

# Kansas Register

Ron Thornburgh, Secretary of State

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## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of June 25 through July 5:

Date	Room	Time	Committee	Agenda
June 25	Canceled		Interim Assessment and Taxation	Meeting canceled.
June 26				
June 25	531-N	10:00 a.m.	Joint Committee on Arts and Cultural Resources	Funding and economic impact for the arts. Other matters.
June 29	3rd Floor Hearing Room, KCC	10:00 a.m.	Internet Service Subcommittee of Kansas Universal Service Fund Working Committee	Various issues related to Internet service providers and service needs.
June 29	519-S	10:00 a.m.	SRS Transition Oversight Committee	Mental health issues.
June 30	519-S	9:00 a.m.		
June 30	3rd Floor Hearing Room, KCC	10:00 a.m.	Enhanced Universal Service Subcommittee of Kansas Universal Fund Working Committee	Discussion of definition of enhanced universal service; other states' applications; policy issues.
June 30	526-S	10:00 a.m.	Joint Committee on Corrections and Juvenile Justice Oversight	Agenda not available.
July 1	526-S	9:00 a.m.		
July 1	123-S	10:00 a.m.	Joint Committee on Pensions, Investments and Benefits	Review of interim study proposals; public safety retirement issues; defined contribution and hybrid plans.
July 2	123-S	9:00 a.m.		

Jeff Russell  
Director of Legislative  
Administrative Services

Doc. No. 022586

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## State of Kansas

**Board of Emergency Medical Services****Notice of Meetings**

The administrative committee of the Board of Emergency Medical Services will conduct two meetings by teleconference to develop and approve a proposed budget for FY 2000. The committee meetings will be at 11 a.m. Thursday, July 9, and at 11 a.m. Thursday, July 23. Each meeting will last approximately one hour.

All board and committee meetings are open to the public. A speaker phone will be available at the board office at 109 S.W. 6th, Topeka. For further information, call (785) 296-7296.

Bob McDaneld  
Administrator

Doc. No. 022584

## State of Kansas

**Department of Transportation****Request for Comments**

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 98-00 by adding the following projects:

**Project C-3478-01**, Grading, bridge and seeding, 5.3 miles west and 4.5 miles north of Jct. US-59 and US-166, Labette County.

**Project C-3566-01**, Grading, surfacing and seeding, 2 miles west of Phillipsburg, Phillips County.

**Project U-1735-01**, Install and upgrade regulatory and warning signs, City of Cedar Vale, Chautauqua County.

**Project U-1736-01**, Install and upgrade regulatory and warning signs, City of Gridley, Coffey County.

The STIP amendment requires a 30-day public comment period. To receive more information on any of these projects or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Office of Engineering Support, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, (785) 296-7916, fax (785) 296-0723.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Office of Public Information, (785) 296-3585 (Voice/TTY).

The comment period regarding the STIP amendment will conclude July 27.

E. Dean Carlson  
Secretary of Transportation

Doc. No. 022592

## State of Kansas

**State Conservation Commission****Notice to Contractors**

Sealed bids for the construction of a 68,000-cubic-yard detention dam, Site 7-11 in Coffey County, will be received by the Long-Scott Creeks Watershed District No. 93 at King Engineering, Inc., 307 Montana Ave., Holton, 66436-1127, until 5 p.m. July 16, or hand carried to the Coffey County Courthouse, Room 8, Burlington (no telephone available) and submitted immediately prior to bid opening at 7 p.m. July 16. A copy of the invitation for bids and the plans and specifications can be reviewed and/or obtained at the King Engineering, Inc. office, (785) 364-4312. A \$25 nonrefundable deposit will be assessed for each set of plans requested.

Tracy D. Streeter  
Executive Director

Doc. No. 022591

## State of Kansas

**Department of Administration  
Division of Architectural Services****Notice of Commencement of  
Negotiations for Architectural Services**

Notice is hereby given of the commencement of negotiations for complete architectural services for the construction of a new Kansas Highway Patrol facility. The facility will house offices, vehicle shop and work areas, and a vehicle storage area. The new facility will replace the existing facility and will be located near I-70 and MacVicar Street in Topeka. The total estimated budget for the facility is \$3,000,000.

For information regarding the scope of services, contact Gary Grimes, Division of Architectural Services, (785) 233-9367, ext. 204.

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

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. July 9.

Thaine Hoffman, AIA  
Director, Division of  
Architectural Services

Doc. No. 022590

## State of Kansas

## Board of Pharmacy

## Notice of Meeting

The Kansas State Board of Pharmacy will meet at 11 a.m. Tuesday, June 30, in Room 108, Landon State Office Building, 900 S.W. Jackson, Topeka. The meeting is open to the public. For additional information, call (785) 296-4056.

Larry Froelich  
Executive Director

Doc. No. 022581

## 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 Bureau of Construction and Maintenance, KDOT, Topeka, or at the Ramada Inn Downtown, Topeka, until 2 p.m. July 15, and then publicly opened:

## District One—Northeast

**Douglas-Osage**—106 K-7196-01—U.S. 56 from the Douglas-Osage county line east to the junction of U.S. 56; U.S. 56 from the south junction of U.S. 56 to the junction of K-170; K-31 from the south junction of K-31 northeast to the Osage-Douglas county line, 39.8 miles (64.1 kilometers), sealing. (state funds)

**Jefferson**—44 K-7121-01—Rock Creek Bridge at Perry State Park Reservoir, bridge repair. (state funds)

**Johnson**—169-46 K-6242-01—U.S. 169, south of 159th Street in Olathe, 0.12 mile (0.2 kilometer), grading and surfacing. (state funds)

**Johnson**—56-46 K-6959-01—U.S. 56 from the east junction of I-35 east to the Kansas-Missouri state line, 5.1 miles (8.22 kilometers), mill and overlay. (state funds)

**Leavenworth**—52 U-1578-01—Second Street from Marion to Poplar in Leavenworth, grading and surfacing. (federal funds)

**Leavenworth**—51 U-1399-01—Bridge on Pennsylvania Avenue over Atchison, Topeka and Santa Fe Railroad in Leavenworth, 0.18 mile (0.304 kilometer), bridge removal. (federal funds)

**Nemaha**—66 C-3347-01—County road, 6 miles (9.7 kilometers) east and 2.2 miles (3.5 kilometers) south of Bern, 0.12 mile (0.2 kilometer), grading and surfacing. (federal funds)

**Osage**—75-70 K-7103-01—Bridge 044, U.S. 75 southbound bridge over local road, bridge repair. (state funds)

**Riley**—81 C-2072-01—County road 7.3 miles (9.5 kilometers) north of Leonardville, 0.18 mile (0.29 kilometer), bridge replacement. (federal funds)

**Shawnee**—24-89 K-7107-01—U.S. 24 bridges over K-4, bridge overlay. (state funds)

**Shawnee**—70-89 K-7204-01—I-70, from the west city limits of Topeka east 3.8 miles (6.2 kilometers), pavement marking. (state funds)

**Wabaunsee**—99 C-3430-01—First Street from Newberry to Main Street in Paxico, 0.68 mile (1.1 kilometers), overlay. (federal funds)

**Wyandotte**—70-105 K-5658-03—I-70, Bridges 30 and 31, bridge repair. (state funds)

## District Two—Northcentral

**Chase**—50-9 K-5384-01—U.S. 50 from Strong City east 8.2 miles (13.14 kilometers), grading, bridge and surfacing. (federal funds)

**Dickinson**—77-21 M-1886-01—U.S. 77, 0.4 mile (0.6 kilometer) north of the U.S. 56 junction, 0.15 mile (0.24 kilometer), slide repair. (state funds)

## District Three—Northwest

**Ellis**—26 C-3294-01—County road 0.5 mile (0.8 kilometer) north and 0.6 mile (1 kilometer) east of Ellis, 0.4 mile (0.6 kilometer), grading, bridge and surfacing. (federal funds)

**Norton**—283-69 K-5392-01—U.S. 283 from the west junction of K-9 north to the south city limits of Norton, 13.7 miles (22 kilometers), grading, bridge and surfacing. (federal funds)

**Sheridan**—90 C-3358-01—County road 12 miles (19.4 kilometers) north and 14.5 miles (23.1 kilometers) west of Hoxie, 0.3 mile (0.48 kilometer), grading and bridge. (federal funds)

**Thomas**—70-97 K-7213-01—I-70, 0.3 mile (0.5 kilometer) east of the junction of K-25, southeast 9 miles (14.5 kilometers), crack repair. (state funds)

## District Four—Southeast

**Cherokee**—11 C-3385-01—County road 2 miles (3.2 kilometers) south of West Mineral, 0.15 mile (0.24 kilometer), grading and bridge. (federal funds)

**Cherokee**—11 C-3386-01—County road 1.5 miles (2.4 kilometers) west and 3.5 miles (5.6 kilometers) north of Galena, 0.15 mile (0.25 kilometer), grading and bridge. (federal funds)

**Franklin**—30 C-3290-01—County road 3.6 miles (5.8 kilometers) west of Rantoul, 0.19 mile (0.3 kilometer), grading and bridge. (federal funds)

**Neosho**—67 C-3543-01—County road 8 miles (12.9 kilometers) south and 9.6 miles (15.4 kilometers) east of the junction of U.S. 59 and K-57, 0.15 mile (0.24 kilometer), grading and bridge. (federal funds)

**Neosho**—39-67 K-7197-01—K-39 Bridge 057 (Canville Creek), bridge repair. (state funds)

## District Five—Southcentral

**Cowley**—18 U-1579-01—Eighth Street from Skyline Road north 0.5 mile (0.8 kilometer) in Arkansas City, grading and surfacing. (federal funds)

**Cowley**—77-18 K-7272-01—U.S. 77 left turn bay at southbound U.S. 77/U.S. 77b in Arkansas City, grading and surfacing. (state funds)

**Harper**—2-39 K-7136-01—K-2, Bridge 027, Bluff Creek, 2.4 miles (3.9 kilometers) west of the K-44 junction, bridge overlay. (state funds)

**Pratt**—76 C-3331-01—County Road 5.1 miles (8.2 kilometers) north of Coats, 0.10 mile (0.17 kilometer), grading, bridge and surfacing. (federal funds)

**Pratt**—281-76 K-7072-01—U.S. 281, from the north city limits of Pratt north to the south city limits of Iuka, 4.8 miles (7.8 kilometers), slurry seal. (state funds)

**Reno**—96-78 K-5046-03—K-96 Hutchinson bypass from the junction of U.S. 50 north to K-96, 5.2 miles (8.4 kilometers), grading and bridge. (federal funds)

**Rice**—80 C-3450-01—County road 1 mile (1.6 kilometers) west and 5.8 miles (9.3 kilometers) north of Chase, 0.09 mile (0.16 kilometer), grading and bridge. (federal funds)

**Sumner**—96 C-3456-01—County road 3.2 miles (5.2 kilometers) west of Adamsville at Badger Creek, 0.13 mile (0.22 kilometer), grading and bridge. (federal funds)

**Sumner**—96 U-1554-01—Fourth Street over Beaver Creek in Wellington, 0.04 mile (0.06 kilometer), grading, bridge and surfacing. (federal funds)

**District Six—Southwest**

**Finney**—50-28 K-7270-01—U.S. 50, from County Route 245 east and south to Schulman, 10.7 miles (17.1 kilometers), pavement marking. (state funds)

**Ford**—400-29 K-7096-01—U.S. 400 from the north city limits of Ford southeast to the Ford-Kiowa county line, 12.5 miles (20.3 kilometers), sealing. (state funds)

**Seward**—83-88 K-7278-01—U.S. 83 from the Oklahoma-Kansas state line north to the south end of the Liberal bypass, 0.8 mile (1.3 kilometers), overlay. (state funds)

**Seward**—54-88 K-7279-01—U.S. 54 from the Oklahoma-Kansas state line northeast to the west city limits of Liberal, 3.6 miles (5.8 kilometers), overlay. (state funds)

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

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

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

E. Dean Carlson  
Secretary of Transportation

Doc. No. 022587

**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, July 6, 1998**

**33163**

Statewide—Coarse and industrial papers

**33164**

Department of Transportation—Maintenance of highway lighting, Sedgwick and Harvey counties

**33165**

University of Kansas—Cleaning chemical and supplies

**Tuesday, July 7, 1998**

**33132**

University of Kansas Medical Center—Blood and blood products

**Wednesday, July 8, 1998**

**A-8291**

Larned State Hospital—Roof maintenance, Dillon, Allen and supply buildings

**Thursday, July 9, 1998**

**A-8509**

University of Kansas Medical Center—Elevator modernization, Orr-Major Building

**Monday, July 13, 1998**

**33148**

Statewide—Miscellaneous hospital supplies (Class 09)

**Tuesday, July 14, 1998**

**A-7875(A)**

Hutchinson Correctional Facility—Electrical upgrade, Cellhouses B and D

**A-8102**

University of Kansas Medical Center—Replace fire alarm system, Bell Memorial Hospital

**A-8105(A)**

El Dorado Correctional Facility—Locking system control replacement, Cellhouses C & D

**A-8216**

University of Kansas Medical Center—Medical gas replacement, Applegate Energy Center

**Wednesday, July 15, 1998**

**A-8502**

University of Kansas—Parking pavement improvements, Lot 15, Blake Hall

**Thursday, July 16, 1998**

**A-8294 and A-8295**

Larned State Hospital—Replace main deaerator tank and repair fire wall on Murray boiler, main power plant

John T. Houlihan  
Director of Purchases

Doc. No. 022599

## State of Kansas

**Department of Health  
and Environment**

**Notice of Hearing on Proposed  
Administrative Regulations**

The Kansas Department of Health and Environment, Division of Health, Office of Epidemiologic Services, will conduct a public hearing at 10 a.m. Friday, August 28, in Room 1051-S, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider adoption of proposed amended regulation K.A.R. 28-1-4, registration of disease prevalence. A summary of the proposed changes in the regulation and the economic impact follow.

**K.A.R. 28-1-4** specifies terms and modality of disease reporting for hospitals. The proposed changes reflect statutory changes in disease reporting requirements recently approved by the Kansas Legislature. Hospital administrators are now required by statute to report infectious diseases to local health departments and the Kansas Department of Health and Environment. The proposed changes add infectious diseases to the list of diseases to be reported by hospitals and give hospital administrators the faculty to appoint one person in charge of reporting all reportable diseases on behalf of the health professionals who work in the hospital (e.g., physicians, nurses, laboratory director, etc.), thus reducing the amount of duplicate reports.

**Economic impact:** The number of reports submitted to the Office of Epidemiologic Services in the Kansas Department of Health and Environment will likely increase. The additional work is projected to be not more than .10 FTE, and will be incorporated into the existing staff workload. Hospitals will be required to report cases for more diseases than currently. It is estimated that between 500 and 1,000 new reports will be sent by hospitals to KDHE every year. Given that most hospitals have computerized data storage systems, the cost of generating and mailing these reports should be around \$0.75 per report, for a total of \$375 to \$750 per year distributed across all the hospitals in the state. KDHE also is promoting electronic and confidential fax data transmission from hospitals and other providers, which will help reduce the cost of the transmission of the reports.

The time between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulatory action. All interested parties may submit written comments prior to the hearing to Gianfranco Pezzino, M.D., KDHE, Office of Epidemiologic Services, Room 1051-S, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1290. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulatory action during the hearing. To give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to five minutes.

Copies of the proposed amendments and the economic impact statement may be obtained from the Kansas Department of Health and Environment, Office of Epidemiologic Services, (785) 296-1113. Questions pertaining to

these proposed amendments should be directed to Gianfranco Pezzino, (785) 296-6113.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed amendments and the economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Gianfranco Pezzino.

Gary R. Mitchell  
Secretary of Health  
and Environment

Doc. No. 022582

## State of Kansas

**Department of Human Resources**

**Notice of Available Welfare-to-Work  
Competitive State Grants**

The Kansas Departments of Human Resources (KDHR) and Social and Rehabilitation Services request applications for Kansas Welfare-to-Work Competitive State Grants. Approximately \$1 million in grant funds will be available beginning July 1, 1998, to fund projects to provide transitional employment assistance needed to move hard-to-employ recipients of Temporary Assistance to Needy Families (TANF) and certain noncustodial parents into lasting, unsubsidized jobs. Projects must complement an existing Welfare-to-Work program or address a need not being met by existing Welfare-to-Work programs.

Eligible grant applicants include business and trade associations; colleges and universities; community action agencies; community-based organizations; community development corporations; disability organizations; education agencies; faith-based organizations; housing agencies; labor organizations; one-stop systems; private industry councils; private sector employers; and transportation agencies. Activities funded must be viewed as employment-based developmental steps for helping individuals secure and retain unsubsidized employment. Activities would include services such as job readiness; job creation; job placement; job retention; post-employment services; and supportive services such as child care, transportation, substance abuse treatment, housing, financial counseling, and mental health counseling.

The deadline for submitting an application is 8:30 a.m. Monday, August 3. This announcement and the instructions for submitting an application will be published on the Internet on the KDHR homepage at <http://entkdhr.ink.org/wtwgrant>.

Additional information may be obtained by contacting Armand Corpolongo, KDHR, Division of Employment and Training, Technical Assistance and Oversight Unit, (785) 296-7876, fax (785) 291-3521, or by e-mail at [ACorpolo@hr.state.ks.us](mailto:ACorpolo@hr.state.ks.us).

Wayne L. Franklin  
Secretary of Human Resources

Doc. No. 022597

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 6-22-98 through 6-28-98	
Term	Rate
1-89 days	5.50%
3 months	5.50%
6 months	5.55%
9 months	5.49%
12 months	5.58%
18 months	5.62%
24 months	5.59%

Clyde Graeber  
Acting Chairman

Doc. No. 022580

State of Kansas

**Department of Health and Environment**

**Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Vulcan Chemicals has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to manufacture a chemical compound. Emissions of volatile organic compounds and hazardous air pollutants were evaluated during the permit review process.

Vulcan Chemicals, Wichita, owns and operates the stationary source located at 6200 S. Ridge Road Wichita, at which the manufacturing plant is to be operated.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Wichita-Sedgwick County Department of Community Health, 1900 E. 9th, Wichita. To obtain or review the proposed permit and supporting documentation, contact Eugene Sallee, (785) 296-1575, at the KDHE central office, or Randy Owen, (316) 268-8448, at the Wichita-Sedgwick County Department of Community Health. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Eugene Sallee, 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 July 27.

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 Car-

reno, Bureau of Air and Radiation, not later than the close of business July 27 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell  
Secretary of Health and Environment

Doc. No. 022593

State of Kansas

**Department of Health and Environment**

**Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Mobil Exploration & Producing U.S. Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a compressor engine. Emissions of oxides of nitrogen, carbon monoxide and volatile organic compounds were evaluated during the permit review process.

Mobil Exploration & Producing U.S. Inc., Houston, Texas, owns and operates the stationary source located at S35-T26S-R34W, Finney County, Kansas, at which the the engine is to be installed.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the southwest district office, 302 W. McArter Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (785) 296-6427, at the KDHE central office, or Wayne Neese, (316) 225-0596, at the southwest district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, 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 July 27.

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 July 27 in order for the Secretary of Health and Environment to consider the request.

Gary R. Mitchell  
Secretary of Health and Environment

Doc. No. 022594

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-98-85/92

Name and Address of Applicant	Legal Description	Receiving Water
Robert C. Buchanan, Inc. 7003 Tuttle Creek Blvd. Manhattan, KS 66503	SE/4 of Section 12, T.S., R6E, Riley County	Big Blue River

Kansas Permit No. A-BBRL-T001

This is an existing facility for 12 trucks per week.

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
Steve Eskeldson Steve Eskeldson Farms 112 Paint Road Ramona, KS 67475	SW/4 of Section 36, T16S, R3E, Dickinson County	Smoky Hill River

Kansas Permit No. A-SHDK-B003

This is an existing facility for 460 head (230 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: Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 110 gallons per minute and dispersing the wastewater over 9 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Harold Scanlan Themelan Acres 2393 Indy Road Abilene, KS 67410	SW/4 of Section 2, T13S, R2E, Dickinson County	Smoky Hill River

Kansas Permit No. A-SHCK-M012

This is a new facility for 90 head (9,126 animal units) of dairy cows.

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

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a

condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1.0 acre inch per acre per year and solids shall be applied at not greater than 10.0 ton per acre. Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 50 gallons per minute and dispersing the wastewater over 12 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
Shawn Schaefer Schaefer Swine 965 5th Road Palmer, KS 66962	SE/4 of Sec. 8, T7S, R2E, Washington County	Republican River

Kansas Permit No. A-LRWS-S027

This is a new facility for 295 head (58 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
Sunflower Pork, Inc. c/o Mike Croucher 14406 W. 1300 Road Westphalia, KS 66093	SW/4 of Sec. 3, T21S, R17E, Coffey County	Pottawatomie Creek

Kansas Permit No. A-MCCF-S010

This is a new facility for 9,600 nursery pigs of less than 55 pounds for a total of 960 animal units.

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

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs.

Name and Address of Applicant	Legal Description	Receiving Water
Valley View Ranch, Inc. 69 Deer Road Clifton, KS 66937	NE/4 of Sec. 34, T5S, R1E, Washington County	Republican River

Kansas Permit No. A-LRWS-H001 Federal Permit No. KS-0116424

This is an existing facility for 4,592 head (1,206 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. This permit requires compliance with the applicable provisions of H.B. 2950, effective May 7, 1998. The permit further requires compliance with the applicable regulations adopted thereafter.

