



Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Department on Aging

Notice of Review of Administrative Regulations

As directed by Executive Order 00-03, the Kansas Department on Aging is conducting a comprehensive review of all the agency's regulations. The purpose of the review is to identify all regulations that are outdated, redundant, over-broad, ineffective or otherwise undesirable, and to revoke or modify those so identified. Each regulation will be evaluated according to the following criteria:

Need. Is the rule necessary to comply with the statutes that authorize it? Is the rule obsolete, duplicative or ambiguous to a degree that warrants repeal or revision? Is the rule broader than necessary to accomplish its purpose or objective?

Clarity. Is the rule written and organized in a clear and concise manner so it can be readily understood by those to whom it applies?

Cost. Have the benefits of the rule been considered in relation to costs? Do the benefits of the rule exceed the costs of the rule?

Fairness. Does the rule result in equitable treatment of those required to comply with it and those affected by the rule in other ways?

Effectiveness. Has the rule been effective in achieving the purpose for which it was established?

The regulations to be reviewed are Kansas Administrative Regulations (K.A.R.) chapters 26-1 through 26-9. Copies of these regulations may be found at the Internet web site www.k4s.org/kdoa or by calling Sheli Sweeney at (785) 296-1299.

KDOA invites public participation in this review process. Any interested person may submit written comments regarding KDOA regulations to Darvin Hirsch, Agency Rules Administrator, Kansas Department on Aging, 503 S. Kansas, Topeka, 66603-3404, or by e-mail to darvinh@aging.wpo.state.ks.us. Comments should be submitted not later than the end of business July 14, and each comment should indicate by number the regulation or regulations to which it pertains. Any questions about the review process should be directed to Darvin Hirsch at the address above.

For those who wish to comment in person, a Town Hall meeting is scheduled from 1 to 3 p.m. Wednesday, July 12, in the third floor conference room of the Kansas Department on Aging, 503 S. Kansas Ave., Topeka.

Any person requiring a reasonable accommodation should contact Sheli Sweeney.

Connie Hubbell
Secretary of Aging

Doc. No. 025351

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State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of June 26 through July 9. Any individual with a disability may request accommodation in order to participate in committee meetings. Requests for accommodation should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or (785) 296-8430 (TTY).

Date	Room	Time	Committee	Agenda
June 26	531-N	10:00 a.m.	Joint Committee on Special	Hearings on claims filed to date.
June 27	531-N	9:00 a.m.	Claims Against the State	
June 28	514-S	10:00 a.m.	Health Care Reform Legislative Oversight Committee*	Agenda not available.
June 29	519-S	10:00 a.m.	Joint Committee on Children's Issues	Agenda not available.
July 7	514-S	10:00 a.m.	Joint Committee on Administrative Rules and Regulations	Agenda not available.

* Meeting to be held upon approval of the Legislative Coordinating Council.

Jeff Russell
Director of Legislative
Administrative Services

Doc. No. 025363

State of Kansas

Department of Revenue

Notice of Available Publications

Listed below are all the Private Letter Rulings, Opinion Letters, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&As, Information Guides and Notices published by the Department of Revenue for April and May 2000. Copies can be obtained by accessing the Policy Information Library located on the Internet at www.ink.org/public/kdor or by calling the Office of Policy and Research at (785) 296-3081.

Private Letter Rulings

P-2000-0010	Concrete cutting and coring labor services.
P-2000-0011	Service and repair of laptop computers.
P-2000-0012	Senior centers.
P-2000-0013	Fuel surcharges.
P-2000-0014	Meals purchased by school districts from a restaurant.
P-2000-0015	Propane tanks, equipment, oil and misc. items.
P-2000-0016	Damage waiver charges, pickup charges, delivery charges, set-up charges, parts charges, freight and stolen equipment charges.
P-2000-0017	Waste tire and antifreeze disposal fees.
P-2000-0018	Equipment sales, repairs and rentals.
P-2000-0019	Pull-type box blades pulled by ATVs and garden tractors.
P-2000-0020	Total invoice amount, including recovery of design, copywriting, art direction and printing related costs, subject to sales tax.
P-2000-0022	Farm machinery and equipment related.
P-2000-0023	Equipment lessors located out-of-state with lessees located in the State of Kansas.
P-2000-0024	Sales and installation of garage storage cabinets to residential homeowners.
P-2000-0025	Sales of used forklifts.

P-2000-0026 Discounts offered by electric cooperatives to encourage early payment of bills by their customers.

P-2000-0027 Services and fees charged to customers at hotels and motels.

Opinion Letters

O-1999-021	Hotel rooms rented for more than 28 consecutive days by a single business.
O-2000-004	Inspection, maintenance and repair of fire extinguishers for churches.
O-2000-005	Businesses that are exempt from Kansas sales tax.
O-2000-006	Computer software and hardware sales to Kansans from out-of-state.
O-2000-007	Franchise fees imposed by a city.
O-2000-008	Amounts received under the community service program.
O-2000-010	Qualified contributions for the community service contribution credit.

Revenue Rulings

No new publications

Notices

No new publications

Memorandums

No new publications

Property Valuation Division Directives

No new publications

Q&As

No new publications

Information Guides

No new publications

Karla Pierce
Secretary of Revenue

Doc. No. 025352

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. 1999 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(l) and 75-4209(a)(1)(B).

Effective 6-19-00 through 6-25-00

Term	Rate
1-89 days	6.62%
3 months	5.99%
6 months	6.35%
9 months	6.32%
12 months	6.34%
18 months	6.45%
24 months	6.38%

Derl S. Treff
Director of Investments

Doc. No. 025361

State of Kansas

Wildlife and Parks Commission

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted by the Wildlife and Parks Commission at 7 p.m. Thursday, August 24, at the Best Western Hospitality House, 3021 W. Highway 50, Emporia, to consider the approval and adoption of proposed regulations of the Kansas Department of Wildlife and Parks.

A workshop meeting on business of the Wildlife and Parks Commission will begin at 1:30 p.m. August 24 at the location listed above. The meeting will recess at 5 p.m., then resume at 7 p.m. at the same location for the regulatory hearing. There will be public comment periods at the beginning of the afternoon and evening meetings for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete the hearing or other business matters, the commission will reconvene at 9 a.m. August 25 at same location.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Sheila Kemmis, commission secretary, at (316) 672-5911. Persons with a hearing impairment may call the TDD service at 1-800-766-3777 to request special accommodations.

This 60-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed administrative regulations. All interested parties may submit written comments prior to the hearing to the chairman of the commission, Kansas Department of Wildlife and Parks, Suite 502, Landon State Office Building, 900 S.W.

Jackson, Topeka, 66612. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for approving, amending and approving, or rejecting the proposed regulations.

The administrative regulations that will be heard during the regulatory hearing portion of the meeting are as follows:

K.A.R. 115-18-10. This regulation lists species illegal to import or possess in Kansas, due to the threat the species pose to native fauna. The proposed amendments would add black carp to the prohibited species list.

Economic Impact Summary: The department is not aware of the presence of black carp in Kansas currently, and the proposed amendments are not anticipated to have any economic impact on the department, other agencies or the public.

K.A.R. 115-18-13. This regulation establishes dark goose hunting units and establishes a permit requirement in those units. The proposed amendments would discontinue the Flint Hills unit, eliminate the carcass tag requirement for the Southeast Unit, and allow a single permit to be used in both remaining units.

Economic Impact Summary: The proposed amendments may lead to some decrease in department revenue due to decreased sales of dark goose permits, but otherwise are not anticipated to have any economic impact on the department, other agencies or the public.

K.A.R. 115-18-16. This proposed regulation would provide authority to harvest light geese (defined as snow geese and Ross's geese) outside of regular hunting seasons, until April 30, so long as the individual has all licenses and permits that would be required during a regular hunting season. A similar regulation was adopted on a temporary basis for the spring of 2000. This permanent regulation would allow the state to implement the Conservation Order of the U.S. Fish and Wildlife Service on an annual basis, and is intended to reduce light goose populations.

Economic Impact Summary: The proposed regulation may create some additional revenue for the department due to sale of licenses and permits, although the additional sales are expected to be minimal. The regulation may have some indirect, long-term positive economic impact on agricultural producers who experience crop depredation by light geese.

Copies of the complete text of the regulations and their respective economic impact statements may be obtained by contacting the chairman of the commission at the address above or by calling (785) 296-2281.

John R. Dykes
Chairman

Doc. No. 025355

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the group of projects listed below. Only one firm will be selected to complete the three projects. Seven signed copies of the response should be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages. Responses must be received in Room 1084-West by 5 p.m. July 12 for the consulting engineering firm to be considered.

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

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

The scope of services is to upgrade the existing guard fence installations to acceptable criteria on the following projects:

50-29 K-7879-01, Ford County

Location: From RS944 east to U.S. 400
Fiscal Year: 2002
Estimated Construction Cost: \$1,710,000

54-106 K-7883-01, Allen and Bourbon Counties

Location: From Gas City east to Old U.S. 69
at Fort Scott
Fiscal Year: 2003
Estimated Construction Cost: \$2,160,000

75-106 K-7887-01, Nemaha and Brown Counties

Location: From the north city limits of Sabetha
north to the Nebraska state line
Fiscal Year: 2004
Estimated Construction Cost: \$922,000

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

- Size and professional qualifications.
- Experience of staff.
- Location of firm with respect to proposed project.
- Work load of firm.
- Firm's performance record.

E. Dean Carlson
Secretary of Transportation

Doc. No. 025332

(Published in the Kansas Register June 22, 2000.)

Heartland Works, Inc.

Request for Proposals

Heartland Works, Inc. is accepting bids for the lease of office space in Manhattan. To receive a request for proposal containing specifications, contact the Heartland Works office at 1035 S.W. Topeka Blvd., Topeka, 66612, (785) 234-0500. All bids must be received by 3 p.m. July 6. All companies and property owners are encouraged to bid.

Kris Kitchen
Executive Director

Doc. No. 025353

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

Sealed bids for items hereinafter listed will be received by the Director of Purchases, Room 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 296-2377 for additional information:

Friday, June 30, 2000

A-9007

Adjutant General's Department—Partial Armory
Reroof, Abilene

A-9008

Adjutant General's Department—Partial Armory
Reroof, Salina

Thursday, July 6, 2000

A-8994

Hutchinson Correctional Facility—Exterior Wall
Repair, Administration Building

Tuesday, July 11, 2000

A-8157(B)

Emporia State University—Lightning Protection
System, Cremer Hall

A-9003

Wichita State University—Soccer Field Fence and
Storage Units

01866

Kansas Correctional Industries—Mineral Spirits

Tuesday, July 18, 2000

A-8771(a)

Pittsburg State University—Roof Replacement, Russ
Hall

John T. Houlihan
Director of Purchases

Doc. No. 025365

State of Kansas

Kansas Guardianship Program**Notice of Meeting**

The Kansas Guardianship Program will conduct its governing board meeting from 3 to 5 p.m. Tuesday, June 27, in Room 220-South of the State Capitol, 300 S.W. 10th Ave., Topeka. For more information, call (785) 587-8555.

Jean Krahn
Executive Director

Doc. No. 025356

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. G-P Gypsum Corporation has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install an impact mill calcining system and wallboard reclaim processing equipment. G-P Gypsum Corporation has requested a federally-enforceable limitation to require the use of the air emission control equipment so that the proposed activity's emissions are below the PSD significance levels. Emissions of total particulate matter (PM) and particulate matter equal to or less than 10 microns in diameter (PM₁₀) were evaluated during the permit review process.

G-P Gypsum Corporation, Blue Rapids, owns and operates the stationary source located at the NW 1/4 of Section 16, Township 4 South, Range 7 East, Blue Rapids, Marshall County, at which the impact mill calcining system and wallboard reclaim processing equipment are to be installed.

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 for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE Northeast District Office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Herbert Buckland, (785) 296-6438, at the KDHE central office, or Pat Simpson, (785) 842-4600, at the KDHE Northeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Herbert Buckland, 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 24.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of

business July 24 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 025354

State of Kansas

Kansas Arts Commission**Notice of Nomination Deadline for
Governor's Arts Awards**

The Kansas Arts Commission is accepting nominations for the 2000 Governor's Arts Awards until 5 p.m. Tuesday, September 5. Mailed nominations should bear a U.S. Postal Service postmark that is not later than the deadline date. Metered mail is not acceptable as a postmark. Hand-delivered nominations, or nominations that are delivered by express mail or overnight delivery, will not be accepted after 5 p.m. September 5.

Any Kansas citizen or organization may submit a documented nomination in one of six categories: Individual Artist, Arts Organization, Art Educator, Arts Advocate, Individual Patron or Patron Organization. Individual artists may be in the visual, performing, literary, folk or media arts.

Nominees must be Kansas citizens or Kansas-based organizations with records of outstanding contributions to the excellence, growth and support or availability of the arts in Kansas. Prior honorees, current members of the commission or its staff, and art projects or programs are not eligible.

Award recipients will be selected from the eligible nominees by a panel including members of the Kansas Arts Commission, a representative of the Governor, and representatives from various arts disciplines and organizations.

All original nominations must be submitted on the official form. Handwritten nominations will not be considered. If more than one nomination is received for the same person or organization, only the first one received will be accepted.

All support materials—including but not limited to photographs, slides, video tapes, audio tapes, letters, clippings, manuscripts or publications—become the property of the commission and will not be returned.

For more information or to request a nomination form, contact the Kansas Arts Commission, 700 S.W. Jackson, Suite 1004, Topeka, 66603-3761, (785) 296-3335, fax (785) 296-4989, e-mail KAC@arts.state.ks.us. Persons with special communication needs may utilize the Kansas Relay Service, 1-800-766-3777.

The 2000 guidelines and nomination form also may be downloaded from the commission web site at <http://arts.state.ks.us> under the "programs" heading.

David M. Wilson
Executive Director

Doc. No. 025349

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed Class I air quality operating permit. Vita Craft Corporation has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 *et seq.* The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

Vita Craft Corporation owns and operates a cookware manufacturing facility located at 11100 W. 58th St., Shawnee.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Johnson County Environmental Department, 11180 Thompson Ave., Lenexa. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office, or Mike Boothe, (913) 492-0402, at the Johnson County Environmental Department. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Allen, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business July 24.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business July 24 in order for the Secretary of Health and Environment to consider the request.

The United States Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this

notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Gary Schlicht, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 025360

(Published in the Kansas Register June 22, 2000.)

Summary Notice of Bond Sale
City of Cedar Vale, Kansas
\$515,000

General Obligation Main Trafficway Bonds

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

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated as of June 15, 2000, of the City of Cedar Vale, Kansas, in connection with the city's General Obligation Main Trafficway Bonds, Series A, 2000, hereinafter described, sealed, written bids shall be received at the office of the city clerk at City Hall, 702 Cedar, P.O. Box 119, Cedar Vale, Kansas, until 7 p.m. Thursday, June 29, 2000, for the purchase of the bonds. All bids shall be publicly opened, read aloud and tabulated on said date and at said time and shall thereafter be immediately considered and acted upon by the city.

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

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

Details of the Bonds

The bonds to be sold are in the aggregate principal amount of \$515,000 and shall bear a dated date of July 15, 2000. The bonds shall be issued as fully registered bonds in the denomination of \$5,000, or any integral multiple thereof not exceeding the principal amount of the bonds maturing in any year. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. Certain of the bonds are

(continued)

subject to redemption prior to their respective maturities as set forth in the official notice of bond sale.

Interest on the bonds shall be payable semiannually on March 1 and September 1 of each year, commencing March 1, 2001. The bonds shall mature serially on September 1 in each of the years and principal amounts as follows:

Maturity Schedule	
Principal Amount	Maturity Date
\$15,000	2001
15,000	2002
15,000	2003
15,000	2004
15,000	2005
20,000	2006
20,000	2007
20,000	2008
20,000	2009
25,000	2010
25,000	2011
25,000	2012
30,000	2013
30,000	2014
30,000	2015
35,000	2016
35,000	2017
40,000	2018
40,000	2019
45,000	2020

Redemption of Bonds

Certain of the bonds are subject to optional redemption prior to their maturities as set forth in the official notice of bond sale. Additionally, a bidder may elect to have all or a portion of the bonds shown in the above maturity schedule issued as one or more term bonds, which would be subject to mandatory redemption requirements. (Reference is made to the official notice of bond sale for complete details regarding redemption of the bonds.)

Payment of Principal and Interest

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

Book-Entry Option

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

Security for the Bonds

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

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or before Monday, July 31, 2000, at such bank or trust company or other qualified depository in the State of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

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

Financial Matters

The city's equalized assessed tangible valuation for computation of bonded debt limitations is \$1,736,309.

K.S.A. 10-308 provides that the authorized and outstanding bonded indebtedness, subject to certain statutory adjustments, of any city shall not exceed 30 percent of the assessed valuation of the city. As of July 15, 2000, the city's gross outstanding general obligation debt will be \$750,000. The total indebtedness, after statutory adjustments, as of July 15, 2000, will be \$442,794, which is 25.5 percent of the assessed valuation of the city.

