

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 15, No. 30

July 25, 1996

Pages 1113-1156

In this issue . . .

Page

State Records Board	
Notice of meeting	1114
Law Enforcement Training Commission	
Notice of meeting	1114
Legislative interim committee schedule	1114
State Conservation Commission	
Notice of meeting	1115
Notice to contractors	1115
State Grain Inspection Department	
Notice of hearing on proposed administrative regulations	1115
Secretary of State	
Notice of hearing on proposed administrative regulations	1115
SRS Transition Oversight Committee and Kansas Council on Developmental Disabilities	
Request for proposals	1116
Department of Transportation	
Notice of public auction	1116
Department of Administration—Division of Purchases	
Notice to bidders for state purchases	1117
Secretary of State	
Notice of corporations forfeited	1118
Notice of Bond Redemption	
City of Belleville	1118
City of Elkhart	1119
City of Troy	1119
Office of the Governor	
Certificate of Appointment	1120
Pooled Money Investment Board	
Notice of investment rates	1120
Notice of Bond Sale	
Pottawatomie County	1120
City of Andover	1121
City of Winfield	1123
City of Burrton	1123
U.S.D. 400, McPherson County	1125
Kansas State University	
Notice to bidders	1121
Permanent Administrative Regulations	
Kansas Racing Commission	1125
Consumer Credit Commissioner	1129
State Banking Department, Consumer Credit Commissioner and Department of Credit Unions (joint)	1129
State Banking Department	1130
Department of Health and Environment	
Notices of hearing on proposed administrative regulations	1136, 1137
Requests for comments on proposed air quality permits	1138-1141
Notice concerning Kansas water pollution control permits	1141
Kansas Water Office	
Notice of hearing on proposed administrative regulations	1138
Kansas Commission on Governmental Standards and Conduct	
Advisory Opinions No. 96-20 through 96-24	1146
Index to administrative regulations	1149

State of Kansas

State Records Board

Notice of Meeting

The Kansas State Records Board will meet at 10 a.m. Thursday, August 8, at the Kansas History Center, 6425 S.W. 6th Ave., Topeka. The board will consider requests from state agencies submitting proposals for retention and disposition of noncurrent government records. In addition, general administrative matters and other business will be discussed.

Patricia A. Michaelis
State Archivist

Doc. No. 017925

State of Kansas

Law Enforcement Training Commission

Notice of Meeting

The Kansas Law Enforcement Training Commission will meet at 10:30 a.m. Tuesday, August 6, at the Kansas Law Enforcement Training Center, located 12 miles southeast of Hutchinson south of K-96 at the Hutchinson Air Base Industrial Tract (HABIT), the former Naval Air Station, or one mile west and one mile south of Yoder. The meeting is open to the public.

Tino Monaldo
Chairperson

Doc. No. 017922

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 29 through August 11:

Date	Room	Time	Committee	Agenda
August 5	519-S	8:30 a.m.	Retail Wheeling Task Force	Background on federal and state regulations and laws on electric utility industry.
August 7	123-S	10:00 a.m.	Legislative Budget Committee	Agenda not available.
August 8	123-S	9:00 a.m.		
August 9	519-S	9:00 a.m.	SRS Transition Oversight Committee	Hospital closure issues.

Emil Lutz
Director of Legislative
Administrative Services

Doc. No. 017929

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. Periodicals postage paid at Topeka, KS.

Postmaster: Send change of address form to Kansas Register, Secretary of State, State Capitol, 300 S.W. 10th Ave., Topeka, KS 66612-1594.

© Kansas Secretary of State 1996. 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) 296-4564



Register Office:
Room 233-N, State Capitol
(913) 296-3489
Fax (913) 291-3051

State of Kansas

State Conservation Commission

Notice of Meeting

The State Conservation Commission will meet at 9 a.m. Thursday, August 1, in the conference room at the USDA, NRCS and Graham County Conservation District Office, 100 N. 12th Ave., Hill City. A copy of the agenda may be obtained by contacting Lila Niehoff, 109 S.W. 9th, Suite 500, Topeka, 66612, (913) 296-3600. If special accommodations are needed, please contact the agency three days in advance of meeting date.

Tracy D. Streeter
Executive Director

Doc. No. 017916

State of Kansas

Grain Inspection Department

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Friday, September 27, at the offices of the Kansas State Grain Inspection Department, 110 N.E. Lyman Road, Topeka, to consider the proposed amendment of K.A.R. 25-4-4, which covers the fees charged by the Warehouse Division to license a public warehouse. The Kansas State Grain Inspection Department proposes to increase the fee to amend a warehouse license and the hourly charge to perform special services.

This additional revenue is a part of the agency's plan to become self-sufficient. The estimated revenue to be realized by the Warehouse Division is \$5,200. The cost will be absorbed by the public warehouseman.

The amendment is not mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program. The Kansas State Grain Inspection Department considered no other measures to achieve the stated purpose of the regulation.

Copies of the full text of the regulation and economic impact statement may be obtained by contacting the Director, Kansas State Grain Inspection Department, P.O. Box 8368, Topeka, 66608, (913) 296-3451.

All interested parties may submit written comments during the 60-day notice period prior to the hearing to the director at the address above. All interested parties will be given a reasonable opportunity to present their views on the proposed regulation during the hearing.

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 Rebecca Fleming at (913) 296-3451 or the Kansas Relay Center at 1-800-766-3777.

Gary M. Bothwell
Director

Doc. No. 017927

State of Kansas

State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a 25,000 cubic yard detention dam, Site 3-10 in Coffey County, will be received by the Long-Scott Creeks Watershed District No. 93 at King Engineering, Inc., 125 W. 4th, Holton, 66436, until 5 p.m. August 8, or hand-carried to the Burlington Library, 4th and Juniatta, Burlington, (316) 364-2182, and submitted immediately prior to bid opening at 7:30 p.m. August 8. A copy of the invitation for bids and plans and specifications can be obtained from the office of King Engineering, Inc., (913) 364-4312. A \$25 nonrefundable deposit is required for each set of plans.

Tracy D. Streeter
Executive Director

Doc. No. 017945

State of Kansas

Secretary of State

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 2:30 p.m. Tuesday, September 24, in the conference room of the Secretary of State's Office, Room 231-N, State Capitol, 300 S.W. 10th Ave., Topeka, to consider proposed new Kansas Administrative Regulations 7-18-1, 7-18-2 and 7-18-3, which pertain to the Kansas Athlete Agent Act. These regulations are proposed for adoption on a permanent basis.

K.A.R. 7-18-1 prescribes the time when a renewal application of registration as an athlete agent may be filed. K.A.R. 7-18-2 provides that registration and renewal forms for an athlete agent will be provided by the Secretary of State. K.A.R. 7-18-3 provides that the name of the institution where an athlete participated in athletics and the date an athlete signs an agent contract shall be included in a contract used by a registered athlete agent. These regulations will cause minimal economic impact on governmental agencies or the general public.

This 60-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: 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 assistance, or other similar assistance should contact this office so appropriate arrangements can be made.

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

Ron Thornburgh
Secretary of State

Doc. No. 017928

State of Kansas

**SRS Transition Oversight Committee
Kansas Council on Developmental
Disabilities**

Request for Proposals

The Kansas Legislature's SRS Transition Oversight Committee and the Kansas Council on Developmental Disabilities (KCDD) announce the availability of state and federal funds for an evaluation of the Topeka State Hospital and Winfield State Hospital and Training Center closure process. The emphasis is on how the process might be improved if additional closure efforts are necessary in future years. A second emphasis will be in using reports from the project as a tool for reviewing and revising the current closure process as it occurs. The grant will be for Part 1 (the first year) with funding for Part 2 (the second year) pending legislative appropriations. Only one grant will be funded.

Eligible Applicants

State, public, private profit or nonprofit organizations, institutions or agencies.

Project Duration

The duration for this project is October 1, 1996 through June 30, 1997 for Part 1, and July 1, 1997 through June 30, 1998 for Part 2.

Evaluation and Selection

Completed applications will be given a project number, analyzed by a review committee and evaluated based on the following content: narrative, methodology, budget, qualifications of the applicant, and adherence to specific criteria included in the application. The final decision for the grant project award will be made by the Legislative Coordinating Council based upon recommendations of the SRS Transition Oversight Committee and the KCDD.

Application Process

To receive an application containing forms, instructions and information, contact the Kansas Council on Developmental Disabilities, Room 141, Docking State Office Building, 915 S.W. Harrison, Topeka, (913) 296-2608, E-mail: jrhyss@idir.net.

Evaluation and Selection

Completed applications will be accepted at the KCDD office until 5 p.m. August 19. No handwritten, faxed or single-spaced documents will be accepted. Completed applications received after the deadline will not be considered nor returned.

Applicants will be notified by September 20. The project award period will be October 1, 1996 to June 30, 1997.

Jane Rhys, Ph.D.
KCDD Executive Director

Doc. No. 017917

State of Kansas

Department of Transportation

Notice of Public Auction

The Kansas Secretary of Transportation will offer for sale and removal at public auction August 30 the following described improvements located in Montgomery County, Kansas, described as follows:

10 a.m., Tract 02—Located at Route 4, Box 194E, Independence, approximately ½ mile north of Independence on the west side of Highway 75—One split level 4,913 sq. ft. single family dwelling with 5 bedrooms, 3 baths (2 with whirlpools) with a two-car attached garage and a 660 sq. ft. metal shed on the west side of the house.

An inspection of the property will be at 10 a.m. August 23 and 30 minutes prior to the sale.

The successful bidders will be required to remove the structures from the right of way on or before September 30. No extensions of time for removal will be granted.

A performance bond of \$3,500 must be posted on the day of the sale for the buildings as a guarantee of removal of the structures on or before September 30. Any item not removed from the right of way on or before the specified date shall revert to and become the property of the Kansas Department of Transportation. The purchasers shall have no right, title, interest or claim to or lien upon said remaining items or part thereof, nor any claim against the Kansas Department of Transportation for the sale price paid after said date. Purchasers shall not permit use or occupancy of said structures pending removal from highway right of way. If applicable, purchasers shall, during the interim period of moving the improvements and filling in the basement, mark the area with tape, ribbon or fencing, warning the public of the opening.

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

Terms of Sale:

Money order, certified check or cashier's check for full price, made payable to "Secretary of Transportation." Purchasers will receive a bill of sale.

The seller reserves the right to reject any and all bids and is not responsible for accidents. For additional information, contact Betty Wester at (316) 681-1449.

E. Dean Carlson
Secretary of Transportation

Doc. No. 017930

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, August 5, 1996

31916

Winfield State Hospital—Auctioneering services

31947

Osawatomie State Hospital—Floor care products

31968

University of Kansas—Media and reagents, Watkins Memorial Health Center

04444

Department of Administration, Central Motor Pool—Motor vehicles

Tuesday, August 6, 1996

31941

University of Kansas Medical Center—Vitreotomy packs

31961

Statewide—September (1996) meat products

31964

Kansas Correctional Industries—Thread

04433

Wichita State University—Furnish and install recreation equipment (volleyball system)

Wednesday, August 7, 1996

04431

El Dorado Correctional Facility—Riot/crowd control munitions

04432

Kansas State University—Refrigerator/freezers

Thursday, August 8, 1996

A-7856

Fort Hays State University—Mediated classroom remodel, Rarick, Davis and Malloy Halls

A-7883

Kansas State University—Sidewalk, KSU gardens

A-7889

Fort Hays State University—Electrical modifications, Custer Hall

31853

Statewide—Blood bank sets and related products

31963

Statewide—Canned goods

Friday, August 9, 1996

31956

Department of Health and Environment—Implement public education campaign

04434

Department of Wildlife and Parks—Remove and repair pump assemblies, Cheyenne Bottoms Wildlife Area

04435

Kansas State Fair—Furnish all labor and materials for roof repair

04436

Emporia State University—Furnish and install rooftop HVAC unit

04437

University of Kansas—High speed copier

04438

Department of Transportation—Strobe warning lights, Chanute

04440

Department of Revenue—Outdoor board, Wichita

04443

Department of Transportation—Asphalt paving, Chanute

Tuesday, August 13, 1996

31974

Statewide—Express mail

Wednesday, August 14, 1996

A-7935

Topeka State Hospital—Backflow preventor additions, boiler plant

31958

Department of Corrections—Elevator and dumbwaiter services, Lansing

Thursday, August 15, 1996

A-7875

Hutchinson Correctional Facility—Electrical upgrade, Cellhouses A and C

31946

Department of Transportation—Aggregate (MRA, AIC, AB-special), statewide

Monday, August 19, 1996

04439

Department of Human Resources—Sale of building, Coffeyville

Friday, August 30, 1996

31965

Department of Transportation—Automobile liability insurance

Request for Proposals

Friday, August 9, 1996

04441

Remittance processing equipment for the Department of Revenue

Monday, August 19, 1996

31960

Extended death benefit plan for the Department of Administration

Thursday, August 22, 1996

31937

Critical incident stress debriefing (CISD) for the Department of Corrections

John T. Houlihan
Director of Purchases

Doc. No. 017947

(Published in the Kansas Register July 25, 1996.)

**Notice of Redemption
City of Belleville, Kansas
Industrial Revenue Bonds
Series 1985**

(Belleville Health Care Center, Inc.)

Notice is hereby given that pursuant to relevant sections of Ordinance No. 614 of the City of Belleville, Kansas, Sunflower Bank (formerly known as First National Bank and Trust), Salina, Kansas, as trustee and paying agent, will redeem on September 1, 1996, for the city, all of the principal amount of the Series 1985 Industrial Revenue Bonds of the City of Belleville (Belleville Health Care Facility, Inc.) at a price equal to the principal amount thereof plus accrued interest thereon to September 1, 1996, and a redemption price of 101 percent for bonds with maturity dates subsequent to September 1, 1996.

All bonds are to be redeemed and are in denominations or multiples of \$5,000 each.

On September 1, 1996, the bonds described above will be due and payable at the Sunflower Bank, N.A., 2090 S. Ohio, P.O. Box 800, Salina, KS 67402-0800.

Bonds may be surrendered now. On and after September 1, 1996, interest on the aforesaid bonds will cease to accrue.

Sunflower Bank, N.A.
Trustee and Paying Agent

Doc. No. 017924

State of Kansas**Secretary of State****Notice of Corporations Forfeited**

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of June 1996 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

A-K Corp., Wichita, KS.
Associated Youth Services, Inc., Kansas City, KS.
Beaver Racing, Inc., Kansas City, KS.
Big Smile 1-Hr. Photo, Inc., Lenexa, KS.
Bio-Psychosocial Psychiatric Services, P.A.,
Overland Park, KS.
Blue Dot Energy Company, Junction City, KS.
Carem Corporation, Leawood, KS.
Cherokee Companies, L.L.C., Oskaloosa, KS.
Cherokee Industries, Inc., Oskaloosa, KS.
Cherokee Oil Production, Inc., Wichita, KS.
Countryside Builders, Inc., Gardner, KS.
Creative Arts Therapies, Inc., Arma, KS.
Granier Enterprises, Inc., Topeka, KS.
Great Plains Petroleum, Inc., Wichita, KS.
Hopenet, Inc., Wichita, KS.
HQ H20, Incorporated, Downs, KS.

Humberd Amusement, Inc., Olathe, KS.
Integrity Interiors, Inc., Olathe, KS.
Kansas Association of Wheat Growers, Hutchinson, KS.
Kansas Citizens for Extension Education, Inc.,
Junction City, KS.
Kiwanis Club of Edwardsville, Inc., Edwardsville, KS.
Kiwanis Club of Junction City United, Kansas,
Junction City, KS.
Martin G. Brown Associates, Inc., Shawnee Mission, KS.
Mound City Children's Center, Inc., Mound City, KS.
Northeast Baseball/Softball Association, Wichita, KS.
NTL Company, Lawrence, KS.
Ronald McDonald House Charities, Inc., Oak Brook, IL.
Rotech, Inc., Olathe, KS.
S-T Oil Corp., Olathe, KS.
South Central Kansas-NEA Uniserv District 12, Inc.,
Haysville, KS.
Southwest Christian Church, Topeka, Kansas,
Topeka, KS.
Surface Treatment Specialists of Kansas, Inc.,
Hutchinson, KS.
T. M. Inc., Wichita, KS.
Taco Restaurants, Inc., Wichita, KS.
The Prairie Fields Homes Association, Kansas City, MO.
The Rawlins County Farm Bureau Association,
Atwood, KS.
The Wilderness Society, Washington, DC.
W.E. Land and Cattle, Inc., Sublette, KS.
Wishing Wells, Inc., Liberal, KS.

Foreign Corporations

ARAC, Inc., Solon, OH.
Aspen Products, Inc., Lenexa, KS.
Barnes, Inc., Brandon, MS.
Benedette Roof Tile Company, Inc., Kansas City, MO.
Boswell Energy Corporation, Oklahoma City, OK.
C & A Scale Service, Inc., Crescent, IA.
Flexel Sales, Inc., Atlanta, GA.
Flexel, Inc., Atlanta, GA.
G.D. Barri & Associates, Inc., Glendale, AZ.
J.P.M., Inc., Enid, OK.
K.C. One, Inc., Overland Park, KS.
M.O.R.S., Inc., Matlock, IA.
Macspecialists Inc., Philadelphia, PA.
Mid-Continent Construction Company,
Olympia Fields, IL.
MidAmerican Truck Maintenance, Inc.,
Kansas City, MO.
Murray Drywall and Insulation of Texas, Inc.,
Omaha, NE.
Remedial Constructors Corporation, Omaha, NE.
Small Miracles International, Inc., Midwest City, OK.
Sonitrol Management Corporation, Westlake, TX.
The Eye Research and Education Foundation, Inc.,
Mission Hills, KS.
U.S. Currency Protection Corp., Scottsdale, AZ.
Veterans Hospital Radio and Television Guild,
New York, NY.
Vivra Renal Care, Inc., Aliso Viejo, CA.

Ron Thornburgh
Secretary of State

Doc. No. 017915

(Published in the Kansas Register July 25, 1996.)

(Published in the Kansas Register July 25, 1996.)

**Notice of Call for Redemption
to the Owners of
City of Elkhart, Kansas
Industrial Revenue Bonds
(Elkhart Implement, Inc.—Tenant)
\$160,000 Series 1978**

Notice is hereby given that pursuant to the provisions of Section 3 of Ordinance No. 496 dated August 15, 1978, of the City of Elkhart, Kansas, the above mentioned bonds maturing March 1, 1997, and thereafter, have been called for redemption and payment on September 1, 1996 (the redemption date), at the principal corporate trust office of the Southwest National Bank of Wichita, P.O. Box 1401, 400 E. Douglas, Wichita, KS 67201 (the paying agent).

The called bonds called under the optional redemption are further described as follows:

Bearer bonds called in the amount of \$1,000 each:

Bond No.	Maturity Date	Principal Amount	Interest Rate
131-137	03/01/97	\$7,000	8.0%
138-144	09/01/97	\$7,000	8.0%
145-152	03/01/98	\$8,000	8.0%
153-160	09/01/98	\$8,000	8.0%

On such redemption date, provided that funds are on hand to pay the above described Series 1978 Bonds as aforesaid, there shall become due and payable, upon the presentation and surrender of each such called bond, the redemption price thereof equal to 100 percent of the principal amount thereof together with interest accrued to the redemption date.

(Note: Coupons due September 1, 1996, should be presented in the normal manner. Coupons due March 1, 1997, and all subsequent coupons must be attached to bonds called for redemption.)

Interest shall cease to accrue on the bonds called for redemption from and after September 1, 1996. Please send your bonds to the paying agent two weeks before the redemption date to facilitate processing of your bonds.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, as amended and codified at Section 3406(a)(I) of the Internal Revenue Code of 1986, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 31 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the bonds for payment.

Dated July 19, 1996.

Southwest National Bank of Wichita
Fiscal Agent
City of Elkhart, Kansas
400 E. Douglas
P.O. Box 1401
Wichita, KS 67201

Doc. No. 017923

**Notice of Redemption
City of Troy, Kansas
General Obligation Bonds
Series 1987A
Dated April 1, 1987**

Notice is hereby given that pursuant to City of Troy Kansas, Ordinance No. 572, dated June 17, 1996, and Section 11 of the city's Ordinance No. 535, dated June 12, 1987, the following outstanding City of Troy, Kansas, General Obligation Bonds, Series 1987A, dated April 1, 1987, maturing on and after September 1, 1997, have been called for redemption and prepayment on September 1, 1996, prior to their maturity subject to the provisions and limitations set forth herein.

Principal Amount	Maturity Date	Interest Rate
\$20,000	September 1, 1997	8.60%
\$20,000	September 1, 1998	8.60%
\$20,000	September 1, 1999	8.60%
\$20,000	September 1, 2000	8.60%
\$20,000	September 1, 2001	8.70%
\$20,000	September 1, 2002	8.75%

The principal amount of the above described Series 1987A Bonds shall become due and payable on September 1, 1996, at a redemption price equal to the principal amount thereof, plus accrued interest thereon to said September 1, 1996, redemption date, plus a premium of 2 percent.

