

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 17, No. 14 April 2, 1998 Pages 407-446

In this issue	Page
Legislative bills and resolutions introduced March 19-25	408
Criminal Justice Coordinating Council	
Notice concerning Kansas drug and violent crime control strategy	409
Notice of meeting	409
Department of Human Resources	
Notice of Job Service funding distribution	409
Department of Revenue	
Revenue Ruling 19-1998-1	409
Revenue Ruling 12-1998-1	410
Revenue Ruling 12-1998-2	411
Department of Health and Environment	
Notice of hearing on federal block grants	410
Notices of available grants for breast cancer education, outreach and screening services	410, 415
Request for comments on proposed air quality permit	412
Notice of hearing on project priority system and list and intended use plan	413
Notice concerning Kansas water pollution control permits	413
State Corporation Commission	
Notice of motor carrier hearings	411
Pooled Money Investment Board	
Notice of investment rates	412
Kansas Arts Commission	
Notice of advisory panel meetings	412
University of Kansas Medical Center	
Notice to bidders	415
State Emergency Response Commission	
Notice of meeting	415
Department of Administration—Division of Purchases	
Notice to bidders for state purchases	415
Supreme Court docket	417
Secretary of State	
Executive appointments	419
Usury rate for April	420
Kansas State University	
Notice to bidders	420
Kansas Commission on Governmental Standards and Conduct	
Opinions No. 1998-5 and 1998-6	420
Notice of Bond Sale	
City of Leavenworth	421
City of Hutchinson	422
Department of Transportation	
Notice to contractors	423
Permanent Administrative Regulations	
Department of Corrections	424
Behavioral Sciences Regulatory Board	426
Temporary Administrative Regulations	
Kansas Lottery	429
Index to administrative regulations	437

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were recently introduced by the 1998 Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-4096.

Bills/Resolutions introduced March 19-25:

House Bills

HB 3015, An act concerning district coroners; relating to special deputy coroners; amending K.S.A. 22a-226 and repealing the existing section, by Committee on Federal and State Affairs.

HB 3016, An act relating to sales taxation; concerning treatment of sales of prepaid telephone calling cards; amending K.S.A. 79-3603 and repealing the existing section, by Committee on Taxation.

HB 3017, An act relating to property taxation; exempting certain property therefrom.

HB 3018, An act concerning the judicial branch; establishing the judicial technology and building and grounds fund; prescribing and authorizing certain guidelines and procedures for the provision and expenditure of funds with respect thereto, by Committee on Appropriations.

HB 3019, An act relating to alternative-fueled motor vehicle property; providing a tax credit; amending K.S.A. 79-32,201 and repealing the existing section, by Committee on Taxation.

HB 3020, An act relating to the department of social and rehabilitation services; concerning sale, conveyance and leasing of certain real property, by Committee on Appropriations.

HB 3021, An act concerning state officers and employees; relating to the state employee shared leave program; creating the state employee shared leave pool; prescribing certain guidelines and procedures; amending K.S.A. 75-5549 and repealing the existing section, by Committee on Appropriations.

House Concurrent Resolutions

HCR 5051, A concurrent resolution urging the State Board of Education to contact professionals regarding information on autism treatment options; requesting compilation and distribution of such information.

HCR 5052, A concurrent resolution requesting the placement of a mural in the Capitol honoring the 1st Kansas (Colored) Voluntary Infantry Regiment.

HCR 5053, A concurrent resolution memorializing the Senate of the U.S. Congress to pass H.J. Res. 54, proposing an amendment to the Constitution of the United States authorizing Congress to prohibit the physical desecration of the flag of the United States.

Senate Bills

SB 690, An act concerning crimes and punishments; creating the crime of unlawful administration of a substance, by Committee on Federal and State Affairs.

SB 691, An act concerning delinquent payments for sale of cable television services, by Committee on Federal and State Affairs.

SB 692, An act concerning bingo; relating to the regulation thereof; imposing a tax on the distribution of bingo faces; amending K.S.A. 79-4701, 79-4704, 79-4705, 79-4705a, 79-4706, 79-4712a and 79-4713 and repealing the existing sections, by Committee on Federal and State Affairs.

Senate Resolutions

SR 1831, A resolution congratulating and commending the 1998 Kansas Master Teachers.

SR 1832, A resolution congratulating and commending Sadie Caplan.

SR 1833, A resolution encouraging school systems in Kansas to adopt the Eddie Eagle Elementary Gun Safety Education Program of the National Rifle Association with the view to preventing accidental firearm-related injuries to children and for other purposes.

SR 1834, A resolution congratulating and commending Boy Scout Troop 301.

SR 1835, A resolution urging the United States Congress to enact legislation on taxation of electronic commerce that will treat in-state and out-of-state retailers in an equitable fashion and help preserve the integrity of the tax systems of state and local governments.

Doc. No. 022192

The Kansas Register (ISSN No. 0662-190) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly by the Kansas Secretary of State, State Capitol, Topeka, KS 66612-1594. One-year subscriptions are \$70 (Kansas residents must include \$4.31 state and local sales tax). Single copies may be purchased, if available, for \$2 each. Periodicals postage paid at Topeka, KS.

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

© Kansas Secretary of State 1998. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

PUBLISHED BY
Ron Thornburgh
 Secretary of State
 2nd Floor, State Capitol
 300 S.W. 10th Ave.
 Topeka, KS 66612-1594
 (785) 296-4564



Register Office:
 Room 233-N, State Capitol
 (785) 296-3489
 Fax (785) 291-3051

**State of Kansas
Criminal Justice Coordinating Council**

**Notice Concerning Kansas Drug and
Violent Crime Control Strategy**

The Kansas SFY99 Drug and Violent Crime Control Strategy is available for public review at the office of the Kansas Sentencing Commission and online at <http://www.ink.org/public/ksc>. Comments concerning the strategy should be sent to the Kansas Criminal Justice Coordinating Council, Jayhawk Tower, Suite 501, 700 S.W. Jackson, Topeka, 66603.

Barbara S. Tombs
Executive Director

Doc. No. 022199

**State of Kansas
Department of Human Resources**

Notice of Job Service Funding Distribution

In compliance with 20 CFR, 652.4, the Kansas Department of Human Resources, Division of Employment and Training, is announcing program year 1998 Wagner-Peysner planning allocations, received from the United States Department of Labor, in the amount of \$6,475,371. Of this amount, \$4,142,195 will be allocated, according to a distribution formula, to the five Service Delivery Areas (SDAs) in the state for operation of Job Service Career Centers. The distribution formula is based on each area's proportionate share of factors. These factors and the resulting distribution of funds is as follows:

Formula Factor	Weight
Civilian Labor Force	20%
Economically Disadvantaged	20%
Employers	40%
Population	20%

Service Delivery Area	Funding Amount
I	\$1,047,259
II	\$ 800,810
III	\$ 979,638
IV	\$ 849,703
V	\$ 464,785

Plans are developed each year by the area administrator of each SDA, in conjunction with the respective Private Industry Council, to describe the proposed uses of funds by the Job Service Career Centers. These plans are available for public review and comment prior to the July 1, 1998, effective date.

Written comments should be sent to the Kansas Department of Human Resources, Director of Administrative and Technical Support, 401 S.W. Topeka Blvd., Topeka, 66603. To receive information regarding the counties served by each SDA, contact the nearest local Job Service Career Center.

Wayne L. Franklin
Secretary of Human Resources

Doc. No. 022202

**State of Kansas
Criminal Justice Coordinating Council**

Notice of Meeting

The Kansas Criminal Justice Coordinating Council will meet from 10 a.m. to noon Thursday, April 16, in the Court of Appeals, second floor, Kansas Judicial Center, 301 W. 10th, Topeka.

Barbara S. Tombs
Executive Director

Doc. No. 022198

**State of Kansas
Department of Revenue**

Revenue Ruling 19-1998-1

Issue: Application of Kansas retailers' sales and consumers' compensating tax on purchases of motor vehicles to be converted to implements of husbandry.

Relevant Statutes: K.S.A. 8-126(cc); K.S.A. 79-3606(t)

The purpose of this revenue ruling is to clarify the taxation for purposes of Kansas retailers' sales tax and Kansas compensating (use) tax on the sale of motor vehicles that are intended to be converted to an implement of husbandry, as defined by K.S.A. 8-126(cc). Implements of husbandry are exempt per K.S.A. 79-3606(t). Persons that separately acquire a motor vehicle and farm equipment accessories necessary to convert the motor vehicle to an "implement of husbandry" shall be required to pay Kansas retailers' sales tax or Kansas consumers' "use" tax on the purchase of the motor vehicle. Persons that convert the separately purchased vehicle and accessories and meet requirements of first use will be able to apply to the Kansas Department of Revenue (department) for Kansas retailers' sales tax and Kansas compensating (use) tax refund for taxes paid on the original purchase of the motor vehicle.

For purposes of Kansas retailers' sales tax and Kansas compensating (use) tax, the department recognizes "implement of husbandry" as farm equipment.

"First use" shall mean the use by the purchaser preceding all other uses. If a person purchases a motor vehicle and the person's "first use" is a taxable use, then that person would be barred from obtaining a refund of sales or use taxes paid.

The sale of vehicles that have previously been converted to an implement of husbandry shall be exempt from Kansas retailers' sales tax and Kansas compensating (use) tax.

This revenue ruling is prospective and supersedes all previous Department of Revenue notices, revenue rulings, private letter rulings or other advice regarding this matter.

John D. LaFaver
Secretary of Revenue

Doc. No. 022205

State of Kansas

Department of Revenue

Revenue Ruling 12-1998-1

Issue: Application of Kansas income and privilege tax to shareholder distributions by subchapter S financial institutions.

Relevant Statutes: K.S.A. 79-1109;
K.S.A. 79-32,117(c)(xiv)

This ruling is intended to clarify the application of Kansas income tax to shareholder distributions made by financial institutions that are organized as subchapter S corporations. For purposes of this ruling, "financial institution" means banks and savings and loans that are organized under any state law, and banking associations and federal savings and loans that are organized under the laws of the United States. "Shareholder" means a shareholder of such a financial institution that is organized as a subchapter S corporation.

In 1997, the Kansas Legislature amended the Kansas privilege tax and the Kansas income tax laws. These amendments change the way that subchapter S shareholders report earnings on their individual income tax returns. Shareholders are now required to adjust their Kansas adjusted gross income by excluding any subchapter S earnings that have not been distributed to them in the form of dividends, even though the shareholder has reported such earnings a part of his or her federal adjusted gross income. This exclusion is accomplished by first determining the difference between total shareholder earnings from the subchapter S corporation that are reported on the shareholder's federal return and the earnings that have been paid to the shareholder in the form of dividends. The difference should be included on Line A10 of Schedule S, which supplements form K-40, as subtraction from the shareholder's federal adjusted gross income.

Likewise, any subchapter S losses of a shareholder must be reported as an add back on the Kansas return since these losses have reduced the shareholder's reported federal adjusted gross income. This should be done by including the losses on Line A4 of Schedule S, which supplements form K-40, as an "add back" to the federal adjusted gross income.

As used in K.S.A. 79-32,117(c)(xiv) and this ruling, dividends shall have the same meaning as dividends for federal income tax purposes.

Anyone who has questions or wishes to discuss this ruling may contact the Taxpayer Assistance Bureau, Kansas Department of Revenue, Topeka, 66625-0001, (785) 296-0222.

John D. LaFaver
Secretary of Revenue

Doc. No. 022203

State of Kansas

Department of Health
and Environment

Notice of Hearing on Federal Block Grants

The Senate Ways and Means Committee of the Kansas Legislature will conduct a public hearing at 9:30 a.m. Thursday, April 23, in Room 123-S, State Capitol, 300 S.W. 10th Ave., Topeka. The scheduled agenda includes the maternal and child health services block grant and the preventive health and health services block grant.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 022206

State of Kansas

Department of Health
and Environment

Notice of Mini-Grant Program

A community coalition outreach and breast cancer screening recruitment mini-grant program has been developed as a part of the FREE to Know Program (Kansas Breast and Cervical Cancer Initiative) to assist coalitions in providing breast cancer education and outreach and in recruiting Kansas women 50-64 years of age to receive breast cancer screening services provided by FREE to Know. Applicants wishing to be considered for funding need to indicate a minimum number of program-eligible women to be recruited and enrolled as a direct result of outreach efforts. Grants up to \$2,000 each will be awarded to local community coalitions. Applications addressing minority or rural women will receive priority consideration. Funded proposals must identify a community partnership of interested organizations and/or individuals committed to improving breast cancer screening rates. Applications must be postmarked not later than May 1. Award notification will be made by June 1. Funds must be expended by December 31, 1998.

The grant program will offer support and funding for activities/interventions that will ensure women age 50-64 who are at 200 percent poverty level or below receive information about breast cancer, early detection and recommended screening guidelines, and the availability of free screening services. This includes addressing barriers to receiving screening services, such as transportation, literacy, language, etc.

Application materials can be obtained from the Kansas Department of Health and Environment by contacting Deb Parsons, Public Health Educator, Bureau for Disease Prevention and Health Promotion, Suite 901, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-8161.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 022211

State of Kansas

Department of Revenue

Revenue Ruling 12-1998-2

Issue: Application of Kansas income tax to Kansas Public Employees Retirement System (KPERs) lump sum payments.

Relevant Statutes: K.S.A. 74-4923(b); K.S.A. 74-4901; K.S.A. 79-32,117(ii)

The purpose of this revenue ruling is to clarify the taxation of contributions and earnings credited to a KPERs member's account upon the member's termination from the state or other qualified employer. When a member terminates employment and elects a lump sum payment of KPERs contributions, a portion of that payment is accrued earnings.

K.S.A. 74-4923(b) states in pertinent part: "Any annuity, benefits, funds, property or rights created by, or accruing to any person under the provisions of K.S.A. 74-4901 et seq., and amendments thereto, shall be exempt from any tax of the state of Kansas or any political subdivision or taxing body of the state." Earnings are credited pursuant to K.S.A. 74-4919(1).

It shall be the policy of the Kansas Department of Revenue to exempt from Kansas income tax all distributions from KPERs.

John D. LaFaver
Secretary of Revenue

Doc. No. 022204

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

The following motor carriers have filed various applications and are scheduled for hearing at 9:30 a.m. April 21 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. All applications listed herein are for statewide authority, unless otherwise stated. This list does not include cases which have been continued from earlier assigned hearing dates for which parties of record have received notice.

Requests to inspect and copy the notices provided to the parties and questions in regard to these hearings should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3225 or 271-3151. The presiding officer for these matters is Dan Riley, Assistant General Counsel, (785) 271-3159. Anyone needing special accommodations should give notice to the commission 10 days prior to the scheduled hearing date.

Attention should be directed to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

Application for Certificate of Public Service:

Johnny W. Hunt, dba Allied Towing Service, 8003 W. 148th Terrace, Overland Park, KS 66223; MC ID No. 156151; Alex Lewandowski, Attorney; Wrecked, disabled, repossessed and replacement vehicles.

Kansas City Commercial Warehousing, LLC, dba Kansas City Commercial Warehousing, 1243 S.W. Topeka Blvd., Topeka, KS 66612; MC ID No. 156152; Jeremiah Finnegan, Attorney; General commodities (except household goods).

Harold Krug, dba Krug Trucking, Route 1, Box 18A, Burden, KS 67109; MC ID No. 155230; Clyde Christey, Attorney; General commodities (except household goods and hazardous materials).

Tom Morgan, dba Sign Express, 1412 S. Santa Fe, Salina, KS 67401; MC ID No. 156153; General commodities (except household goods and hazardous materials).

Larry Nichols and Thomas Nichols, dba L & T Trucking, 211 N. 6th, Canton, KS 67428; MC ID No. 155745; Clyde Christey, Attorney; General commodities (except household goods and hazardous materials).

Rainbow Trucking, LLC, 305 S. Hwy. 281, Great Bend, KS 67530; MC ID No. 156155; William Barker, Attorney; General commodities (except household goods and hazardous materials).

Jay E. Roberts, 12099 N.W. 140th, Newton, KS 67114; MC ID No. 156154; General commodities (except household goods and hazardous materials).

Roehl Transport, Inc., 1916 E. 29th, Marshfield, WI 54449; MC ID No. 104872; General commodities (except household goods).

Keith Sommers, dba Keith Sommers Trucking, 19503 South Road, Cimarron, KS 67835; MC ID No. 156156; General commodities (except household goods and hazardous materials).

Leonard Sprott, dba Sprott Trucking, 1606 E. Trail, Dodge City, KS 67801; MC ID No. 154532; General commodities (except household goods and hazardous materials).

Randy B. Vowell, dba Vowell Transportation, 14650 S. Topeka, Carbondale, KS 66414; MC ID No. 155746; General commodities (except household goods and hazardous materials).

Renoticed Application for Certificate of Public Service:

Rix Express, Inc., 1601 N.E. Vivion Road, Kansas City, MO 64118; MC ID No. 156147; Tom Kretsinger, Jr., Attorney; General commodities (except household goods).

Application for Transfer of Certificate of Public Service:

Duane Remling, dba Hoot Owl Express, 2510 N.E. 24th St., Guymon, OK 73942, MC ID No. 205193, to: Hoot Owl Express, L.L.C., 2510 N.E. 24th St., Guymon, OK 73942; General commodities (except household goods, hazardous materials and Classes A and B explosives).

Application for Name Change of Certificate of Public Service:

Golden Eagle Transportation, Inc., 1306 Frontier Way, Emporia, KS 66801, MC ID No. 146438, to: Southwind Transportation, Inc., 1306 Frontier Way, Emporia, KS 66801; Clyde Christey, Attorney; General commodities (except household goods, Classes A and B explosives and commodities in bulk), including hazardous materials and commodities dealt in by supermarkets and discount stores.