Official Statement

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

Additional Information

For additional information regarding the city, the bonds and the public sale, interested parties are invited to request copies of the complete official notice of bond sale and the official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the city clerk at the address and telephone number shown below, or from the city's financial advisor, Brian Corrigan, Cooper Malone McClain, Inc., 7701 E. Kellogg, Suite 700, Wichita, KS 67207, (316) 685-5777.

City of Cedar Vale, Kansas
By Barbara Denney, City Clerk
City Hall, 702 Cedar, P.O. Box 119
Cedar Vale, KS 67024
(316) 758-2244

Doc. No. 025366

(Published in the Kansas Register June 22, 2000.)

**Summary Notice of Bond Sale
Unified School District No. 437
Shawnee County, Kansas
\$9,200,000
General Obligation Bonds**

Sealed Written Bids

Sealed written bids for the purchase of \$9,200,000 principal amount of General Obligation Bonds of Unified School District No. 437, Shawnee County, Kansas (the issuer), hereinafter described, will be received by the undersigned district clerk on behalf of the Board of Education of the issuer at its administrative offices, 5928 S.W. 53rd St., Topeka, KS 66610, until 11:30 a.m. July 12, 2000. All bids will be publicly opened and read at said time and place and will be acted upon by the issuer immediately thereafter. No oral or auction bids will be considered. All bids will be in compliance with the notice of bond sale and preliminary official statement.

Bond Details

The bonds will consist of fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated July 1, 2000, and will become due serially on September 1 in the years as follows (the bidder may elect any of the bonds maturing September 1, 2010, and thereafter to be designated as term bonds, which term bonds will be subject to mandatory redemption on the dates and in the principal amounts set forth below):

Year	Principal Amount
2001	\$175,000
2002	275,000
2003	290,000
2004	305,000
2005	325,000
2006	340,000
2007	360,000
2008	385,000
2009	405,000
2010	430,000
2011	455,000
2012	480,000
2013	505,000
2014	535,000
2015	570,000
2016	600,000
2017	635,000
2018	670,000
2019	710,000
2020	750,000

The bonds will bear interest 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, 2001.

Place of Payment and Bond Registration

The principal of and interest on the bonds will be payable in lawful money of the United States by check or draft of the Kansas State Treasurer, Topeka, Kansas (the paying agent and bond registrar).

The issuer will pay for the fees of the bond registrar for registration and transfer of the bonds and also will pay for printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, or otherwise, will be the responsibility of the bondholders.

Redemption of Bonds Prior to Maturity

At the option of the issuer, bonds maturing on September 1, 2009, and thereafter will be subject to redemption and payment prior to maturity on September 1, 2008, and thereafter in whole or in part on any interest payment date (bonds of less than a single maturity to be selected by lot in multiples of \$5,000 principal amount by the paying agent and bond registrar in such equitable manner as it shall designate), at the principal amount thereof, plus accrued interest to the redemption date, without premium.

Basis of Award

The award of the bonds will be made on the basis of the lowest net interest cost to the issuer, which will be determined by subtracting the amount of the premium bid, if any, from the total cost. If there is any discrepancy between the net interest cost and the average annual net interest rate specified, the bid shall be adjusted to reflect the lowest net interest cost to the issuer. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the issuer shall determine which bid, if any, shall be accepted, and its determination shall be final.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Robert J. Perry, Esq., Auburn, 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.

Delivery and Payment

The issuer will pay for printing the bonds and will deliver the bonds, without cost to the successful bidder, properly prepared, executed and registered, on or about July 26, 2000, through the facilities of the Depository Trust Company, New York, New York.

Good Faith Deposit

Each bid shall be accompanied by a surety bond or a cashier's or certified check drawn on a bank located in the United States in the amount equal to 2 percent of the par value of the bonds, payable to the order of the issuer to secure the issuer from any loss resulting from the failure of the bidder to comply with the terms of its bid. No interest will be paid upon the deposit made by the successful bidder.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the issuer is \$290,138,827 (this includes motor vehicles). The total general obligation bonded indebtedness of the issuer as of the date of the bonds, including the bonds, is \$36,745,000.

(continued)

Dated June 15, 2000.

(Published in the Kansas Register June 22, 2000.)

Unified School District No. 437
Shawnee County, Kansas
Coreena Barth, Clerk
5928 S.W. 33rd
Topeka, KS 66610
(785) 862-0419
Fax (785) 862-3800

Notice of Mandatory Partial Redemption
City of Dighton, Kansas
First Mortgage Revenue Bonds
(Section 8 Assisted Housing Project)
Series 1978
Dated July 10, 1978
7.60% Due 7/1/2008
No Cusip Assigned

Doc. No. 025358

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. IMC Salt, Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to modify the evaporation system at its salt processing facility. IMC Salt, Inc. will operate as a PSD synthetic minor and has requested federally-enforceable limitations for the criteria pollutants emitted from the facility. Emissions of sulfur oxides (SOx), nitrogen oxides (NOx), total particulate matter (PM), and particulate matter equal to or less than 10 microns in diameter (PM₁₀) were evaluated during the permit review process.

IMC Salt, Inc., Lyons, owns and operates the stationary source located at Section 10, Township 20 South, Range 8 West, Lyons, Rice County, at which IMC Salt, Inc. intends to modify the evaporation system at its salt processing facility.

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 for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permit and supporting documentation, contact Herbert Buckland, (785) 296-6438, at the KDHE central office, or Joan Ratzlaff, (785) 827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Herbert Buckland, 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 24.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business July 24 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 025362

Notice is hereby given that pursuant to Section 302c of the Trust Indenture dated July 10, 1978, the following outstanding bonds, in denominations of \$5,000 each, totaling \$20,000 aggregate principal amount of the above issue, will be redeemed on July 1, 2000 (the redemption date), at a redemption price of 100 percent of the principal amount thereof, plus accrued interest to the redemption date.

Bond #	Amount
76	\$5,000
81	\$5,000
98	\$5,000
99	\$5,000

The bonds shall be payable upon presentation and surrender thereof on the redemption date to the paying agent, Commerce Bank, N.A., Attn: Global Corporate Trust Services, 1 Bank One Plaza IL1-0125, Chicago, IL 60670-0125. Interest shall cease to accrue on all bonds called for redemption on and after July 1, 2000.

The method of presentation and delivery of such bonds for redemption is at the option and risk of the owners of each bond. It is suggested, however, if the securities are sent by mail, that the envelope be sent insured, registered, return receipt.

Such redemption of the bonds is conditional and subject to the deposit of the redemption funds with Commerce Bank, N.A. not later than the opening of business on the redemption date. This notice of redemption shall be of no effect unless such funds are so deposited.

Under the provisions of the National Energy Policy Act of 1992, paying agents making payments of principal on municipal securities may be obligated to withhold an amount equal to 31 percent of the remittances to the individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the above-described securities who wish to avoid the imposition of this withholding should submit certified taxpayer identification numbers on a Form W-9 when presenting their bonds for collection.

Neither Commerce Bank nor the City of Dighton, Kansas, shall be responsible for the selection or use of the CUSIP identification numbers shown above, nor is any representation made as to the correctness of any CUSIP identification number shown above or printed on any of the Series 1978 Bonds. Said CUSIP identification numbers are included solely for the convenience of the holders of the Series 1978 Bonds.

Dated June 1, 2000.

Commerce Bank, N.A.
Wichita, Kansas
Trustee

Doc. No. 025357

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 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 and/or permit applications have been received for discharges to the waters of the United States and the State of Kansas for the class of discharges 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.

All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

Public Notice No. KS-AG-00-157/162

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Wiechman Brothers Feedyard Inc. Route 1, Box 15 Scott City, KS 67871	SW/4 of Section 30 T17S, R32W, Scott County	Smoky Hill River Basin

Kansas Permit No. A-SHSC-C008 Federal Permit No. KS-0115804

This is a permit renewal of an existing facility for 4,900 head (4,900 animal units) of beef cattle weighing greater than 700 pounds each.

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 approved waste management plan shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Rodney Oliphant Route 1, Box 87 Offerle, KS 67563	SW/4 of Section 33, T24S, R20W, Edwards County	Upper Arkansas River Basin

Kansas Permit No. A-UAED-B003

This is a permit renewal for an existing facility for 999 head (999 animal units) of beef cattle weighing greater than 700 pounds each.

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
Hughes Livestock Inc. HC 01, Box 14 Syracuse, KS 67878	S/2 of Section 2, T26S, R43W, Hamilton County	Cimarron River Basin

Kansas Permit No. A-CIHM-C002 Federal Permit No. KS-0095761

This is a new permit for 2,400 head (2,400 animal units) of beef cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Waste-

water storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Permeability tests shall be conducted on the earthen retention structure(s). Permeability tests shall be conducted after the soil liner(s) have been compacted and prior to placing the retention structure(s) into service. Copies of the permeability tests shall be submitted to KDHE within 30 days of testing. The approved manure or waste management plan shall be adhered to as a condition of the permit. Dewatering equipment shall be obtained within six months after the issuance of the permit and written verification submitted to the department.

Name and Address of Applicant	Legal Description	Receiving Water
John Coen 4418 Nebraska Terr. Wellsville, KS 66092	NW/4 of Section 32, T15S, R20E, Franklin County	Marais des Cygnes River Basin

Kansas Permit No. A-MCFR-M006

This is a permit renewal for an existing facility for 120 head (168 animal units) of dairy cattle.

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

Compliance Schedule: Existing controls meet KDHE requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Douglas Dairy Steve Douglas 615 W. Rosehill Road Assaria, KS 67416	NE/4 of Section 35, T16S, R3W, Saline County	Smoky Hill River Basin

Kansas Permit No. A-SHSA-M006

This is a permit renewal for an existing facility for 100 head (140 animal units) of lactating dairy cattle, 30 head (15 animal units) of dairy heifers weighing under 700 pounds each, and 40 head (40 animal units) of dairy heifers weighing over 700 pounds each.

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 approved waste management plan shall be adhered to as a condition of the permit. Prior to land application of wastewater or manure solids to fields, identified as Sensitive Groundwater Areas, the soil of the receiving land shall be sampled and analyzed. Soil tests results shall be sent to the department within 30 days of the receipt of the test results. Dewatering equipment shall be obtained and written verification submitted to the department by October 1, 2000.

Name and Address of Applicant	Legal Description	Receiving Water
Quality Feeders Inc. 425B S.W. 20th Ave. Great Bend, KS 67530	NE/4 of Section 24, T20S, R14W, Barton County	Upper Arkansas River Basin

Kansas Permit No. A-UABT-C004 Federal Permit No. KS-0117820

This is a permit revision for a new owner of an existing facility for a maximum of 7,600 head (7,600 animal units) of cattle weighing greater than 700 pounds each.

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 approved manure/waste management plan for the facility shall be adhered to as a condition of the permit. Prior to land application of wastewater or manure solids the fields identified as in Sensitive Groundwater Areas, the soil of the receiving land shall be sampled and analyzed. By December 1, 2000, trees are to be removed from the earthen lagoons, side slopes graded to a minimum 3 horizontal to 1 vertical and permeability tests conducted on each structure.

(continued)

Public Notice No. KS-AG-00-163
Application(s) for New or Expansion of
Existing Swine Facilities

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Steven Cox Associates LLC (SCA New Look 1) Route 1, Box 10 Long Island, KS 67647	Steven Cox Associates LLC Route 1, Box 10 Long Island, KS 67647
Legal Description	Receiving Water
W/2, NE/4 & E/2, NW/4 of Section 1 T1S, R20W, Phillips County	Upper Republican River Basin
Application Number A-URPL-S009	

This is an application for the construction of a new swine facility for 2,190 head (876 animal units) of swine weighing greater than 55 pounds each, and 1,150 head (115 animal units) of swine weighing less than 55 pounds each. A new or modified permit will not be issued without additional public notice.

Public Notice No. KS-00-127/129

Name and Address of Applicant	Waterway	Type of Discharge
Frankfort, City of 109 N. Kansas Frankfort, KS 66427	Black Vermillion River	Treated Domestic Wastewater
Kansas Permit No. M-BB07-0001 Federal Permit No. KS0024881		
Legal: SE¼, S17, T4S, R9E, Marshall County		

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform and pH. Monitoring for ammonia also will be required. The permit requirements are pursuant to the 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
N.R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Milford Lake via Cane Creek via Unnamed Tributary	Pit Dewatering Stormwater Runoff
Facility Name: Wakefield Quarry #80		
Kansas Permit No. I-LR24-PO01 Federal Permit No. KS0117340		
Legal: SE¼, S24, T9S, R3E, Clay County		

Facility Description: The proposed action is to reissue an existing permit for the discharge of pit dewatering and stormwater run-off from this facility. This facility is a limestone quarrying and crushing operation, with no washing. Monitoring of the effluent will not be required unless there is a significant change in the quality or quantity of the subject discharge. The permit requirements are pursuant to the 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
Watco, Inc. 315 W. Third Pittsburg, KS 66762	Deer Creek via Unnamed Tributary	Pit Dewatering Stormwater Runoff & Washwater

Facility Name: Watco Reclamation Project
 Kansas Permit No. I-NE75-PO01 Federal Permit No. KS0095613
 Legal: NE¼, S4 & 5, T33S, R22E, Cherokee County

Facility Description: The proposed action is to issue a new permit for the discharge of pit dewatering, stormwater run-off and washwater from this facility. Coal from coal waste of the previous mining operation is recovered and processed on-site. A series of settling ponds removes suspended solids prior to discharging. The proposed permit includes limits for total suspended solids, iron, manganese, settleable solids and pH. Monitoring for effluent flow also will be

required. The permit requirements are pursuant to the 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-00-023/026

Name and Address of Applicant	Legal Location	Type of Discharge
Louisville, City of City Hall Louisville, KS 66450	NW¼, S21, T9S, R10E, Pottawatomie County	Nonoverflowing

Kansas Permit No. M-KS37-NO01

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily domestic wastewater. This facility consists of a three-cell wastewater stabilization lagoon system. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator. Discharge of wastewater from this treatment facility to the surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Legal Location	Type of Discharge
Nicodemus Villa Housing Authority Route 2, Box 135-0 Bogue, KS 67625	NW¼, S1, T8S, R21W, Graham County	Nonoverflowing

Kansas Permit No. M-SO45-NO01

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily domestic wastewater. This facility consists of a two-cell wastewater stabilization lagoon system. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator. Discharge of wastewater from this treatment facility to the surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Legal Location	Type of Discharge
Woodston, City of P.O. Box 216 Woodston, KS 67675	NW¼, S15, T7S, R16W, Rooks County	Nonoverflowing

Kansas Permit No. M-SO43-NO01

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily domestic wastewater. This facility consists of a three-cell wastewater stabilization lagoon system. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator. Discharge of wastewater from this treatment facility to the surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Legal Location	Type of Discharge
Independent Salt Company P.O. Box 36 1126 20th Road Kanopolis, KS 67454	NW¼, S29, T15S, R7W, Ellsworth County	Nonoverflowing

Kansas Permit No. I-SH19-NP01

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily processed wastewater. This facility is engaged in the mechanical mining of salt. Groundwater seepage from the mine shaft is collected and pumped to a surface impoundment. Included in this permit is a schedule of compliance requiring the permittee to complete the necessary improvements to achieve compliance with its NPDES permit. Discharge of wastewater from this treatment facility to the surface waters of the State of Kansas is prohibited by this

permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Persons wishing to comment on or object to the draft permits and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Dena Endsley for agricultural permits or applications, or to the permit clerk for all other permits, at the 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 regarding the draft permit or application notice postmarked or received on or before July 22 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-00-AG-157/162, KS-AG-00-163, KS-00-127/129, KS-ND-00-023/026) and name of applicant/application as listed when preparing comments.

If no objections are received during the public notice period regarding any proposed permit, the Secretary of Health and Environment will issue the final determination regarding issuance or denial of the proposed permit. If response to this notice indicates significant public interest, a public hearing may be held in conformance with K.A.R. 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.

For agricultural permits and applications, a copy of the permit application, supporting documentation and a KDHE-developed fact sheet, if appropriate, is available for review at the appropriate district office:

Northwest District Office, 2301 E. 13th, Hays,
67601-2651, (785) 625-5664
North Central District Office, 2501 Market Place, Salina,
67401-7699, (785) 827-9639
Northeast District Office, 800 W. 24th, Lawrence,
66046-4417, (785) 842-4600
Southwest District Office, 302 W. McArtor Road,
Dodge City, 67801-6098, (316) 225-0596
South Central District Office, 130 S. Market, 6th Floor,
Wichita, 67202-3802, (316) 337-6020
Southeast District Office, 1500 W. 7th, Chanute,
66720, (316) 431-2390

Plans and documents for all new facilities and for expansions of existing swine facilities also may be reviewed on the Internet at www.kdhe.state.ks.us.

For all other proposed permits, the draft permit(s), 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 offices of the Kansas Department of Health and Environment, Bureau of Water.

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays. These 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.

