

# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 14, No. 21

May 25, 1995

Pages 739-786

## In this issue . . .

Page

<b>Department of Administration</b>	
Notice of commencement of negotiations for engineering services .....	740
Notices of commencement of negotiations for architectural services .....	740, 741
<b>Board of Emergency Medical Services</b>	
Notice of meeting .....	741
<b>Kansas State Treasurer</b>	
Notice of investment rates .....	741
<b>Department of Transportation</b>	
Notice to consulting engineering firms .....	741
Notice to contractors .....	742
<b>Social and Rehabilitation Services</b>	
Notice of hearing on proposed administrative regulations .....	742
<b>University of Kansas Medical Center</b>	
Notice to bidders .....	744
<b>Attorney General</b>	
Opinions No. 95-48 through 95-52 .....	744
<b>Secretary of State</b>	
Notice of election results (corrected) .....	745
Notice of hearing on proposed administrative regulations .....	745
<b>Crawford County</b>	
Request for professional services .....	745
<b>Notice to bidders for state purchases</b> .....	746
<b>Department of Health and Environment</b>	
Notice concerning Kansas water pollution control permits .....	748
Requests for comments on air quality construction permits .....	750, 751
<b>Kansas State University</b>	
Notice to bidders .....	750
<b>State Conservation Commission</b>	
Notice to contractors .....	751
<b>Permanent Administrative Regulations</b>	
Kansas Racing Commission .....	751
<b>Notice of Bond Sale</b>	
City of Maize .....	757
<b>New State Laws</b>	
Senate Bill 312, creating the Kansas Youth Authority .....	758
Senate Bill 190, concerning salaries and compensation .....	759
House Bill 2077, concerning lotteries .....	763
Senate Substitute for House Bill 2287, concerning crimes and punishment; relating to funeral picketing .....	766
House Substitute for Senate Bill 385, making and concerning appropriations .....	766
Governor's line-item veto message .....	777
<b>Index to administrative regulations</b> .....	778

## State of Kansas

**Department of Administration  
Division of Architectural Services**

**Notice of Commencement of  
Negotiations for Engineering Services**

Notice is hereby given of the commencement of negotiations for engineering services for chiller replacement at Breukelman Science Hall, Emporia State University. The project calls for the replacement of the existing chillers with a new 300-ton water cooled chiller. Separate construction documents will be required for the purchase of the chiller and its installation. The estimated cost of the chiller and its installation is \$130,000.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367.

Any questions or expressions of interest should be submitted to Gary Grimes by 5 p.m. June 9.

Thaine Hoffman, AIA  
Director, Division of  
Architectural Services

Doc. No. 016344

## State of Kansas

**Department of Administration  
Division of Architectural Services**

**Notice of Commencement of  
Negotiations for Architectural Services**

Notice is hereby given of the commencement of negotiations for architectural services to design an addition/alteration to the National Guard Armory in Iola. The proposed addition will contain 16,077 square feet and be attached to the existing 14,074 square foot armory, which has a brick and masonry exterior with a concrete floor. Alteration of the existing armory will consist of a lighting upgrade, ADA compliance, parking, sidewalks and utilities. The construction budget is \$1,438,000.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367.

Any questions or expressions of interest should be submitted to Gary Grimes by 5 p.m. June 9.

Thaine Hoffman, AIA  
Director, Division of  
Architectural Services

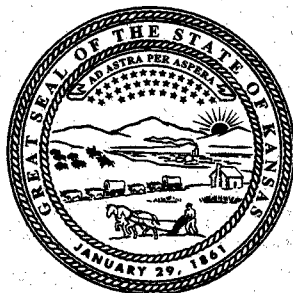
Doc. No. 016343

The Kansas Register (ISSN No. 0662-190) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612-1594. One-year subscriptions are \$60 (Kansas residents must include \$3.69 state and local sales tax). Single copies may be purchased, if available, for \$2 each. Second class postage paid at Topeka, KS.

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

© Kansas Secretary of State 1995. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

**PUBLISHED BY**  
**Ron Thornburgh**  
Secretary of State  
2nd Floor, State Capitol  
300 S.W. 10th Ave.  
Topeka, KS 66612-1594  
(913) 296-2236



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

**State of Kansas  
Board of Emergency Medical Services**

**Notice of Meeting**

The Board of Emergency Medical Services will meet at 9 a.m. Friday, June 2, at Pozez Education Center, Stormont-Vail Medical Center, 1500 S.W. 10th, Topeka. Agenda items include committee reports, a review of the fiscal year 1996 budget, delegation of board duties to board committees, and possible action on requests for proposals.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W. 6th, Topeka, 66603, (913) 296-7296.

Bob McDanel  
Administrator

Doc. No. 016347

**State of Kansas  
Office of the State Treasurer**

**Notice of Investment Rates**

The following rates are published in accordance with K.S.A. 1994 Supp. 75-4210, as amended. These rates and their uses are defined in K.S.A. 75-4201(l), 12-1675(b)(c)(d) and 75-4209(a)(1)(B), as amended.

**Effective 5-29-95 through 6-4-95**

Term	Rate
0-90 days	5.99%
3 months	5.83%
6 months	5.91%
9 months	6.01%
12 months	6.03%
18 months	6.12%
24 months	6.17%
36 months	6.30%
48 months	6.37%

Sally Thompson  
State Treasurer

Doc. No. 016346

**State of Kansas  
Department of Transportation**

**Notice to Consulting Engineering Firms**

The Kansas Department of Transportation is seeking qualified consultant engineering firms for the following project:

**Project: 106-K 5575-01  
106-K 5575-02**

The scope of work is to provide long-term engineering and administrative assistance for the implementation of the Kansas Scenic Byways Program. The consultant will be responsible for planning and presenting workshops, meeting with route sponsors, making field surveys and route evaluations, assisting nominating groups with preparing management plans, attending KSBC meetings,

and other assistance as required. The estimated total project cost is \$215,000.

Responses must be received by June 1 for the consultant engineering firm to be considered. Seven signed copies of responses should be mailed to Mike Stock, P.E., Project Control Engineer, Office of Engineering Support, KDOT, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612.

From firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more than five) and invite them to attend a pre-proposal conference. Firms not selected will be notified by letter.

The Negotiating Committee, appointed by the Secretary of Transportation, will conduct discussion with firms invited to the pre-proposal conference and select one firm with which to negotiate a contract. After a contract has been awarded, the firms not selected will be notified by letter.

It is the policy of KDOT to use the following criteria as the basis for selection of engineering consultant firms:

1. Size and professional qualification.
2. Experience of staff.
3. Location of firm with respect to proposed project.
4. Work load of firm.
5. Firm's performance record.

E. Dean Carlson  
Secretary of Transportation

Doc. No. 016336

**State of Kansas  
Department of Administration  
Division of Architectural Services**

**Notice of Commencement of  
Negotiations for Architectural Services**

Notice is hereby given of the commencement of negotiations for architectural services for a new eight-stall sub-area shop in east Wichita for the Kansas Department of Transportation. The site is 10 acres on the north side of U.S. 54 at the east city limit. The estimated construction cost is \$805,000.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (913) 233-9367.

Any questions or expressions of interest should be submitted to Gary Grimes by 5 p.m. June 9.

Thaine Hoffman, AIA  
Director, Division of  
Architectural Services

Doc. No. 016342

## State of Kansas

## Social and Rehabilitation Services

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 9 a.m. Monday, June 26, in the SRS executive conference room, Office of the Secretary, sixth floor, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider a proposed change in an existing rule and regulation on a temporary and a permanent basis.

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 regulation. All interested parties may submit written comments prior to the hearing to the Secretary of Social and Rehabilitation Services, Room 603-N, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

The phrase "Federal Mandate" following an item indicates that the change is required by federal policy. Optional changes in regulations related to federal programs are subject to approval by the U.S. Department of Health and Human Services.

Copies of the regulation and the economic impact statements may be obtained by contacting Hope Burns, Office of the Secretary, (913) 296-3271.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Hope Burns at (913) 296-3271 or by calling the Kansas Relay Center at 1-800-766-3777.

The adoption of the July 1, 1995, temporary regulation and the September 1, 1995, permanent regulation will take place at 9 a.m. Tuesday, June 27, in the SRS executive conference room. Teleconference will not be available.

A summary of the proposed regulations and their economic impact follows:

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

**30-5-71. Co-payment requirement.** This regulation is being amended to change the inpatient hospital co-payment from \$325 to \$48. (Federal Mandate)

**Economic Impact:** This regulation change will result in an estimated increased cost to the Kansas Department of Social and Rehabilitation Services of \$1,939,000 (\$794,990 state general fund) in fiscal year 1996. The regulation change will reduce the co-payment obligation of Medicaid consumers for inpatient hospitalization.

Rochelle Chronister  
Secretary of Social and  
Rehabilitation Services

Doc. No. 016359

## 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 2 p.m. June 21, and then publicly opened:

## District One—Northeast

**Atchison**—7-3 K-5611-01—K-7 (10th and Main Street) in Atchison, traffic signal. (State Funds)

**Atchison**—3 U-1547-01—City of Atchison, signing. (Federal Funds)

**Douglas-Johnson**—10-106 K-5668-01—K-10, from county route 2101 to I-435, 25.1 miles, signing. (State Funds)

**Johnson**—46 N-0041-01—Overland Park, intersection of 91st and Metcalf Avenue, grading and surfacing. (Federal Funds)

**Leavenworth**—52 C-2468-01—County road, from the east city limits of Tonganoxie, then east, 0.1 mile, grading and bridge. (Federal Funds)

**Leavenworth**—52 U-1548-01—City of Linwood, signing. (Federal Funds)

**Nemaha**—66 C-3093-01—County road, 0.5 mile west of Woodlawn, then east, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**Riley**—24-81 K-4348-01—U.S. 24, from the Clay-Riley county line east and southeast to the junction of K-82, 2.9 miles, grading and surfacing. (State Funds)

**Shawnee**—4-89 K-3362-09—K-4, Oakland Expressway, new interchange at U.S. 24, grading, bridge and surfacing. (Federal Funds)

**Shawnee**—4-89 K-3362-02—K-4, Oakland Expressway, from U.S. 40 north to the south end of the new Kansas River Bridge, 2.4 miles, grading and bridge. (State Funds)

**Wyandotte**—73-105 N-0071-01—U.S. 73, K-7 and Leavenworth Road in Kansas City, interchange construction. (Federal Funds)

## District Two—Northcentral

**Ellsworth**—156-27 K-2089-01—U.S. 156, Turkey Creek Bridge 22, 12.8 miles north of the Barton-Ellsworth county line, 0.2 mile, grading, bridge and surfacing. (State Funds)

**Ellsworth-Lincoln**—70-106 K-5669-01—I-70, from the Russell-Ellsworth county line, east to the Lincoln-Saline county line, 30.5 miles, signing. (State Funds)

**Jewell**—36-45 K-5625-01—U.S. 36, existing guard fence locations, 26 miles, guard fence. (State Funds)

**Saline**—70-85 K-5909-01—Ramps at the I-135 and I-70 interchange, 3.1 miles, overlay. (State Funds)

**Saline**—140-85 K-5910-01—K-140 east of I-135, 0.6 mile, overlay. (State Funds)

**Saline**—135-85 M-1809-01—I-135, from the Saline-McPherson county line, north 9.5 miles, patch, mill, overlay and seal. (State Funds)

**Saline**—85 TE-0038-01—Along the flood control levee on the east side of Salina, 4 miles, pedestrian-bike path. (Federal Funds)

**Saline-Ottawa**—106 K-5667-01—I-70, from the McPherson-Saline county line north to I-70 and from U.S. 81-I-70 north to K-93, 34.8 miles, signing. (State Funds)

#### District Three—Northwest

**Decatur**—83-20 K-4910-01—U.S. 83, from 1,100 feet south of U.S. 36, north to U.S. 36 in Oberlin, 0.2 mile, pavement reconstruction. (State Funds)

**Rooks**—24-82 K-5630-01—U.S. 24 and U.S. 183 in Stockton, traffic signals. (State Funds)

**Smith**—92 C-3220-01—County road, 8 miles north and 1.6 miles west of Lebanon, 0.2 mile, grading and bridge. (Federal Funds)

**Smith**—36-92 K-5626-01—U.S. 36, existing guard fence locations, 14 miles, guard fence. (State Funds)

**Thomas**—70-97 M-1806-01—I-70, 10.3 miles east of the Sherman-Thomas county line, then east 8.7 miles, bituminous seal. (State Funds)

#### District Four—Southeast

**Anderson**—59-2 K-5905-01—U.S. 59, south of 8th Street, north through the north junction of K-31 at Garnett, 0.8 mile, recycle. (State Funds)

**Cherokee-Crawford**—106 X-1912-01—Southeast Kansas Railroad from Sherwin to the Kansas-Missouri state line, signing. (Federal Funds)

**Cherokee-Crawford-Wyandotte**—106 X-1913-01—Kansas City Southern Railway in Cherokee, Crawford and Wyandotte counties, signing. (Federal Funds)

**Coffey**—35-16 M-1807-01—I-35, from the Lyon-Coffey county line, east 12.3 miles, overlay. (State Funds)

**Coffey**—131-16 M-1808-01—K-131, from the north city limits of Lebo north 0.6 mile, overlay. (State Funds)

**Crawford**—19 U-1549-01—K-126 (4th Street) and Locust Street in Pittsburg, traffic signal. (Federal Funds)

**Elk**—99-25 K-4074-03—K-99, 0.2 mile south of the junction of U.S. 160, north to the junction of U.S. 160, 0.2 mile, grading. (State Funds)

**Franklin**—35-30 K-3596-02—I-35, from 1.1 miles east of K-273, northeast to 0.3 mile east of county route 1647, 5.3 miles, pavement reconstruction. (Federal Funds)

**Franklin**—35-30 K-5868-01—I-35, from the junction of U.S. 50, east to the Franklin-Miami county line, concrete patching and overlay. (State Funds)

**Miami**—35-61 K-5869-01—I-35, from the Franklin-Miami county line, east to the Miami-Johnson county line, concrete patching and overlay. (State Funds)

**Miami**—61 K-5890-01—Hillsdale Park, bituminous overlay. (State Funds)

**Miami**—61 U-1550-01—Hospital Drive and Baptist Drive in Paola, traffic signal. (Federal Funds)

**Various counties**—106 X-1910-01—Union Pacific Railroad Line from the Labette County line to the Johnson County line, signing. (Federal Funds)

**Various counties**—106 X-1911-01—Union Pacific Railroad Line from the Montgomery County line to Paola, signing. (Federal Funds)

#### District Five—Southcentral

**Barber**—281-4 K-3377-02—U.S. 281, from the Oklahoma-Kansas state line north to K-2 (except Hardtner), 5.3 miles, surfacing. (State Funds)

**Barber**—281-4 K-3377-03—U.S. 281, from the south city limits of Hardtner, north and east to the east city limits of Hardtner, 0.5 mile, recycle. (State Funds)

**Cowley**—166-18 K-4354-01—U.S. 166, Arkansas City bypass, east 3.7 miles to east of county route 15, grading and bridge. (State Funds)

**Sedgwick**—15-87 K-3684-01—K-15, south of the Sumner-Sedgwick county line, northwest to Sunny Dell Street in Derby, 5.7 miles, grading and bridge. (State Funds)

**Sedgwick**—87 TE-0040-01—Along Gypsum Creek from Douglas Road to Cessna Park in Wichita, 3.5 miles, pedestrian-bike path. (Federal Funds)

#### District Six—Southwest

**Seward**—83-88 K-4915-01—U.S. 83, intersection of Kansas Avenue and Railroad Street in Liberal, 0.1 mile, intersection improvement. (State Funds)

**Seward**—58-88 M-1811-01—U.S. 54, from the Kansas-Oklahoma state line, northeast to the west city limits of Liberal, 3.6 miles, chip seal. (State Funds)

**Seward**—83-88 M-1810-01—U.S. 83, from the Kansas-Oklahoma state line northwest to the south city limits of Liberal, 2.4 miles, chip seal. (State Funds)

**Wichita**—25-102 K-4620-01—K-25, intersection of K-96 and K-25 in Leoti, 0.1 mile, intersection improvement. (State Funds)

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

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

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

E. Dean Carlson  
Secretary of Transportation

Doc. No. 016356

## State of Kansas

## University of Kansas Medical Center

## Notice to Bidders

Sealed bids for items listed below will be received by the University of Kansas Medical Center, Purchasing Department, 3901 Rainbow Blvd., Kansas City, KS 66160-7162, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call Peggy Davis at (913) 588-1115 for additional information.

Wednesday, June 7, 1995

725462

Dynamic signal analyzer

Barbara Lockhart  
Purchasing Director

Doc. No. 016345

## State of Kansas

## Attorney General

## Opinion No. 95-48

**State Institutions and Agencies; Historical Property—Kansas Soldiers' Home—Control of Institution; Security Officer; Authority.** Stuart Brenn, Chairman, Kansas Commission on Veterans' Affairs, Levant, May 2, 1995.

Because the person employed as a security officer at the Kansas Soldiers' Home is not serving in a position of public employment which is vested by law with the performance of law enforcement duties, the person is not a law enforcement officer. Cited herein: K.S.A. 1994 Supp. 21-3110; 22-2202; K.S.A. 22-2403; 73-1210a; 76-1904. RDS

## Opinion No. 95-49

**Schools—Miscellaneous Provisions—Early Retirement Incentive Programs; Establishment Authorized; Cash-Basis; Effect.** Senator Dave Kerr, 34th District, Hutchinson, May 9, 1995.

The Kansas cash-basis law does not prohibit a unified school district from establishing an early retirement incentive program which outlines payment of pension benefits over a period exceeding one fiscal year, provided the obligation to pay the pension benefits is subject to the occurrence of a contingency. Because the legislature has not established a time frame for extended, sabbatical and other leave, the length of time permitted for such leave will be governed by the terms of the agreement entered into by the board of education and the teacher or administrator. No one has been given the legal obligation of providing KPERS with notice at the time a retirant has reached the earning limitation set forth in K.S.A. 1994 Supp. 74-4914. An employee of a unified school district gains through continued service to the school district certain vested rights in the early retirement incentive program established by the school district. Such rights are afforded the protection of the contract clause of the United States Constitution and may not be retroactively changed in a substantial manner by the unified school district. Cited herein: K.S.A. 1994 Supp. 10-1101; K.S.A. 10-1113; 10-1119; K.S.A. 1994 Supp. 72-5395; K.S.A. 72-

5397; 72-5410; 72-5411; 72-5412; 72-5413; 72-5414; 72-5436; 72-5451; 72-9001; K.S.A. 1994 Supp. 74-4902; 74-4914; K.S.A. 74-4924; K.S.A. 1994 Supp. 77-415; L. 1980, ch. 220, § 1; U.S. Const., Art. 1, § 10. RDS

## Opinion No. 95-50

**Minors—Kansas Juvenile Offenders Code—Prohibiting Placement or Detainment of Juvenile in Jail; Detention of Juvenile in the Absence of a Complaint.** Judge Carl B. Anderson, Jr., Ninth Judicial District, McPherson, May 15, 1995.

A juvenile who is 16 years of age or older and has been detained—but not yet charged—for an act which would constitute the commission of a felony if committed by an adult is a "juvenile offender" as defined at K.S.A. 1994 Supp. 38-1602(b) and may not be detained in jail. However, a juvenile who falls within one of the exceptions to the definition of a "juvenile offender" contained in K.S.A. 1994 Supp. 38-1602(b)(3)-(7) or who falls within one of the jail prohibition exceptions contained in K.S.A. 38-1691 may be detained in jail. Cited herein: K.S.A. 1994 Supp. 8-2117; K.S.A. 32-1040; K.S.A. 1994 Supp. 38-1602; K.S.A. 38-1621; 38-1691. MF

## Opinion No. 95-51

**State Departments; Public Officers and Employees—Department of Human Resources; Division of Workers Compensation—Permissibility of Administrative Law Judge Serving as Municipal Court Judge.** Wayne L. Franklin, Secretary, Kansas Department of Human Resources, Topeka, May 15, 1995.

An administrative law judge employed by the Division of Workers Compensation of the Department of Human Resources is not prohibited by statute for also serving part time as judge of a municipal court, as long as the individual serving in both capacities devotes full time to the duties of administrative law judge. Cited herein: Kan. Const., Art. 3, § 13; K.S.A. 12-4104; K.S.A. 1994 Supp. 12-4106; 75-5708. LEG

## Opinion No. 95-52

**Cities of the First Class; Government by Mayor and Council and General Laws—Public Improvements—Cities Over 200,000; Issuance of Bonds for Public Improvements; City Home Rule Authority.** Thomas R. Powell, Bond Counsel for the City of Wichita, Wichita, May 15, 1995.

The City of Wichita may, pursuant to its constitutional home rule authority granted in Article 12, Section 5 of the Kansas Constitution, exempt itself from the provisions of K.S.A. 13-1024c and pass a charter ordinance authorizing the issuance of general obligation bonds to assist in the financing of a downtown hotel convention center project. The issuance of the city's general obligation bonds to help finance the project serves a valid public purpose. Cited herein: K.S.A. 10-301; 10-306; 13-1024a; 13-1024c; 79-5037; Kan. Const., Art. 12, § 5. REF

Carla Stovall  
Attorney General

Doc. No. 016365

State of Kansas

**Secretary of State**

**Corrected Notice of Election Results**

(Editor's Note: Incorrect election results from the April 4, 1995, general election were submitted by the Trego County Clerk to the Secretary of State's office and subsequently published in the Kansas Register April 27, 1995. The corrected results, submitted by the Trego County Clerk May 2, 1995, are published below.)

Pursuant to K.S.A. 17-5907, the results of an election held in Trego County on April 4, 1995, on the question of whether certain business entities may establish dairy production facilities were 233 votes in favor of and 785 votes against such establishment. Dairy production facilities are not allowed to be established in Trego County.

Ron Thornburgh  
Secretary of State

Doc. No. 016358

State of Kansas

**Secretary of State**

**Notice of Hearing on Proposed Administrative Regulations**

A public hearing will be conducted at 9 a.m. Monday, June 26, in the conference room of the Secretary of State's Office, Room 231-N, State Capitol, 300 S.W. 10th Ave., Topeka, to consider the adoption of proposed amended temporary and permanent rules and regulations of the Office of the Secretary of State.

K.A.R. 7-36-1 through 7-36-6 pertain to advance voting. Advance voting will allow registered voters to cast their ballots up to 20 days prior to an election. It replaces absentee voting, except for federal services ballots. There will be minimal economic impact on governmental agencies or the general public as a result of these proposed regulations.

**Article 36.—ABSENTEE AND ADVANCE VOTING**

K.A.R. 7-36-1 addresses absentee and advance voting ballot envelope retention and format.

K.A.R. 7-36-2 addresses classification of permanent advance voter status.

K.A.R. 7-36-3 addresses assisting advance voting voters.

K.A.R. 7-36-4 addresses use of advance voting voter lists.

K.A.R. 7-36-5 addresses counting advance voting ballots.

K.A.R. 7-36-6 addresses prevention of voting twice.

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. Comments may be submitted prior to the hearing to Jenny Chaulk Wentz, Legal Counsel, Office of the Secretary of State, 2nd Floor, State Capitol, 300 S.W. 10th Ave., Topeka, 66612.

All interested parties will be given a reasonable opportunity at the hearing to present their views. It may be necessary to request each participant to limit any oral presentation to five minutes. Any person requiring visual or communication aid or assistance, building access as-

sistance or other similar assistance should contact this office so appropriate arrangements can be made.

Copies of the regulations and their fiscal impact statements may be obtained at the address above or by calling (913) 296-2114.

Ron Thornburgh  
Secretary of State

Doc. No. 016340

State of Kansas

**Crawford County**

**Request for Professional Services**

Crawford County is requesting professional architectural/engineering and security design services for a new 76-bed (expandable to 100-bed) county jail and sheriff's office. Respondents must be familiar with and provide design services to comply with:

1. The American Correctional Association Standards.
2. The American Disabilities Act.
3. The State of Kansas Jail Standards.
4. State and local code requirements.

Firms wishing to be considered for this project must submit five copies of the statement of interest and qualifications to Jim Emerson, Crawford County Counselor, P.O. Box 249, Girard, 66743.

The qualifications must include a list of county jails and law enforcement facilities that the firm has completed within the last five years.

In order to be considered, five copies of the statement of interest and qualification must arrive at the above address by the close of business June 16. For further information contact Jim Emerson, county counselor, at the address above, (316) 724-6390.

From firms expressing interest, the Jail Committee will select a list of the most highly qualified (not less than three, nor more than five) and invite them to make a proposal to the Jail Committee. Firms not selected will be notified by letter.

This is *not* a request for proposals. Crawford County is not obligated by this announcement to award any contract.

The Jail Committee will conduct discussions with firms invited to make a proposal and will select one firm with which to negotiate a contract. After a contract has been awarded, the firms not selected will be notified by letter.

Crawford County shall use the following criteria to select a firm to perform professional architectural/engineering and security design services:

1. Size and professional qualifications.
2. Experience of staff.
3. Experience with similar projects.
4. Work load of firm.
5. Firm's performance record.

Jim Emerson  
Crawford County Counselor

Doc. No. 016351

## State of Kansas

Department of Administration  
Division of Purchases

## Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Room 102, Landon State Office Building, 900 S.W. Jackson, 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, June 5, 1995

31171

Statewide—Anti-freeze

01730

Hutchinson Correctional Facility—Security metal doors and frames

Tuesday, June 6, 1995

31172

Emporia State University—Cleaning chemicals, supplies and equipment

31177

Kansas Bureau of Investigation—Folders and color coded numbers

01685

Board of Healing Arts—Boardroom furniture

01729

Lansing Correctional Facility—Walk-in freezer

01736

Department of Transportation—Furnish and install overhead doors, Shawnee

01737

University of Kansas Medical Center—Bedside point of care terminals

01739

University of Kansas—Moving services

01740

Department of Transportation—Hydraulic forklift, Hutchinson, Chanute, Topeka

01741

Department of Transportation—Self-propelled pneumatic roller, various locations

01742

Department of Transportation—Truck, Hutchinson

01744

Department of Transportation—Furnish and install doors, Paola

01745

Fort Hays State University—Chairs

01746

State Historical Society—Map cabinets

01747

State Historical Society—Microfiche and microfilm cabinets

01748

Fort Hays State University—Lounge furniture

01749

Fort Hays State University—Lounge furniture

01750

Lansing Correctional Facility—Floor machines

01751

Kansas State University—Unix workstation (Sparcstation 5)

01783

University of Kansas—Microcomputers

Wednesday, June 7, 1995

31174

Kansas Correctional Industries—Reconditioned 55-gallon drums

31178

Department of Transportation—Promotional items

01764

Department of Transportation—Skid steer loaders, Salina and Chanute

01765

Department of Transportation—Wheel loader, Norton

01766

Kansas Highway Patrol—Surveying system

01767

Topeka State Hospital—Lounge furniture

01768

University of Kansas Medical Center—Storage and retrieval system

01769

Department of Transportation—Vehicle speed and volume recorders

01770

Department of Transportation—Portable traffic counters

01778

Department of Transportation—Slope mowers, Chanute

01779

Department of Transportation—Lawn mowers, various locations

01780

Department of Transportation—Pavement saws, various locations

01781

Department of Transportation—Aggregate (Kingman and Lyons)

01782

Pittsburg State University—Furnish and install IDLC video equipment

01803

Department of Transportation—Emergency vehicle sirens

Thursday, June 8, 1995

A-7685

Emporia State University—Energize main switchgear, primary distribution system

31179

Statewide—Individual portions

01834

Department of Transportation—Vibratory plate compactors and rammers

01835

Department of Transportation—Portable traffic control lights

01836

Department of Education—Plain paper copier



Friday, June 9, 1995

A-7535

University of Kansas—Replace walk-in coolers, Haworth Hall

01794

Department of Transportation—Loader-backhoe, Salina, Hutchinson

01795

Department of Transportation—Motor grader, various locations

01796

Department of Transportation—Construction power hammers and breakers, various locations

01799

State Corporation Commission—Automated tape library system backup and software

01805

Fort Hays State University—Excavation work

01815

Emporia State University—Vertical reciprocating conveyor

01816

Emporia State University—Undergraduate catalogs

01818

Department of Revenue—OS200A envelope

01821

Hutchinson Correctional Facility—Furnish and install controller

Monday, June 12, 1995

31168

Statewide—Sutures (Class 12)

Tuesday, June 13, 1995

A-7423

Osawatomie State Hospital—Boiler No. 3 replacement

A-7590

Department of Administration, Division of Facilities Management—Fire alarm expansion

A-7642

Department of Social and Rehabilitation Services—Replacement of boilers and pumps, Chanute

01844

Fort Hays State University—Furnish and set up hydraulic and pneumatic training system, Landon State Office Building

Wednesday, June 14, 1995

01797

University of Kansas Medical Center—Furnish and install video equipment (VGA monitors)

01819

University of Kansas—Stage lighting control system

Thursday, June 15, 1995

0-1743

Adjutant General's Department—Furnish and install electrical work

01820

Adjutant General's Department—Furnish and install communications cabling

01839

State Historical Society—Track light fixtures

01845

State Corporation Commission—Computer server system

01846

Department of Social and Rehabilitation Services—Computer file server

Friday, June 16, 1995

01798

Department of Transportation—Radio test equipment

01804

Larned State Hospital and Osawatomie State Hospital—Pharmacy software system

01837

Kansas Insurance Department—Furnish and install Compaq upgrade

01840

Winfield State Hospital—Token ring cards

01841

Department of Transportation—Computer server package

01847

Lansing Correctional Facility—Furnish and install radio antenna

Tuesday, June 20, 1995

01838

Osawatomie, Larned and Winfield State Hospitals—Telecommunications projects

Monday, June 26, 1995

31184

Department of Wildlife and Parks—Kanopolis Wildlife Area hay lease

Tuesday, June 27, 1995

31167

University of Kansas Medical Center—Aircraft insurance

\*\*\*\*\*

Request for Proposals

Monday, June 5, 1995

01817

Printing of data book project for the Department of Commerce and Housing

Friday, June 9, 1995

31181

Kansas consumer travel study for the Department of Commerce and Housing

Thursday, June 22, 1995

31173

Janitorial services for Topeka State Hospital

Leo E. Vogel  
Acting Director of Purchases

Doc. No. 016357

## State of Kansas

Department of Health  
and EnvironmentNotice 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-95-39/42

Name and Address of Applicant	Waterway	Type of Discharge
City of Beloit 119 N. Hersey Ave. Beloit, KS 67420 Mitchell County, KS	Solomon River	Secondary wastewater facility treatment
Kansas Permit No. M-S005-I001		Fed. Permit No. KS-0021903

Description of Facility: This facility is designed for the treatment of domestic sewage. 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, and are water quality based.

