

Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of December 15 through December 28:

Date	Room	Time	Committee	Agenda
December 16	514-S	10:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review of rules and regulations proposed by the Board of Nursing, Board of Regents, KDHE, Real Estate Commission, Racing and Gaming Commission and Board of Healing Arts.
December 17	123-S	10:00 a.m.	Legislative Coordinating Council	Legislative matters.
December 17	531-N	10:00 a.m.	Joint Committee on Computers and Telecommunications	Review agency information technology plans and consider recommendations for 1998 Legislature.
December 16	Beloit	10:00 a.m.	Joint Committee on Corrections and Juvenile Justice Oversight	Agenda unavailable.
December 17	Salina	10:00 a.m.		
December 18	Salina	9:30 a.m.		
December 18	529-S	10:00 a.m.	House Broadcasting Committee	Review process of producing TV coverage during 1998 session.
December 19	519-S	10:00 a.m.	SRS Transition Oversight Committee	Discussion of committee report; guardianship issues.

Emil Lutz
Director of Legislative
Administrative Services

Doc. No. 020007

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State of Kansas

**Department of Administration
Division of Architectural Services**

**Notice of Commencement of Negotiations
for Landscape Architectural/Planning Services**

Notice is hereby given of the commencement of negotiations for landscape architectural/planning services in developing a campus landscape master plan for the University of Kansas, Lawrence. Such a plan will provide the general direction for preserving and enhancing the landscape across the campus. The consultant will work closely with the campus in developing the landscape master plan. The plan will include not just plantings, but will extend to related issues of campus graphics, a bicycle traffic plan to coincide with the City of Lawrence, and campus landscape furniture. The campus landscape plan must respond to all recommendations of the 1995 Campus Plan and develop appropriate landscape solutions to address issues of land use, access, image and environment.

The campus landscape plan shall:

1. Coordinate all elements and concepts of the campus plan. Parking, vehicular movement, bicycle routes and pedestrian access must be accommodated. Design features and motifs must reflect appropriate scale and materials to support a campus image and environment.
2. Illustrate specific landscape recommendations incorporating organizational principles of land use, access, image and environment.
3. Provide guidelines or campus development that will be used for project development.
4. Design to the schematic level certain elements of the campus landscape plan.
5. Evaluate maintenance practices and make recommendations which support maintenance procedures. Design solutions and maintenance recommendations must demonstrate reciprocal value.
6. Establish a wayfinding system supported by an updated campus graphics system.

For information regarding the scope of services, contact Greg Wade, Design and Construction Management, University of Kansas, (785) 864-3432.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (785) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. Monday, December 29.

Thaine Hoffman, AIA
Director, Division of
Architectural Services

Doc. No. 020006

State of Kansas

Social and Rehabilitation Services

Public Notice

The Kansas Department of Social and Rehabilitation Services has space available for leasing in the following locations:

Location	Estimated Square Feet	Contact	Phone
Abilene	500	Sandy Petitjean	(785) 826-8074
Beloit	500	Sandy Petitjean	(785) 826-8074
El Dorado	Negotiable	Mary Beth Stapp	(316) 342-2505, x209
Howard	Negotiable	Mary Beth Stapp	(316) 342-2505, x209
Kansas City	Negotiable	Steve Kohnle	(913) 279-7545
Lyndon	Negotiable	Mary Beth Stapp	(316) 342-2505, x209
Marion	Negotiable	Mary Beth Stapp	(316) 342-2505, x209
Sedan	Negotiable	Mary Beth Stapp	(316) 342-2505, x209
Topeka	11,500	Don Bears	(785) 296-4470

Please contact the individuals listed above for additional information.

Rochelle Chronister
Secretary of Social and
Rehabilitation Services

Doc. No. 019990

State of Kansas

**Department of Administration
Division of Architectural Services**

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

Notice is hereby given of the commencement of negotiations for architectural/engineering services to raze the remaining parking garage adjacent to the Jayhawker Towers Apartment Complex on West 15th Street at the University of Kansas, Lawrence. In general, the project will raze the existing cast in place structure, allowing surface parking to be reconstructed on the site.

For information regarding the scope of services, contact Bob Rombach, Design and Construction Management, University of Kansas, (785) 864-3431.

If interested, an original and six copies of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 625 Polk, Topeka, 66603, (785) 233-9367. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. Monday, December 29.

Thaine Hoffman, AIA
Director, Division of
Architectural Services

Doc. No. 020005

State of Kansas

Employee Award Board**Notice of Meeting**

The Employee Award Board will meet at 8:30 a.m. Thursday, December 11, in the Division of Personnel Services, Room 951-S, Landon State Office Building, 900 S.W. Jackson, Topeka.

Ben Barrett
Chairperson

Doc. No. 019994

(Published in the Kansas Register December 11, 1997.)

Pratt County, Kansas**Request for Proposals**

Sealed proposals for construction work in Pratt County, Kansas, **Landfill Earthwork—Phase I Project No. 55-97613-2-3086**, will be received at the county clerk's office, Pratt County Courthouse, Pratt, KS 67124, until 10 a.m. December 22, and then publicly opened at 11:30 a.m. The project to be constructed or improved is briefly described as follows:

Earthwork, including borrow, placement, stockpiling, grading, excavation (cut), embankment (fill), the addition or deletion of moisture to soil, and the compaction of approved clayey soil cap and topsoil for vegetative cover over completed landfill cells at the Pratt County landfill.

Proposals must be accompanied by a certified or cashier's check, or bid bond with a surety licensed in the State of Kansas and acceptable to the county clerk, in an amount to be at least 5 percent of the proposal. Checks are to be made payable to the County Clerk of Pratt County, Kansas, and drawn on a solvent Kansas bank. These checks are to be retained by the county clerk until the contract for the project shall have been awarded and are a guarantee that if awarded the contract, the bidder will enter a contract and give bonds as required.

Contract documents for the project may be examined at the following locations:

- Landfill Administration Office, Pratt County landfill
- Office of the County Clerk, Pratt County Courthouse
- Office of the design engineer, AEC, Inc., 349 Ida, Wichita
- Office of Kansas Construction News, 230 Laura, Wichita

Copies of contract documents may be obtained from the county clerk at the Pratt County Courthouse. A \$20 nonrefundable fee will be required for each set. The successful bidder will be furnished with six sets of contract documents. Additional sets will be furnished at actual cost of reproduction, payable in advance by such bidder.

The Board of County Commissioners reserves the right to reject any and all proposals and to waive technicalities.

Board of County Commissioners
Pratt County, Kansas

Doc. No. 020001

State of Kansas

Kansas Commission on Veterans' Affairs**Notice of Meeting**

The Kansas Commission on Veterans' Affairs will meet at 1 p.m. Friday, December 19, in the State Banking Department's conference room, third floor, Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend.

Don A. Myer
Executive Director

Doc. No. 019995

State of Kansas

Behavioral Sciences Regulatory Board**Notice of Hearing on Proposed Administrative Regulations**

The Behavioral Sciences Regulatory board will conduct a public hearing from 9 to 10 a.m. Monday, February 9, in the board conference room at 712 S. Kansas Ave., Topeka, to consider adopting proposed amendments to permanent rules and regulations for licensed professional counselors (LPC), licensed master's level psychologists (LMPL) and licensed marriage and family therapists (LMFT).

This 60-day notice of the public hearing constitutes a public comment period for purposes of receiving written public comments on the proposed amendments. All interested parties may submit written comments prior to the hearing to the executive director, Behavioral Sciences Regulatory Board, 712 S. Kansas Ave., Topeka, 66603-3817. All interested parties will be given a reasonable opportunity to present their views orally during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

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 the Behavioral Sciences Regulatory Board, (785) 296-3240.

A copy of the full text of each regulation and the economic impact statement may be reviewed or obtained at the board office. The following is a summary of the proposed amendments. The board does not have a less costly or less intrusive method for achieving the stated purpose of each regulation. There should be minimal or no fiscal impact to the agency or general public.

K.A.R. 102-3-7 is being revoked and replaced by 102-3-7a.

K.A.R. 102-3-7a. This new regulation for professional postgraduate supervised experience requirements replaces 102-3-7 and is proposed to incorporate statutory amendments to the LPC credentialing act.

Economic Impact: Because of statutory changes to existing postgraduate supervised experience requirements, applicants or their employing governmental or private

agencies will bear the increased costs associated with a more rigorous, albeit shorter, period of supervision.

K.A.R. 102-4-7a. This new regulation for postgraduate supervised work experience requirements replaces K.A.R. 102-4-7 that was previously revoked. The regulation is proposed to incorporate statutory amendments to the LMLP credentialing act.

Economic Impact: Although the amended regulation requires a longer period of supervision, it is anticipated that the increased viability of the upgraded credential will offset any direct out-of-pocket expenses related to supervision that may be incurred by licensure applicants.

K.A.R. 102-5-7 is being revoked and replaced by 102-5-7a.

K.A.R. 102-5-7a. This new regulation for professional postgraduate supervised experience requirements replaces 102-5-7 and is proposed to incorporate statutory amendments to the LMFT credentialing act.

Economic Impact: Because of statutory changes to existing postgraduate supervised experience requirements, applicants or their employing governmental or private agencies will bear the increased costs associated with a longer period of supervision.

Mary Ann Gabel
Executive Director

Doc. No. 020013

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 November 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

Advanced Imaging Technologies, Inc., Wichita, KS.
Advanced Software Engineering, Inc., Stilwell, KS.
All American Assembly Corporation, Colby, KS.
Aqua-Heat Exchangers, Inc., Wichita, KS.
Aquatank, Inc., Lenexa, KS.
B & C Glunt Corp., Jetmore, KS.
Back Bay, Inc., Wichita, KS.
Big Sandy Farms, Inc., Ogden, KS.
BMC, Inc., Overland Park, KS.
Camelot Realty Co., Inc., Wichita, KS.
Clark's T.V. & Communications, Inc., Salina, KS.
Commercial Capital Corporation, Prairie Village, KS.
Country Club Mortgage, Inc., Overland Park, KS.
D & B Tire Services, Inc., Kansas City, KS.
Deer Creek Golf Club, Inc., Overland Park, KS.
Don Kopp Interiors, Inc., Shawnee Mission, KS.
Donald J. Allen Memorial Huntington's Disease Clinic Association, Wichita, KS.
Ducks Unlimited, Inc., Memphis, TN.
Employees' Association of Western Resources, Inc., Wichita, KS.