Clyde D. Graeber
Secretary of Health
and Environment

State of Kansas

Governmental Ethics Commission

Opinion No. 2000-17

Written May 11, 2000, to Laura Johnson, Deputy Director, Kansas Department of Revenue, Division of Property Valuation, Topeka.

This opinion is in response to your letter of May 3, 2000, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the Commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you are asking for this opinion in your capacity as Deputy Director of the Kansas Department of Revenue's Division of Property Valuation. You have explained that NASA and the University of Missouri have offered to pay all of the expenses for a member of your staff, Ronald L. Swisher, to attend the Mid-America GIS Symposium and an invitation only event held in conjunction with the conference. These events will be held in Missouri on May 14-18, 2000. This event will include a workshop on state and local government uses of remote sensing technology. They have invited Mr. Swisher to attend as a representative of the State of Kansas because he is a bureau chief over technical issues and has insight and knowledge which will be of benefit to the discussions during the conference. You have informed us that the Department of Revenue considers this conference to be beneficial and useful to the agency, but, due to budget constraints, the agency will not be able to reimburse Mr. Swisher for expenses associated with the conference.

Question

May this State employee accept reimbursement from NASA and the University of Missouri for the expenses associated with attendance at the Mid-America GIS Symposium and an invitation only event held in conjunction with the conference?

Opinion

As a classified state employee, Mr. Swisher's ability to accept reimbursement for these expenses is covered by K.S.A. 1999 Supp. 46-237a(d)(2). It states in pertinent part:

(d) No person subject to the provisions of this section shall solicit or accept free or special discount travel or related expenses from a source outside state government, except:

(2) when the person's presence at a meeting, seminar or event serves a legitimate state purpose or interest and the person's agency authorizes or would authorize payment for such travel and expenses.

Because Mr. Swisher's presence at the Conference serves a legitimate state purpose, and your agency, absent its current budget constraints, would authorize payment for the travel and expenses, Mr. Swisher may accept the expenses associated with attendance at to this conference.

(continued)

Opinion No. 2000-18

Written May 18, 2000, to Laura Johnson, Deputy Director, Kansas Department of Revenue, Division of Property Valuation, Topeka.

This opinion is in response to your letter of April 25, 2000, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the Commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you are asking for this opinion in your capacity as Deputy Director of the Kansas Department of Revenue's Division of Property Valuation. You have explained that a member of your staff, Melissa Newton-Blume, is a member of the Board of Directors for the Kansas Association of Mappers (KAM). KAM will be a sponsor of the MidAmerica GIS Symposium to be held in Missouri on May 14-18, 2000. As a sponsor, KAM has been given two complimentary registrations for the symposium. These registrations are generally given to the KAM member who represents the organization at the symposium. This year, Melissa Newton-Blume has agreed to represent KAM at the symposium and therefore will be given the complimentary registration by KAM. You have informed a member of our staff that Ms. Newton-Blume will not be attending the conference in her official state capacity, but instead as a board member of KAM.

Question

Is it a violation of the State Governmental Ethics laws for Ms. Newton-Blume to accept the complimentary registration from KAM?

Opinion

As a classified state employee, Ms. Newton-Blume's ability to accept gifts is covered by subsection (b) of K.S.A. 1999 Supp. 46-237a. That statute states in pertinent part:

(b) No person subject to the provisions of this section shall solicit or accept any gift, economic opportunity, loan, gratuity, special discount or service provided because of such person's official position:

As a general rule, employees subject to this statute are entirely prohibited from accepting gifts provided because of their official position, unless one of the enumerated exceptions applies. Therefore, the issue is whether the complimentary registration is being provided to the employee because of her official position. In Opinion No. 1999-50, the Commission stated:

... the term "official position" refers to an individual's particular position with the State and does not apply generally to a person because they are a State employee. For guidance, the Commission notes that a gift or discount which is provided to all State employees is not being provided to a person because of his or her "official position." On the other hand, a gift or discount which is provided to all purchasing agents, for example, or all employees of a particular agency, will be deemed to be provided because of such persons' "official position."

Because this employee has been offered the complimentary registration as a KAM board member, and not

because of her position with the State, the state level conflict of interest laws would not prohibit her from accepting the registration.

Opinion No. 2000-19

Written May 18, 2000, to Douglas R. Steele, Goodrich & Steele, Galena City Attorney, Columbus.

This opinion is in response to your letter of May 1, 2000, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the local conflict of interest laws (K.S.A. 75-4301 *et seq.*) and the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the Commission's jurisdiction is limited to the application of K.S.A. 75-4301 *et seq.* and K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you request this opinion in your capacity as the attorney for the City of Galena, Kansas. You have informed us that in 1998 and 1999 the City of Galena was involved in a competitively bid contract with Engineering Management Consultants (EMC). Mr. Jack Murray was, at that time, an employee of EMC and substantially participated in the making of this contract. He and EMC have each received compensation from the City pursuant to this contract and approximately \$9,000 remains payable on this contract. On March 1, 2000, the City of Galena hired Mr. Murray as its City Manager.

Question

- I. Are there any state level conflict of interest provisions that would prohibit Mr. Murray from continuing to accept compensation pursuant to this contract while he is the City Manager?
- II. Are there any local level conflict of interest provisions that would prohibit Mr. Murray from continuing to accept compensation pursuant to this contract while he is the City Manager?

Opinion

With respect to your first question, there are no statutes in the state level conflict of interest provisions (K.S.A. 46-215 *et seq.*) that would apply to a city employee in the situation you have described.

With respect to your second question, K.S.A. 75-4304 applies. It states in pertinent part:

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

(d) This section shall not apply to the following:
(1) Contracts let after competitive bidding has been advertised for by published notice;

We first note that Mr. Murray did not participate in the making of this contract as an employee of the City of Galena. Nonetheless, because the contract at issue was let after a competitive bid procedure and was advertised for by published notice, the prohibitions in K.S.A. 75-4304(a) would not apply.

K.S.A. 75-4305 must also be addressed, however. It states:

(a) Any local governmental officer or employee who has not filed a disclosure of substantial interests shall, before acting upon any matter which will affect any business in which the officer or employee has a substantial interest, file a written report of the nature of the interest with the county election officer of the county in which is located all or the largest geographical part of the officer's or employee's governmental subdivision.

(b) A local governmental officer or employee does not pass or act upon any matter if the officer or employee abstains from any action in regard to the matter.

Pursuant to this statute, Mr. Murray would be required to file a statement of substantial interests noting his involvement with EMC and the contract at issue prior to acting upon any matter which will affect his interests.

Opinion No. 2000-20

Written May 18, 2000, to all interested persons:

Pursuant to K.S.A. 25-4159, the Kansas Governmental Ethics Commission takes the opportunity to issue its opinion with respect to the prospective application of Section 14 of House Bill 2627.

Opinion

The 2000 Legislature passed House Bill 2627 which will become law on July 1, 2000. Section 14 states in pertinent part:

No political committee, a major purpose of which is to expressly advocate the nomination, election or defeat of a clearly identified candidate for the legislature or to make contributions or expenditures for the nomination, election or defeat of a clearly identified candidate for the legislature, shall be established by a member of the legislature.

The Commission now determines that the phrase "shall be established by a member of the legislature" is prospective in nature. Therefore, political committees established by members of the Legislature prior to the effective date of this statute will not be prohibited by this statute and may continue to operate in accordance with the provisions of the Campaign Finance Act.

Opinion No. 2000-21

Written May 18, 2000, to all interested persons:

Pursuant to K.S.A. 25-4159, the Kansas Governmental Ethics Commission takes the opportunity to issue its opinion on the interpretation of the phrase "time of . . . the personal staff of any elected officer" as used in K.S.A. 1999 Supp. 25-4169a.

Opinion

K.S.A. 1999 Supp. 25-4169a states in pertinent part:

(a) No officer or employee . . . shall use or authorize the use of public funds or public vehicles, machinery, equipment or supplies of any such governmental agency or the time of any officer or employee . . . for which the officer or employee is compensated by such governmental agency, to expressly advocate the nomination, election or defeat of a clearly identified candidate to state office or local office. The provisions of this section prohibiting the use of time of any officer or employee for such purposes shall not apply to an incumbent officer campaigning for nomination or reelection to a succeeding term to such office or to members of the personal staff of any elected officer.

The Commission now determines that the time of personal staff members of elected officers may be used to

promote the campaign of any candidates regardless of who employs that staff member.

Opinion No. 2000-22

Written May 18, 2000, to all interested persons:

Pursuant to K.S.A. 45-254, the Kansas Governmental Ethics Commission takes the opportunity to issue its opinion as to whether gifts and hospitality provided to a legislator or candidate for the legislature by a lobbyist are attributed to the lobbyist or the lobbyist's client(s) when considering the limits imposed by K.S.A. 1999 Supp. 46-237.

Opinion

K.S.A. 1999 Supp. 46-237 states in pertinent part:

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

The Commission determines that the value of gifts provided to a legislator or candidate for the legislature by a lobbyist on behalf of a client are attributed to the limits imposed by this statute for the lobbyist's client or clients on whose behalf the gift or hospitality was provided. Therefore, a lobbyist may provide a gift or gifts having an aggregate value of less than \$40 in any calendar year to each legislator on behalf of each client whom he or she represents.

The Commission notes that K.S.A. 1999 Supp. 46-237 was amended by House Bill 2627. Effective July 1, 2000, there will be a \$100 limit on hospitality in the form of recreation given to state officers or employees subject to the prohibitions of K.S.A. 1999 Supp. 46-237. The analysis noted above will apply to this new limitation as well.

Opinion No. 2000-23

Written May 18, 2000, to all interested persons:

Pursuant to K.S.A. 45-254 and the enactment of House Bill 2627 during the 2000 legislative session, the Kansas Governmental Ethics Commission takes the opportunity to issue its opinion clarifying what records must be maintained by a lobbyist pursuant to K.S.A. 46-269 and K.A.R. 19-63-6.

Opinion

K.S.A. 46-269 states in pertinent part:

(e) All accounts, records and documents of the lobbyist which relate to every expenditure reported or which should have been reported shall be maintained and preserved by the lobbyist for a period of five years from the date of the filing of such report or statement and may be inspected under conditions determined by the commission.

K.A.R. 19-63-6 states:

Lobbyist's records. Records in support of every report or statement filed shall be maintained and preserved by the lobbyist for a period of five years from the date of the filing of the report or statement and may be inspected by and under conditions determined by the commission. At a minimum, each lobbyist shall maintain the following records:

(continued)

- (a) A detailed account of all lobbying expenditures, including:
 - (1) the full name and address of the person to whom the payment is made;
 - (2) the purpose of the expenditure;
 - (3) the date of the expenditure, including both the date of contracting and the date of payment; and
 - (4) the amount of the expenditure;
- (b) a bill, statement, contract or other documentation of the agreement between the parties; and
- (c) the check or other instrument by which payment was made.

The Commission now determines that in addition to the items listed in K.A.R. 19-63-6, a lobbyist must maintain the following:

- 1. Chart of accounts (if applicable);
- 2. General ledger;

- 3. Bank and credit card statements for all accounts held in connection with lobbying activities including any personal accounts used in connection with lobbying. Additionally, for these accounts, the following support documentation must be available:
 - a. Deposit slips;
 - b. Canceled checks;
 - c. Receipts and invoices to substantiate all expenditures and reimbursements;
- 4. Lists of persons attending meals, entertainment or hospitality events which must be reported pursuant to K.S.A. 1999 Supp. 46-269 as amended by House Bill 2627.

Daniel Severt
Chairman

Doc. No. 025342

State of Kansas

Board of Healing Arts

Permanent Administrative Regulations

Article 7.—EXAMINATIONS

100-7-1. Designated examinations for medicine and surgery and osteopathic medicine and surgery; passing grade. (a) Applications before July 1, 2000.

(1) Each applicant for licensure by examination in medicine and surgery who applies before July 1, 2000 shall, as a requirement for licensure, successfully complete one acceptable combination of sections of examinations identified below in table 1.

TABLE 1—Medicine and Surgery Examination Sequence

A. Examination titles		
National board of medical examiners (NBME): part I, part II, part III.		
Federation licensing exam (FLEX): component 1, component 2.		
United States medical licensing exam (USMLE): step 1, step 2, step 3.		
B. Acceptable combinations		
NBME part I + NBME part II + NBME part III	FLEX component 1 + FLEX component 2	USMLE step 1 + USMLE step 2 + USMLE step 3
NBME part I or USMLE step 1 + NBME part II or USMLE step 2 + NBME part III or USMLE step 3	FLEX component 1 + USMLE step 3	NBME part I or USMLE step 1 + NBME part II or USMLE step 2 + FLEX component 2

(2) Each applicant for licensure by examination in osteopathic medicine and surgery who applies before July 1, 2000 shall, as a requirement for licensure, successfully complete one acceptable combination of sections of examinations identified above in table 1, except that as an alternative to completing part I, part II, or part III of the NBME examination, the applicant may complete part I, part II, or part III, respectively, of the national board of osteopathic medical examiners (NBOME) examination, or level 1, level 2, or level 3, respectively, of the comprehensive osteopathic medical licensing examination (COMLEX), administered by the national board of osteopathic medical examiners.

(b) Applications on or after July 1, 2000.

(1) Each applicant for licensure by examination in medicine and surgery who applies on or after July 1, 2000 shall successfully complete step 1, step 2, and step 3 of the USMLE. To satisfy the requirements for licensure, the applicant shall complete all remaining portions of the USMLE within 10 years after passing step 1 of the examination.

(2) Each applicant for licensure by examination in osteopathic medicine and surgery who applies on or after July 1, 2000 either shall successfully complete step 1, step 2, and step 3 of the USMLE or shall successfully complete level 1, level 2, and level 3 of the COMLEX examination. To satisfy the requirements for licensure, the applicant shall complete all remaining steps of the USMLE examination or levels of the COMLEX examination within 10 years after passing step 1 or level 1 of the examination.

(c) Each applicant for licensure by endorsement shall show proof of successful completion of an examination that met the Kansas requirements for licensure by examination at the time the applicant completed the examination.

(d) To qualify for licensure, each applicant shall obtain a two-digit reported score of at least 75 on each step, part, component, or level of the examination.

(e)(1) Each applicant for licensure by examination who requests to sit for step 3 of the USMLE or level 3 of the COMLEX as a candidate sponsored by the board shall submit an application for licensure that satisfactorily shows that the applicant has met all qualifications for licensure except for completion of the examination.

(2) Any applicant who is sponsored by the board to sit for step 3 of the USMLE or level 3 of the COMLEX and who fails to successfully complete that step or level of the examination on three or more occasions shall not be eligible to sit for that step or level of the examination without completing additional educational requirements ordered by the board. (Authorized by K.S.A. 1999 Supp. 65-2828 and K.S.A. 65-2865; implementing K.S.A. 1999 Supp. 65-2828, K.S.A. 65-2833, and K.S.A. 65-2873; effective Jan. 1, 1966; amended Feb. 15, 1977; amended July 7, 2000.)

Lawrence T. Buening, Jr.
Executive Director

Doc. No. 025359

State of Kansas

Kansas Lottery

Temporary Administrative
Regulations

Article 2.—LOTTERY RETAILERS

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

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

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

(d) On all Keno drawings where the prize claimed and awarded is not less than \$100,000, the Kansas lottery retailer selling the ticket shall receive \$1,000.

(e) Effective at 6:00 a.m., August 22, 1999, in addition to other commissions and bonuses received, each retailer shall receive a sales bonus of one percent (1%) of prizes over \$599, with a minimum bonus of \$10 and a maximum bonus of \$100. A retailer receiving a bonus pursuant to subsections (a), (b), (c) or (d) above shall not be entitled to this bonus.

(f) A bonus as provided in subsections (a), (b), (c), (d), or (e) above shall only be paid to a Kansas lottery retailer that, at the time the qualifying prize is claimed and awarded, is not delinquent in any payments due the lottery, is a certified lottery retailer, is not suspended or on "hold" status, and is otherwise in compliance with retailer's contract with the lottery. In the event a bonus is earned but the retailer is not at that time eligible to receive the bonus, the lottery will withhold payment or credit for up to 90 days to allow the retailer to cure any such delinquency or other deficiency. If after 90 days the retailer fails to cure said delinquency or deficiency, the retailer shall forfeit said bonus. Under extenuating circumstances, as determined by the executive director, the time for curing said delinquency or deficiency may be extended. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-8-5-94, July 15, 1994; amended, T-111-3-22-95, March 16, 1995; amended, T-111-5-22-96, May 15, 1996; amended, T-111-6-27-96, June 21, 1996; amended, T-111-7-22-96, July 19, 1996; amended, T-111-3-13-98, Feb. 20, 1998; amended, T-111-5-28-98, May 15, 1998; amended, T-111-7-19-99, June 17, 1999; amended, T-111-6-8-00, May 12, 2000.)