Application for Abandonment of Certificate of Public Service:

Curtis D. Tyler, dba Tyler Farms, 31802 Two Road, Copeland, KS 67837; MC ID No. 142557.

Don Carlile
Administrator
Transportation Division

Doc. No. 022216

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 1997 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(l) and 75-4209(a)(1)(B).

Effective 3-30-98 through 4-5-98	
Term	Rate
1-89 days	5.50%
3 months	5.18%
6 months	5.45%
9 months	5.46%
12 months	5.54%
18 months	5.63%
24 months	5.64%

William E. Lewis
Chairman

Doc. No. 022190

State of Kansas

Kansas Arts Commission

Notice of Advisory Panel Meetings

The Kansas Arts Commission has scheduled meetings of advisory panels to review applications for financial support of arts-related programs and projects by Kansas community and arts organizations. The funds are offered through grant programs for fiscal year 1999 (July 1, 1998-June 30, 1999).

Each panel is scheduled to convene at 9 a.m. in meeting rooms on the lobby level of the Jayhawk Tower, 700 S.W. Jackson, Topeka. Applicants will be notified which of the following panels will review their respective applications:

- Operational Support, including Arts In Education components, Panel A, April 16, Florentine Room
- Project Support and Arts Education (Kindergarten through Grade 12), April 20, Senate Room
- Operational Support, including Arts In Education components, Panel B, April 23, Florentine Room

Panel recommendations will be acted upon by the commission during its next quarterly business meeting, when the actual grant amounts will be determined, in Lindsborg on a date to be announced.

The panels are comprised of knowledgeable individuals from across Kansas. Each panel is chaired by a member of the commission, and one or more other commissioners serve on each panel.

Meetings of the Kansas Arts Commission, a state agency, and its advisory panels are open to public observation. Applicants are encouraged but not required to attend the panel meetings and hear the critiques of their applications and programs. Applicants do not make presentations but may answer specific questions directed to them by the panelists.

Funding for commission programs is provided through grants from the National Endowment for the Arts, a fed-

eral agency, and appropriations by the Kansas Legislature.

For more information or to request accommodation for a person with a disability, contact the Kansas Arts Commission, 700 S.W. Jackson, Suite 1004, Topeka, 66603-3761, (785) 296-3335, fax (785) 296-4989.

Persons requiring special accommodation are asked to make such requests in advance. Persons with special communication needs may utilize the Kansas Relay Center, 1-800-766-3777.

Eric Hayashi
Executive Director

Doc. No. 022191

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a modification to an air quality operating permit. Wolf Creek Nuclear Operating Corporation 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 sulfur dioxide were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Wolf Creek Nuclear Operating Corporation, Burlington, owns and operates a nuclear power plant located at 1550 Oxen Lane, N.E., Burlington.

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 southeast district office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Rick Bolfig, (785) 296-1576, at the KDHE central office, or Lynn Ranabargar, (316) 431-2390, at the KDHE southeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rick Bolfig, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business May 4.

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 May 4 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 022200

State of Kansas

Department of Health and Environment

Notice of Hearing

A public hearing will be conducted at 10:30 a.m. Thursday, May 7, at the Topeka-Shawnee County Health Department, 1615 S.W. 8th, Topeka, to discuss the proposed federal fiscal year 1998 Priority System and List and the FFY 1998 Intended Use Plan. The Bureau of Water has made minor modifications and clarifications to the priority system. Comments on the list and the intended use plan can be presented at the hearing or in writing prior to the hearing. Written comments should be addressed to Robert Nicholson, Kansas Department of Health and Environment, Bureau of Water, Forbes Field, Building 283, Topeka, 66620.

Gary R. Mitchell
Secretary of Health and Environment

Doc. No. 022214

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-98-49/54

Name and Address of Applicant	Legal Description	Receiving Water
FBN Hogs, Alan Marietta 302 N. York Oberlin, KS 67749	SW/4 of Sec. 2, T3S, R29W, Decatur County	Sappa Creek
Kansas Permit No. A-URDC-H002 Federal Permit No. KS-0118265		
This is an existing facility for 2,500 head (1,000 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: Existing controls meet KDHE requirements.		
Name and Address of Applicant	Legal Description	Receiving Water
Halford Cattle Company, Inc. Route 2, Box 135 Colby, KS 67701	N/2 of Sec. 10, T8S, R32W, Thomas County	North fork Solomon River
Kansas Permit No. A-SOTH-C003 Federal Permit No. KS-0117862		

This is an existing facility for 18,000 head (18,000 animal units) of cattle. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Olin Claassen, dba Henry Creek Farms, Inc. 10636 N.W. 110th St. Whitewater, KS 67154	NE/4 of Sec. 36, T23S, R3E, Butler County	Walnut River

Kansas Permit No. A-WABU-S034

This is an expansion of an existing facility from 1,000 head to 2,000 head (800 animal units) of swine. The facility also has 150 head of beef cattle (75 animal units) located in the SW/4 of Section 31, T23S, R3E; Butler County. No pollution controls are necessary for the confined feeding of the beef cattle.

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

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. A plan shall be submitted to the department within three months after issuance of this permit.

Dewatering equipment shall be available through purchase, rental or custom application agreement. It shall be capable of pumping at least 97 gallons per minute and dispersing the wastewater over 19.2 acres of land suitable for waste application.

Name and Address of Applicant	Legal Description	Receiving Water
May, Inc., Martin E. May Route 2, Box 118 Oberlin, KS 67749	NE/4 of Sec. 26, T2S, R30W and N/4 of Sec. 19, T2S, R29W, Decatur County	Upper Republican

Kansas Permit No. A-URDC-S004

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

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

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Murphy Family Farms Smoky Hill/Cheyenne P.O. Box 1066 Laverne, OK 73848	SE/4 of Sec. 17, T17S, R29W, Lane County	Upper Arkansas River Basin

Kansas Permit No. A-UALE-H001 Federal Permit No. KS-0094455

This is a new facility for the confined feeding of 30,976 head (11,430 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: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Joe J. Strickland Glenn Wallace Farm Route 1, Box 206 Red Cloud, NE 68970	SW/4 of Sec. 9, T1S, R9W, Jewell County	Republican River

Kansas Permit No. A-LRJW-S009

(continued)

This is an existing facility for 650 head (260 animal units) of swine.

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

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

Public Notice No. KS-98-025/026

Name and Address of Applicant	Waterway	Type of Discharge
City of Silver Lake City Hall P.O. Box 92 Silver Lake, KS 66539	Kansas River via Ensign Creek	Treated domestic wastewater
Kansas Permit No. M-KS69-0001	Federal Permit No. KS0079260	
Legal: SW1/4, S16, T11S, R14E, Shawnee County		

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing three-cell wastewater treatment lagoon system treating primarily domestic wastewater. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(-f), and federal surface water criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Vulcan Materials Co. P.O. Box 12283 Wichita, KS 67277	Arkansas River via Cowskin Creek via unnamed tributary	Treated wastewater
Kansas Permit No. I-AR-94-PO81	Federal Permit No. KS0093645	
Legal: SW1/4, S27, T28S, R1W, Sedgwick County		

Facility Description: The proposed action is to issue a discharging permit for operation of an existing wastewater treatment/retention system. This facility manufactures a wide variety of organic and inorganic chemicals. The permit covers wastewater discharges from a domestic wastewater treatment facility and stormwater runoff associated with industrial activity from the nonprocess areas of the plant. The waste streams are routed to a two-pound retention system that retains the water. If the second pond becomes full, the wastewater is pumped to the unnamed drainage ditch which discharges to the receiving stream network noted above. 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-98-008/009

Name and Address of Applicant	Legal Location	Type of Discharge
Cramer & Associates 990 N.E. 44th Ave. Des Moines, IA 50313	SE1/4, S8, T28S, R1E, Sedgwick County	Nonoverflowing
Kansas Permit No. I-AR94-NP16		

Project Address: Broadway Avenue Bridge over Union Pacific RR, Wichita, Kansas

Facility Description: The proposed action is to issue a new permit for operation of a new wastewater treatment/retention system. The company is engaged in a hydroblasting project on the Broadway Avenue bridge over the Union Pacific Railroad in Wichita. Hydroblasting water will be treated by temporary settling basins under the bridge and then pumped into an adjacent sandpit. The flow is about 16,000 gpd. The project is scheduled to occur between April and November 1998 for approximately 40 days.

Name and Address of Applicant	Legal Location	Type of Discharge
Village of Chester, NE P.O. Box 335 Chester, NE 68327	NE1/4, S2, T1S, R3W, Republic County	Nonoverflowing
Kansas Permit No. M-BB24-NO01		

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

Public Notice No. KS-PT-98-006

Name and Address of Applicant	Receiving Facility	Type of Discharge
Skyjack Equipment, Inc. 55 Campbell Road Guelph, Ontario Canada N1H1B9	Wathena WWTF	Process water
Kansas Permit No. P-MO23-0001		
Facility Location: Skyjack Equipment, 990 Vernon Road, Wathena, KS 66090		

Facility Description: The proposed action is to issue a new pretreatment permit for the above named facility. This facility manufactures aerial lift units made of steel. The steel is phosphated to improve paint adhesion. The permit limits are pursuant to state and federal pretreatment requirements.

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 May 2 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-98-49/54, KS-98-025/026, KS-ND-98-008/009, KS-PT-98-006) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The applications, proposed permits, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 5 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 022207

State of Kansas

University of Kansas Medical Center

Notice to Bidders

Sealed bids for the item listed below will be received by the University of Kansas Medical Center, Purchasing Department, 3901 Rainbow Blvd., Kansas City, KS 66106-7162, until 4 p.m. on the date indicated and then will be publicly opened. Interested bidders may call Peggy Davis at (913) 588-1115 for additional information.

Tuesday, April 14, 1998

728106

Neonatal ventilator for educational environment

Barbara Lockhart
Purchasing Director

Doc. No. 022217

State of Kansas

Department of Health
and Environment

Notice of Regional Grant Program

A community coalition outreach and breast cancer screening recruitment grant program has been developed as a part of the FREE to Know Program (Kansas Breast and Cervical Cancer Initiative) to assist multi-county coalitions in providing breast cancer education and outreach and in recruiting Kansas women 50-64 years of age to receive breast cancer screening services provided by FREE to Know. Applicants wishing to be considered for funding need to indicate a minimum number of program-eligible women to be recruited and enrolled as a direct result of outreach efforts. Regional grants up to \$20,000 each will be awarded to multi-county coalitions. Applications addressing minority or rural women will receive priority consideration. Funded proposals must identify multi-county regional partnerships of interested organizations and/or individuals committed to improving breast cancer screening rates.

Applications must be postmarked not later than May 1. Award notification will be made by June 1. Funds must be expended by May 31, 1999 (program activity may continue beyond those dates).

The grant program will offer support and funding for activities/interventions that will ensure women age 50-64 who are at 200 percent poverty level or below receive information about breast cancer, early detection and recommended screening guidelines, and the availability of free screening services. This includes addressing barriers to receiving screening services, such as transportation, literacy, language, etc.

Application materials can be obtained from the Kansas Department of Health and Environment by contacting Deb Parsons, Public Health Educator, Bureau for Disease Prevention and Health Promotion, Suite 901, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-8161.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 022210

State of Kansas

State Emergency Response Commission

Notice of Meeting

The Kansas State Emergency Response Commission will meet at 9 a.m. Thursday, April 9, in Room 11 of the State Defense Building, 2800 S.W. Topeka Blvd., Topeka. This special meeting is being held to elect an interim chairperson to the State Emergency Response Commission. All interested individuals and organizations are invited to attend.

Gary R. Mitchell
Secretary of Health
and Environment

Doc. No. 022209

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:

Monday April 13, 1998

33044

University of Kansas—Microfilm reader-printer service contract

7346

Department of Transportation—Strobe warning lights, Chanute

7348

Kansas State University—Farm use chemicals

7351

Kansas State University—Elevator upgrade

7352

Pittsburg State University—Aerial photography/mapping

7355

Department of Transportation—Pressure relief joint filler, Chanute

7356

University of Kansas—Front deck diesel mower

7365

Emporia State University—Off-road utility vehicle

7382

Kansas State University—UV/VIS spectrophotometer

7385

Department of Wildlife and Parks—Purchase and/or rental of grounds maintenance equipment

7386

Department of Administration, Division of Facilities Management—Turf truck

Tuesday, April 14, 1998

32998

Kansas Correctional Industries—Chemicals for soap factory

(continued)

33037

Emporia State University—Compact refrigerator/
freezer/microwave oven unit

33041

Department of Transportation—Mowing services,
Pratt County

33043

Fort Hays State University—Multimedia A/V
equipment

7358

Adjutant General's Department—All labor and
materials to upgrade electrical services, Wichita

7359

Kansas State University—Wood and steel building

7361

Department of Social and Rehabilitation Services—
Handicapped van modification, Wichita

7362

Kansas State University—Pickup truck

7363

Department of Transportation—Trucks and cargo
van, various locations

7366

University of Kansas—Compact pickup truck

7367

University of Kansas—Concrete paving

7378

Department of Wildlife and Parks—Agricultural
services, Glen Elder State Park

7387

Department of Transportation—Self-propelled non-
pickup sweeper, Chanute

Wednesday, April 15, 1998

7353

Kansas Highway Patrol—Law enforcement
equipment, Salina

7376

Department of Wildlife and Parks—Agricultural
services, Hillsdale Wildlife Area

7377

Department of Wildlife and Parks—Haying services,
Glen Elder Wildlife Area

7379

Kansas Highway Patrol—Trooper hat accessories,
Salina

7380

Kansas Correctional Industries—Denim, Hutchinson

7381

Kansas State University—Furnish and install electrical
cable and equipment

7383

University of Kansas—Furnish and install windows

Thursday, April 16, 1998

33030

Kansas State University—Cost analysis

7388

Department of Transportation—Portable trailer
mounted compressor, various locations

7390

Kansas Highway Patrol—Continuous forms, Salina

7393

Department of Transportation—Steel posts,
Hutchinson

7397

University of Kansas Medical Center—Furnish and
install A/V equipment

Friday, April 17, 1998

7389

Wichita State University—Paper, printing and
binding: Undergraduate Catalog

7391

Department of Transportation—Wood posts and
blocks, Chanute

7392

Kansas State University—Horizontal split case pumps

7394

University of Kansas—Furnish and install vinyl
siding

7396

Department of Wildlife and Parks—Rip rap
aggregate, Milford State Park

Tuesday, April 21, 1998

7398

Kansas State University—Cage and bottle water

7399

University of Kansas Medical Center—Stereotactic
system with microscope

7400

University of Kansas Medical Center—Endoscopy
equipment

7401

University of Kansas Medical Center—Microvascular
microscope

Wednesday, April 22, 1998

33038

Department of Corrections—Electronic monitoring
services, various locations

33042

Department of Social and Rehabilitation Services—
Printing and mail processing services

Thursday, April 23, 1998

A-8076(a)

University of Kansas—Renovation and addition-
asbestos abatement, Pearson Hall

Friday, April 24, 1998

A-8108

Pittsburg State University—Upgrade electrical
distribution system, Trout Hall

A-8450

Kansas State University—Window replacement,
Seaton Hall

A-8491

Fort Hays State University—Masonry restoration,
Picken and Sheridan Halls

Tuesday, April 28, 1998

A-8439

Kansas State University—High tech classroom
renovation, Bluemont Hall

John T. Houlihan
Director of Purchases

Doc. No. 022218

State of Kansas

**Office of Judicial Administration
Supreme Court Docket**

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

Monday, April 13, 1998

9:00 a.m.

Case No.	Case Name	Attorneys	County
77,008	State of Kansas, Appellee, v. Stacey W. Speed, Appellant.	Carla J. Stovall, Attorney General Debra S. Peterson, Assistant District Attorney Willard L. Thompson, Jr.	Sedgwick
79,155	State of Kansas, Appellee, v. Cleave Sims, Appellant.	Carla J. Stovall, Attorney General Charles R. Reimer, Assistant District Attorney Richard Ney, Special Appellate Defender	Sedgwick
79,544	Michael Powell, <i>et al.</i> , Appellants, v. Simon Management Group, Appellee.	Jim L. Lawing Kelly J. Johnson	Sedgwick
79,581	Marvin Reimer, Appellant, v. Waldinger Corporation, Appellee.	Patrick H. Edwards Jay F. Fowler	Sedgwick
1:30 p.m.			
78,944	Henry Gonzales, Appellant, v. Associates Financial Service, Appellee.	Ryan Hodge Mark Biberstein	Sedgwick
78,553	Peggy L. Smith, Appellant, v. Lauren K. Welch, M.D., Appellee.	W. Thomas Gilman Eldon L. Boisseau	Sedgwick
79,734 79,735 79,736 79,860 79,960	Terry L. Vinson, Appellant, v. David R. McKune, <i>et al.</i> , Appellees.	Charles J. Cavenee Jeffrey L. Cowger	Leavenworth
80,128	State of Kansas, Appellant, v. Dalene G. Huser, Appellee.	Carla J. Stovall, Attorney General Stephen D. Maxwell, Assistant Attorney General Robert L. Pottroff	Riley

Tuesday, April 14, 1998

9:00 a.m.

