

Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Department of Administration
Division of Facilities Management

Notice of Commencement of
Negotiations for Architectural Services

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for Wichita State University. Services will include work on small projects for a one-year period, renewable for two additional years.

For information regarding the scope of services, contact John Gist, Director of Facilities Planning, Wichita State University, (316) 978-5826.

If interested, an original and six copies (seven total) of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Facilities Management, Room 152, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 368-7471. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. August 30.

Joe Fritton, P.E.
Director, Division of
Facilities Management

Doc. No. 028301

State of Kansas

Department of Administration
Division of Facilities Management

Notice of Commencement of
Negotiations for Architectural Services

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for Pittsburg State University. Services will include work on small projects for a one-year period, renewable for two additional years.

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

If interested, an original and six copies (seven total) of the SF 255 form (plus relevant attachments of information regarding similar projects) should be submitted. These submittals should be concise, relevant to the project and follow the State Building Advisory Commission guidelines for submittal. Copies of the guidelines have previously been distributed to firms; if copies of the guidelines are required, contact Gary Grimes, Division of Facilities Management, Room 152, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 368-7471. Submittals not complying with the guidelines will be returned without consideration.

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. August 30.

Joe Fritton, P.E.
Director, Division of
Facilities Management

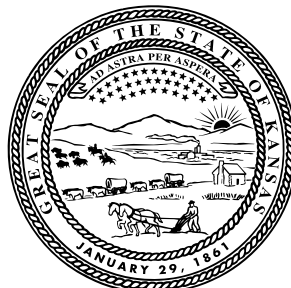
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State of Kansas

Legislature
Interim Committee Schedule

The following committee meetings have been scheduled during the period of August 19 - September 1. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://skyways.lib.ks.us/ksleg/KLRD/klrd.html>.

Date	Room	Time	Committee	Agenda
August 20	519-S	10:00 a.m.	Joint Committee on Corrections and Juvenile Justice Oversight	Agenda not available.
August 21	123-S	10:00 a.m.	Joint Committee on Pensions, Investments and Benefits	Receive KPERS reports and review interim topics.
August 21	519-S	9:00 a.m.	Joint Committee on Corrections and Juvenile Justice Oversight	Agenda not available.
August 22	531-N	10:00 a.m.	Joint Committee on Information Technology	Review agency project plans.
August 23	531-N	9:00 a.m.	Joint Committee on Information Technology	Review agency project plans.
August 26	123-S	10:00 a.m.	Legislative Budget Committee	Agenda not available.
August 27	123-S	9:00 a.m.	Legislative Budget Committee	Agenda not available.
August 28	123-S	10:00 a.m.	Joint Committee on State Building Construction	Agenda not available.
August 28	313-S	10:00 a.m.	Joint Committee on Children's Issues (Changed from August 21)	Agenda not available.
August 28	514-S	9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review rules and regulations proposed for adoption by KDHE, Historical Society, Insurance Department, Board of Accountancy, Chief Engineer - Division of Water Resources, Board of Healing Arts, Dept. of Agriculture, Board of Technical Professions, KCC and Real Estate Commission. Staff review of rules and regulations previously reviewed and now filed as permanents.
August 29	123-S	9:00 a.m.	Joint Committee on State Building Construction	Agenda not available.
August 29	313-S	9:00 a.m.	Joint Committee on Children's Issues (Changed from August 22)	Agenda not available.

Jeff Russell
Director of Legislative
Administrative Services

State of Kansas

Abstracters' Board of Examiners**Notice of Examination**

An examination for persons desiring to secure registration and become subject to license to engage in the business of making, compiling or completing and selling abstracts of title of real estate in Kansas will be conducted by the Abstracters' Board of Examiners at 8 a.m. Monday, September 9, at the Wichita Marriott Hotel, 9100 Corporate Hills Drive, Wichita.

In order to take the exam, an application and \$70 examination fee (\$40 for retakes) must be submitted before August 31 to the executive secretary of the Abstracters' Board of Examiners, P.O. Box 549, Hugoton, 67951. For additional information, contact Glen McQueen at (316) 544-2311.

Glen R. McQueen
Executive Secretary

Doc. No. 028294

State of Kansas

**Department of Agriculture
Division of Water Resources****Notice of Hearing**

The chief engineer will conduct a hearing under the authority of the Kansas Water Appropriation Law, K.S.A. 82a-701 *et seq.*, in the matter of applications filed by Wheatland Electric Cooperative, Inc., to change the authorized place of use, the point of diversion and/or the use made of water authorized under Vested Right, File Nos. 168 and 229, and Appropriation of Water, File No. 2,342. If approved, the change applications would allow Wheatland to provide water treated in a reverse osmosis water treatment plant to the City of Garden City, Finney County Rural Water District No. 1 and Sunflower Electric Power Cooperative. The water district plans to provide treated water to IBP in Holcomb.

A trial-type hearing will be held to determine whether the change applications should be approved. This hearing will be held at 1:30 p.m. Monday, August 26, in the North Central Ballroom of the Garden City Plaza Inn, 1911 E. Kansas Ave., Garden City. The hearing may continue through Friday, August 30. Members of the public may attend the hearing.

Public comments on whether approval of the change applications is in the public interest will be accepted from 7 to 9 p.m. Wednesday, August 28, at the same location. Oral public comment may be limited to allow all persons to speak. Written comments also may be submitted to the address shown below. Written comments must be delivered or postmarked on or before August 30.

Additional information may be obtained by contacting Barbara Hodgson, Kansas Department of Agriculture, 109 S.W. 9th, Topeka, 66612, (785) 291-3365.

Jamie Clover Adams
Secretary of Agriculture

Doc. No. 028303

State of Kansas

Department of Revenue**Notice of Available Publications**

Listed below are all the Private Letter Rulings, Opinion Letters, Final Written Determinations, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&As, Information Guides and Notices published by the Department of Revenue for July 2002. Copies can be obtained by accessing the Policy Information Library located on the Internet at www.ksrevenue.org or by calling the Office of Policy and Research at (785) 296-3081.

Private Letter Rulings

- P-2002-056 Labor services for the installation of landscape materials and the construction of ponds that are in connection with the original construction of a building or facility.
- P-2002-059 Sales and rental of oil field fishing tools.
- P-2002-060 Nonprofit museum or historical society.
- P-2002-061 Materials and equipment purchased for construction of an electrical substation.
- P-2002-062 Campground and recreation center related charges.
- P-2002-063 Cigarette tax to be included in base for the calculation of sales tax.
- P-2002-064 Hazardous waste disposal; environmental charges.
- P-2002-065 Internet sales with ship-to addresses in Kansas.
- P-2002-066 Rental of portable frac tanks to operators of oil wells.
- P-2002-067 Gross receipts from the service of providing rehabilitative therapy, taking X-rays, respiratory therapy and nurse staffing.

Opinion Letters

- O-2002-012 Historic Preservation Tax Credits.

Final Written Determination

No new publications

Revenue Rulings

No new publications

Notices

- 02-10 Changes contained in Senate Bill 39 from 2002 Legislative Session.

Memorandums

No new publications

Property Valuation Division Directives

No new publications

Q&As

- Corporate Income Tax; Calculation of HPIP Qualified Business Facility Investment Tax Credits.
- Individual Income Tax;
- Privilege
- Kansas Retailers' Q & A on Country Clubs.
- Sales Tax

Information Guides

No new publications

Stephen S. Richards
Secretary of Revenue

Doc. No. 028289

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, 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, August 26, 2002

05317

Department of Transportation—Snow Removal Services, Sedgwick County

05338

Hutchinson Correctional Facility—Miscellaneous Food Service Equipment

05339

Hutchinson Correctional Facility—Provide and Install Walk-in Coolers and Freezer

05342

Hutchinson Correctional Facility—Provide and Install Dishmachine

05344

Hutchinson Correctional Facility—Custom Fabricated Exhaust Hoods

Tuesday, August 27, 2002

05347

Department of Transportation—Equipment Storage Buildings, Various Locations

05350

Department of Wildlife and Parks—Construct Boat Ramp, Farlington

Wednesday, August 28, 2002

A-9274C & D

Department of Administration, Division of Facilities Management—Remodel Landon State Office Building, Various Floors

05327

State Corporation Commission—Abandoned Well Plugging, Wadley Project

05352

Hutchinson Correctional Facility—Custom Food Service Counters and Tables

Tuesday, September 3, 2002

A-9384

Kansas School for the Deaf—New Stair Towers, Roth Administration Building

Tuesday, September 10, 2002

A-8894 Rev.

Department of Wildlife and Parks—Clark State Fishing Lake Dam Renovation, Clark County

Request for Proposals
Wednesday, September 4, 2002

05331

Horse and Greyhound Testing for the Kansas Racing and Gaming Commission

John T. Houlihan
Director of Purchases

Doc. No. 028307

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, August 29, 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 project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

Project No. 000550—Maximum Principal Amount: \$250,000. Owner/Operator: Griffith T. Howard. Description: Acquisition of 153 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 Northeast Quarter of Section 29, Township 1 South, Range 17 East of the 6th P.M., approximately 5.5 miles north of Hiawatha, Kansas, on Highway 73 on the west side of the highway, Brown County, Kansas.

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 project may be obtained by contacting the Authority.

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

Jack H. Brier
President

Doc. No. 028290

State of Kansas

Department of Commerce and Housing

Notice of Amendment to Kansas Consolidated Plan

Thirty days following the publication of this notice, the Kansas Department of Commerce and Housing will amend the 2000 Action Plan of the Kansas Consolidated Plan to including the Rental Housing Development Program as an eligible activity under the state's HOME Investment Partnerships Program. Pursuant to 24 CFR 92.205, HOME funds may be allocated to nonprofit or for-profit for the development of rental housing. Rental units developed under this initiative are subject to all applicable HOME regulations for rental housing.

Interested agencies, groups and persons are invited to submit written comments for consideration by the Department of Commerce and Housing. Written comments must be received at the Kansas Department of Commerce and Housing, Housing Development Division, 1000 S.W. Jackson, Suite 100, Topeka, 66612, on or before 30 days after the date of this notice. All comments received will be considered and evaluated for the impact of the proposed change on the HOME Program. The Department of Commerce and Housing will not take any action on the proposed amendment prior to the close of the comment period.

Gary Sherrer
Secretary of Commerce
and Housing

Doc. No. 028295

State of Kansas

State Corporation Commission

Notice of Hearing on Proposed
Administrative Regulations

A public hearing on various administrative regulation adoptions will be conducted at 10 a.m. Tuesday, October 15, in the first floor hearing room in the offices of the State Corporation Commission, 1500 S.W. Arrowhead, Topeka. The regulations under consideration are proposed revisions of the commission's rules of practice and procedure, K.A.R. 82-1-201, 82-1-202, 82-1-204, 82-1-204a, 82-1-205, 82-1-206, 82-1-207, 82-1-208, 82-1-212, 82-1-214, 82-1-215, 82-1-216, 82-1-217, 82-1-218, 82-1-219, 82-1-220, 82-1-221, 82-1-221a, 82-1-221b, 82-1-222, 82-1-224, 82-1-225, 82-1-226, 82-1-227, 82-1-228, 82-1-229, 82-1-230, 82-1-230a, 82-1-231, 82-1-231a, 82-1-231b, 82-1-232, 82-1-234a, 82-1-235, 82-1-237, 82-1-238 and 82-1-239; the commission's motor carrier regulations, K.A.R. 82-4-2, 82-4-20, 82-4-21, 82-4-23, 82-4-26, 82-4-26a, 82-4-27, 82-4-27a, 82-4-27e, 82-4-28, 82-4-28a, 82-4-29, 82-4-29a, 82-4-30a, 82-4-32, 82-4-35, 82-4-46, 82-4-49b, 82-4-49c, 82-4-49d, 82-4-49e, 82-4-63 and 82-4-65; the commission's railroad grade crossing protection rules, K.A.R. 82-7-2, 82-7-3, 82-7-4 and 82-7-5; and the commission's rules for siting of electric generation facilities, K.A.R. 82-8-1, 82-8-2 and 82-8-3. The revisions proposed are the result of an extensive review of the commission's regulations pursuant to issuance of Executive Order 00-03. Many of the regulations address matters of housekeeping, updates or clarification, and therefore

have no economic impact on any entity. The economic impact will only be discussed in the descriptions of revisions to regulations for which an economic impact is anticipated. The revisions to the four articles of the commission's regulations are discussed below:

Article 1.—Rules of Practice and Procedure

K.A.R. 82-1-201, titled "Title and prefatory matters," is merely an explanatory regulation and, as such, is unnecessary to the operations of the commission. The commission therefore proposes to revoke the regulation.

