



# Kansas Register

Ron Thornburgh, Secretary of State

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**Ron Thornburgh**  
**Secretary of State**  
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 (785) 296-4564  
 www.kssos.org



**Register Office:**  
 1st Floor, Memorial Hall  
 (785) 296-3489  
 Fax (785) 368-8024

State of Kansas

Commission on Disability Concerns

Notice of Meeting

The Kansas Commission on Disability Concerns (KCDC) has rescheduled its February 8 board meeting to Friday, March 22, from 9 a.m. to 4 p.m. in the Irving and Peggy Sheffel Room and Room101B, located in the Topeka and Shawnee County Public Library, 1515 S.W. 10th Ave., Topeka. Persons requiring special accommodations are asked to call the KCDC at least 10 working days prior to the meeting at (800) 295-5232 (toll free voice) outside of Topeka or 296-1722 in Topeka, or TTY (877) 340-5874 (toll free) outside of Topeka or 296-5044 in Topeka.

Richard E. Beyer  
Secretary of Human Resources

Doc. No. 027632

State of Kansas

Kansas Judicial Council

Notice of Meetings

The Kansas Judicial Council and its advisory committees will meet according to the following schedule at the Kansas Judicial Center, 301 S.W. 10th Ave., Topeka:

Date	Committee	Time	Location
March 22	Juvenile Offender/ Child in Need of Care	9:30 a.m.	Room 259
April 5	Judicial Council	9:00 a.m.	Room 259
April 5	Guardianship/Conservatorship	9:30 a.m.	Room 275
April 19	Probate Law	9:30 a.m.	Room 259
April 26	Juvenile Offender/ Child in Need of Care	9:30 a.m.	Room 259
May 3	Guardianship/Conservatorship	9:30 a.m.	Room 259
May 17	Probate Law	9:30 a.m.	Room 259
May 31	Juvenile Offender/ Child in Need of Care	9:30 a.m.	Room 259

Hon. Tyler C. Lockett  
Chair

Doc. No. 027634

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced February 21-27 by the 2002 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](http://ink.org/public/legislative).

House Bills

**HB 3002**, An act concerning municipalities; relating to displacement of existing private solid waste services providers; prescribing procedures and conditions therefor, by Committee on Federal and State Affairs.

**HB 3003**, An act concerning financing of certain postsecondary educational institutions; relating to out-district tuition; amending K.S.A. 13-13a25, 13-13a26, 13-13a27, 13-13a29, 13-13a31, 13-13a32, 13-13a33 and 13-13a34 and K.S.A. 2001 Supp. 19-101a, 71-301a, 71-304, 71-305, 71-306, 71-308, 71-401, 71-402, 71-403, 71-610 and 71-1705 and repealing the existing sections, by Committee on Appropriations.

**HB 3004**, An act concerning crimes and punishment; relating to battery against a law enforcement officer; amending K.S.A. 2001 Supp. 21-3413 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 3005**, An act amending the open records act; relating to application to certain records; amending K.S.A. 45-217 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 3006**, An act concerning regulation and licensure of detective business; prohibiting certain acts and providing penalties for violations; amending K.S.A. 75-7b19 and K.S.A. 2001 Supp. 75-7b01, 75-7b04, 75-7b07, 75-7b10 and 75-7b13 and repealing the existing sections, by Committee on Federal and State Affairs.

House Concurrent Resolutions

**HCR 5050**, A concurrent resolution memorializing the Congress of the United States to propose an amendment to the Constitution of the United States to permit voluntary school prayer and other public religious speech.

House Resolutions

**HR 6007**, A resolution supporting the designation of United States Highway 50 as a multistate trade corridor.

**HR 6008**, A resolution in memory of Lloyd Polson.

Senate Bills

**SB 630**, An act concerning the Kansas dental board; amending K.S.A. 65-1426 and K.S.A. 2001 Supp. 65-1428, 65-1431, 65-1432, 65-1434, 74-1405 and 74-1407 and repealing the existing sections, by Committee on Federal and State Affairs.

**SB 631**, An act concerning children in need of care; enacting the child abuse and neglect central registry act; amending K.S.A. 38-1513, 38-1514, 38-1521, 38-1523a, 38-1525, 38-1526, 38-1542, 38-1543, 38-1544, 38-1557, 38-1558, 38-1563 and 38-1567 and K.S.A. 2001 Supp. 38-1502, 38-1522 and 38-1583 and repealing the existing sections, by Committee on Federal and State Affairs.

**SB 632**, An act concerning the Kansas lottery; authorizing the operation of video lottery games; amending K.S.A. 2001 Supp. 74-8702 and 74-8710 and repealing the existing sections, by Committee on Federal and State Affairs.

**SB 633**, An act concerning crimes, criminal procedure and punishment; relating to sexual exploitation of a child; amending K.S.A. 2001 Supp. 21-3516 and repealing the existing section, by Committee on Federal and State Affairs.

**SB 634**, An act concerning the Kansas parole board; relating to hearings conducted thereby; amending K.S.A. 2001 Supp. 22-3717 and repealing the existing section, by Committee on Federal and State Affairs.

**SB 635**, An act concerning mortgage registration fees; relating to the use of the moneys derived therefrom; amending K.S.A. 79-3107b and repealing the existing section, by Committee on Federal and State Affairs.

**SB 636**, An act concerning alcoholic beverages; relating to the regulation thereof; amending K.S.A. 41-102, 41-103, 41-104, 41-208, 41-209, 41-210, 41-211, 41-307, 41-308, 41-308b, 41-312, 41-601, 41-602, 41-701, 41-708, 41-712, 41-717, 41-718, 41-724, 41-725, 41-726, 41-729, 41-801, 41-805, 41-806, 41-901, 41-905, 41-1001, 41-1002, 41-1004, 41-1101, 41-1102, 41-1122, 41-1123, 41-1125, 41-2604, 41-2610, 41-2611, 41-2614, 41-2632, 41-2637, 41-2641, 41-2642, 41-2643, 41-2701, 41-2704, 41-2705, 41-2707, 41-2708, 41-2709, 41-2722, 79-4101, 79-4102 and 79-4103 and K.S.A. 2001 Supp. 41-501, 41-2645, 41-2702 and 41-2703 and repealing the existing sections, by Committee on Federal and State Affairs.

Senate Resolutions

**SR 1817**, A resolution congratulating and commending Tracy Callard for being named the 2002 Kansas Teacher of the Year.

**SR 1818**, A resolution congratulating and commending Gustavus McLeod.

**SR 1819**, A resolution congratulating and commending Linda S. Puntney.

**SR 1820**, A resolution in memory of Roger Hume Franzke.

Doc. No. 027627

## State of Kansas

## Department of Wildlife and Parks

## Public Notice

The Kansas Department of Wildlife and Parks is providing notice of development of three separate recovery plans: a joint recovery plan for four species including the cave salamander (*Eurycea lucifuga*), the graybelly salamander (*Eurycea multiplicata griseogaster*), the grotto salamander (*Typhlotriton spelaeus*), and the dark-sided salamander (*Eurycea longicauda melonopleura*); a recovery plan for the Scott riffle beetle (*Optioserous phaeus*); and a recovery plan for the Arkansas darter (*Etheostoma cragini*). The department is required to develop recovery plans for species designated by the state as threatened, endangered, and species in need of conservation. The cave salamander, multi-ribbed salamander, grotto salamander and Scott riffle beetle are designated endangered species in Kansas, and the longtail salamander and Arkansas darter are designated threatened species in Kansas, by K.A.R. 115-15-1. A recovery plan is defined as "a designated strategy or methodology that, if funded and implemented, is reasonably expected to lead to the eventual restoration, maintenance or delisting of a species."

The recovery planning process includes public input to identify immediate needs for the conservation and restoration of the species, as well as action to address those needs. Anyone desiring additional information about the recovery plan for these species may contact the Fish and Wildlife Division of the Department of Wildlife and Parks, 512 S.E. 25th Ave., Pratt, 67124, (620) 672-5911.

J. Michael Hayden  
Secretary of Wildlife and Parks

Doc. No. 026735

## State of Kansas

## Board of Nursing

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 1:30 p.m. Friday, May 10, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed changes in six existing rules and regulations relating to requirements for accredited nursing program initial approval, licensure qualifications, fees and travel expenses for school approval and approval of continuing education providers, intravenous fluid therapy definitions, course approval procedure for intravenous fluid therapy, and standards for courses for intravenous fluid therapy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments on the proposed amended rules and regulations. All interested parties may submit written comments prior to the hearing to the executive administrator of the Board of Nursing, Room 551-S, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the adoption of the proposed regulations during the hearing. Phone comments will be taken by calling (785) 296-0445

at 1:30 p.m. the day of the hearing. In order to give all persons the opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to five minutes. A summary of the proposed regulations and the economic impact follows.

**K.A.R. 60-2-101. Requirements for initial approval.** The proposed changes will replace the word "accreditation" with "approval" for schools of nursing and contain minor language changes. There is no economic impact for the State Board of Nursing, other governmental entities, private business or individuals.

**K.A.R. 60-3-106. Licensure qualifications.** The proposed changes add language that will require an individual who has not taken the licensure examination within 24 months after graduation to petition the board before being allowed to take the examination. This requirement was added to K.S.A. 65-1115 (5) (A) during the 2001 session. There is no economic impact for the State Board of Nursing, other governmental entities, private business or individuals.

**K.A.R. 60-4-103. Fees and travel expenses for school approval and continuing education providers.** The proposed changes will replace the word "accreditation" with "approval" for continuing nursing education providers and delete fees that are no longer referenced in K.A.R. 60-9-107 (r). There is no economic impact for the State Board of Nursing, other governmental entities, private business or individuals.

**K.A.R. 60-16-101. Definitions for intravenous fluid therapy.** The proposed change adds the definition of intravenous push. There is no economic impact for the State Board of Nursing, other governmental entities, private business or individuals.

**K.A.R. 60-16-103. Course approval procedure for intravenous fluid therapy courses.** The proposed changes clarify the requirements for course approval for an intravenous fluid therapy course. There is no economic impact for the State Board of Nursing, other governmental entities, private business or individuals.

**K.A.R. 60-16-104. Standards for course; competency examination and recordkeeping.** The proposed changes clarify the requirements for intravenous fluid therapy courses recordkeeping. There is no economic impact for the State Board of Nursing, other governmental entities, private business or individuals.

A copy of each of the proposed regulations and associated economic impact statement may be obtained by accessing the Board of Nursing's Web site at [www.ksbn.org](http://www.ksbn.org) or by contacting the executive administrator of the Board of Nursing at the address above, (785) 296-5752, prior to the date of hearing.

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

Mary Blubaugh, MSN, RN  
Executive Administrator

Doc. No. 027639

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. 12-1675(b)(c)(d), 75-4201(l) and 75-4209(a)(1)(B).

Effective 3-4-02 through 3-10-02

Term	Rate
1-89 days	1.79%
3 months	1.73%
6 months	1.90%
1 year	2.34%
18 months	2.80%
2 years	3.12%

Derl S. Treff  
Director of Investments

Doc. No. 027626

State of Kansas

Department of Revenue  
Division of Vehicles

Notice of Intent to Relocate an Existing  
New Motor Vehicle Dealer

Briggs Auto Group, Inc., Kansas dealer license #187, has filed an application for location change. Briggs Auto Group, Inc. currently conducts business as Briggs Jeep Nissan at 612 Pillsbury Drive, Manhattan, Riley County, Kansas. Briggs Auto Group, Inc. seeks to relocate its location and line-make vehicles to 1101 Auto Lane, Manhattan, Riley County, Kansas, 66502.

Pursuant to K.S.A. 2001 Supp. 8-2430(a)(5), any existing new motor vehicle dealer with standing may protest the proposed relocation of the new-line make vehicles by Briggs Auto Group, Inc. K.S.A. 2001 Supp. 8-2430 (c) provides standing to any existing new motor vehicle dealer who has a franchise agreement for the same line-make vehicle as that which is to be sold or offered for sale by Briggs Auto Group, Inc., at 1101 Auto Lane, Manhattan, Kansas, and provided that the existing new motor vehicle dealer is physically located such that its relevant market area, as defined in K.S.A. 2001 Supp. 8-2430(e), includes the location where the Briggs Auto Group, Inc. dealership will be relocated.

Pursuant to K.S.A. 2001 Supp. 8-2430(a), any petition or complaint by any dealer with standing to protest must be filed with the Director of Vehicles within 30 days of this notice. Such petition or complaint must be directed to the Kansas Department of Revenue, Attn: New Location Protest, Director of Motor Vehicles, 1st Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612.

Sheila Walker  
Director of Motor Vehicles

Doc. No. 027645

State of Kansas

Secretary of State

Code Mortgage Rate for March

Pursuant to the provisions of K.S.A. 2001 Supp. 16a-1-301, Section 11, the code mortgage rate during the period of March 1, 2002 through March 31, 2002, is 12 percent.

Ron Thornburgh  
Secretary of State

Doc. No. 027629

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, March 21, in the conference room in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, regarding the proposed issuance by the Authority of its Health Care Facilities Revenue Bonds in a principal amount not to exceed \$6,000,000 for Hartford, Inc. (the developer). The bonds will be issued, pursuant to K.S.A. 74-8901 et seq., to finance and reimburse the costs of acquisition and rehabilitation of 14 existing group homes for the mentally retarded and developmentally disabled and a day program center in the State of Kansas. The facilities will be operated by Hartford, Inc. as Pennsylvania Place, Holton; Sutton Home, Emporia; Prairie Home, Emporia; East Fifth Home, Emporia; Mohawk Home, Burlington; North Mulberry Home, Neosho Rapids; Congress Home, Hartford; Day Program Center, Hartford; Pine Place, Hartford; Stratford Home, Emporia; Linn Home, Emporia; Housastonic Home, Burlington; South Mulberry Home, Neosho Rapids; Neosho Home, Hartford; and Melvern Home, Melvern, to be used for intermediate care facilities and home- and community-based services and facilities (the project). The project is being financed for Hartford, Inc.

The bonds, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bonds will be payable solely from amounts received or pledged by the developer, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bonds when they become 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 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the Authority.

Jack H. Brier  
President

Doc. No. 027642

## State of Kansas

## Secretary of State

## Usury Rate for March

Pursuant to the provisions of K.S.A. 2001 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of March 1, 2002 through March 31, 2002, is 7.91 percent.

Ron Thornburgh  
Secretary of State

Doc. No. 027628

## State of Kansas

## Kansas Development Finance Authority

## Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, March 21, in the conference room in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on behalf of the State of Kansas, on the proposal for the Colorado Health Facilities Authority (the Authority) to issue bonds in an aggregate principal amount not to exceed \$125,000,000 for the Sisters of Charity of Leavenworth Health System, Inc., a Kansas not-for-profit corporation (the corporation). The bonds will be issued in one or more series pursuant to Colorado Revised Statutes 25-25-01 *et seq.*, as part of a plan of finance to provide the corporation and certain affiliated corporations with moneys for projects located in Colorado, Kansas and Montana. Public approval by the State of Colorado and the State of Montana has been or will be obtained following a public hearing and public notice regarding the bonds and the projects financed in each such state. In Kansas, proceeds of the bonds will be used to (i) pay or reimburse the corporation or Providence Medical Center, a Kansas not-for-profit corporation, for the payment of the costs of acquiring, constructing, renovating, remodeling and equipping hospital or health care facilities operated by Providence, including without limitation the remodeling of the emergency room, the construction and equipping of a women's center and a cardiac center, and the construction of parking facilities, located on the Providence Medical Center campus, for which the main address is 8929 Parallel Parkway, Kansas City; (ii) pay or reimburse the corporation or St. Francis Health Center, a Kansas not-for-profit corporation, for the costs of acquiring, constructing, renovating, remodeling and equipping hospital or healthcare facilities operated by St. Francis, including without limitation the construction and equipping of a women's center, and the expansion of the Health Center, located on the campus of the St. Francis Health Center, for which the main address is 1700 S.W. 7th St., Topeka; (iii) pay or reimburse the corporation or Saint John Hospital, a Kansas not-for-profit corporation, for the costs of acquiring, constructing, renovating, remodeling and equipping hospital or health care facilities for use by the corporation and St. John; (iv)

pay or reimburse the corporation for the cost of acquiring, constructing, renovating, remodeling and equipping the administrative offices of the corporation and certain other affiliated corporations in their hospital and health care activities; and (v) pay certain expenses incurred in connection with the issuance of the bonds.