Name and Address of Applicant	Waterway	Type of Discharge
Killough Enterprises, Inc. Lawrence Quarry-Lawrence P.O. Box 3729 Lawrence, KS 66046-0729	Kansas River via Wakarusa River via Clinton Lake via unnamed tributary	Quarry pit dewatering and uncontaminated stormwater runoff water quality criteria

Douglas County, Kansas  
Kansas Permit No. I-KS31-P008 Fed. Permit No. KS-0116114

Description of Facility: This facility is engaged in quarrying, crushing and washing limestone approximately nine months per year. All washwater is recycled using a quarry pond and settling ponds. 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.

Name and Address of Applicant	Waterway	Type of Discharge
McCall Pattern Company 615 McCall Road Attn: Randy Peterson Manhattan, KS 66502 Pottawatomie County, Kansas	Kansas River via unnamed tributary	Noncontact cooling water
Kansas Permit No. I-KS38-C001		Fed. Permit No. KS-0091286

Description of Facility: McCall Pattern Company primarily manufactures, warehouses and distributes sewing and craft patterns. A limited amount of commercial printing also occurs. Noncontact, additive free cooling water is discharged. This is a new 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.

Name and Address of Applicant	Waterway	Type of Discharge
NAZDAR 8501 Hedge Lane Terrace Shawnee, KS 66226	Kansas River via Mill Creek via Clear Creek via unnamed ditch	Cooling tower blowdown, noncontact cooling water and stormwater runoff
Johnson County, Kansas Kansas Permit No. I-KS68-C002		Fed. Permit No. KS-0091219

Description of Facility: This facility manufactures screen printing inks from containerized raw materials. Large scale mixers, grinders and roller mills used in the manufacturing process are cleaned with solvents which are shipped out for recycling. There are no floor drains and floors are dry cleaned. Cooling tower blowdown and noncontact cooling water are discharged into a drainage ditch leading to Clear Creek. The average design discharge, excluding stormwater runoff, is about 1650 gpd. This is a new 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.

## Public Notice No. KS-AG-95-71/78

Name and Address of Applicant	Legal Description	Receiving Water
Hitch Feeders II, Inc. Paul H. Hitch, President P.O. Box 1629 Garden City, KS 67846	SW/4, Sec. 23, T27S, R34W, Haskell County	Cimarron River Basin
Kansas Permit No. A-CIHS-C002		Federal Permit No. KS-0039519

The feedlot has capacity for approximately 50,000 cattle with expansion planned for an additional 11,600 cattle and 10,000 swine with a contributing drainage area of approximately 320 acres, plus 10 enclosed swine buildings. This is an expansion of an existing facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 217 acre-feet.

Compliance Schedule: An additional 230 acres of disposal area shall be obtained within six months after construction of the swine facility through purchase, rental or lease agreement. Written verification of the acquisition of the disposal area shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Marvin Neville Route 3, Box 96B Kingman, KS 67068	NE/4, Sec. 32, T28S, R8W, Kingman County	Lower Arkansas River Basin
Kansas Permit No. A-ARKM-H001		Federal Permit No. KS-0091651

The proposed facility will have capacity for approximately 4,000 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of minimum requirements.

Compliance Schedule: Dewatering equipment shall be obtained within six months after the issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 180 gallons per minute and dispersing the wastewater over 140 acres of land suitable for waste application. Written verification of acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Seaboard Farms, Inc. Doug McCright 506 N. Roosevelt Guymon, OK 73942	NW/4, Sec. 22, T31S, R39W, Stevens County	Cimarron River Basin
Kansas Permit No. A-CISV-H002		Federal Permit No. KS-0091634

The proposed facility will have capacity for approximately 7,009 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Seaboard Farms, Inc. Doug McCright Farm Units 12, 13, 15 & 16 506 N. Roosevelt Guymon, OK 73942	N/2, Sec. 33, T31S, R39W, Morton County NE/4, Sec. 34, NE/4, Sec. 25, NW/4, Sec. 25, T31S, R39W, Stevens County	Cimarron River Basin

Kansas Permit No. A-CISV-H001 Federal Permit No. KS-0091626

The proposed facility will have capacity for approximately 28,036 swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Raeborn Nelson Route 2, Box 266 Chanute, KS 66720	NE/4, Sec. 4, T27S, R17E, Wilson County	Verdigris River Basin

Kansas Permit No. A-VEWL-S021

The existing facility has the capacity for approximately 800 swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of minimum requirements.

Compliance Schedule: 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
David Ungeheuer Route 1 Centerville, KS 66014	NW/4, Sec. 34, T21S, R22E, Linn County	Marais des Cygnes

Kansas Permit No. A-MCLN-S013

The existing facility has the capacity for approximately 1,500 swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of minimum requirements.

Compliance Schedule: 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
Rottinghaus Holstein Farm c/o Walt Rottinghaus Route 2, Box 7 Seneca, KS 66538	SW/4, Sec. 14, T2S, R12E, Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-M015

The dairy has capacity for approximately 80 dairy cattle with expansion planned for an additional 170 dairy cattle and a contributing drainage area of approximately 1.5 acres plus parlor wastes. This is an expansion of an existing facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 2.6 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
Footo Cattle Company Bob Footo P.O. Box 11 Bucyrus, KS 66013	SE/4, Sec. 21, T15S, R24E, Miami County	Marais des Cygnes River Basin

Kansas Permit No. A-MCMI-B003

The feedlot has capacity for approximately 350 cattle and a contributing drainage area of approximately 4.4 acres. This is a new facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 3.51 acre-feet.

Compliance Schedule: None, existing controls adequate.

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 June 23 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-95-39/42, KS-AG-95-71/78) 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 283, 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.

James J. O'Connell  
Secretary of Health  
and Environment

Doc. No. 016352

## State of Kansas

## Kansas State University

## Notice to Bidders

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

Tuesday, June 6, 1995

#50209

Residual gas analysis system

#50211

Microplate spectrophotometer

William H. Sesler  
Director of Purchasing

Doc. No. 016349

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding an amendment to an existing air quality construction permit. Contour Products, Inc. has applied for a modification to its air quality permit in accordance with the provisions of K.A.R. 28-19-300. Potential emissions of volatile organic compounds were evaluated during the permit review process.

Contour Products, Inc., 4001 Kaw Drive, Kansas City, Kansas, owns and operates the stationary source located at the same address, at which the permit amendment is proposed.

A copy of the proposed permit, request for the permit amendment, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, Kansas, and at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka. To obtain or review the proposed permit and supporting documentation, contact Bruce Andersen at the Wyandotte County Health Department, (913) 573-6700, or Connie Carreno at the Kansas Department of Health and Environment, (913) 296-6422. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit amendment to Bruce Andersen, Department of Air Quality, Wyandotte County Health Department. Written comments must be received by the close of business June 28 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, Kansas Department

of Health and Environment, Building 283, Forbes Field, Topeka, 66620, not later than the close of business of June 28 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell  
Secretary of Health  
and Environment

Doc. No. 016354

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. General Electric Aircraft Engine Maintenance Center has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to construct a jet engine test cell. Emissions of NO<sub>x</sub>, CO, SO<sub>2</sub>, nonmethane VOC, and particulate matter were evaluated during the permit review process.

General Electric, P.O. Box 797, Arkansas City, owns and operates the stationary source located at Strother Field in Cowley County, at which the test cell is to be constructed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE south central district office, 130 S. Market, sixth floor, Wichita. To obtain or review the proposed permit and supporting documentation, contact Michael Stewart, (913) 296-1994, at the KDHE central office, or David Butler, (316) 337-6020, at the KDHE south central district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael Stewart, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620, (913) 296-1994. Written comments must be received by the close of business June 26 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business June 26 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell  
Secretary of Health  
and Environment

Doc. No. 016353

## State of Kansas

## State Conservation Commission

## Notice to Contractors

Sealed bids for the construction of a livestock waste system for a confined beef feedlot in Marion County will be received by the Dickinson County Conservation District at the district office, 326 N.E. 14th, Abilene, 67410-1928, until 3 p.m. June 6, and then opened. A copy of the invitation for bids and plans and revised specifications can be obtained at the district office, (913) 263-2787.

Kenneth F. Kern  
Executive Director

Doc. No. 016348

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Parsons Pet Hospital has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a dual chamber incinerator to burn animal carcasses. An incinerator, which is an emission unit, was evaluated during the permit review process.

Parsons Pet Hospital, 3830 W. Main, Parsons, owns and operates the stationary source located at the same address, at which the incinerator is to be installed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE southeast district office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact David Peter, (913) 296-1615, at the KDHE central office, or Lynn Ranabargar, (316) 431-2390, at the KDHE southeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to David Peter, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620, (913) 296-1615. Written comments must be received by the close of business June 26 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business June 26 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell  
Secretary of Health  
and Environment

Doc. No. 016355

## State of Kansas

## Kansas Racing Commission

Permanent Administrative  
Regulations

## Article 3.—APPLICATION PROCEDURE

**112-3-16. Organization license application forms and fees for fair associations and the state of Kansas.** (a) Modified organization license application forms may be drafted by the commission for fair associations and for the state of Kansas or any political subdivision thereof subject to the provisions of K.S.A. 74-8813 as amended by L. 1994, Ch. 146, Sec. 5, K.S.A. 74-8814 as amended by L. 1994, Ch. 146, Sec. 6, and K.S.A. 74-8815.

(b) The following application fees shall apply:

- (1) \$50 for parimutuel racing not to exceed eleven days;
- (2) \$100 for parimutuel racing with not less than twelve nor more than twenty-one days; and
- (3) \$500 for parimutuel racing exceeding twenty-one days. (Authorized by K.S.A. 1993 Supp. 74-8804 as amended by L. 1994, Ch. 146, Sec. 3; implementing K.S.A. 1993 Supp. 74-8804 as amended by L. 1994, Ch. 146, Sec. 3, K.S.A. 74-8813 as amended by L. 1994, Ch. 146, Sec. 5, K.S.A. 74-8814 as amended by L. 1994, Ch. 146, Sec. 6, and K.S.A. 74-8815; effective, T-89-6, Jan. 21, 1988; effective Sept. 20, 1988; amended March 19, 1990; amended July 10, 1995.)

## Article 9.—PARIMUTUEL WAGERING

**112-9-1. Definitions as used in these regulations and the racing act.** (a) "Business day," as used in K.S.A. 74-8823(c) and amendments thereto, shall mean the first working day following a performance.

(b) "Working day," as used in subsection (a) above, shall have the same meaning as set forth for "business day" in K.S.A. 45-217(a), and amendments thereto. (Authorized by K.S.A. 1993 Supp. 74-8804 as amended by L. 1994, Ch. 146, Sec. 3 and implementing K.S.A. 1993 Supp. 74-8823; effective Sept. 6, 1994; amended July 10, 1995.)

**112-9-21a. Pick three pools.** (a) The pick three requires selection of the first-place finisher in each of three specified contests.

(b) The net pick three pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

- (1) as a single price pool to those whose selection finishes first in each of the three contests; but if there are no such wagers, then
- (2) as a single price pool to those who select the first-place finisher in any two of the three contests; but if there are no such wagers, then
- (3) as a single price pool to those who select the first-place finisher in any one of the three contests; but if there are no such wagers, then
- (4) the entire pool shall be refunded on pick three wagers for those contests.
- (c) If there is a dead heat for first in any of the three contests involving contestants representing the same bet-

(continued)

ting interest, the pick three pool shall be distributed as if no dead heat occurred.

(d) If there is a dead heat for first in any of the three contests involving contestants representing two or more betting interests, the pick three pool shall be distributed as a single price pool with each winning wager receiving an equal share of the profit.

(e) If a betting interest in any of the three pick three contests is scratched, the actual favorite, as determined by total amounts wagered in the win pool at the close of wagering on that contest, shall be substituted for the scratched betting interest for all purposes, including pool calculations. If the win pool total for two or more favorites is identical, the substitute selection shall be the betting interest with the lowest program number. The racing or wagering equipment or services licensee shall produce reports showing each of the wagering combinations with substituted betting interests which became winners as a result of the substitution, in addition to the normal winning combination.

(f) If all three pick three contests are canceled or declared "no contest," the entire pool shall be refunded on pick three wagers for those contests.

(g) If one or two of the pick three contests are canceled or declared "no contest," the pick three pool shall remain valid and shall be distributed in accordance with subsection (b) of this regulation. (Authorized by K.S.A. 1993 Supp. 74-8804 as amended by L. 1994, Ch. 146, Sec. 3; implementing K.S.A. 74-8819; effective June 1, 1992; amended July 10, 1995.)

#### Article 17.—FAIR ASSOCIATION OR HORSEMEN'S NONPROFIT ORGANIZATION

**112-17-1. Application procedure, fair association and horsemen's nonprofit organization applicant.** (a) Any fair association, as defined in K.S.A. 74-8802(h), and horsemen's nonprofit organization, as provided in K.S.A. 74-8814, as amended, may apply to the commission for an organization license to conduct races on which parimutuel wagering is permitted.

(b) Each application shall be completed upon a form provided by the commission. If the applicant proposes to contract with a facility owner or facility manager, or both, to own or operate the racetrack facility, the completed organization applicant form shall accompany the facility owner and facility manager applications.

(c) Each application and any attached documents required by these regulations shall be submitted as a single package. An original and 10 copies of the application and documents shall be filed with the executive director at the commission offices. Each application shall be verified under oath by the authorized officer or officers of the applicant, and all copies shall be manually signed in ink.

(d) Unless otherwise directed by the commission, applications shall be filed with the commission not later than 120 calendar days prior to the first performance of the race meeting the applicant proposes to conduct.

(e) If the applicant proposes to construct a racetrack facility, a deposit as required by K.S.A. 74-8813(b), as amended by L. 1994, Ch. 146, Sec. 5, shall be paid in addition to the application fee and submitted with the ap-

plication. The fee and deposit shall be paid in the form of a certified check or bank draft. Each applicant that is granted an organization license shall pay an application fee in the form of a certified check or bank draft as follows:

(1) for a license to conduct races with parimutuel wagering on not more than 11 days, \$50;

(2) for a license to conduct races with parimutuel wagering on at least 12 but not more than 21 days, \$100; and

(3) if the applicant is the Greenwood County fair association, a horsemen's nonprofit organization or the Anthony fair association, for a license to conduct races at Eureka Downs, Anthony Downs, or a racetrack facility on or adjacent to premises used by a fair association to conduct fair activities on more than 21 days as specified by the commission, \$500.

(f) Unless otherwise directed by the commission, the license fee required by K.S.A. 74-8814(a) for the initial race meeting shall be paid to the commission within 60 days after the granting of the applicant's organization license. Thereafter, the license fee shall be paid to the commission on or before a date that is 60 days before the first race conducted at the race meeting to which the license fee applies. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-2. Application form, fair association and horsemen's nonprofit organization applicant.** (a) Each application for a fair association organization license or a horsemen's nonprofit organization license, as provided in K.S.A. 74-8814, as amended, shall contain the following:

(1) a description of the applicant's organizational structure, including:

(A) the applicant's full name;

(B) the applicant's business address and telephone number;

(C) if applicable, the date the applicant commenced operating a fair;

(D) current copies of the applicant's articles of incorporation, bylaws, rules and regulations or any other agreements or documents that create or govern the applicant's organization;

(E) a statement of good standing from the secretary of state;

(F) the full names, including any aliases or previous names, dates of birth and addresses of the applicant's officers. As to each officer, the applicant shall disclose the nature and extent of any voting interest in the applicant; and

(G) the full names, including any aliases or previous names, dates of birth and addresses of any principal shareholder or principal member of the applicant. As to each member or shareholder, the applicant shall disclose the nature and extent of voting interest in the applicant.

(2) a statement whether the applicant is directly or indirectly controlled to any extent or in any manner by an-

other individual or entity. If so, the applicant shall disclose the identity of the controlling entity and a description of the nature and extent of control;

(3) copies of any contracts, agreements or understandings that the applicant or any individual or entity identified pursuant to this regulation has entered into or proposes to enter into regarding applicant's race meeting. If the contract, agreement or understanding is an oral one, a written statement explaining the substance of the oral agreement shall be included;

(4) copies of any contracts, agreements or understandings that the applicant has entered into or proposes to enter into for the payment of fees, rents, salaries or other compensation by the applicant. If the contract, agreement or understanding is an oral one, a written statement explaining the substance of the oral agreement shall be included;

(5) a statement whether the applicant, or any director, officer, policy-making manager, principal shareholder or principal member owns or has owned any interest in any racing-associated or gambling-associated firm, partnership, association or corporation licensed by a governmental authority. If so, a description of the circumstances surrounding the interest or participation shall be provided, including the identity of the license or permit holder, the nature of the license or permit, the identity of the issuing authority and the dates of the issuance and any termination of the license or permit; and

(6) a statement whether the applicant, any officer, any director, any principal shareholder or any principal member has complied with and is in compliance with K.S.A. 1993 Supp. 74-8810.

(b) For purposes of this regulation a principal member or principal shareholder is one who owns an interest in the applicant of three percent or more.

(c) Each exhibit, statement, report, paper or other document submitted in support of the application shall be current, accurate and complete. Any change shall be reported immediately to the commission during the period of application or licensure. At all times, a current copy of the documents supporting the application shall be recorded in the commission office. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-3. Site and physical plant, fair association and horsemen's nonprofit organization applicant.** Each application for a fair association and horsemen's nonprofit organization license in which the applicant proposes to own or to construct a racetrack facility shall contain the following information: (a) the address, including the county and municipality, of the racetrack facility at which the applicant proposes to conduct racing;

(b) a site map that reflects existing and proposed highways and streets adjacent to the racetrack facility;

(c) a description of the grandstand, including the indoor and outdoor seating capacities, the location of food,

drink and other concessions, the number and location of restrooms and the number and location of drinking fountains;

(d) the types of racing for which the facility is designed, whether greyhound or horse and, if horse, the breed of horse;

(e) racetrack dimensions by circumference, width, banking, location of starting gates or boxes, length of stretch, and type of surface, as well as a description of equipment that will be used to maintain the track surface. If the applicant proposes more than one racetrack, the applicant shall provide the details for each;

(f) for horse racetracks, a description of horse stalls which includes the dimensions, separation, location and total number of stalls;

(g) for greyhound racetracks, a description of facilities to accommodate greyhounds which includes the location, number, method of construction and size of crates, as well as the location, size and number of any turnout pens;

(h) as directed by the commission, a description of testing facilities;

(i) for horse racetracks, a description of the jockeys' and drivers' quarters which includes changing areas and a listing of any equipment to be located in the quarters;

(j) a description of the totalisator system, including the approximate location of bettors' windows, the money room, totalisator equipment and, if known, the identity of the totalisator provider;

(k) a description of the parking, including the road surface on the parking areas, the distance between parking and the grandstand, the access to parking from surrounding streets and highways and the number of public and other parking spaces available;

(l) a description of any improvements and equipment to be used for security, fire and safety purposes, including the identity of the provider of the equipment, if known;

(m) a description of the starting, timing video replay and photo finish equipment, including the provider of the equipment, if known; and

(n) a description of the work areas to be used by the commission, its employees and agents. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-4. Financial resources, fair association and horsemen's nonprofit organization applicant.** Each application for a fair association or horsemen's nonprofit organization license in which the applicant proposes to own or to construct a racetrack facility shall contain the following information concerning the applicant's financial resources: (a) if the applicant is a fair association, copies of the past five annual reports of the fair association filed with the state board of agriculture pursuant to K.S.A. 2-128; and

(b) a financial statement that reflects the applicant's current assets, including investments, loans and advances

(continued)

receivable, and fixed assets and current liabilities, including loans and advances payable, long-term debt and equity. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-5. Financial plan, fair association and horsemen's nonprofit organization applicant.** Each application for a fair association or horsemen's nonprofit organization license in which the applicant proposes to own or to construct a racetrack facility shall contain the following information concerning the applicant's financial plan: (a) financial projections for each of the first and the next three racing years, with separate schedules based upon the number of racing days and types of parimutuel wagers the applicant requires to break even and the optimum number of racing days and types of wagers applicant requests for each year;

(b) statements disclosing the following assumptions:

- (1) average daily attendance;
- (2) average daily per capita handle and average wager;
- (3) retainage;
- (4) admissions to the racetrack, including paid and free admissions;
- (5) parking volume, fees and other revenues;
- (6) concessions and program sales;
- (7) purses;
- (8) parimutuel expense;
- (9) breed funds;
- (10) payroll including reimbursement to the commission as authorized by the act;
- (11) operating supplies and services;
- (12) utilities;
- (13) repairs and maintenance;
- (14) insurance;
- (15) membership expense;
- (16) security expense;
- (17) legal and audit expense; and
- (18) debt service.

(c) statements disclosing the following projected profit and loss elements:

(1) total revenue, including projected revenues from retainage and breakage, admissions, parking, concessions and program operations;

(2) total operating expenses, including projected anticipated expenses for the following:

- (A) purses;
- (B) parimutuel;
- (C) state and local taxes;
- (D) breed funds;
- (E) cost of concession goods and programs;
- (F) advertising and promotion;
- (G) payroll;
- (H) operating supplies and service;
- (I) maintenance and repairs;
- (J) security; and
- (K) legal and audit; and

(3) nonoperating expenses, including anticipated expenses for debt service, facility depreciation and identification of the method used, and equipment depreciation and identification of the method used;

(d) statements disclosing the projected cash flow, including an assessment of:

(1) income, including equity contributions, debt contributions, interest income and operating revenue; and

(2) disbursements, including land, improvements, equipment, debt service, operating expense and organizational expense; and

(e) a disclosure of the projected balance sheets as of the end of any development period and the first and the next three racing years setting forth current, fixed and other noncurrent assets, current and long-term liabilities, and capital accounts. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-6. Governmental actions, fair association and horsemen's nonprofit organization applicant.** Each application for a fair association or horsemen's nonprofit organization license in which the applicant proposes to own or to construct a racetrack facility shall contain the following information concerning governmental actions:

(a) a statement that the applicant is not required to secure any governmental approval for the ownership, operation or development of the racetrack facility; or

(b) a statement disclosing any required governmental approvals for the ownership, operation or development of the racetrack facility, including:

(1) a description of the approval, the unit of government involved, the date of the approval and documentation of it;

(2) a statement whether public hearings were held. If they were, the applicant shall disclose when and where the hearings were conducted. If they were not held, the applicant shall disclose why they were not held; and

(3) a statement whether the unit of government involved attached any conditions to the approval. If so, the applicant shall disclose the conditions, including documentation; and

(4) a statement whether any required governmental approvals remain to be obtained, as well as a description of the approval, the unit of government involved, the status of the approval, the likelihood of the approval and the expected date of approval;

(c) a statement whether the racetrack facility complies with all statutes, charter provisions, ordinances and regulations pertaining to the ownership, operation and development of a racetrack facility. If not in compliance, the applicant shall disclose the reasons why it is not; and

(d) a statement whether a majority of qualified electors in the named county approved either:

(1) the constitutional amendment permitting the conduct of horse and greyhound races and parimutuel wagering; or

(2) a proposition permitting horse and greyhound races and parimutuel wagering within the county bound-



aries. The form of racing approved shall be stated. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-7. Development process, fair association and horsemen's nonprofit organization applicant.** Each application for a fair association or horsemen's nonprofit organization license in which the applicant proposes to construct or to improve an existing racetrack facility shall contain the following information concerning the applicant's development process: (a) the total costs of construction of the facility, distinguishing between fixed costs and projections;

(b) a separate identification of the following costs, distinguishing between fixed costs and projections:

- (1) facility design;
- (2) land acquisition;
- (3) site preparation;
- (4) improvements and equipment, separately identifying the costs of the items listed in subparagraphs (e) through (n) of K.A.R. 112-17-3 and other categories of improvements and equipment;

(5) interim financing;

(6) permanent financing; and

(7) organization, administrative, accounting and legal services.

(c) documentation of fixed costs;

(d) the schedule for construction of the facility including the estimated completion date;

(e) schematic drawings;

(f) copies of any contracts with and performance bonds from the:

(1) architect or other design professional;

(2) project engineer;

(3) construction engineer;

(4) contractor and subcontractor; and

(5) equipment procurement personnel; and

(g) a statement whether the site is owned or leased. If so, the applicant shall provide the documentation for the acquisition. If not, the applicant shall disclose what actions it must take to secure use of the site;

(h) a description of equity and debt sources of financing, including:

(1) with respect to each source of equity contribution, an identification of the source, amount, form, method of payment, nature and amount of present commitment, documentation and actions which the applicant will take to obtain more certain commitments and commitments for additional amounts; and

(2) with respect to each source of debt contribution, an identification of the source, amount, form, method of payment, nature and amount of present commitment, documentation and actions which the applicant will take to obtain more certain commitments and commitments for additional amounts; and

(i) an identification and description of the sources of additional funds, if needed, due to cost overruns, non-receipt of expected equity or debt funds, failure to achieve projected revenues or any other cause. (Authorized by

K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-8. Management of racetrack facility, fair association and horsemen's nonprofit organization applicant.** Each application for a fair association and horsemen's nonprofit organization license shall contain the following information concerning management of the facility: (a) a description of the applicant's management plan, including a budget and the identification of each management position by function, job description and qualification. The applicant shall include a copy of an organization chart that depicts the chain of command for each management position;

(b) an identification of management personnel or volunteers and, to the extent known, for each:

(1) a legal name, any alias and any previous name;

(2) a current residence and business address and a telephone number for each;

(3) any qualification and experience in the following areas:

(A) general business;

(B) marketing, promotion and advertising;

(C) finance and accounting;

(D) horse or greyhound racing;

(E) parimutuel wagering;

(F) security; and

(G) human and animal health and safety; and

(4) a description of the terms and conditions of employment and a copy of any written agreement;

(c) an identification of consultants and other contractors, to the extent known, who have provided or will provide management-related services to the applicant, and, for each:

(1) a full name;

(2) a current address and telephone number;

(3) the nature of service provided;

(4) any qualification and experience; and

(5) a description of the terms and conditions of any agreement and a copy of any written agreement;

(d) a description of memberships in racing organizations held by the applicant, its management personnel and its consultants;

(e) a description of the applicant's security plan, including:

(1) the number and deployment of security personnel serving the applicant during a race meeting;

(2) the specific security plans for the stable or kennel area, detention area, parimutuel areas, money room and other restricted areas;

(3) the specific security plans for detecting persons at the racetrack facility who are subject to the provisions of K.S.A. 1993 Supp. 74-8804 (f) (1) through (3), as amended by L. 1994, Ch. 146, Sec. 3, or who have violated commission regulations or the racing act; and

(4) a description of the coordination of the security plan with other law enforcement agencies;

(f) a description of the applicant's plans for human health and safety, including emergencies;

(continued)

(g) a description of the applicant's plans for animal health and safety, including provisions for maintenance of the racing surface and removal of injured racing animals from the track;

(h) a description of the applicant's marketing, promotion and advertising plans;

(i) a description of the applicant's plan for the conduct of racing, including types of racing, specific dates, number of races per day, post times and special events;

(j) a description of the applicant's plan for purses, including total purses, formula, stakes races and purse-handling procedures;

(k) a statement of the applicant's plan for furnishing the surety bond or other financial security required by K.S.A. 74-8813 (e), as amended by L. 1994, Ch. 146, Sec. 5;

(l) if wagering is to be conducted, a description of the applicant's plan for parimutuel wagering, including the number of line divisions, windows, selling machines and tellers, stating the uses and duties of each, and accounting procedures, stating any internal audit and supervisory controls;

(m) a description of the applicant's plan for concessions, including whether the licensee will operate the concessions and, if not, who will, to the extent known;

(n) a description of the applicant's plan for training its personnel; and

(o) a description of the applicant's plans for compliance with employment laws. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-9. Background investigations, fair association and horsemen's nonprofit organization applicants or licensees.** Any entity or individual identified for investigation in these regulations or found to be material to the operation of the race meeting shall submit to a background investigation conducted by the director of security, the director of the Kansas bureau of investigation or any other person designated by the commission. Each individual or entity identified in this regulation shall execute and verify a personal background disclosure form provided by the commission. The level of any background investigation may be designated by the commission. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-10. Additional information, fair association and horsemen's nonprofit organization applicant or licensee.** Any fair association and horsemen's nonprofit organization applicant or licensee may be required by the commission to submit additional information to facilitate the review of the initial license application and any subsequent review of a license by the commission. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended

by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-11. Financial audit, fair association and horsemen's nonprofit organization licensee.** Any fair association or horsemen's nonprofit organization licensee may be required to file a financial audit in accordance with commission direction. If an audit is required by the commission, the licensee shall file the audit on or before 90 days after the end of the licensee's fiscal year. The licensee's audit shall be filed with the executive director at the commission office. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8813, as amended by L. 1994, Ch. 146, Sec. 5, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-12. Licensee file, fair association and horsemen's nonprofit organization licensee.** (a) If the commission grants an organization license to a fair association or horsemen's nonprofit organization, each exhibit, statement, report, paper or other document submitted in support of the application shall be maintained in the licensee's file in the commission office.

(b) Any change in or supplement to the written or oral information reported to the commission during the period of application or the period of licensure shall be reduced to writing and submitted to the commission office for filing in the licensee file. Each submission shall be made in a timely manner.

(c) At all times, a current copy of the documents supporting the original application and licensee file shall be recorded in the commission office. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-13. Testing for controlled substances, fair association and horsemen's nonprofit organization licensees.** Any fair association and horsemen's nonprofit organization licensee and any officer, director and employee of the licensee may be required by the commission to submit to tests to determine whether they are users of any controlled substances. (Authorized by K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; implementing K.S.A. 1993 Supp. 74-8804, as amended by L. 1994, Ch. 146, Sec. 3, and K.S.A. 74-8814, as amended by L. 1994, Ch. 146, Sec. 6; effective Nov. 30, 1992; amended July 10, 1995.)

**112-17-15. Distribution of monies from horse fair racing benefit fund.** Procedure for distribution of monies from the horse fair racing benefit fund shall be as follows:

(a) Each applicant shall submit an application for funds to the commission which shall include:

(Published in the Kansas Register May 25, 1995.)

(1) Name, address and telephone number of the applicant;

(2) total amount of funds requested by the applicant, as well as a statement of justification for the request;

(3) applicant's tax identification number;

(4) applicant's proposed budget for the race meeting covered by the application;

(5) detailed narrative specifically identifying amount of funds requested for:

(A) Reimbursement of the commission for the cost of stewards and assistant animal health officers performing services at race meetings conducted by the applicant;

(B) paying the costs of totalisator expenses incurred by the applicant;

(C) paying the costs of background investigations of members of the applicant that are required under the Kansas parimutuel racing act;

(D) purse supplements at race meetings conducted by the applicant;

(E) basic operating assistance grants to the applicant; and

(F) costs to the applicant for employment of key racing officials, as determined by the commission; and

(6) additional information as requested by the commission.

(b) Applications for funds during the fiscal year ending June 30, 1993, shall be submitted to the commission on or before June 30, 1993.