On September 1, 1996, provided that funds are on hand to pay the specified redemption price, all outstanding Series 1987A Bonds will become due and payable at the office of the Kansas State Treasurer, Topeka, Kansas, and from and after September 1, 1996, all interest on the Series 1987A Bonds will cease to accrue thereon. The city requests that holders of the outstanding Series 1987A Bonds surrender said bonds to the paying agent at least two weeks prior to September 1, 1996.

The Interest and Dividend Tax Compliance Act of 1983 [Section 3406(a)(I) of the Internal Revenue Code of 1986], as amended, may obligate paying agents making payment of principal on municipal securities to withhold a 31 percent tax from remittances to individuals who have failed to provide the paying agent with a valid taxpayer identification number when presenting securities for payment. Holders of the Series 1987A Bonds who desire to avoid the imposition of said tax should submit certified taxpayer identification numbers when presenting the Series 1987A Bonds for payment.

Dated July 12, 1996.

City of Troy, Kansas
By Kansas State Treasurer
Topeka, Kansas
Paying Agent

Doc. No. 017942

State of Kansas

Office of the Governor

Certificate of Appointment

I, Bill Graves, Governor of the State of Kansas, pursuant to the authority vested in me by the Constitution of the State of Kansas, Kansas Statutes Annotated and Kansas Common Law, hereby appoint and commission Gary Sherrer as Lieutenant Governor of the State of Kansas and authorize him to discharge the duties of this office upon fulfilling of all legal requirements as authorized by Article 1, Section 12 of the state Constitution.

Dated July 18, 1996.

Bill Graves
Governor

Attest: Ron Thornburgh
Secretary of State

Doc. No. 017946

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1995 Supp. 75-4210, as amended by 1996 Senate Bill No. 476. These rates and their uses are defined in K.S.A. 1995 Supp. 12-1675(b)(c)(d), and K.S.A. 1995 Supp. 75-4201(1) and 75-4209(a)(1)(B), as amended by 1996 Senate Bill 476.

Effective 7-29-96 through 8-4-96

Term	Rate
0-90 days	5.26%
3 months	5.27%
6 months	5.53%
9 months	5.75%
12 months	5.88%
18 months	6.07%
24 months	6.17%
36 months	6.36%
48 months	6.46%

William E. Lewis
Chairman

Doc. No. 017911

(Published in the Kansas Register July 25, 1996.)

Summary Notice of Bond Sale
\$501,000

Pottawatomie County, Kansas
General Obligation Bonds, Series 1996A

(General obligation bonds payable from
unlimited ad valorem taxes)

Bond Sale Particulars

Subject to the terms and conditions of the complete official notice of bond sale dated July 25, 1996, of Pottawatomie County, Kansas, in connection with the issuance of the county's General Obligation Bonds, Series 1996A, as hereinafter described, sealed, written bids will be received at the office of the county clerk at the Pottawato-

mie County Office Building, 207 N. 1st, Westmoreland, until 10:30 a.m. Monday, August 5, 1996, for the purchase of the bonds. All bids will be publicly opened, read aloud and tabulated on said date and at said time and will thereafter be immediately considered and acted upon by the Board of County Commissioners.

No oral, telephone, telefacsimile or auction bids for the bonds will be considered, and no bids for less than the entire series of bonds will be considered.

Bids will be accepted only on the official bid form which has been prepared for the public bidding on these bonds, and which may be obtained from the county clerk or the county's director of finance. Bids may be submitted by mail or may be delivered in person, and must be received at the place and not later than the date and time hereinafter specified. Each bid must be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States made payable to the order of the county, and must be in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The aggregate principal amount of the bonds is \$501,000. The bonds will be dated as of August 1, 1996, and will be issued as fully registered bonds in the denomination of \$5,000, except for one bond maturing in 1997 in the denomination of \$6,000, or integral multiples in excess thereof not exceeding the principal amount of bonds maturing in any year. The bonds will bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. Certain of the bonds are subject to redemption prior to their maturities as provided in the complete official notice of bond sale.

Interest on the bonds will be payable semiannually on April 1 and October 1 in each year, commencing April 1, 1997, and the bonds will mature serially on October 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$26,000	1997
25,000	1998
25,000	1999
25,000	2000
25,000	2001
25,000	2002
25,000	2003
25,000	2004
25,000	2005
25,000	2006
25,000	2007
25,000	2008
25,000	2009
25,000	2010
25,000	2011
25,000	2012
25,000	2013
25,000	2014
25,000	2015
25,000	2016

Payment of Principal and Interest

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds, and the principal

of the bonds will be payable upon surrender at the paying agent's principal offices in the City of Topeka, Kansas. Interest will be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Security for the Bonds

The bonds and the interest thereon will constitute general obligations of the county, and the full faith, credit and resources of the county will be pledged to the payment thereof. The county is obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the county for the purpose of paying the bonds and the interest thereon.

Delivery of the Bonds

The bonds, duly printed, executed and registered, will be furnished and delivered at the expense of the county to the successful bidder, or at its direction, on or before August 27, 1996, at such bank or trust company or other qualified depository in the State of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere will be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Jonathan P. Small, Chartered, Topeka, Kansas, bond counsel, whose fees will be paid by the county. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

Financial Matters

The county's 1995 equalized assessed tangible valuation for computation of bonded debt limitations is \$296,198,543. The county's outstanding general obligation bonded indebtedness as of August 1, 1996, is \$2,831,365, including the bonds described herein.

Additional Information

For additional information regarding the county, the bonds and the public sale, interested parties are invited to request copies of the complete official notice of bond sale, the official bid form and the county's preliminary official statement for the bonds, all of which may be obtained from the county clerk or the county's finance officer at the address and telephone number shown below.

Gwen Harris
Pottawatomie County Clerk
207 N. 1st
Westmoreland, KS 66549
(913) 457-3314

Doc. No. 017941

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.

Monday, August 5, 1996

#70011

Modular buildings

William H. Sesler
Director of Purchasing

Doc. No. 017918

(Published in the Kansas Register July 25, 1996.)

Summary Notice of Bond Sale

\$3,700,000

City of Andover, Kansas
Sewer System Revenue Bonds

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated July 9, 1996, of the City of Andover, Kansas, in connection with the city's Sewer System Revenue Bonds, Series 1996, hereinafter described, sealed, written bids shall be received at the office of the city administrator at City Hall, 909 N. Andover Road, Andover, Kansas, until 7:30 p.m. Central Time Tuesday, July 30, 1996, for the purchase of the bonds. All bids shall be publicly opened, read aloud and tabulated on said date and at said time and shall immediately thereafter be considered and acted upon by the governing body of the city.

No oral or auction bids for the bonds shall be considered, and no bids for less than the entire series of bonds shall be considered.

Bids shall be accepted only on the official bid form which has been prepared for the public bidding on these bonds, and which may be obtained from the city or from the city's financial advisor. Bids may be submitted by mail or may be delivered in person, and must be received at the place and not later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, or in the form of a financial surety bond payable to the order of the city and meeting requirements therefor as set forth in the official notice of bond sale, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The bonds to be sold will be in an aggregate principal amount of \$3,700,000. The bonds shall be issued as fully registered bonds in the denomination of \$5,000 or any integral multiple thereof not exceeding the principal amount of bonds maturing on the respective principal payment dates. The bonds shall bear a dated date of August 1, 1996. The bonds shall bear interest, payable as

(continued)

hereinafter set forth, at the rates specified by the successful bidder for the bonds

Interest on the bonds shall be payable semiannually on February 1 and August 1 in each year, commencing February 1, 1997, and the bonds shall mature serially on August 1 in each of the years and principal amounts as follows:

Principal Amount	Year of Maturity
\$ 5,000.00	1997
15,000.00	1998
30,000.00	1999
40,000.00	2000
55,000.00	2001
70,000.00	2002
85,000.00	2003
100,000.00	2004
120,000.00	2005
140,000.00	2006
165,000.00	2007
185,000.00	2008
215,000.00	2009
245,000.00	2010
275,000.00	2011
310,000.00	2012
345,000.00	2013
390,000.00	2014
430,000.00	2015
480,000.00	2016

Redemption of the Bonds

Certain of the bonds are subject to redemption as set forth in the official notice of bond sale.

Paying Agent; Payment of Principal and Interest

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon surrender at the paying agent's principal offices in the City of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Security for the Bonds

The bonds and the interest thereon shall constitute special obligations of the city; and the full faith, credit and resources of the city are *not* pledged to the payment thereof. The principal of and the interest on the bonds are secured by and payable solely and only from a first and prior lien on and an irrevocable pledge of the revenues generated from the rates, fees and charges for the use of and services from the municipal sewer system, subject only to the payment of the expenses of operating and maintaining the system. (Reference is made to the official notice of bond sale and the city's preliminary official statement for a full discussion of security for the bonds.)

Insurance

The debt service on the bonds on scheduled principal and interest payment dates will be insured by MBIA Insurance Corporation. The premium for such bond insurance will be paid by the city. (Reference is made to the official notice of bond sale and the city's preliminary official statement for a full discussion of the bond insurance.)

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or about Thursday, August 22, 1996. (Reference is made to the official notice of bond sale for full details regarding delivery of the bonds.)

Legal Opinion

Hinkle, Eberhart & Elkouri, L.L.C., Wichita, Kansas. All fees and expenses of bond counsel shall be paid by the city. (Reference is made to the official notice of bond sale and the city's preliminary official statement for a full discussion of tax exemption and other legal matters.)

Official Statement

The city has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the city or the city's financial advisor. The preliminary official statement is in a form "deemed final" by the city for the purpose of the Securities and Exchange Commission Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

Continuing Disclosure

The city will adopt a resolution establishing an undertaking to provide ongoing disclosure concerning the city and other "obligated persons" in connection with and for the benefit of owners of the bonds, pursuant to Section (d)(2)(ii) of Securities and Exchange Commission Rule 15c2-12. A copy of the resolution is included as an appendix to the preliminary official statement, and also will be included with the final official statement. A certified copy of the resolution will be delivered to the successful bidders at or prior to delivery of the bonds.

Additional Information

For additional information regarding the city, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the undersigned or from the city's financial advisor, Jerry Rayl, J. O. Davidson & Associates, Inc., 245 N. Waco, Suite 525, Wichita, KS 67202, (316) 265-9411.

Patricia Stuenkel
City Clerk/Administrator
City Hall, 909 N. Andover Road
P.O. Box 295
Andover, KS 67007
(316) 733-1303

Doc. No. 017931

(Published in the Kansas Register July 25, 1996.)

Summary Notice of Bond Sale**\$2,988,780****City of Winfield, Kansas****General Obligation Bonds, Series 154****(General obligation bonds payable from unlimited ad valorem taxes)****Sealed Bids**

Subject to the notice of bond sale dated July 15, 1996, sealed bids will be received by the clerk of the City of Winfield, Kansas (the issuer), on behalf of the governing body at City Hall, 200 E. 9th, Winfield, KS 67156, until 2 p.m. C.D.T. August 5, 1996, for the purchase of \$2,988,780 principal amount of General Obligation Bonds, Series 154. 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, except one bond in the denomination of \$8,780. The bonds will be dated August 1, 1996, and will become due on September 1 in the years as follows:

Year	Principal Amount
1997	\$ 68,780
1998	80,000
1999	150,000
2000	160,000
2001	175,000
2002	185,000
2003	195,000
2004	205,000
2005	210,000
2006	225,000
2007	100,000
2008	110,000
2009	115,000
2010	120,000
2011	130,000
2012	135,000
2013	145,000
2014	150,000
2015	160,000
2016	170,000

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, 1997.

Book-Entry-Only System

The bonds will be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a

bank located in the United States of America or a qualified financial surety bond in the amount of \$59,776.

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 August 27, 1996, at DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1995 is \$53,837,068. 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 \$6,213,780.

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) 221-5500, or from the financial advisor, George K. Baum & Company, Kansas City, Missouri, Attention: Roger S. Edgar or David G. Arteberry, (816) 474-1100.

Dated July 15, 1996.

City of Winfield, Kansas

Doc. No. 017912

(Published in the Kansas Register July 25, 1996.)

Summary Notice of Bond Sale**\$439,625****City of Burrton, Kansas****General Obligation Internal Improvement Bonds****(General obligation bonds payable from unlimited ad valorem taxes)****Details of the Sale**

Subject to the terms and conditions of the complete official notice of bond sale dated July 8, 1996, of the City of Burrton, Kansas, in connection with the city's General Obligation Internal Improvement Bonds, Series 1996, hereinafter described, sealed, written bids shall be received at the office of the city clerk at City Hall, 203 N. Burrton, Burrton, Kansas, until 5 p.m. Central Time Monday, August 5, 1996, for the purchase of the bonds. All bids shall be publicly opened, read aloud and tabulated on said date and at said time and shall thereafter be immediately considered and acted upon by the governing body of the city.

No oral or auction bids for the bonds shall be considered, and no bids for less than the par value of the bonds or for the entire series of bonds shall be considered.

Bids shall be accepted only on the official bid form which has been prepared for the public bidding on these bonds, and which may be obtained from the city clerk.

(continued)

Bids may be submitted by mail or may be delivered in person, and must be received at the place and not later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The bonds to be sold are in the aggregate principal amount of \$439,625, and shall bear a dated date of August 1, 1996. The bonds shall be issued as fully registered bonds in the denomination of \$5,000 or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year, except that one bond maturing in the initial year of maturity shall be in the denomination of \$4,625. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds.

Interest on the bonds shall be payable semiannually on March 1 and September 1 in each year, commencing September 1, 1997, and the bonds shall mature serially on September 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$39,625	1997
40,000	1998
45,000	1999
45,000	2000
45,000	2001
45,000	2002
45,000	2003
45,000	2004
45,000	2005
45,000	2006

Payment of Principal and Interest

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon surrender at the paying agent's principal offices in the City of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Security for the Bonds

The bonds and the interest thereon shall constitute general obligations of the city, and the full faith, credit and resources of the city shall be pledged to the payment thereof. The city is obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon.

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or about August 28, 1996, at such bank or trust company or other qualified depository in the State of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, L.L.C., Wichita, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

Financial Matters

The city's 1995 equalized assessed tangible valuation for computation of bonded debt limitations during calendar year 1996 is \$2,760,399. The city's outstanding general obligation bonded indebtedness at September 1, 1996, totals the principal amount of \$439,625, including the bonds described herein but excluding \$170,500 of temporary notes which will be redeemed and paid upon issuance of the bonds described herein.

Official Statement

The city has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the city. The preliminary official statement is in a form "deemed final" by the city for the purpose of the Securities and Exchange Commission Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

Continuing Disclosure

The Securities and Exchange Commission Rule 15c2-12, as amended effective July 3, 1995, provides that brokers, dealers and municipal securities dealers must comply with certain requirements before acting as an underwriter in a primary offering of municipal securities with an aggregate principal amount of \$1,000,000 or more.

The bonds described herein will be offered in a primary offering with an aggregate principal amount of less than \$1,000,000. Accordingly, in the opinion of bond counsel, the offering and sale of the bonds described herein does not constitute an offering as defined by the rule, and the requirements of the rule do not apply to brokers, dealers and municipal securities dealers acting as underwriters in connection with the bonds described herein.

Additional Information

For additional information regarding the city, the bonds and the public sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the city clerk at the address and telephone number shown below, or from the city's attorney, Michael S. Sizemore, Sizemore, Burns and Gillmore, P.A., 121 E. 5th, P.O. Box 546, Newton, KS 67114, (316) 283-1550.

Delia Ann Collins, City Clerk
City Hall, 203 N. Burrton
Burrton, KS 67020
(316) 463-4545

Doc. No. 017919

(Published in the Kansas Register July 25, 1996.)

**Summary Notice of Bond Sale
\$5,447,000**

**Unified School District No. 400
McPherson County, Kansas (Smoky Valley)
General Obligation School Building Bonds
Series 1996**

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

Sealed Bids

Subject to the notice of bond sale dated July 15, 1996, sealed bids will be received by the clerk of Unified School District No. 400, McPherson County, Kansas (Smoky Valley) (the issuer), on behalf of the governing body at 126 S. Main, Lindsborg, KS 67456, until 7:30 p.m. C.D.T. August 12, 1996, for the purchase of \$5,447,000 principal amount of General Obligation School Building Bonds, Series 1996. 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, except one bond in the denomination of \$7,000. The bonds will be dated August 1, 1996, and will become due on December 1 in the years as follows:

Year	Principal Amount
1998	\$ 12,000
1999	90,000
2000	150,000
2001	165,000
2002	180,000
2003	200,000
2004	215,000
2005	235,000
2006	255,000
2007	275,000
2008	300,000
2009	320,000
2010	345,000
2011	370,000
2012	400,000
2013	430,000
2014	465,000
2015	500,000
2016	540,000

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 June 1 and December 1 in each year, beginning on June 1, 1997.

Optional Book-Entry-Only System

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$108,940 (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 September 11, 1996, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1995 is \$36,081,796. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$6,067,000.

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, (913) 227-2981, or from the financial advisor, Ranson & Associates, Inc., 120 S. Market, Suite 450, Wichita, KS 67202, Attention: Steven E. Shogren, (316) 262-4955.

Dated July 15, 1996.

Unified School District No. 400
McPherson County, Kansas
(Smoky Valley)

Doc. No. 017932

State of Kansas

Kansas Racing Commission

**Permanent Administrative
Regulations**

Article 5.—RACETRACK OFFICIALS

112-5-1. Horse racetrack officials. (a) Unless otherwise ordered by the commission, racetrack officials at a race meet for horses shall be as follows:

- (1) the starter;
- (2) the paddock judge;
- (3) the patrol judges;
- (4) the placing judges;
- (5) the clerk of scales;
- (6) the racing secretary;
- (7) the mutuel manager;
- (8) the "horsemen's bookkeeper";
- (9) the identifier; and
- (10) any backup to any of these positions.

(continued)

(b) An individual, and each member of the individual's family as defined in K.S.A. 1994 Supp. 74-8810(c), who owns a horse or has a financial interest in a horse entered at a race meet, shall not serve as a racetrack official at the meet. A lessee or lessor of a horse shall be deemed to have a financial interest in the horse.

(c) Each racetrack official shall be strictly responsible to the commission for the performance of that official's duties and shall promptly report to the commission or the stewards any violation of the regulations of which the official has knowledge. Each racetrack official who fails to perform the official's duties shall be discharged by the stewards.

(d) Each employee of the racing and mutuel departments at a racetrack facility shall be an employee of the organization licensee and shall be accountable to the board of directors of the organization licensee. An organization licensee or facility manager licensee shall not, either by contract or agreement, diminish the organization licensee's ultimate responsibility to conduct the races and the parimutuel system of wagering. However, any organization licensee may execute a contract or agreement with a facility manager licensee that permits the delegation of day-to-day management over the conduct of races and the parimutuel system of wagering.

(e) Each racetrack official and each backup racetrack official shall be approved by the stewards and the commission before the official assumes any race meet duties. Each organization licensee shall submit a list identifying each racetrack official and each backup racetrack official to the commission 30 days before the first day of the race meet for which the racetrack officials are to serve.

(f) Notwithstanding the provisions of K.A.R. 112-3-19(c), if a racetrack official is unavailable or unable to serve at a particular performance, and no backup racetrack official is available to serve, the organization licensee shall appoint a substitute, subject to the approval of the stewards, to serve for that performance only. (Authorized by K.S.A. 1995 Supp. 74-8804; implementing K.S.A. 1995 Supp. 74-8804, K.S.A. 1995 Supp. 74-8813 and K.S.A. 1995 Supp. 74-8818; effective, T-112-1-19-89, Jan. 19, 1989; effective April 10, 1989; amended March 19, 1990; amended Aug. 9, 1996.)

Article 6.—RACETRACK OFFICIALS

112-6-1. Greyhound racetrack officials. (a) Unless otherwise ordered by the commission, racetrack officials at a race meet for greyhounds shall be as follows:

- (1) the director of racing;
- (2) the mutuel manager;
- (3) the paddock judge;
- (4) the kennel master;
- (5) the clerk of scales;
- (6) the starter;
- (7) the lure operator;
- (8) the chartwriter;
- (9) the racing secretary; and
- (10) any backup to any of these positions.

(b) An individual or a member of an individual's family as defined in K.S.A. 1994 Supp. 74-8810(c), who owns a greyhound or has a financial interest in a greyhound entered at a race meet, shall not serve as a racetrack of-

ficial at the meet. A lessee or lessor of a greyhound shall be deemed to have a financial interest in the greyhound.