All of the improvements financed or refinanced by the bonds in Kansas will be initially owned, operated or managed by the corporation, Providence, St. Francis or St. John, and are or will be located on land owned or leased by the corporation or such corporations at: (a) 1700 S.W. 7th St., Topeka; (b) 634 Mulvane St., Topeka; (c) 708-710, 1501, 1505, 1507, 1511, 1515, 1925, 2001, 3500 and 5800 S.W. 6th St., Topeka; (d) 620, 626, 630 and 634 Jewell St., Topeka; (e) Lots 309-333 6th St., Topeka; (f) 701 S.W. Mulvane St., Topeka; (g) 635 S.W. College Ave., Topeka; (h) 631 S.W. Horne St., Topeka; (i) 2835 S.W. Mission Woods Drive, Topeka; (j) 6730 S.W. Mission View, Topeka; (k) 6730 S.W. 29th St., Topeka; (l) 4646 N.W. Fielding Road, Topeka; (m) 403 Sycamore St., Valley Falls; (n) 4th St. and Winchester, Winchester; (o) 306 Lafayette St., Nortonville; (p) 313 Jefferson St., Oskaloosa; (q) 21, 45 and 51 N. 12th St., Kansas City; (r) 155 S. 18th St., Kansas City; (s) 1428 S. 32nd St., Kansas City; (t) 667 S. 55th St., Kansas City; (u) 6013 Leavenworth Road, Kansas City; (v) 9801 Renner Blvd., Suite 100, Lenexa; (w) 860, 8715, 8909, 8919 and 8929 Parallel Parkway, Kansas City; (x) 3500, 3550 and 4505 S. Fourth St., Leavenworth; (y) 7255 Renner Road; Shawnee; (z) 1520, 1524 N 86th St., Kansas City; (aa) 8935 State Ave., Kansas City; (bb) 508 E. 4th St., Tonganoxie; and (cc) 1625 and 1821 N. 90th St., Kansas City.

The bonds, when issued, will be a limited obligation of the Colorado Health Facilities Authority and will not constitute a general obligation or indebtedness of the states of Kansas, Montana or Colorado, or any political subdivision thereof, including the Authority, nor will the bonds constitute an indebtedness for which the faith and credit and taxing powers of the states of Kansas or Colorado are pledged. The bonds will be payable solely from amounts received from the corporation, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bonds when they become due.

All individuals who appear will be given an opportunity to express their views, and all written comments previously filed with Rebecca Floyd, Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting Rebecca Floyd at the address above or the Colorado Health Facilities Authority, 3033 E. First Ave., Suite 301, Denver, CO 80206.

Jack H. Brier  
President

Doc. No. 027643

## State of Kansas

## Kansas Development Finance Authority

## Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, March 21, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bond for the projects 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 projects shall be located as shown:

**Project No. 000529—Maximum Principal Amount: \$105,025.38.** Owner/Operator: Brent L. and Jodie L. Engelland; Description: Acquisition of 120 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located in the East ½ of the Northwest ¼ and the West ½ of the West ½ of the Northeast ¼, Section 13, Township 22, Range 8, Reno County, Kansas, approximately 3 miles west of Nickerson on Highway 96.

**Project No. 000534—Maximum Principal Amount: \$87,000.** Owner/Operator: Kurt and Dorothy S. Harder. Description: Acquisition of 80 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at the North 80 of the Southwest Quarter of Section 14, Township 22 South, Range 3 West, Alta Township, Harvey County, Kansas, approximately 8 miles east of Buhler on Dutch Avenue and .5 mile south.

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 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the projects may be obtained by contacting the Authority.

Any individual affected by the above-described projects 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. 027637

## State of Kansas

## Department of Revenue

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted by the Department of Revenue at 10 a.m. Tuesday, May 14, in Room 481 of the Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of amendments to regulations related to standards for using ignition interlock devices.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments from the public on the proposed regulations. All interested parties may submit written comments on the proposed regulations prior to the hearing to Kathleen Smith, Tax Specialist, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66625.

All interested parties will be given a reasonable opportunity to present their views, either orally or in writing or both, concerning the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant 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 Kathleen Smith at (785) 296-3081 or TTY (785) 296-6461. Disabled parking is located in State Parking Lot No. 2, south of the Docking Building facing Harrison Street. The east entrance to the Docking Building is accessible.

The regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and the economic impact follows:

**Article 56.—IGNITION INTERLOCK DEVICES**

**K.A.R. 92-56-1, 92-56-2, 92-56-3, 92-56-4 and 92-56-5.** These regulations are being amended to encompass changes made to K.S.A. 8-1015 during the 2001 legislative session. 2001 Senate Bill 67 increased the penalties on alcohol-related arrests, and added restrictions to driving only a motor vehicle equipped with an ignition interlock device for one year after being suspended for one year for a second, third or fourth occurrence due to a chemical test failure or DUI conviction.

**Economic Impact:** No impact on the Department of Revenue. Businesses and companies that either produce or install/service these devices will see an increase in sales. In addition, Kansas is now in compliance with the federal Transportation Equity Act for the 21st Century (TEA-21). As a result, the Comprehensive Transportation Program administered by the Kansas Department of Transportation will no longer lose as much as \$55 million over the life of the program.

A copy of the regulations and the economic impact statements may be obtained from the Kansas Department of Revenue, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1588.

Steven S. Richards  
Secretary of Revenue

Doc. No. 027638

## State of Kansas

## Department of Revenue

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted by the Department of Revenue at 8 a.m. Monday, May 20, in the basement auditorium of the Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of permanent regulations related to retail liquor stores.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments from the public on the proposed regulations. All interested parties may submit written comments on the proposed regulations prior to the hearing to Kathleen Smith, Tax Specialist, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66625.

All interested parties will be given a reasonable opportunity to present their views, either orally or in writing or both, concerning the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting the Division of Alcoholic Beverage Control at (785) 296-7015 or TTY (785) 296-6461. Disabled parking is located in State Parking Lot No. 2, south of the Docking Building facing Harrison Street. The east entrance to the Docking Building is accessible.

The regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and the economic impact follows:

**Article 13.—RETAIL LIQUOR DEALER**

**K.A.R. 14-13-14** is a new regulation that describes the elements that need to be present to determine if a person or entity is an employee of a retail liquor store or an independently contracted manager. The regulation also lists the scope of the duties, the term of payment, the requirements the person or the employees of the entity must meet, and prohibited activities.

Economic Impact: No impact on the department or other government agencies is anticipated. This regulation should not have a significant impact on liquor licensees as some currently enter into management contracts where they are paying a person or entity to run their business. This regulation would not change that. It would ensure that the contacts conform to the liquor laws of Kansas.

**K.A.R. 14-13-15** is a new regulation that describes the requirements for retail liquor stores to utilize a dba (doing business as) name. The regulation explains the display of the dba name and that any dba name that suggests to the public that multiple stores are part of a chain or are owned or operated by a corporation shall not be approved.

Economic Impact: No impact on the public, the department or other agencies is anticipated.

A copy of the regulations and the economic impact statements may be obtained from the Kansas Department of Revenue, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1588.

Stephen S. Richards  
Secretary of Revenue

Doc. No. 027641

## State of Kansas

## State Corporation Commission

## Notice of Motor Carrier Applications

The following motor carriers have filed various applications. All applications listed herein are for statewide authority, unless otherwise stated.

Requests to inspect and copy the notices provided to the parties and questions in regard to these applications should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3225 or 271-3151. For general inquiries, contact Vickie Berg at (785) 271-3225. To lodge an official complaint, submit your protest in writing, supported by relevant facts, to Mike J. Hoeme, Director of Transportation, at the address above within 20 days of the date of publication of this notice.

**Applications for Certificate of Public Service:**

- Broken Spoke Trucking LLC**, 480 N.E. 130 Road, Harper, KS 67058; MC ID No. 161572; William Barker, Attorney; General commodities (except household goods and hazardous materials)
- C & C Trucking, Inc.**, 1204 N. Walnut, Medicine Lodge, KS 67104; MC ID No. 159816; Robert Sliakard, Attorney; General commodities (except household goods and hazardous materials)
- C & K Grain Co., Inc.**, 200 Maggie, Barnard, KS 67418; MC ID No. 161524; General commodities (except household goods and hazardous materials)
- Cunningham Trucking L.L.C.**, 720 S. Iowa, Kanopolis, KS 67454; MC ID No. 159819; General commodities (except household goods)
- Doyle's Towing L.L.C., dba Ricks 24 Hr. Tow**, 414 S. 7th St., Leavenworth, KS 66048; MC ID No. 159815; Wrecked, disabled, repossessed and replacement vehicles
- Robert F. Heimerman, dba Heimerman Grain Co.**, 582 N. Conway Springs Road, Conway Springs, KS 67031; MC ID No. 127240; General commodities (except household goods)
- Eldon H. Klaassen, dba E & M Trucking**, 2420 W. 51st North, Wichita, KS 67204; MC ID No. 149316; General commodities (except household goods and hazardous materials)
- Forrest R. Koob, dba Lone Spirit**, 3504 W. 17th, Hutchinson, KS 67501; MC ID No. 159822; General commodities (except household goods and hazardous materials)
- Christopher A. Morse, dba Morse Hauling**, 1313 17th St., Wamego, KS 66547; MC ID No. 159824; General commodities (except household goods and hazardous materials)
- Mt. Bethel Trucking, LLC**, 7272 K-4 Hwy., Suite C, Meriden, KS 66512; MC ID No. 159817; General commodities (except household goods and hazardous materials)
- Fidel Orozco, dba Orozco Trucking**, 807 E. Hamline, Garden City, KS 67846; MC ID No. 161526; General commodities (except household goods and hazardous materials)



**P & F Services, Inc.**, 16375 6th St. Road, Wamego, KS 66547; 159814; William Barker, Attorney; General commodities (except household goods and hazardous materials)

**Tracy M. Pike, dba Pike's Towing Service**, 1950 S.W. County Line Road, Benton, KS 67201; MC ID No. 159826; Wrecked, disabled, repossessed and replacement vehicles

**Rodney Kent Ratzlaff**, Route 1, Box 112, Elk City, KS 67344; MC ID No. 159813; General commodities (except household goods)

**Mitchell W. Sherman, dba Sherman Trucking**, 3103 Millwood, Hutchinson, KS 67502; MC ID No. 159821; General commodities (except household goods and hazardous materials)

**Allen C. Smith, dba S & S Towing and Delivery**, 3125 E. Trail, Dodge City, KS 67801; MC ID No. 159820; General commodities and wrecked, disabled, repossessed and replacement vehicles (except household goods and hazardous materials)

**Strawberry Leasing LLC**, 834 Indian Road, Linn, KS 66953; MC ID 260107; General commodities (except household goods)

**247 Express Courier, Inc.**, 1208 N.E. Douglas, Lee's Summit, MO 64086; MC ID No. 159823; Frank Taylor, Jr., Attorney; General commodities (except household goods and hazardous materials)

**Percy L. Toews and Carlyle S. Toews, dba Double TT Pork Farms**, 1396 Cimarron Road, McPherson, KS 67460; MC ID No. 159818; General commodities (except household goods and hazardous materials)

**Edward D. Triboulet II, dba Kan Do Tank Service**, Route 1, Box 1B2, Moline, KS 67353-9803; MC ID No. 159825; William Barker, Attorney; General commodities (except household goods and hazardous materials)

**Darrell E. Wagner, dba Wagner's Harvesting**, Route 2, Box 127, Mankato, KS 66956; MC ID No. 161578; General commodities (except household goods and hazardous materials)

**Larry A. Woolery, dba Woolery Farms**, 5880 90th Road, Thayer, KS 66776; MC ID No. 151421; General commodities (except household goods and hazardous materials)

#### Applications for Transfer of Certificate of Public Service:

**Todd M. Haas, dba Todd M. Haas Trucking**, 1509 Oakmont, Hays, KS 67601, MC ID No. 155285, to: Haas Trucking LLC, 1509 Oakmont, Hays, KS 67601; Raw materials, grains, feed ingredients and general commodities (except household goods)

**John R. Hansford, dba Almighty Tow Service**, 4100 W. 74th St., Prairie Village, KS 66208, MC ID No. 137184, to: ATS of Kansas, Inc., dba Almighty Tow Service, 4100 W. 74th St., Prairie Village, KS 66208; Wrecked, disabled, repossessed and replacement motor vehicles

**Robert E. Rork, dba Rork Farms Trucking**, 1730 2nd Ave. West, Horton, KS 66439, MC ID No. 155672, to: Rork Farms Trucking LLC, 1730 2nd Ave. West, Horton, KS 66439; General commodities (except household goods)

**Southern Boys Express, Inc.**, 11646 S.E. Main, Beaumont, KS 67012, MC ID No. 158559, to: David F. Mein, dba D M & S Trucking, 720 Cherokee, Humboldt, KS 66748; General commodities (except household goods and hazardous materials)

Mike J. Hoeme, Director  
Transportation Division

Doc. No. 027658

#### State of Kansas

### State Corporation Commission

#### Notice of Motor Carrier Hearings

The following motor carriers have filed various applications and are scheduled for hearing at 9:30 a.m. March 26 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. All applications listed herein are for statewide authority unless otherwise stated. This list does not include cases that have been continued from earlier assigned hearing dates for which parties of record have received notice.

Requests to inspect and copy the notices provided to the parties and questions in regard to these hearings should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3225 or 271-3151. The presiding officer for these matters is Paula Lentz, Assistant General Counsel, (785) 271-3279. Anyone needing special accommodations should give notice to the commission 10 days prior to the scheduled hearing date.

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

#### Application for Extension of Certificate of Public Service and Certificate of Convenience and Necessity:

**Lanier Trucking, Inc.**, 502 W. Lincoln St., Wichita, KS 67213; MC ID No. 158519; General commodities and household goods (except hazardous materials)

#### Applications for Abandonment of Certificate of Public Service:

**Bar-T, Inc.**, 4555 Jennie Barker, Garden City, KS 67846; MC ID No. 147492

**Kenneth Carothers and Raymond Carothers, dba Carothers Brothers**, 302 S. Jefferson Ave., Anthony, KS 67003-2443; MC ID No. 100293

**DJ's Loader Services, Inc.**, Route 1, Box 348, Paxico, KS 66526; MC ID No. 159615

**George's Car & Truck Repair, Inc.**, 1703 Copper Creek Court, Hays, KS 67601; MC ID No. 101082

**Greeson Fluid Haulers, Inc.**, 509 Third St., Tribune, KS 67879; MC ID No. 154120

**Jim Hunter, dba Hunter Trucking**, 222 E. Main, Kirwin, KS 67644; MC ID No. 158339

**Lanter Company**, 1600 Wayne Lanter Memorial Ave., Madison, IL 62060; MC ID No. 101436

**John and Nancy Lawler, dba Cornerstone Trucking**, 412 E. 6th, Hays, KS 67601; MC ID No. 158514

**Road Runner Transport Co.**, 530 S. Wichita, Dighton, KS 67839; MC ID No. 141286

**Skaggs Motors, Inc.**, 200 Military, Dodge City, KS 67801-4993; MC ID No. 121352

**Stony Point Trucking, Inc.**, 280 Road 300, Council Grove, KS 66846; MC ID No. 155378

**Sunflower Tours, Inc.**, 101 N. Main, Cheney, KS 67025; MC ID No. 105124

Mike J. Hoeme, Director  
Transportation Division

Doc. No. 027659

State of Kansas

Department of Health and Environment

Notice of Available Grant Funding

The Kansas Department of Health and Environment announces the availability of federal funds to be used by local governmental agencies and/or community-based organizations for the purpose of increasing knowledge and skills related to the prevention of fire related injuries. Funds will be used in delivering fire safety education and the installation of functional smoke detectors to Kansas communities with concerns in the area of fire-related injury and/or death. Interested applicants should call (785) 368-7290 to obtain more information. The closing date for receipt of applications by the Kansas Department of Health and Environment is March 30.

