

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 16, No. 11 March 13, 1997 Pages 393-422

Department of Health and En	vironment			·	tang kalan Pangkaran			4	Poja do			, 5.5
Notice of hearing on federa Requests for comments on Notice concerning Kansas v	proposed air q	uality perm	its				• • • • • • • • • • • • • • • • • • •				396	3 6, 3 4
Social and Rehabilitation Service of hearing on federa Notice of hearing on propo	l block grants	tive regulat	ions									3
Kansas Insurance Department Notice of hearing on propo Notice of creation of pharm	t sed administra	tive regulat	ions									3
Office of the Governor Executive Order No. 97-4						<i>a</i> ' - '			4.15			
Legislative bills and resolutio	ns introduced	February 2	7-March 5									
Secretary of State Notice of hearing on propo Executive appointments Notice of corporations forfe	sed administra	itive regulat	ions									••
Information Network of Kans Notice of meeting	96										·	
Kansas, Inc. Notice of meeting					. •			and the same				
State Corporation Commissio Notice of motor carrier hea	n rings	•••••									,	••
Kansas Commission on Gove Advisory Opinions No. 97-	rnmental Stan 5 through 97-7	dards and (onduct									
Department of Administration Public notice			. '								1	
Department of Administration Notice to bidders for state	n_Division of	Purchages		100			1					
Kansas Military Board Notice of meeting												• •
Pooled Money Investment Bo Notice of investment rates.	1000		· · · · · · · · · · · · · · · · · · ·		• • • • • • • • • • • • • • • • • • • •							••
Notice of Bond Sale City of Onaga Franklin County	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,											`. ••;
University of Kansas Medical Notice to bidders	Center		••••					•••••				
Notice of Bond Redemption Finney County			••••		· · · :		,			•••••		
Permanent Administrative Re Department of Education		•					. jes 2 		·····			
Board of Veterinary Medical		A 1 A 1 A 1 A 1 A 1 A 1 A 1 A 1 A 1 A 1			1.7							•.•

Department of Health and Environment

Notice of Hearing on Federal Block Grants

The House Appropriations Committee of the Kansas Legislature will conduct a public hearing at 1:30 p.m. Friday, March 21, in Room 514-S, State Capitol, 300 S.W. 10th, Topeka. The scheduled agenda includes the maternal and child health services block grant and the preventive health and health services block grant.

James J. O'Connell Secretary of Health and Environment

Doc. No. 018831

State of Kansas Social and Rehabilitation Services

Notice of Hearing on Federal Block Grants

The House Appropriations Committee of the Kansas Legislature will conduct a public hearing at 1:30 p.m. Friday, March 21, in Room 514-S, State Capitol, 300 S.W. 10th Ave., Topeka. The scheduled agenda includes social service block grant; low income home energy assistance block grant; community, mental health services block grant; block grant for the prevention and treatment of substance abuse; and projects for assistance in transition from homelessness (formerly mental health services for the homeless) block grant.

Rochelle Chronister Secretary of Social and Rehabilitation Services

Doc. No. 018817

State of Kansas

Kansas Insurance Department

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Tuesday, May 13, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the revocation of an existing rule and regulation of the

Kansas Insurance Department.

The 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to Anne Haught, Kansas Insurance Department, 420 S.W. 9th, Topeka, 66612-1678. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. A copy of the regulation and the economic impact statement may be obtained by contacting the Kansas Insurance Department.

A summary of the regulation and its economic impact

follows:

K.A.R. 40-2-21. This regulation is being revoked and has been replaced by K.A.R. 40-2-24. There should be no economic impact.

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 Anne Haught at (913) 296-2188.

Kathleen Sebelius Kansas Insurance Commissioner

Doc. No. 018839

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Office of the Governor

Executive Order No. 97-4

WHEREAS, Kyle and Chrystine Moore were murdered in their home in Dickinson County, Kansas, on or about February 17, 1997; and

WHEREAS, the offer of a reward will enhance the efforts of the agencies and officers involved in the investi-

gation of this heinous crime;

NOW, THEREFORE, by virtue of the authority vested in me by K.S.A. 75-113, I, Bill Graves, Governor of the State of Kansas, do hereby offer a reward of five thousand dollars (\$5,000.00) for information leading to the arrest and conviction of the murderer or murderers of Kyle and Chrystine Moore.

This document shall be filed with the Secretary of State as Executive Order No. 97-4, and shall become effective

immediately.

Dated March 3, 1997.

Bill Graves Governor Attest: Ron Thornburgh Secretary of State

Doc. No. 018820

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were recently introduced by the 1997 Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (913) 296-4096.

Bills/Resolutions introduced February 27-March 5:

House Bills

HB 2509, An act concerning the state board of technical professions; changing the name of the board to the state board of professional engineers, architects, land surveyors and landscape architects; relating to certain fees; licenses by reciprocity; application to certain practices and persons; amending K.S.A. 12-1511, 12-1528, 12-1544, 31-150, 58-1314, 74-7008, 74-7009, 74-7024, 74-7035, 74-7037 and 74-7039 and K.S.A. 1996 Supp. 44-508, 74-7003, 74-7004, 75-1251 and 75-3717 and repealing the existing sections.

HB 2510, An act amending the Kansas parimutuel racing act; amending K.S.A. 74-8809 and 74-8811 and K.S.A. 1996 Supp. 74-8810, 74-8831, 74-8836 and 79-4801 and repealing the existing sections.

House Concurrent Resolutions

HCR 5020, A proposition to amend section 2 of article 2 of the constitution of the state of Kansas, relating to senators and representatives.

Senate Bills

SB 381, An act relating to banks and banking; providing for a prohibition on merger transactions involving out-of-state banks and on interstate branching by merger or acquisition, by Committee on Federal and State Affairs.

Senate Resolutions

SR 1820, A resolution in memory of Velma Paris.

Doc. No. 018816

State of Kansas

Secretary of State

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Monday, May 12, 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 Kansas Administrative Regulations 7-19-1, 7-19-2, 7-19-3, 7-19-4 and 7-19-7, which pertain to electronic filing of documents under the uniform commercial code and chapters 17 and 56 of the Kansas statutes annotated. These regulations are proposed for adoption on a permanent basis.

K.A.R. 7-19-1 defines terms pertaining to electronic fil-

ing

K.A.R. 7-19-2 defines authorized persons who may use electronic filing and describes how an authorized person may use electronic filing.

K.A.R. 7-19-3 describes the necessary contents of a doc-

ument for electronic filing.

K.A.R. 7-19-4 describes the necessary signatures for an

electronically-filed document.

K.A.R. 7-19-7 authorizes the electronic filing of documents by the means of the ASC X12 154 standards promulgated by the American National Standards Institute.

These regulations are expected to have minimal economic impact on governmental agencies and 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 Melissa Wangemann, Legal Counsel, Office of the Secretary of State, 2nd Floor, State Capitol, 300 S.W. 10th Ave., Topeka, 66612.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Melissa Wangemann at (913) 296-4801.

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 statements may be obtained at the address above or by

calling (913) 296-2114.

Ron Thornburgh Secretary of State

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board of Directors will meet at 2 p.m. Thursday, March 20, at Kansas, Inc., 632 S.W. Van Buren, Suite 100, Topeka. The meeting is open to the public.

Charles R. Warren Chairman

Doc. No. 018842

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. Hall Brothers Construction Company, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of sulfur oxides (SOx) and particulate matter less than 10 micrometers (PM-10) 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.

Hall Brothers Construction Company, Inc., Marysville, owns and operates a portable hot-mix asphalt facility.

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 north central district office, 2501 Market Place, Salina. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Beth Rowlands, (913) 827-9639, at the KDHE north central 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 April 14 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 April 14 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 018823

State of Kansas

Kansas, Inc.

Notice of Meeting

The Kansas, Inc. Board of Directors will meet from 1 to 4 p.m. Friday, March 21, in the second floor conference room of the Kansas Technology Enterprise Corporation office, 214 S.W. 6th, Topeka. The meeting is open to the public.

Charles R. Warren President

Doc. No. 018843

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. Hi-Plains Sand, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of sulfur oxides (SOx) and particulate matter less than 10 micrometers (PM-10) 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.

Hi-Plains Sand, Inc., Kanopolis, owns and operates a

portable hot-mix asphalt facility.

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 north central district office, 2501 Market Place, Salina. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Beth Rowlands, (913) 827-9639, at the KDHE north central 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 April 14 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 April 14 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

State of Kansas Social and Rehabilitation Services

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Friday, May 16, in the SRS board room, sixth floor, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of one new rule and regulation and the revocation of four existing rules and regulations on a permanent basis effective 15 days after publication in the Kansas Register. Telephone conference will not be available.

This 60-day notice of the public hearing shall constitute a public comment period for the proposed regulations. All interested parties may submit written comments prior to the hearing or during the public hearing to Hope Burns, Office of the Secretary, Docking State Office Building, Room 603-N, 915 S.W. Harrison, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views. It may be necessary to request each participant to limit any oral presentation to five minutes. Optional changes in regulations related to federal programs are subject to approval by the U.S. Department of Health and Human Services.

Copies of the regulations and the economic impact statement may be obtained by contacting Hope Burns at

(913) 296-3969.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Hope Burns at (913) 296-3969 or by calling the Kansas Relay Center at 1-800-766-3777.

Final adoption of these regulations will take place at 9 a.m. Tuesday, May 20, in the SRS executive conference room, 603-N, Docking State Office Building. Telephone conference will not be available.

A summary of the proposed regulations and the economic impact follows.

Article 26.—STATE PSYCHIATRIC HOSPITAL; CATCHMENT AREAS; ASSISTANCE TO COUNTIES; PATIENT FUNDS; AND MEDICAL INFORMATION

30-26-1a. State hospital catchment areas. This regulation replaces K.A.R. 30-26-1 and 30-26-2. It realigns the state psychiatric hospital catchment areas to eliminate the Topeka State Hospital district necessitated by the closure of that facility.

30-26-1. State hospital districts. This regulation is being revoked in favor of new 30-26-1a.

30-26-2. Admission to state hospitals. This regulation is being revoked in favor of new 30-26-1a.

30-26-4. Duties of district offices. This regulation is being revoked because it is no longer necessary or needed. K.A.R. 30-26-4 addressed certain information the district (now area) offices were charged to obtain and provide to the state psychiatric hospitals. This information is now obtained by social worker staff at the hospitals.

30-26-7. Change in patient status, placement, or leave. This regulation is being revoked because it is no longer necessary or needed. K.A.R. 30-26-7 permitted the superintendent at the state psychiatric hospitals to place patients on partial and out-patient status. These treatment statuses are no longer utilized.

Economic Impact: None, or is offset by the shift of resources to community-based care pursuant to the mental health reform program.

Rochelle Chronister Secretary of Social and Rehabilitation Services

Doc. No. 018822

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 Gates Rubber Company has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of volatile organic compounds (VOCs) and hazardous air pollutants (HAPs) 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 Gates Rubber Company, Denver, Colorado, owns and operates a rubber hose manufacturing facility located

at 999 Michigan Ave., Iola.

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 Troy B. Percival, (913) 296-6439, at the KDHE central office, or Lynn Ranabarger, (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 Troy B. Percival, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business April 14 in order to be considered in formu-

lating 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 April 14 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

State Corporation Commission

Notice of Motor Carrier Hearings

The following motor carriers have filed various applications and are scheduled for hearings at 9:30 a.m. April 8 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. This list does not include cases which have been continued from earlier assigned hearing dates for which parties of record have received notice.

Requests to inspect and copy the notices provided to the parties and questions in regard to these hearings should be addressed to the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (913) 271-3225 or 271-3151. The presiding officer for these matters is Dan Riley, Assistant General Counsel, (913) 271-3159. Anyone needing special accommodations should give notice to the commission 10 days prior to the scheduled hearing date.

Attention should be directed to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Be-

fore the Commission."

Applications for Certificate of Public Service:

Kenneth N. Andrews, Sr. & Kenneth N. Andrews, Jr., dba Andrews Transportation, MCID No. 154325

Todd & Kelly Carlile, dba KT Trucking, MCID No. 153123 Crieg Grandy, MCID No. 154400

J-D Trucking, Inc., MCID No. 154413

Buford Kurr, dba Five Star Transport, MCID No. 154063 Linn County Grain and Supply Company, Inc., MCID No. 154062

Luther C. Miller, dba L.C. Miller Trucking, MCID No. 154064

William Earl Nelson, dba L & L Trucking, MCID No. 154058

OTR Express, Inc., MCID No. 122468

Homero & Eloy Pando, dba Pando Trucking, MCID No. 154411

Pure Country Trucking, Inc., MCID No. 154224 Steven L. Sage, dba Sage Brothers, MCID No. 154060 Merlin D. Stout, dba Stouts Trucking, MCID No. 154416 Nick Stremel, dba Stremel Oilfield Service, MCID No. 154059

Amended Application for Certificate of Public Service: Leidig Bros. Inc., MCID No. 154023

Application for Certificate of Convenience and Necessity:

James' Robert Barnes, dba Mastery Moving, MCID No. 154061

Applications for Name Change of Certificates of Public Service:

Rita L. Baker, dba Henderson Farms, TO: Rita L. Henderson, dba Henderson Farms, MCID No. 152942

Dean DeCoudres, dba Wagon Wheel Trucking, TO: Dean E. DeCoudres, dba Wagon Wheel, MCID No. 126379

Kenneth R. Long, dba Long's Oil Company, TO: Kenneth R. Long, dba Long's Transport Company, MCID No. 115740

Pre-Fab Transit Co., TO: PFT Roberson, Inc., MCID No. 106998

Don Carlile Administrator Transportation Division

Doc. No. 018836

State of Kansas

Kansas Commission on Governmental Standards and Conduct

Advisory Opinion No. 97-5

Written February 25, 1997, to Philip E. Winter, Lyon County Counselor, Emporia.

This opinion is in response to your letter of February 10, 1997, 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. 75-4301a et seq.). We note at the outset that the commission's jurisdiction concerning your question is limited to the application of K.S.A. 75-4301a 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 Lyon County counselor. You advise us that in the last general election Peggy Torrens was elected as Lyon County commissioner. Ms. Torrens' son, Russell Torrens, is employed as a noxious weed supervisor for Lyon County.

Ouestion

Is it a violation of the local level conflict of interest laws for an individual to be elected county commissioner when that individual's son is employed by the county?

Opinion

We have reviewed the local level conflict of interest laws (K.S.A. 75-4301a et seq.) in their entirety, and nothing in those laws applies to your question. Therefore, the situation you describe would not be a violation of those laws.

Advisory Opinion No. 97-6

Written February 25, 1997, to Robert L. Earnest, City Attorney, Russell.

This opinion is in response to your letter of February 3, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the application of the local level conflict of interest laws (K.S.A. 75-4301a et seq.). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 75-4301a 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 city attorney for the City of Russell. You advise us that the position of city treasurer is currently open. One of the applicants for the position is the spouse of a certified public accountant whose firm has a contract with the city. This contract calls for the firm to conduct audits of the city, including the treasurer's office. The contract is for three years, and was entered into by the city two years ago.

Ouestion

Is it a violation of the local level conflict of interest laws for a governmental officer or employee to be audited by his or her spouse's accounting firm?

Opinion

We have reviewed the local level conflict of interest laws in their entirety, and K.S.A. 75-4304(a) is the only section that may apply to your situation. That subsection states:

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.

We first note that the applicant would have a "substantial interest" in the firm by virtue of the spouse's employment (see K.S.A. 75-4301a). However, so long as the applicant, once in office, did not personally participate at all in the making of a contract between the city and the accounting firm, this section would not apply and there would not be a violation of the law.

Advisory Opinion No. 97-7

Written February 25, 1997, to Daniel Eric Stonecipher, Department of Revenue, Topeka.

This opinion is in response to your letter of February 10, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the application of 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 a manager in the Collections Division of the Kansas Department of Revenue (KDOR). You advise us that KDOR had a contractual relationship with GC Services concerning debt collection, and that this contract existed prior to you joining the Collections Division.

You further advise us that in July of 1995, KDOR awarded a contract to American Management Systems (AMS). AMS then contracted with GC Services to provide supplemental collection services. In July of 1996, KDOR and AMS began negotiations for an additional contract. You were not part of these negotiations. The resulting

contract between KDOR and AMS contemplated a renewal of the AMS-GC Services subcontract. KDOR would eventually be assigned the AMS rights to the subcontract.

You did review this proposed contract language and offered your opinion on whether the technical language of the contract reflected the intent of the parties. The subcontract itself was negotiated by an AMS representative with an agent of GC Services. You offered some technical language which KDOR management incorporated into the final document. However, this language did not relate to any material provision of the agreement.

You did not participate in the selection of GC Services as the subcontractor, nor did you participate in the negotiation of the contract. You also did not participate in the KDOR and AMS decision to renew GC's subcontract, or negotiate any material terms with GC Services.

The contract between AMS and GC Services has not been executed, nor has the assignment of the contract from AMS to KDOR taken place. GC Services has contacted you about going to work for them after terminating state employment.

Ouestion

Based on the factual scenario you describe, we understand you ask the following questions:

1. Since GC Services is a subcontractor, and KDOR has yet to take assignment of that contract from AMS, do the provisions of K.S.A. 46-233 apply?

2. If K.S.A. 46-233 does apply, does your role in reviewing the draft contract document negotiated between AMS and GC Services constitute "participation" and thus bar you from accepting employment with GC Services for one year after terminating state employment?

Opinion

K.S.A. 46-233(a) may apply to your situation. That subsection in pertinent part states:

. . .Whenever any individual has, within the preceding two years participated as a state officer or employee in the making of any contract with any person or business, such individual shall not accept employment with such person or business for one year following termination of employment as a state officer or employee.

We first note that although KDOR has not undertaken assignment of the AMS-GC Services subcontract, this subsection could still apply since the KDOR-AMS contract involved the AMS-GC Services subcontract.