Case No.	Case Name	Attorneys	County
75,684	State of Kansas, Appellee, v. Clifford A. Scott, Appellant.	Carla J. Stovall, Attorney General Petition for Review Rick Kittel, Assistant Appellate Defender	Shawnee
78,934	Ellen Paulsen, <i>et al.</i> , Appellants, v. Board of Education, U.S.D. 500, Kansas City, Kansas, Appellee.	Brent C. Moerer Deryl W. Wynn	Wyandotte
76,092	State of Kansas, Appellee, v. Jerry R. Chastain, Appellant.	Carla J. Stovall, Attorney General Mary McDonald, County Attorney Joe Dickinson	Harvey

(continued)

80,145	State of Kansas, Appellant, v. Victor R. Mitchell, Jr., Appellee.	Carla J. Stovall, Attorney General Leo T. Gensweider, County Attorney E. Jay Greeno	Woodson
1:30 p.m.			
78,313	Arthur J. and Janet George, Appellees, v. Capitol South Mortgage Investments, <i>et al.</i> , Appellants.	John H. Fields Jeffrey M. Friedman Brett C. Coonrod	Wyandotte
78,764	E. Dean Carlson, Secretary of Transportation, Appellee, v. Khalil Zakeri, Appellant.	Valerie G. Krueger Oswald S. Dwyer Robert A. Ford	Johnson
79,088	State of Kansas, Appellant, v. John M. Larson, Appellee.	Carla J. Stovall, Attorney General Paul J. Morrison, District Attorney Robert L. Morse	Johnson
78,722	Michael A. Bankes, Appellant, v. Charles Simmons, <i>et al.</i> , Appellees.	Michael K. Lehr Jon D. Graves	Reno

Wednesday, April 15, 1998

9:00 a.m.

Case No.	Case Name	Attorneys	County
78,649	Raymond and Veronica Wilkinson, Appellees, v. Shoney's Inc., <i>et al.</i> , Appellants.	Brian J. Niceswanger Michaela M. Warden	Wyandotte
75,599	State of Kansas, Appellee, v. Joyce Mincey, Appellant.	Carla J. Stovall, Attorney General Eric K. Rucker, County Attorney Petition for Review Steven R. Zinn, Deputy Appellate Defender	Dickinson
79,507	Mark A. Shay, Appellant, v. E. Dean Carlson, Secretary of Transportation, Appellee.	L. D. McDonald, Jr. John W. Strahan	Franklin
79,680	David Soupene, <i>et al.</i> , Appellants, v. Robert A. Lignitz, Appellee.	Elizabeth R. Herbert George F. Farrell, Jr.	Riley
1:30 p.m.			
78,389	Bryan D. Key, Appellant, v. Hein, Ebert and Weir, Chtd., Appellees.	John B. Gage II Brian G. Boos	Shawnee
79,191	Moritz Implement Co., Inc., Appellee, v. John L. Matthews, <i>et al.</i> , Appellants.	Curtis A. Frasier David R. Klaassen Rod Ludwig	Jewell
75,674	Farm Bureau Mutual Ins. Co., Appellant, v. Scott Kurtenbach, <i>et al.</i> , Appellees.	Derrick L. Roberson Petition for Review Paul Hasty Steven Hornbaker	Morris
77,330	State of Kansas, Appellee, v. Priscila A. Wakole, Appellant.	Carla J. Stovall, Attorney General M. J. Willoughby, Assistant Attorney General Petition for Review Robert D. Campbell	Jackson

Thursday, April 16, 1998

9:00 a.m.

Case No.	Case Name	Attorneys	County
78,609	Bill M. Victory, <i>et al.</i> , Appellants, v. Farmers State Bank of Blue Mound, Kansas, Appellee.	Dwight D. Sutherland, Jr. Jesse Randall	Woodson
77,884	State of Kansas, Appellee, v. Scott O. McKinney, Appellant.	Carla J. Stovall, Attorney General Barry Disney, County Attorney Jessica R. Kunen, Chief Appellant Defender	Crawford
80,508	In the Matter of Jeffrey A. Sutton, Respondent.	Marty M. Snyder, Deputy Disciplinary Administrator Jeffrey A. Sutton, Pro Se	Original
80,392	In the Matter of Mitchell B. Taylor, Respondent.	Stanton A. Hazlett, Disciplinary Administrator Mitchell B. Taylor, Pro Se	Original

Carol G. Green
Clerk of the Appellate Courts

Doc. No. 022170

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:

Advisory Commission for Children With
Special Health Care Needs

O.J. Brock, 8010 Watson Lane, Wichita, 67207. Term expires February 27, 2000.

Debra A. Burnham, 1274 E. 2200 Road, Eudora, 66025. Term expires February 27, 2002. Succeeds Peggy Dill.

Stephen C. Meyers, Chair, 1008 Labrador, Garden City, 67846. Term expires February 27, 2001. Reappointed.

North Central Kansas Regional
Library System

Geryl G. Carlson, 1254 22nd Road, Clay Center, 67432. Term expires June 30, 2001. Succeeds Jacque Meek.

Laurie S. McLaughlin, 2123 Union Road, Chapman, 67431. Term expires June 30, 1998. Succeeds Alice Bartow.

Kansas Sentencing Commission

Dan R. Hoisington, 206 3rd St., Paradise, 67658. Term expires June 30, 1999. Succeeds Margaret Smith, resigned.

Rick Kittel, 1705 Troon Lane, Lawrence, 66047. Term expires June 30, 1999.

Robert L. Leiker, 1011 Fort, Hays, 67601. Term expires June 30, 1999. Reappointed.

Paul J. Morrison, 7929 Greenwood, Lenexa, 66215. Term expires June 30, 1999. Reappointed.

Patricia O'Day, 902 W. 13th, Wichita, 67203. Term expires June 30, 1999.

Gunnar A. Sundby, 17800 Country Club Road, Atchison, 66002. Term expires June 30, 1999. Reappointed.

South Central Kansas Regional
Library System

Virginia Altman, Route 3, Box 219, Wellington, 67152. Term expires June 30, 2001. Succeeds Norma Dillard.

Jay Bremyer, 1500 Pueblo Road, McPherson, 67460. Term expires June 30, 2001. Succeeds Sonja Smith.

Vanora Fry, 1640 28th Road, Little River, 67457. Term expires June 30, 2001. Succeeds Cindy Parsell.

Joel Kauffman, 10300 N.W. 72nd, Hesston, 67062. Term expires June 30, 2001. Succeeds Irene Younkman.

Brenda Shipley, 9076 S.E. 160th, Norwich, 67118. Term expires June 30, 2001. Succeeds Kathleen Whitmer.

Marilyn Teichmann, Route 3, Box 26, Hudson, 67545. Term expires June 30, 2001. Succeeds Rita Snyder.

Wayne A. White, 11809 N.E. Apex Road, Medicine Lodge, 67104. Term expires June 30, 2001. Succeeds Cathy Bergner.

State Fair Board

Mary Alice Lair, Route 1, Piqua, 66761. Term expires March 14, 2001. Reappointed.

Brad Rayl, 4912 N. Kent Road, Hutchinson, 67502. Term expires March 14, 2001. Reappointed.

Glenna P. Rindt, 3154 L Ave., Herington, 67449. Term expires March 14, 2001. Reappointed.

Ron Thornburgh
Secretary of State

Doc. No. 022196

State of Kansas

Secretary of State

Usury Rate for April

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of April 1, 1998 through April 30, 1998, is 8.69 percent.

Ron Thornburgh
Secretary of State

Doc. No. 022194

State of Kansas

Kansas State University

Notice to Bidders

Sealed bids for the items listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (785) 532-6214 or fax (785) 532-5577 for additional information.

Monday, April 13, 1998

80299

Portable water sampler system

80301

Stainless steel pipe and flanges

William H. Sesler
Director of Purchasing

Doc. No. 022215

State of Kansas

Kansas Commission on Governmental Standards and Conduct

Opinion No. 1998-5

Written March 19, 1998, to the Honorable Vince Cook, State Representative, Topeka.

This opinion is in response to your letter of February 27, 1998, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the application of the state level conflict of interest laws (K.S.A. 46-215 *et seq.*) and the local level conflict of interest laws (K.S.A. 75-4301a *et seq.*). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.* and the application of K.S.A. 75-4301a *et seq.*, and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion in your capacity as a state representative and as a member of the Topeka City Council. You are concerned about any po-

tential conflicts of interest regarding votes you may make in matters involving the City of Topeka and the legislature.

Question

What prohibitions are there on you voting on issues that involve the City of Topeka or the State of Kansas?

Opinion

In your capacity as a state representative you are subject to the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). Under those laws, K.S.A. 46-233 (a) is the only section that may apply to your question. That subsection in pertinent part states:

No state officer or employee shall in the capacity as such officer or employee be substantially involved in the preparation of or participate in the making of a contract with any person or business by which such officer or employee is employed or in whose business such officer or employee . . . has a substantial interest. . . .

We first note that the definition of "person" (K.S.A. 46-223) and the definition of "business" (K.S.A. 46-230) include "governmental agency unit" and "governmental subdivision." In addition, under the definition of "substantial interest" (see K.S.A. 46-229), you would hold a "substantial interest" in both the city and the legislature. Therefore, you would be prohibited, as a legislator, from participating in the making of any contracts on behalf of the legislature with the city unless the contract was competitively bid or the price or rate of the contract was fixed by laws (see K.S.A. 46-233(d)).

In your capacity as a member of the city council, you are subject to the local level conflict of interest laws (K.S.A. 75-4301a *et seq.*). Under those laws, K.S.A. 75-4304(a) is the only section that may apply to your question. That subsection states:

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

K.S.A. 75-4301a(b) defines "business," for the purpose of holding a "substantial interest," as the following:

. . . corporation, association, partnership, proprietorship, trust, joint venture, and every other business interest, including ownership or use of land for income.

This definition of "business" does not include "governmental agency unit" or "governmental subdivision" and the term "person" is not defined in the local conflict laws. Thus, this commission has consistently held that under the local conflict laws a "substantial interest" cannot be held in units of government. Therefore, K.S.A. 75-4304(a) would not apply, and there would not be any prohibitions on you, as a city council member, from voting on issues affecting the state.

In closing, we note that votes on issues other than contracts are not prohibited under the statutes within this commission's jurisdiction.

Opinion No. 1998-6

Written March 19, 1998, to Edward F. Wieggers, Chairperson, Behavioral Sciences Regulatory Board, Topeka.

(Published in the Kansas Register April 2, 1998.)

Summary Notice of Bond Sale
\$2,125,000
City of Leavenworth, Kansas
General Obligation Bonds
Series 1998A

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

This opinion is in response to your letter of February 25, 1998, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion in your capacity as the chairperson of the Behavioral Sciences Regulatory Board (BSRB). You advise us that Mary Ann Gabel is the executive director of the BSRB, and has been since your appointment to the board in 1994. You further advise us that Ms. Gabel is the spouse of your brother-in-law, Edwin Gabel. In addition, you are the spouse of Ms. Gabel's sister-in-law, Mary J. (Gabel) Wieggers. Your spouse and Ms. Gabel's spouse are brother and sister. You are concerned about whether or not Mary Ann Gabel is considered to be a member of your family, for purposes of the state nepotism statute, due to these relationships.

Question

Is the spouse of a sister-in-law, or the spouse of a brother-in-law, considered to be a "family member" under the state nepotism statute, K.S.A. 46-246a?

Opinion

K.S.A. 46-246a in pertinent part states:

(a) From and after the effective date of this act, no state officer or employee shall advocate or cause the employment, appointment, promotion, transfer or advancement to any office or position of the state, of a member of such officer's or employee's household or a family member.

(b) No state officer or employee shall participate in an action relating to the employment or discipline of a member of the officer's or employee's household or a family member.

K.A.R. 19-40-4(b)(1)(G) defines "family member" as the following: "parent, child or sibling related by marriage as denoted by the suffix of 'in-law.'"

In applying the language of K.A.R. 19-40-4 to your question, it is the commission's opinion that the spouse of a sister-in-law or the spouse of a brother-in-law is a "sibling related by marriage as denoted by the suffix of 'in-law.'" Therefore, you and Ms. Gabel are brother-in-law and sister-in-law.

Thus, under K.S.A. 46-246a you both could continue in your present capacities with the BSRB. However, both of you would be required to completely abstain from participating in any of those activities outlined in subsections (a) and (b) of the statute.

Diane Gaede
Chairwoman

Doc. No. 022197

Sealed Bids

Subject to the official notice of bond sale and preliminary official statement dated March 26, 1998, sealed bids will be received by the clerk of the City of Leavenworth, Kansas (the issuer), on behalf of the governing body of the city at City Hall, 100 N. 5th St., Leavenworth, KS 66048, until 10 a.m. Tuesday, April 14, 1998, for the purchase of \$2,125,000 principal amount of General Obligation Bonds, Series 1998A. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated May 1, 1998, and will become due on September 1 in the years as follows:

Year	Principal Amount
1999	\$210,000
2000	210,000
2001	210,000
2002	210,000
2003	210,000
2004	215,000
2005	215,000
2006	215,000
2007	215,000
2008	215,000

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

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 1999.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$42,500 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered at such bank or trust company in the contiguous United States as may be specified by the successful bidder without cost to the successful bidder within 45 days after the date of sale.

(continued)

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the city for the year 1997 is \$120,068,419. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$19,382,000, which includes temporary notes outstanding in the principal amount of \$3,192,000, of which \$2,292,000 will be retired out of the proceeds of the bonds herein offered for sale.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (913) 682-9201.

Dated March 26, 1998.

City of Leavenworth, Kansas
 Carol Sadler, City Clerk
 City Hall
 100 N. 5th
 Leavenworth, KS 66048

Doc. No. 022213

(Published in the Kansas Register April 2, 1998.)

**Summary Notice of Bond Sale
 City of Hutchinson, Kansas
 \$1,570,000*
 General Obligation Bonds
 Series 1998-A**

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated April 1, 1998, sealed bids will be received by the city clerk of the City of Hutchinson, Kansas, on behalf of the governing body at City Hall, 125 E. Ave. B, Hutchinson, KS 67501, until 10 a.m. April 14, 1998, for the purchase of \$1,570,000* principal amount of General Obligation Bonds, Series 1998-A. No bid of less than the entire par value of the bonds, except a discount of not greater than 99.50 percent of the par value of the bonds, and accrued interest to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated April 1, 1998, and will become due on October 1 in the years as follows:

Maturity October 1	Principal Amount*
1998	\$350,000
1999	125,000
2000	100,000
2001	100,000
2002	75,000
2003	75,000

2004	75,000
2005	60,000
2006	60,000
2007	50,000
2008	50,000
2009	50,000
2010	50,000
2011	50,000
2012	50,000
2013	50,000
2014	50,000
2015	50,000
2016	50,000
2017	50,000

The bonds will bear interest from that date at rates to be determined when the bonds are sold as provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning October 1, 1998.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a financial surety bond in a form that complies with the requirements set forth in the notice of sale in the amount of \$31,400 (2 percent of the principal amount of the bonds).

Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before April 29, 1998, at such bank or trust company in the contiguous United States as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1997 is \$201,558,620. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$23,596,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Logan, Riley, Carson & Kaup, L.C., Overland Park, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (316) 694-2613, or from bond counsel, Logan, Riley, Carson & Kaup, L.C., 9200 Indian Creek Parkway, Suite 230, Overland Park, KS 66210, (913) 661-0399.

Dated April 2, 1998.

City of Hutchinson, Kansas
 By Ross Vander Hamm
 City Hall
 125 E. Ave. B
 Hutchinson, KS 67501

* Subject to change.