K.A.R. 82-1-202, which addresses general conduct of business before the commission, has been revised in the composition style for clarification and by removal of language that was merely explanatory.

K.A.R. 82-1-204, titled "Definitions," contains many revisions. Some revisions were made to the composition style of the regulation and for clarification. The definitions have been alphabetized. The term "defendant" was deleted because there is no practical distinction in commission practice between the term "defendant" and the term "respondent," which is more actively used in commission practice. The current section (p) has been deleted from the definition section and re-codified as a separate regulation, K.A.R. 82-1-204a, because it deals with the classification of utilities rather than a definition of terms. The definition of "party" formerly found at section (d) and now found at section (i) has been revised to closer match the Kansas Administrative Procedure Act (KAPA) definition, with certain exceptions. First, the revision reflects that party status cannot be construed as recognition by the commission that the party may be aggrieved by a commission order. Further, the term has been modified to allow commission staff party status for all purposes except ex parte communications and appeals. Finally, the definition has been modified to exclude unincorporated associations unless they reveal their membership, thereby revealing a valid interest in the proceeding. The definition of "person" has been added as new section (j), and reflects the KAPA definition. In the definition of "protestant," formerly found at section (j) and now found at section (m), the phrase "permit, certificate, extension, abandonment or transfer..." also has been revised to the inclusive "application." The definition of "respondent," formerly found at section (k) and now found at section (n), has been altered to reflect portions of the eliminated definition of "defendant." In the definition of "technical staff," formerly found at section (m) and now found at section (q), the last part of the definition that states, "but do not appear in support of, or in opposition to, any party in any cause," has been removed. Further, several terms that have either not been previously defined or have been defined in other regulations appearing later in K.A.R. Article 82-1 have been moved to this definition regulation, including the definition of "KAPA," which can now be found at section (h); the definition of "document" from K.A.R. 82-1-221a which can now be found at section (e); and the definition of "test year" that currently appears in K.A.R. 82-1-231, K.A.R. 82-1-231a and K.A.R. 82-1-231b, which can now be found at section (r).

The newly proposed **K.A.R. 82-1-204a** will contain the substance of former K.A.R. 82-1-204(p), with some mod-

ification. Specifically, the operating revenue method of classification will now be used for local exchange companies as well as electric and gas utilities, rather than the current standard of number of access lines. This would mean that between 25 and 30 rural telephone companies would be required to file rate applications pursuant to K.A.R. 82-1-231 instead of K.A.R. 82-1-231b. However, the commission's technical staff generally requests through discovery the same information that the rural telephone company would now be providing up front in the application. Any economic impact would be positive for the commission's technical staff because of reduced time spent in discovery. However, given that the rural telephone companies are filing rate cases at the rate of only one per year, positive economic impact on the commission's technical staff will be nominal.

K.A.R. 82-1-205, titled "Office hours," has been modified for composition style. Additionally, the requirement for a commission order for the commission to designate an individual to carry out certain duties and functions has been removed because emergency situations periodically arise requiring the delegation of duties that cannot be postponed until an order can be issued.

K.A.R. 82-1-206, titled "Communications," has been modified for composition style and clarification, but contains no substantive revisions.

K.A.R. 82-1-207, titled "Ex parte communications in non-KAPA proceedings," has been revised for composition style and clarification, and to remove redundancy with other statutes and regulations. For example, language in section (b) regarding ex parte communications of technical staff that is repetitive of K.S.A. 77-545 has been removed.

K.A.R. 82-1-208, titled "Sessions," has been revised for composition style and clarification, and to remove redundancy. Additionally, a provision has been added that codifies the general current discretion of the commission, which allows the commission to delegate to the applicant the duty of publishing notice of public sessions.

K.A.R. 82-1-212, titled "Dockets," has been modified for composition style and clarification, but contains no substantive revisions.

K.A.R. 82-1-214, titled "Commencement of a proceeding," has been revised for composition style and clarification. Further, the last sentence, which specifies when a hearing commences, has been removed because it may be too broadly applied. Specifically, it could be read to mean that a hearing begins as of the date the notice of the hearing or prehearing conference was published.

K.A.R. 82-1-215, titled "Copies of pleadings and pre-filed testimony," has been revised for composition style and clarification, and to remove redundancy. Further, a provision has been added requiring an applicant to serve annexed territory also to contemporaneously serve a copy of the application upon the currently certified retail electric supplier for that territory. Many, but not all, applications already provide such contemporaneous service. Any economic impact of this provision would be limited to the cost of one extra copy of the application, plus postage.

K.A.R. 82-1-216, titled "Service of pleadings," has been revised for composition style and clarification. Section (a)

of this regulation also specifically authorizes service by restricted mail, which is currently allowed at the commission's discretion. Section (b)(1) of the regulation has been modified to minimize what documents the commission itself serves. Some of the current requirements for commission service are redundant with service by other parties. Additionally, a provision has been added stating that notices shall be served either by the commission or at the commission's discretion. Overall, economic impact will be minimal but beneficial to the commission because of the elimination of certain extra copies and postage.

K.A.R. 82-1-217, titled "Computation and extension of time," has been modified for composition style and clarification. Additionally, in section (a), the provision to exclude certain time periods from time requirements when the time prescribed is less than seven days has been removed. Time periods less than seven days are rarely used and, when they are used, they usually specifically include Sundays and holidays in the computation. Further, the definition of a legal holiday has been altered to allow designation of a legal holiday by the Governor. Finally, section (b) has been clarified to allow both the enlargement and reduction of the time prescribed for a certain act.

K.A.R. 82-1-218, titled "Form and content of pleadings," has been revised for composition style and clarification, and to change the word "defendant" to "respondent" in light of the revisions to the definition modifications in K.A.R. 82-1-204.

K.A.R. 82-1-219, titled "General rules relating to pleadings and other papers," has been revised for composition style and clarification. Additionally, section (f)(3) clarifies that parties should provide not only their names and addresses on pleadings, but also their telephone numbers. Also, the service provisions have been altered to be consistent with the revisions to K.A.R. 82-1-216. Finally, the provision for carbon copies has been removed because no carbon copies of pleadings have been filed with the commission for some time.

K.A.R. 82-1-220, titled "Complaints," has been revised for composition style, clarification and consistency with other regulations.

K.A.R. 82-1-221, titled "Exhibits and documentary evidence," has been revised for composition style and clarification.

K.A.R. 82-1-221a, titled "Confidentiality," has been revised for composition style, clarification and consistency with other regulations. Additionally, the definition of "document" has been removed and relocated to K.A.R. 82-1-204. Finally, because K.A.R. 82-1-221b was a very short regulation, it has been added to the end of this regulation.

Because it is a very short regulation, as referenced above, and because it is consistent with another regulation, K.A.R. 82-1-221b, titled "Protective orders," has been revoked and moved to the end of K.A.R. 82-1-221a.

K.A.R. 82-1-222, titled "Prehearing conferences; procedure," has been revised for composition style, clarification and consistency with other regulations.

K.A.R. 82-1-224, titled "Joinder of proceedings and parties," has been revised for composition style, clarification and consistency. Additionally, the phrase "upon written

(continued)

application" has been deleted, allowing the commission to also join proceedings before it at its discretion.

K.A.R. 82-1-225, titled "Intervention," has been revised for composition style, clarification and consistency with other statutes and regulations.

K.A.R. 82-1-226, titled "Continuances and adjournment," has been revised for composition style and clarification.

K.A.R. 82-1-227, titled "Subpoenas," has been revised for composition style and clarification, and to specifically include service of a subpoena by restricted mail, return receipt requested. Because this is typically how subpoenas are currently served by the commission, no economic impact is anticipated.

K.A.R. 82-1-228, titled "Hearings," has been revised for composition style, clarification, removal of redundancy and modification of outdated references. Additionally, out-of-state attorneys are currently admitted to practice before the commission upon compliance with the conditions of K.S.A. 7-104, including the administration of an oath. Section (d)(1)(C) of this regulation now specifically references the oath.

K.A.R. 82-1-229, titled "Use of prefiled testimony," has been modified for composition style and clarification.

K.A.R. 82-1-230, titled "Hearings; evidence and procedure," has been modified for composition style, clarification, and the elimination of redundancy with other statutes and regulations. Additionally, section (b) has been modified so that the order of procedure at a hearing may be determined at the hearing officer's discretion. Section (d), which prohibits clarifying questions without permission from the presiding officer, is unnecessary and has been removed. The first sentence of section (j) has been so that it is in the commission's discretion whether parties are authorized or required to file briefs. Also, at the conclusion of a hearing, the presiding officer could be allowed to waive any briefing schedule set by order. Finally, it is sufficient to specify that briefs shall be served in the same manner as pleadings, rather than spelling out the proof of service requirement in the last sentence. These revisions reflect general current practice at the commission and should not have any economic impact.

New regulation **K.A.R. 82-1-230a**, titled "Settlement agreements," has been proposed to provide guidelines for the filing of and responses to unanimous and non-unanimous settlement agreements. This regulation codifies current typical commission procedure, so no economic impact is anticipated.

K.A.R. 82-1-231, titled "Applications in rate cases," has been modified for composition style, clarification and consistency. In addition, the phrase "major increase in rates" has been revised to "major rate application" throughout, since the commission typically requires the same information for decreases as increases. Section (a) has been revised to indicate that the regulation does not apply to rate-capped telecommunications companies and other telecommunications companies that are not subject to rate regulation by the commission. Also, a provision has been added to specify that the same information required for a rate application may also, at the commission's discretion, be required in an investigation, complaint or other such proceeding. Section (c)(3)(B),

regarding the electronic filing requirements, should be altered from the specifics in the regulation to allow staff to request a form it can read and use. Section 8(iv), found at (c)(4)(H), has been revised to include information on minutes of use ("MOU") identified by access/toll and recurring and nonrecurring. A new section (g) has been added to provide for publication of notices and public sessions regarding major rate applications. Finally, new section (h) has been added to clarify that this regulation does not apply to telecommunications utilities that are not subject to price regulation subject to K.S.A. 66-2005(v). Because these revisions reflect general current practice before the commission, no economic impact is anticipated.

K.A.R. 82-1-231a, titled "Applications in rate cases by rural electric distribution cooperative systems providing service to less than 15,000 customers," has been revised for composition style, clarification and consistency with other statutes and regulations.

K.A.R. 82-1-231b, titled "Applications in rate proceedings by electric, gas, water and telephone utilities other than Class A," has been revised for composition style, clarification and consistency with other statutes and regulations, including the exemption of price cap regulated local exchange carriers and telecommunications utilities not subject to price regulation subject to K.S.A. 66-2005(v), as referenced in the discussion of revisions to K.A.R. 82-1-231 above.

K.A.R. 82-1-232, titled "Orders of the commission," has been revised for composition style and consistency. The regulation also has been revised for clarification, including clarification that certain extensive information concerning the recitation of appearances, procedural history and jurisdictional facts are only required in orders rendering final determinations, as specified by K.A.R. 82-1-232(a)(2).

K.A.R. 82-1-234a, titled "Discovery," has been revised for composition style, clarification and consistency. Additionally, rather than the "clearly relevant" standard for discoverable information, the commission has adopted the scope of discovery established by K.S.A. 60-225(b)(1).

K.A.R. 82-1-235, titled "Petitions for reconsideration; compliance with orders," has been revised for composition style, clarification and consistency, and to remove redundancy with other statutes and regulations. Additionally, the current section (c), which requires that a party must specify the type of reconsideration requested, has been removed. In any pleading filed before the commission, a party must specify the relief requested, including a petition for reconsideration. This section is therefore unnecessary.

K.A.R. 82-1-237, titled "Investigation and hearing," has been revised for composition style, clarification and consistency. Additionally, although currently available at the commission's discretion, the use of a "show cause" proceeding has been specifically referenced as a form of investigation the commission may employ.

K.A.R. 82-1-238, titled "Transcripts," has been revised for composition style and clarification. Additionally, section (b) has been revised to reflect a transcript citation form that is easier to remember and utilize than the current form.

K.A.R. 82-1-239, titled "Definitions," for the commission's regulations concerning the Public Utility Regulatory Policies Act of 1978, has been revised for composition style and clarification.

