

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 Engineering Services**

Notice is hereby given of the commencement of negotiations for "on-call" civil engineering services for the Kansas Department of Wildlife and Parks. The successful firm also must be capable of providing mechanical, electrical and plumbing engineering services, surveying and construction administration services, either by in-house personnel or through consultants. 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 Michael Wilson, Chief Engineer, Department of Wildlife and Parks, (785) 296-2281.

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. October 18.

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

Doc. No. 028471

State of Kansas

Natural Resources Legacy Alliance

Notice of Meeting

The Kansas Natural Resources Legacy Alliance will meet at 7:30 p.m. Wednesday, October 9, and at 8 a.m. Thursday, October 10, in the meeting room at the Finney County fairgrounds, 501 S. 9th, Garden City. The October 9 meeting will be conducted as an open forum to receive comments from the public regarding natural resource concerns and issues.

Both meetings are open to the public. Individuals needing special accommodations should contact the State Conservation Commission at least three business days prior to the meeting at (785) 296-3600.

Tracy Streeter
Executive Director
State Conservation Commission

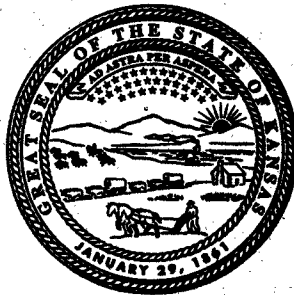
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Ron Thornburgh
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(785) 296-4564
www.kssos.org



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

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of October 7-20. 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
October 7 October 8	514-S 514-S	10:00 a.m. 9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Committee review of rules and regulations proposed by the KCC, Dept. of Revenue, Board of Healing Arts, State Treasurer, Dept. of Wildlife and Parks, KDHE, Board of Regents, Board of Pharmacy, Parole Board, Dept. of Agriculture and SRS; and staff review of rules and regulations previously reviewed and now filed as permanent.
October 10 October 11	514-S 514-S	10:00 a.m. 9:00 a.m.	Legislative Educational Planning Committee	10th: Teacher professional development; USD budget formats; and report on the A&E Study by the Governor's 21st Century Task Force on School Finance. 11th: Report on activities of the Jones Institute on Educational Excellence, ESU.
October 14 October 15	Wichita Hutchinson	10:00 a.m. 9:00 a.m.	Joint Committee on Arts and Cultural Resources	Presentations by arts and cultural organizations; tour of various sites.
October 15	519-S	11:00 a.m.	Senate Confirmations Oversight	Agenda not available.
October 17 October 18	123-S 123-S	10:00 a.m. 9:00 a.m.	Joint Committee on Economic Development	17th: Attend the Kansas Economic Policy Conference. Meet at 3 p.m. in the KU Union for discussion and recommendations on past topics and review of investigation of Kansas Venture Capital, Inc. 18th: Update on the implementation of HB 2505 regarding venture capital. Hearings and discussion on the Kansas business tax structure and the creation of a Kansas business incentive program (SB 617).

Jeff Russell
Director of Legislative,
Administrative Services

State of Kansas

Kansas Sentencing Commission

Notice of Meeting

The Kansas Sentencing Commission will meet from 1:30 to 3:30 p.m. Tuesday, October 22, in the Senate Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. For further information, call (785) 296-0923.

Barbara Tombs
Executive Director

Doc. No. 028463

State of Kansas

Board of Nursing

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, December 17, in Room 106 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed changes in eight existing rules and regulations relating to approval of schools of nursing that include definitions, requirements of initial approval, reapproval requirements, faculty and preceptor qualifications, curriculum requirements, clinical resources, educational facilities and annual report. There also will be one existing rule and regulation relating to the scope of practice for a licensed practical nurse performing intravenous fluid therapy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments on the proposed amended rules and regulations. All interested parties may submit written comments prior to the hearing to the executive administrator of the Board of Nursing, Room 551-S, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the adoption of the proposed regulations during the hearing. Phone comments will be taken by calling (785) 296-0444 at 10 a.m. the day of the hearing. In order to give all persons the opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes. A summary of the proposed regulations and the economic impact follows.

K.A.R. 60-1-104. Approval of schools of nursing definitions. The proposed changes clarify terms used in the regulations for schools of nursing by adding the definition for capstone course, approval, conditional approval, community-based health care, criteria for unscheduled survey visit, distance learning, faculty hire exception and loss of approval. The proposed changes also expand the definition for clinical observational experience.

K.A.R. 60-2-101. Approval of schools of nursing requirements for initial approval. The proposed changes organize the regulation for clarification and also add that the name of each hospital and affiliating agency providing facilities for clinical experience shall be licensed and the list will be submitted with the initial application.

K.A.R. 60-2-102. Approval of schools of nursing reapproval requirements. The proposed changes will increase

the resurvey visit from 5 years to 5-10 years. Also proposed is criteria for a resurvey or unannounced site visit and actions the board may take if the school of nursing is found to have deficiencies.

K.A.R. 60-2-103. Approval of schools of nursing faculty and preceptor qualifications. The proposed changes will require the school to have a written plan that includes the method of selection of preceptors, the roles of the faculty members and preceptors, and the method of contact between faculty members and preceptors during the preceptorship. The proposed changes also allow for the school to request a faculty hire exception if faculty meeting the criteria required by regulation is not available.

K.A.R. 60-2-104. Approval of schools of nursing curriculum requirements. The proposed changes update curriculum requirements for nursing content to meet incumbent job analysis and licensure examination test plan. The proposed changes also clarify the process in changing curriculum for nursing programs.

K.A.R. 60-2-105. Approval of schools of nursing clinical resources. The proposed changes clarify the requirements for clinical sites and the ratio of faculty to student for clinical experience for the students. The proposed changes also exclude the capstone course from the total percentage of clinical hours that can be used with preceptors.

K.A.R. 60-2-106. Approval of schools of nursing educational facilities. The proposed changes contain editing changes. There is no major change to this regulation.

K.A.R. 60-2-108. Approval of schools of nursing reports. The proposed change will delete several requirements for the annual report. This proposed change also adds that the annual report shall contain the major and minor curriculum changes, student-faculty clinical ratio, pass rate of the NCLEX exam for each of the last three years, and operating budget.

K.A.R. 60-16-102. Scope of practice for licensed practical nurse performing intravenous fluid therapy. The proposed changes to this regulation clarify the current regulations and also add that a licensed practical nurse may administer by direct intravenous push corticosteroids.

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

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

Mary Blubaugh MSN, RN
Executive Administrator

Doc. No. 028465

State of Kansas

Credit Scoring Task Force**Notice of Meeting**

The Credit Scoring Task Force will meet at 1:30 p.m. Friday, October 11, in Room 245-N of the State Capitol, 300 S.W. 10th Ave., Topeka. The meeting is open to the public. For additional information, call (785) 296-7803.

Michael McGrew
Chairman

Doc. No. 028479

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. October 16, and then publicly opened:

District One—Northeast

Douglas—10-23 K-8640-01 - K-10 and U.S. 40 junction west of Lawrence, lighting. (State Funds)

Jackson—43 C-3752-01—County road 3.5 miles (5.6 kilometers) east and 1.2 miles (1.9 kilometers) north of Hoyt, 0.4 mile (0.6 kilometer), grading, bridge and surfacing. (Federal Funds)

Jackson—43 C-3753-01—County road 4.8 miles (7.7 kilometers) east and 1 mile (1.6 kilometers) south of Hoyt, 0.24 mile (0.4 kilometer), grading, bridge and surfacing. (Federal Funds)

Johnson—46 N-0134-01—Intersection of Roe and Johnson in Mission/Roeland Park, 0.6 mile (1 kilometer), grading and surfacing. (Federal Funds)

Leavenworth—52 C-3617-01—County route 389 from 0.06 mile (0.1 kilometer) south of county route 2176 to 0.06 mile (0.1 kilometer) north of county route 5050, 1.1 miles (1.8 kilometers), grading and surfacing. (Federal Funds)

Marshall—58 C-3710-01—County road 0.9 mile (1.5 kilometers) south and 5 miles (8 kilometers) miles west of Schroyer, 0.1 mile (0.16 kilometer), grading and bridge. (Federal Funds)

Osage—56-70 K-6382-01—U.S. 56, Salt Creek and Swede Creek bridges east of the Lyon-Osage county line, bridge replacement. (Federal Funds)

Riley—81 C-3495-01—College Avenue from 0.4 mile (0.6 kilometer) north of Kimball Avenue north to Marlatt Avenue in Manhattan, 0.6 mile (1 kilometer), grading, bridge and surfacing. (Federal Funds)

Shawnee—89 C-3606-01—Southeast 45th Street and Southeast Adams Street in Topeka, 1 mile (1.6 kilometers) east of U.S. 75, grading and surfacing. (Federal Funds)

District Two—Northcentral

Clay—14 C-3633-01—County road 9 miles (14.5 kilometers) east and 4.5 miles (7.2 kilometers) south of Clay Center, 0.15 mile (0.24 kilometer), grading and bridge. (Federal Funds)

Clay—14 C-3694-01—County road 7.1 miles (11.4 kilometers) east and 4.5 miles (7.2 kilometers) south of Clay Center, 0.15 mile, (0.24 kilometer), grading, bridge and surfacing. (Federal Funds)

Dickinson—70-21 K-8883-01—I-70 from the Saline-Dickinson county line east to 1 mile (1.6 kilometers) west of the K-15 junction, 8.1 miles (13.1 kilometers), overlay. (State Funds)

Ellsworth-Lincoln—106 K-8983-01—K-14 from the junction of I-70 north to the Ellsworth-Lincoln county line; K-14 from the Ellsworth-Lincoln county line north to the junction of K-18; K-18 from the Russell-Lincoln county line east to the junction of K-14, 33.3 miles (53.6 kilometers), overlay. (State Funds)

Ellsworth-McPherson—4-106 K -8981-01—K-4 from the Rice-Ellsworth county line east to the Ellsworth-McPherson county line; K-4 from the Ellsworth-McPherson county line east to the west city limits of Lindsborg, 19.7 miles (31.7 kilometers), overlay. (State Funds)

Jewell-Mitchell—14-106 K -8979-01- K-14 from the Mitchell-Jewell county line north to the west junction of U.S. 36; K-14 from the junction of U.S. 24 north to the Mitchell-Jewell county line, 23 miles (37 kilometers), overlay. (State Funds)

McPherson—81B-59 K-7981-01—U.S. 81B Smoky Hill river bridge, 3.4 miles (5.5 kilometers) northwest of I-135, bridge replacement. (State Funds)

McPherson—175-59 K-9024-01—K-175 from the north city limits of Marquette north to the junction of K-4, 0.5 mile (0.8 kilometer), overlay. (State Funds)

McPherson—59 U-1796-01—Maxwell Street from Avenue A to First Street in McPherson, 1 mile (1.6 kilometers), grading and surfacing. (Federal Funds)

Mitchell-Osborne—24-106 K-8984-01—U.S. 24 from the Osborne-Mitchell county line east to the junction of K-14, U.S. 24, 1.1 miles (1.7 kilometers) west of the junction of K-181 east to the Osborne-Mitchell county line, 24.8 miles (39.9 kilometers), seal. (State Funds)