The issue becomes whether or not your review of the contract and subcontract constitutes "participation" such that you could not accept employment with GC Services for one year. The commission believes that you did "participate" by virtue of reviewing, giving approval to and amending the KDOR-AMS contract, which included the AMS-GC Services subcontract.

Therefore, it is our opinion that you have "participated in the making of a contract" between KDOR and GC Services. Thus, you could not accept employment with GC Services for one year following termination of your employment with KDOR.

Diane Gaede Chair

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. The following appointments, which are effective immediately unless otherwise specified, were recently filed with the Secretary of State:

State Representative, 61st District

Vern Osborne, 6940 Kirther Drive, St. George, 66535. Term expires when a successor is elected and qualifies according to law. Succeeds Edward Pugh, resigned.

Finney County Commissioner, 1st District

Dennis Kleysteuber, 13060 S. Road 20, Garden City, 67846. Term expires when a successor is elected and qualifies according to law. Succeeds Gary D. Dick, resigned.

Kansas Development Finance Authority

Thomas A. Page, 715 Stagecoach, Wichita, 67230. Term expires January 15, 2001. Succeeds Keith Nitcher.

Kansas Commission on Disability Concerns

Tessa Lee Goupil, 1917 S.E. Ohio Ave., Topeka, 66607. Appointed by the Senate Minority Leader to serve as his designee.

Deryl Schuster, 27931 W. 87th, Viola, 67149. Appointed by the President of the Senate to serve as his designee.

Information Network of Kansas

Thomas A. Adrian, Old Mill Plaza, Suite 400, P.O. Box 825, Newton, 67114. Term expires September 30, 1999. Reappointment.

Thomas G. Winters, Sedgwick County Courthouse, 525 N. Main, Wichita, 67203. Term expires September 30, 1999. Succeeds M. Charlotte Shawver.

Kansas, Inc. Board of Directors

Rep. Dennis Wilson, 10713 W. 118th Terrace, Overland Park, 66210. Appointed by the Speaker of the House.

Pooled Money Investment Board

Robert J. McAdoo, 5050 W. 87th, Prairie Village, 66207. Term expires March 15, 2000. Succeeds Donald R. Paxon.

Retail Wheeling Task Force

Sen. Karin Brownlee, 1232 S. Lindenwood Drive, Olathe, 66062. Appointed by the President of the Senate. Succeeds Sen. Nick Jordan.

Workforce Investment Partnership Council

Barbara R. Cole, 1100 Fleming Court, #104, Topeka, 66604. Serves at the pleasure of the Governor. Succeeds Greg Jones.

Ron Thornburgh Secretary of State

Doc. No. 018825

State of Kansas

Kansas Insurance Department

Notice of Creation of Pharmacy Network

Pursuant to K.S.A. 40-2,153, the Commissioner of Insurance is publishing notice that one pharmacy network has been created in the State of Kansas: The Principal Health Care Pharmacy Network. For further information, contact Anne Haught at the Kansas Insurance Department, (913) 296-2188.

Kathleen Sebelius Commissioner of Insurance

Doc. No. 018828

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 65-34,117(c), as amended by 1996 House Bill No. 2966, records of the Division of Accounts and Reports show the unobligated balances are \$3,156,247.10 in the underground petroleum storage tank release trust fund and \$984,862.76 in the aboveground petroleum storage tank release trust fund at February 28, 1997.

Daniel R. Stanley Secretary of Administration

Doc. No. 018821

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, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, March 24, 1997

32350

Department of Transportation—Ready mix concrete (Kansas City, Kansas)

32359

Kansas Supreme Court—Lockbox services 32366

Kansas Correctional Industries—Liquid detergent concentrate

5558

Emporia State University—Multimedia/video equipment

5563

Department of Transportation—Utility body trucks, various locations

Tuesday, March 25, 1997

32348

Statewide—Air charter service

32357

Kansas Highway Patrol—Janitorial services, South Haven

5533

Parsons State Hospital—Fiber optic cable and connectors

5534

Emporia State University—Padmount switches
5535

Department of Transportation—Furnish and install fence materials, various locations

5556

Kansas Highway Patrol—Deck/dash emergency light 5557

Kansas State University—Multimedia projector equipment

5561

Kansas State University—Provide student modules and podium

Wednesday, March 26, 1997 32360

Department of Wildlife and Parks—Agricultural services (Hillsdale Public Lands)

32361

Kansas Correctional Industries—Various paint resins 32364

University of Kansas Medical Center—High efficiency air filters

5546

Department of Wildlife and Parks—Fish feed, various locations

Thursday, March 27, 1997 A-7871 Rev.

University of Kansas—Food service renovation, Phase 2, Burge Union

A-8091

University of Kansas—ADA accessibility and architectural remodeling, Robinson Center and Dyche Hall

5547

Topeka State Hospital—Asbestos removal on condensate tank receiver

Friday, March 28, 1997

5553

Kansas State University—Pickup truck

Department of Transportation—Rip rap aggregate, Sparks

5555

Kansas Highway Patrol—Helicopter search light system, Salina

5559

Department of Social and Rehabilitation Services— Access control with cylinder, Wichita

5560

Pittsburg State University—Furnish all labor and materials for concrete walks

5562

Department of Transportation—Construction equipment, Topeka and Salina

5564

Department of Transportation—Cargo van, Garden City

5565

Adjutant General's Department—Furnish and install environmental control system

5566

Department of Transportation—Concrete tools, various locations

5567

Department of Administration, Division of Information Systems and Communications—Sale of IBM 3090-400E processor

5574

Pittsburg State University—Turf utility vehicle

Tuesday, April 1, 1997

A-8145

Kansas State University—Reroof, east roof, Veterinary Clinical Science Building

Tuesday, April 8, 1997

A-7910/A-8140
Parsons State Hospital—Reroof old power plant and stach removal

A-7966

University of Kansas—Reroof Bailey Hall
A-8201

University of Kansas—Remodel classrooms, Learned Hall

Wednesday, April 9, 1997

A-7893

Emporia State University—Hot water heating retrofit, Teacher's Hall of Fame

A-7923

Larned State Hospital—Upgrade ADA, restrooms in auditorium and modify ADA signage

A-7924

Larned State Hospital—Raze sewage treatment plant and utility tunnel

Thursday, April 10, 1997

Fort Hays State University—Elevator additions, Custer and Davis Halls

A-8217

Pittsburg State University—Voice data distribution system extension, campus wide

Thursday, April 17, 1997

32347

Youth Center at Beloit—Pre-natal care for juvenile offenders

Request for Proposals

Thursday, April 10, 1997 32362

Education services for the Department of Corrections

John T. Houlihan Director of Purchases

Kansas Military Board

Notice of Meeting

The Kansas Military Board of the Adjutant General's Department will meet at 10 a.m. Thursday, March 20, at the State Defense Building, Conference Room 102, 2800 S.W. Topeka Blvd., Topeka. An agenda may be obtained by contacting Charles Bredahl, (913) 274-1004.

Charles G. Bredahl Special Assistant to The Adjutant General

Doc. No. 018838

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 February 1997 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 B & L Oil Company, Inc., Ellis, KS.
A. B. Mechanical, Inc., Tonganoxie, KS.
Adam, Inc., Derby, KS.
American Pride Housing Products Compa

American Pride Housing Products Company, Wichita, KS.

Andersons Farm and Home Center, Inc., Oberlin, KS. Auto Parts of Bonner Springs, Inc., Topeka, KS. Auto Parts of Wichita Two, Inc., Topeka, KS.

Bilsons, L.L.C., Wichita, KS.

Boston Pizza Company of Wichita, L.L.C., Wichita, KS.

Boston Pizza Company, L.L.C., Wichita, KS.

Boyles, Inc., Topeka, KS.

Brickstone, L.L.C., Wichita, KS.

Carrol Ball Transport, Inc., Kansas City, KS.

Cedar Creek Wholesale, Inc., Kansas City, KS.

Chew Petroleum Corp., Lyons, KS.

Commercial Floor Maintenance, Inc., Olathe, KS.

Corporate Technology Inc., Overland Park, KS.

Crazy Lumberjack Limited Partnership, Boise, ID.

Culp and Culp, Inc., Beloit, KS.

DJS Contracting Inc., Yates Center, KS.

Doctor Scratch Co., Inc., Salt Lake City, UT.

DRM Exploration, L.L.C., Lawrence, KS.

First Church of God in Valley Center, Kansas,

Valley Center, KS.

Flint Hills Estate Planning Corp., Emporia, KS.

Fraternal Order of Eagles, Holton Aerie #3417, Inc.,

Honon, No.

Frontier International, Inc., Wichita, KS.

Grand Ladies Encampment Auxiliary of Kansas, Inc.,

Hutchinson, KS.

Guthrie Oil, Inc., Great Bend, KS.

Heritage Builders, Inc., Berryton, KS.

J. and N., Inc., North Platte, NE.

JKC Inc., Lawrence, KS.

K.K.B., Inc., Olathe, KS

Kansas Home Builders Inc., Overland Park, KS.

Kansas Home Development Corporation,

Overland Park, KS.

Kansas Veterinary Medical Association, Topeka, KS.

Katie Industries, Inc., Mission, KS.

Kroening Enterprises, Inc., Valley Falls, KS.

Lee Homes, Inc., Wichita, KS.

McLeod's, Inc., Wichita, KS.

MCML Corporation, Lincoln, KS.

Mechanical Contractors Association of Kansas, Inc., Topeka, KS.

Mpressions, Inc., Shawnee Mission, KS.

MWR Construction Co., Inc., Sunrise Beach, MO.

National Training & Development Institute, Inc., Shawnee, KS.

Neosho County Broadcasting, Inc., Chanute, KS.

Nereidas Co., Kansas City, KS.

Norton Fraternal Order of Eagles, Aerie No. 3288, Norton, KS.

Nu Chapter of Sigma Nu, Kansas City, KS.

Nu Walters Co., Leawood, KS.

Phoenix Construction Company, Overland Park, KS.

R.O. Investors, L.L.C., Kansas City, MO.

Say Yes, Inc., Overland Park, KS.

Scandia Feeders, Inc., Scandia, KS.

Son's Service, Inc., Wichita, KS.

Street Scene Shoes of Kansas, Inc., Kansas City, MO.

Street Scene Shoes of Oak Park, Inc., Overland Park, KS.

Suhler Harvesting, Inc., Lyons, KS.

Sunflower Mail Room, Inc., Hutchinson, KS.

The Institute of Internal Auditors, Inc., Wichita Chapter, Wichita, KS.

The International Institute for Applied Cyto Sciences, Inc., Manchester, MA.

The M. P. Charolais Company, Inc., Pittsburg, KS.

The Property Manager, Inc., Lawrence, KS.

The Willow Creek Group, Inc., Leawood, KS.

Topeka Bar Association Auxiliary, Topeka, KS.

Transmedia Technology Corporation, Lenexa, KS.

Treescape & Irrigation, Inc., Wichita, KS.

Ulysses Arts Association, Ulysses, KS.

Wichita Figure Skating Club, Inc., Goddard, KS.

3 D Glass, Inc., Atchison, KS.

Foreign Corporations

A & B Broadcasting, Inc., Lamar, CO. Arctic Leasing, Inc., Kansas City, MO. Atlas Financial Corp., Shawnee Mission, KS. B.I. Systems Corporation, Ann Arbor, MI. Babbage's Inc., Dallas, TX.

Baltrans USA, Inc., Lawrence, NY.

Beltway Construction Incorporated, Dallas, TX.

Centaurus Financial, Inc., Irvine, CA.

Central States Microwave Transmission Company,

Austin, TX.

Chiron Vision Corporation, Claremont, CA. Contract Lodging Corporation, Eden Prairie, MN.

Economy Insulation, Inc., Bridge City, TX.

England Flying Service, Inc., England, AR. F. J. Joseph, Inc., Des Moines, IA. First Community Management Inc., Wichita, KS. Gentry Clothiers, Inc., Cincinnati, OH. Great Plains Leasing, Inc., Pratt, KS. Icot Corporation, San Jose, CA. James B. Enterprises, Inc., Overland Park, KS. Jewelway International, Inc., Tucson, AZ. M. & P. Co., a Delaware Corporation, Wichita, KS. Morgan Stanley Capital Group Inc., New York, NY. National Association of Senior Friends, Nashville, TN. Pitts Engine and Transmission, Inc., Miami, FL. Power Distribution Services, Inc., West Chester, OH. Qwest Communications Corporation, Denver, CO. Sofro Fabrics, Inc., Van Nuys, CA. Software Etc. Stores, Inc., Dallas, TX. Standard Brands Paint Co., Torrance, CA. T & T Systems, Inc., Wichita, KS. Tech Data Corporation, Clearwater, FL. The Graceland College Center for Professional Development and Lifelong Learning, Inc., Independence, MO. Unitog Rental Services, Inc., Kansas City, MO. We Do, Incorporated, Columbus, OH.

Western Atlas Inc., Beverly Hills, CA.
Winzer Corporation, Dallas, TX.

Ron Thornburgh Secretary of State

Doc. No. 018827

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, 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 appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization subject to certain conditions.

Public Notice No. KS-AG-97-61/70

Name and Address	Legal	Receiving
of Applicant	Description	Water
Kimrock Feeders LLP	N/2, Sec. 24,	Upper Arkans
P.O. Box 169	T26S, R27W,	River Basin
Cimarron, KS 67835	Gray County	

Kansas Permit No. A-UAGY-C012 Federal Permit No. KS-0093483
This is an expansion of an existing facility. The proposed capacity of the

facility is 5,000 head (5,000 animal units) of beef 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	Legal	Receiving
of Applicant	Description	Water
Lakin Dairy	E/2, Sec. 32,	Upper Arkansas
P.O. Box 365	T23S, R36W,	River Basin
Lakin, KS 67860	Kearny County	

Kansas Permit No. A-UAKE-D001 Federal Permit No. KS-0093599
This is a new facility for 2,500 head (3,500 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	Legal	Receiving
of Applicant	Description	Water
Chad Herdman	NW/4, Sec. 25,	Little Arkansas
168 11th Ave.	T21S, R4W,	River Basin
Inman, KS 67546	McPherson County	

Kansas Permit No. A-LAMP-S021

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: 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 2.0 months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 8,790 gallons per day and dispersing the wastewater over 18 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Cyrus Wedel	SW/4, Sec. 35,	Smoky Hill
Overland Farms	T18S, R2W,	River Basin
2218 Overland Road	McPherson County	es Marks
Galva, KS 67443		

Kansas Permit No. A-SHMP-S006

This is an existing expansion facility for 2,000 head (0 animal units) of swine (nursery pigs).

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.

(continued)

Name and Address Legal	Receiving
of Applicant Description	Water
Donald E. Becker NW/4, Sec. 2,	Kansas River
Route 1, Box 78 T5S, R11E,	Basin
Centralia, KS 66415 Nemaha County	

Kansas Permit No. A-KSNM-S016

This is an existing facility for 964 head (185 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: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1.0 acre inch per acre per year.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Jeff McHenry	SE/4, Sec. 24,	Solomon River
1159 Treaty Road	T9S, R4W,	Basin
Delphos, KS 67436	Ottawa County	

Kansas Permit No. A-SOOT-S014

This is a new facility for 1,100 head (440 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	Legal	Receiving
7	of Applicant	Description	Water
	Parity Grain, Inc.	NW/4, Sec. 34,	Cimarron River
í	303 Main St.	T34S, R31W.	Basin
	Kismet KS 67850	Coverand Country	

Kansas Permit No. A-CISW-H008 Federal Permit No. KS-0093581 This is a new facility for 6,720 head (2,688 animal units) of finish 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. A plan shall be submitted to the department within 12 months following permit issuance. Upon approval, the plan will become part of this permit. Records shall be maintained on file at the facility and shall be made available upon request by the department which demonstrate compliance with the waste management plan.

The anaerobic lagoon shall be prefilled to a minimum of 50 percent of the required biological volume based on a loading rate of 6 lbs VS/ 1000 cubic feet or 5 feet of depth, whichever is less, prior to being placed into service.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Tim Iwig	SE/4, Sec. 13,	Kansas Rive
3220 Tecumseh Road	T12S, R17E,	Basin
Fecumseh, KS 66542	Shawnee County	

Kansas Permit No. A-KSSN-M003

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: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1 acre inch per acre per year and solids shall be applied at not greater than 18 ton per acre.

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Name and Address	Legal	1	Receiving
of Applicant	Description		Water
Aaron Miller	SE/4, Sec. 9,		Cansas River
Route 1, Box 95	T12S, R10E,		Basin
Alma, KS 66401	Wahaunsee C	onnty	

Kansas Permit No. A-KSWB-B002

This is a new facility for 400 head (200 animal units) of beef 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: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1.0 acre inch per acre per year and solids shall be applied at not greater than 10 ton per acre.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Kent Condray	NW/4 & SE/4.	Lower Republican
KC Pork, Inc.	Sec. 15, NE/4,	River Basin
471 Bismark Road	Sec. 12, T5S, R1E,	
Clifton, KS 66937	Washington Count	y
Kansas Permit No. A-LR		ermit No. KS-0085740

This is an existing facility for 3,700 head (1,480 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: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1.0 acre inch per acre per year and solids shall be applied at not greater than 5 ton per acre.