Article 4.—Motor Carriers of Persons and Property

K.A.R. 82-4-2, titled "General duty of carrier," has been revised for composition style and clarification. Additionally, motor carriers are currently required to keep their current mailing address on file with the commission. Section (c) has been revised to require that the motor carrier notify the commission within 10 days of any change in address. Because the revised section requires the same action, but now gives a time period for its completion, no economic impact is anticipated.

K.A.R. 82-4-20, titled "Transportation of hazardous materials by motor vehicles," has been revised for composition style and clarification, and to adopt more current Code of Federal Regulations sections.

K.A.R. 82-4-21, titled "Requiring insurance," has been revised for composition style and clarification.

K.A.R. 82-4-23, titled "General requirements," has been revised for composition style and clarification, and to remove a duplicative adoption by reference that is already accomplished in another regulation.

K.A.R. 82-4-26, titled "General requirements for certificates, permits and licenses," has been revised for composition style, clarification and consistency. Additionally, this regulation establishes the criteria necessary to demonstrate that a motor carrier applicant is fit, willing and able. Specifically, certain applicants, as designated in subsequent regulations, must attend an educational seminar on motor carrier operations conducted by the commission, and also must successfully complete a written open-book examination on motor carrier safety issues. Certain interstate applicants will not be subject to these provisions due to federal preemption. The motor carrier seminars and written tests replace the Transportation Division policy of sending special investigators for a compliance review upon application. Because motor carrier applicants are already attending commission-sponsored safety seminars and completing written examinations instead of receiving the post-application visit in accordance with revised internal policy, no economic impact is anticipated.

K.A.R. 82-4-26a, titled "Certain private motor carriers exempt from obtaining commission authority," has been revised to exempt certain interstate motor carriers from the requirement to obtain commission authority, carry a registration receipt or pay a special clearance fee when that private carrier is responding to a situation declared an emergency by an authorized federal, state or local government official. Currently, these private motor carriers are not safety regulated. Economic regulation of these carriers in emergency response could cost the motor carriers fees based on the type of carriage, or could prevent these motor carriers from entering the state. Typically, interstate exempt motor carriers pay a \$5.00 clearance fee to enter the State of Kansas in such situations. However, the exact economic impact of this is difficult to quantify without knowing the kind of emergency situation in-

volved or the number of interstate motor carriers providing aid.

K.A.R. 82-4-27, titled "Applications for certificates of convenience and necessity and certificates of public service," has been revised for composition style, clarification and consistency with other regulations. Additionally, the requirement that the applicant specify the territory to be served has been removed since deregulation has made the certification of territories in transportation obsolete. Further, the regulation now specifies that applicants for a certificate of public service need only file pre-filed testimony when the commission deems it necessary to conduct a hearing in order to evaluate the application. While minimal, this may have a positive economic impact upon the commission and the applicant in cutting the amount of paperwork filed. **K.A.R. 82-4-27** also implements the safety seminar and open book examination for applicants.

K.A.R. 82-4-27a, titled "Applications for transfer of certificates of convenience and necessity, certificates of public service, and permits," has been revised for composition style, clarification and consistency with other regulations. Additionally, the requirement for the specification of territory to be served has been removed in light of deregulation of the transportation industry. **K.A.R. 82-4-27a** also implements the safety seminar and open book examination for applicants if the transferee does not currently hold authority from the commission.

K.A.R. 82-4-27e, titled "Application to merge or consolidate intrastate common or contract authority; or to acquire control or management of an intrastate common or contract motor carrier operation," has been revised for composition style, clarification, elimination of outdated references and consistency with other regulations. **K.A.R. 82-4-27e** also implements the safety seminar and open book examination for applicants unless preempted by federal law. Further, this regulation has been modified to allow an application to be granted without hearing if the application is sufficient and no objections to the grant of authority are lodged. Because protests are rarely lodged, and most hearings are therefore conducted in a summary fashion, little, if any, economic impact is anticipated.

K.A.R. 82-4-28, titled "Application for contract carrier permits," has been revised for composition style, clarification and consistency with other regulations. Again, because of the deregulation of the transportation industry, the requirements for territory descriptions have been eliminated. **K.A.R. 82-4-28** also implements the safety seminar and open-book examination for applicants.

K.A.R. 82-4-28a, titled "Application to transfer contract carrier permits," has been revised for composition style, clarification and consistency with other regulations. **K.A.R. 82-4-28a** also implements the safety seminar and open-book examination for applicants if the transferee does not currently hold authority to operate from the commission.

K.A.R. 82-4-29, titled "Applications for private carrier permits," has been revised for composition style, clarification and consistency with other regulations. **K.A.R. 82-4-29** also implements the safety seminar and open-book examination for applicants.

(continued)

K.A.R. 82-4-29a, titled "Application for authorization of joint registration of equipment," has been revised for composition style, clarification, removal of redundancy and consistency with other regulations. Additionally, K.A.R. 82-4-29a implements the safety seminar and open-book examination for applicants if neither motor carrier application for joint registration of equipment currently holds authority issued by the commission.

K.A.R. 82-4-30a, titled "Application for intrastate registration," has been revised for composition style, clarification and consistency with other regulations. Additionally, the adoptions by reference contained in the regulation have been updated, as have certain references to the federal authority. The regulation also clarifies that exempt interstate motor carriers need not comply with the requirements for the safety seminar and open book examination.

K.A.R. 82-4-32, titled "Completing motor carrier applications," has been revised for composition style, clarification and consistency. Additionally, the time period in which an incomplete application may be dismissed has been specifically delineated. While the Transportation Division makes an effort to quickly process applications, occasionally a motor carrier filing an incomplete application will let an application linger for a protracted amount of time. Often, the Transportation Division will dismiss an application, and shortly thereafter, the motor carrier is able to obtain the remaining information needed to complete the application. If the motor carrier does this in an expeditious manner, they are often able to simply request reconsideration of their applications and have the same application reinstated. Because of this, the only economic impact will be the slight cost of additional paperwork to reinstate an application or, if the motor carrier does not act within the 15 days plus three days for service by mail allowed to file a petition for reconsideration, the costs of filing a new application.

K.A.R. 82-4-35, titled "Preserving certificates or permits," has been revised for composition style and to reflect that certain grants of authority are no longer issued by commission order, in accordance with revisions to the motor carrier statutes.

K.A.R. 82-4-46, titled "Uniform system of accounts and annual reports," has been revised for composition style and clarification. Additionally, in light of deregulation of the transportation industry, passenger carriers will no longer be required to maintain a uniform system of accounts and file financial reports.

K.A.R. 82-4-49b, **K.A.R. 82-4-49c**, **K.A.R. 82-4-49d** and **K.A.R. 82-4-49e** are all regulations regarding "collection on delivery" services. These regulations are outdated and not currently in active use, and are therefore being revoked.

K.A.R. 82-4-63, titled "Contested and uncontested motor carrier hearings," has been revised for composition style and clarification. In addition, because hearings are no longer required for the issuance of certain certificates, this regulation has been adjusted to require written protests within 20 days of publication of notice in the Kansas Register that an application has been filed. If no protest is filed, the application shall be considered uncontested.

Little if any economic impact is anticipated because protests to an application are extremely rare.

K.A.R. 82-4-65, titled "Protestants," has been revised for composition style and clarification. In addition, the time period during which protests must be filed has been changed from 10 to 20 days from publication of notice of the application in the Kansas Register. The time period is being expanded since uncontested applications may not go to hearing, as currently available to late protests. Additionally, if a protestant to an application fails to secure proper consideration of that protest at hearing, then the application may be considered uncontested. Again, because protests are extremely rare, little if any economic impact is anticipated because of these revisions.

Article 7.—Railroad Grade Crossing Protection Rules

The enabling statute for **K.A.R. 82-7-2**, **K.A.R. 82-7-3**, **K.A.R. 82-7-4** and **K.A.R. 82-7-5** were repealed in 1999. Repeal of the enabling statute, K.S.A. 66-231b, also repealed the entire procedure for designation of dangerous crossings contemplated by these regulations. Therefore, these regulations are being revoked. Because these regulations have been inoperable since 1999, no economic impact is anticipated from their revocation.

Article 8.—Siting of Electric Generation Facilities

K.A.R. 82-8-1, **K.A.R. 82-8-2** and **K.A.R. 82-8-3** have been revised for composition style and clarification. Additionally, revisions to these regulations reflect legislative changes that apply generation facility siting provisions strictly to nuclear generation facilities rather than all electric generation facilities. Because the legislative changes have been in effect since 2000, and those changes already require application of siting of generation facilities to nuclear generation facilities only, no economic impact is anticipated in revisions to these regulations.

The 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to Paula Lentz, Assistant General Counsel, State Corporation Commission, 1500 S.W. Arrowhead, Topeka, 66604. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing.

Copies of the regulations and the economic impact statement may be obtained by contacting Paula Lentz at (785) 271-3279.

Any person requiring accommodations under the Americans with Disabilities Act should give notice to the commission at least 10 days prior to the hearing date by contacting the State Corporation Commission at (785) 271-3140 or 1-800-662-0027.

Jeffrey S. Wagaman
Executive Director

Doc. No. 028278

State of Kansas

**Office of Judicial Administration
Supreme Court Docket**

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

Monday, September 9, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,935	Kurt F. Kluin, Appellant, v. American Suzuki Motor Corp., Appellee.	Kurt F. Kluin Brent G. Wright	Neosho
87,418	William S. Mynatt, Appellee, v. David W. Collis, et al., Appellants.	Matthew S. Jensen Anthony F. Rupp	Johnson
87,001	In the Matter of W.H.	Kevin W. Babbit Petition for Review Marcus Goodman, County Atty.	Lyon
88,371	James Pipe, Appellant, v. James J. Hamilton, M.D., Appellee.	Kevin L. Diehl Wayne T. Stratton	Shawnee

1:30 p.m.

86,523	William Edgar Wendt, Appellant, v. University of Kansas Medical Center, et al., Appellees.	Aften P. McKinney John C. McFadden	Wyandotte
85,363	John A. O'Bryan and Paul Scaletty, Appellees, v. Columbia Insurance Group, Appellant.	Gerald L. Thompson Petition for Review Aaron J. Racine	Wyandotte
87,637	In the Matter of the Application of the City of Wetmore for Exemption from Ad Valorem Taxation in Nemaha County.	Jeffrey L. Ungerer Brad M. Lippert, County Atty.	Tax Appeal
87,583	Waterview Resolution Corp., Appellant, v. James Allen, Appellee.	Todd B. Butler Curt T. Schneider	Labette

Tuesday, September 10, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
85,222	State of Kansas, Appellee, v. Arlando R. Tolson, Appellant.	Carla J. Stovall, Atty. Gen. Paul J. Morrison, Dist. Atty. Darla J. Lilley	Johnson
85,442	State of Kansas, Appellee, v. Romel Metteh Abu-Fakher, Appellant.	Carla J. Stovall, Atty. Gen. Paul J. Morrison, District Atty Rebecca E. Woodman, Asst. Appellate Defender	Johnson
87,875	Robert E. Lacy, D.D.S., Appellant, v. Kansas Dental Board, Appellee.	David S. Rauzi Clinton E. Patty	Shawnee
86,791	Deborah E. Wherrell, Appellee, v. Wesley R. Wherrell, Appellant.	Chris R. Davis Petition for Review Frank D. Taff	Shawnee

(continued)

1:30 p.m.