Ottawa—18-72 K-8378-01—K-18 Solomon River 2.2 miles (3.6 kilometers) northeast of the junction of U.S. 81, bridge deck. (State Funds)

Saline—70-85 K-8882-01—County route 1050 east to the Saline-Dickinson county line, 5.9 miles (9.6 kilometers), overlay. (State Funds)

District Three—Northwest

Decatur—83-20 K-8835-01—U.S. 83 from the junction of U.S. 36 north to the Kansas-Nebraska state line, 12.4 miles (20 kilometers), overlay. (State Funds)

Ellis—183-26 K-8629-01—U.S. 183 (Vine Street) from 8th Street north to 27th Street in Hays, traffic signals. (State Funds)

Logan—25-55 K-8848-01—K-25, 13.9 miles (22.3 kilometers) north of the Wichita-Logan county line north to the west junction of U.S. 40, 22.9 miles (36.8 kilometers), seal. (State Funds)

Logan-Wichita—25-106 K-8871-01—K-25 from the Wichita-Logan county line north 14 miles (22.6 kilometers); K-25 from the south city limits of Leoti north to the

(continued)

Wichita-Logan county line, 29.6 miles (47.7 kilometers), overlay. (State Funds)

Logan-Thomas-Sheridan—24-106 K-8870-01—U.S. 24 from the Thomas-Sheridan county line east to the junction of K-23; U.S. 24 from the east city limits of Colby east to the junction of U.S. 83; U.S. 24 from the junction of U.S. 83 east to the Thomas-Sheridan county line, 32.4 miles (51.8 kilometers), overlay (State Funds)

Norton—36-69 K-6416-01—U.S. 36 bridges over local road, 1.2 miles (1.8 kilometers) east of U.S. 283, bridge replacement. (Federal Funds)

Rawlins—25-77 K-8833-01—K-25 from the junction of U.S. 36 north to the Kansas-Nebraska state line, 13.2 miles (21.2 kilometers), overlay. (State Funds)

Sheridan-Thomas—106 K-8872-01—K-186 from the north city limits of Menlo north to the junction of U.S. 24; K-188 from Sequin north to the junction of U.S. 24; U.S. 83 from 1 mile (1.6 kilometers) north of county route 886 north to the junction of U.S. 24, 12.7 miles (20.5 kilometers), seal. (State Funds)

Thomas—83-97 K-9068-01—U.S. 83 from the junction of U.S. 24 northeast to the Thomas-Sheridan county line, 11.5 miles (18.5 kilometers), overlay. (State Funds)

Wallace—40-100 K-8834-01—U.S. 40 from the Colorado-Kansas state line east to 0.3 mile (0.5 kilometer) west of the west junction of K-27, 16.1 miles (26 kilometers), overlay. (State Funds)

District Four—Northeast

Cherokee—96-11 K-6419-01—K-96 Spring River bridge, (5.6 kilometers) east of the east junction of U.S. 69, bridge replacement. (Federal Funds)

Edwards-Pawnee—106 K-8823-01—U.S. 183 from the junction of U.S. 50 northeast to the Edwards-Pawnee county line; U.S. 56 from the Edwards-Pawnee county line northeast to the south city limits of Larned; U.S. 56 from the junction of U.S. 56 north to the junction of K-156, 36.3 miles (58.4 kilometers), overlay. (State Funds)

Harvey—135-40 K-6392-01—I-135, 0.9 mile (0.5 kilometer) north of the north junction of K-15 northwest to the Harvey-McPherson county line, 8 miles (12.9 kilometers), pavement reconstruction. (Federal Funds)

Kingman-Pratt-Reno—106 K-8821-01—U.S. 54 from the west city limits of Cunningham east to the east city limits of Cunningham; K-61 from the junction of U.S. 54 northeast to the Pratt-Reno county line; K-64 from the junction of U.S. 281 east and north to the junction of U.S. 54; K-61 from the Pratt-Reno county line northeast to the west city limits of Turon, 24.3 miles (39 kilometers), overlay. (State Funds)

Labette—400-50 K-8231-02—U.S. 400, 3.5 miles (5.6 kilometers) west of the west city limits to 2.5 miles (4 kilometers) east of the east city limits of Parsons, 10.9 miles (17.5 kilometers), surfacing. (State Funds)

Labette—400-50 K-8231-04—U.S. 400 from the west city limits of Parsons east to the east city limits of Parsons, 1 mile (1.6 kilometers), overlay. (State Funds)

Labette—400-50 K-8231-05—U.S. 59, 0.2 mile (0.3 kilometer) north of the junction of U.S. 400, north 1.4 miles (2.2 kilometers), overlay. (State Funds)

Neosho—169-67 K-6376-01—U.S. 169 from the south city limits of Thayer north to 3 miles (4.8 kilometers) north of the junction of K-47, 6.2 miles (9.9 kilometers), grading, bridge and surfacing. (State Funds)

Neosho—59-67 K-8731-01—U.S. 56 Canville Creek bridge, bridge repair. (State Funds)

District Five—Southcentral

Reno—78 U-1843-01—Fourth Avenue over Harsha Canal in Hutchinson, 0.04 mile (0.07 kilometer), grading, bridge and surfacing. (Federal Funds)

Reno—78 U-1844-01—Plum Street over Cow Creek in Hutchinson, 0.04 mile (0.07 kilometer), grading, bridge and surfacing. (Federal Funds)

Rush—4-83 K-8803-01—K-4 from the junction of U.S. 183 east to the Rush-Barton county line, 15.1 miles (24.3 kilometers), overlay. (State Funds)

District Six—Southwest

Finney—50-28 K-8859-01—U.S. 50 from the Kearney-Finney county line east 5.7 miles (9.1 kilometers), overlay. (State Funds)

Grant-Stevens—25-106 K-8876-01—K-25 from the Stevens-Grant county line north to the junction of U.S. 160 at Ulysses; K-25 from the east junction of U.S. 56 north to the Stevens-Grant county line, 26.8 miles (43 kilometers), overlay. (State Funds)

Hamilton—27-38 K-8857-01—K-27 from the Stevens-Hamilton county line north to the east junction of U.S. 50 at Syracuse, 16.8 miles (27.1 kilometers), overlay. (State Funds)

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

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of 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. 028455

(Published in the Kansas Register October 3, 2002.)

**Notice of Redemption
City of Kansas City, Kansas
Water & Electric Light Plant Revenue Bonds
Series 1976A
Due November 1, 2006
CUSIP Number 484800 KM8**

Notice is hereby given that pursuant to Section 2 of Ordinance No. 55543 of the City of Kansas City, Kansas, passed on November 9, 1976, \$1,725,000 principal amount of the bonds are being called for redemption on November 1, 2002, at the redemption price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date.

The certificate numbers of the bonds to be partially or fully redeemed in the amounts described below are as follows:

Bearer Bonds called in denomination of \$5,000 each:

3276	3545	3548	3659	3705	3707	3831
3833	4962	5219	5225	5325	5326	5333
5345	5355	5363	5365	5371	5374	5395
5442	5443	5457	5470	5476	5485	5486
5496	5503	5505	5522	5534	5542	5543
5551	5552	5561	5592	5595	5596	

Coupons due subsequent to November 1, 2002, must be attached to bonds called for redemption.

Registered Bonds called in the amounts indicated below:

R104....\$20,000	R196....\$855,000	R136....\$15,000	R198...\$5,000
R181....\$10,000	R202....\$600,000	R185....\$15,000	

If only a portion of your certificate was called for redemption, a new certificate representing the uncalled portion will be issued and returned to you.

The bonds should be presented for payment as follows:

Via US Mail

Security Bank of Kansas City
c/o VVFG Trust Co.
Attn: Trust Operations
P.O. Box 618
Mission, KS 66201-0618

Courier or Hand Delivery

Security Bank of Kansas City
c/o VVFG Trust Co.
Trust Operations Department
5800 Fox Ridge Dr., Suite 400
Mission, KS 66202-0238

Under the provisions of the Economic Growth and Tax Relief Reconciliation Act of 2001, paying agents making payments of principal on municipal bonds may be obligated to withhold 30 percent of any such remittance to individuals who have failed to furnish the paying agent with a certified taxpayer identification number. In order to avoid the application of these provisions, bondholders should submit a completed IRS Form W-9 to the paying agent.

Notice is hereby given that on and after November 1, 2002, interest on the bonds hereby called for redemption shall cease to accrue.

Dated September 30, 2002.

By: Security Bank of Kansas City
Kansas City, Kansas
Registrar and Paying Agent

Doc. No. 028470

(Published in the Kansas Register October 3, 2002.)

**Summary Notice of Bond Sale
City of South Hutchinson, Kansas
\$765,000
General Obligation Bonds, Series 2002
(General obligation bonds payable from
unlimited ad valorem taxes)**

Bids

Subject to the notice of bond sale dated October 4, 2002, bids will be received by the city clerk of the City of South Hutchinson, Kansas, on behalf of the governing body at City Hall, 2 S. Main, South Hutchinson, KS 67505, until 1 p.m. October 15, 2002, for the purchase of \$765,000 principal amount of General Obligation Bonds, Series 2002. No bid of less than the entire par value of the bonds, except a discount of not greater than .50 percent of the par value of the bonds, and accrued interest to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated November 1, 2002, and will become due on April 1 in the years as follows:

Maturity April 1	Principal Amount
2003	\$65,000
2004	70,000
2005	65,000
2006	95,000
2007	90,000
2008	85,000
2009	80,000
2010	75,000
2011	70,000
2012	70,000

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a financial surety bond in a form that complies with the requirements set forth in the notice of sale in the amount of \$15,300 (2 percent of the principal amount of the bonds).

(continued)

Delivery

The city will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about November 7, 2002, at the offices of the Depository Trust Company, New York, New York.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2001 is \$19,138,930. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$4,223,743.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (620) 663-7104; or from bond counsel, Logan Riley Carson & Kaup, L.C., 9200 Indian Creek Parkway, Suite 230, Overland Park, KS 66210, (913) 661-0399.

Dated October 3, 2002.

City of South Hutchinson, Kansas
By Gina Rayburn, City Clerk
2 S. Main
South Hutchinson, KS 67505

Doc. No. 028475

(Published in the Kansas Register October 3, 2002.)

Summary Notice of Bond Sale

City of McPherson, Kansas

\$4,950,000

General Obligation Sales Tax Bonds
Series 127 of 2002

Bids

Subject to the notice of bond sale dated September 16, 2002, sealed, facsimile and electronic bids will be received by the clerk of the City of McPherson, Kansas (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body at the Municipal Building, 400 E. Kansas Ave., McPherson, KS 67460, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 4 p.m. October 15, 2002, for the purchase of \$4,950,000 principal amount of General Obligation Sales Tax Bonds, Series 127 of 2002. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated October 15, 2002, and will become due on August 1 in the years as follows:

Year	Principal Amount
2004	\$570,000

2005	580,000
2006	590,000
2007	605,000
2008	620,000
2009	640,000
2010	660,000
2011	685,000

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

Optional Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$99,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about September 24, 2002, to DTC for the account of the successful bidder or at such bank or trust company in the contiguous United States as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2001 is \$92,943,470. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$17,130,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (620) 245-2535, fax (620) 245-2549; or from the financial advisor, Stifel, Nicolaus & Company, Inc., 301 N. Main, Suite 1800, Wichita, KS 67202, Attention: Pat Hinojos, (316) 337-8498, fax (316) 337-8492.