Public Notice KS-97-026/036

	OTTC (110) 21 OTO OOO
Name and Address	Type of
of Applicant	Waterway Discharge
Baileyville Impr. Dist. 1	Big Blue River Treated domestic
514 Nemaha	via Blk. Vermillion wastewater
Baileyville, KS 66404	via tributaries

Kansas Permit No. M-BB26-OO02 Federal Permit No. KS-0081442 Location: SW1/4, Section 27, Township 2S, Range 11E, Nemaha County Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. The

facility consists of a three-cell wastewater stabilization lagoon system. 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 technology basedrist

	Name and Address	Type of
	of Applicant Waterway	Discharge
	City of Gypsum Gypsum Creek	Treated domestic
	521 Maple	wastewater
7	Gypsum, KS 67448-0313	

Kansas Permit No. M-SH15-OO02 3 Federal Permit No. KS-0092819

Location: NE¹/₄, Section 34, Township 15S, Range 1W, Saline County Facility Description: The proposed action is to issue a new permit for

operation of a new wastewater treatment facility. This facility will replace the existing mechanical wastewater treatment plant. The proposed facility consists of a three-cell wastewater stabilization lagoon system. 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 technology based.

Name and Address of Applicant City of Oberlin

Waterway Republican River via Sappa Creek

Type of Discharge Noncontact cooling water

Oberlin Mun. Pwr. Plt. 107 W. Commercial Oberlin, KS 67749

Kansas Permit No. I-UR17-CO01 Federal Permit No. KS-0085103 Location: SW1/4, Section 1, Township 3S, Range 29W, Decatur County Facility Description: The proposed action is to issue an existing permit

for operation of an existing power plant discharging noncontact cooling water. This facility is a standby electrical generation station used for peaking and emergency power. Use of each of the five diesel engines is about 60 hours per year. The discharge consists of oncethrough city water to cool the turbine intake air for engines 1 and 2. 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 technology based.

Name and Address of Applicant Americold Corp.

Waterway Kansas River via drainage ditch

Type of Discharge Stormwater and pit dewatering

7007 S.W. Cardinal Lane Suite 135 Portland, OR 97224-7140

Kansas Permit No. I-KS27-PO29

Federal Permit No. KS-0088447

Facility Legal: Parts of S23, S26, S27, T11S, R24E, Wyandotte County Facility Location: Americold Corp., Inland Quarries, 7000 Holiday Dr., Box 2926, Kansas City, KS 66110

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing quarry wastewater treatment system. This is an underground limestone quarry conducting mining, crushing and screening operations. The discharge consists of mine dewatering and removal of uncontaminated storm water runoff from stockpile areas. No washing is done at this facility. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant

Ash Grove Aggregates Pleasanton Quarry P.O. Box 70 Butler, MO 64730

Type of Waterway Discharge Marais des Cygnes

Stormwater and pit dewatering Little Sugar Creeks

tributary Kansas Permit No. I-MC35-PO01 Federal Permit No. KS-0115622 Location: NW1/4, S27, T21S, R24E, Linn County

via unnamed

River via Big and

Facility Description: The proposed action is to reissue an existing permit for operation of an existing quarry wastewater treatment system. This is a limestone quarrying and crushing operation with no washing. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water cri-

Name and Address of Applicant Ash Grove Aggregates Welda Quarry P.O. Box 70 Butler, MO 64730

Type of Discharge Waterway Marais des Cygnes Stormwater and River via south fork pit dewatering Pottawatomie River via Bradshaw

Federal Permit No. KS-0093521 Kansas Permit No. I-MC53-PO02 Location: SW1/4, S30, T21S, R20E, Anderson County

Creek

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing quarry wastewater treatment system. This is a limestone quarrying and crushing operation with no washing. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water cri-

Name and Address of Applicant

Fogle Quarry Co., Inc. North Ottawa Quarry 1107 E. 23rd Ottawa, KS 66067

Waterway Marais des Cygnes River via Wilson Creek via

Discharge Stormwater and pit dewatering

Type of

unnamed tributary Federal Permit No. KS-0116084 Kansas Permit No. I-MC31-PO03

Location: SW1/4, S13, T16S, R19E, Franklin County

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing quarry wastewater treatment system. This is a limestone quarrying and crushing operation with washing. Outfalls 001, 003 and 004 discharge pit water and uncontaminated stormwater. Outfalls 002 and 005 discharge treated washwater, after it is treated utilizing a settling pond. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant N.R. Hamm Ouarry, Inc. North Lawrence Quarry

Waterway Kansas River via Mud Creek Type of Dicharge Stormwater and pit dewatering

P.O. Box 17 Perry, KS 66073

Kansas Permit No. I-KS31-PO18

Federal Permit No. KS-0117455

Location: SE14, S35, T11S and NW14, S1, T12S both R19E, **Douglas County**

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing quarry wastewater treatment system. This is a limestone quarrying and crushing operation with washing. Washwater is directed to a settling pond, via an underground pipeline, for treatment. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant LaFarge Corporation Wilson Co. Clay Pit P.O. Box 479

Fredonia, KS 66736

Waterway Verdigris River via Fall River via Salt Creek

Type of Discharge Stormwater and pit dewatering

Federal Permit No. KS-0088242

Kansas Permit No. I-VE18-PO02 Location: NW1/4, S11, T29S, R14E, Wilson County

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing clay pit mining wastewater treatment system. This is a clay quarrying operation. The only discharge is quarry pit dewatering and uncontaminated stormwater runoff. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant . Nelson Quarries, Inc. Pittsburg Quarry P.O. Box 124 LaHarpe, KS 66751

Waterway

tributary

Type of Discharge Stormwater and Neosho River via Lightning Creek pit dewatering via Lime Creek via unnamed

Kansas Permit No. I-NE57-PO10

Federal Permit No. KS-0087190

Location: NW1/4, S20, T30S, R24E, Crawford County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing quarry wastewater treatment system. This is a limestone quarrying operation with no washing. The only discharge is quarry pit dewatering and uncontaminated stormwater runoff. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

(continued)

Type of

Discharge

Process water

Name and Address of Applicant

Walker Stone Co., Inc. Kansas Falls Quarry P.O. Box 563

Waterway

Type of Discharge

Smoky Hill River Stormwater and via old river oxbow pit dewatering

Chapman, KS 66431 Kansas Permit No. I-SH04-PO02

Federal Permit No. KS-0001813

Location: S25, T12S, R4E, Geary County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing quarry wastewater treatment system. This is a limestone quarrying and crushing operation with some washing. Wastewater is directed to settling basin(s) and trenches for treatment prior to discharging into an old river oxbow of the Smoky Hill River. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Public Notice KS-ND-97-012/014

Name and Address of Applicant Kansas Cowboy, Inc. c/o Don Hafenstein 209 E. 3rd.

Legal Location NW14, S30, T11S, R10E,

Type of Discharge Nonoverflowing

Wabaunsee County

Alma, KS 66401

Kansas Permit No. C-KS01-NO01

Facility Description: The proposed action is to issue a new permit for operation of a new wastewater treatment facility. This permit is for a two-cell nonoverflowing lagoon system treating domestic wastewater. The proposed permit contains 1) supplemental conditions requiring the owner to submit plans and specifications for the department's approval prior to construction, and 2) a schedule of compliance to obtain the services of a KDHE-certified operator.

Name and Address of Applicant Knight's Slaughterhouse c/o Phil Knight 1330 18th Road

Legal Location NW1/4, S1, T20S, R8W

Type of Discharge Nonoverflowing

Rice County Lyons, KS 67554

Kansas Permit No. I-AR56-NP01

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. This facility is a small slaughterhouse which utilizes a one-cell wastewater stabilization lagoon to treat its process wastewater. The facility slaughters an average of six beef cattle and one hog per week. The average wastewater flow is 500 gallons per week.

Name and Address of Applicant Linn Valley Lakes c/o Ken Thompson Route 1, Box L-54

Location SW1/4, S29,

Discharge Nonoverflowing

T19S, R25E,

Linn County

LaCygne, KS 66040

Kansas Permit No. C-MC18-NO01

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. This permit is for a two-cell nonoverflowing, with irrigation, lagoon system treating domestic wastewater. The proposed permit contains a schedule of compliance requiring the owner to obtain the services of a KDHE-certified operator.

Public Notice No. KS-PT-97-002/003

Name and Address of Applicant Clark Manufacturing, Inc. Oxwell, Inc.

Receiving **Facility**

Type of Discharge Wellington WWTF Process water

1936 N. A St.

Wellington, KS 67152

Kansas Permit No. P-AR92-OO04

Facility Description: The proposed action is to re-issue an existing pretreatment permit for operation of an existing wastewater treatment plant. This facility is considered a job shop, which performs sheet metal work, heat treating and chemical conversion coating operations on aluminum parts, for military and commercial aircraft. A painting operation is located on-site but it does not use water and is considered a dry operation. The permit limits are pursuant to state and federal pretreatment requirements.

Receiving

Great Bend WWTF

Facility

Name and Address of Applicant

CPAC, Inc. Fuller Industries

2364 Leicester Road Leicester, NY 14482

Kansas Permit No. P-UA16-OO04

Facility Address: Fuller Industries, Westport Addition, P.O. Box 729, Great Bend, KS 67530

Facility Description: The proposed action is to re-issue an existing pretreatment permit for operation of an existing wastewater treatment plant. This facility manufactures a wide range of household cleaners and floor finishers and strippers. Metal mop handles are processed in a conversion coating process, which consists of a two-stage phosphating operation. The permit limits are pursuant to state and federal pretreatment requirements.

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 April 11 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-97-61/70, KS-97-026/036, KS-ND-97-012/014, KS-PT-97-002/003) 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 5 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

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(l) and 75-4209(a)(1)(B), as amended by 1996 Senate Bill 476.

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Term	Rate
0-90 days	5.22%
3 months	5.28%
6 months	5.51%
9 months	5.60%
12 months	5.75%
18 months	5.98%
24 months	6.07%
36 months	6.25%
48 months	6.35%
	William F. Lewis

William E. Lewis Chairman

Doc. No. 018815

(Published in the Kansas Register March 13, 1997.)

Summary Notice of Bond Sale City of Onaga Pottawatomie County, Kansas \$300,000

General Obligation Sewage Disposal System Bonds Series 1997 Dated April 1, 1997

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated March 1, 1997, sealed bids will be received by the city clerk of the City of Onaga, Pottawatomie County, Kansas (the issuer), on behalf of the governing body at the city clerk's office, City Hall, 319 Prospect St., Onaga, KS 66521, until 7 p.m. Tuesday, April 1, 1997, for the purchase of \$300,000 principal amount of General Obligation Sewage Disposal System Bonds, Series 1997.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated April 1, 1997, and will become due on October 1 in the years as follows:

	5- S	and the second second
Year	Pri	ncipal Amount
1998		\$30,000
1999		30,000
2000		30,000
2001		30,000
2002		30,000
2003		30,000
2004		30,000
2005		30,000
2006		30,000
2007		30,000

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 April 1 and October 1 in each year, beginning April 1, 1998.

Interest Rates

The difference between the highest and lowest interest rate submitted shall not exceed 3 percent. Only one rate of interest shall apply to any single maturity date.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's check or certified check drawn on a bank located in the United States of America in the amount of \$6,000 (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 about May 1, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Bid Price

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.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation of the city for computation of bonded debt limitations for the year 1997 is \$2,639,555, which includes motor vehicle valuation of \$724,010. The total general obligation bonded indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$420,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Fred W. Rausch, Jr., Topeka, 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.

Redemption

Bonds maturing on or after October 1, 2003, shall be subject to call and redemption by the city at its option on October 1, 2002, and on any interest payment date thereafter at par and accrued interest to date of redemption without premium.

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (913) 889-4456, or from bond counsel, Fred W. Rausch, Jr., 220 S.W. 33rd, Suite 201, Topeka, KS 66611.

City of Onaga Pottawatomie County, Kansas

State of Kansas University of Kansas Medical Center

Notice to Bidders

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

Tuesday, April 1, 1997 727100 Sun server upgrade

Wednesday, April 2, 1997 727101 Plate fluorometer

727102

LAN fluke meters

Barbara Lockhart Purchasing Director

Doc. No. 018835

(Published in the Kansas Register March 13, 1997.)

Summary Notice of Bond Sale \$1,250,000 Franklin County, Kansas General Obligation Bonds Series 1997A (Bridges)

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the official notice of bond sale and preliminary official statement dated March 6, 1997, sealed bids will be received by the county clerk of Franklin County, Kansas (the issuer), on behalf of the governing body of the county at the Franklin County Courthouse, 315 S. Main, Ottawa, KS 66067, until 10 a.m. Wednesday, March 26, 1997, for the purchase of \$1,250,000 principal amount of General Obligation Bonds, Series 1997A (Bridges). No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated April 1, 1997, and will become due on September 1 in the years as follows:

Year	Principal Amount
1998	\$35,000
1999	40,000
2000	40,000
2001	45,000
2002	45.000
2003	50,000
2004	50,000
2005	55,000
2006	55,000
2007	60,000

2008	60,000
2009	65,000
2010	70,000
2011 (2001)	70,000
2012	75,000
2013	80,000
2014	85,000
2015	85,000
2016	90,000
2017	95,000

The bonds will be subject to optional redemption prior to maturity as provided in the official notice of bond sale and preliminary official statement.

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 March 1, 1998.

Paying Agent and Bond Registrar

The bank designated in the official notice of bond sale and preliminary official statement or the Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$25,000 (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 at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder without cost to the successful bidder within 45 days after the date of sale.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the county for the year 1996 is \$109,677,704. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$7,412,181.19.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer 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 county clerk.

Dated March 6, 1997.

Franklin County, Kansas Shari Perry, County Clerk Franklin County Courthouse 315 S. Main Ottawa, KS 66067 (913) 229-3410

(Published in the Kansas Register March 13, 1997.)

NOTICE OF REDEMPTION TO THE HOLDERS OF

Finney County, Kansas Single Family Mortgage Revenue Bonds, 1980 Series A Serial Maturities due October 1, 1997 through October 1, 1999 and October 1, 2001, and Term Bonds due October 1, 2009

NOTICE IS HEREBY GIVEN that pursuant to Section 3.01 of the Trust Indenture dated as of January 1, 1980, \$500,000 principal amount of Bonds has been drawn pro rata between maturities and by lot within each maturity, for redemption at par on April 1, 1997.

CUSIP No: 318037AR9, 8.2500%, Due: 10/01/1997, Redemption Price: 100.00%, Total Amount Called: \$20,000 Bearer Bonds called in the amount of \$5,000 each: 1014 1033 1071 1097

CUSIP No: 318037AS7, 8.4000%, Due: 10/01/1998, Redemption Price: 108.00%, Total Amount Called: \$10,000

Registered Bonds called in the amount indicated below all with prefix 'R1': 513....\$5,000 515....\$5,000

CUSIP No: 318037AT5, 8.5000%, Due: 10/01/1999, Redemption Price: 100.00%, Total Amount Called: \$30,000

Registered Bonds called in the amount indicated below: \$5,000 R1 345 \$5,000 R1 504 \$5,000 R1 553 \$5,000 R 508 .. R1 558 ... \$10,000

CUSIP No: 318037AU2, 8.7500%, Due: 10/01/2001 Redemption Price: 100.00%, Total Amount Called: \$60,000

Bearer Bonds called in the amount of \$5,000 each: 396 1398 1406 1432 1502 1627 1642 1646 1682 1391

CUSIP No: 318037AVO, 8.9500%, Due: 10/01/2009, Redemption Price: 160.00%, Total Amount Called: \$380,000

ž.	· Beare	r Bonds	called	in the	amount	01 35.	000	<u>eacn:</u>	
1725	1728				1794	1802	1805	1808	1841
1842		1857		1873	1874	1956	1963	1995	2018
2028	1777	2038	2065	2126	2143	2153	2178	2571	2742
2821	7	2885	2927	2928	2963	2964	2996	3069	3115
3117		3121	3228	3284	3315	3318	3322	BRF	2088
3517	0120	0,2,							2.0

Registered Bonds called in the amount indicated below:

R 459\$5,000 R 562\$5,000 R1 298\$5,000 R1 300\$10,000
R1 30210,000 R1 3035,000 R1 3095,000 R1 3105,000
R1 3185,000 R1 3575,000 R1 41510,000 R1 5115,000
R1 5525,000 R1 55650,000 R21 5125,000

Coupon Bonds with the April 1, 1997 and all subsequent coupons attached, and Registered Bonds called in full or in part, should be presented to:

If by Mail: (FULLY REG)

First Trust National Association

First Trust National Association First Trust Center P.O. Box 64111 St. Paul, MN 55164-0111

First Trust Center P.O. Box 64452 St. Paul, MN 55164-0452

If by Hand or Overnight Mail: First Trust National Association 180 E. 5th Street, 4th Floor-Bond Drop Window St. Paul, MN 55101

(612) 244-0444

To assure prompt payment of the redemption price, bond certificates should be sent, unendorsed, approximately two weeks before April 1, 1997 to the above address. Sending certificates by registered mail is suggested.

Where a fully Registered Bond is redeemed in part, a new fully Registered Bond for the unredeemed portion will be issued and re-turned without charge. Interest on the Bonds or portion of Bonds called

for redemption will cease to accrue on April 1, 1997.

IMPORTANT NOTICE

Under the Interest and Dividend Compliance Act of 1983 as amended by the Energy Policy Act of 1992, 31% will be withheld if tax identifica-

tion number is <u>not</u> properly certified.

*The Trustee shall not be held responsible for the selection or use of the CUSIP number, nor is any representation made as to its correctness indicated in the Redemption Notice. It is included solely for the convenience of the Holders

FINNEY COUNTY, KANSAS

By: First Trust of Illinois, National Association as Successor Trustee to Bank of America Illinois

Dated: March 1, 1997

Doc. No. 018834

State of Kansas

Department of Education

Permanent Administrative Regulations

Article 10.—GENERAL EDUCATIONAL **DEVELOPMENT TESTS**

91-10-2. Test score requirements. Each applicant who meets test score requirements shall be issued a Kansas state high school diploma. The test score requirements are a minimum standard score of 40 and an average score of 45 for the five general education development tests. (Authorized by and implementing K.S.A. 72-4530; effective, E-70-36, July 31, 1970; effective Jan. 1, 1971; amended Jan. 1, 1974; amended May 1, 1979; amended March 28, 1997.)

