

Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced March 15-21 by the 2001 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-4096. Full texts of bills, bill tracking and other information may be accessed at ink.org/public/legislative.

House Bills

HB 2567, An act relating to the taxation of insurance companies; concerning certain credits therefrom; amending K.S.A. 40-252d and repealing the existing section, by Committee on Taxation.

HB 2568, An act concerning workforce development; establishing the workforce development loan program; concerning employment security law, establishing certain funds and transfers; relating to certain post-secondary programs; amending K.S.A. 44-710a and 72-4433 and repealing the existing sections, by Committee on Appropriations.

HB 2569, An act relating to taxation; allowing credits for donations to the Kansas Regents Foundation; amending K.S.A. 2000 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2570, An act concerning the retirement system for judges; relating to contribution and retirement annuities; amending K.S.A. 2000 Supp. 20-2603 and 20-2610 and repealing the existing sections, by Committee on Appropriations.

HB 2571, An act establishing the public safety parity superfund; providing for certain amounts to be transferred to such fund; authorizing and directing certain salary increases for public safety officers and employees; prescribing certain powers, duties and functions for the governor and other state officers and employees; amending K.S.A. 75-3728e and 79-5211 and K.S.A. 2000 Supp. 60-4117 and 79-4803 and repealing the existing sections, by Committee on Appropriations.

HB 2572, An act concerning agriculture; relating to inspections of certain facilities; crimes and punishment; civil penalty, by Committee on Appropriations.

HB 2573, An act concerning the Kansas development finance authority; relating to the financing of certain projects of statewide as well as local importance; amending K.S.A. 2000 Supp. 74-8922 and repealing the existing section, by Committee on Taxation.

HB 2574, An act relating to property taxation; concerning the valuation of vessels for such purposes, by Committee on Taxation.

House Concurrent Resolutions

HCR 5026, A proposition to amend section 1 of article 11 of the constitution of the state of Kansas.

HCR 5027, A concurrent resolution urging the President of the United States, the United States Congress and the United States Department of Agriculture to place an immediate and total ban on importation of certain animals and their meat and meat products into the United States.

House Resolutions

HR 6012, A resolution urging each member of the Kansas Congressional delegation to support the passage of President Bush's Agenda for Tax Relief.

HR 6013, A resolution urging the establishment of a revolving loan fund for the purpose of financing additional attic insulation in certain residences.

HR 6014, A resolution urging the establishment of a revolving loan fund for the purpose of financing additional attic insulation in certain residences.

HR 6015, A resolution in memory of Oscar Micheaux.

Senate Bills

SB 358, An act concerning alcoholic beverages; relating to the sale thereof; amending K.S.A. 41-712 and 41-2704 and repealing the existing sections, by Committee on Federal and State Affairs.

Senate Concurrent Resolutions

SR 1610, A concurrent resolution directing that the state rates for residential services be reviewed, contracts revisited and recommendations forwarded to the 2002 Legislature from a joint interim study.

SR 1611, A concurrent resolution expressing the Legislature's opposition to amendments to the Indian Gaming Regulatory Act which eliminate the Governor's right to concur in acquisitions of land for gaming purposes.

Senate Resolutions

SR 1828, A resolution urging the Governor to appoint nine representatives to work with the University of Kansas energy research center to develop an energy plan for Kansas.

SR 1829, A resolution in memory of Oscar Micheaux.

Doc. No. 026359

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State of Kansas

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

The Behavioral Sciences Regulatory Board will conduct a public hearing from 9 to 11 a.m. Wednesday, May 30, in the board's conference room at 712 S. Kansas Ave., Topeka, to consider adoption of amendments to an existing rule and regulation, adoption of two new rules and regulations, and revocation of an existing rule and regulation, all on a permanent basis.

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

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Phyllis Gilmore at (785) 296-3240 or the Kansas Relay Center at 1-800-766-3777. There is designated accessible parking on Kansas Avenue, and the front entrance of the board office also is accessible.

A copy of the full text of each regulation and the economic impact statement may be reviewed or obtained at the board office or by accessing the board's Web site at www.ink.org/public/bsrb. The following is a summary of the proposed amendments:

K.A.R. 102-1-1 is the definition section of the psychology regulations. This is a major revision of the definitions. It brings many of the definitions into more current language and adds to, specifies and clarifies many of the current definitions. There are new definitions for "academically eligible," "clinical psychological services," "non-clinical, general psychological services" and "undue influence."

Economic Impact: There is no impact to the Behavioral Sciences Regulatory Board, licensees, the public or any other governmental agency.

K.A.R. 102-1-10 is being revoked.

Economic Impact: There is no economic impact from this revocation as it is being replaced by K.A.R. 102-1-10a.

K.A.R. 102-1-10a is the unprofessional conduct code for psychologists in Kansas. This is a major revision of the unprofessional conduct code for psychologists. It expands, specifies and clarifies the current regulation. There are major new sections related to impaired objectivity, ignoring client welfare, client confidentiality, assessment procedures, and research with human subjects and forensics, as well as additions in other areas.

Economic Impact: There is no impact to the Behavioral Sciences Regulatory Board, licensees, the public or any other governmental agency.

K.A.R. 102-1-20 is a new regulation that clearly states the requirements for the maintenance of client records of psychologists. This is an expansion and clarification of the existing section of the current unprofessional conduct regulation.

Economic Impact: There is no impact to the Behavioral Sciences Regulatory Board, licensees, the public or any other governmental agency.

Phyllis Gilmore
Executive Director

Doc. No. 026360

State of Kansas

Board of Healing Arts**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 10 a.m. Wednesday, June 6, at the office of the Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, to consider the adoption of one amended rule and regulation, K.A.R. 100-15-1.

K.A.R. 100-15-1 changes the expiration date of each license to practice chiropractic issued by the Board of Healing Arts to expire on December 31 of each year instead of September 30 of each year.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed adoption of this rule and regulation. All interested parties may submit comments prior to the hearing to the Board of Healing Arts at the address above. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the adoption of the proposed amended regulation during the hearing. In order to give all persons an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request a copy of the proposed amended regulation and the associated economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Melissa Kipp at (785) 368-6425. Handicapped parking is located at the west end of the Hutton Building, and the northwest entrance to the building is accessible.

Copies of the regulation and the associated economic impact statement may be obtained by contacting Betty Johnson, State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, 66603, (785) 296-3680, or by visiting the board's Web site at www.ksbha.org, clicking on "public information" and scrolling to June 6, 2001.

Lawrence T. Buening, Jr.
Executive Director

Doc. No. 026366

State of Kansas

Social and Rehabilitation Services**Request for Proposals**

The Department of Social and Rehabilitation Services announces the release of a request for proposals by the Children and Family Policy Division to provide for a computer camp for 20 young people from 16 to 23 years of age who were or are in foster care. These young people are to receive computer skills training that can enhance their employability. The proposal requires a minimum of 21 hours of Microsoft Office, Word, Excel and PowerPoint vocational training. To be included is the cost of providing a 500 mhz computer and a color inkjet printer for each youth participating in the training.

Vendors interested in receiving a request for proposal should contact Peggy Baker, Social and Rehabilitation Services, Room 5-South, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1570, (785) 368-8172, fax (785) 368-8159. Complete proposals must be received by 5 p.m. April 20.

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 026368

State of Kansas

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

Notice is hereby given of the commencement of negotiations for architectural/engineering services for the renovation of a portion of the J.H. Overman Student Center at Pittsburg State University. Architectural, mechanical and electrical engineering services are required.

The project consists of the renovation of existing kitchen and retail space (the Gorilla Crossing) as well as minor changes in the University Club (lower level). Existing workstations and equipment in the kitchen will be replaced. The retail area of the Gorilla Crossing will be renovated into a food court concept with approximately eight different food stations. The gas, electric, HVAC and ductwork systems also will be upgraded. It is anticipated that a food consultant/kitchen design firm will be included in the consultant's services. Construction budget is \$1,600,000.

For information regarding the scope of services, contact Kerry Beyeler, Director of Facilities Planning, Pittsburg State University, (620) 235-4130.

If interested, an original and six copies (seven total) of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal.

Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Architectural Services, 1020 S. Kansas Ave., Topeka, 66612-1311, (785) 296-8899. Sub-

mittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. April 13.

Thaine Hoffman, AIA
Director, Division of
Architectural Services

Doc. No. 026369

State of Kansas

Social and Rehabilitation Services**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 10 a.m. Friday, June 1, in the SRS Learning Center (formerly Staff Development), Room A, 300 S.W. Oakley, Topeka, to consider the adoption of amended changes to existing rules and regulations on a permanent basis effective 15 days after publication in the Kansas Register. Telephone conference will not be available.

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

Copies of the regulations and the economic impact statements may be obtained by contacting Hope Burns at (785) 296-3969.

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

The adoption of the regulations will take place at 11 a.m. Friday, June 8, in the SRS executive conference room, 603-N, Docking State Office Building. Telephone conference will not be available.

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

**Article 5.—PROVIDER PARTICIPATION, SCOPE
OF SERVICES, AND REQUIREMENTS FOR THE
MEDICAID (MEDICAL ASSISTANCE) PROGRAM**

30-5-58. Definitions. This regulation contains definitions relevant to the Medicaid program. This regulation change expands and clarifies the definition of "medical necessity."

Economic Impact: The proposed change is expected to have no fiscal impact upon SRS or upon other governmental agencies, private business or individuals.

Other Methods: No other method was appropriate for the desired outcome.

30-5-92. Scope of pharmacy services. This regulation describes the scope of pharmacy services provided to program consumers. Two changes are proposed to this regulation. The first change would require that each long-term care facility return to the vendor pharmacy unit-dose drug products if such drug products are not controlled substances; are sealed in individually packaged units; are returned within the recommended period of shelf life for the purpose of redispensing such drug products; and the drug product can be redispensed for use before the expiration date, if any, indicated on the package.

The proposed change also would require that the vendor pharmacy accept such drug products and reimburse the Department of Social and Rehabilitation Services for them. SRS would reimburse the vendor pharmacy the reasonable cost of services incurred in the operation of this section, as determined by the secretary. The other change would mandate that pharmacy providers use generic drug products in place of brand name legend drug products unless the prescriber expressly orders the brand name product without substitution.

Economic Impact: The first proposed change requiring long-term care facilities to return unused drug products is expected to save SRS approximately \$560,000 in state general funds annually. The second change mandating the use of generic drug products is expected to save SRS approximately \$40,000 in state general funds annually.

The first proposed change is expected to save the federal government \$840,000 annually. The second proposed change is expected to save the federal government \$60,000 annually. There should be no impact on private business or individuals.

Other Methods: No other method was appropriate for the desired outcome.

30-5-94. Reimbursement for pharmacy services. This regulation discusses reimbursement for pharmacy services. This regulation change simplifies the method for establishing the professional fee assigned to pharmacy providers by setting a flat rate of \$4.50 per prescription or a rate established by the secretary of SRS. It also will reduce the dispensing fee for physicians who dispense drugs to program consumers from \$1 to \$.74 per prescription.

Economic Impact: The proposed change is expected to save SRS approximately \$720,000 in state general funds annually. The proposed change is expected to save the federal government \$1,080,000 annually. The proposed change could cost pharmacy providers \$1,800,000 annually.

Other Methods: No other method was appropriate for the desired outcome.

Janet Schalsky
Secretary of Social and
Rehabilitation Services

Doc. No. 026374

State of Kansas

Kansas Insurance Department

Notice of Changes in Pharmacy Networks

Pursuant to K.S.A. 40-2,153, the Kansas Commissioner of Insurance is publishing notice that the following changes have occurred in pharmacy networks in the State of Kansas:

Aetna U.S. Healthcare Pharmacy Network has notified the Insurance Department of the following additions to its pharmacy network:

Pharmacy Name	City	Effective Date
Heartland Homecare SVC	Lawrence	10/06/2000
Dillon Pharmacy #37	Topeka	10/15/2000
Wal-Mart Pharmacy #10-2855	Shawnee	10/18/2000
Sams Pharmacy #10-8208	Lenexa	10/30/2000
Food 4 Less Pharmacy	Topeka	11/02/2000
Barker Family Pharmacy	Baldwin City	11/08/2000
Walgreens #06285	Hays	11/10/2000
Osco Drug #5134	Overland Park	11/30/2000
Dillon Pharmacy #40	Leavenworth	12/06/2000

In addition, Aetna U.S. Healthcare Pharmacy Network has notified the department of the following terminations from its pharmacy network:

Pharmacy Name	City	Effective Date
Via Christi Family Pharmacy	Wichita	10/05/2000
Albertsons Pharmacy #739	Wichita	11/30/2000
Jefferson Memorial Hosp. Phcy.	Winchester	1/15/2001

United HealthCare of the Midwest, Inc., Pharmacy Network has notified the department of the following additions to its pharmacy network:

Pharmacy Name	City	Effective Date
Taylor Drug	Arkansas City	October 2000
Currier Health Mart Pharmacy	Atwood	October 2000
Augusta Pharmacy	Augusta	October 2000
Johnsons Family Pharmacy	Burlington	October 2000
Ahley Clinic Pharmacy	Chanute	October 2000
Pill Box Pharmacy	Chanute	October 2000
Ferguson Rexall Drug	Clay Center	October 2000
Patterson Family Apothecary	Clay Center	October 2000
Bales Pharmacy	Clearwater	October 2000
Columbia Drug Company	Coffeyville	October 2000
Plaza Pharmacy	Coffeyville	October 2000
Palace Drug Store	Colby	October 2000
Medical Center Pharmacy	Dodge City	October 2000
Western Plains Reg Hospital	Dodge City	October 2000
C & R Clinic Pharmacy	Elkhart	October 2000
Boger Pharmacy and Gift	Ellinwood	October 2000
Coram Alternate Site	Fort Riley	October 2000
Foxx Apothecary	Fort Scott	October 2000
Mercy Hospital	Fort Scott	October 2000
Vista Pharmacy	Fort Scott	October 2000
Fredonia Healthmart Pharmacy	Fredonia	October 2000
Goodland Medical Arts Pharmacy	Goodland	October 2000
Medical Park Pharmacy	Great Bend	October 2000
Hertzler Clinic Pharmacy	Halstead	October 2000
Purdy's Pharmacy, Inc.	Hays	October 2000
Hesston Pharmacy, Inc.	Hesston	October 2000
Steve's Corner Drug	Hiawatha	October 2000
Cardinal Pharmacy	Hoisington	October 2000
Hutchinson Clinic Pharmacy	Hutchinson	October 2000
Hutchinson Hospital Corporation	Hutchinson	October 2000
Self Service Drugs	Hutchinson	October 2000
Mercy Hospital	Independence	October 2000
Dr. Rhodes	Kansas City	October 2000

(continued)

Eckerd #8168	Kansas City	October 2000
Pharmacare Prescriptions	Kansas City	October 2000
University of Kansas	Kansas City	October 2000
Hy-Vee Pharmacy	Lawrence	October 2000
Mt. Oread Pharmacy	Lawrence	October 2000
Sun Flower Pharmacy, Inc.	Lawrence	October 2000
Eckerd #8171	Leavenworth	October 2000
Eckerd #8172	Leawood	October 2000
APH/HIS (Midwest)	Lenexa	October 2000
Bio Partners In Care	Lenexa	October 2000
Caremark, Inc.	Lenexa	October 2000
IHS Infusion Services	Lenexa	October 2000
Option Care of Kansas	Lenexa	October 2000
Gibson Pharmacy #75	Liberal	October 2000
Gibson's Pharmacy	Liberal	October 2000
H & R Pharmacy	Liberal	October 2000
Crispin Pharmacy	Lincoln	October 2000
Ar-Ex Drug Store, Inc.	Marysville	October 2000
Medical Center Pharmacy	McPherson	October 2000
Raleigh's Drug Store	McPherson	October 2000
Probst Pharmacy	Medicine Lodge	October 2000
Horst Pharmacy	Newton	October 2000
Paul's Pharmacy, Inc.	Oakley	October 2000
Alternacare Infusion	Olathe	October 2000
Park Pharmacy	Osage City	October 2000
Allegre Pharmacy	Ottawa	October 2000
The Clinic Pharmacy	Ottawa	October 2000
Great Plains Compounding	Overland Park	October 2000
Medical Arts Clinic of SE Kansas	Parsons	October 2000
Ron's IGA Pharmacy	Parsons	October 2000
Mt. Carmel Outpatient Pharmacy	Pittsburg	October 2000
Walmart #307	Pittsburg	October 2000
Comprehensive of KC	Prairie Village	October 2000
Pratt Medical Arts Pharmacy	Pratt	October 2000
McLain Medical Clinic PA	Ransom	October 2000
Rose Hill Pharmacy	Rose Hill	October 2000
Gregwire Health Mart Pharmacy	Russell	October 2000
Ashcraft Pharmacy	S. Hutchinson	October 2000
Gibson's Pharmacy	Salina	October 2000
Pharmerica #3117	Shawnee Mission	October 2000
Centre Pharmacy	Smith Center	October 2000
Rooks County Health Department	Stockton	October 2000
Stockton Pharmacy	Stockton	October 2000
Sublette Drugs	Sublette	October 2000
Hamilton County Drug	Syracuse	October 2000
Medical Mart Pharmacy	Topeka	October 2000
Medical Mart Pharmacy	Topeka	October 2000
Menninger Clinic Pharmacy	Topeka	October 2000
Northside Family Healthmart	Topeka	October 2000
Cleland Drug Store	WaKeeney	October 2000
Glasco Drugs	Wellington	October 2000
Care IV, Inc.	Wichita	October 2000
Cesars Family Pharmacy	Wichita	October 2000
Checkers Pharmacy	Wichita	October 2000
Consumers Pharmacy	Wichita	October 2000
Cuming #0007	Wichita	October 2000
Cummings Pharmacy #1	Wichita	October 2000
Cummings Pharmacy #9	Wichita	October 2000
Hudson Pharmacy	Wichita	October 2000
Hugh Snell's Prescriptions	Wichita	October 2000
Insite Care, Inc.	Wichita	October 2000
NCS Healthcare of Kansas, Inc.	Wichita	October 2000
PK Pharmacy	Wichita	October 2000
Pharmerica #3719	Wichita	October 2000
Professional Pharmacy, Inc.	Wichita	October 2000
Richardson Pharmacy	Wichita	October 2000
Total Home Care	Wichita	October 2000
Walmart #10-1099	Wichita	October 2000
Wesley Outpatient Pharmacy	Wichita	October 2000
Wichita Clinic Pharmacy	Wichita	October 2000
Jefferson County Memorial	Winchester	October 2000

United HealthCare of the Midwest, Inc., Pharmacy Network also has notified the department of the following terminations from its pharmacy network:

Pharmacy Name	City	Effective Date
Auburn Pharmacy	Garnett	October 2000
Bethesda Pharmacy	Goessel	October 2000
Country Hill Drug Store	Lenexa	October 2000
Crafts Prescription Pharmacy	Junction City	October 2000
Drug Emporium #001	Overland Park	October 2000
Fox Hill Medical Pharmacy, Inc.	Overland Park	October 2000
Franks Pharmacy, Inc.	Valley Falls	October 2000
Freed's Pharmacy	Belaire	October 2000
Gessler Drug Company #1	Wichita	October 2000
Gessler Drug Company #2	Wichita	October 2000
Graves Drug Store #1	El Dorado	October 2000
Harper Health Mart Pharmacy, Inc.	Derby	October 2000
Hudson LTC Pharmacy	Wichita	October 2000
Hy-Vee Pharmacy #1377	Lawrence	October 2000
Lakin Pharmacy	Lakin	October 2000
Miller Pharmacy, Inc.	Kansas City	October 2000
Nortonville Pharmacy	Nortonville	October 2000
Osco Drug #2400	Wichita	October 2000
Osco Pharmacy #8908	Olathe	October 2000

Humana, Inc., Pharmacy Network has notified the department of the following additions to its pharmacy network:

Pharmacy Name	City	Effective Date
Walmart Pharmacy #10-2893	Independence	07/12/00
Walgreens #06006	Wichita	07/14/00
U-Save Pharmacy	Hays	07/21/00
Miller PBA Pharmacy	Kansas City	08/02/00
Walgreens #06005	Wichita	08/10/00
Sugar Valley PBA Pharmacy	Mound City	08/25/00
Batson's Drug Store	Howard	09/11/00
Satanta District Hospital Pharm.	Satanta	09/11/00
Dillon Pharmacy #37	Topeka	10/15/00
Walmart Pharmacy 10-2855	Shawnee	10/18/00
Sam's Club Pharmacy 10-8208	Lenexa	10/30/00
Food 4 Less Pharmacy #924	Topeka	11/01/00
Walgreens Pharmacy #06285	Hays	11/10/00
IHS Infusion Services	Lenexa	11/13/00
Lindsay Pharmacy	Wichita	11/27/00
Osco Drug #5134	Overland Park	11/29/00
Dillon Pharmacy #40	Leavenworth	12/06/00
Medical Arts Clinic Pharmacy	Topeka	12/04/00
Carbondale Pharmacy	Carbondale	12/06/00
Wards Drug Store	Oberlin	12/06/00
Waldron's Pharmacy	Johnson	12/13/00
Sunflower Pharmacy, Inc.	Lawrence	12/15/00

Humana, Inc., Pharmacy Network also has notified the department of the following terminations from its pharmacy network:

Pharmacy Name	City	Effective Date
Evan's Health Mart Drug	Columbus	07/03/00
Greenhaw Pharmacy	Hillsboro	07/03/00
Ritzman Pharmacy, Inc.	Larned	07/03/00
Stovall's Pharmacy	Leavenworth	07/03/00
Bruce Smith Drugs	Prairie Village	07/03/00
Doug's Pharmacy	Rossville	07/03/00
Freed's Pharmacy	Overland Park	08/25/00
Kmart Pharmacy #9337	Kansas City	09/26/00
Miller PBA Pharmacy	Kansas City	09/27/00
Drug Emporium #1	Overland Park	09/27/00
Sublette Drugs	Sublette	09/27/00
Kmart Pharmacy #9374	Shawnee	09/29/00
Eckerd Drugs #8168	Kansas City	11/03/00

Questions should be directed to Rebecca Sanders at the Kansas Insurance Department, (785) 296-3071.