Doc. No. 022208

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, or at the Ramada Inn Downtown, Topeka, until 2 p.m. April 15, and then publicly opened:

District One—Northeast

Atchison—59-3-K-6906-01—U.S. 59, from the Jefferson-Atchison county line northeast to the west city limits of Atchison, 14.3 miles (23.1 kilometers), sealing. (State Funds)

Atchison—116-3 K-6911-01—K-116, from the Jackson-Atchison county line east to the junction of U.S. 59, 16.6 miles (26.8 kilometers), crack repair. (State Funds)

Brown—73-7 K-6609-01—U.S. 73, Bridge 007 (Otter Creek), bridge overlay. (State Funds)

Brown—73-7 K-6594-01—U.S. 73, Bridge 13 (Walnut Creek), Bridge 14 (Union Pacific Railroad), and Bridge 15 (county road), bridge overlay. (State Funds)

Districtwide—106 K-5925-98—Various locations in District One, 242 miles (390 kilometers), signing. (State Funds)

Jackson—116-43 K-6910-01—K-116, from the junction of K-16 east to the Jackson-Atchison county line, 6 miles (9.7 kilometers), crack repair. (State Funds)

Jackson—79-43 K-6521-01—K-79, from the K-16 junction north to the south city limits of Circleville, 3.5 miles (5.7 kilometers), sealing. (State Funds)

Jackson—62-43 K-6907-01—K-62, from the junction of K-16 north to the Jackson-Nemaha county line, 7.3 miles (11.8 kilometers), crack repair. (State Funds)

Jefferson—237-44 K-6912-01—K-237, from the junction of U.S. 24 north to Perry State Park, 3.3 miles (5.4 kilometers), crack repair. (State Funds)

Johnson—46 N-0066-01—Shawnee Mission Parkway and Woodland Road, intersection improvement. (Federal Funds)

Johnson-Wyandotte—35-106 K-7166-01—I-35, from the Miami-Johnson county line north to Southwest Boulevard in Wyandotte County, 32.3 miles (60 kilometers), pavement marking. (State Funds)

Leavenworth—92-52 K-7162-01—K-92, Centennial Bridge 026 over the Missouri River, bridge repair. (State Funds)

Nemaha—66 C-3200-01—County road, 8.5 miles (13.7 kilometers) west and 2 miles (3.2 kilometers) north of Seneca, 0.2 mile (0.32 kilometer), grading, bridge and surfacing. (Federal Funds)

Nemaha—62-66 K-6908-01—K-62, from the Jackson-Nemaha county line north to the junction of K-9, 6 miles (9.7 kilometers), crack repair. (State Funds)

Riley—18-81 K-6607-01—K-18, Bridge 43 (Union Pacific Railroad) and Bridge 44 (Seven Mile Creek), bridge overlay. (State Funds)

Riley—77-81 K-6909-01—U.S. 77, from the east junction of U.S. 24, north 8 miles (13 kilometers), crack repair. (State Funds)

Shawnee—75-89 K-7161-01—U.S. 75, from the Westgate Bridge to the Soldier Creek Bridge and the 46th Street intersection in Topeka, 1.9 miles (3.1 kilometers), slurry seal. (State Funds)

Wyandotte—5-105 K-6203-01—K-5, Bridge 193 over the Missouri-Pacific and Union Pacific Railroad, bridge repair. (State Funds)

Wyandotte—32-105 K-6882-01—K-32, Bridge 107 (Kansas River), bridge repair. (State Funds)

Wyandotte—105 N-0097-01—12th Street Bridge over the Kansas River, 0.3 mile (0.5 kilometer), grading, bridge and surfacing. (State Funds)

District Two—Northcentral

Chase—150-9 K-6918-01—K-150, from the Marion-Chase county line east to the junction of U.S. 50, 8.7 miles (14 kilometers), sealing. (State Funds)

Jewell—28-45 K-6647-01—K-28 culverts, 0.8 mile (1.3 kilometers) and 4.2 miles (6.7 kilometers) east of K-14, culvert improvements. (State Funds)

Lincoln—14-53 K-6913-01—K-14, from the junction of K-18 north to the Lincoln-McPherson county line, 11.6 miles (18.7 kilometers), crack repair. (State Funds)

Marion—150-57 K-6917-01—K-150, from the junction of U.S. 56/U.S. 77 east to the Marion-Chase county line, 8 miles (12.9 kilometers), sealing. (State Funds)

Morris—57-64 K-6914-01—K-57, from the south city limits of Council Grove south to the Morris-Chase county line, 9.3 miles (15 kilometers), crack repair. (State Funds)

Saline—135-85 K-5263-01—I-35, 0.3 mile (0.5 kilometer) north of the junction of K-104, north 9.7 miles (15.6 kilometers), pavement reconstruction. (State Funds)

Washington—148-101 K-6916-01—K-148, from the Republic-Washington county line east to the junction of K-15/K-9, 17 miles (27.4 kilometers), crack repair. (State Funds)

Washington—9-101 K-7116-01—K-9, Bridge 34 (Coon Creek), 2.7 miles (4.3 kilometers) and Bridge 35 (Coon Creek drainage), 2.9 miles (4.7 kilometers) east of K-15, bridge overlay. (State Funds)

District Three—Northwest

Decatur-Norton-Sheridan—9-106 K-6919-01—K-9, from the Sheridan-Decatur county line east to the Decatur-Norton county line; K-9, from the Decatur-Norton county line east to the west junction of U.S. 283; K-9, from the junction of K-123 east to the Sheridan-Decatur county line, 29.8 miles (47.9 kilometers), sealing. (State Funds)

Graham—24-33 K-6920-01—U.S. 24, from the east city limits of Hill City east to the Graham-Rooks county line, 13 miles (21 kilometers), crack repair. (State Funds)

Sheridan—24-90 K-6921-01—U.S. 24, from the east city limits of Hoxie east to the Sheridan-Graham county line, 14.4 miles (23.2 kilometers), crack repair. (State Funds)

Russell—281-84 K-5881-01—U.S. 281, 15th Street north 0.1 mile (0.2 kilometer) in Russell, grading and surfacing. (State Funds)

(continued)

Wallace—100 C-3442-01—Countywide signing project, signing. (Federal Funds)

District Four—Southeast

Woodson—104 C-3440-01—County road, 3.2 miles (5.1 kilometers) south and 4 miles (6.4 kilometers) west of Piqua, 0.5 mile (0.8 kilometer), grading and bridge. (Federal Funds)

District Five—Southcentral

Rush—183-83 K-6932-01—U.S. 183, from the junction of K-4 north to the Rush-Ellis county line, 11.1 miles (17.8 kilometers), crack repair. (State Funds)

Sedgwick—54-87 K-7160-01—U.S. 54, 0.06 mile (0.1 kilometer) west of U.S. 54/Seneca Avenue on eastbound lanes, attenuator repair. (State Funds)

Sedgwick—87 N-0108-01—First and Emporia, Second and Emporia, Second and St. Francis and First and Washington, upgrade traffic signals. (Federal Funds)

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

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

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

E. Dean Carlson
Secretary of Transportation

Doc. No. 022176

State of Kansas

Department of Corrections

**Permanent Administrative
Regulations**

Article 12.—CONDUCT AND PENALTIES

44-12-601. Mail. (a) Definitions. (1) "Legal mail" means mail affecting the inmate's right of access to the courts or legal counsel. It includes letters between the inmate and any lawyer, a judge, a clerk of a court, or any intern or employee of legal services for prisoners.

(2) "Official mail" means any mail to an official of the state or federal government who has authority to control, or to obtain or conduct an investigation of, the custody or conditions of confinement of the inmate.

(3) "Privileged mail" means any mail between the inmate and the inmate's doctor.

(4) "Censor" means to remove or change any part or all of the correspondence or literature.

(5) "Read" means to read the contents of correspondence or literature to ascertain the content.

(6) "Inspect" means to open, shake out, look through, feel, or otherwise check for contraband without reading or censoring.

(b) Inmates shall comply with the mail procedures and restrictions established by the order of the warden of the facility. Failure to comply with mail procedures or restrictions, or circumventing or attempting to circumvent mail procedures or restrictions by any means, shall be prohibited. Any delivery of mail through an employee, volunteer, teacher, or any other person who is not authorized to perform functions related to the established mail-handling system shall be prohibited.

(c) Contraband. Items identified as contraband shall be dealt with as provided in subsections (i) and (k) and then either returned to the sender at the inmate's expense or destroyed, at the inmate's option. Items illegal under Kansas or U.S. law shall be seized and held as evidence for other law enforcement officers.

(d) Direct communication with officials. Outgoing official or legal mail sent by any inmate shall not be opened. However, if any inmate threatens or terrorizes any person through this mail, subsequent mail, including official or legal mail, from the inmate to the person threatened or terrorized may, at the request of that person, be read and censored for a time period and to the extent necessary to remedy the abuse.

(e) Incoming mail clearly identified as legal, official, or privileged mail shall be opened only in the inmate's presence. This mail shall be inspected for contraband but shall not be read or censored. All incoming mail shall identify the inmate recipient by name and inmate identification number.

(f) Violation of mail regulations of the department of corrections, orders of the warden, or the laws of Kansas or the United States may result in an investigation. Additional mail restrictions that are sufficient to prevent the continuation or reoccurrence of the violation may be placed upon the offender.

(g) Incoming or outgoing legal, official, or privileged mail shall not be censored or read without the authorization of the warden or acting warden, based upon a documented previous abuse of the right or other good cause.

(h) All funds sent to inmates shall be in the form of a money order, a cashier's check, or a certified check.

(i) Any incoming or outgoing mail other than legal, official, or privileged mail may be inspected or read at any time. This mail may be censored only when there is reasonable belief in any of the following.

(1) There is a threat to institutional safety, order, or security.

(2) There is a threat to the safety and security of public officials or the general public.

(3) The mail is being used in furtherance of illegal activities.

(4) The mail is correspondence between inmates or parolees that has not been authorized pursuant to subsection (j). Correspondence between inmates or parolees may be inspected or read at any time.

(j) Offenders sentenced to the custody of the Kansas department of corrections shall not correspond with any person who is in the custody of or under the supervision of any state, federal, county, community corrections, or municipal law enforcement agency unless either of these conditions is met.

(1) The proposed correspondents are members of the same immediate family or are parties in the same legal action, or one of the persons is a party and the other person is a witness in the same legal action.

(2) Permission for the correspondence is granted due to exceptional circumstances. Verification and approval of offender correspondence shall be conducted pursuant to the internal policies and procedures of the department of corrections.

(k) If any communication to or from an inmate is censored, all of the following procedures shall be conducted.

(1) Each inmate shall be given a written notice of the censorship and the reason for censorship without disclosing the censored material.

(2) Each inmate shall be given the name and address of the sender of incoming mail or the addressee of outgoing mail and the date the item was received in the mail room. It shall be the responsibility of the inmate to contact the sender of censored incoming mail or the addressee of censored outgoing mail, if the inmate so desires.

(3) The author or addressee of the censored correspondence shall be given a reasonable opportunity to protest that decision.

(4) Protests shall be referred to a prison official other than the person who originally disapproved the correspondence.

(1) Except for material ordered through approved special purchase orders, incoming bulk rate mail shall not be delivered.

(m) Any outgoing first-class letters may be sent to as many people and to whomever the inmate chooses, subject to the restrictions in this regulation.

(n) Outgoing inmate mail shall bear the full conviction name, inmate number, and address of the sender and the name and address of the intended recipient. No other words, drawings, or messages shall be placed on the outside of the envelope or package by an inmate, except words describing the mail as being legal, official, privileged, or intended to aid postal officials in delivery of the item. Outgoing inmate mail shall be stamped by the institution to indicate that it was mailed from an institution operated by the department of corrections and that it has not been censored.

(o)(1) Stationery shall be available for purchase from the inmate canteen.

(2) Indigent inmates as defined by the internal management policies and procedures of the department of corrections shall receive reasonable amounts of free writing paper, envelopes, and postage for first-class domestic mail weighing one ounce or less, not to exceed four letters per month.

(3) All postage for legal and official mail shall be paid by the inmate, unless the inmate is indigent as defined by

the internal management policies and procedures of the department of corrections. The cost of postage for legal or official mail paid by the facility on behalf of an indigent inmate shall be deducted from the inmate's funds, when available. To prevent abuses of this provision, the warden may impose restrictions on free legal or official mailings.

(4) The facility shall not pay postage for inmate groups or organizations.

(p) Inmates shall not correspond with any person who has filed a written objection to the correspondence with the warden of the facility.

(1) The inmate shall be notified of the objection in writing when it is received, but need not be informed of the exact contents of the objection.

(2) In the instance of unwanted correspondence to a minor, the objection shall be filed by the parent or guardian of the minor.

(3) The warden of each facility shall develop orders to prevent further correspondence from being sent to those who have filed an objection.

(4) This regulation shall not prevent an inmate from writing to the inmate's natural or adoptive child, unless the child was the victim of the crime for which the inmate is incarcerated and the person having legal custody of the child files a written objection with the warden, and the inmate has not obtained a court order permitting this written communication with the child.

(q) Publications.

(1) Any inmate may receive books, newspapers, and periodicals, except for those inmates assigned to the reception and diagnostic unit of the Topeka correctional facility for evaluation purposes. All books, newspapers, or periodicals shall be purchased through special purchase orders. Only books, newspapers, or periodicals received directly from a publisher or a vendor shall be accepted.

(2) The procedure for censorship of mail listed in subsection (k) of this regulation shall be used for censorship of publications.

(3) Publications obscene or otherwise illegal, in whole or in part, or meeting, in whole or in part, the test for censorship of mail in subsection (i) of this regulation, shall not be allowed into the facility.

(4) Inmates shall have the option of having censored publications in their entirety either mailed out of the facility at their own expense or discarded.

(5) On transfer between institutions or facilities, the inmate shall arrange change of address for newspapers and periodicals. Newspapers and periodicals shall not be forwarded for more than 30 days after the date of transfer.

(r) Violation of this regulation shall be a class II offense. (Authorized by and implementing K.S.A. 75-5210; effective May 1, 1980; amended May 1, 1981; amended May 1, 1984; amended May 1, 1986; amended May 1, 1988; amended April 20, 1992; amended Jan. 3, 1995; amended April 17, 1998.)

Charles E. Simmons
Secretary of Corrections

Doc. No. 022201

State of Kansas

Behavioral Sciences Regulatory Board

Permanent Administrative
Regulations

Article 3.—PROFESSIONAL COUNSELORS; FEES

102-3-7. (Authorized by K.S.A. 1988 Supp. 74-7507; implementing K.S.A. 1988 Supp. 65-5806; effective, T-102-6-13-88, June 13, 1988; effective, T-102-10-17-89, Oct. 17, 1989; effective Dec. 4, 1989; revoked April 17, 1998.)

102-3-7a. Professional postgraduate supervised experience requirement. (a) The administrative supervisor of a person attaining the 4,000 hours of professional experience required for licensure as a professional counselor shall satisfy either of these requirements.

(1) If available at the supervisee's place of employment, the administrative supervisor shall be the individual who has management authority and responsibility for the supervisee's general administrative functioning in the practice of professional counseling.

(2) If not available at the supervisee's place of employment, the administrative supervisor shall meet either of these requirements:

(A) Be a professional counselor who has been registered or is licensed in Kansas or another jurisdiction and, beginning July 1, 2000, has practiced as a professional counselor for two years beyond the supervisor's registration or licensure date; or

(B) if a registered or licensed professional counselor is not available, be a person who is otherwise legally authorized at the graduate level to engage in professional counseling or another mental health profession and, beginning July 1, 2000, has not less than two years of postgraduate professional experience.

(b) The clinical supervisor of a person attaining the 4,000 hours of professional experience required for licensure as a professional counselor shall satisfy the requirements in paragraphs (b)(1) and (b)(2).

(1) At the time of providing supervision, the clinical supervisor had met one of the following qualifying provisions.

(A) The clinical supervisor shall be a professional counselor who has been registered or is licensed in Kansas or another jurisdiction and, beginning July 1, 2000, has practiced as a professional counselor for two years beyond the supervisor's registration or licensure date.

(B) If a registered or licensed professional counselor is not available, the clinical supervisor shall be a person who is qualified by educational coursework and degree for licensure as a professional counselor in Kansas and who, beginning July 1, 2000, has not less than five years of postgraduate professional experience.

(C) Before July 1, 2003, if a registered or licensed professional counselor is not available, the clinical supervisor may be a person who is registered or licensed at the graduate level to practice in one of behavioral sciences, and whose authorized scope of practice permits the practice of counseling, therapy, or psychotherapy. The qualifying individual shall not have had less than two years of postgraduate professional experience at the time he or she provided the clinical supervision.

(2) The clinical supervisor shall have professional authority over and responsibility for the supervisee's clinical functioning in the practice of counseling.

(c) The administrative supervisor and the clinical supervisor may be the same person.

(d) To further qualify as an administrative or clinical supervisor, an individual shall meet these requirements:

(1) Not have a dual relationship with the supervisee;

(2) not be under sanction from a disciplinary proceeding, unless this prohibition is waived by the board for good cause shown by the proposed supervisor;

(3) have knowledge of and experience with the supervisee's client population;

(4) have knowledge of and experience with the methods of practice that the supervisee employs;

(5) have an understanding of the organization and the administrative policies and procedures of the supervisee's practice setting; and

(6) if available, be a staff member of the supervisee's practice setting.

(e) When a qualified administrative or clinical supervisor is not available from staff in the supervisee's practice setting, the supervisee may secure an otherwise qualified administrative or clinical supervisor outside the practice setting if all of the following requirements are met.

(1) The supervisor has a solid understanding of the practice setting's mission, policies, and procedures.

(2) The extent of the supervisor's responsibility for the supervisee is clearly defined in terms of client cases to be supervised for a clinical supervisor, organizational concerns for an administrative supervisor, role in personnel evaluation within the practice setting, and other aspects of the training plan.

(3) The responsibility for payment for supervision is clearly defined.

(4) If the supervisee pays the supervisor directly for the supervision, the supervisor maintains responsibility to the client and to the practice setting.

(f) A professional counseling administrative supervisor shall meet in person with the supervisee for purposes of administrative supervision and shall provide at least one hour of supervision for every 40 hours of general professional experience. Such meetings may include persons other than the professional counseling supervisee or supervisees.

(g) A professional counseling clinical supervisor shall meet in person with the supervisee for purposes of clinical supervision and shall provide at least one hour of supervision for every 40 hours of general professional experience, which includes any direct, face-to-face client contact.

(h) When meeting in person for administrative or clinical supervision is not practical due to an emergency, geographic distance, or other exigent circumstances, the supervisor may meet with the supervisee by interactive video or other telephonic means of communication, but in no event shall an administrative supervisor or a clinical supervisor meet fewer than two times per month in person with a supervisee.

(i) A professional counseling administrative or clinical supervisor shall perform the following:

(1) Provide oversight, guidance, and direction of the supervisee's administrative or clinical practice of professional counseling by assessing and evaluating the supervisee's performance;

(2) conduct supervision as a process distinct from personal therapy, didactic instruction, or professional counseling consultation;

(3) provide documentation of supervisory qualifications to the supervisee;

(4) periodically evaluate the supervisee's role;

(5) provide supervision in accordance with the written training plan;

(6) maintain documentation of supervision in accordance with the written training plan;

(7) provide documentation required by the board, upon a supervisee's completion of the supervision, that will enable the board to evaluate the extent and quality of the supervisee's professional experience and assign credit for that experience;

(8) provide a level of supervision that is commensurate with the education, training, experience, and ability of both the supervisor and the supervisee; and

(9) ensure that each client knows that the supervisee is practicing professional counseling under supervision.