Clyde D. Graeber Secretary of Health and Environment

Doc. No. 027660

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, March 18, 2002

04620

Kansas State University—Radio Broadcast Equipment

04642

Department of Administration, Central Motor Pool—Motor Vehicles

04645

University of Kansas Medical Center—Inverted Research Microscope

04654

Wichita State University—Laboratory Services

Tuesday, March 19, 2002

04643

Department of Transportation—Bituminous Plant Mixture (District 6)

04644

University of Kansas—Driver Training Simulator

Wednesday, March 20, 2002

04609

Kansas Bureau of Investigation—Blank Media Duplication Services

04639

Department of Transportation—Bituminous Plant Mixture (District 1)

04655

Department of Transportation (and Various State Agencies)—Polypropylene Tow Ropes

04658

Department of Transportation—Bituminous Plant Mixture, Commercial Grade (District 4)

04661

Department of Transportation—Global Positioning Systems

Thursday, March 21, 2002

A-9336

Topeka Juvenile Correctional Facility—Replace Overhead Electrical Services, NW Campus

04663

Department of Transportation—Aggregate (District 1), Various Locations

04665

Norton Correctional Facility—Furnish and Install Condensing Units

Thursday, March 28, 2002

A-9410

Lansing Correctional Facility—Roof Replacement, Various Buildings

Tuesday, April 2, 2002

A-9415

Department of Human Resources—Office Renovation, 402 E 2nd St., Wichita

Thursday, April 4, 2002

A-9316

Department of Human Resources—Building Repairs, 417 S.W. Jackson

A-9419

Department of Administration, Division of Facilities Management—Exterior Lighting Replacement, Kansas Judicial Center

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Request for Proposals

Monday, March 25, 2002

04647

Grant Writing Training for the Department of Administration, Division of Personnel Services

Monday, April 1, 2002

04529

Kansas State Employees Health Care Commission—Vision Insurance

04623

Therapeutic Community for the Department of Corrections

John T. Houlihan Director of Purchases

Doc. No. 027657

## State of Kansas

**Department of Health  
and Environment****Notice of Available Grant Funding**

The Kansas Department of Health and Environment announces the availability of Maternal and Child Health Block Grant funds to be used by local governmental agencies and/or community-based organizations for the purpose of preventing/reducing injuries to children due to motor vehicle crashes, fire/burns and drownings. Interested applicants should call (785) 296-0351 to obtain more information. The closing date for receipt of applications by the Kansas Department of Health and Environment is March 22.

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 027655

## State of Kansas

**Department of Health  
and Environment****Request for Comments**

The Kansas Department of Health and Environment and the Unified Government of Wyandotte County/Kansas City, Kansas Department of Air Quality (DAQ) are soliciting comments regarding a proposed air quality construction permit. Owens Corning has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to change the type of silane used. Emissions of volatile organic compounds were evaluated during the permit review process.

Owens Corning, 300 Sunshine Road, Kansas City, Kansas, owns and operates the stationary source located at the same address, at which the type of silane on all lines is to be modified.

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, 1000 S.W. Jackson, Suite 310, Topeka, and at the DAQ, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Connie Carreno, (785) 296-6422, at the KDHE central office, or Andrew Beard at the Department of Air Quality. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Andrew Beard, DAQ, 619 Ann Ave., Kansas City, KS 66101, (913) 573-6700. In order to be considered in formulating a final permit decision, written comments must be received by the close of business April 8.

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, KDHE, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366, not later than the close of business April 8 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 027646

## State of Kansas

**Department of Health  
and Environment****Request for Comments**

The Kansas Department of Health and Environment and the Unified Government of Wyandotte County/Kansas City, Kansas Department of Air Quality (DAQ) are soliciting comments regarding a proposed air quality operating permit. Mid-West Terminal Warehouse Company has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-544 *et seq.* The purpose of a Class II permit is to limit the potential-to-emit of particulate matter with a diameter of 10 microns or less (PM<sub>10</sub>) below 25 tons per year.

Mid-West Terminal Warehouse Company, Kansas City, Missouri, owns and operates a barge terminal facility located at 1724 Market St., Kansas City, Missouri.

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, 1000 S.W. Jackson, Suite 310, Topeka, and at the DAQ, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Connie Carreno, (785) 296-6422, at the KDHE central office, or Andrew Beard at the Department of Air Quality. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Andrew Beard, DAQ, 619 Ann Ave., Kansas City, KS 66101, (913) 573-6700. In order to be considered in formulating a final permit decision, written comments must be received by the close of business April 8.

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, KDHE, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366, not later than the close of business April 8 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 027648

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-02-50

Application(s) for New or Expansion of Existing Swine Facilities

Table with 2 columns: Name and Address of Applicant, Owner of Property Where Facility Will Be Located. Includes details for Larry Goodman, Barnes, KS 66933.

This is an application for new construction and expansion at an existing facility of a new facility. The facility is adding an enclosed unit for 1,000 head of finishers to replace open lots currently used.

Public Notice No. KS-AG-02-51/58

Pending Permits for Confined Feeding Facilities

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes details for Pioneer Pork, Humbolt Creek Drive, Dwight, KS 66849.

This is a permit renewal of an existing facility for a maximum of 2,000 head of swine weighing less than 55 pounds (200 animal units, a.u.) and 600 head of swine weighing more than 55 pounds (240 animal units), for a total of 2,600 head (440 a.u.) of swine.

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 developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes details for Weber Dairy, Princeton, KS 66078.

Kansas Permit No. A-MCFR-M007 This is a renewal of a current permit for an existing facility for 75 head (105 animal units) of dairy cows.

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 most recently approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes details for Young Cattle Company, Tribune, KS 67879.

Kansas Permit No. A-SHGL-C002 Federal Permit No. KS0115436 This is a renewal permit for an existing facility for 15,000 head (15,000 animal units) of beef 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: The manure/ waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes details for Solomon's Trailer Wash, Halstead, KS 67056.

Kansas Permit No. A-LAHV-T001 This is a renewal permit with an ownership and name change for an existing truck wash for 182 trucks per month (6 trucks per day average).

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 new manure/waste management plan for the facility shall be submitted to the department within six months following permit issuance. The approved plan will become part of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes details for O'Neill Farms, Inc., Columbus, NE 68602.

Kansas Permit No. A-BBMS-S036 This is a renewal of a current permit for an existing facility for 762 head (304.8 animal units) of swine greater than 55 pounds and for 1,120 head (112 animal units) of swine 55 pounds or less, for a total of 416.8 animal units.

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 most recently approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Klassen Dairy Lloyd Klassen 2460 K-15 Highway Hillsboro, KS 67063	SW/4 of Section 4, T19S, R2E, Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-M020

This is a permit modification and renewal for a maximum of 400 head of milk cows (560 animal units, a.u.), 200 head of replacement cows (200 a.u.) and 100 calves (50 a.u.), for a total of 700 head (810 a.u.) of dairy livestock. The facility is downsizing in head numbers and adding a grass buffer for an existing 2.8 acres of exercise area.

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 developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Ford County Feed Yard, Inc. 12466 U.S. Highway 400 Ford, KS 67842	N½ of Section 29, T27S, R22W, Ford County	Upper Arkansas River Basin

Kansas Permit No. A-UAFO-C009      Federal Permit No. KS0115657

This is a renewal permit for an expanding facility that is constructing an additional earthen retention structure, 12 additional pens, and change in head count from 54,000 head (54,000 a.u.) to 57,000 head (57,000 a.u.) 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: The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Jovina Farm John and Lovina Maxwell Route 2, Box 104 Atwood, KS 67730	NE/4 of Section 23, T3S, R35W, Rawlins County	Upper Republican River Basin

Kansas Permit No. A-URRA-M002

This is a new permit for an expanding facility that is constructing an additional sedimentation basin and earthen retention structure, and changing the operation from 100 head (140 animal units) of mature dairy cattle to 40 head (40 animal units) of dairy replacement heifers weighing greater than 700 pounds and 140 head (196 animal units) of mature dairy cattle, for a total of 180 head (236 animal units).

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.

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. Groundwater monitoring wells shall be sampled and analyzed prior to populating the facility. Permeability tests shall be conducted on the earthen wastewater retention structure(s). Dewatering equipment shall be obtained within six months after issuance of the permit.

Compliance Schedule: The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to Kansas law.

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 at-

tention of Shonda Domme 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, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft permit or application notice postmarked or received on or before April 6 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-02-050/058) 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, (620) 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,  
(620) 431-2390

Application information and components of plans and specifications for all new facilities and for expansions of existing swine facilities may be reviewed on the Internet at <http://www.kdhe.state.ks.us/feedlots/stindex.html>.

For all other proposed permits, the draft permit(s), including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received and other information, are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water.

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays. These documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 027650

## State of Kansas

**Department of Health  
and Environment**

**Request for Comments**

The Kansas Department of Health and Environment has received a permit application from the Sedgwick County Household Hazardous Waste Department to operate a household hazardous waste collection facility (HHW). The HHW facility will be located at the corner of Stillwell Ave. and Osage St., Wichita, in the Southwest 1/4 of Section 29, Township 27 S, Range 1 E, Sedgwick County. KDHE is providing public notice of its intent to issue a solid waste processing facility permit to Sedgwick County, which recently made submittals that place this household hazardous waste facility in compliance with state regulations for solid waste processing facilities of this type. KDHE has drafted a permit to reflect these submittals.

A copy of the administrative record, which includes the permit application and all information regarding this permit action, is available for public review through April 12 during normal business hours, Monday through Friday, at the following locations:

Kansas Department of Health and Environment  
Bureau of Waste Management  
Permits Section  
Topeka, 66612-1366  
Contact: Joe Cronin  
(785) 296-1667

Kansas Department of Health and Environment  
South Central District Office  
130 S. Market, Suite 6050  
Wichita, 67202-3802  
Contact: Mark Bradbury  
(316) 337-6041

A public information meeting will be conducted from 6 to 7 p.m. April 8 in the second floor meeting room of the Sedgwick County Fleet Management Building, 1015 Stillwell Ave., Wichita. Anyone wishing to comment on the permit application and attached information should submit written statements postmarked not later than April 12 to Joe Cronin (KDHE). Comments also may be voiced at 7 p.m. during a public hearing April 8, following the informational meeting, at the same location. After consideration of all comments received, the director of the Division of Environment will make a final decision on whether to issue the permit. Notice of the decision will be provided to anyone who submitted written comments during the comment period and to those who requested notice of the final permit decision.

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 027652

## State of Kansas

**Office of the Governor**

**Executive Order 02-01**

**Establishing the Kansas Bioterrorism  
Hospital Preparedness Advisory and  
Planning Committee**

WHEREAS, Under the authority of Public Law 107-38, the 2001 Emergency Supplemental Appropriations Act for Recovery from and Response to Terrorist Attacks on the United States, the United States Congress has appropriated one-time funds in the federal fiscal year 2002 for a new Bioterrorism Hospital Preparedness Program;

WHEREAS, the State of Kansas is eligible to receive a total of \$1,291,509 through this program; and

WHEREAS, the State of Kansas must submit an initial application to release up to 20% of this total for the planning phase of the program; and

WHEREAS, to meet requirements set out by the Health Resources and Services Administration (HRSA) to receive these funds, the State of Kansas must establish a Bioterrorism Hospital Preparedness Program; and

WHEREAS, the State of Kansas is required to complete a needs assessment, develop a planning process, and prepare a plan for spending the remaining funds;

NOW THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby establish the Kansas Bioterrorism Hospital Preparedness Planning and Advisory Committees.

1. For Phase I, the Planning Committee shall include representatives of the following agencies, institutions, groups and others as necessary to carry out the duties of the committee as determined by federal law and the Governor:

- (i) Kansas Department of Health and Environment
- (ii) Kansas Board of Emergency Medical Services
- (iii) Kansas Commission on Emergency Planning and Response
- (iv) Kansas Hospital Association
- (v) Office of Rural Health, Kansas Department of Health and Environment
- (vi) Kansas Commission on Veterans' Affairs/Military Hospitals
- (vii) Kansas Association of Family Practitioners
- (viii) Kansas Medical Society

2. During Phase I the Bioterrorism Hospital Preparedness Planning and Advisory Committee shall conduct a needs assessment and planning process according to law, including:

- Areas of preparedness planning and readiness assessment
- Surveillance and epidemiology capacity
- Laboratory capacity (biologic agents)
- Laboratory capacity (chemical agents)
- Health alert network/communications and information technology
- Risk communication and health information dissemination
- Education and training

For specific responsibilities, reference the attached "Critical Benchmarks for Bioterrorism Preparedness Planning" items 7 through 16.

3. For Phase II, additional members will be added, including representatives of the following agencies, institutions, groups and others as necessary to carry out the duties of the committee as determined by federal law and the Governor:

- (ix) Kansas Association of Local Health Departments
- (x) American Red Cross
- (xi) Kansas University Medical Center
- (xii) Kansas Advisory Committee on Trauma
- (xiii) Kansas Law Enforcement Training Commission

4. For Phase II, the enlarged committee shall establish timelines for the development of a state-wide plan, regional plans and assessment of emergency preparedness and response capabilities related to bioterrorism, reference the attached "Critical Benchmarks for Bioterrorism Preparedness Planning" items 3 through 6.

This document shall be filed with the Secretary of State as Executive Order No. 02-01 and shall become effective immediately.

Dated February 22, 2002.

Bill Graves  
Governor

Attest: Ron Thornburgh  
Secretary of State

Doc. No. 027631

(Published in the Kansas Register March 7, 2002.)

**Summary Notice of Bond Sale  
City of Arkansas City, Kansas  
\$2,200,000**

**General Obligation Bonds, Series 2002  
(General obligation bonds payable from  
unlimited ad valorem taxes)**

**Bids**

Subject to the notice of bond sale dated February 19, 2002, sealed, facsimile and electronic bids will be received by the clerk of the City of Arkansas City, Kansas (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body at City Hall, 118 W. Central, P.O. Box 778, Arkansas City, KS 67005-0778, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 4:30 p.m. March 19, 2002, for the purchase of \$2,200,000 principal amount of General Obligation Bonds, Series 2002. 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, 2002, and will become due on April 1 in the years as follows:

Year	Principal Amount
2003	\$180,000
2004	185,000
2005	195,000
2006	205,000

2007	215,000
2008	220,000
2009	235,000
2010	245,000
2011	255,000
2012	265,000

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 October 1 and April 1 in each year, beginning October 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 surety bond in the amount of \$44,000 (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 16, 2002, 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 2001 is \$48,154,051. 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 \$10,065,000.

**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, (620) 441-4400, fax (620) 441-4426; or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Charles M. Bouilly, (316) 264-9351, fax (316) 264-9370.

Dated February 19, 2002.

City of Arkansas City, Kansas

Doc. No. 027630

(Published in the Kansas Register March 7, 2002.)

**Summary Notice of Bond Sale  
City of Hiawatha, Kansas  
\$315,000  
General Obligation Bonds, Series 2002  
(General obligation bonds payable from  
unlimited ad valorem taxes)**

**Bids**

Subject to the notice of bond sale dated February 25, 2002, written bids will be received by the clerk of the City of Hiawatha, Kansas (the issuer), on behalf of the governing body at City Hall, 723 Oregon, Hiawatha, KS 66434, until 5 p.m. March 18, 2002, for the purchase of \$315,000 principal amount of General Obligation Bonds, Series 2002. 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, 2002, and will become due on October 1 in the years as follows:

Year	Principal Amount
2003	\$20,000
2004	25,000
2005	30,000
2006	30,000
2007	30,000
2008	30,000
2009	30,000
2010	35,000
2011	40,000
2012	45,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 2003.

**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 surety bond in the amount of \$6,300 (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 1, 2002, 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 2001 is \$18,018,181. 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 \$3,005,500.

**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, 723 Oregon, Hiawatha, KS 66434, (785) 742-7417, fax (785) 742-2880; or from the financial advisor, Stifel Nicolaus & Company, Inc., 301 N. Main, Suite 1800, Wichita, KS 67202, Attention: Larry McKown, (316) 337-8498, fax (316) 337-8492.

Dated February 25, 2002.

City of Hiawatha, Kansas

Doc. No. 027656

(Published in the Kansas Register March 7, 2002.)