Kathleen Sebelius
Kansas Insurance Commissioner

State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. A complete listing of Kansas state agencies, boards, commissions, and county officials are included in the Kansas Directory, published by the Secretary of State. The directory also is available on the Secretary of State's Web site at www.kssos.org.

The following appointments were recently filed with the Secretary of State:

Decatur County Treasurer

Jean Ann Hale, Decatur County Courthouse, 120 E. Hall, Oberlin, 67749. Term expires when a successor is elected and qualifies according to law. Succeeds Pat Fringer.

Pottawatomie County Treasurer

Lisa Overkamp, Pottawatomie County Courthouse, 207 N. 1st, Westmoreland, 66549. Term expires when a successor is elected and qualifies according to law.

Kansas Board of Barbering

Glynda L. Hunt, 225 Bluff Creek Road, Meriden, 66512. Term expires January 24, 2004. Reappointed.

Terry A. Stearman, 3809 N.E. Kimball Road, Topeka, 66617. Term expires February 16, 2004. Reappointed.

Kansas Credit Union Council

David A. Dick, 1031 Wheatland Drive, Buhler, 67522. Term expires March 15, 2004. Reappointed.

Marcia L. Jameson, 1914 J.F. Kennedy, Pittsburg, 66762. Term expires March 15, 2004. Succeeds Steven Bgart.

Kansas Dental Board

Dr. Stephen E. Brotherson, 8501 Bridle Dale, Lenexa, 66220. Term expires April 30, 2005. Reappointed.

Dr. Paul "Nick" Rogers, 2303 Maple Crest, Arkansas City, 67005. Term expires April 30, 2005. Reappointed.

Governmental Ethics Commission

Mary Yewell, 1983 Casa Loma Drive, Emporia, 66801. Term expires January 31, 2003. Succeeds Diane Gaede.

Kansas Technology Enterprise Corporation

Robert S. Krause, 5605 Blue River Road, Manhattan, 66502. Term expires January 15, 2005. Reappointed.

John G. Voeller, 3609 W. 85th St., Leawood, 66206. Term expires January 15, 2005. Succeeds Stephen Sauder.

Board of Nursing

Rhonda S. Parks, 2000 E. 28th St., Lawrence, 66046. Term expires June 30, 2003. Succeeds Oren Windholz.

Kansas Public Employees Retirement System
Board of Trustees

Michael Braude, 5319 Mission Woods Terrace, Mission Woods, 66205. Term expires January 15, 2001. Succeeds Frank Gaines.

Ron Thornburgh
Secretary of State

Doc. No. 026364

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, April 12, in the offices of the Kansas Development Finance Authority, Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

Project No. 000486—Maximum Principal Amount: \$170,000. Owner/Operator: Norman R. and Sherry L. Reed. Description: Acquisition of 198 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at Section 6 & 7, Township 17S, Range 18E, Pomona Township, Franklin County, approximately 1.5 miles south of Pomona on Colorado Road.

The bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bond when it becomes due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the Authority.

Any individual affected by the above-described project may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Jack H. Brier
President

Doc. No. 026363

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Capitol Plaza Hotel, Topeka, until 2-p.m. April 18 and then publicly opened:

District One - Northeast

Brown—20-7 K-8272-01 - K-20, 1 mile (1.6 kilometers) east of county route 1265, east 2 miles (3.2 kilometers), installation of deer delineators. (State Funds)

Brown-Nemaha—106 K-8333-01 - U.S. 73 from the north city limits of Hiawatha northwest to the Kansas-Nebraska state line; U.S. 75 from the junction of K-246 north to the Brown-Nemaha county line; U.S. 75 from the Brown-Nemaha county line northwest to the Kansas-Nebraska state line, 18.5 miles (29.8 kilometers), crack repair. (State Funds)

District—106 K-5925-01 - Various locations in District 1, 77 miles (123.9 kilometers), signing. (State Funds)

Douglas—59-23 K-8383-01 - U.S. 59 from the Franklin-Anderson county line north to the south city limits of Lawrence, 12.7 miles (20.5 kilometers), crack repair. (State Funds)

Jefferson-Leavenworth—92-106 K-8385-01 - K-92, 0.1 mile (0.2 kilometer) south of the north city limits of McLouth north to the Jefferson-Leavenworth county line; K-92 from the Jefferson-Leavenworth county line east to 15th Street in Leavenworth, 21 miles (33.8 kilometers), crack repair. (State Funds)

Leavenworth—24-52 K-8384-01 - U.S. 24 from the Douglas-Leavenworth county line north to the junction of K-16, 9.4 miles (15 kilometers), sealing. (State Funds)

Nemaha—66 C-3541-01 - County road 7 miles (9.4 kilometers) south of Seneca and 1 mile (1.6 kilometers) west of K-63, 0.1 mile (0.2 kilometer), grading, bridge and surfacing. (Federal Funds)

Nemaha—75-66 K-7945-01 - U.S. 75, Rock Creek bridge, bridge overlay. (State Funds)

Osage—56-70 K-2037-01 - U.S. 56 Missouri Pacific Railroad overpass bridge 26, 5.7 miles (9.2 kilometers) east of U.S. 75, bridge removal. (Federal Funds)

Osage—56-70 K-6418-01 - U.S. 56 Smith Creek, 0.7 mile (1.2 kilometers) north of the south junction of K-31, bridge replacement. (Federal Funds)

Riley—77-81 K-7949-01 - U.S. 77 culvert 4.8 miles (7.7 kilometers) north of the south junction of K-82, culvert construction. (State Funds)

Wabaunsee—4-99 K-6407-01 - K-4, Mission Creek drainage/Higby Creek drainage, bridge replacement. (Federal Funds)

District Two - Northcentral

Chase—177-9 K-7958-01 - K-177, Cottonwood River, bridge repair. (State Funds)

Clay—14 C-3125-01 - County road 3 miles (4.8 kilometers) north and 5 miles (8 kilometers) west of Green,

0.2 mile (0.4 kilometer), grading and bridge. (Federal Funds)

Ellsworth—156-27 K-8380-01 - K-156 from the junction of K-140 north to I-70, 10.7 miles (17.2 kilometers), crack repair. (State Funds)

District Three - Northwest

Ellis—70-26 K-7303-01 - I-70 from the junction of U.S. 183 east to the Ellis-Russell county line, 15.6 miles (25.1 kilometers), overlay. (State Funds)

Ellis—255-26 K-8386-01 - K-255, from I-70 south to the north city limits of Victoria, 1.1 miles (1.7 kilometers), milling and overlay. (State Funds)

Ellis—26 U-1752-01 - West 13th and Dorrance in Ellis, 0.6 mile (0.09 kilometer), grading, bridge and surfacing. (Federal Funds)

Ellis—26 U-1802-01 - Gustad Drive at Big Creek, 0.16 mile (0.25 kilometer), grading, bridge and surfacing. (Federal Funds)

Norton—283-69 K-5752-01 - U.S. 283 from the junction of U.S. 36 in Norton north to the Kansas-Nebraska state line, 11.3 miles (18.2 kilometers), grading; bridge and surfacing. (Federal Funds)

Norton—36-69 K-7188-01 - Intersection of U.S. 36 and U.S. 283 in Norton, 0.2 mile (0.3 kilometer), grading and surfacing. (State Funds)

Wallace—40-100 K-5900-01 - U.S. 40 safety rest area east of Wallace, safety rest area improvement. (State Funds)

District Four - Southeast

Montgomery—166-63 K-6698-01 - Intersection of U.S. 166 and U.S. 169 in Coffeyville, 0.09 mile (0.15 kilometer), grading and surfacing. (State Funds)

District Five - Southcentral

Butler—8 K-2831-05 - El Dorado State Park, surfacing. (State Funds)

Butler—8 U-1701-01 - Old U.S. 54 north to Belmont, 1.9 miles (3 kilometers), grading and surfacing. (Federal Funds)

Harper—160-39 K-6700-01 - Intersection of U.S. 160 and K-14 in Harper, 0.2 mile, (0.3 kilometer), grading and surfacing. (State Funds)

Harper—160-39 K-7975-01 - U.S. 160 East Spring Creek and Chikaskia River, bridge overlay. (State Funds)

Sedgwick—87 C-3585-01 - Clearwater east to Viola, 6.1 miles (9.9 kilometers), grading and surfacing. (Federal Funds)

Sedgwick—235-87 K-7978-01 - I-235 bridges over the Union Pacific Railroad, bridge overlay. (State Funds)

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

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corpora-

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

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

E. Dean Carlson
Secretary of Transportation

Doc. No. 026365

**State of Kansas
Department of Administration
Division of Purchases**

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, 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:

Monday, April 9, 2001

03084

Department of Transportation—Xenon-Arc Weathering Tester

03097

Department of Commerce and Housing—Business Information Reports

Tuesday, April 10, 2001

03056

Department of Transportation—Bituminous Plant Mixture (District 6)

03078

All Agencies of the State of Kansas—Mower Repair Parts (Heckendorn, Excel, Grasshopper)

Wednesday, April 11, 2001

03002

Statewide—Stock Computer Forms

03091

Statewide—Air Charter Service

Thursday, April 12, 2001

A-8874

Wichita State University—Lowe Auditorium Ramp, Hughes Metropolitan Complex

03069

University of Kansas—Automotive and Truck Repair Parts

03082

Department of Transportation—Moving Service (Pratt, Stafford and Reno counties)

Wednesday, April 18, 2001

03063

Wichita State University—Document Management Imaging System

Tuesday, April 24, 2001

A-9150

Kansas School for the Deaf—Repave Parking Lot and Drive

A-9169

Department of Social and Rehabilitation Services—Roof Repairs, Chanute

Thursday, April 26, 2001

A-9194

Fort Hays State University—Window Replacement, Malloy Hall

A-8101

University of Kansas Medical Center—ADA Compliance, KU Hospital

Request for Proposals

Tuesday, April 10, 2001

03067

Printing of the Kansas! Magazine for the Department of Commerce and Housing

Wednesday, April 11, 2001

02874

Press Clipping and Newsclip Analysis Service for the Department of Commerce and Housing

03029

Data Collection Services for the Kansas Public Employees Retirement System

03032

Electrical Maintenance Service for the Kansas State Fair

Tuesday, April 17, 2001

03094

Education Services for the Department of Corrections

Thursday, May 3, 2001

03092

Computer Assisted Mass Appraisal System (CAMA) for the Department of Revenue

Monday, May 14, 2001

03085

Consultant Services for Wichita State University

John T. Houlihan
Director of Purchases

Doc. No. 026382

State of Kansas

Office of Judicial Administration
Court of Appeals Docket

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

Kansas Court of Appeals
Court of Appeals Courtroom
Kansas Judicial Center
301 S.W. 10th Ave.
Topeka, Kansas

Before Rulon, C.J.; Knudson and Johnson, JJ.

Tuesday, April 10, 2001

1:30 p.m.

Case No.	Case Name	Attorneys	Jurisdiction
84,723	State of Kansas, Appellee, v. Corey L. Brown, Appellant.	Attorney General Sheryl L. Lidtke, Asst. D.A. Jessica R. Kunen, Chief A.D. Janine Cox, Asst. A.D.	Wyandotte
85,069	Robert Britt, Bill Kennedy and Ivan Thompson, Appellants, v. Mike Pierson, Arthur Munoz and Andrews Asphalt Construction, Inc., and its President, Jim D. Andrews, Appellees.	Derek J. Shafer Joseph M. Weiler Larry L. Luttjohann	Shawnee
84,641	State of Kansas, Appellee, v. Willie J. Simkins, Sr., Appellant.	Attorney General Christina Trocheck, Asst. C.A. Jessica R. Kunen, Chief A.D. Mary Curtis, Asst. A.D.	Saline
84,073	State of Kansas, Appellee, v. Torrence Gilbert, Appellant.	Attorney General Christina Trocheck, Asst. C.A. Jessica R. Kunen, Chief A.D. Janine Cox, Asst. A.D.	Saline

Wednesday, April 11, 2001

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
85,814	Barbara A. Roberts, Appellant, v. Allstate Insurance Company, Appellee.	Kirk W. Lowry Jan P. Helder, Jr.	Shawnee
85,954	Atlantic Avenue Associates, v. Central Solutions, Inc., Appellee, v. Great Northern Insurance Company, Third-Party Defendant, Appellant.	Jeffrey M. Hensley Mark A. Kinzie Heather S. Woodson	Wyandotte
85,647	In the Interest of G.S., DOB: 07/27/90.	Kenji Zwegardt Victor J. Braden, Asst. C.A.	Jefferson
85,423	Wilbert Ryan, Cleveland Carter, Christy Daugherty, v. Sun Ja Sitterle, American Family Mutual Insurance Co., Appellee, and Chandra Paul Ramnarine, Appellant.	John D. Conderman Roger D. Fincher	Geary

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
85,247	Kevin L. Williams, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Steven R. Zinn, Deputy A.D. Attorney General Heather R. Landon, Asst. C.A.	Franklin
84,815	Joe N. Thomas, Appellant, v. Robert D. Hannigan, et al., Appellees.	Joe N. Thomas John D. Graves	Reno
85,185	State of Kansas, Appellee, v. Mark L. Mann, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Jessica R. Kunen, Chief A.D. Rick Kittel, Asst. A.D.	Sedgwick
85,272	State of Kansas, Appellee, v. Gregory B. Marshall, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
85,226	State of Kansas, Appellee, v. Jeffrey S. Duncan, Appellant.	Attorney General Nick A. Tomasic, D.A. Jessica R. Kunen, Chief A.D.	Wyandotte
85,546	State of Kansas, Appellee, v. William R. Holt, Appellant.	Attorney General Joan M. Hamilton, D.A. Jessica R. Kunen, Chief A.D.	Shawnee
85,695	State of Kansas, Appellant, v. Richard R. Kendall, Jr., Appellee.	Attorney General Stacy Lynn Cuning, Asst. D.A. Jessica R. Kunen, Chief A.D. Nathan Webb, Asst. A.D.	Reno
85,900	In the Interest of C.H., Date of Birth: 8/10/99, A Child Under the Age of 18 Years.	Robin A. Lewis Steven J. Obermeier, Asst. D.A.	Johnson
85,474	Orin H. Boyd, Sr., Appellant, v. Unified Government of Kansas City, Kansas, and Wyandotte County, Kansas, Appellee.	Orin H. Boyd, Sr. Kenneth J. Moore	Wyandotte
86,267	State of Kansas, Appellee, v. Derrick W. Hayes, Appellant.	Attorney General Rex L. Lane, Special Prosecutor Robert D. Campbell	Atchison
84,997	State of Kansas, Appellee, v. Robert H. Collins, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. McFadden, Asst. D.A. Keihl Rathbun	Sedgwick
84,008	State of Kansas, Appellee, v. Robert J. Thomas, Appellant.	Attorney General Stephen D. Maxwell, Asst. A.G. Jessica R. Kunen, Chief A.D. Cory Riddle, Asst. A.D.	Labette
84,931	State of Kansas, Appellee, v. George Reynolds, Appellant.	Attorney General Frank E. Kohl, C.A. Linda S. Mock	Leavenworth
85,196	State of Kansas, Appellee, v. Michael Lee Domiano, Appellant.	Attorney General Christina Trocheck, Asst. C.A. Jessica R. Kunen, Chief A.D. Patrick H. Dunn, Asst. A.D.	Saline
85,124	Simon Holt, Jr., Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Debra J. Wilson, Asst. A.D. Attorney General John H. Taylor, Asst. C.A.	Geary

(continued)

86,069	In the Interest of: T.A., DOB: 07-09-94 N.A., DOB: 07-17-95 A.A., DOB: 02-20-97 A.A., DOB: 12-29-98	Kevin V. Rider Gwendolen B. Mason	Sedgwick
85,243	State of Kansas, Appellee, v. Leon D. Duntz, Appellant.	Robert A. Walsh, C.A. Jessica R. Kunen, Chief A.D. Patrick H. Dunn, Asst. A.D.	Cloud
85,199	State of Kansas, Appellee, v. Gary Floyd Paredes, Appellant.	Attorney General Christina Trocheck, Asst. C.A. Jessica R. Kunen, Chief A.D. Shawn Minihan, Asst. A.D.	Saline
84,853	State of Kansas, Appellee, v. Cruz Garibaldi, Jr., Appellant.	Attorney General Christina Trocheck, Asst. C.A. Jessica R. Kunen, Chief A.D. Cory D. Riddle, Asst. A.D.	Saline
85,401	State of Kansas, Appellee, v. Cutean Cupone Curry, Appellant.	Attorney General Ann L. Smith, Special Asst. C.A. Jessica R. Kunen, Chief A.D. Cory D. Riddle, Asst. A.D.	Montgomery
85,485	State of Kansas, Appellee, v. Donna Marie Ryan, Appellant.	Attorney General Steven J. Obermeier, Asst. C.A. Lisa Nathanson	Johnson
85,015	State of Kansas, Appellee, v. James Dumas, Jr., Appellant.	Attorney General Terra D. Morehead, Asst. C.A. Gary D. Stone	Wyandotte

Kansas Court of Appeals
Johnson County Community College
G.E.B. Building, Room 233
12345 College Blvd., College and Quivera
Overland Park, Kansas

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

Tuesday, April 10, 2001

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
85,220 85,404	Guaranty National Insurance Company, Appellant, v. Sandra P. Simental, et al., Appellees.	J. Donald Lysaught, Jr. Donald W. Vasos	Wyandotte
84,146	State of Kansas, Appellee, v. Harold Delaine Pfaff, Appellant.	Attorney General Thomas R. Stanton, Asst. C.A. Jessica R. Kunen, Chief A.D. Patrick H. Dunn, Asst. A.D.	Saline
85,354	Farmers Group, Inc.; Farmers Insurance Exchange; Truck Insurance Exchange; Fire Insurance Exchange; Mid-Century Insurance Co.; Farmers Insurance Co., Inc.; and Farmers New World Life Insurance Co., Appellants/Cross Appellees, v. Terry G. Lee, Defendant, Appellee, Carol N. Arnold, Maurice W. Bourquin, Dawn R. Lansing, and Douglas A. Lansing, Intervenors, Appellees/Cross- Appellants.	Martha A. Halvordson Terry G. Lee Richard T. Merker	Johnson