Name and Address of Applicant	Legal Description	Receiving Water
James Wigginton Route 2, Box 16 Hoxie, KS 67740	Section 18, T.S., R29W, Sheridan County	South fork Solomon River

Kansas Permit No. A-SOSD-B001



This is an existing facility for 400 head (200 animal units) of cattle.  
**Wastewater Control Facilities:** Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.  
**Compliance Schedule:** A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

Name and Address of Applicant	Legal Description	Receiving Water
Steve Winkel Route 1, Box 158A Glen Elder, KS 67446	SE¼ of Section 9, T6S, R9W, Mitchell County	Solomon River

Kansas Permit No. A-SOMC-S022

This is a new facility for 1,320 head (415.8 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:** 1) The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 3,430 gallons per acre per year. 2) The permit requires compliance with the applicable provisions of H.B. 2950, effective May 7, 1998. The permit further requires compliance with the applicable regulations adopted thereafter. 3) A water permeability test must be conducted on the earthen lagoon. The results of this testing shall be submitted to the department with 30 days of permit issuance. Should the lagoon not meet the maximum allowable seepage rate, additional sealing will be required.

**Public Notice No. KS-98-061/062**

Name and Address of Applicant	Waterway	Type of Discharge
City of Fredonia 314 N. 7th Fredonia, KS 66736	Fall River via Salt Creek	Treated domestic wastewater

Kansas Permit No. M-VE18-0001      Federal Permit No. KS0045985  
 Legal: SE¼, S14, T29S, R14E, Wilson County

**Facility Description:** The proposed action is to issue an existing permit for operation of an existing mechanical wastewater treatment facility treating primarily domestic wastewater. The proposed permit contains a schedule of compliance requiring the permittee to upgrade the facility to meet disinfection requirements. 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.

Name and Address of Applicant	Waterway	Type of Discharge
Lubrication Engrs. P.O. Box 7128 Fort Worth, TX 76111	Walnut River via Whitewater River via Brush Creek	Treated groundwater

Kansas Permit No. I-WA12-PO01      Federal Permit No. KS0085901  
 Legal: NE¼, S30, T24S, R4E, Butler County

Facility Address: Potwin Refinery, 203 Anita, Potwin, Kansas

**Facility Description:** The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility. This is an old inactive refinery site which is being used as a storage facility for petroleum based oils. The discharge is generated by a groundwater remediation project. An air stripper is utilized to treat hydrocarbon-contaminated groundwater prior to discharging to Lagoon #1

(West Lagoon). Overflow from Lagoon #1 is directed to Brush Creek. Design flow is 0.215 million gallons per day. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

**Public Notice No. KS-ND-98-020**

Name and Address of Applicant	Legal Location	Type of Discharge
City of Offerle City Hall P.O. Box 153 Offerle, KS 67563	NW¼, S18, T25S, R20W, Edwards County	Nonoverflowing

Kansas Permit No. M-UA29-NO01

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

Written comments on the draft permits must be submitted to the attention of Dorothy Geisler for agricultural permits or to the permit clerk for all other permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments post-marked or received on or before July 25 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-98-85/92, KS-98-061/062, KS-ND-98-020) 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. 022595

State of Kansas

Department of Social and Rehabilitation Services

Department on Aging

Notice of Final Nursing Facility Medicaid Rates for State Fiscal Year 1999, Methodology for Calculating Final Rates, and Rate Justifications; Response to Written Comments; and Notice of Intent to Amend the Medicaid State Plan

Under the Medicaid program, 42 U.S.C. 1396 *et seq.*, the State of Kansas pays nursing facilities, nursing facilities for mental health, and hospital long-term care units (hereafter collectively referred to as "nursing facilities") a daily rate for care provided to residents who are eligible for Medicaid benefits. The Secretary of Aging administers the Medicaid nursing facility services payment program on behalf of the Secretary of Social and Rehabilitation Services. As required by 42 U.S.C. 1396a(a)(13), as amended by Section 4711 of the Balanced Budget Act of 1997, P.L. No. 105-33, 101 Stat. 251, 507-08 (August 5, 1997), the Secretary of Social and Rehabilitation Services (SRS) and the Secretary of Aging (KDOA) are publishing the final Medicaid per diem rates for Medicaid-certified nursing facilities for state fiscal year 1999 (FY 1999), the methodology underlying the establishment of the final nursing facility rates, and the justifications for those final rates. SRS and KDOA also are providing notice of the state's intent to submit proposed amendments to the Medicaid State Plan to the U.S. Department of Health and Human Services' Health Care Financing Administration (HCFA) on or before September 30, 1998.

**I. Methodology Used to Calculate Medicaid Per Diem Rates for Nursing Facilities.** In general, the state uses a prospective, cost-based, facility-specific rate-setting methodology to calculate nursing facility Medicaid per diem rates, including the final rates in this notice. The state's rate-setting methodology is contained primarily in the following described documents and authorities and in the exhibits, attachments, regulations, or other authorities referenced in them:

A. The following portions of the Kansas Medicaid State Plan maintained by SRS:

1. Attachment 4.19D, Part I, Subpart C, Exhibit C-1, Pages 1-12, inclusive;
2. Attachment 4.19D, Part I, Subpart F; and
3. Attachment 4.19D, Part I, Subpart S; and

B. SRS regulations set out in K.A.R. Chapter 30, Article 10.

The text of those portions of the Medicaid State Plan identified above in sections I.A.1-3.—but not the documents, authorities and materials incorporated into them by reference—were reprinted in the May 14, 1998, Kansas Register (701, 701-08). The methodology used to calculate the final rates is the same as the methodology published in the May 14, 1998, Kansas Register. Readers should refer back to that issue for a description of the state's methodology.

A copy of the state's rate-setting methodology from the Medicaid State Plan and the materials referenced in the

methodology are available upon written request. A request for copies will be treated as a request for public records under the Kansas Open Records Act, K.S.A. 45-215 *et seq.*

The state will charge a fee for copies. Written requests for copies should be sent to the attention of Bill McDaniel at:

Kansas Department on Aging  
New England Building, First Floor  
503 S. Kansas Ave.  
Topeka, KS 66603-3404  
Fax (785) 296-0256

**II. Final Medicaid Per Diem Rates for Kansas Nursing Facilities.**

**A. Cost Center Limitations.** The state establishes the following cost center limitations that are used in the final rate-setting process:

Administration:	Median Cost + 15%	\$11.58 per day
Property:	[Ownership Cost + (Plant Operating Median Cost + 30%)]	\$11.36 per day
Room & Board:	Median Cost + 30%	\$20.55 per day
Health Care (for a Case Mix Index of 1.0):	Median Cost + 25%	\$52.99 per day

These amounts were determined according to the "Reimbursement Limitations" section set out in Section I.A. of the methodology published in the May 14, 1998, Kansas Register.

**B. Case Mix Index.** These final rates are based upon each nursing facility's average case mix index (CMI) calculated with a cutoff date of May 1, 1998, using the July 1, 1998, normalized table. In Section II.C., below, each nursing facility's average CMI is listed beside its final per diem rate.

**C. Final Nursing Facility Per Diem Rates and CMI.** The final rates listed below differ from the proposed rates published in the May 14, 1998, Kansas Register (707, 708-11) because of several factors, including: adjustments due to completion of all the desk reviews of all the nursing facility cost reports, including those cost reports submitted after the February 28, 1998, deadline; use of the facilities' May 1, 1998 CMI instead of the April 1, 1998, CMI; minimum wage adjustments for some facilities; consideration of amended nursing facility cost reports; and rebasing property fees. All of these factors impact cost center upper payment limits and individual nursing facility rates. In accordance with K.A.R. 30-10-18, the state will pay a nursing facility the lower of the per diem rate which the facility charges its "private pay" residents or the facility's final Medicaid per diem rate published below.

Facility Name	City	Daily Rate	Final CMI
ABILENE HEALTH CENTER	ABILENE	62.23	1.00
HIGHLAND CARE HOME	ABILENE	53.02	0.94
ALMA MANOR	ALMA	68.55	0.91
ARKHAVEN AT ALTAMONT	ALTAMONT	58.60	0.89
ANDOVER HEALTH CARE CENTER	ANDOVER	70.21	1.04
FRIENDSHIP MANOR OF ANTHONY	ANTHONY	70.21	0.91
ARKANSAS CITY PRESBYTERIAN MANOR	ARKANSAS CITY	89.30	1.12
MEDICALODGE EAST HEALTHCARE CNTR	ARKANSAS CITY	84.55	1.10

MEDICALODGE POST ACUTE & REHAB CCA AT ARMA	ARKANSAS CITY ARMA	85.04	0.96	LANE COUNTY HOSPITAL—LTCU	DIGHTON	86.76	0.91
ASHLAND HEALTH CENTER—LTCU	ASHLAND	75.75	1.45	DODGE CITY GOOD SAMARITAN CENTER	DODGE CITY	77.16	1.10
ATCHISON HOSPITAL SNF	ATCHISON	75.05	0.99	MANOR OF THE PLAINS, INC.	DODGE CITY	92.31	0.98
ATCHISON SENIOR VILLAGE	ATCHISON	83.66	1.07	TRINITY MANOR	DODGE CITY	81.86	0.94
DOOLEY CENTER	ATCHISON	73.87	0.92	MEDICALODGE OF DOUGLASS	DOUGLASS	80.84	1.28
MEDICALODGE OF ATCHISON	ATCHISON	79.65	0.81	DOWNS NURSING CENTER	DOWNS	73.75	1.03
ATTICA LONG TERM CARE	ATCHISON	78.86	1.20	COUNTRY CARE HOME	EASTON	66.83	1.20
ATWOOD GOOD SAMARITAN CENTER	ATTICA	77.86	0.90	EDWARDSVILLE CONVALESCENT CENTER	EDWARDSVILLE	84.83	1.22
AUGUSTA MEDICAL COMPLEX	ATWOOD	76.53	0.84	EDWARDSVILLE MANOR	EDWARDSVILLE	69.01	0.88
LAKEPOINT NURSING CENTER	AUGUSTA	81.81	0.92	PARKWAY CARE CENTER	EDWARDSVILLE	79.01	1.16
BALDWIN CARE CENTER	AUGUSTA	65.29	0.96	BEVERLY HEALTH & REHAB—EL DORADO	EL DORADO	70.86	1.13
QUAKER HILL MANOR	BALDWIN CITY	75.14	1.06	KNUTSON MANOR NURSING HOME	EL DORADO	72.37	0.97
SPRING VALLEY CARE CENTER	BAXTER SPRINGS	66.69	0.88	MORTON COUNTY HOSPITAL	ELKHART	87.07	0.91
BELLEVILLE HEALTH CARE CENTER	BAXTER SPRINGS	82.62	0.92	CCA AT ELLINWOOD	ELLINWOOD	69.52	1.09
REPUBLIC COUNTY HOSPITAL—LTCU	BELLEVILLE	72.33	0.88	ELLIS GOOD SAMARITAN	ELLIS	74.14	1.11
THE LUTHERAN HOME	BELLEVILLE	89.38	0.90	GOOD SAMARITAN CENTER—VILLA GRACE	ELLSWORTH	83.71	1.06
HILLTOP LODGE NURSING HOME	BELLEVILLE	68.99	0.84	GOOD SAMARITAN CENTER—VILLA HOPE	ELLSWORTH	70.35	0.76
MITCHELL COUNTY COMMUNITY HOSP.	BELOIT	66.61	0.92	EMPORIA PRESBYTERIAN MANOR	EMPORIA	90.98	1.13
BLUE VALLEY NURSING HOME	BELOIT	92.18	1.01	EMPORIA REHABILITATION CENTER	EMPORIA	56.81	1.05
BONNER HEALTH CARE	BLUE RAPIDS	66.70	1.17	HOLIDAY RESORT, INC.	EMPORIA	67.12	0.95
HILL TOP HOUSE	BONNER SPRINGS	72.88	0.93	MEADOWVIEW CARE CENTER	EMPORIA	57.05	0.95
BUHLER SUNSHINE HOME, INC.	BUCKLIN	74.57	0.85	VINTAGE MANOR	EMPORIA	64.79	0.96
SANTA FE TRAILS NURSING HOME	BUHLER	79.05	1.04	ENTERPRISE ESTATES NURSING CENTER	ENTERPRISE	60.48	0.91
LIFE CARE CENTER OF BURLINGTON	BURLINGAME	61.30	1.08	HERITAGE VILLAGE—ESKRIDGE	ESKRIDGE	62.51	0.68
BEVERLY HEALTH & REHAB OF CALDWELL	BURLINGTON	57.71	1.05	EUDORA NURSING CENTER	EUDORA	72.71	0.92
CANEY GUEST HOME	CALDWELL	59.38	0.94	MEDICALODGE OF EUREKA	EUREKA	80.40	1.05
SHILOH MANOR OF CANTON, INC.	CANEY	58.26	0.93	PRAIRIE HILLS HEALTH CARE	EUREKA	80.07	1.13
CEDARVALE MANOR	CANTON	73.90	0.95	FLORENCE HEALTH CARE	FLORENCE	60.61	0.89
EASTRIDGE	CEDARVALE	62.80	0.74	FORT SCOTT MANOR	FORT SCOTT	62.88	1.02
APPLEWOOD CARE CENTER	CENTRALIA	63.74	1.00	MEDICALODGE OF FT. SCOTT	FORT SCOTT	78.31	1.12
HERITAGE HEALTH CARE CENTER	CHANUTE	59.31	0.66	MERCY HOSPITAL OF KANSAS—FT. SCOTT	FORT SCOTT	134.18	1.78
PARK PLACE HEALTHCARE & REHAB CNTR	CHANUTE	69.30	1.52	FOWLER NURSING HOME	FOWLER	79.42	0.89
CHAPMAN VALLEY MANOR	CHANUTE	81.46	1.04	FRANKFORT COMMUNITY CARE HOME	FRANKFORT	71.16	0.96
CHENEY GOLDEN AGE HOME INC.	CHAPMAN	69.09	0.91	BEVERLY HEALTH & REHAB—FREDONIA	FREDONIA	72.45	0.96
SUNNY ACRES OF CHERRYVALE	CHENEY	77.87	0.96	BARKER REST HOME	GALENA	48.35	0.95
CHETOPA MANOR	CHERRYVALE	67.41	0.83	GALENA NURSING AND REHABILITATION	GALENA	69.82	0.98
THE SHEPHERD CENTER	CHETOPA	64.50	0.91	GARDEN VALLEY RETIREMENT VILLAGE	GARDEN CITY	88.08	1.22
CLAY CENTER PRESBYTERIAN MANOR	CIMARRON	75.13	0.96	TERRACE GARDEN CARE CENTER	GARDEN CITY	84.90	0.92
MEDICALODGE OF CLAY CENTER	CLAY CENTER	90.42	0.93	GARDNER REHABILITATION CENTER	GARDNER	90.27	1.20
NINNESCAH MANOR	CLAY CENTER	71.11	1.39	MEADOWBROOK HOSPITAL SNF	GARDNER	169.18	3.41
ESTELLE'S NURSING HOME	CLEARWATER	77.89	1.09	ANDERSON COUNTY HOSPITAL	GARNETT	85.26	0.88
PARK VILLA NURSING HOME	CLIFTON	56.81	0.81	GOLDEN HEIGHTS LIVING CENTER	GARNETT	70.69	0.89
COFFEYVILLE REGIONAL MEDICAL CNTR	CLYDE	63.63	0.89	HERITAGE NURSING HOME	GIRARD	58.51	1.03
MEDICALODGE EAST OF COFFEYVILLE	COFFEYVILLE	117.68	1.40	THE NICOL HOME, INC.	GLASCO	55.85	0.77
SUNNY VIEW NURSING HOME	COFFEYVILLE	78.86	1.14	MEDICALODGE OF GODDARD	GODDARD	86.05	1.10
WINDSOR PLACE	COFFEYVILLE	74.80	0.90	BETHESDA HOME	GOESSEL	90.90	0.95
LANTERN PARK MANOR	COFFEYVILLE	72.63	1.18	SHERMAN CO. GOOD SAMARITAN CENTER	GOODLAND	72.22	0.95
PRAIRIE SENIOR LIVING COMPLEX	COLBY	63.11	1.49	CENTRAL KANSAS MEDICAL CENTER	GREAT BEND	120.52	1.55
PIONEER LODGE	COLBY	81.47	0.91	CHERRY VILLAGE	GREAT BEND	75.16	0.99
MEDICALODGE OF COLUMBUS	COLDWATER	80.53	0.86	INTEGRATED HEALTH SRVCS—GREAT BEND	GREAT BEND	70.56	1.09
COLWICH HEALTH CENTER, INC.	COLUMBUS	81.40	1.13	WASHINGTON COUNTY HOSPITAL DIST.	HANOVER	78.38	1.05
BEVERLY HEALTH & REHAB—CONCORDIA	COLWICH	66.30	1.04	FRIENDSHIP MANOR REHAB CTR—HAVILAND	HAVILAND	54.44	0.58
MT JOSEPH SENIOR COMMUNITY, INC.	CONCORDIA	74.82	0.94	HAYS GOOD SAMARITAN CENTER	HAYS	74.29	0.91
SUNSET NURSING CENTER	CONCORDIA	80.28	0.98	HAYS MEDICAL CENTER	HAYS	157.23	2.14
SPRINGVIEW MANOR	CONCORDIA	80.27	1.23	ST. JOHN'S OF HAYS	HAYS	81.04	1.02
CHASE COUNTY NURSING HOME	CONWAY SPRINGS	69.68	0.81	PRESTIGE REHAB & NURSING CENTER	HAYSVILLE	97.72	1.21
TWIN LAKES HEALTHCARE CENTER	COTTONWOOD FALLS	63.82	1.09	HERINGTON MUNICIPAL HOSPITAL	HERINGTON	101.82	1.94
HILLTOP MANOR, INC.	COUNCIL GROVE	69.60	1.00	LUTHERAN HOME, INC.	HERINGTON	63.84	0.87
DELPHOS REST HOME	CUNNINGHAM	68.72	0.91	SCHOWALTER VILLA	HESSTON	91.60	0.94
WESTVIEW MANOR, INC.	DELPHOS	69.48	0.95	MAPLE HEIGHTS OF HIAWATHA	HIAWATHA	61.68	1.00
CEDAR GROVE HEALTH CARE	DERBY	79.53	1.13	OAK RIDGE ACRES	HIAWATHA	59.27	0.87
GROUSE VALLEY MANOR	DESOTO	69.55	0.77				
	DEXTER	69.89	0.87				

(continued)