(j) Training plan. Each supervisor and the supervisee shall develop and co-sign a written training plan at the beginning of the supervisory relationship. Such agreement shall clearly define and delineate the following items:

(1) The supervisory context;

(2) a summary of the anticipated types of clients and the services to be provided;

(3) a plan that describes the supervision goals and objectives, the means to attain and evaluate progress toward the goals, and the manner in which the goals relate to the overall objective of supervision;

(4) the format and schedule of supervision;

(5) the supervisor's responsibilities;

(6) the supervisee's responsibilities;

(7) a plan for documenting the following information:

(A) The date of each supervisory meeting;

(B) the length of each supervisory meeting;

(C) the content of each supervisory meeting;

(D) whether each supervisory meeting was an individual or group meeting;

(E) whether each supervisory meeting was conducted in person or otherwise; and

(F) the supervisee's progress toward the established goals and objectives;

(8) a plan for notifying clients of the following:

(A) The fact that the supervisee is practicing professional counseling under supervision;

(B) the limits of client confidentiality within the supervisory process; and

(C) the name, address, and telephone number of the supervisor;

(9) a plan to address and remedy circumstances when there is a conflict between the supervisor and the supervisee;

(10) the date that the training plan was entered, the time frame that it is intended to encompass, and the pro-

cess for termination by either party of the supervisory relationship;

(11) a plan for amending or renegotiating the terms of the training plan, if warranted;

(12) the supervisee's informed consent for the supervisor to discuss supervision or performance issues with the supervisee's clients, the supervisee's other professional counseling or employment supervisors, the board, or any other individual or entity to which the supervisee or the supervisor is professionally accountable;

(13) a statement signed by each supervisor and the supervisee acknowledging that each person has read and agrees to the postgraduate supervised experience requirements set forth in this regulation; and

(14) if there is compensation for supervisory services, specification of who is responsible for payment, the terms of payment, and the mutual obligations and rights of each party.

(k) An applicant with a doctor's degree in professional counseling or a related field as defined in K.A.R. 102-3-1a(o) may submit a written request to the board for a waiver up to a maximum of one-half of the professional postgraduate supervised experience requirements. In order to qualify for such a waiver, the applicant shall satisfy each of the following requirements:

(1) Complete the educational requirements provided in K.A.R. 102-3-3a;

(2) complete no fewer than 100 hours of qualifying supervision acceptable to the board and including the following:

(A) a minimum of 50 hours of administrative supervision regarding general professional function; and

(B) a minimum of 50 hours of clinical supervision regarding delivery of direct client contact services with no more than 25 hours conducted as group supervision and no fewer than 25 hours conducted as individual supervision and no fewer than four hours of clinical supervision contact monthly.

(l) "Place of employment" means a public or private practice setting, which may include self-employment. (Authorized by K.S.A. 1997 Supp. 74-7507; implementing K.S.A. 1997 Supp. 65-5804; effective April 17, 1998.)

Article 5.—REGISTERED MARRIAGE AND FAMILY THERAPISTS

102-5-7. (Authorized by K.S.A. 1991 Supp. 74-7507(j); implementing K.S.A. 1991 Supp. 65-6404; effective March 29, 1993; revoked April 17, 1998.)

102-5-7a. Professional postgraduate supervised experience requirement. (a) The administrative supervisor of a person attaining the 4,000 hours of professional experience required for licensure as a marriage and family therapist shall satisfy either of these requirements.

(1) If available at the supervisee's place of employment, the administrative supervisor shall be the individual who has management authority and responsibility for the supervisee's general administrative functioning in the practice of marriage and family therapy.

(2) If not available at the supervisee's place of employment, the administrative supervisor shall meet either of these requirements:

(continued)

(A) Be a marriage and family therapist who has been registered or is licensed in Kansas or another jurisdiction and who, beginning July 1, 2000, has practiced as a marriage and family therapist for two years beyond the supervisor's registration or licensure date; or

(B) if a registered or licensed marriage and family therapist is not available, be a person who is otherwise legally authorized at the graduate level to practice marriage and family therapy, or another mental health profession and, beginning July 1, 2000, has not less than two years of postgraduate professional experience.

(b) The clinical supervisor of a person attaining the 4,000 hours of professional experience required for licensure as a marriage and family therapist shall satisfy the requirements in paragraphs (b)(1) and (b)(2).

(1) At the time of providing supervision, the clinical supervisor had met one of the following qualifying provisions.

(A) The clinical supervisor shall be a marriage and family therapist who has been registered or is licensed in Kansas or another jurisdiction and, beginning July 1, 2000, has practiced as a marriage and family therapist for two years beyond the supervisor's registration or licensure date.

(B) If a registered or licensed marriage and family therapist is not available, the clinical supervisor shall be a person who is qualified by educational coursework and degree for licensure as a marriage and family therapist in Kansas and who, beginning July 1, 2000, has not less than five years of postgraduate professional experience.

(C) Before July 1, 2000, if a registered or licensed marriage and family therapist is not available, the clinical supervisor may be a person who has been registered or is licensed at the graduate level to practice in one of behavioral sciences, and whose authorized scope of practice permits the practice of counseling, therapy, or psychotherapy. The qualifying individual shall not have had less than two years of postgraduate professional experience at the time he or she provided the clinical supervision.

(2) The clinical supervisor shall have professional authority over and responsibility for the supervisee's clinical functioning in the practice of marriage and family therapy.

(c) The administrative supervisor may be the same person as the clinical supervisor.

(d) To further qualify as an administrative or a clinical supervisor, an individual shall meet these requirements:

(1) Not have a dual relationship with the supervisee;

(2) not be under any sanction from a disciplinary proceeding, unless the board waives this prohibition for good cause shown by the proposed supervisor;

(3) have knowledge of and experience with the supervisee's client population;

(4) have knowledge of and experience with the methods of practice that the supervisee employ;

(5) have an understanding of the organization and the administrative policies and procedures of the practice setting; and

(6) if available, be a member of the practice setting staff.

(e) When a qualified administrative or clinical supervisor is not available for staff in the practice setting, the

supervisee may secure an otherwise qualified administrative or clinical supervisor outside the practice setting if all of the following conditions are met.

(1) The supervisor has a solid understanding of the practice setting's mission, policies, and procedures.

(2) The extent of the supervisor's responsibility for the supervisee is clearly defined in terms of client cases to be supervised for a clinical supervisor or organizational concerns for an administrative supervisor, role in personnel evaluation within the practice setting, and other aspects of the training plan.

(3) The responsibility for payment for supervision is clearly defined.

(4) If the supervisee pays the supervisor directly for the supervision, the supervisor maintains responsibility to the client and to the practice setting.

(f) A marriage and family therapy administrative supervisor shall meet in person with the supervisee, for purposes of administrative supervision, and shall provide at least one hour of supervision for every 40 hours of general professional functioning. These meetings may include persons other than the marriage and family therapy supervisee or supervisees.

(g) A marriage and family therapy clinical supervisor shall meet in person with the supervisee for purposes of clinical supervision and shall provide at least one hour of supervision for every 40 hours of general professional functioning, which includes any direct, face-to-face client contact.

(h) When meeting in person for administrative or clinical supervision is not practical due to an emergency, geographic distance, or other exigent circumstances, the supervisor may meet with the supervisee by interactive video or other telephonic means of communication, but in no event shall an administrative supervisor or clinical supervisor meet fewer than two times per month in person with a supervisee.

(i) A marriage and family therapy administrative or clinical supervisor shall perform the following:

(1) Provide oversight, guidance, and direction of the supervisee's administrative or clinical practice of marriage and family therapy by assessing and evaluating the supervisee's performance;

(2) conduct supervision as a process distinct for personal therapy, didactic instruction, or marriage and family therapy consultation;

(3) provide documentation of supervisory qualifications to the supervisee;

(4) periodically evaluate the supervisee's role;

(5) provide supervision in accordance with the written training plan;

(6) maintain documentation of supervision in accordance with the written training plan;

(7) provide documentation required by the board when a supervisee completes the supervision. The supervisor shall submit such documentation on board-approved forms and in such a manner that will enable the board to evaluate the extent and quality of the supervisee's professional experience and assign credit for the experience;

(8) provide a level of supervision that is commensurate with the education, training, experience, and ability of both the supervisor and the supervisee; and

(9) ensure that each client knows that the supervisee is practicing marriage and family therapy under supervision.

(j) The supervisor and supervisee shall develop and co-sign a written training plan at the beginning of the supervisory relationship. Such agreement shall clearly define and delineate the following items:

- (1) The supervisory context;
 - (2) a summary of the anticipated types of clients and the services to be provided;
 - (3) a plan that describes the supervision goals and objectives, the means to attain and evaluate progress toward the goals, and the manner in which the goals relate to the overall objective of supervision;
 - (4) the format and schedule of supervision;
 - (5) the supervisor's responsibilities;
 - (6) the supervisee's responsibilities;
 - (7) a plan for documenting the following:
 - (A) The date of each supervisory meeting;
 - (B) the length of each supervisory meeting;
 - (C) the content of each supervisory meeting;
 - (D) whether each supervisory meeting was an individual or group meeting;
 - (E) whether each supervisory meeting was conducted in person or otherwise; and
 - (F) the supervisee's progress toward the established goals and objectives;
 - (8) a plan to notify clients of the following:
 - (A) The fact that the supervisee is practicing marriage and family therapy under supervision;
 - (B) the limits of client confidentiality within the supervisory process; and
 - (C) the name, address, and telephone number of the supervisor;
 - (9) a plan to address and remedy circumstances in which there is a conflict between the supervisor and the supervisee;
 - (10) the date that the training plan was entered, the time frame that it is intended to encompass, and the process either party shall follow to terminate the supervisory relationship;
 - (11) a plan to amend or renegotiate the terms of the training plan, if warranted;
 - (12) the supervisee's informed consent for the supervisor to discuss supervision or performance issues with the supervisee's clients, the supervisee's other marriage and family therapy or employment supervisors, the board, or any other individual or entity to which either the supervisee or the supervisor is professionally accountable;
 - (13) a statement signed by each supervisor and supervisee that acknowledges that each person has read and agrees to the postgraduate supervised experience requirements set forth in the regulation; and
 - (14) if there is compensation for supervisory services, a statement that specifies the party responsible for payment, the terms of payment, and the mutual obligations and rights of each party.
- (k) An applicant with a doctor's degree in marriage and family therapy or a related field as defined in K.A.R. 102-5-1(o) may submit a written request to the board for a waiver of up to a maximum of one-half of the profes-

sional postgraduate supervised experience requirements. In order to qualify for such a waiver, the applicant shall meet these requirements:

- (1) Complete the educational requirements provided in K.A.R. 102-5-3; and
- (2) complete no fewer than 100 hours of qualifying supervision that is acceptable to the board and that includes the following required components:
 - (A) a minimum of 50 hours of administrative supervision regarding general professional function; and
 - (B) a minimum of 50 hours of clinical supervision regarding delivery of direct client contact services with no more than 25 hours conducted as group supervision, no fewer than 25 hours conducted as individual supervision, and no fewer than four hours of clinical supervision contact monthly.
 - (1) "Place of employment" means a public or private practice setting, which may include self-employment. (Authorized by K.S.A. 1997 Supp. 74-7507; implementing K.S.A. 1997 Supp. 65-6404 and 65-6405; effective April 17, 1998.)

Mary Ann Gabel
Executive Director

Doc. No. 022212

State of Kansas

Kansas Lottery

Temporary Administrative Regulations

Article 2.—LOTTERY RETAILERS

111-2-4. Compensation. Each lottery retailer shall be compensated for selling lottery tickets and/or shares in accordance with the terms of the contract or contracts currently in effect between the Kansas Lottery and the lottery retailer. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-88-25, Aug. 12, 1987; amended, T-111-10-21-96, Oct. 18, 1996; amended, T-111-12-18-96, Dec. 12, 1996; amended, T-111-3-13-98, Feb. 20, 1998.)

111-2-30. Retailer bonus; on-line games. (a) On all Powerball, Cash 4 Life, and Kansas Cash drawings in which the prize claimed and awarded is the "jackpot prize" offered in the game it represents, the Kansas lottery retailer(s) selling the ticket(s) shall receive \$10,000 for Powerball, \$2,500 for Cash 4 Life and \$1,000 for Kansas Cash, or share equally in a bonus if there are multiple winners. The bonus shall be in addition to compensation specified in K.A.R. 111-2-4.

(b) A "jackpot prize" is the highest prize awarded in the prize structure of the Powerball, Cash 4 Life, or Kansas Cash game it represents.

(c) On all Powerball and Cash 4 Life drawings where the prize claimed and awarded is less than the jackpot prize and is not less than \$100,000, the Kansas lottery retailer selling the ticket shall receive \$1,000.

(d) On all Keno drawings where the prize claimed and awarded is not less than \$100,000, for the parimutuel prizes awarded for matching 10 in the 10 spot game as

(continued)

specified by subsection (e) of K.A.R. 111-7-81, the Kansas lottery retailer selling the ticket shall receive \$1,000. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-8-5-94, July 15, 1994; amended, T-111-3-22-95, March 16, 1995; amended, T-111-5-22-96, May 15, 1996; amended, T-111-6-27-96, June 21, 1996; amended, T-111-7-22-96, July 19, 1996; amended, T-111-3-13-98, Feb. 20, 1998.)

111-2-72. Retailer training program incentive. In an effort to educate and train both new and existing lottery retailers, in addition to the compensation provided by K.A.R. 111-2-4, the Kansas lottery shall provide the following compensation to retailers participating in the "achieve super success in selling tickets" ("ASSIST") program:

(a) On and after February 23, 1998, all Kansas lottery retailers are encouraged to send officers or employees to "ASSIST" training sessions sponsored by the lottery.

(b) Each officer or employee of a current retailer location attending such a session is eligible to register to win a drawing prize.

(c) Each officer or employee of a new lottery retailer location attending such a session, limited to not more than five individuals, allows the retail location represented to receive a one-time credit of \$10 per individual. Each individual attending is eligible to register for a drawing prize.

(d) The drawings will be conducted on the first week of each month at lottery headquarters and all drawing entrants from the preceding month shall be entered in the drawing.

(e) The first prize drawn shall be for a CD player or other prize with a value of approximately \$150 and a lottery promotional item. The second prize drawn will be for one pack of instant tickets selected by the lottery and a promotional item.

(f) Training sessions will be conducted at various locations and times selected by the lottery throughout the state of Kansas. (Authorized by K.S.A. 1997 Supp. 74-8710; implementing K.S.A. 1997 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-3-13-98, Feb. 20, 1998.)

Article 3.—INSTANT GENERIC GAME RULES

111-3-35. Return of unsold tickets. (a) A retailer may return consigned books of unsold tickets any time during the game and up until 90 days after the announced end of game date designated by the executive director.

(b) In the event the executive director announces the termination of an instant game and cessation of sales to the public by retailers on a specific date, the lottery may reimburse retailers for activated books of unsold tickets for that specific game.

(c) Should a retailer contract be terminated or the retailer prohibited from selling instant tickets prior to the expiration of the game, the lottery may reimburse that specific retailer for all activated books of tickets of each active game.

(d) In any situation in which the lottery will reimburse a retailer for returned books of tickets, the amount of credit shall be based upon the actual price paid for the tickets by the retailer, multiplied by the number of re-

turned books and/or tickets as counted by the lottery. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-3-3-94, Feb. 25, 1994; amended, T-111-11-8-94, Oct. 20, 1994; amended, T-111-6-5-95, May 31, 1995; amended, T-111-3-13-98, Feb. 20, 1998.)

Article 4.—INSTANT GAME RULES

111-4-1055. Number and value of instant prizes. (a) There will be approximately 1,800,000 tickets ordered initially for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$2	114,000	\$ 228,000
\$2	84,000	168,000
\$4	96,000	384,000
\$5	60,000	300,000
\$7	15,000	105,000
\$7	15,000	105,000
\$10	12,000	120,000
\$20	12,000	240,000
\$25	6,000	150,000
\$50	1,200	60,000
\$100	300	30,000
\$100	300	30,000
\$100	300	30,000
\$200	54	10,800
\$200	24	4,800
\$200	30	6,000
\$250	36	9,000
\$250	30	7,500
\$250	30	7,500
\$500	48	24,000
\$800	30	24,000
\$1,000	12	12,000
\$5,000	3	15,000
\$20,000	6	120,000
TOTAL	<u>416,403</u>	<u>\$2,190,600</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 4.32.

(c) All prizes are subject to deductions provided by law.

(d) Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets and the same odds as were contained in the initial ticket order. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (f), and K.S.A. 74-8720; effective, T-111-8-11-97, July 18, 1997; amended, T-111-3-13-98, Feb. 20, 1998.)

111-4-1091. Determination of instant prize winners. (a) An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material labeled "Your Letters" to reveal 18 letters. Players match the revealed letters to the letters on the "Crossword Grid" to spell words. If players have revealed at least four complete words in the "Crossword Grid," they win the corresponding prize in the prize legend. The legend located on the ticket face indicates prizes won for number of words revealed. No ticket will be eligible to win more than one instant prize.

(b) To qualify as a complete word, the words revealed must meet the following requirements:

- (1) must contain at least three letters;
- (2) cannot be formed diagonally, run right to left or from bottom to top;

(3) must appear in an unbroken horizontal or vertical string of letters in the "Crossword" puzzle;

(4) an unbroken string of letters cannot be interrupted by a black space and must contain every single letter square between two black spaces;

(5) every single letter in the unbroken string must be revealed in "Your Letters" and be included to form a word; and

(6) the three small letters outside the squares in the "Your Letters" area are for validation purposes and cannot be used to play "Crossword." (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (i); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (i), and K.S.A. 74-8720(b) and (d); effective, T-111-10-27-97, Sept. 12, 1997; amended T-111-3-13-98, Feb. 20, 1998.)

111-4-1092. Number and value of instant prizes.

(a) There will be approximately 1,500,000 tickets ordered initially for this instant game. The expected number and value of the instant prizes are as follows:

Prize Legend	Prizes	Expected Number of Prizes in Game	Expected Value in Game
4 words	\$2	325,000	\$ 650,000
5 words	\$5	75,000	375,000
6 words	\$10	25,000	250,000
7 words	\$20	10,000	200,000
8 words	\$50	1,500	75,000
9 words	\$100	750	75,000
10 words	\$5,000	5	25,000
11 words	\$10,000	10	100,000
		<u>437,265</u>	<u>\$1,750,000</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 3.43.