(c) Each racetrack official shall be strictly responsible to the commission for the performance of that official's duties and shall promptly report to the commission or the racing judges any violation of the regulations of which the official has knowledge. Each racetrack official who fails to perform the official's duties shall be discharged by the racing judges.

(d) Each employee of the racing and mutuel departments at a racetrack facility shall be an employee of the organization licensee and shall be accountable to the board of directors of the organization licensee. An organization licensee or facility manager licensee shall not, either by contract or agreement, diminish the organization licensee's ultimate responsibility to conduct the races and the parimutuel system of wagering. However, any organization licensee may execute a contract or agreement with a facility manager licensee that permits the delegation of day-to-day management of the conduct of races and the parimutuel system of wagering.

(e) Each racetrack official and each backup racetrack official shall be approved by the racing judges and the commission before the official assumes any race meet duties. Each organization licensee shall submit a list identifying each racetrack official and each backup racetrack official to the commission 30 days before the first day of the race meet for which the racetrack officials are to serve.

(f) Notwithstanding the provisions of K.A.R. 112-3-19(c), if a racetrack official is unavailable or unable to serve at a particular performance, and no backup racetrack official is available to serve, the organization licensee shall appoint a substitute, subject to the approval of the racing judges, to serve for that performance only. (Authorized by K.S.A. 1995 Supp. 74-8804; implementing K.S.A. 1995 Supp. 74-8818 and K.S.A. 1995 Supp. 74-8813; effective, T-112-1-19-89, Jan. 19, 1989; effective April 10, 1989; amended March 25, 1991; amended Sept. 6, 1994; amended Aug. 9, 1996.)

Article 10.—ANIMAL HEALTH

112-10-35. Testing. (a) Each racing greyhound entered in a race may be submitted to a urine or other pre-race test. No greyhound shall be eligible to start in a race until the owner or trainer complies with any required test procedure.

(b) The assistant animal health officer or veterinary assistant may take a urine or other test sample under the supervision of the animal health officer or assistant animal health officer from the winner of every race and from any other greyhound designated by the the assistant animal health officer in consultation with the racing judges.

(c) The assistant animal health officer or veterinary assistant shall take each test sample in a collection area or in the paddock area unless otherwise approved by the animal health officer or assistant animal health officer.

(d) Each trainer, kennel owner or authorized representative of the trainer or kennel owner may witness and confirm the taking of each test sample. Each trainer, kennel owner and authorized representative witnessing the collection shall sign the confirmation card.

(e) A trainer or kennel owner may waive the right to witness the collection of a test sample from a racing ani-

mal if the trainer's authorized representative witnessing the collection of the test sample is less than 18 years of age. The trainer shall execute a voluntary and knowing waiver of the right to witness the collection of the test sample before collection. Each trainer waiving the right to witness the collection of a test sample from a racing animal shall be estopped from later claiming any defect in the process of collecting and identifying the test sample.

(f) If a urine sample is not obtained within a reasonable time following a race, the assistant animal health officer may take a blood sample from the brachiocephalic vein in lieu of a urine sample and submit the blood plasma from the blood sample to the official test laboratory for testing.

(g) Each test sample shall remain in the custody of the animal health officer or assistant animal health officer from the time it is taken until it is delivered for shipment to the official test laboratory.

(h) No person shall tamper with, adulterate, add to, break the seal of, remove or otherwise attempt to alter or violate any test sample taken.

(i) The commission may direct the official test laboratory or the animal health officer and assistant animal health officer to retain and preserve test samples for future analysis.

(j) The payment of purse money before the issuance of an official test laboratory report shall not constitute a finding that no prohibited substance has been administered in violation of these racing regulations to the greyhound earning the purse money. (Authorized by K.S.A. 1995 Supp. 74-8804; implementing K.S.A. 1995 Supp. 74-8806, K.S.A. 1995 Supp. 74-8810, and 74-8811; effective, T-112-8-22-89, Aug. 22, 1989; effective Oct. 9, 1989; amended March 25, 1991; amended, T-112-8-13-92, Aug. 13, 1992; amended, T-112-12-10-92, Dec. 10, 1992; amended Feb. 15, 1993; amended, T-112-4-24-96, April 24, 1996; amended Aug. 9, 1996.)

Article 11.—SECURITY AND SAFETY

112-11-13a. Controlled substance and alcohol testing. (a) If directed by a steward, racing judge, the executive director, or a commission employee with law enforcement powers under K.S.A. 1995 Supp. 74-8807, and upon reasonable suspicion of intoxication or impairment while actively engaged in employment, an occupation licensee shall submit to a breath or a urine test, or both. No occupation licensee shall have a blood alcohol content of .05 percent or more. No occupation licensee's urine test shall indicate the presence of any controlled substance as defined by K.S.A. 1995 Supp. 65-4101.

(b) The stewards of racing judges shall suspend a licensee whose breath test indicates a blood alcohol content of .05 percent or more in accordance with the provisions of K.S.A. 74-8816(h).

(c) The stewards or racing judges shall suspend a licensee whose urine test indicates the presence of a controlled substance in accordance with the provisions of K.S.A. 74-8816(h).

(d) The stewards or racing judges shall suspend a licensee who refuses to submit to a breath or urine test, or both, in accordance with the provisions of K.S.A. 74-8816(h).

(e) Suspensions authorized by this regulation shall not be subject to the stay provisions of K.A.R. 112-16-11.

(f) Information elicited in the process of breath or urine testing shall be treated as confidential, except as necessary for any administrative or judicial proceeding. (Authorized by and implementing K.S.A. 1995 Supp. 74-8804 and K.S.A. 74-8816; effective, T-112-8-13-92, Aug. 13, 1992; effective, T-112-12-10-92, Dec. 10, 1992; effective Feb. 15, 1993; amended Aug. 9, 1996.)

112-11-20. Racetrack facility safety standards, greyhound race meets. (a) Each greyhound racetrack shall have the following:

(1) a minimum width of 20 feet with inside and outside fixed curbs at a specified slope in the outside curb;

(2) a first turn radius of 128 feet, with a second turn radius of 118 feet, and straightaways of 279.6 feet;

(3) a graduated minimum bank of 1½ inches to each 12 inches on each turn;

(4) the 5/16 mile starting box set back in a chute;

(5) a water pumping system providing adequate volume and pressure to uniformly hand water the entire racing surface, as needed. Automatic sprinkling systems may be used to complement, but shall not replace, the hand watering system;

(6) automatic openers with a manual backup for each starting box;

(7) one curtain placed at least 50 feet before the escape and one curtain placed 25 feet beyond the escape and placed so as not to distract greyhounds while they are racing;

(8) an inside lure with an extendible arm;

(9) a commission-approved track base that is non-abrasive to a greyhound's feet, adequate track drainage and proper resiliency;

(10) unless otherwise approved by the commission, a closed-fluid winterization system extending from the starting boxes to the entire width and length of the track; and

(11) a video monitoring system with a monitor in the judges' room and trainers' lounge that permits the racing judges and trainers to view the activities in the lockout kennel, the movement of the leadouts and greyhounds from the lockout kennel to the starting boxes and the activities at the starting boxes.

(b) Unless otherwise approved in advance by the commission, chemicals shall not be applied to the racing surface of a greyhound racetrack.

(c) Each lockout kennel shall have the following:

(1) Soundproofing, including masonry construction, that will prevent the greyhounds from being disturbed by outside noises;

(2) crates located at floor level, unless otherwise approved by the commission;

(3) crates of molded fiberglass or metal with:

(A) Removable wooden floors;

(B) minimum inside dimensions of 36 inches wide, 42 inches deep and 36 inches high;

(C) closed crate doors that leave one inch of clearance at top, bottom, and latching sides that protect the greyhound's tail and feet from injury; and

(continued)

(D) drop latches or comparable latches that prevent hazard to the greyhounds;

(4) a design providing for partitions to separate each crate should this be desired by the majority of the kennels booked at that meet;

(5) a sufficient number of crates to house the greyhounds required to schedule 13 races. A second weigh-in shall be held as soon as crates are available during performances with more than 13 races;

(6) a climate control system that can maintain a temperature between 68 and 75 degrees fahrenheit; and

(7) an area equipped with heating and air-conditioning where greyhounds and trainers may wait to weigh in.

(d) Each organization licensee shall provide a coolout area that shall have a minimum of four water faucets with hoses and a dipping vat through which greyhounds may be walked to quickly cool them after racing. Each organization licensee shall change the water in the vat at least daily and prevent muddy residue from accumulating around it.

(e) Each organization licensee shall provide the following:

(1) A covered walkway from the parking area to the lockout kennel; and

(2) a covered walkway from the coolout area to the parking area.

(f) Each kennel compound area shall have the following:

(1) Separate kennel buildings of masonry construction for each contract kennel;

(2) a location far enough away from the grandstand and racing areas that kenneled dogs will not be disturbed by racetrack noises; and

(3) 24-hour security for the compound enclosure provided by the organization licensee during the official racing season.

(g) Each kennel building shall have the following:

(1) A partitioned kitchen area and crate area;

(2) minimum dimensions of 20 feet by 62 feet;

(3) at least two adjoining turnout pens meeting the following specifications for each kennel building:

(A) Free of obstructions;

(B) at least 30 feet by 40 feet each;

(C) with interconnecting gates;

(D) drainage and a water faucet in each;

(E) lighted by at least two halogen lights of at least 300 watts each in each turnout pen, one at each end; and

(F) surrounded by a chain link fence to at least six feet high.

(4) a 20 foot overhang that extends the length of the building;

(5) at least 12 inches of sand in turnout pens which shall be removed and replaced by the organization licensee with new sand at least once every 12 months of racing;

(6) a gate in each turnout pen through which a vehicle may be driven to remove the sand and deposit new sand;

(7) a fenced safety pen eight feet wide, located between the parking area and turnout pens and equipped with gates, to facilitate the moving of greyhounds directly between the parking area and the turnout pens;

(8) a maximum of 60 crates;

(9) metal crates with compartments that are at least 36 inches wide, 42 inches deep, and 36 inches high and equipped with drop latches and casters;

(10) not more than 60 greyhounds housed in each kennel building with not more than one greyhound in each crate, unless the racing judges have approved a specific request otherwise;

(11) a kitchen area equipped with a hot water heater with a minimum capacity of 20 gallons, a deep sink of durable construction with a drain board, adequate shelving and cabinet space and a shower and commode in an enclosed area;

(12) one floor drain in each crate area and one floor drain in each kitchen area;

(13) a climate control system that is capable of maintaining a temperature between 68 and 75 degrees fahrenheit;

(14) smoke and temperature alarms in each kennel area connected to the compound security office and capable of alerting security of emergency conditions;

(15) emergency backup power adequate to provide continuous ventilation that will protect the greyhounds in the event of power failures occurring at any time during a racing season scheduled in the months of May through September;

(16) a fresh air ventilation system or at least four windows of approximately four square feet each that are equipped with screens and may be opened;

(17) lighting to adequately illuminate all areas inside the kennel;

(18) adequate space within the kennel building for each contract kennel to place a dog walking machine and adequate floor space within the crate area for a hydrotherapy vat; and

(19) on-line hook-up for a telephone and a video monitoring system that permits the trainers to watch the races.

(h) Unless otherwise approved by the commission, each organization licensee shall provide sprint paths as follows:

(1) One sprint path measuring at least 16 feet by 350 feet, equipped with a common center fence, and heated by a closed-fluid winterization system extending the length and width of the sprint path;

(2) two open sprint paths measuring at least 20 feet by 500 feet;

(3) one all-weather surface road sufficient to operate a vehicle adjacent to each sprint path; and

(4) a sprint path surface to which chemicals shall not be applied.

(i) Each sprint path shall be located so that sprint activity does not disturb greyhounds in the kennel compound area. Each sprint path shall be available for use at all times, except during racing hours, and shall be equipped with side gates through which greyhounds may enter the path and a gate through which a kennel vehicle may be driven. (Authorized by K.S.A. 1995 Supp. 74-8804; implementing K.S.A. 1995 Supp. 74-8804, K.S.A. 1995 Supp. 74-8813; effective July 23, 1989; amended March 19, 1990; amended Aug. 9, 1996.)

Myron Scafe
Executive Director

Doc. No. 017944

State of Kansas

Consumer Credit Commissioner

Permanent Administrative
RegulationsArticle 6.—UNIFORM CONSUMER
CREDIT CODE

75-6-3, 75-6-4. (Authorized by K.S.A. 16a-6-104(e); effective, E-74-13, Jan. 1, 1974; effective May 1, 1975; revoked Aug. 9, 1996.)

75-6-7, 75-6-8. (Authorized by K.S.A. 16a-6-104(e); effective, E-74-13, Jan. 1, 1974; effective May 1, 1975; revoked Aug. 9, 1996.)

75-6-10. (Authorized by K.S.A. 16a-6-104(e); effective, E-74-13, Jan. 1, 1974; effective May 1, 1975; revoked Aug. 9, 1996.)

75-6-11. (Authorized by K.S.A. 16a-6-104(e); implementing K.S.A. 16a-2-502, as amended by 1992 H.B. 2838, section 1; effective, E-74-13, Jan. 1, 1974; effective May 1, 1975; amended Aug. 6, 1990; amended Sept. 8, 1992; revoked Aug. 9, 1996.)

75-6-16 to 75-6-18. (Authorized by K.S.A. 16a-6-104(e); effective, E-74-13, Jan. 1, 1974; effective May 1, 1975; revoked Aug. 9, 1996.)

75-6-25. (Authorized by K.S.A. 1978 Supp. 16a-2-401a(3), 16a-6-104(1)(e); effective May 1, 1979; revoked Aug. 9, 1996.)

75-6-29. (Authorized by K.S.A. 16a-6-104(1)(e) and implementing K.S.A. 1987 Supp. 16a-2-510(3)(4)(5), as amended by L. 1988, Ch. 86, Sec. 5; effective Jan. 16, 1989; revoked Aug. 9, 1996.)

Article 8.—KANSAS INVESTMENT
CERTIFICATE ACT

75-8-1. (Authorized by and implementing K.S.A. 16-601(6); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; revoked Aug. 9, 1996.)

75-8-2. (Authorized by and implementing K.S.A. 16-629(c); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; revoked Aug. 9, 1996.)

75-8-3. (Authorized by and implementing K.S.A. 16-629(b); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; amended, T-83-16, July 1, 1982; amended May 1, 1983; revoked Aug. 9, 1996.)

75-8-4. (Authorized by and implementing K.S.A. 16-629(b); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; revoked Aug. 9, 1996.)

75-8-5. (Authorized by K.S.A. 16-629 (a); implementing K.S.A. 16-602(b); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; revoked Aug. 9, 1996.)

75-8-6, 75-8-7. (Authorized by and implementing K.S.A. 16-629(b); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; revoked Aug. 9, 1996.)

75-8-8. (Authorized by K.S.A. 16-629(a); implementing K.S.A. 16-602(b); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; revoked Aug. 9, 1996.)

75-8-9. (Authorized by K.S.A. 16-629(a); implementing K.S.A. 16-601(8); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; revoked Aug. 9, 1996.)

75-8-10. (Authorized by and implementing K.S.A. 16-629(b); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; revoked Aug. 9, 1996.)

75-8-11. (Authorized by K.S.A. 16-629(a); implementing K.S.A. 16-602(b); effective, E-82-23, Dec. 9, 1981; effective May 1, 1982; amended May 1, 1983; revoked Aug. 9, 1996.)

William F. Caton

Consumer Credit Commissioner

Doc. No. 017921

State of Kansas

State Banking Department
Consumer Credit Commissioner
Department of Credit UnionsJoint Permanent Administrative
Regulations

104-1-2. Consumer-purpose adjustable rate real estate transactions. (a) A creditor may use any interest-rate index that is readily verifiable by the borrower if it is beyond the control of the creditor to adjust the interest rate on any of the following:

(1) consumer-purpose adjustable rate notes secured by a real estate mortgage; or

(2) consumer-purpose contracts for deed to real estate which contain an adjustable interest rate provision.

(b) Adjustments to the interest rate shall correspond directly to the movement of the index, subject to any rate-adjustment limitations that a creditor may provide.

(c) When the movement of the index permits an interest-rate increase, the creditor may decline to increase the interest rate by the indicated amount. The creditor may decrease the interest rate at any time.

(d) The creditor may implement adjustments to the interest rate through adjustments to the outstanding principal loan balance, loan term, payment amount, or any combination of the above.

(e) The creditor shall not charge the borrower any costs or fees in connection with regularly-scheduled adjustments to the interest rate, payment, outstanding principal loan balance, or loan term.

(f) For purposes of this regulation, "consumer-purpose" means primarily for personal, family or household purposes. (Authorized by and implementing K.S.A. 16-207d; effective, T-88-28, Aug. 19, 1987; effective May 1, 1988; amended Aug. 9, 1996.)

W. Newton Male

State Bank Commissioner

William F. Caton

Consumer Credit Commissioner

John P. Smith

Credit Union Administrator

Doc. No. 017943

State of Kansas

State Banking Department

Permanent Administrative
Regulations

Article 1.—Definitions

17-1-1. Definitions. As used in article 1 through article 23 of these regulations, "commissioner" means the Kansas state banking commissioner. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-701; effective Aug. 9, 1996.)

Article 9.—INVESTMENT SECURITIES

17-9-1. Investment securities; definitions. For the purposes of K.S.A. 1995 Supp. 9-1101(6) and this article:

(a) "investment security" means an investment made for the account of the bank which is a marketable obligation evidencing indebtedness in the form of a bond, note, or debenture, commonly known as an investment security. The term shall not include, and nothing in this article shall be construed as permitting a bank to purchase, investments which are predominantly speculative in nature or which are in default as to principal and interest; and

(b) "marketable obligation" means an investment that:

(1) may be sold with reasonable promptness at a readily determinable price which corresponds reasonably to its fair value; and

(2) is supported by adequate evidence that the obligor will be able to perform all obligations in connection with the security including the ability to meet all debt service requirements. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective Aug. 9, 1996.)

17-9-2. Investment securities; limitation. The percentage limitations contained in K.S.A. 1995 Supp. 9-1101(6) shall be determined on the basis of the par or face value, or cost of the security, whichever is less, and not on the market value. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective Aug. 9, 1996.)

17-9-3. Investment securities; ledger and records.

(a) The bank shall maintain a central listing showing the following for each investment security:

- (1) par value;
- (2) cost;
- (3) interest rate;
- (4) purchase and maturity dates; and
- (5) name of the issuer.

(b) The bank shall retain the following additional information for each investment security:

(1) all credit information and risk documentation necessary to show compliance with K.A.R. 17-9-1; and

(2) original invoices of any sales and purchases. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective Aug. 9, 1996.)

17-9-4. Investment securities; amortization of premium. A bank shall not purchase an investment security for its own account at a price exceeding par unless the bank provides for the regular amortization of the premium paid in accordance with generally accepted accounting principles (GAAP). (Authorized by K.S.A. 9-

1713; implementing K.S.A. 1995 Supp. 9-1101; effective Aug. 9, 1996.)

17-9-5. Investment securities; conversion. (a) The purchase of investment securities convertible into stock at the option of the issuer shall be prohibited.

(b) A bank may purchase investment securities convertible into stock at the option of the holder or with stock purchase warrants attached if it is apparent that the price paid for an otherwise eligible security fairly reflects the investment value of the security itself and does not include any speculative value based upon the presence of a stock purchase warrant or conversion option. (Authorized by K.S.A. 9-1713; implementing 1995 Supp. 9-1101; effective Aug. 9, 1996.)

17-9-6. Investment securities; acquisition through debt previously contracted. The restrictions and limitations contained in article 9 of these regulations shall not apply to investment securities acquired:

(a) through foreclosure on collateral;

(b) in good faith by way of compromise of a doubtful claim; or

(c) to avoid loss in connection with a debt previously contracted. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective Aug. 9, 1996.)

17-9-7. Investment securities; repurchase. (a) Subject to the limitation in subsection (b) of this regulation, a bank may purchase and sell investment securities under a repurchase agreement if one or more of the following provisions is part of the repurchase agreement:

(1) the bank has the option or right to require the seller of the securities to repurchase them from the bank at a price stated in the agreement, or at a price subject to determination under the terms of the agreement, but in no case less than the value at the time of the repurchase;

(2) the seller or the seller's nominee reserves the right or the option to repurchase the securities for a price stated or at a price subject to determination under the terms of the agreement, but in no case shall the option be for an amount less than the value at the time of the initial purchase;

(3) the bank selling securities has an option or right to repurchase the securities from the buyer at a price stated or at a price subject to determination under the terms of the agreement; or

(4) the seller or a third party guarantees the bank against loss on resale of the securities.

(b) The total amount that any bank has committed to repurchase at any one time from the state of Kansas or its political subdivisions shall not exceed a sum equal to 10 times the bank's capital and surplus. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101 and K.S.A. 9-1131; effective Aug. 9, 1996.)