> Dr. Andy Tompkins Commissioner of Education

Doc. No. 018829

State of Kansas **Board of Veterinary Medical Examiners**

Notice of Hearing on Proposed **Administrative Regulations**

A public hearing will be conducted at 10 a.m. Tuesday, May 13, at the office of the Board of Veterinary Medical Examiners, 1003 Lincoln, Wamego, to consider the adoption on a permanent basis of proposed regulation K.A.R. 70-9-1.

The period of 60 days notice constitutes a public comment period for the purpose of receiving written public comments on the proposed regulation. Written comments may be sent to the board at P.O. Box 242, Wamego, 66547-0242. The following is a summary of the proposed regu-

K.A.R. 70-9-1 contains the requirement for the waiver of the continuing education requirement for license renewal under impairment status. This regulation is not mandated by federal law. There will be no cost to the board, other governmental agencies or units, private citizens, or consumers of veterinary products or services. This regulation is being requested by the Board of Veterinary Medical Examiners. There is no economic impact on any business or individual or on the state economy.

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 Barry Hiatt, (913) 456-8781

Copies of the proposed regulation and the economic impact statement may be obtained by contacting the Board of Veterinary Medical Examiners.

> Dirk Hanson, D.V.M. **Executive Director**

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State of Kansas

Office of Judicial Administration Court of Appeals Docket

(Note: Dates and times of arguments are subject to change.)

Kansas Court of Appeals Court of Appeals Courtroom 301 W. 10th Ave., 2nd Floor Topeka, Kansas

Before Green, P.J.; Royse, J.; and Jennifer Jones, D.J., assigned.

Tuesday, April 1, 1997

Case No.	Case Name	:30 a.m.	and the second	
76,174	State of Kansas ex rel. Secretary of Social and Rehabilitation Services, Appellee,	Robert R. Hiller, Jr. Kelli J. Eads		Brown
	Scott W. Guy, Appellant.	Todd N. Thompson		
76,530	State of Kansas, Appellee, v.	Attorney General Thomas Alongi		Geary
75.004	William C. Guidry, Appellant.	Jessica R. Kunen		
75,904	Jerome Francis, Appellee,		k violed	Work Comp.
	IBP, Inc., Appellant, and Workers Compensation Fund, Appellee.	Gary L. Jordan Michael G. Patton Paul K. Thoma		
		30 p.m.		in the transfer
76,074	State of Kansas, Appellee, v.	Attorney General Robert A. Walsh	18 40	Cloud
T C 000	Charles L. Crosby, Appellant.	Alice A. Craig	200 P. 18	
76,229	Mary Abrams, Appellee,	Jan L. Fisher		Work Comp.
	Rema Bakeware and Travelers Insurance Co., Appellants.	C. Stanley Nelson		
74,633	State of Kansas, Appellee, v.	Attorney General Tony W. Rues	ell (extra dispersion) Transmission	Shawnee
	Pete Jonathan Hill, a/k/a Pete Nice, Appellant.	Jean K. Gilles Phillips	3 (4.3	
	Wednesda	y, April 2, 1997	35-809-1 -	
Case No.	Case Name 9:3	80 a.m.	in in the	
75,779	State of Kansas, Appellee,	Attorneys	Salvana Sed	County
	Rilly Manual Air II	Attorney General Brian V. Grace Debra J. Wilson		Republic
75,483	Three Ten Enterprises, Inc., Appellee,	Scott Martin Gerald A. King	edid (Miami
	State Farm Fire & Casualty Company, Appellant.	Gerau A. King		
75,195		Attorney General		Doniphan
	Alan Tryon, Appellant.	Robyn Éuler Johnson B. Kay Huff		
	Summary Calendar	r—No Oral Argument		
75,188	State of Kansas, Appellee,	Attorney General		Shawnee
	Donald T. Marks, Appellant.	Tony W. Rues Richard A. Schultz		Assets and section
75,993	Caraca La IV	Attorney General	STORY CON	Wyandotte
75,994 75,995 75,996		A.J. Stecklein Rhonda Keylon Leyinson		1 y and the

76,565	Steven O'Neal, Appellant,	Steven O'Neal Reno
, 0,000	V.	Jon D. Graves
	State of Kansas, Appellee.	
75,016	State of Kansas, Appellee,	Attorney General Shawnee
, 0,000	\mathbf{v}	Michael F. McElhinney
	Ronald Baldwin, Appellant.	Joseph P. Huerter
75,816	In the Matter of the Marriage of	Douglas M. Greenwald Johnson
70,010	Sandra Kay Purinton, Appellee, and	Keith C. Sevedge
	Robert M. Purinton, Appellant.	Karen L. Shelor
74,605	State of Kansas, Appellee,	Attorney General Shawnee
74,606	v.	James A. Brown
75,607	Michael A. Humphrey, Appellant.	Thomas Jacquinot
74,608		

Kansas Court of Appeals Saline County Courthouse Courtroom 310, Third Floor 300 W. Ash Salina, Kansas

Before Brazil, C.J.; Marquardt, J.; and Edward Bouker, D.J., assigned.

Tuesday, April 1, 1997

		10:30 a.m.	County
Case No.	Case Name	Attorneys	
77,534	In the Interest of	Wendy A. Axton	Saline
	A.S. 94CRJ148B	John A. Reynolds	
	B.S. 94CRJ149B	Christina Pellant	
	D.H. 94CRJ150B		
	S.H. 94CRJ151B		
	M.H. 94CRJ152B		
	D.D. 94CRJ196B		
	Children in Need of Care		C.1:
77,373	State of Kansas, Appellant,	Attorney General	Saline
and the second	v.	Thomas R. Stanton	
	Jacqueline Kay Kriegh, Appellee.	Robert A. Thompson	
77,291	State of Kansas, Appellant,	Attorney General	Saline
	v.	Thomas R. Stanton	
	Randolph S. Gilbert and Poppy Joleen	Roger D. Struble	
	Gilbert, Appellees.	James L. Sweet	
77,698	State of Kansas, Appellant,	Attorney General	Lincoln
,,,,,,,	V.	Susan Marshall	
	John A. White, Appellee.	Mark J. Dinkel	

Kansas Court of Appeals Old Sedgwick County Courthouse 510 N. Main, 3rd Floor Wichita, Kansas

Before Brazil, C.J.; Marquardt, J.; and Edward Bouker, D.J., assigned.

Wednesday, April 2, 1997

9:00 a.m. Attorneys

Case No. Rebecca C. Temple, Kansas Dept. of SRS, 74,856 Assignee, Appellee,

Wayne E. Temple II, Appellant.

Randy Barker Theresa M. Bogner Wayne E. Temple II

(continued)

County

Cowley

412	— Kans	as Register	Court of Appeals Docket
75,595	State of Kansas, Appellee, v.	Attorney General Debra S. Peterson	Sedgwick
75,213	Stacey E. Davis, Appellant. City of Wichita, Kansas, a Municipal Corp., Appellee,	Jean K. Gilles Phillips Sharon L. Dickgrafe Gerald J. Domitrovic	Sedgwick
	v. John Edwards, Appellant.		
		0:45 a.m.	
76,050 76,051	State of Kansas, Appellee, v. Cherri Q. Christensen, Appellant.	Attorney General County Attorney Steven R. Zinn	Butler
77,408	In the Matter of the Adoption of T.S.A., a Minor Child.	Cathleen A. Gulledge Stacy L. Ortega	Sedgwick
	Summary Calend	lar-No Oral Argument	
76,889	In the Interest of B.V. and D.V., Children in Need of Care.	Wendy A. Axton Christina Pellant	Saline
77,469	Percy B. Morse, Appellant,	Percy B. Morse, Jr. John D. Graves	Reno
77,307	Robert D. Hannigan, Appellee. In the Interest of F.N.W., DOB: 01/23/87; and K.C.F., DOB: 04/04/90; Minor Children Under 18 Years of Age.	Shawn Elliott Michael S. Boohar	Sedgwick
77,180	In the Interest of A.M.M. and Q.T.M., Minor Children Under 18 Years of Age.	Michael S. Boohar Shawn Elliott	Sedgwick
77,654	In the Interest of J.L.S., DOB: 09/17/93, A Child Under 18 Years of Age.	William L. Brown Mary A. McDonald	Harvey
75,091 75,093	State of Kansas, Appellee, v. LaDonna D. Holmes, Appellant.	Attorney General Debra S. Peterson Karlin Gould	Sedgwick

Kansas Court of Appeals Bourbon County Courthouse 210 S. National Fort Scott, Kansas

Before Knudson, P.J.; Rulon, J.; and Richard B. Walker, D.J., assigned.

Tuesday, April 1, 1997

		1:00 p.m.
Case No. 75,800	Louis Stryker, Appellee,	Atterneys County Timothy A. Short Work Comp.
	v. Castlegate Industries, Inc., and United States Fidelity & Guaranty Company, Appellants, and Kansas Workers Compensation Fund.	Stephen B. Angermayer
75,817	In the Matter of the Marriage of Judith L. (Jones) Milano, Appellant, and Jerry O. Jones, Sr., Appellee.	Sara S. Beezley J. Scott Thompson
76,093	Columbus Guffin, Jr., Appellant, v. City of Fort Scott and Hartford Accident Indemnity Company, Appellees, and Workers Compensation Fund, Appelle	

76,068 Lary M. Osborn, Appellee,	Work Comp.
v. 11 was the control of the control	《自治》。第38章:
Electric Corporation of K.C. and Douglas M. Greenwald	
Transportation Insurance Company, Anton C. Andersen	
Appellants. Timothy A. Short	

Kansas Court of Appeals Allen County Courthouse One North Washington Ave. Iola, Kansas

Before Knudson, P.J.; Rulon, J.; and Richard B. Walker, D.J., assigned.

Wednesday, April 2, 1997

9:00 a.m.

Case No.	Case Name Attorneys	County
76,152	Freda Thiessen, Individually and on Behalf W.J. Fitzpatrick of the Survivors of Jerry M. Thiessen, Vicky S. Johnson Deceased, Appellant, Paul M. Kritz	Montgomery
	\mathbf{v}_{\cdot} . Steven Pigg	
	Union Pacific Railroad Company; Board of James M. Yeretsky	
	County Commissioners of Montgomery Gregory F. Maher County, Kansas; and Kansas Department of Transportation; Michael L. Johnston, Secretary; and Howard Henderson,	
. Williams	Appellees.	Neosho
76,674	Ronald J. Courter, Appellant, Patrick C. Smith Robert D. Overman	IVEOSITO
	Optimus Corporation, d/b/a Chanute Kasey Alan Rogg Manufacturing Co., Inc., Appellee.	
alkurilga Karan	111; 100 a.m.	
74,651	State of Kansas, Appellee, Attorney General V. Brandi L. Dunning	Labette
	Aaron Chad Sevart, Appellant. Timothy J. Grillot	
	1:30 p.m. (1.1)	
76,019	Jerry Dean Morgan, Appellant, Thomas Jacquinot v. Attorney General	Montgomery
je fly	State of Kansas, Appellee. Ann L. Smith	Irrom
75,345	State of Kansas, Appellee, v. Rodney H. Symmonds	Lyon
	Walter Eugene Atchison, Appellant. Michael P. Whalen	
	Summary Calendar—No Oral Argument	
77,367	Robert Triplett, Appellant, Charles J. Cavenee v. James W. Coder Kansas Parole Board, et al., Appellees.	Leavenworth
75,218	State of Kansas, Appellee, v. Attorney General Sheryl A. Beagley	Neosho
	Donald L. Hendricks, Appellant. Jean K. Gilles Phillips	
75,667	O'Malley Equipment Co. Inc., Appellee, William J. Kelly v. Carol Park Thompson	Montgomery
	Alan Holloway, Appellant.	
77,485	In the Interest of B.R., DOB: 09/19/84, Rodney H. Symmonds a Female Under the Age of 18 Years. Kevin W. Babbit	Lyon
76,411	In the Matter of the Marriage of Mark L. Robert W. Christensen Axline, Appellee, and Monica A. Axline, Alan C. Goering now Monica A. Pearson, Appellant.	Barber
and the second		(continued)

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- 20	.44
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Kansas Register

Court of Appeals Docket

74,924 State of Kansas, Appellee, v.
David S. Head, Appellant.

Attorney General Jill E. Chard Alice A. Craig Neosho

Kansas Court of Appeals Johnson County Courthouse Division 10 Courtroom, Room 300 100 N. Kansas Ave. Olathe, Kansas

Before Gernon, P.J.; Lewis, J.; and E. Newton Vickers, Senior Judge.

Wednesday, April 2, 1997

Case No.	Case Name	10:00 a.m.	Cogeration	
75,878	In the Matter of the Marriage of James B. Santilli, Appellee, and Kathy J. Kiley, Appellant.	Dennis L. Harris Edward G. Collister, Jr.	100	County Wyandotte
77,529	In the Matter of R.B.H., DOB: 7/19/78.	Patricia Aylward Kalb Carrie A. Cunningham		Wyandotte
76,507	Kendallwood of Kansas City, Inc., d/b/a Kendallwood Temporary Health Care Services, Appellant,	Andrew M. DeMarea Thomas W. Gray Timothy J. Sear		Wyandotte
	Investment Properties and Management Inc., et al., Appellees.			
		l:30 p.m.		
74,942	Cathleen Grimes and Clinton Grimes, Appellants,	William H. Pickett Gregory J. Abella	Albanda ele Transport	Johnson (1997)
	v. John H. Newlin, Appellee.	Robert A. Mintz		
76,542	Lafe Gilmore, Appellee,	Charles J. Cavenee		Leavenworth
	David R. McKune, Terry Nicodumus, State of Kansas, KDOC, Appellants.	Jeffrey L. Cowger		
	그는 그렇게 되어 그는 그들은 그는 그들은	:45 p.m.		
76,232	Bethany Medical Center, as Assignee for Medical Group, P.A., Appellee,	Douglas G. Peterson Daniel C. Walter		Wyandotte
	Kyle D. Garrison, Appellant.			
	Thursda	y, April 3, 1997		
NAMES OF STREET		9:00 a.m.	19 18 18 S. C.	
Case No.	Case Name	Attorneys	J. Jak	County
75,514	State of Kansas, Appellee,	Attorney General		Leavenworth
	V. Mabel Littrice, Appellant.	Frank E. Kohl		
77,497	In the Matter of J.D., DOB: 05/27/83.	Jean K. Gilles Phillips H. Reed Walker		
		Victoria S. Meyer	a fuffici	Wyandotte
74,731	State of Kansas, Appellee,	Attorney General		Johnson
	v. William D. Whitehurst, Appellant.	Steven J. Obermeier Thomas Jacquinot		
	Summary Calend	ar—No Oral Argument		
74,347	Leslie K. Kimball, Appellant,	Jessica R. Kunen		Johnson
	v. State of Kansas, Appellee.	James F. Vano Attorney General		

Steven J. Obermeier

77,917	State of Kansas, Appellant,	Attorney General Jacqueline J. Spradling	Johnson /
	Evonne R. Owens, Appellee.	Reid T. Nelson	
77,405	Ronald O. Gates, Appellant, v.	Larry T. Hughes Douglas M. Greenwald	Work Comp.
	Brighton Painting and CNA Insurance Co., Appellee.		
75,019	Jeffrey Dean Cooper, Appellant, v. State of Kansas, Appellee.	Jean K. Gilles Phillips Attorney General Steven J. Obermeier	Johnson
75,664	State of Kansas, Appellee, v. Michael M. Rucker, Appellant.	Attorney General Barry R. Wilkerson Henry O. Boaten	Riley
75,729	Harry Burton, Appellant, v.	Mark S. Gunnison Larry R. Mears	Work Comp.
	Rockwell International, Respondent and Self-Insured, Appellee.		

Kansas Court of Appeals Dodge City High School 1601 1st Ave., Auditorium Dodge City, Kansas

Before Pierron, P.J.; Rogg, S.J.; and Danny D. Boyer, D.J., assigned.

Tuesday, April 1, 1997

		9:00 a.m.	County
Case No.	Case Name	Larry G. Michel	Seward
76,651	Southwest Anesthesia Service, P.A., Appellee,	Kerry McQueen	JC
	Appence, V.	Wayne T. Stratton	Jan Jak
	Southwest Medical Center, Appellant.		
		10:00 a.m.	
73,596	State of Kansas, Appellee,	Attorney General	Seward
73,597	v . • • • • • • • • • • • • • • • • • • •	Don L. Ścott	
75,855	Dell R. Clay, Appellant.	Melissa G. Johnson Linda W. Powell	
		10:30 a.m.	
75,518	State of Kansas, Appellee, v.	Attorney General Scott M. Schultz	Finney
	Tomas Vega-Fuentes, Appellant.	Thomas W. Bartee	
		11:30 a.m.	
75,291	State of Kansas, Appellee,	Attorney General	Seward
	v. **	Linus A. Thuston	
	Lee A. Webb, Appellant.	Hazel Haupt	
		1:15 p.m.	
75,761	State of Kansas, Appellee,	Attorney General	Finney
	v. (1)	Robert R. Johnson	
	Glenn Nonnamaker, Appellant.	Reid T. Nelson	
		1:45 p.m.	
74,807	State of Kansas, Appellee,	Attorney General	Ford
		Judy Cagle	
The first of	Chadwick L. Nichols, Appellant.	Randall L. Hodgkinson	(continu

Kansas Court of Appeals Ellis County Courthouse County Commission Chambers, 2nd Floor 1204 Fort St. Hays, Kansas

Before Pierron, P.J.; Rogg, S.J.; and Danny D. Boyer, D.J., assigned. Wednesday, April 2, 1997

Case No.	Case Name	9:00 a.m.	
76,109	Kenneth D. Austin, M.D., Appellant, v. Kody McCombs and John L. Frobish, Appellees.	B.E. Whalen Jon L. Frobish	County Sherman
76,112	Dudley Eugene Brown, Appellant, v. State of Kansas, Appellee.	Roger L. Falk Attorney General R. Douglas Sebelius	Norton
		0:30 a.m.	
77,374	State of Kansas, Appellant, v. Douglas J. Chapman, Appellee.	Attorney General Bernard T. Giefer Willis K. Musick	Trego
	Summary Calend	lar—No Oral Argument	
75,424	State of Kansas, Appellee, v. Neil M. Richerson, Appellant.	Attorney General Clinton B. Peterson	Seward
75,632	Fred E. Baker, Appellant, v. State of Kansas, Appellee.	Jean K. Gilles Phillips Stephanie Antrim Weeast Attorney General Linus A. Thuston Fred E. Baker	Seward
75,562	State of Kansas, Appellee,	Attorney General Melissa G. Johnson	Seward
75,825	John Ross III, Appellant. Solomon Eatmon, Appellant,	Thomas Jacquinot Jessica R. Kunen Attorney General	Seward
75,220	State of Kansas, Appellee. State of Kansas, Appellee,	Linus A. Thuston Attorney General	Seward
	V. Rene Rodriguez, Appellant.	Linus A. Thuston Alice A. Craig	
75,696	Mitchell Wayne Thomas, Appellant,	Mitchell W. Thomas Brenda Hagerman	Pawnee
	Dr. Zita Caldron and Larned State Hospital, et al., Appellees.	Payne H. Ratner, Jr.	