(c) All prizes are subject to deductions provided by law.

(d) Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets and the same odds as were contained in the initial ticket order. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (f), and K.S.A. 74-8720; effective, T-111-10-27-97, Sept. 12, 1997; amended, T-111-3-13-98, Feb. 20, 1998.)

111-4-1141. Number and value of instant prizes.

(a) There will be approximately 1,800,000 tickets ordered initially for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE TICKET	210,000	\$ 0
\$2	66,000	132,000

\$4	38,400	153,600
\$9	13,800	124,200
\$19	6,000	114,000
\$90	3,300	297,000
\$999	96	95,904
	<u>337,596</u>	<u>\$916,704</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 5.33.

(c) All prizes are subject to deductions provided by law.

(d) Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets and the same odds as were contained in the initial ticket order. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (f), and K.S.A. 74-8720; effective, T-111-10-27-97, Oct. 17, 1997; amended, T-111-3-13-98, Feb. 20, 1998.)

**RULES FOR INSTANT GAME NO. 46
"THE WHOLE ENCHILADA"**

111-4-1185. Name of game. The Kansas lottery shall conduct an instant winner lottery game entitled "The Whole Enchilada" commencing on or after February 23, 1998. The specific rules for the "The Whole Enchilada" game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1185 through 111-4-1188. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1186. Definitions. The following definitions shall apply to the "The Whole Enchilada" instant lottery game:

(a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in black ink in 15 point WGI font with matching captions in WGI Cap font. A game symbol appears in each of the 11 play spots within the play area. Each game symbol for this instant game is one of the following: \$1.⁰⁰ - \$2.⁰⁰ - \$3.⁰⁰ - \$5.⁰⁰ - 10.⁰⁰ - 15.⁰⁰ - 30.⁰⁰ - \$300\$ - \$3000 - 1 - 2 - 3 - 4 - 5 - 6 - 7 - 8 - 9 - 10 - symbol of a pepper.

(b) "Game symbol captions" are the words or portions of words, letters or numbers printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

Game Symbol	Game Symbol Caption
\$1. ⁰⁰	ONE\$
\$2. ⁰⁰	TWO\$
\$3. ⁰⁰	THR\$
\$5. ⁰⁰	FIVE\$
10. ⁰⁰	TEN\$
15. ⁰⁰	FIFTEEN
30. ⁰⁰	THIRTY

(continued)

\$300\$
\$3000
1
2
3
4
5
6
7
8
9
10

Symbol of a pepper

THR-HUN
THRTHOU
ONE
TWO
THR
FOR
FIV
SIX
SEV
EGT
NIN
TEN
PEPPR

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$1	\$1	180,000	\$ 180,000
\$1+\$1	\$2	60,000	120,000
\$2	\$2	30,000	60,000
\$1+\$1+\$1	\$3	21,600	64,800
\$3	\$3	19,800	59,400
\$1+\$1+\$1+\$1+\$1	\$5	11,400	57,000
\$2+\$3	\$5	10,200	51,000
\$5	\$5	9,600	48,000
\$2+\$2+\$2+\$2+\$2 (PEPPER)	\$10	7,200	72,000
\$2+\$3+\$5	\$10	5,400	54,000
\$10	10	4,500	45,000
\$2+\$3+\$5+\$5	\$15	3,600	54,000
\$5+\$5+\$5	\$15	3,000	45,000
\$15	\$15	1,800	27,000
\$2+\$3+\$5+\$10+\$10(PEPPER)	\$30	750	22,500
\$30	\$30	600	18,000
\$300	\$300	72	21,600
\$3,000	\$3,000	18	54,000
		<u>369,540</u>	<u>\$1,053,300</u>

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is an 11-digit number which appears on the front of each instant ticket and will be covered by latex.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the back of each instant game ticket both above the information form and below the bar code.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a three-letter code printed and appearing in three of six varying locations among the game symbols. The codes and their meanings are as follows: ONE = \$1.00; TWO = \$2.00; THR = \$3.00; FIV = \$5.00; TEN = \$10.00; FTN = \$15.00; TRY = \$30.00; THH = \$300.00.

(f) "Bar code" means the 16-digit bar-coded number appearing on the back of each ticket. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1187. Determination of instant prize winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal one "Lucky Number" and five "Your Numbers." If any of the "Your Numbers" matches the "Lucky Number," the player wins the prize directly below the "Your Numbers" that matches. If the player uncovers a "PEPPER" symbol, the player wins all five prizes. Players can win up to five times on one ticket. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (i); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (i), and K.S.A. 74-8720(b) and (d); effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1188. Number and value of instant prizes. (a) There will be approximately 1,800,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 4.87

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (f), and K.S.A. 74-8720; effective, T-111-3-13-98, Feb. 20, 1998.)

RULES FOR INSTANT GAME NO. 52
"7-11-21"

111-4-1189. Name of game. The Kansas lottery shall conduct an instant winner lottery game entitled "7-11-21" commencing on or after February 23, 1998. The specific rules for the "7-11-21" game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1189 through 111-4-1192. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1190. Definitions. The following definitions shall apply to the "7-11-21" instant lottery game:

(a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in black ink in 10 point WGI font with matching captions in WGI Cap font. A game symbol appears in each of the 12 play spots within the play area. Each game symbol for this instant game is one of the following: FREE - \$1.⁰⁰ - \$2.⁰⁰ - \$3.⁰⁰ - \$5.⁰⁰ - 10.⁰⁰ - 15.⁰⁰ - 20.⁰⁰ - 30.⁰⁰ - \$500\$ - \$1500 - 1 - 2 - 3 - 4 - 5 - 6 - 8 - 9.

(b) "Game symbol captions" are the words or portions of words, letters or numbers printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

Game Symbol	Game Symbol Caption
FREE	FREE
\$1. ⁰⁰	ONE\$
\$2. ⁰⁰	TWO\$
\$3. ⁰⁰	THR\$
\$5. ⁰⁰	FIVE\$

10.00	TEN\$
15. ⁰⁰	FIFTEEN
20. ⁰⁰	TWENTY
30. ⁰⁰	THIRTY
\$500\$	FIVE-HUN
\$1500	FIFTHUN
1	ONE
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
8	EGT
9	NIN

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE	FREE	168,000	\$ 0
\$1	\$1	60,000	60,000
\$1 + \$1	\$2	54,000	108,000
\$1 + \$1 + \$1	\$3	43,200	129,600
\$5	\$5	14,400	72,000
\$3 + \$3	\$6	10,200	61,200
\$2 + \$2 + \$2	\$6	7,800	46,800
\$5 + \$5	\$10	6,600	66,000
\$10	\$10	5,400	54,000
\$5 + \$5 + \$5	\$15	4,200	63,000
\$10 + \$10	\$20	2,550	51,000
\$20	\$20	2,400	48,000
\$15 + \$15	\$30	1,350	40,500
\$10 + \$10 + \$10	\$30	960	28,800
\$30	\$30	840	25,200
\$20 + \$20 + \$20	\$60	240	14,400
\$30 + \$30	\$60	180	10,800
\$500	\$500	30	15,000
\$500 + \$500 + \$500	\$1,500	18	27,000
\$1,500	\$1,500	18	27,000
		<u>382,386</u>	<u>\$948,300</u>

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is an 11-digit number which appears on the front of each instant ticket and will be covered by latex.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the back of each instant game ticket both above the information form and below the bar code.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a three-letter code printed and appearing in three of six varying locations among the game symbols. The codes and their meanings are as follows: FRE = Free Ticket; ONE = \$1.00; TWO = \$2.00; THR = \$3.00; FIV = \$5.00; SIX = \$6.00; TEN = \$10.00; FTN = \$15.00; TWY = \$20.00; TRY = \$30.00; SXY = \$60.00; FHN = \$500.00.

(f) "Bar code" means the 16-digit bar-coded number appearing on the back of each ticket. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1191. Determination of instant prize winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal three separate games. Each game includes three numbers and one prize amount. If the total of the three numbers equals "7," "11" or "21" for any game, the player wins the corresponding prize for that game. A player may win up to three times on a single ticket. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (i); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (i), and K.S.A. 74-8720(b) and (d); effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1192. Number and value of instant prizes. (a) There will be approximately 1,800,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 4.71.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (f), and K.S.A. 74-8720; effective, T-111-3-13-98, Feb. 20, 1998.)

**RULES FOR INSTANT GAME NO. 68
"CASH REWARD"**

111-4-1193. Name of game. The Kansas lottery shall conduct an instant winner lottery game entitled "Cash Reward" commencing on or after February 23, 1998. The specific rules for the "Cash Reward" game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1193 through 111-4-1196. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1194. Definitions. The following definitions shall apply to the "Cash Reward" instant lottery game:

(a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in black ink in 10 point WGI font with matching captions in WGI Cap font. A game symbol appears in each of the 11 play spots within the play area. Each game symbol for this instant game is one of the following: FREE - \$1.⁰⁰ - \$2.⁰⁰ - \$5.⁰⁰ - 10.⁰⁰ - 50.⁰⁰ - \$500 - \$1000 - \$5000 - symbols of "BAD GUYS": Tex, Jake, Joe, Colonel, Bart, Cal, Roy, Kid, and Billy.

(b) "Game symbol captions" are the words or portions of words, letters or numbers printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

Game Symbol	Game Symbol Caption
FREE	FREE
\$1. ⁰⁰	ONE\$

(continued)

\$2. ⁰⁰	TWO\$
\$5. ⁰⁰	FIVE\$
10. ⁰⁰	TEN\$
50. ⁰⁰	FIFTY
\$500\$	FIVE-HUN
\$1000	ONETHOU
\$5000	FIVETHOU
Symbol of "BAD GUY" Tex	TEX
Symbol of "BAD GUY" Jake	JAKE
Symbol of "BAD GUY" Joe	JOE
Symbol of "BAD GUY" Colonel	COLONEL
Symbol of "BAD GUY" Bart	BART
Symbol of "BAD GUY" Cal	CAL
Symbol of "BAD GUY" Roy	ROY
Symbol of "BAD GUY" Kid	KID
Symbol of "BAD GUY" Billy	BILLY

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is an 11-digit number which appears on the front of each instant ticket and will be covered by latex.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the back of each instant game ticket above the information form and below the bar code.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a three-letter code printed and appearing in three of six varying locations among the game symbols. The codes and their meanings are as follows: FRE = Free Ticket; ONE = \$1.00; TWO = \$2.00; FIV = \$5.00; TEN = \$10.00; FTY = \$50.00.

(f) "Bar code" means the 16-digit bar-coded number appearing on the back of each ticket. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1195. Determination of instant prize winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal one "BAD GUY" and five "WANTED" symbols. If any of the "WANTED" symbols match the "BAD GUY" symbol, the player wins the corresponding prize beneath the "WANTED" symbol that matches. A player can win up to five times on one ticket. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (i); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (i), and K.S.A. 74-8720(b) and (d); effective, T-111-3-13-98, Feb. 20, 1998.)

111-4-1196. Number and value of instant prizes. (a) There will be approximately 1,800,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE TICKET	FREE	144,000	\$ 0
\$1	\$1	72,000	72,000
\$1+\$1	\$2	58,200	116,400
\$2	\$2	36,000	72,000
\$1+\$1+\$1+\$1+\$1	\$5	21,000	105,000
\$1+\$2+\$2	\$5	19,800	99,000
\$5	\$5	10,800	54,000
\$1+\$2+\$2+\$5	\$10	10,200	102,000
\$5+\$5	\$10	8,400	84,000
\$10	\$10	4,800	48,000
\$10+\$10+\$10+\$10+\$10	\$50	1,500	75,000
\$50	\$50	900	45,000
\$500+\$500	\$1,000	18	18,000
\$1,000	\$1,000	12	12,000
\$5,000	\$5,000	12	60,000
		<u>387,642</u>	<u>\$962,400</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 4.64.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1997 Supp. 74-8710(b), (c) and (f); implementing K.S.A. 1997 Supp. 74-8710(b), (c) and (f), and K.S.A. 74-8720; effective, T-111-3-13-98, Feb. 20, 1998.)

Article 5.—ON-LINE GAMES

111-5-64. Name of game; rules and regulations. The Kansas lottery shall conduct a game entitled "Cash 4 Life" conducted daily beginning March 30, 1998, at 6:00 a.m. The rules and regulations for "Cash 4 Life" are contained in K.A.R. 111-5-64 through 111-5-72, and applicable generic rules are contained in K.A.R. 111-6-1 *et seq.* (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-5-65. Definitions. The following definitions apply to the "Cash 4 Life" game:

(a) "Drawing" means the formal process of randomly selecting winning numbers that determine the number of winners for each prize level of the game.

(b) "Quick pick" means the random selection of two-digit numbers by the computer system which appear on a ticket and are played by a player in the game.

(c) "Game board" or "boards" means that area of the play slip which contains one set of numbered squares to be marked by the player, each set containing 100 squares, numbered 00 through 99.

(d) "MUSL" means the multi-state lottery association, a government-benefit association wholly owned and operated by the party lotteries.

(e) "MUSL board" means the governing body of the MUSL that is comprised of the chief executive officer of each party lottery.

(f) "Natural person" means a living human being and shall not include legal or fictional entities or constructs such as but not limited to, limited liability companies, trusts, corporations, partnerships, associations or voluntary organizations. As used in these rules, the words define the term of a prize and are not a limitation on state

law or lottery rule defining the entities eligible to play lottery games.

(g) "Party lottery" means a state lottery or lottery of a political subdivision or entity which has joined the MUSL and which has joined in selling the "Cash 4 Life" game.

(h) "Play" or "bet" means the 15 sets of four two-digit numbers, reading horizontally from left to right, from 00 through 99 that appear on a ticket to be played by a player in the game.

(i) "Play slip" or "bet slip" means a card used in marking a player's game plays and containing one board.

(j) "Prize group" means a prize category which includes one or more sets of four two-digit numbers and which are defined on the ticket by the amount of the prize and as set out in subsection (c) of K.A.R. 111-5-67 and K.A.R. 111-5-68.

(k) "Product group" means a group of lotteries which has joined together to offer a product pursuant to the terms of the multi-state lottery agreement and the lottery rules.

(l) "Set of numbers" means the four two-digit numbers from 00 through 99 reading horizontally from left to right.

(m) "Set prize" means a prize that is advertised to be paid by a single cash payment and, except in instances outlined in these rules, will be equal to the prize amount established for the prize level.

(n) "Terminal" means a device authorized by the lottery to function in an on-line, interactive mode with the lottery's computer system for the purpose of issuing lottery tickets and entering, receiving, and processing lottery transactions, including purchases, validating tickets, and transmitting reports.

(o) "Winning numbers" means the four two-digit numbers from 00 through 99, randomly selected at each official drawing conducted by the lottery, which shall be used to determine winning sets of numbers contained on a game ticket. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-5-66. Game description. (a) The "Cash 4 Life" game is a four out of 100 daily on-line lottery game which, as provided in these rules, pays a grand prize of \$1,000 a week for life with guaranteed payments over a minimum of 10 years. All other prizes are paid on a set cash basis. To play the "Cash 4 Life" game, a player shall select or quick-pick one set of numbers consisting of four different two-digit numbers, from 00 through 99, for input into a terminal. The terminal will automatically select 14 other quick-pick sets of four-digit numbers for a total of 15 sets of numbers per \$1 ticket. Tickets can be purchased from a terminal operated by a retailer. The player may select the set of numbers by communicating the set of four numbers to the retailer, or by marking four numbered squares on the game board on a play slip and submitting the play slip to the retailer or by requesting "quick pick" from the retailer. The retailer will then issue a ticket containing the selected set of numbers and 14 other quick pick sets of numbers, each of which constitutes a game play.

(b) A ticket shall be the only proof of a game play or plays and the submission of a winning ticket to the Kansas lottery or its authorized retailer shall be the sole

method of claiming a prize or prizes. A play slip has no pecuniary or prize value and shall not constitute evidence of ticket purchase or of numbers selected.

(c) A ticket may not be voided or canceled by returning the ticket to the selling retailer or to the lottery, including tickets that are printed in error. No ticket which might be used to claim a prize shall be returned to the lottery for credit. Tickets accepted by retailers as returned tickets and which cannot be re-sold shall be deemed owned by the bearer of the ticket.

(d) It shall be the the sole responsibility of the player to verify the accuracy of the game play or plays and other data printed on the ticket. The placing of plays is done at the player's own risk through the on-line retailer who is acting on behalf of the player in entering the play or plays.

(e) Plays may only be entered manually using the lottery terminal keypad or touch screen or by means of a play slip provided by the lottery and handmarked by the player or by such other means approved by the lottery. Retailers shall not permit the use of facsimiles of play slips, copies of play slips, or other materials that are inserted into the terminal's play slip reader that are not printed or approved by the lottery. Retailers shall not permit any device to be connected to a lottery terminal to enter plays, except as approved by the lottery.

(f) The lottery offers advance plays or multi-draw plays for 2, 3, 4, 5, 6, 7, 14, 21 or 28 consecutive drawings starting with the first drawing date purchased. Proceeds from advance sales may be held by the lottery until the drawing date for which the ticket applies. (Authorized by K.S.A. 1997 Supp. 74-8710; implementing K.S.A. 1997 Supp. 74-8710 and K.S.A. 1997 Supp. 74-8718; effective, T-111-3-13-98, Feb. 20, 1998.)

111-5-67. Prize pool. (a) The prize pool for all prize categories shall consist of 50 percent of each drawing period's sales. Any amount remaining in the prize pool at the end of this game shall be carried forward to a replacement game or expended in accordance with the Kansas lottery act.