17-9-8. Investment securities; trustees. Where the investment security is issued under a trust agreement, the agreement shall provide for a trustee independent of the obligor. The trustee shall be a bank or trust company. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective Aug. 9, 1996.)

17-9-9. Investment securities; no transaction as principal. Except with the prior approval of the commissioner, a bank shall not participate as a principal in the

marketing of investment securities. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective Aug. 9, 1996.)

17-9-10. Investment securities; requests for rulings. (a) Any bank may request a determination by the commissioner whether a security which the bank holds or desires to purchase for its own account qualifies as an investment security.

(b) Any request shall be accompanied by information sufficient to enable the commissioner to make a determination. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective Aug. 9, 1996.)

Article 10.—RESERVES

17-10-1. (Authorized by K.S.A. 9-1001; K.S.A. 1969 Supp. 9-1713; effective Jan. 1, 1970; revoked Aug. 9, 1996.)

Article 11.—DOCUMENTATION REQUIREMENTS

17-11-1 to 17-11-8. (Authorized by K.S.A. 9-1101, K.S.A. 1965 Supp. 9-1713; effective Jan. 1, 1966; revoked Aug. 9, 1996.)

17-11-9. (Authorized by K.S.A. 9-1713 and implementing K.S.A. 9-1101 and 9-1131; effective Jan. 1, 1966; amended May 1, 1978; amended, T-84-14, July 1, 1983; amended May 1, 1984; revoked Aug. 9, 1996.)

17-11-10 to 17-11-12. (Authorized by K.S.A. 9-1101, K.S.A. 1965 Supp. 9-1713; effective Jan. 1, 1966; revoked Aug. 9, 1996.)

17-11-13. Stockholders' meetings. Minutes shall be made of each stockholders' meeting of a bank or trust company. The minutes shall show any action taken by the stockholders, including the election of all directors. (Authorized by K.S.A. 9-1713; implementing K.S.A. 9-1114; effective Jan. 1, 1966; amended Aug. 9, 1996.)

17-11-15. Loans; records. Each bank or trust company shall maintain a central listing which shows the following:

- (a) the indebtedness of each borrower;
- (b) the note number;
- (c) the origination date of the loan;
- (d) the amount; and
- (e) the maturity date. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101 and 9-2103; effective Jan. 1, 1966; amended Aug. 9, 1996.)

17-11-16. Bonds; records. (a) Each bank or trust company shall maintain a central listing showing the following for each bond:

- (1) par value;
 - (2) cost;
 - (3) interest rate;
 - (4) purchase date;
 - (5) maturity date; and
 - (6) name of the issuer.
- (b) In addition, each bank or trust company shall maintain and keep on file for each bond:
- (1) all credit information and risk documentation;
 - (2) original invoices of sales and purchases; and
 - (3) descriptive circulars or other descriptive material, giving complete information as to the bond issue. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995

Supp. 9-1101 and 9-2103; effective Jan. 1, 1966; amended Aug. 9, 1996.)

17-11-17. Bank-owned real estate; records. (a) Each bank or trust company shall maintain the following records for real estate owned by the bank or trust company:

- (1) the insurance coverage on the real estate, including the amount of insurance and the expiration date;
- (2) the legal description of the property;
- (3) the cost of alterations; and
- (4) proof of the payment of real estate taxes.

(b) In addition to the above requirements, the bank shall maintain the following records for bank-owned real estate obtained through foreclosure or debt settlement:

- (1) the name of the original debtor;
- (2) the total amount of indebtedness for which the real estate was acquired;
- (3) the cost of acquisition; and
- (4) the fair market value supported by an accurate appraisal performed not later than 90 days following the date of acquisition of the property. Thereafter, the fair market value shall be supported by an annual appraisal or appraisal update.

(A) Any appraisal required by subsection (b)(4) may be performed by any of the following:

- (i) a certified or licensed appraiser;
- (ii) two officers or directors of the bank; or
- (iii) some other qualified individual.

(B) As used in subsection (b)(4), "appraisal update" shall mean a review of the property and the existing appraisal to determine the current fair market value and to make adjustments to the bank's valuation of the property if necessary. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1102; effective Jan. 1, 1966; amended May 1, 1978; amended Jan. 27, 1992; amended Aug. 9, 1996.)

17-11-18. Loans; documentation requirements. (a) Complete and current credit information, not older than 15 months, shall be maintained by the bank or trust company for any loan in excess of \$25,000 unless the loan is adequately secured.

(b) Unless loan repayment is guaranteed by a governmental program or private insurance company, an attorney's opinion or a title insurance policy shall be on file with the bank or trust company for each real estate loan in excess of \$25,000.

(c) If the value of the improvements on any real estate is necessary for adequate protection of the loan, an insurance policy covering these improvements against fire and windstorm shall be on file with the bank for any loan in excess of \$25,000.

(d) A real estate mortgage or deed of trust, showing the filing information with the county register of deeds, shall be on file for each loan collateralized by real estate.

(e) For any loan collateralized by personal property, if the bank is required by law to file a financing statement to perfect a security interest, the bank or trust company shall retain a copy of the filed financing statement. In other cases, relevant documents shall be maintained. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101 and 9-2103; effective Jan. 1, 1966; amended May 1, 1983; amended Jan. 27, 1992; amended Aug. 9, 1996.)

(continued)

17-11-19. Charged-off assets; records. The bank or trust company shall maintain a central listing of any assets charged-off the books of the bank or trust company. The listing shall show the date of charge-off, the description of the asset, the amount charged-off, and any recoveries. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101 and 9-2103; effective Jan. 1, 1966; amended Aug. 9, 1996.)

17-11-20. (Authorized by K.S.A. 9-1101, K.S.A. 1965 Supp. 9-1713; effective Jan. 1, 1966; revoked Aug. 9, 1996.)

17-11-21. Appraisals and evaluations. (a) Except for those transactions which meet the requirements of subsection (b) or (c) of this regulation, an accurate appraisal of all real estate mortgaged securing principal debt of \$25,000 or more to a bank or trust company shall be made by an appraiser licensed or certified by the state in which the property is located, and who is independent of the transaction.

(b) Two officers or directors, or a qualified individual who is independent of the bank or trust company, may complete an accurate evaluation of real estate mortgaged in the following types of real estate related transactions:

(1) real estate mortgaged securing principal debt of \$250,000 or less;

(2) business loans of \$1 million or less secured by real estate, provided the primary source of repayment is not dependent upon the sale of, or rental income from, real estate; or

(3) renewals or refinancing of loans, in any amount, secured by real estate, unless there has been:

(A) an advancement of new monies other than funds necessary to cover reasonable closing costs; or

(B) a material change which affects the adequacy of the real estate collateral or the validity of an existing appraisal.

(c) Neither an appraisal nor an evaluation shall be required for the following types of real estate related transactions:

(1) loans which are well-supported by income or other collateral where real estate is taken as additional collateral solely in an abundance of caution;

(2) loans to acquire or invest in real estate where a security interest is not taken in real estate;

(3) liens taken on real estate to protect rights to, or control over, collateral other than real estate;

(4) real estate operating leases which are not the equivalent of a purchase or sale; or

(5) real estate related loans which have met all appraisal requirements necessary to be sold to, or insured by, a federal government, or government-sponsored, agency.

(d) The individual or individuals who conduct an appraisal or evaluation shall view the premises, make a written statement of value and sign and file the statement with the bank or trust company. The land improvements shall be appraised separately.

(e) Notwithstanding any other provisions of this regulation, the commissioner may require an appraisal or evaluation if it is deemed necessary to address safety and soundness concerns. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101 and 9-2103; effective Jan. 1, 1966; amended May 1, 1978; amended Jan. 27, 1992;

amended Oct. 19, 1992; amended Jan. 25, 1993; amended Sept. 20, 1993; amended Sept. 19, 1994; amended Aug. 9, 1996.)

17-11-23. Other assets; records. Each bank or trust company shall maintain a central listing showing the following on any personal property taken in payment of a debt:

(a) a complete description of the property;

(b) the date of acquisition;

(c) the name of the original debtor;

(d) the total amount of indebtedness for which the personal property was acquired; and

(e) the cost of acquisition. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1112 and 9-2103; effective Aug. 9, 1996.)

Article 12.—TRANSACTIONS

17-12-1. Daily transactions. (a) Each transaction affecting the assets, liabilities, or fiduciary assets held by the bank or trust company shall be shown in detail.

(b) The books and records shall be designed to allow the tracing of any transaction from origin to final entry.

(c) Books and records shall be posted daily covering all transactions for the preceding day, except for the final entries which are made at some other regular stated interval. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101 and 9-2103; effective Jan. 1, 1966; amended Jan. 27, 1992; amended Aug. 9, 1996.)

17-12-2. Daily statement. A summary of all transactions showing the assets, liabilities and net worth of the bank or trust company shall be prepared daily for each bookkeeping day and kept on file at the bank or trust company. Additionally, a summary of all transactions relating to fiduciary assets shall be prepared at least monthly and kept on file at the bank or trust company. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101 and 9-2103; effective Jan. 1, 1966; amended May 1, 1978; amended Jan. 27, 1992; amended Aug. 9, 1996.)

Article 16.—CHARTER APPLICATIONS

17-16-1. Application; filing. (a) An application for a certificate of authority and any supplemental information shall be filed by submitting an original and nine copies to the office of the state bank commissioner.

(b) The application shall be filed at least 14 calendar days before the board's regular meeting date in order to be included on the agenda for that meeting. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1801; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992; amended Aug. 9, 1996.)

17-16-2. Application; contents. Each application for a certificate of authority shall contain the following information:

(a) the name and address of the proposed bank or trust company;

(b) the names and addresses of the officers, organizers and incorporators of the proposed bank or trust company, along with a detailed financial statement of each. The financial information shall be less than 90 days old and certified by the owners;

(c) a statement of the character, qualifications and experience of the proposed officers, directors and incorporators, including the number and type of any criminal convictions;

(d) a statement of fact by the applicant to support a finding of public need for the proposed bank or trust company in the community where it will be located;

(e) a list of the names and addresses of each state bank, national bank, savings and loan association, credit union or trust company, and their branches, located within a radius of 25 miles of the site of the proposed bank or trust company. If the proposed bank or trust company is to be located in a metropolitan area with a population of 100,000 or more, as defined by the office of the state bank commissioner, the listing required by this subsection may, at the discretion of the commissioner, be limited to a 5 mile radius of the site of the proposed bank or trust company; and

(f) an affidavit of publication of notice that the applicant intends to file an application for a certificate of authority. The notice shall:

(1) be published in a newspaper of general circulation in the city where the proposed bank or trust company is to be located, or if there is no such official newspaper, in an official newspaper for the county in which the city is located;

(2) be in the form prescribed by the board;

(3) be published on the same day for two consecutive weeks, with the second publication appearing at least 14 calendar days before any action taken by the board; and

(4) contain a statement that any interested party may submit, in writing, comments in support of or opposition to the application. Any comment letter of support or opposition shall be filed with the office of the state bank commissioner not later than 10 calendar days after the second publication. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1801 and K.S.A. 9-1802; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992; amended Aug. 9, 1996.)

17-16-3. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992; revoked Aug. 9, 1996.)

17-16-4. Comment letters; notification of the applicant. The applicant shall be notified of the receipt of any comment letters and furnished a copy of those letters. The applicant may provide a written response to the board regarding any comment letters within 10 calendar days following the date the applicant was furnished copies of the comment letters. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1801; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Aug. 9, 1996.)

17-16-5 to 17-16-6. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992; revoked Aug. 9, 1996.)

17-16-7. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; revoked Aug. 9, 1996.)

17-16-8. (Authorized by K.S.A. 9-1713; implementing K.S.A. 9-1802; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992; amended April 19, 1993; revoked Aug. 9, 1996.)

17-16-9. Application; consideration by the board. (a) After considering the application, including any comment letters and the applicant's response to comment letters, the board shall determine whether to approve or deny the application.

(b) The state banking board shall not be required to make any determination unless the board has had at least 10 calendar days to consider any comment letters or the applicant's response to such letters. (Authorized by K.S.A. 9-1713; implementing K.S.A. 9-1802; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992; amended Aug. 9, 1996.)

Article 17.—FINANCIAL FUTURES CONTRACTS

17-17-1. Limitation on engaging in futures. A bank's authority to engage in financial futures contracts, pursuant to K.S.A. 1995 Supp. 9-1101 shall be limited to using the contracts as a hedge. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-2. Definitions. As used in this article: (a) "contract" means a financial futures contract; and

(b) "hedging" means a purchase or sale made as protection against a known risk and not primarily for income or profit. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; amended, T-85-32, Dec. 19, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-3. Adoption of policy by bank. (a) The board of directors shall establish a written policy to engage in financial futures contracts. Policy objectives and limitations shall be specific enough to outline permissible contract strategies and their relationship to other banking activities.

(b) Record keeping systems shall be sufficiently detailed to permit internal auditors and examiners to determine whether operating personnel have acted in accordance with authorized objectives. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-4. Notice to commissioner. A bank shall notify the commissioner of the bank's intention to engage in financial futures contracts before commencement of the activity. The bank shall include the following information in the notice:

(a) a copy of the written policy of the bank, established by the board of directors, pursuant to K.A.R. 17-17-3;

(b) the background and experience of all persons authorized to buy and sell contracts;

(c) the trading limits to be imposed upon all persons authorized to buy and sell contracts;

(d) the conditions, if any, which permit deviations from trading limits;

(continued)

(e) the bank personnel responsible for authorizing any deviations in trading limits;

(f) the procedures developed to prevent unauthorized trading;

(g) copies of forms, in blank, which inform management of the daily contract activity; and

(h) copies of internal record keeping forms, in blank, which reflect the bank's daily contract activity with regard to:

(1) the maturity of each outstanding contract and the type and value of the corresponding cash transaction;

(2) the maturity date of each contract;

(3) the current market price and value of each contract;

(4) the outstanding gross futures position;

(5) the open position;

(6) the amount of money held in margin accounts;

(7) any maturity gaps existing between the maturity date of the contract and the completion dates of the corresponding cash transaction;

(8) the profit or loss for each corresponding cash and futures transaction;

(9) the aggregate profit or loss for all relevant cash and futures transactions; and

(10) the type and amount of each expected cash transaction that did not materialize. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-5. Monthly review of contracts. The board of directors, a duly authorized committee or the bank's internal auditors shall review financial futures contract positions on a monthly basis to ascertain conformance with the bank's written policy. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-6. Maintenance of ledger accounts or registers. (a) Each bank engaging in financial futures contracts shall maintain general ledger memorandum accounts or commitment registers to adequately identify and control all commitments to make or take delivery of securities.

(b) The bank's registers and supporting journals shall, at a minimum, include the following:

(1) the type, whether the position is long or short, and the amount of each contract;

(2) the maturity date of each contract;

(3) the current market price and cost of each contract;

(4) the amount of money held in margin accounts; and

(5) an identification of the asset or liability being hedged. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-7. Review of contracts; market valuation.

(a) Except for financial futures contracts described in K.A.R. 17-17-8, the bank shall review each open position and shall determine the market value at least monthly, regardless of whether the bank is required to deposit margin in connection with a given contract.

(b) The bank shall value each contract on the basis of either market or the lower of cost or market, at the option of the bank.

(1) The bank shall recognize any losses resulting from monthly contract valuation as a current expense item. Any bank that values contracts on a market basis shall recognize gains as current income items.

(2) In the event the above described contracts result in the acquisition of securities, the bank shall record these securities on a basis consistent with that applied to the contracts, meaning either market or the lower of cost or market. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-8. Hedging of mortgage banking operations.

(a) The bank shall account for financial futures contracts associated with bona fide hedging of mortgage banking operations in accordance with generally accepted accounting principles applicable to the activity.

(b) As used in this regulation, "contracts associated with bona fide hedging of mortgage banking operations" means the origination and purchase of mortgage loans for resale to investors or the issuance of mortgage-backed securities. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-9. Effect on bank's financial condition. The financial reports of any bank engaging in financial futures contracts shall disclose in an explanatory note any financial futures contract activity that materially affects the bank's financial condition. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

17-17-10. Internal controls; reporting. To assure adherence to bank policy and prevent unauthorized trading and other abuses, each bank engaging in financial futures contracts shall establish internal controls including monthly reports to management, segregation of duties, and internal audit programs. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1995 Supp. 9-1101; effective, T-85-20, July 2, 1984; effective May 1, 1985; amended Aug. 9, 1996.)

Article 18.—OPEN-END INVESTMENT COMPANIES

17-18-1 to 17-18-3. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1984 Supp. 9-1101; effective, T-85-32, Dec. 19, 1984; effective May 1, 1985; revoked Aug. 9, 1996.)

17-18-4. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1984 Supp. 9-1101; effective, T-85-32, Dec. 19, 1984; effective May 1, 1985; amended Jan. 27, 1992; revoked Aug. 9, 1996.)

Article 21.—BANK HOLDING COMPANIES; APPLICATION FOR THE ACQUISITION OF A KANSAS BANK OR BANK HOLDING COMPANY

17-21-1. Definitions. For purposes of this article, the terms used shall have the meanings attributed to them by K.S.A. 1995 Supp. 9-519 and K.S.A. 1995 Supp. 9-701. (Authorized by K.S.A. 1995 Supp. 9-539; implementing K.S.A. 1995 Supp. 9-532; effective Aug. 10, 1992; amended April 19, 1993; amended Aug. 9, 1996.)

17-21-2. Application. (a) With the approval of the commissioner, any bank holding company may acquire control of one or more Kansas banks or Kansas bank holding companies.

(b) A bank holding company shall be deemed to be acquiring control of a Kansas bank or Kansas bank holding company if, as a result of the proposed acquisition:

(1) the company, directly or indirectly or acting through one or more persons, will own, control or have the power to vote 25 percent or more of any class of voting securities of a Kansas bank or Kansas bank holding company;

(2) the company will control in any manner the election of a majority of the directors or trustees of a Kansas bank or Kansas bank holding company; or

(3) the commissioner determines that the company directly or indirectly will exercise a controlling influence over management or policies of a Kansas bank or Kansas bank holding company.

(c) Each request for approval to acquire control of a Kansas bank or Kansas bank holding company shall be made by filing an application in the form required by the commissioner.

(1) A separate application and fee shall be filed for each bank or bank holding company to be acquired.

(2) The applicant holding company shall bear any additional costs of the application. (Authorized by K.S.A. 1995 Supp. 9-539; implementing K.S.A. 1995 Supp. 9-532; effective Aug. 10, 1992; amended April 19, 1993; amended Aug. 9, 1996.)

17-21-3. Contents of application. (a) Each applicant shall respond accurately and fully to all questions contained in the application form provided by the commissioner.

(b) Upon submitting an application, each applicant shall provide the commissioner with the following additional information:

(1) a statement by the applicant demonstrating that the proposed acquisition is in the interest of the public and of the depositors and creditors of the bank to be acquired or any bank subsidiaries of the bank holding company to be acquired;

(2) a copy of all cease and desist orders, memorandums of understanding or other formal or informal actions taken by any federal or state regulator, under which the applicant or any of the applicant's subsidiaries or affiliates has operated within the 18 months preceding the application;

(3) a copy of the most recent regulatory examination of any bank or trust company subsidiary or affiliate of the applicant if a composite rating of "3," "4," or "5" was received;

(4) a copy of the most recent report of examination of the bank holding company prepared by the federal reserve bank or the applicant's state regulator. If the commissioner is not satisfied that the information provided gives adequate assurance that the bank or banks to be acquired will be operated safely and soundly, the commissioner may conduct an examination of the applicant or any of its subsidiaries or affiliates for the purpose of augmenting such information. The applicant shall bear the cost of any examination;

(5) all information required by K.S.A. 1995 Supp. 9-1722; and

(6) an analysis demonstrating that the acquisition will not cause the applicant to exceed limitations imposed by K.S.A. 1995 Supp. 9-520(a) regarding concentrations of deposits. (Authorized by K.S.A. 1995 Supp. 9-539; implementing K.S.A. 1995 Supp. 9-533; effective Aug. 10, 1992; amended Aug. 9, 1996.)

17-21-4. Filing of application. (a) Within 14 calendar days of the date any agreement to purchase a bank or bank holding company is entered into, a notice of intent to submit an application pursuant to K.S.A. 1995 Supp. 9-532 shall be filed with the commissioner.

(b) The application shall be filed within 90 calendar days after an agreement has been entered into. At the discretion of the commissioner, failure to file an application within 90 calendar days may be grounds for rejection of the application. (Authorized by K.S.A. 1995 Supp. 9-539; implementing K.S.A. 1995 Supp. 9-532; effective Aug. 10, 1992; amended Aug. 9, 1996.)