87,279 87,981	National Inspection and Repair, Inc., Appellee, v. Valley Forge Life Insurance Company, et al., Appellants.	Phillip L. Turner Scott C. Nehrbass	Shawnee
88,182	Gary T. Richards, Appellant, v. Connie J. Schmidt, Johnson County Election Commissioner, Appellee.	Mark C. Beam-Ward Cynthia C. Dunham	Johnson
86,782	State of Kansas, Appellee, v. Lisa Boldridge, Appellant.	Carla J. Stovall, Atty. Gen. Rex L. Lane, Special Prosecutor Mary D. Curtis, Asst. Appellate Defender	Atchison
87,852	State of Kansas, Appellant, v. John M. Hurla, Appellee.	Carla J. Stovall, Atty. Gen. Robert D. Hecht, District Atty. Kathryn B. Wall, Asst. Appellate Defender	Shawnee

Wednesday, September 11, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,558	State of Kansas, Appellee, v. Ahmon Mann, Appellant.	Carla J. Stovall, Atty. Gen. Nick A. Tomasic, District Atty. J. Michael Redmon	Wyandotte
86,231	State of Kansas, Appellee, v. Richard Taron Powell, Appellant.	Carla J. Stovall, Atty. Gen. Nick A. Tomasic, Dist. Atty. Debra J. Wilson	Wyandotte
85,953	In the Matter of the Appeal of the City of Wichita from an Order of the Division of Taxation on an Assessment of Sales Tax, Penalty, and Interest.	Richard D. Greene Richard L. Cram	Tax Appeal Petition for Review
86,861	State of Kansas, Appellee, v. Robert Clinton Hunziker, Appellant.	Carla J. Stovall, Atty. Gen. Edward C. Hageman, County Atty. Paul R. Oller	Rooks Petition for Review
1:30 p.m.			
87,438	State of Kansas, Appellee, v. Ralph W. Harper, Appellant.	Carla J. Stovall, Atty. Gen. Debra S. Peterson, Asst. District Atty. Theresa L. Barr, Asst. Appellate Defender	Sedgwick
86,630	State of Kansas, Appellee, v. William C. Moore, Appellant.	Carla J. Stovall, Atty. Gen. Chris E. Biggs, County Atty. Patrick H. Dunn, Asst. Appellate Defender	Geary
87,786	State of Kansas, Appellee, v. Paul M. Beasley, Appellant.	Carla J. Stovall, Atty. Gen. Chris E. Biggs, County Atty. Korey A. Kaul, Asst. Appellate Defender	Geary
87,691	State of Kansas, Appellee, v. Jonathan Dewayne Garcia, Appellant.	Carla J. Stovall, Atty. Gen. Edmond D. Brancart, County Atty. Patrick J. Lawless, Acting Chief Appellate Defender	Ford

Thursday, September 12, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,863	Vaughn and Sharon Lower, Appellants, v. Board of Directors of the Haskell County Cemetery District, et al., Appellees.	Jack W. Shultz Arthur B. McKinley	Haskell
88,340	In the Matter of Kris Lynn Arnold, Respondent.	Frank D. Diehl, Deputy Discip. Admin. Kris Lynn Arnold, Pro Se	Original
88,876	In the Matter of David L. Matson, Respondent.	Alexander M. Walczak, Deputy Discip. Admin. David L. Matson, Pro Se	Original
88,874	In the Matter of Steven S. Griswold, Respondent.	Stanton A. Hazlett, Discip. Admin. Steven S. Griswold, Pro Se	Original
88,875	In the Matter of Jeffrey Paul Johnson, Respondent.	Stanton A. Hazlett, Discip. Admin. Jeffrey Paul Johnson, Pro Se	Original

Friday, September 13, 2002

Summary Calendar - No Oral Argument Pursuant to Supreme Court Rule 7.01(c)

87,855 State v. Steve L. Moses

Summary Disposition of Sentencing Appeals - No Oral Argument Pursuant to Supreme Court Rule 7.041(a)

87,676	Martin D. Muldrow, Sr. v. State	88,003	State v. Jeremy Lee Fickes	88,294	State v. Ernest Paul Anderson
87,884	State v. Richard J. Hamm, Jr.	88,048	State v. Christopher C. Salisbury	88,302	State v. Steven G. Myers
87,917	State v. Fernando Cisneros	88,049	State v. Ford E.W. Sanders	88,310	David W. Peterson v. State
87,970	State v. Robert L. Baker	88,142	State v. Ronald J. Jackson		

Carol G. Green
Clerk of the Appellate Courts

Doc. No. 028277

State of Kansas
Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below:

2 X-2274-01, Anderson County

The scope of services is to provide a traffic safety study of the Union Pacific Railroad at-grade crossings in Garnett. The City of Garnett currently has two crossings in the program and their safety improvement will require improvement to a total of 10 crossings.

A response may be submitted by e-mail to Neil@ksdot.org, or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages and must be received in Room 1084-West by 5 p.m. September 11 for the consulting engineering firm to be considered.

The Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more

than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short-listed will be notified by letter.

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

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

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

E. Dean Carlson
Secretary of Transportation

Doc. No. 028284

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 8-12-02 through 8-18-02

Term	Rate
1-89 days	1.71%
3 months	1.53%
6 months	1.57%
1 year	1.58%
18 months	1.80%
2 years	2.04%

Derl S. Treff
 Director of Investments

Doc. No. 028275

State of Kansas
Department of Transportation
Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms to provide geotechnical investigations on an as-needed basis, according to guidelines provided by KDOT's Bureau of Materials and Research Geotechnical Unit.

The objectives of the investigation are to identify and locate, both horizontally and vertically, significant soil and rock types and groundwater conditions present and to establish the characteristics of the subsurface materials visually, by sampling, and by laboratory and in-site testing. Locations may be statewide.

A response may be submitted by e-mail to Neil@ksdot.org, or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages and must be received in Room 1084-West by 5 p.m. September 11 for the consulting engineering firm to be considered.

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

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

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

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

E. Dean Carlson
 Secretary of Transportation

Doc. No. 028279

State of Kansas
Department of Transportation
Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below:

10-106 K-9019-01
Douglas and Johnson Counties

The scope of services is to provide a corridor study to analyze future capacity issues, interchange locations, transit and bike/pedestrian issues, local land use/development issues and Intelligent Transportation System (ITS) issues.

A response may be submitted by e-mail to Neil@ksdot.org, or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages and must be received in Room 1084-West by 5 p.m. September 11 for the consulting engineering firm to be considered.

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

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

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

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

E. Dean Carlson
 Secretary of Transportation

Doc. No. 028281

State of Kansas

Board of Adult Care Home Administrators

Notice of Meetings

The Complaint Investigatory Committee of the Board of Adult Care Home Administrators will meet at 11 a.m. Friday, September 13, in Classroom D of the Kansas National Education Association (KNEA) Building, 715 S.W. 10th Ave., Topeka. The regular quarterly meeting of the Board of Adult Care Home Administrators will follow at 1 p.m.

Marla Rhoden, Director
Health Occupations Credentialing

Doc. No. 028288

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms to provide environmental-related services on an as-needed basis. It is anticipated the majority of the work will be related to wetland investigation and the design of wetland and streambed mitigations, or the identification and remediation of hazardous waste sites.

A response may be submitted by e-mail to Neil@ksdot.org, or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages and must be received in Room 1084-West by 5 p.m. September 11 for the consulting engineering firm to be considered.

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

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

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

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

E. Dean Carlson
Secretary of Transportation

Doc. No. 028280

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Airport Hilton, Wichita, until 2 p.m. September 11 and then publicly opened:

District One - Northeast

Douglas—10-23 K-8409-01 - Intersection of East Hills Drive and K-10 in Lawrence, intersection improvement. (State Funds)

Douglas—23 U-1793-01 - North Michigan from Riveridge Road to West 2nd in Lawrence, 1 mile (1.6 kilometers), grading and surfacing. (Federal Funds)

Wyandotte—105 C-3419-01 - Nettleton Avenue between K-32 and K-7 in Bonner Springs, 1.2 miles (1.9 kilometers), surfacing. (Federal Funds)

Wyandotte—635-105 K-4890-01 - I-635 from the junction of K-32 north to 0.3 mile (0.5 kilometer) north of U.S. 24, 2.3 miles (3.7 kilometers), pavement reconstruction. (Federal Funds)

Wyandotte—70-105 K-4890-02 - I-70, 12 miles (19.3 kilometers) east of the Leavenworth-Wyandotte county line east 1.3 miles (2.1 kilometers), pavement reconstruction. (Federal Funds)

Wyandotte—635-105 K-7952-01 - I-635 bridges over the Burlington Northern - Santa Fe Railroad and old K-132, bridge repair. (State Funds)

District—106 -9021-01 - Various locations in Doniphan, Shawnee, Wabaunsee, Jackson, Pottawatomie and Riley counties, bridge approach maintenance. (State Funds)

Johnson-Wyandotte—106 K-9022-01 - Various locations in Johnson and Wyandotte counties, bridge approach maintenance. (State Funds)

District Two - Northcentral

Ottawa—106-72 K-8269-01 - K-106 Salt Creek Bridge, southwest of Minneapolis, channel relocation. (State Funds)

Dickinson—43-21 K-8359-01 - K-43 culverts south of Enterprise, culvert construction. (State Funds)

District Three - Northwest

Russell—70-84 K-8680-01 - Safety rest area on I-70, 2.1 miles (3.4 kilometers) east of the junction of U.S. 281, safety rest area improvement. (State Funds)

District Four - Southeast

Labette—50 C-3706-01 - U.S. 50, 1.8 miles (2.9 kilometers) north and 0.7 mile (1.1 kilometers) east of the junction of U.S. 59/U.S. 166, 1.5 miles (2.4 kilometers), grading and bridge. (Federal Funds)

District Five - Southcentral

Comanche—17 C-3614-01 - County road 10.3 miles (16.6 kilometers) east of Coldwater at Indian Creek, 0.24 miles (0.4 kilometer), grading and bridge. (Federal Funds)

Pratt—281-76 K-7725-01 - U.S. 281, north and south approaches to the railroad tracks near the north city limits

(continued)

of Pratt, 0.12 mile (0.2 kilometer), grading and surfacing. (State Funds)

Sedgwick—87 C-3729-01 - 53rd Street north over the Big Arkansas River, 0.25 mile (0.4 kilometer), grading, bridge and surfacing. (Federal Funds)

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

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

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

E. Dean Carlson
Secretary of Transportation

Doc. No. 028300

State of Kansas

State Employees Health Care Commission

Permanent Administrative Regulations

Article 1.—ELIGIBILITY REQUIREMENTS

108-1-4. Local unit of government employee health care benefits plan. (a) Definitions.

(1) "Commission" means the Kansas state employees health care commission.

(2) "Qualified local unit" means a county, township, or city that meets the terms, conditions, limitations, exclusions, and other provisions established by the commission for participation in the local unit employee health care benefits component of the health care benefits program and that has entered into a written agreement with the commission to participate in the program.

(3) "Local unit employee" means any individual who is employed by a qualified local unit and who meets the definition of employee under K.S.A. 74-4902 or K.S.A. 74-4952, and amendments thereto.

(4) "Local unit plan" means the local unit employee health care benefits component of the health care benefits program.

(b) Active participants. Subject to the provisions of subsection (c), each local unit employee shall be eligible

to participate as an active participant in the local unit plan. Eligibility and participation shall be subject to terms, conditions, limitations, exclusions, and other provisions established by the commission, including the amount and method of payment for employee and employer contributions.

(c) Waiting periods.

(1) Each local unit employee whose first day of work for a qualified local unit is on or after the first day on which the employee's qualified local unit participates in the local unit plan shall become eligible for coverage following completion of a 60-day waiting period beginning with the first day of work for the qualified local unit. Each local unit employee shall have 31 days after becoming eligible to elect health insurance coverage.

(2) The waiting period established in paragraph (c)(1) shall not apply if all of the following conditions are met:

(A) The person is returning to work for the qualified local unit, is transferring from another qualified local unit, or is transferring from a position that is eligible for coverage under K.A.R. 108-1-1 or K.A.R. 108-1-3.

(B) Immediately before leaving the prior position, the person was enrolled in the local unit plan, the school district plan under K.A.R. 108-1-3, or the health care benefits program under K.A.R. 108-1-1 or was enrolled in the health care insurance plan provided by the employee's qualified local unit.

(C) The break in service between the prior position and the new position does not exceed the following time periods:

(i) 30 or fewer calendar days; or

(ii) 365 or fewer days, if the person was laid off in accordance with the practices of the prior employer.

(3) The waiting period established in paragraph (c)(1) shall not apply to any person who, on that person's first day of work for the qualified local unit, is enrolled in the local unit plan, the school district plan under K.A.R. 108-1-3, or the health care benefits plan under K.A.R. 108-1-1 on any of the following bases:

(A) As a direct bill participant;

(B) under the continuation of benefits coverage provided under public law 99-272, as amended; or

(C) as a spouse or dependent of an active participant in any of those plans.

(4) The waiting period established in paragraph (c)(1) may be waived if the chief administrative officer of the qualified local unit, or the chief administrative officer's designee, meets the following requirements:

(A) The chief administrative officer or the chief administrative officer's designee shall provide both of the following certifications to the commission, or its designee, in writing:

(i) A potential new local unit employee is not entitled to continuation of health benefits available from prior insurance coverage.

(ii) The waiting period poses, or will pose, an obstacle to recruitment.

(B) The chief administrative officer or the chief administrative officer's designee shall submit the request for a waiver before the employee's acceptance of the position.