(c) Beginning with fiscal year July 1, 1993, through June 30, 1994, applications shall be submitted to the commission yearly, no later than December 31st of the calendar year preceding the race meeting for which funds are requested.

(d) Each application shall be reviewed and evaluated by commission staff for the purpose of making a recommendation to the commission.

(e) Each application shall be evaluated on the following criteria:

(1) The applicant's compliance with K.S.A. 74-8838;

(2) the adequacy of detail of the application; and

(3) the quality of justification stated in the application.

(f) Each applicant, to whom funds are distributed, shall provide audited financial statements within 60 days of the end of their fiscal year, including a statement of revenue and expenditures and a balance sheet. Within 45 days after the close of each race meeting, each applicant shall provide payment documentation of the precise expenditures covered by the funds. (Authorized by K.S.A. 74-8838 as amended by L. 1994, Ch. 146, Sec. 11; implementing K.S.A. 74-8838 as amended by L. 1994, Ch. 146, Sec. 11; effective, T-112-6-29-93, June 29, 1993; effective Sept. 27, 1993; amended July 10, 1995.)

Frances Snell  
Deputy Director

### Summary Notice of Bond Sale

\$695,000

City of Maize, Kansas

General Obligation Bonds, Series 1995

(General obligation bonds payable from unlimited ad valorem taxes)

#### Sealed Bids

Subject to the notice of bond sale dated May 15, 1995, sealed bids will be received by the clerk of the City of Maize, Kansas (the issuer), on behalf of the governing body at City Hall, 123 Khedive, Maize, KS 67101, until 7 p.m. C.D.T. on June 5, 1995, for the purchase of \$695,000 principal amount of General Obligation Bonds, Series 1995. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

#### Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated June 1, 1995, and will become due on September 1 in the years as follows:

Year	Principal Amount
1996	\$25,000
1997	35,000
1998	35,000
1999	35,000
2000	40,000
2001	40,000
2002	45,000
2003	45,000
2004	50,000
2005	50,000
2006	55,000
2007	55,000
2008	60,000
2009	60,000
2010	65,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1996.

#### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

#### Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$13,900 (2 percent of the principal amount of the bonds).

#### Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before July 12, 1995, at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

(continued)

Doc. No. 016341

### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1994 is \$6,449,618. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$1,350,000.

### Approval of Bonds

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

### Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 722-7561; or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, Kansas, Attention: Charles M. Bouly, (316) 264-9351.

Dated May 15, 1995.

City of Maize, Kansas

Doc. No. 016350

### State of Kansas

### Secretary of State

I, Ron Thornburgh, Secretary of State of the State of Kansas, do hereby certify that the following bills are correct copies of the original enrolled bills now on file in my office.

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

Ron Thornburgh  
Secretary of State

(Published in the Kansas Register May 25, 1995.)

### SENATE BILL No. 312

AN ACT creating the Kansas youth authority; establishing a commissioner of juvenile justice and a juvenile justice authority to be responsible for juvenile offenders; repealing K.S.A. 75-5388, 75-5390a and 75-5398 and K.S.A. 1994 Supp. 75-5389 and 75-5390.

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

Section 1. (a) There is hereby established the Kansas youth authority. The authority shall develop confinement and alternate disposition policies for juvenile offenders. The authority shall specifically look at confinement as well as diversion, fines, restitution, community service, standard probation, intensive supervision, house arrest programs, electronic monitoring, structured school, day reporting centers, community residential care, treatment centers and sanctions house.

(b) The Kansas youth authority shall develop and submit its interim report and statutory proposals to the legislature on or before November 1, 1995. A final report and recommendation shall be submitted on the commencement of the 1997 legislative session.

(c) On July 1, 1997, the Kansas youth authority shall become an advisory authority to the commissioner of juvenile justice.

(d) The Kansas youth authority shall review programs and services provided by community corrections programs pursuant to the community corrections act. The Kansas youth authority shall review the local juvenile intake and assessment programs. The Kansas youth authority may study issues concerning children in need of care.

Sec. 2. (a) The Kansas youth authority shall consist of seven members. The governor shall appoint one member from each congressional district and three members from the state at large. The governor shall

appoint a chairperson. The members of the authority shall be appointed by June 1, 1995.

(b) The authority shall meet upon call of its chairperson as is necessary to carry out its duties under this act.

(c) Each member shall be appointed for a four-year term and shall continue in office until a successor is appointed and qualified. Members shall be eligible for reappointment.

(d) Each member of the authority shall receive compensation, subsistence allowances, mileage and other expenses as provided for in K.S.A. 75-3223, and amendments thereto.

Sec. 3. To the extent needed, staff will be provided to the authority through written request to the office of the governor, which shall provide staff assistance from within the executive branch.

Sec. 4. On July 1, 1997, the governor shall appoint a commissioner of juvenile justice. The commissioner of juvenile justice shall be responsible for the care, custody and control of juvenile offenders and shall be in charge of the juvenile justice authority. The juvenile justice authority shall:

(a) Control and manage the operation of the state youth centers;

(b) evaluate the rehabilitation of juveniles committed to the authority and prepare and submit periodic reports to the committing court for the purposes of:

(1) Evaluating the effectiveness of institutional treatment;

(2) making recommendations for release where appropriate, and recommending terms and conditions for release; and

(3) reviewing the placement of children and recommending alternative placements such as supervised release into the community, out-of-home placement, or community services work where appropriate with the approval of the court.

(c) consult with the schools and courts of this state on the development of programs for the reduction and prevention of delinquency and the treatment of juvenile offenders;

(d) cooperate with other agencies whose services deal with the care and treatment of juvenile offenders to the end that juvenile offenders may wherever possible be assisted to a successful adjustment outside of institutional care;

(e) advise local, state and federal officials, public and private agencies, and lay groups on the needs for and possible methods of the reduction and prevention of delinquency, and the treatment of juvenile offenders;

(f) assemble and distribute information relating to delinquency and report on studies relating to community conditions which affect the problem of delinquency;

(g) assist any community within the state by conducting a comprehensive survey of the community's available public and private resources, and recommend methods of establishing a community program for combating juvenile delinquency and crime, but no such survey shall be conducted unless local individuals and groups request it through their local authorities, and no such request shall be interpreted as binding the community to following the recommendations made as a result of the request; and

(h) be responsible for directing state moneys to providers in local communities of alternative placements such as supervised release into the community, out-of-home placement, community services work or other community-based service; provide assistance to such providers; and evaluate and monitor the performance of such providers relating to the provision of services.

Sec. 5. On and after July 1, 1997:

(a) Except as otherwise provided by this act, all of the powers, duties and functions of the department of social and rehabilitation services and the secretary of the department of social and rehabilitation services concerning juvenile offenders are hereby transferred to and conferred and imposed upon the juvenile justice authority and the commissioner of juvenile justice established by this act.

(b) Except as otherwise provided by this act, the juvenile justice authority and the commissioner of juvenile justice established by this act shall be the successor in every way to the powers, duties and functions of the department of social and rehabilitation services and the secretary of the department of social and rehabilitation services concerning juvenile offenders in which the same were vested prior to the effective date of this section. Every act performed in the exercise of such powers, duties and functions by or under the authority of the juvenile justice authority or the commissioner of juvenile justice concerning juvenile offenders established by this act shall be deemed to have the same force and effect

as if performed by the department of social and rehabilitation services or the secretary of the department of social and rehabilitation services, respectively, in which such powers, duties and functions were vested prior to the effective date of this section.

(c) Except as otherwise provided by this act, whenever the department of social and rehabilitation services, or words of like effect concerning juvenile offenders, is referred to or designated by a statute, contract or other document, such reference or designation shall be deemed to apply to the juvenile justice authority established by this act.

(d) Except as otherwise provided by this act, whenever the secretary of the department of social and rehabilitation services, or words of like effect concerning juvenile offenders, is referred to or designated by a statute, contract or other document, such reference or designation shall be deemed to apply to the commissioner of juvenile justice established by this act.

(e) All rules and regulations of the department of social and rehabilitation services or the secretary of the department of social and rehabilitation services concerning juvenile offenders in existence on the effective date of this section shall continue to be effective and shall be deemed to be duly adopted rules and regulations of the commissioner of juvenile justice established by this act until revised, amended, revoked or nullified pursuant to law.

(f) All orders and directives of the department of social and rehabilitation services or the secretary of the department of social and rehabilitation services concerning juvenile offenders in existence on the effective date of this section shall continue to be effective and shall be deemed to be orders and directives of the juvenile justice authority established by this act until revised, amended or nullified pursuant to law.

(g) On the effective date of this section, the juvenile justice authority established by this act shall succeed to whatever right, title or interest the department of social and rehabilitation services has acquired in any real property in this state, and the authority shall hold the same for and in the name of the state of Kansas. On and after the effective date of this section, whenever any statute, contract, deed or other document concerns the power or authority of the department of social and rehabilitation services or the secretary of the department of social and rehabilitation services concerning juvenile offenders to acquire, hold or dispose of real property or any interest therein, the juvenile justice authority as established by this act shall succeed to such power or authority.

(h) The juvenile justice authority and the commissioner of juvenile justice established by this act shall be continuations of the department of social and rehabilitation services and the secretary of the department of social and rehabilitation services concerning juvenile offenders.

Sec. 6. Except as otherwise provided in this act, on July 1, 1997, officers and employees who, immediately prior to such date, were engaged in the performance of powers, duties or functions of the department of social and rehabilitation services concerning juvenile offenders which are transferred by this act, or who become a part of the juvenile justice authority, or the powers, duties and functions of which are transferred to the juvenile justice authority, and who, in the opinion of the commissioner of juvenile justice, are necessary to perform the powers, duties and functions of the juvenile justice authority, shall be transferred to, and shall become officers and employees of the juvenile justice authority established under this act. Any such officer or employee shall retain all retirement benefits and all rights of civil service which had accrued to or vested in such officer or employee prior to the effective date of this section. The service of each such officer and employee so transferred shall be deemed to have been continuous. All transfers and any abolition of personnel positions in the classified service under the Kansas civil service act shall be in accordance with civil service laws and any rules and regulations adopted thereunder.

Sec. 7. On and after July 1, 1997:

(a) When any conflict arises as to the disposition of any power, function or duty or the unexpended balance of any appropriation as a result of any abolition, transfer, attachment or change made by or under authority of this act, such conflict shall be resolved by the governor, whose decision shall be final.

(b) The juvenile justice authority shall succeed to all property and records which were used for or pertain to the performance of the powers, duties and functions transferred to the juvenile justice authority. Any conflict as to the proper disposition of property or records arising under this section, and resulting from the transfer or attachment of any state agency, or all or part of the powers, duties and functions thereof, shall be determined by the governor, whose decision shall be final.

Sec. 8. On and after July 1, 1997:

(a) The juvenile justice authority shall have the legal custody of all records, memoranda, writings, entries, prints, representations or combinations thereof of any act, transaction, occurrence or event of the department of social and rehabilitation services concerning juvenile offenders and any agency or office transferred thereto under this act.

(b) No suit, action or other proceeding, judicial or administrative, lawfully commenced, or which could have been commenced, by or against any state agency mentioned in this act, or by or against any officer of the state in such officer's official capacity or in relation to the discharge of such officer's official duties, shall abate by reason of the governmental reorganization effected under the provisions of this act. The court may allow any such suit, action or other proceeding to be maintained by or against the successor of any such state agency or any officer affected.

(c) No criminal action commenced or which could have been commenced by the state shall abate by the taking effect of this act.

Sec. 9. (a) On and after July 1, 1997, the balance of all funds appropriated and reappropriated to the department of social and rehabilitation services concerning juvenile offenders is hereby transferred to the juvenile justice authority and shall be used only for the purpose for which the appropriation was originally made.

(b) On and after July 1, 1997, the liability for all accrued compensation or salaries of officers and employees who, immediately prior to such date, were engaged in the performance of powers, duties or functions of the department of social and rehabilitation services concerning juveniles, or who become a part of the juvenile justice authority established by this act, or the powers, duties and functions of which are transferred to the juvenile justice authority provided for by this act, shall be assumed and paid by the juvenile justice authority established by this act.

Sec. 10. (a) The Kansas youth authority shall be the successor in every way to the powers, duties and functions of the advisory commission on juvenile offender programs.

(b) For the purposes of federal juvenile justice and delinquency prevention act of 1974, as amended, the Kansas youth authority shall act as the supervisory board.

(c) The provisions of subsections (a) and (b) shall expire on June 30, 1997.

(d) On and after July 1, 1997, for the purposes of the federal juvenile justice delinquency prevention act of 1974, as amended, the Kansas youth authority, as an advisory authority to the commissioner of juvenile justice, shall act as the supervisory board.

Sec. 11. 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 the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

Sec. 12. K.S.A. 75-5388, 75-5390a and 75-5398 and K.S.A. 1994 Supp. 75-5389 and 75-5390 are hereby repealed.

Sec. 13. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register May 25, 1995.)

#### SENATE BILL No. 190

AN ACT concerning salaries and compensation and longevity bonus payments for state officers and employees; making appropriations for the fiscal year ending June 30, 1996; amending K.S.A. 40-102, 46-137a and 46-137b and K.S.A. 1994 Supp. 75-3101, 75-3103, 75-3104, 75-3108, 75-3110, 75-3111a and 75-4740 and repealing the existing sections.

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

New Section 1. (a) The governor is hereby authorized and directed to modify the pay plan adopted for fiscal year 1995 in accordance with this subsection and to adopt such pay plan as so modified. The existing pay plan for fiscal year 1995 shall be modified to provide for an increase of 1% adjusted to the nearest \$1 in each monthly step of the schedule of salary and wage ranges and steps of such pay plan or the equivalent increase for payroll periods other than monthly. The pay plan adopted by the governor under this subsection shall be the pay plan for the classified service under the Kansas civil service act and shall be effective on the first day of the first payroll period which is chargeable to the fiscal year ending June 30, 1996. Such pay plan shall be subject to modification and

(continued)

approval as provided under K.S.A. 75-2938 and amendments thereto and to any enactments of the legislature applicable thereto.

(b) There is hereby appropriated from the state general fund for the state finance council, for the fiscal year ending June 30, 1996, the sum of \$3,913,091 to be used for the purpose of paying the proportionate share of the cost to the state general fund of the salary increases which are provided for by adoption of the pay plan under subsection (a) for state officers and employees in the classified service under the Kansas civil service act.

(c) To pay the proportionate share of the cost to the state general fund of each state agency for the salary increases which are provided for by adoption of the pay plan under subsection (a) for state officers and employees in the classified service under the Kansas civil service act, including associated employer contributions, upon recommendation of the director of the budget, 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, except paragraph (3) of such subsection (c), is hereby authorized and directed to approve the transfer of moneys from the appropriation under subsection (b) to the proper accounts created by state general fund appropriations for the fiscal year ending June 30, 1996.

(d) Upon recommendation of the director of the budget, 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, except paragraph (3) of such subsection (c), is hereby authorized to approve increases in expenditure limitations on special revenue funds and accounts established for the fiscal year ending June 30, 1996, for the purpose of paying from such funds or accounts the proportionate share of the cost to such funds or accounts, including associated employer contributions, of the salary increases which are provided for by adoption of the pay plan under subsection (a) for state officers and employees in the classified service under the Kansas civil service act.

(e) Each state agency of the executive branch of state government shall prepare and submit a budget estimate for such salary increases, and all amendments and revisions of such estimates, to the director of the budget on forms prescribed by the director of the budget. At the same time as each state agency submits such estimate, and all amendments and revisions thereof, each state agency shall submit a copy of such estimate, and all amendments and revisions thereof, directly to the legislative research department.

New Sec. 2. (a) There is hereby appropriated from the state general fund for the state finance council, for the fiscal year ending June 30, 1996, the sum of \$4,733,451 to be used for the purpose of paying the proportionate share of the cost to the state general fund of: the salary increases which are provided for step movements of the pay plan for state officers and employees in the classified service under the Kansas civil service act.

(b) To pay the proportionate share of the cost to the state general fund of each state agency for the salary increases which are provided for step movements of the pay plan for state officers and employees in the classified service under the Kansas civil service act, including associated employer contributions, upon recommendation of the director of the budget, 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, except paragraph (3) of such subsection (c), is hereby authorized and directed to approve the transfer of moneys from the appropriation under subsection (a) to the proper accounts created by state general fund appropriations for the fiscal year ending June 30, 1996.

(c) Upon recommendation of the director of the budget, 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, except paragraph (3) of such subsection (c), is hereby authorized to approve increases in expenditure limitations on special revenue funds and accounts established for the fiscal year ending June 30, 1996, for the purpose of paying from such funds or accounts the proportionate share of the cost to such funds or accounts, including associated employer contributions, of the salary increases which are provided for step movements of the pay plan for state officers and employees in the classified service under the Kansas civil service act.

(d) Each state agency of the executive branch of state government shall prepare and submit a budget estimate for such salary increases, and all amendments and revisions of such estimates, to the director of the

budget on forms prescribed by the director of the budget. At the same time as each state agency submits such estimate, and all amendments and revisions thereof, each state agency shall submit a copy of such estimate, and all amendments and revisions thereof, directly to the legislative research department.

New Sec. 3. (a) (1) The governor is hereby authorized and directed to modify or authorize the modification of the salaries of state officers and employees who are in the unclassified service under the Kansas civil service act and whose salaries are subject to approval by the governor under K.S.A. 75-2935b or 75-2935c and amendments thereto to provide for base salary increases, to be effective on the first day of the first payroll period which is chargeable to the fiscal year ending on June 30, 1996, and to be distributed on a merit basis from a merit salary increase pool, the average of such increases shall not exceed 3.5% of the base salaries of such officers and employees.

(2) Each elected state official of the executive branch of state government, including the state board of education, the state board of regents and the board of trustees of the Kansas public employees retirement system, in such official or board's discretion, are hereby authorized and directed to modify or to authorize the modification of the salaries of the state officers and employees of such official or board who are in the unclassified service under the Kansas civil service act and whose salaries are not subject to approval by the governor under K.S.A. 75-2935b and amendments thereto to provide for base salary increases to be effective on the first day of the first payroll period which is chargeable to the fiscal year ending June 30, 1996, and to be distributed on a merit basis from a merit salary increase pool, the average of such increases shall not exceed 3.5% of the base salaries of such officers and employees of such official or board. The provisions of this subsection (a)(2) shall not authorize or provide any salary increase for the governor, lieutenant governor, secretary of state, state treasurer, commissioner of insurance, attorney general, or to any member of any state board, commission, council or committee receiving per diem compensation as provided by statute.

(b) There is hereby appropriated from the state general fund for the state finance council, for the fiscal year ending June 30, 1996, the sum of \$14,139,456 to be used for the purpose of paying the proportionate share of the cost to the state general fund of the salary increases for state officers and employees in the unclassified service under the Kansas civil service act which are provided for in subsection (a)(1) and subsection (a)(2).

(c) To pay the proportionate share of the cost to the state general fund of each state agency for the salary increases for state officers and employees in the unclassified service under the Kansas civil service act which are provided for in subsection (a)(1) and subsection (a)(2), including associated employer contributions, upon recommendation of the director of the budget, 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, except paragraph (3) of such subsection (c), is hereby authorized and directed to approve the transfer of moneys from the appropriation under subsection (b) to the proper accounts created by state general fund appropriations for the fiscal year ending June 30, 1996.

(d) Upon recommendation of the director of the budget, 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, except paragraph (3) of such subsection (c), is hereby authorized to approve increases in expenditure limitations on special revenue funds and accounts established for the fiscal year ending June 30, 1996, for the purpose of paying from such funds or accounts the proportionate share of the cost to such funds or accounts, including associated employer contributions, of the salary increases for state officers and employees in the unclassified service under the Kansas civil service act which are provided for in subsection (a)(1) and subsection (a)(2).

(e) Each state agency of the executive branch of state government shall prepare and submit a budget estimate for such salary increases, and all amendments and revisions of such estimates, to the director of the budget on forms prescribed by the director of the budget. At the same time as each state agency submits such estimate, and all amendments and revisions thereof, each state agency shall submit a copy of such estimate, and all amendments and revisions thereof, directly to the legislative research department.

New Sec. 4. (a) There is hereby appropriated from the state general fund for the state finance council, for the fiscal year ending June 30, 1996,

the sum of \$4,938,378 to be used for the purpose of paying the proportionate share of the cost to the state general fund of the longevity bonus payments under K.S.A. 75-5541 and amendments thereto for state officers and employees in the classified service under the Kansas civil service act and of longevity bonus payments, which shall each be a bonus as defined by 29 C.F.R. § 778.208, for state officers and employees in the unclassified service under the Kansas civil service act of agencies in the executive branch of state government. Nothing in this section shall be construed to require the payment of longevity bonuses for state officers and employees in the unclassified service under the Kansas civil service act of agencies in the executive branch of state government.

(b) To pay the proportionate share of the cost to the state general fund of each state agency for the longevity bonus payments under K.S.A. 75-5541 and amendments thereto for state officers and employees in the classified service under the Kansas civil service act and for state officers and employees in the unclassified service under the Kansas civil service act of agencies in the executive branch of state government, including associated employer contributions, upon recommendation of the director of the budget, 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, except paragraph (3) of such subsection (c), is hereby authorized and directed to approve the transfer of moneys from the appropriation under subsection (a) to the proper accounts created by state general fund appropriations for the fiscal year ending June 30, 1996.

(c) Upon recommendation of the director of the budget, 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, except paragraph (3) of such subsection (c), is hereby authorized to approve increases in expenditure limitations on special revenue funds and accounts established for the fiscal year ending June 30, 1996, for the purpose of paying from such funds or accounts the proportionate share of the cost to such funds or accounts, including associated employer contributions, of the longevity bonus payments under K.S.A. 75-5541 and amendments thereto for state officers and employees in the classified service under the Kansas civil service act and for state officers and employees in the unclassified service under the Kansas civil service act of agencies in the executive branch of state government.

(d) Each state agency of the executive branch of state government shall prepare and submit a budget estimate for such longevity bonus payments, and all amendments and revisions of such estimates, to the director of the budget on forms prescribed by the director of the budget. At the same time as each state agency submits such estimate, and all amendments and revisions thereof, each state agency shall submit a copy of such estimate, and all amendments and revisions thereof, directly to the legislative research department.

Sec. 5.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 1996, the following:

Legislative coordinating council—operations .....	\$15,015
Legislative research department—operations .....	\$81,951
Office of the revisor of statutes—operations .....	\$62,605

Sec. 6.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 1996, the following:

Operations (including official hospitality) .....	\$141,399
---	-----------

Sec. 7.

DIVISION OF POST AUDIT

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 1996, the following:

Operations (including legislative post audit committee) .....	\$44,319
---	----------

Sec. 8.

JUDICIAL COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 1996, the following:

Operating expenditures .....	\$7,616
------------------------------	---------

Sec. 9.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 1996, the following:

Judiciary operations ..... \$2,194,497

Sec. 10. On June 18, 1995, K.S.A. 40-102 is hereby amended to read as follows: 40-102. There is hereby established a department to be known as the insurance department, which shall have a chief officer entitled the commissioner of insurance who shall receive, except as otherwise provided in K.S.A. 75-3111a; and amendments thereto, an annual salary of \$50,110 \$62,407, and such officer shall be charged with the administration of all laws relating to insurance, insurance companies and fraternal benefit societies doing business in this state, and all other duties which are or may be imposed upon such officer by law.

Sec. 11. On July 1, 1995, K.S.A. 46-137a is hereby amended to read as follows: 46-137a. In addition to the compensation provided for by K.S.A. 46-137b, 46-137e and 75-3212 and amendments thereto, each member of the legislature shall receive the following amounts:

(a) The sum of ~~\$61.50~~ \$65 per calendar day for service at any regular or special session, except as otherwise provided in subsection (e);

(b) the sum of \$73 per calendar day for subsistence allowance for any regular or special session of the legislature, except that if the amounts allowable for the capital city of Kansas under applicable federal law and regulations to employees of the executive branch of the federal government for per diem expenses, while away from home but serving in the United States, are amounts which total greater than \$73, then each member of the legislature shall receive such greater total amount per calendar day for subsistence allowance for any regular or special session of the legislature;

(c) an allowance of \$600 per calendar month, except for the months of January, February and March to defray expenses incurred between sessions of the legislature for postage, telephone, office and other incidental expenses;

(d) an allowance for mileage in an amount equal to the rate per mile prescribed under the provisions of K.S.A. 75-3203a and amendments thereto multiplied by the number of miles traveled by the usual route in going to and returning from the member's place of residence for any regular or special session of the legislature. Such mileage allowances shall be paid for not to exceed the equivalent of one trip for each full week occurring between convening and adjournment sine die in any regular or special session. The mileage allowance provided under the provisions of this subsection shall not be subject to the restrictions relating to the use of vehicles prescribed by K.S.A. 75-3203 and 75-3203a and amendments thereto but shall only be allowed for trips actually made. Compensation and subsistence allowance shall not be allowed under the provisions of subsections (a) and (b) of this section during any period in which the legislature is adjourned for more than two days, Sundays excepted; and

(e) whenever the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act are increased for payroll periods chargeable to fiscal years commencing after June 30, 1993 1996, the rate of compensation per calendar day for members of the legislature for service at any regular or special session of the legislature shall be increased on the first day of the first payroll period immediately following the effective date of any such pay plan increase by an amount, adjusted to the nearest dollar, computed by multiplying the average of the percentage increases in all monthly steps of such pay plan by the rate of compensation per calendar day which is authorized by this section for service at any regular or special session of the legislature for the day upon which such increase is computed.

Sec. 12. On July 1, 1995, K.S.A. 46-137b is hereby amended to read as follows: 46-137b. (a) In addition to the compensation provided for by K.S.A. 46-137a and 75-3212; and amendments thereto, and any other statute, and except as otherwise provided by subsection (b):

(1) The president of the senate and the speaker of the house of representatives shall each receive an allowance in the amount of ~~\$9,795~~ \$10,341 per annum, payable monthly, during their terms of office as speaker and president, which compensation shall be for additional services performed in connection with discharging the duties assigned to the respective positions;

(2) the speaker pro tem of the house of representatives, the vice president of the senate, the assistant majority leaders of the senate and house of representatives and the assistant minority leaders of the senate and house of representatives shall each receive an allowance in the amount of ~~\$4,999~~ \$5,278 per annum payable monthly during their respective terms of office which compensation shall be for additional services performed in connection with discharging the duties assigned to the respective positions;

(continued)

(3) the chairperson of the senate committee on ways and means and the chairperson of the house committee on appropriations shall each receive an allowance in the amount of ~~\$7,877~~ \$8,316 per annum, payable monthly during their respective terms of office, which compensation shall be for additional services performed in connection with discharging the duties assigned to the respective positions; and

(4) the majority and minority leaders of the senate and the house of representatives shall each receive an allowance in the amount of ~~\$8,826~~ \$9,329 per annum, payable monthly during their respective terms of office, which compensation shall be for additional services performed in connection with discharging the duties assigned to the respective positions.

(b) Whenever the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act are increased for payroll periods chargeable to fiscal years commencing after June 30, 1993 1996, the annual compensation of officers of the legislature specified in subsection (a) shall be increased on the first day of the first payroll period immediately following the effective date of any such pay plan increase by an amount, adjusted to the nearest dollar, computed by multiplying the average of the percentage increases in all monthly steps of such pay plan by the annual compensation of such officers as prescribed by subsection (a) or amounts computed in accordance with this subsection for the day upon which such increase is computed.

Sec. 13. On June 18, 1995, K.S.A. 1994 Supp. 75-3101 is hereby amended to read as follows: 75-3101. Except as otherwise provided in K.S.A. 75-3111a and amendments thereto, the governor of the state shall receive for services an annual salary of ~~\$76,001~~ \$80,335.

Sec. 14. On June 18, 1995, K.S.A. 1994 Supp. 75-3103 is hereby amended to read as follows: 75-3103. (a) The lieutenant governor shall receive, as reimbursement for expenses the following: (1) Annually the sum of \$1,875, and (2) when attending the duties of office or attending any authorized meeting, in addition to other provisions of this section, travel expenses and subsistence expenses and allowances in amounts equal to those provided for by K.S.A. 75-3212; and amendments thereto.

In addition to any other compensation provided by law and except as otherwise provided in K.S.A. 75-3111a and amendments thereto, the lieutenant governor shall also receive for services in the performance of duties imposed by law compensation in the sum of ~~\$21,523~~ \$22,724 per annum. While acting as governor, the lieutenant governor shall receive the same salary as the governor. The lieutenant governor may appoint an administrative assistant and office and stenographic employees, all of whom shall be in the unclassified service of the Kansas civil service act. Such administrative assistant shall receive travel expenses and subsistence expenses or allowances as provided by K.S.A. 75-3212; and amendments thereto; when traveling as authorized by the lieutenant governor.

(b) If the lieutenant governor is appointed by the governor under the provision of K.S.A. 75-303 and amendments thereto, the lieutenant governor shall receive an annual salary to be fixed by the governor or an annual salary as provided for in subsection (a) of this section, whichever is greater.

Sec. 15. On June 18, 1995, K.S.A. 1994 Supp. 75-3104 is hereby amended to read as follows: 75-3104. Except as otherwise provided in K.S.A. 75-3111a and amendments thereto, the secretary of state shall receive for services an annual salary of ~~\$59,110~~ \$62,407.

Sec. 16. On June 18, 1995, K.S.A. 1994 Supp. 75-3108 is hereby amended to read as follows: 75-3108. Except as otherwise provided in K.S.A. 75-3111a and amendments thereto, the state treasurer shall receive for services an annual salary of ~~\$59,110~~ \$62,407.

Sec. 17. On June 18, 1995, K.S.A. 1994 Supp. 75-3110 is hereby amended to read as follows: 75-3110. Except as otherwise provided in K.S.A. 75-3111a and amendments thereto, the attorney general shall receive for services an annual salary of ~~\$67,982~~ \$71,774.

Sec. 18. On June 18, 1995, K.S.A. 1994 Supp. 75-3111a is hereby amended to read as follows: 75-3111a. (a) Whenever the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act are increased for payroll periods chargeable to fiscal years commencing after June 30, 1993 1996, the annual salary of the governor, the lieutenant governor, the attorney general, the secretary of state, the state treasurer and the commissioner of insurance shall be increased by an amount, adjusted to the nearest dollar, computed by multiplying the average of the percentage increases in all monthly steps of such pay plan by the annual salary of the elected state officer which is being received as provided by law and which is in effect prior to the

effective date of such increase in the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act.

(b) Whenever the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act are increased for payroll periods chargeable to fiscal years commencing after June 30, 1993, the annual salary of the lieutenant governor shall be increased by an amount, adjusted to the nearest dollar, computed by multiplying the average of the percentage increases in all monthly steps of such pay plan by the annual salary of the lieutenant governor officer which is being received as provided by law and which is in effect prior to the effective date of such increase in the rates of compensation of the pay plan for persons in the classified service under the Kansas civil service act.

Sec. 19. On the effective date of this act, K.S.A. 1994 Supp. 75-4740 is hereby amended to read as follows: 75-4740. (a) There is hereby established the Kansas information resources council which shall be attached to the department of administration for purposes of administrative functions.