**Summary Notice of Bond Sale  
City of Linwood, Kansas  
\$162,000  
General Obligation Bonds, Series 2002  
(General obligation bonds payable from  
unlimited ad valorem taxes)**

**Bids**

Subject to the notice of bond sale dated March 5, 2002, bids will be received by the city clerk of the City of Linwood, Kansas, on behalf of the governing body at 306 Main, Linwood, Kansas, until 11 a.m. Tuesday, March 19, 2002, for the purchase of \$162,000 principal amount of General Obligation Bonds, Series 2002. No bid of less than the entire par value of the bonds and accrued interest to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$7,000. The bonds will be dated March 1, 2002, and will become due September 1 in the years as follows:

Maturity September 1	Principal Amount
2003	\$ 7,000
2004	15,000
2005	15,000
2006	15,000
2007	15,000
2008	15,000
2009	15,000



2010	20,000
2011	20,000
2012	25,000

The bonds will bear interest from that date at rates to be determined when the bonds are sold as provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning September 1, 2003. A bidder may elect to have all or a portion of the bonds scheduled to mature in consecutive years issued as term bonds subject to the requirements set forth in the notice of sale.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a financial surety bond in a form that complies with the requirements set forth in the notice of sale in the amount of \$3,240 (2 percent of the principal amount of the bonds).

**Delivery**

The city will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about April 2, 2002, through the offices of the Depository Trust Company, New York, New York, or at such bank or trust company in the State of Kansas or Kansas City, Missouri, as is designated by the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation of the city for computation of bonded debt limitations for the year 2001 is \$1,518,643. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$162,000. Outstanding temporary notes of the city in the amount of \$160,970 will be retired from proceeds of the bonds.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the city clerk, (913) 723-3333, or from bond counsel, Logan Riley Carson & Kaup, L.C., 9200 Indian Creek Parkway, Suite 230, Overland Park, KS 66210, (913) 661-0399.

Dated March 5, 2003.

City of Linwood, Kansas  
 By Robin Hilt  
 City Clerk  
 306 Main, P.O. Box 146  
 Linwood, KS 66052

Doc. No. 027651

State of Kansas

**Board of Healing Arts**

**Permanent Administrative Regulations**

**Article 27.—LIGHT-BASED MEDICAL TREATMENT**

**100-27-1. Supervision of light-based medical treatment.** (a) "Light-based medical device" means any instrument that produces or amplifies electromagnetic radiation at wavelengths equal to or greater than 180 nanometers, but less than or equal to  $1.0 \times 10^6$  nanometers, for the purpose of affecting the structure or function of any part of the living human body.

(b) A person licensed to practice medicine and surgery or osteopathic medicine and surgery shall not authorize another person to perform a professional service using a light-based medical device unless there is a written practice protocol signed by the licensee and the person performing the treatment that requires all of the following:

(1) The person receiving the treatment is required to give consent to the treatment, after being informed of the nature and purpose of the treatment, risks and expected consequences of treatment, alternatives to light-based medical treatment, and identification of the treatment as a medical and surgical procedure.

(2) The person performing the treatment is required to inform the person receiving the treatment of the licensee's identity, emergency telephone number, and practice location, if different from the location at which the treatment is performed.

(3) Each treatment is required to be performed only at a location that the licensee maintains for the practice of the healing arts or while the licensee is immediately available. The phrase "immediately available" means that the licensee either is physically present in the same building or can be present at the location where the service is performed within five minutes.

(4) Each treatment provided while the licensee is not physically present is required to be performed within written operating parameters.

(5) Creation of an adequate patient record is required.

(6) The licensee is required to review the patient record and authenticate this review within 14 days following the treatment.

(7) The person performing the treatment is prohibited from delegating use of the light-based medical device to another person.

(c) This regulation shall not apply to an order by a licensee to any appropriate person for the application of light-based medical devices for phototherapy in treatment of hyperbilirubinemia in neonates.

(d) This regulation shall not apply to a person licensed under the healing arts act to practice chiropractic who engages in light-based physiotherapy. (Authorized by K.S.A. 65-2865; implementing K.S.A. 2000 Supp. 65-28,127; effective June 1, 2001; amended March 22, 2002.)

Lawrence T. Buening, Jr.  
 Executive Director

Doc. No. 027653

## State of Kansas

## Board of Pharmacy

Permanent Administrative  
RegulationsArticle 1.—REGISTRATION AND EXAMINATION  
OF PHARMACISTS

**68-1-1e.** (Authorized by and implementing K.S.A. 65-1631; effective May 1, 1983; amended May 1, 1987; revoked March 22, 2002.)

**68-1-3.** (Authorized by and implementing K.S.A. 65-1630; effective Jan. 1, 1966; amended Jan. 1, 1967; amended, E-76-31, Aug. 11, 1975; amended May 1, 1976; amended May 1, 1978; amended May 1, 1983; revoked March 22, 2002.)

## Article 2.—DRUGSTORES

**68-2-5. Pharmacist-in-charge; notice to board.** Each pharmacist shall notify the board in writing within five days of ceasing to serve as the pharmacist-in-charge at a pharmacy or registrant required to have a pharmacist-in-charge. The notice shall include the pharmacist's name, the name and address of the pharmacy or registrant, and the date the pharmacist ceased to serve as the pharmacist-in-charge. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2000 Supp. 65-1626(t) and K.S.A. 2000 Supp. 65-1643(a); effective Jan. 1, 1966; amended, E-76-31, Aug. 11, 1975; amended May 1, 1976; amended May 1, 1978; amended May 1, 1988; amended Aug. 1, 1997; amended March 22, 2002.)

## Article 9.—AUTOMATED PRESCRIPTION SYSTEMS

**68-9-1. Electronic data storage systems.** All electronic data storage systems operating within this state shall comply with the following requirements:

(a) The pharmacist in charge of such a system shall perform the following:

(1) Adopt a written policy and procedures manual for control, use, and operation of the system;

(2) assure that only licensed pharmacists make decisions concerning judgmental functions as stated in K.A.R. 68-2-20;

(3) be responsible for all drug information within the system;

(4) assure that complete control over the dispensing of medication is vested in licensed pharmacists;

(5) have an auxiliary procedure that shall be used for documentation of refills of all prescription orders if the system becomes inoperable. This auxiliary procedure shall insure that the following criteria are met:

(A) Refills are authorized by the original prescription order;

(B) the maximum number of refills has not been exceeded; and

(C) a daily backup is performed for use in restoring required information in case of a system failure;

(6) maintain a written prescription on file that preserves all information contained in the original prescription. A machine-printed supplement that provides all in-

formation necessary to comply with the law may be filed with or attached to the written prescription, if the supplement does not obscure the required information on the original prescription;

(7) provide a method of numerically identifying each patient's written prescription;

(8) maintain the confidentiality of prescriptions and assure that the system has adequate security and systems safeguards to prevent unauthorized access, modification, or manipulation of patient medication profile data; and

(9) maintain a written or electronic prescription daily log. The daily log shall include the following information:

(A) The original prescription number;

(B) the date of the issuance of the original prescription order by the practitioner;

(C) the full name and address of the patient;

(D) the name and address of the practitioner;

(E) the practitioner's DEA registration number if required;

(F) the name, strength, dosage form, and quantity of the medication prescribed;

(G) the quantity dispensed, if different from the quantity prescribed; and

(H) the total number of refills authorized by the prescribing practitioner.

(b) Each electronic data storage system shall have a method for each of the following:

(1) Storing each active patient's medication profile record so that this record is immediately available upon request at the practice site. Sufficient historical patient medication profile data shall be stored and made available for the pharmacist to exercise appropriate clinical judgment when dispensing the prescription;

(2) documenting that an individual pharmacist has taken responsibility for the accuracy of the following:

(A) The information entered; and

(B) each authorized refilling of the prescription;

(3) drug use control, which shall include the following:

(A) The ability to ascertain quantities;

(B) the exact refill data;

(C) the dates of previous refills; and

(D) the number of refills remaining;

(4) identifying on a daily basis the pharmacist filling each prescription;

(5) handling partial fillings and refills of prescriptions;

(6) handling compounded prescriptions;

(7) reproducing all information within the system, in written form and upon authorized request, within 72 hours; and

(8) providing a label containing the information required under K.A.R. 68-7-14 and the date of the original filling of any scheduled drugs. (Authorized by K.S.A. 65-1630 and K.S.A. 2001 Supp. 65-4102; implementing K.S.A. 2001 Supp. 65-1626(t), K.S.A. 2001 Supp. 65-1642, and K.S.A. 65-4121; effective May 1, 1980; amended May 1, 1989; amended April 3, 1990; amended Sept. 9, 1991; amended March 22, 2002.)

Susan A. Linn  
Executive Director

Doc. No. 027649

## State of Kansas

## Department of Corrections

Permanent Administrative  
Regulations

## Article 4.—TRAINING

**44-4-103.** (Authorized by and implementing K.S.A. 1983 Supp. 75-5212; effective May 1, 1980; amended May 1, 1984; revoked March 22, 2002.)

**44-4-104.** (Authorized by and implementing K.S.A. 1983 Supp. 75-5212; effective May 1, 1980; amended May 1, 1984; revoked March 22, 2002.)

**44-4-106.** (Authorized by and implementing K.S.A. 1983 Supp. 75-5212; effective May 1, 1980; amended May 1, 1984; revoked March 22, 2002.)

**44-4-107.** (Authorized by and implementing K.S.A. 1983 Supp. 75-5212; effective May 1, 1984; revoked March 22, 2002.)

**44-4-108.** (Authorized by and implementing K.S.A. 1983 Supp. 75-5212; effective May 1, 1984; revoked March 22, 2002.)

**44-4-109.** (Authorized by and implementing K.S.A. 1983 Supp. 75-5212; effective May 1, 1984; revoked March 22, 2002.)

## Article 5.—INMATE MANAGEMENT

**44-5-101.** (Authorized by K.S.A. 75-5251, K.S.A. 1979 Supp. 75-5205; effective May 1, 1980; revoked March 22, 2002.)

**44-5-103.** (Authorized by K.S.A. 75-5251, 75-5253, K.S.A. 1983 Supp. 75-5210, 75-5252, 75-5268; implementing K.S.A. 58-208, 75-5254, K.S.A. 1983 Supp. 75-5257, 75-5268, 76-173, 76-174, 76-175; effective May 1, 1980; amended May 1, 1981; amended May 1, 1984; revoked March 22, 2002.)

**44-5-107.** (Authorized by K.S.A. 75-5201, 75-5251, K.S.A. 1979 Supp. 75-5205, 75-5210, 75-5210(b) and (f), 75-5252; effective May 1, 1980; revoked March 22, 2002.)

**44-5-108.** (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210, 75-5210(f), 75-5252; effective May 1, 1980; amended May 1, 1984; revoked March 22, 2002.)

**44-5-109.** (Authorized by K.S.A. 75-5251, K.S.A. 1979 Supp. 75-5205, 75-5206, 75-5210, 75-5210(c) and (f), 75-5252; effective May 1, 1980; revoked March 22, 2002.)

**44-5-110.** (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210; effective, May 1, 1980; amended May 1, 1981; amended May 1, 1984; amended May 1, 1985; revoked March 22, 2002.)

**44-5-113.** (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210; effective May 1, 1980; amended May 1, 1981; amended May 1, 1984; amended May 1, 1985; revoked March 22, 2002.)

**44-5-114.** (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210; effective May 1, 1984; revoked March 22, 2002.)

## Article 7.—PROGRAMS AND ACTIVITIES

**44-7-102.** (Authorized by and implementing K.S.A. 75-5201, 75-5251, K.S.A. 1983 Supp. 75-5210, 75-5252; effective May 1, 1980; amended May 1, 1984; revoked March 22, 2002.)

**44-7-103.** (Authorized by K.S.A. 75-5251, K.S.A. 1979 Supp. 75-5210, 75-5210(f), 75-5252, 75-5267, 75-5267(b)(2); effective May 1, 1980; revoked March 22, 2002.)

**44-7-105.** (Authorized by and implementing K.S.A. 75-5210, 75-5251, 75-5267; effective May 1, 1980; amended May 1, 1987; revoked March 22, 2002.)

**44-7-106.** (Authorized by and implementing K.S.A. 75-5251, K.S.A. 1983 Supp. 75-5210, 75-5211; effective May 1, 1980; amended May 1, 1984; revoked March 22, 2002.)

**44-7-107.** (Authorized by and implementing K.S.A. 75-5210, 75-5251; effective May 1, 1980; amended May 1, 1984; amended May 1, 1986; revoked March 22, 2002.)

**44-7-109.** (Authorized by K.S.A. 75-5250, 75-5251, K.S.A. 1979 Supp. 75-5210, 75-5210(a), (b) and (f), 75-5211; effective May 1, 1980; revoked March 22, 2002.)

**44-7-112.** (Authorized by K.S.A. 75-5251, K.S.A. 1979 Supp. 75-5210, 75-5210(a), (b) and (f), 75-5211, 75-5256; effective May 1, 1980; revoked March 22, 2002.)

**44-7-114.** (Authorized by and implementing K.S.A. 75-5210(c); effective June 4, 1990; revoked March 22, 2002.)

**44-7-115.** (Authorized by and implementing K.S.A. 1990 Supp. 75-5210; effective April 20, 1992; revoked March 22, 2002.)

**44-7-116.** (Authorized by and implementing K.S.A. 1992 Supp. 75-5211, as amended by 1993 H.B. 2129, §1; effective Sept. 13, 1993; revoked March 22, 2002.)

## Article 8.—WORK RELEASE

**44-8-110.** (Authorized by K.S.A. 75-5251, 75-5254, 75-5257, K.S.A. 1980 Supp. 75-5210, 75-5210(f), (g) and (h), 75-5256, 75-5267, 75-5268; effective May 1, 1980; amended May 1, 1981; revoked March 22, 2002.)

**44-8-111.** (Authorized by K.S.A. 75-5251, 75-5268, K.S.A. 1979 Supp. 75-5210, 75-5210(b), (f), (g) and (h), 75-5267; effective May 1, 1980; revoked March 22, 2002.)

**44-8-112.** (Authorized by K.S.A. 75-5251, 75-5268, K.S.A. 1979 Supp. 75-5210, 75-5210(b), (f), (g) and (h), 75-5267; effective May 1, 1980; revoked March 22, 2002.)

**44-8-113.** (Authorized by K.S.A. 75-5251, 75-5268, K.S.A. 1979 Supp. 75-5210, 75-5210(b), (c), (f), (g) and (h), 75-5252, 75-5267; effective May 1, 1980; revoked March 22, 2002.)

**44-8-114.** (Authorized by and implementing K.S.A. 75-5210, 75-5251, 75-5267; effective May 1, 1980; amended May 1, 1984; amended May 1, 1987; revoked March 22, 2002.)

Charles E. Simmons  
Secretary of Corrections

Doc. No. 027636

## State of Kansas

Department of Health  
and EnvironmentPermanent Administrative  
Regulations

## Article 29.—SOLID WASTE MANAGEMENT

**28-29-18.** (Authorized by K.S.A. 1983 Supp. 65-3406; implementing K.S.A. 1983 Supp. 65-3406, 65-3407; effective, E-79-22, Sept. 1, 1978; effective May 1, 1979; amended, E-82-8, April 10, 1981; amended May 1, 1982; amended, T-84-41, Dec. 21, 1983; amended May 1, 1984; revoked March 22, 2002.)

**28-29-29. Waste tire processing and disposal standards.** (a) Any person may dispose of waste tires, if the waste tires meet any of the following conditions:

- (1) Are processed in accordance with the standards in subsection (b) of this regulation and are disposed of in a municipal solid waste landfill or tire monofill;
- (2) are contaminated waste tires and are disposed of in a municipal solid waste landfill or tire monofill;
- (3) are used in their original state as part of a proven and approved leachate collection system in a landfill; or
- (4) are cut into sufficiently small parts and used as alternate daily cover material for a landfill.

(b) Processing of waste tires for disposal as specified in paragraph (a)(1) shall be accomplished by any of the following means:

- (1) Shredding;
- (2) cutting in half along the circumference;
- (3) cutting into at least four parts, with no part being greater than  $\frac{1}{3}$  of the original tire size;
- (4) chipping;
- (5) crumbing;
- (6) baling in a manner that reduces the volume of the waste tires by at least 50%; or
- (7) an equivalent volume-reduction process that has received prior approval, in writing, from the department.

(c) Any person may process waste tires by burning, incineration, or other combustion process, including use as an alternative fuel, if the person performs all of the following:

- (1) Obtains a waste tire processor permit from the department;
- (2) conducts the burning, incineration, or other combustion process in compliance with the Kansas air quality act, K.S.A. 65-3001 *et seq.*, and amendments thereto, and its implementing regulations in article 19; and
- (3) handles all residue from the burning, incineration, or other combustion process by either or both of the following means:

(A) Disposal at a landfill permitted for disposal of the residue; or

(B) recycling. (Authorized by K.S.A. 65-3424h; implementing K.S.A. 2001 Supp. 65-3424a; effective, T-28-4-27-92, April 27, 1992; effective June 8, 1992; amended Sept. 12, 1997; amended March 22, 2002.)