(5) Each local unit employee who is employed by the employee's qualified local unit immediately before the

first day on which the employee's qualified local unit participates in the local unit plan shall be subject to transitional provisions established by the commission regarding waiting periods and the date on which the employee becomes eligible to participate in the local unit plan.

(6) The waiting period described in this subsection may be waived by the commission if the commission determines that failure to grant a waiver would create a manifest injustice or undue hardship on the local unit employee.

(d) Categories of direct bill participants. Subject to the provisions of subsection (e), the classes of persons eligible to participate as members of the local unit plan on a direct bill basis shall be the following:

(1) Any retired local unit employee who is receiving state warrants for retirement benefits under the Kansas public employees retirement system or the Kansas police and firemen's retirement system;

(2) any totally disabled former local unit employee who is receiving benefits under the Kansas public employees retirement system or the Kansas police and firemen's retirement system;

(3) any surviving spouse or dependent of a qualifying participant in the local unit plan;

(4) any person who is a local unit employee and who is on approved leave without pay in accordance with the practices of the qualified local unit; and

(5) any individual who was covered by the health care plan offered by the qualified local unit on the day immediately before the first day on which the qualified local unit participates in the local unit plan, except that no individual who is an employee of the qualified local unit and who does not meet the definition of local unit employee in subsection (a) shall be qualified as a direct bill participant under this paragraph.

(e) Conditions for direct bill participants. Each person who is within a class listed in subsection (d) shall be eligible to participate on a direct bill basis only if the person meets both of the following requirements:

(1) The person was covered by the local unit plan or the health care insurance plan offered by the qualified local unit on one of the following bases:

(A) Immediately before the date the person ceased to be eligible for coverage or, for any person identified in paragraph (d)(5), immediately before the first day on which the qualified local unit participates in the local unit plan, the person either was covered as an active participant under subsection (b) or was covered by the health care insurance plan offered by the employee's qualified local unit.

(B) The person is a surviving spouse or dependent of a person who was enrolled as a plan participant under subsection (b) or (d) at the time the plan participant died, and the person was enrolled in spouse or dependent coverage under subsection (g) at the time the plan participant died.

(C) The person is a surviving spouse or dependent of a person who was enrolled as a plan participant under the health care insurance plan offered by the participant's qualified local unit at the time the participant died, and the person was covered under the same plan at the time the participant died.

(2) The person files a statement of election with the commission's health benefits administrator to continue coverage under the plan. The election to continue coverage shall be submitted on a form prescribed by the commission's health benefits administrator. The form shall be submitted no more than 30 days after the person ceased to be eligible for coverage or, in the case of any individual identified in paragraph (d)(5), no more than 30 days after the first day on which the qualified local unit participates in the local unit plan.

(f) Continuation of benefits (COBRA) coverage. Any individual with rights to extend coverage under provisions of public law 99-272, as amended, may participate in the local unit plan, subject to the provisions of that federal law.

(g) Coverage of spouses and dependents. Any person who is enrolled in the local unit plan under subsection (b), (d), or (f) as a primary participant may enroll the following dependents, subject to the same conditions and limitations that apply to the primary participant:

(1) The primary participant's lawful wife or husband; and

(2) any of the primary participant's eligible dependent children. An eligible dependent child who is enrolled in the local unit plan by one primary participant shall not be eligible to be enrolled by another primary participant in the local unit plan, the school district plan under K.A.R. 108-1-3, or the health care benefits program under K.A.R. 108-1-1.

(h) Eligible dependent participants; definitions. For purposes of subsection (g), "primary participant," "child," and "eligible dependent child" shall be defined as those terms are defined in K.A.R. 108-1-1.

(i) Direct bill participants; continuous coverage provisions.

(1) Except as otherwise provided in this subsection, each direct bill participant enrolled in the local unit plan shall maintain continuous coverage in the program or shall lose eligibility to be in the local unit plan as a direct bill participant under subsection (d).

(2) Any person who discontinues direct bill coverage in the local unit plan and maintains continuous coverage in a medicare risk plan may return to the local unit plan according to the open enrollment procedures.

(j) An individual who is eligible to enroll as an active participant under subsection (b) and whose spouse is eligible for coverage as an active participant under K.A.R. 108-1-1 shall not be eligible for coverage as a dependent under K.A.R. 108-1-1. Any other dependents of the individual and the individual's spouse may be enrolled under the provisions of either K.A.R. 108-1-1 or K.A.R. 108-1-4. (Authorized by K.S.A. 75-6501 and 75-6510; implementing K.S.A. 75-6501 and 75-6508; effective Aug. 30, 2002.)

Joyce Glasscock
Secretary of Administration

Doc. No. 028287

(Published in the Kansas Register August 15, 2002.)

**Summary Notice of Note Sale
City of Manhattan, Kansas
\$1,905,000
Temporary Notes, Series 2002-02
(General obligation notes payable from
unlimited ad valorem taxes)**

Bids

Subject to the notice of note sale dated August 6, 2002, bids will be received by Springsted Incorporated, the City of Manhattan, Kansas' financial advisor, on behalf of the governing body at City Hall, 1101 Poyntz Ave., Manhattan, KS 66502-5497, until 11:30 a.m. August 20, 2002, for the purchase of \$1,905,000 principal amount of Temporary Notes, Series 2002-02. No bid of less than 99 percent of the principal amount of the notes and accrued interest thereon to the date of delivery will be considered.

Note Details

The notes will consist of fully registered notes in the denomination of \$5,000 or any integral multiple thereof. The notes will be dated September 15, 2002, and will become due, as follows:

Stated Maturity June 15	Principal Amount
2004	\$1,455,000
2006	\$450,000

The notes will bear interest from the date thereof at rates to be determined when the notes are sold as hereinafter provided, which interest will be payable semiannually on June 15 and December 15 in each year, beginning June 15, 2003.

Book-Entry-Only System

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

Paying Agent and Note Registrar

City treasurer, Manhattan, Kansas.

Delivery

The issuer will pay for printing the notes and will deliver the same properly prepared, executed and registered without cost to DTC for the account of the successful bidder on or about September 16, 2002.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2001 is \$257,933,166. The total general obligation indebtedness of the issuer as of the date of delivery of the notes, including the notes being sold, is \$66,570,000.

Approval of Notes

The notes 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 notes will be furnished and paid for by the issuer, printed on the notes and delivered to the successful bidder when the notes are delivered.

Additional Information

Additional information regarding the notes may be obtained from the director of finance, City Hall, First Floor,

1101 Poyntz Ave., Manhattan, KS 66502-5460, (785) 587-2465; from the assistant director of finance, Debra Daily, (785) 587-2465; or from the financial advisor, Springsted Incorporated, Attention: David MacGillivray, (651) 223-3068 or dmacgillivray@springsted.com.

Dated August 6, 2002.

City of Manhattan, Kansas

Doc. No. 028293

State of Kansas

Board of Emergency Medical Services

**Permanent Administrative
Regulations**

Article 5.—CONTINUING EDUCATION

109-5-1. Continuing education. (a) Each applicant for certification renewal as a first responder shall have earned at least 16 hours of documented and approved continuing education during the biennial period.

(b) Each applicant for certification renewal as an EMT shall have earned at least 28 hours of documented and approved continuing education during the biennial period.

(c) Each applicant for certification renewal as an EMT-I shall have earned at least 36 clock-hours of documented and approved continuing education during the biennial period.

(d) Each applicant for certification renewal as an EMT-D shall have earned at least 36 clock-hours of documented and approved continuing education during the biennial period.

(e) Each applicant for certification renewal as an EMT-I/EMT-D shall have earned at least 44 clock-hours of documented and approved continuing education during the biennial period.

(f) Each applicant for certification renewal as an MICT shall have earned at least 60 clock-hours of documented and approved continuing education during the biennial period.

(g) Each applicant for certification renewal as an I-C shall establish the following:

(1) That the applicant is certified as an attendant at or above the level at which the applicant is endorsed as an I-C or is a physician or professional nurse as defined by K.S.A. 65-6112 and amendments thereto;

(2) that the applicant has completed one of the following activities:

(A) Taught 45 contact hours for the calendar year that has elapsed since certification or the last renewal;

(B) obtained a minimum of three college semester hours of credit per year from an accredited college or university in a teaching degree program or in a health care specialty;

(C) attended a minimum of eight contact hours of education in adult teaching theory or methodology as approved by the board; or

(D) attended an I-C workshop approved by the board;

(3) that the applicant has current approval by the American heart association, the American red cross, or

the national safety council as a CPR instructor at the professional rescuer level;

(4) that the applicant has taught a minimum of 60 hours of EMS training within the past three years; and

(5) that the applicant attended during each year of the biennial period an I-C meeting approved by the board.

(h) Each applicant for certification renewal as an I-C who is also endorsed to be the primary instructor of MICT initial courses of instruction shall verify, in addition to the items listed in subsection (g), that the applicant is currently approved by the American heart association as an instructor of advanced cardiac life support courses.

(i) Specific continuing education may be required by action of the board.

(j) One clock-hour of continuing education credit shall mean a minimum of 50 minutes of classroom instruction between instructor and participant.

(k) One academic credit hour shall be equivalent to 15 clock-hours for the purpose of continuing education credit. Credit for auditing an academic course shall be for actual clock-hours attended during which instruction was given and shall not exceed the academic credit allowed.

(l) Acceptable forms of continuing education shall include the following:

(1) Academic medical courses, whether taken for credit or audited;

(2) seminars, workshops, or minicourses oriented to the enhancement of EMS practice, values, skills, and knowledge;

(3) programs presented by approved providers;

(4) programs presented by approved single-program providers;

(5) programs approved by the CECBEMS;

(6) clinical training that meets the requirements of subsection (m); or

(7) correspondence lessons that meet criteria established in paragraph (n)(2).

(m) All clinical training shall be in the form of pre-scheduled clinical training sessions. The training coordinator shall provide, to the student and the clinical training faculty, the clinical training objectives to be met during the training session. The clinical training faculty shall complete a clinical training evaluation form for each student.

(n)(1) Each student may be awarded one hour of continuing education credit for each correspondence lesson completed.

(2) Each correspondence training lesson shall include an examination over the material presented. The providers of the correspondence training lesson shall provide to each student the results of the examination and a certificate of completion.

(3) Each individual using one or more correspondence training lessons for the purpose of certification renewal shall keep a copy of the certificate of completion for a minimum of three years.

(4) Credit toward certification renewal requirements shall not be given for duplicate correspondence training lessons.

(o) Each attendant and I-C shall be responsible for maintaining personal records of attendance for a minimum of three years. The attendant or I-C may be re-

quested by the board to submit these records as part of the verification process for certification renewal. (Authorized by K.S.A. 2001 Supp. 65-6110, 65-6111; implementing K.S.A. 2001 Supp. 65-6129 and 65-6129b; effective, T-88-122, May 18, 1987; amended, T-88-24, July 15, 1987; amended May 1, 1988; amended July 17, 1989; amended Feb. 3, 1992; amended Aug. 16, 1993; amended Dec. 19, 1994; amended Nov. 1, 1996; amended Nov. 12, 1999; amended, T-109-8-8-00, Aug. 8, 2000; amended Nov. 13, 2000; amended Aug. 30, 2002.)

Article 6.—TEMPORARY CERTIFICATION

109-6-3. Attendant certification expiration and renewal. (a) If a person received an initial attendant's certificate on or between January 1, 2000 and December 31, 2000, this certificate shall expire on December 31, 2000 and shall be automatically renewed for a period that expires on December 31, 2001. The person may apply to renew this certificate for each biennial period thereafter by paying the fee prescribed by K.A.R. 109-7-1 and by providing proof of successful completion of continuing education as prescribed by K.A.R. 109-5-1.

(b) If a person is currently certified and either received or renewed an attendant's certificate on or before December 31, 1999, one of the following requirements shall apply:

(1) The certificate shall expire on December 31, 2000 and may be renewed for a period that expires on December 31, 2001 and for each biennial period thereafter if the person meets the following conditions:

(A) Has a residential zip code as reflected in board records with the first five numbers of 66619 or less;

(B) pays the fee specified in K.A.R. 109-7-1; and

(C) provides proof of successful completion of continuing education as prescribed in K.A.R. 109-5-1.

(2) The certificate shall expire on December 31, 2000 and may be renewed for a period that expires on December 31, 2002 and for each biennial period thereafter if the person meets the following conditions:

(A) Has a residential zip code as reflected in board records with the first five numbers of 66620 or greater;

(B) pays the fee specified in K.A.R. 109-7-1; and

(C) provides proof of successful completion of continuing education prescribed in K.A.R. 109-5-1.