85,368	Phyllis White, Appellant, v. The J.D. Reece Company, d/b/a J.D. Reece Realtors, Appellee.	James S. Kreamer Robert S. Caldwell	Johnson
1:30 p.m.			
85,372	Reebles, Inc., Appellant, v. Bank of America, N.A., Appellee.	Thomas A. Krueger W. Joseph Hatley	Lyon
84,871	In the Matter of the Application of Mercy Health System of Kansas, Inc., for Exemption from Ad Valorem Taxation in Bourbon County, Kansas.	Larry D. Nuss Geoffrey Clark H. Phillip Elwood	Tax Appeal
85,261	Marvin M. Pottratz, Appellant, v. Richard N. Norris and Carol Sue Norris, Husband & Wife, Appellees.	Stanley R. McAfee Laurence M. Jarvis	Wyandotte
85,839	George McGary, Appellee, v. State of Kansas, Appellant.	Sara S. Beezley Geoffrey Clark	Bourbon

Wednesday, April 11, 2001

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
85,978	In the Matter of the Application of Johnson County Housing Coalition, Inc., for Exemption from Ad Valorem Taxation in Johnson County, Kansas.	Eldon J. Shields Kathryn D. Myers	Tax Appeal
85,361	Terry F. Walling, Appellant, v. State of Kansas, Appellee.	Charles E. Branson Attorney General Bradley R. Burke Angela Wilson, Asst. D.A.	Douglas
85,004	State of Kansas, Appellee, v. Gregory A. Williams, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. McFadden, Asst. D.A. Jessica R. Kunen, Chief A.D. Randall L. Hodgkinson, Asst. A.D.	Sedgwick
85,279	State of Kansas, Appellee, v. Jessie L. Bosby, Appellant.	Attorney General Sheryl L. Lidtke, Asst. D.A. Jessica R. Kunen, Chief A.D. Reid T. Nelson, Asst. A.D.	Wyandotte
85,821	Preston James Briscoe, Appellant, v. State of Kansas, Appellee.	Ralph J. DeZago Attorney General Christina Trocheck, Asst. C.A.	Saline
84,291	Roger McNeil Smith, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Daniel C. Estes, Asst. A.D. Attorney General Nanette L. Kemmerly-Weber, C.A.	Allen
84,174 84,175	State of Kansas, Appellee, v. James Lee Anderson, Appellant.	Attorney General Paul J. Morrison, D.A. Jessica R. Kunen, Chief A.D.	Johnson
85,678	State of Kansas, Appellee, v. Christina R. Powers, Appellant.	Attorney General Ty Kaufman, C.A. Edward D. Embers	McPherson
86,066	In the Interest of: F.G., DOB: 05/27/90 D.G., DOB: 11/08/91 A.S., DOB: 05/07/94	Christopher T. Wilson Steven J. Obermeier, Asst. D.A.	Johnson

(continued)

85,085	State of Kansas, Appellee, v. Kenneth Marion, Appellant.	Attorney General Tony Cruz, Asst. C.A. Jessica R. Kunen, Chief A.D. Cory D. Riddle, Asst. A.D.	Geary
84,845	Jamal R. Williams, Appellant, v. State of Kansas, Appellee.	Stephen B. Plummer Attorney General Boyd K. Isherwood, Asst. D.A.	Sedgwick
85,773	In the Interest of: L.J.M., DOB: 06/15/91 A.M., DOB: 03/11/96	Jeffrey M. Goodwin Sheryl A. Bussell, Asst. D.A.	Wyandotte
83,277	State of Kansas, Appellee, v. Peter J. Dugan, Appellant.	Attorney General David L. Miller, C.A. Jessica R. Kunen, Chief A.D. Kathryn B. Wall, Asst. A.D.	Miami
84,884	Garry L. Sammons, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Nick A. Tomasic, D.A.	Wyandotte
84,866	Diamond Star Oil, Inc., Appellee, v. Joseph S. Bider, Appellant.	Walker A. Hendrix R. Kent Pringle	Linn
85,450	Tina M. Ellis, Appellant/Cross-Appellee, v. Fred Johnson, Special Administrator for the Estate of Michael P. Friedman, Deceased, Appellee/Cross-Appellant.	Patrick C. Smith M. Doug Bell	Allen
84,116	Ronald Edwards, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Daniel C. Estes, Asst. A.D. Attorney General Angela M. Wilson, Asst. D.A.	Douglas
85,066	State of Kansas, Appellee, v. Patricia Marie Sanders, Appellant.	Attorney General Tony Cruz, Asst. C.A. Henry O. Boaten	Geary
85,262	In the Interest of: J.D.B., DOB: 10/24/84 L.C.A., DOB: 07/26/86 M.D.M., DOB: 05/11/88 C.K.M., DOB: 02/04/90 J.J.M., DOB: 08/06/91 U.L.M., DOB: 07/23/93	LeDetra C. Jones Gwendolen B. Mason	Sedgwick
85,702	In the Interest of C.M., DOB: 10/15/99, a Child in Need of Care.	Michael S. Smith Linda L. Blackburn, Asst. C.A.	Reno
85,490	In the Matter of the Marriage of Nene E. Carpenter, Appellee, and Tevis L. Carpenter, Appellant.	Nene Carpenter Jim L. Lawing	Sedgwick
85,452	State of Kansas, Appellee, v. Joshua William Crites, Appellant.	Attorney General William R. Mott, C.A. Jessica R. Kunen, Chief A.D. Rick Kittel, Asst. A.D.	Sumner

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

Before Elliott, P.J.; Brazil and Paddock, S.J.

Tuesday, April 10, 2001.

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
85,953	In the Matter of the Appeal of the City of Wichita from an Order of the Division of Taxation on an Assessment of Sales Tax, Penalty, and Interest.	Richard D. Greene Richard L. Cram	Tax Appeal
82,607	State of Kansas, Appellee, v. Anthony R. Martin, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Jessica R. Kunen, Chief A.D. Debra J. Wilson, Asst. A.D.	Johnson
84,708	In the Matter of the Guardianship and Conservatorship of Charles R. Hawkins, a Disabled Person.	G. Edmond Hayes Calvin McMillan	Sedgwick
84,774	State of Kansas, Appellee, v. Jerry D. Osborne, Appellant.	Attorney General Keith E. Schroeder, Deputy C.A. Jessica R. Kunen, Chief A.D. Peter Maharry, Asst. A.D.	Reno
1:30 p.m.			
85,846	Norman Wyatt, Appellant, v. Valley Hope Association, Appellant.	Lucille R. Douglass Janet M. Simpson	Norton
85,258	State of Kansas, Appellee, v. Antonio R. Presley, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. McFadden, Asst. D.A. Jessica R. Kunen, Chief A.D. Jennifer C. Roth, Asst. A.D.	Sedgwick
84,913	State of Kansas, Appellee, v. Roy McGill, Jr., Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Jessica R. Kunen, Chief A.D. Sandra Carr, Asst. A.D.	Sedgwick
85,075	Richard Todd Wright, Timothy Wright, Randy Newkirk, Jon Pool, and Pool and Company, Chartered, Appellants, v. Rosemary Bachmurski and George Fosdick, Appellees.	Michael C. Helbert Steve R. Fabert	Lyon

Wednesday, April 11, 2001

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
86,037	Marsha L. Loveless, Phillip A. Loveless, and Jacob Loveless, a Minor Child, Appellants, v. American Family Mutual Insurance Company, Appellee.	Kala Spigarelli M. Doug Bell	Montgomery

(continued)

83,867	State of Kansas, Appellee, v. Gerard M. Padilla, Appellant.	Attorney General Angela M. Wilson, Asst. D.A. Jessica R. Kunen, Chief A.D. Libby K. Snider, Asst. A.D.	Douglas
84,467	State of Kansas, Appellee, v. Kevin Lamont Williams, Appellant.	Attorney General Thomas R. Stanton, Asst. C.A. Jessica R. Kunen, Chief A.D. Patrick H. Dunn, Asst. A.D.	Saline
85,343	State of Kansas, Appellee, v. Billy Wayne Bassett, Appellant.	Jessica R. Kunen, Chief A.D. Rick Kittel, Asst. A.D.	Cowley
84,539	State of Kansas, Appellee, v. Torry M. Johnson, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Jessica R. Kunen, Chief A.D. Sandra Carr, Asst. A.D.	Johnson
84,802	State of Kansas, Appellee, v. Mark Cyrus Duck, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Jessica R. Kunen, Chief A.D. Shawn Miniham, Asst. A.D.	Johnson
84,877	State of Kansas, Appellee, v. Francisco Ledesma, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. McFadden, Asst. D.A. Jessica R. Kunen, Chief A.D. Daniel C. Estes, Asst. A.D.	Sedgwick
85,679	Alfredo Rodriguez, Appellee, v. IBP, Inc., Respondent/Self-Insured, Appellant.	Leah Brown Burkhead Bradley D. Thornton	Work Comp.
86,089	In the Matter of H.M.U., a Child Under the Age of Eighteen, DOB: 12/08/84.	Charles R. Hensley Kristin G. Heck, C.A.	Saline
84,720	State of Kansas, Appellee, v. Roy Alan Shaw, Appellant.	Attorney General Douglas P. Witteman, C.A. Jessica R. Kunen, Chief A.D. Patrick H. Dunn, Asst. A.D.	Coffey
85,041	State of Kansas, Appellee, v. Russell L. Butler, Jr., Appellant.	Attorney General Angela M. Wilson, Asst. D.A. Jessica R. Kunen, Chief A.D. Niki Christopher, Asst. A.D.	Douglas
85,949	In the Matter of the Marriage of Antoinette M. Willenberg, Appellant, and Michael H. Willenberg, Appellee.	Brock R. McPherson Richard A. Boeckman	Barton
85,651	In the Interest of C.L.S., DOB: 02/18/93, Minor Child Under 18 Years of Age.	Joe M. Bogle, Jr. Timothy H. Henderson	Sedgwick
85,315	State of Kansas, Appellee, v. Robert L. Baker, Appellant.	Attorney General Nick A. Tomasic, D.A. Jessica R. Kunen, Chief A.D.	Wyandotte
84,839	State of Kansas, Appellee, v. Michael Dwayne Calvin, a/k/a Dwayne Calvin, a/k/a Glen Webster, Appellant.	Attorney General Arthur E. Rhodes, Asst. D.A. Michael D. Calvin Jessica R. Kunen, Chief A.D. Niki Christopher, Asst. A.D.	Wyandotte
84,608	State of Kansas, Appellee, v. Leon Garrett, Appellant.	Attorney General Julie McKenna, C.A. Jessica R. Kunen, Chief A.D. Patrick H. Dunn, Asst. A.D.	Saline

84,803	State of Kansas, Appellee, v. Roy R. Hatfield, Appellant.	Attorney General Morgan Metcalf, Asst. C.A. Jessica R. Kunen, Chief A.D. Debra J. Wilson, Asst. A.D.	Butler
85,856	State of Kansas, Appellee, v. Allen D. Taylor, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D. Randall L. Hodgkinson, Asst. A.D.	Sedgwick
86,027	In the Interest of J.M., DOB: 06-17-89.	Mark Birmingham Sheryl A. Bussell, Asst. D.A.	Wyandotte
84,536	State of Kansas, Appellee, v. Jason Beard, Appellant.	Attorney General Katherine Von Kliem, Asst. D.A. Jessica R. Kunen, Chief A.D. Brent Getty, Asst. A.D.	Shawnee
85,281	Harold Hernandez, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Joan M. Hamilton, D.A.	Shawnee
84,862	State of Kansas, Appellee, v. Thomas Woodberry, Appellant.	Attorney General Joan M. Hamilton, D.A. Jessica R. Kunen, Chief A.D.	Shawnee

Kansas Court of Appeals
Sedgwick County Courthouse
Courtroom 11-1
525 N. Main
Wichita, Kansas

Before Gernon, P.J.; Lewis, J.; and Rogg, S.J.

Tuesday, April 10, 2001

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
84,863	Central State Hearing Aid Center, Inc., and Tim Breicheisen, Appellants/Cross- Appellees, v. Walter Shutt, Appellee, and Dahlberg, Inc., d/b/a Miracle Ear, Appellee/Cross-Appellant.	Alexander B. Mitchell II James D. Oliver	Sedgwick
85,038	Gary L. Hall, Appellant, v. State of Kansas, Appellee.	Dennis D. Webb John Shirley, C.A.	Scott
84,058	State of Kansas, Appellee, v. Garnet Tolen, Appellant.	Attorney General Julie McKenna, C.A. Jessica R. Kunen, Chief A.D. Craig Durham, Asst. A.D.	Saline
84,614	Greg Walker, Appellant, v. State of Kansas, Appellee.	Stephen B. Plummer Attorney General Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A.	Sedgwick

(continued)

1:30 p.m.

84,978	James M. Donnell, M.D., Appellant/Cross-Appellee, v. HCA Health Services of Kansas, Inc., d/b/a Wesley Medical Center, Wesley Integrated Health Group, and Rolland K. Enoch, M.D., Appellees/Cross-Appellants.	John S. Womack John H. Gibson	Sedgwick
85,454	Patricia Davis, Appellant, v. Jostens Printing & Publishing and Travelers Insurance, Appellees, and Kansas Workers Compensation Fund, Appellee.	Roger D. Fincher Bret C. Owen Jeff K. Cooper	Work Comp.
85,014	Diana Hibbert, Appellant, v. Edgar C. Ransdell, M.D., Appellee.	Eugene B. Ralston Wayne T. Stratton	Shawnee
84,115	State of Kansas, Appellee, v. Curtis L. Cox, Appellant.	Attorney General Joe Shepack, C.A. Jessica R. Kunen, Chief A.D. Jennifer C. Roth, Asst. A.D.	Ellsworth

Wednesday, April 11, 2001

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
84,363	State of Kansas, Appellee, v. Donna K. Burris, Appellant.	Attorney General Rick J. Scheufler, C.A. Jessica R. Kunen, Chief A.D. Peter Maharry, Asst. A.D.	Barton
85,044	State of Kansas, Appellee, v. Jerry D. Osborne, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Jessica R. Kunen, Chief A.D. Peter Maharry, Asst. A.D.	Sedgwick
84,764	Chhantra Doun, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Cory D. Riddle, Asst. A.D. Attorney General Julie McKenna, C.A.	Saline
86,091	In the Matter of J.D.T.	J. Robert Brookens Daniel L. Baldwin, C.A.	Marion
85,205	State of Kansas, Appellee, v. Roger W. Deere, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. McFadden, Asst. A.D. Jessica R. Kunen, Chief A.D. Janine Cox, Asst. A.D.	Sedgwick
84,799	Victor Cecil, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Daniel C. Estes, Asst. A.D. Attorney General Steven J. Obermeier, Asst. D.A.	Johnson
85,345	State of Kansas, Appellee, v. Troy D. Wright, Appellant.	Attorney General Joe E. Lee, C.A. Jessica R. Kunen, Chief A.D.	Lyon
85,515	Dorothy Jean Kipp, Appellant, v. Dillon Companies, Inc., Appellee.	Larry A. Bolton Scott J. Mann	Work Comp.

84,368	State of Kansas, Appellee, v. Joshua H. Watkins, Appellant.	Attorney General Franklin Terrill Bruce, Asst. D.A. Jessica R. Kunen, Chief A.D. Randall L. Hodgkinson, Asst. A.D.	Reno
84,395	State of Kansas, Appellee, v. David U. Jones, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Stephen B. Plummer	Sedgwick
85,671	Shirley A. McFadden, Appellant, v. Enrique A. Lerma and Jowana C. McFadden, Appellees.	James L. Wisler Jeffrey S. Southard	Lyon
85,422	State of Kansas, Appellee, v. Diablo J. McFarland, Appellant.	Attorney General Ann L. Smith, Special Asst. C.A. Jessica R. Kunen, Chief A.D. Rick Kittel, Asst. A.D.	Montgomery
84,937	State of Kansas, Appellee, v. Matthew B. Griffen, Appellant.	Attorney General Chris Biggs, C.A. Jessica R. Kunen, Chief A.D. Peter Maharry, Asst. A.D.	Geary
85,357	State of Kansas, Appellee; v. Roger M. Smith, Appellant.	Attorney General Joe E. Lee, C.A. Jessica R. Kunen, Chief A.D.	Lyon
85,765	In the Matter of the Marriage of Sara Fuller (now Moritzen), Appellant, and Gene Fuller, Appellee.	Sara K. Moritzen	Sedgwick
85,128	In the Matter of the Marriage of Gwen S. Ronen, Appellee, and Jack A. Ronen, Appellant.	Bruce W. Beye Ronald W. Nelson	Johnson
85,433	State of Kansas, Appellee, v. Russell L. Green, Appellant.	Attorney General Steve Stockard, Asst. C.A. Jessica R. Kunen, Chief A.D. Nathan Webb, Asst. A.D.	Crawford
84,224	State of Kansas, Appellee, v. James L. Carlson, Appellant.	Attorney General Linda Monroe, Asst. D.A. Jessica R. Kunen, Chief A.D. Sandra Carr, Asst. A.D.	Wyandotte
85,459	Robert Holtsclaw, Appellant, v. Haggard & Son Delivery Service and Commercial Union Insurance Co., Appellees.	Douglas D. Johnson Kendall R. Cunningham	Work Comp.
86,141	Michael Jones, Appellant, v. David R. McKune, et al., Appellees.	Charles J. Cavenee Kenneth Smith	Leavenworth
85,234 85,235 85,236	State of Kansas Appellee, v. Filip C. J. Rosario, Appellant.	Attorney General John A. Pazell, Asst. D.A. Jessica R. Kunen, Chief A.D. Randall L. Hogkinson, Asst. A.D.	Shawnee
84,924	State of Kansas, Appellee, v. William A. Ekis, Appellant.	Attorney General Terra D. Morehead, Asst. D.A. Carl E. Cornwell	Wyandotte

Carol G. Green
Clerk of the Appellate Courts

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-01-081/087

Pending Permits for Confined Feeding Facilities

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Entry for Taylor G. Bemis, Hays, KS 67601, SE/4 of Section 17, T13S, R19W, Ellis County, Smoky Hill River.

Kansas Permit No. A-SHEL-B006 This is a revision to the permit for an existing facility for 450 head (450 animal units) of cattle weighing greater than 700 pounds.

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

Compliance Schedule: Permeability tests shall be conducted on the earthen wastewater retention structure(s). Should any structure not meet permeability requirements, additional sealing will be required.

The manure/waste management plan approved by the department shall be adhered to as a condition of this permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Entry for Central Feeders, Inc., Lyons, KS 67554, NE/4 of Section 22, T20S, R7W, Rice County, Lower Arkansas River.

Kansas Permit No. A-ARRC-C001 Federal Permit No. KS-0080730 This is a modification of a permit for an existing facility for 6,000 head (6,000 animal units) of cattle. A lagoon is being added to control runoff from 3.8 acres of pens in the northwest corner of the facility.

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

Compliance Schedule: Existing controls meet KDHE requirements.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Entry for Diamond C Cattle Company, Satanta, KS 67870, NW/4 of Section 22, T30S, R35W, Grant County, Cimarron River Basin.

Kansas Permit No. A-CIGT-C006 Federal Permit No. KS-0095273 This is a permit for a new facility for 9,999 head (9,999 animal units) of beef cattle.

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

Compliance Schedule: Permeability tests shall be conducted on the earthen wastewater retention structure(s). Should any structure not meet the permeability requirements, additional sealing will be required. A manure/waste management plan for the facility shall be developed. A plan shall be submitted to the department within six months following permit issuance. The approved plan will become part of this permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Entry for Richard Porter, Reading, KS 66868, S/2 of Section 20, T16S, R13E, and SW/4 of Section 28, T16S, R13E, and SE/4 of Section 29, T16S, R13E, Lyon County, Marais des Cygnes River Basin.