**28-29-2201. Insurance for solid waste disposal areas and processing facilities.** Except as provided in sub-

section (d), each owner or operator of a permitted solid waste disposal area or processing facility shall secure and maintain liability insurance for claims arising from injuries to other parties, including bodily injury and property damage. (a) Amount of liability coverage.

(1) The permit application shall be reviewed by the department to determine the amount of insurance coverage that the owner or operator shall secure and maintain for each disposal area or processing facility, based on the types of waste disposed and on the location, area, and geological characteristics of the site.

(2) Each owner or operator shall maintain insurance that shall provide coverage, including completed operations coverage, in the amount determined by the department but with commercial general liability limits not less than \$1,000,000 for each occurrence and \$1,000,000 for the annual aggregate.

(3) Each owner or operator shall maintain a policy that shall provide that the deductible amount be first paid by the insurer upon establishment of the legal liability of the insured, with full right of recovery from the insured. The deductible amount shall not exceed 2.5% of the policy limit for single occurrences.

(b) Insurance provider.

(1) Each owner or operator shall maintain a liability insurance policy that shall be issued by an insurance company authorized to do business in Kansas or through a licensed insurance agent operating under the authority of K.S.A. 40-246b, and amendments thereto.

(2) Each owner's or operator's liability insurance policy shall be subject to the insurer's policy provisions filed with and approved by the commissioner of insurance pursuant to K.S.A. 40-216 and amendments thereto, except as authorized by K.S.A. 40-246b, and amendments thereto.

(c) Proof of insurance.

(1) Each owner or operator shall furnish, at the following times, a certificate or memorandum of insurance to the department for the department's approval, showing specifically the coverage and limits together with the name of the insurance company and insurance agent:

(A) Before the department issues the permit and before any development work is started; and

(B) before each annual renewal of the permit during the active life of the area or facility.

(2) If any of the coverage set forth on the certificate or memorandum of insurance is reduced, canceled, terminated, or not renewed, the owner or operator or insurance company shall furnish the department with an appropriate notice of the action no fewer than 30 days before the effective date of the reduction, cancellation, termination, or nonrenewal.

(d) Governmental entities. Any owner or operator that is a governmental entity as defined in K.S.A. 75-6102, and amendments thereto, and is subject to provisions of the Kansas tort claims act, and amendments thereto, may provide to the department a statement or other evidence of its intention to fund liability judgments in the manner provided in K.S.A. 75-6113, and amendments thereto, in lieu of providing evidence of purchased insurance covering liability for accidental occurrences.

(e) Variances. Any owner or operator may request that the department evaluate the hazard or hazards involved and may request a variance, under K.A.R. 28-29-2, from the insurance method or specific insurance coverage amounts prescribed in this regulation if all the following conditions are met:

(1) The solid waste management activity is conducted solely on the premises where the wastes are generated.

(2) The owner or operator performs the waste management activity.

(3) The owner or operator is the owner of the property where the activity is conducted.

(4) The owner or operator is able to demonstrate other financial responsibility satisfactory to the department. This demonstration shall be made by adding the required liability coverage amount to the costs of closure and post-closure care assured by the corporate financial test method as specified in K.A.R. 28-29-2108, or the corporate guarantee method as specified in K.A.R. 28-29-2109. (Authorized by K.S.A. 2001 Supp. 65-3406; implementing K.S.A. 2001 Supp. 65-3407; effective March 22, 2002.)

#### Article 55.—PCB FACILITY CONSTRUCTION PERMIT STANDARDS AND REGULATIONS

**28-55-3. Procedures for review of polychlorinated biphenyl (PCB) facility permit applications.** (a) Approval or denial of permit application. When an application to construct or modify a PCB facility is complete, a draft permit shall be prepared by the secretary or the application shall be denied by the secretary.

(1) If the secretary denies the permit application, the applicant shall receive a written notification from the secretary stating the reasons for denial.

(2) If the secretary decides to prepare a draft permit, the draft permit shall contain all conditions and requirements necessary for construction or modification of the facility. The permit may include any special conditions or procedures that the applicant shall meet or follow to be in compliance with these or other state or federal regulations.

(b) Public notice and public comment period. After the secretary completes the draft permit, a public notice shall be prepared by the secretary. The public notice shall be published in a daily or weekly local newspaper of general circulation and the Kansas Register. The public notice shall contain the following information:

(1) Name and address of the agency processing the permit application;

(2) name and address of the permittee or permit applicant;

(3) a brief description of the PCB treatment, storage, or disposal facility;

(4) name, address, and telephone number of a person from whom any interested persons may obtain further information, including copies of the draft permit; and

(5) date, time, and place of the public hearing, including a brief description of the nature and purpose of the hearing.

(c) Public hearings.

(1) The notice of the public hearing shall be published at least 60 days before the hearing.

(2) The public hearing shall be conducted at a location near the facility.

(3) A hearing officer shall be designated by the secretary.

(4) Any person may submit oral or written comments and data concerning the draft permit application. Reasonable limits may be set upon the time allowed for oral statements, and the submission of statements in writing may be required.

(5) A tape recording or written transcript of the hearing shall be made available to the public upon request.

(6) A report to the secretary shall be submitted by the hearing officer. The report shall include all written and oral comments submitted during the public comment period. The report may also recommend findings and determinations.

(d) Approval or denial of the draft permit. After the close of the public comment period, a decision to approve or deny the draft permit shall be made by the secretary.

(1) If the secretary denies the draft permit, a written notification of the reasons for denial shall be provided to the applicant by the secretary.

(2) The applicant and each person who has submitted written comments shall be notified of the decision by the secretary.

(3) Notice of the final decision shall be published in the Kansas Register.

(e) Monitoring required. As a condition for issuing the permit, the permittee may be required by the secretary to install and operate an approved environmental quality monitoring system. Approval of the monitoring system shall be based on the following factors used to measure environmental quality:

(1) The location of groundwater monitoring wells, air monitoring stations, and other required sampling points;

(2) plans and specifications for the construction of the monitoring systems;

(3) the constituents being monitored and their concentration limits;

(4) frequency of sampling; and

(5) analyses to be performed.

(f) Notation on the deed. Within 60 days of receiving a permit, the owner or operator shall record, in accordance with state law, a notation with the county register of deeds where the property is located that the land has been used to treat, store, or dispose of PCB, and that copies of all permits are available at the offices of the department.

(g) Final inspection of construction. Upon completing construction of the facility or modifications to the facility, the permittee shall notify the secretary in writing. An inspection of the facility to assure that construction was completed in accordance with the approved permit application and permit shall be conducted by the department. The permittee shall not begin operation until the secretary approves of the construction in writing. (Authorized by and implementing K.S.A. 65-3481; effective, T-87-37, Nov. 19, 1986; effective May 1, 1987; amended March 22, 2002.)

**28-55-5. Standards for PCB facilities.** Each PCB treatment, storage, and disposal facility shall comply with  
(continued)

all applicable requirements of 40 CFR part 761, subpart D, as in effect on July 1, 2000 and 40 CFR part 264, subparts B, C, D, G, and H, as in effect on July 1, 2000, which are hereby adopted by reference. (Authorized by and implementing K.S.A. 65-3481; effective, T-87-37, Nov. 19, 1986; effective May 1, 1987; amended March 22, 2002.)

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 027654

## State of Kansas

### Department of Revenue

#### Permanent Administrative Regulations

#### Article 5.—CIGARETTE TAX

**92-5-4.** (Authorized by K.S.A. 1967 Supp. 79-3311, 79-3326; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; revoked March 22, 2002.)

**92-5-5. Interstate shipment, exemptions; transporting unstamped cigarettes.** (a)(1) All claims for tax exemption on any shipment of unstamped, cartoned cigarettes consigned in interstate commerce for export from the state of Kansas shall be presented to the director of taxation on the wholesale cigarette dealer's monthly report. The report shall be on a form and in the manner prescribed by the director of taxation.

(2) All invoices or delivery tickets supporting the claims shall be preserved by the wholesale cigarette dealer for three years. Each invoice or delivery ticket shall detail the following information:

- (A) The name and address of the consignee;
- (B) the date of sale;
- (C) the quantity of cigarettes sold; and
- (D) if the invoice or delivery ticket includes other merchandise, a separate list of the cigarettes sold by brand at the top or bottom of the invoice or delivery ticket.

The invoices or delivery tickets filed for preservation shall be signed by the consignee to whom delivery was made or by the common carrier making the delivery.

(b) If sealed cartons of cigarettes have not been stamped and are not detailed on invoices or delivery tickets showing them to be consigned to out-of-state dealers or authorized persons on a government military post, each wholesale cigarette dealer shall furnish the driver of the vehicle transporting these sealed cartons of cigarettes with a memorandum detailing the quantity of unstamped, cartoned, and not consigned cigarettes to be transported to the border of the state of Kansas or government military post.

The driver of the vehicle transporting the cartons of cigarettes that have not been stamped or consigned shall have in the driver's possession at all times the quantity of cigarettes outlined in the memorandum or receipted invoices or delivery tickets showing to whom the cigarettes were sold, delivered, or given away, so that the total number of cartons of cigarettes shown by the signed invoices and delivery tickets and the number of cartons of cigarettes on hand balance with the memorandum de-

scribed. All claims for the tax exemption on any sales or deliveries made in this manner shall be procured as outlined in subsection (a) of this regulation. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3311, as amended by L. 2001, Ch. 5, § 450 and K.S.A. 2000 Supp. 79-3316; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; amended March 22, 2002.)

**92-5-6. Wholesaler; receiving stamped cigarettes.**

A wholesale cigarette dealer who receives cigarettes already stamped from another wholesale cigarette dealer shall be required to report to the director of taxation, each month, all of these receipts. All cigarettes sold or delivered by one wholesale cigarette dealer to another licensed wholesale cigarette dealer in the state of Kansas shall be stamped by the wholesale cigarette dealer making the sale or delivery. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3311, as amended by L. 2001, Ch. 5, § 450 and K.S.A. 2000 Supp. 79-3316; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; amended March 22, 2002.)

**92-5-7. Wholesaler; separate locations, bond.**

Each wholesale cigarette dealer having more than one wholesale place of business in the state of Kansas shall be required to file an application and pay the required fee for each place of business owned or operated by that dealer. Each place of business licensed shall be covered by a surety bond furnished by the wholesale dealer as provided in K.S.A. 79-3304, and amendments thereto. If the wholesale cigarette dealer is unable to obtain a surety bond, a cash bond or escrow account agreement may be accepted by the director. A cash bond or escrow account agreement shall be submitted in writing with a copy of the surety bond rejection letter. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3304; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; amended March 22, 2002.)

**92-5-8. Wholesaler; trucker, salesperson.**

(a) Each licensed wholesale cigarette dealer who employs truckers or salespeople, either salaried or working on a commission, to both sell and distribute cigarettes to licensed retail dealers shall obtain an identification card for each trucker and salesperson. Application forms for the identification cards shall be furnished upon request by the director of taxation.

(b) All sales of cigarettes made by any trucker or salesperson shall be written up on sales books furnished by the wholesale cigarette dealer, detailing the name of the wholesale dealer. Copies of all sales tickets shall be kept for a period of three years in the files of the wholesale dealer.

(c) The identification card furnished shall be kept posted at all times in the conveyance of each trucker or salesperson. The identification card shall be valid during the term of the wholesale cigarette dealer's license, or until the license is revoked, suspended or surrendered.

(d) If a trucker or salesperson is no longer employed by the wholesale cigarette dealer, the wholesale cigarette dealer shall notify the director and return the identification card furnished to the trucker or salesperson.

(e) Any individual who obtains cigarettes from a wholesale cigarette dealer for sale and distribution to re-

tail cigarette dealers and who is not an employee of the wholesale cigarette dealer shall be required to be licensed as a wholesale cigarette dealer. (Authorized by K.S.A. 79-3326; implementing K.S.A. 2000 Supp. 79-3316; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; amended March 22, 2002.)

**92-5-9. Redemption of unused stamps.** The cost of any unused cigarette stamps that any wholesale cigarette dealer presents for refund may be refunded by the director of taxation. The unused cigarette stamps shall be presented for refund within six months from the date of the purchase from the director of taxation. The stamps shall be returned to the director of taxation, and a refund may be issued for the face value less 2.65 percent. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3312; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; amended, E-71-21, July 1, 1971; amended Jan. 1, 1972; amended March 22, 2002.)

**92-5-10. Cigarettes unfit for sale.** If cigarettes on which the Kansas tax has been paid, as evidenced by cigarette tax stamps or tax indicia, have become unfit for use or consumption, unsalable, or damaged or destroyed by fire, flood, or similar causes, the value of the tax paid less 2.65 percent may be refunded by the director of taxation, upon receipt of satisfactory proof, to the wholesaler who has paid the tax. The director of taxation shall be notified before the destruction of damaged or partially damaged cigarettes, and the merchandise shall be kept available for inspection by a representative of the director of taxation's office. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3312; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; amended, E-71-21, July 1, 1971; amended Jan. 1, 1972; amended March 22, 2002.)

**92-5-11.** (Authorized by K.S.A. 1967 Supp. 79-3311, 79-3326; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; revoked March 22, 2002.)

**92-5-12. Bond; cancellations.** The surety on a bond furnished by a wholesale cigarette dealer as required by the cigarette tax law shall be released and discharged from all liability to the state accruing on the bond after the expiration of 60 days from the date upon which the surety has submitted to the director of taxation a written request to be released and discharged. However, this provision shall not operate to relieve, release, or discharge the surety from any liability that has already accrued or that will accrue before the expiration of the 60-day period.

Prompt notification of the wholesale cigarette dealer who furnished the bond shall be made by the director of taxation upon receiving such a request. If the dealer fails to file with the director of taxation, on or before the expiration of the 60-day period, a new bond fully complying with the provisions of the cigarette tax law, the license or licenses of the dealer shall be revoked and canceled by the director of taxation in accordance with K.S.A. 79-3309, and amendments thereto. The dealer shall be notified by the director of taxation. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3304, 79-3309, 79-3311, as amended by L. 2001, Ch. 5, § 450; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; amended March 22, 2002.)

**92-5-13. Credits.** In order to purchase stamps on credit, the wholesale dealer shall forward to the division of taxation a completed stamp purchase order form for the number of stamps that the dealer wishes to purchase as a credit transaction. The purchase order shall be charged to the wholesaler's account on the date the purchase order is approved.

Presentation of company or personal checks that have not been certified shall not be considered payment of credit purchases until the company or personal checks have been presented to and accepted by the bank for payment.

If a delinquency of payment for stamps occurs, the wholesaler's credit privileges shall be discontinued for a period of time prescribed by the director of taxation. Notice of the delinquency shall be forwarded to the surety. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3311, as amended by L. 2001, Ch. 5, § 450; effective Jan. 1, 1966; amended, E-67-11, July 1, 1967; amended Jan. 1, 1968; amended March 22, 2002.)

#### Article 17.—TOBACCO PRODUCTS

**92-17-1. Terms; distributor, retailer.** (a)(1) Each person engaged in the business of selling tobacco products in this state who brings or causes to be brought into this state from without the state any tobacco products for sale shall be deemed a distributor unless that person is a retailer who has purchased tobacco products on a tax-paid basis from a licensed distributor.

(2) Each person who has one or more retail outlets and who brings or causes to be brought into this state from without the state tobacco products for sale by one of the retail outlets shall be deemed a distributor; however, the retail outlet from which the tobacco products are sold to the ultimate consumer shall be a retailer.

(b) Each person within the state, including a retailer, who purchases tobacco products upon which the tax has been unpaid from sources out of the state and brings those products into the state for resale shall be required to purchase a distributor's license and shall be responsible for the tax due on the products. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3373; effective, E-74-37, July 2, 1974; effective May 1, 1975; amended March 22, 2002.)

**92-17-2. Imposition of tax.** (a) The tax imposed by the cigarette and tobacco products law shall be paid by the distributor who first performs any of the following:

(1) Brings or causes to be brought into this state from outside the state tobacco products for sale;

(2) makes, manufactures, or fabricates tobacco products in this state for sale in this state; or

(3) ships or transports tobacco products to retailers in this state to be sold by those retailers.