Article 3.—INSTANT GENERIC GAME RULES

111-3-13. Ticket validation requirements. (a) Each instant game ticket shall be validated prior to payment of

a prize. Submission of a valid winning ticket to and receipt of the ticket by the lottery or one of its authorized retailers shall be the sole method of claiming a prize or prizes.

(b) Besides meeting all other requirements in these rules and those printed on the back of each instant ticket, the following validation requirements shall apply to all tickets for instant games:

(1) The ticket must have been issued by the Kansas lottery in an authorized manner and must not be counterfeit in whole or in part.

(2) The ticket shall be intact to the extent that the lottery can determine whether the ticket is a winning ticket.

(3) The ticket must not be altered or tampered with in any manner.

(4) The ticket must not be blank or partially blank, mis-cut, misregistered, defective, or printed or produced in error.

(5) The display printing on the ticket must be regular in every respect and correspond precisely with the artwork on file at the Kansas lottery or appearing in specific game rules approved by the Kansas lottery commission.

(6) The ticket must not be stolen nor appear on any list of omitted or stolen tickets and must be identified and accepted by the Kansas lottery's instant ticket validation system as a valid winning ticket.

(7) Play symbols must appear in the play area. Each play symbol must be exactly as described in specific game rules.

(8) Unless otherwise specified by individual game rules, each play symbol must have a play symbol caption underneath, and each play symbol caption must agree with its play symbol. Each play symbol caption must be exactly as described in specific game rules.

(9) Each of the play symbols and play symbol captions, if any, game number, pack number, ticket number, bar code, and bar code number must be present in its entirety, fully legible, right side up, not reversed in any manner, and correspond precisely to the artwork on file at the Kansas lottery or appearing in specific game rules approved by the Kansas lottery commission.

(10) The ticket must have exactly one ticket validation number, one book-ticket number and one retailer validation code, each of which must be present to the extent that the lottery can determine whether the ticket is a winning ticket, and correspond precisely to the artwork on file at the Kansas lottery or appearing in specific game rules approved by the Kansas lottery commission. The ticket validation number shall correspond to the play symbols on the ticket appearing in specific game rules approved by the Kansas lottery commission.

(11) The ticket validation number of an apparent winning ticket shall appear on the Kansas lottery's official computer database of ticket validation numbers of winning tickets and a ticket with that ticket validation number shall not have been paid previously.

(12) The ticket must pass all additional confidential validation tests of the Kansas lottery.

(c) Any ticket not passing all of the validation checks stated in this section is void and ineligible for any prize. However, the executive director may, solely at his or her

(continued)

option, reimburse the player for the cost of an invalid ticket. In the event that a defective ticket is purchased, the only responsibility or liability of the Kansas lottery shall be for reimbursement of the cost of the defective ticket.

(d) Subject to certain conditions, prize payment may be made for an instant ticket over \$600 in value that is not received or not recorded by the lottery by applicable deadlines. The following conditions may constitute exceptions to the validation requirements previously identified in subsections (a), (b) and (c):

(1) Consideration will only be given to claimants with instant tickets that have been destroyed or lost during a validation attempt at an authorized retail location.

(2) A record of the event must be contained within the database of the lottery's central computer system accurately identifying the retailer, the validation attempt, the date, ticket validation number, the time of the event, the terminal number, and the prize amount.

(3) The claimant must present the claim to lottery headquarters in Topeka, be authorized to purchase an instant ticket, be eligible to claim a prize, and be the rightful recipient of the prize claimed as determined by the lottery.

(4) The claimant will complete and sign both a Kansas lottery claim form and an affidavit providing the following information: the prize amount claimed, the retailer name, address, and city where the ticket was purchased, the game played, the date of purchase, the time of purchase, the type of wager (quick pick or personal selection), the numbers wagered if personal selection, the dollar value wagered, the retailer name, address, and city where the validation attempt occurred, the date and time the validation attempt occurred, the manner or means by which the ticket was destroyed or lost, a description of the clerk or retailer who performed the validation attempt and destroyed or lost the ticket, and any other information that will establish the validity of the claim.

(5) The lottery will enter information from the winner claim form and the affidavit into a database contained within the lottery's central computer system.

(6) Lottery security will conduct an investigation to determine if the claim is or is not supported by the investigation and will submit a report with a recommendation to that effect to the executive director of the lottery.

(7) If the executive director determines that the claim is otherwise supported by the investigation, and if no other claimant has presented the ticket in question, the prize will be validated through the lottery's central computer system on the last day of the expiration period. If the validation period expires on a weekend or on a holiday when the lottery is closed, the validation will be conducted on the next working day.

(8) Following expiration of the validation period, a valid claim will be paid. Such payment will be restricted to the original prize amount only.

(9) The final decision on whether a prize will be paid shall be made by the executive director. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-89-4, Jan. 21, 1988; amended, T-89-7, Feb. 26, 1988; amended, T-111-3-14-90, March 2, 1990; amended, T-111-6-19-91, June 14, 1991; amended, T-111-7-1-92, June 26, 1992; amended, T-111-12-2-97, Nov. 21, 1997; amended,

T-111-3-4-98, March 4, 1998; amended, T-111-8-18-98, July 17, 1998; amended, T-111-6-8-00, May 12, 2000.)

Article 4.—INSTANT GAME RULES

111-4-580. Definitions. (a) All definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.

(b) "Corporate Woods Jazz Festival Drawing" means the acts of drawing prizes conducted by the Kansas Lottery at the "Corporate Woods Jazz Festival" in Overland Park, Kansas, at the times described in K.A.R. 111-4-579, in which participants are selected to win various prizes as described in K.A.R. 111-4-582.

(c) "Co-sponsor(s)" means the person, retailer or organization designated by the executive director to assist in organizing the "Corporate Woods Jazz Festival Drawing."

(d) "Non-winning ticket" means any valid Kansas instant game lottery ticket not eligible to win a prize under any instant game rules.

(e) "Receptacle" or "drum" means a container in which non-winning Kansas instant game lottery tickets are placed and from which the "Corporate Woods Jazz Festival Drawing" entries are drawn. Receptacles or drums may be sealable and shall be capable of being mixed or rotated for the purpose of ensuring random distribution.

(f) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a no-sleeve shirt which exposes the drawer's bare arm and looks away from the drawing drum or receptacle while drawing. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-5-20-94, May 13, 1994; amended, T-111-6-8-00, May 12, 2000.)

111-4-583. Entry into drawing. Entry into the "Corporate Woods Jazz Festival Drawing" is accomplished by the process detailed in the following subparagraphs:

(a) Obtain a valid Kansas \$1.00 instant lottery ticket from the Kansas lottery selling location at the Corporate Woods Jazz Festival;

(b) Determine if the ticket is a winning ticket in accordance with any instant game rules. If the ticket is a winning ticket, it is not eligible for the "Corporate Woods Jazz Festival Drawing" and shall be redeemed in accordance with the instant game rules;

(c) If the ticket is a valid non-winning \$1.00 ticket, and was purchased at the Kansas lottery selling location at the "Corporate Woods Jazz Festival," the ticket is eligible for winning the drawing and the holder of the ticket may enter the "Corporate Woods Jazz Festival Drawing";

(d) The holder of the non-winning ticket must complete the information form on the back of the ticket in a legible manner;

(e) The holder of the non-winning ticket must take the non-winning ticket with the completed information form to the location of the "Corporate Woods Jazz Festival

Drawing" and place it in the receptacle or drum provided;

(f) The receptacle or drum shall be available and entries may be made at the times stated in K.A.R. 111-4-579. Entries shall be allowed until the actual winner selection process begins;

(g) The holder of the ticket is not required to personally attend the "Corporate Woods Jazz Festival Drawing" or be present at the time of the drawing to be determined a winner;

(h) The drawings will be conducted at the approximate times listed in K.A.R. 111-4-579;

(i) There is no limit to the number of entries a participant may make, but a participant may only win one time in the drawing. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710(b); effective, T-111-5-20-94, May 13, 1994; amended, T-111-5-3-95, April 27, 1995; amended, T-111-5-22-96, May 15, 1996; amended, T-111-6-8-00, May 12, 2000.)

111-4-584. Determination of "Corporate Woods Jazz Festival Drawing" winners. (a) At least 5 minutes before the drawing, the person designated by the executive director shall announce to the audience that the winner selection process will begin. Any persons wishing to enter the drawing who have not yet done so shall immediately place their tickets into the receptacle or drum at this time.

(b) The person designated by the executive director shall announce that entries into the "Corporate Woods Jazz Festival Drawing" are closed. No further entries will be accepted. If sealable, the drawing receptacle or drum shall then be sealed.

(c) The receptacle or drum shall be mixed with a shovel or by other means for two minutes or rotated a minimum of 10 times to ensure random selection. After rotation or mixing, any seal(s) shall be removed.

(d) The executive director shall designate one individual of his choice to participate in the selection process.

(e) The selection of "Corporate Woods Jazz Festival Drawing" winners shall be accomplished by the individual designated by the executive director, using a bare arm technique, who shall remove one ticket from the receptacle or drum in which all entries were placed. The drawing will be conducted at approximately 8:00 p.m. A person representing the executive director and a person representing Kansas lottery security shall review the selected ticket to determine if the name stated on the information form located on the back of the selected ticket is legible, if the ticket was purchased at the Kansas lottery selling location at the "Corporate Woods Jazz Festival," and if the ticket is a \$1.00 non-winning instant lottery ticket. If the ticket is determined to be valid and eligible to win, and if the name is determined to be legible, the name of the winner shall be announced to the audience. This process shall be repeated until 10 valid winners have been selected.

(f) The named person is not required to be present in order to win the "Corporate Woods Jazz Festival Drawing" prizes described in K.A.R. 111-4-582. The security person conducting the drawing shall be responsible for the final determination concerning the legibility of the

name on any ticket drawn and validity of any ticket drawn. Regardless of the number of entries a person whose name appears on a valid entry drawn in the "Corporate Woods Jazz Festival Drawings" has made, he or she shall not be eligible to win more than one prize. The first prize winning ticket drawn for such an entrant invalidates all other entries for the "Corporate Woods Jazz Festival Drawing" for that entrant.

(g) A person whose valid ticket has been drawn from the receptacle or drum at each drawing shall be determined a "Corporate Woods Jazz Festival Drawing" winner.

(h) Each winner shall be given or sent a prize claim form to be completed and returned to the lottery within 45 days of the drawing.

(i) If the name on any ticket drawn is not legible or the ticket is not valid or eligible to win, the ticket drawn will be void and the selection process shall be repeated until a valid winning ticket is selected.

(j) After 10 valid tickets have been drawn for each daily drawing, five additional tickets shall be drawn and given to lottery security to hold as alternates designated as 1A, 1B, 1C, 1D, and 1E in the event any of the tickets previously drawn do not meet entry or validation requirements or the person identified as a prize winner is not eligible to win or has not presented a fully-executed claim form to lottery headquarters by 5:00 p.m. of the forty-fifth day following the drawing. The alternate tickets, if used, will be utilized in order drawn. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-5-20-94, May 13, 1994; amended, T-111-5-3-95, April 27, 1995; amended, T-111-5-22-96, May 15, 1996; amended, T-111-6-9-97, April 18, 1997; amended, T-111-5-28-98, May 15, 1998; amended, T-111-6-8-00, May 12, 2000.)

111-4-585. Co-sponsor Drawings. Co-sponsors of "Corporate Woods Jazz Festival Drawing" may hold co-sponsor drawings in conjunction with local retailers, businesses and organizations at the drawing event. In no instance shall these drawings take place prior to the lottery "Corporate Woods Jazz Festival Drawing." Such drawings, if conducted, shall be a part of the lottery "Corporate Woods Jazz Festival Drawings" and prizes, in addition to those presented by the lottery, may be donated by the co-sponsor(s). The person drawing tickets for the lottery may draw additional tickets for the co-sponsor(s). At the end of the drawing event(s) all tickets except tickets drawn for use by the lottery shall be returned to the receptacle or drum. All tickets then remaining in the receptacle or drum shall be returned to lottery headquarters and destroyed pursuant to K.A.R. 111-3-34. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-5-20-94, May 13, 1994; amended, T-111-6-8-00, May 12, 2000.)

111-4-878. Definitions. (a) All definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.

(b) "Kansas State Fair" or "State Fair" means the annual fair held in Hutchinson, Kansas.

(c) "Kansas Lottery State Fair Drawings" or "State Fair Drawings" means the acts of drawing prizes conducted

(continued)

by the Kansas lottery at the state fair in which participants are selected to win various prizes as described in K.A.R. 111-4-879.

(d) "Co-sponsor drawings" means an act of drawing for prizes which may be held at the state fair for the benefit of co-sponsors subsequent to the "State Fair Drawings."

(e) "Co-sponsor(s)" means the person, retailer or organization designated by the executive director to assist in organizing the "Kansas Lottery State Fair Drawings."

(f) "Non-winning ticket" means any valid \$1.00 instant game lottery ticket sold at the Kansas state fair selling location for the "State Fair Drawings."

(g) "Receptacle" or "drum" means a container into which non-winning Kansas instant game lottery tickets are placed and from which the "State Fair Drawings" are made. Receptacles or drums may be sealable and drums shall be capable of being mixed or rotated for the purpose of ensuring random distribution.

(h) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a no-sleeve shirt which exposes the drawer's bare arm, and looks away from the drawing receptacle or drum while drawing. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-7-22-96, July 19, 1996; amended, T-111-6-8-00, May 12, 2000.)

111-4-881. Determination of "State Fair Drawings" winners. (a) At least 10 minutes before the drawings, the co-sponsor or person designated by the executive director shall announce to the audience the time that the winner selection process will begin. Any persons wishing to enter the drawing who have not yet done so shall immediately place their tickets into the receptacle or drum at this time.

(b) The co-sponsor or person designated by the executive director shall announce that entries into the "State Fair Drawings" are closed. No further entries will be accepted. If sealable, the drawing receptacle or drum shall then be sealed.

(c) All non-winning tickets placed in receptacles or drums at the locations identified in subsections (a)(5) and (6) of K.A.R. 111-4-880 shall be under the supervision of the lottery security personnel present prior to each "State Fair Drawing."

(d) Daily drawings shall be conducted only from valid entries placed in the receptacle or drum at the state fair lottery location. After the first daily drawing, subsequent daily drawings shall be drawn from entries received from the close of each daily drawing until the close of the next daily drawing. Following each daily drawing, lottery security shall remove all entries for the just completed drawing from the receptacle, and retain custody of the tickets until they can be destroyed.

(e) The receptacle or drum shall be rotated a minimum of 10 times or mixed thoroughly with a shovel for two minutes by lottery security personnel present to ensure random selection. After rotation or mixing, any seals shall be removed.

(f) The executive director shall designate one individual of his choice to participate in the selection process.

(g) The selection of "State Fair Drawings" winners shall be accomplished by the individual designated by the executive director, using a bare arm technique, while looking away from the receptacle and removing only one ticket from the receptacle in which all entries were placed. The lottery security officer present and the lottery draw manager shall review the selected ticket to determine if the name stated on the information form located on the back of the selected ticket is legible and whether the ticket is valid. This process shall be repeated until five valid entries have been drawn.

(h) The named person is not required to be present in order to win the "State Fair Drawings" prizes described in K.A.R. 111-4-879. The security person conducting the drawing shall be responsible for the final determination concerning the legibility of the name on any ticket drawn and its validity.

(i) The five persons whose tickets have been drawn from the receptacle or drum and who meet the entry and validation requirements at each drawing shall be determined "State Fair Drawings" winners.

(j) Each winner shall be given or mailed a prize claim form to be completed and returned to the lottery within 45 days of the drawing.

(k) If the name on any ticket drawn is not legible or there is insufficient information on the information form, the ticket drawn will be void and the selection process shall be repeated until a valid ticket eligible for the drawings identified in K.A.R. 111-4-877 is selected.

(l) After five valid tickets have been drawn for each daily drawing, five additional tickets shall be drawn and given to lottery security to hold as alternates designated as 1A, 1B, 1C, 1D, and 1E in the event any of the tickets previously drawn do not meet entry or validation requirements or the prize winners cannot be located by telephone or United States mail within 30 days of the drawing. The alternate tickets, if used, will be utilized in order drawn. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-7-22-96, July 19, 1996; amended, T-111-8-25-97, Aug. 15, 1997; amended, T-111-6-8-00, May 12, 2000.)

111-4-882. Security of drawing. (a) The receptacle or drum located at the Kansas lottery building, into which drawing participants place their ticket entries, shall be monitored from the commencement of ticket entries until completion of the event by lottery security.

(b) The actual "State Fair Drawing" events shall be recorded on both audio and video tape by law by lottery security. The audio and video tape shall contain no material other than the actual drawing, beginning with the sealing of the receptacle or drum, if sealable, or in the alternative, beginning with the mixing of tickets, and continuing through the announcement and verification of the winner. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-7-22-96, July 19, 1996; amended, T-111-6-8-00, May 12, 2000.)