(c) If a person receives an initial attendant's certificate on or after January 1, 2001, this certificate shall expire on December 31 of the second year following the date of its initial issuance and may be renewed for each biennial period thereafter if the person performs the following:

(1) Pays the fee prescribed in K.A.R. 109-7-1; and

(2) provides proof of successful completion of continuing education prescribed in K.A.R. 109-5-1. (Authorized by K.S.A. 2001 Supp. 65-6110, 65-6111; implementing K.S.A. 2001 Supp. 65-6129; effective, T-109-8-8-00, Aug. 8, 2000; effective Nov. 13, 2000; amended Aug. 30, 2002.)

David Lake
Administrator

Doc. No. 028291

State of Kansas
 Kansas Insurance Department
 Permanent Administrative
 Regulations

75	30%
76	28%
77	26%
78	24%
79	22%
80	20%
81	19%
82	18%
83	17%
84	16%
85	15%
86	14%
87	13%
88	12%
89	11%
90 and over	10%

Article 4.—ACCIDENT AND HEALTH INSURANCE

40-4-37u. Contingent-benefit-upon-lapse requirement. (a) This regulation shall not apply to life insurance policies or riders containing accelerated long-term care benefits.

(b) Each long-term care policy or certificate issued in this state shall offer a nonforfeiture benefit subject to the following requirements:

(1) A policy or certificate offered with nonforfeiture benefits shall have coverage elements, eligibility, benefit triggers, and benefit lengths that are the same as coverage to be issued without nonforfeiture benefits. The nonforfeiture benefit included in the offer shall be the benefits described in subsection (f) of this regulation; and

(2) the offer shall be in writing if the nonforfeiture benefit is not otherwise described in the outline of coverage or other materials given to the prospective policyholder.

(c) Each long-term care policy or certificate issued in this state after the effective date of this regulation shall provide contingent benefit upon lapse.

(d) The contingent benefit upon lapse shall be triggered every time an insurer increases the premium rates to a level that results in a cumulative increase of the annual premium equal to or exceeding the percentage of the insured's initial annual premium set forth below based on the insured's issue age, and the policy or certificates lapses within 120 days of the due date of the premium so increased. Unless otherwise required, policyholders and certificate holders shall be notified at least 30 days before the due date of the premium reflecting the rate increase.

Triggers for a Substantial Premium Increase

Issue Age	Percent Increase Over Initial Premium
29 and under	200%
30-34	190%
35-39	170%
40-44	150%
45-49	130%
50-54	110%
55-59	90%
60	70%
61	66%
62	62%
63	58%
64	54%
65	50%
66	48%
67	46%
68	44%
69	42%
70	40%
71	38%
72	36%
73	34%
74	32%

(e) On or before the effective date of a substantial premium increase as defined in subsection (d) of this regulation, the insurer shall perform the following:

(1) Offer to reduce policy benefits provided by the current coverage without the requirement of additional underwriting so that required premium payments are not increased;

(2) offer to convert the coverage to a paid-up status with a shortened benefits period in accordance with the terms of subsection (d) of this regulation. This option may be elected at any time during the 120-day period specified in subsection (d) of this regulation; and

(3) notify the policyholder or certificate holder that a default or lapse at any time during the 120-day period specified in subsection (d) of this regulation shall be deemed to be the election of the offer to convert in subsection (d) of this regulation.

(f) Benefits continued as contingent benefit upon lapse shall be as follows:

(1) For purposes of this subsection, attained age rating shall be defined as the schedule of premiums starting from the issue date that increases age at least one percent per year before or at age 50, and at least three percent per year after age 50.

(2) For purposes of this subsection, the contingent-benefit-upon-lapse benefit shall consist of a shortened benefit period providing paid-up long-term care insurance coverage after lapse. The same benefits, with amounts and frequency in effect at the time of the lapse but not increased thereafter, shall be payable for a qualifying claim, but the lifetime maximum dollars or days of benefits shall be determined as specified in paragraph (f)(3) of this regulation.

(3) The standard contingent-benefit-upon-lapse credit shall be equal to 100% of the sum of all premiums paid, including the premiums paid before any changes in the benefits. The insurer may offer additional shortened benefits period options, if the benefits for each duration equal or exceed the standard contingent-benefit-upon-lapse credit for that duration. However, the minimum contingent-benefit-upon-lapse credit shall not be less than 30 times the daily nursing home benefit at the time of lapse. In either event, the calculation of the contingent-benefit-upon-lapse credit shall be subject to the limitations of subsection (g) of this regulation.

(4) The contingent benefit upon lapse shall be effective during the first three years as well as thereafter.

(5) Notwithstanding paragraph (f)(4) for a policy or certificate with attained age rating, the contingent benefit upon lapse shall begin on the earlier of the following:

(A) The end of the 10th year following the policy or certificate issue date; or

(B) the end of the second year following the date the policy or certificate is no longer subject to attained age rating.

(6) Contingent-benefit-upon-lapse credits may be used for all care and services qualifying for benefits under the terms of the policy or certificate, up to the limits specified in the policy or certificate.

(g) The benefits paid by the insurer while the policy or certificate is in premium-paying status and in the paid-up status shall not exceed the maximum benefits, which would be payable if the policy or certificate had remained in premium-paying status.

(h) There shall be no difference in the minimum contingent-benefit-upon-lapse benefit as required under this regulation for group and individual policies.

(i) The requirements set forth in this regulation shall be effective on and after January 1, 2003 and shall apply as follows:

(1) Except as provided in paragraph (i)(2), the provisions of this regulation shall apply to any long-term care policy issued in this state on or after January 1, 2003; or

(2) for any certificate issued on or after January 1, 2003, under a group long-term care insurance policy as defined in K.S.A. 40-2227(e) and amendments thereto, which policy was in force at the time this proposed regulation became effective, the provisions of this regulation shall not apply.

(j) Premiums charged for a policy or certificate containing a contingent benefit upon lapse shall be subject to the loss ratio requirements of K.A.R. 40-4-37k treating the policy as a whole.

(k) To determine whether contingent-benefit-upon-lapse provisions are triggered under subsection (d) of this regulation, each replacing insurer that purchased or otherwise assumed a block or blocks of long-term care insurance policies from another insurer shall calculate the percentage increase based on the initial annual premium paid by the insurer when the policy was first purchased from the original insurer. (Authorized by K.S.A. 40-103, K.S.A. 40-2228, as amended by L. 2002, ch. 168, sec. 1; implementing K.S.A. 40-2228, as amended by L. 2002, ch. 168, § 1; effective Aug. 30, 2002.)

Kathleen Sebelius
Kansas Insurance Commissioner

Doc. No. 028276

State of Kansas

Department of Health and Environment

Notice of Approval of Variance from Hazardous Waste Regulations

The Kansas Department of Health and Environment is providing public notice that on October 4, 2001, Kansas Plating, Inc., Wichita, submitted a request to continue a variance from specific hazardous waste regulations. The request to continue the variance was submitted in accordance with K.A.R. 28-31-13(a).

The variance is requested from K.A.R. 28-31-4(g)(1) and 40 CFR 265.176, which require the storage of containers holding ignitable hazardous waste must be located at least 50 feet from the facility's property line.

Kansas Plating, Inc.'s variance request would allow the storage of containers holding ignitable hazardous waste in a metal building within 50 feet of the facility's property line. The original variance was approved by KDHE without condition.

KDHE has reviewed the variance request and concluded that continuing the variance is justified. In accordance with K.A.R. 28-31-13(b), public notice was provided of the tentative decision to grant the continued variance. A public comment period to receive comments about this tentative decision was established between July 1-31, 2002. No comments were received.

Therefore, in accordance with K.A.R. 28-31-13(b), KDHE announces its decision to approve this request for a variance with no special conditions. The variance will become effective August 1, 2002, and shall remain in effect until August 1, 2009.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028296

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment has drafted a permit for Wabaunsee County to operate a construction and demolition landfill and a municipal solid waste transfer station, which are located in the Northeast 1/4 of the Northwest 1/4 Section 16, Township 13S, Range 12E, at 17501 K-4 Highway, Eskridge. KDHE is providing public notice of its intent to issue a construction and demolition landfill and municipal solid waste transfer station permit for Wabaunsee County. The prospective permittee recently made submittals that place this construction and demolition landfill and municipal solid waste transfer station in substantial compliance with state regulations for solid waste landfill and processing facilities.

A copy of the administrative record, which includes the draft permit and all information regarding this permit action, is available for public review until September 16

(continued)

during normal business hours, Monday through Friday, at the following locations:

Kansas Department of Health and Environment
Solid Waste Permits Section
Bureau of Waste Management
1000 S.W. Jackson, Suite 320
Topeka, 66612-1366
Contact: Joe Cronin
(785) 296-1667

Wabaunsee County Clerk
215 Kansas
Alma, 66401
Contact: Jennifer Savage
(785) 765-3414

Anyone wishing to comment in writing on the draft permit information should submit written statements postmarked not later than September 16 to Joe Cronin (KDHE). 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 given 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. 028305

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment has drafted a permit for The Tire Cutters waste tire processing facility, which will be located in the Southeast 1/4, Section 18, Township 5S, Range 12E, Nemaha County, Route 1, Centralia. KDHE is providing public notice of its intent to issue a waste tire processing facility permit to The Tire Cutters, which recently made submittals that place its waste tire processing facility in substantial compliance with state regulations for waste tire processing facilities. KDHE has drafted a permit to reflect these submittals.

A copy of the administrative record, which includes the draft permit and all information regarding this permit action, is available for public review until September 16 during normal business hours, Monday through Friday, at the following locations:

Kansas Department of Health and Environment
Solid Waste Permits Section
Bureau of Waste Management
1000 S.W. Jackson, Suite 320
Topeka, 66612-1366
Contact: Ken Powell
(785) 296-1121

Nemaha County Clerk
607 Nemaha, P.O. Box 186
Seneca, 66538
Contact: Anita Heiman, Clerk

(785) 336-3570

Anyone wishing to comment on the draft permit information should submit written statements postmarked not later than September 16 to Ken Powell (KDHE). 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 given 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. 028306

State of Kansas

Department of Health and Environment

Notice of Approval of Variance from Hazardous Waste Regulations

The Kansas Department of Health and Environment is providing public notice that on September 28, 2001, Raytheon Aircraft Company, Wichita, submitted a request for a variance from specific hazardous waste regulations. The request for a variance was submitted in accordance with K.A.R. 28-31-13(a).

The variance is requested from K.A.R. 28-31-4(j)(1), which limits the accumulation of not more than 55 gallons of each type of hazardous waste in not more than one satellite container at or near each point of generation where waste initially accumulates, and which is under the control of the operator of the process generating the waste.

Raytheon Aircraft Company's variance request would allow the use of a one-cubic-yard container to collect hazardous waste paint-related filters and material generated at paint booths in various locations of the facility. The use of this one-cubic-yard accumulation container would reduce the risk of accidental releases of hazardous waste because of the ease of loading the container and would reduce the number of times the container is handled because of its size. These factors function to reduce the potential exposure of Raytheon Aircraft Company's employees to hazardous wastes.

KDHE has reviewed the variance request and concluded that the variance is justified. In accordance with K.A.R. 28-31-13(b), public notice was provided of the tentative decision to grant the variance. A public comment period to receive comments about this tentative decision was established July 1-31, 2002. No comments were received.

Therefore, in accordance with K.A.R. 28-31-13(b), KDHE announces its decision to approve this request for a variance with no special conditions. The variance will become effective August 1, 2002, and shall remain in effect until August 1, 2009.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028297

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 contact Lisa Tenbrink, KDHE Public Health Educator, at (785) 368-7290 to obtain more information. The closing date for receipt of applications by the Kansas Department of Health and Environment is September 1.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028265

State of Kansas

**Department of Health
and Environment**

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Concrete Materials Company, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter equal to or less than 10 microns in diameter (PM₁₀) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Concrete Materials Company, Inc., Wichita, owns and operates a portable concrete batch plant.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review 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 KDHE South Central District Office, 130 S. Market, sixth floor, Wichita. To obtain or review the proposed permit and supporting documentation, contact Herbert Buckland, (785) 296-6438, at the KDHE central office; or Dave Butler, (316) 337-6020, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Herbert Buckland, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received by the close of business September 16.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business September 16 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028299

State of Kansas

**Department of Health
and Environment**

**Notice of Approval of Variance from
Hazardous Waste Regulations**

The Kansas Department of Health and Environment is providing public notice that on September 28, 2001, The Metal Finishing Company, Inc., Wichita, submitted a request for a variance from specific hazardous waste regulations. The request for a variance was submitted in accordance with K.A.R. 28-31-13(a).