Kansas Permit No. A-MCLY-C004 Federal Permit No. KS-0037966 This is a renewal permit for an existing facility for 7,000 animal units of beef cattle.

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

Compliance Schedule: A manure/waste management plan shall be developed and submitted with the plans and specifications for the beef cattle facilities located in Sections 20, 27, 28, 29. Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the previous five years.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Entry for Flint Hills Feedlot, Emporia, KS 66801, S/2 of Section 22, T18S, R12E, Lyon County, Neosho River Basin.

Kansas Permit No. A-NELY-C003 Federal Permit No. KS-0051268 This is a renewal permit for an existing facility for 9,500 head (9,500 animal units) of beef (animal type).

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

Compliance Schedule: The manure/waste management plan approved by the department shall be adhered to as a condition of this permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Entry for Wagon Bed Feeders, LLC, Hugoton, KS 67951, SW/4 of Section 25, T30S, R37W, Grant County, Cimarron River Basin.

Kansas Permit No. A-CIGT-C007 Federal Permit No. KS-0096363 This is a new permit for an existing and expanding facility for 7,000 head (3,500 animal units) of beef cattle weighing less than 700 pounds.

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

Compliance Schedule: Permeability tests shall be conducted on the earthen wastewater retention structure(s). Should any structure not meet the permeability requirements, additional sealing will be required. The manure/waste management plan developed by the designer and approved by the department and shall be adhered to as a condition of this permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Entry for Fred Neufeld, Inman, KS 67546, SE/4 of Section 6, T21S, R5W, McPherson County, Little Arkansas River.

Kansas Permit No. A-LAMP-P003 This is a new permit for an existing facility for 80,000 head (0 animal units) of laying hens. Two enclosed buildings, each with dimensions

of 400 feet by 40 feet, have pits with chain conveyance systems for dry manure collection. Dry manure is disposed onto 1,038 acres of owned and 120 acres of leased agricultural land.

Compliance Schedule: Existing controls meet KDHE requirements.

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 April 28 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-01-081/087) 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 copy-

ing 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

Doc. No. 026371

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. The City of Chanute has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 for Chanute municipal power plant #2. Emissions of oxides of nitrogen, sulfur dioxide, carbon monoxide, particulate matter and volatile organic compounds were evaluated during the permit review process.

The City of Chanute owns and operates the stationary source located at 1415 N. Garfield, Chanute, at which the addition of one simple cycle combustion turbine is 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 Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Rick Bolfig, (785) 296-1576, at the KDHE central office, or Lynelle Stranghoner, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rick Bolfig, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business April 30.

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 April 30 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 026370

State of Kansas

State Conservation Commission

Notice of Meeting

The State Conservation Commission will meet at 9 a.m. Monday, April 9, in the conference room at the State Conservation Commission office, 109 S.W. 9th, Suite 500, Topeka. A copy of the agenda may be obtained by contacting Cathy Greene at (785) 296-3600. If special accommodations are needed, please contact the agency at least three days in advance of meeting date.

Tracy Streeter
Executive Director

Doc. No. 026356

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding two proposed air quality permits. Interstate Brands Corporation has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300 and a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of oxides of nitrogen (NO_x), carbon monoxide (CO), particulate matter (PM), particulate matter equal to or less than 10 micrometers in diameter (PM₁₀), volatile organic compounds (VOCs) and oxides of sulfur (SO_x) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Interstate Brands Corporation, Kansas City, Missouri, owns and operates the stationary source located at 8960 Marshall Drive, Lenexa, Kansas, at which the commercial bakery is to be constructed.

A copy of the proposed permits, permit applications, all supporting documentation and all information relied upon during the permit application review process is available for public review 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 Johnson County Environmental Department, 11180 Thompson Ave., Lenexa. To obtain or review the proposed permits and supporting documentation, contact Alan W. Brooks, (785) 296-6281, 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 permits to Alan W. Brooks, 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 April 30.

A person may request a public hearing be held on the proposed permits. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno,

Bureau of Air and Radiation, not later than the close of business April 30 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 026380

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding two proposed air quality permits. Tri-City Fiberglass, Inc. has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300 and a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of hazardous air pollutants (HAPs) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Tri-City Fiberglass, Inc., Hastings, Nebraska, owns and operates a fiberglass bus and cab parts manufacturing facility located at North Street and Hwy. K-18, Lincoln, Kansas, at which the fiberglass bus and cab parts manufacturing facility is to be constructed.

A copy of the proposed permits, permit applications, all supporting documentation and all information relied upon during the permit application review process is available for public review 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 permits and supporting documentation, contact Rasha Allen, (785) 296-1693, 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 permits 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 April 30.

A person may request a public hearing be held on the proposed permits. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business April 30 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 026372

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is announcing its intent to issue an air quality construction permit to the Ash Grove Cement Company (Ash Grove) for modifications proposed at the Ash Grove facility, located at 1801 N. Santa Fe, Chanute. The proposed permit is to be issued in accordance with the provisions of K.A.R. 28-19-300(a)(4), Construction Permits and Approvals; Applicability.

A Prevention of Significant Deterioration (PSD) air permit was issued to Ash Grove in August 1999 to allow construction of a new portland cement manufacturing plant at the company's Chanute facility. Construction of the new plant is currently underway. At this date, Ash Grove has requested a modification to the approved plant design to install and operate a new clinker load-out system. The clinker load-out system is to consist of an enclosed chute, a rotating horizontal spout and a retractable loading spout. A particulate matter (PM) control device (baghouse) must be installed and operated in conjunction with the load-out spout to lower the potential to emit of the system to below the PSD significance level for PM.

Public notice of the proposed air construction permit for the clinker load-out system is required in order to establish federal enforceability of the requirements outlined in the proposed permit. A public comment period has been established from March 29 to April 30 to allow citizens the opportunity to express any concerns or comments they may have about this permitting action. All comments should be submitted in writing to Harish Agarwal, Air Permit Section Chief, Bureau of Air and Radiation, Forbes Field, Building 283, Topeka, 66620.

A public hearing may be requested on this proposed permitting action by any concerned citizen. The request must be made in writing and set out the basis for the request. The written request should be directed to Connie Carreno, Bureau of Air and Radiation, not later than the close of business April 30 in order for the Secretary of Health and Environment to consider the request.

A copy of the proposed permit, the permit application and the information relied upon during the permit application review process is available for public review during normal business hours (8 a.m. to 5 p.m.) at the KDHE, Bureau of Air and Radiation, Forbes Field, Building 283, Topeka, and at the KDHE Southeast District Office, 1500 W. 7th, Chanute. Questions about the draft permit should be directed to John Ramsey at (785) 296-1992. To review the proposed permit and supporting documentation or to obtain copies, contact Connie Carreno, (785) 296-6422, at the KDHE central office, or Lynelle Stranghoner, (316) 431-2390, at the Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 026381

State of Kansas

Kansas Water Authority

Notice of Meetings

The Kansas Water Authority will conduct its quarterly meeting April 11-12 in Topeka. The Conservation and Evaluation Committee and the Education and Interagency Coordination Committee will meet at 9 a.m. April 11, followed by meetings of the Planning Committee and Public Water Supply Committee at 12:30 p.m. The Education and Interagency Coordination Committee and Public Water Supply Committee meetings will be held in the conference room of the Kansas Water Office, 901 S. Kansas Ave. The Conservation and Evaluation Committee and Planning Committee will meet in the training room of the Kansas Department of Agriculture, 109 S.W. 9th, Suite 400.

The full Authority will meet at 9 a.m. April 12 in Room 106 of the Landon State Office Building, 900 S.W. Jackson, to receive the Kansas Water Office Director's Report and conduct its regular business session, including reports from the four committees.

An agenda and other details of the meeting are available from the Kansas Water Office, 901 S. Kansas Ave., Topeka, 66612-1249, (785) 296-3185, or toll free at 1-888-KAN-WATER. If accommodations are needed for persons with disabilities, please notify the Kansas Water Office address at least two days prior to the meeting.

Kent Lamb
Chairman

Doc. No. 026378

(Published in the Kansas Register March 29, 2001.)

Summary Notice of Bond Sale
City of Potwin, Kansas
\$145,000General Obligation Internal Improvement Bonds
Series 2001(General obligation bonds payable from
unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated March 29, 2001, written bids will be received by the city clerk of the City of Potwin, Butler County, Kansas (the issuer), on behalf of the governing body at City Hall, 207 N. Randall, Potwin, KS 67123, until 7 p.m. April 9, 2001, for the purchase of \$145,000 principal amount of General Obligation Internal Improvement Bonds, Series 2001. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated April 1, 2001, and will become due on September 1 in the years as follows:

Year	Principal Amount
2002	\$ 5,000

(continued)

2003	5,000
2004	5,000
2005	10,000
2006	10,000
2007	10,000
2008	10,000
2009	10,000
2010	10,000
2011	10,000
2012	10,000
2013	10,000
2014	10,000
2015	15,000
2016	15,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2002.

Optional Book-Entry-Only System

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

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about April 26, 2001, to DTC for the account of the successful bidder, or elsewhere at the expense of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2000 is \$1,060,746. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold (and not including the \$155,000 in temporary notes that will be redeemed in full with the proceeds of this issue) is \$155,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Bonwell, Foster, Borniger & Ellis, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 752-3422, fax (316) 752-3324, e-mail: potwin.ks@wheatstate.com; or from the financial advisor, Cooper Malone McClain, Inc., 7701 E. Kellogg, Suite 700, Wichita, KS 67207, Attention: David K. Malone, 1-800-657-5730 or (316) 685-5777, fax (316) 685-1751, e-mail: dmalone97@earthlink.net.

Dated March 29, 2001.

City of Potwin, Kansas
Pat Kasper, Clerk
207 N. Randall
Potwin, KS 67123

Doc. No. 026384

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. 2000 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(1) and 75-4209(a)(1)(B).

Effective 3-26-01 through 4-1-01

Term	Rate
1-89 days	5.06%
3 months	4.28%
6 months	4.31%
1 year	4.21%
18 months	4.23%
2 years	4.24%

Derl S. Treff
Director of Investments

Doc. No. 026358

(Published in the Kansas Register March 29, 2001.)

Summary Notice of Bond Sale Unified School District No. 253 Lyon County, Kansas (Emporia) \$9,900,000

General Obligation Bonds, Series 2001
(General obligation bonds payable from
unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated March 19, 2001, sealed, facsimile and electronic bids will be received by the clerk of Unified School District No. 253, Lyon County, Kansas (Emporia) (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body at the office of the Board of Education, 501 Merchant, P.O. Box 1008, Emporia, KS 66801, and in the case of electronic bids, through Thomson Financial Municipals Group BiDCOMP/PARITY electronic bid submission system, until 11 a.m. April 10, 2001, for the purchase of \$9,900,000 principal amount of General Obligation Bonds, Series 2001. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated April 1, 2001, and will become due on September 1 in the years as follows:

Year	Principal Amount
2002	\$200,000
2003	200,000
2004	100,000
2005	355,000
2006	410,000
2007	460,000
2008	480,000
2009	500,000

(Published in the Kansas Register March 29, 2001.)

2010	520,000
2011	530,000
2012	565,000
2013	635,000
2014	670,000
2015	680,000
2016	690,000
2017	705,000
2018	710,000
2019	735,000
2020	755,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2002.

Book-Entry-Only System

The bonds will be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$198,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about April 26, 2001, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2000 is \$152,680,902. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$27,130,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 341-2200, fax (316) 341-2205; or from the financial advisor, U.S. Bancorp Piper Jaffray, 4600 Madison, Suite 1200, Kansas City, MO 64112, Attention: Greg Vahrenberg, (816) 360-3074, fax (816) 360-3093.

Dated March 19, 2001.

Unified School District No. 253
Lyon County, Kansas (Emporia)

Summary Notice of Bond Sale

City of Augusta, Kansas

\$902,541

General Obligation Internal Improvement Bonds

Series A, 2001

(General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated March 19, 2001, written bids will be received by the clerk of the City of Augusta, Kansas (the issuer), on behalf of the governing body at City Hall, 6th and School, Augusta, KS 67010, until 5 p.m. April 16, 2001, for the purchase of \$902,541 principal amount of General Obligation Internal Improvement Bonds, Series A, 2001. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$2,541, or such amount added to \$5,000 or any integral multiple thereof. The bonds will be dated May 1, 2001, and will become due on September 1 in the years as follows:

Year	Principal Amount
2002	\$27,541
2003	45,000
2004	45,000
2005	50,000
2006	50,000
2007	55,000
2008	55,000
2009	60,000
2010	65,000
2011	65,000
2012	70,000
2013	75,000
2014	75,000
2015	80,000
2016	85,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2002.

Optional Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial

(continued)

surety bond in the amount of \$18,050.82 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about May 9, 2001, to DTC for the account of the successful bidder or at such bank or trust company in the contiguous United States as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2000 is \$44,338,701. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$7,667,541.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the clerk at the address set forth above, (316) 775-4510, fax (316) 775-4566; or from the financial advisor, Cooper Malone McClain, Inc., 7701 E. Kellogg, Suite 700, Wichita, KS 67207, Attention: Dave Malone, (316) 685-5777, fax (316) 685-1751.

Dated March 19, 2001.

City of Augusta, Kansas

Doc. No. 026383

State of Kansas

Kansas Lottery

Temporary Administrative Regulations

Article 2.—LOTTERY RETAILERS

111-2-119. Independent retailers' "ask for the sale" promotion. (a) During the period beginning February 2, 2001, and ending February 23, 2001, in addition to compensation provided for in K.A.R. 111-2-4, the Kansas lottery also offers the following retailer locations an opportunity to participate in a bonus retailer "ask for the sale" incentive promotion of instant lottery tickets:

Retailer No.	Retailer Name
14246	K C Gas & Grocery
12387	Rose Hill IGA
15163	Dillons Gas Store #9012
13920	Super C Convenience Store
13710	Louie's Discount Liquor
14285	Vista Stores #2011
10178	Fast Mart
13781	Bowman's Ampride #6
10218	Frontenac Express

14724	High's Pit Stop
14926	West Side Liquors, LLC
14402	The Store
13693	Country Junction, Inc.
15127	Flying Eagle Deli Mart
15101	Gilstrap's Retail Liquor
14204	Jump Start #10
13133	Total Petroleum #4155
14775	Jump Start #18
14206	Jump Start #12
13526	Village Market
14127	Total One Stop
11325	Snacks
14474	Kum & Go #328
14011	Broadway Laundry
12047	Lads Han-D-Stop
13787	Stafford Ampride
12197	Domino Food 'N Fuel
10904	Coastal #2518
14655	V & M Discount
15070	Toby's Mart, LLC
14399	Taylor Food Mart #5196
14748	JJ's Fastrac #115
14747	JJ's Fastrac #114
14746	JJ's Fastrac #113
14161	Kugler Company - Leoti
14685	Westside Propane & Convenience
12501	Holiday 66 Food Plaza #1
15084	The Party Shoppe
15134	Herdman Retail Liquor
14600	United Ag Service, Inc. #2
14162	Kugler Company - Saint Francis
13622	Cowboy Loop Limited, LLC
14128	Oakley J-Mart
11329	Cameron's Corner
13970	Ampride-Petro Pal
10899	Coastal #2513
13853	Taylor's Yukon of McPherson
14733	The Station
13120	Total Petroleum #4170
10329	Pantry Plus #10
14953	Spee-D Stop
10650	E-Z Stop
10651	E-Z Stop
12929	Charlies Convenience Store
13711	River Stop
14962	The Market #20
15181	A & A, Inc. #4
14778	Fast Trax
10401	Kwik Shop #788
14867	The Market #1
11924	Robert Coastal
10952	Hagen Retail Liquor
14756	Chips, Inc. #2
14755	Chips, Inc. #1
14370	Bill's Quik Shop
12353	Stop II Shop
14519	The Hartloff Corporation
14055	Washington Texaco
14078	Oppy's Amoco Service
14335	P. N. Mart, Inc. #3
13611	Clifton Liquor

15075	Brown Bag Liquor
11702	Louisburg Amoco Food Stop
13466	King Super Store
13985	Woods Mini Mart #8
13968	Happy Foods West
14877	Woods Mini Mart #39
12883	Site Oil #111
11004	Farris & Stathas Retail Liquor
14316	Travel Express #2
14349	Hilltop Market & Pizza Pub
14428	First Stop
14789	7-Eleven #16107B
14550	7-Eleven #19930
14825	Short Stop Foods
14834	Topaz Café
10079	Stouts' Corner, Inc.
14544	Tim's Liquor
14722	Bricker & Bricker, Inc.
13135	Total Petroleum #4158
10506	Nardella Liquor Store
14640	K & S Eastside Amoco
14260	Prairie Port Plaza
13601	Quik Shop
13114	Total #4182
13017	Woods Mini Mart #16
14186	DeDee's #3

(b) On each Friday in February 2001, including February 2, 9, 16, and 23, the above-mentioned retailers' personnel selling Kansas lottery tickets will ask every adult customer making a purchase if the customer would like to purchase a lottery ticket. If the employee fails to ask adult customers for the purchase of a lottery ticket and the customer brings it to the clerk's attention before leaving the premises, the retailer shall give the adult customer one \$1.00 instant lottery ticket at no charge.

(c) All retailer employees at each location shall wear promotional buttons and display special point-of-sale materials provided by the lottery each Friday from 5:00 a.m. to the end of the business day as defined in K.A.R. 111-6-1(p) during the promotion announcing the promotion to its customers. These promotional materials consist of:

(1) A tent card to be displayed at the point where tickets are sold.

(2) A window/monitor banner to be displayed at the front entrance of the business and/or below the lottery information display system monitor.

(3) Promotion specific buttons.

These materials must be on display during all hours of the promotion at the times and dates established in subsections (b) and (c) for a store to be eligible for a prize.

(d) The Kansas lottery will provide each location with a credit of \$25 to its account at the end of the promotion after each location has complied with all requirements of the promotion.

(e) Any tickets given away above the \$25 allowance representing 25 tickets per location will be the responsibility of each retailer.

(f) Each retail location shall maintain a ticket log form to be completed every time a lottery ticket is given away. The log will be picked up by the Kansas lottery district manager servicing the retailer location at the end of the promotion.

(g) At the end of the promotion, each retailer location which has complied with the requirements of the promotion will receive promotional items selected by the lottery. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-3-14-01, Jan. 12, 2001.)

111-2-120. Independent retailers' "ask for the sale" promotion. (a) During the period beginning March 2, 2001, and ending March 30, 2001, in addition to compensation provided for in K.A.R. 111-2-4, the Kansas lottery also offers the following retailer locations an opportunity to participate in a bonus retailer "ask for the sale" incentive promotion of instant lottery tickets:

Retailer No.	Retailer Name
14989	Cigarette Outlet 800
15081	Cigarette Outlet 810
14617	Citgo Gas Station
11710	D & M's West Stop
13897	Deli Shop
15186	Dillon Gas Store 9004
14514	Emporia Amoco Food Shop
12782	Jump Start 1
12784	Jump Start 2
12783	Jump Start 3
12424	Jump Start 6
14002	Jump Start 7
13651	Jump Start 8
14203	Jump Start 9
14204	Jump Start 10
14205	Jump Start 11
14206	Jump Start 12
14099	Jump Start 13
14100	Jump Start 14
14175	Jump Start 15
14912	Jump Start 17
14775	Jump Start 18
14932	Jump Start 19
10827	Love's Country Store 25
14079	Main Street Grocery 1
14576	Main Street Grocery 2
10169	Pic Quik 9
12659	Prime Time Stores 122
15161	Quik Nick's Texaco
10413	Sav-a-Trip 6
10415	Sav-a-Trip 9
11326	Snacks
13894	Taylor Retail Liquor
11015	Woods Mini Mart 14
14114	Woods Mini Mart 25
14342	Woods Mini Mart 33

(b) On each Friday in March 2001, including March 2, 9, 16, 23, and 30, the above-mentioned retailers' personnel selling Kansas lottery tickets will ask every adult customer making a purchase if the customer would like to purchase a lottery ticket. If the employee fails to ask adult customers for the purchase of a lottery ticket and the customer brings it to the clerk's attention before leaving the premises, the retailer shall give the adult customer one \$1.00 instant lottery ticket at no charge.