(b) The council shall be composed of 20 members as follows: The secretary of administration; the secretary of health and environment; the secretary of human resources; the secretary of revenue; the secretary of social and rehabilitation services; the secretary of transportation; the judicial administrator of the Kansas supreme court; the executive director of the Kansas board of regents; the chairperson of the joint committee on computers and telecommunications; the commissioner of education; four additional chief administrative officers of various state agencies; and three representatives from the private sector, the chief information architect and the director of the budget to serve as advisory, nonvoting members. In addition, during those periods of time when the chairperson of the joint committee on computers and telecommunications is a member of the senate, one member of the council shall be a member of the house of representatives appointed by the chairperson of the committee on appropriations of the house of representatives and during those periods of time when the chairperson of the joint committee on computers and telecommunications is a member of the house of representatives, one member of the council shall be a member of the senate appointed by the chairperson of the committee on ways and means of the senate. The four chief administrative officers and representatives from the private sector shall be appointed by the governor for a term not to exceed 18 months. Members, other than members appointed to the council, shall be permanent members on the council. Upon expiration of a member's term, the member shall continue to hold office until the appointment of a successor.

(c) The secretary of administration shall serve as the interim chairperson until such time as a permanent chair is determined by the council.

(d) The council shall hold meetings and hearings in the city of Topeka or at such times and places as it designates, on call of the chairperson or on request of four or more members.

(e) Members of the council may not appoint an individual to represent them on the council.

(f) Members of the council shall not be eligible for compensation, subsistence allowances, mileage or other expenses as provided in K.S.A. 75-3223 and amendments thereto for attendance at any meeting of the council or any subcommittee meeting authorized by the council, except that (1) agencies may pay subsistence, mileage and other expenses to their representatives on the council, and (2) legislators serving as members of the council shall receive compensation and travel expenses and subsistence expenses or allowances as provided by K.S.A. 75-3212 and amendments thereto.

Sec. 20. On the effective date of this act, K.S.A. 1994 Supp. 75-4740 is hereby repealed.

Sec. 21. On June 18, 1995, K.S.A. 40-102 and K.S.A. 1994 Supp. 75-3101, 75-3103, 75-3104, 75-3108, 75-3110 and 75-3111a are hereby repealed.

Sec. 22. On July 1, 1995, K.S.A. 46-137a and 46-137b are hereby repealed.

Sec. 23. This act shall take effect and be in force from and after its publication in the Kansas register.



(Published in the Kansas Register May 25, 1995.)

## HOUSE BILL No. 2077

AN ACT concerning lotteries; relating to abolition of the Kansas lottery and the office of executive director of the Kansas lottery; requiring certain approval of games operated by the Kansas lottery; relating to instant bingo; levying certain taxes; amending K.S.A. 74-8710 and 74-8723 and repealing the existing sections; reviving and amending K.S.A. 79-4701, as amended by section 1 of chapter 366 of the 1984 Session Laws of Kansas, 79-4704, as amended by section 6 of chapter 341 of the 1977 Session Laws of Kansas, 79-4705, as amended by section 26 of chapter 308 of the 1980 Session Laws of Kansas, 79-4706, as amended by section 1 of chapter 304 of the 1989 Session Laws of Kansas, 79-4710, as amended by section 6 of chapter 366 of the 1984 Session Laws of Kansas and 79-4711, as enacted by section 12 of chapter 341 of the 1977 Session Laws of Kansas and repealing the revived sections; also repealing K.S.A. 1994 Supp. 79-4701, 79-4704, 79-4705, 79-4706, 79-4710, 79-4711 and 79-4712.

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

Section 1. K.S.A. 74-8710 is hereby amended to read as follows: 74-8710. (a) The commission, upon the recommendation of the executive director, shall adopt rules and regulations governing the establishment and operation of a state lottery as necessary to carry out the purposes of this act. Temporary rules and regulations may be adopted by the commission without being subject to the provisions and requirements of K.S.A. 77-415 through 77-438, and amendments thereto, but shall be subject to approval by the attorney general as to legality and shall be filed with the secretary of state and published in the Kansas register. Temporary and permanent rules and regulations may include but shall not be limited to:

- (a) (1) Subject to the provisions of subsection (b), the types of lottery games to be conducted, including but not limited to instant lottery, on-line and traditional games, but not including games on video lottery machines.
- (b) (2) The manner of selecting the winning tickets or shares, except that, if a lottery game utilizes a drawing of winning numbers, a drawing among entries or a drawing among finalists, such drawings shall always be open to the public and shall be recorded on both video and audio tape.
- (c) (3) The manner of payment of prizes to the holders of winning tickets or shares.
- (d) (4) The frequency of the drawings or selections of winning tickets or shares.
- (e) (5) The type or types of locations at which tickets or shares may be sold.
- (f) (6) The method or methods to be used in selling tickets or shares.
- (g) (7) Additional qualifications for the selection of lottery retailers and the amount of application fees to be paid by each.
- (h) (8) The amount and method of compensation to be paid to lottery retailers, including special bonuses and incentives.
- (i) (9) Deadlines for claims for prizes by winners of each lottery game.
- (j) (10) Provisions for confidentiality of information submitted by vendors pursuant to K.S.A. 74-8705, and amendments thereto.
- (k) (11) Information required to be submitted by vendors, in addition to that required by K.S.A. 74-8705, and amendments thereto.
- (l) (12) The major procurement contracts or portions thereof to be awarded to minority business enterprises pursuant to subsection (a) of K.S.A. 74-8705, and amendments thereto, and procedures for the award thereof.

(b) No new lottery game shall commence operation after the effective date of this act unless first approved by the governor or, in the governor's absence or disability, the lieutenant governor.

Sec. 2. K.S.A. 74-8723 is hereby amended to read as follows: 74-8723. (a) The Kansas lottery and the office of executive director of the Kansas lottery, established by K.S.A. 74-8703, and amendments thereto, and the Kansas lottery commission, created by K.S.A. 74-8709, and amendments thereto, shall be and hereby are abolished on July 1, 1996 2002.

(b) This section shall be part of and supplemental to the Kansas lottery act.

Sec. 3. K.S.A. 79-4701, as amended by section 1 of chapter 366 of the 1984 Session Laws of Kansas, is hereby revived and amended to read as follows: 79-4701. As used in this act, each of the following words and phrases shall have the following meaning unless the context otherwise requires:

- (a) "Bingo" means the games of call bingo and instant bingo.
- (b) "Call bingo" means a game in which each participant must pay a charge and a prize or prizes are awarded to the winner or winners in which each participant receives one or more cards or in which a card or

cards are included in a paper game program booklet each of which is marked off into 25 squares arranged in five horizontal rows of five squares each and five vertical rows of five squares each, with each square being designated by number, letter or combination of numbers and letters, and only the center square designated with the word "free" with no two cards being identical, with the players covering squares as the operator of such game announces a number, letter or combination of numbers and letters appearing on an object selected by chance, either manually or mechanically from a receptacle in which have been placed objects bearing numbers, letters or combinations of numbers and letters corresponding to the system used for designating the squares, with the winner of each game being the player or players first properly covering a predetermined and announced pattern of squares upon the card or a card which is included in a paper game program booklet being used by such player or players. "Call bingo" does not include any game utilizing an electronic or computerized card system.

(c) "Instant bingo" means a game: (1) In which each participant must pay a charge; (2) in which a prize or prizes are awarded to the winner or winners; (3) in which each participant receives one or more disposable pull-tab or break-open tickets which accord a participant an opportunity to win something of value by opening or detaching the paper covering from the back of the ticket to reveal a set of numbers, letters, symbols or configurations, or any combination thereof; (4) which is conducted by a licensee under this act; (5) the conduct of which must be in the presence of the participants; and (6) which does not utilize any dice, normal playing cards, instant ticket with a removable latex covering or slot machines. "Instant bingo" does not include any game utilizing electronically generated or computer-generated tickets.

(d) "Bingo card distributor" means any person or entity that sells or otherwise distributes instant bingo tickets or disposable paper call bingo cards to licensees under this act.

(e) "Nonprofit religious organization" means any organization, church, body of communicants, or group, gathered in common membership for mutual support and edification in piety, worship, and religious observances, or a society of individuals united for religious purposes at a definite place and of which no part of the net earnings inures to the benefit of any private shareholder or individual member of such organization, and which religious organization maintains an established place of worship within this state and has a regular schedule of services or meetings at least on a weekly basis and has been determined by the secretary of revenue to be organized and created as a bona fide religious organization and which has been exempted from the payment of federal income taxes as provided by section 501(c)(3) or section 501(d) of the federal internal revenue code of 1954, as amended, or determined to be organized and operated as a bona fide nonprofit religious organization by the secretary of revenue.

(f) "Nonprofit charitable organization" means any organization which is organized and operated for:

- (1) The relief of poverty, distress, or other condition of public concern within this state; or
- (2) for financially supporting the activities of a charitable organization as defined in paragraph (1); or
- (3) for conferring direct benefits on the community at large; and of which no part of the net earnings inures to the benefit of any private shareholder or individual member of such organization and has been determined by the secretary of revenue to be organized and operated as a bona fide charitable organization and which has been exempted from the payment of federal income taxes as provided by sections 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(6) and 501(c)(7) of the federal internal revenue code of 1954, as amended, or determined to be organized and operated as a bona fide nonprofit charitable organization by the secretary of revenue.

(g) "Nonprofit fraternal organization" means any organization within this state which exists for the common benefit, brotherhood, or other interests of its members and is authorized by its written constitution, charter, articles of incorporation or bylaws to engage in a fraternal, civic or service purpose within this state and has been determined by the secretary of revenue to be organized and operated as a bona fide fraternal organization and which has been exempted from the payment of federal income taxes as provided by section 501(c)(8) or section 501(c)(10) of the federal internal revenue code of 1954, as amended, or determined to be organized and operated as a bona fide nonprofit fraternal organization by the secretary of revenue.

(continued)

(e) (h) "Nonprofit educational organization" means any public or private elementary or secondary school or institution of higher education which has been determined by the secretary of revenue to be organized and operated as a bona fide educational organization and which has been exempted from the payment of federal income taxes as provided by section 501(c)(3) of the federal internal revenue code of 1954, as amended, or determined to be organized and operated as a bona fide nonprofit educational organization by the secretary of revenue.

(f) (i) "Nonprofit veterans' organization" means any organization within this state or any branch, lodge, or chapter of a national or state organization within this state, the membership of which consists exclusively of individuals who qualify for membership because they were or are members of the armed services or forces of the United States, or an auxiliary unit or society of such a nonprofit veterans' organization the membership of which consists exclusively of individuals who were or are members of the armed services or forces of the United States, or are cadets, or are spouses, widows or widowers of individuals who were or are members of the armed services or forces of the United States, and of which no part of the net earnings inures to the benefit of any private shareholder or individual member of such organization, and has been determined by the secretary of revenue to be organized and operated as a bona fide veterans' organization and which has been exempted from the payment of federal income taxes as provided by section 501(c)(4) or 501(c)(19) of the federal internal revenue code of 1954, as amended, or determined to be organized and operated as a bona fide nonprofit veterans' organization by the secretary of revenue.

(g) (j) "Lessor" means the owner, coowner, lessor or sublessor of premises upon which a licensee is permitted to manage, operate or conduct games of bingo, whether or not a written lease has been entered into and submitted to the secretary of revenue as required in subsection (c) of K.S.A. 79-4703 and amendments thereto, and includes all political subdivisions and other public agencies.

(h) (k) "Premises" means any room, hall, building, enclosure or outdoor area used for the management, operation or conduct of a game of bingo.

Sec. 4. K.S.A. 79-4704, as amended by section 6 of chapter 341 of the 1977 Session Laws of Kansas, is hereby revived and amended to read as follows: 79-4704. For the purpose of providing revenue which may be used by the state, counties and cities and for the privilege of operating or conducting games of bingo under the authority of this act:

(a) There is hereby levied and there shall be collected and paid by each licensee a tax at the rate of ~~three percent (3%)~~ 3% upon the gross receipts received by the licensee from charges for participation in ~~such~~ call bingo games and any admission fees or charges in connection therewith. The tax imposed by this section shall be in addition to the license fee imposed under K.S.A. 79-4703 and amendments thereto.

(b) *There is hereby levied and there shall be collected and paid by each bingo card distributor a tax at a rate of 1% upon the total of the printed retail sales price of all tickets in each box of instant bingo tickets sold by the distributor to each licensee conducting instant bingo games within the state of Kansas. The bingo card distributor shall include the tax due under this subsection in the sales price of each box paid by the licensee and such tax shall be itemized separately on the invoice provided to the licensee.*

(c) *Whenever, in the judgment of the secretary of revenue, it is necessary, in order to secure the collection of the tax due under subsection (b), the secretary shall require any bingo card distributor subject to such tax to file a bond with the director of taxation under conditions established by and in such form and amount as prescribed by rules and regulations adopted by the secretary.*

Sec. 5. K.S.A. 79-4705, as amended by section 26 of chapter 308 of the 1980 Session Laws of Kansas, is hereby revived and amended to read as follows: 79-4705. (a) On dates prescribed by the director of taxation, every ~~organization licensee~~ licensee operating or conducting a game of bingo shall make a return to the director of taxation upon forms prescribed by the director stating the name and address of the organization, the amount of the gross receipts received from charges for admission or participation in such game during the preceding reporting period, *the number of each denomination of instant bingo tickets sold during the preceding reporting period* and such other information as the director may deem necessary. The ~~organization licensee~~ licensee making the return shall, at the time of making such return, pay to the director of taxation the amount of the tax then due under K.S.A. 79-4704 and amendments thereto. The director may

extend the time for making returns and payment of such taxes for a period not exceeding ~~sixty (60)~~ 60 days under rules and regulations adopted by the secretary of revenue.

(b) *If any organization authorized to manage, operate or conduct bingo games under the laws of the state of Kansas on dates prescribed by the director of taxation, every bingo card distributor shall make a return to the director of taxation upon forms prescribed by the director, listing the number of instant bingo tickets sold to each licensee, the amount of the retail sales price of such tickets, the number of disposable paper call bingo faces sold to each licensee and such other information as the director may deem necessary. The distributor making the return shall, at the time of making such return, pay to the director of taxation the amount of tax then due on the instant bingo tickets under K.S.A. 79-4704 and amendments thereto.*

(c) *If any licensee or bingo card distributor fails to make a return, or to pay any tax, when required to do so by the provisions of this act, except in the case of an extension of time granted by the director of taxation, there shall be added to the tax determined to be due a penalty of ~~twenty-five percent~~ 25% of the amount of such tax, together with interest at the rate per month prescribed by K.S.A. 79-4768(a) subsection (a) of K.S.A. 79-2968 and amendments thereto from the date the tax was due until paid.*

(e) (d) *If any tax determined and assessed by the director of taxation is unpaid due to fraud with intent to evade the tax imposed by this act, there shall be added thereto a penalty of fifty percent of the amount of such tax, together with interest at the rate per month prescribed by K.S.A. 79-2768(a) subsection (a) of K.S.A. 79-2968 and amendments thereto from the date the tax was due until paid.*

(d) (e) Whenever, in the judgment of the director of taxation, the failure of any ~~organization licensee or bingo card distributor~~ licensee or bingo card distributor to comply with the provisions of subsection (a) of this section, or (b) was due to reasonable cause, the director of taxation may, in the director's discretion, waive or reduce any of the penalties or interest imposed by this section, upon making a record of the reason therefor.

(e) (f) The penalties imposed under this section shall be in addition to, and in no way shall abridge, supersede, or contravene, other penalties imposed by this act for violation of the provisions of this act.

Sec. 6. K.S.A. 79-4706, as amended by section 1 of chapter 304 of the 1989 Session Laws of Kansas, is hereby revived and amended to read as follows: 79-4706. Games of bingo managed, operated or conducted by organizations licensed under the provisions of this act shall be managed, operated or conducted subject to rules and regulations adopted by the secretary of revenue and the following restrictions:

(a) The entire gross receipts received by any such organization from the operation or conduct of games of bingo, except that portion utilized for the payment of the cost of prizes and license fees and taxes imposed under the provisions of this act, shall be used exclusively for the lawful purposes of the organization permitted to conduct that game.

(b) No person except a bona fide member or spouse of a bona fide member of the sponsoring organization or parent organization or an auxiliary unit or society of such sponsoring organization may participate in the management, conduct or operation of any game of bingo.

(c) No lessor, any employee of any such lessor or any employee, officer or shareholder of a for profit corporation which is the lessor, shall play any game of bingo on premises leased by any such lessor or shall be responsible for or assist in the management, operation or conduct of any game of bingo on such premises.

(d) No person may participate in the management, conduct or operation of bingo games if such person, within five years prior to such participation, has been convicted of or pleaded guilty or *nolo contendere* to any felony or illegal gambling activity or purchased a tax stamp for wagering or gambling activity.

(e) No person may receive any remuneration or profit for participating in the management, conduct or operation of any game of bingo.

(f) The aggregate value of all prizes including the retail value of all merchandise awarded or offered by any such organization on any single day to winners of games of call bingo shall not exceed \$1,200, and any prize awarded in cash of \$100 or more shall be paid by a check drawn on the bingo trust bank account of the licensee.

(g) The total number of call bingo games managed, operated or conducted by any licensee in any one day shall not exceed 25 and not more than five of such games shall be jackpot or special games and not more than one licensee may conduct bingo games at a given location or registered premises in any one calendar day.

(h) The prize awarded in any one regular call bingo game shall not

exceed \$50 in cash or its equivalent and such prize in any one jackpot or special call bingo game shall not exceed \$500 in cash or its equivalent.

(i) The retail value of any merchandise received by a winner of a bingo game shall be considered as the cash value for the purposes of determining the value of the prize.

(j) The charge made for a single ~~card~~ *reusable card or equivalent number of disposable paper cards* to play in call bingo games other than jackpot or special games shall not exceed \$1 and such ~~card~~ *shall be valid for all regular reusable card or equivalent number of disposable paper cards shall be valid for all such regular call bingo games* conducted or operated by the licensee on a particular day. The charge made for a single *reusable card or disposable paper card* to play in any single jackpot or special game shall not exceed \$1. *Paper game program booklets with multiple bingo cards printed on the pages thereof are permitted so long as the charge made for a regular game program booklet does not exceed \$1, except that the charge for such game program booklet may be increased by an amount not exceeding \$1 for each single jackpot or special game in the game program booklet. The charge made for a single instant bingo ticket shall not exceed \$1.*

(k) Games of bingo shall not be managed, operated or conducted by any licensee on more than two calendar days in any one week.

(l) All licenses issued under the provisions of this act shall be issued in the name of the organization licensed.

(m) Each licensee shall keep a record of all bingo games managed, operated or conducted by it for a period of three years following the date the game is managed, operated or conducted.

(n) No person under the age of 18 years shall participate in the management, operation or conduct of any game of bingo managed, operated or conducted under the provisions of this act and no licensee shall sell any instant bingo ticket to a person under the age of 18 years.

(o) A lessor of premises used for the management, operation or conduct of bingo or a licensee may not advertise bingo games except to the extent and in the manner prescribed by the rules and regulations adopted by the secretary of revenue, and any advertisement of any bingo game by or on behalf of such lessor or licensee shall specify the organization which is managing, operating or conducting the bingo game. For the purposes of this act and rules and regulations of the secretary of revenue, announcement of the cancellation of a game of bingo shall not be considered to be an advertisement.

(p) No lessor of premises used for the management, operation or conduct of any games of bingo or any licensee shall offer an opportunity to participate in a game of chance, drawing, contest, door prize, game, test of skill, lottery or any similar activity as an inducement to participate in games of bingo nor as a bingo prize or preliminary to the awarding of a bingo prize.

(q) No licensee shall manage, operate or conduct bingo on any leased premises or with leased equipment unless all of the terms and conditions of rental or use, including the rental of chairs, bingo equipment, tables, security guards, janitor service or any other services, are set forth in a lease submitted, approved and on file with the secretary of revenue.

(r) No premises shall be used for the management, operation or conduct of bingo games on more than three calendar days in any one week.

(s) No premises shall be subdivided to provide multiple premises where games of bingo are managed, operated or conducted, whether or not the multiple premises have different addresses.

(t) No game of bingo shall be managed, operated or conducted on leased premises if at any time during the immediately preceding 44 hours the premises, or any leased premises within 1,000 feet of them, have been used for the management, operation or conduct of a game of bingo.

(u) Every licensee who has gross receipts of \$1,000 or more received from participation in games, admission fees or charges and from any other source directly related to the operation or conduct of any bingo games in any calendar month shall maintain a bingo trust bank account into which all such receipts are deposited daily and from which all payments are made relating to the management, operation or conduct of any bingo games, except payment of prizes of less than \$100. Having once established such bingo trust bank account, the licensee shall continue to make deposits of all receipts therein. Every licensee shall notify the secretary of revenue of the name of the bank in which the bingo trust bank account is maintained, together with the number and name of the account. Every licensee who maintains a bingo trust bank account shall maintain a complete record of all deposits and withdrawals from such

bank account and the same shall be available to the secretary of revenue or the secretary's agents or investigators to audit at any reasonable time.

(v) The records required under subsection (u) are in addition to all other records required to be kept by the licensee by statute or rules and regulations. The records required by subsection (u) shall be maintained in the same place as all other records required to be kept by the licensee.

(w) No instant bingo ticket shall be sold by a licensee more than one hour prior to the start of the first game of call bingo for the day or after the termination of the last game of call bingo operated or conducted by the licensee for such calendar day.

(x) No licensee shall purchase disposable paper call bingo cards or instant bingo tickets from any person or entity other than a bingo card distributor registered by the secretary of revenue as provided in this act.

(y) All instant bingo tickets sold or distributed to licensees shall bear on the face thereof a unique serial number which shall not be repeated on the same manufacturer's form number less than every three years. All instant bingo tickets shall be sold or distributed in boxes, and each box shall be sealed by the manufacturer with a seal which includes a warning to the purchaser that the box may have been tampered with if the box was received by the purchaser with the seal broken. Each box of instant bingo tickets shall contain tickets printed in such a manner as to insure that at least 60% of the gross revenues generated by the ultimate sale of all tickets from such box shall be returned to the final purchasers of such tickets. No box of instant bingo tickets may be opened by a licensee unless all tickets contained in a previously opened box with the same form number have been sold.

(z) Each box of instant bingo tickets sold or distributed to licensees shall be accompanied by a flare which contains the following information: (1) The name of the game; (2) the manufacturer's name or logo; (3) the game form number; (4) the ticket count in the game; (5) the prize structure for the game, which includes the number of winning tickets by denomination and their respective winning symbol or number combinations; (6) the cost per ticket; (7) the game serial number; (8) the winning numbers or symbols for the top three winning tiers set out in such a manner that each prize may be marked off as the prize is won and awarded; (9) the business name of the bingo card distributor; and (10) the Kansas bingo license number of the licensee to which the game is sold.

New Sec. 7. (a) No person or entity shall sell or otherwise distribute any disposable paper call bingo cards or instant bingo tickets to any organization licensed under the provisions of this act unless and until such person or entity has made application for and has been issued a bingo card distributor registration certificate by the secretary of revenue. Application for registration shall be accompanied by a fee in the amount of \$500 and shall be made upon forms prescribed by the secretary.

(b) Each bingo card distributor registration certificate shall expire at midnight on June 30 following its date of issuance. Application for renewal of a registration certificate shall be accompanied by a fee in the amount of \$500 and shall be made upon forms prescribed by the secretary.

(c) The secretary of revenue shall establish by rule and regulation reasonable criteria for approval of bingo card distributors. The secretary of revenue shall refuse to register a bingo card distributor if any owner, manager or employee thereof has, within five years prior to registration, been convicted of or pleaded guilty or nolo contendere to any felony or illegal gambling violation in this or any other jurisdiction.

(d) All bingo card distributors shall maintain for a period of not less than three years full and complete records of all disposable paper call bingo cards and instant bingo tickets sold to licensees within this state. Such records shall be made available for inspection by any authorized representative of the secretary of revenue.

Sec. 8. K.S.A. 79-4710, as amended by section 6 of chapter 366 of the 1984 Session Laws of Kansas, is hereby revived and amended to read as follows: 79-4710. (a) All amounts received by or for the secretary of revenue from license fees pursuant to K.S.A. 79-4703 and amendments thereto and registration fees pursuant to this act shall be remitted to the state treasurer and the state treasurer shall deposit all of such moneys in the state treasury and, except as otherwise provided by K.S.A. 79-4711 and amendments thereto for maintenance of the bingo refund fund, shall credit the same to the state general bingo regulation fund.

(b) All amounts received by or for the secretary of revenue from the tax levied pursuant to K.S.A. 79-4704 and amendments thereto shall be remitted to the state treasurer and the state treasurer shall deposit all of such moneys in the state treasury. There is hereby created, in the state

(continued)

treasury, the state bingo regulation fund and the county and city bingo tax fund. Subject to the maintenance requirements of the bingo refund fund under K.S.A. 79-4711 and amendments thereto, 1/3 of each deposit shall be credited to the state general fund, 1/3 of each deposit to the state bingo regulation fund and the remaining 1/3 of such deposit shall be credited to the county and city bingo tax fund. Moneys in the state bingo regulation fund shall be expended for the enforcement of the bingo statutes in article 47 of chapter 79 of Kansas Statutes Annotated and rules and regulations adopted pursuant thereto. Such expenditures shall be made upon vouchers approved by the secretary of revenue or a person designated by the secretary.

(c) All moneys deposited in the county and city bingo tax fund shall be returned to the counties and cities in which the locations and registered premises are located at a time or times fixed by the secretary but not less than once each year. If the locations and registered premises are located within the corporate limits of a city, all taxes collected therefrom shall be remitted to the city treasurer of such city and credited to the city general fund. If the locations and registered premises are located within the unincorporated area of any county, all taxes collected therefrom shall be remitted to the county treasurer of such county and credited to the county general fund. Moneys distributed to cities and counties under this section shall be used to assist in the enforcement of the bingo laws of this state.

Sec. 9. K.S.A. 79-4711, as amended by section 12 of chapter 341 of the 1977 Session Laws of Kansas, is hereby revived and amended to read as follows: 79-4711. There is hereby created the bingo refund fund in the state treasury. The bingo refund fund shall be a refund clearing fund and refunds of the fees imposed under K.S.A. 79-4703 and amendments thereto and of the tax levied under K.S.A. 79-4704 and amendments thereto shall be made from this fund. The bingo refund fund shall be maintained by the secretary of revenue from the fees received under K.S.A. 79-4703 and license and registration fees received under this act and from the tax collected under K.S.A. 79-4704 and amendments thereto in an amount sufficient for such refunds of not to exceed ten thousand dollars (~~\$10,000~~) \$10,000.

Sec. 10. K.S.A. 74-8710 and 74-8723, K.S.A. 79-4701, as amended by section 1 of chapter 366 of the 1984 Session Laws of Kansas and revived by this act, 79-4704, as amended by section 6 of chapter 341 of the 1977 Session Laws of Kansas and revived by this act, 79-4705, as amended by section 26 of chapter 308 of the 1980 Session Laws of Kansas and revived by this act, 79-4706, as amended by section 1 of chapter 304 of the 1989 Session Laws of Kansas and revived by this act, 79-4710, as amended by section 6 of chapter 366 of the 1984 Session Laws of Kansas and revived by this act, 79-4711, as enacted by section 12 of chapter 341 of the 1977 Session Laws of Kansas and revived by this act, and K.S.A. 1994 Supp. 79-4701, 79-4704, 79-4705, 79-4706, 79-4710, 79-4711 and 79-4712 are hereby repealed.

Sec. 11. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register May 25, 1995.)

#### SENATE SUBSTITUTE FOR HOUSE BILL No. 2287

AN ACT concerning crimes and punishment; relating to funeral picketing; amending K.S.A. 1994 Supp. 21-4015 and repealing the existing section.

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

Section 1. K.S.A. 1994 Supp. 21-4015 is hereby amended to read as follows: 21-4015. (a) This section shall be known and may be cited as the Kansas funeral picketing act.

(b) The legislature finds that:

(1) It is generally recognized that families have a substantial interest in organizing and attending funerals for deceased relatives; and

(2) the interests of families in privately and peacefully mourning the loss of deceased relatives are violated when funerals are targeted for picketing and other public demonstrations; and

(3) picketing of funerals causes emotional disturbance and distress to grieving families who participate in funerals; and

(4) full opportunity exists under the terms and provisions of this section for the exercise of freedom of speech and other constitutional rights at times other than before, during and after within one hour prior to, during and two hours following the commencement of funerals.

(c) The purposes of this section are to:

(1) Protect the privacy of grieving families before, during and after

within one hour prior to, during and two hours following the commencement of funerals; and

(2) preserve the peaceful character of cemeteries, mortuaries and churches before, during and after within one hour prior to, during and two hours following the commencement of funerals.

(d) As used in this section:

(1) "Funeral" means the ceremonies, processions and memorial services held in connection with the burial or cremation of the dead.

(2) "Picketing" means protest activities engaged in by a person or persons stationed before or about a cemetery, mortuary or church before, during and after within one hour prior to, during and two hours following the commencement of a funeral.

(e) It is unlawful for any person to engage in picketing before or about any cemetery, church or mortuary before, during and after within one hour prior to, during and two hours following the commencement of a funeral.

(f) A violation of subsection (e) is a class B person misdemeanor. Each day on which a violation of subsection (e) occurs shall constitute a separate offense.

(g) Notwithstanding the penalties provided in subsection (f), any district court may enjoin conduct proscribed by this section and may in any such proceeding award damages, including punitive damages, attorney fees or other appropriate relief against the persons found guilty of actions made unlawful by subsection (e).

(h) If any provision of this section or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of this section which can be given effect without the invalid provisions or application. To this end the provisions of this section are severable.

Sec. 2. K.S.A. 1994 Supp. 21-4015 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register May 25, 1995.)

**(Editor's Note: Sections of the following bill were line-item vetoed by the Governor and sustained by the Legislature. The Governor's line-item veto message is printed immediately following the bill.)**

#### HOUSE Substitute for SENATE BILL No. 385

AN ACT making and concerning appropriations for the fiscal years ending June 30, 1995, June 30, 1996, and June 30, 1997; authorizing certain transfers and fees, imposing certain restrictions and limitations and directing or authorizing certain receipts, disbursements, capital improvements and acts incidental to the foregoing; repealing section 2 of 1995 Senate Bill No. 236.

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

Section 1. (a) For the fiscal years ending June 30, 1995, June 30, 1996, and June 30, 1997, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, fees, receipts, disbursements, and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) This act shall be known and may be cited as the omnibus appropriation act of 1995 and shall constitute the omnibus reconciliation spending limit bill for the 1995 regular session of the legislature for purposes of subsection (a) of K.S.A. 1994 Supp. 75-6702 and amendments thereto.

Sec. 2.