Fire & Flood Restoration, Inc., Derby, KS.
Fraternal Order of Eagles Aerie 3281, Belleville, KS.
Iola Osteopathic Clinic, P.A., Iola, KS.
J & J Cattle Co., Inc., Preston, KS.
Lab Management Services, Inc., Wichita, KS.
Matrix Development Company, Inc., Overland Park, KS.
Mudbone, Ltd., Overland Park, KS.
National Destiny Corporation, Wichita, KS.
North Star Development Company, Inc., Overland Park, KS.
North Star Management, Inc., Overland Park, KS.
Nutsch Construction, Inc., Haddam, KS.
Peerless Conveyor and Manufacturing Company Purchasing Corporation, Kansas City, KS.
Peerless Conveyor and Manufacturing Company, Inc., Kansas City, KS.
Perry Lake Development Corporation, Topeka, KS.
Petrotec Production Inc., Wichita, KS.
Pierce & Tarry, Inc., Kansas City, KS.
Power Control Devices, Inc., Olathe, KS.
Product Development Group Incorporated, Rose Hill, KS.
Proffitt Farms, Inc., Lyons, KS.
Propeller Creative Service, Inc., Lawrence, KS.
Reddy Electric Systems, Inc., Olathe, KS.
Salina Music Company, Inc., Salina, KS.
Sea Environments International, Inc., Belton, MO.
Shawnee Family Church, Bonner Springs, KS.
Southwood Homes, Inc., Leawood, KS.
Stanton County 4-H Foundation, Incorporated, Johnson, KS.
Steamatic Carpet Cleaners of Hutchinson, Inc., Hutchinson, KS.
Sunset Funeral Home, Inc., Topeka, KS.
Tag, Inc., Westwood, KS.
The Lexington Homes Association, Lenexa, KS.
Therex Videos, Inc., Leawood, KS.
Tuffee Rope, Inc., Wichita, KS.
Unicorn Enterprises, Inc., Murdock, KS.
Williams and Co., P.A., Sharon Springs, KS.

Foreign Corporations

ADI Business Group, Inc., Shawnee Mission, KS.
All Green Corporation, Marietta, GA.
B & B Energy, Inc., Okmulgee, OK.
Brownrosa, Inc., Belton, MO.
Cementer's Energy Inc., Scottsbluff, NE.
Certified Orthotic & Prosthetic Associates, Inc., Lenexa, KS.
D. J. Christie, Inc., Lenexa, KS.
Genesis Products, Inc., Shawnee Mission, KS.
Griesedieck Enterprises #50, Inc., Maryland Heights, MO.
Hansen Refrigerated Movements, Inc., Fremont, NE.
Innoserv Technologies Maintenance Services, Inc., Corona, CA.
International Ventures, Inc., Pagosa Springs, CO.
McGrath Construction Corp., Tulsa, OK.
Mid-States Excavating, Inc., Blue Springs, MO.
Midwest Roofing Contractors Association, Inc., Lawrence, KS.
Patterson Dental Company, St. Paul, MN.
Patterson Dental Supply, Inc., St. Paul, MN.
Plunk's Furniture, Inc., Wichita, KS.
Stratispan Corporation, Arvada, CO.
The Gates Corporation, Denver, CO.
Wichita Trade School, Inc., Wichita, KS.

Ron Thornburgh
Secretary of State

Doc. No. 020000

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 (785) 296-2377 for additional information:

Sources Sought

Impaired Nursing Licensee Provider Program. The Division of Purchases is searching for professional nursing organizations that are interested in bidding on providing a monitoring program for impaired licensees. This monitoring program entails referral of licensees for appropriate treatment and monitoring of their compliance with treatment plans. Monitoring includes, but is not limited to, collection of random urine or blood samples for testing. Send a letter of interest before January 15 to Fran Welch, Division of Purchases, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1286.

Monday, December 22, 1997

A-8317(b)

University of Kansas—Athletic facilities enhancement, Memorial Stadium renovations, underground utilities
32846

Department of Social and Rehabilitation Services—Wetmop yarn
32848

Topeka Correctional Facility—Pest control services, various Topeka locations
32849

Various state agencies—Carbonless paper
6909

Kansas Bureau of Investigation—Video surveillance system
6911

Department of Transportation—AB special aggregate (District 1), various locations
6931

Wichita State University—Library shelving
6932

University of Kansas—Paper, printing and binding
6943

University of Kansas—Isocratic HPLC system with variable UV/VIS detector

Tuesday, December 23, 1997

6562 Rebid

Department of Social and Rehabilitation Services—Furnish all labor and materials for bathroom remodel
6912

Department of Social and Rehabilitation Services—Coffee brewers
6923

Department of Social and Rehabilitation Services—Coffee vendors, various locations
6934

University of Kansas Medical Center—Intra aortic balloon pumps

6938

Kansas State University—Raid array storage system for Sun Ultra Enterprise 1

6939

Pittsburg State University—Band uniforms

6940

University of Kansas—Exercise equipment, refurbished

6941

University of Kansas—Swimming pool equipment

6942

University of Kansas—Video editing equipment

Tuesday, January 6, 1998

A-7925

Department of Wildlife and Parks—Lemon Park Lake upgrade

Wednesday, January 7, 1998

32850

Department of Transportation—Roadway lighting materials, Wichita

Thursday, January 8, 1998

A-8253

University of Kansas—Remodel classlabs, Malott Hall

Friday, January 9, 1998

A-8006

Wichita State University—Miller Concert Hall remodel

Tuesday, January 13, 1998

A-8175

University of Kansas—Improvements-accessibility, life safety and MEP, Strong Hall

Thursday, January 15, 1998

A-7934A

Lansing Correctional Facility—Repair perimeter walls

Friday, January 16, 1998

A-8390

State Historical Society—Renovate Adair Cabin and Pavilion, John Brown Park

Request for Proposals

Tuesday, January 6, 1998

32847

Activity cost report services for the Kansas Performance Review Board

Wednesday, January 7, 1998

6919

Accounting software system for Kansas State University

Thursday, January 8, 1998

32845

Facilities management software system for Kansas State University

John T. Houlihan
Director of Purchases

Doc. No. 020012

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1996 Supp. 75-4210. These rates and their uses are defined in K.S.A. 1996 Supp. 12-1675(b)(c)(d), and K.S.A. 1996 Supp. 75-4201(l) and 75-4209(a)(1)(B).

Effective 12-8-97 through 12-14-97

Term	Rate
1-89 days	5.52%
3 months	5.38%
6 months	5.56%
9 months	5.74%
12 months	5.77%
18 months	5.78%
24 months	5.76%

William E. Lewis
Chairman

Doc. No. 019988

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the projects listed below. Responses must be received by 5 p.m. December 30 for the consulting engineering firm to be considered. Seven signed copies of the response should be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short listed will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

The scope of services includes providing for the discovery phase on the following projects. The discovery phase is intended to provide information about the project that might impact its cost, scope or schedule. At the completion of the discovery phase, KDOT will determine whether to proceed with the design services.

Project No. 9-66 K-6807-01

Nemaha County

The scope of services is to provide for the replacement of the south branch of the Black Vermillion Drainage Bridge (012) and Illinois Creek Bridge (013), 6.9 km and 15.9 km east of the Marshall-Nemaha county line. The road and bridge squad leaders are Jim Richardson and Gary Chan. The estimated construction cost is \$1,418,000.

Project No. 14-62 K-6808-01

Mitchell County

The scope of services is to provide for the replacement of the Salt Creek Bridge (026), 4.1 km north of the Lincoln-Mitchell county line. The road and bridge squad leaders are Rex Fleming and Gary Chan. The estimated construction cost is \$1,004,000.

Project No. 27-91 K-6809-01

Sherman County

The scope of services is to provide for the replacement of the north fork of the Smoky Hill River Bridge (041), 7.3 km north of the Wallace-Sherman county line. The road and bridge squad leaders are Ron Seitz and Curt Niehaus. The estimated construction cost is \$2,301,000.

Project No. 34-29 K-6810-01

Ford County

The scope of services is to provide for the replacement of the St. Louis-Southwestern Railway Bridge (053) over K-34 at Bucklin. The road and bridge squad leaders are Jim Richardson and Gary Chan. The estimated construction cost is \$1,500,000.

Project No. 59-67 K-6814-01

Neosho County

The scope of services is to provide for the replacement of the Labette Creek Drainage Bridge (001), 4.0 km north of the Labette-Neosho county line. The road and bridge squad leaders are Bill Schwartz and Richard Elliott. The estimated construction cost is \$980,000.

Project No. 192-44 K-6824-01

Jefferson County

The scope of services is to provide for the replacement of the Crooked Creek Bridge (030), at the east junction with US-59. The road and bridge squad leaders are Corky Armstrong and Curt Niehaus. The estimated construction cost is \$798,000.

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

1. Size and professional qualifications;
2. experience of staff;
3. location of firm with respect to proposed project;
4. work load of firm; and
5. firm's performance record.

E. Dean Carlson
Secretary of Transportation

Doc. No. 019965

State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board of Directors will meet at 11 a.m. Thursday, December 18, at the Top of the Tower, Sky Room, Bank IV, 534 S. Kansas Ave., Topeka. The meeting is open to the public.

Leroy Gattin
Chairman

Doc. No. 020008

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. National By-Products, 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), nitrogen oxides (NOx), carbon monoxide (CO), volatile organic compounds (VOCs), and particulate matter less than 10 micrometers (PM₁₀) were evaluated during the permit review process. The Class II permit will limit the potential-to-emit for SOx to below major source thresholds.

National By-Products, Inc., Des Moines, Iowa, owns and operates an animal by-product rendering facility located at 2050 N. Moseley St., Wichita, Kansas.

A copy of the proposed permit, permit application, all supporting 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 Wichita-Sedgwick County Department of Community Health, 1900 E. 9th, Wichita. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office, or John Stark, (316) 268-8449, at the Wichita-Sedgwick County Department of Community Health. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Allen, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business January 12.

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 January 12 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 020011

State of Kansas

Advisory Commission on
African-American Affairs

Notice of Meeting

The Advisory Commission on African-American Affairs, an entity within the Kansas Department of Human Resources, will meet from 1 to 4 p.m. Friday, December 19, in the second floor conference room at the Department of Human Resources, 1430 S.W. Topeka Blvd., Topeka. The public is invited to attend.