P T CRUISER DRAWING

111-4-1718. Name of drawing. The Kansas lottery shall conduct a drawing entitled "P T Cruiser Drawing."

and will accept entries on and after the day Kansas lottery "A Big 2 Do!" instant tickets are first offered for sale to the general public and ending on Sunday, September 17, 2000, as specified in K.A.R. 111-4-1721. The drawing will be held soon after 6:00 p.m. on Sunday, September 17, 2000, at the Kansas state fair lottery building, Hutchinson, Kansas. Rules applicable to the "P T Cruiser Drawing" are contained in K.A.R. 111-4-1718 through 111-4-1724 and K.A.R. 111-3-1, *et seq.* (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

111-4-1719. Definitions. (a) All definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.

(b) "P T Cruiser Drawing" means the act of drawing prizes conducted by the Kansas Lottery at the 2000 Kansas state fair in Hutchinson, Kansas, at the time described in K.A.R. 111-4-1721, in which participants are selected to win various prizes as described in K.A.R. 111-4-1720.

(c) "Non-winning ticket" means any valid Kansas "A Big 2 Do!" instant game lottery ticket not eligible to win a prize under the rules of the "A Big 2 Do!" instant game.

(d) "Receptacle" or "drum" means a container in which non-winning Kansas instant game lottery tickets are placed and from which the "P T Cruiser Drawing" entries are drawn. Receptacles or drums may be sealable and shall be capable of being mixed or rotated for the purpose of ensuring random distribution.

(e) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a no-sleeve shirt which exposes the drawer's bare arm and looks away from the drawing drum or receptacle while drawing. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

111-4-1720. Prize. (a) The winner of the grand prize at the "P T Cruiser Drawing," which will be conducted on September 17, 2000, shall receive a 2001 Chrysler P T Cruiser automobile and cash with a total value of \$33,000.

(b) There will be 10 additional winners selected at the drawing and they shall each receive a \$1,000 cash prize.

(c) All prizes are subject to lottery validation, set-offs and deductions authorized by law.

(d) The winner of a prize shall return to the lottery a completed claim form as provided by the lottery within 45 days in which his or her ticket was drawn or the person named on the ticket drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn for that prize pursuant to subsection (f) of K.A.R. 111-4-1723 shall be declared the winner. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

111-4-1721. Method of entry. (a) Entry into the "P T Cruiser Drawing" to be conducted on September 17, 2000, shall be accomplished as follows:

(1) Obtain a valid "A Big 2 Do!" Kansas instant lottery ticket;

(2) Determine if the ticket is a winning ticket in accordance with "A Big 2 Do!" game rules. If the ticket is a winning ticket, it is not eligible for the "P T Cruiser Drawing" and shall be redeemed in accordance with the instant game rules;

(3) If the ticket is a valid non-winning ticket, the ticket is eligible for the drawing and the holder of the ticket may use it to enter the "P T Cruiser Drawing."

(4) The holder of the non-winning ticket must complete the information form on the back of the ticket in a legible manner. Only one name shall appear on a non-winning ticket entered.

(5) A receptacle or drum shall be available and entries may be made at the Kansas lottery building at the Kansas state fair between September 8, 2000, and 6:00 p.m. September 17, 2000.

(6) All entries other than those entered at the Kansas state fair shall be mailed with proper postage to "P T Cruiser Drawing" c/o Kansas lottery, P. O. Box 3561, Topeka, Kansas 66601-3561. Mailed entries must be received by morning mail pickup on Tuesday, September 12, 2000. More than one entry may be mailed in one envelope.

(7) The holder of the ticket is not required to personally attend the "P T Cruiser Drawing" or be present at the time of the drawing to be determined a winner;

(8) The drawing will be conducted soon after 6:00 p.m. on Sunday, September 17, 2000.

(b) There is no limit on the number of entries a person may make, but a person may only win one time in the drawing.

(c) Only valid non-winning "A Big 2 Do!" tickets which are mailed with proper postage and received by the morning mail pickup in Topeka, Kansas, on Tuesday, September 12, 2000, and non-winning "A Big 2 Do!" tickets entered at the Kansas state fair lottery building between September 8, 2000, and 6:00 p.m. on Sunday, September 17, 2000, shall be eligible for the drawing.

(d) Eligible entrants in the "P T Cruiser Drawing" must be 18 years of age or older.

(e) Completing the information form on the non-winning ticket and entering the ticket into the drawing constitutes authorization to publicly identify the person whose entry is drawn. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

111-4-1722. Certification of drawing. (a) The "P T Cruiser Drawing" shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department or other person or persons designated by the executive director of the lottery.

(b) Upon completion of the drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winners. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

(continued)

111-4-1723. Selection of winners. The following process shall be used for the selection of winners in the "P T Cruiser Drawing":

(a) Kansas lottery personnel shall pick up all mail containing "P T Cruiser Drawing" tickets at the United States Post Office in Topeka, Kansas, with the final pick up at the Topeka post office in the morning mail pickup on Tuesday, September 12, 2000. Following the morning mail pickup on Tuesday, September 12, 2000, the envelopes containing mailed entries will be transported to lottery headquarters and opened by lottery personnel. All mailed entries shall then be placed in a secure receptacle, transported to the state fair, and placed in the drawing receptacle or drum with all entries deposited at the state fair.

(b) The drawing shall be held at the Kansas state fair lottery building and shall be open to the public with lottery security personnel present. The drawing shall be audio and video taped.

(c) At the final drawing on Sunday, September 17, 2000, lottery security personnel will be present with the person designated by the executive director to perform the drawing. Prior to the drawing, if a drum is used, the drum shall be sealed and the contents mixed by rotating the drum at least 10 times. If a receptacle other than a drum is used, the contents shall be mixed with a shovel or by other means for at least three minutes prior to the drawing.

(d) The designated individual shall then unseal the drum, if a drum is used, and using the bare-arm technique, while looking away, remove a single entry from the receptacle or drum. The person whose name appears on the entry shall be the winner of the grand prize identified in K.A.R. 111-4-1720, subject to validation by the lottery as set forth in these rules.

(e) After a single entry has been drawn on September 17, 2000, and the entry has been verified as valid, 16 more entries will be drawn, one at a time. The first 10 valid entries of these 16 entries drawn will receive a secondary prize of \$1,000 each. The last six entries drawn will serve as alternate entries for the grand prize and secondary prizes. The alternate entries will be marked in order drawn, 1A, 2A, 3A, 4A, 5A and 6A. The alternate entries will be used only if one or more of the original winners cannot be located or is declared ineligible, or fails to present a fully-executed claim form to lottery headquarters by 5:00 p.m. of the forty-fifth day following the drawing. The alternates will be used, if necessary, in the order drawn and first used as alternates for the grand prize and any remaining tickets to be used as alternates for the secondary prizes. If an alternate winner cannot be located, is declared ineligible, or fails to present a fully-executed claim form to lottery headquarters by 5:00 p.m. of the forty-fifth day following the claim form being given or sent to the alternate winner, the alternate winner process shall be repeated until the prize is properly claimed or until such time as no alternate winners remain, whichever occurs first.

(f) The Kansas lottery security official present shall review each ticket drawn to determine the validity of the entry into the "P T Cruiser Drawing" in accordance with these regulations. If it is a valid entry and the name is

legible, the event manager and the security person present shall record the name of the winner and the prize won. Each winner shall be given or sent a prize claim form to be completed and returned to the lottery within 45 days of the drawing.

(g) If the entry is determined to be ineligible, it shall be discarded by the security person present and another entry drawn. This procedure will be repeated until valid selections are obtained.

(h) Only non-winning "A Big 2 Do!" instant tickets are eligible for the drawing.

(i) All "A Big 2 Do!" tickets remaining in the drum or receptacle on September 17, 2000, after the winners and alternatives have been selected, and all entries not received in compliance with these rules, shall be destroyed pursuant to K.A.R. 111-3-34. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

111-4-1724. Rights of participants. Any Kansas "A Big 2 Do!" instant ticket entered into the "P T Cruiser Drawing" is disqualified from any other Kansas lottery prize or eligibility for which that ticket may have been redeemable. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

RULES FOR INSTANT GAME NO. 62

"A BIG 2 DO!"

111-4-1725. Name of game. The Kansas lottery shall conduct an instant winner lottery game entitled "A Big 2 Do!" commencing on or after May 22, 2000. The specific rules for the "A Big 2 Do!" game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1725 through 111-4-1729. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

111-4-1726. Definitions. The following definitions shall apply to the "A Big 2 Do!" instant lottery game:

(a) "Play symbols" are the numbers, letters, symbols, or pictures printed in each of the three play areas of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the play symbols are printed in black ink with matching captions. A play symbol appears in each of the 22 play spots within the three play areas. Each play symbol for this instant game is one of the following: \$1.00 - \$2.00 - \$3.00 - \$5.00 - \$6.00 - 10.00 - 12.00 - 20.00 - 25.00 - 30.00 - 50.00 - \$100\$ - \$500 - \$1000 - \$20000 - FREE ADMISSION - MAYBE NEXT TIME - GOOD LUCK - 01 - 02 - 03 - 04 - 05 - 06 - 07 - 08 - 09 - 10 - 11 - 12 - 13 - 14 - 15 - symbol of a balloon - symbol of an X.

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

Play Symbol	Play Symbol Caption
\$1.00	ONE\$
\$2.00	TWO\$
\$3.00	THR\$
\$5.00	FIVE\$
\$6.00	SIX\$

10. ⁰⁰	TEN\$
12. ⁰⁰	TWELVE
20. ⁰⁰	TWENTY
25. ⁰⁰	TWEN-FIV
30. ⁰⁰	THIRTY
50. ⁰⁰	FIFTY
\$100\$	ONE-HUN
\$500\$	FIVEHUN
\$1000	ONETHOU
\$20000	20-THOU

FREE ADMISSION
MAYBE NEXT TIME
GOOD LUCK

01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN
11	ELVN
12	TWLV
13	THR TN
14	FORTN
15	FIFTN
Symbol of a balloon	BALN
Symbol of an X	XXX

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is an 11-digit number which appears below the game symbols under the latex covering in the play area on the front of each instant ticket.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 149. The book-ticket number is printed in black ink on the back of each instant game ticket both below the information form and below the bar code.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a three-letter code printed and appearing in three of eight varying locations among the play symbols in the three balloons tic-tac-toe play area. The codes and their meanings are as follows: TWO = \$2.00; FIV = \$5.00; SIX = \$6.00; TWL = \$12.00; TWY = \$20.00; TRY = \$30.00; FTY = \$50.00; HUN = \$100.00.

(f) "Bar code" means the 16-digit bar-coded number appearing on the back of each ticket. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

111-4-1727. Cost of ticket. The price of "A Big 2 Do!" instant tickets sold by a retailer shall be \$2.00 each. (Authorized by and implementing K.S.A. 1999 Supp. 74-8710; effective, T-111-6-8-00, May 12, 2000.)

111-4-1728. Determination of instant prize winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the three separate play areas to reveal the 22 game symbols and captions in the play areas.

Game 1 is an instant win game. A player removes the scratch-off material to reveal one play area. If the player reveals the words "FREE ADMISSION," the player wins a free single day admission to the 2000 Kansas State Fair in Hutchinson, Kansas. A player can only win once in this game play area.

Game 2 is a key number match game. A player removes the scratch-off material to reveal one "LUCKY RIBBON NUMBER" and five "YOUR RIBBON NUMBERS" with a prize amount below each of the "YOUR RIBBON NUMBERS." If the player matches the "LUCKY RIBBON NUMBER" to any of the "YOUR RIBBON NUMBERS," the player wins the prize shown below that matched number. A player can win up to five times in this game play area.

Game 3 is a tic-tac-toe game. A player removes the scratch-off material to reveal nine play symbols and one "PRIZE" amount. If the player matches three balloon symbols in the same row, column, or diagonal straight line, the player wins the amount shown in the "PRIZE" box. A player can only win once in this game play area.

A player can win up to seven times on a single ticket. (Authorized by K.S.A. 1999 Supp. 74-8710; implementing K.S.A. 1999 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-6-8-00, May 12, 2000.)

111-4-1729. Number and value of instant prizes.

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

Game 1	Game 2	Game 3	Prize	Expected Number of Prizes in Game	Expected Value in Game
In Game 1 only			KANSAS STATE FAIR Ticket	100,000	\$0
	\$2		\$2	36,667	73,333
		\$2	\$2	36,667	73,333
	\$1	\$1	\$2	36,333	72,667
	\$2	\$3	\$5	14,667	73,333
	\$1x5		\$5	14,667	73,333
	\$3x\$3		\$6	5,667	34,000
	\$2x\$2	\$2	\$6	5,667	34,000
	\$1x5	\$1	\$6	5,667	34,000
	\$12		\$12	2,667	32,000
		\$12	\$12	2,667	32,000
	\$2x5	\$2	\$12	2,167	26,000
	\$6	\$6	\$12	2,167	26,000
	\$3x3	\$3	\$12	2,167	26,000
	\$20		\$20	1,500	30,000
		\$20	\$20	1,500	30,000
	\$10x\$10		\$20	1,500	30,000
	\$5x3	\$5	\$20	1,500	30,000
	\$30		\$30	1,417	42,500
		\$30	\$30	1,417	42,500
	\$10x\$10	\$10	\$30	1,417	42,500
	\$5x5	\$5	\$30	1,250	37,500
	\$50		\$50	583	29,167
		\$50	\$50	583	29,167
	\$25x2		\$50	500	25,000
	\$100		\$100	200	20,000
		\$100	\$100	200	20,000
	\$20x5		\$100	200	20,000

(continued)

\$500+\$500		\$1,000	20	20,000
\$1,000		\$1,000	20	20,000
	\$1,000	\$1,000	20	20,000
\$20,000		\$20,000	3	60,000
	\$20,000	\$20,000	3	60,000
			<u>281,670</u>	<u>\$1,218,333</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold. The odds of winning a prize in this game are one in 3.55.

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

(d) Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets and the same odds as were contained in the initial ticket order. (Authorized by K.S.A. 1999 Supp. 74-8710; implementing K.S.A. 1999 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-6-8-00, May 12, 2000.)

Gregory P. Ziemak
Executive Director

Doc. No. 025350

State of Kansas

Attorney General

Opinion 2000-16

Cities and Municipalities—General Provisions—Countywide and City Retailers’ Sales Taxes; Procedure for Imposition; Amending Current Resolution; Imposing New Countywide Retailers’ Sales Tax and Refunding Revenue Bonds. Robert D. Beall, Leavenworth City Attorney, Leavenworth, March 17, 2000.

The Board of County Commissioners of Leavenworth County cannot submit a proposition to the electors to amend the current countywide retailers’ sales tax levy to extend it an additional ten years and use the funds for other purposes because K.S.A. 12-187 *et seq.* do not provide for amendments to current sales tax propositions except in limited circumstances. However, the Board may submit a new countywide retailers’ sales tax proposal to the electorate pursuant to K.S.A. 12-187 *et seq.* regarding the imposition of a 1% sales tax to commence upon the expiration of the current 1% sales tax, which funds may be used for public improvement projects. A new series of general obligation bonds may be issued using the current and future sales tax revenues as security if certain conditions are met and the original bond documents permit parity bonds. Cited herein: K.S.A. 1999 Supp. 12-187; 12-189; K.S.A. 12-191; K.S.A. 1999 Supp. 12-195b; 19-101a. MF and NLU

Opinion 2000-17

State Boards, Commissions and Authorities—Board of Pharmacy—State Board of Pharmacy; Creation, Membership; Vacancies; Number of Terms Limited. Larry Froelich, Executive Director, Kansas State Board of Pharmacy, Topeka, March 17, 2000.

Appointees to Board of Pharmacy vacancies, other than by expiration, fill the unexpired term of the preceding member. The commencement of a term of office is the

date on which the original member was appointed. A member of the Board of Pharmacy who has filled an unexpired term of a preceding member and subsequently serves a full term of three years has completed two terms and therefore is ineligible for reappointment. Cited herein: K.S.A. 74-1603; 74-3004. CN

Opinion 2000-18

Public Health—Uniform Anatomical Gift Act—Proposed 2000 House Bill No. 2613, Tax Credit for Organ Donation. Representative Tom Sloan, 45th District, Lawrence, March 17, 2000.

With the exception of reasonable payments for the costs associated with the procurement of the organs, federal law prohibits the transfer of human organs for valuable consideration. The tax credit for the donation of blood and blood products in Section 1(a)(1) of proposed 2000 House Bill No. 2613 does not violate the federal prohibition because the prohibition does not extend to blood or blood products. However, the tax credit for the donation of body parts in Sections 1 (a)(2) and 1 (b) is prohibited by the federal law. Cited herein: K.S.A. 65-3209; 2000 HB 2613; 21 U.S.C. § 321; 42 U.S.C. §§ 273, 274, 274e, 1320b; U.S. Const., Art. 1, § 8, Cl. 3; 42 C.F.R. § 482.45. GE

Opinion 2000-19

Public Health—Secretary of Health and Environment, Activities—Abatement of Nuisances; Prevention of Water Pollution; Confined Feeding Facilities for Swine; Standards and Requirements Application; Air Quality Control; Powers of Secretary of KDHE. Representative Laura L. McClure, 119th District, Osborne, March 21, 2000.