Dated September 16, 2002.

City of McPherson, Kansas

Doc. No. 028472

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 9-30-02 through 10-6-02

Term	Rate
1-89 days	1.77%
3 months	1.56%
6 months	1.46%
1 year	1.50%
18 months	1.67%
2 years	1.79%

Derl S. Treff
Director of Investments

Doc. No. 028459

State of Kansas

Board of Education

Notice of Hearing on Proposed Administrative Regulations

The State Board of Education will conduct a public hearing at 1:30 p.m. Tuesday, December 10, in the board room of the State Education Building, 120 S.E. 10th Ave., Topeka, to consider proposed new school accreditation regulations numbered K.A.R. 91-31-31 through 91-31-42 and the revocation of K.A.R. 91-31-16 through 91-31-30. These proposed regulations govern school accreditation, and many of them are required by the new federal No Child Left Behind Act. Also, one of the primary constitutional responsibilities of the State Board of Education is to accredit elementary and secondary schools. These regulations are being adopted to improve the system for accrediting schools, meet the new federal requirements, and improve education for the children of Kansas.

Each proposed new regulation is printed with this notice. Also, a brief summary of each regulation and its economic impact is provided below. A complete economic impact statement for each regulation may be obtained by contacting the secretary of the State Board of Education, 120 S.E. 10th Ave., Topeka, 66612.

K.A.R. 91-31-31. This regulation provides definitions for terms used in substantive regulations. This regulation is intended to clarify terms used throughout the remainder of the school accreditation regulations. There will be no financial impact upon the State Board of Education, school districts, other governmental entities, or on private businesses or individuals.

K.A.R. 91-31-32. This regulation establishes the criteria by which schools will be accredited. The criteria includes student performance and school quality measures. These criteria are an improvement of the current system of accreditation and are designed to comply with new federal requirements. This regulation will have no financial impact upon the State Board, other governmental entities, or on private, businesses or individuals. New federal requirements may require school districts to expend additional funds to hire different or additional staff. The

cost of hiring each additional certified staff member is estimated at \$30,000. Schools that qualify for federal Title I assistance (660 schools) will receive federal assistance. Schools that do not qualify for Title I (1,000 schools) will not receive any federal assistance under this federal program.

K.A.R. 91-31-33. This regulation is a continuation of an existing regulation. It requires schools to provide data to the State Department of Education. There will be no financial impact upon the State Board, other governmental entities, or on private businesses or individuals. Also, the continuation of these provisions will have no economic impact on school districts.

K.A.R. 91-31-34. This regulation is a continuation of an existing regulation and concerns staff, student credit, records retention and athletics. The matters addressed in this regulation require statewide uniformity. There will be no financial impact upon the State Board, school districts, other governmental entities, or on private businesses or individuals.

K.A.R. 91-31-35. This regulation establishes minimum high school graduation requirements. The total number of credits for graduation (21) is unchanged and fewer electives are required. However, a unit in fine arts and an additional unit in mathematics and in science are required. There will be no economic impact upon the State Board, other governmental entities, or on private businesses or individuals. The costs for school districts to comply with this change in graduation requirements are estimated at from \$15,000 to \$60,000 in order to hire staff for the new required courses.

K.A.R. 91-31-36. This regulation requires each school to appoint an assistance team to assist the school in meeting accreditation criteria. This team is selected by the school. Also, the State Board must appoint a team to assist a school if the school fails to meet accreditation requirements. These support teams are mandated by a new federal law. The State Board will incur expenses in providing assistance teams to local schools as mandated by the new federal law. Federal funding is provided to the state for Title I schools. For this year, \$150,000 is available. Annual costs are estimated at \$20,000 per school, with a potential of 200 schools initially being assigned a state assistance team. The number of schools is expected to increase due to progressively more stringent federal requirements. Each school currently is required to have an on-site accreditation team, so schools should incur no additional costs in regard to their assistance teams.

K.A.R. 91-31-37. This regulation continues the process for assigning an accreditation status to each school. There will be no economic impact upon the State Board, school districts, other governmental entities, or on private businesses or individuals.

K.A.R. 91-31-38. This regulation identifies the types of accreditation status that may be assigned to schools. It requires schools that are conditionally accredited to develop an improvement plan and be assisted by a state-appointed assistance team. There will be no economic impact upon the State Board, other governmental entities, or on private businesses or individuals.

The costs to schools will depend on the accreditation status of the school. If a school is accredited, there will be

(continued)

no cost to the school. If a school is conditionally accredited, there will be costs to develop and implement an improvement plan. If only minor corrections are needed, the costs will be minimal (\$10,000 or less). However, if major adjustments are needed, such as staffing increases or additional instructional services, the costs could be substantial (up to \$250,000). Federal money will be available to assist those schools that qualify for federal Title I assistance (660 schools). Other schools (1,000) will not have federal assistance available to them.

K.A.R. 91-31-39. This regulation carries forward provisions from a previous regulation and concerns the issuance of rewards to schools that perform well. There will be no economic impact upon school districts, other governmental entities, or on private businesses or individuals. The State Board will incur costs in granting awards. The cost is estimated at not more than \$10,000.

K.A.R. 91-31-40. This regulation identifies sanctions that may be imposed on schools that are conditionally accredited or denied accreditation. There will be no economic impact upon the State Board, other governmental entities, or on private businesses or individuals. The economic impact for school districts will depend on the sanctions imposed upon the school. If the sanction requires the hiring of additional staff, the cost would be about \$30,000 for each staff member. Federal funds are available to assist Title I schools. However, other schools are not provided assistance.

K.A.R. 91-31-41. This is a carry-over regulation that requires each school to give notice to the local board, parents, and community of the school's status in the accreditation system. There will be no economic impact upon the State Board, school districts, other governmental entities, or on private businesses or individuals.

K.A.R. 91-31-42. This carry-over regulation provides schools with the opportunity to request a waiver from one or more accreditation requirements. There will be no economic impact upon the State Board, other governmental entities, or on private businesses or individuals. The cost to schools would be primarily for staff time spent in preparing the request for a waiver. An estimated cost for a school would be \$150 per request.

K.A.R. 91-31-16 through 91-31-30. These previous accreditation regulations are being revoked. They are being replaced by the accreditation regulations described above.

All interested persons will be given a reasonable opportunity at the hearing to present their views or arguments, either orally or in writing, in regard to the proposed regulations. In addition, the period of public notice hereby provided constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. Such written comments may be submitted to the secretary of the State Board of Education at the above address. The hearing shall be conducted in compliance with the public hearing procedures of the State Board of Education.

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

in advance of the hearing by contacting Lanny Gaston at (785) 296-3906 or TDD (785) 296-8172.

The full text of the regulations to be considered at the hearing is as follows:

91-31-16. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; amended Aug. 27, 1999; revoked P-_____.)

91-31-17. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-18. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; amended Aug. 27, 1999; revoked P-_____.)

91-31-19. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; amended September 24, 1999; revoked P-_____.)

91-31-20. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-21. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-22. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-23. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-24. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; amended Aug. 27, 1999; revoked P-_____.)

91-31-25. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-26. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-27. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-28. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-29. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-30. This regulation shall be revoked on and after June 30, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Dec. 27, 1996; revoked P-_____.)

91-31-31. **Definitions.** (a) "Accredited" means the status assigned to a school that meets the minimum performance and quality assurance criteria established by the state board.

(b) "Accredited with recognition" means the status assigned to a school that has a prescribed percentage of students scoring at or above the proficient level on the state assessments and that meets the other performance and quality assurance criteria applicable to the school.

(c) "Accredited with excellence" means the status assigned to a school that has a prescribed percentage of students scoring at or above the proficient level on the state assessments and that meets the other performance and quality assurance criteria applicable to the school.

(d) "Conditionally accredited" means the status assigned to each school that is accredited, accredited with recognition, or accredited with excellence and that, in the second year of the school's next two-year accreditation period, fails to meet one or more of the performance criteria or three or more of the quality assurance criteria established by the state board.

(e) "Conditionally accredited on improvement" means the status assigned to a school that, for two consecutive years, fails to meet one or more of the performance criteria or three or more of the quality assurance criteria established by the state board.

(f) "Conditionally accredited on warning" means the status assigned to a school that, for four consecutive years, fails to meet one or more of the performance criteria or three or more of the quality assurance criteria established by the state board.

(g) "Curriculum standards" means statements, adopted by the state board, of what students should know and be able to do in specific content areas.

(h) "External technical assistance team" means a group of persons selected by a school for the purpose of advising school staff on issues of school improvement, curricula and instruction, student performance, and other accreditation matters.

(i) "Local board of education" means the board of education of any unified school district or the governing body of any nonpublic school.

(j) "Not accredited" means the status assigned to a school that, for five consecutive years, does not meet one or more of the performance criteria or three or more of the quality assurance criteria established by the state board.

(k) "On-site visit" means a visit at a school by either the school's external technical assistance team or a state technical assistance team.

(l) "School" means an organizational unit that, for the purposes of school improvement, constitutes a logical sequence of elements that may be structured as grade levels, developmental levels, or instructional levels.

(m) "School improvement plan" means a plan developed by a school that states specific actions for achieving continuous improvement in student performance.

(n) "Standards of excellence" means the expectations for academic achievement that the state board has set for Kansas schools.

(o) "State assessments" means the assessments that the state board administers in order to measure student learning within the Kansas curriculum standards for mathematics, reading, science, history and government, and writing.

(p) "State board" means the state board of education.

(q) "State technical assistance team" means a group of persons appointed by the state department of education to assist schools in meeting the performance and quality assurance criteria established by the state board.

(r) "Unit of credit" means a measure of credit that may be awarded to a student for satisfactory completion of a particular course or subject. A full unit of credit is credit that is awarded for satisfactory completion of a course or subject that is offered for and generally requires 120 clock-hours to complete. Credit may be awarded in increments based upon the amount of time a course or subject is offered and generally requires to complete. Individual students may be awarded credit based upon demonstrated knowledge of the content of a course or subject, regardless of the amount of time spent by the student in the course or subject.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-32. **Performance and quality assurance criteria.**

(a) Each school shall be assigned its accreditation status based upon the extent to which the school has met the performance and quality assurance criteria established by the state board in this regulation.

(b) The performance criteria shall be as follows:

(1) Except as provided in subsection (d) of this regulation, having met the percentage prescribed by the state board of students performing at or above the proficient level on state assessments or having increased overall student achievement by a percentage prescribed by the state board;

(2) having an attendance rate equal to or greater than that prescribed by the state board; and

(3) for high schools, having a graduation rate equal to or greater than that prescribed by the state board.