Carol G. Green Clerk of the Appellate Courts

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 1996 Supplement to the Kansas Administrative Regulations.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

	ADMINISTRATION	A 5 1
Reg. No.	Action	Register
1-1-1	Amended	V. 15, p. 703
1-1-2	Revoked	V. 15, p. 704
1-1-3	Revoked	V. 15, p. 704
1-1-4	Revoked	V. 15, p. 704
1-2-53	Revoked	V. 15, p. 704
1-2-57	Amended	V. 15, p. 704
1-2-72	Amended	V. 15, p. 704
1-2-88	Amended	V. 15, p. 704
1-3-1	Revoked	V. 15, p. 704
1-3-3	Revoked	V. 15, p. 704
1-3-4	Revoked	V. 15, p. 704
1-4-2	Amended	V. 15, p. 704
1-4-6	Revoked	V. 15, p. 704
1-5-1	Amended	V. 15, p. 704
1-5-2	Revoked	V. 15, p. 704
1-5-3	Revoked	V. 15, p. 704
1-5-6	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
1-5-22	Amended	V. 15, p. 706
1-5-24	Amended	V. 15, p. 706
1-5-26	Amended	V. 15, p. 707
1-6-22a	Amended	V. 15, p. 707
1-6-23	Amended	V. 15, p. 708
1-6-24	Amended	V. 15, p. 708
1-6-31	Amended	V. 15, p. 708
1-8-1	Revoked	V. 15, p. 709
1-8-5	Amended	V. 15, p. 709
1-8-7	Revoked	V. 15, p. 709
1-9-9	Revoked	V. 15, p. 709
1-9-15	Revoked	V. 15, p. 709
1-9-16	Revoked	V. 15, p. 709
1-9-19a	Amended	V. 15, p. 709
1-9-23	Amended	V. 15, p. 710
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
1-14-10	Amended	V. 15, p. 715
1-14-11	Amended	V. 15, p. 715
1-14-12a	New	V. 16, p. 170
1-16-18a	Amended	V. 15, p. 317
1-17-10	Amended	V. 15, p. 1706
1-18-1a	Amended	V. 15, p. 1508
1-45-4	Amended	V. 15, p. 1706
1-45-7	Amended	V. 15, p. 1706
1-45-8	Amended	V. 15, p. 1706
		T OF

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action		Register	
5-25-1 through				
5-25-10 5-50-1	Amended Amended		V. 15, p. 410 V. 15, p. 1	
0 00 1	1 MILLE MAN	1. 1. 1. 1	, p	

	and the second second	register
5-50-2	Amended	V. 15, p. 1861
5-50-3	Revoked	V. 15, p. 1862
5-50-4	Amended	V. 15, p. 1862
5-50-5	Amended	V. 15, p. 1862
5-50-6	Amended	V. 15, p. 1863
5-50-7	New	V. 15, p. 1863
5-50-8	New	V. 15, p. 1863
AGE	NCY 7: SECRET	TARY OF STATE
Reg. No.	Action	Register
7-18-1	New	
7-18-1 7-18-2	New	V. 15, p. 1508
7-18-3	New	V. 15, p. 1508 V. 15, p. 1508
7-13-3	Amended	V. 15, p. 1908
7-23-4	Amended	V. 15, p. 1927 V. 15, p. 1927
7-23-8	Revoked	V. 15, p. 1927 V. 15, p. 1927
7-23-0	New	V. 15, p. 1927 V. 15, p. 1927
7-38-2	New	V. 15, p. 1927 V. 15, p. 1927
	and the second second	
AGENCY	4	ALTH DEPARTMENT
Reg. No.	Action	Register
9-10-31	New	V. 15, p. 1671
9-10-32	New	V. 15, p. 1671
9-18-1	Amended	V. 15, p. 1671
9-19-1	A Transport	
through		
9-19-11	Amended	V. 15, p. 1671-1677
9-25-1		
through		
9-25-15	New	V. 15, p. 1677-1684
9-26-1	New	V. 15, p. 1684
		CONSERVATION
7401214	COMMIS	
Pag No.	Action	
Reg. No.	5	Register
11-8-8	Amended	V. 15, p. 1401
AGE	NCY 16: ATTO	RNEY 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
10-0-1	1 militaria	
A CENICY 1	W. CTATT DAN	
	to an extra and the	KING DEPARTMENT
AGENCY 1 Reg. No.	17: STATE BAN Action	
	to an extra and the	KING DEPARTMENT
Reg. No.	Action	KING DEPARTMENT Register
Reg. No. 17-1-1 17-9-1 through	Action	KING DEPARTMENT Register
Reg. No. 17-1-1 17-9-1	Action	KING DEPARTMENT Register
Reg. No. 17-1-1 17-9-1 through	Action New	KING DEPARTMENT Register V. 15, p. 1130
Reg. No. 17-1-1 17-9-1 through 17-9-10	Action New New	KING DEPARTMENT Register V. 15, p. 1130 V. 15, p. 1130, 1131
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through	Action New New	KING DEPARTMENT Register V. 15, p. 1130 V. 15, p. 1130, 1131 V. 15, p. 1131
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through	Action New New	KING DEPARTMENT Register V. 15, p. 1130 V. 15, p. 1130, 1131 V. 15, p. 1131
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-12 17-11-13	Action New New Revoked Revoked Amended	KING DEPARTMENT Register V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-12	Action New New Revoked	KING DEPARTMENT Register V. 15, p. 1130 V. 15, p. 1131, v. 15, p. 1131 V. 15, p. 1131, v. 15, p. 1131
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-12 17-11-13 17-11-14 17-11-15	Action New New Revoked Revoked Amended	KING DEPARTMENT Register V. 15, p. 1130 V. 15, p. 1130, 1131 V. 15, p. 1131
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-12 17-11-13 17-11-14	Action New New Revoked Revoked Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1380
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-12 17-11-13 17-11-15 through 17-11-15	Action New New Revoked Revoked Amended	KING DEPARTMENT Register V. 15, p. 1130 V. 15, p. 1131, 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1380 V. 15, p. 1131, 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-15 17-11-19 17-11-20	Action New New Revoked Revoked Amended Amended Amended Revoked	V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1132 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-15 through 17-11-19 17-11-19 17-11-20 17-11-21	Action New New Revoked Revoked Amended Amended Amended Amended Amended Amended	V. 15, p. 1131 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-19 17-11-20 17-11-21 17-11-21 17-11-21 17-11-23	Action New New Revoked Revoked Amended Amended Revoked Amended Revoked Amended New	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-19 17-11-20 17-11-21 17-11-21 17-11-21 17-11-23 17-12-1	Action New New Revoked Revoked Amended Amended Amended Revoked Amended New Amended	V. 15, p. 1131 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-23 17-12-1 17-12-2	Action New New Revoked Revoked Amended Amended Revoked Amended New Amended Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-15 through 17-11-19 17-11-20 17-11-21 17-12-21 17-12-2 17-16-1	New New Revoked Revoked Amended Amended Revoked Amended New Amended Amended Amended Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-12 17-11-13 17-11-15 through 17-11-19 17-11-20 17-11-21 17-11-21 17-12-1 17-12-2 17-16-1 17-16-2	Action New New Revoked Revoked Amended Amended Revoked Amended New Amended Amended Amended Amended Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1380 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-20 17-11-21 17-12-2 17-16-1 17-16-2 17-16-3	Action New New Revoked Revoked Amended Amended Amended New Amended Revoked	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-22 17-16-1 17-16-2 17-16-3 17-16-4	Action New New Revoked Revoked Amended Amended Revoked Amended New Amended Amended Amended Amended Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1380 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-15 through 17-11-12 17-11-20 17-11-21 17-12-2 17-16-2 17-16-3 17-16-4 17-16-5	Action New New Revoked Revoked Amended Amended Amended New Amended Revoked	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-15 through 17-11-12 17-11-20 17-11-21 17-12-2 17-16-2 17-16-3 17-16-5 through	New Revoked Revoked Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-13 17-11-14 17-11-15 through 17-11-19 17-11-20 17-11-21 17-12-2 17-16-1 17-16-2 17-16-5 through 17-16-5 through 17-16-5	Action New New Revoked Revoked Amended Amended Revoked Amended Amended Amended Amended Amended Amended Amended Amended Amended Revoked Amended Revoked Amended Revoked Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-22 17-16-1 17-16-2 17-16-3 17-16-4 17-16-5 through 17-16-8 17-16-9	New Revoked Revoked Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-10-1 17-11-1 through 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-20 17-11-21 17-11-22 17-16-1 17-16-2 17-16-3 17-16-5 through 17-16-8 17-16-9 17-17-1	Action New New Revoked Revoked Amended Amended Revoked Amended Amended Amended Amended Amended Amended Amended Amended Amended Revoked Amended Revoked Amended Revoked Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-19 17-11-20 17-11-21 17-12-2 17-16-1 17-16-2 17-16-3 17-16-5 through 17-16-8 17-16-9 17-16-9 17-17-1 through	New New Revoked Revoked Amended Revoked Amended Revoked Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-21 17-11-22 17-16-1 17-16-2 17-16-3 17-16-8 17-16-9 17-17-1 through 17-17-10 through 17-17-10	Action New New Revoked Revoked Amended Amended Revoked Amended Amended Amended Amended Amended Amended Amended Amended Amended Revoked Amended Revoked Amended Revoked Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-22 17-16-1 17-16-2 17-16-3 17-16-5 through 17-16-8 17-16-9 17-17-1 through 17-17-10 17-18-1	New New Revoked Revoked Amended Revoked Amended Revoked Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-22 17-16-1 17-16-2 17-16-3 17-16-5 through 17-16-8 17-16-9 17-17-10 through 17-17-10 17-18-1 through	Action New New Revoked Revoked Amended Amended Revoked Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-21 17-11-21 17-12-2 17-16-3 17-16-4 17-16-5 through 17-16-9 17-17-1 through 17-17-1 through 17-18-1 through 17-18-1	New New Revoked Revoked Amended Revoked Amended Revoked Amended	V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133
Reg. No. 17-1-1 17-9-10 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-19 17-11-20 17-11-21 17-11-21 17-12-2 17-16-1 17-16-2 17-16-3 17-16-8 17-16-9 17-16-9 17-17-10 17-18-1 through 17-18-1 through 17-18-1 through 17-18-1	Action New New Revoked Revoked Amended Amended Revoked Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 17-9-1 17-10-1 17-10-1 17-11-1 17-11-13 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-12-2 17-16-1 17-16-2 17-16-3 17-16-4 17-16-5 through 17-16-9 17-16-9 17-17-1 through 17-18-1 through 17-18-1 through	Action New New Revoked Revoked Amended Amended Revoked Amended Revoked Amended Revoked Amended Revoked Amended Revoked Amended	RESISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1380 V. 15, p. 1132 V. 15, p. 1133
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-1 through 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-23 17-12-1 17-12-2 17-16-3 17-16-3 17-16-4 17-16-5 through 17-16-8 17-16-9 17-17-1 through 17-18-1 through 17-18-1 through 17-18-1 through 17-18-1 through 17-11-10 17-18-1 through 17-11-10 17-18-1 through 17-11-10	Action New New Revoked Revoked Amended Amended Revoked Amended Amended Amended Amended Amended Amended Amended Amended Amended Revoked Amended Revoked Amended Revoked Amended Revoked Amended	RESISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1134
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-23 17-12-2 17-12-2 17-16-3 17-16-3 17-16-4 17-16-5 through 17-16-9 17-17-1 through 17-17-10 through 17-18-4 17-21-1 through 17-18-4 17-21-1 through 17-18-1 through 17-18-4 17-21-1 through 17-18-1 through 17-18-1 through 17-18-1	Action New New Revoked Revoked Amended Revoked Amended Revoked Amended Amended Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1134 V. 15, p. 1134 V. 15, p. 1134
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-21 17-11-22 17-11-23 17-12-1 17-12-2 17-16-3 17-16-3 17-16-4 17-16-5 through 17-16-8 17-16-9 17-17-1 through 17-17-10 17-18-1 through 17-18-1	New Revoked Revoked Amended Revoked Amended Revoked Amended Revoked Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1134 V. 15, p. 1134 V. 15, p. 1135 V. 15, p. 1135 V. 15, p. 1135 V. 15, p. 1135
Reg. No. 17-1-1 17-9-1 17-9-10 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-12-1 17-12-2 17-16-3 17-16-3 17-16-4 17-16-5 through 17-16-8 17-16-9 17-17-10 17-18-1 through 17-17-10 17-18-1	New Revoked Revoked Amended Revoked Amended Revoked Amended Revoked Amended Revoked Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130, 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1134 V. 15, p. 1134 V. 15, p. 1134 V. 15, p. 1135 V. 15, p. 1135
Reg. No. 17-1-1 17-9-1 through 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-11-21 17-11-22 17-11-23 17-12-1 17-12-2 17-16-3 17-16-3 17-16-4 17-16-5 through 17-16-8 17-16-9 17-17-1 through 17-17-10 17-18-1 through 17-18-1	New Revoked Revoked Amended Revoked Amended Revoked Amended Revoked Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130 V. 15, p. 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1134 V. 15, p. 1134 V. 15, p. 1135 V. 15, p. 1135 V. 15, p. 1135 V. 15, p. 1135
Reg. No. 17-1-1 17-9-1 17-9-10 17-9-10 17-10-1 17-11-12 17-11-13 17-11-14 17-11-15 through 17-11-12 17-11-20 17-11-21 17-12-1 17-12-2 17-16-3 17-16-3 17-16-4 17-16-5 through 17-16-8 17-16-9 17-17-10 17-18-1 through 17-17-10 17-18-1	New Revoked Revoked Amended Revoked Amended Revoked Amended Revoked Amended Revoked Amended	REGISTER V. 15, p. 1130 V. 15, p. 1130, 1131 V. 15, p. 1132 V. 15, p. 1133 V. 15, p. 1134 V. 15, p. 1134 V. 15, p. 1134 V. 15, p. 1135 V. 15, p. 1135

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

ÍΝ	SPECTION DEPA	RTMENT
Reg. No.	Action	Register
25-1-1	Revoked	V. 15, p. 138
25-3-3	Amended	V. 15, p. 138
25-4-1	Revoked	V. 15, p. 1380
25-4-4	Amended Y 26: DEPARTMEN	V. 15, p. 1538
·	Action	Register
Reg. No. 26-5-6	Amended .	V. 15, p. 1625
26-5-9	New	V. 15, p. 1626
26-5-10	New	V. 15, p. 1626
26-6-1		
through 26-6-8	Revoked	V. 15, p. 1626
	Y 28: DEPARTMEN	
INCEINC.	AND ENVIRON	
Reg. No.	Action	Register
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 28-1-15	Amended Amended	V. 15, p. 970 V. 15, p. 971
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 28-3-6	Revoked Revoked	V. 15, p. 550 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 28-4-508	Revoked Revoked	V. 15, p. 551 V. 15, p. 551
28-4-558	Tic voiced	v. 15, p. 551
through		
28-4-563	Amended	V. 15, p. 490-494
28-4-567 28-4-570	Amended Amended	V. 15, p. 494 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 28-10-41	Revoked Revoked	V. 15, p. 551 V. 15, p. 551
28-11-1	Ite voice	v. 25, p. 602
through		talija i takaj is Sastantini
28-11-6	Revoked	V. 15, p. 551
28-13-10 28-13-11	Revoked Revoked	V. 15, p. 551 V. 15, p. 551
28-16-50	Nevokeu	v. 15, p. 551
through	4 - Nya ya Fish	
28-16-54	Revoked	V. 15, p. 551
28-16-56a 28-16-56b	Revoked Revoked	V. 15, p. 1402 V. 15, p. 1402
28-16-56c	New	V. 15, p. 1402
28-16-56d	New	V. 15, p. 1403
28-16-59	Amended	V. 15, p. 1403
28-16-65 28-16-67	Revoked Revoked	V. 15, p. 551 V. 15, p. 551
28-17-5	Revoked	V. 15, p. 551
28-17-8	Revoked	V. 15, p. 551
28-19-45	Revoked	V. 15, p. 183
28-19-46 28-19-47	Revoked Revoked	V. 15, p. 183 V. 15, p. 183
28-19-47 28-19-83	Revoked	4. 10, p. 100
through		ta Ligar Pilik
28-19-96	Revoked	V. 15, p. 551
28-19-98 28-19-98a	Revoked Revoked	V. 15, p. 551 V. 15, p. 551
28-19-99	ACTUACU	*. 10, p. 001
through		
28-19-108	Revoked	V. 15, p. 552
28-19-108a 28-19-109	Revoked Revoked	V. 15, p. 552 V. 15, p. 552
28-19-119	ALL FORCE	7. 10, p. 302
to		
28-19-121a	Revoked	V. 15, p. 552
28-19-123	Revoked	V. 15, p. 552 (continued)