HIGHLAND CARE CENTER	HIGHLAND	76.10	1.38	SANDSTONE HEIGHTS	LITTLE RIVER	71.97	0.91
DAWSON PLACE, INC.	HILL CITY	69.08	0.89	LOGAN MANOR COMMUNITY	LOGAN	64.87	1.08
PARKSIDE HOMES, INC.	HILLSBORO	77.57	0.84	HEALTH SER	LOUISBURG	80.03	1.29
SALEM HOSPITAL, INC.—LTCU	HILLSBORO	79.68	0.91	LOUISBURG CARE CENTER	LUCAS	67.10	1.12
HOISINGTON REHABILITATION CENTER	HOISINGTON	66.46	0.92	BEVERLY HEALTH & REHAB OF LUCAS	LYNDON	76.62	1.24
HOLTON MANOR	HOLTON	59.78	0.91	HILLTOP HOME	LYONS	77.29	0.91
JACKSON CO. NURSING HOME, INC.	HOLTON	65.88	0.94	LYONS GOOD SAMARITAN CENTER	MADISON	68.41	0.84
TRI-COUNTY MANOR LIVING CENTER	HORTON	61.95	0.96	MADISON MANOR, INC.	MANHATTAN	90.31	1.42
HOWARD TWILIGHT MANOR	HOWARD	71.42	0.92	MEADOWLARK HILLS	MANHATTAN	74.53	1.13
SHERIDAN COUNTY HOSPITAL LTCU	HOXIE	88.94	0.98	RETIREMENT COMM	MANHATTAN	80.29	1.40
PIONEER MANOR	HUGOTON	88.85	0.85	ST. JOSEPH SENIOR COMMUNITY, INC	MANHATTAN	83.98	1.08
PINECREST NURSING HOME	HUMBOLDT	64.25	1.07	STONEBROOK RETIREMENT COMMUNITY	MANHATTAN	80.16	0.90
GOLDEN PLAINS HEALTH CARE CENTER	HUTCHINSON	75.76	0.99	WHARTON MANOR	MANHATTAN	65.08	0.94
HUTCHINSON GOOD SAMARITAN CENTER	HUTCHINSON	80.00	0.97	JEWELL COUNTY HOSPITAL	MANKATO	81.18	0.88
OAKWOOD REHABILITATION	HUTCHINSON	77.37	1.28	MARION MANOR	MARION	65.04	0.85
RAY E. DILLON LIVING CENTER	HUTCHINSON	82.72	1.11	ST. LUKE LIVING CENTER	MARQUETTE	77.32	1.11
SILVER OAKS HEALTH CENTER	HUTCHINSON	64.04	1.12	RIVERVIEW ESTATES, INC.	MARYSVILLE	82.13	0.93
WESLEY TOWERS	HUTCHINSON	97.29	1.04	CAMBRIDGE PLACE	MARYSVILLE	63.82	0.88
GLENWOOD ESTATE	INDEPENDENCE	62.76	0.93	COMMUNITY MEMORIAL HOSPITAL—LTCU	MCPHERSON	84.28	0.91
MANOR NURSING HOME	INDEPENDENCE	65.68	0.93	HIGHLAND MANOR	MEADE	75.58	0.97
MERCY HLTH SYSTEM OF KANSAS, INC.	INDEPENDENCE	111.66	2.00	THE CEDARS, INC.	MEDICINE LODGE	65.02	1.10
THE LODGE AT INDEPENDENCE	INDEPENDENCE	73.28	0.99	LONE TREE RETIREMENT COMMUNITY	MERRIAM	95.79	1.02
THE TERRACE AT INDEPENDENCE	INDEPENDENCE	77.28	0.99	CEDAR CREST MANOR	MINNEAPOLIS	79.57	0.95
PLEASANT VIEW HOME	INMAN	73.26	0.86	TRINITY LUTHERAN MANOR	MINNEAPOLIS	70.01	1.07
COUNTRYSIDE ESTATES	IOLA	70.20	1.05	MINNEAPOLIS GOOD SAMARITAN CENTER	MINNEOLA	89.00	1.06
CHEYENNE LODGE, INC.	JAMESTOWN	68.65	1.00	OTTAWA COUNTY HOSPITAL—LTCU	MINNEOLA	66.67	0.87
HODGEMAN CO HEALTH CENTER—LTCU	JETMORE	95.21	0.99	MINNEOLA NURSING HOME	MOLINE	77.47	0.89
STANTON COUNTY HOSPITAL—LTCU	JOHNSON	91.44	0.90	ELK MANOR HOME	MONTEZUMA	68.74	1.16
JUNCTION CITY GOOD SAMARITAN CNTR	JUNCTION CITY	74.44	0.97	BETHEL HOME, INC.	MORAN	48.38	0.96
VALLEY VIEW PROFESSIONAL CARE CNTR	JUNCTION CITY	72.03	0.85	MORAN MANOR	MOUND CITY	93.23	0.94
ALZHEIMER'S CENTER OF KANSAS CITY	KANSAS CITY	88.44	0.90	CRYSTAL CARE CENTER OF MOUND CITY	MOUNDRIDGE	67.33	0.85
KANSAS CITY PRESBYTERIAN MANOR	KANSAS CITY	94.48	1.21	MEMORIAL HOME FOR THE AGED	MOUNDRIDGE	76.72	0.97
MEDICALODGE EAST OF KANSAS CITY	KANSAS CITY	96.07	1.25	MOUNDRIDGE MANOR, INC.	MT. HOPE	95.71	1.10
MEDICALODGE POST ACUTE CARE CNTR	KANSAS CITY	97.15	1.31	MT. HOPE NURSING CENTER	MULVANE	67.61	0.88
THE MANOR OF KANSAS CITY	KANSAS CITY	78.13	1.13	VILLA MARIA, INC.	NEODESHA	61.12	0.86
PRAIRIE HAVEN NURSING CENTER	KENSINGTON	52.24	0.88	BEVERLY HEALTH & REHAB OF NEODESHA	NEODESHA	90.60	0.96
KINGMAN MANOR	KINGMAN	74.58	0.91	GOLDEN KEYS HOME	NEODESHA	94.98	1.07
THE WHEATLANDS HEALTH CARE CENTER	KINGMAN	68.90	0.90	NESS COUNTY DISTRICT HOSPITAL LTCU	NEWTON	96.00	1.02
MEDICALODGE OF KINSLEY	KINSLEY	83.95	1.11	BETHEL CARE CENTRE	NEWTON	93.20	0.94
FRIENDSHIP MANOR OF KIOWA	KIOWA	75.43	1.12	FRIENDLY ACRES, INC.	NEWTON	93.83	1.20
RUSH CO. HEALTHCARE CENTER	LA CROSSE	81.80	0.77	KANSAS CHRISTIAN HOME	NORTH WICHITA	87.80	1.10
RUSH COUNTY NURSING HOME	LACROSSE	77.25	0.94	NEWTON PRESBYTERIAN MANOR	NORTON	76.94	0.89
HIGH PLAINS RETIREMENT VILLAGE	LAKIN	93.17	1.08	MANORCARE HEALTH SERVICES—WICHITA	NORTONVILLE	60.29	0.90
COLONIAL MANOR—LANSING	LANSING	80.05	1.28	ANDBE HOME, INC.	NORWICH	73.28	0.87
LARNED HEALTHCARE & LIVING CENTER	LARNED	82.05	0.93	VILLAGE VILLA	OAKLEY	57.98	0.94
BRANDON WOODS, INC.	LAWRENCE	89.37	1.24	NORWICH CARE CENTER, INC.	OBERLIN	72.64	0.84
COLONIAL MANOR-LAWRENCE	LAWRENCE	80.26	1.32	OAKLEY MANOR	OBERLIN	82.23	0.91
LAWRENCE PRESBYTERIAN MANOR	LAWRENCE	95.84	1.09	DECATUR CO. GOOD SAMARITAN CENTER	OLATHE	92.87	1.32
SOUTHWINDS REHABILITATION & CARE	LAWRENCE	83.08	1.00	DECATUR COUNTY HOSPITAL	OLATHE	94.36	0.96
LEAVENWORTH CO CONVALESCENT	LEAVENWORTH	87.45	0.99	GREAT PLAINS REHAB AND NURSING CNTR	OLATHE	92.22	1.04
MEDICALODGE OF LEAVENWORTH	LEAVENWORTH	86.52	1.09	JOHNSON COUNTY NURSING CENTER	OLATHE	81.85	1.19
DELMAR GARDENS OF LENEXA, INC.	LENEXA	87.22	1.15	OLATHE GOOD SAMARITAN CENTER	OLATHE	103.44	1.14
LEONARDVILLE HOME	LEONARDVILLE	60.89	0.95	ROYAL TERRACE NRSG. & REHAB. CNTR	ONAGA	57.73	0.93
GOLDEN ACRES NURSING HOME	LEOTI	84.74	0.88	VILLA ST. FRANCIS	OSAGE CITY	75.47	1.27
LIBERAL GOOD SAMARITAN CENTER	LIBERAL	75.37	0.90	GOLDEN ACRES	OSAGE CITY	64.85	0.91
LINCOLN COUNTY HOSPITAL LTCU	LINCOLN	92.16	0.93	OSAGE NURSING AND REHABILITATION	OSAWATOMIE	75.27	1.38
MID-AMERICA HEALTH CENTER—LINCOLN	LINCOLN	65.90	0.93	PETERSON NURSING HOME	OSBORNE	75.09	0.90
BETHANY HOME ASSOCIATION	LINDSBORG	81.41	0.84	HERITAGE MANOR OF OSAWATOMIE	OSKALOOSA	68.05	1.15
LINN COMMUNITY NURSING HOME, INC.	LINN	58.94	0.93	PARKVIEW CARE CENTER	OSWEGO	89.35	1.00
				HICKORY POINTE CARE & REHABILITATION	OSWEGO	56.39	1.03
				OSWEGO HEALTH CENTER	OTTAWA	74.70	1.26
				OSWEGO MANOR	OVERBROOK	84.06	1.06
				VILLAGE MANOR	OVERLAND PARK	89.41	1.34
				BROOKSIDE MANOR			
				DELMAR GARDENS OF OVERLAND PARK			

INDIAN CREEK NURSING CENTER	OVERLAND PARK	86.82	1.16	HEARTHSTONE NURSING CENTER #192	ST. JOHN	73.39	0.88
LIFE CARE CENTER OF OVERLAND PARK	OVERLAND PARK	90.04	1.00	COMMUNITY HOSPITAL ONAGA, INC.	ST. MARY'S	88.22	0.96
MANORCARE HLTH SERVICES-OVERLAND PARK	OVERLAND PARK	92.70	1.05	PRAIRIE MISSION RETIREMENT VILLA	ST. PAUL	76.11	0.93
OVERLAND PARK MANOR	OVERLAND PARK	96.74	1.16	LEISURE HOMESTEAD ASSOCIATION	STAFFORD	63.83	0.93
SPECIALTY HOSPITAL OF MID-AMERICA	OVERLAND PARK	98.85	1.21	STERLING PRESBYTERIAN MANOR	STERLING	81.47	1.09
VILLA SAINT JOSEPH	OVERLAND PARK	107.83	1.24	SOLOMON VALLEY MANOR	STOCKTON	73.35	0.97
RIVERVIEW MANOR, INC.	OXFORD	72.84	1.18	HAMILTON CO. HOSPITAL LTUC	SYRACUSE	91.08	0.89
COUNTRY HAVEN NURSING CENTER	PAOLA	71.03	1.20	TONGANOXIE NURSING CENTER	TONGANOXIE	79.94	1.05
MEDICALODGE OF PAOLA	PAOLA	66.65	0.64	ALDRERSGATE VILLAGE	TOPEKA	96.67	1.02
PAOLA REHABILITATION & NURSING	PAOLA	80.39	1.22	BREWSTER PLACE	TOPEKA	97.26	1.03
ELMHAVEN	PARSONS	60.67	0.93	BRIGHTON PLACE NORTH	TOPEKA	56.26	0.62
ELMHAVEN EAST	PARSONS	63.15	1.02	CCA AT BRIGHTON PLACE	TOPEKA	65.73	0.64
PARSONS GOOD SAMARITAN CENTER	PARSONS	70.87	0.90	COMMUNITY CARE OF AMERICA AT HIGHLAND PARK	TOPEKA	84.60	1.12
PARSONS PRESBYTERIAN MANOR	PARSONS	87.22	0.95	COUNTRYSIDE HEALTH CENTER	TOPEKA	62.12	0.68
PEABODY COMMUNITY LIVING CENTER	PEABODY	78.43	0.88	EVENTIDE CONVALESCENT CENTER, INC.	TOPEKA	58.64	0.94
WESTVIEW NURSING CENTER	PEABODY	57.00	0.74	FAIRLAWN HEIGHTS NURSING CENTER	TOPEKA	81.86	0.89
PHILLIPS COUNTY HOSPITAL LTCU	PHILLIPSBURG	95.58	1.20	HEARTLAND CARE CENTER	TOPEKA	52.40	0.91
PHILLIPS COUNTY RETIREMENT CENTER	PHILLIPSBURG	63.50	0.81	INDIAN TRAILS MANOR	TOPEKA	54.56	0.65
BEVERLY REHABILITY CENTER	PITTSBURG	76.98	1.19	MANORCARE HEALTH SERVICES OF TOPEKA	TOPEKA	83.88	1.02
MEDICALODGE NORTH OF PITTSBURG	PITTSBURG	80.09	1.18	MCCRITE RETIREMENT ASSOCIATION	TOPEKA	81.26	1.00
MEDICALODGE SOUTH OF PITTSBURG	PITTSBURG	81.01	0.95	PLAZA WEST CARE CENTER, INC.	TOPEKA	84.52	1.36
MT. CARMEL MEDICAL CENTER	PITTSBURG	138.95	2.13	ROLLING HILLS HEALTH CENTER	TOPEKA	88.57	1.44
ROOKS COUNTY HOME	PLAINVILLE	77.74	0.83	SOUTHGATE VILLAGE LIFE CARE CENTER	TOPEKA	78.33	1.40
FRIENDSHIP MANOR OF PRATT	PRATT	66.77	1.13	THE UNITED METHODIST HOMES FOR	TOPEKA	93.18	1.00
PRATT REGIONAL MEDICAL CENTER	PRATT	90.34	1.10	TOPEKA CONVALESCENT CENTER	TOPEKA	74.48	1.29
PRESCOTT COUNTRY VIEW NURSING HOME	PRESCOTT	55.70	0.87	TOPEKA HEALTHCARE CENTER	TOPEKA	76.71	1.42
PRAIRIE SUNSET MANOR	PRETTY PRAIRIE	80.36	0.88	TOPEKA PRESBYTERIAN MANOR INC.	TOPEKA	101.81	1.15
PROTECTION VALLEY MANOR	PROTECTION	61.84	0.74	WESTWOOD MANOR	TOPEKA	62.82	0.95
GOVE COUNTY MEDICAL CENTER	QUINTER	81.46	0.94	WOODLAND HEALTH CENTER	TOPEKA	68.11	0.87
GRISSELL MEMORIAL HOSP DIST #1	RANSOM	86.06	0.94	GREELEY COUNTY HOSPITAL, LTCU	TRIBUNE	91.14	0.89
OAKHAVEN NURSING CENTER	RICHMOND	78.19	0.91	WESTERN PRAIRIE CARE HOME	ULYSSES	96.43	1.01
HERITAGE VILLAGE OF ROSE HILL	ROSE HILL	73.54	0.92	MARMATON VALLEY HOME	UNIONTOWN	59.18	1.07
ROSSVILLE VALLEY MANOR	ROSSVILLE	70.67	1.05	VALLEY HEALTH CARE CENTER	VALLEY FALLS	61.87	0.68
GATEWOOD CARE CENTER	RUSSELL	58.93	0.66	ST. JOHN'S REST HOME OF VICTORIA	VICTORIA	83.30	0.99
WHEATLAND NURSING & REHAB CENTER	RUSSELL	73.66	1.01	THE LUTHERAN HOME-- WAKEENEY	WAKEENEY	62.65	0.89
APOSTOLIC CHRISTIAN HOME	SABETHA	68.28	0.93	TREGO CO LEMKE MEMORIAL LTCU	WAKEENEY	95.11	0.99
SABETHA MANOR	SABETHA	72.38	0.93	WAKEFIELD REHABILITATION CENTER	WAKEFIELD	68.80	0.96
COLLEGE PARK VILLAGE	SALINA	70.43	1.05	VALLEY VISTA GOOD SAMARITAN CENTER	WAMEGO	82.39	0.99
HOLIDAY RESORT OF SALINA	SALINA	77.43	1.19	THE CENTENNIAL HOMESTEAD, INC.	WASHINGTON	60.90	0.84
KENWOOD VIEW NURSING CENTER	SALINA	72.41	0.92	COLONIAL MANOR--WATHENA	WATHENA	73.52	1.25
SALINA PRESBYTERIAN MANOR	SALINA	92.08	1.05	SUNSET MANOR	WAVERLY	74.52	0.80
SHALIMAR HEALTH CENTER	SALINA	63.67	0.84	COFFEY COUNTY HOSPITAL LTCU	WAVERLY	66.70	1.07
SMOKEY HILL REHABILITATION CENTER	SALINA	77.66	1.06	BEVERLY HEALTH & REHAB-- WELLINGTON	WELLINGTON	56.10	1.32
WINDSOR ESTATES	SALINA	74.52	0.96	CEDAR VIEW GOOD SAMARITAN CENTER	WELLINGTON	77.92	0.96
SATANTA DIST. HOSP. LTCU	SATANTA	95.24	1.01	WELLSVILLE MANOR CARE CENTER	WELLSVILLE	77.47	0.93
PARK LANE NURSING HOME	SCOTT CITY	77.85	0.86	WESTY COMMUNITY CARE HOME	WESTMORELAND	67.75	0.98
PLEASANT VALLEY MANOR	SEDAN	63.55	1.25	WHEAT STATE MANOR	WHITEWATER	82.64	1.01
SEDGWICK HEALTHCARE CENTER	SEDGWICK	97.56	1.09	CATHOLIC CARE CENTER INC.	WICHITA	82.79	1.01
COUNTRY VIEW ESTATES CARE HOME	SENECA	61.04	0.96	CHRIST VILLA NURSING HOME	WICHITA	77.57	0.94
CRESTVIEW MANOR	SENECA	52.31	0.92	HOMESTEAD HEALTH CENTER, INC.	WICHITA	85.10	0.90
PRAIRIE MANOR GOOD SAMARITAN	SHARON SPRINGS	75.80	0.84	HORIZON SPECIALTY HOSPITAL SNF/N	WICHITA	93.61	1.03
SHARON LANE NURSING HOME	SHAWNEE	84.57	1.13	INTEGRATED HEALTH SERVICES OF WICHITA	WICHITA	88.17	0.98
SHAWNEE GARDENS NURSING CENTER	SHAWNEE	91.38	1.02	KANSAS MASONIC HOME	WICHITA	101.54	1.25
CCA AT SMITH CENTER	SMITH CENTER	78.05	0.97	LAKWOOD HEALTH CARE CENTER	WICHITA	72.90	1.08
SMITH COUNTY MEMORIAL HOSP--LTCU	SMITH CENTER	87.33	0.90	LIFE CARE CENTER OF WICHITA	WICHITA	100.72	1.08
SOUTH HAVEN GUEST HOME, INC.	SOUTH HAVEN	80.28	0.96	LINCOLN EAST	WICHITA	77.56	0.95
MENNONITE FRIENDSHIP MANOR, INC.	SOUTH HUTCHINSON	87.52	1.04	MEDICALODGE OF WICHITA	WICHITA	94.52	1.42
BEVERLY HLTH & REHAB CNTR	SPRING HILL	82.96	0.98				
SPRING HILL	ST. FRANCIS	76.63	0.99				
GOOD SAMARITAN VILLAGE							

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PARKWAY HEALTH CARE	WICHITA	72.04	0.89
SANDPIPER BAY HEALTH & RETIRE. CNTR	WICHITA	95.15	1.08
TERRACE GARDENS NURSING CENTER	WICHITA	85.04	0.93
THE HEALTHCARE CENTER—LARKSFIELD	WICHITA	98.45	1.05
WICHITA HEALTHCARE & REHAB CENTER	WICHITA	95.41	1.26
WICHITA PRESBYTERIAN MANOR	WICHITA	97.89	1.18
WILSON NURSING HOME	WILSON	81.46	1.14
JEFFERSON COUNTY MEMORIAL HOSPITAL	WINCHESTER	58.99	0.88
CUMBERNAULD VILLAGE, INC.	WINFIELD	89.13	0.96
GOOD SAMARITAN VILLAGE	WINFIELD	76.76	1.07
WALNUT HILL NURSING CENTER, INC.	WINFIELD	66.91	0.98
TWIN OAKS HEALTH CARE	YATES CENTER	64.22	0.98

### III. Justifications for the Final Rates.

1. The final rates are calculated according to the rate-setting methodology in the Kansas Medicaid State Plan, which has been used, in essentially the same form, to set nursing facility rates for more than five years.

2. The final rates are calculated according to a methodology that satisfies the requirements of K.S.A. 39-708c(x) and the Department of Social and Rehabilitation Services regulations in K.A.R. Chapter 30, Article 10 implementing that statute.

3. The state's studies project that the final rates:

a. Would result in payment, in the aggregate, of 96.91% of the Medicaid day weighted average inflated allowable nursing facility costs statewide; and

b. Would result in a maximum allowable rate of \$97.51 for an average case mix index of one; the total average allowable cost is \$88.99 for an average case mix index of one.

c. Estimated average rate July 1, 1998	\$77.25
Average payment rate July 1, 1997	\$71.94
Amount of change	\$5.31
Percent of change	7.38%

4. Estimated annual aggregate expenditures in the Medicaid nursing facility services payment program will increase by approximately \$28,000,000.

5. The state estimates that the final rates would continue to make quality care and services available under the Medicaid State Plan at least to the extent that care and services are available to the general population. The state's studies indicate:

a. service providers operating a total of 337 nursing facilities (representing 97% of all the free standing licensed nursing facilities in Kansas) participate in the Medicaid program, while an additional 45 hospital-based long-term care units also are certified to participate in the Medicaid program;

b. there is at least one Medicaid-certified nursing facility and/or nursing facility for mental health, or Medicaid-certified hospital-based long-term care unit in each of the 105 counties in Kansas;

c. the statewide average occupancy rate for nursing facilities participating in Medicaid is 85.4%;

d. the statewide average Medicaid occupancy rate for participating facilities is 56.4%, which is an increase from the prior year; and

e. the final rates would cover 98.74% of the estimated Medicaid health care costs incurred by participating nursing facilities statewide.

6. Federal Medicaid regulations at 42 C.F.R. 447.272 impose an aggregate upper payment limit that states may

pay for Medicaid nursing facility services. The state's analysis indicates that the final methodology would result in compliance with the federal regulation.

**IV. The State's Response to Written Comments on the Published Proposals.** In response to the "Notice of Proposed Nursing Facility Medicaid Rates for State Fiscal Year 1999, Methodology for Calculating Proposed Rates, and Rate Justifications; Notice of Intent to Amend the Medicaid State Plan; Request for Comments; and Notice of Intent to Publish Final Rates" published in the May 14, 1998, Kansas Register (701), the state received two sets of written comments. The state thanks those two commenters for their interest, efforts and suggestions. The state reviewed, discussed and considered those comments before approving the final rate-setting methodology and the final per diem rates published in this notice.

While the commenters do point out, discuss and, in some instances, suggest changes to specific components of the rate-setting methodology, neither commenter specifically questioned the overall sufficiency of the proposed rates or the overall sufficiency of the proposed rate for any single nursing facility, or commented on the state's justifications for the proposed rates. The state notes that the effective operation of each facility's rate is based on the aggregate rate, not on the value of any single component of the rate or a combination of several (but not all) of the rate's components. The proposed rates (and even the final adopted rates printed above) show an average aggregate rate increase in excess of 7 percent, an increase comparable to the rate increase for FY 1998.