Kansas statutes give the Secretary of KDHE discretion to determine what requirements and standards are necessary to prevent water pollution by a confined feeding facility for swine. The Secretary may enact rules and regulations that impose requirements on swine facilities of any size if the Secretary determines the requirements are necessary to prevent water pollution. The Secretary has authority to adopt rules and regulations imposing greater separation distances for confined feeding facilities for swine to prevent water pollution. The Secretary may enact regulations to control odor from confined feeding facilities for swine under the Kansas Air Quality Act. Additionally, the Secretary may adopt rules and regulations for confined feeding facilities for swine that were in operation on May 7, 1998, and are not subject to the standards and requirements provided by K.S.A. 1999 Supp. 65-1,178 *et seq.* Different standards and requirements may be imposed by the Secretary on swine facilities based on site conditions if those standards and requirements are necessary to prevent water pollution. Cited herein: K.S.A. 65-159; K.S.A. 1999 Supp. 65-166a; 65-171d; 65-1,178; 65-1,187; 65-1,196; 65-1,199; 65-3001; 65-3002; 65-3005; 65-3007; 65-3008; K.S.A. 77-415; 77-437; K.A.R. 28-18a-2; 28-18a-12; 28-18a-15; 28-18a-18; 28-18a-20; 28-18a-32; 28-19-1; 1998 Substitute for House Bill No. 2950. DMV

Opinion 2000-20

Public Health—Abortion—Abortion Prohibited When Fetus Viable, Exceptions; Exception for Maternal Men-

tal Health. Representative Richard Alldritt, 105th District, Harper, March 21, 2000.

The United States Supreme Court has found that a state statute prohibiting post-viability abortion does not have to specifically contain the words "mental health" in its maternal health exception to be considered constitutional; statutes not containing these words have been construed to nonetheless include mental health within the scope of "health" generally. In our opinion, the term "bodily function," as used in K.S.A. 1999 Supp. 65-6703, would be interpreted by the courts to include an exception for risks to maternal mental health, as well as physical health, as long as such risk is substantial and irreversible. Cited herein: K.S.A. 1999 Supp. 65-6703. JLM

Opinion 2000-21

Unfair Trade and Consumer Protection—Consumer Protection; Telephone Solicitations—Unsolicited Consumer Telephone Calls; Unconscionable Act or Practice; 2000 House Bill No. 2891. Representative John Edmonds, 112th District, Great Bend, March 29, 2000.

Proposed 2000 House Bill No. 2891, amending K.S.A. 1999 Supp. 50-670, applies to businesses which make or have made unsolicited consumer telephone calls to consumers for any of these purposes: (1) soliciting a sale of any property or services; (2) soliciting an extension of credit for property or services; (3) obtaining information that will or may be used for the direct solicitation of a sale of property or services or an extension of credit for such purposes. Certain telephone calls are exempted from the definition of an unsolicited consumer telephone call: a telephone call is not "unsolicited" when the call is in response to an express request by the person called; made in connection with an existing debt or contract; or made to persons with whom the solicitor or his predecessor has had a business relationship within the preceding thirty-six months. The Bill is thus not restricted to "telemarketers," but also applies to business persons such as real estate agents or car salespersons who solicit business on the telephone under these circumstances. Cited herein: K.S.A. 50-623; K.S.A. 1999 Supp. 50-670; K.S.A. 50-671; 2000 HB 2891. GE

Opinion 2000-22

Contracts and Promises—Funeral and Cemetery Merchandise Agreements, Contracts and Plans; Prearranged Funeral Agreements; Administration of Funds; Payment into Trust Fund. Barry W. Bedene, President, Kansas State Board of Mortuary Arts, Topeka, March 29, 2000.

Dispositions of prearranged funeral agreement funds are controlled by the same statute, K.S.A. 1999 Supp. 16-304, regardless whether such funds are held in separate joint accounts or held in trust by a corporate trustee. The terms of any prearranged funeral agreement are required to be for the benefit of the purchaser. Thus, any funds not subsequently required for payment of funeral or burial services or merchandise in accordance with the terms of the agreement must be paid to the estate of the purchaser. In the context of a pre-need trust, a seller may not assess a "finance charge" against a purchaser who pays for pre-

arranged funeral services or burial merchandise on an installment plan. Cited herein: K.S.A. 16-301; 16-302; K.S.A. 1999 Supp. 16-303; 16-304; K.S.A. 16-308. CN

Opinion 2000-23

Livestock and Domestic Animals—Animal Dealers—Definitions; Animal Shelter or Pound. George Teagarden, Livestock Commissioner, Kansas Animal Health Department, Topeka, March 31, 2000.

An animal shelter employee or shelter volunteer is required to be licensed if, to accommodate the shelter, the employee or volunteer temporarily harbors the animal in the employee's or volunteer's home. Additionally, K.S.A. 1999 Supp. 47-1712 authorizes the Livestock Commissioner to promulgate regulations that address the number of animals temporarily housed in the home of an animal shelter employee or shelter volunteer and the length of time that an animal may be housed in the home of an animal shelter employee or shelter volunteer.

Regarding the licensure of animal rescue organizations that place homeless animals in the homes of their members, the Commissioner cannot issue an animal shelter license to the organization unless the latter operates a facility. Rather, the Commissioner may issue an animal shelter license to the individual member who is harboring an animal in the member's home. Finally, the Kansas Pet Animal Act provides no authority for the Commissioner to exempt a person from licensure based upon the number of animals harbored. Cited herein: K.S.A. 1999 Supp. 47-1704; 47-1712. MF

Opinion 2000-24

Corporations—Cemetery Corporations—Cemeteries In or Near Cities: Permanent Maintenance Fund; Use; Loans. Ron Thornburgh, Secretary of State, Topeka, April 12, 2000.

The governing body of a cemetery corporation organized for the purpose of establishing and maintaining a cemetery for charitable purposes and having a permanent maintenance fund containing assets of at least \$100,000 may invest its funds for permanent maintenance in the construction of a mausoleum upon grounds of the cemetery corporation or for the partial expense for the construction thereof. In accordance with K.S.A. 17-1311, the total amount of money invested in any mortgage upon real property must not exceed an amount equal to 75% of the market value of the real property at the time the investment is made. Cited herein: K.S.A. 17-1307; 17-1308; 17-1311; 17-1312; 7-1312f; 17-1348; 17-1349. RDS

Opinion 2000-25

Cities and Municipalities—Cities of the Third Class—Public Purpose Doctrine; Renting City Owned Equipment to Private Individuals. Steve W. Hirsch, Oberlin City Attorney, Oberlin, April 28, 2000.

In the absence of a public purpose, a city cannot rent city equipment to private individuals for private use. Cited herein: Kan. Const., Art. 12, § 5. MF

(continued)

Opinion 2000-26

Public Health—Healing Arts—Persons Not Engaged in the Practice of Healing Arts; Delegation of a Professional Service by a Licensed Practitioner of the Healing Arts.

Public Health—Regulation of Nursing; Registered Nurse Anesthetists—Delegation of a Professional Service by a Licensed Practitioner of the Healing Arts. Jane Conroy, President, Kansas State Board of Nursing, Topeka, May 4, 2000.

A physician may delegate to a person other than a registered nurse anesthetist the task of application of a drug used as an anesthetic if, in the physician's judgment, that person is competent and qualified by training, experience or licensure to perform the task and the physician adequately supervises performance of the task. Cited herein: K.S.A. 1999 Supp. 65-1118; 65-1151; 65-1162; 65-1163; 65-2837; K.S.A. 65-2872; K.S.A. 1999 Supp. 65-28,127. SP

Opinion 2000-27

Counties and County Officers—Fire Protection—Fire Districts; Governing Body; Powers. Stephen Jones, Attorney for Osage County Fire District No. 5, Lyndon, May 8, 2000.

Osage County Fire District No. 5 is not authorized by the Resolution of the Board of County Commissioners of Osage County relating to Osage County Fire District No. 5, published in the Lyndon News-Herald on August 26, 1982, to impose a charge or fine on a residence or business owner for repeated false alarms of a security system. The Fire District is authorized by K.S.A. 19-3601a to impose a charge for false alarms only if such charge is necessary to carry out the purposes of K.S.A. 19-3601 *et seq.* Cited herein: K.S.A. 1999 Supp. 19-101d; K.S.A. 19-3601; 19-3601a; 19-3602; 19-3612a; 19-4701. DMV

Opinion 2000-28

Counties and County Officers—Hospitals and Related Facilities—County Hospitals, Procedure to Establish; Management of Hospital; Hospital Board; Procedure to Elect or Appoint Members; Change of Method of Selection; Effect. Michael H. Haas, Sheridan County Attorney, Hoxie, May 22, 2000.

A board of county commissioners, through its resolutions, establishes the lengths of terms of its hospital board members. Resolutions adopted by the board of county commissioners must, therefore, be reviewed to determine the length of terms of office of members of a hospital board elected in 2000 and the number of positions on the county hospital board that will be subject to election in 2000. Candidates for positions on the hospital board are subject to a primary election conducted on the first Tuesday of August in even-numbered years. The candidates must file nomination petitions or declarations of intention no later than 12:00 noon on the June 10 prior to the primary election. Declarations of intention must be accompanied by a filing fee equal to 1% of the annual salary paid to members of the hospital board if the annual compensation exceeds \$1,000, or by a filing fee of \$5 if the

annual compensation is \$1,000 or less. The terms of office for members of the hospital board who are elected in 2000 are to commence the second Monday in January 2001. The board of county commissioners will, by appointment, fill any vacancies occurring on the county hospital board. A county hospital board may, during a transition period following approval of a change in the manner of selection of members of the board, include members, some of whom are appointed while others are elected. A board of county commissioners may adopt a resolution modifying the number of members who serve on a county hospital board even though the county commissioners recently adopted a resolution expanding membership on the hospital board and electors of the county recently approved a question providing for election of the members of the county hospital board. Cited herein: K.S.A. 1999 Supp. 19-101a; 19-101j; 19-204; K.S.A. 19-4601; K.S.A. 1999 Supp. 19-4605; K.S.A. 19-4606; 19-4609; 19-4612; 25-202; 25-203; 25-205; 25-206; 25-313; 71-501; K.S.A. 1999 Supp. 72-6433; K.S.A. 72-8127; 72-8801; K.S.A. 1999 Supp. 74-4905; L. 1998, Ch. 102, § 1. RDS

Opinion 2000-29

Cities and Municipalities—General Provisions—Tax Upon Gross Earnings Derived from Money, Notes and Other Evidence of Debt; Petition for Elimination of Tax.

Elections—Sufficiency of Petitions—Application to Both State and Local Elections; Determination of Legality of Form; Application of Other Statutes; Single Issue or Proposition. Robert D. Crangle, Lincoln County Attorney, Lincoln, May 22, 2000.

Pursuant to the requirements of K.S.A. 25-3602, the question set forth in K.S.A. 12-1,101 must be included in a petition authorized under K.S.A. 12-1,101. Because K.S.A. 12-1,101 makes a specific provision, it is not necessary to determine whether the question pertains to a single issue or proposition. Cited herein: K.S.A. 12-1,101; 25-3601; 25-3602. RDS

Opinion 2000-30

Counties and County Officers—Hospitals and Related Facilities—Expenditures for Recruitment or Retention of Staff; Title to Property; Purchase of Property Located Out of State. Kerry McQueen, Attorney for Southwest Medical Center, Liberal, May 22, 2000.

Kansas law does not permit the Southwest Medical Center to use hospital monies to purchase real estate and attendant personal property outside the State of Kansas to be used as a clinic for the purpose of enhancing physician recruitment and retention in the Southwest Medical Center's service area. Cited herein: K.S.A. 19-4601; 19-4611; 19-4613; 19-4624. DMV

Opinion 2000-31

State Boards, Commissions and Authorities—Athletic Commission; Sports Hall of Fame—State of Kansas Sports Hall of Fame Board of Trustees; Status of Board of Trustees. Dr. Duane Muck, Chairman, Board of Trustees, State of Kansas Sports Hall of Fame, Abilene, May 22, 2000.

The Kansas State Sports Hall of Fame Board of Trustees was created by statute with powers and duties defined by law and thus is an agency of the State of Kansas. However, the Kansas Sports Hall of Fame, Inc., which administers and operates the Kansas Sports Hall of Fame premises that houses the display of sports memorabilia donated to the Board, is a private non-profit corporation. These two entities are bound together by a contractual relationship as a public and private cooperative endeavor for honoring sports figures and maintaining a museum of significant sports memorabilia. Cited herein: K.S.A. 1999 Supp. 74-2906a; K.S.A. 74-2907; 74-2908; 74-2909; K.S.A. 1999 Supp. 74-2912. CN

Opinion 2000-32

Constitution of the State of Kansas—Bill of Rights—Religious Liberty; School Vouchers; Constitutionality.

Constitution of the State of Kansas—Education—Finance; School Vouchers; Constitutionality. Representative Henry M. Helgeson, Jr., 86th District, Wichita, May 31, 2000.

The school voucher programs proposed in 2000 Senate Bill No. 295, 2000 House Bill No. 2504, and 2000 House Bill No. 2462 do not result in a violation of the Establishment Clause of the United States Constitution. However, the voucher programs do result in a violation of Section 7 of the Bill of Rights of the Kansas Constitution and Article 6, Section 6 of the Kansas Constitution. Cited herein: K.S.A. 72-53,101; Kan. Const., Bill of Rights, § 7; Kan. Const., Art. 6, § 6; U.S. Const., Amend. 1; U.S. Const., Amend. XIV; 2000 SB No. 295; 2000 HB No. 2462; 2000 HB No. 2504. RDS

Opinion 2000-33

State Boards, Commissions and Authorities—Tribal Gaming Oversight—Prohibited Acts; Penalties. Tracy T. Diel, Executive Director, Kansas State Gaming Agency, Topeka, May 31, 2000.

K.S.A. 1999 Supp. 74-9809(a) prohibits State Gaming Agency employees from having any direct or indirect financial interest in any tribal gaming facility or any host facility while employed at the State Gaming Agency. The prohibition continues for five years immediately following termination of employment and applies to the Executive Director and any employee of the Agency. For reasons described herein, application of the statute to the fact scenario described concludes as follows: If a company becomes a subsidiary under the control of another company that is operating a gaming facility in Kansas, the parent and subsidiary relationship will prohibit a director or em-

ployee or former director or employee of the State Gaming Agency from working for either company. The prohibition continues for five years immediately following the termination of employment with the State Gaming Agency. Ownership of stock in a company is a direct financial interest which is subject to the prohibition once the company becomes a subsidiary of a company operating a gaming facility in Kansas. However, the prohibition is not invoked by contact for recruitment purposes. Cited herein: K.S.A. 1999 Supp. 74-9803; 74-9809; 25 U.S.C. § 2701 (1988) *et seq.* GE

Opinion 2000-34

Personal and Real Property—Public Buildings; Accessibility Standards for Public Buildings or Facilities; Application to College Fraternities. Robert L. Bezek, Jr., City Attorney for Baldwin City, Ottawa, May 31, 2000.

A fraternity house occupied by individual members of the fraternity on an annual basis is a residential facility, rather than a place of lodging, and is, therefore, not a public accommodation subject to the requirements of the Americans with Disabilities Act. As a residential facility, the fraternity house is likewise not subject to the Kansas Architectural Accessibility Standards Act. Cited herein: K.S.A. 58-1301; 42 U.S.C.A. § 3601; 42 U.S.C.A. § 12101; 42 U.S.C.A. § 12181; 42 U.S.C.A. § 12182; 42 U.S.C.A. § 12186; 42 U.S.C.A. § 12189; 28 C.F.R. § 36.104; L. 1994, Ch. 195, § 2. RDS

Opinion 2000-35

Crimes and Punishments; Kansas Criminal Code; Prohibited Conduct—Crimes Affecting Public Trusts—Unlawful Use of Names Derived From Public Records Laws.

Public Records, Documents and Information—Records Open to Public—Lists of Names and Addresses Derived From Public Records; Prohibited Uses. Ken Eland, Hoxie City Attorney, Hoxie, May 31, 2000.