(c) All retailer employees at each location shall wear promotional buttons and display special point-of-sale

(continued)

materials provided by the lottery each Friday during the hours specified on the promotional materials at each retail location. These promotional materials consist of:

(1) A tent card to be displayed at the point where tickets are sold.

(2) A window/monitor banner to be displayed at the front entrance of the business and/or below the lottery information display system monitor.

(3) Promotion specific buttons.

These materials must be on display during all hours of the promotion at the times and dates established in subsections (b) and (c) for a store to be eligible for a prize.

(d) The Kansas lottery will provide each location with a credit of \$25 to its account at the end of the promotion after each location has complied with all requirements of the promotion.

(e) Any tickets given away above the \$25 allowance representing 25 tickets per location will be the responsibility of each retailer.

(f) Each retail location shall maintain a ticket log form to be completed every time a lottery ticket is given away. The log will be picked up by the Kansas lottery district manager servicing the retailer location at the end of the promotion.

(g) At the end of the promotion, each retailer location which has complied with the requirements of the promotion will receive promotional items selected by the lottery. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-3-14-01, Jan. 12, 2001.)

111-2-121. T & E Oil Pump & Pantry winner awareness "Starburst" promotion. (a) In addition to compensation specified in K.A.R. 111-2-4 and 111-2-6, the Kansas lottery shall also conduct a "Starburst" promotion to enhance winner awareness at all T & E Oil Pump & Pantry corporate locations.

(b) The winner awareness sales promotion will commence at 5:00 a.m. on Thursday, March 1, 2001, and end at the end of the business day as defined at K.A.R. 111-6-1 on Saturday, March 31, 2001.

(c) Beginning March 1, 2001, and concluding March 31, 2001, the lottery will conduct a "Starburst" promotion at all the T & E Oil Pump & Pantry corporate stores located in Kansas. The stores must place a starburst decal on a visible wall or counter for every winning instant or on-line ticket that is redeemed at that retailer which wins \$10 or more. Each starburst placed should contain, where possible, the amount won, the ticket itself, and the name of the winner if written permission is obtained from the winner.

(d) For every 10 winning starbursts placed in a visible location at the retail establishment, the retailer will receive the lottery's choice of a promotional item, with a maximum of 10 items per store. For every 25 winning starbursts placed in a visible location at the retail establishment, that retailer will be entered into a drawing for a prize from the lottery. The grand prize is a \$300 credit on the retailer's lottery account. Second prize is a \$50 credit on the retailer's lottery account, and third prize is a \$25 credit on the retailer's lottery account. Each retail location is eligible to win only one of the three credit prizes.

(e) During the week preceding the start of the promotion, an information sheet will be provided for all partic-

ipating retailers so that they may all start on the same day. Starbursts will be provided by the lottery. The drawings for the grand prize, second prize, and third prize will be conducted at the lottery's Great Bend regional office on April 9, 2001. Lottery security will approve drawing procedures to be used for the drawing. (Authorized by and implementing K.S.A. 2000 Supp. 74-8710; effective, T-111-3-14-01, Jan. 12, 2001.)

111-2-122. Love's Country Store winner awareness "Starburst" promotion. (a) In addition to compensation specified in K.A.R. 111-2-4 and 111-2-6, the Kansas lottery shall also conduct a "Starburst" promotion to enhance winner awareness at all Love's Country Store corporate locations.

(b) The winner awareness sales promotion will commence at 5:00 a.m. on Thursday, March 1, 2001, and end at the end of the business day as defined at K.A.R. 111-6-1 on Saturday, March 31, 2001.

(c) Beginning March 1, 2001, and concluding March 31, 2001, the lottery will conduct a "Starburst" promotion at all the Love's Country Store corporate stores located in Kansas. The stores must place a starburst decal on a visible wall or counter for every winning instant or on-line ticket that is redeemed at that retailer which wins \$10 or more. Each starburst placed should contain, where possible, the amount won, the ticket itself, and the name of the winner if written permission is obtained from the winner.

(d) For every 10 winning starbursts placed in a visible location at the retail establishment, the retailer will receive the lottery's choice of a promotional item, with a maximum of 10 items per store. For every 25 winning starbursts placed in a visible location at the retail establishment, that retailer will be entered into a drawing for a prize from the lottery. The grand prize is a \$300 credit on the retailer's lottery account. Second prize is a \$50 credit on the retailer's lottery account, and third prize is a \$25 credit on the retailer's lottery account. Each retail location is eligible to win only one of the three credit prizes.

(e) During the week preceding the start of the promotion, an information sheet will be provided for all participating retailers so that they may all start on the same day. Starbursts will be provided by the lottery. The drawings for the grand prize, second prize, and third prize will be conducted at the lottery's Great Bend regional office on April 9, 2001. Lottery security will approve drawing procedures to be used for the drawing. (Authorized by and implementing K.S.A. 2000 Supp. 74-8710; effective, T-111-3-14-01, Jan. 12, 2001.)

111-2-123. Wes-Kan Oil Convenience Plus winner awareness "Starburst" promotion. (a) In addition to compensation specified in K.A.R. 111-2-4 and 111-2-6, the Kansas lottery shall also conduct a "Starburst" promotion to enhance winner awareness at all Wes-Kan Oil Convenience Plus corporate locations.

(b) The winner awareness sales promotion will commence at 5:00 a.m. on Thursday, March 1, 2001, and end at the end of the business day as defined at K.A.R. 111-6-1 on Saturday, March 31, 2001.

(c) Beginning March 1, 2001, and concluding March 31, 2001, the lottery will conduct a "Starburst" promotion at all the Wes-Kan Oil Convenience Plus corporate stores

located in Kansas. The stores must place a starburst decal on a visible wall or counter for every winning instant or on-line ticket that is redeemed at that retailer which wins \$10 or more. Each starburst placed should contain, where possible, the amount won, the ticket itself, and the name of the winner if written permission is obtained from the winner.

(d) For every 10 winning starbursts placed in a visible location at the retail establishment, the retailer will receive the lottery's choice of a promotional item, with a maximum of 10 items per store. For every 25 winning starbursts placed in a visible location at the retail establishment, that retailer will be entered into a drawing for a prize from the lottery. The grand prize is a \$300 credit on the retailer's lottery account. Second prize is a \$50 credit on the retailer's lottery account, and third prize is a \$25 credit on the retailer's lottery account. Each retail location is eligible to win only one of the three credit prizes.

(e) During the week preceding the start of the promotion, an information sheet will be provided for all participating retailers so that they may all start on the same day. Starbursts will be provided by the lottery. The drawings for the grand prize, second prize, and third prize will be conducted at the lottery's Great Bend regional office on April 9, 2001. Lottery security will approve drawing procedures to be used for the drawing. (Authorized by and implementing K.S.A. 2000 Supp. 74-8710; effective, T-111-3-14-01, Jan. 12, 2001.)

111-2-124. Zarco 66 bonus retailer online incentive. (a) During the period beginning March 1, 2001, and ending May 31, 2001, in addition to compensation provided for in K.A.R. 111-2-4, the Kansas lottery also offers all Zarco 66 Corporation lottery retailers located in Kansas an opportunity to participate in a bonus retailer online incentive promotion.

(b) At the end of the promotion, the store with the greatest percentage increase in total online lottery ticket sales for the period from March 1, 2001, through May 31, 2001, over the base sales for the period will win a television set chosen by the lottery. Promotional items chosen by the lottery will also be awarded to all retail locations which show a positive increase in online sales over the base sales period. The base sales period for each store shall be the total online lottery ticket sales from December 1, 2000, through February 28, 2001. (Authorized by and implementing K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-3-14-01, Jan. 12, 2001.)

Article 4.—INSTANT GAME RULES

111-4-1814. "High Roller" instant ticket lottery game number 139. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "High Roller" commencing on or after January 22, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1814.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1.00	ONES
\$2.00	TWO\$

\$3.00	THRS
\$5.00	FIVE\$
10.00	TENS
15.00	FIFTEEN
20.00	TWENTY
25.00	TWEN-FIV
30.00	THIRTY
40.00	FORTY
50.00	FIFTY
75.00	SVTYFIV
\$100\$	ONE-HUN
\$500\$	FIVE-HUN
\$1000	ONETHOU
\$5000	FIVTHOU
\$20000	20-THOU

01	01
02	02
03	03
04	04
05	05
06	06
07	07
08	08
09	09
10	10
11	11
12	12
13	13
14	14
15	15
16	16
17	17
18	18
19	19
20	20
21	21
22	22
23	23
24	24
25	25
26	26
27	27
28	28
29	29
30	30
31	31
32	32
33	33
34	34
35	35
36	36
37	37
38	38
39	39
40	40

Symbol of a die with one spot	ONE
Symbol of a die with two spots	TWO
Symbol of a die with three spots	THREE
Symbol of a die with four spots	FOUR
Symbol of a die with five spots	FIVE
Symbol of a die with six spots	SIX

2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SEV
8	EGT
9	NIN
10	TEN
J	JAK
Q	QEN
K	KNG
A	ACE

(continued)

MAYBE

GOOD

Four-sided card symbol with a heart symbol

X

NEXT TIME

LUCK

CARD

XXX

(c) For this game, a play symbol shall appear in each of 41 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 059.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	FREE TICKET
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
TWY	=	\$20.00
TRY	=	\$30.00
FRY	=	\$40.00
FTY	=	\$50.00
STF	=	\$75.00
HUN	=	\$100.00
THY	=	\$250.00

(f) The price of instant tickets sold by a retailer for this game shall be \$5.00 each.

(g) "High Roller" is a ticket with five different games, featuring six distinct play areas.

Game 1 is "ROULETTE." A player removes the scratch-off material covering the two circular play areas to reveal three numbers with prizes underneath each number and one "YOUR NUMBER" on one play area, and two numbers with prizes underneath each number and one "YOUR NUMBER" in the other play area. If a player matches "YOUR NUMBER" to any "NUMBER" in the same wheel, the player wins the prize shown below that number. A player can win up to five times over the two play areas.

Game 2 is "7 OR 11." A player removes the scratch-off material covering the play area to reveal four rolls, "ROLL 1," "ROLL 2," "ROLL 3," and "ROLL 4." If the "TOTAL SCORE" in a single "ROLL" equals "7" or "11," a player wins the prize for that "ROLL." The "TOTAL SCORE" in each game is the sum of the two die shown in that game. A player can win up to four times in this game.

Game 3 is "HIGH CARD." The player removes the scratch-off material to reveal four "YOUR CARDS," one "PRIZE," and a "DEALER'S CARD." If any of the "YOUR CARDS" is higher in value than the "DEALER'S CARD," the player wins the prize shown. In this game, "J" equals jack, "Q" equals queen, "K" equals king, and "A" equals ace. In this game, cards are from lower to higher value as follows: 2, 3, 4, 5, 6, 7, 8, 9, 10, J, Q, K, and A. A player can win up to four times in this game.

Game 4 is "BONUS." A player removes the scratch-off material covering the play area. If a prize is revealed, the player wins that prize instantly. A player can win up to one time in this game.

Game 5 is "WILD HEARTS." A player removes the scratch-off material to reveal nine play symbols and one "PRIZE" symbol. If a player reveals three "CARD" symbols with a heart symbol in the middle of the card, in any one row, column, or diagonal, the player wins the prize shown in the prize box. A player can win up to one time in this game.

(h) Each ticket in this game may win up to 15 times.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. 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.

(j) The expected number and value of instant prizes in this game shall be as follows:

	Game 1	Game 2	Game 3	Game 4	Game 5	Prize	Expected Number of Prizes in Game	Expected Value in Game
FREE						Free Ticket	60,000	\$0
\$5						\$5	30,000	150,000
\$5 (\$2+\$3)						\$5	30,000	150,000
\$10						\$10	20,000	200,000
\$10 (\$2x5)						\$10	5,000	50,000
\$10 (\$5x2)						\$10	5,000	50,000
\$15						\$15	3,740	56,100
\$15 (\$5x3)						\$15	3,700	55,500
\$15 (\$3x5)						\$15	3,700	55,500
\$15 (\$1x15)						\$15	3,600	54,000
\$20						\$20	2,600	52,000
\$20 (\$10x2)						\$20	2,600	52,000
\$20 (\$5x4)						\$20	2,600	52,000
\$20 (\$2x10)						\$20	2,600	52,000
\$30						\$30	900	27,000
\$30 (\$2x15)						\$30	900	27,000
\$30 (\$5x6)						\$30	900	27,000
\$40						\$40	800	32,000
\$40 (\$5x8)						\$40	800	32,000
\$40 (\$5x6)+\$10						\$40	800	32,000
\$50						\$50	450	22,500
\$50 (\$25x2)						\$50	450	22,500
\$50 (\$5x7)+\$15						\$50	450	22,500
\$75						\$75	250	18,750
\$75 (\$5x15)						\$75	250	18,750
\$100						\$100	122	12,200
\$100 (\$50x2)						\$100	122	12,200

\$100 (\$25x4)						\$100	122	12,200
\$100 (\$10x10)						\$100	122	12,200
\$250 ((\$20x5)+\$50+\$50+\$50)						\$250	120	30,000
\$1,000						\$1,000	16	16,000
\$1,000 (\$500x2)						\$1,000	8	8,000
\$5,000	1	1	1	1	1	\$5,000	5	25,000
\$20,000	1	1	1	1	1	\$20,000	5	100,000
TOTAL							<u>182,732</u>	<u>\$1,538,900</u>

(k) The odds of winning a prize in this game are approximately one in 3.28. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

111-4-1815. "Blackjack" instant ticket lottery game number 136. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Blackjack" commencing on or after January 22, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1815.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1. ⁰⁰	ONES
\$2. ⁰⁰	TWOS
\$3. ⁰⁰	THRS
\$4. ⁰⁰	FOURS
\$6. ⁰⁰	SIX\$
\$8. ⁰⁰	EGT\$
12. ⁰⁰	TWLV
24. ⁰⁰	TWNFOR
50. ⁰⁰	FIFTY
70. ⁰⁰	SEVENTY
\$210\$	TWOTEN
\$700\$	SEVHUN
\$2100	21-HUN
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SEV
8	EGT
9	NIN
10	TEN
J	JAK
Q	QEN
K	KNG
A	ACE
BUST	BUST

(c) For this game, a play symbol shall appear in each of 11 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free ticket
ONE	=	\$1.00
TWO	=	\$2.00
FOR	=	\$4.00
SIX	=	\$6.00
TWL	=	\$12.00

TFO	=	\$24.00
FTY	=	\$50.00
THT	=	\$210.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) This is a "beat the dealer" game. The player will remove the scratch-off material covering over the table play area to reveal three HANDS, "HAND 1," "HAND 2," "HAND 3," three "PRIZE" amounts, and one "DEALER'S HAND." If the sum of the cards of a "HAND" is higher than the sum of cards of the "DEALER'S HAND," the player wins the "PRIZE" directly below that "HAND." If the player gets "BLACKJACK" (21 points) in any "HAND," the player wins double the prize for that "HAND." If the "DEALER'S HAND" gets "BUST," the player wins all three prizes. The cards "J," "Q," and "K" will have a point value of 10. The card "A" will have a point value of 11.

(h) Each ticket in this game may win up to three times.

(i) Approximately 1,500,000 tickets shall be ordered initially for this instant game. 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.

(j) The expected number and value of instant prizes in this game shall be as follows:

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	Free Ticket	150,000	\$0
\$1	\$1	55,000	55,000
\$2	\$2	42,000	84,000
\$1 Doubled	\$2	42,000	84,000
\$4	\$4	17,500	70,000
\$2 + \$2	\$4	17,500	70,000
\$2 Doubled	\$4	22,000	88,000
\$1 + \$1 + \$2	\$4	27,325	109,300
\$6	\$6	2,000	12,000
\$3 + \$3	\$6	2,000	12,000
\$2 x 3 (Bust)	\$6	2,500	15,000
\$12	\$12	650	7,800
\$6 + \$6	\$12	700	8,400
\$4 x 3 (Bust)	\$12	850	10,200
\$4 Doubled + \$4	\$12	1,000	12,000
\$24	\$24	750	18,000
\$12 + \$12	\$24	850	20,400
\$8, x 3 (Bust)	\$24	900	21,600
\$50	\$50	300	15,000
\$2 + \$24 + \$24	\$50	400	20,000
\$210	\$210	10	2,100
\$70 + \$70 + \$70	\$210	15	3,150
\$700 x 3 (Bust)	\$2,100	5	10,500
\$2,100	\$2,100	10	21,000
TOTAL		<u>386,265</u>	<u>\$769,450</u>

(k) The odds of winning a prize in this game are approximately one in 3.88. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

(continued)

111-4-1816. "Triple Luck" instant ticket lottery game number 137. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Triple Luck" commencing on or after January 22, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1816.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1.00	ONES
\$2.00	TWO\$
\$3.00	THR\$
\$5.00	FIVE\$
10.00	TEN\$
15.00	FIFTEEN
25.00	TWEN-FIV
50.00	FIFTY
\$1000	ONETHOU
\$5000	FIVTHOU
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	THRTN
14	FORTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGHTN
19	NINTN
20	TWENTY
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
25	TWYFIV
26	TWYSIX
27	TWYSEV
28	TWYEGT
29	TWYNIN
30	THIRTY

(c) For this game, a play symbol shall appear in each of 25 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free ticket
TWO	=	\$2.00

THR	=	\$3.00
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
TWF	=	\$25.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) This is a key number match game offering five games. Each game offers the chance to win the prize shown for that game, double the prize shown for that game, or triple the prize shown for that game.

The player will remove the scratch-off material to reveal five separate games, "Game 1," "Game 2," "Game 3," "Game 4," and "Game 5." Each game consists of one "LUCKY NUMBER," three "YOUR NUMBERS" consisting of a "SINGLE" number, a "DOUBLE" number and a "TRIPLE" number, and one "PRIZE" amount. Each game is played separately. If the player matches the "SINGLE" number to the "LUCKY NUMBER" in the same game, the player wins the prize shown for that game. If the player matches the "DOUBLE" number to the "LUCKY NUMBER" in the same game, the player wins double the prize shown for that game. If the player matches the "TRIPLE" number to the "LUCKY NUMBER" in the same game, the player wins triple the prize shown for that game.

(h) Each ticket in this game may win up to five times.

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. 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.