Again, the state would like to thank the commenters for their efforts, interest and suggestions. The state will consider all the comments again as part of the state's planned review of the overall rate-setting methodology during FY 1999.

**V. Notice of Intent to Amend the Medicaid State Plan; Second Request for Comments.** The state intends to submit proposed Medicaid State Plan amendments to HCFA on or before September 30, 1998. Those Medicaid State Plan provisions set out in the May 14, 1998, Kansas Register (701, 701-08) appear in the versions which the state currently intends to submit to HCFA as proposed Medicaid State Plan amendments on or before September 30, 1998. The proposed Medicaid State Plan amendments that the state ultimately submits to HCFA may differ from the versions contained in the May 14, 1998, Kansas Register. Persons and organizations wishing to submit comments on the proposed amendments to the Medicaid State Plan must mail, deliver or fax their signed, written comments before the close of business Wednesday, July 1, 1998, to:

Secretary of Aging  
New England Building, Second Floor  
503 S. Kansas Ave.  
Topeka, KS 66603-3404  
Fax (785) 296-0256

Rochelle Chronister  
Secretary of Social and  
Rehabilitation Services  
Thelma Hunter Gordon  
Secretary of Aging

Doc. No. 022585



State of Kansas

**Kansas Department of Revenue  
Division of Property Valuation**

**Appraisal Directive 98-031**

The following appraisal directive is adopted by the Director of Property Valuation pursuant to K.S.A. 79-505:

**Directive #98-031: Classification and valuation of real property under construction.**

A question has arisen as to how real property that was a vacant lot, but has construction in progress taking place on January 1, should be valued and classified for property tax purposes. As a general rule, such property shall be valued at fair market value as of January 1, the assessment date. Furthermore, if there is added value attributable to the construction in progress on January 1, the property shall be classified based upon its intended use, and not as a vacant lot.

Land and improvements shall be valued at fair market value as of January 1. A county appraiser may not, by law, exempt or ignore any added market value attributable to real property under construction. K.S.A. 79-101 requires all property, not expressly exempt from taxation, to be valued. K.S.A. 79-501 requires property, except personal property valued pursuant to K.S.A. 79-1439 and land devoted to agricultural use valued pursuant to K.S.A. 79-1476, to be valued at fair market value. K.S.A. 79-503a defines fair market value as the amount in terms of money that a well informed buyer is justified in paying and a well informed seller is justified in accepting for property in an open and competitive market, assuming that the parties are acting without undue compulsion.

The county appraiser shall not classify real property as a vacant lot if the county appraiser determines that there is added value attributable to the construction in progress on January 1. An "improvement" is defined by *Black's Law Dictionary* as "[a] valuable addition. . ." Therefore, the first January 1 that the improvement adds value to the overall market value of the real property, the property can no longer be considered a vacant lot for classification purposes. Under these circumstances, the property shall be classified based upon the intended use as of January 1.

No statute expressly exempts property under construction from taxation; therefore, the county appraiser shall determine the fair market value and the classification of property under construction as of January 1, from actual view and inspection, and enter such value and classification on the appraisal rolls.

Approved June 12, 1998.

Mark S. Beck  
Director of Property Valuation

Doc. No. 022578

State of Kansas

**Kansas Department of Revenue  
Division of Property Valuation**

**Appraisal Directive 98-032**

The following appraisal directive is adopted by the Director of Property Valuation pursuant to K.S.A. 79-505:

**Directive #98-032: Classification and valuation of commercial and industrial machinery and equipment under construction.**

A question has arisen as to how commercial and industrial machinery and equipment, which is under construction on January 1, should be valued and classified for property tax purposes. Such property shall be listed at its retail cost when new and depreciation shall begin the first year the property is listed for taxation without regard to the stage of completion.

Prior to this directive, there were two schools of thought as to how such property should be classified. These two views have differing tax ramifications, particularly after the Kansas Supreme Court decision in *Board of Leavenworth County Comm'rs. v. McGraw Fertilizer Serv., Inc.*, 261 Kan. 901, 933 P.2d 698, modified 261 Kan. 1082, 941 P.2d 1388 (1997). If the property is considered to be "commercial and industrial machinery and equipment," it is valued in accordance with the constitutional formula set forth in Art. 11, § 1 of the Kansas Constitution for such property and it is assessed at 25%. If the property is not yet considered to be commercial and industrial machinery and equipment, then it is classified as "other" personal property and it is value based upon its fair market value and it is assessed at 30%.

In Attorney General Opinion #97-97, the attorney general opined that: "commercial and industrial equipment that otherwise meets the criteria for classification as such does not become 'other' property to be valued at market and assessed at a different rate merely because it is not yet in operation." The attorney general based the opinion upon a common person's understanding of the term "commercial and industrial machinery and equipment" set forth in Art. 11, § 1 of the Kansas Constitution.

County appraisers shall value commercial and industrial machinery and equipment that is under construction on January 1 in accordance with Attorney General Opinion #97-97 and the formula set forth in Art. 11, § 1 of the Kansas Constitution. County appraisers shall construe the term "retail cost when new" for valuation purposes consistently with the aforementioned *McGraw Fertilizer* case. County appraisers shall assess such property at 25%.

Art. 11, § 1 of the Kansas Constitution requires that commercial and industrial machinery and equipment be valued based upon its retail cost when new less straight-line depreciation over its economic life or a seven-year period, whichever is less.

When applying this constitution formula to commercial and industrial machinery and equipment that is under construction on January 1, county appraisers shall depreciate the property in the same manner as other property in that subclass. For example, a new desk that is acquired in the midst of a year is listed the immediately

(continued)

following January 1 and it is allowed one year of depreciation the first year it is listed. Similarly, here, when commercial and industrial machinery and equipment is constructed on site commencing in the midst of a year, it shall be listed the immediately following January 1 and it shall be allowed one year of depreciation the first year it is listed. The second January 1 the property is listed, it shall be allowed two years of depreciation. Depreciation for the following years will follow suit in accordance with the language in the Constitution.

County appraisers shall use the total retail cost when new each January 1 as the starting point for each year's valuation. The retail cost when new of commercial and industrial machinery and equipment that is under construction will typically increase each January 1 until such time as the construction is complete, then the cost will generally become consistent absent some unusual circumstance.

In summary, commercial and industrial machinery and equipment that is under construction on January 1 shall be considered to be commercial and industrial machinery and equipment for valuation and classification purposes. Depreciation shall be allowed commencing with the first year the property is listed. The retail cost when new of the property shall be determined each January 1 until the construction is complete and the full retail cost when new of the machinery and equipment is known and established.

Approved June 12, 1998.

Mark S. Beck  
Director of Property Valuation

Doc. No. 022579

## State of Kansas

### Department of Health and Environment

#### Permanent Administrative Regulations

#### Article 29.—SOLID WASTE MANAGEMENT

**28-29-12. Notification of closure, closure plans, and long-term care.** (a) Notification of closure. All permittees shall notify the department in writing at least 60 days before closure.

(b) Closure plans. Persons desiring to obtain a permit shall file a site closure plan at the time a permit application is submitted. The closure plan shall delineate the finished construction of the processing facility or disposal area after closure. Closure plans for disposal areas shall also provide for long-term care when wastes are to remain at the area after closure. The plan shall be updated at the time of permit renewal or at the time notice of modification is submitted in accordance with K.A.R. 28-29-8(a), or at the time the notice of closure is submitted.

(c) If wastes are to remain at the disposal area after closure, the closure plan may be required by the department to be prepared by a professional engineer licensed to practice in Kansas. Upon completion of all the proce-

dures provided for in the closure plan, the engineer shall certify that the disposal area was closed in accordance with the plan.

(d) Closure plan contents. The closure plan shall include the following when determined applicable by the secretary:

(1) Plans for the final contours, type and depth of cover material, landscaping, and access control;

(2) final surface water drainage patterns and runoff retention basins;

(3) plans for the construction of liners, leachate collection and treatment systems, gas migration barriers or other gas controls;

(4) cross sections of the site that delineate the disposal or storage locations of wastes. The cross sections shall depict liners, leachate collection systems, the waste cover, and other applicable details;

(5) plans for the post-closure operation and maintenance of liners, leachate and gas collection and treatment systems, cover material, runoff retention basins, landscaping, and access control;

(6) removal of all solid wastes from processing facilities;

(7) plans for monitoring and surveillance activities after closure;

(8) recording of a detailed site description, including a plot plan, with the department. The plot plan shall include the summaries of the logs or ledgers of waste in each cell, depth of fill in each cell, and existing conditions;

(9) a financial plan for utilization of the surety bond or cash bond required by K.S.A. 65-3407; and

(10) an estimate of the annual post-closure and maintenance costs.

(e) Long-term care. The owner of a solid waste disposal area, where the wastes are not removed as a part of the closure plan, shall provide long-term care for a period of at least 30 years following approval by the department of completion of the procedures specified in the closure plan. At the time of application for, or at the time of closure of, a solid waste disposal area permit, additional periods of long-term care may be specified by the secretary as the secretary deems necessary to protect public health or welfare, or the environment. (Authorized by K.S.A. 1996 Supp. 65-3406, as amended by L. 1997, Ch. 139, Sec. 1; implementing K.S.A. 1996 Supp. 65-3406, as amended by L. 1997, Ch. 139, Sec. 1, and 65-3407, as amended by L. 1997, Ch. 140, Sec. 4; effective, E-79-22, Sept. 1, 1978; effective May 1, 1979; amended, E-82-8, April 10, 1981; amended May 1, 1982; amended July 10, 1998.)

**28-29-27. Medical services waste.** (a) "Medical services waste" means those solid waste materials that are potentially capable of causing disease or injury and are generated in connection with human or animal care through inpatient and outpatient services. Medical services waste shall not include any solid waste that has been classified by the secretary as a hazardous waste under K.S.A. 1996 Supp. 65-3431 and any amendments thereto, or that is radioactive treatment material licensed under K.S.A. 48-1607 and regulations adopted under that statute.



(b) Segregation. All medical services waste shall be segregated from other solid wastes at the point of origin.

(c) Storage. All medical services waste shall be stored in a manner and in a container that will prevent the transmission of disease or the causing of injury. Hypodermic needles and syringes, scalpel blades, suture needles, or other sharp objects shall be stored only in a rigid, puncture-resistant container that has been closed to prevent the escape of any material, including liquids or aerosols. All reusable containers used to store infectious waste shall be cleaned and disinfected before each use.

(d) Collection. Medical services wastes shall be collected at least daily from the point of origin for transport to a storage or disposal area or a processing facility. Personnel shall take precautions to prevent accidental contact with the waste during transfer.

(e) Transportation. All medical services wastes transported off-site shall be transported in a manner that will prevent the spread of disease or the causing of injury to persons.

(1) The waste transporter or disposal firm shall be notified of the types of waste.

(2) Containers of medical services waste transported off-site shall be labeled or color coded in accordance with 29 CFR 1910.1030(g)(1)(i), as in effect on July 1, 1996.

(f) Processing. In all processing of medical services waste, dispersal of aerosols and liquids shall be prevented through the use of proper coverings, seals, and ventilation. Personnel shall be protected against contact with the waste through the use of protective clothing and equipment. Medical services waste that has been processed may be combined with other solid waste. Where feasible, all medical services wastes shall be processed before transportation off-site by using either of the following methods:

(1) Sterilizing infectious wastes by autoclaving or chemical treatment, to destroy the disease-transmission potential; or

(2) grinding, melting, or pulverizing sharp objects to destroy the injury-producing potential.

(g) Disposal. Medical services waste shall be disposed of in a manner that minimizes the risk to health, safety, or the environment. The following shall be considered acceptable disposal methods:

(1) Discharge of liquids to a sanitary sewer connected to a secondary sewage treatment plant;

(2) incineration of combustible solids, followed by disposal of the ash in a sanitary landfill;

(3) disposal in a hazardous waste disposal facility that has a permit issued under K.A.R. 28-31-9; or

(4) disposal in a sanitary landfill in accordance with the provisions of K.A.R. 28-29-109. (Authorized by and implementing K.S.A. 1996 Supp. 65-3406, as amended by L. 1997, Ch. 139, Sec. 1; effective May 1, 1982; amended, T-84-41, Dec. 21, 1983; effective May 1, 1984; amended July 10, 1998.)

**28-29-108. Operating standards.** (a) Excluding the receipt of hazardous waste. Owners or operators of all MSWLF units shall implement a program at the facility for detecting and preventing the disposal of regulated hazardous wastes as defined pursuant to K.A.R. 28-31-3

and K.A.R. 28-31-4, and polychlorinated biphenyls (PCB) wastes as defined in 40 CFR part 761, as in effect on July 1, 1996. This program shall include the following, at a minimum:

(1) random inspections of incoming loads, unless the owner or operator takes other steps to ensure that incoming loads do not contain regulated hazardous wastes or PCB wastes;

(2) records of any inspections;

(3) training of facility personnel to recognize regulated hazardous waste and PCB wastes; and

(4) notification of the department if a regulated hazardous waste or PCB waste is discovered at the facility.

(b) Daily cover.

(1) A uniform layer of at least 0.15 meter (six inches) of soil material shall be placed on all exposed waste at the end of each day of operation.

(2) Alternative materials or procedures, including the removal of daily cover before additional waste placement, may be used, if the alternative materials or procedures achieve performance equivalent to the requirements of paragraph (b)(1) in the following areas:

(A) prevention of blowing debris;

(B) minimization of access to the waste by vectors;

(C) minimization of the threat of fires at the open face;

(D) minimization of odors; and

(E) shedding precipitation.

(3) Each owner or operator wishing to use alternative materials for daily cover shall obtain approval from the department before application.

(c) Intermediate cover.

(1) All waste that is not to be covered within 60 days of placement by another lift of waste or final cover in accordance with K.A.R. 28-29-121 shall have a cover consisting of 0.30 meter (one foot) of compacted soil material. In addition, any MSWLF unit that will not receive any waste for an entire growing season shall be seeded.

(2) All areas with intermediate cover shall be graded so as to facilitate drainage of runoff and minimize infiltration and standing water.

(3) The grade and thickness of intermediate cover shall be maintained until the placement of additional wastes or the final cover. All cracks, rills, gullies, and depressions shall be repaired to prevent access to the solid waste by vectors, to minimize infiltration and to prevent standing water.

(d) Disease vector control.

(1) Each owner or operator of a MSWLF unit shall prevent or control on-site populations of disease vectors using techniques appropriate for the protection of human health and the environment.

(2) For purposes of this subsection, "disease vectors" means any rodents, flies, mosquitoes, or other animals, including insects, capable of transmitting disease.

(e) MSWLF gas monitoring.

(1) Each owner or operator of a MSWLF unit that receives putrescible waste or industrial wastes that have the potential to generate explosive gases shall establish and conduct an explosive gases monitoring program to ensure that dangerous levels of explosive gases do not occur

(continued)

within facility structures or at the surface or subsurface facility boundary.

(2) The monitoring program shall ensure that these conditions are met:

(A) the concentration of methane gas generated by the facility does not exceed 25% of the lower explosive limit for methane in facility structures, excluding gas control or recovery system components;

(B) the concentration of methane gas does not exceed the lower explosive limit for methane at the facility property boundary; and

(C) potential gas migration pathways are identified.

(3) The minimum monitoring frequency for explosive gases shall be quarterly and shall be based on the following factors:

(A) soil conditions;

(B) the hydrogeologic conditions surrounding the facility;

(C) the hydraulic conditions surrounding the facility; and

(D) the location of facility structures and property boundaries.

(4) If methane gas levels exceeding the limits specified in paragraph (e)(2) are detected, the owner or operator shall perform all of the following:

(A) immediately assess the potential danger posed to human health and the environment and take all necessary steps to ensure protection of human health;

(B) within seven days of detecting a gas level exceeding the limit, notify the department and place in the operating record the methane gas levels detected and a description of the steps taken to protect human health;

(C) within 60 days of detecting a gas level exceeding the limit, develop and submit to the department a remediation plan, which provides for the installation of an active or passive gas management system; and

(D) upon approval of the department, implement the remediation plan.

(f) MSWLF gas management standards.

(1) Standards for gas venting systems.

(A) All materials used in gas venting systems shall be resistant to chemical reaction with the constituents of the gas.

(B) The gas venting system shall be capable of venting all gas down to the water table or bottom of the liner, whichever is higher.

(C) Gas venting systems shall be installed only outside the perimeter of the unit, unless it can be shown that gas venting inside the perimeter of the unit will not interfere with the liner, leachate collection system, cover, or monitoring equipment.

(2) Standards for gas collection systems.

(A) Gas collection systems may be installed either within the perimeter of the unit or outside the unit.

(B) The owner or operator shall design and operate gas collection systems so that the standards of paragraph (e)(2) are met.

(C) Gas collection systems shall transport gas to a central point or points for processing for beneficial uses or disposal, in accordance with the requirements of subsection (g) of this regulation.

(D) Gas collection systems shall be designed to function for the entire design period. The design may include changes in the system to accommodate changing gas flow rates or compositions.

(E) All materials and equipment used in the construction of gas collection systems shall be rated by the manufacturer as safe for use in hazardous or explosive environments and shall be resistant to corrosion by constituents of the MSWLF gas.

(F) Gas collection systems shall be designed and constructed to withstand all MSWLF operating conditions, including settlement.

(G) Gas collection systems and all associated equipment including compressors, flares, monitoring installations, and manholes shall be considered part of the facility.

(H) Provisions shall be made for collecting and draining gas condensate to the leachate management system or another management system approved by the department.

(I) A gas collection system shall not compromise the integrity of the liner or of the leachate collection or cover systems.

(J) The portion of each gas collection system used to convey the gas collected from one or more units for processing and disposal shall be tested to be airtight to prevent the leaking of gas from, or entry of air into, the collection system.

(K) The gas collection system shall be operated until the waste has stabilized enough to no longer produce methane in quantities that exceed the minimum allowable concentrations set out in paragraph (e)(2) of this regulation.

(L) Each gas collection system shall be equipped with a mechanical device, capable of withdrawing gas, or shall be designed so that a mechanical device can be easily installed at a later time, if necessary, to meet the allowable concentrations set out in paragraph (e)(2).

(g) MSWLF gas processing and disposal system.

(1) Each MSWLF with a permanent gas collection system shall evaluate the feasibility of processing of MSWLF gas for use.

(2) The following MSWLF gas processing devices and disposal systems shall remain under the control of the owner or operator and shall be considered part of the facility:

(A) compressors;

(B) blowers;

(C) raw gas monitoring systems;

(D) devices used to control the flow of gas from the unit;

(E) flares;

(F) gas treatment devices; and

(G) air pollution control devices and monitoring equipment.

(3) All gas discharges and gas processing and disposal systems shall conform with all local, state, and federal air quality requirements.

(h) Air criteria.

(1) Open burning shall be prohibited, except in accordance with K.A.R. 28-19-47.

(2) Methane, non-methane organic compounds, and other regulated emissions shall conform with all local, state, and federal air quality requirements.

(i) Boundary control.

(1) Access to the open face area of the unit and all other areas within the boundaries of the facility shall be restricted at all times to prevent unauthorized entry.

(2) A permanent sign shall be posted at the entrance to the facility stating that disposal of hazardous waste is prohibited and that, unless the waste is a predetermined class of special waste as set forth in K.A.R. 28-29-109(d) and approved for disposal by the MSWLF, special wastes shall be accompanied by a disposal authorization issued by the department. The sign shall also include the following information:

(A) solid waste disposal area permit number;

(B) hours of operation;

(C) penalty for unauthorized trespassing and dumping;

(D) name and telephone number of the appropriate emergency response agencies who shall be available to deal with emergencies and other problems, if different from the owner or operator; and

(E) name, address, and telephone number of the company operating the facility.

(j) Surface water drainage.

(1) Each owner or operator of a MSWLF unit shall design, construct, and maintain the following:

(A) a run-on control system to prevent flow onto the active portion of the MSWLF during the peak discharge from a 24-hour, 25-year storm; and

(B) a runoff control system from the active portion of the MSWLF to collect and control at least the water volume resulting from a 24-hour, 25-year storm.

(2) Each surface water control structure shall be operated until the final cover is placed and erosional stability is provided by the vegetative or other cover.

(3) Diversion of runoff from undisturbed areas.

(A) Runoff from undisturbed areas shall be diverted around disturbed areas, unless the owner or operator shows that it is impractical based on site-specific conditions.

(B) Diversion facilities shall be designed to prevent runoff from the 25-year, 24-hour precipitation event from entering disturbed areas.

(C) Runoff from undisturbed areas that becomes commingled with runoff from disturbed areas shall be handled as runoff from disturbed areas and managed in accordance with paragraph (j)(1)(B) above.

(4) The facility shall not cause the discharge of a non-point source of pollution to waters of the United States, including wetlands, that violates any requirement of an area-wide or statewide water quality management plan that has been approved under 33 U.S.C. sections 1288 or 1329.

(5) The facility shall not cause a discharge of pollutants into waters of the United States, including wetlands, that violates any requirements of 33 U.S.C. 1251, et seq., 1994 edition.

(k) Liquids restrictions.

(1) Bulk or noncontainerized liquid waste shall not be placed in MSWLF units unless either of these conditions is met:

(A) the waste is residential waste other than septic waste; or

(B) the waste is leachate or gas condensate derived from the MSWLF unit, and the MSWLF unit, whether it is a new or existing unit, is designed with a liner and leachate collection system as described in K.A.R. 28-29-103(e), or K.A.R. 28-29-104(e)(1)(A) or (B).