(b) Liability for the tax shall accrue at the time tobacco products are first brought into the state from outside the state for sale within the state. Each person causing tobacco products to be brought into this state upon which the tax has been unpaid shall be responsible for the payment of the tax on those products.

(continued)

(c) A transfer from one distributor to another shall not relieve the distributor who first brought or caused the tobacco products to be brought into this state from the tax liability. Therefore, a tax credit shall not be taken on tobacco tax returns for any transfers made within this state. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3371; effective, E-74-37, July 2, 1974; effective May 1, 1975; amended March 22, 2002.)

**92-17-3. Applications; forms.** Each person required by the cigarette and tobacco products act to be licensed as a distributor shall make application for a license on a form furnished by the director.

All questions on the application shall be answered completely. Answers shall be printed legibly in ink or typed. The application shall be signed and acknowledged by the applicant or an officer of the applicant.

Each license shall be granted with the understanding that the license is a grant from the state to one particular individual, partnership, or corporation and is not transferable from one owner to another. If any member of a partnership dies, sells, or transfers the member's interest in the partnership, the license shall become null and void. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3373, 79-3375; effective, E-74-37, July 2, 1974; effective May 1, 1975; amended March 22, 2002.)

**92-17-4. Distributor's bond.** Each application for a "tobacco products" distributor's license shall be accompanied by a corporate surety bond submitted on forms prescribed by the director and issued by a surety licensed to do business in the state of Kansas. The bond shall list each place of business at which the distributor proposes to engage in business under the cigarette and tobacco products act. The minimum amount of the required bond shall be \$1,000.00 for each place of business and shall be conditioned upon compliance with the provisions of K.S.A. 79-3301 *et seq.* and amendments thereto, and the payment of all taxes, penalties, and accrued interest due the state of Kansas. The bond shall be kept in effect during the entire period of the license. Whenever it is the opinion of the director that the bond is inadequate in amount to fully protect the state, an additional bond shall be required by the director in an amount that the director deems sufficient. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3374; effective, E-74-37, July 2, 1974; effective May 1, 1975; amended March 22, 2002.)

**92-17-5. Bond; cancellations.** The surety on a bond furnished by a tobacco products distributor as required by the cigarette and tobacco products act shall be released and discharged from any liability to the state accruing on that bond after the expiration of 60 days from the date upon which the surety has submitted to the director a written request to be released and discharged, but this requirement shall not operate to relieve, release, or discharge the surety from any liability that has already accrued or that will accrue before the expiration of the 60-day period.

The tobacco products distributor who furnished the bond shall be promptly notified by the director upon receipt of the request. If the distributor, on or before the expiration of the 60-day period, fails to file with the di-

rector a new bond fully complying with the provisions of the tobacco products law, the license or licenses of the distributor shall be revoked and canceled by the director. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3374, 79-3375; effective, E-74-37, July 2, 1974; effective May 1, 1975; amended March 22, 2002.)

**92-17-6. Refund or credit of tax-exempt tobacco products.** A Kansas tobacco products distributor may present a claim for refund of or claim for credit for the tobacco products tax paid on tobacco products sold to the United States government or an instrumentality of it that is exempt from the Kansas tobacco products tax on a form approved by the director.

Each Kansas tobacco products distributor shall present evidence acceptable to the director certifying that the sale of tobacco products for which a claim for refund or claim for credit is filed was made by the Kansas distributor to the United States government or an instrumentality of it that is exempt from the Kansas tobacco products tax.

Each distributor selling tobacco products to the United States government or an instrumentality of it that is exempt from the Kansas tobacco products tax shall submit a report to the division of taxation for refund or credit of tobacco products sold in the preceding calendar month. The report shall provide the sales slips in serial number order signed by the receiving officer. The sales slips shall designate the club, armed forces exchange, or other instrumentality of the United States government buying exempt tobacco products. (Authorized by K.S.A. 79-3326; implementing K.S.A. 79-3379; effective, E-74-37, July 2, 1974; effective May 1, 1975; amended March 22, 2002.)

#### Article 24.—LIQUOR DRINK TAX

**92-24-9. Definitions.** As used in this article, these terms shall have the following meanings. (a) "Licensee" means a holder of a class A or class B license, drinking establishment license, temporary permit holder, or caterer license issued by the director of alcoholic beverage control.

(b) "Liquor drink tax" means the tax imposed by K.S.A. 79-41a02, and amendments thereto.

(c) "Secretary" means the secretary of revenue or the secretary's authorized representative.

(d) "Source record" means any of the following:

(1) A dated customer service check or ticket;

(2) a dated cash register tape, if coded to reflect the required information; or

(3) an equivalent of the check, ticket, or tape in a form approved by the secretary. (Authorized by and implementing K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended, T-88-58, Dec. 16, 1987; amended May 1, 1988; amended March 22, 2002.)

**92-24-10. Registration certificates; application; display; revocation.** (a) (1) Application for a liquor drink tax registration certificate shall be made upon a form furnished by the secretary. The application shall state the name of the applicant as specified on the applicant's license and the address at which the applicant proposes to engage in business. For a caterer, the address shall be where the principal place of business is located.



(2) Each application for a liquor drink tax registration certificate shall be accompanied by a copy of the applicant's license. If the applicant owes any liquor drink tax, penalty, or interest at the time of making application, payment shall be made before issuance of the liquor drink tax registration certificate.

(b) A separate liquor drink tax registration certificate shall be required for each license, and the licensee shall conspicuously display the liquor drink tax registration certificate on the premises. The licensee shall immediately report any change of location, name, or form of ownership of the licensed establishment to the director.

(c) The liquor drink tax registration certificate of any licensee may be revoked by the secretary for any violation of the provisions of this article or the provisions of K.S.A. 79-41a01 *et seq.* and amendments thereto, after providing due notice and an opportunity for a hearing. (Authorized by K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; implementing K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14, 79-41a06; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended, T-88-58, Dec. 16, 1987; amended May 1, 1988; amended March 22, 2002.)

**92-24-11. Application of tax.** (a) The liquor drink tax shall apply to the gross receipts derived from the sale of any ingredients for drinks containing alcoholic liquor, whether mixed by the licensee or sold separately. The tax shall also apply to charges that are incidental to charges for drinks containing alcoholic liquor, which shall include the following:

(1) Service, corkage, cooling, and serving charges;

(2) fees or charges for the use of equipment owned by the licensee incidental to the serving of drinks containing alcoholic liquor; and

(3) gratuities, except gratuities that are voluntarily given by the consumer or are separately stated on a source record and are entirely distributed to employees of the licensee in a form other than wages, salaries, or other compensation.

(b) If a single fee or charge is made for alcoholic liquor provided by a licensee in connection with room rental, soft drinks, water, and ice, the entire fee or charge, less the amount normally charged for the room rental, shall be taxable. (Authorized by K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; implementing K.S.A. 79-41a01, 79-41a02; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended, T-88-58, Dec. 16, 1987; amended May 1, 1988; amended March 22, 2002.)

**92-24-12. Sales tax inapplicable.** Items of tangible personal property subject to the liquor drink tax shall not be subject to retailers' sales tax. (Authorized by K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; implementing K.S.A. 79-41a02, 79-41a03, as amended by L. 2001, Ch. 167, § 14; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended March 22, 2002.)

**92-24-13. Assumption of tax by licensee prohibited.** (a) A licensee shall not advertise, hold out, or state to the public or to any consumer, directly or indirectly, any of the following:

(1) The liquor drink tax, or any part of the tax, will be assumed or absorbed by the licensee.

(2) The tax will not be considered as an element in the price charged to the consumer.

(3) The tax, or any part of the tax, will be refunded if it is added to the price charged to the consumer.

(b) The tax may be included in the stated drink price if the licensee conspicuously posts on the premises a sign provided by the secretary stating that drink prices include the liquor drink tax. (Authorized by K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; implementing K.S.A. 79-41a02; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended, T-88-58, Dec. 16, 1987; amended May 1, 1988; amended March 22, 2002.)

**92-24-14. Time for returns and payment of tax; forms.** On or before the last day of each calendar month, each club, caterer, and drinking establishment licensed in this state shall submit a tax return to the secretary upon forms furnished by the secretary. The name and address of the licensee, the total amount of gross receipts from sales of alcoholic liquor sold during the preceding calendar month, and any other information that the secretary deems necessary shall be stated on the form. The amount of tax due, as shown on the return, shall be paid to the secretary at the time the return is submitted. (Authorized by K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; implementing K.S.A. 79-41a02, 79-41a03, as amended by L. 2001, Ch. 167, § 14; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended March 22, 2002.)

**92-24-15. Records required.** (a) Each licensee shall keep records and books of all sales subject to the liquor drink tax, together with invoices, bills of lading, sales records, copies of bills of sale, source records, daily summaries, and other pertinent papers and documents. The records shall show the following:

(1) The amount charged consumers for drinks containing alcoholic liquor and the amount charged consumers for all other items;

(2) invoices detailing the purchase of alcoholic liquor;

(3) a detailed description of breakage, spillage, and mistakes; and

(4) a detailed description of liquor removed from inventory for the following purposes:

(A) Use in preparation of food; and

(B) consumption by the licensee or the licensee's employees.

(b) Each licensee shall make the books, records, other papers and documents available for inspection by the secretary of revenue or the secretary's authorized representative for a period of three years from the last day of the calendar year or of the fiscal year of the licensee, whichever comes later, to which they pertain. The licensee shall maintain the books, records, and other documents on the licensed premises for a period of 90 days. However, the licensee may maintain the books, records, and other documents after 90 days at another location. (Authorized by and implementing K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended, T-88-58, Dec. 16, 1987; amended May 1, 1988; amended March 22, 2002.)

**92-24-18. Licensee's inventory; sales slips.** A licensee shall not possess in inventory on the licensed

(continued)

premises any alcoholic liquor not covered by a sales slip provided by the retailer or wholesaler. Each sales slip shall be maintained by the licensee for the period prescribed by K.A.R. 92-24-15 and shall be available and subject to inspection in accordance with the provisions of K.A.R. 92-24-15. (Authorized by K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; implementing K.S.A. 79-41a02, 79-41a03, as amended by L. 2001, Ch. 167, § 14; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended, T-88-58, Dec. 16, 1987; amended May 1, 1988; amended March 22, 2002.)

**92-24-22. Determination of tax liability; presumption of taxable disposition.** (a) The correct amount of liquor drink tax shall be determined by the secretary when examining the tax account of any licensee, on the basis of returns filed with the secretary, or any records or information that is available or is obtained from the licensee or any retailer or wholesaler who furnished alcoholic liquor to the licensee.

(b) If the secretary finds that the licensee has failed to maintain or make available adequate records required by K.A.R. 92-24-15 through K.A.R. 92-24-21, or by K.S.A. 41-2601 *et seq.* and amendments thereto, the correct amount of the tax may be determined from any available source or records. The tax liability of the licensee may be estimated by using any available record for any period for which the licensee has failed to maintain records or file a return.

(c) In determining the tax liability of any licensee, it shall be presumed that the disposition of all alcoholic liquor purchased by the licensee is taxable unless the contrary is established. The burden of proving the contrary shall be upon the licensee and shall be established through authentic records.

(d) If the liquor drink tax is not separately specified upon the source records of the licensee, tax liability shall be determined upon the total gross receipts derived from the sale of alcoholic liquor. Deductions for tax included within stated drink prices shall not be allowed unless the licensee has posted a sign in compliance with the provisions of K.A.R. 92-24-13. (Authorized by K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; implementing K.S.A. 79-41a02, 79-41a03, as amended by L. 2001, Ch. 167, § 14; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended, T-88-58, Dec. 16, 1987; amended May 1, 1988; amended March 22, 2002.)

**92-24-24. Duty of licensees discontinuing business.** Each licensee discontinuing business shall notify the secretary, return its liquor drink tax registration certificate for cancellation, and preserve all business records within this state for three years. A receipt shall be issued by the secretary upon the payment of taxes reported. (Authorized by and implementing K.S.A. 79-41a03, as amended by L. 2001, Ch. 167, § 14; effective, T-83-30, Oct. 25, 1982; effective May 1, 1983; amended, T-88-58, Dec. 16, 1987; amended May 1, 1988; amended March 22, 2002.)

Stephen S. Richards  
Secretary of Revenue

Doc. No. 027633

## State of Kansas

### Board of Nursing

#### Permanent Administrative Regulations

#### Article 11.—ADVANCED REGISTERED NURSE PRACTITIONERS

**60-11-116. Reinstatement of certification.** (a) Any nurse anesthetist whose Kansas ARNP certification has lapsed and who desires to obtain a reinstatement of ARNP certification shall meet the same requirements as those in K.A.R. 60-13-110.

(b) Any nurse practitioner, clinical nurse specialist, or nurse midwife whose Kansas ARNP certification has lapsed may, within five years of its expiration date, reinstate the certification by submitting proof that the applicant has met either of the following requirements:

(1) Obtained 30 hours of continuing nursing education within the preceding two-year period; or

(2) been certified in another jurisdiction and, while certified in that jurisdiction, has accumulated 1,000 hours of advanced registered nurse practitioner practice within the preceding five-year period.

(c) Any nurse practitioner, clinical nurse specialist, or nurse midwife whose Kansas ARNP certification has lapsed for more than five years beyond its expiration date may reinstate the certification by submitting evidence of having attained either of the following:

(1) A total of 1,000 hours of advanced registered nurse practitioner practice in another jurisdiction within the preceding five-year period and 30 hours of continuing nursing education; or

(2) completion of a refresher course approved by the board. (Authorized by K.S.A. 2000 Supp. 65-1117 and K.S.A. 65-1129; implementing K.S.A. 2000 Supp. 65-1117 and K.S.A. 2000 Supp. 65-1132; effective Sept. 2, 1991; amended March 22, 2002.)

#### Article 13.—FEES; REGISTERED NURSE ANESTHETIST

**60-13-103. School approval requirements.** (a) In order for a school of nurse anesthesia to be approved by the board of nursing, consideration shall be given as to whether the school meets standards II and IV contained in the "standards for accreditation of nurse anesthesia educational programs" of the council on accreditation of nurse anesthesia educational programs, published in 1994 and revised in 1999, which are hereby adopted by reference.

(b) An up-to-date list of approved programs shall be prepared and kept by the board.

(c) A program shall not be approved without the formal action of the board.

(d) Program review.

(1) A program review shall be conducted by the board at least once every five years, or in conjunction with the counsel on accreditation review cycles.

(2) The school shall submit to the board of nursing for review a copy of a self-study report documenting compliance with the established standards.

(3) Additional information may be requested by the board of nursing to assess the school's compliance with standards.

(4) An on-site visit to the school of nurse anesthesia may be conducted by the board of nursing if there is reason to believe that the program is in violation of the established standards or if the program is placed on public probation by the council on accreditation. (Authorized by K.S.A. 65-1164; implementing K.S.A. 65-1152, as amended by L. 2001, ch. 161, sec. 8; effective, T-88-48, Dec. 16, 1987; effective May 1, 1988; amended March 22, 2002.)

**60-13-110. Reinstatement of authorization.** (a) Any applicant whose Kansas authorization has lapsed may, within five years of its expiration date, reinstate the authorization by submitting proof that the applicant has met either of the following requirements:

(1) Obtained 30 hours of continuing nursing education related to nurse anesthesia within the preceding two-year period; or

(2) been authorized in another jurisdiction and, while authorized in that jurisdiction, has accumulated 1,000 hours of nurse anesthesia practice within the preceding five-year period.

(b) Any applicant whose Kansas authorization has been lapsed for more than five years beyond its expiration date may reinstate the authorization by submitting evidence of having attained either of the following:

(1) A total of 1,000 hours of nurse anesthesia practice in another jurisdiction within the preceding five-year period and 30 hours of continuing nursing education related to nurse anesthesia within the preceding two-year period; or

(2) satisfactory completion of a refresher course approved by the board. (Authorized by K.S.A. 65-1164; implementing K.S.A. 2000 Supp. 65-1155; effective Sept. 2, 1991; amended May 9, 1994; amended March 22, 2002.)