	4			laiidad n	register			
28-19-124	Revoked	V. 15, p. 552	28-39-155	Amended	V. 16, p. 188	30-4-106w	Revoked	V. 16, p. 262
28-19-125	Revoked	V. 15, p. 552	28-39-156	Amended	V. 16, p. 188	30-4-108	Amended	V. 16, p. 262
28-19-127 through	أوأره وكالأمراكي		28-39-157	Amended	V. 16, p. 189	30-4-109	Amended	V. 16, p. 262
28-19-131	Revoked	V. 15, p. 552	28-39-158 28-39-159	Amended Amended	V. 16, p. 190 V. 16, p. 192	30-4-109w 30-4-110	Revoked Amended	V. 16, p. 263 V. 16, p. 263
28-19-133			28-39-160	Amended	V. 16, p. 192	30-4-110w	Revoked	V. 16, p. 264 V. 16, p. 264
through		. 1994 <u>- 1 jesti (</u> . 1807	28-39-161	Amended	V. 16, p. 192	30-4-111	Amended	V. 16, p. 264
28-19-141 28-19-149	Revoked	V. 15, p. 552	28-39-162 28-39-162a	Amended	V. 16, p. 193	30-4-111w	Revoked	V. 16, p. 265
through			28-39-162b	Amended Amended	V. 16, p. 194 V. 16, p. 199	30-4-112w 30-4-113	Revoked Amended	V. 16, p. 265 V. 16, p. 265
28-19-162	Revoked	V. 15, p. 552	28-39-162c	Amended	V. 16, p. 200	30-4-113w	Revoked	V. 16, p. 266
28-19-202 28-19-645	Amehded New	V. 16, p. 176	28-39-163	Amended	V. 16, p. 204	30-4-120	Amended	V. 16, p. 266
28-19-646	New	V. 15, p. 183 V. 15, p. 183	28-39-240 through			30-4-120w 30-4-121	Revoked Revoked	V. 16, p. 266 V. 15, p. 915
28-19-647	New	V. 15, p. 183	28-39-256	New	V. 16, p. 206-213	30-4-122a	Revoked	V. 16, p. 266
28-19-648	New	V. 15, p. 184	28-41-1			30-4-130	Amended	V. 16, p. 266
28-19-800 28-19-801	New New	V. 15, p. 257	through			30-4-130w	Revoked	V. 16, p. 268
28-21-3	Revoked	V. 15, p. 258 V. 15, p. 552	28-41-9 28-42-1	Revoked Revoked	V. 15, p. 553 V. 15, p. 553	30-4-140 30-4-140w	Amended Revoked	V. 16, p. 268 V. 16, p. 268
28-21-90a	Revoked	V. 15, p. 552	28-42-3	20070204	7. 10, p. 300	30-5-58	Amended	V. 15, p. 917
28-21-91a	Revoked	V. 15, p. 552	through			30-5-64	Amended	V. 15, p. 923
28-21-91b 28-21-92a	Revoked Revoked	V. 15, p. 552	28-42-7	Revoked	V. 15, p. 553	30-5-70	Amended	V. 15, p. 1017
28-21-93a	Revoked	V. 15, p. 552 V. 15, p. 552	28-42-9 through			30-5-81 30-5-88	Amended Amended	V. 15, p. 925 V. 15, p. 925
28-21-94a	Revoked	V. 15, p. 552	28-42-16	Revoked	V. 15, p. 553	30-5-101	Amended	V. 15, p. 1876
28-21-96a	Revoked	V. 15, p. 552	28-49-1			30-5-300		
28-21-98a 28-21-99a	Revoked Revoked	V. 15, p. 552	through	B	37 AF - PPA	through		77 47 40mm 4000
28-21-102	Tevored	V. 15, p. 552	28-49-8 28-68-1	Revoked	V. 15, p. 553	30-5-308 30-6-34	New Amended	V. 15, p. 1877-1880 V. 16, p. 268
through			through			30-6-35w	Revoked	V. 16, p. 268
28-21-112	Revoked	V. 15, p. 552	28-68-9	New	V. 15, p. 1931-1934	30-6-41	Amended	V. 16, p. 268
28-23-5 28-23-8	Revoked Revoked	V. 15, p. 552	. A. A. A. A. A.	AGENCY 30: SC	CIAL AND	30-6-41w	Revoked	V. 16, p. 269
28-23-14	Revoked	V. 15, p. 552 V. 15, p. 552	Ri	HABILITATIO	N SERVICES	30-6-50w 30-6-52	Revoked Amended	V. 16, p. 269 V. 16, p. 269
28-23-15	Revoked	. V. 15, p. 552	Reg. No.	Action	Register	30-6-52w	Revoked	V. 16, p. 269
28-23-25	Revoked	V. 15, p. 552	30-4-34	Amended	V. 16, p. 251	30-6-53	Amended	V. 15, p. 1880
28-23-33 28-23-60	Revoked	V. 15, p. 552	30-4-35w 30-4-40	Revoked	V. 16, p. 251	30-6-53w	Revoked	V. 16, p. 269
through			30-4-41	Amended Amended	V. 16, p. 251 V. 16, p. 251	30-6-54 30-6-54w	Amended Revoked	V. 16, p. 340 V. 16, p. 270
28-23-66	Revoked	V. 15, p. 552	30-4-41w	Revoked	V. 16, p. 252	30-6-55	Amended	V. 16, p. 270 V. 16, p. 270
28-23-69	Revoked	V. 15, p. 552	30-4-50	Amended	V. 16, p. 252	30-6-55w	Revoked	V. 16, p. 270
28-23-72 28-23-74	Revoked Revoked	V. 15, p. 553 V. 15, p. 553	30-4-50w 30-4-52	Revoked	V. 16, p. 252	30-6-56w	Revoked	V. 16, p. 270
28-23-76	Revoked	V. 15, p. 553	30-4-52w	Amended Revoked	V. 16, p. 252 V. 16, p. 252	30-5-59 30-6-59w	Amended Revoked	V. 16, p. 270 V. 16, p. 270
28-23-77	Revoked	V. 15, p. 553	30-4-53	Revoked	V. 16, p. 252	30-6-60w	Revoked	V. 16, p. 270
28-26-80			30-4-53w	Revoked	V. 16, p. 252	30-6-65	Amended	V. 16, p. 270
through 28-26-87	Revoked	V. 15, p. 553	30-4-54 30-4-54w	Amended Revoked	V. 16, p. 339	30-6-65w	Revoked	V. 16, p. 271
28-26-90a	Revoked	V. 15, p. 553	30-4-55	Amended	V. 16, p. 252 V. 16, p. 252	30-6-70 30-6-70w	Amended Revoked	V. 16, p. 271 V. 16, p. 271
28-28-1	Revoked	V. 15, p. 553	30-4-55w	Revoked	V. 16, p. 253	30-6-72	Revoked	V. 16, p. 271
28-28-2 28-29-1	Revoked Revoked	V. 15, p. 553	30-4-58	Revoked	V. 16, p. 253	30-6-72w	Revoked	V. 16, p. 271
28-29-83	Revoked	V. 15, p. 553 V. 15, p. 553	30-4-58w 30-4-59	Revoked Amended	V. 16, p. 253 V. 16, p. 253	30-6-73 30-6-77w	Revoked Revoked	V. 16, p. 271,
28-29-98	Amended	V. 15, p. 1804	30-4-59w	Revoked	V. 16, p. 253	30-6-78w	Revoked	V. 16, p. 272 V. 16, p. 272
28-29-100	Amended	V. 15, p. 1804	30-4-60w	Revoked	V. 16, p. 253	30-6-79	Revoked	V. 16, p. 272
28-29-103 28-31-4	Amended Amended	V. 15, p. 1804 V. 15, p. 297	30-4-61 30-4-61w	Amended	V. 16, p. 253	30-6-81w	Revoked	V. 16, p. 272
28-31-10	Amended	V. 15, p. 301	30-4-63	Revoked Revoked	V. 16, p. 253 V. 16, p. 253	30-6-82w 30-6-85w	Revoked Revoked	V. 16, p. 272 V. 16, p. 272
28-33-1	Revoked	V. 15, p. 495	30-4-63w	Revoked	V. 16, p. 254	30-6-86w	Revoked	V. 16, p. 272 V. 16, p. 272
28-33-11	Revoked	V. 15, p. 495	30-4-64	Amended	V. 16, p. 254	30-6-87w	Revoked	V. 16, p. 272
28-33-12 28-34-11	Amended Amended	V. 15, p. 495 V. 15, p. 497	30-4-64w 30-4-65w	Revoked	V. 16, p. 255	30-6-94w	Revoked	V. 16, p. 272
28-35-178b	Amended	y. 15, p. 1592	30-4-70	Revoked Amended	V. 16, p. 255 V. 16, p. 255	30-6-103 30-6-103w	Amended Revoked	V. 15, p. 1882 V. 16, p. 272
28-35-180a	Amended	V. 15, p. 1593	30-4-70w	Revoked	V. 16, p. 256	30-6-105	Revoked	V. 16, p. 272
28-35-184b 28-35-193b	New	V. 15, p. 1596	30-4-71	Revoked	V. 16, p. 256	30-6-105w	Revoked	V. 16, p. 272
28-35-1930	New New	V. 15, p. 1596 V. 15, p. 1598	30-4-71w 30-4-72	Revoked Revoked	V. 16, p. 256	30-6-106	Amended	V. 16, p. 272
28-35-202	New	V. 15, p. 1599	30-4-72w	Revoked	V. 16, p. 256 V. 16, p. 256	30-6-106w 30-6-107w	Revoked Revoked	V. 16, p. 274 V. 16, p. 274
28-35-290	New	V. 15, p. 1601	30-4-73	Revoked	V. 16, p. 256	30-6-108	Amended	V. 16, p. 274
28-35-291 28-35-362	New	V. 15, p. 1601	30-4-74	Revoked	V. 16, p. 256	30-6-109	Amended	V. 16, p. 275
28-37-10	Amended	V. 15, p. 1602	30-4-74w 30-4-78	Revoked	V. 16, p. 256	30-6-109w	Revoked	V. 16, p. 276
through			30-4-78	Revoked Amended	V. 16, p. 256 V. 16, p. 256	30-6-110 30-6-110w	Amended Revoked	V. 16, p. 276 V. 16, p. 277
28-37-14	Revoked	V. 15, p. 553	30-4-85a	Revoked	V. 16, p. 256	30-6-111	Amended	V. 16, p. 277
28-39-144 28-39-145	Amended	V. 16, p. 177	30-4-90	Amended	V. 16, p. 257	30-6-111w	Revoked	V. 16, p. 278
28-39-145	Amended Amended	V. 16, p. 179 V. 16, p. 181	30-4-90w 30-4-95	Revoked Amended	V. 16, p. 259	30-6-112w	Revoked	V. 16, p. 278
28-39-147	Amended	V. 16, p. 181	30-4-96	Amended	V. 16, p. 259 V. 16, p. 259	30-6-113 30-6-113w	Amended Revoked	V. 16, p. 278 V. 16, p. 279
28-39-148	Amended	V. 16, p. 182	30-4-100	Amended	V. 16, p. 260	30-6-140	Amended	V. 16, p. 279 V. 16, p. 279
28-39-149 28-39-150	Amended	V. 16, p. 183	30-4-100w	Revoked	V. 16, p. 260	30-6-150w	Revoked	V. 16, p. 280
28-39-150 28-39-151	Amended Amended	V. 16, p. 184 V. 16, p. 184	30-4-101 30-4-102	Amended Amended	V. 16, p. 260	30-7-65	Amended	V. 16, p. 280
28-39-152	Amended	V. 16, p. 185	30-4-102	Revoked	V. 16, p. 261 V. 16, p. 261	30-7-100 30-7-102	Amended Amended	V. 16, p. 280 V. 15, p. 927
28-39-153	Amended	V. 16, p. 187	30-4-105w	Revoked	V. 16, p. 261	30-7-103	Amended	V. 15, p. 929
28-39-154	Amended	V. 16, p. 187	30-4-106	Amended	V. 16, p. 261	30-7-104	Amended	V. 15, p. 929