(2) Containers holding liquid waste shall not be placed in a MSWLF unit unless any of these conditions is met:

(A) the container is a small container similar in size to that normally found in residential waste;

(B) the container is designed to hold liquids for use other than storage; or

(C) the waste is residential waste.

(3) For purposes of this subsection, these provisions shall apply:

(A) "liquid waste" means any waste material that is determined to contain "free liquids" as defined by method 9095A, revision 1, paint filter liquids test, as described in "test methods for evaluating solid waste, physical/chemical methods," EPA Pub. No. SW-846, dated December, 1996; and

(B) "gas condensate" means the liquid generated as a result of gas collection and recovery process or processes at the MSWLF unit.

(l) Survey controls.

(1) The boundaries of all waste disposal units, property boundaries, disturbed areas, and the permit area for facilities subject to this part shall be surveyed and marked by a professional land surveyor. All stakes shall be clearly marked, inspected annually, and replaced if missing or damaged.

(2) Control monuments shall be established to check vertical elevations. The control monuments shall be established and maintained by a professional land surveyor.

(m) Compaction.

(1) All wastes shall be deposited in the smallest practical area and shall occur at the lowest part of the active face. Wastes may be deposited at locations other than the lowest part of the active face, if site conditions do not allow deposition of wastes at the lowest part of the active face, or if locations other than the lowest part of the active face are in the approved facility operational plan.

(2) All wastes shall be compacted to the highest achievable density necessary to minimize void space and settlement, unless precluded by extreme weather conditions.

(n) Phasing of operations.

(1) Waste shall be placed in a manner and at such a rate that mass stability is provided during all phases of operation. Mass stability shall mean that the mass of the waste deposited will not undergo settling or slope failure that interrupts operations at the facility or causes damage to any of the various MSWLF operations or structures, including the liner, leachate or drainage collection system, gas collection system, or monitoring system.

(2) The phasing of operations at the facility shall be designed in such a way as to allow the sequential construction, filling, and closure of discrete units or parts of units.

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(3) The owner or operator shall design and sequence the waste placement operation in each discrete unit or parts of units to allow the wastes to be built up to each unit's planned final grade as quickly as possible.

(o) Size and slope of working face.

(1) The working face of the unit shall be no larger than is necessary, based on the terrain and equipment used in waste placement, to conduct operations in a safe and efficient manner.

(2) The slopes of the working face area shall be no steeper than 2:1, horizontal:vertical, unless the waste is stable at steeper slopes.

(p) Salvaging.

(1) Salvaging operations shall not cause any of the following:

(A) interfere with the operation of the waste disposal facility;

(B) result in a violation of any standard in this regulation; or

(C) delay the construction or interfere in the operation of any of the following:

(i) the liner;

(ii) leachate collection system;

(iii) daily, intermediate, or final cover; or

(iv) any monitoring devices.

(2) All salvaging operations shall be confined to an area remote from the working face of the MSWLF and be performed in a safe and sanitary manner in compliance with the requirements of this subsection.

(3) Salvageable materials may be accumulated on-site by a MSWLF owner or operator, if they are managed in a manner that will not create a nuisance, harbor vectors, cause offensive odors, or create an unsightly appearance.

(4) Scavenging at MSWLFs shall be prohibited.

(q) Recordkeeping.

(1) The owner or operator of a MSWLF unit shall record and retain on-site for a period of five years, in an operating record, the following information as it becomes available:

(A) location restriction demonstrations required under K.A.R. 28-29-102 of this part;

(B) inspection records, training procedures, and notification procedures required under K.A.R. 28-29-108(a);

(C) gas monitoring results from monitoring and any remediation plans required by K.A.R. 28-29-108(e);

(D) MSWLF unit design documentation for placement of leachate or gas condensate in a MSWLF unit as required under K.A.R. 28-29-108(k);

(E) demonstrations, certifications, findings, monitoring, testing, or analytical data required by K.A.R. 28-29-111 through K.A.R. 28-29-114;

(F) closure and post-closure care plans and any monitoring, testing, or analytical data as required by K.A.R. 28-29-121 and K.A.R. 28-29-122;

(G) cost estimates and financial assurance documentation required by K.S.A. 1996 Supp. 65-3407(h), as amended by L. 1997, Ch. 140, Sec. 4;

(H) demonstrations for the small landfill exemption as required by K.A.R. 28-29-103;

(I) demonstrations that the liner meets the liner standards as required in K.A.R. 28-29-104 (e)(1)(A) or (B); and

(J) a copy of the current facility permit, including all approved plans and specifications.

(2) All information contained in the operating record shall be furnished upon request to the department or made available at any reasonable times for inspection by the department.

(r) Other operating standards.

(1) In order to achieve and maintain compliance with the requirements of these regulations, adequate equipment shall be available for use at the facility during all hours of operation.

(2) All utilities, including heat, lights, power and communications equipment, and sanitary facilities, necessary for operation in compliance with the requirements of this regulation shall be available at the facility at all times.

(3) The owner or operator shall maintain and operate all systems and related appurtenances and structures in a manner that facilitates proper operations in compliance with this regulation.

(4) The owner or operator shall implement methods for controlling dust to minimize wind dispersal of particulate matter.

(5) The facility shall be designed, constructed, and maintained to minimize the level of equipment noise audible outside the facility.

(6) The owner or operator shall make arrangements for fire protection services when a fire protection district or other public fire protection service is available. When such a service is not available, the owner or operator shall institute alternate fire protection measures.

(7) The owner or operator shall patrol the facility to check for litter accumulation and take all necessary steps to minimize blowing litter, including the use of screens. All litter shall be collected and placed in the fill or in a secure, covered container for later disposal.

(8) The owner or operator shall implement a plan for litter control for all vehicles on the permitted facility site.

(9) An operational safety program shall be provided for employees at each MSWLF facility.

(10) MSWLF access roads shall be of all-weather construction and shall be negotiable at all times by trucks and other vehicles.

(11) Access to MSWLFs shall be limited to hours when an attendant or operating personnel are at the site.

(12) The owner or operator of each MSWLF shall maintain a log of commercial or industrial solid wastes received, including sludges, barreled wastes, and special wastes.

(A) The log shall indicate the source and quantity of waste and the disposal location.

(B) The areas used for disposal of these wastes and other large quantities of bulk wastes shall be clearly shown on a site map and referenced to the boundaries of the tract or other permanent markings.

(13) Sludges, industrial solid wastes, or special wastes shall not be disposed in a MSWLF until the department has been notified and has issued a disposal authorization including specific arrangements for handling of the wastes.

(s) Operating flexibility.

(1) The operator of any unit that has been granted a small landfill exemption under K.A.R. 28-29-103 may re-

quest from the director approval for alternatives to the following operating requirements:

- (A) daily cover;
- (B) MSWLF gas monitoring; and
- (C) record keeping.

(2) Each alternate requirement approved by the director shall meet the following requirements:

(A) consider the unique characteristics of small communities;

(B) take into account climatic and hydrogeologic conditions; and

(C) be protective of human health and the environment. (Authorized by K.S.A. 1996 Supp. 65-3406, as amended by L. 1997, Ch. 139, Sec. 1; implementing K.S.A. 65-3401, as amended by L. 1997, Ch. 140, Sec. 1; effective Oct. 24, 1994; amended July 10, 1998.)

**28-29-109. Special waste.** (a) Disposal of special waste. Any person may dispose of special waste, as defined in K.A.R. 28-29-101, if both of the following conditions are met.

(1) The person disposes of the special waste at a permitted municipal solid waste landfill (MSWLF).

(2) The special waste meets one of the following requirements.

(A) The special waste has been issued a special waste disposal authorization in accordance with subsections (b) and (c) of this regulation and is disposed of in accordance with subsection (j) of this regulation.

(B) The special waste is a predetermined class of special waste, as set forth in subsection (d) of this regulation, and is disposed of in accordance with subsections (j) and (k) of this regulation.

(b) Request for special waste disposal authorization. Each person requesting a special waste disposal authorization shall provide the following information to the department:

(1) a description of the waste, including the following information:

- (A) the type of waste;
- (B) the process that produced the waste;
- (C) the physical characteristics of the waste; and
- (D) the quantity of waste to be disposed of;

(2) the following information concerning the generator:

- (A) name;
- (B) address;
- (C) telephone number; and
- (D) contact person;

(3) the location of waste generation, if different from the generator address;

(4) the name and address of each solid waste transfer station proposed for transfer of the waste;

(5) the name and address of the MSWLF proposed for disposal of the waste;

(6) a statement, signed by the generator of the waste, or an agent of the generator, that the waste is not a listed hazardous waste, or a waste that exhibits the characteristics of a hazardous waste, pursuant to K.A.R. 28-31-3, based on knowledge of the process generating the waste, laboratory analyses, or both; and

(7) all laboratory analyses that have been performed to determine if the waste is a listed hazardous waste, or a

waste that exhibits the characteristics of a hazardous waste.

(A) If departmental certification is available for an analysis, only a laboratory that is certified for the analysis by the department shall perform the analysis.

(B) Each analysis shall include the following analyses:

(i) each analysis required to make a determination of hazardous waste characteristics pursuant to K.A.R. 28-31-3; and

(ii) all additional analyses specified by the department.

(C) The generator shall provide a signed statement for each analysis stating that the analysis is representative of the waste.

(D) If the waste is unused or spilled product, and the waste has not been combined with any substance other than absorbent, the generator may submit a material safety data sheet for the waste in lieu of laboratory analyses.

(c) Issuance of special waste disposal authorizations.

(1) Not later than ten working days after the department receives a request for a special waste disposal authorization, the person making the request shall be notified by the department that the department has made one of the following determinations.

(A) The request for a special waste disposal authorization is not complete.

(B) The waste does not require a special waste disposal authorization.

(C) The waste is a special waste, and the request for a special waste disposal authorization is approved.

(D) The waste is a special waste, and the request for a special waste disposal authorization is denied. The denial notification shall include the reason for denial.

(2) If a special waste is authorized for disposal, a written special waste disposal authorization stating the terms for transportation and disposal of the special waste shall be provided by the department to all of the following persons:

(A) the person requesting the special waste disposal authorization, the generator of the waste, or both;

(B) the owner or operator of each solid waste transfer station proposed for transfer of the solid waste; and

(C) the owner or operator of the MSWLF proposed for disposal of the special waste.

(3) A special waste disposal authorization shall not obligate any MSWLF or solid waste transfer station owner or operator to accept the special waste.

(d) Predetermined classes of special waste. The following wastes shall be classified as special wastes:

(1) soil and debris contaminated with petroleum products from leakage of any underground storage tank (UST), if the UST has never been used to store any substance other than aviation fuel, diesel fuel, fuel oil, gasoline, or kerosene;

(2) soil and debris contaminated by spills of aviation fuel, diesel fuel, fuel oil, gasoline, or kerosene;

(3) asbestos-containing material regulated under K.A.R. 28-50-14; and

(4) medical services waste, as defined in K.A.R. 28-29-27.

(e) Disposal authorization for predetermined classes of special waste. Any predetermined class of special waste identified in subsection (d) of this regulation shall not require an individual special waste disposal authorization

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tion from the department if the special waste is disposed of at a MSWLF approved for disposal of the predetermined class of special waste in accordance with subsections (f) through (k) of this regulation.

(1) Approval by the department for the MSWLF to accept predetermined special waste shall fulfill the requirements of departmental notification and issuance of a disposal authorization set forth in K.A.R. 28-29-108(r)(13).

(2) Approval by the department for the MSWLF to accept asbestos as a predetermined special waste shall fulfill the requirements of prior departmental approval for disposal of asbestos in K.A.R. 28-50-14(a)(5).

(f) Request for approval to accept predetermined classes of special waste without individual disposal authorizations from the department. Any owner or operator of a permitted MSWLF may request approval from the department to accept one or more predetermined classes of special waste identified in subsection (d) of this regulation. Each request shall include the following information:

(1) identification of each predetermined class of special waste the MSWLF proposes to receive;

(2) if the MSWLF proposes to receive soil and debris contaminated with aviation fuel, diesel fuel, fuel oil, gasoline, or kerosene, a sampling and analysis plan for the soil and debris. Iowa method OA-1, "method for determination of volatile petroleum hydrocarbons (gasoline)," revision 7/27/93, shall be performed on a minimum of one representative sample from the first 100 cubic yards of soil and debris, and a minimum of one representative sample from every 300 cubic yards of soil and debris thereafter;

(3) a plan for managing each predetermined class of special waste the MSWLF proposes to receive. Upon departmental approval, the owner or operator of the MSWLF shall incorporate this plan into the operating plan of the MSWLF; and

(4) certification, signed by the owner or operator of the MSWLF, that the owner or operator of the MSWLF shall comply with the acceptance and disposal requirements in subsections (j) and (k) of this regulation.

(g) Approval to accept predetermined classes of special waste without individual disposal authorizations from the department.

(1) Within 30 calendar days after the department receives a complete request for the MSWLF to accept one or more predetermined classes of special waste, the request shall be reviewed by the department, and the person making the request shall be notified by the department that the request is approved or denied.

(2) Departmental approval to accept predetermined classes of special waste may be denied or withdrawn if the MSWLF is not in compliance with K.A.R. 28-29-1 et seq.

(h) Generator requirements for transfer of special wastes. Each generator of special waste, or agent of the generator, shall, before transfer of the special waste, identify each load of special waste to the transporter of the special waste as one of the following types of special waste:

(1) a special waste, to be transported in accordance with the special waste disposal authorization letter issued by the department; or

(2) a predetermined class of special waste, to be transported in accordance with the approved operating plan of the MSWLF at which the special waste will be disposed.

(i) Transporter requirements for transfer and disposal of special wastes.

(1) Before transfer or disposal of special waste, each transporter of special waste shall provide notification of each load of special waste to both of the following persons:

(A) the owner or operator of each solid waste transfer station involved in the transport of the special waste; and  
(B) the owner or operator of the MSWLF at which the special waste will be disposed.

(2) The transporter shall identify each load of special waste as one of the following types of special waste:

(A) a special waste accompanied by the special waste disposal authorization letter issued by the department; or  
(B) a predetermined class of special waste.

(j) MSWLF requirements for acceptance and disposal of special wastes. The owner or operator of each MSWLF shall comply with each of the following requirements:

(1) if a load of special waste requires a special waste disposal authorization, check for compliance with the special waste disposal authorization;

(2) if the special waste is a predetermined class of special waste, check for compliance with the following requirements:

(A) the requirements for acceptance and disposal of the predetermined class of special waste as set forth in subsection (k) of this regulation; and

(B) the requirements of the approved operating plan of the MSWLF;

(3) reject special waste requiring a special waste disposal authorization if the special waste does not meet both of the following requirements:

(A) have a special waste disposal authorization issued by the department; and

(B) meet the requirements of the special waste disposal authorization;

(4) reject special waste that is a predetermined class of special waste, if the special waste does not meet the following requirements:

(A) the requirements for acceptance and disposal of the predetermined class of special waste as set forth in subsection (k) of this regulation; and

(B) the requirements of the approved operating plan of the MSWLF;

(5) notify the department in writing of each special waste load that is rejected at the MSWLF within one week after the rejection;

(6) dispose of the special waste only if it meets one of the following requirements:

(A) is capable of passing the paint filter liquids test, method 9095A, revision 1, defined in "test methods for evaluating solid waste, physical/chemical methods," EPA pub. no. SW-846, dated December, 1996; or

(B) is exempt from the liquids restriction as set forth in K.A.R. 28-29-108(k);

(7) maintain documentation in the operating record, as set forth in K.A.R. 28-29-108, subsections (q) and (r), of each special waste disposed of at the MSWLF, until the MSWLF is certified for closure pursuant to K.A.R. 28-29-121; and

(8) if the MSWLF accepts one or more predetermined classes of special waste, submit to the department semi-annual reports of all predetermined special wastes accepted at the MSWLF.

(A) Reports covering the period of January 1 through June 30 shall be due on or before September 1 of the same year.

(B) Reports covering the period July 1 through December 31 shall be due on or before March 1 of the following year.

(C) The report shall be in a format approved by the department.

(k) MSWLF requirements for acceptance and disposal of predetermined classes of special waste. Each MSWLF may accept a predetermined class of special waste that is not accompanied by a special waste disposal authorization issued by the department only if the MSWLF has received approval from the department to accept the predetermined class of special waste as set forth in subsection (g) of this regulation, and the special waste meets the following requirements:

(1) Soil and debris contaminated with petroleum products from leakage of a UST.

(A) The UST shall never have been used to store any substance other than aviation fuel, diesel fuel, fuel oil, gasoline, or kerosene.

(B) The concentration of benzene and 1,2-dichloroethane in the soil and debris shall each be equal to or less than one of the following concentrations:

(i) 10 mg/kg using a total analysis; or  
(ii) .5 mg/l using the toxicity characteristic leaching procedure (TCLP) analysis.

(C) For each analysis used to determine the concentrations of benzene and 1,2-dichloroethane, the laboratory shall use methods for which it is certified under K.A.R. 28-15-36.

(i) The laboratory shall use analytical methods other than those listed in paragraph (k)(1)(C) of this regulation only upon written approval from the department.

(ii) Departmental approval may be given for analytical methods that detect benzene and 1,2-dichloroethane with accuracy and precision equal to or greater than the methods listed in paragraph (k)(1)(C) of this regulation.

(D) The soil and debris shall be capable of passing the paint filter test described in paragraph (j)(6) of this regulation.

(2) Soil and debris contaminated by spills of aviation fuel, diesel fuel, fuel oil, gasoline, or kerosene.

(A) The soil and debris shall not be a hazardous waste as defined in K.A.R. 28-31-3.

(B) The soil and debris shall be capable of passing the paint filter test described in paragraph (j)(6) of this regulation.

(3) Asbestos-containing material. The MSWLF shall accept and dispose of asbestos-containing material in accordance with K.A.R. 28-50-14.

(4) Medical services waste. The MSWLF shall accept and dispose of medical waste in accordance with K.A.R. 28-29-27. (Authorized by K.S.A. 1996 Supp. 65-3406, as amended by L. 1997, Ch. 139, Sec. 1; implementing K.S.A. 1996 Supp. 65-3401, as amended by L. 1997, Ch. 140, Sec. 1; effective July 10, 1998.)

Gary R. Mitchell  
Secretary of Health  
and Environment

Doc. No. 022583

State of Kansas

## Kansas Insurance Department

### Permanent Administrative Regulations

#### Article 9.—ADVERTISING

**40-9-118. Life insurance; advertising.** The national association of insurance commissioners' rules governing the advertising of life insurance, June 1988 edition, are hereby adopted by reference subject to the following exceptions. (a) Sections I, XI, XII, subsection 24 of section V, and subsection 3 of section IX are not adopted.

(b) Section V, 20(d) is completed by insertion of "6" in the space requiring specification of a number of months. (Authorized by K.S.A. 40-103, 40-2404a; implementing K.S.A. 1997 Supp. 40-2404(l); effective Feb. 15, 1977; amended May 1, 1979; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended Jan. 4, 1993; amended July 10, 1998.)

Kathleen Sebelius  
Kansas Insurance Commissioner

Doc. No. 022588

(Published in the Kansas Register June 25, 1998.)

### Summary Notice of Bond Sale \$2,400,000

#### City of South Hutchinson, Kansas General Obligation Bonds Series 1998

#### Submission of Bids

As described in the issuer's notice of bond sale dated June 18, 1998, sealed bids will be received by the city until 11 a.m. Tuesday, July 7, 1998, for the purchase of the issuer's General Obligation Bonds, Series 1998, to be issued in the principal amount of \$2,400,000. In the alternative, and at the option of the bidder, bids may be submitted by telefacsimile (fax) addressed to the city clerk at (316) 663-7168. Bidders submitting bids via fax acknowledge and agree that the issuer assumes no liability or responsibility for any transmission error or delay in the delivery of such bid. Such bids must be received by the city clerk prior to the time specified herein.

No bid of less than the par value of the principal amount of the bonds and the accrued interest thereon to the date of delivery will be considered.

#### Bond Details

The bonds will consist of fully registered, certificated bonds in the denomination of \$5,000 or any integral multiple thereof not exceeding the principal amount of the bonds maturing on any maturity date. The bonds will be dated July 1, 1998, and will become due serially on July 1 in each year as follows:

Maturity Date	Principal Amount
1999	\$ 70,000
2000	75,000
2001	80,000
2002	85,000
2003	90,000

(continued)

2004	90,000
2005	95,000
2006	100,000
2007	105,000
2008	110,000
2009	115,000
2010	125,000
2011	130,000
2012	135,000
2013	145,000
2014	150,000
2015	160,000
2016	170,000
2017	180,000
2018	190,000

The bonds will bear interest from the dated date at rates to be determined when the bonds are sold, which interest will be payable annually on July 1 in each year, commencing July 1, 1999 (the interest payment dates).

#### 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 surety bond in the amount of \$48,000, which is equal to 2 percent of the par value of the principal amount of the bonds.

#### Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about July 22, 1998, at such bank or trust company in the State of Kansas as may be specified by the successful bidder. Delivery elsewhere will be at the expense of the successful bidder.

#### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for purposes of computation of bonded debt limitations for the year 1998 is \$19,109,381. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$2,925,000.

#### Approval of Bonds

The bonds will be sold subject to the approval of Martindell, Swearer & Shaffer, LLP, Hutchinson, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder when the bonds are delivered.

#### Additional Information

Additional information regarding the issuer or the bonds may be obtained from Cynthia Wixson, City Clerk, City Hall, 2 S. Main St., South Hutchinson, KS 67505, (316) 663-7104; or from the city's financial advisor, Froggatte & Herndon Capital Corporation, 320 N. Main St., Suite 200, Wichita, KS 67202, (316) 264-6300, Attention: Theron Froggatte, President.

Dated June 18, 1998.

City of South Hutchinson, Kansas  
By Cynthia Wixson, City Clerk

Doc. No. 022589

(Published in the Kansas Register June 25, 1998.)

### Summary Notice of Bond Sale

City of Larned, Kansas

\$763,000\*

General Obligation Bonds, Series 1998

(General obligation bonds payable from unlimited ad valorem taxes)

#### Sealed Bids

Subject to the notice of bond sale, sealed bids will be received by the city clerk of Larned, Kansas (the issuer), on behalf of the governing body at 417 Broadway, until 4:30 p.m. Monday, July 6, 1998, for the purchase of \$763,000\* principal amount of General Obligation Bonds, Series 1998. No bid of less than the entire 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, except one bond in the denomination of \$3,000. The bonds will be dated July 1, 1998, and will become due March 1 and September 1 in the years as follows:

Maturity Date	Principal Amount*
1999	\$63,000
2000	65,000
2001	70,000
2002	70,000
2003	75,000
2004	75,000
2005	80,000
2006	85,000
2007	90,000
2008	90,000

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 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 financial surety bond in a form that complies with the requirements set forth in the notice of sale in the amount of \$15,260 (2 percent of the principal amount of the bonds).

#### Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before July 29, 1998, at the offices of the Depository Trust Company, New York, New York.

#### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1997 is \$16,431,624. The total general obligation indebtedness of



the issuer as of the date of the bonds, including the bonds being sold, is \$1,163,000.

**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 issuer, printed on the bonds 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, (316) 285-8500; from the city's financial advisor, Steve Randle, c/o Stifel, Nicolaus & Company, 150 N. Water, Suite 100, Wichita, KS 67202, (316) 337-8492; or from bond counsel, Logan Riley Carson & Kaup, L.C., 9200 Indian Creek Parkway, Suite 230, Overland Park, KS 66210, (913) 661-0399.

Dated June 1, 1998.

City of Larned, Kansas  
By Pam Corby, City Clerk  
Larned City Hall  
417 Broadway  
Larned, KS 67550

\*Subject to change.

Doc. No. 022596

(Published in the Kansas Register June 25, 1998.)

**Summary Notice of Bond Sale**

**\$345,000**

City of Leon, Kansas

General Obligation Bonds, Series 1998

(General obligation bonds payable from unlimited ad valorem taxes)

**Sealed Bids**

Subject to the notice of bond sale dated June 15, 1998, sealed bids will be received by the clerk of the City of Leon, Kansas (the issuer), on behalf of the governing body at 111 S. Main, Leon, KS 67074, until 5 p.m. July 6, 1998, for the purchase of \$345,000 principal amount of General Obligation Bonds, Series 1998. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

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

**Series A, 1998**

Year	Principal Amount
2000	\$10,000
2001	10,000
2002	10,000
2003	15,000
2004	15,000
2005	15,000
2006	15,000
2007	15,000
2008	15,000

2009	20,000
2010	20,000
2011	20,000
2012	20,000
2013	20,000
2014	25,000
2015	25,000
2016	25,000
2017	25,000
2018	25,000

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

**Optional Book-Entry-Only System**

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

**Paying Agent and Bond Registrar**

The Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$6,900 (2 percent of the principal amount of the bonds).

**Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before July 14, 1998, at DTC for the account of the successful bidder or at such bank and 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 1998 is \$2,126,779. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$740,322.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk, (316) 742-3438, or from the financial advisor, Cooper Malone McClain, Inc., 7701 E. Kellogg, Wichita, KS 67207, Attention: Dave Malone, (316) 685-5777.

Dated June 15, 1998.

City of Leon, Kansas

Doc. No. 022598

(Published in the Kansas Register June 25, 1998.)

**Summary Notice of Bond Sale  
City of Hiawatha, Kansas**

\$115,000

**General Obligation  
Tax Increment Bonds  
Series A, 1998**

\$275,000

**General Obligation Bonds  
Series B, 1998**

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

**Sealed Bids**

Subject to the notice of bond sale dated June 15, 1998, sealed bids will be received by the clerk of the City of Hiawatha, Kansas (the issuer), on behalf of the governing body at City Hall, 723 Oregon, Hiawatha, KS 66434, until 5 p.m. July 6, 1998, for the separate purchase of (a) \$115,000 principal amount of General Obligation Tax Increment Bonds, Series A, 1998, and (b) \$275,000 principal amount of General Obligation Bonds, Series B, 1998 (the Series A Bonds and Series B Bonds are jointly referred to herein as the bonds). No bid of less than 100 percent of the principal amount of either series of 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 July 15, 1998, and will become due on October 1 in the years as follows:

**Series A, 1998**

Year	Principal Amount
2000	\$ 5,000
2001	5,000
2002	5,000
2003	5,000
2004	5,000
2005	10,000
2006	10,000
2007	10,000
2008	10,000
2009	10,000
2010	10,000
2011	10,000
2012	10,000
2013	10,000

**Series B, 1998**

Year	Principal Amount
1999	\$10,000
2000	25,000
2001	30,000
2002	30,000
2003	30,000
2004	30,000
2005	30,000
2006	30,000
2007	30,000
2008	30,000

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

**Paying Agent and Bond Registrar**

The Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond (the deposit). For the Series A Bonds, the amount of the deposit shall be \$2,300 (2 percent of the principal amount of the Series A Bonds), and for the Series B Bonds, the amount of the deposit shall be \$5,500 (2 percent of the principal amount of the Series B Bonds). Separate deposits must be submitted with each separate proposal for the Series A Bonds and the Series B Bonds.

**Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before July 15, 1998, at DTC for the account of the successful bidder or at such bank or trust company in the contiguous United States as may be specified by the successful bidder.

**Assessed Valuation and Indebtedness**

The total assessed valuation of taxable tangible valuation for computation of bonded debt limitations for the year 1998 is \$15,825,344. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$2,433,325.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk, (785) 742-7417, fax (785) 742-2880; or from the financial advisor, Stifel, Nicolaus & Company, Inc., Wichita, Kansas, Attention: Larry McKown, (316) 337-8498 or (800) 786-5786, fax (316) 337-8492.

Dated June 15, 1998.

City of Hiawatha, Kansas

Doc. No. 022600

**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. 17, p. 945
1-16-18a	Amended	V. 17, p. 945
1-18-1a	Amended	V. 17, p. 947
1-63-2	Amended	V. 16, p. 978

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

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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**

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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 through 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
9-28-1	New	V. 17, p. 39
9-28-2	New	V. 17, p. 39
9-29-1 through 9-29-11	New	V. 17, p. 39-41
9-30-1	New	V. 17, p. 41
9-30-2	New	V. 17, p. 41
9-30-3	New	V. 17, p. 41

**AGENCY 10: KANSAS BUREAU OF INVESTIGATION**

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10-20-3	Revoked	V. 16, p. 1049
10-20-4	Amended	V. 16, p. 1049

**AGENCY 16: ATTORNEY GENERAL**

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

**AGENCY 17: STATE BANKING DEPARTMENT**

Reg. No.	Action	Register
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**AGENCY 26: DEPARTMENT ON AGING**

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26-3-4	Amended	V. 16, p. 1776
26-3-7	Revoked	V. 16, p. 1776
26-4-1	Amended	V. 16, p. 1776
26-4-2	Revoked	V. 16, p. 1777
26-4-3	Revoked	V. 16, p. 1777
26-4-4	Revoked	V. 16, p. 1777
26-4-5 through 26-4-15	New	V. 16, p. 1777-1780
26-4a-1	New	V. 16, p. 1780
26-5-3	Amended	V. 16, p. 1780
26-5-6	Amended	V. 16, p. 1780
26-8-8	Amended	V. 16, p. 1781
26-8-9	Amended	V. 16, p. 1782
26-8-10	Revoked	V. 16, p. 1782
26-8-11	Revoked	V. 16, p. 1782
26-10-1	New	V. 16, p. 1782

**AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT**

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28-1-6	Amended	V. 16, p. 1354
28-1-8	Revoked	V. 16, p. 1355
28-1-13	Amended	V. 17, p. 461
28-1-18	Amended	V. 16, p. 1848
28-4-400	Amended	V. 16, p. 1420
28-4-401	Amended	V. 16, p. 1421
28-4-403	Amended	V. 16, p. 1421
28-4-404	Amended	V. 16, p. 1422
28-4-405	Amended	V. 16, p. 1422
28-4-405a	Amended	V. 16, p. 1424
28-4-405b	Amended	V. 16, p. 1424
28-4-406	Amended	V. 16, p. 1424
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28-4-408	Amended	V. 16, p. 1425
28-4-410	Amended	V. 16, p. 1425
28-4-411	Amended	V. 16, p. 1425
28-4-413	Amended	V. 16, p. 1426
28-4-414	Amended	V. 16, p. 1426
28-4-415	Amended	V. 16, p. 1427
28-4-416	Amended	V. 16, p. 1427
28-4-550	Amended	V. 16, p. 1247
28-4-551	Revoked	V. 16, p. 1248
28-4-552	Amended	V. 16, p. 1248
28-4-553	Revoked	V. 16, p. 1248
28-4-554	Revoked	V. 16, p. 1248
28-4-555	Revoked	V. 16, p. 1248
28-4-556	Amended	V. 16, p. 1248
28-4-557 through 28-4-563	Revoked	V. 16, p. 1249
28-4-565	Amended	V. 16, p. 1249
28-4-566	Revoked	V. 16, p. 1249
28-4-567	Revoked	V. 16, p. 1249
28-4-569	Amended	V. 16, p. 1250
28-4-570	Revoked	V. 16, p. 1250
28-4-571	Revoked	V. 16, p. 1250
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28-5-2	Amended	V. 16, p. 1355

28-5-6	Amended	V. 16, p. 1355
28-5-7	Amended	V. 16, p. 1355
28-5-9	Amended	V. 16, p. 1355

28-15-50 through 28-15-65	New	V. 16, p. 1596-1599
28-19-7	Revoked	V. 16, p. 1599
28-19-16a	Amended	V. 16, p. 1599
28-19-70	Amended	V. 17, p. 588
28-19-79	New	V. 16, p. 584
28-19-200	New	V. 16, p. 1601
28-19-201	New	V. 16, p. 1605
28-19-202	Amended	V. 17, p. 122
28-19-517	Amended	V. 17, p. 144
28-19-546	Amended	V. 17, p. 144
28-19-561	Amended	V. 17, p. 144
28-19-562	Amended	V. 17, p. 145
28-19-563	Amended	V. 17, p. 146
28-19-564	New	V. 17, p. 589
28-19-720	Amended	V. 16, p. 823

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28-19-735	Amended	V. 16, p. 823
28-19-750	Amended	V. 16, p. 823
28-24-2	Amended	V. 16, p. 2024
28-24-4	Amended	V. 16, p. 2024
28-24-10	Amended	V. 16, p. 2024
28-24-13	Amended	V. 16, p. 2024
28-24-14	Amended	V. 16, p. 2024
28-29-28	Amended	V. 16, p. 1427
28-29-28a	New	V. 16, p. 1427
28-29-29	Amended	V. 16, p. 1427
28-29-29a	New	V. 16, p. 1428
28-29-30	Amended	V. 16, p. 1428
28-29-31	Amended	V. 16, p. 1429
28-29-32	Amended	V. 16, p. 1431
28-29-33	Amended	V. 16, p. 1431

28-29-34 through 28-29-36	Revoked	V. 16, p. 1432
28-31-10a	Amended	V. 16, p. 1048
28-33-12	Amended	V. 16, p. 1608
28-39-144	Amended	V. 16, p. 177
28-39-145	Amended	V. 16, p. 179
28-39-146	Amended	V. 16, p. 181
28-39-147	Amended	V. 16, p. 181
28-39-148	Amended	V. 16, p. 182
28-39-149	Amended	V. 16, p. 183
28-39-150	Amended	V. 16, p. 184
28-39-151	Amended	V. 16, p. 184
28-39-152	Amended	V. 16, p. 185
28-39-153	Amended	V. 16, p. 187
28-39-154	Amended	V. 16, p. 187
28-39-155	Amended	V. 16, p. 188
28-39-156	Amended	V. 16, p. 188
28-39-157	Amended	V. 16, p. 189
28-39-158	Amended	V. 16, p. 190
28-39-159	Amended	V. 16, p. 192
28-39-160	Amended	V. 16, p. 192
28-39-161	Amended	V. 16, p. 192
28-39-162	Amended	V. 16, p. 193
28-39-162a	Amended	V. 16, p. 194
28-39-162b	Amended	V. 16, p. 199
28-39-162c	Amended	V. 16, p. 200
28-39-163	Amended	V. 16, p. 204

28-39-240 through 28-39-256	New	V. 16, p. 206-213
28-52-2	New	V. 17, p. 168
28-52-3	New	V. 17, p. 168
28-52-4	New	V. 17, p. 168
28-68-3	Amended	V. 17, p. 547
28-70-1	New	V. 17, p. 168
28-70-2	New	V. 17, p. 168
28-70-3	New	V. 17, p. 169
28-71-1 through 28-71-12	New	V. 17, p. 959-964

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

Reg. No.	Action	Register
30-2-17	New	V. 16, p. 1174, 1553
30-4-34	Amended	V. 16, p. 251
30-4-35	Amended	V. 16, p. 1001
30-4-35w	Revoked	V. 16, p. 251
30-4-39	Amended	V. 17, p. 932

(continued)

30-4-40	Amended	V. 16, p. 1513	30-6-54	Amended	V. 17, p. 940	40-4-36	Amended	V. 17, p. 689
30-4-41	Amended	V. 16, p. 251	30-6-54w	Revoked	V. 16, p. 270	40-4-41c	Amended	V. 16, p. 686
30-4-41w	Revoked	V. 16, p. 252	30-6-55	Amended	V. 16, p. 270	40-7-20a	Amended	V. 16, p. 483
30-4-50	Amended	V. 17, p. 933	30-6-55w	Revoked	V. 16, p. 270	40-7-21	Amended	V. 16, p. 484
30-4-50w	Revoked	V. 16, p. 252	30-6-56w	Revoked	V. 16, p. 270	40-8-7	Amended	V. 16, p. 687
30-4-52	Amended	V. 17, p. 933	30-6-59	Amended	V. 16, p. 270	40-10-2	Amended	V. 16, p. 1626
30-4-52w	Revoked	V. 16, p. 252	30-6-59w	Revoked	V. 16, p. 270	40-10-10	Amended	V. 16, p. 1626
30-4-53	Revoked	V. 16, p. 252	30-6-60w	Revoked	V. 16, p. 270	<b>AGENCY 44: DEPARTMENT OF CORRECTIONS</b>		
30-4-53w	Revoked	V. 16, p. 252	30-6-65	Amended	V. 17, p. 940	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
30-4-54	Amended	V. 17, p. 933	30-6-65w	Revoked	V. 16, p. 271	44-12-601	Amended	V. 17, p. 424
30-4-54w	Revoked	V. 16, p. 252	30-6-70	Amended	V. 17, p. 941	<b>AGENCY 45: KANSAS PAROLE BOARD</b>		
30-4-55	Amended	V. 17, p. 934	30-6-70w	Revoked	V. 16, p. 271	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
30-4-55w	Revoked	V. 16, p. 253	30-6-72	Revoked	V. 16, p. 271	45-9-2	Amended	V. 17, p. 143
30-4-58	Revoked	V. 16, p. 253	30-6-72w	Revoked	V. 16, p. 271	<b>AGENCY 47: DEPARTMENT OF HEALTH AND ENVIRONMENT (MINED-LAND CONSERVATION AND RECLAMATION)</b>		
30-4-58w	Revoked	V. 16, p. 253	30-6-73	Revoked	V. 16, p. 271	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
30-4-59	Amended	V. 16, p. 253	30-6-77	Amended	V. 16, p. 1521	47-1-1	Revoked	V. 16, p. 585
30-4-59w	Revoked	V. 16, p. 253	30-6-77w	Revoked	V. 16, p. 272	47-1-3	Amended	V. 16, p. 585
30-4-60w	Revoked	V. 16, p. 253	30-6-78w	Revoked	V. 16, p. 272	47-1-4	Revoked	V. 16, p. 585
30-4-61	Amended	V. 16, p. 253	30-6-79	Revoked	V. 16, p. 272	47-1-8	Amended	V. 16, p. 585
30-4-61w	Revoked	V. 16, p. 253	30-6-81w	Revoked	V. 16, p. 272	47-1-9	Amended	V. 16, p. 586
30-4-63	Revoked	V. 16, p. 253	30-6-82	Amended	V. 16, p. 1522	47-1-10	Revoked	V. 16, p. 586
30-4-63w	Revoked	V. 16, p. 254	30-6-82w	Revoked	V. 16, p. 272	47-1-11	Amended	V. 16, p. 586
30-4-64	Amended	V. 17, p. 934	30-6-85w	Revoked	V. 16, p. 272	47-2-14	Revoked	V. 16, p. 586
30-4-64w	Revoked	V. 16, p. 255	30-6-86w	Revoked	V. 16, p. 272	47-2-21	Amended	V. 16, p. 586
30-4-65w	Revoked	V. 16, p. 255	30-6-87w	Revoked	V. 16, p. 272	47-2-53	Amended	V. 16, p. 586
30-4-70	Amended	V. 17, p. 935	30-6-94w	Revoked	V. 16, p. 272	47-2-53a	Amended	V. 16, p. 586
30-4-70w	Revoked	V. 16, p. 256	30-6-103	Amended	V. 17, p. 941	47-2-58	Amended	V. 16, p. 586
30-4-71	Revoked	V. 16, p. 256	30-6-103w	Revoked	V. 16, p. 272	47-2-64	Amended	V. 16, p. 586
30-4-71w	Revoked	V. 16, p. 256	30-6-105	Revoked	V. 16, p. 272	47-2-67	Amended	V. 16, p. 587
30-4-72	Revoked	V. 16, p. 256	30-6-105w	Revoked	V. 16, p. 272	47-2-74	Amended	V. 16, p. 587
30-4-72w	Revoked	V. 16, p. 256	30-6-106	Amended	V. 16, p. 1522	47-2-75	Amended	V. 16, p. 587
30-4-73	Revoked	V. 16, p. 256	30-6-106w	Revoked	V. 16, p. 274	47-3-1	Amended	V. 16, p. 587
30-4-74	Revoked	V. 16, p. 256	30-6-107w	Revoked	V. 16, p. 274	47-3-2	Amended	V. 16, p. 588
30-4-74w	Revoked	V. 16, p. 256	30-6-108	Amended	V. 16, p. 274	47-3-3a	Amended	V. 16, p. 588
30-4-78	Revoked	V. 16, p. 256	30-6-109	Amended	V. 16, p. 1524	47-3-42	Amended	V. 16, p. 588
30-4-80	Amended	V. 16, p. 256	30-6-109w	Revoked	V. 16, p. 276	47-4-14a	Amended	V. 16, p. 590
30-4-85a	Revoked	V. 16, p. 256	30-6-110	Amended	V. 16, p. 276	47-4-15	Amended	V. 16, p. 595
30-4-90	Amended	V. 16, p. 1514	30-6-110w	Revoked	V. 16, p. 277	47-4-16	Amended	V. 16, p. 598
30-4-90w	Revoked	V. 16, p. 259	30-6-111	Amended	V. 17, p. 942	47-4-17	Amended	V. 16, p. 598
30-4-95	Amended	V. 16, p. 259	30-6-111w	Revoked	V. 16, p. 278	47-5-5a	Amended	V. 16, p. 599
30-4-96	Amended	V. 16, p. 1517	30-6-112	Amended	V. 17, p. 943	47-5-16	Amended	V. 16, p. 601
30-4-100	Amended	V. 16, p. 260	30-6-112w	Revoked	V. 16, p. 278	47-6-1	Amended	V. 16, p. 601
30-4-100w	Revoked	V. 16, p. 260	30-6-113	Amended	V. 16, p. 1527	47-6-2	Amended	V. 16, p. 601
30-4-101	Amended	V. 16, p. 260	30-6-113w	Revoked	V. 16, p. 279	47-6-3	Amended	V. 16, p. 601
30-4-102	Amended	V. 16, p. 261	30-6-140	Amended	V. 16, p. 279	47-6-4	Amended	V. 16, p. 602
30-4-105	Revoked	V. 16, p. 261	30-6-150w	Revoked	V. 16, p. 280	47-6-6	Amended	V. 16, p. 602
30-4-105w	Revoked	V. 16, p. 261	30-7-65	Amended	V. 16, p. 280	47-6-7	Amended	V. 16, p. 602
30-4-106	Amended	V. 16, p. 1517	30-7-100	Amended	V. 16, p. 280	47-6-8	Amended	V. 16, p. 603
30-4-106w	Revoked	V. 16, p. 262	30-10-2	Amended	V. 17, p. 944	47-6-9	Amended	V. 16, p. 603
30-4-107	Amended	V. 16, p. 1518	30-26-1	Revoked	V. 16, p. 899	47-6-10	Amended	V. 16, p. 603
30-4-108	Amended	V. 16, p. 262	30-26-1a	New	V. 16, p. 899	47-7-2	Amended	V. 16, p. 603
30-4-109	Amended	V. 16, p. 1518	30-26-2	Revoked	V. 16, p. 899	47-8-9	Amended	V. 16, p. 604
30-4-109w	Revoked	V. 16, p. 263	30-26-4	Revoked	V. 16, p. 899	47-8-11	Amended	V. 16, p. 604
30-4-110	Amended	V. 17, p. 936	30-26-7	Revoked	V. 16, p. 899	47-9-1	Amended	V. 16, p. 604
30-4-110w	Revoked	V. 16, p. 264	30-46-10	Amended	V. 16, p. 1553	47-9-2	Amended	V. 16, p. 607
30-4-111	Amended	V. 17, p. 937	<b>AGENCY 36: DEPARTMENT OF TRANSPORTATION</b>					
30-4-111w	Revoked	V. 16, p. 265	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	47-9-4	Amended	V. 16, p. 607
30-4-112	Amended	V. 16, p. 1518	36-1-1	Revoked	V. 16, p. 1250	47-10-1	Amended	V. 16, p. 608
30-4-112w	Revoked	V. 16, p. 265	36-1-1a	Revoked	V. 16, p. 1251	47-11-8	Amended	V. 16, p. 608
30-4-113	Amended	V. 16, p. 1519	36-1-2	Revoked	V. 16, p. 1251	47-12-4	Amended	V. 16, p. 608
30-4-113w	Revoked	V. 16, p. 266	36-1-3	Revoked	V. 16, p. 1251	47-13-4	Amended	V. 16, p. 609
30-4-120	Amended	V. 16, p. 266	36-1-8	Revoked	V. 16, p. 1251	47-13-5	Amended	V. 16, p. 609
30-4-120w	Revoked	V. 16, p. 266	36-1-9	Revoked	V. 16, p. 1251	47-13-6	Amended	V. 16, p. 610
30-4-122a	Revoked	V. 16, p. 266	36-1-10	Revoked	V. 16, p. 1251	47-14-7	Amended	V. 16, p. 610
30-4-130	Amended	V. 16, p. 266	36-1-26	Revoked	V. 16, p. 1251	47-15-1a	Amended	V. 16, p. 610
30-4-130w	Revoked	V. 16, p. 268	36-1-27	Revoked	V. 16, p. 1251	47-15-3	Amended	V. 16, p. 611
30-4-140	Amended	V. 17, p. 938	36-1-35	through		47-15-4	Amended	V. 16, p. 611
30-4-140w	Revoked	V. 16, p. 268	36-1-38	New	V. 16, p. 1251-1255	47-15-7	Amended	V. 16, p. 611
30-5-58	Amended	V. 16, p. 1003	36-35-1	Revoked	V. 16, p. 1256	47-15-8	Amended	V. 16, p. 611
30-5-64	Amended	V. 16, p. 1008	36-39-1	Amended	V. 16, p. 1078	47-15-15	Amended	V. 16, p. 612
30-5-80	Revoked	V. 16, p. 1010	36-39-2	Amended	V. 16, p. 1078	47-15-17	Amended	V. 16, p. 612
30-5-88	Amended	V. 17, p. 938	36-39-3	Amended	V. 16, p. 1078	47-16-1	through	
30-5-94	Amended	V. 16, p. 1520	36-39-6	Amended	V. 16, p. 1080	47-16-8	Amended	V. 16, p. 612-614
30-5-101	Amended	V. 16, p. 1010	<b>AGENCY 40: KANSAS INSURANCE DEPARTMENT</b>					
30-5-107	Amended	V. 16, p. 1520	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	47-16-9	New	V. 16, p. 614
30-5-109	Amended	V. 16, p. 1010	40-1-19	Amended	V. 16, p. 685	47-16-10	New	V. 16, p. 614
30-5-118a	Amended	V. 16, p. 1010	40-2-21	Revoked	V. 16, p. 482	47-16-11	New	V. 16, p. 614
30-5-300	Amended	V. 17, p. 300	40-2-24	New	V. 16, p. 1988	<b>AGENCY 48: DEPARTMENT OF HUMAN RESOURCES—EMPLOYMENT SECURITY BOARD OF REVIEW</b>		
30-5-307	Amended	V. 16, p. 1016	40-2-25	New	V. 16, p. 1988	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
30-5-309	New	V. 16, p. 1016	40-2-26	New	V. 16, p. 1988	48-1-4	Amended	V. 17, p. 628
30-5-310	New	V. 17, p. 302	40-3-5	Amended	V. 16, p. 686	<b>AGENCY 49: DEPARTMENT OF HUMAN RESOURCES</b>		
30-6-34	Amended	V. 16, p. 268	40-3-26	Amended	V. 16, p. 686	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
30-6-35	Amended	V. 16, p. 1017	40-3-27	Amended	V. 16, p. 686	49-49-1	Amended	V. 16, p. 1120
30-6-35w	Revoked	V. 16, p. 268	40-3-49	Amended	V. 16, p. 686			
30-6-41	Amended	V. 16, p. 268						
30-6-41w	Revoked	V. 16, p. 269						
30-6-50w	Revoked	V. 16, p. 269						
30-6-52	Amended	V. 17, p. 939						
30-6-52w	Revoked	V. 16, p. 269						
30-6-53w	Revoked	V. 16, p. 269						