#### DEPARTMENT OF TRANSPORTATION

(a) On July 1, 1995, the expenditure limitation established by section 2(b) of 1995 Senate Bill No. 49 on the construction, remodeling and special maintenance projects for buildings account of the state highway fund is hereby increased from \$1,939,948 to \$2,839,948.

Sec. 3.

#### KANSAS LOTTERY

(a) On the effective date of this act, the expenditure limitation established by section 32(a) of 1995 House Bill No. 2234 on the lottery operating fund is hereby increased from \$9,580,542 to \$9,610,542.

(b) On July 1, 1995, the Kansas lottery is hereby authorized and directed to pay the following amount from the lottery operating fund for

payment of a July 20, 1988, cash lotto drawing claim, which payment is in accordance with the policy of the Kansas lottery prior to March 2, 1990, and which payment shall not be construed to be a precedent for claims arising on or after March 2, 1990, to the following claimant:

Orrin J. Fowles, c/o Ronald R. Hein, attorney for the claimant, Hein, Ebert & Weir, 5845 SW 29th Topeka, KS, 66614 ..... \$117,037

Provided, That this expenditure shall be in addition to any expenditure limitation imposed on the lottery operating fund for fiscal year 1996.

Sec. 4.

KANSAS RACING COMMISSION

(a) On July 1, 1995, the expenditure limitation established by section 5(a) of 1995 House Bill No. 2132 on the state racing fund is hereby increased from \$0 to \$2,083,931.

(b) On July 1, 1995, the expenditure limitation established by section 5(a) of 1995 House Bill No. 2132 on the official hospitality account of the state racing fund is hereby increased from \$0 to \$2,500.

(c) On July 1, 1995, the expenditure limitation established by section 5(a) of 1995 House Bill No. 2132 on the racing reimbursable expense fund is hereby increased from \$0 to No limit.

(d) On July 1, 1995, the expenditure limitation established by section 5(a) of 1995 House Bill No. 2132 on the racing applicant deposit fund is hereby increased from \$0 to No limit.

(e) On July 1, 1995, the expenditure limitation established by section 5(a) of 1995 House Bill No. 2132 on the Kansas horse breeding development fund is hereby increased from \$0 to No limit.

(f) On July 1, 1995, the expenditure limitation established by section 5(a) of 1995 House Bill No. 2132 on the Kansas greyhound breeding development fund is hereby increased from \$0 to No limit.

(g) On July 1, 1995, the expenditure limitation established by section 5(a) of 1995 House Bill No. 2132 on the racing investigative expense fund is hereby increased from \$0 to No limit.

(h) On July 1, 1995, the expenditure limitation established by section 5(a) of 1995 House Bill No. 2132 on the county fair horse racing benefit fund is hereby increased from \$0 to No limit.

(i) On July 1, 1995, the position limitation established by section 10(a) of 1995 House Bill No. 2132 for the above agency is hereby increased from 0.0 to 50.5.

(j) The above agency shall make expenditures from appropriations for the fiscal year ending June 30, 1995, and appropriations for the fiscal year ending June 30, 1996, for the purposes of employing at least three individuals to serve as stewards or racing judges at each horse or greyhound race meeting, but no more than three judges or stewards shall be on duty at any one time at any racing performance.

(k) In addition to other purposes for which expenditures may be made by the Kansas racing commission from the state racing fund for the fiscal year 1995 and fiscal year 1996, the Kansas racing commission is hereby directed to make expenditures from the state racing fund for fiscal year 1995 and fiscal year 1996 for one or more audits under the legislative post audit act of any one or more licensees, race tracks, businesses involved in simulcasting to race tracks in Kansas, or other entities that are regulated or licensed by the Kansas racing commission, for the purposes of ascertaining current compliance with provisions of the Kansas pari-mutuel act and rules and regulations of the Kansas racing commission, reviewing matters relating to the activities of such entities with respect to revenues, expenditures, profits and losses, and other matters related thereto, in accordance with a contract between the post auditor and the Kansas racing commission, which is hereby authorized and directed to be negotiated and entered into by such officials to reimburse all of the operating expenditures incurred by the division of post audit for such audits: *Provided*, That each such audit shall be coordinated with other state agencies: *Provided further*, That the audit scope statement and request for proposal for each such audit shall be developed by the post auditor with the assistance of the Kansas racing commission and submitted to the legislative post audit committee for its review, comments and approval: *And provided further*, That the auditor to conduct each such audit shall be specified in accordance with K.S.A. 46-1122 and amendments thereto: *And provided further*, That if the legislative post audit committee specifies under such statute that a firm, as defined by K.S.A. 46-1112 and amendments thereto is to perform all or part of the audit work of such audit, such firm shall be selected and shall perform such audit work as provided in K.S.A. 46-1123 through 46-1127 and amendments thereto: *And provided further*, That any expenditures or transfers from the state racing fund of the Kansas racing commission for the purpose of paying for such audits shall be in addition to any expenditure limitation imposed

on the state racing fund and shall be paid or transferred to the credit of the audit services fund of the division of post audit.

Sec. 5.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) On the effective date of this act, the expenditure limitation established by section 27(b) of 1995 House Bill No. 2234 on the investment related expenses account of the Kansas public employees retirement fund is hereby increased from \$16,456,374 to \$16,694,073.

~~(b) On July 1, 1995, the expenditure limitation established by section 2(b) of 1995 House Bill No. 2264 on the agency operations account of the Kansas public employees retirement fund is hereby increased from \$4,320,456 to \$4,378,630.~~

~~(c) On July 1, 1995, the position limitation established by section 8 of 1995 House Bill No. 2264 for the above agency is hereby increased from 76.0 to 77.0.~~

Sec. 6.

LEGISLATIVE COORDINATING COUNCIL

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Kansas public employees retirement system actuarial audit  
For the fiscal year ending June 30, 1996 ..... \$50,000

Sec. 7.

DEPARTMENT OF HEALTH AND ENVIRONMENT

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or fiscal years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Drycleaning facility release trust fund  
For the fiscal year ending June 30, 1996 ..... \$1,117,500

*Provided*, That expenditures from the drycleaning facility release trust fund for fiscal year 1996 for salaries and wages shall not exceed \$95,234.

Driving under the influence equipment fund  
For the fiscal year ending June 30, 1996 ..... No limit

*Provided*, That expenditures from the driving under the influence equipment fund for fiscal year 1996 may be made only for the purpose of purchasing blood or breath alcohol concentration testing equipment.

Federal NICE3 public utility grant fund  
For the fiscal year ending June 30, 1996 ..... \$425,000

*Provided*, That all expenditures from the federal NICE3 public utility grant fund for fiscal year 1996 shall be in accordance with a grant agreement entered into by the secretary of health and environment and a grant recipient or recipients: *Provided further*, That such grant agreement shall require the grant recipient or recipients to provide any match amount necessary to meet any federal match requirements and to assume all liability for continuing the grant project for fiscal year 1996 or any ensuing fiscal year: *And provided further*, That no expenditures shall be made from this fund for state operations.

Breast and cervical cancer program and detection fund  
For the fiscal year ending June 30, 1996 ..... \$817,748

Local air quality control authority regulation services fund  
For the fiscal year ending June 30, 1996 ..... \$10,000

(b) All expenditures from the sponsored project overhead fund for fiscal year 1996 for contractual or capital outlay costs related to upgrading vital statistics document imaging equipment shall be in addition to any expenditure limitation on expenditures from the sponsored project overhead fund for fiscal year 1996: *Provided*, That expenditures from the sponsored project overhead fund for fiscal year 1996 for contractual or capital outlay costs related to upgrading vital statistics document imaging equipment shall not exceed \$775,726.

(c) On July 1, 1995, of the \$5,492,717 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 5(a) of 1995 House Bill No. 2265 from the state general fund in the other operating expenditures (including official hospitality) account, the sum of \$27,200 is hereby lapsed.

(d) On the effective date of this act, of the \$6,134,975 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 5(a) of chapter 305 of the 1994 Session Laws of Kansas from the state general fund in the other operating expenditures (including official hospitality) account, the sum of \$200,000 is hereby lapsed.

(e) On the effective date of this act, the expenditure limitation established by the state finance council on the medicare fund—federal is hereby increased from \$1,488,397 to \$1,708,843.

(f) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2265 on the AIDS project—education and risk reduction—federal fund is hereby increased from \$1,397,591 to \$2,057,024.

(continued)

(g) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2265 on the health and environment training fee fund is hereby increased from \$41,040 to \$120,000.

(h) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2265 on the disease prevention and health promotion federal grants fund is hereby increased from \$1,365,800 to \$1,619,871: *Provided*, That expenditures from the disease prevention and health promotion federal grants fund for state operations shall not exceed \$1,112,036.

(i) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2265 on the title I—P.L. 99-457 child development—federal fund is hereby increased from \$2,231,371 to \$4,231,371.

(j) On July 1, 1995, the director of accounts and reports shall transfer all moneys in the breast and cervical cancer program account of the disease prevention and health promotion federal grants fund of the department of health and environment to the breast and cervical cancer program and detection fund of the department of health and environment. On July 1, 1995, all liabilities of the breast and cervical cancer program account of the disease prevention and health promotion federal grants fund of the department of health and environment are hereby imposed on the breast and cervical cancer program and detection fund of the department of health and environment.

(k) On July 1, 1995, the director of accounts and reports shall transfer all moneys in the local air quality regulation services fund of the department of health and environment to the local air quality control authority regulation services fund of the department of health and environment. On July 1, 1995, all liabilities of the local air quality regulation services fund of the department of health and environment are hereby imposed on the local air quality control authority regulation services fund of the department of health and environment. On July 1, 1995, the local air quality regulation services fund of the department of health and environment is hereby abolished.

(l) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2265 on the gifts, grants and donations fund is hereby increased from \$451,171 to \$602,771.

(m) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2265 on the other federal grants fund is hereby decreased from \$202,915 to \$107,445.

Sec. 8.

STATE BOARD OF AGRICULTURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Table with 2 columns: Description, Amount. Row 1: Operating expenditures (including official hospitality) For the fiscal year ending June 30, 1996 ..... \$86,700

(b) On July 1, 1995, the position limitation established by section 9 of 1995 Senate Bill No. 153 for the above agency is hereby increased from 314.5 to 315.5.

Sec. 9.

KANSAS HIGHWAY PATROL

(a) On the effective date of this act, the expenditure limitation established by section 5(b) of chapter 323 of the 1994 Session Laws of Kansas on the motor carrier inspection fund is hereby decreased from \$5,568,425 to \$5,448,028.

(b) On the effective date of this act, the expenditure limitation established by section 15(a) of chapter 203 of the 1994 Session Laws of Kansas on the addition to patrol garage in Topeka account of the motor carrier inspection fund is hereby increased from \$45,000 to \$68,350: *Provided*, That all expenditures from such capital improvement project account shall be in addition to any expenditure limitation imposed the motor carrier inspection fund for fiscal year 1995.

(c) In addition to the other purposes for which expenditures may be made by the above agency from the motor carrier inspection fund for the fiscal year ending June 30, 1996, expenditures may be made by the above agency for fiscal year 1996 from the unencumbered balance as of June 30, 1995, in the following capital improvement account of the motor carrier inspection fund: Addition to patrol garage in Topeka: *Provided*, That expenditures from the unencumbered balance in such account shall not exceed the unencumbered balance in such account on June 30, 1995: *Provided further*, That all expenditures from such account shall be in addition to any expenditure limitation imposed on the motor carrier inspection fund for fiscal year 1996.

(d) On the effective date of this act, the expenditure limitation established by section 15(a) of chapter 203 of the 1994 Session Laws of Kansas

on the replacement of Caney trailer account of the motor carrier inspection fund is hereby increased from \$35,000 to \$38,300: *Provided*, That all expenditures from such capital improvement project account shall be in addition to any expenditure limitation imposed on the motor carrier inspection fund for fiscal year 1995.

(e) In addition to the other purposes for which expenditures may be made by the above agency from the motor carrier inspection fund for the fiscal year ending June 30, 1996, expenditures may be made by the above agency for fiscal year 1996 from the unencumbered balance as of June 30, 1995, in the following capital improvement account of the motor carrier inspection fund: Replacement of Caney trailer: *Provided*, That expenditures from the unencumbered balance in such account shall not exceed the unencumbered balance in such account on June 30, 1995: *Provided further*, That all expenditures from such account shall be in addition to any expenditure limitation imposed on the motor carrier inspection fund for fiscal year 1996.

Sec. 10.

KANSAS GUARDIANSHIP PROGRAM

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Table with 2 columns: Description, Amount. Row 1: Kansas guardianship program For the fiscal year ending June 30, 1996 ..... \$1,239,562

Sec. 11.

YOUTH CENTER AT ATCHISON

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Table with 2 columns: Description, Amount. Row 1: Operating expenditures For the fiscal year ending June 30, 1996 ..... \$65,363

Sec. 12.

YOUTH CENTER AT BELOIT

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Table with 2 columns: Description, Amount. Row 1: Operating expenditures For the fiscal year ending June 30, 1996 ..... \$64,842

Sec. 13.

YOUTH CENTER AT TOPEKA

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Table with 2 columns: Description, Amount. Row 1: Operating expenditures For the fiscal year ending June 30, 1996 ..... \$129,072

Sec. 14.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established by the state finance council on the board of barbering fee fund is hereby increased from \$92,511 to \$94,683.

Sec. 15.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Table with 2 columns: Description, Amount. Rows include: Medical assistance for long-term care (1995: \$5,099,054; 1996: \$8,199,542), Other medical assistance (1995: \$994,471; 1996: \$1,753,663), Mental health operating expenditures (1995: \$800,000), State operations (1995: \$240,236; 1996: \$650,392), Mental health and retardation services aid and assistance (1996: \$721,895)

Any unencumbered balance in the Kansas social services information system project account in excess of \$100 as of June 30, 1995, is hereby reappropriated for fiscal year 1996.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or fiscal years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Table with 2 columns: Description, Amount. Row 1: Medicaid assistance federal fund For the fiscal year ending June 30, 1996 ..... No limit

(c) On July 1, 1995, of the \$58,968,025 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 2(a) of 1995 Senate Bill No. 343 from the state general fund in the cash assistance account, the sum of \$4,808,135 is hereby lapsed.

(d) On July 1, 1995, the expenditure limitation established by section 2(a) of 1995 Senate Bill No. 343 on expenditures from the reappropriated balance of the cash assistance account of the state general fund is hereby increased from \$6,015,829 to \$9,332,126.

(e) On July 1, 1995, the expenditure limitation established by section 2(b) of 1995 Senate Bill No. 343 on the state operations account of the social services clearing fund is hereby increased from \$249,584,555 to \$254,345,535.

(f) On the effective date of this act, the expenditure limitation established by section 6(i) of 1995 Senate Bill No. 236 on the state operations account of the social services clearing fund is hereby increased from \$267,131,231 to \$270,311,702.

(g) On and after December 17, 1995, expenditures may be made by the above agency to pay longevity bonuses to long term care workers who are currently in positions in the classified service but whose positions are placed in the unclassified service pursuant to 1995 Senate Bill No. 176. Such longevity bonuses shall be payable only to such employees who are eligible to receive longevity bonuses granted pursuant to K.S.A. 75-5541 and amendments thereto prior to December 17, 1995. Any incumbent in such a long term care worker position who is changed from the classified service to the unclassified service shall be afforded the same rights to appeal to the civil service board as are applicable to classified employees. Any other person appointed to any unclassified position described above on or after December 17, 1995, shall serve at the pleasure of the appointing authority.

(h) On July 1, 1995, the \$1,074,200 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 2(a) of 1995 Senate Bill No. 343 from the state general fund in the Kansas guardianship program account, is hereby lapsed.

(i) The above agency is hereby authorized to make expenditures and budget adjustments based upon the recommendations of the commission which constitutes the advisory committee appointed by the governor under section 2(a) of 1995 Senate Bill No. 343 relating to hospital closure: *Provided*, That the governor shall submit the final report of the commission to the legislature on or before January 8, 1996: *Provided further*, That the commission's recommendation of a mental health hospital to be closed and the commission's recommendation of a mental retardation hospital to be closed, and the recommended dates of closure, shall be final unless the legislature, by law passed on or before 21 February 1996, the 45th calendar day of the 1996 regular legislative session, rejects such recommendation: *And provided further*, That unless the commission's recommendation is rejected by the legislature, the hospitals recommended for closure shall be closed at the time recommended, notwithstanding any other provision of law to the contrary: *And provided further*, That all other recommendations of the commission shall be advisory only: *Provided, however*, That nothing in this section shall be construed to require the commission to recommend closure of a mental health hospital or a mental retardation hospital if the commission determines that no closure should be recommended.

Sec. 16.

LARNED STATE HOSPITAL

(a) On July 1, 1995, of the \$15,586,167 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 4(a) of 1995 Senate Bill No. 343 from the state general fund in the operating expenditures account, the sum of \$433,395 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation established by section 36(b) of chapter 360 of the 1994 Session Laws of Kansas on the Larned state hospital fee fund is hereby increased from \$1,383,176 to \$1,433,176.

(c) There is appropriated for the above agency from the state institutions building fund for the fiscal year or fiscal years specified, for the capital improvement project or projects specified as follows:

Parking lot resurfacing	
For the fiscal year ending June 30, 1996 .....	\$35,627

(d) On July 1, 1995, the director of accounts and reports shall transfer \$35,627 from the construction defects recovery fund of the department of administration to the state institutions building fund.

(e) On July 1, 1995, the expenditure limitation established by section 4(b) of 1995 Senate Bill No. 343 on the Larned state hospital fee fund is hereby increased from \$1,590,651 to \$2,065,651.

(f) On the effective date of this act, of the \$17,833,470 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 4(a) of chapter 361 of the 1994 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$1,014 is hereby lapsed.

Sec. 17.

OSAWATOMIE STATE HOSPITAL

(a) On July 1, 1995, of the \$7,577,505 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 5(a) of 1995 Senate Bill No. 343 from the state general fund in the operating expenditures account, the sum of \$309,320 is hereby lapsed.

(b) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 Senate Bill No. 343 on the Osawatomi state hospital fee fund is hereby increased from \$1,366,768 to \$1,696,786.

(c) On the effective date of this act, of the \$7,804,146 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 5(a) of chapter 361 of the 1994 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$1,420 is hereby lapsed.

Sec. 18.

RAINBOW MENTAL HEALTH FACILITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures	
For the fiscal year ending June 30, 1996 .....	\$21,875

(b) On the effective date of this act, of the \$2,229,602 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 7(a) of chapter 361 of the 1994 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$1,792 is hereby lapsed.

Sec. 19.

TOPEKA STATE HOSPITAL

(a) On July 1, 1995, of the \$7,621,830 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 8(a) of 1995 Senate Bill No. 343 from the state general fund in the operating expenditures account, the sum of \$1,293,416 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation established by section 8(b) of chapter 361 of the 1994 Session Laws of Kansas on the Topeka state hospital fee fund is hereby increased from \$3,918,431 to \$4,133,431.

(c) On July 1, 1995, the expenditure limitation established by section 8(b) of 1995 Senate Bill No. 343 on the Topeka state hospital fee fund is hereby increased from \$4,151,697 to \$5,311,697.

(d) On the effective date of this act, of the \$8,253,813 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 8(a) of chapter 361 of the 1994 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$1,990 is hereby lapsed.

Sec. 20.

CONSUMER CREDIT COMMISSIONER

~~(a) On the effective date of this act, the expenditure limitation established by the state finance council on the consumer credit fee fund is hereby increased from \$353,121 to \$363,121.~~

Sec. 21.

STATE BANK COMMISSIONER

~~(a) On the effective date of this act, the expenditure limitation established by section 4(a) of chapter 151 of the 1994 Session Laws of Kansas on the bank commissioner fee fund is hereby increased from \$3,509,321 to \$3,520,620.~~

Sec. 22.

KANSAS HUMAN RIGHTS COMMISSION

(a) On July 1, 1995, the expenditure limitation established by section 4(b) of 1995 House Bill No. 2264 on the federal fund is hereby decreased from \$571,568 to \$468,977.

Sec. 23.

LARNED STATE HOSPITAL—YOUTH CENTER AT LARNED

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures—youth center at Larned	
For the fiscal year ending June 30, 1996 .....	\$18,000

Sec. 24.

KANSAS NEUROLOGICAL INSTITUTE

(a) On July 1, 1995, of the \$12,630,377 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 3(a) of 1995 Senate Bill No. 343 from the state general fund in the operating expenditures account, the sum of \$58,591 is hereby lapsed.

(b) On the effective date of this act, the expenditure limitation estab-

(continued)

lished by section 3(b) of chapter 361 of the 1994 Session Laws of Kansas on the foster grandparents program—federal fund is hereby increased from \$193,387 to \$212,411.

(c) On the effective date of this act, of the \$11,729,349 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 3(a) of chapter 361 of the 1994 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$2,255 is hereby lapsed.

Sec. 25.

PARSONS STATE HOSPITAL AND TRAINING CENTER

(a) On July 1, 1995, of the \$7,721,938 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 6(a) of 1995 Senate Bill No. 343 from the state general fund in the operating expenditures account, the sum of \$113,979 is hereby lapsed.

(b) On July 1, 1995, the expenditure limitation established by section 6(b) of 1995 Senate Bill No. 343 on the Parsons state hospital and training center fee fund is hereby increased from \$686,270 to \$751,270.

(c) On the effective date of this act, of the \$8,046,839 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 6(a) of chapter 361 of the 1994 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$1,069 is hereby lapsed.

Sec. 26.

WINFIELD STATE HOSPITAL AND TRAINING CENTER

(a) On July 1, 1995, of the \$12,535,764 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 9(a) of 1995 Senate Bill No. 343 from the state general fund in the operating expenditures account, the sum of \$253,979 is hereby lapsed.

(b) On July 1, 1995, the expenditure limitation established by section 9(b) of 1995 Senate Bill No. 343 on the Winfield state hospital and training center fee fund is hereby increased from \$1,170,534 to \$1,340,534.

(c) On the effective date of this act, of the \$13,067,690 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 9(a) of chapter 361 of the 1994 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$2,583 is hereby lapsed.

Sec. 27.

STATE BOARD OF HEALING ARTS

(a) On July 1, 1995, the expenditure limitation established by section 7(a) of 1995 House Bill No. 2091 on the healing arts fee fund for fiscal year 1996 is hereby increased from \$1,571,310 to \$1,580,698.

(b) On July 1, 1995, the expenditure limitation established by section 7(a) of 1995 House Bill No. 2091 on the healing arts fee fund for fiscal year 1997 is hereby increased from \$1,722,590 to \$1,731,978.

Sec. 28.

ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures

For the fiscal year ending June 30, 1996 ..... \$461,915

Provided, That no expenditures shall be made from the operating expenditures account for replacing or upgrading the automated fingerprint identification system except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto and acting on this matter after receiving notification of the results of the agency's application for a federal grant for this project.

(b) On July 1, 1995, the expenditure limitation established by section 6(b) of 1995 House Bill No. 2090 on the forensic laboratory and materials fee fund is hereby increased from \$20,000 to \$120,000.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or fiscal years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

AFIS certificate of participation fund

For the fiscal year ending June 30, 1996 ..... No limit

Provided, That no expenditures shall be made from the AFIS certificate of participation fund for replacing or upgrading the automated fingerprint identification system except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto and acting on this matter after receiving notification of the results of the agency's application for a federal grant for this project: Provided further, That the project for replacing or upgrading the automated fingerprint identification system is hereby approved for the attorney general—Kansas bureau of investigation for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with that statute.

Sec. 29.

STATE BOARD OF INDIGENTS' DEFENSE SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Capital defense operations

For the fiscal year ending June 30, 1995 ..... \$200,000

Provided, That any unencumbered balance in the capital defense operations account in excess of \$100 as of June 30, 1995, is hereby reappropriated for fiscal year 1996: Provided further, That any expenditures for capital defense operations are authorized to be made from the capital defense operations account for fiscal year 1995 regardless of when services were rendered.

For the fiscal year ending June 30, 1996 ..... \$1,180,000

Provided, That any expenditures for capital defense operations are authorized to be made from the capital defense operations account for fiscal year 1996 regardless of when services were rendered.

Operating expenditures

For the fiscal year ending June 30, 1995 ..... \$167,065

Provided, That no expenditures shall be made from the operating expenditures account for fiscal year 1995 for capital defense operations.

For the fiscal year ending June 30, 1996 ..... \$477,811

Provided, That no expenditures shall be made from the operating expenditures account for fiscal year 1996 for capital defense operations.

Regional defense delivery system expansion operations

For the fiscal year ending June 30, 1996 ..... \$423,234

(b) On July 1, 1995, of the \$9,726,602 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 3(a) of 1995 Senate Bill No. 48 from the state general fund in the operating expenditures account, the sum of \$423,234 is hereby lapsed.

Sec. 30.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Executive aircraft operations

For the fiscal year ending June 30, 1995 ..... \$50,000

General administration

For the fiscal year ending June 30, 1995 ..... \$19,614

For the fiscal year ending June 30, 1996 ..... \$465,750

Provided, That in addition to other purposes for which expenditures may be made from the general administration account for fiscal year 1996, expenditures may be made for the purpose of adopting personnel rules and regulations: Provided further, That notwithstanding the provisions of K.S.A. 75-4321 et seq. and amendments thereto, the secretary of administration may adopt, amend and implement personnel regulations that relate to matters covered by memoranda of agreement entered into by state agencies and public employee organizations under K.S.A. 75-4320 et seq. and amendments thereto as deemed necessary by the secretary for purposes of implementing the statewide human resource and payroll (SHARP) system, implementing biweekly pay and implementing hourly pay for non-exempt personnel: And provided further, That before adopting any such rules and regulations the secretary of administration shall give a copy of the proposed rules and regulations and a notice of meeting to each employee organization certified by the public employee relations board to represent one or more units of state employees: And provided further, That notwithstanding the provisions of K.S.A. 75-4321 et seq. and amendments thereto, after such meeting the secretary shall consider the comments from employee organizations and may thereafter adopt and implement the rules and regulations as proposed or revised, subject to the approval of the governor.

Policy analysis initiatives

For the fiscal year ending June 30, 1996 ..... \$150,000

(b) On July 1, 1995, the expenditure limitation established by section 7(b) of 1995 House Bill No. 2264 on the state buildings operating fund is hereby increased from \$9,286,751 to \$9,305,630.

(c) On July 1, 1995, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer to the computer services recovery fund of the department of administration the following amounts from the special revenue funds designated below:

Credit union fee fund .....	\$2,500
Insurance department service regulation fund .....	\$5,000
Real estate fee fund .....	\$4,680
Workmen's compensation fee fund .....	\$27,000
Public service regulation fund .....	\$10,746
Motor carrier license fees fund .....	\$3,640
Conservation fee fund .....	\$2,946
Fire marshal fee fund .....	\$6,198
Kansas public employees retirement fund .....	\$78,600

Sec. 31. Position limitation. The number of full-time and regular part-time positions equated to full-time paid from appropriations for fiscal year 1996 made in this or other appropriation acts of the 1995 regular session of the legislature for the following agencies, which are positions (a) which shall be in addition to position limitations prescribed for such agencies in other appropriation acts of the 1995 regular session of the legislature, (b) which are authorized in order to (1) convert special project positions appointed pursuant to subsection (1)(i) of K.S.A. 75-2935 and amendments thereto to regular positions, (2) convert existing intermittent



positions to regular positions, and (3) include authorized community based long-term care positions and paraprofessional workers in family support and family preservation program positions under the position limitation applicable to the agency, and (c) for which the secretary of administration may prescribe procedures and requirements relating to the conversion of such positions and the incumbents holding such positions, shall not exceed the following, except upon approval of the state finance council:

Department of Administration	15.2
Department of Commerce and Housing	7.5
Kansas Racing Commission	0.5
Department on Aging	0.8
Department of Human Resources	144.7
Department of Health and Environment	1.5
Department of Social and Rehabilitation Services	868.6
Kansas Neurological Institute	0.5
Larned State Hospital	0.5
Osawatomie State Hospital	2.1
Rainbow Mental Health Facility	2.4
Topeka State Hospital	2.6
Winfield State Hospital and Training Center	1.0
Kansas State School for the Deaf	28.0
Kansas Highway Patrol	1.0
Youth Center at Atchison	0.5
Youth Center at Topeka	1.0
State Board of Agriculture	8.3
Department of Transportation	0.5
Department of Wildlife and Parks	9.0

Sec. 32.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Educable deaf-blind and severely handicapped children's programs aid	
For the fiscal year ending June 30, 1996	\$10,000
General state aid	
For the fiscal year ending June 30, 1996	\$3,400,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or fiscal years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Communities in schools program fund	
For the fiscal year ending June 30, 1996	\$50,000

(c) On July 1, 1995, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the family and children trust account of the family and children investment fund of the corporation for change to the communities in schools program fund of the department of education.

(d) On July 1, 1995, and quarterly thereafter, the director of accounts and reports shall transfer \$40,000 from the state highway fund of the department of transportation to the school bus safety fund of the department of education.

(e) On July 1, 1995, of the \$1,314,116,284 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 2(a) of 1995 Senate Bill No. 70 from the state general fund in the general state aid account, the sum of \$17,371,644 is hereby lapsed.

(f) On July 1, 1995, of the \$43,279,000 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 2(a) of 1995 Senate Bill No. 70 from the state general fund in the supplemental general state aid account, the sum of \$719,000 is hereby lapsed.

(g) On July 1, 1995, of the \$57,060,378 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 2(a) of chapter 261 of the 1994 Session Laws of Kansas from the state general fund in the KPERs—employer contributions account, the sum of \$1,288,492 is hereby lapsed.

~~(h) On July 1, 1995, the expenditure limitation established by section 2(b) of 1995 Senate Bill No. 70 on the economic development initiatives fund is hereby increased from \$9,730,000 to \$9,944,334.~~

~~(i) On July 1, 1995, the quarterly transfer from the Kansas economic development endowment account of the state economic development initiatives fund of the department of commerce and housing to the economic development initiatives fund of the department of education authorized by section 2(d) of 1995 Senate Bill No. 70 is hereby increased from \$2,432,500 to \$2,486,084.~~

Sec. 33.

ATTORNEY GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

~~Operating expenditures~~  
~~For the fiscal year ending June 30, 1996~~ ~~\$200,624~~

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or fiscal years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

<del>Consumer protection special revenue fund</del>	<del>No limit</del>
<del>For the fiscal year ending June 30, 1996</del>	
<del>Drug free schools and communities fund</del>	
<del>For the fiscal year ending June 30, 1995</del>	<del>No limit</del>
<del>For the fiscal year ending June 30, 1996</del>	<del>No limit</del>
<del>Violence against women grant fund</del>	
<del>For the fiscal year ending June 30, 1995</del>	<del>No limit</del>
<del>For the fiscal year ending June 30, 1996</del>	<del>No limit</del>
<del>Other federal grants and reimbursements fund</del>	
<del>For the fiscal year ending June 30, 1995</del>	<del>No limit</del>
<del>For the fiscal year ending June 30, 1996</del>	<del>No limit</del>

(c) On July 1, 1995, the director of accounts and reports shall transfer \$10,000 from the social welfare fund of the department of social and rehabilitation services to the attorney general's medicaid fraud control fund of the attorney general.