17-21-5. When complete. An application filed pursuant to K.S.A. 9-532 shall be complete when: (a) the materials described in K.S.A. 1995 Supp. 9-533, K.S.A. 1995 Supp. 9-536 and K.A.R. 17-21-3 have been filed with the commissioner; and

(b) the board of governors of the federal reserve system or the appropriate federal reserve bank acting on delegated authority, and the commissioner have determined that no further information shall be required to complete the application. (Authorized by K.S.A. 1995 Supp. 9-539; implementing K.S.A. 1995 Supp. 9-532, and K.S.A. 1995 Supp. 9-533; effective Aug. 10, 1992; amended Aug. 9, 1996.)

17-21-6. Concurrent jurisdiction. (a) Examinations of the applicant, its subsidiaries and its affiliates may be conducted by the commissioner. The applicant shall bear the cost of an examination.

(b) The applicant's state and federal regulators may be provided with copies of reports of examinations and other information compiled by the commissioner. (Authorized by K.S.A. 1995 Supp. 9-539; implementing K.S.A. 1995 Supp. 9-537; effective Aug. 10, 1992; amended Aug. 9, 1996.)

17-21-7. (Authorized by K.S.A. 9-1713; implementing K.S.A. 9-524; effective Aug. 10, 1992; revoked Aug. 9, 1996.)

17-21-8. Application; request for additional information. An application filed pursuant to K.S.A. 1995 Supp. 9-532 may be returned by the commissioner if the applicant does not respond in writing within 20 calendar days of a written request by the commissioner for additional information. If the commissioner returns the application, the application shall be deemed withdrawn and the applicant shall forfeit the filing fee. (Authorized by K.S.A. 1995 Supp. 9-539; implementing K.S.A. 1995 Supp. 9-532 and K.S.A. 1995 Supp. 9-533; effective Aug. 10, 1992; amended Aug. 9, 1996.)

W. Newton Male
State Bank Commissioner

Doc. No. 017920

State of Kansas

Department of Health
and EnvironmentNotice of Hearing on Proposed
Administrative Regulations

The Kansas Department of Health and Environment, Division of Environment, Bureau of Air and Radiation, will conduct a public hearing at 1:30 p.m. Wednesday, September 25, in the main conference room, Forbes Field, Building 283, 6700 S. Topeka Blvd., Topeka, to consider the adoption of new and amended permanent radiation regulations. These new regulations and conforming amendments are being proposed to bring the state radioactive materials program into Category 1 compatibility with those of the U.S. Nuclear Regulatory Commission (NRC). The NRC has oversight responsibility for the radioactive materials control program. Kansas is an NRC Agreement State and has agreed to provide a program that is compatible with that of the NRC's. The proposed amendments are intended to bring the state into compliance with that agreement and to provide the outcomes described below. The proposals are divided into four sets to allow grouping of the new regulations and the amendments that relate to the same subject.

Economic Impact Statement for all Regulations

The new regulations and the changes in the existing regulations will not result in additional costs to the department, other state agencies or the public. No new records or resources will be needed or required of current licensees to implement the changes.

Set I:

K.A.R. 28-35-184b: New regulation which establishes notification requirements for accidents or occurrences for those accidents which involve radioactive materials but do not cause, or have not yet caused, direct radiation damage or overexposures.

K.A.R. 28-35-178b: Amendment to conform to the requirement in K.A.R. 28-35-184b above, for general licenses (a special category of licensee).

K.A.R. 28-35-290: New regulation to conform to the requirement in K.A.R. 28-35-184b above, for industrial radiographers (a special category of licensee).

K.A.R. 28-35-362: Amendment to conform to the requirement in K.A.R. 28-35-184b above, for well loggers (a special category of licensee).

Environmental Benefit Statement

New regulation K.A.R. 28-35-184b and associated changes should have no significant impact on the health and safety of the public and the environment except to the extent that prompt notifications may result in more timely or thorough response actions. Such notices also may reduce the potential damage from an accident or incident.

Set II:

K.A.R. 28-35-180a: Adds a new table and refers to two new schedules to assist the department and licensees to determine the correct level of funding for surety now required by K.A.R. 28-35-180a.

K.A.R. 28-35-201: New schedule to be used with K.A.R. 28-35-180a above, as amended.

K.A.R. 28-35-203: New schedule to be used with K.A.R. 28-35-180a above, as amended.

Environmental Benefit Statement

Amendment to regulation K.A.R. 28-35-180a and associated changes should have no impact on the health and safety of the public and the environment except to the extent that decommissioning should be easier to conduct. The amendment simply clarifies when, how much and what kind of surety must be obtained to fund any needed decommissioning costs.

Set III:

K.A.R. 28-35-193b: New regulation which establishes the need for certain radioactive materials licensees to prepare emergency plans involving local authorities, drills and public notifications.

K.A.R. 25-35-202: New schedule for use with K.A.R. 28-35-193b for determining which licensees need to pre-plan for accidents as required by K.A.R. 28-35-193b.

Environmental Benefit Statement

New regulation K.A.R. 28-35-193b and associated changes should have no significant impact on the health and safety of the public and the environment. The impact, if any, should be to reduce the potential damage from an accident or incident. At this time, it is simply an amendment clarifying when a licensee needs to prepare an emergency planning effort and involving others in emergency response planning and training. Only large facilities would possess adequate amounts of licensed materials for this rule to apply. At present, no licensees in Kansas would be impacted by this regulation. It is being proposed so that if a licensee of that size does apply, the requirement is already in effect.

Set IV:

K.A.R. 28-35-291: New regulation establishing standards for radiography devices used by radioactive materials licensees.

Environmental Benefit Statement:

New regulation K.A.R. 28-35-291 should have no significant impact on the health and safety of the public and the environment except to the extent that the new designs are intended to reduce incidents and potential accidents involving these devices. The impact, however, is not directly quantifiable since it is a function of the manner of the use of these devices and the type of equipment failures and accidents prevented.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to Gary Miller, Bureau of Air and Radiation, Kansas Department of Health and Environment, Forbes Field, Building 283, Topeka, 66620. All interested parties will be given a reasonable opportunity to present their views orally during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to five minutes.

Copies of the proposed permanent regulations and the economic impact and environmental benefit statements may be obtained by contacting Pam Watson, Kansas Department of Health and Environment, Bureau of Air and Radiation, (913) 296-1560. Questions pertaining to these proposed regulations should be directed to Vick L. Cooper, (913) 296-1562, or Bart Lago, (913) 296-1563.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and the economic impact and environmental benefit statements in accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Pam Watson.

James J. O'Connell
Secretary of Health
and Environment

Doc. No. 017914

State of Kansas

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment will conduct a public hearing at 10 a.m. Wednesday, October 2, at the Derrick Inn, 409 E. Sycamore, Ness City, to amend three municipal solid waste landfill regulations. K.A.R. 28-29-98 addresses financial assurance requirements for municipal solid waste landfills; K.A.R. 28-29-100 extends the deadline for small landfill requirements to take effect until 1997; and K.A.R. 28-29-103 addresses the design and operation of small landfills.

Summary of Proposed Regulations

All three regulations are in response to new federal requirements which allow certain small landfills in arid regions to meet standards less stringent than those for all other landfills.

K.A.R. 28-29-98 adopts by reference five parts of the Code of Federal Regulations (CFR) that provides for an extension of time for landfills required to meet certain financial assurance standards and amends the compliance date to April 9, 1997.

K.A.R. 28-29-100 amends the applicability date of the location, operation, design, groundwater monitoring and post closure requirements for municipal solid waste landfills to October 9, 1997. Any unit which meets the small landfill criteria will be allowed to except wastes without being subject to K.A.R. 28-29-100 through K.A.R. 28-29-121 until October 9, 1997.

K.A.R. 28-29-103 deletes the deadline for the small landfill exemption; adds definitions for existing and new exempt landfills; adds a new section that allows existing small exempt landfills to continue to operate without liner requirements, provided that a groundwater monitoring, groundwater modeling or liner performance demonstration is completed; and defines groundwater monitoring, sampling and analysis systems for small exempt landfills within the flexibility given to the state by the U.S.

Environmental Protection Agency. The regulated community includes the western Kansas counties who own or operate small exempt landfills.

Environmental Benefit

Amendments to K.A.R. 28-29-98 and K.A.R. 28-29-100 are merely to give the regulated community additional time to comply with state and federal requirements. These amendments will not have direct impact on public health and environment. Amendments to K.A.R. 28-29-103 were developed in response to statutory changes and in cooperation with the Kansas small landfill advisory group which represents the regulated community. A poorly sited or leaky landfill which contaminates groundwater above drinking water standards would render the water unusable for human consumption without remedial action. The amendments will give the regulated community greater flexibility and alternative methods to accomplish the goal of protecting groundwater.

Economic Impact

No additional costs will be incurred by the regulated community or by KDHE from amendments to K.A.R. 28-29-98 and K.A.R. 28-29-100. No cost to some additional costs will be incurred by the regulated community from amendments to K.A.R. 28-29-103. The likely minimum cost for sampling and analysis of groundwater at an existing landfill with an adequate groundwater monitoring system will be \$880 per year. A few site-specific cases may not be required to monitor and would not incur any additional costs. The maximum costs incurred would be \$41,600 for the design and installation of a monitoring system and to conduct a modeling demonstration at a new small landfill with additional costs of \$1,124 per year for sampling and analysis of groundwater. If a new landfill fails the liner demonstration, an additional \$10,000 to \$20,000 cost per year for construction and operation of the liner and leachate collection systems would be incurred.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written comments prior to the hearing. All interested parties may submit written comments prior to the hearing to the Kansas Department of Health and Environment, Attn: Kent Foerster, Bureau of Waste Management, Forbes Field, Building 740, Topeka, 66620, (913) 296-1600, fax (913) 296-1592. A copy will be available for inspection at the Kansas Department of Health and Environment, Bureau of Waste Management, Topeka.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulatory changes in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Kent Foerster.

James J. O'Connell
Secretary of Health
and Environment

Doc. No. 017913

State of Kansas

Kansas Water Office

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Friday, September 27, in the Kansas Water Office conference room, third floor, Mills Building, 109 S.W. 9th, Topeka, to consider additions to proposed Kansas Water Office administrative regulations.

The period of time from the date of this publication to the date of the public hearing constitutes a 60-day notice and public comment period for the purpose of receiving written public comments on the proposed regulations. Comments may be submitted to Glen Kirk, Water Resource Manager, Kansas Water Office, 109 S.W. 9th, Suite 300, Topeka, 66612-1249.

Any person requiring special accommodations under the Americans with Disabilities Act should give notice to the Kansas Water Office at least 10 days prior to the scheduled hearing date.

Copies of the proposed regulations and the economic impact statements may be obtained at the address above. All interested parties will be given a reasonable opportunity at the hearing to present their views orally or in writing in regard to the adoption of the proposed regulations.

All written or oral comments submitted by interested parties by September 27 will be considered by the Kansas Water Office as a basis for making changes to these proposed additions to the permanent regulations.

The following is a brief summary of the proposed additions and their economic impact statement:

The proposed changes to K.A.R. 98-5-1 and 98-5-8 are designed to codify a statistical method to be used by the Kansas Water Office to determine reservoir yields. These yields, in turn, are used to set the limits for water to be made available to municipal and industrial water users who contract with the Kansas Water Office for water supply.

K.A.R. 98-5-1. Defines the term "drought having a two percent chance of occurrence in any one year," meaning a drought having a statistical chance of occurring once every 50 years on the average. The definition is further defined so that the drought that has a 2 percent chance of occurrence in any one year is assumed to lie within the continuous drought of record during the years of 1952-1957. Secondly, the definition of "reservoir yield" means the quantity of water which can be withdrawn from the conservation storage water supply capacity of a reservoir with a 2 percent chance of shortage as determined through the procedure described in K.A.R. 98-5-8.

K.A.R. 98-5-8. Describes the procedure and assumptions to be used by the Kansas Water Office to determine the 2 percent chance yield of reservoir storage space under the State Water Marketing Program.

It is intended that up-to-date determination of the projected yield from the various reservoirs operated by the State of Kansas for the Water Marketing Program will be accomplished by the adoption and utilization of this proposed addition to the Kansas Water Office regulations.

Economic Impact Statement

The entities and persons who will bear any cost and those who will be affected by the proposed regulation are:

1. The various contracting entities under the Water Marketing Program.
2. The water supply customers who will utilize the water supplies delivered by the contracting entities.

If the result of the adjusted yields from the Water Marketing Program conservation storage water supply capacity is less water to sell, the potential cost per unit of yield will have to be adjusted upward in order to generate the income required to meet the repayment obligations of the Water Marketing Program. On the other hand, if the adjusted yield is more water to sell, the potential cost per unit of yield will be adjusted downward. Each of the reservoirs in the Water Marketing Program are different in; (1) cost per unit of storage, (2) water supply yield per unit of storage, (3) timing of repayment for the cost of storage, and (4) timing of the utilization of the water supply by water users. Because of these variables, the exact economic impact to the State of Kansas and to the customers of the Water Marketing Program cannot be totally identified and quantified.

It does not appear that any less costly or less intrusive methods for achieving the stated purposes of the regulations are available and would provide a more favorable cost impact to the State of Kansas and its citizens.

Al LeDoux
Director

Doc. No. 017926

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 operating permit. The City of Hoisington has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of NO_x, CO, SO_x and VOCs were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

The City of Hoisington owns and operates a municipal power plant located at 164 S. Elm St., Hoisington.

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 northeast district office, 2301 E. 13th, Hays. To obtain or review the proposed permit and supporting documentation, contact Michael Stewart, (913) 296-1994, at the KDHE central office, or Rick Robinson, (913) 625-5663, at the KDHE northwest 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. Written comments must be received by the close of business August 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 August 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. 017933

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 operating permit. Asphalt Sales of Lawrence has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of PM₁₀ were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Asphalt Sales of Lawrence, Kansas City, Kansas, owns and operates a hot-mix asphalt facility located at 31st and Haskell, Section 17, Township 13 South, Range 20 East, Lawrence.

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 northeast district office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Pat Simpson, (913) 842-4600, at the KDHE northeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 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 August 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. 017934

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 operating permit. The City of Burlington has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen, carbon monoxide and sulfur dioxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

The City of Burlington owns and operates a municipal power plant located at 11th and Niagara, Burlington.

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 Rick Bolfig, (913) 296-1576, 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 Rick Bolfig, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 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 August 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. 017935

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 operating permit. The City of Oberlin has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen, carbon monoxide and sulfur dioxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

(continued)

The City of Oberlin owns and operates a municipal power plant located on South Rodehaver St., Oberlin.

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 northwest district office, 2301 E. 13th, Hays. To obtain or review the proposed permit and supporting documentation, contact Rick Bolfig, (913) 296-1576, at the KDHE central office, or Richard Robinson, (913) 625-5663, at the KDHE northwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rick Bolfig, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 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 August 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. 017936

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 operating permit. The City of Neodesha has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen, carbon monoxide and sulfur dioxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

The City of Neodesha owns and operates a municipal power plant located at 1407 N. 8th, Neodesha.

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 Rick Bolfig, (913) 296-1576, 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 Rick Bolfig, KDHE, Bureau of Air

and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 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 August 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. 017937

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 operating permit. The City of Oxford has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen, carbon monoxide and sulfur dioxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

The City of Oxford owns and operates a municipal power plant located at 804 N. Water St., Oxford.

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 Rick Bolfig, (913) 296-1576, 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 Rick Bolfig, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 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 August 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. 017938

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 operating permit. The City of Burlingame has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen, carbon monoxide and sulfur dioxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

The City of Burlingame owns and operates a municipal power plant located at 204 W. Lincoln, Burlingame.

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 northeast district office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Rick Bolfig, (913) 296-1576, at the KDHE central office, or Pat Simpson, (913) 842-4600, at the KDHE northeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rick Bolfig, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business August 26 in order to be considered in formulating a final permit decision.

A person may request a public hearing be held 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 August 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. 017939

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, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for discharges to the waters of the United States and the State of Kansas for the class of dischargers described below. The determinations for permit content are based on staff review, applying the ap-

propriate 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 subject to certain conditions.

Public Notice No. KS-AG-96-307/345

Name and Address of Applicant	Legal Description	Receiving Water
Barton County Feeders, Inc. Route 2, Box 74B Ellinwood, KS 67526	NE/4, Sec. 20, & SE/4, Sec. 17, T20S, R11W, Barton County	Arkansas River Basin

Kansas Permit No. A-ARBT-C001 Federal Permit No. KS-0042323
This is an existing expansion facility for 20,000 head (20,000 animal units) of cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE 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
Joe L. Dawson Route 1, Box 78 Norcatour, KS 67653	NE/4, Sec. 28, T2S, R25W, Norton County	Upper Republican River Basin

Kansas Permit No. A-URNT-H002 Federal Permit No. KS-0092771
This is a new facility for 6,000 head (2,400 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Walker Hog Farm 1809 N. 190th Road Miltonvale, KS 67466	Sec. 31, T9S, R2W, Ottawa County	Solomon River Basin

Kansas Permit No. A-SOOT-S008
This an existing facility for 400 head (160 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Robert L'Ecuyer 945 18th Road Morrowville, KS 66958	SW/4, Sec. 33, T2S, R2E, Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-S025
This is an existing facility for 750 head (300 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

(continued)

Name and Address of Applicant
 Bekemeyer Enterprises, Inc.
 Glenn Bekemeyer
 1497 17th Road
 Washington, KS 66968

Legal Description
 NE/4, Sec. 17,
 T3S, R3E,
 Washington County

Receiving Water
 Big Blue River
 Basin

Kansas Permit No. A-BBWS-S022

This is an existing facility for 1,400 head (560 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Anstat Dairy
 Alan Anderson
 1325 Deer Road
 Abilene, KS 67410

Legal Description
 SE/4, Sec. 34,
 T14S, R1E,
 Dickinson County

Receiving Water
 Smoky Hill River
 Basin

Kansas Permit No. A-SHDK-M004

This is an existing facility for 80 head (112 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Chris Frey
 3054 Indy Road
 Abilene, KS 67410

Legal Description
 NW/4, Sec. 2,
 T12S, R2E,
 Dickinson County

Receiving Water
 Smoky Hill River
 Basin

Kansas Permit No. A-SHDK-S006

This is an existing facility for 600 head (240 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Triple J Dairy
 Harold E. Johnson
 2322 Cimarron Rd
 Galva, KS 67443

Legal Description
 SW/4, Sec. 25,
 T20S, R2W,
 McPherson County

Receiving Water
 Little Arkansas
 River Basin

Kansas Permit No. A-LAMP-M012

This is an existing facility for 50 head (70 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 K-K Ranch
 Steve Krispense
 Route 1, Box 56
 Marion, KS 66861

Legal Description
 NW/4, Sec. 15,
 T19S, R3E,
 Marion County

Receiving Water
 Neosho River
 Basin

Kansas Permit No. A-NEMN-S008

This is an existing facility for 500 head of swine (200 animal units) and 675 head of cattle (675 animal units).
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Leon T. Eck
 Route 1, Box 48
 Tipton, KS 67485

Legal Description
 NE/4, Sec. 21,
 T8S, R10W,
 Mitchell County

Receiving Water
 Solomon River
 Basin

Kansas Permit No. A-SOMC-S013

This is an existing facility for 1,950 head (780 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Raymond Fiest
 17400 Hunt Road
 Junction City, KS 66441

Legal Description
 SE/4, Sec. 13,
 T13S, R6E,
 Geary County

Receiving Water
 Kansas River
 Basin

Kansas Permit No. A-KSGE-S004

This is an existing facility for 250 head (100 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Robinett & Sons, Inc.
 Route 1, Box 71
 Jewell, KS 66949

Legal Description
 SE/4, Sec. 26,
 T4S, R7W,
 Jewell County

Receiving Water
 Lower Republican
 River Basin

Kansas Permit No. A-LR JW-S016

This is an existing facility for 400 head (160 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Ivan Wienck
 6780 Swede Creek Road
 Blue Rapids, KS 66411

Legal Description
 NW/4, Sec. 18,
 T6S, R7E,
 Riley County

Receiving Water
 Big Blue River
 Basin

Kansas Permit No. A-BBRL-S007

This is an existing facility for 570 head (228 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Alan W. Kulp
 12051 Union Road
 Leonardville, KS 66449

Legal Description
 NE/4, Sec. 1,
 T8S, R5E,
 Riley County

Receiving Water
 Big Blue River
 Basin

Kansas Permit No. A-BBRL-S006

This is an existing facility for 300 head (120 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant
 Roth Farms
 Ron Roth
 1924 Valleyview Road
 Green, KS 67447

Legal Description
 SW/4, Sec. 34,
 T7S, R4E,
 Clay County

Receiving Water
 Lower Republican
 River Basin

Kansas Permit No. A-LRCY-S031

This is an existing facility for 520 head (208 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.
 Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Henne Farms Stan Henne 2634 Wheatridge Road Gypsum, KS 67448	SW/4, Sec. 4, T17S, R1W, McPherson County	Smoky Hill River Basin

Kansas Permit No. A-SHMP-M003

This is an existing facility for 60 head (84 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Wolf Dairy Noble Wolf Route 2, Box 19 Burns, KS 66840	S/2, Sec. 36, T22S, R4E, Marion County	Walnut River Basin

Kansas Permit No. A-WAMN-M002

This is an existing facility for 160 head (224 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Paul W. Klassen Route 1, Box 48 Lehigh, KS 67073	NE/4, Sec. 21, T19S, R1E, Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-M009

This is an existing facility for 50 head (70 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Stoney Brook Farm Ivan Schmidt Route 3, Box 177 Hillsboro, KS 67063	NE/4, Sec. 23, T20S, R1E, Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-M013

This is an existing facility for 35 head (49 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Hillside Dairy Farm Archie Schmidt Route 2, Box 102 Peabody, KS 66866	SW/4, Sec. 27, T21S, R2E, Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-M008

This is an existing facility for 80 head (112 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Earl Biggers, dba Early Dawn Farm 8018 S. Halstead Road Hutchinson, KS 67501	SW/4, Sec. 16, T24S, R5W, Reno County	Lower Arkansas River Basin

Kansas Permit No. A-ARRN-M030

This is a new facility for 12 head (16.8 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE 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.