Wayne L. Franklin
Secretary of Human Resources

Doc. No. 020014

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. The City of Horton has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen and carbon monoxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

The City of Horton owns and operates a municipal power plant located at 602 E. 15th, Horton.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE northeast district office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Rick Bolfig, (785) 296-1576, at the KDHE central office, or Pat Simpson, (785) 842-4600, at the KDHE northeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rick Bolfig, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business January 12.

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 January 12 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 019999

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 65-34,117 (c), as amended, records of the Division of Accounts and Reports show the unobligated balances are \$3,226,183.73 in the underground petroleum storage tank release trust fund and \$349,064.87 in the aboveground petroleum storage tank release trust fund at November 30, 1997.

Daniel R. Stanley
Secretary of Administration

Doc. No. 019993

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. The Smoot Company has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300. The Smoot Company is proposing to limit its plant-wide potential-to-emit (PTE). Emissions of volatile organic compounds (VOCs), particulate matter (PM) and particulate matter with a diameter of 10 micrometers or less (PM₁₀) were evaluated during the permit review process.

The Smoot Company owns and operates the stationary source located at 1262 Southwest Blvd., Kansas City, Kansas.

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 Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, Kansas, and at the Bureau of Air and Radiation, Kansas Department of Health and Environment, Building 283, Forbes Field, Topeka. To obtain or review the proposed permit and supporting documentation, contact Roylene A. Cunningham at the Wyandotte County Health Department, (913) 573-6700, or Connie Carreno at the Kansas Department of Health and Environment, (785) 296-6422. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Roylene A. Cunningham, Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, KS 66101. Written comments must be received by the close of business January 12 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, Kansas Department of Health and Environment, Building 283, Forbes Field,

Topeka, 66620, not later than the close of business January 12 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell
Secretary of Health and Environment

Doc. No. 019997

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding issuance of authorizations to operate under the general Class I air quality operating permit for natural gas compressor stations. Authorizations to operate under the general Class I operating permit have been issued in accordance with the provisions of K.A.R. 28-19-400 *et seq.*

A copy of each permit application, authorization and all supporting nonconfidential documentation is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka. Information also is available at the KDHE district office indicated for each facility. To obtain or review the permit, authorization and supporting documentation, contact Connie Carreno, (785) 296-6422, at the KDHE central office, or the indicated district representative. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding an authorization to Connie Carreno, Bureau of Air and Radiation, KDHE, Building 283, Forbes Field, Topeka, 66620.

A list of all major sources within the state authorized to operate under the terms of the general Class I operating permit will be maintained at the Topeka KDHE offices.

Authorizations issued during the week of October 27, 1997:

- Company:
- Compressor Station:
- Source ID No.:
- Location:
- KDHE District Rep.:
- Rep. Location:

Enron Transportation and Storage
Burdett Station
0830006
S4, T21S, R21W, Hodgeman County
Wayne Neese, (316) 225-0596
Southwest District Office, Dodge City
Enron Transportation and Storage
Bushton Station
1590007
777 Avenue Y, Bushton
Rick Brunetti, (785) 827-9639
North Central Office, Salina

Gary R. Mitchell
Secretary of Health and Environment

Doc. No. 019998

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-97-270/272

Name and Address of Applicant	Legal Description	Receiving Water
Courtney Clarke 620 State Road 14 Lyons, KS 67554	NW/4 of Section 34, T18S, R8W, Rice County	Lower Arkansas

Kansas Permit No. A-ARRC-BO04

This is new facility for 400 head (200 animal units) of cattle.

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

Compliance Schedule: 1) 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 9 acre inch per acre per year and solids shall be applied at not greater than 5 ton per acre. 2) The plan indicates there will be a 6.5 ft. separation between the water table and the floor of the proposed structure. Normally, 10 feet are required. To ensure groundwater protection, the lagoon compacted clay liner will be required to achieve a permeability rate of 0.125 inches or less per day. 3) Two monitoring wells are to be constructed downgradient to the proposed waste containment structure and one monitoring well shall be constructed upgradient to the structure. Siting and depth of the wells shall be determined by consultant in cooperation with the department. 4) The two downgradient and one upgradient monitoring wells shall be sampled annually. Samples shall be analyzed by a laboratory certified by KDHE for nitrate, ammonia and chloride. Analyses are to be submitted to KDHE on or before June 1 of each year. 5) Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 50 gallons per minute and dispersing the wastewater over 26 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Hall Farm, Inc. Joe Hall 2732 N.W. 60th Newton, KS 67114	SE/4 of Section 24, T22S, R1W, Harvey County	Little Arkansas River Basin

Kansas Permit No. A-LAHV-SO39

This is a new facility for 2,400 head (960 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 NRCS 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 1.5 acre inch per acre per year and solids shall be applied at not greater than 15 ton per acre. Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 37 gallons per minute and dispersing the wastewater over 19 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department. Three groundwater monitoring wells are to be installed. The proposed locations and design of the monitoring wells shall be approved by the department before being constructed. Each well shall be constructed by a water well contractor or driller licensed in Kansas. These wells will be installed, developed, purged and initial samples obtained within 30 days of beginning operation of the catch basin and lagoon. At a minimum, each sample shall be analyzed for nitrate as N, ammonia, chloride and chemical oxygen demand (COD). Sample results are to be sent to the department within 30 days of sample collection. Samples are to be submitted to a laboratory certified by the department for these analyses. The monitoring wells shall be sampled a minimum of twice a year on or about June 1 and December 31. Copies of the analyses are to be submitted to KDHE by July 15 and February 15 of each year. The maximum allowable permeability rate for the lagoon and catch basin is 0.125 inch per day. Should the lagoon or catch basin not meet this allowable permeability rate, additional sealing will be required.

Name and Address of Applicant	Legal Description	Receiving Water
Lynn Rock 1669 1300 Ave. Hope, KS 67451	SE/4 of Section 34, T14S, R3E, Dickinson County	Smoky Hill

Kansas Permit No. A-SHDK-B011

This is a new facility for 550 head (275 animal units) of cattle.

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

Compliance Schedule: 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. Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 110 gallons per minute and dispersing the wastewater over 17 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Public Notice No. KS-97-172

Name and Address of Applicant	Waterway	Type of Discharge
High Plains Corp. P.O. Box 427 Colwich, KS 67030	Arkansas River via Cowskin Creek via unnamed tributary	Treated process water
Kansas Permit No. I-AR24-PO02		Federal Permit No. KS0081329
Facility Address: 412 N. 1st St., Colwich, Kansas		

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility treating process wastewater. This facility is engaged in processing grain into ethanol and high protein feed. Process wastewater (distillate,

floor drains and rejectate from a reverse osmosis unit), boiler blow-down and domestic wastewater are directed to a complete mix aerated lagoon, clarifier and two polishing ponds prior to discharge through a single outfall. Total discharge to Cowskin Creek is about 250,000 gallons per day. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Public Notice No. KS-ND-97-061/062

Name and Address of Applicant	Legal Location	Type of Discharge
Agrium U.S., Inc. 401 W. Road 10 Scott City, KS 67871	N $\frac{1}{2}$, S36, T20S, R33W, Scott County	Nonoverflowing

Kansas Permit No. I-UA44-NP01

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing aboveground storage tank. This facility is a storage and distribution terminal for liquid anhydrous ammonia. About 5300 gallons per day of wastewater consisting of cooling tower blowdown, load-out heater cooling water, floor wash-water from the compressor and stormwater collected in the scale pit is directed to an aboveground storage tank for ultimate disposal by irrigation. Sanitary wastewaters are directed to a septic tank/lateral field system.

Name and Address of Applicant	Legal Location	Type of Discharge
U.S.D. No. 378 Riley County High School P.O. Box 326 Riley, KS 66531	NE $\frac{1}{4}$, S26, T8S, R5E, Riley County	Nonoverflowing

Kansas Permit No. M-KS62-NO02

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing two-cell lagoon treating domestic wastewater. The proposed permit contains a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified operator.

Written comments on the draft permits must be submitted to the attention of Dorothy Geisler 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 post-marked or received on or before January 10 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-97-270/272, KS-97-172, KS-ND-97-061/062) 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 re-

quest at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 020004

State of Kansas

**Department of Health
and Environment**

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. The Smoot Company has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300. The Smoot Company is proposing to limit its plant-wide potential-to-emit (PTE). Emissions of volatile organic compounds (VOCs) were evaluated during the permit review process.

The Smoot Company owns and operates the stationary source located at 1250 Seminary, Kansas City, Kansas.

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 Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, Kansas, and at the Bureau of Air and Radiation, Kansas Department of Health and Environment, Building 283, Forbes Field, Topeka. To obtain or review the proposed permit and supporting documentation, contact Roylene A. Cunningham at the Wyandotte County Health Department, (913) 573-6700, or Connie Carreno at the Kansas Department of Health and Environment, (785) 296-6422. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Roylene A. Cunningham, Department of Air Quality, Wyandotte County Health Department, 619 Ann Ave., Kansas City, KS 66101. Written comments must be received by the close of business January 12 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, Kansas Department of Health and Environment, Building 283, Forbes Field, Topeka, 66620, not later than the close of business January 12 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 019996

State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. A complete listing of Kansas state agencies, boards and commissions are included in the Kansas Directory, published by the Secretary of State. The following appointments, which are effective immediately unless otherwise specified, were recently filed with the Secretary of State:

Smith County Clerk

Lela M. Rogers, 310 N. Grant St., Smith Center, 66967. Term expires when a successor is elected and qualifies according to law. Succeeds Teri Van Wey, resigned.

Advisory Council on Aging

Merle R. Bolton, Sr., 7121 S.W. Fountaindale Road, Topeka, 66614. Term expires June 30, 2000. Succeeds Betty Sue Shumway.

Edwin LaVerne Epp, 1109 W. Hills Terrace, Lawrence, 66044. Term expires June 30, 2000. Reappointment.

Arris M. Johnson, 2714 Hillcrest Drive, Hays, 67601. Term expires June 30, 2000. Reappointment.

Amelia C. Jones, 3736 Weaver Drive, Kansas City, KS 66104. Term expires June 30, 2000. Succeeds James H. Sund.