An alliance of local ministers is not precluded by K.S.A. 21-3914 from obtaining from city government a list of names of new residents applying for city utility service when the alliance intends to provide the new residents with packets of information on the local community, including information on area churches. Pursuant to K.S.A. 1999 Supp. 45-221(a)(26), however, a city is not required to provide such names. Cited herein: K.S.A. 21-3914; 45-218; 45-220; K.S.A. 1999 Supp. 45-221. SP

Carla J. Stovall
Attorney General

Doc. No. 025367

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. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the index to the 1997 Volumes of the *Kansas Administrative Regulations* and the 1999 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-1-5	New	V. 18, p. 1337
1-2-30	Amended	V. 18, p. 1337
1-2-74	New	V. 18, p. 1337
1-2-84	Amended	V. 18, p. 1337
1-2-84a	New	V. 18, p. 1337
1-2-84b	New	V. 18, p. 1338
1-4-8	Amended	V. 18, p. 1338
1-5-22	Amended	V. 18, p. 1338
1-6-25	Amended	V. 18, p. 1338
1-6-32	Amended	V. 18, p. 1339
1-8-6	Amended	V. 18, p. 1339
1-9-2	Amended	V. 18, p. 1340
1-9-7b	Amended (T)	V. 18, p. 1748
1-9-14	Amended (T)	V. 18, p. 1390
1-9-19a	Amended	V. 18, p. 1341
1-9-23	Amended (T)	V. 19, p. 243
1-9-23	Amended	V. 19, p. 944
1-9-25	Amended	V. 18, p. 1342
1-10-10	New	V. 18, p. 1344
1-10-11	New	V. 18, p. 1345
1-16-18	Amended	V. 18, p. 869
1-16-18a	Amended	V. 18, p. 869
1-18-1a	Amended	V. 18, p. 871
1-49-1	Amended	V. 19, p. 724

AGENCY 3: KANSAS STATE TREASURER

Reg. No.	Action	Register
3-2-1	New	V. 19, p. 1016
3-2-2	New	V. 19, p. 1016
3-2-3	New	V. 19, p. 1016

AGENCY 4: DEPARTMENT OF AGRICULTURE

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4-7-213	Amended	V. 19, p. 117
4-7-214	Amended	V. 19, p. 117
4-7-215	Revoked	V. 19, p. 118
4-7-216	New	V. 19, p. 118
4-20-11	Amended	V. 18, p. 418
4-20-15	New	V. 18, p. 418
4-21-1 through 4-21-6	New	V. 18, p. 418-420

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-31-1 through 7-31-4	Revoked	V. 18, p. 672
7-35-1	Amended (T)	V. 18, p. 1389
7-35-1	Amended	V. 18, p. 1879
7-35-2	Amended (T)	V. 18, p. 1390
7-35-2	Amended	V. 18, p. 1879
7-40-1	New	V. 18, p. 1148

AGENCY 9: ANIMAL HEALTH DEPARTMENT

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9-20-4	New	V. 18, p. 161
9-29-6	Amended	V. 18, p. 895

AGENCY 11: STATE CONSERVATION COMMISSION

Reg. No.	Action	Register
11-7-1 through 11-7-8	Amended	V. 18, p. 1808-1810
11-7-10	Amended	V. 18, p. 1811
11-7-11 through 11-7-15	New	V. 18, p. 1811, 1812
11-9-1 through 11-9-10	New	V. 18, p. 79, 80

AGENCY 16: ATTORNEY GENERAL

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AGENCY 17: STATE BANK COMMISSIONER

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17-22-1	Amended	V. 19, p. 500
17-23-16	Amended	V. 19, p. 500
17-24-1	New	V. 18, p. 956
17-24-2	New	V. 18, p. 956

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22-19-1	Amended	V. 18, p. 1170
22-19-2	Amended	V. 18, p. 1170
22-19-3	Amended	V. 18, p. 1171
22-19-4a	New	V. 18, p. 1171

AGENCY 25: DEPARTMENT OF AGRICULTURE (KANSAS STATE GRAIN INSPECTION)

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AGENCY 26: DEPARTMENT ON AGING

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26-1-4	Amended	V. 18, p. 544
26-1-6	Amended	V. 18, p. 544
26-1-9	New	V. 18, p. 188
26-2-4	Amended	V. 18, p. 1880
26-2-7	Amended	V. 18, p. 1880
26-2-9	Amended	V. 18, p. 1880
26-3-1	Amended	V. 18, p. 1881
26-3-3	Revoked	V. 18, p. 1882
26-3-5	Amended	V. 18, p. 1882
26-8-4	Revoked	V. 18, p. 1882

AGENCY 27: STATE CORPORATION COMMISSION (KANSAS ENERGY OFFICE)

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27-2-1	Revoked	V. 18, p. 231

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

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28-1-6	Amended	V. 18, p. 953
28-1-18	Amended	V. 19, p. 141
28-1-25	Revoked	V. 18, p. 105
28-1-26	New	V. 19, p. 142
28-4-330 through 28-4-343	New (T)	V. 18, p. 1058-1070
28-4-330 through 28-4-343	New	V. 18, p. 1600-1612
28-4-501	Amended	V. 19, p. 422
28-4-503	Amended	V. 19, p. 423
28-4-504	Amended	V. 19, p. 423
28-4-505	Amended	V. 19, p. 423
28-4-513	Amended	V. 19, p. 423
28-4-530	Revoked	V. 19, p. 423
28-4-531	Revoked	V. 19, p. 423
26-16-28b through 28-16-28f	Amended	V. 18, p. 1021-1033
28-17-15	Amended (T)	V. 19, p. 680
28-19-50	Revoked	V. 18, p. 50
28-19-52	Revoked	V. 18, p. 50
28-19-201	Amended	V. 18, p. 106
28-19-650	New	V. 18, p. 50
28-19-720	Amended	V. 18, p. 782
28-19-729	New	V. 19, p. 565

28-19-729a through 28-19-729h	New	V. 19, p. 566-569
28-19-735	Amended	V. 18, p. 782
28-19-750	Amended	V. 18, p. 782
28-19-751	Revoked	V. 18, p. 1099
28-19-752	Revoked	V. 18, p. 1099
28-19-752a	New	V. 18, p. 1099
28-23-81 through 28-23-89	Revoked	V. 18, p. 1099
28-19-751	Revoked	V. 18, p. 1099
28-19-752	Revoked	V. 18, p. 1099
28-19-752a	New	V. 18, p. 1099
28-23-81 through 28-23-89	Revoked	V. 18, p. 1099
28-29-3	Amended	V. 18, p. 1345
28-29-17a	Revoked	V. 18, p. 1948
28-29-17b	Revoked	V. 18, p. 1949
28-29-25a	New	V. 18, p. 1346
28-29-25b	New	V. 18, p. 1347
28-29-25c	New	V. 18, p. 1348
28-29-25e	New	V. 18, p. 1350
28-29-25f	New	V. 18, p. 1351
28-29-26	Revoked	V. 18, p. 673
28-29-98	Revoked	V. 18, p. 1949
28-29-1100 through 28-29-1107	New	V. 19, p. 941-943
28-29-2101 through 28-29-2113	New	V. 18, p. 1949-1963
28-31-1	Amended	V. 18, p. 673
28-31-2	Amended	V. 18, p. 673
28-31-3	Amended	V. 18, p. 674
28-31-4	Amended	V. 18, p. 674
28-31-6	Amended	V. 18, p. 678
28-31-8	Amended	V. 18, p. 679
28-31-8b	Amended	V. 18, p. 680
28-31-9	Amended	V. 18, p. 680
28-31-10	Amended	V. 18, p. 681
28-31-12	Amended	V. 18, p. 681
28-31-13	Amended	V. 18, p. 682
28-31-14	Amended	V. 18, p. 682
28-31-15	New	V. 18, p. 682
28-31-16	New	V. 18, p. 682
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28-36-20 through 28-36-29	Revoked	V. 18, p. 1099, 1100
28-36-101 through 28-36-108	New	V. 18, p. 1100-1102
28-36-10 through 28-36-18	Revoked	V. 18, p. 1099
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28-39-133 through 28-39-134	Revoked	V. 18, p. 1393
28-39-137 through 28-39-144	Amended	V. 18, p. 1393
28-39-145	Revoked	V. 18, p. 1395
28-39-145a	New	V. 18, p. 1395
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28-39-160	Amended	V. 18, p. 1399
28-39-161	Amended	V. 18, p. 1400
28-39-162a	Amended	V. 18, p. 1401
28-39-162c	Amended	V. 18, p. 1405
28-39-163	Amended	V. 18, p. 1410
28-39-240	Amended	V. 18, p. 1412
28-39-245	Amended	V. 18, p. 1413
28-39-247	Amended	V. 18, p. 1414
28-39-275 through 28-39-291	New	V. 18, p. 1416-1423
28-39-300 through 28-39-312	Revoked	V. 18, p. 1423
28-39-425 through 28-39-437	New	V. 18, p. 1423-1429

28-50-1	Amended	V. 18, p. 1353
28-50-2	Amended	V. 18, p. 1355
28-50-4	Amended	V. 18, p. 1356
28-50-5	Amended	V. 18, p. 1356
28-50-6	Amended	V. 18, p. 1356
28-50-7	Revoked	V. 18, p. 1358
28-50-8	Amended	V. 18, p. 1358
28-50-9	Amended	V. 18, p. 1359
28-50-10	Amended	V. 18, p. 1363
28-50-14	Amended	V. 18, p. 1363
28-65-1	Amended	V. 18, p. 682
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28-65-3	Amended	V. 18, p. 683
28-72-1	New (T)	V. 18, p. 1459
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28-72-2	New (T)	V. 18, p. 1462
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28-72-4	New	V. 18, p. 1892
28-72-4a	New (T)	V. 18, p. 1466
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28-72-4b	New	V. 18, p. 1897
28-72-4c	New (T)	V. 18, p. 1470
28-72-4c	New	V. 18, p. 1898
28-72-5	New (T)	V. 18, p. 1471
28-72-5	New	V. 18, p. 1900
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28-72-7	New (T)	V. 18, p. 1475
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28-72-8	New (T)	V. 18, p. 1476
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28-72-9	New (T)	V. 18, p. 1478
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28-72-10	New (T)	V. 18, p. 1480
28-72-10	New	V. 18, p. 1909
28-72-11	New (T)	V. 18, p. 1481
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28-72-13	New (T)	V. 18, p. 1483
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28-72-16	New (T)	V. 18, p. 1484
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28-72-17	New (T)	V. 18, p. 1485
28-72-17	New	V. 18, p. 1914
28-72-18	New (T)	V. 18, p. 1486
28-72-18	New	V. 18, p. 1915
28-72-18a	New (T)	V. 18, p. 1487
28-72-18a	New	V. 18, p. 1916
28-72-18b	New (T)	V. 18, p. 1487
28-72-18b	New	V. 18, p. 1916
28-72-18c	New (T)	V. 18, p. 1488
28-72-18c	New	V. 18, p. 1917
28-72-18d	New (T)	V. 18, p. 1489
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28-72-18e	New	V. 18, p. 1919
28-72-19	New (T)	V. 18, p. 1491
28-72-19	New	V. 18, p. 1920
28-72-20	New (T)	V. 18, p. 1491
28-72-20	New	V. 18, p. 1920
28-72-21	New (T)	V. 18, p. 1491
28-72-21	New	V. 18, p. 1920
28-72-22	New (T)	V. 18, p. 1491
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28-72-51 through 28-72-54	New	V. 19, p. 989, 990

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

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30-2-16	Amended	V. 18, p. 895
30-4-64	Amended	V. 18, p. 1722
30-5-64	Amended	V. 19, p. 304
30-5-309	Amended	V. 19, p. 988
30-6-59	Revoked	V. 18, p. 895
30-6-86	Amended	V. 18, p. 895
30-6-103	Amended	V. 18, p. 896
30-14-30	Amended	V. 18, p. 896

30-44-2	Amended	V. 18, p. 1843
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AGENCY 36: DEPARTMENT OF TRANSPORTATION (BY DEPARTMENT OF EDUCATION)

Reg. No.	Action	Register
36-13-20	Revoked	V. 18, p. 1823
36-13-30		
through		
36-13-35	Revoked	V. 18, p. 1823
36-13-37	Revoked	V. 18, p. 1823
36-13-38	Revoked	V. 18, p. 1823
36-13-39	Revoked	V. 18, p. 1823

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-2-26	Amended	V. 18, p. 1058
40-3-26	Amended	V. 19, p. 303
40-3-27	Revoked	V. 19, p. 680
40-3-32	Amended	V. 19, p. 303
40-3-33	Amended	V. 18, p. 1016
40-3-45	Amended	V. 19, p. 303
40-3-49	Amended	V. 19, p. 303
40-4-34	Amended	V. 18, p. 124
40-4-35	Amended (T)	V. 18, p. 358
40-4-35	Amended	V. 18, p. 1148
40-4-42	New	V. 18, p. 1883
40-4-42a	New	V. 18, p. 1883
40-4-42b	New	V. 18, p. 1884
40-4-42c	New	V. 18, p. 1884
40-4-42d	New	V. 18, p. 1885
40-4-42e	New	V. 18, p. 1886
40-4-42f	New	V. 18, p. 1887
40-4-42g	New	V. 18, p. 1887

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-1-103	Amended	V. 18, p. 390

AGENCY 45: KANSAS PAROLE BOARD

Reg. No.	Action	Register
45-9-1	Amended	V. 18, p. 1597
45-9-2	Amended	V. 18, p. 1597
45-9-3	Amended	V. 18, p. 1598
45-9-4	New (T)	V. 18, p. 1034
45-9-4	New	V. 18, p. 1599

AGENCY 49: DEPARTMENT OF HUMAN RESOURCES

Reg. No.	Action	Register
49-45-1 through 49-45-4		
49-45-4a	Amended	V. 19, p. 504
49-45-4a	New	V. 19, p. 504
49-45-5 through 49-45-9		
49-45-9	Amended	V. 19, p. 504
49-45-20 through 49-45-28		
49-45-28	Amended	V. 19, p. 504, 505
49-45-29 through 49-45-34		
49-45-34	New	V. 19, p. 505
49-45a-1	Amended	V. 19, p. 505
49-45a-2 through 49-45a-27		
49-45a-27	Revoked	V. 19, p. 506
49-46-1	Amended	V. 19, p. 506
49-47-1	Amended	V. 19, p. 507
49-47-1a	New	V. 19, p. 507
49-47-1b	New	V. 19, p. 507
49-47-2	Amended	V. 19, p. 507
49-48-1	Amended	V. 19, p. 508
49-49-1a	New	V. 19, p. 508
49-50-1 through 49-50-4		
49-50-4	Amended	V. 19, p. 509, 510
49-50-6 through 49-50-15		
49-50-15	Amended	V. 19, p. 510-513
49-50-17 through 49-50-20		
49-50-20	Amended	V. 19, p. 513, 514
49-50-21	New	V. 19, p. 514
49-50-22	New	V. 19, p. 515
49-51-1	Amended	V. 19, p. 515
49-51-2	Amended	V. 19, p. 515

49-51-3	Amended	V. 19, p. 515
49-51-3a	New	V. 19, p. 516
49-51-6 through 49-51-12		
49-51-12	Amended	V. 19, p. 516-518
49-51-14	Revoked	V. 19, p. 518
49-52-5 through 49-52-9		
49-52-9	Amended	V. 19, p. 518-520
49-52-11	Amended	V. 19, p. 520
49-52-13	Amended	V. 19, p. 520
49-52-14	Amended	V. 19, p. 521
49-52-15	Revoked	V. 19, p. 521
49-52-16	New	V. 19, p. 521
49-52-17	New	V. 19, p. 521
49-54-1 through 49-54-3		
49-54-3	Revoked	V. 19, p. 521

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

Reg. No.	Action	Register
51-9-7	Amended	V. 18, p. 1170

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-3-101	Amended	V. 18, p. 51
60-3-106	Amended	V. 18, p. 51
60-6-101	Amended	V. 19, p. 344
60-7-101	Amended	V. 18, p. 52
60-11-101	Amended	V. 19, p. 344
60-11-103	Amended	V. 19, p. 345
60-11-104a	Amended	V. 19, p. 346
60-11-106	Amended	V. 19, p. 346
60-11-108	Revoked	V. 19, p. 346
60-16-101	Amended	V. 18, p. 1558
60-16-102	Amended	V. 18, p. 1558
60-16-104	Amended	V. 18, p. 1559
60-17-101 through 60-17-111		
60-17-111	New	V. 19, p. 346-350

AGENCY 63: BOARD OF MORTUARY ARTS

63-4-1	Amended	V. 18, p. 1650
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AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-5-6	Amended	V. 19, p. 839
65-5-10	Amended	V. 18, p. 1727
65-9-1	Amended	V. 18, p. 357
65-10-2	Amended	V. 18, p. 357
65-11-3	Amended	V. 18, p. 357

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-4	Amended	V. 19, p. 69
66-6-6	Amended	V. 19, p. 70
66-7-2	Amended	V. 19, p. 70
66-8-7	New	V. 19, p. 70
66-9-4	Amended	V. 19, p. 71
66-9-6	New	V. 19, p. 71
66-10-12	Amended	V. 19, p. 71
66-10-13	New	V. 19, p. 71
66-11-4	New	V. 19, p. 72
66-12-1	Amended	V. 19, p. 72
66-14-1	Amended	V. 19, p. 72
66-14-6	Amended	V. 19, p. 72

AGENCY 67: BOARD OF HEARING AID EXAMINERS

Reg. No.	Action	Register
67-2-4	Amended	V. 19, p. 626
67-3-2	Amended	V. 19, p. 626
67-4-7	Amended	V. 19, p. 626
67-4-10	Amended	V. 19, p. 626
67-4-13	New	V. 19, p. 626
67-5-3	Amended	V. 19, p. 626
67-5-4	Amended	V. 19, p. 626
67-6-4	Amended	V. 19, p. 626
67-7-4	Amended	V. 19, p. 627