Dewatering equipment shall be obtained within six months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 2.5 gallons per minute and dispersing the wastewater over 4.5 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Warren Wiggers 6135 W. 1st Newton, KS 67114	NE/4, Sec. 21, T23S, R1W, Harvey County	Little Arkansas River Basin

Kansas Permit No. A-LAHV-S037

This is a new facility for 1200 head (480 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE 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
Kenneth Bird Route 1 Paxico, KS 66526	W/2 S/4, Sec. 19, T11S, R12E, Wabaunsee County	Kansas River Basin

Kansas Permit No. A-KSWB-S008

This is an existing facility for 275 head (110 animal units) of swine.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: On December 1 of each year water pollution control facilities shall have a minimum of 120 days of wastewater and rainfall storage available. The uppermost two feet of the storage are reserved for structure protection and are not to be considered for storage.

Name and Address of Applicant	Legal Description	Receiving Water
William Mills 15050 W. 159th Olathe, KS 66062	SW/4, Sec. 14, T14S, R24E, Johnson County	Missouri River Basin

Kansas Permit No. A-MOJO-M001

This is an existing facility for 70 head (98 animal units) of dairy cattle.
Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: On December 1 of each year water pollution control facilities shall have a minimum of 120 days of wastewater and rainfall storage available. The uppermost two feet of the storage are

(continued)

reserved for structure protection and are not to be considered for storage.

Name and Address of Applicant	Legal Description	Receiving Water
Hugs Dairy Darrell Hug 17915 V. Road Mayetta, KS 66509	Sec. 8, T8S, R16E, Jackson County	Kansas River Basin

This is an existing facility for 30 head (42 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Jeffrey D. Badger 14357 S. Croco Road Carbondale, KS 66414	SE/4, Sec. 27, T14S, R16E, Osage County	Kansas River Basin

Kansas Permit No. A-KS0S-S006

This is an existing facility for 150 head (60 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Dirk Hanson 16015 Brush Creek Road Wamego, KS 66547	SE/4, Sec. 30, T8S, R10E, Pottawatomie County	Kansas River Basin

Kansas Permit No. A-KSPT-S001

This is an existing facility for 800 head (320 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: On December 1 of each year water pollution control facilities shall have a minimum of 120 days of wastewater and rainfall storage available. The uppermost two feet of the storage are reserved for structure protection and are not to be considered for storage.

Name and Address of Applicant	Legal Description	Receiving Water
Five M Farms Marvin L. Toerneden 22912 Linwood Road Linwood, KS 66052	SW/4, Sec. 17, T12S, R21E, Leavenworth County	Kansas River Basin

Kansas Permit No. A-KSLV-S017

This is an existing facility for 250 head (100 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: On December 1 of each year water pollution control facilities shall have a minimum of 120 days of wastewater and rainfall storage available. The uppermost two feet of the storage are reserved for structure protection and are not to be considered for storage.

Name and Address of Applicant	Legal Description	Receiving Water
Neal Owen 34055 Indianapolis Road Osawatomie, KS 66064	SW/4, Sec. 5, T18S, R2E, Miami County	Marais des Cygnes River Basin

Kansas Permit No. A-MCMI-S013

This is an existing facility for 250 head (100 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Fred Soetaert 21581 W. 215th Spring Hill, KS 66083	NE/4, Sec. 22, T15S, R23E, Miami County	Marais des Cygnes River Basin

Kansas Permit No. A-MCMI-M002

This is an existing facility for 100 head (140 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Sherman Dodge Route 1, Box 103 Fairview, KS 66425	SW/4, Sec. 31, T2S, R16E, Brown County	Missouri River Basin

Kansas Permit No. A-MOBR-M004

This is an existing facility for 70 head (98 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Merkel's Hog Farm Box 66 Robinson, KS 66532	SE/4, Sec. 32, T2S, R18E, Brown County	Missouri River Basin

Kansas Permit No. A-MOBR-S006

This is an existing facility for 450 head (180 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: On December 1 of each year the concrete manure pit(s) shall have a minimum of 120 days of storage available.

Name and Address of Applicant	Legal Description	Receiving Water
Roy E. Winkler Route 1, Box 99B Corning, KS 66417	NW/4, Sec. 7, T4S, R13E, Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-S028

This is an existing facility for 125 head (50 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: On December 1st of each year, the concrete manure pit(s) shall have a minimum of 120 days of storage available.

Name and Address of Applicant	Legal Description	Receiving Water
Richard Allison Route 1, Box 116 Seneca, KS 66538	S/2, Sec. 5, T1S, R12E, Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-S027

This is an existing facility for 700 head of swine (280 animal units) and 150 head of cattle (150 animal units).

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: On December 1 of each year water pollution control facilities shall have a minimum of 120 days of wastewater and rainfall storage available. The uppermost two feet of the storage are reserved for structure protection and are not to be considered for storage.

Name and Address of Applicant	Legal Description	Receiving Water
Daryl Bechtelheimer Route 3, Box 72 Sabetha, KS 66534	NE¼, Sec. 14, T1S, R14E, Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-S029

This is an existing facility for 500 head (200 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: On December 1 of each year water pollution control facilities shall have a minimum of 120 days of wastewater and rainfall storage available. The uppermost two feet of the storage are reserved for structure protection and are not to be considered for storage.

Name and Address of Applicant	Legal Description	Receiving Water
Coy C. Allen Route 1, Box 180 Humboldt, KS 66748	SW¼, Sec. 22, T2S, R17E, Woodson County	Neosho River Basin

Kansas Permit No. A-NEWO-S006

This is an existing facility for 200 head (80 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
John Coons Dairy Route 4, Box 199D Coffeyville, KS 67337	NW¼, Sec. 20, T34S, R16E, Montgomery County	Verdigris River Basin

Kansas Permit No. A-VEMG-M008

This is an existing facility for 56 head (78 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Bartlett Dairy Larry Bartlett Route 1, Box 57 Humboldt, KS 66748	NE¼, Sec. 5, T26S, R19E, Allen County	Neosho River Basin

Kansas Permit No. A-NEAL-M006

This is an existing facility for 60 head (84 animal units) of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Name and Address of Applicant	Legal Description	Receiving Water
Roger L. Hadlock Route 1, Box 59 Longton, KS 67352	SW¼, Sec. 28, T31S, R12E, Elk County	Verdigris River Basin

Kansas Permit No. A-VEEK-S008

This is an existing facility for 950 head (380 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided, which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Public Notice No. KS-96-127/128

Name and Address of Applicant	Waterway	Type of Discharge
Geary County SD #4 Geary County Public Works Geary County Courthouse 310 E. 8th Junction City, KS 66441	Milford Reservoir	Treated domestic wastewater

Kansas Permit No. M-LR15-DO04

Federal Permit No. KS-0079197

Location: NE¼, S14, T11S, R4E, Geary County

Facility Description: The proposed action is for reissuance of an existing permit for operation of an existing wastewater treatment facility treating domestic wastewater. The 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
Kansas Pipeline Operating Co. New Strawn NGL Hydrotest 8325 Lenexa Drive Suite 400 Lenexa, KS 66214	Neosho River	Hydrotest wastewater

Kansas Permit No. I-NE51-PO02

Federal Permit No. KS-0092827

Location: SW¼, S10, T21S, R15E, Coffey County

Facility Description: The proposed action is for issuance of a permit for the discharge of water from a hydrotest of an existing natural gas pipeline. The source of the water will be the Neosho River below John Redmond Dam. The hydrotest water will be returned to the Neosho River at the same point as removed from the Neosho River. The 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.

Public Notice No. KS-ND-96-061/062

Name and Address of Applicant	Legal Location	Type of Discharge
City of Circleville 505 Mill St. Circleville, KS 67416	NW¼ S28, T6S, R14E, Jackson County, Kansas	Nondischarging

Kansas Permit No. M-KS08-NO01

Facility Description: The proposed permit is for reissuance of an existing permit for operation of an existing nonoverflowing wastewater treatment plant treating domestic wastewater. Disposal of the lagoon wastewater is by percolation and evaporation. The proposed permit contains a schedule of compliance requiring the facility to obtain the services of a KDHE-certified operator.

Name and Address of Applicant	Legal Location	Type of Discharge
St. Margaret's Episcopal Church 4343 W. 6th Lawrence, KS 66044	SE¼ S29, T12S, R19E, Douglas County, Kansas	Nondischarging

Kansas Permit No. C-KS31-NO04

Facility Description: The proposed permit is for issuance of a new permit for operation of a new nonoverflowing wastewater treatment facility treating domestic wastewater. Disposal of the lagoon wastewater is by percolation and evaporation.

Public Notice No. KS-EG-96-047

In accordance with K.A.R. 28-46-7 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a draft permit has been prepared modifying the existing permit to allow monthly inspection readings of injection pressure and injection volume instead of the weekly inspection readings re-

(continued)

quired by the existing permit for shallow Class V injection wells for the applicant described below.

Name and Address

Of Applicant

Oxy USA, Inc.
Well Id. IW-1, IW-2 & IW-3
Former NGL Facility
110 W. 7th
Tulsa, OK 74119

Well Location

NW¼ S27, T28S, R1E,
Sedgwick County

Kansas Permit No. KS-05-173-004

Description: The injection wells accept treated groundwater, originally contaminated by the release of hydrocarbons, for the purpose of remediation of the aquifer, to maintain hydraulic control of the site, and to return treated groundwater to the aquifer. The site is a former NGL facility.

Written comments on the draft permits must be submitted to the attention of Lisa Duncan for agricultural permits, or to the permit clerk for all other permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received on or before August 23 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-96-307/345, KS-96-127/128, KS-ND-96-061/062, KS-EG-96-047) 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 determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The applications, proposed permits, 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. 017940

State of Kansas

**Kansas Commission on Governmental
Standards and Conduct**

Advisory Opinion No. 96-20

Written June 20, 1996, to the Honorable Rich Becker, Representative, 30th District, Lenexa.

This opinion is in response to your letter of June 1, 1996, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the Kansas Campaign Finance Act (K.S.A. 25-4142 *et seq.*).

We understand you request this opinion in your capacity as a current Kansas State Representative and candidate for State Senate. You advise us that in light of KCGSC Opinion No. 96-16, you are concerned about the legality of several expenses you have committed yourself to pay.

K.S.A. 25-4157a(a) is the section of law that prohibits the personal use of campaign funds. That section states:

No moneys received by any candidate or candidate committee of any candidate as a contribution under this act shall be used or be made available for the personal use of the candidate and no such moneys shall be used by such candidate or the candidate committee of such candidate except for legitimate campaign purposes, for expenses of holding political office or for contributions to the party committees of the political party of which such candidate is a member.

For the purpose of this section, expenditures for "personal use" shall include expenditures to defray normal living expenses for the candidate or the candidate's family and expenditures for the personal benefit of the candidate having no direct connection with or effect upon the campaign of the candidate or the holding of public office.

In KCGSC Opinion No. 96-16, the commission stated that for an expenditure to be a permissible use of campaign funds, it had to be for a legitimate campaign purpose, an expense of holding political office or a contribution to a party committee. In order to be a "legitimate campaign purpose or an expense of holding political office," the expenditure must have a "direct connection with or effect upon the campaign of the candidate or the holding of public office." All other expenditures are for the personal use of the candidate or officeholder and are prohibited.

In a series of questions which the commission will answer individually, you ask whether campaign funds can be used for the following expenditures:

1. An entry fee to be in a city parade?

This would be a permissible expenditure so long as you were identified as a candidate or public officeholder while in the parade.

2. The costs to have a sign painted or printed to put on a car for the parade and/or for campaigning?

This would be a legitimate expenditure so long as the sign identified you as a candidate or public officeholder.

3. The cost of food and beverages for the car driver after the parade?

In Opinion No. 96-16, the commission stated that costs associated with meals for campaign workers were permissible.

4. Donations to sponsor an award to the winning float in the parade? Awards for the winner of the turtle race, etc.?

Donations to charities and local fund-raising endeavors were expressly prohibited by Opinion No. 96-16. Therefore, donations for awards to parade float winners from campaign funds would not be permitted.

5. The cost of a luncheon at a Chamber of Commerce meeting? The cost of a chamber membership?

The cost of a luncheon at a chamber meeting would be permissible so long as you were invited by the chamber to specifically address legislative issues as a candidate or officeholder. In Opinion No. 96-16, the commission stated that memberships to organizations such as the Chamber of Commerce are for personal use and not allowed.

6. Subscriptions to newspapers in your district?

Subscriptions to newspapers in your district would be legitimate campaign expenses if the newspapers were read to keep track of activities and events in your district that you would be attending for purposes of campaigning or holding office.

7. Subscriptions for political newsletters and political magazines?

Subscriptions to political newsletters and magazines would be a legitimate campaign expense since the information in these newsletters and magazines provide informative and educational information pertaining to campaigning and the holding of public office.

8. The costs associated with the process of the taking and mailing of photographs of constituents and supporters with you at various events?

This expense would be a legitimate campaign expenditure.

9. The costs associated in answering questionnaire's from PACs and lobbying groups?

This expense would be a legitimate campaign expenditure.

10. The costs of refreshments to be on hand at campaign headquarters for campaign workers?

In Opinion No. 96-16, the commission stated that costs associated with meals for campaign workers are permissible.

11. The costs associated with a victory party?

This expense would be a legitimate campaign expenditure.

12. The purchase of balloons?

This would be a permissible expenditure so long as the balloons identified you as a candidate or public officeholder.

13. The costs of having a booth at the Lenexa Bar-B-Q Championship contest where free samples are distributed?

This would be a permissible expenditure so long as the booth identified you as a candidate or public officeholder.

14a. Your proportionate share of the costs associated with the annual "Beer Tent" after the Lenexa July 4th parade?

This expense would not be permitted unless the tent was sponsored solely by candidates or public officeholders and the purpose of the tent is campaign related.

14b. The costs to attend the Johnson County Community College Gala, proceeds of which are used for scholarships for the needy?

In Opinion No. 96-16, the commission stated that donations to charities and other local fundraising endeavors were not permissible from campaign funds.

15. The cost of placing an ad in the program for the Gala?

In Opinion No. 96-16, the commission stated that purchases of campaign advertisements are permissible with campaign funds.

16. The costs associated with setting up "Tell your State Rep what's on your mind" meetings with constituents?

Expenses associated with meeting constituents to discuss legislative matters would be legitimate campaign expenditures. There would need to be an adequate description of these expenditures disclosed on your receipts and expenditures report to justify these expenses.

17. The purchase of a personalized Kansas license plate that says "Your Rep," or "Senator 9," or "VT for me?"

The commission believes the purchase of a personalized license plate is not the equivalent of a campaign advertisement and is therefore not a permissible use of campaign funds.

18. The costs of a mailing about your campaign to supporters and contributors who are not in your district?

The Campaign Finance Act permits the solicitation of contributions from persons outside a candidate or officeholder's district. Therefore, this would be a legitimate campaign expenditure.

19. The costs for an information flyer on various issues discussed during the campaign?

Any mailing concerning election issues would be a legitimate campaign expenditure.

20. What specific political consultant expenses are and are not allowable?

Expenses for political consultants are allowable so long as the consultant is providing a bona fide service to the candidate concerning campaigning or the holding of public office.

In closing, the commission notes that Opinion No. 96-16 applies only to those expenditures contracted for after the opinion was issued on May 22, 1996.

Advisory Opinion No. 96-21

Written June 20, 1996, to the Honorable Cindy Empson, Representative, 12th District, Independence.

This opinion is in response to your letter of June 4, 1996, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the Kansas Campaign Finance Act (K.S.A. 25-4142 *et seq.*).

Factual Statement

We understand you request this opinion in your capacity as a Kansas State Representative. You advise us that in this capacity you are often solicited by various charities and other fund-raising endeavors to donate a Kansas flag. The flag is usually purchased at an auction,

(continued)

with the auctioneer stating the item was purchased by State Representative Cindy Empson. In the past, you purchased these flags with campaign funds. You are concerned that under KCGSC Opinion No. 96-16, the donation of flags purchased with campaign funds to these groups would be prohibited.

Question

Are donations of flags purchased with campaign funds to charities and fundraising endeavors prohibited by the Kansas Campaign Finance Act?

Opinion

K.S.A. 25-4157a(a) applies to your question. That section states:

No moneys received by any candidate or candidate committee of any candidate as a contribution under this act shall be used or be made available for the personal use of the candidate and no such moneys shall be used by such candidate or the candidate committee of such candidate except for legitimate campaign purposes, for expenses of holding political office or for contributions to the party committees of the political party of which such candidate is a member.

For the purpose of this section, expenditures for "personal use" shall include expenditures to defray normal living expenses for the candidate or the candidate's family and expenditures for the personal benefit of the candidate having no direct connection with or effect upon the campaign of the candidate or the holding of public office.

In KCGSC Opinion No. 96-16, the commission opined that donations to charities and other local fund-raising endeavors were not a permissible use of campaign funds. While this type of expenditure may have an *indirect effect* upon a campaign or holding office, the statute requires the expenditure to have a "*direct connection with or effect*" upon the campaign or holding office to be a legitimate expense.

The commission believes that donating a flag is similar to donating to a charity and lacks a "direct connection with or effect" upon the campaign or holding office. Thus, you would be prohibited from using campaign funds to purchase flags to donate to charities and local fund-raising endeavors.

Advisory Opinion No. 96-22

Written June 20, 1996, to Duane K. Brown, Maize City Attorney.

This opinion is in response to your letter of June 14, 1996, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the local level conflict of interest laws (K.S.A. 75-4301 *et seq.*). We note at the outset that the commission's jurisdiction concerning your question is limited to the application of K.S.A. 75-4301 *et seq.*, and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered in this opinion.

Factual Statement

We understand you request this opinion in your capacity as city attorney for the City of Maize, Kansas. You advise us that a new sewer rate contract and a city ordi-

nance will come before the city council, both of which affect the Maize school district. Two of the three council members are employed by the school district. The spouse of the third council member is also employed by the district.

Question

Is it a violation of the local level conflict of interest laws (K.S.A. 75-4301 *et seq.*) for city council members to vote on a contract and ordinance between the city they represent and the school district by which either they or their spouses are employed?

Opinion

K.S.A. 75-4304 relates to your question. That section states:

(a) No local governmental officer or employee shall, in the capacity of such an officer or employee, make or participate in the making of a contract with any person or business by which the officer or employee is employed or in whose business the officer or employee has a substantial interest.

(b) No person or business shall enter into any contract where any local governmental officer or employee, acting in that capacity, is a signatory to or a participant in the making of the contract and is employed by or has a substantial interest in the person or business.

(c) A local governmental officer or employee does not make or participate in the making of a contract if the officer or employee abstains from any action in regard to the contract.

(d) This section shall not apply to the following:

(1) Contracts let after competitive bidding has been advertised for by published notice; and

(2) contracts for property or services for which the price or rate is fixed by law.

(e) Any local governmental officer or employee who is convicted of violating this section shall forfeit the office or employment.

We first note that for this section to apply, a "substantial interest" must be held in a "person" or "business." This commission has consistently held that local subdivisions of government are not "persons" or "businesses." Therefore, this section would not apply, and the situation you describe would not be a violation of the local level conflict of interest laws.

In closing, if the state level conflict of interest laws (K.S.A. 46-215 *et seq.*) applied to this situation, a different outcome would have been reached, since governmental agencies are defined under those laws as a "business."

Advisory Opinion No. 96-23

Written June 20, 1996, to Deborah Alfano, Director, Bureau of Disease Control, Topeka.

This opinion is in response to your letter of May 21, 1996, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion in your capacity as the director of the Bureau of Disease Control for the Kansas Department of Health and Environment. You advise us that in this capacity, you oversee the state's immunization program and approve purchases of vaccines.