(c) The quality assurance criteria shall consist of the following quality assurance measures, which shall be required to be in place at each school:

(1) A school improvement plan that may be for a period of from two to five years and that includes a results-based staff development plan;

(2) an external technical assistance team;

(3) locally determined assessments that are aligned with the state standards;

(4) formal training for teachers regarding the state curriculum standards;

(5) 100% of the teachers assigned to teach in those areas assessed by the state or described as core academic subjects by the United States department of education, and

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95% or more of all other faculty, fully certified for the positions they hold;

(6) policies that meet the requirements of S.B.R. 91-31-34;

(7) local graduation requirements that include at least those requirements imposed by the state board;

(8) curricula that allow each student to meet the regent's qualified admissions requirements and the state scholarship program;

(9) if an elementary school, enrollment of 10 or more students on September 20;

(10) programs to support student learning and growth at both the elementary and secondary levels, including the following:

- (A) Computer literacy;
- (B) counseling services;
- (C) fine arts;
- (D) language arts;
- (E) library services;
- (F) mathematics;
- (G) physical education, which shall include health and instruction about human sexuality and AIDS;
- (H) science;
- (I) services for students with special learning needs; and

(J) history and government. Each local board of education shall include in its history and government curriculum, within one of the grades seven through 12, a course of instruction in Kansas history and government. The course of instruction shall be offered for at least nine consecutive weeks. The local board of education shall waive this requirement for any student who transfers into the district at a grade level above that in which the course is taught;

(11) programs to support student learning and growth at the secondary level, including the following:

- (A) Business;
 - (B) family and consumer science;
 - (C) foreign language; and
 - (D) industrial and technical education; and
- (12) local policies ensuring compliance with other accreditation regulations and state education laws.

(d) If the grade configuration of a school does not include any of the grades included in the state assessment program, the school shall use a locally determined assessment that is aligned with the state standards.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____)

91-31-33. Data submission. Each school shall provide to the state department of education information concerning each of the following, upon request:

- (a) Qualifications of the school's teachers;
- (b) student attendance;
- (c) the number of high school students who graduate; and
- (d) any other data requested by the state board.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____)

91-31-34. Local board of education requirements. (a) General. Each local board of education shall ensure that each school meets the requirements of this regulation.

(b) Staff.

(1) Except as otherwise provided in this subsection, in filling positions for which a license or certificate is issued by the state board, each school district shall employ persons who hold licenses or certificates with specific endorsements for the positions held.

(2) If a teacher holding an appropriate license or certificate is not available, the school district shall use a substitute teacher holding a valid Kansas teacher or administrator license or certificate at any level or in any field or subject. A school district shall not allow any person holding a Kansas teaching license or certificate to substitute teach for more than 125 days in the same assignment.

(3) If a substitute teacher holding a valid Kansas teacher or administrator license or certificate is not available, the school district shall use a substitute teacher holding a valid Kansas substitute teaching license or certificate. A school district shall not allow a person holding a substitute teaching license or certificate to teach for more than 90 days in the same assignment.

(4) If a substitute teacher holding a valid Kansas substitute teaching license or certificate is not available, the school district shall use a person who holds a baccalaureate degree and an emergency substitute teaching license or certificate. A school district shall not allow a person who holds a baccalaureate degree and an emergency substitute teaching license or certificate to teach for more than 30 days in the same assignment.

(5) (A) If a person holding a baccalaureate degree and an emergency substitute teaching license or certificate is not available, the school district shall use a person who has been licensed or certified by the state board as an emergency substitute teacher. A school district shall not allow any person who does not hold a baccalaureate degree to teach for more than 15 days in the same assignment or more than 60 days in a semester.

(B) If a local board of education documents that there is an insufficient supply of substitute teachers, the board may appeal to the commissioner of education for authority to allow individuals holding an emergency substitute teaching license or certificate to continue to teach for an additional length of time that shall not exceed a total of 93 days in a school year.

(6) If the state board of education has declared a time of emergency, any person holding a five-year substitute teaching license or certificate or an emergency substitute teaching license or certificate with a baccalaureate degree may teach for the duration of the time of emergency in a position made vacant by reason of the emergency.

(7) Each school shall report the name of each licensed or certified staff member on the personnel report or the supplemental personnel report required by the state board. Each licensed or certified personnel staff change that occurs between September 15 and the end of the school year shall be reported on a form prescribed by the state board within 30 days after the staff change.

(c) Student credit. Each school, through the local board of education, shall have a written policy specifying that the credit of any pupil transferring from an accredited school shall be accepted.

(d) Records retention. Each school shall permanently retain records relating to each student's academic performance, attendance, and activities.

(e) Interscholastic athletics.

(1) A local board of education shall not allow any student below the sixth grade level to participate in interscholastic athletics.

(2) A local board of education may allow any student at the sixth grade level or higher to participate in interscholastic athletics.

(3) If a local board of education allows students at the sixth grade level to participate in interscholastic athletics, the local board of education shall comply with the guidelines adopted by the state board.

(4) A local board of education may join the Kansas state high school activities association and participate under its rules. A local board of education that does not join that association shall comply with guidelines for interscholastic athletics adopted by the state board.

(f) Athletic practice.

(1) Any elementary or middle school that includes any of the grades six through nine may conduct athletic practice during the school day only at times when one or more elective academic courses or a study period is offered to students.

(2) A high school shall not conduct athletic practice during the school day, and athletic practice shall not be counted for credit or as a part of the school term.

(3) A school shall neither offer credit for athletic practice nor count athletic practice as a physical education course.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-35. Graduation requirements. (a) Each local board of education shall adopt a written policy specifying that pupils are eligible for graduation only upon completion of at least the following requirements:

(1) Four units of English language arts, which shall include reading, writing, literature, communication, and grammar. The building administrator may waive up to one unit of this requirement if the administrator determines that a pupil can profit more by taking another subject;

(2) three units of history and government, which shall include world history, United States history, United States government, including the Constitution of the United States, and, except as otherwise provided in S.B.R. 91-31-32, a course of instruction in Kansas history and government;

(3) three units of science, which shall include physical, biological, and earth and space science and which shall include one unit as a laboratory course;

(4) three units of mathematics, including algebraic and geometric concepts;

(5) one unit of physical education, which shall include health and which may include safety, first aid, or physiology. This requirement shall be waived if the school district is provided with either of the following:

(A) A statement by a licensed physician that a pupil is mentally or physically incapable of participating in a regular or modified physical education program; or

(B) a statement, signed by a lawful custodian of the pupil, indicating that the requirement is contrary to the religious teachings of the pupil;

(6) one unit of fine arts, which may include art, music, dance, theatre, debate, and other similar studies selected by a local board of education; and

(7) six units of elective courses.

(b) A minimum of 21 units of credit shall be required for graduation.

(c) Any local board of education may increase the number of units of credit required for graduation. Any additional requirements of the local board of education that increase the number of units of credit required for graduation shall apply to those students who will enter the ninth grade in the school year following the effective date of the additional requirement.

(d) Unless more stringent requirements are specified by existing local policy, the graduation requirements established by this regulation shall apply to those students who enter the ninth grade in the school year following the effective date of this regulation and to each subsequent class of students.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-36. Technical assistance teams. (a) Each school shall select an external technical assistance team, which shall be approved by the local board of education. Each team shall be comprised of two or more people who are not affiliated with the school. The school shall determine the number of on-site visits to be made by this team.

(b) If a school is conditionally accredited on improvement, the school shall be assigned a state technical assistance team to assist the school in meeting the performance and quality assurance criteria established by the state board. The state technical assistance team shall determine the number of on-site visits that the team needs to make to the school. This team shall remain assigned to the school until the school either attains accredited status or is not accredited.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-37. Accreditation recommendation and appeal.

(a) A written recommendation regarding the accreditation status to be assigned to each school that currently is accredited, accredited with recognition, or accredited with excellence shall be prepared biennially by the state department of education. A written recommendation regarding the accreditation status to be assigned to each school that currently is conditionally accredited, conditionally accredited on improvement, or conditionally accredited on warning shall be prepared annually by the state department of education. Each recommendation shall include a statement of the reasons for the recommendation.

(b) The state department of education's recommendation shall be submitted to the local board of education of the school district in which the school is located.

(c) If the local board of education disagrees with the recommendation, the local board may file an appeal with the commissioner of education within 15 days after receipt of the recommendation.

(d) (1) If the local board of education files an appeal, a consultation shall be ordered by the commissioner and

(continued)

shall be conducted by an appeal team appointed by the commissioner.

(2) The appeal team shall consult with one or more staff members who made the recommendation and one or more representatives of the local board of education.

(3) If there is agreement on the recommendation following the appeal, the appeal team shall forward the accreditation recommendation to the state board.

(4) If there is not agreement on a recommendation following the appeal, the appeal team shall request the commissioner to appoint a hearing officer to conduct a hearing and forward an accreditation recommendation to the state board.

(e) Each recommendation for accreditation status shall be acted upon by the state board.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-38. Accreditation status. (a) Each school shall be classified as one of the following:

- (1) Accredited;
- (2) accredited with excellence;
- (3) accredited with recognition;
- (4) conditionally accredited;
- (5) conditionally accredited on improvement;
- (6) conditionally accredited on warning; or
- (7) not accredited.

(b) Each school that is accredited, accredited with recognition, or accredited with excellence and that, in the second year of the school's next two-year accreditation period, fails to meet one or more of the performance criteria or three or more of the quality assurance criteria shall be classified as conditionally accredited.

(c) Each school that, for two consecutive years, fails to meet one or more of the performance criteria or three or more of the quality assurance criteria shall be classified as conditionally accredited on improvement.

(d) If a school is conditionally accredited on improvement, the school shall develop and implement a corrective action plan that shall be approved by the state technical assistance team assigned to the school.

(e) Each school that is conditionally accredited on improvement and that, for four consecutive years, fails to meet one or more of the performance criteria or three or more of the quality assurance criteria shall be classified as conditionally accredited on warning.

(f) Each school that is conditionally accredited, conditionally accredited on improvement, or conditionally accredited on warning shall implement any corrective action required by the state board and may attain the status of accredited by meeting, for two consecutive years, the criteria for that status.

(g) Each school that is conditionally accredited on warning and that, for a fifth consecutive year, fails to meet one or more of the performance criteria or three or more quality assurance criteria shall be classified as not accredited.

(h) If a school is not accredited, sanctions shall be applied.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-39. Rewards. (a) Each school that attains the status of accredited with recognition or accredited with excellence shall receive from the state board a letter of accreditation and a press release announcing that school's accreditation status.