(j) The expected number and value of instant prizes in this game shall be as follows:

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	Free Ticket	45,000	\$0
\$2	\$2	33,000	66,000
\$2 (\$1 doubled)	\$2	33,000	66,000
\$2 (\$1 + \$1)	\$2	33,000	66,000
\$3	\$3	9,600	28,800
\$3 (\$1 + \$2)	\$3	9,600	28,800
\$3 (\$1 + \$1 + \$1)	\$3	9,600	28,800
\$3 (\$1 doubled + \$1)	\$3	9,600	28,800
\$3 (\$1 tripled)	\$3	9,600	28,800
\$5	\$5	3,600	18,000
\$5 (\$2 doubled + \$1)	\$5	3,600	18,000
\$5 (\$1 doubled + \$3)	\$5	3,600	18,000
\$5 (\$1 tripled + \$2)	\$5	3,600	18,000
\$5 (\$1 + \$1 + \$1 + \$2)	\$5	3,600	18,000
\$5 (\$1 x 5)	\$5	3,600	18,000
\$10	\$10	2,520	25,200
\$10 (\$5 + \$5)	\$10	2,400	24,000
\$10 (\$5 doubled)	\$10	2,400	24,000
\$10 (\$3 tripled + \$1)	\$10	2,400	24,000
\$10 (\$3 doubled + \$2 + \$2)	\$10	2,400	24,000
\$15	\$15	1,500	22,500
\$15 (\$5 doubled + \$5)	\$15	1,500	22,500
\$15 (\$5 tripled)	\$15	1,500	22,500
\$15 (\$10 + \$2 doubled + \$1)	\$15	1,500	22,500
\$15 (\$3 x 5)	\$15	1,500	22,500
\$25	\$25	900	22,500
\$25 (\$10 doubled + \$5)	\$25	900	22,500
\$25 (\$5 tripled + \$10)	\$25	900	22,500
\$25 (\$5 x 5)	\$25	900	22,500
\$100 (\$50 doubled)	\$100	150	15,000
\$100 (\$50 x 2)	\$100	150	15,000

\$100 (\$25 doubled + \$25 doubled)	\$100	150	15,000
\$100 (\$25 tripled + \$10 + \$10 + \$5)	\$100	120	12,000
\$1,000	\$1,000	24	24,000
\$5,000	\$5,000	3	15,000
\$5,000 (\$1,000 x 5)	\$5,000	3	15,000
\$5,000 (\$1,000 doubled + \$1,000 tripled)	\$5,000	3	15,000
\$15,000 (\$5,000 doubled + \$5,000)	\$15,000	2	30,000
\$15,000 (\$5,000 tripled)	\$15,000	3	45,000
TOTAL		<u>237,428</u>	<u>\$974,700</u>

(k) The odds of winning a prize in this game are approximately one in 3.79. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

111-4-1817. "Luck of the Dice" instant ticket lottery game number 138. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Luck of the Dice" commencing on or after January 22, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1817.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1. ⁰⁰	ONE\$
\$2. ⁰⁰	TWO\$
\$4. ⁰⁰	FOUR\$
\$5. ⁰⁰	FIVE\$
10. ⁰⁰	TEN\$
20. ⁰⁰	TWENTY
40. ⁰⁰	FORTY
500\$	FIVE-HUN
\$750\$	SVHNFTY
\$1500\$	FTNHUN
Horseshoe symbol	DOUBLER

(c) For this game, a play symbol shall appear in each of 12 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free ticket
ONE	=	\$1.00
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00
FRY	=	\$40.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Luck of the Dice" is a ticket with two identical games featuring two distinct play areas. "Game 1" and "Game 2" are "match three of six" dollar amounts or "match two" dollar amounts plus a "HORSESHOE" symbol to win double the dollar amount. Within each game, the player will remove the latex covering over the play area to reveal six prize amounts or five prize amounts and a "HORSESHOE" symbol. Within each game, if a player matches three like prize amounts, the player wins that amount. Within a game, if a player matches two like prize amounts plus a "HORSESHOE" symbol, the player wins double the prize amount.

(h) Each ticket in this game may win up to two times.

(i) Approximately 1,500,000 tickets shall be ordered initially for this instant game. 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.

(j) The expected number and value of instant prizes in this game shall be as follows:

	Game 1	Game 2	Prize	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	3 - Free's		Free Ticket	60,000	\$0
3 - Free's		3 - Free's	Free Ticket	60,000	0
3 - \$1.00's	3 - \$1.00's		\$1	40,000	40,000
3 - \$1.00's		3 - \$1.00's	\$1	40,000	40,000
2 - \$1.00's & (D)	2 - \$1.00's & (D)		\$2	11,000	22,000
2 - \$1.00's & (D)		2 - \$1.00's & (D)	\$2	16,500	33,000
3 - \$1.00's + 3 - \$1.00's	3 - \$1.00's	3 - \$1.00's	\$2	16,500	33,000
3 - \$2.00's	3 - \$2.00's		\$2	22,500	45,000
3 - \$2.00's		3 - \$2.00's	\$2	22,500	45,000
3 - \$2.00's + 3 - \$2.00's	3 - \$2.00's	3 - \$2.00's	\$4	5,000	20,000
2 - \$2.00's & (D)	2 - \$2.00's & (D)		\$4	5,000	20,000
2 - \$2.00's & (D)		2 - \$2.00's & (D)	\$4	5,000	20,000
3 - \$4.00's	3 - \$4.00's		\$4	7,500	30,000
3 - \$4.00's		3 - \$4.00's	\$4	7,500	30,000
3 - \$5.00's	3 - \$5.00's		\$5	6,000	30,000
3 - \$5.00's		3 - \$5.00's	\$5	6,000	30,000
3 - \$5.00's + 3 - \$5.00's	3 - \$5.00's	3 - \$5.00's	\$10	2,375	23,750
2 - \$5.00's & (D)	2 - \$5.00's & (D)		\$10	2,375	23,750
2 - \$5.00's & (D)		2 - \$5.00's & (D)	\$10	2,500	25,000
3 - \$10.00's	3 - \$10.00's		\$10	2,500	25,000
3 - \$10.00's		3 - \$10.00's	\$10	2,500	25,000
3 - \$10.00's + 3 - \$10.00's	3 - \$10.00's	3 - \$10.00's	\$20	1,275	25,500
2 - \$10.00's & (D)	2 - \$10.00's & (D)		\$20	1,275	25,500

(continued)

2 - \$10.00's & (D)		2 - \$10.00's & (D)	\$20	1,275	25,500
3 - \$20.00's	3 - \$20.00's		\$20	1,275	25,500
3 - \$20.00's		3 - \$20.00's	\$20	1,300	26,000
2 - \$20.00's & (D)	2 - \$20.00's & (D)		\$40	250	10,000
2 - \$20.00's & (D)		2 - \$20.00's & (D)	\$40	250	10,000
3 - \$40.00's	3 - \$40.00's		\$40	250	10,000
3 - \$40.00's		3 - \$40.00's	\$40	250	10,000
3 - \$500's	3 - \$500's		\$500	20	10,000
3 - \$500's		3 - \$500's	\$500	20	10,000
2 - \$750's & (D)	2 - \$750's & (D)		\$1,500	10	15,000
2 - \$750's & (D)		2 - \$750's & (D)	\$1,500	5	7,500
3 - \$1,500's	3 - \$1,500's		\$1,500	5	7,500
3 - \$1,500's		3 - \$1,500's	\$1,500	5	7,500
TOTAL				<u>350,715</u>	<u>\$786,000</u>

"Free's" = "Free Ticket"
 "D" = Horseshoe symbol doubler

(k) The odds of winning a prize in this game are approximately one in 4.28. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

111-4-1818. "Platinum Card" instant ticket lottery game number 128. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Platinum Card" commencing on or after February 26, 2001. The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-1818.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
\$1 ⁰⁰	ONE\$
\$2 ⁰⁰	TWO\$
\$5 ⁰⁰	FIVE\$
\$10 ⁰⁰	TEN\$
\$15 ⁰⁰	FIFTEEN
\$25 ⁰⁰	TWNFIV
\$50 ⁰⁰	FIFTY
\$100	ONEHUND
\$5,000	FIVETHOU
\$\$	DBL
1	ONE
2	TWO
3	THREE
4	FOUR
5	FIVE
6	SIX
7	SVN
8	EGT
9	NINE

(c) For this game, a play symbol shall appear in each of nine play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

ONE	=	\$1.00
TWO	=	\$2.00
FIV	=	\$5.00

TEN	=	\$10.00
FTN	=	\$15.00
TWF	=	\$25.00
FTY	=	\$50.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) In "Platinum Card," a player scratches off the latex covering the play area which consists of four "YOUR #S," four corresponding "PRIZE" amounts, and one "PLATINUM CARD #." If a player matches any of "YOUR #S" to the "PLATINUM CARD #," the player wins the amount shown in the corresponding "PRIZE" box. If a "\$\$" symbol is revealed, the player wins double the corresponding prize amount.

(h) Each ticket in this game may win up to four times.

(i) Approximately 1,440,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 240,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$1	\$1	190,800	\$190,800
\$2	\$2	15,600	31,200
\$1 + \$1	\$2	37,200	74,400
\$5	\$5	4,800	24,000
\$1 DBL + \$1 + \$1 + \$1	\$5	12,000	60,000
\$2 + \$1 + \$1 + \$1	\$5	10,800	54,000
\$10	\$10	1,200	12,000
\$2 DBL + \$5 + \$1	\$10	4,800	48,000
\$5 + \$2 + \$2 + \$1	\$10	4,800	48,000
\$5 DBL	\$10	3,600	36,000
\$15	\$15	1,200	18,000
\$5 DBL + \$2 + \$2 + \$1	\$15	4,800	72,000
\$25	\$25	1,200	30,000
\$10 DBL + \$5	\$25	1,200	30,000
\$5 DBL + \$10 + \$5	\$25	1,200	30,000
\$50	\$50	215	10,750
\$15 DBL + \$10 + \$5 + \$5	\$50	215	10,750
\$100	\$100	40	4,000
\$25 DBL + \$25 + \$15 + \$10	\$100	40	4,000
\$5,000	\$5,000	7	35,000
TOTAL		<u>295,717</u>	<u>\$822,900</u>

(k) The odds of winning a prize in this game are approximately one in 4.87. (Authorized by K.S.A. 2000

Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

111-4-1819. "Lady Bucks Doubler" instant ticket lottery game number 129. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Lady Bucks Doubler" commencing on or after February 26, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1819.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
Symbol of a ladybug	LADYBUG
\$2 ⁰⁰	TWO\$
\$4 ⁰⁰	FOR\$
\$8 ⁰⁰	EGT\$
\$16 ⁰⁰	SIXTEEN
\$25 ⁰⁰	TWNFIV
\$50 ⁰⁰	FIFTY
\$100	ONEHUND
\$2,000	TWOTHOU

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of six varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FOR	=	\$4.00
EGT	=	\$8.00
SXN	=	\$16.00
FTY	=	\$50.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Lady Bucks Doubler" is a match three plus a doubler symbol game. A player scratches off the latex covering the play area to reveal six prize amounts. If any three prize amounts match, the player wins the amount shown. If two prize amounts match and a "LADYBUG" symbol is revealed, the player wins double the prize amount shown.

(h) Each ticket in this game may win up to one time.

(i) Approximately 1,440,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 240,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	172,800	\$0
\$3 - 2's	\$2	64,400	124,800
2 - \$2's + Doubler	\$4	24,000	96,000
3 - \$4's	\$4	27,600	110,400
2 - \$4's + Doubler	\$8	9,600	76,800

3 - \$8's	\$8	7,200	57,600
3 - \$16's	\$16	3,600	57,600
2 - \$8's + Doubler	\$16	7,200	115,200
3 - \$50's	\$50	405	20,250
2 - \$25's + Doubler	\$50	405	20,250
3 - \$100's	\$100	100	10,000
2 - \$50's + Doubler	\$100	100	10,000
3 - \$2,000's	\$2,000	12	24,000
TOTAL		<u>315,422</u>	<u>\$722,900</u>

"Doubler" denotes "LADYBUG" symbol.

(k) The odds of winning a prize in this game are approximately one in 4.57. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

111-4-1820. "Poker Royale" instant ticket lottery game number 133. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Poker Royale" commencing on or after February 26, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1820.

(b) There are 52 play symbols for this game as follows: A - 2 - 3 - 4 - 5 - 6 - 7 - 8 - 9 - 10 - J - Q - K, with the symbol of a three-leaf clover underneath ("clubs" suit); A - 2 - 3 - 4 - 5 - 6 - 7 - 8 - 9 - 10 - J - Q - K, with the symbol of a heart underneath ("hearts" suit); A - 2 - 3 - 4 - 5 - 6 - 7 - 8 - 9 - 10 - J - Q - K, with the symbol of a diamond underneath ("diamonds" suit); A - 2 - 3 - 4 - 5 - 6 - 7 - 8 - 9 - 10 - J - Q - K, with the symbol of a spade underneath ("spades" suit). There are no play captions for this game.

(c) For this game, a play symbol shall appear in each of 28 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
TWY	=	\$20.00
TRY	=	\$30.00
FTY	=	\$50.00
STF	=	\$75.00
HUN	=	\$100.00
THY	=	\$250.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) "Poker Royale" is a two-part game. The first part consists of 28 "YOUR CARDS" covered by opaque latex. The second part consists of a "TABLE" containing 10 horizontal rows. Each row in the table contains at least two cards, but no more than five cards, as well as a corresponding "PRIZE" box. The "TABLE" play area and "PRIZE" boxes are covered by translucent scratch-off.

The players removes the scratch-off material on the ticket covering the 28 "YOUR CARDS" symbols. The

(continued)

player then checks to see if any of the "YOUR CARDS" symbols match any of the symbols in the "TABLE" play area. The player may then mark matching combinations by scratching or marking the matching symbols on the "TABLE" play area. Each symbol appearing in the "YOUR CARDS" play area may be used an unlimited number of times for symbols which match the "TABLE" play area.

If a player matches all of the cards in any of the horizontal rows in the "TABLE," the player wins the prize shown in the corresponding "PRIZE" box for that row.

(h) Each ticket in this game may win up to six times.

(i) Approximately 960,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 240,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	136,000	\$0
\$5	60,800	304,000
\$10	14,400	144,000
\$10 + \$5	9,600	144,000
\$20	6,400	128,000
\$20 + \$10	1,750	52,500
\$50	950	47,500
\$50 + \$20 + \$5	255	19,125
\$100	175	17,500
\$250	15	3,750
\$500	12	6,000
\$500 + \$100 + \$50 + \$20 + \$10 + \$5	10	6,850
\$1,000	7	7,000
\$10,000	6	60,000
TOTAL	230,380	\$940,225

(k) The odds of winning a prize in this game are approximately one in 4.17. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

111-4-1821. "3 Cards Up" instant ticket lottery game number 151. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "3 Cards Up" commencing on or after February 26, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1821.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SEV
8	EGT
9	NIN
10	TEN
J	JAK
Q	QEN
K	KNG
A	ACE

(c) For this game, a play symbol shall appear in each of nine play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
ONE	=	\$1.00
TWO	=	\$2.00
THR	=	\$3.00
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
TWF	=	\$25.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) This is an add-up game. A player removes the latex covering the play area to reveal "HAND 1," "HAND 2," and "HAND 3." Each "HAND" consists of three card symbols. The player will add the three cards in one "HAND" across and compare the total sum for that "HAND" to the "PRIZE LEGEND." If the total sum for any one "HAND" across appears in the "PRIZE LEGEND," the player wins the amount shown for that total.

(h) Each ticket in this game may win up to three times.

(i) Approximately 1,500,000 tickets shall be ordered initially for this instant game. 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.

(j) The expected number and value of instant prizes in this game shall be as follows:

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	Free Ticket	180,000	\$0
\$1	\$1	90,000	90,000
\$2	\$2	31,000	62,000
\$3 (\$2 + \$1)	\$3	20,500	61,500
\$3 (\$1 + \$1 + \$1)	\$3	20,500	61,500
\$5	\$5	12,000	60,000
\$5 (\$2 + \$2 + \$1)	\$5	11,875	59,375
\$10	\$10	5,000	50,000
\$10 (\$5 + \$5)	\$10	5,000	50,000
\$15 (\$5 + \$10)	\$15	3,000	45,000
\$15 (\$5 + \$5 + \$5)	\$15	3,000	45,000
\$25	\$25	1,750	43,750
\$25 (\$5 + \$10 + \$10)	\$25	1,750	43,750
\$100 (\$50 + \$50)	\$100	250	25,000
\$100 (\$50 + \$25 + \$25)	\$100	250	25,000
\$1,500	\$1,500	10	15,000
\$1,500 (\$500 + \$500 + \$500)	\$1,500	10	15,000
TOTAL		385,895	\$751,875

(k) The odds of winning a prize in this game are approximately one in 3.89. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

111-4-1822. "50's Fever" instant ticket lottery game number 152. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "50's Fever" com-

mencing on or after February 26, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1822.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$2. ⁰⁰	TWO\$
\$5. ⁰⁰	FIVE\$
10. ⁰⁰	TEN\$
15. ⁰⁰	FIFTEEN
50. ⁰⁰	FIFTY
\$500\$	FIVE-HUN

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
FTY	=	\$50.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) This game is a match three of six game. A player removes the scratch-off material covering the game play area to reveal six "PRIZE" amounts. If three of the six "PRIZE" amounts match, the player wins the "PRIZE" amount shown.

(h) Each ticket in this game may win up to one time.

(i) Approximately 1,800,000 tickets shall be ordered initially for this instant game. 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.

(j) The expected number and value of instant prizes in this game shall be as follows:

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
3 - Free	Free Ticket	216,000	\$0
3 - \$2.00's	\$2	72,000	144,000
3 - \$5.00's	\$5	40,800	204,000
\$3 - \$10.00's	\$10	11,100	111,000
3 - \$15.00's	\$15	6,594	98,910
3 - \$50.00's	\$50	6,600	330,000
3 - \$500.00's	\$500	30	15,000
TOTAL		<u>353,124</u>	<u>\$902,910</u>

(k) The odds of winning a prize in this game are approximately one in 5.10. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

111-4-1823. "Super 7s" instant ticket lottery game number 153. (a) The Kansas lottery shall conduct an-

stant winner lottery game entitled "Super 7s" commencing on or after February 26, 2001. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1823.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1. ⁰⁰	ONE\$
\$2. ⁰⁰	TWO\$
\$3. ⁰⁰	THR\$
\$4. ⁰⁰	FOUR\$
\$5. ⁰⁰	FIVE\$
\$7. ⁰⁰	SEV\$
10. ⁰⁰	TEN\$
14. ⁰⁰	FOURTEEN
25. ⁰⁰	TWEN-FIV
50. ⁰⁰	FIFTY
\$100\$	ONE-HUN
\$200\$	TWOHUN
\$250\$	TWOFIFTY
\$700\$	SVHUN
\$1000	ONETHOU
\$7000	SVTHOU
1	ONE
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SEV
8	EGT
9	NIN

(c) For this game, a play symbol shall appear in each of 70 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
THR	=	\$3.00
FIV	=	\$5.00
SEV	=	\$7.00
FRN	=	\$14.00
TWF	=	\$25.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) "Super 7s" consists of seven separate games, "GAME 1," "GAME 2," "GAME 3," "GAME 4," "GAME 5," "GAME 6," and "GAME 7." Each game contains nine play symbols and one prize amount. A player removes the scratch-off material covering each game area. If a player matches three "7" symbols in the same row, column, or diagonal straight line in the same game, the player wins the corresponding prize amount shown for that game.

(continued)

(h) Each ticket in this game may win up to seven times.

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. 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.

(j) The expected number and value of instant prizes in this game shall be as follows:

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free	Free Ticket	45,000	\$0
\$2	\$2	42,000	84,000
\$2 (\$1 + \$1)	\$2	42,000	84,000
\$3	\$3	18,000	54,000
\$3 (\$1 + \$2)	\$3	18,600	55,800
\$3 (\$1 + \$1 + \$1)	\$3	18,600	55,800
\$5	\$5	6,600	33,000
\$5 (\$2 + \$3)	\$5	6,600	33,000
\$5 (\$1 + \$1 + \$1 + \$2)	\$5	4,350	21,750
\$5 (\$1 × 5)	\$5	4,350	21,750
\$7	\$7	4,500	31,500
\$7 (\$3 + \$4)	\$7	4,500	31,500
\$7 (\$1 + \$2 + \$2 + \$2)	\$7	4,200	29,400
\$7 (\$1 × 7)	\$7	5,100	35,700
\$14	\$14	2,520	35,280
\$14 (\$7 × 2)	\$14	2,400	33,600
\$14 (\$2 × 5 + \$4)	\$14	2,400	33,600
\$25	\$25	1,500	37,500
\$25 (\$10 + \$10 + \$5)	\$25	1,380	34,500
\$25 (\$5 × 5)	\$25	1,380	34,500
\$100	\$100	150	15,000
\$100	\$100	225	22,500
\$100 (\$25 × 4)	\$100	225	22,500
\$700	\$700	24	16,800
\$700 (\$200 + \$250 + \$250)	\$700	24	16,800
\$700 (\$100 × 7)	\$700	24	16,800
\$7,000	\$7,000	6	42,000
\$7,000 (\$1,000 × 7)	\$7,000	6	42,000
TOTAL		236,664	\$974,580

(k) The odds of winning a prize in this game are approximately one in 3.80. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-3-14-01, Jan. 12, 2001.)