(b) There shall be deducted from the grand prize percentage, an amount equal to no more than two percent of total sales which shall be placed in trust in one or more prize reserve accounts until the prize reserve accounts reach the amounts deemed sufficient. Once the prize reserve accounts exceed the amounts deemed sufficient, the excess shall become part of the prize pool. Any amount remaining in a prize reserve account at the end of this game shall be carried forward to a replacement prize reserve account or expended in accordance with the Kansas lottery act.

(c) Except as provided in these rules, all prizes awarded shall be paid as set cash prizes with the following expected prize payout percentages:

Number of Matches per Ticket per Prize Group	Prize Payment	Prize Pool Percentage Allocated to Prize
Cash 4 Life lifetime grand prize group (1 set)		
Match 4	\$1,000/week	42.58%

(continued)

Number of Matches per Play per Prize Group	Prize Payment	Prize Pool Percentage Allocated to Prize
Match 3	\$20	0.40%
Match 2	\$1	1.40%
\$100,000 prize group (2 sets)		
Match 4	\$100,000	10.20%
Match 3	\$20	0.78%
Match 2	\$1	2.80%
\$50,000 prize group (4 sets)		
Match 4	\$50,000	10.20%
Match 3	\$20	1.56%
Match 2	\$1	5.58%
\$25,000 prize group (8 sets)		
Match 4	\$25,000	10.20%
Match 3	\$20	3.14%
Match 2	\$1	11.16%

The prize pool percentage allocated to prizes shall be carried forward to subsequent draws if all or a portion of it is not needed to pay the prizes awarded in the current draw. If the total of the prizes awarded in drawing exceeds the percentage of the prize pool allocated to prizes, then the amount needed to fund the prizes awarded shall be drawn from the following sources, in the following order:

(1) The amount allocated to the prizes and carried forward from previous draws, if any;

(2) an amount from the prize reserve account, if available, to fund payment of up to three life-time grand prizes per drawing; and

(3) for the purpose of paying the lifetime grand prize of \$1,000 per week only, an assessment made against the lotteries selling the game in proportion to their sales for the draw causing the excess liability not to exceed funding for three lifetime grand prizes per drawing. Notwithstanding other provisions on this rule, the total amount paid to the lifetime grand prize winners for a single drawing shall not exceed the amount necessary to fund three lifetime grand prizes per drawing. If, after these sources are depleted, there are not sufficient funds to pay the prizes awarded, then the lifetime grand prize shall become a parimutuel prize. If the amount of the lifetime grand prize, when paid on a parimutuel basis, drops to or below the next highest prize and there are still not sufficient funds to pay the remaining prizes awarded, then the next highest prize shall become a parimutuel prize with equal weekly payments made to all lifetime grand prize winners for the drawing. This procedure shall continue down through all prize levels, if necessary, until all prize levels become parimutuel prize levels. In that instance, the money available from the funding sources listed in this rule shall be divided among the winning plays in proportion to their respective prize percentages. All cash prize levels shall have a minimum prize payout of \$1. Assessments made against a member lottery pursuant to this rule shall be repaid from funds in the prize reserve account as they become available. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-5-68. Probability of winning. The following table sets forth the probability of winning and the prob-

able distribution of winners in and among each prize category, based upon the total number of possible combinations in the game.

Number of Matches per Ticket per Prize Group	Probability/Distribution Probability	Winners	Probable Set Prize Amount
Cash 4 Life grand prize group (1 set)			
Match 4	1: 3,921,225.000000	1	\$1,000/Week
Match 3	1: 10,211.523438	384	\$20
Match 2	1: 143.319627	27,360	\$1
\$100,000 prize group (2 sets)			
Match 4	1: 1,960,612.500000	2	\$100,000
Match 3	1: 5,105.761719	768	\$20
Match 2	1: 71.659814	54,720	\$1
\$50,000 prize group (4 sets)			
Match 4	1: 980,306.250000	4	\$50,000
Match 3	1: 2,552.880859	1,536	\$20
Match 2	1: 35.829907	109,440	\$1
\$25,000 prize group (8 sets)			
Match 4	1: 490,153.125000	8	\$25,000
Match 3	1: 1,276.440430	3,072	\$20
Match 2	1: 17.914953	218,880	\$1
Overall per ticket	1: 9.897559		
Overall for Match 3	1: 681.235031		\$20
Overall for Mach 2	1: 10.030020		\$1

The overall probabilities of winning a prize on a single \$1 ticket include the possibility that some tickets may contain duplicate numbers and are based on the total number of possible combinations of tickets in the game. The grand prize amount does not include the prize reserve account deduction or other deductions, if any. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13-98, Feb. 20, 1998.)

111-5-69. Prize payments. (a) Subject to the limitations of subsection (c) of K.A.R. 111-5-67, the lifetime grand prize of \$1,000 per week, or the share of such prize as determined in subsection (c) of K.A.R. 111-5-67 shall be paid to the owner of a ticket which matches all four winning numbers in the single set of four numbers at the top of the ticket and identified as the "\$1,000 a week for life" prize group.

(1) The lifetime grand prize shall commence on the first Wednesday following the date of the win and shall be paid every Wednesday thereafter for a minimum of 10 years and for no more than the lifetime of the natural person who claims the prize and is validated as the winner of the prize.

(2) In the event of the death of a lottery winner during the minimum 10-year payment period, payment will continue to be made to the winner's estate or designated beneficiary until the minimum 10-year payment period is completed. Upon the petition of the estate of the lottery winner to the Kansas lottery, subject to federal, state, or district applicable laws, payment may be accelerated to make the payments for the minimum 10-year payment period to the estate. If such a determination is made, the remaining securities and/or cash held to fund the minimum 10-year payment period for the deceased lottery winner's annuitized prize may be distributed to the estate. The identification of the securities to fund the annuitized prize shall be at the sole discretion of the lottery or its designee.

(b) Except for the lifetime grand prize, all prizes shall be paid in a single cash payment.

(c) All prizes shall be rounded down so that prizes can be paid in multiples of whole dollars. Breakage resulting from rounding these prizes shall be carried forward to the prize pool for the next drawing.

(d) Changes in the allocation of prize money shall be designed to retain approximately the same prize allocation percentages, over a year's time, set out in these rules. Minimum guaranteed prizes may be waived if the alternate funding mechanism set out in subsection (c) of K.A.R. 111-5-67 becomes necessary.

(e) The holder of a winning ticket may win only one prize per set of numbers in connection with the winning numbers drawn, and shall be entitled only to the prize won by those numbers in the highest matching prize category per set of numbers. There are 15 sets of numbers per ticket.

(f) Prize claims shall be submitted for payment within 365 days of the drawing in which the prize was won. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13,98, Feb. 20, 1998.)

111-5-70. Ticket validation. To be a valid ticket and eligible to receive a prize, a ticket shall satisfy all the requirements established by the Kansas lottery for validation of winning tickets sold through its on-line system and any other validation requirements adopted by the product group, the MUSL board and published as the "Confidential MUSL Minimum Game Security Standards" revised January 13, 1998. The MUSL and the lottery shall not be responsible for tickets which are altered in any way. (Authorized by and implementing K.S.A. 1997 Supp. 74-8710; effective, T-111-3-13,98, Feb. 20, 1998.)

111-5-71. Ticket responsibility. (a) Until such time as a signature is placed upon a ticket in the area designated for signature, a ticket shall be owned by the bearer of the ticket. When a signature is placed on the ticket in the place designated, the person whose signature appears

in such area shall be the owner of the ticket and shall be entitled, subject to the validation requirements in K.A.R. 111-5-70, to any prize attributable thereto.

(b) The manner of payment of prizes for valid winning tickets bearing multiple signatures shall be determined by the rules of the Kansas lottery.

(c) The product group, the MUSL and the party lotteries shall not be responsible for lost or stolen tickets. (Authorized by K.S.A. 1997 Supp. 74-8710; implementing K.S.A. 1997 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-13-98, Feb. 20, 1998.)

111-5-72. Ineligible players. (a) A ticket or share for a MUSL game issued by the MUSL or any of its party lotteries shall not be purchased by, and a prize won by any such ticket or share shall not be paid to:

- (1) a MUSL employee, officer, or director;
- (2) a contractor or consultant under agreement with the MUSL to review the MUSL audit and security procedures;
- (3) an employee of an independent accounting firm under contract with MUSL to observe drawings or site operations and actually assigned to the MUSL account and all partners, shareholders, or owners in the local office or the firm; or
- (4) an immediate family member (parent, stepparent, child, stepchild, spouse, or sibling) of an individual described in subsections (a), (b), and (c) and residing in the same household.

Those persons designated by the Kansas lottery act as ineligible to play its games shall also be ineligible to play the MUSL game in Kansas. (Authorized by K.S.A. 1997 Supp. 74-8710; implementing K.S.A. 1997 Supp. 74-8718 and K.S.A. 74-8719; effective, T-111-3-13-98, Feb. 20, 1998.)

Gregory P. Ziemak
Executive Director

Doc. No. 022193

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

Reg. No.	Action	Register
4-7-213	New	V. 17, p. 171
4-7-213a	New	V. 17, p. 171
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 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-2-1	Amended	V. 17, p. 36
9-2-32	Amended	V. 17, p. 36
9-7-3	Amended	V. 17, p. 37
9-7-10	Amended	V. 17, p. 364
9-7-12	Amended	V. 17, p. 37
9-7-14	Amended	V. 17, p. 37
9-7-15	New	V. 17, p. 37
9-7-16	New	V. 17, p. 38
9-7-17	New	V. 17, p. 38
9-7-18	New	V. 17, p. 38
9-10-33		
9-10-39	New	V. 17, p. 364, 365
9-11-10	Amended	V. 17, p. 38
9-27-1	New	V. 17, p. 38

(continued)

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Table with 3 columns: Reg. No., Action, Register. Contains regulations 81-2-1 through 81-5-14.

AGENCY 82: STATE CORPORATION COMMISSION

Table with 3 columns: Reg. No., Action, Register. Contains regulations 82-3-103a through 82-3-804.

AGENCY 86: REAL ESTATE COMMISSION

Table with 3 columns: Reg. No., Action, Register. Contains regulations 86-1-3 through 86-3-28.

AGENCY 88: BOARD OF REGENTS

Table with 3 columns: Reg. No., Action, Register. Contains regulation 88-3-9.

AGENCY 91: DEPARTMENT OF EDUCATION

Table with 3 columns: Reg. No., Action, Register. Contains regulations 91-5-14 and 91-10-2.

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Table with 3 columns: Reg. No., Action, Register. Contains regulations 93-6-1 through 93-6-6.

AGENCY 94: BOARD OF TAX APPEALS

Table with 3 columns: Reg. No., Action, Register. Contains regulations 94-2-1 through 94-3-2.

AGENCY 99: DEPARTMENT OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

Table with 3 columns: Reg. No., Action, Register. Contains regulations 99-25-1 through 99-31-6.

99-40-7 New V. 17, p. 213

AGENCY 100: BOARD OF HEALING ARTS

Table with 3 columns: Reg. No., Action, Register. Contains regulations 100-6-2 through 100-69-10.

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Table with 3 columns: Reg. No., Action, Register. Contains regulations 102-1-13 through 102-4-11.

Table with 3 columns: Reg. No., Action, Register. Contains regulations 102-4-11a through 102-5-12.

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Table with 3 columns: Reg. No., Action, Register. Contains regulation 108-1-1.

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Table with 3 columns: Reg. No., Action, Register. Contains regulations 109-2-15 through 109-8-1.

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Table with 3 columns: Reg. No., Action, Register. Contains regulations 110-4-1 through 110-4-5.

AGENCY 111: KANSAS LOTTERY

Table with 3 columns: Reg. No., Action, Register. Contains regulations 111-1-2 through 111-2-63.

111-2-64	New	V. 16, p. 1808	111-4-287			111-4-454		
111-2-65	New	V. 16, p. 1883	through			through		
111-2-66	New	V. 16, p. 2015	111-4-290	Revoked	V. 12, p. 1371	111-4-465	Revoked	V. 12, p. 1664, 1665
111-2-67	Amended	V. 17, p. 387	111-4-291			111-4-466		
111-2-68	New	V. 16, p. 2069	through			through		
111-2-69	New	V. 16, p. 2070	111-4-300	Revoked	V. 12, p. 114	111-4-469	Revoked	V. 12, p. 1665
111-2-70	New	V. 17, p. 388	111-4-301			111-4-470		
111-2-71	New	V. 17, p. 389	through			through		
111-3-1	Amended	V. 17, p. 389	111-4-307	Revoked	V. 13, p. 1402	111-4-477	Revoked	V. 16, p. 452, 453
111-3-6	Amended	V. 12, p. 677	111-4-308			111-4-478		
111-3-9	Revoked	V. 11, p. 1793	through			through		
111-3-10			111-4-317	Revoked	V. 16, p. 451	111-4-492	Revoked	V. 14, p. 974, 975
through			111-4-318			111-4-493		
111-3-31	New	V. 7, p. 201-206	through			through		
111-3-11	Amended	V. 13, p. 35	111-4-321	Revoked	V. 12, p. 114	111-4-496	Revoked	V. 16, p. 453
111-3-12	Amended	V. 13, p. 1826	111-4-322			111-4-497		
111-3-13	Amended	V. 17, p. 390	through			through		
111-3-14	Amended	V. 17, p. 391	111-4-327	Revoked	V. 12, p. 1371	111-4-512	Revoked	V. 14, p. 975
111-3-16	Amended	V. 9, p. 1566	111-4-328			111-4-513		
111-3-19	Revoked	V. 13, p. 1827	through			through		
111-3-20	Amended	V. 11, p. 1148	111-4-335	Revoked	V. 12, p. 114	111-4-521	Revoked	V. 16, p. 453
111-3-21	Amended	V. 11, p. 1148	111-4-336			111-4-522		
111-3-22	Amended	V. 11, p. 1148	through			through		
111-3-23	Revoked	V. 10, p. 883	111-4-340	Revoked	V. 16, p. 451	111-4-571	Revoked	V. 14, p. 975-977
111-3-25	Amended	V. 17, p. 392	111-4-341	Revoked	V. 11, p. 1473	111-4-572		
111-3-26	Amended	V. 11, p. 1149	111-4-341a	Revoked	V. 12, p. 1372	through		
111-3-27	Amended	V. 11, p. 1149	111-4-341b	Revoked	V. 16, p. 451	111-4-585	New	V. 13, p. 878-880
111-3-29	Revoked	V. 11, p. 1149	111-4-341c	Revoked	V. 16, p. 451	111-4-572	Amended	V. 16, p. 1044
111-3-31	Amended	V. 8, p. 209	111-4-342			111-4-574	Amended	V. 16, p. 1044
111-3-32	Amended	V. 10, p. 883	through			111-4-575	Amended	V. 16, p. 1044
111-3-33	New	V. 7, p. 1434	111-4-345	Revoked	V. 16, p. 451	111-4-576	Amended	V. 16, p. 1044
111-3-34	New	V. 13, p. 149	111-4-346			111-4-577	Amended	V. 16, p. 1044
111-3-35	Amended	V. 14, p. 909	through			111-4-579	Amended	V. 16, p. 1045
111-3-36	New	V. 13, p. 877	111-4-349	Revoked	V. 12, p. 114	111-4-581	Amended	V. 16, p. 1045
111-3-37	New	V. 13, p. 877	111-4-350			111-4-582	Amended	V. 16, p. 1045
111-4-1			through			111-4-583	Amended	V. 15, p. 883
111-4-5	Revoked	V. 12, p. 113	111-4-355	Revoked	V. 16, p. 452	111-4-584	Amended	V. 16, p. 1045
111-4-5a	Revoked	V. 12, p. 113	111-4-356			111-4-586		
111-4-6			through			through		
111-4-15	Revoked	V. 12, p. 113	111-4-361	Revoked	V. 14, p. 7	111-4-606	Revoked	V. 14, p. 977, 978
111-4-66			111-4-362			111-4-607		
through			through			through		
111-4-77	New	V. 7, p. 207-209	111-4-365	Revoked	V. 12, p. 114, 115	111-4-619	New	V. 13, p. 1436-1438
111-4-96			111-4-366			111-4-607		
through			through			111-4-610	Amended	V. 16, p. 1504
111-4-114	New	V. 7, p. 1606-1610	111-4-369	Revoked	V. 12, p. 1373	111-4-611	Amended	V. 14, p. 1407
111-4-100	Amended	V. 14, p. 972	111-4-370			111-4-613	Amended	V. 14, p. 1408
111-4-101			through			111-4-616		
through			111-4-379	Revoked	V. 14, p. 7, 8	through		
111-4-106	Revoked	V. 16, p. 450	111-4-380			111-4-623	Revoked	V. 14, p. 978
111-4-106a	Revoked	V. 16, p. 450	through			111-4-624		
111-4-107			111-4-383	Revoked	V. 12, p. 1664	through		
through			111-4-384			111-4-702	Revoked	V. 16, p. 453-455
111-4-114	Revoked	V. 16, p. 450, 451	111-4-387	Revoked	V. 12, p. 1373	111-4-703		
111-4-153			through			through		
111-4-160	Revoked	V. 9, p. 1676, 1677	111-4-388			111-4-723	New	V. 14, p. 909-914
111-4-177			through			111-4-724		
through			111-4-391	Revoked	V. 12, p. 1373	through		
111-4-212	Revoked	V. 9, p. 1677, 1678	111-4-392			111-4-736	New	V. 14, p. 978-981
111-4-213			through			111-4-737		
through			111-4-400	Revoked	V. 16, p. 252	through		
111-4-220	Revoked	V. 10, p. 1213	111-4-401			111-4-749	New	V. 14, p. 1095-1098
111-4-221			through			111-4-750		
111-4-224	Revoked	V. 10, p. 1585	111-4-404	Revoked	V. 12, p. 1373	through		
111-4-225			111-4-405			111-4-757	New	V. 14, p. 1408, 1409
through			through			111-4-758		
111-4-228	Revoked	V. 10, p. 1585	111-4-413	Revoked	V. 16, p. 452	through		
111-4-229			111-4-414			111-4-761	New	V. 14, p. 1502, 1503
through			through			111-4-762		
111-4-236	Revoked	V. 10, p. 1585, 1586	111-4-428	Revoked	V. 14, p. 8	through		
111-4-237			111-4-429			111-4-778	New	V. 14, p. 1410-1414
through			through			111-4-769	Amended	V. 14, p. 1503
111-4-240	Revoked	V. 11, p. 413	111-4-432	Revoked	V. 12, p. 1373	111-4-779		
111-4-241			111-4-433			through		
through			through			111-4-791	New	V. 14, p. 1504-1507
111-4-244	Revoked	V. 12, p. 1371	111-4-436	Revoked	V. 12, p. 1374	111-4-792		
111-4-245			111-4-437			through		
111-4-248	Revoked	V. 12, p. 1371	through			111-4-803	New	V. 14, p. 1635-1638
111-4-249			111-4-440	Revoked	V. 12, p. 1374	111-4-804		
through			111-4-441			through		
111-4-256	Revoked	V. 12, p. 113, 114	111-4-444	Revoked	V. 14, p. 8	111-4-816	New	V. 15, p. 116-119
111-4-257			111-4-445			111-4-817		
through			through			through		
111-4-286	Revoked	V. 11, p. 413, 414	111-4-448	Revoked	V. 12, p. 1374	111-4-824	New	V. 15, p. 289, 290
			111-4-449			111-4-825		
			through			through		
			111-4-453	Revoked	V. 14, p. 8	111-4-838	New	V. 15, p. 449-452