(b) Any school that attains the status of accredited with recognition or accredited with excellence may be recognized in additional ways by the state board.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-40. Sanctions. One or more of the following sanctions may be applied by the state board to a school that is conditionally accredited, conditionally accredited on improvement, conditionally accredited on warning, or not accredited:

(a) An order that district personnel or resources be reassigned or reallocated within the district by the local board of education;

(b) an order that the local board of education hire one or more designated persons to assist the school in making the changes necessary to improve student performance;

(c) a recommendation to the legislature that it approve a reduction in state funding to the local school district by an amount that will be added to the local property tax imposed by the local board of education;

(d) a recommendation that the legislature abolish or restructure the local district;

(e) a letter of notification and a press release announcing the accreditation status of the school; or

(f) other action, as deemed appropriate by the state board.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-41. Public disclosure. At least once each year, each school shall notify the local board of education, parents, and community of the school's accreditation status and the progress that the school has made in school improvement. Within 60 days after being notified by the state board of the final determination of the school's accreditation status, each school shall disclose the accreditation results, including any performance or quality assurance criteria that is not met, to the local board of education, parents, and community. The school shall make all notices and disclosures available in the primary languages of the community.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

91-31-42. Waiver. (a) Any school may request a waiver from one or more accreditation requirements imposed by the state board. Each request for a waiver shall meet the following requirements:

(1) The school shall make the request, in writing, to the commissioner of education.

(2) The chief administrative officer of the school shall sign the request. If the request is by a public school, the superintendent of the unified school district shall sign the request.

(3) In the request, the school shall state the specific requirement or requirements for which the school is re-

requesting a waiver and shall indicate how the granting of the waiver would enhance improvement at the school.

(b) Within 30 days after the receipt of a request for a waiver, a recommendation shall be made by the commissioner of education to the state board to either grant or deny the request.

(c) The request and the recommendation from the commissioner of education shall be considered by the state board, and the final decision on whether to grant or deny the request shall be made by the state board.

This regulation shall be effective on and after July 1, 2005. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective P-_____.)

Dr. Andy Tompkins
Commissioner of Education

Doc. No. 028461

State of Kansas

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment will conduct a public hearing at 9:30 a.m. Friday, December 13, in Room D of the Kansas National Education Association (KNEA) Building, 715 S.W. 10th Ave., Topeka, to consider the adult care home administrator regulations, K.A.R. 28-38-18 through 28-38-23 and K.A.R. 28-38-28 through 28-38-30, amended.

The time between the publication of this notice and the scheduled hearing constitutes a 60-day public comment period for the purposes of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to Marla Rhoden, Director of Health Occupations Credentialing, Suite 330, Curtis State Office Building, 1000 S.W. Jackson, Topeka, 66612-1365. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulations during the hearing. To give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to five minutes.

A complete copy of the regulations and the economic impact statement may be obtained from the Kansas Department of Health and Environment, Health Occupations Credentialing, at the address above. Questions pertaining to the proposed regulations should be directed to Marla Rhoden at (785) 296-1281.

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

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

K.A.R. 28-38-18. Updates statutory citation; minor language clarification; limits candidate opportunities to take national exams per 12-month period; designates national exam for licensure.

K.A.R. 28-38-19. Updates statutory citation; minor language clarification; refines issues of the practicum requirement and being a preceptor for an administrator-in-training; add provisions for substituting specific coursework and work experience for a portion of the required practicum hours.

K.A.R. 28-38-20. Updates statutory citation; minor language clarification; adds requirement for letters of reference as qualification for licensure; refines process for reviewing criminal history records and candidate's responsibility to produce documents; prescribes process for reviewing disciplinary action information and candidate's responsibility to produce documents.

K.A.R. 28-38-21. Updates statutory citation; minor language clarification.

K.A.R. 28-38-22. Updates statutory citation; adds requirement for written recommendation from another state for granting reciprocal license; removes reference to national licensure exam.

K.A.R. 28-38-23. Updates statutory citation; minor language clarification; details requirements for continuing education for renewal and lapse of license; adds language related to random audit of continuing education requirements; prescribes required number of hours in administration and electives; establishes continuing education credit for attendance at state or national conventions pertaining to long-term care; clarifies continuing education credit awarded to preceptors; prescribes process and disciplinary sanctions for sponsors of long-term continuing education programs.

K.A.R. 28-38-28. Updates statutory citation; minor language clarification.

K.A.R. 28-38-29. Updates statutory citation; minor language clarification through additional definitions; removes language related to sponsors of long-term continuing education programs.

K.A.R. 28-38-30. Updates statutory citation; establishes all fees as nonrefundable.

Economic Impact: Minimal. There are no proposed increases to licensure fees, nor are there any increases to required continuing education, so there are no additional costs projected for licensure. Proposed changes to the practicum requirements for licensure, substituting specific coursework or work experience for a portion of the practicum hours, could reduce the time in meeting requirements for licensure.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028464

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared and/or permit applications have been received for discharges to the waters of the United States and the State of Kansas for the class of discharges described below.

The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a State Water Pollution Control Permit and National Pollutant Discharge Elimination System Authorization subject to certain conditions.

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

Public Notice No. KS-AG-02-254

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

Table with 3 columns: Name and Address of Applicant, Owner of Property Where Facility Will Be Located, Receiving Water. Includes Turkey Red Farm, Clyde R. Goering, 1840 Cherokee Road, Moundridge, KS 67107.

This is an application for modification/expansion of an existing facility from a maximum capacity of 3,000 head [300 animal units (a.u.)] of swine weighing less than 55 pounds to a maximum of 3,500 head (350 a.u.) of swine weighing less than 55 pounds.

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

Public Notice No. KS-AG-02-255/260

Pending Permits for Confined Feeding Facilities

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes Berry Bortz, 30142 N.E. 100th Ave., Preston, KS 67583.

This is a renewal permit for an existing facility for 600 head (600 animal units) of beef cattle.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the previous five years.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use.

Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes Livengood Brothers Partnership, Tom Livengood, 6235 Road 24, Goodland, KS 67735.

Kansas Permit No. A-URSH-C005

This is a permit renewal for an existing facility for 3,500 head (3,500 animal units) of cattle weighing greater than 700 pounds each.

A permeability test is required to be conducted for the single-cell earthen lagoon before runoff from the feedlot enters the pollution controls.

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

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes Judd Meyer, Route 3, Box 151A, Sabetha, KS 66534.

Kansas Permit No. A-MONM-S005

This is a permit renewal of a current permit for an existing facility for 94 head (38 animal units) of swine greater than 55 pounds, 680 head (68 animal units) of swine 55 pounds or less, 40 head (40 animal units) of cattle greater than 700 pounds, 60 head (30 animal units) of cattle 700 pounds or less and 200 head (20 animal units) of sheep, for a total of 196 animal units.

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

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes Daniel Schmitt, Route 2, Box 111, Kinsley, KS 67547.

Kansas Permit No. A-UAED-B002

This is a renewal permit for an existing facility for 990 head (990 animal units) of beef cattle.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use.

Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Table with 3 columns: Name and Address of Applicant, Legal Description, Receiving Water. Includes R. J. Tammen, Route 2, Box 8292, Timken, KS 67575.

Kansas Permit No. A-UARH-B009

This is a new permit for a new facility for 250 head (250 animal units) of cows weighing greater than 700 pounds and 250 head (125 animal units) of beef cattle.

units) of calves weighing 700 pounds or less, for a total of 500 head (375 animal units) of cattle.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the previous five years. In such cases, soil sampling and analysis shall be completed at least once during the permit cycle.

Wastewater will be dispersed onto bromegrass agricultural land for beneficial use. A wastewater detention structure and an infiltration area is provided that meets or exceeds minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to K.A.R. 28-18-13.

Name and Address of Applicant	Legal Description	Receiving Water
Greg Wolf P.O. Box 307 Bennington, KS 67422	NE/4 of Section 31, T11S, R02W, Ottawa County	Solomon River Basin

Kansas Permit No. A-SOOT-C004 Federal Permit No. KS0091979
This is a permit renewal for an existing facility for a maximum of 3,750 head (1,850 a.u.) of cattle weighing less than 700 pounds.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the previous five years. In such cases, soil sampling and analysis shall be completed at least once during the permit cycle.

A site-specific groundwater monitoring plan shall be submitted to the department for review and approval.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use.

Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Public Notice No. KS-02-146

Name and Address of Applicant	Waterway	Type of Discharge
Alden, City of P.O. Box 25 Alden, KS 67512	Lower Arkansas River	Treated Domestic Wastewater

Kansas Permit No. M-AR02-0001 Federal Permit No. KS0051641
Legal: SE¼, SE¼, SE¼, S9, T21S, R9W, Rice County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Monitoring for ammonia and fecal coliform also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Public Notice No. KS-ND-02-052

Name and Address of Applicant	Legal Location	Type of Discharge
Garden City, City of P.O. Box 499 Garden City, KS 67846	SE¼, SE¼, SW¼, S33, T24S, R31W, Finney County	Nonoverflow

Kansas Permit No. M-UA14-NO01
Facility Name: Garden City Municipal Airport

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating domestic wastewater. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with its permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Persons wishing to comment on or object to the draft permits and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Glenda Newquist for agricultural permits or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft permit or application notice postmarked or received on or before November 2 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-02-254/260, KS-02-146, KS-ND-02-052) and name of applicant/application as listed when preparing comments. If no objections are received during the public notice period regarding any proposed permit, the Secretary of Health and Environment will issue the final determination regarding issuance or denial of the proposed permit. If response to this notice indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

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

- Northwest District Office, 2301 E. 13th, Hays, 67601-2651, (785) 625-5664
- North Central District Office, 2501 Market Place, Salina, 67401-7699, (785) 827-9639
- Northeast District Office, 800 W. 24th, Lawrence, 66046-4417, (785) 842-4600
- Southwest District Office, 302 W. McArtor Road, Dodge City, 67801-6098, (620) 225-0596
- South Central District Office, 130 S. Market, 6th Floor, Wichita, 67202-3802, (316) 337-6020
- Southeast District Office, 1500 W. 7th, Chanute, 66720, (620) 431-2390

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

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

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

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028473

State of Kansas

Secretary of State

Executive Appointments

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

Harvey County Attorney

David E. Yoder, Harvey County Courthouse, 8th and Main, Newton, 67114. Term expires when a successor is elected and qualifies according to law. Succeeds Matt Treaster, resigned.

Lincoln County Sheriff

John L. McLeod, Lincoln County Courthouse, 216 E. Lincoln, Lincoln, 67455. Term expires when a successor is elected and qualifies according to law. Succeeds Wray J. Nielander (vacancy created by recall).

State Board of Cosmetology

Dereama Allenbaugh, 1530 Smoky Hill River Road, Hays, 67601. Term expires June 30, 2004.

Marian M. Brown, 3305 Yellowstone Drive, Lawrence, 66047. Term expires June 30, 2003.

Bill Hancock, 7845 S. Hillside, Haysville, 67060. Term expires June 30, 2004.

Rogene Handlon, 2835 S.E. Pennsylvania Ave., Topeka, 66605. Term expires June 30, 2003.

Stephen M. Hudson, 1701 N. Pennsylvania Ave., Independence, 67301. Term expires June 30, 2003.

Ron McKenzie, 1011 N. Church, Olathe, 66061. Term expires June 30, 2005.

Tracey Stark, 52 N. Hudson, Oakley, 67748. Term expires June 30, 2005.

Robert J. Werne, 120 N. Rock Road, Wichita, 67206. Term expires June 30, 2005.