(d) On July 1, 1995, the position limitation established by section 12 of 1995 House Bill No. 2085 for the above agency is hereby increased from 72.0 to 81.0.

Sec. 34.

STATE CORPORATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or fiscal years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Data management system fund	
For the fiscal year ending June 30, 1995	\$107,500
For the fiscal year ending June 30, 1996	\$213,318

(b) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2264 on the aggregate expenditures from the public service regulation fund, the motor carrier license fees fund and the conservation fee fund is hereby decreased from \$11,136,768 to \$11,065,950.

Sec. 35.

DEPARTMENT OF COMMERCE AND HOUSING

(a) On July 1, 1995, the expenditure limitation established by section 6(c) of 1995 House Bill No. 2132 on the Kansas economic development endowment account of the state economic development initiatives fund is hereby decreased from \$12,840,514 to \$12,340,514.

(b) On July 1, 1995, the expenditure limitation established by section 6(d) of 1995 House Bill No. 2132 on the strategic planning grants subaccount of the Kansas economic development endowment account of the state economic development initiatives fund is hereby decreased from \$600,000 to \$400,000.

(c) In addition to the purposes for which expenditures may be made by the above agency from the Kansas economic development endowment account of the state economic development initiatives fund for the fiscal year ending June 30, 1996, expenditures may be made by the above agency from the Kansas economic development endowment account of the state economic development initiatives fund during fiscal year 1996 for the following, subject to the expenditure limitation prescribed therefor:

Mainstreet grant and development program	\$200,000
--	-----------

(d) On July 1, 1995, the expenditure limitation established by section 6(d) of 1995 House Bill No. 2132 on the micro-loan grants subaccount of the Kansas economic development endowment account of the state economic development initiatives fund is hereby decreased from \$1,500,000 to \$1,000,000.

(e) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,000,000 from the Kansas economic development endowment account of the state economic development initiatives fund to the Kansas economic opportunity initiatives fund.

Sec. 36.

DEPARTMENT OF HUMAN RESOURCES

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

(continued)

Operating expenditures  
 For the fiscal year ending June 30, 1996 ..... \$215,000  
 (b) On July 1, 1995, the expenditure limitation established by section 3(b) of 1995 House Bill No. 2265 on the occupational health and safety—federal fund is hereby increased from \$347,351 to \$354,252.  
 (c) On July 1, 1995, the expenditure limitation established by section 3(b) of 1995 House Bill No. 2265 on the federal indirect cost offset fund is hereby decreased from \$422,701 to \$207,701.

~~(d) On the effective date of this act, the expenditure limitation established by section 9(b) of chapter 360 of the 1994 Session Laws of Kansas on the occupational health and safety—federal fund is hereby increased from \$347,356 to \$373,328.~~

Sec. 37.

BOARD OF NURSING

(a) On July 1, 1995, the expenditure limitation established by section 14(a) of 1995 House Bill No. 2091 on the board of nursing fee fund for fiscal year 1996 is hereby increased from \$849,480 to \$858,880.

(b) In addition to the purposes for which expenditures may be made by the above agency from the board of nursing fee fund for the fiscal year ending June 30, 1996, and notwithstanding the provisions of subsection (f) of K.S.A. 1994 Supp. 65-1120, as amended by section 2 of 1995 Senate Bill No. 151, and subsection (f) of K.S.A. 1994 Supp. 65-4209, as amended by section 6 of 1995 Senate Bill No. 151, to the contrary, expenditures shall be made by the above agency from the nursing fee fund for fiscal year 1996 for board requests from the Kansas bureau of investigation for criminal history record information relating to criminal convictions as necessary for the purpose of determining initial and continuing qualifications of licensees of and applicants for licensure by the board: *Provided*, That expenditures for fiscal year 1996 for such board requests from the Kansas bureau of investigation for criminal history checks shall be in addition to any expenditure limitation imposed on the board of nursing fee fund for fiscal year 1996.

Sec. 38.

KANSAS STATE SCHOOL FOR THE BLIND

(a) The expenditure limitation established by section 4(b) of chapter 295 of the 1994 Session Laws of Kansas on the general fees fund is hereby increased from \$44,692 to \$52,457.

(b) On the effective date of this act, of the \$3,442,356 appropriated for the above agency for the fiscal year ending June 30, 1995, by section 4(a) of chapter 295 of the 1994 Session Laws of Kansas from the state general fund in the operating expenditures account, the sum of \$1,787 is hereby lapsed.

Sec. 39.

UNIVERSITY OF KANSAS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 1996 .....	\$621,529
Operating expenditures for utilities	
For the fiscal year ending June 30, 1995 .....	\$370,634
Geological survey	
For the fiscal year ending June 30, 1996 .....	\$3,000

(b) On July 1, 1995, the expenditure limitation established by section 9(b) of 1995 House Bill No. 2236 on the general fees fund is hereby decreased from \$67,975,357 to \$67,353,828.

Sec. 40.

UNIVERSITY OF KANSAS MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 1995 .....	\$1,000,000
For the fiscal year ending June 30, 1996 .....	\$1,050,815
Other operating expenditures for utilities	
For the fiscal year ending June 30, 1995 .....	\$323,754
Topeka residency program	
For the fiscal year ending June 30, 1996 .....	\$7,317

(b) On July 1, 1995, the expenditure limitation established by section 10(b) of 1995 House Bill No. 2236 on the general fees fund is hereby decreased from \$9,737,760 to \$9,420,187.

(c) On July 1, 1995, the expenditure limitation established by section 10(b) of 1995 House Bill No. 2236 on the medical scholarship and loan repayment fund is hereby decreased from \$3,022,368 to \$2,370,179.

Sec. 41.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 1996 .....	\$466,218
Other operating expenditures for utilities	
For the fiscal year ending June 30, 1995 .....	\$498,181

(b) On July 1, 1995, the expenditure limitation established by section 3(b) of 1995 House Bill No. 2236 on the general fees fund is hereby decreased from \$38,375,144 to \$37,908,926.

Sec. 42.

KANSAS STATE UNIVERSITY—SALINA, COLLEGE OF TECHNOLOGY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Other operating expenditures for utilities	
For the fiscal year ending June 30, 1995 .....	\$41,534

(b) On the effective date of this act, the expenditure limitation established by section 55(b) of chapter 360 of the 1994 Session Laws of Kansas on the general fees fund is hereby increased from \$692,601 to \$764,004.

Sec. 43.

KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 1996 .....	\$98,459

(b) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2236 on the general fees fund is hereby decreased from \$4,162,616 to \$4,064,157.

(c) On July 1, 1995, the expenditure limitation established by section 5(b) of 1995 House Bill No. 2236 on the hospital and diagnostic laboratory revenue fund is hereby increased from \$1,075,510 to \$1,655,996.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the restricted fees fund for the fiscal years ending June 30, 1995, and June 30, 1996, expenditures may be made by the above agency from the appropriate account or accounts of the restricted fees fund during fiscal years 1995 and 1996 for the following capital improvement project, subject to the expenditure limitations prescribed therefor:

Construct greyhound research facility .....	No limit
---	----------

Sec. 44.

KANSAS STATE UNIVERSITY EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

(a) In addition to the purposes for which expenditures may be made by the above agency from the restricted fees fund for the fiscal year ending June 30, 1996, as provided by section 4(b) of 1995 House Bill No. 2236, moneys may be expended by the above agency from the farmers' assistance, counseling and training program account of the restricted fees fund during fiscal year 1996.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or fiscal years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Environmental education EDIE fund	
For the fiscal year ending June 30, 1996 .....	\$50,000
EDIE cooperative extension service fund	
For the fiscal year ending June 30, 1996 .....	\$500,000

~~(c) On July 15, 1995, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$500,000 from the Kansas economic development endowment account of the state economic development initiatives fund of the department of commerce and housing to the EDIE cooperative extension service fund of Kansas state university extension systems and agriculture research programs.~~

~~(d) On July 1, 1995, of the \$14,334,208 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 4(a) of 1995 House Bill No. 2236 from the state general fund in the cooperative extension service (including official hospitality) account, the sum of \$500,000 is hereby lapsed.~~

~~(e) On July 15, 1995, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$50,000 from the Kansas economic development endowment account of the state economic development initiatives fund of the department of commerce and housing to the environmental education EDIE fund of Kansas state university extension systems and agriculture research programs.~~

Sec. 45.

WICHITA STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 1996	\$111,326
Operating expenditures for utilities	
For the fiscal year ending June 30, 1995	\$274,977

(b) On July 1, 1995, the expenditure limitation established by section 11(b) of 1995 House Bill No. 2236 on the general fees fund is hereby decreased from \$24,542,020 to \$24,471,866.

Sec. 46.

EMPORIA STATE UNIVERSITY

(a) Notwithstanding the provisions of section 7(a) of 1995 House Bill No. 2236, expenditures by the above agency from the operating expenditures (including official hospitality) account of the state general fund for fiscal year 1996 for faculty salary enhancements to assist Emporia state university in obtaining accreditation for the school of business may exceed \$100,000 and shall not be required to be matched on the basis of a \$1 of match from private or other non-state government sources for every \$2 expended from this account for such purpose: *Provided*, That the first \$100,000 of expenditures by the above agency from the operating expenditures (including official hospitality) account of the state general fund for fiscal year 1996 for faculty salary enhancements to assist Emporia state university in obtaining accreditation for the school of business, which is in addition to the amount which is contained in the governor's recommended budget for the above agency for fiscal year 1996 for such purpose, shall be matched on the basis of a \$1 of match from private or other non-state government sources for every \$2 expended from this account for such purpose.

(b) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 1996	\$400,837
Other operating expenditures for utilities	
For the fiscal year ending June 30, 1995	\$319,000

(c) On July 1, 1995, the expenditure limitation established by section 7(b) of 1995 House Bill No. 2236 on the general fees fund is hereby decreased from \$8,587,335 to \$8,186,498.

Sec. 47.

FORT HAYS STATE UNIVERSITY

(a) Notwithstanding the provisions of section 2(a) of 1995 House Bill No. 2236, expenditures by the above agency from the operating expenditures (including official hospitality) account of the state general fund for fiscal year 1996 for classrooms and equipment for interactive television instruction may exceed \$100,000 and shall not be required to be matched on a \$1 for \$1 basis from private or other non-state government sources: *Provided*, That the first \$100,000 of expenditures by the above agency from the operating expenditures (including official hospitality) account of the state general fund for fiscal year 1996 for classrooms and equipment for the 1996 expansion initiative of the interactive television instruction activities of the above agency shall be matched on a \$1 for \$1 basis from private or other non-state government sources.

(b) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 1996	\$2,856
Other operating expenditures for utilities	
For the fiscal year ending June 30, 1995	\$135,754

(c) On July 1, 1995, the expenditure limitation established by section 2(b) of 1995 House Bill No. 2236 on the general fees fund is hereby decreased from \$7,235,856 to \$7,233,000.

Sec. 48.

PITTSBURG STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 1996	\$228,082
Other operating expenditures for utilities	
For the fiscal year ending June 30, 1995	\$29,122

(b) On July 1, 1995, the expenditure limitation established by section 8(b) of 1995 House Bill No. 2236 on the general fees fund is hereby decreased from \$10,409,729 to \$10,181,647.

(c) In addition to the other purposes for which expenditures may be made for the fiscal year ending June 30, 1996, from the restricted fees fund authorized by section 8(b) of 1995 House Bill No. 2236, expenditures may be made from the contiguous county fees account, which account is hereby created.

Sec. 49.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Kansas supplemental grant program	
For the fiscal year ending June 30, 1996	\$194,390

(b) Expenditures by the above agency for fiscal year 1996 from the state scholarship program account of the state general fund shall not exceed \$252,135 except upon approval of 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.

(c) On July 1, 1995, of the \$104,500 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 12(a) of 1995 House Bill No. 2236 from the state general fund in the contractual agreements—optometry education account, the sum of \$10,000 is hereby lapsed.

(d) On July 1, 1995, of the \$57,000 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 12(a) of 1995 House Bill No. 2236 from the state general fund in the vocational scholarships account, the sum of \$7,448 is hereby lapsed.

Sec. 50.

KANSAS WATER OFFICE

(a) On July 1, 1995, the expenditure limitation established by section 8(b) of 1995 Senate Bill No. 153 on the state water plan fund is hereby decreased from \$1,965,317 to \$1,933,480.

Sec. 51.

STATE CONSERVATION COMMISSION

(a) On July 1, 1995, the expenditure limitation established by section 7(b) of 1995 Senate Bill No. 153 on the water plan special revenue fund is hereby increased from \$9,681,646 to \$9,706,457.

(b) On July 1, 1995, the expenditure limitation established by section 7(c) of 1995 Senate Bill No. 153 on the conservation district aid account of the water plan special revenue fund of the state conservation commission is hereby increased from \$981,646 to \$1,006,457.

(c) On July 1, 1995, the amount specified in section 7(e) of 1995 Senate Bill No. 153 to be transferred from the state water plan fund of the Kansas water office to the water plan special revenue fund of the state conservation commission is hereby increased from \$8,831,646 to \$8,856,457.

(d) On the effective date of this act, the director of accounts and reports shall transfer \$215,569 from the water plan special revenue fund of the state conservation commission to the state water plan fund of the Kansas water office.

Sec. 52.

DEPARTMENT OF WILDLIFE AND PARKS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Wildlife fee fund diversion repayment—operating expenditures	
For the fiscal year ending June 30, 1996	\$115,952
Prairie Spirit rails-to-trails project	
For the fiscal year ending June 30, 1996	\$75,000

*Provided*, That no expenditures shall be made from the prairie spirit rails-to-trails project account until the secretary of wildlife and parks has certified to the director of accounts and reports that the county commissions of all affected counties have approved of the trail's development.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or fiscal years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Wildlife and parks nonrestricted fund	
For the fiscal year ending June 30, 1996	\$225,000

*Provided*, That all moneys received under K.S.A. 32-990, 32-991, 32-992, 32-993, 32-994 and 32-1173, and amendments to such sections, other than moneys restricted by K.S.A. 32-990, 32-991, 32-992, 32-993, 32-994 and 32-1173, and amendments to such sections, shall be deposited in the state treasury and credited to the wildlife and parks nonrestricted fund: *Provided further*, That expenditures from this fund may be made for federal aid eligible expenditures at the discretion of the secretary of wildlife and parks: *And provided further*, That on the 10th day of each month, the director of accounts and reports shall transfer from the state general fund to the wildlife and parks nonrestricted fund, the amount of money certified by the pooled money investment board in accordance with this proviso: *And provided further*, That prior to the 10th day of each month, the pooled money investment board shall certify to the director of accounts and reports the amount of money equal to the proportionate amount of all the interest credited to the state general fund for the preceding period of time specified under this subsection pursuant to K.S.A. 75-4210a and amendments

(continued)

thereto, that is attributable to money in the wildlife and parks nonrestricted fund: And provided further, That such amount of money shall be determined by the pooled money investment board based on: (1) The average daily balance of moneys in the wildlife and parks nonrestricted fund during the period of time specified under this subsection as certified to the board by the director of accounts and reports; and (2) the average interest rate of repurchase agreements of less than 30 days' duration entered into by the pooled money investment board for that period of time: And provided further, That on or before the fifth day of the month for the preceding month, the director of accounts and reports shall certify to the pooled money investment board the average daily balance of moneys in the wildlife and parks nonrestricted fund for the period of time specified under this subsection.

EDIF—prairie spirit rails-to-trails project—grant fund  
For the fiscal year ending June 30, 1996 ..... \$75,000

Provided, That no expenditures shall be made from the EDIF—prairie spirit rails-to-trails project—grant fund until the secretary of wildlife and parks as certified to the director of accounts and reports that the county commissions of all affected counties have approved of the trail's development.

Rails-to-trails federal fund  
For the fiscal year ending June 30, 1996 ..... \$808,000

Provided, That no expenditures shall be made from the rails-to-trails federal fund until the secretary of wildlife and parks has certified to the director of accounts and reports that the county commissions of all affected counties have approved of the trail's development.

(c) On July 1, 1995, the director of accounts and reports shall transfer \$225,000 from the wildlife fee fund of the department of wildlife and parks to the wildlife and parks nonrestricted fund of the department of wildlife and parks.

(d) On July 1, 1995, the expenditure limitation established by section 8(2b) of 1995 House Bill No. 2265 on the wildlife fee fund is hereby decreased from \$15,823,153 to \$15,482,201.

(e) In addition to the other purposes for which expenditures may be made from the wildlife conservation fund for fiscal year 1995, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife conservation fund during fiscal year 1995 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Wolf Creek public fishing facility ..... \$600,000

(f) In addition to the other purposes for which expenditures may be made from the wildlife conservation fund for fiscal year 1996, expenditures may be made by the above agency from the unencumbered balance as of June 30, 1995, in each of the following capital improvement accounts of the wildlife conservation fund for fiscal year 1996: Wolf Creek public fishing facility. Provided, That expenditures for fiscal year 1996 from the unencumbered balance in any such account shall not exceed the amount of the unencumbered balance in such account on June 30, 1995.

(g) All expenditures by the above agency from the wildlife conservation fund for fiscal year 1995 and fiscal year 1996 for the Wolf Creek public fishing facility project shall be reimbursed with federal funds received under the federal Dingell-Johnson act, 16 U.S.C.A. § 777 et seq., and shall be matched by Coffey county by money or in-kind services for the project in an amount equal to \$200,000: Provided, That the Wolf Creek public fishing facility project shall be conducted pursuant to an agreement which is hereby authorized to be entered into by the secretary of wildlife and parks with the licensee, as defined by K.S.A. 66-1281 and amendments thereto, of the nuclear power generation facility located in Coffey county and which shall also provide for: (1) Use of the Wolf Creek public fishing facility as a public fishing facility for which no operating expenses shall be incurred by the state; and (2) the public access to the Wolf Creek public fishing facility shall be equal to or exceed all access requirements for public access areas under the federal Dingell-Johnson act, 16 U.S.C.A. § 777 et seq.

Sec. 53.

DEPARTMENT OF CORRECTIONS

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Facilities operations  
For the fiscal year ending June 30, 1996 ..... \$1,992,472

Provided, That no expenditures shall be made from the facilities operations account of the state general fund for staffing and other operating expenditures associated with planned capacity expansion projects during fiscal year 1996 except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto: Provided further, That prior to approval by the state finance council of expenditures from this account, the project shall be reviewed by the senate committee on ways and means and the house committee on appropriations.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Flood relief—federal fund

For the fiscal year ending June 30, 1995 ..... No limit  
For the fiscal year ending June 30, 1996 ..... No limit

(c) On July 1, 1995, of the \$22,895,005 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 2(a) of 1995 Senate Bill No. 71 from the state general fund in the treatment and programs account, the sum of \$503,066 is hereby lapsed.

(d) On July 1, 1995, the expenditure limitation established by section 2(a) of 1995 Senate Bill No. 71 on expenditures from the reappropriated balance in the treatment and programs account of the state general fund is hereby increased from \$344,606 to \$1,244,606.

(e) Notwithstanding the provisions of section 2(b) of 1995 Senate Bill No. 71, expenditures may be made by the above agency from the department of corrections—general fees fund for fiscal year 1996 for the repair of flood damage without approval of the state finance council.

(f) On July 1, 1995, the amounts specified in section 2(c) of 1995 Senate Bill No. 71 as being included in the facilities operations account of the state general fund for the following correctional institutions and facilities are hereby increased to the amounts specified therefor, but expenditures from the facilities operations account of the state general fund for any such correctional institution or facility shall not be limited to, or be required to be made in, the amount listed for the correctional institution or facility, as follows: (1) The amount listed for the Topeka correctional facility is hereby increased from \$11,691,711 to \$11,730,111; (2) the amount listed for the Hutchinson correctional facility is hereby increased from \$21,240,790 to \$21,849,385; (3) the amount listed for the Lansing correctional facility is hereby increased from \$29,073,850 to \$29,429,313; (4) the amount listed for the Winfield correctional facility is hereby increased from \$3,840,121 to \$3,997,683; (5) the amount listed for the El Dorado correctional facility is hereby increased from \$15,056,154 to \$15,888,606.

(g) On the effective date of this act, any unencumbered balance in each of the following accounts of the correctional institutions building fund is hereby lapsed: Additional housing units at the Larned correctional mental health facility—planning.

(h) There is appropriated for the above agency from the correctional institutions building fund for the fiscal year or fiscal years specified, for the capital improvement project or projects specified as follows:

Planning for new general housing population units  
For the fiscal year ending June 30, 1995 ..... \$600,000

Provided, That no expenditures shall be made from the planning for new general housing population units account except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto: Provided, however, That prior to approval by the state finance council of expenditures from this account, the project shall be reviewed by the joint committee on state building construction.

(i) On July 1, 1995, the position limitation established by section 3 of 1995 Senate Bill No. 71 for the above agency is hereby increased from 3001.5 to 3044.5.

(j) Notwithstanding the provisions of section 2(a) of 1995 Senate Bill No. 71, no expenditures shall be made from the treatment and programs account of the state general fund for staffing and other operating expenditures associated with planned capacity expansion projects during fiscal year 1996 except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto: Provided, That prior to approval by the state finance council of expenditures from this account, the project shall be reviewed by the senate committee on ways and means and the house committee on appropriations.

(k) Notwithstanding the provisions section 10 of 1995 Senate Bill No. 178, expenditures of \$1,741,000 shall not be made from the capital improvements—rehabilitation, remodeling, renovation and repair of correctional institutions account of the correctional institutions building fund for planned capacity expansion projects during FY 1996 except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto: Provided, That prior to approval by the state finance council of expenditures from this account, the project shall be reviewed by the senate committee on ways and means and the house committee on appropriations.

(l) The department of corrections and Winfield correctional facility are hereby authorized to make expenditures for architectural services and engineering services for the capital improvement project for renovation

of the Garland building for the Winfield correctional facility for fiscal year 1995 and fiscal year 1996 from the amount transferred for the Winfield correctional facility by the secretary of corrections from the capital improvements—rehabilitation, remodeling, renovation and repair of correctional institutions of the correctional institutions building fund under section 6(b) of chapter 251 of the 1994 Session Laws of Kansas pursuant to contracts for architectural services and contracts for engineering services which may be negotiated and entered into by the department of corrections and Winfield correctional facility and which shall not be subject to the provisions of K.S.A. 75-1250 through 75-1257 or 75-5801 through 75-5807 and amendments thereto requiring the convening of negotiating committees for architectural services and engineering services and shall not be subject to the competitive bidding procedures of K.S.A. 75-3738 through 75-3744 and amendments thereto.

Sec. 54.

KANSAS SENTENCING COMMISSION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures
For the fiscal year ending June 30, 1996 ..... \$156,363

(b) On July 1, 1995, the position limitation established by section 15 of 1995 House Bill No. 2090 for the above agency is hereby increased from 5.0 to 6.0.

Sec. 55.

DEPARTMENT OF REVENUE

(a) On the effective date of this act, the expenditure limitation established by section 28(a) of 1995 House Bill No. 2234 on the division of vehicles operating fund is hereby increased from \$26,587,881 to \$26,704,881.

Sec. 56.

LIEUTENANT GOVERNOR

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operations
For the fiscal year ending June 30, 1996 ..... \$2,644

Sec. 57.

KANSAS ARTS COMMISSION

(a) On July 1, 1995, of the \$1,112,197 appropriated for the above agency for the fiscal year ending June 30, 1996, by section 3(a) of 1995 Senate Bill No. 80 from the state general fund in the arts programming grants and challenge grants account, the sum of \$500,000 is hereby lapsed.

(b) There is appropriated for the above agency from the following special revenue fund or funds all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Economic development initiatives grant fund ..... \$500,000

Provided, That expenditures from this fund shall be made only for the purpose of matching an equal or greater amount of federal grant moneys or local grant moneys, or both, for arts programming; Provided further, That expenditures from this fund shall be made in a manner to benefit the maximum number of Kansas communities in the development of Kansas art and talent; And provided further, That no expenditures from this fund shall be made for state operations.

(c) On July 15, 1995, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$500,000 from the state economic development initiatives fund of the department of commerce and housing to the economic development initiatives grant fund of the Kansas arts commission.

Sec. 58.

JUDICIAL BRANCH

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Judiciary operations
For the fiscal year ending June 30, 1996 ..... \$108,795

Provided, That no expenditures shall be made from the judiciary operations account for judicial center security measures for fiscal year 1996 except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto.

Judicial center security measures
For the fiscal year ending June 30, 1995 ..... \$100,000

Provided, That no expenditures shall be made from the judicial center security measures account for judicial center security measures for fiscal year 1996 except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto: Provided further, That any unencumbered balance in

the judicial center security measures account in excess of \$100 as of June 30, 1995, is hereby reappropriated for fiscal year 1996.

(b) No expenditures shall be made from the judiciary operations account for judicial center security measures for fiscal year 1995 except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto.

Sec. 59.

SECRETARY OF STATE

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Presidential preference primary
For the fiscal year ending June 30, 1996 ..... \$1,400,000

Sec. 60.

DEPARTMENT OF WILDLIFE AND PARKS

(a) If the department of wildlife and parks makes any expenditures for the Prairie Spirit rails-to-trails project from moneys appropriated for the fiscal year ending June 30, 1996, such project shall include expenditures for fiscal year 1996 (1) for 100% of the maintenance of all joint boundary fences which are in existence on March 15, 1994, or which are constructed by the department of wildlife and parks and for the construction of new joint boundary fences along the Prairie Spirit rail-trail, except that the department shall be required to construct a joint boundary fence along the trail only upon the request of an adjoining landowner if the adjoining landowner is making a bona fide conversion of the adjoining land to pastureland, provides the department with evidence of the genuineness of such conversion and that such adjoining land will be used as pastureland for a substantial period, and certifies such evidence to the department, (2) for the removal or spraying of noxious weeds along the Prairie Spirit rail-trail, (3) to provide for the use and accessibility of existing easements and access licenses along the Prairie Spirit rail-trail, in accordance with the rail-banking agreement, (4) for trail user education and signs about trespassing laws along the Prairie Spirit rail-trail, (5) for litter control and the enforcement of laws prohibiting littering along the Prairie Spirit rail-trail, including trail user education and signs about laws prohibiting littering and the provision of containers and the cleanup of trash and litter, (6) to develop and maintain the Prairie Spirit rail-trail in a fire-retardant condition, and (7) for the designation of the Prairie Spirit rail-trail for non-motorized vehicle use with exceptions only for motorized wheelchairs and emergency vehicles.

Sec. 61.

STATE FAIR BOARD

(a) In addition to the other purposes for which expenditures may be made by the state fair board from the state fair fee fund and the non-fair days activities fee fund for fiscal year 1996, expenditures may be made by the state fair board from the state fair fee fund and the non-fair days activities fee fund for fiscal year 1996 for amounts of safe burglary and messenger robbery insurance coverage deemed appropriate by the state fair board for the period of the annual Kansas state fair and during the remainder of fiscal year 1996.

Sec. 62.

KANSAS ANIMAL HEALTH DEPARTMENT

(a) There is appropriated for the above agency from the state general fund for the fiscal year or fiscal years specified, the following:

Operating expenditures
For the fiscal year ending June 30, 1996 ..... \$7,000

Sec. 63.

STATE LIBRARY

(a) On July 1, 1995, the state library is hereby authorized and directed to pay any unencumbered balance in the Stormont medical library fund and any unencumbered balance in the Stormont library permanent fund to the Stormont-Vail foundation, health sciences library endowment fund.

Sec. 64.

LEGISLATURE

(a) If expenditures are made by the above agency during fiscal year 1995 or fiscal year 1996 for the purchase of new chairs for the senate chamber, current members of the senate are hereby authorized to purchase their senate chamber chair for the fair market value of such chair as fixed by the director of legislative administrative services after consultation with the secretary of administration: Provided, That the authority

(continued)

to purchase granted under this subsection shall not be subject to the provisions of any other law: *Provided further*, That all moneys received from such purchases shall be deposited in the state treasury and credited to the legislative special revenue fund.

Sec. 65.

DEPARTMENT OF ADMINISTRATION

(a) In addition to the other purposes for which expenditures may be made by the above agency from the policy analysis initiatives account of the state general fund for fiscal year 1996, expenditures may be made by the above agency from the policy analysis initiatives account of the state general fund for fiscal year 1996 for the operating expenditures of a hospital closure commission which shall consist of 11 members appointed as follows: Seven members shall be appointed by the governor; one member shall be appointed by the president of the senate; one member shall be appointed by the minority leader of the senate; one member shall be appointed by the speaker of the house of representatives; and one member shall be appointed by the minority leader of the house of representatives: *Provided*, That no member of the commission shall be affiliated with any hospital or with any employee or client of any hospital and no member shall be a member of the legislature: *Provided further*, That the operating expenditures shall be incurred in accordance with the following:

(1) Members of the commission shall be paid compensation, subsistence allowances, mileage and other expenses as provided by K.S.A. 75-3223 and amendments thereto, which is hereby authorized to be paid in accordance with that statute;

(2) the commission shall employ an executive director and other staff and may contract with consultants, as the commission determines necessary to carry out the functions of the commission;

(3) the executive director and other staff of the commission shall be in the unclassified service under the Kansas civil service act and shall receive compensation as established by the commission and approved by the governor within the limits of appropriations available therefor;

(4) the commission shall elect a chairperson and may elect such other officers as the commission determines necessary to carry out the functions of the commission;

(5) the commission shall meet on call of the chairperson or on request of either the executive director or a majority of the members of the commission;

(6) the commission may meet at any time or place in the state and may hold such public hearings as the commission determines necessary to carry out the functions of the commission;

(7) the commission shall study and evaluate the closure of hospitals and alternative uses of closed hospital facilities;

(8) on or before December 1, 1995, the commission shall submit to the governor a written final report containing:

(A) A recommendation of one mental health hospital to be closed;

(B) a recommendation of one mental retardation hospital to be closed;

(C) recommended dates of closure of each such hospital;

(D) recommendations of policies and procedures to facilitate the closures and to assist hospital clients and employees displaced by the closures; and

(E) recommendations for alternative uses of the closed hospital facilities;

(9) in making its recommendations, the commission shall consider:

(A) the savings that will accrue to the state from closure of a hospital and the impact on funding of community services for persons with mental illnesses; mental retardation and developmental disabilities;

(B) the impact of closure of a hospital on hospital clients and their families, the availability of alternative services and facilities for hospital clients and their families and the impact of closure of a hospital on the quality of services provided to hospital clients;

(C) the economic impact of closure of a hospital on the community where the hospital is located;

(D) the feasibility of using a closed hospital facility to house other state services or programs;

(E) the impact of closure of a hospital on hospital employees and the ability of hospital employees to find alternative employment; and

(F) any other factors that the commission determines relevant to its decision: *And provided further*, That nothing in this section shall be construed to require the commission to recommend closure of a mental health hospital or a mental retardation hospital if the commission determines that no closure should be recommended: *And provided further*,

That the governor shall submit the final report of the commission to the legislature on or before January 8, 1996: *And provided further*, That the commission's recommendation of a mental health hospital to be closed and the commission's recommendation of a mental retardation hospital to be closed, and the recommended dates of closure, shall be final unless the legislature, by law passed on or before February 21, 1996, the 45th calendar day in the 1996 regular session, rejects such recommendation: *And provided further*, That unless so rejected by the legislature, the hospitals recommended for closure shall be closed at the time recommended, notwithstanding any other provision of law to the contrary: *And provided further*, That all other recommendations of the commission shall be advisory only: *And provided further*, That the commission shall constitute the advisory committee appointed by the governor for the purposes of section 2 of 1995 Senate Bill No. 343.