Article 5.—ON-LINE GAMES

111-5-23. Definitions. The following definitions shall apply to the "Powerball" game:

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

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

(c) "Game board" or "boards" means that area of the play slip which contains two sets of numbered squares to be marked by the player, each set containing 49 squares, number one through 49, and the second set containing 42 squares, number one through 42.

(d) "Game ticket" or "ticket" means a computer generated ticket issued by a terminal to a person as a receipt for the combination a person has selected.

(e) "MUSL" means the Multi-State Lottery Association, a government-benefit association wholly owned and operated by the party lotteries.

(f) "MUSL Board" means the governing body of the MUSL which is comprised of the chief executive officer of each party lottery.

(g) "Power play" or "multiplier option" means the "Powerball" game option whereby a player may elect to

pay an additional \$1 per play at the time of ticket purchase which will have the effect of multiplying any prize won on the play, except the grand prize, by a factor of one, two, three, four, or five.

(h) "On-line lottery game" means a lottery game connected by telephone lines or other similar communication methodology, owned or controlled by the lottery, to a central computer in which each player selects numbers out of a larger predetermined set or sets of numbers.

(i) "Party Lottery" means a state lottery or lottery of a political subdivision or entity which has joined the MUSL and, in the context of these Powerball product group rules, which has joined in selling the Powerball game.

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

(k) "Play" means the six numbers, the first five from a field of 49 numbers and the last one from a field of 42 numbers, that appear on a ticket as a single lettered selection and are to be played by a player in the game.

(l) "Play slip" means a card used in marking a player's game plays and containing one or more boards and if the multiplier option is available for play, the play slip shall include a box to mark if the option is chosen.

(m) "Retailer" or "agent" means a person or entity authorized by the Kansas lottery to sell lottery tickets.

(n) "Set Prize" means all other prizes except the grand prize that are advertised to be paid by a single cash payment and, except in rare instances, outlined in these rules, will be equal to the prize amount established by the MUSL Board for the prize level.

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

(p) "Validation" or "validate" means the process of determining whether a ticket presented for a prize is a winning ticket.

(q) "Winning numbers" means the six numbers, the first five from a field of 49 numbers and the last one from a field of 42 numbers, randomly selected at each drawing which shall be used to determine winning plays contained on a game ticket, and in the event the multiplier option is available, one additional number randomly selected from a field of the following 12 numbers: 1, 1, 2, 2, 3, 3, 4, 4, 5, 5, 5, and 5. (Authorized by and implementing K.S.A. 2000 Supp. 74-8710; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-6-27-96, June 21, 1996; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-3-14-01, Jan. 12, 2001.)

111-5-24. Game description; retail sale of tickets.

(a) "Powerball" is a five out of 49 plus one out of 42 on-line lottery game which pays the grand prize, at the election of the player made in accordance with the rules or by a default election made in accordance with these rules at the time of play purchase, either on an annuitized parimutuel basis, or as a cash lump sum payment of the total cash held for this prize on a parimutuel basis. Except as provided in these rules, all other prizes are paid on a set

cash basis. To play "Powerball" a player shall select five different numbers between one and 49 and one additional number between one and 42 for input into a terminal. The additional number may be the same as one of the first five numbers selected by the player.

(b) A "Powerball" game ticket shall sell for one dollar.

(c) Tickets shall not be sold to any person under the age of 18 years. Each retailer may require a person purchasing tickets to produce proof of age.

(d) Each ticket shall be purchased from a terminal operated by a retailer. The player may select a set of five numbers and one additional number by:

(1) communicating the six numbers to the retailer;

(2) marking six numbered squares in any one game board on a play slip and submitting the play slip to the retailer; or

(3) requesting a "computer pick" from the retailer.

If available at the time, a player may choose the multiplier option by marking the appropriate box on the play slip or by communicating to the retailer the desire to play the multiplier option. If the multiplier option is chosen, it shall apply to all boards played on that play slip. For each play upon which the multiplier option is chosen, the player shall pay one additional dollar. The retailer shall then issue a ticket from the terminal containing the selected set or sets of numbers, each of which constitutes a game play, and if applicable, whether or not the multiplier option has been chosen for all plays on that play slip.

(e) A validated ticket shall be the only proof of a game play or plays. The only method of claiming a prize or prizes shall be the submission of the winning ticket to and receipt of the ticket by the lottery or its authorized agent. A play slip shall have no pecuniary or prize value and shall not be used as evidence of a ticket purchase or of numbers selected.

(f) A ticket shall not be voided or cancelled by returning the ticket to the selling retailer, including tickets that are printed in error.

(g) Ticket sales will end at approximately 8:59 p.m. central time on Wednesdays and Saturdays and will resume at approximately 9:05 p.m.

(h) Drawings will be conducted twice weekly, on Wednesdays and Saturdays at approximately 9:58 p.m. central time (CT), after the game is closed at approximately 8:59 p.m. central time (CT) and the external auditor has verified that the game is closed, under conditions and procedures promulgated by the executive director of the lottery.

(i) Each player shall be responsible for verifying the accuracy of the game play or plays and other data printed on the ticket. The placing of plays is done at the player's own risk through the on-line retailer who is deemed to be acting on behalf of the player in entering the play or plays. (Authorized by K.S.A. 2000 Supp. 74-8710; implementing K.S.A. 2000 Supp. 74-8710 and 74-8718; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-5-21-92, May 15, 1992; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-1-21-99, Jan. 15, 1999; amended, T-111-3-14-01, Jan. 12, 2001.)

111-5-27. Probability of winning. (a) The following table sets forth the probability of winning and the

probable distribution of winners in and among each prize category based upon the total number of possible combinations in Powerball:

Number of Matches Per Ticket	Probability Winners	Distribution Probability	Probable/Set Prize Amount
All five (5) of first set plus one (1) of second set	1	1:80,089,128.000000	\$46,762,840
All five (5) of first set and none of second set	41	1: 1,953,393.365854	\$ 100,000
Any four (4) of first set plus one (1) of second set	220	1: 364,041.490909	\$ 5,000
Any four (4) of first set and none of second set	9,020	1: 8,879.060754	\$ 100
Any three (3) of first set plus one (1) of second set	9,460	1: 8,466.081184	\$ 100
Any three (3) of first set and none of second set	387,860	1: 206.489785	\$ 7
Any two (2) of first set plus one (1) of second set	132,440	1: 604.720085	\$ 7
Any one (1) of first set plus one (1) of second set	678,755	1: 117.994163	\$ 4
None of first set plus one (1) of second set	1,086,008	1: 73.746352	\$ 3
Overall	2,303,805	1: 34.763849	

(b) The following table sets forth the probability of each multiplier number being drawn in those games where the multiplier option is available for play:

Multiplier Option	Probability of Selection
1	1:6
2	1:6
3	1:6
4	1:6
5	1:3

If the multiplier option is played, the prize won on that play, except for the grand prize, shall be multiplied by the multiplier option number selected for that game.

(c) The grand prize amount is estimated using a 25-year deferred-payment factor of 2.0. The amount does not include the prize reserve account deduction or any other deductions, if any. (Authorized by and implementing K.S.A. 2000 Supp. 74-8710; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-3-14-01, Jan. 12, 2001.)

Article 7.—ON-LINE GAMES

111-7-134. Buy five Keno tickets, get one free. Starting on March 11, 2001, and ending at the close of business on March 31, 2001, as defined in subsection (p) of K.A.R. 111-6-1, for every Keno ticket purchase of \$5.00 or more, a player will receive a \$1.00 "4-spot" Keno quick pick play free. Lottery terminals will automatically dispense a "4-spot" Keno play, starting at 5:00 a.m., March 11, 2001, for every single \$5.00 Keno ticket purchase whether for a single draw or multiple draws during the time period specified. (Authorized by and implementing K.S.A. 2000 Supp. 74-8710; effective, T-111-9-21-98, Aug. 21, 1998; amended, T-111-3-1-99, Feb. 19, 1999; amended, T-111-3-14-01, Jan. 12, 2001.)

Ed Van Petten
Executive Director

Doc. No. 026361

State of Kansas

Department of Agriculture

Permanent Administrative
Regulations

Article 10.—ANHYDROUS AMMONIA

4-10-5. Tank trucks, semitrailers and trailers for transportation of anhydrous ammonia. Each tank truck, semitrailer and trailer, except implements of husbandry, used for the transportation of anhydrous ammonia shall meet the following requirements: (a) Design pressure of containers.

(1) Each container shall be constructed in accordance with K.A.R. 4-10-2b and shall have a minimum design pressure of 250 psig.

(2) The shell or head thickness of each container shall not be less than $\frac{3}{16}$ of an inch.

(3) Baffles shall not be required for any cargo tank that is designed so that the container is loaded to capacity and discharged at one unloading point. All other containers having a capacity in excess of 500 gallons shall be equipped with suitable, semirigid baffle plates.

(4) Except for safety relief valves, liquid level gauging devices, and pressure gauges, all container openings shall be labeled to designate whether they communicate with liquid or vapor space. Labels may be located on valves.

(b) Mounting containers on truck.

(1) The container shall be attached to the cradle, frame, or chassis of a vehicle in a manner designed to withstand, in any direction, that amount of static loading equal to twice the weight of the container when filled and its attachments. The safety factor used shall be not less than four and shall be based on the ultimate strength of the material to be used.

(2) "Hold-down" devices, when used, shall anchor the container to the cradle, frame, or chassis in a suitable and safe manner that will not introduce an undue concentration of stresses.

(3) If any vehicle is designed and constructed so that cargo tanks constitute, in whole or in part, the stress member used in lieu of a frame, the cargo tanks shall be designed to withstand the stresses thereby imposed.

(4) All connections, including any hose installed in the bottom of a container, shall not be lower than the lowest horizontal edge of the trailer axle.

(5) While in transit, both ends of each transfer hose shall be secured.

(6) If the cradle and the container are not welded together, a suitable material shall be used between them to eliminate metal-to-metal friction.

(c) Container valves and appurtenances.

(1) Each container shall be equipped with a fixed liquid level gauge.

(2) Each container shall be equipped with a fully operational pressure-indicating gauge that has a dial graduated from 0-400 psi.

(3) Nonrecessed container fittings and appurtenances shall be protected against damage.

(4) Filling connections shall be provided with approved automatic valves to prevent backflow whenever the filling connection is broken.

(5) Except for safety relief valves and those connections specifically exempted by K.A.R. 4-10-2e(b) and K.A.R. 4-10-2e(d), all connections to containers shall be provided with approved excess-flow valves.

(6) All containers shall be equipped with an approved vapor return valve.

(d) Safety devices.

(1) The discharge from each safety relief valve shall be directed upward and away from the container and shall flow in an unobstructed manner into the atmosphere. Loosely fitting rain caps shall be used.

(2) Each unloading line shall be provided with an excess-flow valve at the point where the hose leaves the truck.

(e) Marking of containers. Each side and the rear of every container shall be conspicuously and legibly marked on a background of sharply contrasting color with the words "anhydrous ammonia" in letters at least four inches high and shall be placarded in compliance with applicable D.O.T. regulations.

(f) Piping, tubing, and fittings.

(1) All piping, tubing, and metering or dispensing devices shall be securely mounted and shall be protected against damage.

(2) Threaded pipe shall be extra heavy and comply with ASME schedule 80. Standard weight pipe that complies with ASME schedule 40 may be used if the joints are welded.

(g) Electrical equipment and lighting. Tank trucks, tank trailers, and tank semitrailers shall not be equipped with any artificial light other than electric light. Electric lighting circuits shall have suitable overcurrent protection.

(h) Trailers and semitrailers.

(1) Each trailer or semitrailer shall be equipped with a reliable system of brakes that comply with D.O.T. regulations.

(2) Each trailer or semitrailer shall have lights that comply with D.O.T. regulations.

(i) Safety equipment. All tank trucks, trailers, and semitrailers shall be equipped with the following:

(1) An approved gas mask that has current ammonia canisters having intact seals and that covers the entire face;

(2) one pair of rubber or suitable plastic protective gloves;

(3) one pair of rubber or suitable plastic protective boots;

(4) one rubber or suitable plastic protective slicker, or rubber or suitable plastic protective rain suit, or both;

(5) a pair of flexible-fitting, splash-proof goggles; and

(6) a container of not less than five gallons of clean water.

(j) Transfer of liquids.

(1) Each container shall be loaded by any of the following:

(A) Weight;

(B) a suitable liquid level gauging device; or

(C) a suitable meter.

(2) Pumps or compressors designed and installed in accordance with K.A.R. 4-10-2(j) and properly protected

against physical damage may be mounted on ammonia tank trucks and trailers.

(k) Protection against collision. Each end-fitted tank truck and each semitrailer shall be provided with properly attached steel bumpers or a chassis extension to protect the tank, piping, valves, and fittings in case of collision.

(l) Conversion from other service to anhydrous ammonia. Tanks used for the transporting or storage of materials other than anhydrous ammonia shall be emptied of the material previously hauled, and the pressure in the tank shall be reduced to atmospheric pressure. If the material previously hauled in the container will be harmful to the anhydrous ammonia, then the tank shall be purged before being placed in anhydrous ammonia service, and all appurtenances shall be changed to comply with these regulations.

(m) Mobile containers. Except for tank trucks and semitrailers that comply with K.A.R. 4-10-5a, mobile containers shall be unloaded only at approved locations.

(n) Parking. Except in emergencies, tank trucks, semitrailers, or trailers transporting anhydrous ammonia shall not be parked in cities or in densely populated areas.

(o) Conversion of tanks from anhydrous ammonia to other service. Tanks used for the transportation of anhydrous ammonia shall be emptied and purged. Ammonia vapor shall be vented into an adequate portable supply of water and not into the atmosphere. An adequate supply of water shall be deemed to be five gallons of water per each one gallon of liquid ammonia. The aqueous ammonia solution resulting from the purging process shall be disposed of properly. (Authorized by and implementing K.S.A. 2-1212; effective Jan. 1, 1966; amended Jan. 1, 1971; amended Jan. 1, 1973; amended May 1, 1986; amended, T-87-9, May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended April 13, 2001.)

4-10-5a. Tank trucks and semitrailers used to transport anhydrous ammonia for in-field delivery. (a) Tank trucks and semitrailers used to transport anhydrous ammonia may be used to fill an implement of husbandry with a capacity of 20,000 pounds or more. These trucks and semitrailers shall be exempt from K.A.R. 4-10-2j and K.A.R. 4-10-5(m) if the following requirements are met:

(1) Either the tank truck or the semitrailer transferring the anhydrous ammonia, or the implement of husbandry shall carry a container holding at least 100 gallons of water for whole-person rinsing if any anhydrous ammonia escapes.

(A) The water container shall be clearly marked for safety use, be readily accessible, and maintain the temperature of the water above freezing.

(B) The container and the water shall be visibly clean and free of debris.

(2) A container of water, separate from the water for rinsing specified in paragraph (a)(1) of this regulation, shall be present at the delivery site when loading the implement of husbandry. This separate container of water shall be used in accordance with K.A.R. 4-10-4(k) for the venting of anhydrous ammonia, shall be maintained to prevent the water from freezing, and shall hold no less than 100 gallons of water.

(3) Any tank truck, semitrailer, and implement of husbandry subject to this regulation may be inspected by the department of agriculture.

(4) Each tank truck, semitrailer, and implement of husbandry subject to this regulation shall meet all requirements of this regulation before loading, transporting, or off-loading anhydrous ammonia.

(5) When transferring anhydrous ammonia as authorized under this regulation, all vehicles, tanks, and hoses involved with the transfer shall be located according to the following limits:

(A) At a distance not less than 1,000 feet from any public assembly area; and

(B) at a distance not less than 1,000 feet from any occupied building; and

(C) at a distance not less than 50 feet from containers of petroleum products; and

(D) at a distance not less than 50 feet from any state or federal highway or any railway.

(6) The transfer of anhydrous ammonia shall not occur on any public roadway or the adjoining shoulder of a public roadway.

(b) All other regulations regarding the transportation of anhydrous ammonia shall apply unless in direct conflict with this regulation.

(c) Each meter used to weigh or measure anhydrous ammonia shall meet all of the requirements of weighing and measuring devices set forth in K.S.A. chapter 83, and amendments thereto, and any regulations adopted by the secretary. (Authorized by and implementing K.S.A. 2-1212; effective April 13, 2001.)

4-10-2j. General requirements for tank car and transport truck unloading points and operations.

(a) The track of tank car siding shall be substantially level.

(b) A sign reading "Stop—Tank Car Connected" shall be displayed at the active end or ends of the siding while the tank car is connected for unloading.

(c) While cars are on a side track for unloading, the wheels at both ends shall be blocked on the rails.

(d) Except as specified in K.A.R. 4-10-5a, tank cars and transport trucks shall be unloaded only through a permanently installed loading point and into a permanently located bulk storage tank. No anhydrous ammonia shall be unloaded directly from a railroad tank car into a transport truck or other portable container.

(e) Loading and unloading systems shall be protected by suitable devices to prevent emptying of the storage container or loading or unloading of the container if the hose is severed. Backflow check valves or properly sized excess flow valves shall be installed where necessary to provide this protection. If these valves are not practical, remotely operated shut-off valves may be installed.

(f) Tank cars and transport trucks shall be unloaded into a permanent, approved unloading site that discharges into a portable acid-fertilizer conversion unit producing liquid fertilizer if both of the following conditions are met:

(1) The conversion unit is approved for use by the Kansas department of health and environment pursuant to K.S.A. 65-3001 *et seq.* and amendments thereto.

(continued)

(Published in the Kansas Register March 29, 2001.)

SENATE BILL No. 70

AN ACT concerning mortgages on real property; relating to the entry of satisfaction thereof; amending K.S.A. 2000 Supp. 58-2309a and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2000 Supp. 58-2309a is hereby amended to read as follows: 58-2309a. (a) When the indebtedness secured by a recorded mortgage is paid and there is no agreement for the making of future advances to be secured by the mortgage, the mortgagee or the mortgagee's assignee shall enter satisfaction or cause satisfaction of such mortgage to be entered of record forthwith, paying the required fee. In the event the mortgagee or the mortgagee's assignee fails to enter satisfaction or cause satisfaction of such mortgage to be entered within 20 days after written demand by certified or registered mail, the lender or a designated closing agent acting as a closing agent in the sale, financing or refinancing of the real estate subject to such mortgage, who upon reliance of written payoff information provided by the mortgagee, and which payoff information shall be deemed as the correct and full amount due and owing under such mortgage, has caused the indebtedness to be paid in full may cause satisfaction of the mortgage to be entered. If in fact the mortgagee or mortgagee's assignee was not paid in accordance with the aforesaid payoff information when the mortgage was released the lender or the closing agent in the sale, financing or refinancing of the real estate subject to such mortgage who signed the false release shall be liable in damages to the mortgagee or mortgagee's assignee for the entire indebtedness together with interest thereon, attorney fees, and any additional damages that the mortgagee or mortgagee's assignee has incurred. Upon recording of such satisfaction by the lender or closing agent in the sale, financing or refinancing of the real estate subject to such mortgage, who has caused the indebtedness to be paid in full, such mortgage shall be deemed fully released as if discharged by the mortgagee or mortgagee's assignee.

(b) When a mortgage is recorded covering real estate in which the mortgagor has no interest, the mortgagee or the mortgagee's assignee shall enter satisfaction or cause satisfaction of such mortgage to be entered of record, paying the required fee without charge to the mortgagor or the mortgagor's assigns.