Mary Blubaugh, MSN, RN  
Executive Administrator

Doc. No. 027644

**INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2000 Volumes and 2001 Supplement to the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

Reg. No.	Action	Register
1-5-8	Amended	V. 20, p. 730
1-5-9	Amended	V. 20, p. 730
1-5-19b	Amended	V. 20, p. 730
1-5-19c	Amended	V. 20, p. 730
1-5-20	Amended	V. 20, p. 731
1-16-18	Amended	V. 21, p. 146
1-18-1a	Amended	V. 20, p. 1602
1-45-1	Amended	V. 20, p. 1602
1-45-7	Amended	V. 20, p. 1603
1-45-7a	New	V. 20, p. 1603

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
4-3-47	Amended	V. 20, p. 861
4-3-49	Amended	V. 20, p. 861
4-3-51	New	V. 20, p. 861
4-10-2j	Amended	V. 20, p. 431
4-10-5	Amended	V. 20, p. 430
4-10-5a	New	V. 20, p. 431
4-25-2 through 4-25-18	New	V. 21, p. 232-235

**AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES**

Reg. No.	Action	Register
5-25-4	Amended	V. 20, p. 294

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-17-1 through 7-17-24	New	V. 20, p. 1524-1528
7-19-1 through 7-19-7	Revoked	V. 20, p. 1528
7-24-2	Amended	V. 20, p. 323
7-25-1	Amended	V. 20, p. 325
7-26-1	Amended	V. 20, p. 325
7-26-2	Amended	V. 20, p. 325
7-28-1	Amended	V. 20, p. 325
7-29-2	Amended	V. 20, p. 325
7-36-4	Amended	V. 20, p. 326
7-38-1	Amended	V. 20, p. 326
7-39-1	Amended	V. 20, p. 1566
7-41-1 through 7-41-13	New	V. 20, p. 1021-1023

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-7-19	New (T)	V. 20, p. 934
9-7-19	New	V. 21, p. 265
9-10-33	New	V. 20, p. 1393
9-10-33a	New	V. 20, p. 1393
9-18-1	Amended (T)	V. 20, p. 1567
9-22-4	New (T)	V. 20, p. 1567
9-22-5	New (T)	V. 20, p. 1568
9-29-12 through 9-29-15	New	V. 21, p. 26, 27

**AGENCY 16: ATTORNEY GENERAL**

Reg. No.	Action	Register
16-7-1 through 16-7-9	Revoked	V. 20, p. 1920

**AGENCY 17: STATE BANK COMMISSIONER**

Reg. No.	Action	Register
17-11-14	Amended	V. 21, p. 18
17-11-18	Amended	V. 21, p. 18
17-11-19	Amended	V. 21, p. 18
17-11-21	Amended	V. 21, p. 18
17-16-2	Amended	V. 21, p. 19
17-23-1	Amended	V. 21, p. 19
17-23-3	Amended	V. 21, p. 21
17-23-6	Amended	V. 21, p. 21
17-23-8	Amended	V. 21, p. 21
17-23-9	Amended	V. 21, p. 22
17-23-11	Amended	V. 21, p. 23
17-23-14	Amended	V. 21, p. 25
17-23-15	Revoked	V. 21, p. 26

17-24-2	Amended	V. 20, p. 1847
17-24-3	New	V. 21, p. 212

**AGENCY 20: CRIME VICTIMS COMPENSATION BOARD**

Reg. No.	Action	Register
20-8-1 through 20-8-4	Revoked	V. 20, p. 1921
20-10-1	Revoked	V. 20, p. 1921
20-10-2	Revoked	V. 20, p. 1921
20-11-1	Revoked	V. 20, p. 1921
20-11-2	Revoked	V. 20, p. 1921
20-13-2	Revoked	V. 20, p. 1921
20-13-3	Revoked	V. 20, p. 1921

**AGENCY 22: STATE FIRE MARSHAL**

Reg. No.	Action	Register
22-24-1 through 22-24-18	New (T)	V. 20, p. 1724-1727
22-24-1 through 22-24-18	New	V. 21, p. 147-150

**AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
23-1-11	Revoked	V. 20, p. 1061
23-8-27	Revoked	V. 20, p. 1061

**AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT (By Department of Agriculture)**

Reg. No.	Action	Register
25-1-3 through 25-1-6	Revoked	V. 21, p. 235, 236
25-1-12	Revoked	V. 21, p. 236
25-1-15	Revoked	V. 21, p. 236
25-1-19 through 25-1-28	Revoked	V. 21, p. 236
25-2-4	Revoked	V. 21, p. 236
25-3-2 through 25-3-6	Revoked	V. 21, p. 236
25-3-8	Revoked	V. 21, p. 236
25-3-10 through 25-3-13	Revoked	V. 21, p. 236
25-3-15	Revoked	V. 21, p. 236
25-3-16	Revoked	V. 21, p. 236
25-3-17	Revoked	V. 21, p. 236
25-4-4	Revoked	V. 21, p. 236

(continued)

25-5-1	Revoked	V. 21, p. 236
<b>AGENCY 26: DEPARTMENT ON AGING</b>		
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
26-11-1	New (T)	V. 20, p. 1895
26-11-2	New (T)	V. 20, p. 1895
26-11-3	New (T)	V. 20, p. 1895
<b>AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT</b>		
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
28-10-15		
through		
28-10-35	Revoked	V. 20, p. 322
28-10-37	Revoked	V. 20, p. 322
28-10-38	Revoked	V. 20, p. 322
28-10-39	Revoked	V. 20, p. 322
28-10-75		
through		
28-10-88	Revoked	V. 20, p. 322
28-10-100		
through		
28-10-108	Revoked	V. 20, p. 322
28-15-35	Amended	V. 20, p. 725
28-15-36	Amended	V. 20, p. 728
28-15-36a	Amended	V. 20, p. 728
28-15-37	Amended	V. 20, p. 729
28-16-28b		
through		
28-16-28e	Amended	V. 20, p. 1264-1270
28-16-30		
through		
28-16-36	Amended	V. 20, p. 1277-1279
28-16-57	Revoked	V. 20, p. 322
28-16-58	Amended	V. 20, p. 1279
28-16-60	Amended	V. 20, p. 1280
28-16-76		
through		
28-16-79	Revoked	V. 20, p. 322
28-16-82	Revoked	V. 20, p. 322
28-17-6	Amended	V. 20, p. 1523
28-19-79	Revoked	V. 20, p. 492
28-19-202	Amended	V. 20, p. 322
28-19-719	New	V. 20, p. 492
28-34-1a	Amended	V. 20, p. 1755
28-34-6a	Amended	V. 20, p. 106
28-34-9a	Amended	V. 20, p. 107
28-34-21	Revoked	V. 20, p. 323
28-34-26	Revoked	V. 20, p. 323
28-34-27	Revoked	V. 20, p. 323
28-34-28	Revoked	V. 20, p. 323
28-34-30	Revoked	V. 20, p. 323
28-34-32b	Amended	V. 20, p. 107
28-34-50	Amended	V. 20, p. 453
28-34-51	Amended	V. 20, p. 454
28-34-52	Revoked	V. 20, p. 455
28-34-52a	New	V. 20, p. 455
28-34-52b	New	V. 20, p. 455
28-34-53	Amended	V. 20, p. 456
28-34-54	Amended	V. 20, p. 456
28-34-55	Revoked	V. 20, p. 457
28-34-55a	New	V. 20, p. 457
28-34-56	Revoked	V. 20, p. 457
28-34-56a	New	V. 20, p. 457
28-34-57	Amended	V. 20, p. 457
28-34-58	Revoked	V. 20, p. 458
28-34-58a	New	V. 20, p. 458
28-34-59	Revoked	V. 20, p. 459
28-34-59a	New	V. 20, p. 459
28-34-60	Revoked	V. 20, p. 459
28-34-60a	New	V. 20, p. 459
28-34-61	Revoked	V. 20, p. 460
28-34-61a	New	V. 20, p. 460
28-34-62a	Amended	V. 20, p. 460
28-34-75		
through		
28-34-93	Revoked	V. 20, p. 323
28-34-94a	Revoked	V. 20, p. 323
28-36-30	Amended (T)	V. 20, p. 1122
28-36-30	Amended	V. 20, p. 1675
28-36-60	New (T)	V. 20, p. 1122
28-36-60	New	V. 20, p. 1675
28-36-120	New (T)	V. 20, p. 1122
28-36-120	New	V. 20, p. 1675
28-39-144	Amended	V. 20, p. 1756

28-39-155	Amended	V. 20, p. 1758
28-39-410	Revoked	V. 20, p. 323
28-59-1		
through		
28-59-5	Amended	V. 20, p. 295, 296
28-59-5a	Amended	V. 20, p. 297
28-59-6	Amended	V. 20, p. 297
28-59-7	Amended	V. 20, p. 298
28-59-8	Amended	V. 20, p. 298
28-61-1		
through		
28-61-10	Amended	V. 20, p. 298-303
28-61-11	New	V. 20, p. 304

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
30-4-64	Amended	V. 20, p. 490
30-5-58	Amended	V. 20, p. 1023
30-5-64	Amended	V. 20, p. 1393
30-5-76	Amended	V. 20, p. 1846
30-5-92	Amended	V. 20, p. 1029
30-5-94	Amended	V. 20, p. 1030
30-5-100	Amended	V. 20, p. 1846
30-5-108	Amended	V. 20, p. 491
30-6-89	New	V. 20, p. 1394
30-64-20	Amended	V. 21, p. 80
30-64-22	Amended	V. 21, p. 80
30-64-23	Amended	V. 21, p. 80
30-64-30	Amended	V. 21, p. 81
30-64-31	Amended	V. 21, p. 81
30-64-32	Amended	V. 21, p. 82
30-64-34	Revoked	V. 21, p. 82

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
40-1-8	Revoked	V. 20, p. 946
40-1-13	Revoked	V. 20, p. 946
40-1-30	Revoked	V. 20, p. 723
40-1-37	Amended	V. 20, p. 1343
40-1-42	Amended	V. 20, p. 723
40-1-43	Amended	V. 20, p. 723
40-1-43	Amended (T)	V. 20, p. 1896
40-1-46	Amended	V. 21, p. 212
40-1-48	New	V. 20, p. 1868
40-3-29	Revoked	V. 20, p. 946
40-4-35	Amended	V. 20, p. 1307
40-4-41	Amended	V. 20, p. 946
40-4-41b		
through		
40-4-41g	Amended	V. 20, p. 949-953
40-4-41h	New	V. 20, p. 953
40-4-41i	New	V. 20, p. 954
40-4-41j	New	V. 20, p. 954
40-5-106	Revoked	V. 20, p. 1161
40-5-111	Revoked	V. 20, p. 1161
40-7-6	Revoked	V. 20, p. 1161
40-9-100	Amended	V. 20, p. 954
40-12-1	Revoked	V. 20, p. 723

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
44-12-103	Amended	V. 21, p. 117
44-12-105	Amended	V. 21, p. 117
44-12-106	Amended	V. 21, p. 117
44-12-107	Amended	V. 21, p. 117
44-12-201		
through		
44-12-205	Amended	V. 21, p. 118
44-12-210	Amended	V. 21, p. 118
44-12-303	Amended	V. 21, p. 118
44-12-305	Amended	V. 21, p. 118
44-12-306	Amended	V. 21, p. 119
44-12-307	Amended	V. 21, p. 119
44-12-309	Amended	V. 21, p. 119
44-12-310	Amended	V. 21, p. 119
44-12-312	Amended	V. 21, p. 119
44-12-313	Amended	V. 21, p. 119
44-12-314	Amended	V. 21, p. 119
44-12-318	Amended	V. 21, p. 120
44-12-320	Revoked	V. 21, p. 120
44-12-321	Amended	V. 21, p. 120
44-12-325	Amended	V. 21, p. 120

44-12-326	Revoked	V. 21, p. 120
44-12-327	Amended	V. 21, p. 120
44-12-328	Amended	V. 21, p. 120
44-12-401	Amended	V. 21, p. 120
44-12-501	Amended	V. 21, p. 121
44-12-503	Amended	V. 21, p. 121
44-12-504	Amended	V. 21, p. 121
44-12-505b	Amended	V. 21, p. 121
44-12-601	Amended	V. 21, p. 121
44-12-602	Amended	V. 21, p. 123
44-12-702	Amended	V. 21, p. 123
44-12-801	Amended	V. 21, p. 123
44-12-902	Amended	V. 21, p. 123
44-12-1002	Amended	V. 21, p. 123
44-12-1306	Amended	V. 21, p. 123
44-12-1307	Amended	V. 21, p. 124
44-13-101	Amended	V. 21, p. 151
44-13-104	Revoked	V. 21, p. 151
44-13-105	Amended	V. 21, p. 151
44-13-106	Amended	V. 21, p. 151
44-13-201	Amended	V. 21, p. 152
44-13-201b	Amended	V. 21, p. 153
44-13-202	Amended	V. 21, p. 153
44-13-302a	Revoked	V. 21, p. 153
44-13-304	Revoked	V. 21, p. 153
44-13-306	New	V. 21, p. 154
44-13-307	New	V. 21, p. 154
44-13-401	Amended	V. 21, p. 154
44-13-401a	Revoked	V. 21, p. 154
44-13-402	Amended	V. 21, p. 154
44-13-403	Amended	V. 21, p. 155
44-13-404	Amended	V. 21, p. 156
44-13-405a	Amended	V. 21, p. 157
44-13-406	Amended	V. 21, p. 158
44-13-408	Amended	V. 21, p. 158
44-13-409	Amended	V. 21, p. 158
44-13-501	Amended	V. 21, p. 158
44-13-502a	Amended	V. 21, p. 158
44-13-506		
through		
44-13-509	Amended	V. 21, p. 158, 159
44-13-601	Amended	V. 21, p. 159
44-13-603	Amended	V. 21, p. 159
44-13-610	Amended	V. 21, p. 159
44-13-701		
through		
44-13-704	Amended	V. 21, p. 159, 160
44-13-705	Revoked	V. 21, p. 161
44-13-706	Amended	V. 21, p. 161
44-13-707	Amended	V. 21, p. 161
44-14-101	Revoked	V. 21, p. 83
44-14-102	Revoked	V. 21, p. 83
44-14-201	Revoked	V. 21, p. 83
44-14-202	Revoked	V. 21, p. 83
44-14-301		
through		
44-14-318	Revoked	V. 21, p. 83
44-15-101	Amended	V. 21, p. 84
44-15-101a	Amended	V. 21, p. 84
44-15-102	Amended	V. 21, p. 85
44-15-201	Amended	V. 21, p. 86
44-16-102	Amended	V. 21, p. 86
44-16-103	Revoked	V. 21, p. 86
44-16-104	Revoked	V. 21, p. 86
44-16-105	Amended	V. 21, p. 86
44-16-106	Revoked	V. 21, p. 86
44-16-107	Revoked	V. 21, p. 86
44-16-108	Revoked	V. 21, p. 86

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

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
50-1-2	Amended	V. 20, p. 137
50-1-3	Amended	V. 20, p. 138
50-1-4	Amended	V. 20, p. 138
50-2-1	Amended	V. 20, p. 139
50-2-3	Amended	V. 20, p. 139
50-2-9	Revoked	V. 20, p. 140
50-2-12	Amended	V. 20, p. 140
50-2-17	Amended	V. 20, p. 140
50-2-18	Amended	V. 20, p. 140
50-2-19	Amended	V. 20, p. 140
50-2-21	Amended	V. 20, p. 141
50-2-26	Amended	V. 20, p. 143

50-3-1 through  
50-3-5 Amended V. 20, p. 143-145  
50-4-2 Amended V. 20, p. 146

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

**Reg. No. Action Register**  
51-9-7 Amended V. 20, p. 1755

**AGENCY 60: BOARD OF NURSING**

**Reg. No. Action Register**  
60-3-111 Amended V. 20, p. 1522  
60-4-101 Amended V. 20, p. 449  
60-7-102 Amended V. 20, p. 449  
60-7-108 Amended V. 20, p. 449  
60-8-101 Amended V. 20, p. 449  
60-9-105 Amended V. 20, p. 449  
60-9-106 Amended V. 20, p. 450  
60-11-119 Amended V. 20, p. 451  
60-12-106 Amended V. 20, p. 1522  
60-13-101 Amended V. 20, p. 451  
60-13-112 Amended V. 20, p. 1523  
60-16-104 Amended V. 20, p. 451

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

**Reg. No. Action Register**  
65-4-3 Amended V. 21, p. 183  
65-8-New New V. 20, p. 944

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

**Reg. No. Action Register**  
66-6-1 Amended V. 20, p. 1647  
66-6-4 Amended V. 20, p. 1647  
66-10-1 Amended V. 20, p. 103  
66-10-4 Amended V. 20, p. 103  
66-10-11 Amended V. 20, p. 104  
66-10-12 Amended V. 20, p. 1648  
66-10-13 Amended V. 20, p. 1648  
66-14-5 Amended V. 20 pp. 1649  
66-14-10 Amended V. 20, p. 104