Kansas Film Services Commission

Hoite C. Caston, 301 S. 4th, Independence, 67301. Term expires June 30, 2000. Succeeds Nita Jones.

Kathy M. Hanis, 415 Thompson, Kansas City, KS 66101. Term expires June 30, 2000. Succeeds Martha Slater.

Carol McDowell, 41 S.W. Peppertree Lane, Topeka, 66611. Term expires June 30, 2000. Reappointment.

Richard N. Raleigh, P.O. Box 248, Medicine Lodge, 67104. Term expires June 30, 2000. Succeeds Robert Rohde.

Richard E. Shank, 1002 Bannock Burn Road, Hutchinson, 67502. Term expires June 30, 2000. Reappointment.

State Board of Healing Arts

William D. Bryant, D.V.M., 1884 Quivira Road, Washington, 66968. Term expires June 30, 1998. Succeeds C.J. Conrady, deceased.

Kansas Water Authority

Paul N. Tobia, 12102 Ridgepoint, Wichita, 67235. Term expires May 1, 1999. Succeeds Raymond Haner.

Ron Thornburgh
Secretary of State

Doc. No. 020003

State of Kansas

University of Kansas Medical Center

Notice to Bidders

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

December 29, 1997

728074

Plumbing materials

Barbara Lockhart
Purchasing Director

Doc. No. 020009

State of Kansas

Kansas Insurance Department

Permanent Administrative
Regulations

Article 2.—LIFE INSURANCE

40-2-25. Life insurance illustrations. The national association of insurance commissioners' "life insurance illustrations model regulation," January 1996 edition, is hereby adopted by reference, subject to the following alterations.

(a) Section 3(E) is new and reads as follows:

"Changes to any existing policy achieved through a new sales effort or requiring underwriting."

(b) The text of Section 10(A)(1)(g) is combined with and into Section 10(A)(1)(h), and the following new language is inserted in its place as Section 10(A)(1)(g):

"The projected termination date of the policy, based on current premium and the DSC (this requirement shall be deemed to include adjustable life policies); and"

(Authorized by K.S.A. 40-103, 40-2401, *et seq.*; implementing K.S.A. 40-103, 40-2401, *et seq.*; effective Dec. 29, 1997.)

40-2-26. Valuation of life insurance policies. Sections one through eight of the national association of insurance commissioners' "valuation of life insurance policies model regulation," 1996 edition, are hereby adopted by reference, subject to the following alteration provided below.

Section eight is hereby amended to read as follows: This regulation shall become effective on January 1 of the calendar year immediately following the adoption of substantially similar requirements by states with an aggregate population of at least 51% of the total population of the United States of America, according to the most recent general federal census. (Authorized by K.S.A. 40-103; implementing K.S.A. 40-103; effective Dec. 29, 1997.)

Kathleen Sebelius
Commissioner of Insurance

Doc. No. 019991

State of Kansas

Department of Wildlife and Parks

Permanent Administrative
RegulationsArticle 9.—LICENSES, PERMITS, STAMPS, AND
OTHER DEPARTMENT ISSUES

115-9-3. Migratory bird harvest information program; requirements, exemptions. (a) As used in this regulation "migratory game bird" shall mean any wild duck, goose, merganser, crane, dove, rail, snipe, woodcock, or other migratory bird for which a hunting season is established in the state of Kansas.

(b) Each person hunting migratory game birds in the state of Kansas shall be required to complete a Kansas migratory bird harvest information card, as provided by the secretary.

(c) Upon completion of a Kansas migratory harvest information card, a harvest information program stamp shall be issued by the secretary or the secretary's designee to the person completing the card.

(1) Each person required to comply with subsection (b) shall be in possession of a valid harvest information program stamp issued to that person while hunting any migratory game bird within the state of Kansas.

(2) Each harvest information program stamp shall be validated by the signature of the stamp holder written across the face of the stamp.

(3) A harvest information program stamp shall be valid from the date of issuance through June 30 following the date of issuance.

(4) A harvest information program stamp shall not be transferable.

(d) The provisions of subsection (b) shall not apply to the hunting of any migratory game bird by any of the following:

(1) tribal members on federal Indian reservations or tribal members hunting on ceded lands;

(2) a person, or member of a person's immediate family domiciled with that person, on land owned by that person or on land leased or rented by that person for agricultural purposes; or

(3) a resident of this state who is less than 16 years of age or who is 65 or more years of age.

(e) This regulation shall take effect on and after July 1, 1998. (Authorized by and implementing K.S.A. 32-807; effective July 1, 1998.)

Article 15.—NONGAME, THREATENED
AND ENDANGERED SPECIES

115-15-3. Threatened and endangered wildlife; special permits, enforcement actions. (a) The following definitions shall apply only to this regulation.

(1) "Action" means an activity resulting in physical alteration of a listed species' habitat, physical disturbance of listed species, or destruction of individuals of a listed species.

(2) "Critical habitat" means either of the following:

(A) specific areas documented as currently providing essential physical and biological features and supporting a self-sustaining population of a listed species; or

(B) specific areas not documented as currently supporting a listed species, but determined essential for the listed species by the secretary.

(3) "Habitat" means the abode where a listed species is generally found and where all essentials for survival and growth of the listed species are present.

(4) "Intentional destruction" means an act or attempt that is willful, done for the purpose of, and results in, the killing of a threatened or endangered species.

(5) "Intentional taking" means an act or attempt that is willful and done for the purpose of taking a threatened or endangered species, "Intentional taking" includes "intentional destruction" as defined in paragraph (a)(4).

(6) "Listed species" means those species listed in K.A.R. 115-15-1.

(7) "Normal farming and ranching practices" include activities financed with private funds on private lands, and government cost-shared, routine agricultural land treatment measures.

(8) "Publicly funded" means any action of which planning and implementation are wholly funded with monies from federal, state or local units of government.

(9) "State or federally assisted" means any action receiving technical assistance or partial funding from a state or federal governmental agency.

(b) Any person sponsoring or responsible for a publicly funded action, a state or federally assisted action, or an action requiring a permit from another state or federal government agency shall apply to the secretary for an action permit on forms provided by the department unless one of the following exceptions applies.

(1) An action permit shall not be required to conduct normal farming and ranching practices, unless a permit is required by another state or federal agency or such practices involve an intentional taking of a threatened or endangered species.

(2) An action permit shall not be required for development of residential and commercial property on privately owned property financed with private, nonpublic funds, unless a permit is required by another state or federal agency or the development involves an intentional taking of a threatened or endangered species.

(3) An action permit shall not be required for activities for which a person has obtained a scientific, educational, or exhibition permit, as provided by K.S.A. 32-952, and amendments thereto, and K.A.R. 115-18-3, and amendments thereto.

(c) An action permit application shall be submitted no fewer than 90 days before the proposed starting date of the planned action and shall include the following information:

(1) location and description of the proposed action and, if required, detailed plans of the proposed action;

(2) an assessment of potential impacts on the listed species or its habitat resulting from the proposed action;

(3) proposed measures incorporated into the action plan to protect listed species or critical habitat of listed species; and

(4) other relevant information required by the secretary.

(continued)

(d) Any person sponsoring or responsible for an action for which an action permit is not required by subsection (b) and which will result in the intentional destruction of an individual of any listed species shall apply to the secretary for an action permit on forms provided by the department. An action permit shall not be required for activities for which a person has obtained a scientific, educational, or exhibition permit, as provided by K.S.A. 32-952, and amendments thereto, and K.A.R. 115-18-3, and amendments thereto. An action permit application shall be submitted no fewer than 30 days before the proposed starting date of the planned action and shall include the following information:

(1) location and description of the proposed action and, if required, detailed plans of the proposed action;

(2) an assessment of potential impacts on the listed species or its habitat resulting from the proposed action;

(3) proposed measures incorporated into the action plan to protect listed species or critical habitat of listed species; and

(4) other relevant information required by the secretary.

(e) An action permit required under subsection (b) or (c) shall be issued by the secretary pursuant to a timely and complete application if the proposed action complies with the following conditions:

(1) sufficient mitigating or compensating measures to assure protection of either critical habitats, listed species, or both as conditions require, cooperatively developed by the department and the applicant and incorporated into the proposed action; and

(2) all federal laws protecting listed species.

(f) The secretary may provide for a public hearing on the proposed action before issuance of an action permit.

(g) In addition to other penalties prescribed by law, an action permit may be revoked by the secretary for any of these reasons:

(1) violation of conditions established by the permit;

(2) significant deviation of an action from the proposed action; or

(3) failure to perform or initiate performance of an action within one year after the proposed starting date, unless otherwise specified in the permit or an extension has been authorized in writing by the secretary after a determination of no significant change in the proposed action.

(h) Law enforcement action shall be undertaken only in cases of intentional taking of a threatened or endangered species.

(i) Nothing in this regulation shall be deemed to absolve a person from the obligation to acquire knowledge of the presence of a listed species by the exercise of due diligence once a listed species is known to exist within an area or the area is designated as critical habitat. This subsection (i) shall be applied only to offenses or obligations arising under state statutes or regulations. (Authorized by K.S.A. 32-961, K.S.A. 32-963, and L. 1997, Ch. 113, sec. 4; implementing K.S.A. 32-961, K.S.A. 32-962, as amended by L. 1997, Ch. 113, sec. 5, K.S.A. 32-963, K.S.A. 32-1010, K.S.A. 32-1011, and L. 1997, Ch. 113, sec. 4; effective Oct. 30, 1989; amended Dec. 29, 1997.)

115-15-4. Recovery plans; procedures. (a) The following definitions shall apply to this regulation.

(1) "Recovery plan" means a designated strategy or methodology that, if funded and implemented, is reasonably expected to lead to the eventual restoration, maintenance, or delisting of a listed species.

(2) "Listed species" means those species listed in K.A.R. 115-15-1 and K.A.R. 115-15-2.

(3) "Local advisory committee" means a committee as described in K.S.A. 32-960a(b), and amendments thereto.

(b) A recovery plan shall be developed for each listed species, subject to the priority list for development of recovery plans, and consistent with the amount of funds appropriated for that purpose.

(1) All listed species shall be ranked to establish priorities for recovery plan development. A recovery plan may include more than one listed species.

(2) When, using the ranked priority list, a species is designated for recovery plan development, notice shall be published to that effect in the Kansas register and shall be mailed to persons who have requested to be notified of the recovery plan process for that species or for all species.