You further advise us that Merck & Co., Inc. has invited you to participate as a consultant at a conference concerning the use of a new chicken pox vaccine. Merck is the only vaccine company that produces and sells this particular vaccine. Merck wants to reimburse you for all expenses, plus provide a \$500 fee for consulting services. You state that the \$500 fee will not be accepted.

Question

Is it a violation of the state level conflict of interest laws (K.S.A. 46-215 *et seq.*) for you to be reimbursed by Merck & Co., Inc. for travel expenses to attend the conference?

Opinion

K.S.A. 46-237(a) and (c) may apply to your question. Those sections state:

(a) No state officer or employee, candidate for state office or state officer elect shall accept, or agree to accept any economic opportunity, gift, loan, gratuity, special discount, favor, hospitality, or service having an aggregate value of \$40 or more in any calendar year from any one person known to have a special interest, under circumstances where such person knows or should know that a major purpose of the donor is to influence such person in the performance of their official duties or prospective official duties.

(c) No person licensed, inspected or regulated by a state agency shall offer, pay, give or make any economic opportunity, gift, loan, gratuity, special discount, favor, hospitality, or service having an aggregate value of \$40 or more in any calendar year to such agency or any state officer or employee, candidate for state office or state officer elect of that agency.

The commission first notes that Merck would have a "special interest" in you as a state employee. However, we have consistently held that if the state authorizes and is willing to pay for the cost of attending the conference, K.S.A. 46-237(a) would not apply since the state, and not the employee, is accepting the benefit. Therefore, if your agency would be willing to pay for the expenses incurred,

this section would not prohibit you from attending the conference.

The commission has also consistently held that section (c) does not apply even if the employee's agency licenses or inspects the person providing the reimbursement for travel expenses, if the employee provides a bona fide service at the conference. Therefore, since you are providing your expertise as a consultant on a panel, and not merely attending the conference, this section would not apply.

In closing, based on your statement that the \$500 consulting fee will not be accepted, this opinion does not address that particular issue.

Advisory Opinion No. 96-24

Written June 20, 1996, to Constance C. Owen, Lawrence.

This opinion is in response to your letter of May 20, 1996, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the commission's jurisdiction concerning your question is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion as a former employee of the Kansas Department of Agriculture, Water Resources Division. You advise us that you are currently employed with the Kansas Supreme Court. After your term ends in August, you intend to enter the water law consulting business, which would involve occasional litigation. You would be giving legal representation to clients before your former state agency.

Question

Is it a violation of the state level conflict of interest laws for a former state employee to provide legal representation to clients before his or her former state agency?

Opinion

We have reviewed the state level conflict of interest laws (K.S.A. 46-215 *et seq.*) in their entirety, and nothing in those laws prohibits the situation you have described.

Diane Gaede
Chair

Doc. No. 017863

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 1995 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION					
Reg. No.	Action	Register			
1-1-1	Amended	V. 15, p. 703	1-2-27	Revoked	V. 14, p. 1441
1-1-2	Revoked	V. 15, p. 704	1-2-29	Revoked	V. 14, p. 1441
1-1-3	Revoked	V. 15, p. 704	1-2-31	Amended	V. 14, p. 1441
1-1-4	Revoked	V. 15, p. 704	1-2-35	Amended	V. 14, p. 1441
1-2-1	Revoked	V. 14, p. 1441	1-2-37	Revoked	V. 14, p. 1441
1-2-4	Amended	V. 14, p. 1441	1-2-39	Revoked	V. 14, p. 1441
1-2-5	Revoked	V. 14, p. 1441	1-2-42	New	V. 14, p. 1441
1-2-8	New	V. 14, p. 1441	1-2-42a	New	V. 14, p. 1441
1-2-9	Amended	V. 14, p. 1441	1-2-43	Revoked	V. 14, p. 1442
1-2-11	Revoked	V. 14, p. 1441	1-2-44	New	V. 14, p. 1442
1-2-14	New	V. 14, p. 1441	1-2-46	Amended	V. 14, p. 1442
1-2-17	Amended	V. 14, p. 1441	1-2-47	Revoked	V. 14, p. 1442
1-2-20	New	V. 14, p. 1441	1-2-48	Amended	V. 14, p. 1442
1-2-26	Revoked	V. 14, p. 1441	1-2-49	Revoked	V. 14, p. 1442
		V. 14, p. 172, 483	1-2-50	Amended	V. 14, p. 1442
		V. 14, p. 1441	1-2-51	Amended	V. 14, p. 1442

(continued)

1-2-53	Revoked	V. 15, p. 704
1-2-54	New	V. 14, p. 1442
1-2-55	Revoked	V. 14, p. 1442
1-2-57	Amended	V. 15, p. 704
1-2-67	Amended	V. 14, p. 1442
1-2-68	New	V. 14, p. 1443
1-2-70	New	V. 14, p. 1443
1-2-71	Amended	V. 14, p. 1443
1-2-72	Amended	V. 15, p. 704
1-2-73	Amended	V. 14, p. 1443
1-2-75	Revoked	V. 14, p. 1443
1-2-79	Amended	V. 14, p. 1443
1-2-83	Revoked	V. 14, p. 1443
1-2-84	Amended	V. 14, p. 1443
1-2-85	Amended	V. 14, p. 1443
1-2-86	New	V. 14, p. 1443
1-2-88	Amended	V. 15, p. 704
1-2-91	Revoked	V. 14, p. 1443
1-2-95	Revoked	V. 14, p. 1443
1-3-1	Revoked	V. 15, p. 704
1-3-2	Amended	V. 14, p. 1443
1-3-3	Revoked	V. 15, p. 704
1-3-4	Revoked	V. 15, p. 704
1-4-1	Amended	V. 14, p. 1444
1-4-2	Amended	V. 15, p. 704
1-4-6	Revoked	V. 15, p. 704
1-4-7	Amended	V. 14, p. 1444
1-5-1	Amended	V. 15, p. 704
1-5-2	Revoked	V. 15, p. 704
1-5-3	Revoked	V. 15, p. 704
1-5-4	Amended	V. 14, p. 1444
1-5-5	Revoked	V. 14, p. 1444
1-5-6	through	
1-5-16	Amended	V. 14, p. 1444-1447
1-5-6	Revoked	V. 15, p. 704
1-5-7	Amended	V. 15, p. 704
1-5-12	Amended	V. 15, p. 705
1-5-15	Amended	V. 15, p. 705
1-15-18	Revoked	V. 14, p. 1448
1-5-19b	Amended	V. 14, p. 1448
1-5-19c	Amended	V. 14, p. 1448
1-5-20	Amended	V. 14, p. 1448
1-5-21	Amended	V. 14, p. 1448
1-5-22	Amended	V. 15, p. 706
1-5-23	Revoked	V. 14, p. 1449
1-5-24	Amended	V. 15, p. 706
1-5-26	Amended	V. 15, p. 707
1-5-28	Amended	V. 14, p. 1450
1-5-29	Amended	V. 14, p. 1450
1-5-30	Amended	V. 14, p. 1450
1-6-1	Amended	V. 14, p. 1451
1-6-2	Amended	V. 14, p. 1451
1-6-3	Amended	V. 14, p. 1451
1-6-4	Revoked	V. 14, p. 1452
1-6-5	Revoked	V. 14, p. 1452
1-6-6	Revoked	V. 14, p. 1452
1-6-7	Amended	V. 14, p. 1452
1-6-8	Amended	V. 14, p. 1452
1-6-9	through	
1-6-20	Revoked	V. 14, p. 1452
1-6-21	Amended	V. 14, p. 1452
1-6-22	Amended	V. 14, p. 1452
1-6-22a	Amended	V. 15, p. 707
1-6-23	Amended	V. 15, p. 708
1-6-24	Amended	V. 15, p. 708
1-6-25	Amended	V. 14, p. 1453
1-6-26	Revoked	V. 14, p. 1453
1-6-27	through	
1-6-33	Amended	V. 14, p. 1454-1456
1-6-31	Amended	V. 15, p. 708
1-7-3	Amended	V. 14, p. 1457
1-7-4	Amended	V. 14, p. 1457
1-7-5	Revoked	V. 14, p. 1458
1-7-6	Amended	V. 14, p. 1458
1-7-10	Amended	V. 14, p. 1458
1-7-11	Amended	V. 14, p. 1458
1-7-12	Amended	V. 14, p. 1459
1-7-13	Revoked	V. 14, p. 1459
1-8-1	Revoked	V. 15, p. 709
1-8-5	Amended	V. 15, p. 709
1-8-6	Amended	V. 14, p. 1459
1-8-7	Revoked	V. 15, p. 709

1-9-1	through	
1-9-6	Amended	V. 14, p. 1460-1463
1-9-7a	Amended	V. 14, p. 1464
1-9-7b	Amended	V. 14, p. 1464
1-9-7c	Amended	V. 14, p. 1465
1-9-8	Amended	V. 14, p. 1465
1-9-9	Revoked	V. 15, p. 709
1-9-12	Amended	V. 14, p. 1465
1-9-13	Amended	V. 14, p. 1466
1-9-15	Revoked	V. 15, p. 709
1-9-16	Revoked	V. 15, p. 709
1-9-18	Amended	V. 14, p. 1466
1-9-19a	Amended	V. 15, p. 709
1-9-22	Amended	V. 14, p. 1466
1-9-23	Amended	V. 15, p. 710
1-9-25	New	V. 14, p. 173, 484
1-9-26	New	V. 14, p. 175, 487
1-9-27	New	V. 15, p. 711
1-10-6	Amended	V. 15, p. 713
1-10-8	Revoked	V. 15, p. 713
1-10-9	Revoked	V. 15, p. 713
1-11-1	Amended	V. 15, p. 713
1-13-1a	Amended	V. 15, p. 713
1-13-2	Revoked	V. 15, p. 714
1-13-3	Revoked	V. 15, p. 714
1-13-4	Revoked	V. 15, p. 714
1-14-6	Revoked	V. 15, p. 714
1-14-7	Amended	V. 15, p. 714
1-14-8	Amended	V. 14, p. 1470
1-14-10	Amended	V. 15, p. 715
1-14-11	Amended	V. 15, p. 715
1-16-18	Amended	V. 14, p. 1376
1-16-18a	Amended	V. 15, p. 317
1-18-1a	Amended	V. 15, p. 1053
1-21-1	Amended	V. 14, p. 1472
1-21-2	Amended	V. 14, p. 1472
1-21-4	Amended	V. 14, p. 1472
1-24-1	Amended	V. 14, p. 1472

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-25-1	through	
5-25-10	Amended	V. 15, p. 410-412

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-18-1	New	V. 15, p. 1053
7-18-2	New	V. 15, p. 1053
7-18-3	New	V. 15, p. 1053
7-19-4	Amended	V. 14, p. 1154
7-36-1	through	
7-36-6	Amended	V. 14, p. 982, 1102

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-10-31	New	V. 15, p. 1093
9-10-32	New	V. 15, p. 1093
9-18-1	Amended	V. 15, p. 1093
9-19-1	through	
9-19-11	Amended	V. 15, p. 1094-1099
9-25-1	through	
9-25-15	New	V. 15, p. 1100-1106

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Reg. No.	Action	Register
10-21-1	through	
10-21-6	New	V. 14, p. 1630, 1631

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
16-2-1	Amended	V. 15, p. 375
16-5-1	Amended	V. 15, p. 375

16-5-4	Amended	V. 15, p. 375
16-5-5	Amended	V. 15, p. 376
16-6-1	Amended	V. 15, p. 376

AGENCY 24: KANSAS WHEAT COMMISSION

Reg. No.	Action	Register
24-1-1	Amended	V. 15, p. 703

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Reg. No.	Action	Register
25-1-1	Revoked	V. 15, p. 138
25-3-3	Amended	V. 15, p. 138
25-4-1	Amended	V. 14, p. 676, 720
25-4-4	Amended	V. 15, p. 742

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-5-6	Amended	V. 15, p. 1052
26-5-9	New	V. 15, p. 1052
26-5-10	New	V. 15, p. 1052
26-8-1	Amended	V. 14, p. 990
26-8-4	Amended	V. 14, p. 991
26-8-8	Amended	V. 14, p. 991
26-9-1	New	V. 14, p. 884, 970

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended	V. 14, p. 1740
28-1-3	Revoked	V. 14, p. 1740
28-1-4	Amended	V. 14, p. 1740
28-1-9	Revoked	V. 15, p. 550
28-1-10	Revoked	V. 15, p. 550
28-1-13	Amended	V. 15, p. 970
28-1-14	Amended	V. 15, p. 970
28-1-15	Amended	V. 15, p. 971
28-1-18	Amended	V. 14, p. 1740
28-1-19	Revoked	V. 15, p. 550
28-1-21	Revoked	V. 15, p. 550
28-1-22	Revoked	V. 15, p. 550
28-3-5	Revoked	V. 15, p. 550
28-3-6	Revoked	V. 15, p. 550
28-4-72	Revoked	V. 15, p. 551
28-4-431	Revoked	V. 15, p. 551
28-4-506	Revoked	V. 15, p. 551
28-4-507	Revoked	V. 15, p. 551
28-4-508	Revoked	V. 15, p. 551
28-4-558	through	
28-4-563	Amended	V. 15, p. 490-494
28-4-567	Amended	V. 15, p. 494
28-4-570	Amended	V. 15, p. 495
28-5-8	Revoked	V. 15, p. 551
28-6-1	Revoked	V. 15, p. 551
28-6-2	Revoked	V. 15, p. 551
28-7-1	through	
28-7-9	Revoked	V. 15, p. 551
28-8-1	Revoked	V. 15, p. 551
28-10-36	Revoked	V. 15, p. 551
28-10-40	Revoked	V. 15, p. 551
28-10-41	Revoked	V. 15, p. 551
28-11-1	through	
28-11-6	Revoked	V. 15, p. 551
28-13-10	Revoked	V. 15, p. 551
28-13-11	Revoked	V. 15, p. 551
28-16-50	through	
28-16-54	Revoked	V. 15, p. 551
28-16-65	Revoked	V. 15, p. 551
28-16-67	Revoked	V. 15, p. 551
28-17-5	Revoked	V. 15, p. 551
28-17-8	Revoked	V. 15, p. 551
28-19-7	Amended	V. 14, p. 1580
28-19-45	Revoked	V. 15, p. 183
28-19-46	Revoked	V. 15, p. 183
28-19-47	Revoked	V. 15, p. 183
28-19-83	through	
28-19-96	Revoked	V. 15, p. 551
28-19-98	Revoked	V. 15, p. 551
28-19-98a	Revoked	V. 15, p. 551
28-19-99	through	
28-19-108	Revoked	V. 15, p. 552

28-19-108a	Revoked	V. 15, p. 552
28-19-109	Revoked	V. 15, p. 552
28-19-119		
to		
28-19-121a	Revoked	V. 15, p. 552
28-19-123	Revoked	V. 15, p. 552
28-19-124	Revoked	V. 15, p. 552
28-19-125	Revoked	V. 15, p. 552
28-19-127		
through		
28-19-131	Revoked	V. 15, p. 552
28-19-133		
through		
28-19-141	Revoked	V. 15, p. 552
28-19-149		
through		
28-19-162	Revoked	V. 15, p. 552
28-19-202	Amended	V. 15, p. 257
28-19-511	Amended	V. 14, p. 1589
28-19-512	Amended	V. 14, p. 1591
28-19-518	Amended	V. 14, p. 1594
28-19-645	New	V. 15, p. 183
28-19-646	New	V. 15, p. 183
28-19-647	New	V. 15, p. 183
28-19-648	New	V. 15, p. 184
28-19-800	New	V. 15, p. 257
28-19-801	New	V. 15, p. 258
28-21-3	Revoked	V. 15, p. 552
28-21-90a	Revoked	V. 15, p. 552
28-21-91a	Revoked	V. 15, p. 552
28-21-91b	Revoked	V. 15, p. 552
28-21-92a	Revoked	V. 15, p. 552
28-21-93a	Revoked	V. 15, p. 552
28-21-94a	Revoked	V. 15, p. 552
28-21-96a	Revoked	V. 15, p. 552
28-21-98a	Revoked	V. 15, p. 552
28-21-99a	Revoked	V. 15, p. 552
28-21-102		
through		
28-21-112	Revoked	V. 15, p. 552
28-23-5	Revoked	V. 15, p. 552
28-23-8	Revoked	V. 15, p. 552
28-23-14	Revoked	V. 15, p. 552
28-23-15	Revoked	V. 15, p. 552
28-23-25	Revoked	V. 15, p. 552
28-23-33	Revoked	V. 15, p. 552
28-23-60		
through		
28-23-66	Revoked	V. 15, p. 552
28-23-69	Revoked	V. 15, p. 552
28-23-72	Revoked	V. 15, p. 553
28-23-74	Revoked	V. 15, p. 553
28-23-76	Revoked	V. 15, p. 553
28-23-77	Revoked	V. 15, p. 553
28-26-80		
through		
28-26-87	Revoked	V. 15, p. 553
28-26-90a	Revoked	V. 15, p. 553
28-28-1	Revoked	V. 15, p. 553
28-28-2	Revoked	V. 15, p. 553
28-29-1	Revoked	V. 15, p. 553
28-29-83	Revoked	V. 15, p. 553
28-29-84	Amended	V. 14, p. 992
28-29-85	Amended	V. 14, p. 992
28-29-98	Amended	V. 14, p. 91
28-31-4	Amended	V. 15, p. 297
28-31-10	Amended	V. 15, p. 301
28-33-1	Revoked	V. 15, p. 495
28-33-11	Revoked	V. 15, p. 495
28-33-12	Amended	V. 15, p. 495
28-34-11	Amended	V. 15, p. 497
28-34-62a	Amended	V. 14, p. 1659
28-37-10		
through		
28-37-14	Revoked	V. 15, p. 553
28-41-1		
through		
28-41-9	Revoked	V. 15, p. 553
28-42-1	Revoked	V. 15, p. 553
28-42-3		
through		
28-42-7	Revoked	V. 15, p. 553
28-42-9		
through		
28-42-16	Revoked	V. 15, p. 553

28-49-1		
through		
28-49-8	Revoked	V. 15, p. 553
AGENCY 30: SOCIAL AND REHABILITATION SERVICES		
Reg. No.	Action	Register
30-4-34	Amended	V. 14, p. 826
30-4-63	Amended	V. 15, p. 911
30-4-63w	Amended	V. 14, p. 827
30-4-64	Amended	V. 15, p. 913
30-4-64w	Amended	V. 14, p. 829
30-4-65w	New	V. 14, p. 830
30-4-85a	Amended	V. 15, p. 914
30-4-96	Amended	V. 15, p. 915
30-4-101	Amended	V. 14, p. 1327
30-4-120	Amended	V. 14, p. 831
30-4-120w	Amended	V. 14, p. 832
30-4-121	Revoked	V. 15, p. 915
30-4-130	Amended	V. 15, p. 915
30-4-140w	Amended	V. 14, p. 833
30-5-58	Amended	V. 15, p. 917
30-5-59	Amended	V. 14, p. 168
30-5-64	Amended	V. 15, p. 923
30-5-70	Amended	V. 15, p. 1017
30-5-71	Amended	V. 14, p. 988, 1017
30-5-80	Amended	V. 14, p. 1660
30-5-81	Amended	V. 15, p. 925
30-5-81u	Amended	V. 14, p. 1661
30-5-82	Amended	V. 14, p. 1661
30-5-86	Amended	V. 14, p. 1662
30-5-88	Amended	V. 15, p. 925
30-5-94	Amended	V. 14, p. 1662
30-5-95	Amended	V. 14, p. 1663
30-5-106	Amended	V. 14, p. 169
30-5-107	Amended	V. 14, p. 169
30-5-110	Amended	V. 14, p. 1663
30-5-116	Amended	V. 14, p. 920
30-5-153	New	V. 14, p. 1663
30-5-153a	New	V. 14, p. 1663
30-5-174	New	V. 14, p. 920
30-6-53	Amended	V. 15, p. 1018
30-6-53w	Amended	V. 15, p. 1019
30-6-65	Amended	V. 15, p. 926
30-6-103	Amended	V. 14, p. 1663
30-6-103w	Amended	V. 14, p. 1664
30-6-106	Amended	V. 14, p. 1665
30-6-106w	Amended	V. 14, p. 1666
30-6-111	Amended	V. 14, p. 833
30-6-111w	Amended	V. 14, p. 834
30-7-102	Amended	V. 15, p. 927
30-7-103	Amended	V. 15, p. 929
30-7-104	Amended	V. 15, p. 929
30-10-1a	Amended	V. 14, p. 1668
30-10-1b	Amended	V. 14, p. 1671
30-10-2	Amended	V. 14, p. 1671
30-10-15a	Amended	V. 14, p. 1672
30-10-17	Amended	V. 14, p. 1673
30-10-18	Amended	V. 14, p. 1675
30-10-19	Amended	V. 14, p. 1677
30-10-20	Amended	V. 14, p. 169
30-10-21	Amended	V. 15, p. 929
30-10-23a	Amended	V. 14, p. 1677
30-10-23b	Amended	V. 14, p. 1678
30-10-24	Amended	V. 14, p. 1678
30-10-25	Amended	V. 14, p. 1680
30-10-27	Amended	V. 14, p. 1680
30-10-29	Amended	V. 14, p. 1681
30-10-217	Amended	V. 15, p. 930
30-10-218	Amended	V. 15, p. 550
30-23-1	Revoked	V. 14, p. 1682
30-23-3	Revoked	V. 14, p. 1682
30-23-6		
through		
30-23-15	Revoked	V. 14, p. 1682
30-23-17	Revoked	V. 14, p. 1682
30-26-5	Revoked	V. 14, p. 1682
30-26-6	Revoked	V. 14, p. 1682
30-41-1		
through		
30-41-5	Revoked	V. 15, p. 930
30-41-6a	Revoked	V. 15, p. 930
30-41-6c		
through		
30-41-6h	Revoked	V. 15, p. 930, 931