**AGENCY 50: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF EMPLOYMENT**

Reg. No.	Action	Register
50-2-25a through 50-2-25e	New	V. 16, p. 1047

**AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS COMPENSATION**

Reg. No.	Action	Register
51-1-22	Revoked	V. 17, p. 628
51-2-4	Amended	V. 17, p. 628
51-2-5	Amended	V. 17, p. 629
51-3-1	Amended	V. 17, p. 629
51-3-5	Amended	V. 17, p. 629
51-3-5a	Amended	V. 17, p. 629
51-3-6	Amended	V. 17, p. 630
51-3-8	Amended	V. 17, p. 630
51-3-17	Revoked	V. 17, p. 631
51-4-1	Revoked	V. 17, p. 631
51-7-5	Revoked	V. 17, p. 631
51-7-6	Revoked	V. 17, p. 631
51-7-8	Amended	V. 17, p. 631
51-8-2	through	
51-8-7	Revoked	V. 17, p. 631
51-8-9	Revoked	V. 17, p. 631
51-8-10	Revoked	V. 17, p. 631
51-9-5	Amended	V. 17, p. 632
51-9-7	Amended	V. 16, p. 1329
51-9-10	Amended	V. 17, p. 632
51-9-11	Amended	V. 17, p. 632
51-9-12	New	V. 17, p. 632
51-9-13	New	V. 17, p. 633
51-9-14	New	V. 17, p. 634
51-10-6	Amended	V. 17, p. 634
51-12-2	New	V. 17, p. 635
51-13-1	Amended	V. 17, p. 635
51-15-2	Amended	V. 17, p. 635
51-17-2	New	V. 17, p. 635
51-18-2	Amended	V. 17, p. 636
51-18-3	through	
51-18-6	New	V. 17, p. 637
51-19-1	Amended	V. 17, p. 637
51-21-1	Amended	V. 17, p. 637
51-24-1	Amended	V. 17, p. 637
51-24-2	Revoked	V. 17, p. 637
51-24-7	Revoked	V. 17, p. 637

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-1-104	New	V. 16, p. 436
60-2-101	Amended	V. 16, p. 437
60-2-102	through	
60-2-108	New	V. 16, p. 437-440
60-3-106	Amended	V. 16, p. 440
60-3-106a	Amended	V. 17, p. 357
60-3-107	Amended	V. 17, p. 357
60-3-112	New	V. 17, p. 357
60-4-101	Amended	V. 17, p. 358
60-7-109	New	V. 17, p. 358
60-7-110	New	V. 17, p. 358
60-8-101	Amended	V. 17, p. 358
60-9-105	Amended	V. 17, p. 358
60-9-106	Amended	V. 17, p. 359
60-9-107	Amended	V. 17, p. 360
60-11-119	Amended	V. 17, p. 361
60-11-120	New	V. 17, p. 361
60-11-121	New	V. 17, p. 361
60-16-101	Amended	V. 17, p. 796
60-16-102	Amended	V. 17, p. 796

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-3-10	Amended	V. 16, p. 1250

**AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY**

Reg. No.	Action	Register
65-5-6	Amended	V. 16, p. 300
65-5-9	New	V. 16, p. 249
65-5-10	New	V. 16, p. 250
65-10-1	Amended	V. 16, p. 1176

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended	V. 17, p. 102
66-10-1	Amended	V. 17, p. 102

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-1-1f	Amended	V. 16, p. 1176
68-1-2a	New	V. 16, p. 1176
68-2-5	Amended	V. 16, p. 1177
68-2-9	Amended	V. 16, p. 1177
68-7-12	Amended	V. 17, p. 170
68-20-15a	Amended	V. 16, p. 1177

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-15-1	through	
69-15-30	New	V. 16, p. 1281-1288

**AGENCY 70: BOARD OF VETERINARY MEDICAL EXAMINERS**

Reg. No.	Action	Register
70-1-1	Amended	V. 16, p. 173
70-1-6	New	V. 16, p. 441
70-2-1	Revoked	V. 16, p. 173
70-2-2	Revoked	V. 16, p. 173
70-2-3	Revoked	V. 16, p. 173
70-4-1	through	
70-4-7	Revoked	V. 16, p. 173
70-4-8	New	V. 16, p. 441
70-4-9	New	V. 16, p. 443
70-4-10	New	V. 16, p. 443
70-5-1	Amended	V. 16, p. 173
70-7-1	New	V. 16, p. 173
70-8-1	New	V. 16, p. 174
70-9-1	New	V. 16, p. 1289
70-10-1	New	V. 16, p. 175

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-1-3	Amended	V. 16, p. 1742
71-1-16	Revoked	V. 16, p. 1742
71-1-17	Revoked	V. 16, p. 1742
71-1-19	New	V. 16, p. 1742
71-3-3	Revoked	V. 16, p. 1742
71-5-3	Amended	V. 16, p. 1742
71-5-4	Amended	V. 16, p. 1742

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-1-5	Revoked	V. 16, p. 1119
74-1-6	New	V. 16, p. 1119
74-2-1	Amended	V. 16, p. 1119
74-12-1	Amended	V. 16, p. 1120

**AGENCY 75: CONSUMER CREDIT COMMISSIONER**

Reg. No.	Action	Register
75-6-24	Amended	V. 17, p. 738
75-6-26	Amended	V. 16, p. 1912

**AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER**

Reg. No.	Action	Register
81-2-1	Amended	V. 16, p. 1938
81-3-2	Amended	V. 16, p. 1939
81-5-8	Amended	V. 16, p. 1939
81-5-9	Revoked	V. 16, p. 1939
81-5-13	New	V. 16, p. 1939
81-5-14	New	V. 16, p. 1940

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-3-103a	Amended	V. 16, p. 1332
82-3-120	Amended	V. 16, p. 1332
82-3-120a	New	V. 16, p. 1332
82-3-123	Amended	V. 16, p. 1333
82-3-129	Revoked	V. 16, p. 1333
82-3-130	Amended	V. 16, p. 1333
82-3-136	Amended	V. 16, p. 1333
82-3-141	Revoked	V. 16, p. 1333
82-3-304	Amended	V. 16, p. 1333
82-3-308	Revoked	V. 16, p. 1334
82-3-309	Revoked	V. 16, p. 1334

82-3-312	Amended	V. 16, p. 1334
82-3-313	Revoked	V. 16, p. 1334
82-3-500	through	
82-3-504	Revoked	V. 16, p. 1334
82-3-800	through	
82-3-804	New	V. 17, p. 362, 363

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-1-3	Amended	V. 16, p. 1669, 1704
86-1-5	Amended	V. 17, p. 246
86-1-11	Amended	V. 16, p. 1669, 1705
86-2-8	Amended	V. 16, p. 1670, 1706
86-3-25	Revoked	V. 16, p. 1670, 1706
86-3-26	New	V. 16, p. 1670, 1706
86-3-27	New	V. 16, p. 1672, 1707
86-3-28	New	V. 16, p. 1672, 1707

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-3-9	Amended	V. 17, p. 208

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-5-14	Amended	V. 17, p. 35
91-10-2	Amended	V. 16, p. 409

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-19-1a	Revoked	V. 17, p. 949
92-19-1b	New	V. 17, p. 949
92-19-3	Amended	V. 17, p. 949
92-19-8	Revoked	V. 17, p. 950
92-19-13	Revoked	V. 17, p. 950
92-19-13a	New	V. 17, p. 950
92-19-16	Revoked	V. 17, p. 950
92-19-18	Revoked	V. 17, p. 950
92-19-18a	New	V. 17, p. 950
92-19-19	Revoked	V. 17, p. 950
92-19-25a	Revoked	V. 17, p. 951
92-19-25b	New	V. 17, p. 951
92-19-27a	Revoked	V. 17, p. 952
92-19-30	Amended	V. 17, p. 952
92-19-32	Revoked	V. 17, p. 954
92-19-34	Revoked	V. 17, p. 954
92-19-35	Revoked	V. 17, p. 954
92-19-39	Revoked	V. 17, p. 954
92-19-49	Revoked	V. 17, p. 954
92-19-49a	New	V. 17, p. 954
92-19-66a	Revoked	V. 17, p. 956
92-19-66b	Amended	V. 17, p. 956
92-19-66d	Revoked	V. 17, p. 957
92-19-66e	New	V. 17, p. 957
92-19-68	Revoked	V. 17, p. 959
92-19-78	Revoked	V. 17, p. 959
92-21-18	Revoked	V. 17, p. 959
92-21-21	Revoked	V. 17, p. 959

**AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION**

Reg. No.	Action	Register
93-3-1	through	
93-3-4	Revoked	V. 17, p. 948
93-4-1	Revoked	V. 17, p. 948
93-4-2	through	
93-4-6	New	V. 17, p. 948, 949
93-6-1	through	
93-6-6	New	V. 16, p. 1552, 1892

**AGENCY 94: BOARD OF TAX APPEALS**

Reg. No.	Action	Register
94-2-1	through	
94-2-12	Amended	V. 16, p. 1242-1245
94-2-13	through	
94-2-18	New	V. 16, p. 1245, 1246
94-3-1	Amended	V. 16, p. 1246
94-3-2	Amended	V. 16, p. 1246

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

Reg. No.	Action	Register
99-25-1	Amended	V. 17, p. 209
99-25-2	Revoked	V. 17, p. 209

(continued)

99-25-4		
through		
99-25-8	New	V. 17, p. 209, 210
99-27-1		
through		
99-27-5	New	V. 17, p. 210-212
99-30-5	Amended	V. 17, p. 212
99-30-6	Amended	V. 17, p. 212
99-31-5	Amended	V. 17, p. 212
99-31-6	Amended	V. 17, p. 213
99-40-7	New	V. 17, p. 213

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-6-2	Amended	V. 16, p. 737
100-11-1	Amended	V. 17, p. 509
100-15-1	Amended	V. 16, p. 1176
100-23-1	Amended	V. 17, p. 299
100-29-1		
through		
100-29-14	New	V. 16, p. 380-384
100-29-7	Amended	V. 17, p. 510
100-34-3	Revoked	V. 16, p. 384
100-34-4	Revoked	V. 16, p. 384
100-35-1	Revoked	V. 16, p. 384
100-35-3	Revoked	V. 16, p. 384
100-35-6	Revoked	V. 16, p. 384
100-35-7	Revoked	V. 16, p. 384
100-36-1	Revoked	V. 16, p. 384
100-37-1	Revoked	V. 16, p. 384
100-37-2	Revoked	V. 16, p. 384
100-38-1	Revoked	V. 16, p. 385
100-39-1	Revoked	V. 16, p. 385
100-40-2	Revoked	V. 16, p. 385
100-42-2	Revoked	V. 16, p. 385
100-46-1	Revoked	V. 16, p. 385
100-46-2	Revoked	V. 16, p. 385
100-46-3	Revoked	V. 16, p. 385
100-46-5	Revoked	V. 16, p. 385
100-46-6	Revoked	V. 16, p. 385
100-47-1	Revoked	V. 16, p. 385
100-49-4	Amended	V. 17, p. 510
100-49-5	Amended	V. 16, p. 1176
100-54-4	Amended	V. 17, p. 510
100-54-7	Amended	V. 16, p. 142
100-55-4	Amended	V. 17, p. 510
100-55-10	Revoked	V. 17, p. 510
100-60-1	Amended	V. 17, p. 510
100-67-1	New	V. 16, p. 1174, 1549
100-69-5	Amended	V. 17, p. 510
100-69-10	New	V. 16, p. 2061

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-13	Amended	V. 16, p. 1672
102-2-2a	Amended	V. 16, p. 1672
102-2-4a	Amended	V. 16, p. 1673
102-2-4b	Amended	V. 16, p. 1674
102-2-5	Amended	V. 16, p. 1675
102-2-6	Amended	V. 16, p. 1675
102-2-8	Amended	V. 16, p. 1676
102-2-9	Amended	V. 16, p. 1678
102-2-10	Amended	V. 16, p. 1678
102-2-11	Amended	V. 16, p. 1678
102-2-12	Amended	V. 16, p. 1679
102-3-1	Revoked	V. 16, p. 1941
102-3-1a	New	V. 16, p. 1941
102-3-2	Amended	V. 16, p. 1680
102-3-3	Revoked	V. 16, p. 1942
102-3-3a	New	V. 16, p. 1942
102-3-4	Revoked	V. 16, p. 1943
102-3-4a	New	V. 16, p. 1943
102-3-5	Revoked	V. 16, p. 1944
102-3-5a	New	V. 16, p. 1944
102-3-6	Revoked	V. 16, p. 1944
102-3-6a	New	V. 16, p. 1944
102-3-7	Revoked	V. 17, p. 426
102-3-7a	New	V. 17, p. 426
102-3-8	Revoked	V. 16, p. 1945
102-3-8a	New	V. 16, p. 1945
102-3-9	Revoked	V. 16, p. 1945
102-3-9a	New	V. 16, p. 1945
102-3-10	Revoked	V. 16, p. 1946
102-3-10a	New	V. 16, p. 1946
102-3-11	Revoked	V. 16, p. 1947
102-3-11a	New	V. 16, p. 1947
102-3-12	Revoked	V. 16, p. 1948
103-3-12a	New	V. 16, p. 1948

102-3-13	Revoked	V. 16, p. 1950
102-4-1	Revoked	V. 16, p. 1950
102-4-1a	New	V. 16, p. 1950
102-4-2	Amended	V. 16, p. 1680
102-4-3	Revoked	V. 16, p. 1951
102-4-3a	New	V. 16, p. 1951
102-4-4	Revoked	V. 16, p. 1953
102-4-4a	New	V. 16, p. 1953
102-4-5	Revoked	V. 16, p. 1954
102-4-5a	New	V. 16, p. 1954
102-4-6	Revoked	V. 16, p. 1954
102-4-6a	New	V. 16, p. 1954
102-4-7a	New	V. 17, p. 318
102-4-8	Revoked	V. 16, p. 1955
102-4-8a	New	V. 16, p. 1955
102-4-9	Revoked	V. 16, p. 1955
102-4-9a	New	V. 16, p. 1955
102-4-10	Revoked	V. 16, p. 1956
102-4-10a	New	V. 16, p. 1956
102-4-11	Revoked	V. 16, p. 1958
102-4-11a	New	V. 16, p. 1958
102-4-12	New	V. 16, p. 1958
102-4-13	New	V. 16, p. 1960
102-5-1	Amended	V. 16, p. 1961
102-5-2	Amended	V. 16, p. 1680
102-5-3	Amended	V. 16, p. 1962
102-5-4	Revoked	V. 16, p. 1963
102-5-4a	New	V. 16, p. 1963
102-5-5	Amended	V. 16, p. 1964
102-5-6	Revoked	V. 16, p. 1964
102-5-6a	New	V. 16, p. 1964
102-5-7	Revoked	V. 17, p. 427
102-5-7a	New	V. 17, p. 427
102-5-8	Amended	V. 16, p. 1965
102-5-9	Amended	V. 16, p. 1965
102-5-10	Amended	V. 16, p. 1966
102-5-11	Amended	V. 16, p. 1967
102-5-12	Amended	V. 16, p. 1967

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-1	Amended	V. 16, p. 651
108-1-2	New	V. 17, p. 462

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-2-15	New	V. 16, p. 2063
109-6-2	Amended	V. 16, p. 1708
109-8-1	Amended	V. 16, p. 685

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Reg. No.	Action	Register
110-4-1		
through		
110-4-4	Amended	V. 16, p. 1329-1331
110-4-5	New	V. 16, p. 1331