(3) Reasonable opportunity shall be provided for individuals, organizations, or other interested parties to participate and express their views about the development and implementation of a recovery plan.

(4) A local advisory committee shall be established to take part in the development of the recovery plan. The local advisory committee shall identify measures which minimize adverse social and economic impacts during recovery actions.

(c)(1) Each recovery plan shall include the following:

(A) the current status of the listed species, including the existing scientific knowledge of habitat requirements, limiting factors, and distribution;

(B) additional data needs;

(C) actions and land uses affecting the listed species;

(D) specific management activities that may be included in an agreement between the secretary and a landowner;

(E) critical habitat designations required for conservation and recovery of the listed species;

(F) objectives, criteria, and budgeted actions required to recover and protect the listed species;

(G) conservation assistance programs or other incentive-based opportunities for species conservation on private lands;

(H) information and education-based opportunities for conservation of listed species on private lands;

(I) delisting date goal; and

(J) estimated implementation cost.

(2) For each species listed as of January 1, 1998, the department shall maintain the existing critical habitat designation process and permitting authority until a recovery plan is adopted for that species. The recovery plan, once adopted, shall determine the final designations for critical habitat as well as identify specific actions that are subject to permitting and enforcement authority.

(3) For newly listed species, critical habitat shall be temporarily designated by the secretary. Final critical habitat criteria and specific actions that are subject to permitting and enforcement authority shall be determined by the adopted recovery plan.

(4) Critical habitat established through the recovery planning process shall supersede existing criteria and designations.

(d) To meet the requirement that real property is included in management activities as part of a recovery plan, according to K.S.A. 79-32,203(a)(2), and amendments thereto, a landowner shall meet these requirements:

(1) undertake land management activities or improvements identified in the recovery plan; and

(2) be a signed party to an agreement with the secretary specifying those land management activities or improvements.

(e) Before its adoption, a draft recovery plan shall be distributed to federal and state agencies, local and tribal governments that are affected by the recovery plan, and individuals and organizations that have requested notification of department actions regarding threatened or endangered species.

(f) After adoption of a recovery plan, cooperation with other state and federal agencies, local and tribal governments, and affected landowners for implementation of the recovery plan shall be sought by the secretary.

(g) When a listed species is also designated as a federal threatened or endangered species, or is a candidate for federal designation, the recovery plan for that species shall be submitted to the secretary of the interior.

(h) Each recovery plan shall be reviewed at least once every five years, and the status of the species addressed by the recovery plan shall be monitored in the interim. The department shall consult with the local advisory committee during the review. This review shall take into account any new scientific knowledge or data since the original adoption of the recovery plan, as well as current population trends of the species.

(i) This regulation shall take effect on and after January 1, 1998. (Authorized by L. 1997, Ch. 113, Sec. 3; implementing L. 1997, Ch. 113, Sec. 2, L. 1997, Ch. 113, Sec. 3, and L. 1997, Ch. 113, Sec. 6; effective Jan. 1, 1998.)

Article 18.—SPECIAL PERMITS

115-18-7. Permanently disabled persons' use of crossbows for big game hunting; application, permit, and general provisions. (a) Any permanently disabled person qualified to hunt deer, antelope, elk, or wild turkey with a crossbow and desiring to obtain a crossbow permit shall apply to the secretary on forms provided by the department. Each applicant shall provide the following information:

(1) name of applicant;

(2) address;

(3) a physician's signed report, on forms provided by the department, describing the permanent disability and certifying the applicant physically incapable of using a bow; and

(4) other information as required by the secretary.

(b) An applicant may be required by the secretary to obtain, at department expense, a report from a second physician chosen by the secretary.

(c) A crossbow permit may be refused issuance or may be revoked by the secretary for any of the following reasons.

(1) The physical disability does not meet qualifications.

(2) The application is incomplete or contains false information.

(3) The physical disability under which the crossbow permit was issued no longer exists.

(d) A crossbow permit shall be valid statewide.

(e) A crossbow permittee may use a crossbow for hunting deer, antelope, elk, or wild turkey during any archery season established by the secretary for the big game species being hunted by the permittee. This provision shall be subject to applicable rules and regulations governing archery hunting of that big game species, including possession of a valid hunting permit issued by the department for that big game species, if required.

(f) Legal equipment for hunting any big game by crossbow shall consist of the following:

(1) crossbows of not less than 125 pounds draw weight and without telescopic sights; and

(2) arrows not less than 16 inches in length, equipped with broadhead points and all-metal cutting edges.

(g) Any person may assist the holder of a crossbow permit during the permittee's hunting activity. Any person assisting a holder of a crossbow permit shall not perform the actual shooting of the crossbow for the permittee. (Authorized by K.S.A. 32-807, K.S.A. 32-919, and K.S.A. 32-932, as amended by L. 1997, Ch. 127, Sec. 1; implementing K.S.A. 32-932, as amended by L. 1997, Ch. 127, Sec. 1; effective Oct. 30, 1989; amended, T-115-9-9-97, Sept. 9, 1997; amended Dec. 29, 1997.)

115-18-14. Non-toxic shot; statewide. (a) Each individual hunting with a shotgun for waterfowl, coot, rail, snipe, or sandhill crane shall possess and use only non-toxic shot.

(b) The following non-toxic shot materials shall be approved for the hunting of waterfowl, coot, rail, snipe, and sandhill crane:

(1) steel shot;

(2) steel shot coated with any of the following materials:

(A) copper;

(B) nickel;

(C) zinc chromate; or

(D) zinc chloride;

(3) bismuth-tin shot; and

(4) tungsten-iron shot. (Authorized by K.S.A. 32-807; implementing K.S.A. 32-807 and K.S.A. 32-1002; effective Dec. 27, 1994; amended Sept. 22, 1995; amended Dec. 29, 1997.)

115-18-15. Disability assistance permit; application, permit, and general provisions. (a) Any person who has a permanent physical or visual disability making that person eligible to receive a disability assistance permit and who desires to obtain a permit shall apply to the secretary. Each applicant shall provide the following information:

(1) name of applicant;

(2) address;

(3) a physician's or an optometrist's signed report, either on a form provided by the department or on the physician's or optometrist's letterhead, describing the

(continued)

permanent disability, certifying the applicant cannot safely hunt or fish without assistance in accordance with law and rules and regulations of the department because of this disability, and indicating the hunting or fishing activities that the applicant is physically or visually unable to safely perform without assistance in accordance with law and rules and regulations of the department; and

(4) other information, as required by the secretary.

(b) An applicant may be required by the secretary to obtain, at department expense, a report from a second physician or optometrist, as appropriate, chosen by the secretary.

(c) A disability assistance permit may be refused issuance or may be revoked by the secretary for any of the following reasons.

(1) The physical disability does not meet qualifications.

(2) The application is incomplete or contains false information.

(3) The physical disability under which the disability assistance permit was issued no longer exists.

(d) The disability assistance permit shall indicate the hunting or fishing activity or activities for which the permit is valid.

(e) The disability assistance permit shall be valid from the date of issuance until and unless revoked by the secretary.

(f) In addition to other penalties prescribed by law, a disability assistance permit shall be invalid from the date of issuance if obtained by an individual through misrepresentation or unauthorized application. (Authorized by K.S.A. 32-807 and L. 1997, Ch. 127, Sec. 2; implementing L. 1997, Ch. 127, Sec. 2; effective, T-115-9-9-97, Sept. 9, 1997; effective Dec. 29, 1997.)

Steven A. Williams
Secretary of Wildlife
and Parks

Doc. No. 019992

(Published in the Kansas Register December 11, 1997.)

Summary Notice of Bond Sale

\$215,000

Greenwood County, Kansas

General Obligation Public Building Bonds

(General obligation bonds payable from unlimited ad valorem taxes)

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated December 1, 1997, of Greenwood County, Kansas, in connection with the county's General Obligation Public Building Bonds, Series A, 1998, hereinafter described, sealed, written bids shall be received at the office of the county clerk at the Greenwood County Courthouse, 311 N. Main, Eureka, Kansas, until 1 p.m. Monday, December 22, 1997, for the purchase of the bonds. All bids shall be publicly opened, read aloud and tabulated on said date and at said time and shall thereafter be immediately considered and acted upon by the Board of County Commissioners of the county.

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

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

Details of the Bonds

The bonds to be sold are in the aggregate principal amount of \$215,000, and shall bear a dated date of January 1, 1998. The bonds shall be issued as fully registered bonds in the denomination of \$5,000, or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. The bonds are *not* subject to redemption prior to their maturities.

Interest on the bonds shall be payable semiannually on March 1 and September 1 in each year, commencing March 1, 1999, and the bonds shall mature serially on September 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$45,000	1999
45,000	2000
45,000	2001
40,000	2002
40,000	2003

Payment of Principal and Interest

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

Security for the Bonds

The bonds and the interest thereon shall constitute general obligations of the county, and the full faith, credit and resources of the county shall be pledged to the payment thereof.

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the county to the successful bidder, or at its direction, on or before January 9, 1998, at such bank or trust company or other qualified depository in the State of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

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

Financial Matters

The county's equalized assessed tangible valuation for computation of bonded debt imitations during calendar year 1998 is \$58,562,893. The county's outstanding general obligation indebtedness at January 1, 1998, totals the principal amount of \$415,000, including the bonds described herein.

Official Statement

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

Continuing Disclosure

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

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

Additional Information

For additional information regarding the county, the bonds and the public sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the county's preliminary official statement for the bonds, all of which may be obtained from the county clerk at the address and telephone number shown below or from the county's bond counsel, Hinkle, Eberhart & Elkouri, L.L.C., 200 Epic Center, 301 N. Main, Wichita, KS 67202, (316) 267-2000, fax (316) 264-1518.

Carol Pope, County Clerk
Greenwood County Courthouse
311 N. Main
Eureka, KS 67045
(316) 583-8121

Doc. No. 020010

State of Kansas

Office of Judicial Administration
Court of Appeals
Summary Calendar—No Oral Argument Docket
December 16-17, 1997

Before Brazil, C.J.; Elliott and Rulon, JJ.