Insurance Scoring Reports Task Force

(Created by 2002 Session Laws of Kansas, Chapter 214)

Marta Linenberger, Vice-Chair, 618 4th St. Terrace, Carbondale, 66414.

Michael C. McGrew, Chair, 1501 Kasold Drive, Lawrence, 66047.

Kansas Water Office,
Acting Director

Clark Duffy, Kansas Water Office, 901 S. Kansas Ave., Topeka, 66612. Serves at the pleasure of the Governor.

Workforce Network of Kansas Board

Lewis L. Ferguson, 1911 S.W. 27th, Topeka, 66611. Serves at the pleasure of the Governor. Succeeds Jack Wempe, resigned.

Michael J. Fleming, 1002 Ohio St., Pittsburg, 66762. Serves at the pleasure of the Governor. Succeeds Stephen Waite, resigned.

Terry Goodnight, 11028 Iron, Dodge City, 67801. Serves at the pleasure of the Governor. Succeeds John Scheopner, resigned.

Otto Maynard, 518 Heather St., Burlington, 66839. Serves at the pleasure of the Governor. Succeeds Arwayne Peters, resigned.

Ron Thornburgh
Secretary of State

Doc. No. 028485

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding the modification of several air quality construction approvals. The air emission sources listed below applied for an air quality construction approval in accordance with K.A.R. 28-19-300(b)(4) because each owner or operator is seeking an approval with operational restrictions pursuant to K.A.R. 28-19-302(b). The restrictions will limit the individual hazardous air pollutant (HAP) potential-to-emit and combined hazardous air pollutants' (HAPs) potential-to-emit to be low the thresholds that would cause the facility to be subject to 40 CFR Part 63, Subpart HH or HHH. These approvals are available for public review to ensure that these reductions are federally enforceable.

The sources listed below have glycol dehydrators that will exhaust to control equipment or be subject to other limitations whenever operating.

A copy of the proposed approval, approval application, all supporting documentation and all information relied upon during review of the approval application is available for public inspection for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366; at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita, 67202; and at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina, 67401. To obtain or review the proposed approval and supporting documentation, contact Connie Carreno, (785) 296-6422, at the KDHE central office; Don Mies, (316) 337-6107, at the KDHE South Central District Office; or Rick Brunetti, (785) 827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed approval to Connie Carreno at the KDHE central office. In order to be considered in formulating a final permit decision, written comments must be received by the close of business November 4.

A person may request a public hearing be held on the proposed approval. 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 at the KDHE central office not later than the close of busi-

ness November 4 in order for the Secretary of Health and Environment to consider the request.

Company: OneOK Field Services
Compressor Station: Okmar Station
Source ID No.: 0070031
Location: S35, T32S, R12W, Barber County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: OneOK Field Services
Compressor Station: Medicine Lodge Station
Source ID No.: 0070048
Location: S25, T31S, R12W, Barber County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Northern Natural Gas
Compressor Station: Clark County #2 Station
Source ID No.: 0250015
Location: S34, T32S, R21W, Clark County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Northern Natural Gas
Compressor Station: Clark County #1 Station
Source ID No.: 0250016
Location: S29, T34S, R24W, Clark County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Pioneer Natural Resources
Compressor Station: Ulysses Booster Station
Source ID No.: 0670010
Location: S10, T30S, R37W, Grant County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Pioneer Natural Resources
Compressor Station: Satanta Gas Plant
Source ID No.: 0670049
Location: S8, T30S, R35W, Grant County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: BP America Production Company
Compressor Station: Ulysses Dehydration Station
Source ID No.: 0670099
Location: S5, T29S, R38W, Grant County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: OneOK Field Services
Compressor Station: Wellsford Station
Source ID No.: 0970019
Location: S25, T27S, R16W, Kiowa County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Anadarko Gathering Co.
Compressor Station: South Rolla Booster Station
Source ID No.: 1290012
Location: S1, T35S, R40W, Morton County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Northern Natural Gas
Compressor Station: Cunningham Station
Source ID No.: 1510018
Location: S24, T27S, R11W, Pratt County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: OneOK Field Services
Compressor Station: Kirkman Station
Source ID No.: 1510023
Location: S25, T28S, R12W, Pratt County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Northern Natural Gas
Compressor Station: Bushton Station
Source ID No.: 1590007
Location: S6, T18S, R9W, Rice County
KDHE District Rep.: Rick Brunetti
Rep. Location: North Central District Office, Salina

Company: Anadarko Gathering Co.
Compressor Station: Cimarron River Station
Source ID No.: 1750037
Location: S23, T33S, R32W, Seward County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Duke Energy Field Services
Compressor Station: Seward Compressor Station
Source ID No.: 1750092
Location: S26, T33S, R32W, Seward County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Duke Energy Field Services
Compressor Station: Huber Compressor Station
Source ID No.: 1750093
Location: S25, T33S, R32W, Seward County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Northern Natural Gas
Compressor Station: Hugoton Station
Source ID No.: 1890008
Location: S6, T33S, R35W, Stevens County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Anadarko Gathering Co.
Compressor Station: Breech Booster Station
Source ID No.: 1890014
Location: S23, T34S, R38W, Stevens County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Anadarko Gathering Co.
Compressor Station: Hugoton Station
Source ID No.: 1890015
Location: S22, T33S, R37W, Stevens County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Anadarko Gathering Co.
Compressor Station: Panoma Station
Source ID No.: 1890016
Location: S4, T32S, R38W, Stevens County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Anadarko Gathering Co.
Compressor Station: McAtee Station
Source ID No.: 1890026
Location: S23, T34S, R39W, Stevens County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Anadarko Gathering Co.
Compressor Station: Parsons Station
Source ID No.: 1890027
Location: S33, T31S, R37W, Stevens County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Company: Anadarko Gathering Co.
Compressor Station: Hugoton Gathering Station (HUGS)
Source ID No.: 1890051
Location: S2, T33S, R39W, Stevens County
KDHE District Rep.: Don Mies
Rep. Location: South Central District Office, Wichita

Clyde D. Graeber
 Secretary of Health
 and Environment

Doc. No. 028474

State of Kansas

Secretary of State

Code Mortgage Rate for October

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

Ron Thornburgh
Secretary of State

Doc. No. 028467

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Northern Natural Gas Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a replacement electrical generator engine. Emissions of nitrogen oxides (NO_x), carbon monoxide (CO) and volatile organic compounds (VOCs) were evaluated during the permit review process.

Northern Natural Gas Company, Bushton, owns and operates the stationary source located at the NW 1/4, Section 6, Township 18 South, Range 9 West, Rice County; at which the replacement natural gas engine is to be installed.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permit and supporting documentation, contact John Irwin, (785) 296-2501, at the KDHE central office; or Rick Brunetti, (785) 827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to John Irwin, 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 November 4.

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 November 4 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028482

State of Kansas

Secretary of State

Usury Rate for October

Pursuant to the provisions of K.S.A. 2001 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of October 1, 2002 through October 31, 2002, is 7.24 percent.

Ron Thornburgh
Secretary of State

Doc. No. 028466

State of Kansas

University of Kansas Medical Center
Police Department

Notice of Hearing on Grant Application

In accordance with the requirements of a U.S. Department of Justice grant application, the University of Kansas Police Department at the University Medical Center, 3901 Rainbow Blvd., Kansas City, Kansas, will conduct a public hearing at 2 p.m. Friday, October 11, in Suite 120 of the Support Services Building, 2100 W. 36th Ave., Kansas City, Kansas. The grant request is for 75 percent of the cost of an in-car video and audio recording system to be added to a 25 percent local match. The equipment has been well tested and has proven effective at producing reliable evidence for court in all types of law enforcement situations. The system also is a great enhancement to officer safety and protects the university and the department from frivolous lawsuits. Further details concerning the grant application will be provided at the hearing. For more information, contact James Michaels at (913) 588-5154.

James E. Michaels
Assistant Director

Doc. No. 028462

State of Kansas

State Corporation Commission

Permanent Administrative
RegulationsArticle 4.—MOTOR CARRIERS OF PERSONS
AND PROPERTY

82-4-22. Insurance requirements. (a) (1) Before the commission issues a certificate, permit, or license to an applicant, the following types of applicant carriers shall obtain and keep in force a public liability and property damage insurance policy pursuant to K.S.A. 66-1,128, and amendments thereto:

(A) Public motor carriers of property, household goods, or passengers;

(B) contract motor carriers of property, household goods, or passengers; and

(C) private motor carriers of property or household goods.

(2) The applicant shall submit proof of the required policy by filing the uniform standard insurance form as required by K.A.R. 82-4-24a. This policy shall be issued by an insurance company or association meeting the requirements of K.S.A. 66-1,128, and amendments thereto.

(3) The insurance policy shall bind the obligors to pay compensation for the following:

(A) Injuries or death to persons, except injury to the insured's employees while engaged in the course of their employment; and

(B) loss of, or damage to, property of others, not including property usually designated as cargo, resulting from the negligent operation of the carrier.

(4) Each carrier shall file proof of insurance in amounts not less than those required in K.S.A. 66-1,128, and amendments thereto. In special cases and for good cause shown, a carrier may be required by order of the commission to file insurance in additional amounts.

(b) Each public and contract motor carrier of property and household goods that conducts intrastate business shall keep in force a cargo insurance policy in a minimum amount of \$3,000. The motor carrier shall submit proof of the required policy by filing the uniform standard insurance form established in 49 C.F.R. Part 387 and adopted in K.A.R. 82-4-3. This policy shall be issued by an insurance company or association meeting the requirements of K.S.A. 66-1,128, and amendments thereto.

(c) If a motor carrier is unable to provide the uniform standard insurance form required in subsection (a) or (b), the original or a certified copy of the policy with all endorsements attached may be temporarily accepted by the commission for a period of 30 days. The motor carrier shall then file the form required in subsection (a) or (b) within the 30-day period.

(d) Before the expiration date or cancellation date of an insurance policy filed in compliance with the law and the regulations of the commission, either the motor carrier shall file with the commission a new policy for the vehicle, or the vehicle shall immediately be withdrawn from service and notification of the action shall be given to the commission.

(e) Operation by a motor carrier without compliance with this regulation shall result in emergency proceedings pursuant to K.S.A. 77-536, and amendments thereto, to suspend the certificate, permit, or license issued to the carrier. Each emergency order issued by the commission shall be followed by a notice and a hearing to cancel the certificate, permit, or license, pursuant to K.S.A. 77-536, and amendments thereto. (Authorized by K.S.A. 2001 Supp. 66-1,112a, 66-1,112, K.S.A. 66-1,112g; implementing K.S.A. 2001 Supp. 66-1,128; effective Jan. 1, 1971; modified, L. 1981, ch. 424, May 1, 1981; amended May 1, 1983; amended, T-85-48, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1987; amended Oct. 3, 1994; amended Jan. 4, 1999; amended, T-82-7-26-02, July 26, 2002; amended Oct. 18, 2002.)