(b) As used in this section, (1) "commission" means the hospital closure commission created pursuant to this section, (2) "hospital" means a mental health hospital or mental retardation hospital, (3) "mental health hospital" means the Topeka state hospital, Osawatomie state hospital, Rainbow mental health facility or Larned state hospital, (4) "mental retardation hospital" means the Parsons state hospital and training center, Winfield state hospital and training center or Kansas neurological institute.

Sec. 66. *Appeals to exceed position limitations*. The limitations imposed by this act on the full-time equivalent number of full-time and regular part-time positions, excluding seasonal and temporary positions, paid from appropriations made in this act or in any appropriation act of the 1994 regular session of the legislature or in any other appropriation act of the 1995 regular session of the legislature may be exceeded upon approval of the state finance council.

Sec. 67. *Appeals to exceed expenditure limitations*. Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

Sec. 68. Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or any other appropriation act of the 1995 regular session of the legislature and having an unencumbered balance as of June 30, 1995, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 1996, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

Sec. 69. Any Kansas educational building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 1995 regular session of the legislature, and having an unencumbered balance as of June 30, 1995, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 1996, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

Sec. 70. Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 1995 regular session of the legislature, and having an unencumbered balance as of June 30, 1995, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 1996, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

Sec. 71. Any Kansas special capital improvements fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 1995 regular session of the legislature, and having an unencumbered balance as of June 30, 1995, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 1996, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

Sec. 72. *Savings*. Any unencumbered balance in any special revenue fund, or account thereof, which is not otherwise specifically appropriated or limited by this or any other appropriation act of the 1995 regular session of the legislature, is hereby reappropriated for the fiscal year ending June 30, 1996, for the same use and purpose as the same was heretofore appropriated.

Sec. 73. Any transfers of money during the fiscal year ending June 30, 1996, from any special revenue fund of any state agency named in this act or in any other appropriation act of the 1995 regular session of the legislature to the audit services fund of the division of post audit under K.S.A. 46-1121 and amendments thereto shall be in addition to any ex-

penditure limitation imposed on any such fund for the fiscal year ending June 30, 1996.

Sec. 74. Section 2 of 1995 Senate Bill No. 236 is hereby repealed.

Sec. 75. *Effective date.* This act shall take effect and be in force from and after its publication in the Kansas register.

## State of Kansas

### Office of the Governor

#### Message to the Senate of the State of Kansas:

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I hereby return Senate Bill 385 with my signature approving the bill, except for the items enumerated below.

Sections 5(b) and 5(c) have been line-item vetoed in their entirety.

These sections provide position authority and funding for a new assistant investment officer for the Kansas Public Employees Retirement System. I did not approve the agency's request to include the position in my budget recommendations to the Legislature and am still not convinced it is necessary. It is not evident that the safety, security, or performance of the retirement fund would be measurably enhanced by the addition of this position.

Section 20(a) is line-item vetoed in its entirety.

This section would have enabled the Consumer Credit Commissioner to pay certain claims authorized by Senate Bill 95, the Claims Bill. Because the Legislature did not pass Senate Bill 95, no increase in expenditure authority is needed.

Section 21(a) has been line-item vetoed in its entirety.

This section increases expenditure authority for the Office of the State Bank Commissioner. The increase was included in the Omnibus Appropriations Bill as a result of an item included in Senate Bill 95, the Claims Bill. Senate Bill 95 was not passed by the 1995 Legislature; therefore, the increase in expenditure authority is not needed.

Section 28(a) has been line-item vetoed in its entirety.

This section contains funds to allow the Kansas Bureau of Investigation (KBI) to replace its existing Automated Fingerprint Identification System (AFIS), subject to release of funding from the State Finance Council. The Criminal Justice Coordinating Council is currently involved in a study of all criminal justice information systems. A plan and application for possible grant funding is currently being reviewed for approval at the federal level. I believe it is not prudent to allocate funding for the AFIS replacement until this plan has been approved and the amount of federal funds which may be received by the state is determined.

Sections 32(h) and 32(i) have been line-item vetoed in their entirety.

These sections provide an increase of \$214,334 from the Economic Development Initiatives Fund for Postsecondary State Aid. I stand by my original recommendation for Postsecondary State Aid to Area Vocational-Technical Schools and can see no compelling need for the increased funding for this program.

Section 33(a) has been line-item vetoed in its entirety.

This section contains State General Fund expenditures totaling \$220,624 for FY 1996. These expenditures would fund 2.0 FTE positions and associated operating expenses. The funding would be used by the Attorney General's Office to perform duties currently undertaken by county and district attorneys with regard to sexually violent predators who are eligible to be released from custody. 1995 SB 3 shifted this primary responsibility to commit a sexually violent predator from the county or district attorney to the Attorney General. The Attorney General's Office has estimated it will review 24 sexual predator cases in FY 1996.

I agree that the coordination of commitment proceedings under the state's sexual predator laws may be more efficiently handled by the Office of the Attorney General. My budget recommendations for FY 1996 contained \$61,020 to enable the Attorney General to expand the coordination efforts statewide relating to sexual predator and death penalty cases. The Legislature provided an additional \$70,661, which brings the new monies appropriated to the Attorney General for these purposes to \$131,681.

I veto this section because I believe the added funding of \$220,624 and 2.0 new FTE positions are excessive. This would provide close to \$500,000 for expanded services by the Attorney General's Office. In the interest of approaching the state's handling of sexual predator commitments in a fiscally responsible manner, I would prefer to review the agency's operations later in FY 1996.

That portion of Section 33(b) which reads as follows has been line-item vetoed:

"Consumer protection special revenue fund  
For the fiscal year ending June 30, 1996 ..... No limit"

This line-item veto is technical in nature. There is no statutory basis for the existence of a Consumer Protection Special Revenue Fund. 1995 Senate Bill 212 contained provisions to establish the fund, but the bill was not passed by the 1995 Legislature.

Section 36(d) has been line-item vetoed in its entirety.

Section 36(d) increases the expenditure limitation on the Occupational Health and Safety—Federal Fund of the Department of Human Resources by \$26,072. This veto is a technical correction. I amended my budget to include this increase so the Department could pay a claim for a bill that was not submitted in a timely manner. The claim was included in Senate Bill 95, the Claims Bill, which did not pass. Therefore, the claim cannot be paid, and this increase is no longer necessary.

That portion of Section 44(b) which reads as follows has been line-item vetoed:

"Environmental education EDIF fund  
For the fiscal year ending June 30, 1996 ..... \$50,000"

Section 44(e) has been line-item vetoed in its entirety.

I have vetoed the above sections for two reasons. First, I do not consider this to be an appropriate use of EDIF funds. I took great care in developing my budget recommendations to ensure that expenditures for the EDIF

(continued)

are targeted to items that are clearly related to economic development. This project will not enhance the economic development of Kansas. Second, this would be a new expenditure of state funds. In order to ensure the long-term integrity of our state finances, expenditures of state funds for new purposes can be approved only for pressing needs and only after careful review of anticipated outcomes.

That portion of section 44(b) which reads as follows has been line-item vetoed:

“EDIF—cooperative extension service fund  
For the fiscal year ending June 30, 1996 ..... \$500,000”

Sections 44(c) and 44(d) have been line-item vetoed in their entirety.

The above sections shift an appropriation of \$500,000 from the State General Fund for the Cooperative Extension Service to the EDIF. My veto maintains the appropriation as it was originally approved in House Bill 2236. In developing my budget recommendations, I took great care to ensure that expenditures for the EDIF are targeted to items that are clearly related to economic development. Although the work of the Cooperative Extension Service is important to Kansas, it is not appropriate to use EDIF funds for the ongoing, general operations of this agency.

Dated May 17, 1995.

Bill Graves  
Governor

**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
1-2-20	New	V. 14, p. 172, 483
1-2-30	Amended	V. 12, p. 902
1-2-46	Amended	V. 12, p. 1705
1-5-15	Amended	V. 13, p. 1500
1-5-24	Amended	V. 13, p. 1679
1-5-28	Amended	V. 12, p. 902
1-5-29	Amended	V. 13, p. 1461, 1501
1-6-21	Amended	V. 13, p. 1461, 1501
1-6-22a	Amended	V. 13, p. 1501
1-6-23	Amended	V. 12, p. 1706
1-6-33	New	V. 14, p. 172, 483
1-7-4	Amended	V. 12, p. 1707
1-8-2	Amended	V. 13, p. 1461, 1502
1-8-5	Amended	V. 13, p. 1461, 1502
1-8-6	Amended	V. 13, p. 1462, 1502
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
1-9-22	Amended	V. 13, p. 1502
1-9-23	Amended	V. 13, p. 1462, 1503
1-9-24	New	V. 12, p. 1709, 1779
1-9-25	New	V. 14, p. 173, 484
1-9-26	New	V. 14, p. 175, 487
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. 1710
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
1-17-13	Amended	V. 13, p. 720
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
1-49-1	Amended	V. 13, p. 720
1-49-11	New	V. 12, p. 1711
1-50-2	Revoked	V. 12, p. 867
1-63-1	New	V. 13, p. 1463, 1504
1-63-2	New	V. 13, p. 1463, 1504

**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
4-2-4	Revoked	V. 13, p. 1609
4-2-5	Revoked	V. 13, p. 1609
4-2-6	Revoked	V. 13, p. 1609
4-2-8	Amended	V. 13, p. 1609
4-2-20	New	V. 13, p. 1609
4-3-47	Amended	V. 13, p. 1609
4-3-49	Amended	V. 13, p. 1609
4-4-900	Amended	V. 13, p. 1017, 1043
4-4-982	New	V. 13, p. 1018, 1043
4-4-983	New	V. 13, p. 1018, 1043
4-4-984	New	V. 13, p. 1018, 1043
4-7-716	Amended	V. 13, p. 1018
4-7-719	Amended	V. 13, p. 1018
4-7-900	Amended	V. 13, p. 1610
4-7-901	Amended	V. 13, p. 1610
4-7-904	Amended	V. 13, p. 1610
4-7-905	Amended	V. 13, p. 1610
4-8-14a	Amended	V. 12, p. 1212
4-8-28	Amended	V. 12, p. 1212
4-8-32	Amended	V. 12, p. 1213
4-13-60	Amended	V. 13, p. 1018
4-13-61	Amended	V. 13, p. 1018
4-13-64	Amended	V. 13, p. 1019
4-13-65	Amended	V. 13, p. 1019
4-16-1a	Amended	V. 13, p. 1610
4-16-1c	Amended	V. 13, p. 1611
4-16-300	Amended	V. 13, p. 1611
4-16-301	Amended	V. 13, p. 1611
4-16-304	Amended	V. 13, p. 1611
4-16-305	Amended	V. 13, p. 1612
4-17-1c	Amended	V. 13, p. 1612
4-17-5a	Amended	V. 13, p. 1612
4-17-300	Amended	V. 13, p. 1612
4-17-301	Amended	V. 13, p. 1613
4-17-304	Amended	V. 13, p. 1613
4-17-305	Amended	V. 13, p. 1613

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

Reg. No.	Action	Register
5-1-1	Amended	V. 13, p. 491
5-1-2	New	V. 13, p. 493
5-3-4a	Amended	V. 13, p. 493
5-3-5e	New	V. 13, p. 493
5-3-9	New	V. 13, p. 1543
5-3-10	New	V. 13, p. 1543
5-3-11	New	V. 13, p. 1544
5-3-14 through 5-3-18	New	V. 13, p. 1545-1547
5-4-4	New	V. 13, p. 493
5-5-8 through 5-5-12	New	V. 13, p. 1547-1551
5-7-1	Amended	V. 13, p. 494
5-7-3	Revoked	V. 13, p. 494
5-7-4	New	V. 13, p. 495
5-10-6	New	V. 13, p. 1551
5-11-1	New	V. 13, p. 495
5-11-2	New	V. 13, p. 496
5-21-1	Amended	V. 13, p. 443
5-21-3	Amended	V. 13, p. 444
5-21-4	New	V. 13, p. 444
5-22-1	Amended	V. 13, p. 91
95-22-2	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
7-19-1 through 7-19-6	New	V. 13, p. 1044, 1045, 1355, 1356
7-23-2	Amended	V. 13, p. 5
7-23-12	New	V. 13, p. 5
7-23-13	New	V. 13, p. 276
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
7-37-1	New	V. 13, p. 765
7-37-2	New	V. 13, p. 765

**AGENCY 11: STATE CONSERVATION COMMISSION**

Reg. No.	Action	Register
11-8-1 through 11-8-8	New	V. 14, p. 629, 630

**AGENCY 16: ATTORNEY GENERAL**

Reg. No.	Action	Register
16-3-1	Amended	V. 13, p. 1992
16-3-2	Amended	V. 13, p. 1992
16-3-3	New	V. 13, p. 1992
16-4-1	Revoked	V. 13, p. 1992
16-5-2	Revoked	V. 13, p. 1992
16-5-3	Revoked	V. 13, p. 1992
16-6-2	New	V. 13, p. 1992



AGENCY 17: STATE BANKING DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Rows include 17-11-21, 17-15-1, 17-16-8, etc.

AGENCY 19: KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT

Table with 3 columns: Reg. No., Action, Register. Rows include 19-29-1a.

AGENCY 20: CRIME VICTIMS COMPENSATION BOARD

Table with 3 columns: Reg. No., Action, Register. Rows include 20-1-1, 20-2-3, 20-2-6, etc.

AGENCY 21: HUMAN RIGHTS COMMISSION

Table with 3 columns: Reg. No., Action, Register. Rows include 21-70-1 through 21-70-54.

AGENCY 22: STATE FIRE MARSHAL

Table with 3 columns: Reg. No., Action, Register. Rows include 22-1-2, 22-1-3, 22-1-4, etc.

AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Table with 3 columns: Reg. No., Action, Register. Rows include 23-4-1, 23-6-8, 23-16-1, etc.

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Rows include 25-1-8, 25-1-15.

Table with 3 columns: Reg. No., Action, Register. Rows include 25-1-16, 25-1-17, 25-4-1.

AGENCY 26: DEPARTMENT ON AGING

Table with 3 columns: Reg. No., Action, Register. Rows include 26-5-5, 26-5-6, 26-8-1, etc.

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Table with 3 columns: Reg. No., Action, Register. Rows include 28-1-2, 28-1-18, 28-1-19, etc.

Table with 3 columns: Reg. No., Action, Register. Rows include 28-4-350, 28-4-351, 28-4-352, etc.

Table with 3 columns: Reg. No., Action, Register. Rows include 28-19-501, 28-19-502, 28-19-510, etc.

(continued)

28-35-212a Amended V. 13, p. 1301  
 28-35-212b Amended V. 13, p. 1301  
 28-35-212c New V. 13, p. 1301  
 28-35-212d New V. 13, p. 1302  
 28-35-212e New V. 13, p. 1302  
 28-35-212f New V. 13, p. 1303  
 28-35-212g New V. 13, p. 1304  
 28-35-213a Amended V. 13, p. 1305  
 28-35-213b New V. 13, p. 1305  
 28-35-214a Amended V. 12, p. 1176  
 28-35-215a Revoked V. 13, p. 1306  
 28-35-217a Amended V. 13, p. 1306  
 28-35-217b New V. 13, p. 1306  
 28-35-218a Amended V. 12, p. 1176  
 28-35-219a Amended V. 13, p. 1306  
 28-35-220a Amended V. 13, p. 1309  
 28-35-221a Amended V. 13, p. 1309  
 28-35-221b Amended V. 13, p. 1310  
 28-35-222a Amended V. 13, p. 1317  
 28-35-223a Amended V. 13, p. 1317  
 28-35-224a Amended V. 13, p. 1317  
 28-35-225a Amended V. 13, p. 1318  
 28-35-226a Amended V. 13, p. 1318  
 28-35-227a Revoked V. 13, p. 1318  
 28-35-227b through  
 28-35-227c through  
 28-35-227d through  
 28-35-227e through  
 28-35-227f through  
 28-35-227g through  
 28-35-227h through  
 28-35-227i through  
 28-35-227j through  
 28-35-227k through  
 28-35-227l through  
 28-35-227m through  
 28-35-227n through  
 28-35-227o through  
 28-35-227p through  
 28-35-227q through  
 28-35-227r through  
 28-35-227s through  
 28-35-227t through  
 28-35-227u through  
 28-35-227v through  
 28-35-227w through  
 28-35-227x through  
 28-35-227y through  
 28-35-227z through  
 28-35-228a Amended V. 13, p. 1318, 1319  
 28-35-228b Amended V. 13, p. 1320  
 28-35-229a Amended V. 13, p. 1320  
 28-35-230a Amended V. 13, p. 1320  
 28-35-230b Amended V. 13, p. 1321  
 28-35-230c New V. 13, p. 1321  
 28-35-230d New V. 13, p. 1321  
 28-35-230e New V. 13, p. 1322  
 28-35-230f New V. 13, p. 1322  
 28-35-231b Amended V. 13, p. 1322  
 28-35-232a Revoked V. 13, p. 1323  
 28-35-233a Revoked V. 13, p. 1323  
 28-35-234a Revoked V. 13, p. 1323  
 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  
 28-35-333 Amended V. 13, p. 1323  
 28-35-334 Amended V. 13, p. 1324  
 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  
 28-39-144 through  
 28-39-162 New V. 12, p. 1400-1416

28-39-162a New V. 12, p. 1417  
 28-39-162b New V. 12, p. 1422  
 28-39-162c New V. 12, p. 1424  
 28-39-163 New V. 12, p. 1428  
 28-39-164 through  
 28-39-174 New V. 13, p. 37-42  
 28-39-227 through  
 28-39-239 New V. 13, p. 399-403  
 28-44-28 New V. 12, p. 1541  
 28-44-29 New V. 12, p. 1541  
 28-46-1 Amended V. 13, p. 152  
 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. 354  
 28-46-38 Amended V. 13, p. 354  
 28-46-39 Revoked V. 13, p. 156  
 28-46-41 Amended V. 13, p. 156  
 28-46-42 Amended V. 13, p. 156  
 28-46-43 New V. 13, p. 156  
 28-46-44 New V. 13, p. 156  
 28-51-100 through  
 28-51-104 Amended V. 13, p. 43-45  
 28-51-108 Amended V. 13, p. 45  
 28-51-110 Amended V. 13, p. 45  
 28-51-111 Amended V. 13, p. 46  
 28-51-112 Amended V. 13, p. 46  
 28-59-5 Amended V. 13, p. 1158  
 28-59-5a New V. 13, p. 1159  
 28-59-7 Amended V. 13, p. 1159  
 28-65-1 Amended V. 12, p. 1541  
 28-65-2 Amended V. 13, p. 1551  
 28-65-3 Amended V. 13, p. 1552  
 28-65-4 Amended V. 13, p. 1552  
 28-66-1 through  
 28-66-4 New V. 13, p. 46-48  
 28-67-1 through  
 28-67-12 New V. 13, p. 1645-1649

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-2-16	Amended	V. 13, p. 1159
30-4-34	Amended	V. 13, p. 1685
30-4-35w	New	V. 13, p. 1685
30-4-41w	New	V. 13, p. 1685
30-4-50w	New	V. 13, p. 1686
30-4-52	Amended	V. 12, p. 1213
30-4-52w	New	V. 13, p. 1686
30-4-53w	New	V. 13, p. 1686
30-4-54w	New	V. 13, p. 1686
30-4-55w	New	V. 13, p. 1686
30-4-58w	New	V. 13, p. 1687
30-4-59w	New	V. 13, p. 1688
30-4-61w	New	V. 13, p. 1688
30-4-63	Amended	V. 12, p. 1213
30-4-63w	New	V. 13, p. 1688
30-4-64	Amended	V. 12, p. 1215
30-4-64w	New	V. 13, p. 1689
30-4-70w	New	V. 13, p. 1670
30-4-71w	New	V. 13, p. 1690
30-4-72w	New	V. 13, p. 1690
30-4-73	Amended	V. 12, p. 386
30-4-74w	New	V. 13, p. 1691
30-4-85a	Amended	V. 12, p. 1461, 1486
30-4-90	Amended	V. 13, p. 721
30-4-90w	New	V. 13, p. 1691
30-4-96	Amended	V. 13, p. 1159
30-4-100w	New	V. 13, p. 1693
30-4-105w	New	V. 13, p. 1694
30-4-106w	New	V. 13, p. 1694
30-4-109w	New	V. 13, p. 1695
30-4-110w	New	V. 13, p. 1696

30-4-111 Amended V. 12, p. 1737, 1781  
 30-4-111w New V. 13, p. 1696  
 30-4-112 Amended V. 13, p. 1697  
 30-4-112w New V. 13, p. 1698  
 30-4-113 Amended V. 13, p. 1699  
 30-4-113w New V. 13, p. 1699  
 30-4-120w New V. 13, p. 1700  
 30-4-122a Amended V. 12, p. 1461, 1486  
 30-4-130 Amended V. 12, p. 1217  
 30-4-130w New V. 13, p. 1700  
 30-4-140w New V. 13, p. 1702  
 30-5-58 Amended V. 14, p. 162  
 30-5-59 Amended V. 14, p. 168  
 30-5-60 Amended V. 12, p. 393  
 30-5-64 Amended V. 14, p. 4  
 30-5-65 Amended V. 13, p. 730  
 30-5-70 Amended V. 12, p. 394  
 30-5-71 Amended V. 13, p. 1703  
 30-5-73 Amended V. 12, p. 1224  
 30-5-81b Amended V. 12, p. 1225  
 30-5-82a Amended V. 13, p. 730  
 30-5-100 Amended V. 12, p. 1225  
 30-5-105 Amended V. 12, p. 1226  
 30-5-106 Amended V. 14, p. 169  
 30-5-107 Amended V. 14, p. 169  
 30-5-109a Amended V. 12, p. 1226  
 30-5-116 Amended V. 13, p. 730  
 30-5-116a Amended V. 12, p. 1226  
 30-5-118a Amended V. 13, p. 731  
 30-5-151 Amended V. 12, p. 266, 579  
 30-5-173 Revoked V. 14, p. 4  
 30-5-173a Revoked V. 14, p. 4  
 30-6-34 Amended V. 13, p. 1705  
 30-6-35w New V. 13, p. 1705  
 30-6-41w New V. 13, p. 1705  
 30-6-50w New V. 13, p. 1706  
 30-6-52 Amended V. 13, p. 1160  
 30-6-52w New V. 13, p. 1706  
 30-6-53w New V. 13, p. 1706  
 30-6-54w New V. 13, p. 1707  
 30-6-55w New V. 13, p. 1708  
 30-6-56 Amended V. 13, p. 734  
 30-6-56w New V. 13, p. 1708  
 30-6-59w New V. 13, p. 1710  
 30-6-60w New V. 13, p. 1710  
 30-6-65w New V. 13, p. 1710  
 30-6-70w New V. 13, p. 1711  
 30-6-72w New V. 13, p. 1711  
 30-6-77 Amended V. 13, p. 1711  
 30-6-77w New V. 13, p. 1712  
 30-6-78w New V. 13, p. 1712  
 30-6-81w New v. 13, p. 1713  
 30-6-82w New V. 13, p. 1713  
 30-6-85w New V. 13, p. 1713  
 30-6-86w New V. 13, p. 1713  
 30-6-87w New V. 13, p. 1713  
 30-6-94w New V. 13, p. 1714  
 30-6-103 Amended V. 13, p. 1714  
 30-6-103w New V. 13, p. 1714  
 30-6-105w New V. 13, p. 1715  
 30-6-106 Amended V. 13, p. 1966  
 30-6-106w Amended V. 13, p. 1968  
 30-6-107 Amended V. 13, p. 1717  
 30-6-107w New V. 13, p. 1717  
 30-6-109 Amended V. 13, p. 735  
 30-6-109w New V. 13, p. 1717  
 30-6-110w New V. 13, p. 1719  
 30-6-111 Amended V. 13, p. 1719  
 30-6-111w New V. 13, p. 1720  
 30-6-112 Amended V. 13, p. 1722  
 30-6-112w New V. 13, p. 1723  
 30-6-113 Amended V. 13, p. 1724  
 30-6-113w New V. 13, p. 1725  
 30-6-150 Amended V. 12, p. 1745, 1789  
 30-6-150w New V. 13, p. 1726  
 30-7-100 Amended V. 12, p. 398  
 30-10-1a Amended V. 13, p. 1163  
 30-10-1b Amended V. 13, p. 1165  
 30-10-1c Amended V. 12, p. 1748  
 30-10-1d Amended V. 12, p. 1748  
 30-10-2 Amended V. 13, p. 1165  
 30-10-6 Amended V. 14, p. 4  
 30-10-7 Amended V. 14, p. 5  
 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. 13, p. 1167
30-10-19	Amended	V. 12, p. 1756
30-10-20	Amended	V. 14, p. 169
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
30-41-1	Amended	V. 13, p. 1970
30-44-2	New	V. 13, p. 1971
30-44-3	New	V. 13, p. 1972
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 33: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
33-1-18	Revoked	V. 13, p. 1926
33-1-20	Revoked	V. 13, p. 1926

**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
40-4-41	New	V. 14, p. 583, 624
40-4-41a		
through		
40-4-41g	New	V. 14, p. 584-587, 625-628
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
44-5-102	Revoked	V. 13, p. 835
44-5-115	New	V. 13, p. 1755
44-6-124	Amended	V. 13, p. 1755
44-6-142	Amended	V. 13, p. 1756
44-6-146	Amended	V. 13, p. 1756
44-7-104	Amended	V. 13, p. 835
44-7-116	New	V. 12, p. 1155
44-9-103	Revoked	V. 13, p. 836
44-9-104	Revoked	V. 13, p. 837
44-9-105	Amended	V. 13, p. 837
44-12-601	Amended	V. 13, p. 1757
44-12-1202	Amended	V. 13, p. 1758
44-12-1308	Amended	V. 13, p. 1758
44-13-201	Amended	V. 13, p. 837
44-13-201b	Amended	V. 13, p. 838
44-13-202	Amended	V. 13, p. 838
44-13-402	Amended	V. 13, p. 839
44-13-403	Amended	V. 13, p. 839
44-13-408	Amended	V. 13, p. 841
44-13-603	Amended	V. 13, p. 841
44-13-704	Amended	V. 13, p. 1759
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. 13, p. 841

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		V. 13, p. 89-91, 111-112
56-3-6	New	

**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
60-3-102	Amended	V. 13, p. 1498
60-3-104	Revoked	V. 13, p. 365
60-3-105	Amended	V. 13, p. 365
60-3-106	Amended	V. 13, p. 365
60-3-106a	New	V. 13, p. 365
60-3-110	Amended	V. 13, p. 1086
60-3-111	New	V. 12, p. 349
60-4-101	Amended	V. 13, p. 1964
60-4-103	Amended	V. 13, p. 365
60-7-104	Amended	V. 13, p. 366
60-7-106	Amended	V. 13, p. 1086
60-7-108	New	V. 12, p. 349
60-8-101	Amended	V. 13, p. 1964
60-9-105	Amended	V. 12, p. 349
60-9-107	Amended	V. 12, p. 1206
60-11-103	Amended	V. 13, p. 1086
60-11-104a	Amended	V. 13, p. 1754
60-11-108	Amended	V. 13, p. 1087
60-11-113	Amended	V. 13, p. 366
60-11-118	Amended	V. 12, p. 350
60-11-119	Amended	V. 13, p. 1964
60-12-104	Amended	V. 12, p. 1208
60-12-105	Amended	V. 12, p. 1208
60-13-101	Amended	V. 13, p. 1964
60-13-110	Amended	V. 13, p. 366
60-16-101		
through		
60-16-105	New	V. 13, p. 1498-1500

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-1-3	Amended	V. 14, p. 202
63-1-4	Amended	V. 12, p. 632
63-2-3	Amended	V. 14, p. 202
63-2-12	Amended	V. 14, p. 203
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
63-6-1	Amended	V. 14, p. 203
63-6-2	Amended	V. 14, p. 203
63-6-3	Amended	V. 14, p. 204

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

Reg. No.	Action	Register
65-4-3	Amended	V. 12, p. 630
65-4-4	Amended	V. 12, p. 630

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended	V. 13, p. 1992
66-6-4	Amended	V. 13, p. 1993

66-6-6	Amended	V. 12, p. 1926
66-6-8	Amended	V. 13, p. 1994
66-6-9	Amended	V. 13, p. 1994
66-7-3	New	V. 13, p. 1994

66-8-2		
through		
66-8-5	Amended	V. 12, p. 1926, 1927
66-8-4	Amended	V. 13, p. 1994
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. 13, p. 1994
66-10-3	Amended	V. 13, p. 1994
66-10-4	Amended	V. 13, p. 1995
66-10-5	Revoked	V. 13, p. 1995
66-10-9	Amended	V. 13, p. 1995
66-10-10	Amended	V. 13, p. 1995
66-10-10a	Amended	V. 13, p. 1995
66-10-11	Amended	V. 13, p. 1996
66-10-12	Amended	V. 13, p. 1996
66-11-1	Amended	V. 12, p. 1929
66-11-2	Amended	V. 12, p. 1929
66-11-3	Revoked	V. 13, p. 1996
66-12-1	Amended	V. 13, p. 1996

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

Reg. No.	Action	Register
67-2-4	Amended	V. 14, p. 66

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-1-1a	Amended	V. 14, p. 124
68-1-1f	Amended	V. 14, p. 125
68-2-12a	Amended	V. 14, p. 125
68-2-20	Amended	V. 14, p. 125
68-7-12a	Amended	V. 14, p. 125
68-7-14	Amended	V. 14, p. 126
68-7-19	New	V. 12, p. 187
68-11-1	Amended	V. 13, p. 534
68-11-2	Amended	V. 13, p. 535
68-12-2	Amended	V. 12, p. 187
68-14-1	Amended	V. 14, p. 126
68-20-9	Amended	V. 13, p. 535
68-20-15a	Amended	V. 14, p. 126
68-20-18	Amended	V. 14, p. 127
68-20-19	Amended	V. 14, p. 128