Case No.	Case Name	Attorneys	County
77,395	State of Kansas, Appellee, v. Edward C. McGrown, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
77,737	Marsha Davis, Appellee, v. Electro-Wire, and Aetna Casualty & Surety Co., Appellants.	Jan L. Fisher John David Jurcyk	Work Comp
76,877	Warren O. Eckert, Appellee, v. Joyce L. Eckert, Appellant.	Francis E. Meisenheimer Joyce L. Eckert, pro se	
77,535	Brenton Lee Curry, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Debra S. Peterson, Asst. D.A.	Sedgwick
77,354	Robert U. Morris and Diann Morris, Husband and Wife, Appellants, v. William J. Blessant and Elizabeth A. Blessant, Husband and Wife, et al., Appellees.	Kevin F. Mitchelson Timothy L. Fielder	Crawford

(continued)

77,607 Franklin Eugene Patterson, Appellant, Jessica R. Kunen, Chief A.D. Sedgwick
 v. Attorney General
 State of Kansas, Appellee. Debra S. Peterson, Asst. D.A.

Before Elliott, P.J.; Rulon and Gernon, JJ.

Case No.	Case Name	Attorneys	County
77,608	State of Kansas, Appellee,	Attorney General	Saline
77,609	v. Marian Jo McNally, Appellant.	Thomas R. Stanton, Asst. C.A. Jessica R. Kunen, Chief A.D.	
77,794	State of Kansas, Appellee, v. Larry Coulter, Appellant.	Attorney General Ann L. Smith, Special Asst. C.A. Jessica R. Kunen, Chief A.D.	Montgomery
77,650	State of Kansas, Appellee, v. Jeffery Paul Wilson, Appellant.	Attorney General Robert R. Johnson, Asst. C.A. Jessica R. Kunen, Chief A.D.	Finney
77,761	State of Kansas, Appellee, v. Billy J. Stinde, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
76,049	State of Kansas, Appellee, v. Vinson Crenshaw, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
78,282	State of Kansas, Appellee, v. Vinson Crenshaw, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick

Before Brazil, C.J.; Rulon and Gernon, JJ.

Case No.	Case Name	Attorneys	County
77,759	Kenneth E. Shaw, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Debra S. Peterson, Asst. D.A.	Sedgwick
78,392	In the Matter of the Marriage of Stephen D. Root, Appellant, and Mary Ellen Root, Appellee.	Tim R. Karstetter William S. Mills	McPherson
78,287	Elizabeth Stamps, Appellant, v. Donna K. Scott, Appellee.	James C. Trickey F. Russell Peterson	Douglas
76,902	Thomas Oliver Flora, Appellee, v. David R. McKune, et al., Appellants.	Charles J. Cavenee Linden G. Appel Jeffrey L. Cowger	Leavenworth
77,410	In the Matter of the Marriage of Samuel R. Karst, Appellant, and Linda J. Karst, Appellee.	Michael A. Montoya Jerry E. Driscoll	Ellsworth

Before Brazil, C.J.; Elliott and Gernon, JJ.

Case No.	Case Name	Attorneys	County
78,528	Loretta Colombel, Appellant, v. Kay Milan, Allen Milan, and Michael Dodson and Kiersten Dodson, Appellees.	Dennis L. Horner Paul Hasty, Jr.	Wyandotte
79,028	George Chaney, Appellant, v. Sgt. R.F. Martinez, et al., Appellees.	Bruce C. Hedrick Jeffrey L. Cowger	Leavenworth

Case No.	Case Name	Attorneys	County
77,770	Daniel Floyd Donaghey, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Debra S. Peterson	Sedgwick
Before Lewis, P.J.; Royse and Knudson, JJ.			
77,140	In the Matter of the Marriage of Perry Alan Liston, Appellant, and Nadine Marie Liston, Appellee.	David L. Nelson Andrew B. Fletcher	Sedgwick
77,665	State of Kansas, Appellee, v. Robert J. Perryman, Appellant.	Attorney General William R. Mott, C.A. Jessica R. Kunen, Chief A.D.	Sumner
77,893	State of Kansas, Appellee, v. Johnny Y. Hogue, Appellant.	Attorney General Terra D. Morehead, Asst. D.A. Jessica R. Kunen, Chief A.D.	Wyandotte
79,072	In the Interest of G.Y., dob: 01/17/89; R.Y., dob: 12/21/89; B.J.Y., dob: 11/08/90; T.L.C., dob: 09/14/93, Minor Children Under 18 Years of Age.	Roger Batt Richard L. Dickson Dale F. Kelso William R. Griffith Barbara L. James	Sedgwick
79,559	In the Interest of J.E.V., dob: 10/21/79, a Juvenile Offender.	Jeffrey A. Bullins, Asst. C.A. Darren K. Patterson	Butler
77,259	State of Kansas, Appellee, v. Travis T. Norwood, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
77,364	Michael Eugene Best, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Gary L. Foiles, C.A.	Lyon
77,574	Thad U. Zorn, Appellant, v. Kansas Dept. of Revenue, Appellee.	Michael P. Whalen James G. Keller Colleen R. Harrell	Lyon
77,933	State of Kansas, Appellee, v. Redmond L. Agnew, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. James L. MowBray	Sedgwick
78,264	In the Interest of D.J.L., dob: 08/03/81; W.A.L., Jr., dob: 03/06/85; E.D.L., dob: 12/28/86; K.M.L., dob: 08/31/88, Minor Children Under 18 Years of Age.	Larry J. Bachura Roger Batt Gerald J. Domitrovic William R. Griffith Verlin A. Ingram Timothy H. Henderson	Sedgwick
77,394	State of Kansas, Appellee, v. Otis R. Butler, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
77,421	State of Kansas, Appellee, v. James C. Emery, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
77,576	Darrell N. Wohlford, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Debra S. Peterson, Asst. D.A.	Sedgwick
77,792	Absalon Banuelos, Appellee, v. Prairieland Processors, and IIT Hartford, Appellants, and Workers Compensation Fund, Appellee.	C. Albert Herdoiza Stephen M. Kerwick Scott J. Mann	Work Comp
79,248	In the Interest of A.B., dob: 11/15/88.	Janet S. Ensign Gary W. Long II Vanita R. Massey John B. Knudsen, Asst. D.A.	Wyandotte

(continued)

Before Pierron, P.J.; Green and Marquardt, JJ.

Case No.	Case Name	Attorneys	County
78,191	General Surgery, P.A., Appellant, v. Kim C. Suppes, M.D., Appellee.	William J. Skepnek John J. Immel	Douglas
76,677	State of Kansas, Appellee, v. Dennis A. Huxley II, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
77,550	Barbara Harmon, Appellant, v. Safeco Ins. Co. of America, Appellee.	Bruce W. Beye R. Alexander Pryor	Johnson
77,297	Kenneth D. Martin, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General James R. Spring, Deputy C.A.	Cowley
77,572	State of Kansas, Appellee, v. Jesse W. Alexander, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
77,908	State of Kansas, <i>ex rel.</i> , Secretary, Kansas State Dept. of Social and Rehabilitation Services, Appellee, and Chimane D. Reno, the Mother; Leshae N. Miller and Chelsea J. Miller, Minor Children, by and through Chimane D. Reno, Next Friend, Appellant, v. Lonnie E. Miller, Appellee.	James E. Carpenter Judith C. Hedrick Randy M. Barker Lonnie E. Miller, pro se	Wyandotte
77,746	In the Matter of the Marriage of Glenita M. Brammell, Appellee, and Max E. Brammell, Appellant.	Evelyn Zabel Wilson Joseph P. Huerter	Shawnee
77,360	State of Kansas, Appellee, v. Barry C. Sprow, Appellant.	Attorney General David P. Zabel, Asst. C.A. Jessica R. Kunen, Chief A.D.	Douglas
78,157	In the Interest of K.W., A Child in Need of Care.	Karen Black Stacy R. Heinitz, Asst. C.A. John A. Reynolds Patrick H. Thompson	Saline
79,095	State of Kansas, Appellant, v. Edward Louis Reynolds.	Patrick H. Hearn, Asst. D.A. Christopher T. Fletcher	Johnson
77,573	State of Kansas, Board of Regents, University of Kansas Medical Center, Appellee, v. Richard Traxler, Appellant.	George E. Mallon James R. Orr	Wyandotte
78,395	First National Bank & Trust Co. of Mountain Home, Appellee, v. Hubert Peterson; Robert L. Morris; Robert L. Miller and Victor Rozeboom, Individually and d/b/a Ozark Valley Partnership, an Arkansas partnership, and Robert L. Morris, Robert L. Miller and Victor Rozeboom, Appellants, v. Hubert Peterson, Delores B. Peterson; James L. Waters; W.E. Strother, Jr.; and International Cattle Embryo, Inc., Appellees.	James R. Gilhausen Frank J. Schwartz	Seward

76,798 State of Kansas, Appellee,
v.
Roger L. Schrock, Appellant.

76,735 State of Kansas, Appellee,
v.
Precious M. Bell, Appellant.

76,896 State of Kansas, Appellee,
v.
Gerald T. Shull, Appellant.

Attorney General
Keith E. Schroeder, Asst. C.A.
Jessica R. Kunen, Chief A.D.

Attorney General
Steven J. Obermeier, Asst. D.A.
Jessica R. Kunen, Chief A.D.

Attorney General
Steven J. Obermeier, Asst. D.A.
Jessica R. Kunen, Chief A.D.