Jeffrey S. Wagaman
Executive Director

State of Kansas

Kansas Insurance Department

Permanent Administrative
Regulations

Article 1.—GENERAL

40-1-49. Stop loss or excess loss insurance; policy standards. (a) As used in these regulations, these terms shall have the following meanings:

(1) "Aggregate attachment point" means the dollar amount per plan beyond which the carrier issuing the policy assumes some or all of the plan's liability for payment of covered services or benefits.

(2) "Expected claims" means the amount of covered claims under the plan that is projected to be incurred by a policyholder under the plan.

(3) "Specific attachment point" means the dollar amount per person or participant, for each policy year beyond which the carrier issuing the insurance coverage assumes some or all of the plan's liability for payment of covered services or benefits.

(b) Each insurer or other entity licensed to sell insurance in this state shall comply with the following requirements for stop loss or excess loss insurance issued to a small employer as defined by K.S.A. 40-2209d(u), and amendments thereto:

(1) Each stop loss or excess loss policy shall be issued to and shall insure the plan or the plan's sponsor, not the individual participants.

(2) Payment by the insurer shall be made to the plan's sponsor or the policyholder, not the employees, members, participants, or providers.

(3) The specific attachment point for stop loss or excess loss coverage shall be no less than \$10,000 per covered person or individual participant.

(4) The aggregate attachment point for stop loss or excess loss coverage shall be no less than 120 percent of expected claims.

(5) Each stop loss or excess loss policy shall contain a provision that the bankruptcy or insolvency of the plan or plan's sponsor does not relieve the stop loss or excess loss insurer from its obligation to pay claims under the stop loss or excess loss policy.

(6) In the case of incurred basis stop loss or excess loss coverage, the claims settlement period shall be no less favorable than a period in which claims are incurred in 12 months and paid in 13 months.

(c) Any stop loss or excess loss insurance policy not in compliance with this regulation shall be disapproved for sale or issue in this state. (Authorized by K.S.A. 40-103 and 40-2201(b); implementing K.S.A. 40-2201(b); effective Oct. 18, 2002.)

Kathleen Sebelius
Kansas Insurance Commissioner

Doc. No. 028476

Doc. No. 028477

State of Kansas

Department of Health
and EnvironmentPermanent Administrative
Regulations

Article 17.—DIVISION OF VITAL STATISTICS

28-17-6. Fees for copies, abstracts, and searches.

(a)(1) Subject to the restrictions of K.S.A. 65-2417, K.S.A. 65-2418, and K.S.A. 65-2423, and amendments thereto, certified copies or abstracts of certificates or parts of certificates shall be furnished by the state registrar upon request by an authorized applicant and payment of the required fee.

(2) The fees for making and certifying copies or abstracts of birth, delayed birth, fetal death, marriage, and divorce certificates shall be \$11.00 for the first copy or abstract and \$6.00 for each additional copy or abstract of the same record requested at the same time. The fees for making and certifying copies or abstracts of death certificates shall be \$12.00 for the first copy or abstract and \$7.00 for each additional copy or abstract of the same record requested at the same time.

(b) For any search of the files and records for birth, delayed birth, fetal death, marriage, and divorce when no certified copy or abstract is made, the fee shall be \$11.00 for each five-year period for which a search is requested, or for each fractional part of a five-year period. For any search of files and records for death when no certified copy or abstract is made, the fee shall be \$12.00 for each five-year period for which a search is requested, or for each fractional part of a five-year period.

(c) For any search of the files necessary for preparing an amendment to a standard birth, fetal death, marriage, or divorce certificate or abstract already on file, the fee shall be \$11.00. For any search of the files necessary for preparing an amendment to a death certificate or abstract already on file, the fee shall be \$12.00.

(d) For non-certified copies or abstracts of certificates or parts of certificates requested for statistical research purposes, the fee and manner in which the fee is to be paid shall be determined by the state registrar on the basis of the costs for providing those services. (Authorized by K.S.A. 65-2402; implementing K.S.A. 23-110, as amended by 2002 HB 2718, Sec. 1, K.S.A. 65-2417, as amended by 2002 HB 2718, Sec. 2, K.S.A. 2001 Supp. 65-2418, as amended by 2002 HB 2666, Sec. 3 and 2002 HB 2718, Sec. 3, and K.S.A. 65-2420; effective Jan. 1, 1966; amended Jan. 1, 1968; amended E-78-18, July 7, 1977; amended May 1, 1978; amended May 1, 1983; amended, T-84-13, July 1, 1983; amended May 1, 1984; amended May 1, 1988; amended Oct. 7, 1991; amended, T-28-9-25-92, Sept. 25, 1992; amended Nov. 16, 1992; amended Aug. 16, 1993; amended, T-28-7-2-01, July 2, 2001; amended Oct. 12, 2001; amended, T-28-6-27-02, July 1, 2002; amended Oct. 18, 2002.)

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028468

State of Kansas

Department of Agriculture
Division of Water ResourcesPermanent Administrative
Regulations

Article 3.—APPROPRIATION RIGHTS

5-3-26. Closed townships in Pawnee and Buckner drainage basins in Pawnee, Hodgeman, Ness, and Finney counties. (a) Except as specified in subsection (c), the following townships in the Pawnee and Buckner drainage basins shall be closed to new appropriations of water:

- (1) T 20 S;
 - (A) R 19 W through R 26 W;
 - (B) R 18 W, section 7 and sections 17 through 36; and
 - (C) R 17 W, section 31;
- (2) T 21 S;
 - (A) R 30 W, sections 1 through 4, 9 through 16, 21 through 28, and 33 through 36;
 - (B) R 21 W through R 29 W;
 - (C) R 20 W and R 19 W, sections 1 through 6; and
 - (D) R 18 W, sections 1 through 24;
- (3) T 22 S;
 - (A) R 30 W, sections 1 through 4, 9 through 16, 21 through 28, and 33 through 36;
 - (B) R 21 W through R 29 W;
 - (C) R 19 W and R 20 W, sections 13 through 36;
 - (D) R 18 W, sections 20 through 36; and
 - (E) R 17 W, sections 20, 21, and 30;
- (4) T 23 S;
 - (A) R 22 W through R 26 W;
 - (B) R 21 W, sections 1 through 24, and 27 through 32;
 - (C) R 20 W, sections 1 through 18;
 - (D) R 19 W, sections 1 through 12 and 14 through 18;
- and
- (E) R 18 W, sections 3 through 10; and
- (5) T 24 S;
 - (A) R 23 W through R 26 W;
 - (B) R 22 W, sections 1 through 23 and 26 through 35;
- and
- (C) R 21 W, sections 5, 6, and 7.

(b) Except as specified in subsection (c), all new applications that propose a point of diversion in any of the areas described in subsection (a) that are pending approval on the effective date of this regulation shall be dismissed.

(c) The closure of the townships listed in subsection (a) to new appropriations of water shall not apply to the following types of wells:

- (1) Wells for domestic use;
- (2) wells authorized by temporary permits; and
- (3) wells authorized by term permits of fewer than five years.

This regulation shall be effective on and after October 25, 2002. (Authorized by K.S.A. 82a-706a; implementing K.S.A. 2001 Supp. 82a-711 and K.S.A. 82a-721; effective Sept. 22, 2000; amended, T-5-6-27-02, June 27, 2002; amended Oct. 25, 2002.)

Jamie Clover Adams
Secretary of Agriculture

Doc. No. 028481

State of Kansas

Board of Regents

Permanent Administrative
RegulationsArticle 5.—TRAFFIC AND PARKING;
UNIVERSITY OF KANSAS

88-5-1 through 88-5-2. (Authorized by K.S.A. 74-3211; effective Jan. 1, 1966; revoked Oct. 18, 2002.)

88-5-3. (Authorized by K.S.A. 74-3212; effective Jan. 1, 1966; revoked Oct. 18, 2002.)

88-5-4. (Authorized by K.S.A. 74-3211; effective Jan. 1, 1966; revoked Oct. 18, 2002.)

Article 6.—BICYCLES; UNIVERSITY OF KANSAS

88-6-1. (Authorized by K.S.A. 74-3211; effective Jan. 1, 1966; revoked Oct. 18, 2002.)

88-6-2 through 88-6-3. (Authorized by K.S.A. 74-3211, 74-3212; effective Jan. 1, 1966; revoked Oct. 18, 2002.)

Article 24.—GENERAL EDUCATION
DEVELOPMENT (GED) TEST

88-24-1. Eligibility to take GED test. (a) Each applicant to take the general education development (GED) test shall meet the following requirements:

(1) Be a Kansas resident at the time of submitting the application;

(2) be neither currently enrolled at nor graduated from an accredited public, private, denominational, or parochial high school in the United States or Canada; and

(3) be 16 years of age or older.

(b) In addition to meeting the requirements specified in subsection (a), each applicant who is 16 or 17 years old shall meet the following requirements:

(1) Provide one of the following:

(A) Written permission from a parent or legal guardian; or

(B) written proof of legal emancipation; and

(2) provide proof of meeting one of the following requirements:

(A) Have participated in a final counseling session conducted by the school last attended and signed a disclaimer pursuant to K.S.A. 72-1111(b)(2), and amendments thereto;

(B) have disenrolled from an alternative education program approved by a Kansas unified school district;

(C) have graduated or disenrolled from a program of instruction approved by the state board of education pursuant to K.S.A. 72-1111(f), and amendments thereto; or

(D) be exempt from compulsory attendance pursuant to a court order. (Authorized by and implementing K.S.A. 2001 Supp. 72-4530; effective Oct. 18, 2002.)

88-24-2. Test score requirements. Each applicant who meets the test score requirements shall be issued a Kansas state high school diploma. The test score requirements for the English version shall be a minimum stan-

dard score of 410 on each test in the battery and an average standard score of at least 450 on the tests in the battery. The test score requirements for the Spanish version shall be a minimum standard score of 40 on each test in the battery and an average standard score of at least 45 on the tests in the battery. (Authorized by and implementing K.S.A. 2001 Supp. 72-4530; effective Oct. 18, 2002.)

Article 10.—GENERAL EDUCATION
DEVELOPMENT TESTS

91-10-1a. (Authorized by and implementing K.S.A. 72-4530; effective Sept. 2, 1991; revoked Oct. 18, 2002.)

91-10-2. (Authorized by and implementing K.S.A. 72-4530; effective, E-70-36, July 31, 1970; effective Jan. 1, 1971; amended Jan. 1, 1974; amended May 1, 1979; amended March 28, 1997; revoked Oct. 18, 2002.)

Marv Burris
Interim President and CEO

Doc. No: 028478

State of Kansas

Department of Agriculture

Permanent Administrative
Regulations

Article 14.—HONEYBEES

4-14-1. (Authorized by K.S.A. 2-413, 2-424; implementing K.S.A. 2-413; effective, T-83-37, Nov. 10, 1982; effective May 1, 1983; revoked Oct. 18, 2002.)

4-14-2. (Authorized by K.S.A. 2-415, 2-424; implementing K.S.A. 2-415; effective, T-83-37, Nov. 10, 1982; effective May 1, 1983; revoked Oct. 18, 2002.)