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-2-12a	Amended	V. 18, p. 1813
68-2-20	Amended	V. 18, p. 1813

(continued)

68-2-22	Amended	V. 18, p. 1814
68-3-5	New	V. 18, p. 1309
68-3-6	New	V. 18, p. 1309
68-5-1	Amended	V. 19, p. 501
68-5-15	New	V. 18, p. 993
68-7-11	Amended	V. 19, p. 501
68-7-12	Amended	V. 18, p. 1815
68-7-14	Amended	V. 19, p. 502
68-7-18	Amended	V. 19, p. 503
68-7-19	Amended	V. 18, p. 994
68-11-1	Amended	V. 18, p. 81
68-14-1	Amended	V. 18, p. 1019
68-14-2		
through		
68-14-5	Amended	V. 18, p. 996, 997
68-14-7	Amended	V. 18, p. 997
68-14-8	New	V. 18, p. 998
68-15-1	New	V. 18, p. 998
68-15-2	New	V. 18, p. 1309
68-15-4	New	V. 18, p. 1309
68-20-10	Amended	V. 18, p. 1816
68-20-10a	Amended	V. 18, p. 1819
68-20-15a	Amended	V. 18, p. 1819
68-20-16	Amended	V. 18, p. 1820
68-20-17	Amended	V. 18, p. 1820
68-20-18	Amended	V. 18, p. 1820
68-20-19	Amended	V. 18, p. 1821
68-20-21	Amended	V. 18, p. 1822

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-1-18	Amended	V. 18, p. 1844
71-1-20	New	V. 19, p. 573
71-1-21	New	V. 19, p. 573
71-3-7	New	V. 18, p. 104
71-6-1		
through		
71-6-6	New	V. 18, p. 104, 105

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-4-10	Amended	V. 18, p. 1238
74-5-103	Amended	V. 18, p. 1238
74-5-104	Amended	V. 18, p. 1238
74-5-202	Amended	V. 18, p. 1239
74-5-203	Amended	V. 18, p. 1239
74-5-406	Amended	V. 18, p. 1240
74-11-6	Amended	V. 18, p. 1240
74-12-1	Amended	V. 18, p. 1721

AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

Reg. No.	Action	Register
80-1-1	Amended	V. 18, p. 1230
80-1-2	Amended	V. 18, p. 1230
80-1-3	Amended	V. 18, p. 1230
80-1-4	Revoked	V. 18, p. 1230
80-1-5	Amended	V. 18, p. 1230
80-1-6	Amended	V. 18, p. 1231
80-1-9	Amended	V. 18, p. 1231
80-1-10	Amended	V. 18, p. 1231
80-1-11	Amended	V. 18, p. 1231
80-1-12	Revoked	V. 18, p. 1231
80-2-1	Amended	V. 18, p. 1231
80-3-1	Revoked	V. 18, p. 1232
80-3-2	Revoked	V. 18, p. 1232
80-3-4	Amended	V. 18, p. 1232
80-3-5	Revoked	V. 18, p. 1232
80-3-6	Revoked	V. 18, p. 1232
80-3-8	Revoked	V. 18, p. 1232
80-3-9	Amended	V. 18, p. 1232
80-3-13	Revoked	V. 18, p. 1232
80-3-15	Amended	V. 18, p. 1232
80-3-16	Amended	V. 18, p. 1232
80-4-1	Amended	V. 18, p. 1233
80-4-2	Revoked	V. 18, p. 1233
80-4-3	Revoked	V. 18, p. 1233
80-4-4	Amended	V. 18, p. 1233
80-4-5	Revoked	V. 18, p. 1233
80-4-6	Revoked	V. 18, p. 1233
80-5-1	Amended	V. 18, p. 1233
80-5-2	Revoked	V. 18, p. 1233
80-5-3	Revoked	V. 18, p. 1233
80-5-6	Amended	V. 18, p. 1233
80-5-7	Revoked	V. 18, p. 1234
80-5-9	Amended	V. 18, p. 1234
80-5-10	Amended	V. 18, p. 1234
80-5-11	Amended	V. 18, p. 1234
80-5-12	Revoked	V. 18, p. 1234

80-5-13	Amended	V. 18, p. 1234
80-5-14	Revoked	V. 18, p. 1234
80-5-15	Amended	V. 18, p. 1234
80-5-16	Amended	V. 18, p. 1235
80-5-18	Amended	V. 18, p. 1235
80-7-1	Amended	V. 18, p. 1235
80-8-2	Amended	V. 18, p. 1236
80-8-7	Amended	V. 18, p. 1236
80-50-1	Revoked	V. 18, p. 1236
80-50-2	Amended	V. 18, p. 1236
80-50-3	Amended	V. 18, p. 1236
80-50-4	Revoked	V. 18, p. 1236
80-50-5	Revoked	V. 18, p. 1236
80-50-6	Amended	V. 18, p. 1236
80-50-8	Revoked	V. 18, p. 1237
80-51-1	Revoked	V. 18, p. 1237
80-51-2	Revoked	V. 18, p. 1237
80-51-3	Revoked	V. 18, p. 1237
80-51-4	Amended	V. 18, p. 1237
80-51-5	Revoked	V. 18, p. 1237
80-51-7	Revoked	V. 18, p. 1237
80-52-1	Revoked	V. 18, p. 1237
80-52-2	Revoked	V. 18, p. 1237
80-52-3	Revoked	V. 18, p. 1237
80-53-2		
through		
80-53-6	Revoked	V. 18, p. 1237
80-54-1		
through		
80-54-4	Revoked	V. 18, p. 1237
80-55-1		
through		
80-55-4	Revoked	V. 18, p. 1237
80-55-8	Amended	V. 18, p. 1237

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-221a	New	V. 18, p. 231
82-1-221b	New	V. 18, p. 232
82-1-228	Amended	V. 18, p. 232
82-1-235	Amended	V. 18, p. 233
82-3-101	Amended	V. 18, p. 273
82-3-401b	New	V. 18, p. 276
82-3-408	Amended	V. 18, p. 276
82-3-900		
through		
82-3-908	New	V. 18, p. 276, 277
82-4-3	Amended (T)	V. 19, p. 575
82-4-3	Amended	V. 19, p. 208
82-11-3	Amended	V. 18, p. 234
82-11-4	Amended	V. 18, p. 234
82-11-9	Amended	V. 18, p. 238
82-11-10	Amended	V. 18, p. 239
82-11-11	New	V. 18, p. 239
82-12-2	Amended	V. 18, p. 239

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-11	Amended	V. 18, p. 1291

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-23-1		
through		
88-23-6	New	V. 19, p. 41-43

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-61	Revoked	V. 19, p. 680
91-12-22	Revoked	V. 19, p. 680
91-12-23	Revoked	V. 19, p. 680
91-12-24a	Revoked	V. 19, p. 680
91-12-25	Revoked	V. 19, p. 680
91-12-27	Revoked	V. 19, p. 680
91-12-28	Revoked	V. 19, p. 680
91-12-30		
through		
91-12-33	Revoked	V. 19, p. 680
91-12-35		
through		
91-12-42	Revoked	V. 19, p. 680, 681
91-12-44		
through		
91-12-69	Revoked	V. 19, p. 681
91-12-71		
through		
91-12-74	Revoked	V. 19, p. 682
91-22-1a	New	V. 19, p. 682

91-22-2	Amended	V. 19, p. 683
91-22-3	Revoked	V. 19, p. 683
91-22-4	Amended	V. 19, p. 683
91-22-5a	Amended	V. 19, p. 683
91-22-7	Amended	V. 19, p. 683
91-22-8	Revoked	V. 19, p. 683
91-22-9	Amended	V. 19, p. 683
91-22-10		
through		
91-22-18	Revoked	V. 19, p. 684
91-22-19	Amended	V. 19, p. 684
91-22-21	Revoked	V. 19, p. 684
91-22-22	Amended	V. 19, p. 684
91-22-23	Revoked	V. 19, p. 684
91-22-24	Revoked	V. 19, p. 684
91-22-25	Amended	V. 19, p. 684
91-22-26	Revoked	V. 19, p. 685
91-31-16	Amended	V. 18, p. 1171
91-31-18	Amended	V. 18, p. 1172
91-31-19	Amended	V. 18, p. 1309
91-31-24	Amended	V. 18, p. 1173
91-38-1		
through		
91-38-10	New	V. 18, p. 1823-1828
91-40-5		
through		
91-40-7	New	V. 19, p. 685-691
91-40-12		
through		
91-40-16	New	V. 19, p. 692-695
91-40-19		
91-40-21	New	V. 19, p. 695-697
91-40-22	New	V. 19, p. 697
91-40-24		
through		
91-40-31	New	V. 19, p. 698-700
91-40-33		
through		
91-40-39	New	V. 19, p. 700-702
91-40-41		
through		
91-40-48	New	V. 19, p. 702-704
91-40-50		
through		
91-40-53	New	V. 19, p. 705, 706

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

Reg. No.	Action	Register
99-25-1	Amended	V. 18, p. 189
99-26-1	Amended	V. 19, p. 840
99-27-1	Amended	V. 19, p. 840

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-6-2	Amended (T)	V. 18, p. 1747
100-6-2	Amended	V. 19, p. 241
100-10a-1	Amended	V. 19, p. 241
100-10a-3	Amended	V. 19, p. 241
100-11-5	Revoked	V. 18, p. 1230
100-22-3	New	V. 19, p. 571
100-24-3	New	V. 18, p. 483
100-55-1		
through		
100-55-9	Amended	V. 19, p. 1017-1020
100-55-11	New	V. 19, p. 1020
100-60-9	Amended	V. 19, p. 571
100-60-10	Amended	V. 19, p. 571
100-60-13	Amended	V. 19, p. 572

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-4-10a	Amended (T)	V. 18, p. 1035
102-4-10a	Amended	V. 18, p. 1556
102-5-7a	Amended	V. 18, p. 1520

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-1-1	Amended	V. 18, p. 1141
105-2-1	Amended	V. 18, p. 1142
105-3-1	Amended	V. 18, p. 1142
105-3-2	Amended	V. 18, p. 1142
105-3-4	Revoked	V. 18, p. 1143
105-3-5	Amended	V. 18, p. 1143

105-3-8	Revoked	V. 18, p. 1143
105-3-9	Amended	V. 18, p. 1143
105-3-11	Amended	V. 18, p. 1144
105-3-12	Amended	V. 18, p. 1144
105-5-2	Amended	V. 18, p. 1144
105-5-3	Amended	V. 18, p. 1144
105-5-6	Amended	V. 18, p. 1144
105-5-7	Amended	V. 18, p. 1145
105-5-8	Amended	V. 18, p. 1145
105-6-2	Amended	V. 18, p. 1145
105-7-2	Amended	V. 18, p. 1146
105-7-4		
through		
105-7-9	Amended	V. 18, p. 1146
105-8-1	Amended	V. 18, p. 1146
105-8-2	Amended	V. 18, p. 1146
105-8-3	Amended	V. 18, p. 1146
105-10-1a	Amended	V. 18, p. 1146
105-10-3	Amended	V. 18, p. 1147
105-10-5	Amended	V. 18, p. 1147
105-21-3	Amended	V. 18, p. 1147
105-21-6	Amended	V. 18, p. 1147
105-31-4	Revoked	V. 18, p. 1147

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-3	New (T)	V. 18, p. 1392
108-1-3	New	V. 19, p. 68

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 18, p. 1650
109-5-1	Amended	V. 18, p. 1653
109-5-2	Amended	V. 18, p. 1654
109-5-3	Amended	V. 18, p. 1654
109-5-4	Amended	V. 18, p. 1655
109-6-2	Amended	V. 18, p. 1655
109-9-1	Amended	V. 18, p. 1656
109-9-2	Revoked	V. 18, p. 1656
109-4-4	Amended	V. 18, p. 1656
109-9-5	Revoked	V. 18, p. 1657
109-10-1	Amended	V. 18, p. 1657
109-10-2	Amended	V. 18, p. 1658
109-10-6	New	V. 18, p. 1660
109-11-1	Amended	V. 18, p. 1662
109-11-2	Revoked	V. 18, p. 1662
109-11-3	Amended	V. 18, p. 1662
109-11-4	Amended	V. 18, p. 1663
109-11-5	Amended	V. 18, p. 1664
109-11-6	Amended	V. 18, p. 1664
109-12-1	Revoked	V. 18, p. 1665
109-12-2	Revoked	V. 18, p. 1665
109-13-1	Amended	V. 18, p. 1666
109-13-3	Revoked	V. 18, p. 1666

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Reg. No.	Action	Register
110-6-1	Amended (T)	V. 19, p. 677
110-6-1a	New (T)	V. 19, p. 677

110-6-2	Amended (T)	V. 19, p. 678
110-6-3	Amended (T)	V. 19, p. 678
110-6-4	Amended (T)	V. 19, p. 679
110-6-5	Amended (T)	V. 19, p. 679

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 1999 can be found in the Vol. 18, No. 52, December 30, 1999 Kansas Register. The regulations listed below were published after December 31, 1999.

Reg. No.	Action	Register
111-2-66	Revoked	V. 19, p. 14
111-2-84	Revoked	V. 19, p. 14
111-2-95	Amended	V. 19, p. 174
111-2-100	New	V. 19, p. 14
111-2-101	New	V. 19, p. 15
111-2-102	New	V. 19, p. 174
111-2-104	New	V. 19, p. 15
111-2-105	New	V. 19, p. 16
111-2-106	New	V. 19, p. 16
111-2-107	New	V. 19, p. 174
111-2-108	New	V. 19, p. 175
111-2-109	New	V. 19, p. 175
111-2-111	New	V. 19, p. 811
111-3-1	Amended	V. 19, p. 176
111-3-12	Amended	V. 19, p. 16
111-3-14	Amended	V. 19, p. 521
111-3-20	Amended	V. 19, p. 17
111-3-35	Amended	V. 19, p. 177
111-4-1594	Amended	V. 19, p. 17
111-4-1595	Amended	V. 19, p. 17
111-4-1597	Amended	V. 19, p. 18
111-4-1598	Amended	V. 19, p. 18
111-4-1621		
through		
111-4-1636	New	V. 19, p. 177-181
111-4-1617	Amended	V. 19, p. 19
111-4-1637		
through		
111-4-1649	New	V. 19, p. 19-22
111-4-1673		
through		
111-4-1698	New	V. 19, p. 522-528
111-4-1686		
through		
111-4-1689	Amended	V. 19, p. 811, 812
111-4-1699		
through		
111-4-1711	New	V. 19, p. 812-815
111-5-30	Amended	V. 19, p. 529
111-5-77	New	V. 19, p. 529
111-5-78	New	V. 19, p. 815
111-6-1	Amended	V. 19, p. 529
111-6-5	Amended	V. 19, p. 530
111-6-24	New	V. 19, p. 531

111-7-73	Amended	V. 19, p. 531
111-7-77	Amended	V. 19, p. 531
111-7-78	Amended	V. 19, p. 532
111-7-80	Amended	V. 19, p. 532
111-7-81	Amended	V. 19, p. 533
111-7-126	Amended	V. 19, p. 534

AGENCY 112: KANSAS RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-6-4a	New	V. 18, p. 1458
112-7-21	Amended	V. 19, p. 118
112-10-6	Amended	V. 18, p. 954
112-10-38	Amended	V. 19, p. 119
112-18-22	Amended	V. 19, p. 119

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 18, p. 1019
115-4-13	Amended	V. 18, p. 1020
115-5-2	Amended	V. 18, p. 1723
115-7-1	Amended	V. 18, p. 1334
115-7-5	Amended	V. 18, p. 1334
115-8-6	Amended	V. 18, p. 1724
115-11-2	Amended	V. 18, p. 484
115-15-1	Amended	V. 18, p. 1724
115-15-2	Amended	V. 18, p. 1725
115-16-4	Amended	V. 18, p. 780
115-17-21	New	V. 18, p. 781
115-18-4	Amended	V. 18, p. 1334
115-18-7	Amended	V. 18, p. 1335
115-18-13	Amended	V. 18, p. 1336
115-18-14	Amended	V. 18, p. 1336
115-18-16	New (T)	V. 19, p. 242
115-30-10	Amended	V. 18, p. 781

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-2-1	Amended	V. 18, p. 294
117-2-2	Amended	V. 18, p. 295
117-3-1	Amended	V. 18, p. 296
117-3-2	Amended	V. 18, p. 296
117-4-1	Amended	V. 18, p. 297
117-4-2	Amended	V. 18, p. 298
117-6-1	Amended	V. 18, p. 955
117-6-3	Amended	V. 19, p. 472
117-7-1	Amended	V. 19, p. 41
117-8-1	Amended	V. 19, p. 473
117-9-1	Amended	V. 19, p. 41

AGENCY 118: KANSAS STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-4-1		
through		
118-4-4	New	V. 18, p. 672, 673

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