Reno

Johnson

Johnson

Carol G. Green
Clerk of the Appellate Courts

Doc. No. 019989

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 to the 1997 Volumes of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-8	Amended	V. 16, p. 1178
1-2-14	Amended	V. 16, p. 1178
1-2-35	Amended	V. 16, p. 1178
1-2-68	Revoked	V. 16, p. 1178
1-5-7	Amended	V. 16, p. 1665
1-5-8	Amended	V. 16, p. 1665
1-5-12	Revoked	V. 16, p. 1666
1-5-13	Amended	V. 16, p. 1666
1-5-19c	Amended	V. 16, p. 1666
1-6-2	Amended	V. 16, p. 1178
1-6-8	Amended	V. 16, p. 1179
1-6-21	Amended	V. 16, p. 1179
1-6-22	Revoked	V. 16, p. 1179
1-6-27	Amended	V. 16, p. 1179
1-6-29	Amended	V. 16, p. 1666
1-6-33	Amended	V. 16, p. 973
1-7-11	Amended	V. 16, p. 1667
1-9-2	Amended	V. 16, p. 973
1-9-7b	Amended	V. 16, p. 1668
1-9-7c	Amended	V. 16, p. 974
1-9-13	Amended	V. 16, p. 974
1-9-17	Revoked	V. 16, p. 975
1-9-26	Amended	V. 16, p. 975
1-9-27	Amended	V. 16, p. 976
1-10-7	Amended	V. 16, p. 1667
1-13-1a	Amended	V. 16, p. 977
1-14-12a	New	V. 16, p. 170
1-16-2a	Amended	V. 16, p. 1210
1-16-2b	Amended	V. 16, p. 1210
1-16-2d	Revoked	V. 16, p. 1211
1-16-2e	Amended	V. 16, p. 1211
1-16-18	Amended	V. 16, p. 1211
1-18-1a	Amended	V. 16, p. 1212
1-63-2	Amended	V. 16, p. 978

AGENCY 4: DEPARTMENT OF AGRICULTURE

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4-7-213a	New	V. 16, p. 1806
4-16-1a	Amended	V. 16, p. 1356
4-16-1c	Amended	V. 16, p. 1356
4-17-1a	Amended	V. 16, p. 1357
4-17-1c	Amended	V. 16, p. 1357

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-19-1	Amended	V. 16, p. 821
7-19-2	Amended	V. 16, p. 821
7-19-3	Amended	V. 16, p. 822

7-19-4	Amended	V. 16, p. 822
7-19-7	New	V. 16, p. 822

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Reg. No.	Action	Register
10-20-2	Amended	V. 16, p. 1049
10-20-3	Revoked	V. 16, p. 1049
10-20-4	Amended	V. 16, p. 1049

AGENCY 16: ATTORNEY GENERAL

Reg. No.	Action	Register
16-9-1	New	V. 16, p. 1078

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-4a-1	New	V. 16, p. 1173
26-10-1	New	V. 16, p. 1173

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended	V. 16, p. 1848
28-1-6	Amended	V. 16, p. 1354
28-1-8	Revoked	V. 16, p. 1355
28-1-18	Amended	V. 16, p. 1848
28-4-400	Amended	V. 16, p. 1420
28-4-401	Amended	V. 16, p. 1421
28-4-403	Amended	V. 16, p. 1421
28-4-404	Amended	V. 16, p. 1422
28-4-405	Amended	V. 16, p. 1422
28-4-405a	Amended	V. 16, p. 1424
28-4-405b	Amended	V. 16, p. 1424
28-4-406	Amended	V. 16, p. 1424
28-4-407	Amended	V. 16, p. 1424
28-4-408	Amended	V. 16, p. 1425
28-4-410	Amended	V. 16, p. 1425
28-4-411	Amended	V. 16, p. 1425
28-4-413	Amended	V. 16, p. 1426
28-4-414	Amended	V. 16, p. 1426
28-4-415	Amended	V. 16, p. 1427
28-4-416	Amended	V. 16, p. 1427
28-4-550	Amended	V. 16, p. 1247
28-4-551	Revoked	V. 16, p. 1248
28-4-552	Amended	V. 16, p. 1248
28-4-553	Revoked	V. 16, p. 1248
28-4-554	Revoked	V. 16, p. 1248
28-4-555	Revoked	V. 16, p. 1248
28-4-556	Amended	V. 16, p. 1248
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28-4-563	Revoked	V. 16, p. 1249
28-4-565	Amended	V. 16, p. 1249
28-4-566	Revoked	V. 16, p. 1249
28-4-567	Revoked	V. 16, p. 1249
28-4-569	Amended	V. 16, p. 1249
28-4-570	Revoked	V. 16, p. 1250
28-4-571	Revoked	V. 16, p. 1250
28-4-572	Revoked	V. 16, p. 1250
28-5-2	Amended	V. 16, p. 1355
28-5-6	Amended	V. 16, p. 1355
28-5-7	Amended	V. 16, p. 1355
28-5-9	Amended	V. 16, p. 1355
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28-15-65	New	V. 16, p. 1596-1599
28-19-7	Revoked	V. 16, p. 1599
28-19-16a	Amended	V. 16, p. 1599

28-19-79	New	V. 16, p. 584
28-19-200	New	V. 16, p. 1601
28-19-201	New	V. 16, p. 1605
28-19-202	Amended	V. 16, p. 176
28-19-720	Amended	V. 16, p. 823
28-19-735	Amended	V. 16, p. 823
28-19-750	Amended	V. 16, p. 823
28-29-28	Amended	V. 16, p. 1427
28-29-28a	New	V. 16, p. 1427
28-29-29	Amended	V. 16, p. 1427
28-29-29a	New	V. 16, p. 1428
28-29-30	Amended	V. 16, p. 1428
28-29-31	Amended	V. 16, p. 1429
28-29-32	Amended	V. 16, p. 1431
28-29-33	Amended	V. 16, p. 1431
28-29-34	through	
28-29-36	Revoked	V. 16, p. 1432
28-31-10a	Amended	V. 16, p. 1048
28-33-12	Amended	V. 16, p. 1608
28-39-144	Amended	V. 16, p. 177
28-39-145	Amended	V. 16, p. 179
28-39-146	Amended	V. 16, p. 181
28-39-147	Amended	V. 16, p. 181
28-39-148	Amended	V. 16, p. 182
28-39-149	Amended	V. 16, p. 183
28-39-150	Amended	V. 16, p. 184
28-39-151	Amended	V. 16, p. 184
28-39-152	Amended	V. 16, p. 185
28-39-153	Amended	V. 16, p. 187
28-39-154	Amended	V. 16, p. 187
28-39-155	Amended	V. 16, p. 188
28-39-156	Amended	V. 16, p. 188
28-39-157	Amended	V. 16, p. 189
28-39-158	Amended	V. 16, p. 190
28-39-159	Amended	V. 16, p. 192
28-39-160	Amended	V. 16, p. 192
28-39-161	Amended	V. 16, p. 192
28-39-162	Amended	V. 16, p. 193
28-39-162a	Amended	V. 16, p. 194
28-39-162b	Amended	V. 16, p. 199
28-39-162c	Amended	V. 16, p. 200
28-39-163	Amended	V. 16, p. 204
28-39-240	through	
28-39-256	New	V. 16, p. 206-213

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-2-17	New	V. 16, p. 1174, 1553
30-4-34	Amended	V. 16, p. 251
30-4-35	Amended	V. 16, p. 1001
30-4-35w	Revoked	V. 16, p. 251
30-4-39	Amended	V. 16, p. 1513
30-4-40	Amended	V. 16, p. 1513
30-4-41	Amended	V. 16, p. 251
30-4-41w	Revoked	V. 16, p. 252
30-4-50	Amended	V. 16, p. 252
30-4-50w	Revoked	V. 16, p. 252
30-4-52	Amended	V. 16, p. 1513
30-4-52w	Revoked	V. 16, p. 252
30-4-53	Revoked	V. 16, p. 252
30-4-53w	Revoked	V. 16, p. 252
30-4-54	Amended	V. 16, p. 688
30-4-54w	Revoked	V. 16, p. 252
30-4-55	Amended	V. 16, p. 252

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111-2-27	Revoked	V. 14, p. 972	111-4-221			111-4-405		
111-2-28	New	V. 12, p. 1844	through			through		
111-2-29	Revoked	V. 14, p. 972	111-4-224	Revoked	V. 10, p. 1585	111-4-413	Revoked	V. 16, p. 452
111-2-30	Amended	V. 15, p. 1180	111-4-225			111-4-414		
111-2-31	New	V. 14, p. 170	through			through		
111-2-32			111-4-228	Revoked	V. 10, p. 1585	111-4-428	Revoked	V. 14, p. 8
111-2-42	Revoked	V. 16, p. 448, 449	111-4-229			111-4-429		
111-2-43	Amended	V. 16, p. 1807	through			through		
111-2-44	New	V. 15, p. 288	111-4-236	Revoked	V. 10, p. 1585, 1586	111-4-432	Revoked	V. 12, p. 1373
111-2-45	New	V. 15, p. 288	111-4-237			111-4-433		
111-2-46	New	V. 15, p. 624	through			through		
111-2-47	Amended	V. 16, p. 449	111-4-240	Revoked	V. 11, p. 413	111-4-436	Revoked	V. 12, p. 1374
111-2-48	New	V. 15, p. 1055	111-4-241			111-4-437		
111-2-49	New	V. 15, p. 1055	through			through		
111-2-50	New	V. 15, p. 1056	111-4-244	Revoked	V. 12, p. 1371	111-4-440	Revoked	V. 12, p. 1374
111-2-51	New	V. 15, p. 1440	111-4-245			111-4-441		
111-2-52	New	V. 15, p. 1441	through			through		
111-2-53	New	V. 15, p. 1710	111-4-248	Revoked	V. 12, p. 1371	111-4-444	Revoked	V. 14, p. 8
111-2-54	New	V. 15, p. 1920	111-4-249			111-4-445		
111-2-55	New	V. 15, p. 1953	through			through		
111-2-56	New	V. 16, p. 449	111-4-256	Revoked	V. 12, p. 113, 114	111-4-448	Revoked	V. 12, p. 1374
111-2-57	New	V. 16, p. 449	111-4-257			111-4-449		
111-2-58	New	V. 16, p. 689	through			through		
111-2-59	New	V. 16, p. 1043	111-4-286	Revoked	V. 11, p. 413, 414	111-4-453	Revoked	V. 14, p. 8
111-2-60	New	V. 16, p. 1209	111-4-287			111-4-454		
111-2-61	New	V. 16, p. 1473	through			through		
111-2-62	New	V. 16, p. 1209	111-4-290	Revoked	V. 12, p. 1371	111-4-465	Revoked	V. 12, p. 1664, 1665
111-2-63	New	V. 16, p. 1808	111-4-291			111-4-466		
111-2-64	New	V. 16, p. 1808	through			through		
111-2-65	New	V. 16, p. 1883	111-4-300	Revoked	V. 12, p. 114	111-4-469	Revoked	V. 12, p. 1665
111-3-1	Amended	V. 14, p. 908	111-4-301			111-4-470		
111-3-6	Amended	V. 12, p. 677	through			through		
111-3-9	Revoked	V. 11, p. 1793	111-4-307	Revoked	V. 13, p. 1402	111-4-477	Revoked	V. 16, p. 452, 453
111-3-10			111-4-308			111-4-478		
through			through			through		
111-3-31	New	V. 7, p. 201-206	111-4-317	Revoked	V. 16, p. 451	111-4-492	Revoked	V. 14, p. 974, 975
111-3-11	Amended	V. 13, p. 35	111-4-318			111-4-493		
111-3-12	Amended	V. 13, p. 1826	through			through		
111-3-13	Amended	V. 11, p. 1148	111-4-321	Revoked	V. 12, p. 114	111-4-496	Revoked	V. 16, p. 453
111-3-14	Amended	V. 13, p. 1826	111-4-322			111-4-497		
111-3-16	Amended	V. 9, p. 1566	through			through		
111-3-19			111-4-327	Revoked	V. 12, p. 1371	111-4-512	Revoked	V. 14, p. 975
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111-3-22	Amended	V. 9, p. 30	through			through		
111-3-19	Revoked	V. 13, p. 1827	111-4-335	Revoked	V. 12, p. 114	111-4-521	Revoked	V. 16, p. 453
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111-3-35	Amended	V. 14, p. 909	111-4-349	Revoked	V. 12, p. 114	111-4-581	Amended	V. 16, p. 1045
111-3-36	New	V. 13, p. 877	111-4-350			111-4-582	Amended	V. 16, p. 1045
111-3-37	New	V. 13, p. 877	through			111-4-583	Amended	V. 15, p. 883
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111-4-5	Revoked	V. 12, p. 113	through			through		
111-4-5a	Revoked	V. 12, p. 113	111-4-361	Revoked	V. 14, p. 7	111-4-606	Revoked	V. 14, p. 977, 978
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111-4-15	Revoked	V. 12, p. 113	111-4-365	Revoked	V. 12, p. 114, 115	111-4-619	New	V. 13, p. 1436-1438
111-4-66			111-4-366			111-4-607		
through			through			through		
111-4-77	New	V. 7, p. 207-209	111-4-369	Revoked	V. 12, p. 1373	111-4-610	Amended	V. 16, p. 1504
111-4-96			111-4-370			111-4-611	Amended	V. 14, p. 1407
through			through			111-4-613	Amended	V. 14, p. 1408
111-4-114	New	V. 7, p. 1606-1610	111-4-379	Revoked	V. 14, p. 7, 8	111-4-616		
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111-4-101			through			111-4-623	Revoked	V. 14, p. 978
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111-4-106	Revoked	V. 16, p. 450	111-4-384			through		
111-4-106a	Revoked	V. 16, p. 450	through			111-4-702	Revoked	V. 16, p. 453-455
111-4-107			111-4-387	Revoked	V. 12, p. 1373	111-4-703		
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111-4-114	Revoked	V. 16, p. 450, 451	through			111-4-723	New	V. 14, p. 909-914
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111-4-160	Revoked	V. 9, p. 1676, 1677	through			111-4-736	New	V. 14, p. 978-981
111-4-177			111-4-400	Revoked	V. 16, p. 252	111-4-737		
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111-4-212	Revoked	V. 9, p. 1677, 1678	through			111-4-749	New	V. 14, p. 1095-1098
111-4-213			111-4-404	Revoked	V. 12, p. 1373			
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111-4-220	Revoked	V. 10, p. 1213						