(c) ~~A mortgagor, a mortgagor's heirs or assigns or anyone acting for such mortgagor, heirs or assigns, or the owner of real estate upon which a mortgage has been recorded by someone having no interest in the real estate, may make demand upon a mortgagee or assignee of a mortgagee for the entering of satisfaction of the mortgage, as provided for in subsections (a) and (b). The following persons may make demand upon a mortgagee or assignee of a mortgagee for the entering of satisfaction of the mortgage, as provided for in subsections (a) and (b):~~

(1) ~~a mortgagor, a mortgagor's heirs or assigns or anyone acting for such mortgagor, heirs or assigns;~~

(2) ~~an owner of real estate upon which a mortgage has been recorded by someone having no interest in the real estate; or~~

(3) ~~a lender or designated closing agent acting as a closing agent in the sale, financing or refinancing of the real estate subject to such mortgage.~~

(d) Any mortgagee or assignee of a mortgagee who refuses or neglects to enter satisfaction of such mortgage within 20 days after demand has been made as provided in subsection (c) shall be liable in damages to the person for whom the demand was made in the sum of \$500, together with a reasonable attorney's fee for preparing and prosecuting the action. The plaintiff in such action may recover any additional damages that the evidence in the case warrants. Civil actions may be brought under this act before any court of competent jurisdiction, and attachments may be had as in other cases.

(e) The mortgagee or assignee of a mortgagee entering satisfaction or causing to be entered satisfaction of a mortgage under the provisions of subsection (a) shall furnish to the office of the register of deeds the full name and last known post office address of the mortgagor or the mortgagor's assignee. The register of deeds shall forward such information to the county clerk who shall make any necessary changes in address records for mailing tax statements.

Sec. 2. K.S.A. 2000 Supp. 58-2309a is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

(2) Approved air-operated valves that normally are closed are used in the line connecting the source of anhydrous ammonia and the conversion unit. (Authorized by and implementing K.S.A. 2-1212; effective May 1, 1987; amended April 13, 2001.)

Jamie Clover Adams
Secretary of Agriculture

Doc. No. 026379

State of Kansas

Secretary of State

Certification of New State Laws

I, Ron Thornburgh, Secretary of State of the State of Kansas, do hereby certify that each of the following bills is a correct copy of the original enrolled bill now on file in my office.

Ron Thornburgh
Secretary of State

(Published in the Kansas Register March 29, 2001.)

SENATE BILL No. 5

AN ACT concerning the Kansas higher education coordination act; revising the definition of postsecondary educational institution; amending K.S.A. 2000 Supp. 74-3201b and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2000 Supp. 74-3201b is hereby amended to read as follows: 74-3201b. As used in the Kansas higher education coordination act:

(a) "State board of regents" or "state board" means the state board of regents provided for in the constitution of this state and established by K.S.A. 2000 Supp. 74-3202a, and amendments thereto, except as otherwise specifically provided in this act.

(b) "State educational institution" means any state educational institution, as defined in K.S.A. 76-711, and amendments thereto.

(c) "Municipal university" means Washburn university of Topeka.

(d) "Community college" means any community college established under the laws of this state.

(e) "Technical college" means any technical college established under K.S.A. 72-4468, and amendments thereto.

(f) "Vocational education school" means any area vocational school or area vocational-technical school established under the laws of this state.

(g) "Public university" means any state educational institution.

(h) "Postsecondary educational institution" means any public university, municipal university, community college, technical college and vocational education school, and includes any entity resulting from the consolidation or affiliation of any two or more of such postsecondary educational institutions.

(i) "Proprietary school" means any proprietary school as defined in K.S.A. 72-4919, and amendments thereto. The term proprietary school does not include within its meaning any school or educational institution specifically exempted from the definition of proprietary school by the provisions of K.S.A. 72-4920, and amendments thereto.

(j) "Adult basic education program" and "adult supplementary education program" have the meanings respectively ascribed thereto in K.S.A. 72-4517, and amendments thereto.

(k) "Representative of a postsecondary educational institution" means any person who is the holder of an associate degree, a bachelor's degree, or a certificate of completion awarded by a postsecondary educational institution.

Sec. 2. K.S.A. 2000 Supp. 74-3201b is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register March 29, 2001.)

SENATE BILL No. 196

AN ACT authorizing the state board of regents to sell and convey certain tracts of real estate located in Riley county and in Nemaha county, Kansas, for and on behalf of Kansas state university and prescribing the disposition of the proceeds thereof.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) The state board of regents is hereby authorized and empowered, for and on behalf of Kansas state university of agriculture and applied science, to sell and convey all of the rights, title and interest in each of the following tracts of real estate, and any improvements thereon:

(1) Tract No. 1 is located in Riley county, Kansas, and is more particularly described as: The Southwest Quarter of the Northwest Quarter of Section 1, Township 10, Range 7, comprising 40 acres, more or less; and

(2) Tract No. 2 is located in Nemaha county, Kansas, and is more particularly described as: The Northeast Quarter of Section 34, Township 3, Range 14, comprising 160 acres, more or less.

(b) Conveyance of such rights, title and interest in such real estate, and any improvements thereon, shall be executed in the name of the state board of regents by its chairperson and executive officer. The deed for

such conveyance may be by warranty deed or by quitclaim deed as determined to be in the best interests of the state by the state board of regents in consultation with the attorney general. Any proceeds from the sale of Tract No. 1 of such real estate, and any improvements thereon, shall be deposited in the state treasury and credited to the college of agriculture restricted use account of the restricted fees fund of Kansas state university of agriculture and applied science to be used to purchase land for agriculture research. Any proceeds from sale of Tract No. 2 of such real estate, and any improvements thereon, shall be deposited in the state treasury and credited to the appropriate account of the restricted fees fund of Kansas state university of agriculture and applied science to be used for student scholarships.

(c) No sale and conveyance of real estate and improvements thereon as authorized by this section shall be made by the state board of regents until the deeds and conveyances have been reviewed and approved by the attorney general and, if a warranty deed is to be the instrument of conveyance, a title review has been performed or title insurance has been obtained and the title opinion or the certificate of title insurance, as the case may be, has been approved by the attorney general.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

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68-7-14 Amended V. 19, p. 502
 68-7-18 Amended V. 19, p. 503
 68-14-8 Amended V. 19, p. 1830

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-1-20	New	V. 19, p. 573
71-1-21	New	V. 19, p. 573
71-3-8	New	V. 19, p. 1336

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-1-2	Amended	V. 19, p. 1791
74-1-7	New	V. 19, p. 1792
74-2-1	Amended	V. 19, p. 1792
74-2-3	Amended	V. 19, p. 1792
74-2-4	Amended	V. 19, p. 1792
74-3-8	Amended	V. 19, p. 1792
74-4-1	Revoked	V. 19, p. 1792
74-4-1a	New	V. 19, p. 1792
74-4-2a	New	V. 19, p. 1792
74-4-3a	New	V. 19, p. 1793
74-4-4	Amended	V. 19, p. 1793
74-4-7	Amended	V. 19, p. 1793
74-4-10	Amended	V. 19, p. 1793
74-5-2	Amended	V. 19, p. 1793
74-5-202	Amended	V. 19, p. 1794
74-5-203	Amended	V. 19, p. 1794
74-5-205	New	V. 19, p. 1795
74-5-405	Amended	V. 19, p. 1795
74-6-1	Amended	V. 19, p. 1795
74-6-2	Amended	V. 19, p. 1795
74-7-2	Amended	V. 19, p. 1795
74-11-6	Amended	V. 19, p. 1796
74-12-1	Amended	V. 19, p. 1796
74-15-1	New	V. 19, p. 1797
74-15-2	New	V. 19, p. 1797

AGENCY 75: STATE BANKING DEPARTMENT

Reg. No.	Action	Register
75-6-2	Revoked	V. 19, p. 1082
75-6-6	Revoked	V. 19, p. 1082
75-6-24	Revoked	V. 19, p. 1082
75-6-26	Amended	V. 19, p. 1082
75-6-30	New	V. 19, p. 1082
75-6-31	New	V. 19, p. 1083
75-6-32	New	V. 20, p. 175

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-4-1	Amended	V. 19, p. 1158
82-4-3	Amended	V. 19, p. 1159
82-4-6d	Amended	V. 19, p. 1083
82-4-8a	Amended	V. 19, p. 1084
82-4-8h	New	V. 19, p. 1085
82-4-20	Amended	V. 19, p. 1085
82-4-23	Amended	V. 19, p. 1085
82-4-24a	Amended	V. 19, p. 1085
82-4-27c	Amended	V. 19, p. 1085
82-4-27e	Amended	V. 19, p. 1086
82-4-27f	Revoked	V. 19, p. 1087
82-4-27g	Amended	V. 19, p. 1087
82-4-30a	Amended	V. 19, p. 1087
82-4-31	Amended	V. 19, p. 1087
82-4-32	Amended	V. 19, p. 1087
82-4-33	Amended	V. 19, p. 1087
82-4-35a	Amended	V. 19, p. 1088
82-4-37	Amended	V. 19, p. 1088
82-4-42	Amended	V. 19, p. 1088
82-4-57	Amended	V. 19, p. 1088

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
91-1-26	Revoked	V. 19, p. 1435
91-1-27	Revoked	V. 19, p. 1435
91-1-27a through 91-1-27d	Revoked	V. 19, p. 1435
91-1-28	Revoked	V. 19, p. 1435
91-1-30	Revoked	V. 19, p. 1435
91-1-30a	Revoked	V. 19, p. 1435

91-1-31 through 91-1-35 Revoked V. 19, p. 1435
 91-1-37 Revoked V. 19, p. 1435
 91-1-39 through 91-1-58 Revoked V. 19, p. 1435, 1436
 91-1-60 Revoked V. 19, p. 1436
 91-1-61 Revoked V. 19, p. 680
 91-1-63 Revoked V. 19, p. 1436
 91-1-65 Revoked V. 19, p. 1436
 91-1-67 Revoked V. 19, p. 1436

91-1-68a through 91-1-68e Amended V. 19, p. 1588-1592
 91-1-70 Revoked V. 19, p. 1436
 91-1-70b Revoked V. 19, p. 1593
 91-1-71 through 91-1-83 Revoked V. 19, p. 1436, 1437
 91-1-84a Revoked V. 19, p. 1437
 91-1-85 through 91-1-91 Revoked V. 19, p. 1437
 91-1-91a Revoked V. 19, p. 1437
 91-1-92 Revoked V. 19, p. 1437
 91-1-93a Revoked V. 19, p. 1437
 91-1-101a Revoked V. 19, p. 1437
 91-1-101b Revoked V. 19, p. 1437
 91-1-102a Revoked V. 19, p. 1437
 91-1-104b Revoked V. 19, p. 1437
 91-1-104c Revoked V. 19, p. 1437
 91-1-105 Revoked V. 19, p. 1437
 91-1-106 Revoked V. 19, p. 1437

91-1-106a through 91-1-106m Revoked V. 19, p. 1437, 1438
 91-1-107a Revoked V. 19, p. 1438
 91-1-108a Revoked V. 19, p. 1438
 91-1-108b Revoked V. 19, p. 1438
 91-1-108c Revoked V. 19, p. 1438
 91-1-109a Revoked V. 19, p. 1438
 91-1-110a Revoked V. 19, p. 1438
 91-1-110c Revoked V. 19, p. 1438
 91-1-111a Revoked V. 19, p. 1438
 91-1-112c Revoked V. 19, p. 1438
 91-1-112d Revoked V. 19, p. 1438
 91-1-113b Revoked V. 19, p. 1438
 91-1-114a Revoked V. 19, p. 1438
 91-1-115a Revoked V. 19, p. 1438
 91-1-117a Revoked V. 19, p. 1438
 91-1-118a Revoked V. 19, p. 1438

91-1-119a through 91-1-119g Revoked V. 19, p. 1438, 1439
 91-1-120 Revoked V. 19, p. 1439
 91-1-121 Revoked V. 19, p. 1439
 91-1-122 Revoked V. 19, p. 1439
 91-1-123a Revoked V. 19, p. 1439
 91-1-125 Revoked V. 19, p. 1439
 91-1-127a Revoked V. 19, p. 1439
 91-1-128b Revoked V. 19, p. 1439
 91-1-129a Revoked V. 19, p. 1439
 91-1-130 Revoked V. 19, p. 1439
 91-1-131 Revoked V. 19, p. 1439
 91-1-132a Revoked V. 19, p. 1439
 91-1-135a Revoked V. 19, p. 1439
 91-1-137a Revoked V. 19, p. 1439
 91-1-138a Revoked V. 19, p. 1439
 91-1-140a Revoked V. 19, p. 1439
 91-1-141 Revoked V. 19, p. 1439
 91-1-143 Revoked V. 19, p. 1439
 91-1-144 Revoked V. 19, p. 1439
 91-1-145 Revoked V. 19, p. 1439
 91-1-146a Amended V. 19, p. 1593
 91-1-146e Amended V. 19, p. 1593
 91-1-148a Revoked V. 19, p. 1439
 91-1-149 Revoked V. 19, p. 1439
 91-1-150 Revoked V. 19, p. 1439
 91-1-153 Revoked V. 19, p. 1439

91-1-200 through 91-1-211 New V. 19, p. 1439-1449
 91-5-14 Amended V. 20, p. 108
 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
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 91-22-5a Amended V. 19, p. 683
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 91-22-10 through 91-22-18 Revoked V. 19, p. 684
 91-22-19 Amended V. 19, p. 684
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 91-22-23 Revoked V. 19, p. 684
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 91-22-25 Amended V. 19, p. 684
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 91-40-16 through 91-40-19 New V. 19, p. 695-697
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 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
 91-41-1 through 91-41-4 New (T) V. 20, p. 137

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

Reg. No.	Action	Register
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	V. 19, p. 241
100-7-1	Amended	V. 19, p. 1044
100-10a-1	Amended	V. 19, p. 241
100-10a-3	Amended	V. 19, p. 241
100-11-1	Amended	V. 19, p. 1190
100-22-3	New	V. 19, p. 571
100-28a-1 through 100-28a-16	New (T)	V. 20, p. 247-251
100-29-7	Amended	V. 19, p. 1547
100-49-4	Amended	V. 19, p. 1190
100-54-4	Amended	V. 19, p. 1547
100-55-1 through 100-55-9	Amended	V. 19, p. 1017-1020
100-55-4	Amended	V. 19, p. 1547
100-55-11	New	V. 19, p. 1020
100-60-1	Revoked (T)	V. 20, p. 251
100-60-2	Revoked (T)	V. 20, p. 251
100-60-4	Revoked (T)	V. 20, p. 251
100-60-5	Revoked (T)	V. 20, p. 251

(continued)

100-60-6	Revoked (T)	V. 20, p. 251
100-60-8		
through		
100-60-15	Revoked (T)	V. 20, p. 251
100-60-10	Amended	V. 19, p. 571
100-60-13	Amended	V. 19, p. 572
100-69-5	Amended	V. 19, p. 1547

**AGENCY 102: BEHAVIORAL SCIENCES
REGULATORY BOARD**

Reg. No.	Action	Register
102-1-3	Revoked	V. 19, p. 1681
102-1-3a	New	V. 19, p. 1681
102-1-5	Revoked	V. 19, p. 1683
102-1-5a	New	V. 19, p. 1683
102-1-12	Amended	V. 19, p. 1684
102-1-15	Amended	V. 19, p. 1686
102-1-17	New	V. 19, p. 1687
102-1-18	New	V. 19, p. 1687
102-2-1a	Amended	V. 19, p. 1192
102-2-2a	Amended	V. 19, p. 1194
102-2-3	Amended	V. 19, p. 1194
102-2-4a	Amended	V. 19, p. 1195
102-2-5	Amended	V. 19, p. 1196
102-2-7	Amended	V. 19, p. 1196
102-2-8	Amended	V. 19, p. 1198
102-2-11	Amended	V. 19, p. 1200
102-2-12	Amended	V. 19, p. 1201
102-2-13	New	V. 19, p. 1202
102-2-14	New	V. 19, p. 1202
102-3-1a	Amended	V. 19, p. 1202
102-3-2	Amended	V. 19, p. 1204
102-3-4a	Amended	V. 19, p. 1204
102-3-5a	Amended	V. 19, p. 1205
102-3-7a	Amended	V. 19, p. 1206
102-3-14	New	V. 19, p. 1207
102-3-15	New	V. 19, p. 1207
102-4-1a	Amended	V. 19, p. 1208
102-4-2	Amended	V. 19, p. 1209
102-4-4a	Amended	V. 19, p. 1209
102-4-5a	Amended	V. 19, p. 1211
102-4-7a	Amended	V. 19, p. 1211
102-4-14	New	V. 19, p. 1212
102-4-15	New	V. 19, p. 1213

102-5-1	Amended	V. 19, p. 1213
102-5-2	Amended	V. 19, p. 1214
102-5-4a	Amended	V. 19, p. 1215
102-5-5	Amended	V. 19, p. 1216
102-5-7a	Amended	V. 19, p. 1216
102-5-13	New	V. 19, p. 1218
102-5-14	New	V. 19, p. 1218

**AGENCY 108: STATE EMPLOYEES HEALTH
CARE COMMISSION**

Reg. No.	Action	Register
108-1-1	Amended	V. 19, p. 2022
108-1-3	New	V. 19, p. 68

**AGENCY 109: BOARD OF EMERGENCY
MEDICAL SERVICES**

Reg. No.	Action	Register
109-2-2	Amended	V. 19, p. 1949
109-5-1	Amended	V. 19, p. 1749
109-5-4	Amended	V. 19, p. 1750
109-6-2	Amended	V. 19, p. 1750
109-6-3	New	V. 19, p. 1751
109-7-1	Amended	V. 19, p. 1751
109-10-1	Amended	V. 19, p. 1751
109-11-6	Amended	V. 19, p. 1753
109-13-1	Amended	V. 19, p. 1754

**AGENCY 110: DEPARTMENT OF
COMMERCE AND HOUSING**

Reg. No.	Action	Register
110-6-1	Amended	V. 20, p. 177
110-6-1a	Amended	V. 20, p. 178
110-6-2	Amended	V. 20, p. 178
110-6-3	Amended	V. 20, p. 178
110-6-4	Amended	V. 20, p. 179
110-6-5	Amended	V. 20, p. 180

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. The regulations listed below were published after December 31, 2000.

Reg. No.	Action	Register
111-3-12	Amended	V. 20, p. 40
111-4-1795		
through		
111-4-1813	New	V. 20, p. 40-47

111-7-123	Amended	V. 20, p. 48
111-7-152	Amended	V. 20, p. 49

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

Reg. No.	Action	Register
112-4-1	Amended	V. 19, p. 1307
112-7-21	Amended	V. 19, p. 118
112-10-38	Amended	V. 19, p. 119
112-18-21	Amended	V. 19, p. 1308
112-18-22	Amended	V. 19, p. 119

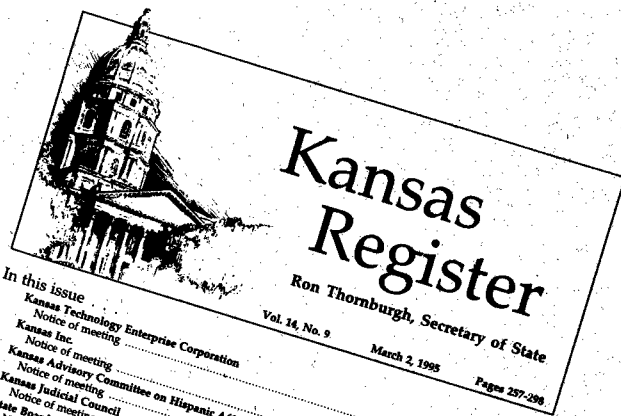
**AGENCY 115: DEPARTMENT OF
WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-2-2	Amended	V. 19, p. 1875
115-2-3	Amended	V. 19, p. 1875
115-4-1	Amended	V. 20, p. 180
115-4-3	Amended	V. 19, p. 1138
115-4-5	Amended	V. 19, p. 1139
115-4-6	Amended	V. 19, p. 1140
115-4-7	Amended	V. 19, p. 1142
115-7-1	Amended	V. 19, p. 1876
115-18-10	Amended	V. 19, p. 1474
115-18-13	Amended	V. 19, p. 1475
115-18-16	New	V. 19, p. 1475

**AGENCY 117: REAL ESTATE
APPRAISAL BOARD**

Reg. No.	Action	Register
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

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