The variance is requested from K.A.R. 28-31-4(j)(1), which limits the accumulation of not more than 55 gallons of each type of hazardous waste in not more than one satellite container at or near each point of generation where waste initially accumulates, and which is under the control of the operator of the process generating the waste.

The Metal Finishing Company's variance request would allow the use of a one-cubic-yard container to collect sludge from the wastewater treatment of dewatered sludge. The use of this one-cubic-yard accumulation container would reduce the risk of accidental releases of hazardous waste because of the ease of loading the container and would reduce the number of times the container is handled because of its size. These factors function to reduce the potential exposure of The Metal Finishing Company's employees to hazardous wastes.

KDHE has reviewed the variance request and concluded that the variance is justified. In accordance with K.A.R. 28-31-13(b), public notice was provided of the tentative decision to grant the variance. A public comment period to receive comments about this tentative decision was established between July 1-31, 2002. No comments were received.

Therefore, in accordance with K.A.R. 28-31-13(b), KDHE announces its decision to approve this request for a variance with no special conditions. The variance will become effective August 1, 2002, and shall remain in effect until August 1, 2009.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028298

State of Kansas

Governmental Ethics Commission

Opinion No. 2002-19

Written July 18, 2002, to John Jones, Topeka.

This opinion is in response to your letter of July 7, 2002, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the Commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you are asking for this opinion as an Information Center Supervisor for the Department of Administration's Division of Information Systems and Communications (DISC). You are interested in starting a part-time computer consulting business through which you would provide part-time information technology training and consulting work to private businesses and state agencies. You have informed us that in your capacity as a state employee, you do not provide training to state of Kansas employees, but that you are involved in selecting training from private businesses for your staff's technical development. In addition, you would like to accept employment with existing businesses in order to provide course instruction.

Question

I. May a DISC Information Center Supervisor provide part-time computer training or other consulting services to private businesses and state agencies or their employees?

II. May a DISC Information Center Supervisor accept employment with existing businesses in order to provide course instruction?

Opinion

Three statutes apply to the question you have raised: K.S.A. 46-233(a), which involves participation in the making of contracts; K.S.A. 46-235, which governs restrictions on compensation of state employees; and K.S.A. 46-241, which involves the use of confidential information. Each of these statutes will be addressed in turn.

K.S.A. 46-233 states in pertinent part:

(a)(1) No state officer or employee shall in the capacity as such officer or employee be substantially involved in the preparation of or participate in the making of a contract with any person or business by which such officer or employee is employed. . . .

(2) . . . [W]henver any individual has participated as a state officer or employee in the making of any contract with any person or business, such individual shall not accept employment with such person or business as an employee, independent contractor or subcontractor until two years after performance of the contract is completed or until two years after the individual terminates employment as a state officer or employee, whichever is sooner.

Under subsection (a)(1) of this provision, you would be prohibited, as a state employee, from being substantially

involved in the preparation of, or from participating in the making of a non-competitively bid contract with an entity by which you are employed or in which you have a substantial interest. Therefore, you would be prohibited from selecting a training course for your employees from your own business or a business by which you are employed. Absent your participation as a state employee in the making of such a contract, this statute would not prohibit you from accepting employment with existing businesses or from owning a part-time computer consulting business.

Additionally, under subsection (a)(2) you would be prohibited from accepting employment as an employee, independent contractor, subcontractor or as a consultant with a private company or another state agency, if you, in your capacity as a state employee, had participated in the making of any non-competitively bid contract with that company or agency. See Commission Opinion 1996-29. This prohibition would be in place until two years after performance of the contract is completed or until two years after you terminate state employment, whichever is sooner.

K.S.A. 46-235 states in pertinent part:

No state officer or employee shall accept compensation for performance of official duties, other than that to which such person is entitled for such performance. . . . The receipt of wages or salary from an individual's non-state employer during a period of service as a state officer or employee shall not be construed as compensation for performance of official duties.

Pursuant to this statute, so long as it is not part of your current state duties to perform the services you propose to perform in your part-time employment, K.S.A. 46-235 would not prohibit you from accepting compensation for performing these services.

Finally K.S.A. 46-241 states:

No state officer or employee shall disclose or use confidential information acquired in the course of his or her official duties in order to further his or her own economic interest or those of any other person.

This section is self-explanatory. Confidential information obtained during your official duties with the State may not be used for your financial gain or the financial gain of another.

In conclusion, K.S.A. 46-233(a)(1) does not prohibit you from operating a part-time consulting or computer service business or accepting employment with an already established business, so long as you do not, in your capacity as a state employee, participate in the making of any contracts between the State and those businesses. Pursuant to K.S.A. 46-233(a)(2), you would be prohibited from accepting employment as an employee, independent contractor, subcontractor or consultant with a company, if you, as a state employee, had participated in the making of any non-competitively bid contract with that company. Pursuant to K.S.A. 46-235, as long as it is not part of your current state duties to perform the services you propose to perform, you would not be prohibited from accepting compensation for performing those services. And finally, pursuant to K.S.A. 46-241, confidential information obtained during your official duties with the

State may not be used for your financial gain or the financial gain of another.

Opinion No. 2002-20

Written July 18, 2002, to the Honorable Carlos Mayans, Kansas State Representative, 100th District, Wichita.

This opinion is in response to your letter of July 3, 2002, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the Campaign Finance Act (K.S.A. 25-4142 et seq.). We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 25-4142 et seq. Thus, whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you request this opinion in your capacity as an incumbent state legislator. You advise us that you may want to run for an elected position as the Mayor of Wichita. You further advise us that you would

like to use your existing legislative campaign funds for this election. You note that the City of Wichita has passed Ordinance Number 44-852 which prohibits certain campaign contributions to candidates.

Question

May a state legislator use his State Representative Candidate Committee campaign funds to run for the Mayor of Wichita, pursuant to the Kansas Campaign Finance Act?

Opinion

Nothing in the Kansas Campaign Finance Act prohibits a state legislator from using his existing campaign funds to run for a city office. See K.A.R. 19-22-1 and Commission Opinion 1997-17. You question the application of Wichita Ordinance Number 44-852. This Commission is not in a position to address this issue, as Wichita ordinances are not within our jurisdiction.

Daniel Sevart
Chairman

Doc. No. 028286

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

Table with 3 columns: Reg. No., Action, Register. Lists administrative regulations from 1-2-31 to 1-45-7a.

AGENCY 4: DEPARTMENT OF AGRICULTURE

Table with 3 columns: Reg. No., Action, Register. Lists agricultural regulations from 4-1-17 to 4-3-51.

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 4-10-2j to 4-25-2 through 4-25-18.

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Table with 3 columns: Reg. No., Action, Register. Lists water resource regulations from 5-3-26 to 5-25-4.

AGENCY 7: SECRETARY OF STATE

Table with 3 columns: Reg. No., Action, Register. Lists secretary of state regulations from 7-17-1 to 7-41-13.

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Lists animal health regulations from 9-7-19 to 9-10-33.

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 9-10-33a to 9-29-15.

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Table with 3 columns: Reg. No., Action, Register. Lists bureau of investigation regulations from 10-12-1 to 10-21-1 through 10-21-6.

AGENCY 11: STATE CONSERVATION COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists conservation commission regulations from 11-1-6 to 11-10-1 through 11-10-6.

AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Table with 3 columns: Reg. No., Action, Register. Lists alcoholic beverage control regulations from 14-13-14 to 14-13-15.

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
25-5-1	Revoked	V. 21, p. 236

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-1-1	Amended	V. 21, p. 743
26-1-4	Revoked	V. 21, p. 745
26-1-5	Amended	V. 21, p. 745
26-2-4	Amended	V. 21, p. 745
26-3-2	Revoked	V. 21, p. 745
26-5-1	Revoked	V. 21, p. 745

26-5-6	Amended	V. 21, p. 745
26-8-1	Amended (T)	V. 21, p. 1222
26-8-2	Amended (T)	V. 21, p. 1172
26-8-3	Revoked (T)	V. 21, p. 1173
26-8-5	Amended (T)	V. 21, p. 1173
26-8-6	Revoked (T)	V. 21, p. 1173
26-8-7	Amended (T)	V. 21, p. 1173
26-8-8	Amended (T)	V. 21, p. 1173
26-8-9	Revoked (T)	V. 21, p. 1173
26-8-12	Revoked (T)	V. 21, p. 1173
26-8-13	Revoked (T)	V. 21, p. 1173
26-8-14	Revoked (T)	V. 21, p. 1173
26-8-15	New (T)	V. 21, p. 1173
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

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-4-269	Amended (T)	V. 21, p. 497
28-4-269	Amended	V. 21, p. 1167
28-4-331	Amended (T)	V. 21, p. 498
28-4-331	Amended	V. 21, p. 1168
28-4-351	Amended (T)	V. 21, p. 500
28-4-351	Amended	V. 21, p. 1170
28-4-576 through 28-4-596	New (T)	V. 21, p. 597-616
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
28-17-6	Amended (T)	V. 21, p. 1171
28-19-75	Revoked	V. 21, p. 1325
28-19-79	Revoked	V. 20, p. 492
28-19-202	Amended	V. 20, p. 322
28-19-714	New	V. 21, p. 1325
28-19-719	New	V. 20, p. 492
28-29-18	Revoked	V. 21, p. 310
28-29-29	Amended	V. 21, p. 310
28-29-2201	New	V. 21, p. 310
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
28-55-3	Amended	V. 21, p. 311
28-55-5	Amended	V. 21, p. 311
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

Reg. No.	Action	Register
30-4-64	Amended	V. 20, p. 490
30-4-90	Amended	V. 21, p. 1005
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
30-5-101	Revoked	V. 21, p. 1007
30-5-108	Amended	V. 20, p. 491
30-5-300	Amended	V. 21, p. 1007
30-6-88	New	V. 21, p. 1010
30-6-89	New	V. 20, p. 1394
30-6-94	Amended	V. 21, p. 506
30-6-103	Amended	V. 21, p. 1010
30-6-107	Amended	V. 21, p. 1011
30-6-109	Amended	V. 21, p. 1011
30-6-112	Amended	V. 21, p. 1013
30-10-1a	Amended	V. 21, p. 506
30-10-2	Amended	V. 21, p. 508
30-10-6	Amended	V. 21, p. 1014
30-10-7	Amended	V. 21, p. 509
30-10-11	Amended	V. 21, p. 1015
30-10-15a	Amended	V. 21, p. 1017
30-10-15b	Amended	V. 21, p. 1018
30-10-17	Amended	V. 21, p. 1019
30-10-18	Amended	V. 21, p. 1020
30-10-19	Amended	V. 21, p. 1023
30-10-21	Amended	V. 21, p. 1024
30-10-23a	Amended	V. 21, p. 1024
30-10-24	Amended	V. 21, p. 1025
30-10-25	Amended	V. 21, p. 1026
30-10-27	Amended	V. 21, p. 1027
30-10-29	Revoked	V. 21, p. 1028
30-12-16 through 30-12-22	Revoked	V. 21, p. 331
30-13-17 through 30-13-26	Revoked	V. 21, p. 331
30-64-20	Amended	V. 21, p. 80
30-64-22	Amended	V. 21, p. 80

30-64-23	Amended	V. 21, p. 80
30-64-24	Amended	V. 21, p. 1310
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

Reg. No.	Action	Register
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. 21, p. 451
40-1-43	Amended (T)	V. 20, p. 1896
40-1-46	Amended	V. 21, p. 212
40-1-47	New	V. 21, p. 588
40-1-48	Amended	V. 21, p. 1056
40-2-22	Revoked	V. 21, p. 589
40-3-29	Revoked	V. 20, p. 946
40-4-35	Amended	V. 20, p. 1307
40-4-37	Amended	V. 21, p. 741
40-4-37k	Amended	V. 21, p. 1272
40-4-37q	New	V. 21, p. 1272
40-4-37s	New	V. 21, p. 743
40-4-37t	New	V. 21, p. 1272
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