30-41-7a		
through		
30-41-7i	Revoked	V. 15, p. 931
30-41-8	Revoked	V. 15, p. 931
30-41-10		
through		
30-41-20	Revoked	V. 15, p. 931
30-44-4	New	V. 14, p. 921
30-63-1	New	V. 15, p. 931
30-63-10		
through		
30-63-14	New	V. 15, p. 931-933
30-63-20	New	V. 15, p. 933
30-63-21	New	V. 15, p. 933
30-63-22	New	V. 15, p. 934
30-63-24		
through		
30-63-31	New	V. 15, p. 934-937
30-64-1	New	V. 15, p. 937
30-64-10		
through		
30-64-13	New	V. 15, p. 937
30-64-20		
through		
30-64-34	New	V. 15, p. 938-942
AGENCY 37: KANSAS HIGHWAY PATROL		
Reg. No.	Action	Register
37-1-1		
through		
37-1-5	Revoked	V. 14, p. 1633
37-1-5a	Revoked	V. 14, p. 1633
37-1-6		
through		
37-1-12	Revoked	V. 14, p. 1633
AGENCY 40: KANSAS INSURANCE DEPARTMENT		
Reg. No.	Action	Register
40-4-17	Amended	V. 15, p. 77
40-4-35	Amended	V. 15, p. 622
40-4-37	Amended	V. 15, p. 77
40-4-37d	Amended	V. 15, p. 78
40-4-41	New	V. 14, p. 583, 624
40-4-41a		
through		
40-4-41g	New	V. 14, p. 584-587 625-628
40-5-109	Amended	V. 15, p. 78
AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS COMPENSATION		
Reg. No.	Action	Register
51-9-7	Amended	V. 15, p. 345
AGENCY 60: BOARD OF NURSING		
Reg. No.	Action	Register
60-11-108	Amended	V. 15, p. 115
60-11-109	Revoked	V. 15, p. 115
60-11-112	Revoked	V. 15, p. 115
60-11-114	Revoked	V. 15, p. 115
60-11-117	Revoked	V. 15, p. 115
60-12-106	Amended	V. 15, p. 115
60-12-109	Revoked	V. 15, p. 116
60-13-112	Amended	V. 15, p. 116
60-13-115	Revoked	V. 15, p. 116
AGENCY 63: BOARD OF MORTUARY ARTS		
Reg. No.	Action	Register
63-1-2	Revoked	V. 14, p. 1439
63-1-3	Amended	V. 14, p. 202
63-2-2	Revoked	V. 14, p. 1439
63-2-3	Amended	V. 14, p. 202
63-2-10	Amended	V. 14, p. 1439
63-2-12	Amended	V. 14, p. 203
63-2-13	Amended	V. 14, p. 1439
63-3-9	Amended	V. 14, p. 1439
63-3-12	Amended	V. 14, p. 1439
63-3-13	Amended	V. 14, p. 1439
63-3-14	Revoked	V. 14, p. 1439
63-3-15	Amended	V. 14, p. 1439
63-3-16	Amended	V. 14, p. 1439
63-3-19	Amended	V. 14, p. 1439

(continued)

63-4-1	Amended	V. 14, p. 1440
63-5-1	Amended	V. 14, p. 1440
63-5-2	Revoked	V. 14, p. 1440
63-6-1	Amended	V. 14, p. 203
63-6-2	Amended	V. 14, p. 203
63-6-3	Amended	V. 14, p. 204
63-6-4	Revoked	V. 14, p. 1440
63-6-5	Amended	V. 14, p. 1440

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-1	Amended	V. 15, p. 184
66-6-6	Amended	V. 15, p. 185
66-7-3	Amended	V. 15, p. 185
66-8-1	Amended	V. 15, p. 185
66-10-1	Amended	V. 15, p. 185
66-12-1	Amended	V. 15, p. 185
66-14-1 through 66-14-12	New	V. 15, p. 186, 187

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
68-14-1	Amended	V. 14, p. 126
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
69-1-1	Amended	V. 15, p. 292
69-1-2	Amended	V. 15, p. 292
69-1-3	Revoked	V. 15, p. 292
69-1-4	Amended	V. 15, p. 292
69-1-7	Revoked	V. 15, p. 293
69-1-8	Amended	V. 15, p. 293
69-2-1	Revoked	V. 15, p. 293
69-3-1	Amended	V. 15, p. 293
69-3-2	Revoked	V. 15, p. 293
69-3-3	Amended	V. 15, p. 293
69-3-4	Amended	V. 15, p. 294
69-3-5	Revoked	V. 15, p. 294
69-3-6	Amended	V. 15, p. 294
69-3-7	Amended	V. 15, p. 294
69-3-8	Amended	V. 15, p. 294
69-3-9	Amended	V. 15, p. 294
69-3-10	Revoked	V. 15, p. 294
69-3-11	Revoked	V. 15, p. 294
69-3-17	Revoked	V. 15, p. 294
69-3-19	Revoked	V. 15, p. 294
69-3-22 through 69-3-25	Revoked	V. 15, p. 294
69-3-26	New	V. 15, p. 294
69-3-27	New	V. 15, p. 294
69-3-28	New	V. 15, p. 294
69-4-2	Amended	V. 15, p. 294
69-4-6	Revoked	V. 15, p. 295
69-4-9	Amended	V. 15, p. 295
69-4-11	Revoked	V. 15, p. 295
69-4-12	Amended	V. 15, p. 295
69-5-2	Revoked	V. 15, p. 295
69-5-6	Amended	V. 15, p. 295
69-5-10	Revoked	V. 15, p. 295
69-5-13	Revoked	V. 15, p. 295
69-5-14	New	V. 15, p. 295
69-5-15	New	V. 15, p. 295
69-5-16	New	V. 15, p. 295
69-6-1	Revoked	V. 15, p. 295
69-6-2	Amended	V. 15, p. 295
69-6-5	Amended	V. 15, p. 295
69-6-6	Revoked	V. 15, p. 296
69-6-7	Amended	V. 15, p. 296

69-8-2	Revoked	V. 15, p. 296
69-8-3	Revoked	V. 15, p. 296
69-8-4	Revoked	V. 15, p. 296
69-8-6	Revoked	V. 15, p. 296
69-11-1	Amended	V. 15, p. 296
69-11-2	Amended	V. 15, p. 296
69-13-1	Amended	V. 15, p. 296
69-13-2	Amended	V. 15, p. 296
69-14-1 through 69-14-5	New	V. 15, p. 971, 972

AGENCY 70: BOARD OF VETERINARY MEDICAL EXAMINERS

Reg. No.	Action	Register
70-3-1	Amended	V. 14, p. 90
70-3-2	Amended	V. 14, p. 90
70-3-4	Revoked	V. 14, p. 90

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-1-13	Revoked	V. 14, p. 68
71-5-1 through 71-5-6	New	V. 14, p. 1533, 1534

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-1-3	Amended	V. 14, p. 1736
74-4-1	Amended	V. 14, p. 1736
74-4-4	Amended	V. 14, p. 1736
74-4-5	Revoked	V. 14, p. 1736
74-4-6	Revoked	V. 14, p. 1736
74-5-2	Amended	V. 14, p. 1736
74-5-103	Amended	V. 14, p. 1737
74-5-202	Amended	V. 14, p. 1738
74-5-203	Amended	V. 14, p. 1738
74-5-406	Amended	V. 14, p. 1738
74-6-1	Amended	V. 14, p. 1739
74-6-2	Amended	V. 14, p. 1739
74-7-2	Amended	V. 14, p. 1739
74-8-2	Revoked	V. 14, p. 1739
74-8-5	Revoked	V. 14, p. 1739
74-13-1	Revoked	V. 14, p. 1739
74-13-2	Revoked	V. 14, p. 1739
74-14-1	Revoked	V. 14, p. 1739
74-14-2	Revoked	V. 14, p. 1739

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-1-1	Amended	V. 15, p. 697
81-2-1	Amended	V. 15, p. 698
81-3-1	Amended	V. 15, p. 698
81-3-4	Revoked	V. 15, p. 700
81-4-1	Amended	V. 15, p. 700
81-5-1	Revoked	V. 15, p. 701
81-5-2	Revoked	V. 15, p. 701
81-5-3	Amended	V. 15, p. 701
81-5-4	Amended	V. 15, p. 701
81-5-7	Amended	V. 15, p. 701
81-5-9	Amended	V. 15, p. 702
81-5-12	New	V. 14, p. 287
81-6-1	Amended	V. 15, p. 702
81-7-2	Amended	V. 15, p. 703
81-8-1	Revoked	V. 15, p. 703
81-9-1	Revoked	V. 15, p. 703
81-13-1	Revoked	V. 15, p. 703

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-101	Amended	V. 14, p. 129
82-3-103	Amended	V. 14, p. 132
82-3-106	Amended	V. 14, p. 133
82-3-115	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
82-3-300	Amended	V. 14, p. 137
82-5-13	Amended	V. 14, p. 1047
82-8-100 through 82-8-108	Revoked	V. 14, p. 1047

82-12-1 through 82-12-9	New	V. 14, p. 1048, 1049
-------------------------	-----	----------------------

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-5	Amended	V. 15, p. 598
86-1-10	Amended	V. 14, p. 1495
86-1-11	Amended	V. 14, p. 1660
86-1-12	Amended	V. 14, p. 1496
86-1-13	Amended	V. 14, p. 1497
86-1-15	Amended	V. 14, p. 1497
86-1-17	New	V. 14, p. 1497
86-1-18	New	V. 14, p. 1498
86-2-4	Revoked	V. 14, p. 1660
86-2-6	Revoked	V. 14, p. 1660
86-3-25	New	V. 14, p. 1498

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-30	Amended	V. 14, p. 1704
91-1-34	Amended	V. 14, p. 1705
91-1-35	Amended	V. 14, p. 1705
91-1-36	Revoked	V. 14, p. 1706
91-1-44	Amended	V. 14, p. 1706
91-1-45	Amended	V. 14, p. 1706
91-1-46	Amended	V. 14, p. 1706
91-1-48	Amended	V. 14, p. 1706
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
91-1-103	Revoked	V. 14, p. 1707
91-1-103b	Amended	V. 14, p. 1707
91-1-114a	Amended	V. 14, p. 1707
91-1-115a	Amended	V. 14, p. 1707
91-1-117a	Amended	V. 14, p. 1708
91-1-118a	Amended	V. 14, p. 1708
91-1-123	Revoked	V. 14, p. 1708
91-1-127a	Amended	V. 14, p. 1708
91-1-128a	Revoked	V. 14, p. 1708
91-1-145	Amended	V. 14, p. 1709
91-1-146d	Amended	V. 14, p. 1709
91-12-22	Amended	V. 15, p. 226
91-12-23	Amended	V. 14, p. 91
91-12-25	Amended	V. 14, p. 91
91-12-29	Revoked	V. 14, p. 92
91-12-34	Revoked	V. 14, p. 92
91-12-35	Amended	V. 14, p. 92
91-12-41	Amended	V. 14, p. 92
91-12-42	Amended	V. 14, p. 93
91-12-51	Amended	V. 14, p. 94
91-12-54	Amended	V. 14, p. 94
91-12-55	Amended	V. 15, p. 230
91-12-56	Amended	V. 14, p. 94
91-12-60	Amended	V. 14, p. 95
91-12-61	Amended	V. 15, p. 230
91-12-74	New	V. 14, p. 95

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-38-1	Amended	V. 14, p. 676
100-69-1 through 100-69-9	New	V. 15, p. 1021, 1022

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-1	Amended	V. 14, p. 1014
102-1-4	Amended	V. 14, p. 488
102-1-5	Amended	V. 14, p. 488
102-1-10	Amended	V. 14, p. 1015
102-1-13	Amended	V. 14, p. 1016
102-2-3	Amended	V. 14, p. 1016
102-3-2	Amended	V. 14, p. 1016
102-4-1	Amended	V. 14, p. 489
102-4-2	Amended	V. 14, p. 1016
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
102-5-2	Amended	V. 14, p. 1016
102-6-1	New	V. 14, p. 796
102-6-2	New	V. 14, p. 797
102-6-4	New	V. 14, p. 797
102-6-5	New	V. 14, p. 797
102-6-8	New	V. 14, p. 798
102-6-9	New	V. 14, p. 798
102-6-10	New	V. 14, p. 798
102-6-11	New	V. 14, p. 799
102-6-12	New	V. 14, p. 799

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-9-1	Amended	V. 14, p. 1710
109-10-1	Amended	V. 14, p. 1242

AGENCY 111: 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. 15, p. 881
111-2-2	Amended	V. 12, p. 1261
111-2-2a through		
111-2-2e	New	V. 14, p. 1633, 1634
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. 14, p. 1634
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	Revoked	V. 14, p. 972
111-2-28	New	V. 12, p. 1844
111-2-29	Revoked	V. 14, p. 972
111-2-30	Amended	V. 15, p. 1054
111-2-31	New	V. 14, p. 170
111-2-32	New	V. 14, p. 311
111-2-33	Amended	V. 14, p. 1741
111-2-34	Amended	V. 14, p. 722
111-2-35	New	V. 14, p. 796
111-2-36	New	V. 14, p. 908
111-2-37	New	V. 14, p. 1094
111-2-38	New	V. 14, p. 1741
111-2-39	New	V. 14, p. 1502
111-2-40	New	V. 14, p. 1502
111-2-41	New	V. 14, p. 1742
111-2-42	New	V. 14, p. 1742
111-2-43	New	V. 15, p. 287
111-2-44	New	V. 15, p. 288
111-2-45	New	V. 15, p. 288
111-2-46	New	V. 15, p. 624
111-2-47	New	V. 15, p. 882
111-2-48	New	V. 15, p. 1055
111-2-49	New	V. 15, p. 1055
111-2-50	New	V. 15, p. 1056
111-3-1	Amended	V. 14, p. 908
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. 14, p. 909
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
111-4-66 through		
111-4-77	New	V. 7, p. 207-209
111-4-96 through		
111-4-114	New	V. 7, p. 1606-1610
111-4-100	Amended	V. 14, p. 972
111-4-101	Amended	V. 14, p. 972
111-4-102	Amended	V. 12, p. 1114
111-4-103	Amended	V. 10, p. 1211
111-4-104	Amended	V. 14, p. 972
111-4-105	Amended	V. 14, p. 972
111-4-106	Amended	V. 14, p. 973
111-4-106a	Amended	V. 14, p. 974
111-4-107	Amended	V. 11, p. 978
111-4-108	Amended	V. 14, p. 974
111-4-110	Amended	V. 11, p. 978
111-4-111	Amended	V. 9, p. 1366
111-4-112	Amended	V. 14, p. 974
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. 14, p. 1094
111-4-412	Amended	V. 11, p. 1475
111-4-413	Amended	V. 11, p. 1475

(continued)

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
112-3-16	Amended	V. 14, p. 751
112-3-17	Amended	V. 15, p. 182
112-3-19	Amended	V. 15, p. 222
112-4-1	Amended	V. 15, p. 223
112-4-4a	New	V. 15, p. 182
112-5-2	Amended	V. 15, p. 224
112-6-2	Amended	V. 15, p. 224
112-9-1	Amended	V. 14, p. 751
112-9-21a	Amended	V. 14, p. 751
112-10-35	Amended	V. 15, p. 599
112-10-38	Amended	V. 15, p. 887
112-12-10	Amended	V. 14, p. 1102
112-12-14	Amended	V. 14, p. 1632
112-16-14	Amended	V. 14, p. 1633
112-17-1		
through		
112-17-13	Amended	V. 14, p. 752-756
112-17-15	Amended	V. 15, p. 888

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 14, p. 949
115-2-2	Amended	V. 14, p. 949
115-2-3	Amended	V. 14, p. 950
115-2-5	Amended	V. 15, p. 1093
115-4-1	Amended	V. 15, p. 546
115-4-3	Amended	V. 15, p. 547

115-4-5	Amended	V. 15, p. 548
115-4-6	Amended	V. 14, p. 495
115-4-7	Amended	V. 15, p. 549
115-4-8	Amended	V. 14, p. 498
115-18-6	New	V. 14, p. 950
115-18-14	Amended	V. 14, p. 1244
115-20-1	Amended	V. 14, p. 123
115-30-3	Amended	V. 14, p. 123
115-30-11	New	V. 14, p. 950

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 15, p. 489
117-2-2	Amended	V. 14, p. 533
117-3-2	Amended	V. 14, p. 534
117-4-2	Amended	V. 14, p. 534
117-6-3	Amended	V. 15, p. 489
117-8-1	Amended	V. 15, p. 490

AGENCY 121: DEPARTMENT OF CREDIT UNIONS

Reg. No.	Action	Register
121-1-1	New	V. 14, p. 1214
121-2-1	New	V. 15, p. 887

AGENCY 122: POOLED MONEY INVESTMENT BOARD

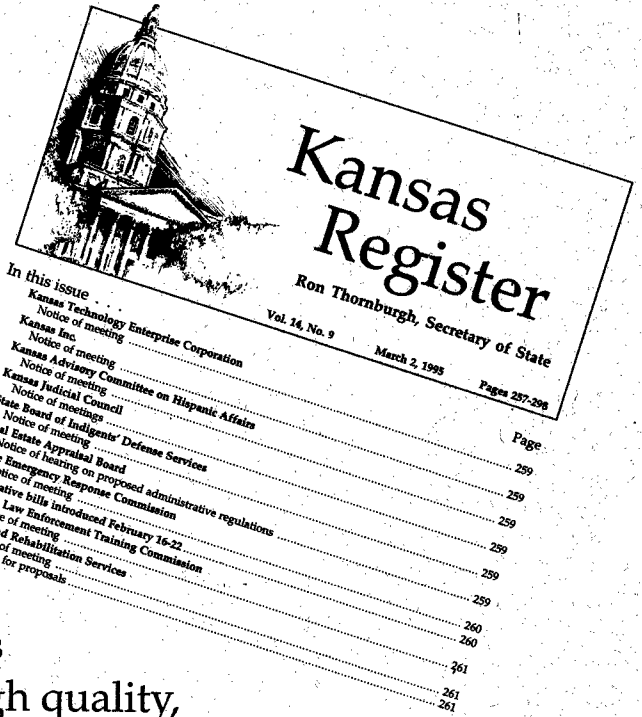
Reg. No.	Action	Register
122-1-1	New	V. 14, p. 1126, 1499
122-2-1	New	V. 14, p. 1126, 1499
122-2-2	New	V. 14, p. 1126, 1499
122-3-1		
through		
122-3-10	New	V. 14, p. 1127, 1128 1499-1501
122-3-11	New	V. 15, p. 985
122-4-1	New	V. 14, p. 1128, 1501
122-5-1	New	V. 14, p. 1128, 1501

Order a custom-made loose-leaf binder for the Kansas Register!

Custom-made Kansas Register binders are now available. These binders will attractively hold up to a year's worth of your copies of the Kansas Register for permanent use. They are high quality, durable casebound Swing Hinge® binders made by McBee Loose Leaf Binder Products. (A Swing Hinge® binder has more capacity and allows for easier interfiling than standard ring binders.) The three-inch binders feature dark blue supported vinyl covering and gold imprinting.

\$12 each, includes shipping and handling.

(Kansas residents must include an additional \$.74 state and local sales tax.)



Clip and mail

Please send _____

Kansas Register Binders @ \$12 each

(Note: Kansas residents must include an additional \$.74 state and local sales tax.)

Total enclosed _____

Ship to:

Shipping is by
 U.P.S. Delivery Service –
 Street address is necessary.

Mail this form, with payment, to: Kansas Register, Kansas Secretary of State, 2nd Floor, State Capitol, 300 S.W. 10th Ave., Topeka, KS 66612-1594

**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**