AGENCY 111: KANSAS LOTTERY

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-3	Amended	V. 17, p. 386
111-1-5	Amended	V. 15, p. 1304
111-2-1	Amended	V. 17, p. 387
111-2-2	Amended	V. 17, p. 387
111-2-2a		
through		
111-2-2e	New	V. 14, p. 1633, 1634
111-2-2b	Amended	V. 17, p. 738
111-2-2d	Amended	V. 17, p. 739
111-2-2e	Amended	V. 17, p. 739
111-2-4	Amended	V. 17, p. 429
111-2-6	Revoked	V. 13, p. 149
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	Amended	V. 14, p. 1634
111-2-15	Revoked	V. 10, p. 881
111-2-16	Revoked	V. 10, p. 1210
111-2-17	Revoked	V. 10, p. 1210
111-2-18	Revoked	V. 11, p. 413
111-2-19	Revoked	V. 11, p. 413
111-2-20		
through		
111-2-26	Revoked	V. 13, p. 1401
111-2-27	Revoked	V. 14, p. 972
111-2-28	New	V. 12, p. 1844
111-2-29	Revoked	V. 14, p. 972

111-2-30	Amended	V. 17, p. 991
111-2-31	New	V. 14, p. 170
111-2-32		
through		
111-2-42	Revoked	V. 16, p. 448, 449
111-2-43	Amended	V. 16, p. 1807
111-2-44	New	V. 15, p. 288
111-2-45	New	V. 15, p. 288
111-2-46	New	V. 15, p. 624
111-2-47	Amended	V. 16, p. 449
111-2-48	New	V. 15, p. 1055
111-2-49	New	V. 15, p. 1055
111-2-50	New	V. 15, p. 1056
111-2-51	New	V. 15, p. 1440
111-2-52	New	V. 15, p. 1441
111-2-53	New	V. 15, p. 1710
111-2-54	New	V. 15, p. 1920
111-2-55	New	V. 15, p. 1953
111-2-56	New	V. 16, p. 449
111-2-57	New	V. 16, p. 449
111-2-58	New	V. 16, p. 689
111-2-59	New	V. 16, p. 1043
111-2-60	New	V. 16, p. 1209
111-2-61	New	V. 16, p. 1473
111-2-62	Amended	V. 17, p. 739
111-2-63	New	V. 16, p. 1808
111-2-64	New	V. 16, p. 1808
111-2-65	New	V. 16, p. 1833
111-2-66	Amended	V. 17, p. 467
111-2-67	Amended	V. 17, p. 387
111-2-68	New	V. 16, p. 2069
111-2-69	New	V. 16, p. 2070
111-2-70	New	V. 17, p. 388
111-2-71	New	V. 17, p. 389
111-2-72	New	V. 17, p. 430
111-2-73	New	V. 17, p. 467
111-2-74	New	V. 17, p. 739
111-2-75	New	V. 17, p. 991
111-3-1	Amended	V. 17, p. 389
111-3-6	Amended	V. 12, p. 677
111-3-9	Revoked	V. 11, p. 1793
111-3-10		
through		
111-3-31	New	V. 7, p. 201-206
111-3-11	Amended	V. 13, p. 35
111-3-12	Amended	V. 13, p. 1826
111-3-13	Amended	V. 17, p. 390
111-3-14	Amended	V. 17, p. 391
111-3-16	Amended	V. 9, p. 1566
111-3-19	Revoked	V. 13, p. 1827
111-3-20	Amended	V. 11, p. 1148
111-3-21	Amended	V. 11, p. 1148
111-3-22	Amended	V. 11, p. 1148
111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 17, p. 392
111-3-26	Amended	V. 11, p. 1149
111-3-27	Amended	V. 11, p. 1149
111-3-29	Revoked	V. 11, p. 1149
111-3-31	Amended	V. 8, p. 209
111-3-32	Amended	V. 10, p. 883
111-3-33	New	V. 7, p. 1434
111-3-34	New	V. 13, p. 149
111-3-35	Amended	V. 17, p. 430
111-3-36	New	V. 13, p. 877
111-3-37	New	V. 13, p. 877
111-4-1		
through		
111-4-5	Revoked	V. 12, p. 113
111-4-5a	Revoked	V. 12, p. 113
111-4-6		
through		
111-4-15	Revoked	V. 12, p. 113
111-4-66		
through		
111-4-77	New	V. 7, p. 207-209
111-4-96		
through		
111-4-114	New	V. 7, p. 1606-1610
111-4-100	Amended	V. 14, p. 972
111-4-101		
through		
111-4-106	Revoked	V. 16, p. 450
111-4-106a	Revoked	V. 16, p. 450
111-4-107		
through		
111-4-114	Revoked	V. 16, p. 450, 451
111-4-153		
through		
111-4-160	Revoked	V. 9, p. 1676, 1677
111-4-177		
through		
111-4-212	Revoked	V. 9, p. 1677, 1678

111-4-213 through 111-4-220	Revoked	V. 10, p. 1213	111-4-401 through 111-4-404	Revoked	V. 12, p. 1373	111-4-737 through 111-4-749	New	V. 14, p. 1095-1098
111-4-221 through 111-4-224	Revoked	V. 10, p. 1585	111-4-405 through 111-4-413	Revoked	V. 16, p. 452	111-4-750 through 111-4-757	New	V. 14, p. 1408, 1409
111-4-225 through 111-4-228	Revoked	V. 10, p. 1585	111-4-414 through 111-4-428	Revoked	V. 14, p. 8	111-4-758 through 111-4-761	New	V. 14, p. 1502, 1503
111-4-229 through 111-4-236	Revoked	V. 10, p. 1585, 1586	111-4-429 through 111-4-432	Revoked	V. 12, p. 1373	111-4-762 through 111-4-778	New	V. 14, p. 1410-1414
111-4-237 through 111-4-240	Revoked	V. 11, p. 413	111-4-433 through 111-4-436	Revoked	V. 12, p. 1374	111-4-769 through 111-4-779	Amended	V. 14, p. 1503
111-4-241 through 111-4-244	Revoked	V. 12, p. 1371	111-4-437 through 111-4-440	Revoked	V. 12, p. 1374	111-4-791 through 111-4-792	New	V. 14, p. 1504-1507
111-4-245 through 111-4-248	Revoked	V. 12, p. 1371	111-4-441 through 111-4-444	Revoked	V. 14, p. 8	111-4-803 through 111-4-804	New	V. 14, p. 1635-1638
111-4-249 through 111-4-256	Revoked	V. 12, p. 113, 114	111-4-445 through 111-4-448	Revoked	V. 12, p. 1374	111-4-816 through 111-4-817	New	V. 15, p. 116-119
111-4-257 through 111-4-286	Revoked	V. 11, p. 413, 414	111-4-449 through 111-4-453	Revoked	V. 14, p. 8	111-4-824 through 111-4-825	New	V. 15, p. 289, 290
111-4-287 through 111-4-290	Revoked	V. 12, p. 1371	111-4-454 through 111-4-465	Revoked	V. 12, p. 1664, 1665	111-4-838 through 111-4-839	New	V. 15, p. 449-452
111-4-291 through 111-4-300	Revoked	V. 12, p. 114	111-4-466 through 111-4-469	Revoked	V. 12, p. 1665	111-4-854 through 111-4-855	New	V. 15, p. 624-627
111-4-301 through 111-4-307	Revoked	V. 13, p. 1402	111-4-470 through 111-4-477	Revoked	V. 16, p. 452, 453	111-4-860 through 111-4-872	New	V. 15, p. 1056-1059
111-4-308 through 111-4-317	Revoked	V. 16, p. 451	111-4-478 through 111-4-492	Revoked	V. 14, p. 974, 975	111-4-871 through 111-4-873	Amended	V. 15, p. 1181
111-4-318 through 111-4-321	Revoked	V. 12, p. 114	111-4-493 through 111-4-496	Revoked	V. 16, p. 453	111-4-892 through 111-4-881	New	V. 15, p. 1181-1186
111-4-322 through 111-4-327	Revoked	V. 12, p. 1371	111-4-497 through 111-4-512	Revoked	V. 14, p. 975	111-4-893 through 111-4-910	Amended	V. 16, p. 1505
111-4-328 through 111-4-335	Revoked	V. 12, p. 114	111-4-513 through 111-4-521	Revoked	V. 16, p. 453	111-4-911 through 111-4-918	New	V. 15, p. 1441-1445
111-4-336 through 111-4-340	Revoked	V. 16, p. 451	111-4-522 through 111-4-571	Revoked	V. 14, p. 975-977	111-4-918 through 111-4-918	Amended	V. 15, p. 1475, 1476
111-4-341 through 111-4-341a	Revoked	V. 11, p. 1473	111-4-572 through 111-4-585	Revoked	V. 13, p. 878-880	111-4-918 through 111-4-919	Amended	V. 15, p. 1954
111-4-341b through 111-4-341c	Revoked	V. 12, p. 1372	111-4-586 through 111-4-572	Revoked	V. 17, p. 991	111-4-919 through 111-4-941	New	V. 15, p. 1954
111-4-342 through 111-4-345	Revoked	V. 16, p. 451	111-4-573 through 111-4-576	New	V. 17, p. 992	111-4-942 through 111-4-965	New	V. 15, p. 1710-1716
111-4-346 through 111-4-349	Revoked	V. 12, p. 114	111-4-577 through 111-4-579	Amended	V. 17, p. 992	111-4-965 through 111-4-966	Amended	V. 15, p. 1921-1926
111-4-350 through 111-4-355	Revoked	V. 16, p. 452	111-4-580 through 111-4-582	Amended	V. 16, p. 1044	111-4-966 through 111-4-966	Amended	V. 15, p. 1954
111-4-356 through 111-4-361	Revoked	V. 14, p. 7	111-4-583 through 111-4-586	Amended	V. 17, p. 992	111-4-967 through 111-4-970	Amended	V. 16, p. 341
111-4-362 through 111-4-365	Revoked	V. 12, p. 114, 115	111-4-587 through 111-4-606	Amended	V. 15, p. 883	111-4-971 through 111-4-982	New	V. 16, p. 341
111-4-366 through 111-4-369	Revoked	V. 12, p. 1373	111-4-607 through 111-4-619	Amended	V. 17, p. 992	111-4-983 through 111-4-991	New	V. 16, p. 341-344
111-4-370 through 111-4-379	Revoked	V. 14, p. 7, 8	111-4-620 through 111-4-623	Revoked	V. 14, p. 977, 978	111-4-992 through 111-4-1012	New	V. 16, p. 456, 457
111-4-380 through 111-4-383	Revoked	V. 12, p. 1664	111-4-624 through 111-4-702	New	V. 13, p. 1436-1438	111-4-1012 through 111-4-995	Amended	V. 16, p. 689-694
111-4-384 through 111-4-387	Revoked	V. 12, p. 1373	111-4-703 through 111-4-723	Amended	V. 16, p. 1504	111-4-995 through 111-4-996a	New	V. 16, p. 2016
111-4-388 through 111-4-391	Revoked	V. 12, p. 1373	111-4-724 through 111-4-736	Amended	V. 14, p. 1407	111-4-996a through 111-4-1013	New	V. 16, p. 1080
111-4-392 through 111-4-400	Revoked	V. 16, p. 252			V. 14, p. 1408	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
						111-4-1038 through 111-4-1041	Amended	V. 16, p. 1473
						111-4-1041 through 111-4-1042	New	V. 16, p. 1209, 1210
						111-4-1042 through 111-4-1059	Amended	V. 16, p. 1473
							New	V. 16, p. 1474-1478

(continued)



111-4-1048	Amended	V. 16, p. 1505	111-6-1			111-8-5		
111-4-1055	Amended	V. 17, p. 430	through			through	New	V. 7, p. 1634
111-4-1060			111-6-15	New	V. 7, p. 213-217	111-8-13	New	V. 7, p. 1634
through			111-6-1	Amended	V. 17, p. 393	111-8-14	New	V. 13, p. 881
111-4-1083	New	V. 16, p. 1506-1511	111-6-3	Amended	V. 14, p. 313	111-8-15	New	V. 13, p. 881
111-4-1065	Amended	V. 16, p. 1849	111-6-4	Amended	V. 10, p. 1413	111-9-1		
111-4-1084			111-6-5	Amended	V. 16, p. 1818	through		
through			111-6-6	Amended	V. 11, p. 1973	111-9-12	New	V. 7, p. 1714-1716
111-4-1108	New	V. 16, p. 1809-1814	111-6-7	Amended	V. 16, p. 2023	111-9-1		
111-4-1091	Amended	V. 17, p. 430	111-6-7a	Amended	V. 15, p. 1188	through		
111-4-1092	Amended	V. 17, p. 431	111-6-8	Revoked	V. 12, p. 1263	111-9-6	Revoked	V. 9, p. 1680
111-4-1109			111-6-9	Revoked	V. 14, p. 313	111-9-13		
through			111-6-11	Revoked	V. 12, p. 1376	through		
111-4-1117	New	V. 16, p. 1849-1851	111-6-12	Amended	V. 8, p. 212	111-9-18	Revoked	V. 9, p. 1680
111-4-1118			111-6-13	Amended	V. 8, p. 299	111-9-25		
through			111-6-15	Amended	V. 12, p. 677	through		
111-4-1141	New	V. 16, p. 1883-1888	111-6-17	Revoked	V. 10, p. 1475	111-9-30	New	V. 9, p. 699, 700
111-4-1141	Amended	V. 17, p. 431	111-6-18	New	V. 13, p. 150	111-9-31		
111-4-1142			111-6-19	New	V. 13, p. 340	through		
through			111-6-20	Amended	V. 17, p. 1001	111-9-36	New	V. 10, p. 262
111-4-1171	New	V. 16, p. 2016-2023	111-6-21	New	V. 13, p. 881	111-9-37		
111-4-1172			111-6-22	New	V. 13, p. 881	through		
through			111-6-23	New	V. 13, p. 881	111-9-48	New	V. 10, p. 1439, 1440
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111-4-1183	Amended	V. 17, p. 993	111-7-1	Amended	V. 8, p. 212	111-9-55		
111-4-1185			111-7-3	Amended	V. 11, p. 1796	through		
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111-4-1196	New	V. 17, p. 431-434	111-7-4	Amended	V. 9, p. 1367	111-9-61		
111-4-1194	Amended	V. 17, p. 740	111-7-5	Amended	V. 9, p. 986	through		
111-4-1197			111-7-6	Amended	V. 9, p. 987	111-9-78	New	V. 16, p. 1087-1089
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111-4-1222	New	V. 17, p. 467-473	111-7-11	Amended	V. 15, p. 1188	through		
111-4-1219	Amended	V. 17, p. 993	111-7-12			111-9-90	New	V. 17, p. 394, 395
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111-4-1242	New	V. 17, p. 740-745	111-7-33			111-10-9	New	V. 8, p. 136-138
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through			111-7-43	New	V. 7, p. 1197, 1198			
111-4-1265	New	V. 17, p. 994-1000	111-7-33a	New	V. 8, p. 300			
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111-5-19	Revoked	V. 15, p. 291	111-7-55					
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111-5-33	New	V. 11, p. 415-418	111-7-63	Revoked	V. 10, p. 1217			
111-5-21	Revoked	V. 15, p. 291	111-7-60	Amended	V. 10, p. 262			
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111-5-26	Amended	V. 16, p. 1815	111-7-66a	Revoked	V. 13, p. 340			
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111-5-29	Amended	V. 15, p. 1060	111-7-78	Amended	V. 15, p. 1188			
111-5-30	Amended	V. 16, p. 1817	111-7-75	Amended	V. 16, p. 1479			
111-5-31	Amended	V. 16, p. 1817	111-7-78	Amended	V. 16, p. 1479			
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111-5-69	Amended	V. 17, p. 474	111-8-3	Amended	V. 10, p. 886			
			111-8-4	New	V. 7, p. 1714			
			111-8-4a	Revoked	V. 13, p. 1406			

**AGENCY 112: KANSAS RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-3-21	New	V. 16, p. 1151
112-4-1	Amended	V. 17, p. 511
112-4-22	Amended	V. 17, p. 512
112-4-22a	New	V. 17, p. 512
112-4-23	Amended	V. 17, p. 590
112-4-26	New	V. 16, p. 1152
112-7-7	Amended	V. 17, p. 512
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
112-16-11	Amended	V. 17, p. 590
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. 17, p. 462
115-2-6	New	V. 17, p. 462
115-3-2	Amended	V. 16, p. 1471
115-4-1	Amended	V. 17, p. 463
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. 17, p. 464
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
117-5-1	Amended	V. 17, p. 465
117-5-2	New	V. 17, p. 465
117-5-3	New	V. 17, p. 465

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 118: KANSAS STATE HISTORICAL SOCIETY**

Reg. No.	Action	Register
118-3-1 through 118-3-16	New	V. 17, p. 690-693

**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**

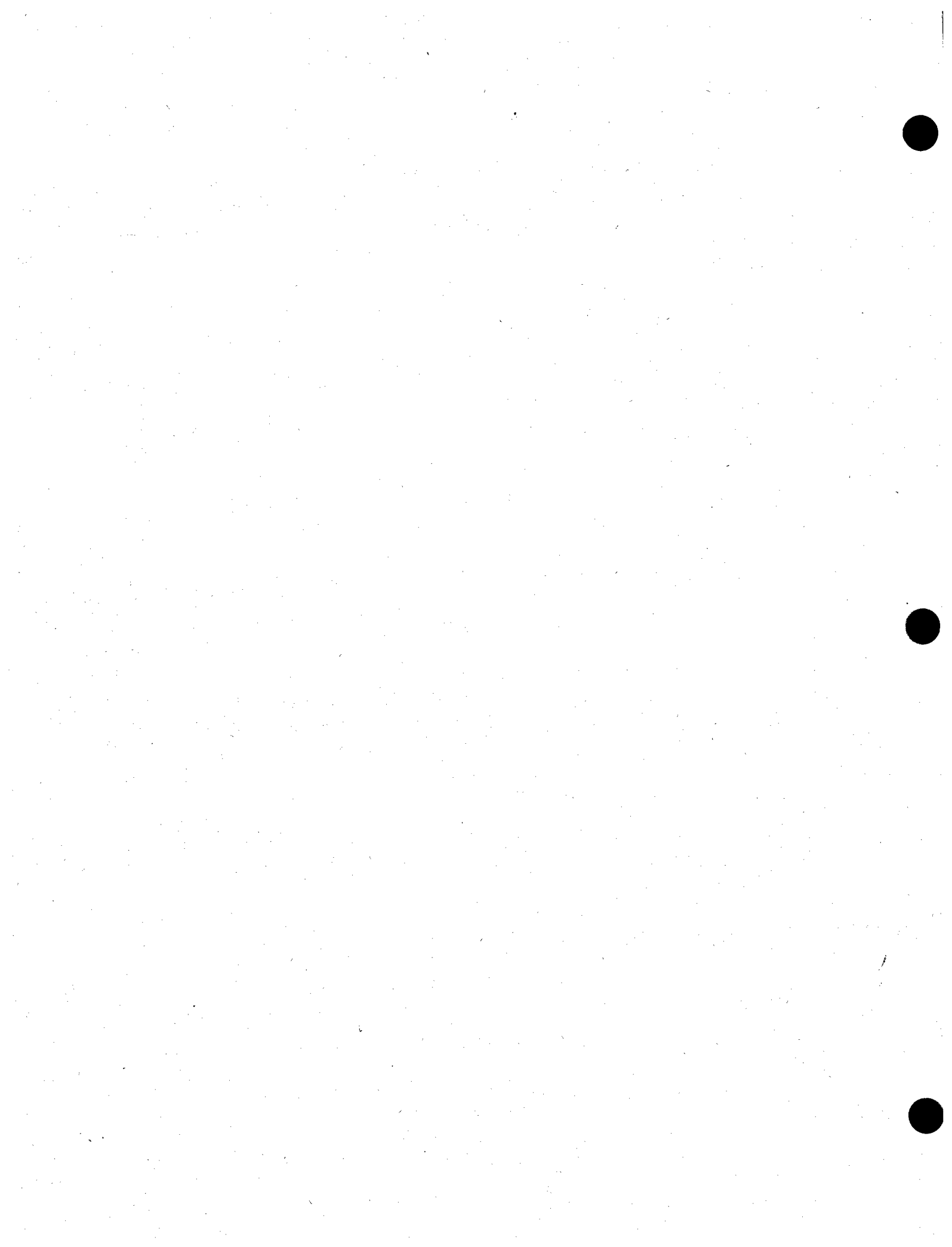
Reg. No.	Action	Register
122-2-2	Amended	V. 17, p. 10

**AGENCY 123: JUVENILE JUSTICE AUTHORITY**

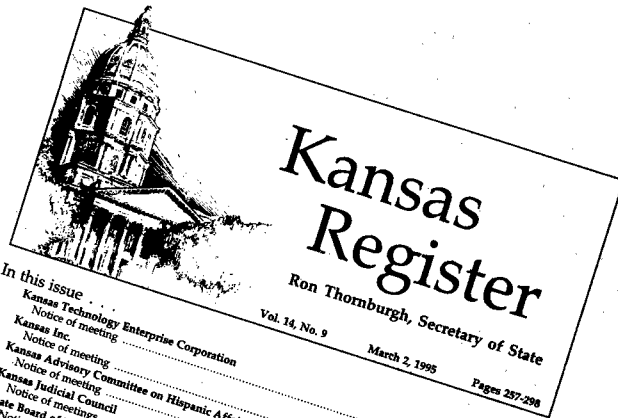
Reg. No.	Action	Register
123-2-1	New	V. 17, p. 36

**AGENCY 124: CHILD DEATH REVIEW BOARD**

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



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