Reg. No.	Action	Register
44-4-103	Revoked	V. 21, p. 309
44-4-104	Revoked	V. 21, p. 309
44-4-106 through		
44-4-109	Revoked	V. 21, p. 309
44-5-101	Revoked	V. 21, p. 309
44-5-103	Revoked	V. 21, p. 309
44-5-107 through		
44-5-110	Revoked	V. 21, p. 309
44-5-113	Revoked	V. 21, p. 309
44-5-114	Revoked	V. 21, p. 309
44-7-102	Revoked	V. 21, p. 309
44-7-103	Revoked	V. 21, p. 309
44-7-105	Revoked	V. 21, p. 309
44-7-106	Revoked	V. 21, p. 309
44-7-107	Revoked	V. 21, p. 309
44-7-109	Revoked	V. 21, p. 309
44-7-112	Revoked	V. 21, p. 309
44-7-114	Revoked	V. 21, p. 309
44-7-115	Revoked	V. 21, p. 309
44-7-116	Revoked	V. 21, p. 309
44-8-110 through		
44-8-114	Revoked	V. 21, p. 309
44-11-111	Amended	V. 21, p. 335
44-11-112	Revoked	V. 21, p. 336
44-11-113	Amended	V. 21, p. 336
44-11-114	Revoked	V. 21, p. 336
44-11-115	Revoked	V. 21, p. 336
44-11-119	Amended	V. 21, p. 336
44-11-120	Amended	V. 21, p. 336
44-11-121	Amended	V. 21, p. 337
44-11-122	Revoked	V. 21, p. 337
44-11-123	Amended	V. 21, p. 337
44-11-124	Revoked	V. 21, p. 337
44-11-127	Amended	V. 21, p. 337
44-11-129	Amended	V. 21, p. 338
44-11-130	Amended	V. 21, p. 338
44-11-131	Amended	V. 21, p. 339
44-11-132	Amended	V. 21, p. 339

44-11-133	Amended	V. 21, p. 339
44-11-135	Amended	V. 21, p. 339
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 45: KANSAS PAROLE BOARD

Reg. No.	Action	Register
45-700-1	New (T)	V. 21, p. 1328
45-700-2	New (T)	V. 21, p. 1328

AGENCY 50: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF EMPLOYMENT

Reg. No.	Action	Register
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
51-2-6	New	V. 21, p. 864
51-3-1 through		
51-3-4	Amended	V. 21, p. 864-865
51-9-7	Amended	V. 20, p. 1755
51-9-12 through		
51-9-14	Revoked	V. 21, p. 865
51-9-15	New	V. 21, p. 1224
51-9-16	New	V. 21, p. 1271
51-10-6	Revoked	V. 21, p. 865
51-17-1	Revoked	V. 21, p. 865
51-24-1	Amended	V. 21, p. 865
51-24-3	Amended	V. 21, p. 865
51-24-4	Amended	V. 21, p. 866

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-2-101	Amended	V. 21, p. 840
60-3-106	Amended	V. 21, p. 840
60-3-111	Amended	V. 20, p. 1522
60-4-101	Amended	V. 20, p. 449
60-4-103	Amended	V. 21, p. 841
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
60-11-116	Amended	V. 21, p. 316
60-11-119	Amended	V. 20, p. 451
60-12-106	Amended	V. 20, p. 1522
60-13-101	Amended	V. 20, p. 451
60-13-103	Amended	V. 21, p. 316
60-13-110	Amended	V. 21, p. 317
60-13-112	Amended	V. 20, p. 1523
60-16-101	Amended	V. 21, p. 841
60-16-103	Amended	V. 21, p. 842
60-16-104	Amended	V. 21, p. 842

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-23	New	V. 21, p. 659
63-3-22	New	V. 21, p. 659
63-3-23	New	V. 21, p. 659
63-4-1	Amended	V. 21, p. 659
63-7-1 through		
63-7-8	New	V. 21, p. 660-662

(continued)

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

Reg. No.	Action	Register
65-4-3	Amended	V. 21, p. 183
65-8-5	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
68-1-1a	Amended	V. 21, p. 746
68-1-1e	Revoked	V. 21, p. 308
68-1-2a	Amended	V. 21, p. 746
68-1-3	Revoked	V. 21, p. 308
68-1-3a	Amended	V. 21, p. 746
68-2-5	Amended	V. 21, p. 308
68-9-1	Amended	V. 21, p. 308
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
82-3-105	Amended (T)	V. 21, p. 1175
82-3-111	Amended	V. 21, p. 43
82-3-113	Amended (T)	V. 21, p. 1175
82-3-114	Amended (T)	V. 21, p. 1176
82-3-117	Amended (T)	V. 21, p. 1176
82-3-120	Amended	V. 21, p. 44
82-3-120	Amended (T)	V. 21, p. 1176
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
82-3-311	Amended (T)	V. 21, p. 1178
82-3-312	Amended	V. 21, p. 117
82-3-400	Amended	V. 21, p. 383
82-3-401	Amended	V. 21, p. 383
82-3-401a	Revoked	V. 21, p. 384
82-3-401b	Revoked	V. 21, p. 384
82-3-402	through	
82-3-410	Amended	V. 21, p. 384-389
82-3-411	New	V. 21, p. 389
82-3-412	New	V. 21, p. 390
82-3-1000	through	
82-3-1012	New (T)	V. 21, p. 1178-1188
82-4-3	Amended (T)	V. 20, p. 1723
82-4-3	Amended	V. 20, p. 1868
82-4-22	Amended (T)	V. 21, p. 1329
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 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-16-1a	Revoked (T)	V. 21, p. 501
88-16-1a	Revoked	V. 21, p. 1166
88-16-1b	New (T)	V. 21, p. 501
88-16-1b	New	V. 21, p. 1166

**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
92-1-1	Revoked	V. 21, p. 332
92-1-2	Revoked	V. 21, p. 332
92-1-3	Revoked	V. 21, p. 332
92-5-4	Revoked	V. 21, p. 312
92-5-5	through	
92-5-10	Amended	V. 21, p. 312, 313
92-5-11	Revoked	V. 21, p. 313
92-5-12	Amended	V. 21, p. 313
92-5-13	Amended	V. 21, p. 313

92-8-20	Revoked	V. 21, p. 332
92-9-1	Amended	V. 21, p. 332
92-9-3	Amended	V. 21, p. 332
92-9-4	Amended	V. 21, p. 332
92-9-5	Amended	V. 21, p. 332
92-9-7	Revoked	V. 21, p. 332
92-9-8	Revoked	V. 20, p. 1124
92-11-1	through	
92-11-16	Revoked	V. 21, p. 332, 333
92-12-4	Amended	V. 21, p. 586
92-12-11	Amended	V. 21, p. 586
92-12-29	Revoked	V. 21, p. 586
92-12-47	Amended	V. 21, p. 586
92-12-56	Revoked	V. 21, p. 587
92-12-58	Amended	V. 21, p. 587
92-12-66	Revoked	V. 20, p. 1124
92-12-66a	New	V. 20, p. 1124
92-12-67	Amended	V. 21, p. 587
92-12-68	Revoked	V. 21, p. 587
92-12-105	Amended	V. 21, p. 587
92-12-106	Amended	V. 21, p. 587
92-12a-1	through	
92-12a-23	Revoked	V. 21, p. 333, 334
92-14-4	through	
92-14-9	Amended	V. 21, p. 334, 335
92-15-3	Amended	V. 21, p. 335
92-15-4	Amended	V. 21, p. 335
92-15-6	Amended	V. 20, p. 1126
92-15-8	Amended	V. 21, p. 335
92-17-1	through	
92-17-6	Amended	V. 21, p. 313, 314
92-18-1	through	
92-18-7	Revoked	V. 21, p. 1307
92-19-2	Revoked	V. 21, p. 1311
92-19-2a	New	V. 21, p. 1311
92-19-4a	Revoked	V. 20, p. 1126
92-19-4b	New	V. 20, p. 1126
92-19-6	Revoked	V. 21, p. 1312
92-19-6a	New	V. 21, p. 1312
92-19-16a	New	V. 20, p. 1128
92-19-24	Amended	V. 20, p. 1129
92-19-33	Amended	V. 20, p. 1129
92-19-35a	New	V. 21, p. 1312
92-19-55	Revoked	V. 21, p. 1313
92-19-55a	New	V. 21, p. 1313
92-19-61	Revoked	V. 21, p. 1315
92-19-61a	New	V. 21, p. 1315
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
92-19-82	New	V. 21, p. 1316
92-20-11	Revoked	V. 21, p. 1318
92-22-4	Amended	V. 21, p. 450
92-22-19	Revoked	V. 21, p. 450
92-22-22	Revoked	V. 21, p. 450
92-22-23	Amended	V. 21, p. 450
92-22-24	Revoked	V. 21, p. 450
92-22-25	Amended	V. 21, p. 450
92-22-33	New	V. 21, p. 450
92-22-34	New	V. 21, p. 450
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
92-24-9	through	
92-24-15	Amended	V. 21, p. 314, 315
92-24-18	Amended	V. 21, p. 315
92-24-22	Amended	V. 21, p. 316
92-24-23	Amended	V. 20, p. 1895
92-24-24	Amended	V. 21, p. 316

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
92-56-1	through	
92-56-5	Amended	V. 21, p. 1057-1059

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 94: BOARD OF TAX APPEALS

Reg. No.	Action	Register
94-2-1	through	
94-2-18	Amended	V. 21, p. 703-708
94-2-19	New	V. 21, p. 708
94-2-20	New	V. 21, p. 708
94-3-1	Amended	V. 21, p. 709
94-3-2	Amended	V. 21, p. 709
94-4-1	New	V. 21, p. 710
94-4-2	New	V. 21, p. 710

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
100-11-1	Amended (T)	V. 21, p. 1131
100-15-1	Amended	V. 20, p. 1093
100-27-1	Amended	V. 21, p. 307
100-28a-1	through	
100-28a-16	New	V. 20, p. 774-778

100-49-4	Amended (T)	V. 21, p. 1131
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
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
102-3-3a	Amended	V. 21, p. 1132
102-3-4a	Amended	V. 21, p. 1133
102-3-6a	Revoked	V. 21, p. 1134
102-3-12a	Amended	V. 21, p. 1134
102-3-16	New	V. 20, p. 572
102-3-17	New	V. 21, p. 1137
102-4-16	New	V. 20, p. 572
102-5-15	New	V. 20, p. 572

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-2	Amended	V. 21, p. 1055

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. 21, p. 590
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

111-2-135	New	V. 21, p. 590
111-2-136	New	V. 21, p. 590
111-2-137	New	V. 21, p. 649
111-2-138	New	V. 21, p. 692
111-2-139	New	V. 21, p. 747
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
111-4-1890	through	
111-4-1893	New	V. 21, p. 591-593
111-4-1894	through	
111-4-1900	New	V. 21, p. 649-655
111-4-1894	Amended	V. 21, p. 1276
111-4-1901	through	
111-4-1921	New	V. 21, p. 692-702
111-4-1910	Amended	V. 21, p. 747
111-4-1911	Amended	V. 21, p. 747
111-4-1913	Amended	V. 21, p. 748
111-4-1922	New	V. 21, p. 748
111-4-1923	New	V. 21, p. 749
111-4-1924	through	
111-4-1932	New	V. 21, p. 1329-1337
111-5-23	Amended	V. 20, p. 428
111-5-24	Amended	V. 20, p. 428
111-5-27	Amended	V. 20, p. 429
111-5-78	Amended	V. 21, p. 751
111-5-79	through	
111-5-91	New	V. 21, p. 1278-1281
111-5-92	through	
111-5-98	New	V. 21, p. 1339-1341
111-7-119	through	
111-7-127	Amended	V. 21, p. 594-597

(continued)

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
111-7-176		
through		
111-7-180	New	V. 21, p. 656, 657
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
111-9-114	New	V. 21, p. 657
111-9-115	New	V. 21, p. 702
111-9-116	New	V. 21, p. 703

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

115-2-6	Amended	V. 21, p. 451
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	Amended	V. 21, p. 452
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
115-5-1	Amended	V. 21, p. 1137
115-5-2	Amended	V. 21, p. 1138
115-5-3	Amended	V. 21, p. 1138
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
115-16-5	New	V. 21, p. 1138
115-16-6	New	V. 21, p. 1139

115-18-5	Revoked	V. 20, p. 1504
115-18-7	Amended	V. 21, p. 453
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
117-6-1	Amended	V. 21, p. 658
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. 21, p. 659

AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-5-1		
through		
118-5-10	New (T)	V. 20, p. 1492-1495
118-5-1		
through		
118-5-10	New	V. 21, p. 1205-1208

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