**AGENCY 68: BOARD OF PHARMACY**

**Reg. No. Action Register**  
68-9-2 New V. 20, p. 1020

**AGENCY 74: BOARD OF ACCOUNTANCY**

**Reg. No. Action Register**  
74-4-3a Amended V. 20, p. 1650  
74-4-4 Amended V. 20, p. 1650  
74-4-8 Amended V. 20, p. 1650  
74-5-2 Amended V. 20, p. 1651  
74-5-202 Amended V. 20, p. 1652  
74-5-205 Amended V. 20, p. 1652  
74-5-302 Amended V. 20, p. 1652  
74-5-404a Amended V. 20, p. 1652  
74-7-3 New V. 20, p. 1652  
74-11-6 Amended V. 20, p. 1653  
74-11-7 Amended V. 20, p. 1653  
74-11-8 through  
74-11-14 Revoked V. 20, p. 1653  
74-11-15 New V. 20, p. 1653  
74-12-1 Amended V. 20, p. 1654

**AGENCY 75: STATE BANKING DEPARTMENT**

**Reg. No. Action Register**  
75-6-32 New V. 20, p. 175

**AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM**

**Reg. No. Action Register**  
80-5-19 through  
80-5-22 New V. 20, p. 1649, 1650  
80-9-1 New V. 20, p. 1650  
80-9-2 New V. 20, p. 1650

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

**Reg. No. Action Register**  
81-3-1 Amended V. 20, p. 1604  
81-3-2 Amended V. 20, p. 1606  
81-3-3 Revoked V. 20, p. 1606

81-3-5 New V. 20, p. 1606  
81-4-3 Revoked V. 20, p. 1607  
81-5-7 Amended V. 20, p. 1607  
81-14-1 through  
81-14-8 New V. 20, p. 1607-1617

**AGENCY 82: STATE CORPORATION COMMISSION**

**Reg. No. Action Register**  
82-1-250 New V. 20, p. 1094  
82-3-111 Amended V. 21, p. 43  
82-3-120 Amended V. 21, p. 44  
82-3-120a Revoked V. 21, p. 45  
82-3-123 Amended V. 21, p. 45  
82-3-133 Amended V. 20, p. 771  
82-3-133a New V. 20, p. 771  
82-3-201 Amended V. 20, p. 771  
82-3-206 Amended V. 20, p. 771  
82-3-300 Amended V. 20, p. 772  
82-3-304 Amended V. 21, p. 45  
82-3-306 Amended V. 20, p. 772  
82-3-307 Amended V. 20, p. 773  
82-3-310 Amended V. 20, p. 773  
82-3-312 Amended V. 21, p. 117  
82-4-3 Amended (T) V. 20, p. 1723  
82-4-3 Amended V. 20, p. 1868  
82-4-26a New (T) V. 20, p. 1723  
82-4-26a New V. 20, p. 1869

**AGENCY 86: REAL ESTATE COMMISSION**

**Reg. No. Action Register**  
86-1-10 Amended V. 20, p. 1825

**AGENCY 91: DEPARTMENT OF EDUCATION**

**Reg. No. Action Register**  
91-1-70a Amended V. 20, p. 1894  
91-1-146a through  
91-1-146e Revoked V. 21, p. 178  
91-1-206 Amended V. 21, p. 178  
91-1-215 through  
91-1-219 New V. 21, p. 178-180  
91-5-14 Amended V. 20, p. 108  
91-37-2 Amended V. 20, p. 724  
91-37-3 Amended V. 20, p. 724  
91-37-4 Amended V. 20, p. 724  
91-40-2 Amended V. 20, p. 541  
91-40-7 Amended V. 20, p. 541  
91-40-9 Amended V. 20, p. 542  
91-40-10 Amended V. 20, p. 542  
91-40-17 Amended V. 20, p. 543  
91-40-18 Amended V. 20, p. 544  
91-40-27 Amended V. 20, p. 544  
91-40-33 Amended V. 20, p. 544  
91-40-36 Amended V. 20, p. 545  
91-40-37 Amended V. 20, p. 545  
91-40-38 Amended V. 20, p. 545  
91-40-52 Amended V. 20, p. 545  
91-40-53 Amended V. 20, p. 546  
91-41-1 through  
91-41-4 New V. 20, p. 546, 547

**AGENCY 92: DEPARTMENT OF REVENUE**

**Reg. No. Action Register**  
92-9-8 Revoked V. 20, p. 1124  
92-12-66 Revoked V. 20, p. 1124  
92-12-66a New V. 20, p. 1124  
92-15-6 Amended V. 20, p. 1126  
92-19-4a Revoked V. 20, p. 1126  
92-19-4b New V. 20, p. 1126  
92-19-16a New V. 20, p. 1128  
92-19-24 Amended V. 20, p. 1129  
92-19-33 Amended V. 20, p. 1129  
92-19-64 Revoked V. 20, p. 1129  
92-19-64a New V. 20, p. 1129  
92-19-73 Amended V. 20, p. 1130  
92-19-75 Revoked V. 20, p. 1130  
92-23-10 Amended V. 21, p. 180  
92-23-15 Amended V. 21, p. 180  
92-23-16 Amended V. 21, p. 180

92-23-17 through  
92-23-23 New V. 21, p. 181  
92-23-25 New V. 21, p. 181  
92-23-30 New V. 21, p. 181  
92-23-31 New V. 21, p. 182  
92-23-38 Amended V. 21, p. 182  
92-23-38a Amended V. 21, p. 182  
92-23-40 Amended V. 21, p. 182  
92-24-23 Amended V. 20, p. 1895  
92-25-1 Amended V. 20, p. 1130  
92-51-33 Revoked V. 20, p. 1130  
92-51-40 Revoked (T) V. 20, p. 1580  
92-51-40 Revoked V. 20, p. 1895  
92-51-50 Revoked V. 20, p. 1130  
92-51-51 Revoked V. 20, p. 1130  
92-51-52 Revoked V. 20, p. 1130  
92-51-54 Revoked V. 20, p. 1130  
92-51-55 Revoked V. 20, p. 1131  
92-52-9 Amended V. 20, p. 1603  
92-52-9a Amended V. 20, p. 1604  
92-53-1 through  
92-53-7 Revoked V. 20, p. 1131  
92-54-1 through  
92-54-5 Revoked V. 20, p. 1131

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

**Reg. No. Action Register**  
93-1-1 through  
93-1-4 Revoked V. 20, p. 452  
93-4-6 Amended V. 20, p. 452  
93-6-1 through  
93-6-4 Amended V. 20, p. 452, 453

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

**Reg. No. Action Register**  
99-8-8 Revoked V. 21, p. 12  
99-8-9 Revoked V. 21, p. 12  
99-9-1 Revoked V. 21, p. 12  
99-10-1 Revoked V. 21, p. 12  
99-25-1 Amended V. 21, p. 12  
99-25-3 Amended V. 21, p. 13  
99-25-4 Amended V. 21, p. 13  
99-25-6 Amended V. 21, p. 13  
99-25-7 Amended V. 21, p. 13  
99-25-9 Amended V. 21, p. 14  
99-26-1 Amended V. 21, p. 14  
99-27-2 through  
99-27-5 Amended V. 21, p. 14, 15  
99-30-2 through  
99-30-6 Amended V. 21, p. 15, 16  
99-31-2 through  
99-31-6 Amended V. 21, p. 16  
99-40-1 Revoked V. 21, p. 16  
99-40-3 Amended V. 21, p. 17  
99-40-21 through  
99-40-47 Revoked V. 21, p. 17  
99-40-100 Revoked V. 21, p. 17  
99-40-101 Revoked V. 21, p. 18  
99-40-104 Revoked V. 21, p. 18  
99-40-105 Revoked V. 21, p. 18

**AGENCY 100: BOARD OF HEALING ARTS**

**Reg. No. Action Register**  
100-15-1 Amended V. 20, p. 1093  
100-27-1 New V. 20, p. 773  
100-28a-1 through  
100-28a-16 New V. 20, p. 774-778  
100-60-1 Revoked V. 20, p. 778  
100-60-2 Revoked V. 20, p. 778  
100-60-4 Revoked (T) V. 20, p. 251  
*(continued)*

100-60-4	Revoked	V. 20, p. 778
100-60-5	Revoked	V. 20, p. 778
100-60-6	Revoked	V. 20, p. 779
100-60-8		
through		
100-60-15	Revoked	V. 20, p. 779

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-1-1	Amended	V. 20, p. 1897
102-1-10	Revoked	V. 20, p. 1898
102-1-10a	New	V. 20, p. 1898
102-1-19	New	V. 20, p. 572
102-1-20	New	V. 20, p. 1900
102-2-3	Amended	V. 21, p. 237
102-2-4b	Amended	V. 21, p. 238
102-2-15	New	V. 20, p. 572
102-3-16	New	V. 20, p. 572
102-4-16	New	V. 20, p. 572
102-5-15	New	V. 20, p. 572

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

Reg. No.	Action	Register
109-9-1	Amended	V. 20, p. 1675
109-9-4	Amended	V. 20, p. 1677
109-10-1	Amended	V. 20, p. 1677
109-11-10	New	V. 20, p. 1679

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

Reg. No.	Action	Register
110-4-1	Amended	V. 20, p. 1392
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
110-7-1		
through		
110-7-4	Revoked	V. 20, p. 1426
110-7-5	New	V. 20, p. 1426
110-7-6	New	V. 20, p. 1426
110-7-8	New	V. 20, p. 1426
110-7-9	New	V. 20, p. 1426
110-7-10	New	V. 20, p. 1426

**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
111-2-4	Amended	V. 20, p. 1094
111-2-119		
through		
111-2-124	New	V. 20, p. 416-419
111-2-120	Amended	V. 20, p. 1094
111-2-124	Amended	V. 20, p. 1343
111-2-125	New	V. 20, p. 573
111-2-126	New	V. 20, p. 573
111-2-127	Amended	V. 20, p. 937
111-2-128	New	V. 20, p. 1188
111-2-129	New	V. 20, p. 1343
111-2-130	New	V. 20, p. 1394
111-2-131	New	V. 20, p. 1778
111-2-132	New	V. 20, p. 1901
111-2-133	New	V. 20, p. 1901
111-2-134	New	V. 20, p. 1901
111-3-12	Amended	V. 20, p. 40
111-3-35	Amended	V. 20, p. 1189
111-4-1795		
through		
111-4-1813	New	V. 20, p. 40-47

111-4-1801	Amended	V. 20, p. 1095
111-4-1803	Amended	V. 20, p. 1095
111-4-1805a	New	V. 20, p. 1095
111-4-1814		
through		
111-4-1823	New	V. 20, p. 419-427
111-4-1818	Amended	V. 20, p. 575
111-4-1824	New	V. 20, p. 575
111-4-1825		
through		
111-4-1839	New	V. 20, p. 937-942
111-4-1828	Amended	V. 20, p. 1096
111-4-1832	Amended	V. 20, p. 1344
111-4-1840		
through		
111-4-1844	New	V. 20, p. 1096-1100
111-4-1845		
through		
111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
111-4-1851	New	V. 20, p. 1345
111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
111-4-1854		
through		
111-4-1870	New	V. 20, p. 1395-1405
111-4-1864	Amended	V. 20, p. 1569
111-4-1866	Amended	V. 20, p. 1570
111-4-1867	Amended	V. 20, p. 1601
111-4-1869	Amended	V. 20, p. 1601
111-4-1871	New	V. 20, p. 1571
111-4-1872	New	V. 20, p. 1572
111-4-1873	New	V. 20, p. 1572
111-4-1874		
through		
111-4-1877	New	V. 20, p. 1779-1781
111-4-1877	Amended	V. 20, p. 1902
111-4-1878		
through		
111-4-1885	New	V. 20, p. 1902-1906
111-4-1886		
through		
111-4-1889	New	V. 21, p. 183-185
111-5-23	Amended	V. 20, p. 428
111-5-24	Amended	V. 20, p. 428
111-5-27	Amended	V. 20, p. 429
111-7-123	Amended	V. 20, p. 48
111-7-134	Amended	V. 20, p. 429
111-7-152	Amended	V. 20, p. 49
111-7-158		
through		
111-7-162	New	V. 20, p. 577
111-7-159	Amended	V. 20, p. 1101
111-7-162	Amended	V. 20, p. 944
111-7-163		
through		
111-7-170	New	V. 20, p. 1101-1103
111-7-165	Amended	V. 20, p. 1194
111-7-171		
through		
111-7-175	New	V. 20, p. 1782, 1783
111-8-101		
through		
111-8-126	New	V. 20, p. 1573-1579
111-9-111	New	V. 20, p. 1406
111-9-112	Amended	V. 20, p. 1579
111-9-113	Amended	V. 21, p. 186

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

Reg. No.	Action	Register
112-4-1	Amended	V. 20, p. 765
112-7-19	Amended	V. 20, p. 547
112-10-3	Amended	V. 20, p. 1728
112-10-6	Amended	V. 20, p. 1728
112-11-20	Amended	V. 20, p. 945

112-17-4	Amended	V. 20, p. 1729
112-18-11	Amended	V. 20, p. 1922

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

Reg. No.	Action	Register
115-2-1	Amended	V. 20, p. 1499
115-2-4	Amended	V. 20, p. 1499
115-3-1	Amended	V. 20, p. 766
115-3-2	Amended	V. 20, p. 767
115-4-1	Revoked	V. 20, p. 767
115-4-2	New	V. 20, p. 767
115-4-3	Revoked	V. 20, p. 768
115-4-4	New	V. 20, p. 768
115-4-5	Revoked	V. 20, p. 769
115-4-7		
through		
115-4-10	Revoked	V. 20, p. 769
115-4-11	Amended	V. 20, p. 769
115-4-12	Revoked	V. 20, p. 770
115-4-13	Amended	V. 20, p. 770
115-8-1	Amended	V. 20, p. 1061
115-8-4	Amended	V. 20, p. 1500
115-8-5	Revoked	V. 20, p. 1061
115-8-8	Amended	V. 20, p. 1061
115-8-12	Amended	V. 20, p. 1062
115-8-16	Revoked	V. 20, p. 1062
115-8-18	Revoked	V. 20, p. 1062
115-8-20	Amended	V. 20, p. 1062
115-8-21	Amended	V. 20, p. 1062
115-9-4	Amended	V. 21, p. 177
115-11-1	Amended	V. 21, p. 177
115-11-2	Amended	V. 21, p. 177
115-13-1	Amended	V. 20, p. 1500
115-13-2	Amended	V. 20, p. 1500
115-13-5	Amended	V. 20, p. 1501
115-14-2	Amended	V. 20, p. 1501
115-14-3	Amended	V. 20, p. 1502
115-14-5	Amended	V. 20, p. 1502
115-14-6	Amended	V. 20, p. 1502
115-14-7	Revoked	V. 20, p. 1502
115-14-9	Amended	V. 20, p. 1502
115-14-10	Amended	V. 20, p. 1503
115-18-5	Revoked	V. 20, p. 1504
115-18-8	Amended	V. 20, p. 1504
115-18-9	Amended	V. 20, p. 1504
115-18-14	Amended	V. 20, p. 1504
115-18-17	New	V. 20, p. 1062
115-20-1	Amended	V. 20, p. 1063
115-20-2	Amended	V. 20, p. 1063
115-21-1	Amended	V. 20, p. 1803
115-21-2	Amended	V. 20, p. 1804
115-21-3	Revoked	V. 20, p. 1804
115-21-4	New	V. 20, p. 1804
115-22-1	New	V. 20, p. 1804

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-6-3	Amended	V. 20, p. 862
117-6-4	New	V. 20, p. 863
117-7-1	Amended	V. 20, p. 863
117-8-1	Amended	V. 20, p. 1020

**AGENCY 118: STATE HISTORICAL SOCIETY**

Reg. No.	Action	Register
118-5-1		
through		
118-5-10	New (T)	V. 20, p. 1492-1495

**AGENCY 125: AGRICULTURAL REMEDIATION BOARD**

Reg. No.	Action	Register
125-1-1		
through		
125-1-9	New (T)	V. 20, p. 1496-1498
125-1-1		
through		
125-1-9	New	V. 20, p. 1891-1893