20.10.1		W 15 - 1007	<i>(</i> 0.11.100	Amended	57.1E = 11E	69-14-1		
30-10-1a 30-10-2	Amended Amended	V. 15, p. 1887 V. 15, p. 1890	60-11-108 60-11-109	Revoked	V. 15, p. 115 V. 15, p. 115	through		하네. 그런 생활.
30-10-7	Amended	V. 15, p. 1890	60-11-112	Revoked	V. 15, p. 115	69-14-5	New	V. 15, p. 971, 972
30-10-15a	Amended	V. 15, p. 1891	60-11-114	Revoked	V. 15, p. 115			OF VETERINARY
30-10-17	Amended	V. 15, p. 1892	60-11-117	Revoked	V. 15, p. 115	42 3 4 3	MEDICAL EXA	
30-10-19	Amended	V. 15, p. 1894	60-12-106	Amended	V. 15, p. 115	Reg. No.	Action	Register
30-10-21	Amended	V. 15, p. 929	60-12-109	Revoked	V. 15, p. 116	70-1-1	Amended	V. 16, p. 173
30-10-25	Amended	V. 15, p. 1894	60-13-112	Amended	V. 15, p. 116	70-2-1	Revoked	V. 16, p. 173
30-10-217	Amended	V. 15, p. 930	60-13-115	Revoked	V. 15, p. 116	70-2-2	Revoked	V. 16, p. 173
30-10-218	Amended	V. 15, p. 550	60-16-102	Amended Amended	V. 15, p. 1807	70-2-3	Revoked	V. 16, p. 173
30-41-1 through		anjiya e sa e e kilonose	60-16-104		V. 15, p. 1807	70-4-1		
30-41-5	Revoked	V. 15, p. 930	AGEN	The second secon	OF EXAMINERS	through	and the second	and the second of the second o
30-41-6a	Revoked	V. 15, p. 930	* * * * * * * * * * * * * * * * * * *	IN OPTOM	ETRY	70-4-7	Revoked	V. 16, p. 173
30-41-6b	Revoked	V. 15, p. 1895	Reg. No.	Action	Register	70-5-1	Amended	V. 16, p. 173
30-41-6c			65-5-6	Amended	V. 16, p. 300	70-7-1	New	V. 16, p. 173
through			65-5-9	New	V. 16, p. 249	70-8-1	New	V. 16, p. 174
30-41-6h	Revoked	V. 15, p. 930, 931	65-5-10	New	V. 16, p. 250	70-10-1	New	V. 16, p. 175
30-41-7a			a di di	AGENCY 66: B	OARD OF			DENTAL BOARD
through	9 <u>1 - 3 188</u> 1		1	ECHNICAL PRO		Reg. No.	Action	Register
30-41-7i	Revoked	V. 15, p. 931	Reg. No.	Action	Register	71-4-1	Amended	V. 15, p. 1860
30-41-8	Revoked	V. 15, p. 931	66-6-1	Amended	V. 15, p. 184	71-4-3	Amended	V. 15, p. 1860
30-41-10		a trade to the contract	66-6-6			AGENC	Y 74: BOARD O	FACCOUNTANCY
through 30-41-20	Revoked	V. 15, p. 931	66-7-3	Amended Amended	V. 15, p. 185 V. 15, p. 185	Reg. No.	Action	Register
30-41-20 30-46-10	Amended	V. 15, p. 1895	66-8-1	Amended	V. 15, p. 185 V. 15, p. 185	74-12-1	Amended	V. 15, p. 1215
30-46-13	Amended	V. 15, p. 1896	66-10-1	Amended	V. 15, p. 185	-T-12-4	AGENCY 75: CO	such a memory of the second of the
30-46-15	Amended	V. 15, p. 1896 V. 15, p. 1896	66-12-1	Amended	V. 15, p. 185		CREDIT COMM	
30-46-16	Amended	V. 15, p. 1896	66-14-1			. D		
30-46-17	Amended	V. 15, p. 1896	through			Reg. No.	Action	Register
30-63-1	New	V. 15, p. 931	66-14-12	New	V. 15, p. 186, 187	75-6-3	Révoked	V. 15, p. 1129
30-63-10			ACENC	V 40. BOADD O	F COSMETOLOGY	75-6-4	Revoked	V. 15, p. 1129
through				オプル もみい 後げら かい		75-6-7	Revoked	V. 15, p. 1129
30-63-14	New	V. 15, p. 931-933	Reg. No.	Action	Register	75-6-8	Revoked	V. 15, p. 1129 V. 15, p. 1379
30-63-20	New	V. 15, p. 933	69-1-1	Amended	V. 15, p. 292	75-6-9 75-6-10	Amended Revoked	V. 15, p. 1379 V. 15, p. 1129
30-63-21	New	V. 15, p. 933	69-1-2	Amended	V. 15, p. 292	75-6-11	Revoked	V. 15, p. 1129
30-63-22	New	V. 15, p. 934	69-1-3	Revoked	V. 15, p. 292	75-6-16	Revoked	V. 15, p. 1129
30-63-23	, New	V. 15, p. 1215	69-1-4	Amended	V. 15, p. 292	75-6-17	Revoked	V. 15, p. 1129
30-63-24			69-1-7	Revoked	V. 15, p. 293	75-6-18	Revoked	V. 15, p. 1129
through	NT	V 15 - 024 027	69-1-8	Amended Revoked	V. 15, p. 293	75-6-25	Revoked	V. 15, p. 1129
30-63-31 30-64-1	New	V. 15, p. 934-937	69-2-1 69-3-1	Amended	V. 15, p. 293 V. 15, p. 293	75-6-26	Amended	V. 16, p. 301
30-64-10	New	V. 15, p. 937	69-3-2	Revoked	V. 15, p. 293	75-6-29	Revoked	V. 15, p. 1129
through			69-3-3	Amended	V. 15, p. 293	75-8-1	10 to	
30-64-13	New	V. 15, p. 937	69-3-4	Amended	V. 15, p. 294	through		
30-64-20			69-3-5	Revoked	V. 15, p. 294	75-8-11	Revoked	V. 15, p. 1129
through			69-3-6	Amended	V. 15, p. 294	AGENC	Y 80. KANSAS PI	UBLIC EMPLOYEES
30-64-34	New	V. 15, p. 938-942	69-3-7	Amended	V. 15, p. 294		RETIREMENT	SYSTEM
e i la	NCV 40. KANSA	AS INSURANCE	69-3-8	Amended	V. 15, p. 742	Reg. No.	Action	Register
. AGL	DEPARTA		69-3-9	Amended	V. 15, p. 294	80-8-2	Amended	V. 15, p. 1832
Dec No			69-3-10	Revoked	V. 15, p. 294	80-8-3	Amended	V. 15, p. 1832
Reg. No.	Action	Register	69-3-11	Revoked	V. 15, p. 294	80-8-4	Amended	V. 15, p. 1833
40-1-42	New	V. 16, p. 41	69-3-17	Revoked	V. 15, p. 294	80-8-7	Amended	V. 15, p. 1833
40-1-43	New	V. 16, p. 41	69-3-19	Revoked	V. 15, p. 294		AGENCY 81: OFF	and the second s
40-1-44 40-4-17	New Amended	V. 16, p. 41	69-3-22		and the second s		ECURITIES COM	
40-4-17 40-4-35	Amended	V. 15, p. 77 V. 15, p. 622	through 69-3-25	Dovolad	V 15 - 204	Reg. No.	Action	Register
40-4-37	Amended	V. 13, p. 022 V. 15, p. 77	69-3-25 69-3-26	Revoked New	V. 15, p. 294 V. 15, p. 294		1.00	V. 15, p. 697
40-4-37d	Amended	V. 15, p. 78	69-3-26 69-3-27	New New	V. 15, p. 294 V. 15, p. 294	81-1-1 81-2-1	Amended Amended	V. 15, p. 698 V. 15, p. 698
40-5-109	Amended	V. 15, p. 78	69-3-28	New	V. 15, p. 294	81-2-1 81-3-1	Amended	V. 15, p. 698
The state of the s	ENCY 49: DEPA		69-4-2	Amended	V. 15, p. 294	81-3-1 81-3-4	Revoked	V. 15, p. 700
AG	HUMAN RES		69-4-6	Revoked	V. 15, p. 295	81-4-1	Amended	V. 15, p. 700
Da- 37-	100		69-4-9	Amended	V. 15, p. 295	81-5-1	Revoked	V. 15, p. 701
Reg. No.	Action	Register	69-4-11	Revoked	V. 15, p. 295	81-5-2	Revoked	V. 15, p. 701
49-45-10			69-4-12	Amended	V. 15, p. 295	81-5-3	Amended	V. 15, p. 701
through	Description 1	V 1P 1700	69-5-2	Revoked	V. 15, p. 295	81-5-4	Amended	V. 15, p. 701
49-45-19	Revoked	V. 15, p. 1709	69-5-6	Amended	V. 15, p. 295	81-5-7	Amended	V. 15, p. 701
49-53-1	Revoked	V. 15, p. 1709	69-5-10	Revoked	V. 15, p. 295	81-5-9	Amended	V. 15, p. 702
49-53-2	Revoked	V. 15, p. 1709	69-5-13	Revoked	V. 15, p. 295	81-6-1	Amended	V. 15, p. 702
AG	ENCY 50: DEP		69-5-14	New	V. 15, p. 295	81-7-2	Amended	V. 15, p. 703
	HUMAN RESC		69-5-15	New	V. 15, p. 295	81-8-1	Revoked	V. 15, p. 703
D)	IVISION OF EN		69-5-16	New	V. 15, p. 295	81-9-1	Revoked	V. 15, p. 703
Reg. No.	Action	Register	69-6-1	Revoked	V. 15, p. 295	81-13-1	Revoked	V. 15, p. 703
50-2-21	Amended	V. 15, p. 1707	69-6-2	Amended	V. 15, p. 295	AGE		CORPORATION
AGENC	Y 51: DEPART	MENT OF HUMAN	69-6-5 69-6-6	Amended Revoked	V. 15, p. 295 V. 15, p. 296		COMMIS	化二溴磺基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲基甲
		ON OF WORKERS	69-6-6 69-6-7	Amended	V. 15, p. 296 V. 15, p. 296	Reg. No.	Action	Register
	COMPENS		69-8-2	Revoked	V. 15, p. 296	82-3-101	Amended	V. 15, p. 1538
Reg. No.	Action	Register	69-8-3	Revoked	V. 15, p. 296	82-3-103	Amended	V. 15, p. 1541
51-9-7	Amended	V. 15, p. 345	69-8-4	Revoked	V. 15, p. 296	82-3-206	Amended	V. 15, p. 1670
Annual Control of the Control			69-8-6	Revoked	V. 15, p. 296	82-3-307	Amended	V. 15, p. 1670
The second second		D OF NURSING	69-11-1	Amended	V. 15, p. 296	82-3-700		
Reg. No.	Action	Register	69-11-2	Amended	V. 15, p. 296	through	**************************************	17 1F = 1F40 4F44
60-9-109	Revoked	V. 15, p. 1807	69-13-1	Amended	V. 15, p. 296	82-3-704	New	V. 15, p. 1542-1544
60-11-103	Amended	V. 15, p. 1931	69-13-2	Amended	V. 15, p. 296			(continued)

AGENC	Y 86: REAL EST	ATE COMMISSION	Ą	GENCY 104: S	TATE BANKING	111-2-48	New	V. 15, p. 1055
Reg. No.	Action	Register			ONSUMER CREDIT		New	V. 15, p. 1055
86-1-5	Amended	V. 15, p. 598	COM		AND DEPARTMENT		New	V. 15, p. 1056
86-1-11	Amended	V. 15, p. 1831	D M-		T UNIONS		New New	V. 15, p. 1440
86-3-25	Amended	V. 15, p. 1331	Reg. No.	Action	Register		New	V. 15, p. 1441 V. 15, p. 1710
A(ARTMENT OF	104-1-2	Amended	V. 15, p. 1129		New	V. 15, p. 1920
	EDUCA	TION	AGEN		RD OF INDIGENTS'	and the second of the second o	New	V. 15, p. 1953
Reg. No.	Action	Register	Andreas Society Society	DEFENSE	SERVICES		Amended	V. 14, p. 908
91-1-68c	Amended	V. 15, p. 1863	Reg. No.	Action	Register		Amended	V. 12, p. 677
. 91-5-3	Amended	V. 15, p. 1864	105-3-2	Amended	V. 15, p. 1583		Revoked	V. 11, p. 1793
91-12-22	Amended	V. 15, p. 226	105-3-12	New ·	V. 15, p. 1584	111-3-10		가는 반대를 받으셨다. 네양
91-12-61 91-31-1	Amended Revoked	V. 15, p. 230	105-4-2	Amended	V. 15, p. 1584	through 111-3-31	New	V. 7, p. 201-206
91-31-2	Revoked	V. 15, p. 1864 V. 15, p. 1864	105-5-4	Amended	V. 15, p. 1584		Amended	V. 13, p. 35
91-31-3	Revoked	V. 15, p. 1864	AGEN		D OF EMERGENCY		Amended	V. 13, p. 1826
91-31-4	Revoked	V. 15, p. 1864		MEDICAL	The state of the s		Amended	V. 11, p. 1148
91-31-4a	Revoked	V. 15, p. 1864	Reg. No.	Action	Register		Amended	V. 13, p. 1826
91-31-5	Revoked	V. 15, p. 1864	109-1-1	Amended	V. 16, p. 77		Amended	V. 9, p. 1566
91-31-6	Revoked	V. 15, p. 1864	109-1-2	New	V. 16, p. 79	111-3-19	r.	· 新文字 二次代表出示
91-31-7 91-31-8	Revoked Revoked	V. 15, p. 1864	109-2-1 109-2-2	Amended Amended	V. 16, p. 79	through 111-3-22	Amended	V. 9, p. 30
91-31-9	Revoked	V. 15, p. 1864 V. 15, p. 1864	109-2-3	Revoked	V. 16, p. 79 V. 16, p. 79		Revoked	V. 13, p. 1827
91-31-10	Revoked	V. 15, p. 1865	109-2-4	nevoneu	7 - X - X - X - X - X - X - X - X - X -		Amended	V. 11, p. 1148
91-31-12a	Sugar and Arrive		through			111-3-21	Amended	V. 11, p. 1148
through		그렇게 그래 그램을 다꾸다	109-2-9	Amended	V. 16, p. 79-84		Amended	V. 11, p. 1148
91-31-12h	Revoked	V. 15, p. 1865	109-2-11	Amended	V. 16, p. 85		Revoked	V. 10, p. 883
91-31-13	Revoked	V. 15, p. 1865	109-2-12	Amended	V. 16, p. 86		Amended	V. 13, p. 1827
91-31-14 91-31-14a	Revoked Revoked	V. 15, p. 1865	109-2-13 109-2-14	New New	V. 16, p. 87		Amended Amended	V. 11, p. 1149 V. 11, p. 1149
91-31-14a	Revoked	V. 15, p. 1865 V. 15, p. 1865	109-2-14	Amended	V. 16, p. 89 V. 16, p. 89		Revoked	V. 11, p. 1149
91-31-14c	Revoked	V. 15, p. 1865 V. 15, p. 1865	109-4-1	Revoked	V. 16, p. 89		Amended	V. 8, p. 209
91-31-15	Revoked	V. 15, p. 1865	109-4-2	Revoked	V. 16, p. 89		Amended	V. 10, p. 883
91-31-16			109-4-3	Revoked	V. 16, p. 89	111-3-33	New	V. 7, p. 1434
through			109-5-1	Amended	V. 15, p. 1585		New	V. 13, p. 149
91-31-30	New	V. 15, p. 1865-1869	109-6-1	Amended	V. 15, p. 1586		Amended	V. 14, p. 909
91-33-1 through	State of the state	Now the control of the	109-6-2	New	V. 15, p. 1586		New New	V. 13, p. 877
91-33-8	Revoked	V. 15, p. 1869	109-7-1 109-8-1	Amended Amended	V. 15, p. 1586 V. 15, p. 1625	111-4-1	NEW	V. 13, p. 877
91-34-1	NEVORCU	v. 13, p. 1609	109-10-1	Amended	V. 15, p. 1587.	through		Same and the second second
through			109-14-1	New	V. 16, p. 89		Revoked	V. 12, p. 113
91-34-5	Revoked	V. 15, p. 1870	AG	ENCY 111: KA	NSAS LOTTERY	111-4-5a l	Revoked	V. 12, p. 113
91-34-7		원하다 이번 수 없었다.	Reg. No.	Action	Register	111-4-6	90	TO SHOW THE
through	Darreland	TE APP. AAPPA	111-1-2	Amended	V. 7, p. 1190	through	Dairales d	37 10 - 110
91-34-14	Revoked	V. 15, p. 1870	111-1-5	Amended	V. 15, p. 1304	111-4-15 1 111-4-66 : \	Revoked	V. 12, p. 113
		S WATER OFFICE	111-2-1	Amended	V. 15, p. 881	through		
Reg. No.	Action	Register	111-2-2	Amended	V. 12, p. 1261		Vew	V. 7, p. 207-209
98-5-1	Amended	V. 15, p. 1708	111-2-2a			111-4-96 CT V	A	on many of the section
98-5-8	New	V. 15, p. 1709	through		Carakara (Lighter Cara	through		- 11 - 1319 (B. 4 MAR)
AGENC)	Y 100: BOARD (OF HEALING ARTS	111-2-2e 111-2-4	New	V. 14, p. 1633, 1634		Vew	V. 7, p. 1606-1610
Reg. No.	Action	Register	111-2-6	Amended Revoked	V. 15, p. 1953 V. 13, p. 149		Amended Amended	V. 14, pt. 972
100-23-1	Amended	V. 15, p. 1952	111-2-7	Revoked	V. 10, p. 1210	and the second s	Amended	V. 14, p. 972 V. 12, p. 1114
100-29-1			111-2-13	Revoked	V. 10, p. 881	111-4-103:1		V. 10, p. 1211
through			111-2-14	Amended	V. 14, p. 1634	111-4-104		V. 14, p. 972
100-29-14	New	V. 16, p. 380-384	111-2-15	Revoked	V. 10, p. 881	111-4-105 c: V		V. 14, p. 972
100-34-3 100-34-4	Revoked Revoked	V. 16, p. 384	111-2-16	Revoked	V. 10, p. 1210	111-4-106		V. 14, p. 973
100-35-1	Revoked	V. 16, p. 384 V. 16, p. 384	111-2-17 111-2-18	Revoked	V. 10, p. 1210	111.4-106a		V. 14, p. 974
100-35-3	Revoked	V. 16, p. 384	111-2-19	Revoked Revoked	V. 11, p. 413 V. 11, p. 413	111-4-107 111-4-108	Amended Amended	V. 11, p. 978
100-35-6	Revoked	V. 16, p. 384	111-2-20	ILTORCA	v. 11, p. 415		mended	V. 14, p. 974 V. 11, p. 978
100-35-7	Revoked	V. 16, p. 384	through			111-4-111		V. 9, p. 1366
100-36-1	Revoked	V. 16, p. 384	111-2-26	Revoked	· V. 13, p. 1401		mended	V. 14, p. 974
100-37-1	Revoked	V. 16, p. 384	111-2-27	Revoked	V. 14, p. 972		Amended	V. 9, p. 1366
100-37-2	Revoked	V. 16, p. 384	111-2-28	New	V. 12, p. 1844	111-4-114 / A	Amended	V. 9, p. 1366
100-38-1 100-39-1	Revoked Revoked	V. 16, p. 385	111-2-29	Revoked	V. 14, p. 972	111-4-153		State of China
100-40-2	Revoked	V. 16, p. 385 V. 16, p. 385	111-2-30 111-2-31	Amended New	V. 15, p. 1180	through	and a second second	in the Landston of
100-42-2	Revoked	V. 16, p. 385	111-2-32	New	V. 14, p. 170 V. 14, p. 311	111-4-160 : F	evokea	V. 9, p. 1676, 1677
100-46-1	Revoked	V. 16, p. 385	111-2-33	Amended	V. 14, p. 1741	through	gi bili	and the state of t
100-46-2	Revoked	V. 16, p. 385	111-2-34	Amended	V. 14, p. 722	111-4-212 kg F	evoked	V. 9, p. 1677, 1678
100-46-3	Revoked	V. 16, p. 385	111-2-35	New	V. 14, p. 796	111-4-213 V		भागमान्त्री । अस्तुर्वास्त्रा
100-46-5	Revoked	V. 16, p. 385	111-2-36	New	V. 14, p. 908	through		自己 化邻苯磺基磺酚
100-46-6 100-47-1	Revoked Revoked	V. 16, p. 385	111-2-37	New	V. 14, p. 1094	111-4-220 R	evoked	V. 10, p. 1213
100-47-1	Revoked Amended	V. 16, p. 385 V. 16, p. 142	111-2-38	New	V. 14, p. 1741	111-4-217.5	mended	V. 9, p. 986
100-55-1	a gassout BACM	4. 10, p. 142	111-2-39 111-2-40	New New	V. 14, p. 1502	111-4-221		
through	of Parkin	A	111-2-41	New	V. 14, p. 1502 V. 14, p. 1742	through 111-4-224 5 ! N	buokad	V. 10, p. 1585
100-55-8	Amended	V. 15, p. 1928-1930	111-2-42	Amended	V. 16, p. 341	111-4-225	CYUNCU	v. 10, p. 1363
100-55-9	New	V. 15, p. 1930	111-2-43	New	V. 15, p. 287	through		
100-55-10	New	V. 15, p. 1930	111-2-44	New	V. 15, p. 288	111-4-228 R	evoked	V. 10, p. 1585
100-69-1 through			111-2-45	New	V. 15, p. 288	111-4-229	1.50	
		[2] A. M. A. M. A. M. A. M. A. M. M. A. M.	111-2-46	New	V 15 + 694 ·	42		
100-69-9	New	V. 15, p. 1021, 1022	111-2-47	New	V. 15, p. 624 V. 15, p. 882	through 111-4-236 XI		V. 10, p. 1585, 1586