(continued)

111-4-839 through
 111-4-854 New V. 15, p. 624-627
 111-4-855 through
 111-4-859 New V. 15, p. 884, 885
 111-4-855 Amended V. 15, p. 1181
 111-4-860 through
 111-4-872 New V. 15, p. 1056-1059
 111-4-871 Amended V. 15, p. 1181
 111-4-873 through
 111-4-892 New V. 15, p. 1181-1186
 111-4-881 Amended V. 16, p. 1505
 111-4-893 through
 111-4-910 New V. 15, p. 1441-1445
 111-4-911 through
 111-4-918 New V. 15, p. 1475, 1476
 111-4-915 Amended V. 15, p. 1954
 111-4-918 Amended V. 15, p. 1954
 111-4-919 through
 111-4-941 New V. 15, p. 1710-1716
 111-4-942 through
 111-4-965 New V. 15, p. 1921-1926
 111-4-946 Amended V. 15, p. 1954
 111-4-962 Amended V. 16, p. 341
 111-4-963 Amended V. 16, p. 341
 111-4-966 through
 111-4-970 New V. 15, p. 1954, 1955
 111-4-971 through
 111-4-982 New V. 16, p. 341-344
 111-4-983 through
 111-4-991 New V. 16, p. 456, 457
 111-4-992 through
 111-4-1012 New V. 16, p. 689-694
 111-4-995 Amended V. 16, p. 2016
 111-4-996a New V. 16, p. 1080
 111-4-1013 through
 111-4-1016 New V. 16, p. 1045, 1046
 111-4-1017 through
 111-4-1037 New V. 16, p. 1081-1085
 111-4-1031 Amended V. 16, p. 1473
 111-4-1038 through
 111-4-1041 New V. 16, p. 1209, 1210
 111-4-1041 Amended V. 16, p. 1473
 111-4-1042 through
 111-4-1059 New V. 16, p. 1474-1478
 111-4-1048 Amended V. 16, p. 1505
 111-4-1060 through
 111-4-1083 New V. 16, p. 1506-1511
 111-4-1065 Amended V. 16, p. 1849
 111-4-1084 through
 111-4-1108 New V. 16, p. 1809-1814
 111-4-1109 through
 111-4-1117 New V. 16, p. 1849-1851
 111-4-1118 through
 111-4-1141 New V. 16, p. 1883-1888
 111-4-1142 through
 111-4-1171 New V. 16, p. 2016-2023
 111-4-1172 through
 111-4-1180 New V. 16, p. 2070-2072
 111-4-1181 through
 111-4-1184 New V. 17, p. 392, 393
 111-5-1 through
 111-5-23 New V. 7, p. 209-213
 111-5-9 through
 111-5-19 Revoked V. 15, p. 291

111-5-21 through
 111-5-33 New V. 11, p. 415-418
 111-5-21 Revoked V. 15, p. 291
 111-5-22 Amended V. 13, p. 1438
 111-5-23 Amended V. 16, p. 1814
 111-5-24 Amended V. 16, p. 1815
 111-5-25 Amended V. 16, p. 1815
 111-5-26 Amended V. 16, p. 1815
 111-5-27 Amended V. 16, p. 1816
 111-5-28 Amended V. 16, p. 1816
 111-5-29 Amended V. 15, p. 1060
 111-5-30 Amended V. 16, p. 1817
 111-5-31 Amended V. 16, p. 1817
 111-5-33 Amended V. 16, p. 1817
 111-5-34 New V. 12, p. 318
 111-5-34a Amended V. 14, p. 1098
 111-5-35 through
 111-5-38 Revoked V. 13, p. 1439
 111-5-39 through
 111-5-44 New V. 15, p. 1022, 1023
 111-5-45 through
 111-5-50 New V. 15, p. 1060-1062
 111-5-46 Amended V. 15, p. 1186
 111-5-51 New V. 15, p. 1477
 111-5-52 through
 111-5-57 New V. 16, p. 458, 459
 111-5-58 through
 111-5-63 New V. 16, p. 1085-1087
 111-5-60a New V. 16, p. 1818
 111-5-62 Amended V. 16, p. 1511
 111-6-1 through
 111-6-15 New V. 7, p. 213-217
 111-6-1 Amended V. 17, p. 393
 111-6-3 Amended V. 14, p. 313
 111-6-4 Amended V. 10, p. 1413
 111-6-5 Amended V. 16, p. 1818
 111-6-6 Amended V. 11, p. 1973
 111-6-7 Amended V. 16, p. 2023
 111-6-7a Amended V. 15, p. 1188
 111-6-8 Revoked V. 12, p. 1263
 111-6-9 Revoked V. 14, p. 313
 111-6-11 Revoked V. 12, p. 1376
 111-6-12 Amended V. 8, p. 212
 111-6-13 Amended V. 8, p. 299
 111-6-15 Amended V. 12, p. 677
 111-6-17 Revoked V. 10, p. 1475
 111-6-18 New V. 13, p. 150
 111-6-19 New V. 13, p. 340
 111-6-20 Amended V. 15, p. 1716
 111-6-21 New V. 13, p. 881
 111-6-22 New V. 13, p. 881
 111-6-23 New V. 13, p. 881
 111-7-1 through
 111-7-10 New V. 7, p. 1192, 1193
 111-7-1 Amended V. 8, p. 212
 111-7-3 Amended V. 11, p. 1796
 111-7-3a Revoked V. 13, p. 340
 111-7-4 Amended V. 9, p. 1367
 111-7-5 Amended V. 9, p. 986
 111-7-6 Amended V. 9, p. 987
 111-7-9 Amended V. 12, p. 1263
 111-7-11 Amended V. 15, p. 1188
 111-7-12 through
 111-7-32 New V. 7, p. 1194-1196
 111-7-33 through
 111-7-43 New V. 7, p. 1197, 1198
 111-7-33a New V. 8, p. 300
 111-7-44 through
 111-7-54 Revoked V. 13, p. 340
 111-7-46 Amended V. 11, p. 1152
 111-7-54 Amended V. 11, p. 1511
 111-7-55 through
 111-7-63 Revoked V. 10, p. 1217
 111-7-60 Amended V. 10, p. 262
 111-7-64 through
 111-7-75 New V. 11, p. 13, 14

111-7-66 Amended V. 15, p. 1304
 111-7-66a Revoked V. 13, p. 340
 111-7-75 through
 111-7-78 Amended V. 15, p. 1188
 111-7-75 Amended V. 16, p. 1479
 111-7-78 Amended V. 16, p. 1479
 111-7-79 Revoked V. 13, p. 340
 111-7-80 through
 111-7-83 New V. 11, p. 1478-1480
 111-7-81 Amended V. 15, p. 1189
 111-7-83 Amended V. 15, p. 1189
 111-7-84 through
 111-7-93 Revoked V. 15, p. 291
 111-7-94 Revoked V. 13, p. 340
 111-7-95 through
 111-7-118 Revoked V. 15, p. 291, 292
 111-7-119 through
 111-7-127 New V. 15, p. 1189-1191
 111-7-122 Amended V. 15, p. 1477
 111-7-123 Amended V. 15, p. 1477
 111-7-124 Amended V. 15, p. 1477
 111-7-126 Amended V. 15, p. 1304
 111-7-127 Amended V. 16, p. 1479
 111-7-128 New V. 15, p. 1446
 111-8-1 New V. 7, p. 1633
 111-8-2 New V. 7, p. 1633
 111-8-3 Amended V. 10, p. 886
 111-8-4 New V. 7, p. 1714
 111-8-4a Revoked V. 13, p. 1406
 111-8-5 through
 111-8-13 New V. 7, p. 1634
 111-8-14 New V. 13, p. 881
 111-8-15 New V. 13, p. 881
 111-9-1 through
 111-9-12 New V. 7, p. 1714-1716
 111-9-1 through
 111-9-6 Revoked V. 9, p. 1680
 111-9-13 through
 111-9-18 Revoked V. 9, p. 1680
 111-9-25 through
 111-9-30 New V. 9, p. 699, 700
 111-9-31 through
 111-9-36 New V. 10, p. 262
 111-9-37 through
 111-9-48 New V. 10, p. 1439, 1440
 111-9-49 through
 111-9-54 New V. 12, p. 318, 319
 111-9-55 through
 111-9-60 New V. 12, p. 1263, 1264
 111-9-61 through
 111-9-78 New V. 16, p. 1087-1089
 111-9-79 through
 111-9-90 New V. 17, p. 394, 395
 111-10-1 through
 111-10-9 New V. 8, p. 136-138
 111-10-7 Amended V. 8, p. 301

AGENCY 112: KANSAS RACING 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

112-12-9	Amended	V. 17, p. 213
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
112-18-21	Amended	V. 17, p. 60

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
115-9-8	New	V. 16, p. 1989
115-14-3	Amended	V. 16, p. 1175

115-14-9	Amended	V. 16, p. 1175
115-15-3	Amended	V. 16, p. 1989
115-15-4	New	V. 16, p. 1990
115-18-7	Amended	V. 16, p. 1991
115-18-13	Amended	V. 16, p. 1472
115-18-14	Amended	V. 16, p. 1991
115-18-15	New	V. 16, p. 1991
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
117-2-1	Amended	V. 16, p. 2063
117-2-2	Amended	V. 16, p. 302
117-3-1	Amended	V. 16, p. 2064
117-3-2	Amended	V. 16, p. 2064
117-4-1	Amended	V. 16, p. 2065
117-4-2	Amended	V. 16, p. 2066
117-6-1	Amended	V. 16, p. 2066
117-6-3	Amended	V. 16, p. 2067
117-8-1	Amended	V. 17, p. 366

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
121-6-1	New	V. 16, p. 1773
121-6-2	New	V. 16, p. 1773

AGENCY 122: POOLED MONEY INVESTMENT BOARD

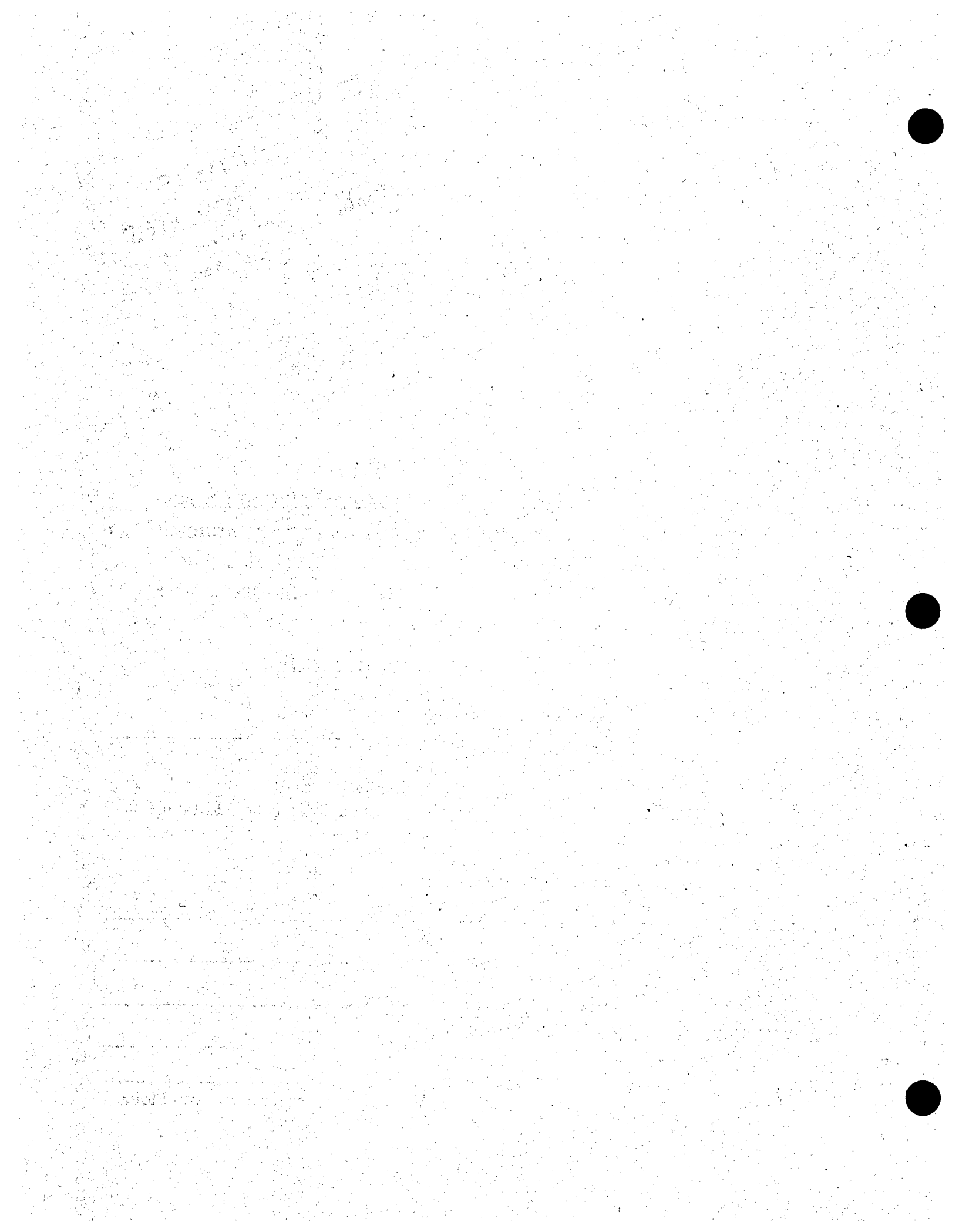
Reg. No.	Action	Register
122-2-2	Amended	V. 17, p. 10

AGENCY 123: JUVENILE JUSTICE AUTHORITY

Reg. No.	Action	Register
123-2-1	New	V. 17, p. 36

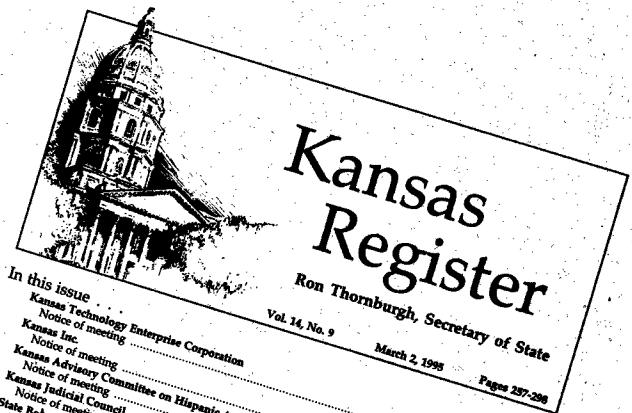
AGENCY 124: CHILD DEATH REVIEW BOARD

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



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

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



In this issue		Page
Kansas Technology Enterprise Corporation	Notice of meeting	259
Kansas Inc.	Notice of meeting	259
Kansas Advisory Committee on Hispanic Affairs	Notice of meeting	259
Kansas Judicial Council	Notice of meetings	259
State Board of Judges' Defense Services	Notice of meeting	260
Real Estate Appraisal Board	Notice of meeting on proposed administrative regulations	260
State Emergency Response Commission	Notice of meeting	261
Kansas Law Enforcement Training Commission	Notice of meeting	261
Social and Rehabilitation Services	Notice of meeting	261
Request for proposals		261

\$12 each, includes shipping and handling.

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

Clip and mail

Please send _____

Kansas Register Binders @ \$12 each

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

Total enclosed _____

Ship to:

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

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

**Kansas Register
Secretary of State
2nd Floor, State Capitol
300 S.W. 10th Ave.
Topeka, KS 66612-1594**

Use this form or a copy of it to enter a subscription:

**One-year subscriptions @ \$70 ea.
(Kansas residents must include
\$4.31 state and local sales tax.)**

**Total Enclosed _____
(Make checks payable to the Kansas Register)**

Send to:

(Please, no
more than
4 address
lines.)

Zip code must be included

This space for Register office use only.

Rec. No. _____ Exp. _____ Code _____

Use this form or a copy of it to enter a name or address change:

Remove your mailing label (above) and affix it here:

**Indicate change of name or address
here:**

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