111-4-750 through						111-7-33 through			
111-4-757	New	V. 14, p. 1408, 1409				111-7-43	New	V. 7, p. 1197, 1198	
111-4-758 through						111-7-33a	New	V. 8, p. 300	
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111-4-762 through						111-7-54	Revoked	V. 13, p. 340	
111-4-778	New	V. 14, p. 1410-1414				111-7-46	Amended	V. 11, p. 1152	
111-4-769	Amended	V. 14, p. 1503				111-7-54	Amended	V. 11, p. 1511	
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111-4-791	New	V. 14, p. 1504-1507				111-7-63	Revoked	V. 10, p. 1217	
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111-4-804 through						111-7-75	New	V. 11, p. 13, 14	
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111-4-817 through						111-7-66a	Revoked	V. 13, p. 340	
111-4-824	New	V. 15, p. 289, 290				111-7-75 through			
111-4-825 through						111-7-78	Amended	V. 15, p. 1188	
111-4-838	New	V. 15, p. 449-452				111-7-75	Amended	V. 16, p. 1479	
111-4-839 through						111-7-78	Amended	V. 16, p. 1479	
111-4-854	New	V. 15, p. 624-627				111-7-79	Revoked	V. 13, p. 340	
111-4-855 through						111-7-80 through			
111-4-859	New	V. 15, p. 884, 885				111-7-83	New	V. 11, p. 1478-1480	
111-4-855	Amended	V. 15, p. 1181				111-7-81	Amended	V. 15, p. 1189	
111-4-860 through						111-7-83	Amended	V. 15, p. 1189	
111-4-872	New	V. 15, p. 1056-1059				111-7-84 through			
111-4-871	Amended	V. 15, p. 1181				111-7-93	Revoked	V. 15, p. 291	
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111-4-892	New	V. 15, p. 1181-1186				111-7-95 through			
111-4-881	Amended	V. 16, p. 1505				111-7-118	Revoked	V. 15, p. 291, 292	
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111-4-910	New	V. 15, p. 1441-1445				111-7-127	New	V. 15, p. 1189-1191	
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111-4-918	New	V. 15, p. 1475, 1476				111-7-123	Amended	V. 15, p. 1477	
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111-4-918	Amended	V. 15, p. 1954				111-7-126	Amended	V. 15, p. 1304	
111-4-919 through						111-7-127	Amended	V. 16, p. 1479	
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111-4-946	Amended	V. 15, p. 1954				111-8-3	Amended	V. 10, p. 886	
111-4-962	Amended	V. 16, p. 341				111-8-4	New	V. 7, p. 1714	
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111-4-1012	New	V. 16, p. 689-694				111-9-6	Revoked	V. 9, p. 1680	
111-4-996a	New	V. 16, p. 1080				111-9-13 through			
111-4-1013 through						111-9-18	Revoked	V. 9, p. 1680	
111-4-1016	New	V. 16, p. 1045, 1046				111-9-25 through			
111-4-1017 through						111-9-30	New	V. 9, p. 699, 700	
111-4-1037	New	V. 16, p. 1081-1085				111-9-31 through			
111-4-1031	Amended	V. 16, p. 1473				111-9-36	New	V. 10, p. 262	
111-4-1038 through						111-9-37 through			
111-4-1041	New	V. 16, p. 1209, 1210				111-9-48	New	V. 10, p. 1439, 1440	
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111-4-1048	Amended	V. 16, p. 1505				111-9-60	New	V. 12, p. 1263, 1264	
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111-4-1083	New	V. 16, p. 1506-1511				111-9-78	New	V. 16, p. 1087-1089	
111-4-1065	Amended	V. 16, p. 1849				111-10-1 through			
						111-10-9	New	V. 8, p. 136-138	
						111-10-7	Amended	V. 8, p. 301	
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AGENCY 112: KANSAS RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-3-21	New	V. 16, p. 1151
112-4-1	Amended	V. 16, p. 1151
112-4-26	New	V. 16, p. 1152
112-10-5	Amended	V. 16, p. 1664
112-10-6	Amended	V. 16, p. 379
112-12-1	Amended	V. 16, p. 1889
112-12-2	Amended	V. 16, p. 1889
112-12-4	Amended	V. 16, p. 1889
112-12-5	Amended	V. 16, p. 1890
112-12-6	Amended	V. 16, p. 1890
112-12-7	Amended	V. 16, p. 1890
112-12-8	Amended	V. 16, p. 1890
112-12-10	Amended	V. 16, p. 1891
112-12-13	Amended	V. 16, p. 1891
112-12-14	Amended	V. 16, p. 1891
112-16-6	Amended	V. 16, p. 1469
112-16-14	Amended	V. 16, p. 380
112-18-3	Amended	V. 16, p. 1152

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-1-1	Amended	V. 16, p. 1469
115-2-1	Amended	V. 16, p. 248
115-2-3	Amended	V. 16, p. 1471
115-3-2	Amended	V. 16, p. 1471
115-4-1	Amended	V. 16, p. 823
115-4-3	Amended	V. 16, p. 824
115-4-5	Amended	V. 16, p. 825
115-4-6	Amended	V. 16, p. 826
115-4-7	Amended	V. 16, p. 828
115-4-13	Amended	V. 16, p. 829
115-9-5	Amended	V. 16, p. 1472
115-14-3	Amended	V. 16, p. 1175
115-14-9	Amended	V. 16, p. 1175
115-18-7	Amended	V. 16, p. 1551
115-18-13	Amended	V. 16, p. 1472
115-18-15	New	V. 16, p. 1551
115-30-3	Amended	V. 16, p. 249
115-30-6	Amended	V. 16, p. 249

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-2-2	Amended	V. 16, p. 302
117-3-2	Amended	V. 16, p. 303
117-4-2	Amended	V. 16, p. 304

AGENCY 121: DEPARTMENT OF CREDIT UNIONS

Reg. No.	Action	Register
121-4-1 through 121-4-11	New	V. 16, p. 72-77
121-5-1	New	V. 16, p. 1048
121-5-2	New	V. 16, p. 1048

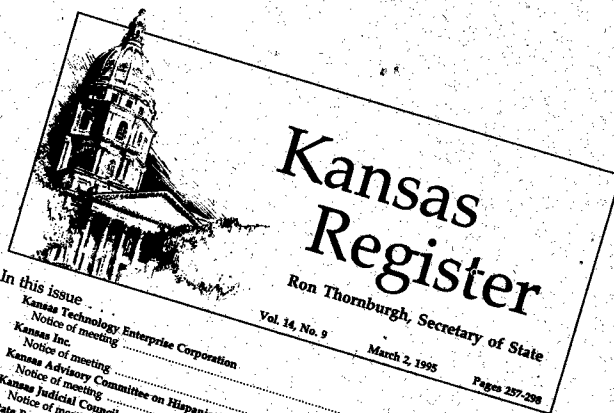
AGENCY 123: JUVENILE JUSTICE AUTHORITY

Reg. No.	Action	Register
123-2-1	New	V. 16, p. 1173

AGENCY 124: CHILD DEATH REVIEW BOARD

Reg. No.	Action	Register
124-1-1 through 124-1-4	New	V. 16, p. 1819

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