ł							111 4 570		
	111-4-237 through			111-4-384 through			111-4-572 through		
	111-4-240	Revoked	V. 11, p. 413	111-4-387	Revoked	V. 12, p. 1373	111-4-585	New	V. 13, p. 878-880
	111-4-241	Barrier Same		111-4-388			111-4-572 111-4-574	Amended Amended	V. 15, p. 882 V. 15, p. 882
) :	through 111-4-244	Revoked	V. 12, p. 1371	through 111-4-400	New	V. 11, p. 478-481	111-4-575	Amended	V. 15. p. 882
	111-4-245	NEVOREG	7. 12, p. 10, 1	111-4-388	.,	1, 12, p. 2, 0 . 0.	111-4-576	Amended	V. 15, p. 882
	through			through			111-4-577	Amended	V. 15, p. 883
	111-4-248	Revoked	V. 12, p. 1371	111-4-391	Revoked	V. 12, p. 1373	111-4-579 111-4-581	Amended Amended	V. 15, p. 883 V. 15, p. 883
	111-4-249 through			111-4-392 111-4-394	Amended	V. 12, p. 520	111-4-582	Amended	V. 15, p. 883
٠.	111-4-256	Revoked	V. 12, p. 113, 114	through	·		111-4-583	Amended	V. 15, p. 883
	111-4-257			111-4-400	Amended	V. 12, p. 521, 522	111-4-584	Amended	V. 15, p. 884
	through			111-4-401			111-4-586 through		
	111-4-286 111-4-287	Revoked	V. 11, p. 413, 414	through 111-4-404	Revoked	V. 12, p. 1373	111-4-606	Revoked	V. 14, p. 977, 978
	through			111-4-405	Kevokeu	4. 12, p. 1070	111-4-607		
	111-4-300	New	V. 10, p. 883-886	through	the State of		through	New	V 13 n 1436-1438
	111-4-287	37.7		111-4-413	New	V. 11, p. 756, 757	111-4-619 111-4-607	Amended	V. 13, p. 1436-1438 V. 14, p. 1407
٠.	through 111-4-290	Revoked	V. 12, p. 1371	111-4-405	Amended	V. 14, p. 723	111-4-609	Amended	V. 14, p. 1407
	111-4-291	KEVOKEU	v. 12, p. 15/1	111-4-407 111-4-408	Amended Amended	V. 13, p. 877 V. 14, p. 723	111-4-610	Amended	V. 14, p. 1407
	through	100		111-4-409	Amended	V. 14, p. 723	111-4-611 111-4-613	Amended Amended	V. 14, p. 1407 V. 14, p. 1408
	111-4-300	Revoked	V. 12, p. 114	111 -4-4 11	Amended	V. 14, p. 1094	111-4-616	Amended	v. 12, p. 1100
	111-4-301 through	+ 1		111-4-412	Amended	V. 11, p. 1475	through		
	111-4-307	Revoked	V. 13, p. 1402	111-4-413	Amended	V. 11, p. 1475	111-4-623	Revoked	V. 14, p. 978
	111-4-301	Amended	V. 12, p. 1115	111-4-414 through			111-4-624 through		
	111-4-303	Amended	V. 12, p. 1115	111-4-428	Revoked	V. 14, p. 8	111-4-652	New	V. 13, p. 1828-1835
	111-4-304	Amended	V. 12, p. 1115	111-4-414	Amended	V. 11, p. 1150	111-4-640	Amended	V. 13, p. 1922
٠,	111-4-306 111-4-308	Amended	V. 12, p. 1115	111-4-429			111-4-652 111-4-653	Amended	V. 13, p. 1922
	through		and the second of the second of the second	through 111-4-432	Revoked	V. 12, p. 1373	through		
	111-4-320	New	V. 10, p. 1214, 1215	111-4-433	Nevoked	1. 12, p. 1010	111-4-664	New	V. 13, p. 1923-1925
	111-4-308	Amended	V. 12, p. 1261	through			111-4-665		
	111-4-311 111-4-312	Amended	V. 12, p. 1262	111-4-436	Revoked	V. 12, p. 1374	through 111-4-669	New	V. 14, p. 8, 9
	111-4-313	Amended Amended	V. 12, p. 1262 V. 12, p. 1262	111-4-437 through			111-4-670	. INCW	V. 129 P. W.
	111-4-318			111-4-444	New	V. 11, p. 1475-1477	through	Kings to the	
	through			111-4-437			111-4-673	New	V. 14, p. 170
	111-4-321	Revoked	V. 12, p. 114	through		¥ 10 - 1074	111-4-674 through		
	111-4-322 through	* * * * * * * * * * * * * * * * * * * *	ali, ila da partagrapa	111-4-440 111-4-441	Revoked	V. 12, p. 1374	111-4-677	New	V. 14, p. 312, 313
	111-4-331	New	V. 10, p. 1411-1413	through	· Programme of the		111-4-678		
	111-4-322			111-4-443	Revoked	V. 14, p. 8	through	Nove	V. 14, p. 438, 439
	through	فرا توليد عوا	37 10 - 1071	111-4-445			111-4-682 111-4-683	New	v. 14, p. 450, 457
•	111-4-327 111-4-328	Revoked	V. 12, p. 1371	through 111-4-453	New	V. 11, p. 1794-1796	through	· · · · · · · · · · · · · · · · · · ·	
	through	Mark Hills		111-4-445	New	v. 11, p. 1752-1750	111-4-694	New	V. 14, p. 404-406
	111-4-335	Revoked	V. 12, p. 114	through			111-4-695 through	e della dia e.	
*	111-4-336			111-4-448	Revoked	V. 12, p. 1374	111-4-702	New	V. 14, p. 725-727
	through 111-4-345	New	V. 10, p. 1526-1528	111-4-449 through	1.4		111-4-703		
٠.	111-4-336		v. 10, p. 1020 1020	111-4-453	Revoked	V. 14, p. 8	through	N T	V 14 - 000 014
. ,	through			111-4-454			111-4-723 111-4-724	New	V. 14, p. 909-914
. '	111-4-340	Amended	V. 12, p. 1371, 1372	through		11 10 1001 100F	through		
	111-4-341 111-4-341a	Revoked Revoked	V. 11, p. 1473 V. 12, p. 1372	111-4-465 111-4-466	Revoked	V. 12, p. 1664, 1665	111-4-736	New	V. 14, p. 978-981
	111-4-341b	Amended	V. 12, p. 1372	through			111-4-737		
	111-4-341c	New	V. 12, p. 1664	111-4-473	New	V. 12, p. 316, 317	through 111-4-749	New	V. 14, p. 1095-1098
	111-4-344	Amended	V. 12, p. 1373	111-4-466			111-4-750		
	111-4-346			through 111-4-473	New	V. 12, p. 316, 317	through		TZ 14 1400 1400
	through 111-4-361	New	V. 10, p. 1586-1589	111-4-466	IACM	v. 12, p. 310, 317	111-4-757 111-4-758	New	V. 14, p. 1408, 1409
	111-4-356		v. 10, p. 1000 1003	through			through		
	through	12		111-4-469	Revoked	V. 12, p. 1665	111-4-761	New	V. 14, p. 1502, 1503
;	111-4-361	Revoked	V. 14, p. 7	111-4-470	Amended	V. 12, p. 522	111-4-762		
	111-4-346 through			111-4-474 through	*		through 111-4-778	New	V. 14, p. 1410-1414
	111-4-349	Revoked	V. 12, p. 114	111-4-488	New	V. 12, p. 522-524	111-4-769	Amended	V. 14, p. 1503
٠.	111-4-362			111-4-478	Signal Contract		111-4-779		
	through	Damakali	W 12 - 114 115	through	Revoked	V 14 n 974 975	through	More	V 14 n 1504-1507
	111-4-365 111-4-362	Revoked Amended	V. 12, p. 114, 115 V. 11, p. 13	111-4-492 111-4-493	Revokeu	V. 14, p. 974, 975	111-4-791 111-4-792	New	V. 14, p. 1504-1507
•	111-4-366	- III CHACA	1. 11, p. 10	through			through		
	through			111-4-496	New	V. 12, p. 525	111-4-803	New	V. 14, p. 1635-1638
	111-4-379	New	V. 11, p. 136-139	111-4-497			111-4-804		
	111-4-366 through	100		through 111-4-512	Revoked	V. 14, p. 975	through 111-4-816	New	V. 15, p. 116-119
	111-4-369	Revoked	V. 12, p. 1373	111-4-513		and the second s	111-4-817		
	111-4-370			through		., .,	through	Niews	V 15 - 200 200
	through	Povrelee 3	V 14 = 7 6	111-4-521	New	V. 12, p. 1374, 1375 V. 14, p. 1095	111-4-824 111-4-825	New	V. 15, p. 289, 290
	111-4-379 111-4-380	Revoked	V. 14, p. 7, 8	111-4-519 111-4-522	Amended	V. 14, p. 1095	through	100	
	through	ta ya ka		through			111-4-838	New	V. 15, p. 449-452
	111-4-383	Revoked	V. 12, p. 1664	111-4-571	Revoked	V. 14, p. 975-977			(continued)
× 1				Art Control			Service of the service of		

111-4-839			111-6-20	Amended	V. 15, p. 1716	111-9-31		
through 111-4-854	New	V 15 - 604.607	111-6-21	New	V. 13, p. 881	through		2.2
111-4-855	MeM	V. 15, p. 624-627	111-6-22 111-6-23	New New	V. 13, p. 881	111-9-36 111-9-37	New	V. 10, p. 262
through	t jiga sal		111-7-1	11617	V. 13, p. 881	through	ing a single	
111-4-859 111-4-855	New Amended	V. 15, p. 884, 885	through			111-9-48	New	V. 10, p. 1439, 1440
111-4-860	Amended	V. 15, p. 1181	111-7-10 111-7-1	New Amended	V. 7, p. 1192, 1193	111-9-49	r rainfill	
through			111-7-3	Amended	V. 8, p. 212 V. 11, p. 1796	through 111-9-54	New	V. 12, p. 318, 319
111-4-872 111-4-871	New	V. 15, p. 1056-1059	111-7-3a	Revoked	V. 13, p. 340	111-9-55		
111-4-873	Amended	V. 15, p. 1181	111-7-4	Amended	V. 9, p. 1367	through		
through	등 당시 위치		111-7-5 111-7-6	Amended Amended	V. 9, p. 986	111-9-60 111-10-1	New	V. 12, p. 1263, 1264
111-4-892	New	V. 15, p. 1181-1186	111-7-9	Amended	V. 9, p. 987 V. 12, p. 1263	through		
111-4-893 through			111-7-11	Amended	V. 15, p. 1188	111-10-9	New	V. 8, p. 136-138
111-4-910	New	V. 15, p. 1441-1445	111-7-12			111-10-7	Amended	V. 8, p. 301
111-4-911			through 111-7-32	New	V. 7, p. 1194-1196	ĄĢE		AS RACING AND
through 111-4-918	New	V 15 - 1495 1496	111-7-33		v. v, pr 115#-1150	Per No	GAMING COI	
111-4-915	Amended	V. 15, p. 1475, 1476 V. 15, p. 1954	through			Reg. No. 112-3-17	Amended	Register
111-4-918	Amended	V. 15, p. 1954	111-7-43	New	V. 7, p. 1197, 1198	112-3-19	Amended	V. 15, p. 182 V. 15, p. 222
111-4-919			111-7-33a 111-7-44	New	V. 8, p. 300	112-4-1	Amended	V. 15, p. 223
through 111-4-941	New	V. 15, p. 1710-1716	through	맞은 40년 1		112-4-4a	New	V. 15, p. 182
111-4-942		v. 13, p. 1710-1710	111-7-54	Revoked	V. 13, p. 340	112-4-4b 112-4-14b	New Amended	V. 15, p. 1709 V. 15, p. 1379
through			111-7-46 111-7-54	Amended	V. 11, p. 1152	112-5-1	Amended	V. 15, p. 1125
111-4-965	New	V. 15, p. 1921-1926	111-7-55	Amended	V. 11, p. 1511	112-5-2	Amended	V. 15, p. 224
111-4-946 111-4-962	Amended . Amended	V. 15, p. 1954 V. 16, p. 341	through			112-6-1 112-6-2	Amended	V. 15, p. 1126
111-4-963	Amended	V. 16, p. 341	111-7-63	Revoked	V. 10, p. 1217	112-7-18	Amended Amended	V. 15, p. 224 V. 15, p. 1801
111-4-966			111-7-60 111-7-64	Amended	V. 10, p. 262	112-10-6	Amended	V. 16, p. 379
through 111-4-970	Marin	37 1E - 10E4 10EE	through			112-10-35	Amended	V. 15, p. 1126
111-4-971	New	V. 15, p. 1954, 1955	111-7-75	New	V. 11, p. 13, 14	112-10-38 112-11-13a	Amended Amended	V. 15, p. 887
through			111-7-66	Amended	V. 15, p. 1304	112-11-20	Amended	V. 15, p. 1127 V. 15, p. 1127
111-4-982	New	V. 16, p. 341-344	111-7-66a 111-7-75	Revoked	V. 13, p. 340	112-16-14	Amended	V. 16, p. 380
111-5-1 through		강하는 것 같아요요 하렴.	through			112-17-15	Amended	V. 15, p. 888
111-5-23	New	V. 7, p. 209-213	111-7-78	Amended	V. 15, p. 1188	112-18-21 112-18-22	New New	V. 15, p. 1589 V. 15, p. 1590
111-5-9			111-7-76				ENCY 115: DEP	
through	D14		through 111-7-78	New	V. 11, p. 1478-1480		WILDLIFE AN	
111-5-19 111-5-21	Revoked	V. 15, p. 291	111-7-79	Revoked	V. 13, p. 340	Reg. No.	Action	Register
through			111-7-80			115-2-1	Amended	V. 16, p. 248
111-5-33	New	V. 11, p. 415-418	through 111-7-83	New	V 11 - 4870 1400	115-2-5	Amended	V. 15, p. 1093
111-5-21 111-5-22	Revoked Amended	V. 15, p. 291	111-7-81	Amended	V. 11, p. 1478-1480 V. 15, p. 1189	115-4-1 115-4-3	Amended	V. 15, p. 546
111-5-23	Amended	V. 13, p. 1438 V. 15, p. 1059	111-7-83	Amended	V. 15, p. 1189	115-4-5	Amended Amended	V. 13, p. 547 V. 15, p. 548
111-5-24	Amended	V. 11, p. 983	111-7-84			115-4-7	Amended	V. 15, p. 549
111-5-25	Amended	V. 15, p. 1059	through 111-7-93	Revoked	V7 15 201	115-30-3	Amended	V. 16, p. 249
111-5-27 111-5-28	Amended Amended	V. 11, p. 482	111-7-94	Revoked	V. 15, p. 291 V. 13, p. 340	115-30-6	Amended	V. 16, p. 249
111-5-29	Amended	V. 15, p. 1060 V. 15, p. 1060	111-7-95		7. 20, p. 020	A	GENCY 117: RI APPRAISAL	
111-5-34	New	V. 12, p. 318	through			Reg. No.	Action	
111-5-34a 111-5-35	Amended	V. 14, p. 1098	111-7-118 111-7-119	Revoked	V. 15, p. 291, 292	117-1-1	Amended	Register V. 15, p. 489
through		함께 있는데 뭐 뭐했다	through			117-2-2	Amended	V. 16, p. 302
111-5-38	Revoked	V. 13, p. 1439	111-7-127	New	V. 15, p. 1189-1191	117-3-2	Amended	V. 16, p. 303
111-5-39			111-7-122	Amended	V. 15, p. 1477	117-4-2 117-6-3	Amended Amended	V. 16, p. 304
through 111-5-44	New	V. 15, p. 1022, 1023	111-7-123 111-7-124	Amended Amended	V. 15, p. 1477 V. 15, p. 1477	117-8-1		V. 15, p. 489 V. 15, p. 490
111-5-45		v. 15, p. 1022, 1025	111-7-126	Amended	V. 15, p. 1304		ENCY 121: DEP	
through			111-7-128	New	V. 15, p. 1446		CREDIT UI	
111-5-50 111-5-46	New	V. 15, p. 1060-1062	111-8-1	New	V. 7, p. 1633	Reg. No.	Action	Register
111-5-40	Amended New	V. 15, p. 1186 V. 15, p. 1477	111-8-2 111-8-3	New Amended	V. 7, p. 1633 V. 10, p. 886	121-2-1	New	V. 15, p. 887
111-6-1		v. 13, p. 1477	111-8-4	New	V. 7, p. 1714	121-3-1	New	V. 15, p. 1474
through			111-8-4a	Revoked	V. 13, p. 1406	121-4-1 through		
111-6-15 111-6-1	New Amended	V. 7, p. 213-217	111-8-5			121-4-11	New	V. 16, p. 72-77
111-6-3	Amended	V. 15, p. 1445 V. 14, p. 313	through 111-8-13	New	V. 7, p. 1634	and the state of the	ENCY 122: POC	
111-6-4	Amended	V. 10, p. 1413	111-8-14	New	V. 13, p. 881		INVESTMENT	
111-6-5	Amended	V. 15, p. 1187	111-8-15	New	V. 13, p. 881	Reg. No.	Action	Register
111-6-6 111-6-7	Amended Amended	V. 11, p. 1973	111-9-1			122-2-2	Amended	V. 16, p. 42
111-6-7a	Amended	V. 11, p. 1477 V. 15, p. 1188	through " 111-9-12	None	V 7 - 1714 1714	122-3-1	Amended	V. 16, p. 42
111-6-8	Revoked	V. 12, p. 1263	111-9-12	New	V. 7, p. 1714-1716	122-3-2 122-3-3	Amended Amended	V. 16, p. 43
111-6-9	Revoked	V. 14, p. 313	through	indiana spiri		122-3-4	Amended Amended	V. 16, p. 43 V. 16, p. 43
111-6-11 111-6-12	Revoked Amended	V. 12, p. 1376	111-9-6	Revoked	V. 9, p. 1680	122-3-5	Amended	V. 16, p. 43
111-6-13	Amended	V. 8, p. 212 V. 8, p. 299	111-9-13 through	43.4 M.		122-3-7	Amended	V. 16, p. 43
111-6-15	Amended	V. 12, p. 677	111-9-18	Revoked	V. 9, p. 1680	122-3-9 122-3-10	Amended Amended	V, 16, p. 44 V. 16, p. 44
111-6-17	Revoked	V. 10, p. 1475	111-9-25	•		122-3-11	Amended	V. 16, p. 44
111-6-18 111-6-19	New New	V. 13, p. 150 V. 13, p. 340	through 111-9-30	New	V 0 - 600 700	122-4-1	Amended	V. 16, p. 44
			****	1.TEN	V. 9, p. 699, 700	122-5-1	Amended	V. 16, p. 44
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