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
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
69-13-1	New	V. 13, p. 1825
69-13-2	New	V. 13, p. 1825
69-13-3	New	V. 13, p. 1825

**AGENCY 70: BOARD OF VETERINARY EXAMINERS**

Reg. No.	Action	Register
70-1-4	New	V. 13, p. 1681
70-1-5	New	V. 13, p. 1681
70-3-1	Amended	V. 14, p. 90
70-3-2	Amended	V. 14, p. 90
70-3-4	Revoked	V. 14, p. 90
70-5-1	Amended	V. 13, p. 445
70-6-1	New	V. 13, p. 1681

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-1-13	Revoked	V. 14, p. 68
71-1-16	New	V. 13, p. 1085
71-1-17	New	V. 13, p. 1085
71-1-18	New	V. 12, p. 1700
71-3-3	Amended	V. 13, p. 1085

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-4-8	Amended	V. 12, p. 1922
74-5-2	Amended	V. 12, p. 1039

(continued)

74-5-202	Amended	V. 13, p. 1152
74-5-203	Amended	V. 13, p. 1152
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
74-12-1	Amended	V. 13, p. 1152
74-14-1	New	V. 12, p. 1041
74-14-2	New	V. 12, p. 1041

**AGENCY 75: CONSUMER CREDIT COMMISSIONER**

Reg. No.	Action	Register
75-6-6	Amended	V. 13, p. 276

**AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM**

Reg. No.	Action	Register
80-8-1		
through		
80-8-7	New	V. 12, p. 980, 981

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

Reg. No.	Action	Register
81-2-1	Amended	V. 14, p. 287
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
81-5-7	Amended	V. 13, p. 1355
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
81-5-12	New	V. 14, p. 287
81-7-1	Amended	V. 12, p. 791
81-7-2	New	V. 12, p. 794
81-11-11	Amended	V. 12, p. 794

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-1-228	Amended	V. 12, p. 147
82-1-232	Amended	V. 12, p. 148
82-3-101	Amended	V. 14, p. 129
82-3-103	Amended	V. 14, p. 132
82-3-106	Amended	V. 14, p. 133
82-3-107	Amended	V. 13, p. 531
82-3-115	Amended	V. 14, p. 134
82-3-115a	New	V. 14, p. 135
82-3-115b	New	V. 14, p. 135
82-3-116	Amended	V. 14, p. 136
82-3-120	Amended	V. 14, p. 136
82-3-138	Amended	V. 13, p. 532
82-3-200	Amended	V. 13, 532
82-3-203	Amended	V. 13, p. 532
82-3-206	Amended	V. 12, p. 1592
82-3-300	Amended	V. 14, p. 137
82-3-307	Amended	V. 12, p. 1592
82-3-401	Amended	V. 12, p. 376
82-3-401a	New	V. 12, p. 377
82-3-604	Amended	V. 13, p. 532
82-3-605	Amended	V. 13, p. 533
82-4-1	Amended	V. 13, p. 1929
82-4-3	Amended	V. 13, p. 1930
82-4-6d	Amended	V. 13, p. 1931
82-4-8a	Amended	V. 12, p. 441
82-4-20	Amended	V. 13, p. 1931
83-4-22	Amended	V. 13, p. 1190
82-4-23	Amended	V. 13, p. 1190
82-4-24a	Amended	V. 13, p. 1191
82-4-27	Amended	V. 13, p. 1191
82-4-27a	Amended	V. 13, p. 1191
82-4-27f	Amended	V. 13, p. 1192
82-4-28	Amended	V. 13, p. 1192
82-4-29	Amended	V. 12, p. 443

82-4-29a	Amended	V. 13, p. 1193
82-4-30	Amended	V. 13, p. 1193
82-4-31	Amended	V. 13, p. 1193
82-4-32	Amended	V. 13, p. 1193
82-4-33	Amended	V. 13, p. 1194
82-4-34	Revoked	V. 12, p. 443
82-4-35a	Amended	V. 13, p. 1194
82-4-37	Amended	V. 13, p. 1194
82-4-38	Revoked	V. 12, p. 443
82-4-39	Amended	V. 13, p. 1194
82-4-42	Amended	V. 13, p. 1194

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-1-5	Amended	V. 12, p. 1662
86-1-11	Amended	V. 12, p. 1662
86-2-8	New	V. 13, p. 1108
86-3-7	Amended	V. 12, p. 1663
86-3-22	Amended	V. 12, p. 1663
86-3-24	Revoked	V. 12, p. 980

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-10-4	Amended	V. 12, p. 631
88-11-5	Amended	V. 12, p. 631
88-12-1		
through		
88-12-8	Amended	V. 13, p. 1542
88-22-1		
through		
88-22-10	New	V. 12, p. 93, 94

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-30	Amended	V. 12, p. 579
91-1-30a	Amended	V. 13, p. 975
91-1-56	Amended	V. 13, p. 308
91-1-68a		
through		
91-1-68d	Amended	V. 14, p. 677-680
91-1-68e	New	V. 14, p. 681
91-1-70a	New	V. 14, p. 682
91-1-70b	New	V. 14, p. 682
91-1-80	Amended	V. 12, p. 580
91-1-85	Amended	V. 13, p. 976
91-1-92	Amended	V. 13, p. 976
91-1-93a	Amended	V. 13, p. 977
91-1-102	Revoked	V. 13, p. 367
91-1-102a	Amended	V. 13, p. 308
91-1-104	Revoked	V. 13, p. 367
91-1-104a	Revoked	V. 13, p. 367
91-1-104b	Amended	V. 13, p. 309
91-1-104c	Amended	V. 13, p. 309
91-1-110a	Amended	V. 12, p. 582
91-1-110b	Revoked	V. 13, p. 367
91-1-110c	Amended	V. 13, p. 310
91-1-112a	Revoked	V. 13, p. 367
91-1-112b	Revoked	V. 13, p. 367
91-1-112c	Amended	V. 13, p. 310
91-1-112d	Amended	V. 13, p. 311
91-1-113a	Revoked	V. 13, p. 367
91-1-113b	Amended	V. 13, p. 311
91-12-22	Amended	V. 12, p. 1929
91-12-23	Amended	V. 14, p. 91
91-12-24a	Amended	V. 12, p. 590
91-12-25	Amended	V. 14, p. 91
91-12-27	Amended	V. 12, p. 590
91-12-28	Amended	V. 12, p. 590
91-12-29	Revoked	V. 14, p. 92
91-12-30	Amended	V. 12, p. 591
91-12-33	Amended	V. 12, p. 591
91-12-34	Revoked	V. 14, p. 92
91-12-35	Amended	V. 14, p. 92
91-12-37	Amended	V. 12, p. 591
91-12-40	Amended	V. 12, p. 592
91-12-41	Amended	V. 14, p. 92
91-12-42	Amended	V. 14, p. 93
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. 14, p. 94
91-12-53	Amended	V. 12, p. 596
91-12-54	Amended	V. 14, p. 94

91-12-55	Amended	V. 12, p. 598
91-12-56	Amended	V. 14, p. 94
91-12-59	Amended	V. 12, p. 598
91-12-60	Amended	V. 14, p. 95
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
91-12-74	New	V. 14, p. 95

**AGENCY 98: KANSAS WATER OFFICE**

Reg. No.	Action	Register
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 99: BOARD OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES**

Reg. No.	Action	Register
99-40-21		
through		
99-40-46	New	V. 13, p. 1013-1015
99-40-100	New	V. 13, p. 1608
99-40-101	New	V. 13, p. 1608
99-40-104	New	V. 13, p. 1608
99-40-105	New	V. 13, p. 1609

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-10a-1	Amended	V. 13, p. 637
100-11-1	Amended	V. 12, p. 1704
100-24-1	Amended	V. 13, p. 638
100-26-1	New	V. 13, p. 638
100-35-7	Amended	V. 13, p. 638
100-38-1	Amended	V. 14, p. 676
100-46-3	Amended	V. 13, p. 638
100-46-5	Amended	V. 13, p. 638
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
100-60-13	Amended	V. 13, p. 638

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-1-4	Amended	V. 14, p. 488
102-1-5	Amended	V. 14, p. 488
102-1-13	Amended	V. 12, p. 1038
102-2-3	Amended	V. 14, p. 588
102-4-1	Amended	V. 14, p. 489
102-4-4	Amended	V. 14, p. 490
102-4-5	Amended	V. 14, p. 490
102-4-6	Amended	V. 14, p. 491
102-4-7	Revoked	V. 14, p. 492
102-4-10	Amended	V. 14, p. 492
102-5-1		
through		
102-5-12	New	V. 12, p. 189-194
102-5-2	Amended	V. 12, p. 1038

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

Reg. No.	Action	Register
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

**AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES**

Reg. No.	Action	Register
109-1-1	Amended	V. 13, p. 1928
109-2-5	Amended	V. 12, p. 1015

109-2-8	Amended	V. 12, p. 1016
109-5-1	Amended	V. 13, p. 1649
109-8-1	Amended	V. 13, p. 1650
109-9-4	Amended	V. 12, p. 1874
109-9-5	Amended	V. 12, p. 1875
109-10-1	Amended	V. 14, p. 235
109-10-2	New	V. 12, p. 1091
109-10-3	New	V. 12, p. 1875
109-10-4	New	V. 12, p. 1876
109-10-5	New	V. 13, p. 1651
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

**AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING**

Reg. No.	Action	Register
110-6-1 through 110-6-6	New	V. 12, p. 1294, 1295 1489, 1490
110-7-1 through 110-7-4	New	V. 13, p. 1407, 1408 1571, 1572
110-6-7	New	V. 12, p. 1490
110-40-5	Amended	V. 13, p. 1132

**AGENCY 111: THE KANSAS LOTTERY**

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 13, p. 1045
111-2-1	Amended	V. 14, p. 311
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	Amended	V. 13, p. 1435
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 through 111-2-26	Revoked	V. 13, p. 1401
111-2-27	New	V. 12, p. 1370
111-2-28	New	V. 12, p. 1844
111-2-29	New	V. 12, p. 1844
111-2-30	Amended	V. 14, p. 403
111-2-31	New	V. 14, p. 170
111-2-32	New	V. 14, p. 311
111-2-33	New	V. 14, p. 312
111-2-34	Amended	V. 14, p. 722
111-3-1	Amended	V. 13, p. 1825
111-3-6	Amended	V. 12, p. 677
111-3-9	Revoked	V. 11, p. 1793
111-3-10 through 111-3-31	New	V. 7, p. 201-206
111-3-11	Amended	V. 13, p. 35
111-3-12	Amended	V. 13, p. 1826
111-3-13	Amended	V. 11, p. 1148
111-3-14	Amended	V. 13, p. 1826
111-3-16	Amended	V. 9, p. 1566
111-3-19 through 111-3-22	Amended	V. 9, p. 30
111-3-19	Revoked	V. 13, p. 1827
111-3-20	Amended	V. 11, p. 1148
111-3-21	Amended	V. 11, p. 1148
111-3-22	Amended	V. 11, p. 1148
111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 13, p. 1827
111-3-26	Amended	V. 11, p. 1149
111-3-27	Amended	V. 11, p. 1149
111-3-29	Revoked	V. 11, p. 1149
111-3-31	Amended	V. 8, p. 209
111-3-32	Amended	V. 10, p. 883
111-3-33	New	V. 7, p. 1434
111-3-34	New	V. 13, p. 149
111-3-35	Amended	V. 13, p. 1828
111-3-36	New	V. 13, p. 877

111-3-37	New	V. 13, p. 877
111-4-1 through 111-4-5	Revoked	V. 12, p. 113
111-4-5a	Revoked	V. 12, p. 113
111-4-6 through 111-4-15	Revoked	V. 12, p. 113
111-4-15 through 111-4-77	New	V. 7, p. 207-209
111-4-96 through 111-4-114	New	V. 7, p. 1606-1610
111-4-100	Amended	V. 13, p. 1045
111-4-101	Amended	V. 13, p. 1045
111-4-102	Amended	V. 12, p. 1114
111-4-103	Amended	V. 10, p. 1211
111-4-104	Amended	V. 13, p. 1046
111-4-105	Amended	V. 13, p. 1046
111-4-106	Amended	V. 13, p. 1046
111-4-106a	Amended	V. 11, p. 1149
111-4-107	Amended	V. 11, p. 978
111-4-108	Amended	V. 12, p. 1114
111-4-110	Amended	V. 11, p. 978
111-4-111	Amended	V. 9, p. 1366
111-4-112	Amended	V. 13, p. 1047
111-4-113	Amended	V. 9, p. 1366
111-4-114	Amended	V. 9, p. 1366
111-4-153 through 111-4-160	Revoked	V. 9, p. 1676, 1677
111-4-177 through 111-4-212	Revoked	V. 9, p. 1677, 1678
111-4-213 through 111-4-220	Revoked	V. 10, p. 1213
111-4-217	Amended	V. 9, p. 986
111-4-221 through 111-4-224	Revoked	V. 10, p. 1585
111-4-225 through 111-4-228	Revoked	V. 10, p. 1585
111-4-229 through 111-4-236	Revoked	V. 10, p. 1585, 1586
111-4-237 through 111-4-240	Revoked	V. 11, p. 413
111-4-241 through 111-4-244	Revoked	V. 12, p. 1371
111-4-245 through 111-4-248	Revoked	V. 12, p. 1371
111-4-249 through 111-4-256	Revoked	V. 12, p. 113, 114
111-4-257 through 111-4-286	Revoked	V. 11, p. 413, 414
111-4-287 through 111-4-300	New	V. 10, p. 883-886
111-4-287 through 111-4-290	Revoked	V. 12, p. 1371
111-4-291 through 111-4-300	Revoked	V. 12, p. 114
111-4-301 through 111-4-307	Revoked	V. 13, p. 1402
111-4-301	Amended	V. 12, p. 1115
111-4-303	Amended	V. 12, p. 1115
111-4-304	Amended	V. 12, p. 1115
111-4-306	Amended	V. 12, p. 1115
111-4-308 through 111-4-320	New	V. 10, p. 1214, 1215
111-4-308	Amended	V. 12, p. 1261
111-4-311	Amended	V. 12, p. 1262
111-4-312	Amended	V. 12, p. 1262

111-4-313	Amended	V. 12, p. 1262
111-4-318 through 111-4-321	Revoked	V. 12, p. 114
111-4-322 through 111-4-331	New	V. 10, p. 1411-1413
111-4-322 through 111-4-327	Revoked	V. 12, p. 1371
111-4-328 through 111-4-335	Revoked	V. 12, p. 114
111-4-336 through 111-4-345	New	V. 10, p. 1526-1528
111-4-336 through 111-4-340	Amended	V. 12, p. 1371, 1372
111-4-341	Revoked	V. 11, p. 1473
111-4-341a	Revoked	V. 12, p. 1372
111-4-341b	Amended	V. 12, p. 1372
111-4-341c	New	V. 12, p. 1664
111-4-344	Amended	V. 12, p. 1373
111-4-346 through 111-4-361	New	V. 10, p. 1586-1589
111-4-356 through 111-4-361	Revoked	V. 14, p. 7
111-4-346 through 111-4-349	Revoked	V. 12, p. 114
111-4-362 through 111-4-365	Revoked	V. 12, p. 114, 115
111-4-362	Amended	V. 11, p. 13
111-4-366 through 111-4-379	New	V. 11, p. 136-139
111-4-366 through 111-4-369	Revoked	V. 12, p. 1373
111-4-370 through 111-4-379	Revoked	V. 14, p. 7, 8
111-4-380 through 111-4-383	Revoked	V. 12, p. 1664
111-4-384 through 111-4-387	Revoked	V. 12, p. 1373
111-4-388 through 111-4-400	New	V. 11, p. 478-481
111-4-388 through 111-4-391	Revoked	V. 12, p. 1373
111-4-392	Amended	V. 12, p. 520
111-4-394 through 111-4-400	Amended	V. 12, p. 521, 522
111-4-401 through 111-4-404	Revoked	V. 12, p. 1373
111-4-405 through 111-4-413	New	V. 11, p. 756, 757
111-4-405	Amended	V. 14, p. 723
111-4-407	Amended	V. 13, p. 877
111-4-408	Amended	V. 14, p. 723
111-4-409	Amended	V. 14, p. 723
111-4-411	Amended	V. 11, p. 1474
111-4-412	Amended	V. 11, p. 1475
111-4-413	Amended	V. 11, p. 1475
111-4-414 through 111-4-428	Revoked	V. 14, p. 8
111-4-414	Amended	V. 11, p. 1150
111-4-429 through 111-4-432	Revoked	V. 12, p. 1373

(continued)

111-4-433 through							
111-4-436	Revoked	V. 12, p. 1374					
111-4-437 through							
111-4-444	New	V. 11, p. 1475-1477					
111-4-437 through							
111-4-440	Revoked	V. 12, p. 1374					
111-4-441 through							
111-4-443	Revoked	V. 14, p. 8					
111-4-445 through							
111-4-453	New	V. 11, p. 1794-1796					
111-4-445 through							
111-4-448	Revoked	V. 12, p. 1374					
111-4-449 through							
111-4-453	Revoked	V. 14, p. 8					
111-4-454 through							
111-4-465	Revoked	V. 12, p. 1664, 1665					
111-4-466 through							
111-4-473	New	V. 12, p. 316, 317					
111-4-466 through							
111-4-473	New	V. 12, p. 316, 317					
111-4-466 through							
111-4-469	Revoked	V. 12, p. 1665					
111-4-470	Amended	V. 12, p. 522					
111-4-474 through							
111-4-488	New	V. 12, p. 522-524					
111-4-489 through							
111-4-492	New	V. 12, p. 861					
111-4-493 through							
111-4-496	New	V. 12, p. 525					
111-4-497 through							
111-4-500	New	V. 12, p. 913, 914					
111-4-501 through							
111-4-512		V. 12, p. 1115-1118					
111-4-513 through							
111-4-521		V. 12, p. 1374, 1375					
111-4-522 through							
111-4-530	New	V. 12, p. 1569, 1570					
111-4-531 through							
111-4-534	New	V. 12, p. 1665, 1666					
111-4-535 through							
111-4-542	New	V. 12, p. 1844-1846					
111-4-543 through							
111-4-546	New	V. 13, p. 150					
111-4-547 through							
111-4-554	New	V. 13, p. 337-339					
111-4-555 through							
111-4-563	New	V. 13, p. 396-398					
111-4-564 through							
111-4-571	New	V. 13, p. 635-637					
111-4-572 through							
111-4-585	New	V. 13, p. 878-880					
111-4-572	Amended	V. 14, p. 723					
111-4-574	Amended	V. 14, p. 724					
111-4-575	Amended	V. 14, p. 724					
111-4-576	Amended	V. 14, p. 724					
111-4-577	Amended	V. 14, p. 724					
111-4-579	Amended	V. 14, p. 724					
111-4-581	Amended	V. 14, p. 725					
111-4-582	Amended	V. 14, p. 725					
111-4-583	Amended	V. 14, p. 725					
111-4-584	Amended	V. 14, p. 725					
111-4-586 through							
111-4-593	New	V. 13, p. 1047-1049					
111-4-594 through							
111-4-606	New	V. 13, p. 1402-1405					
111-4-607 through							
111-4-619	New	V. 13, p. 1436-1438					
111-4-620 through							
111-4-623	New	V. 13, p. 1567					
111-4-624 through							
111-4-652	New	V. 13, p. 1828-1835					
111-4-640	Amended	V. 13, p. 1922					
111-4-652	Amended	V. 13, p. 1922					
111-4-653 through							
111-4-664	New	V. 13, p. 1923-1925					
111-4-665 through							
111-4-669	New	V. 14, p. 8, 9					
111-4-670 through							
111-4-673	New	V. 14, p. 170					
111-4-674 through							
111-4-677	New	V. 14, p. 312, 313					
111-4-678 through							
111-4-682	New	V. 14, p. 438, 439					
111-4-683 through							
111-4-694	New	V. 14, p. 404-406					
111-4-695 through							
111-4-702	New	V. 14, p. 725-727					
111-5-1 through							
111-5-23	New	V. 7, p. 209-213					
111-5-9 through							
111-5-15	Amended	V. 8, p. 210, 211					
111-5-11	Amended	V. 9, p. 505					
111-5-12	Amended	V. 11, p. 415					
111-5-17	Amended	V. 8, p. 211					
111-5-18	Amended	V. 10, p. 13					
111-5-19	Amended	V. 8, p. 212					
111-5-21 through							
111-5-33	New	V. 11, p. 415-418					
111-5-22	Amended	V. 13, p. 1438					
111-5-23	Amended	V. 11, p. 481					
111-5-24	Amended	V. 11, p. 983					
111-5-25	Amended	V. 11, p. 482					
111-5-27	Amended	V. 11, p. 482					
111-5-28	Amended	V. 12, p. 317					
111-5-34	New	V. 12, p. 318					
111-5-34a	Amended	V. 13, p. 1568					
111-5-35 through							
111-5-38	Revoked	V. 13, p. 1439					
111-6-1 through							
111-6-15	New	V. 7, p. 213-217					
111-6-1	Amended	V. 13, p. 339					
111-6-3	Amended	V. 14, p. 313					
111-6-4	Amended	V. 10, p. 1413					
111-6-5	Amended	V. 13, p. 1405					
111-6-6	Amended	V. 11, p. 1973					
111-6-7	Amended	V. 11, p. 1477					
111-6-7a	New	V. 12, p. 1118					
111-6-8	Revoked	V. 12, p. 1263					
111-6-9	Revoked	V. 14, p. 313					
111-6-11	Revoked	V. 12, p. 1376					
111-6-12	Amended	V. 8, p. 212					
111-6-13	Amended	V. 8, p. 299					
111-6-15	Amended	V. 12, p. 677					
111-6-17	Revoked	V. 10, p. 1475					
111-6-18	New	V. 13, p. 150					
111-6-19	New	V. 13, p. 340					
111-6-20	New	V. 13, p. 340					
111-6-21	New	V. 13, p. 881					
111-6-22	New	V. 13, p. 881					
111-6-23	New	V. 13, p. 881					
111-7-1 through							
111-7-10	New	V. 7, p. 1192, 1193					
111-7-1	Amended	V. 8, p. 212					
111-7-3	Amended	V. 11, p. 1796					
111-7-3a	Revoked	V. 13, p. 340					
111-7-4	Amended	V. 9, p. 1367					
111-7-5	Amended	V. 9, p. 986					
111-7-6	Amended	V. 9, p. 987					
111-7-9	Amended	V. 12, p. 1263					
111-7-11	Amended	V. 10, p. 1475					
111-7-12 through							
111-7-32	New	V. 7, p. 1194-1196					
111-7-33 through							
111-7-43	New	V. 7, p. 1197, 1198					
111-7-33a	New	V. 8, p. 300					
111-7-44 through							
111-7-54	Revoked	V. 13, p. 340					
111-7-46	Amended	V. 11, p. 1152					
111-7-54	Amended	V. 11, p. 1511					
111-7-55 through							
111-7-63	Revoked	V. 10, p. 1217					
111-7-60	Amended	V. 10, p. 262					
111-7-64 through							
111-7-75	New	V. 11, p. 13, 14					
111-7-66	Amended	V. 13, p. 1049					
111-7-66a	Revoked	V. 13, p. 340					
111-7-76 through							
111-7-78	New	V. 11, p. 1478-1480					
111-7-79	Revoked	V. 13, p. 340					
111-7-80 through							
111-7-83	New	V. 11, p. 1478-1480					
111-7-81	Amended	V. 13, p. 1406					
111-7-84 through							
111-7-90	New	V. 12, p. 677, 678					
111-7-91 through							
111-7-94	Revoked	V. 13, p. 340					
111-7-98	New	V. 12, p. 914					
111-7-99 through							
111-7-105	New	V. 12, p. 1376, 1377					
111-7-106 through							
111-7-112	New	V. 13, p. 1568, 1569					
111-7-113 through							
111-7-117	New	V. 14, p. 171					
111-8-1	New	V. 7, p. 1633					
111-8-2	New	V. 7, p. 1633					
111-8-3	Amended	V. 10, p. 886					
111-8-4	New	V. 7, p. 1714					
111-8-4a	Revoked	V. 13, p. 1406					
111-8-5 through							
111-8-13	New	V. 7, p. 1634					
111-8-14	New	V. 13, p. 881					
111-8-15	New	V. 13, p. 881					
111-9-1 through							
111-9-12	New	V. 7, p. 1714-1716					
111-9-1 through							
111-9-6	Revoked	V. 9, p. 1680					
111-9-13 through							
111-9-18	Revoked	V. 9, p. 1680					
111-9-25 through							
111-9-30	New	V. 9, p. 699, 700					
111-9-31 through							
111-9-36	New	V. 10, p. 262					

111-9-37 through 111-9-48	New	V. 10, p. 1439, 1440
111-9-49 through 111-9-54	New	V. 12, p. 318, 319
111-9-55 through 111-9-60	New	V. 12, p. 1263, 1264
111-10-1 through 111-10-9	New	V. 8, p. 136-138
111-10-7	Amended	V. 8, p. 301

**AGENCY 112: KANSAS RACING COMMISSION**

Reg. No.	Action	Register
112-4-1	Amended	V. 14, p. 200
112-4-24	New	V. 12, p. 1153, 1370
112-4-25	New	V. 13, p. 1088
112-5-10	New	V. 13, p. 1083
112-6-1	Amended	V. 13, p. 1088
112-6-2	Amended	V. 13, p. 1088
112-6-9	New	V. 13, p. 1089
112-6-10	New	V. 13, p. 1089
112-7-24	New	V. 13, p. 843, 1090
112-8-13	New	V. 13, p. 1090
112-9-1	New	V. 13, p. 1090
112-9-2	Amended	V. 12, p. 975, 1211
112-9-18a	Amended	V. 12, p. 355, 378
112-9-30	Amended	V. 12, p. 975, 1211
112-9-39a	Amended	V. 12, p. 356, 378
112-9-40a	Amended	V. 12, p. 356, 379
112-9-41a	Amended	V. 12, p. 358, 380
112-9-42	Amended	V. 12, p. 359, 382
112-9-43	Amended	V. 12, p. 361, 383
112-9-44	New	V. 12, p. 361, 384
112-11-21	Amended	V. 13, p. 1090
112-12-1	New	V. 12, p. 50
112-12-2 through 112-12-11	Amended	V. 12, p. 50-53
112-12-2	Amended	V. 13, p. 1996
112-12-3	Revoked	V. 13, p. 1997

112-12-4 through 112-12-9	Amended	V. 13, p. 1997-1999
112-12-10	Amended	V. 12, p. 1816
112-12-12	Amended	V. 13, p. 1999
112-12-13	Amended	V. 13, p. 1999
112-12-14	New	V. 13, p. 962, 1091
112-15-2	Amended	V. 13, p. 1091
112-15-3	Amended	V. 13, p. 1091
112-15-5	Amended	V. 13, p. 1091
112-15-6	Amended	V. 13, p. 1091
112-17-15	New	V. 12, p. 1034, 1211
112-18-9	Amended	V. 13, p. 1092
112-18-11	Amended	V. 13, p. 1092
112-18-17	Amended	V. 13, p. 1092
112-18-18	Amended	V. 13, p. 1092
112-18-20	New	V. 13, p. 1098

**AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-2-1	Amended	V. 14, p. 535
115-4-1	Amended	V. 12, p. 570
115-4-3	Amended	V. 14, p. 493
115-4-5	Amended	V. 14, p. 494
115-4-6	Amended	V. 14, p. 495
115-4-7	Amended	V. 14, p. 497
115-4-8	Amended	V. 14, p. 498
115-4-12	Amended	V. 13, p. 1286
115-5-1	Amended	V. 12, p. 1490
115-5-2	Amended	V. 13, p. 1286
115-5-3	New	V. 13, p. 1287
115-8-3	Amended	V. 13, p. 1680
115-8-19	New	V. 13, p. 1926
115-8-22	New	V. 13, p. 233
115-9-1	Revoked	V. 12, p. 1702
115-9-5	Amended	V. 13, p. 980
115-9-7	New	V. 13, p. 1287
115-14-1	Amended	V. 13, p. 980
115-14-2	Amended	V. 13, p. 980
115-14-8	Amended	V. 13, p. 980
115-14-9	Amended	V. 13, p. 980
115-14-10	Amended	V. 13, p. 981
115-17-15	New	V. 12, p. 1702

115-17-16 through 115-17-20	New	V. 13, p. 234-236
115-18-4	Amended	V. 12, p. 1491
115-18-8	Amended	V. 13, p. 1927
115-18-9	New	V. 12, p. 1702
115-18-10	New	V. 12, p. 1702
115-18-12	Amended	V. 13, p. 1927
115-18-13	New	V. 13, p. 981
115-18-14	New	V. 13, p. 1680
115-20-1	Amended	V. 14, p. 123
115-21-3	New	V. 12, p. 1703
115-30-3	Amended	V. 14, p. 123
115-30-8	Amended	V. 12, p. 1703
115-30-10	New	V. 13, p. 595

**AGENCY 116: STATE FAIR BOARD**

Reg. No.	Action	Register
116-3-1	New	V. 12, p. 1175
116-3-2	New	V. 12, p. 1175
116-4-1	New	V. 13, p. 934
116-4-2	New	V. 13, p. 934

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-1-1	Amended	V. 13, p. 974
117-2-1	Amended	V. 12, p. 528
117-2-2	Amended	V. 14, p. 533
117-2-4	Amended	V. 12, p. 529
117-3-1	Amended	V. 12, p. 529
117-3-2	Amended	V. 14, p. 534
117-4-1	Amended	V. 12, p. 1699
117-4-2	Amended	V. 14, p. 534
117-4-4	Amended	V. 12, p. 530
117-5-1	New	V. 13, p. 975
117-6-1	Amended	V. 13, p. 1965
117-6-2	Amended	V. 13, p. 1965
117-7-1	Amended	V. 13, p. 1966
117-8-1	Amended	V. 13, p. 1966

**AGENCY 120: HEALTH CARE DATA GOVERNING BOARD**

Reg. No.	Action	Register
120-1-1	New	V. 13, p. 1682

**Kansas Register  
Secretary of State  
2nd Floor, State Capitol  
300 S.W. 10th Ave.  
Topeka, KS 66612-1594**

---

**Use this form or a copy of it to enter a subscription:**

\_\_\_\_\_ **One-year subscriptions @ \$60 ea.**  
**(Kansas residents must include**  
**\$3.69 state and local sales tax.)**

**Total Enclosed** \_\_\_\_\_  
**(Make checks payable to the Kansas Register)**

**Send to:**

(Please, no  
more than  
4 address  
lines.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Zip code must be included

This space for Register office use only.
Rec. No. _____
Exp. _____
Code _____

---

**Use this form or a copy of it to enter a name or address change:**

**Remove your mailing label (above) and affix it here:**

**Indicate change of name or address here:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

---

**Mail either form to: Kansas Register, Secretary of State, 2nd Floor,  
State Capitol, 300 S.W. 10th Ave., Topeka, KS 66612-1594**