4-14-3. (Authorized by K.S.A. 2-422a, 2-424; implementing K.S.A. 2-422a; effective, T-83-37, Nov. 10, 1982; effective May 1, 1983; revoked Oct. 18, 2002.)

Article 15.—PLANTS AND PLANT PRODUCTS

4-15-1. (Authorized by K.S.A. 2-2118, 2-2126; implementing K.S.A. 2-2118; effective, T-83-25, Oct. 1, 1982; effective May 1, 1983; revoked Oct. 18, 2002.)

4-15-2. (Authorized by K.S.A. 2-2118, 2-2126; implementing K.S.A. 2-2118; effective, T-83-25, Sept. 1, 1982; effective May 1, 1983; amended July 1, 1992; revoked Oct. 18, 2002.)

4-15-3. (Authorized by K.S.A. 2-2120, 2-2126; implementing K.S.A. 2-2120; effective, T-83-25, Sept. 1, 1982; effective May 1, 1983; revoked Oct. 18, 2002.)

4-15-4. Live plant definition: exclusions. The following shall be excluded from the definition of live plant set forth in K.S.A. 2-2113, and amendments thereto: (a) Field and forage crops;

(b) seeds and sets of any kind;

(c) cut flowers and cut greenery not used for propagation;

(continued)

(d) fruits and vegetables used for food or feed; and
 (e) aquatic plants used in indoor aquariums. (Authorized by and implementing K.S.A. 2-2126, as amended by 2002 SB 437, § 13; effective Oct. 18, 2002.)

4-15-5. Live plant dealer license fee. (a) The fee for a live plant dealer license shall be \$50.

(b) Except as specified in K.A.R. 4-15-7, each person offering any live plants for advertising or promotional purposes and not for sale shall obtain a single license, which shall cover all the locations from which that person may offer live plants. (Authorized by and implementing K.S.A. 2-2126, as amended by L. 2002, Ch. 91, § 13; effective Oct. 18, 2002.)

4-15-6. Plant pest emergency response fund fee. In addition to the license fee specified in K.A.R. 4-15-5, each live plant dealer shall pay a fee of \$5, which shall be deposited in the plant pest emergency response fund. No live plant dealer shall pay this additional fee in the licensing year following any fiscal year in which the fee balance equals or exceeds \$15,000. (Authorized by K.S.A. 2-2126, as amended by 2002 SB 437, § 13 and K.S.A. 2-2129, as amended by 2002 SB 437, § 15; implementing K.S.A. 2-2129, as amended by 2002 SB 437, § 15; effective Oct. 18, 2002.)

4-15-7. Live plant dealer licensing exemptions. Each live plant dealer whose annual live plant retail sales are less than \$10,000 shall be exempt from the licensing fee requirements, but shall be subject to all other licensing requirements, including the pest freedom standards established in K.A.R. 4-15-10 and the emergency response fee fund established by K.A.R. 4-15-6. (Authorized by and implementing K.S.A. 2-2126, as amended by L. 2002, Ch. 91, § 13; effective Oct. 18, 2002.)

4-15-8. Fees for the inspection of live plants, plants and plant products, bees, beekeeping equipment, and regulated articles. (a) Whenever any person who owns or possesses live plants, plants and plant products, bees, beekeeping equipment, or regulated articles requests an inspection for any reason, that person shall pay an inspection fee of \$30 per hour plus mileage expenses.

(b) The inspection fee for the time of the inspection shall be calculated from the inspector's time of arrival at the inspection site. A minimum of one hour of inspection time shall be charged. Each inspection that is longer than one hour shall be rounded to the nearest quarter hour. Lunch and break periods shall be excluded from the inspection fee.

(c) Each person requesting an inspection shall pay the mileage fee calculated to the inspection site from one of

the following locations, whichever distance is the shortest:

- (1) The inspector's official station;
- (2) the last location at which a requested inspection was conducted; or

(3) the last location at which the inspector incurred subsistence or lodging expenses.

(d) The person for which the last requested inspection is performed on any day shall be charged for the mileage for the return trip to the inspector's official station or to the location at which the inspector incurs subsistence or lodging expenses, whichever is closer.

(e) Mileage shall be calculated by using either the actual miles driven by the inspector or the appropriate number from the Kansas department of transportation's official distance chart, whichever is less. The rate per mile shall be the amount authorized for the type of vehicle used by the inspector on the day on which the inspection was performed.

(f) Each person requesting a seed wash analysis for bunt and smut fungi shall pay a fee of \$50 per sample. (Authorized by and implementing K.S.A. 2-2118, as amended by 2002 SB 437, § 7; effective Oct. 18, 2002.)

4-15-9. Fees for the certification of live plants, plants and plant products, bees, beekeeping equipment, and regulated articles. If a certificate is required for the entry of an inspected article into another state or foreign country, the person needing certification shall pay one or more of the following, as applicable: (a) \$20 for a certificate for a commodity or article certified for domestic shipment;

(b) \$50 for a certificate for a commodity or article certified for international shipment; or

(c) 15 cents for each bale tag provided to satisfy a weed-free forage requirement. (Authorized by and implementing K.S.A. 2-2126, as amended by 2002 SB 437, § 13; effective Oct. 18, 2002.)

4-15-10. Pest freedom standards. (a) As used in this regulation, "incidence" shall mean the prevalence of a plant pest on a group of plants, expressed as the percentage of plants affected. For insects and arachnids, the incidence tolerance limit shall include all visible life stages. The word "damage" shall mean the degree of harm to a plant part caused by a plant pest, expressed as the percentage of plant tissue damaged.

(b) All plant pests shall be prohibited entry into Kansas except as follows. Infestation levels for the pests listed below shall not exceed the tolerance limits shown for each pest.

(1) INSECTS and ARACHNIDS

Common Name	Scientific Name	Tolerance Limits (maximum)	
		Incidence	Damage
an aphid	<i>Capitophorus</i> spp.	< 75%	< 25%
an aphid	<i>Myzus hemerocallis</i>	< 75%	< 25%
ash plant bug	<i>Tropidosteptes amoenus</i>	< 75%	< 25%
ash/lilac borer	<i>Podosesia syringae</i>	< 1%	-
bagworm	<i>Thyridopteryx ephemeraeformis</i>	< 75%	< 25%
Banks grass mite	<i>Oligonychus pratensis</i>	< 25%	-
cotton/melon aphid	<i>Aphis gossypii</i>	< 75%	< 25%
dark-winged fungus gnats	Family <i>Sciaridae</i>	< 75%	< 25%

elm leaf beetle	<i>Pyrrhalta luteola</i>	< 75%	< 25%
euonymus scale	<i>Unaspis euonymi</i>	< 1%	-
European pine shoot moth	<i>Rhyacionia buoliana</i>	< 1%	-
fall webworm	<i>Hyphantria cunea</i>	< 75%	< 25%
flat-headed apple tree borer	<i>Chrysobothris femorata</i>	< 1%	-
Fletcher scale	<i>Lecanium fletcheri</i>	< 75%	-
fungus gnats	Family <i>Mycetophilidae</i>	< 75%	< 25%
foxglove aphid	<i>Aulacorthum solani</i>	< 75%	< 25%
green peach aphid	<i>Myzus persicae</i>	< 75%	< 25%
greenhouse whitefly	<i>Trialeurodes vaporariorum</i>	< 25%	-
hawthorn lace bug	<i>Corythucha cydoniae</i>	< 75%	< 25%
honey locust borer	<i>Agrilus difficilis</i>	< 1%	-
honeysuckle aphid	<i>Hyadaphis tataricae</i>	< 75%	< 25%
iris borer	<i>Macronoctua onusta</i>	< 1%	-
Japanese beetle	<i>Popillia japonica</i>		

Certification under the U.S. domestic Japanese beetle harmonization plan, September 5, 2000, published by the national plant board, shall be required.

locust borer	<i>Megacyllene robiniae</i>	< 1%	-
maple bladdergall mite	<i>Vasates quadripedes</i>	< 75%	< 25%
mimosa webworm	<i>Homadaula anisocentra</i>	< 75%	< 25%
oak red mite	<i>Oligonychus bicolor</i>	< 75%	< 25%
obscure scale	<i>Melanaspis obscura</i>	< 1%	-
oystershell scale	<i>Lepidosaphes ulmi</i>	< 1%	-
painted hickory borer	<i>Megacyllene caryae</i>	< 1%	-
peach tree borer	<i>Synanthedon exitiosa</i>	< 1%	-
pine bark adelgid	<i>Pineus strobi</i>	< 1%	-
pine needle scale	<i>Chionaspis pinifoliae</i>	< 1%	-
pine tortoise scale	<i>Toumeyella parvicornis</i>	< 1%	-
potato aphid	<i>Macrosiphum euphorbiae</i>	< 75%	< 25%
round-headed apple tree borer	<i>Saperda candida</i>	< 1%	-
shore flies	Family <i>Ephydriidae</i>	< 75%	< 25%
spirea aphid	<i>Aphis spiraeicola</i>	< 75%	< 25%
spruce spider mite	<i>Oligonychus ununguis</i>	< 75%	< 25%
sweet potato whitefly	<i>Bemisia tabaci</i>	< 25%	-
tobacco thrips	<i>Frankliniella fusca</i>	< 75%	< 25%
two-spotted spider mite	<i>Tetranychus urticae</i>	< 25%	-
water lily aphid	<i>Rhopalosiphum nymphaeae</i>	< 75%	< 25%
western flower thrips	<i>Frankliniella occidentalis</i>	< 75%	< 25%
winged euonymus scale	<i>Lepidosaphes yanagicola</i>	< 1%	-

(2) DISEASES and NEMATODES

Common Name	Scientific Name	Tolerance Limits (maximum)	
		Incidence	Damage
apple scab	<i>Venturia inaequalis</i>	< 75%	< 25%
bacterial wilt of geranium	<i>Xanthomonas campestris</i> pv. <i>pelargonii</i>	< 1%	-
black knot	<i>Apiosporina morbosa</i>	< 25%	-
black spot of rose	<i>Diplocarpon rosae</i>	< 75%	< 25%
brown spot of pine	<i>Scirrhia acicola</i>	< 75%	< 25%
cedar-apple rust	<i>Gymnosporangium juniperi-virginianae</i>	< 75%	< 25%
cedar-quince rust	<i>Gymnosporangium clavipes</i>	< 1%	-
crown gall	<i>Agrobacterium tumefaciens</i>	< 1%	-
Cyclaneusma needle cast	<i>Cyclaneusma minus</i> and <i>C. niveus</i>	< 75%	< 25%
Diplodia tip blight	<i>Sphaeropsis sapinea</i>	< 1%	-
Dothistroma needle blight	<i>Dothistroma pini</i>	< 75%	< 25%
fire blight	<i>Erwinia amylovora</i>	< 1%	-
gall rusts of pine	<i>Cronartium</i> spp. and <i>Endocronartium</i> spp.	< 1%	-
gray mold	<i>Botrytis cinerea</i>	< 25%	-
hawthorn rust	<i>Gymnosporangium globosum</i>	< 75%	< 25%
Impatiens necrotic spot virus	-	< 1%	-
iris leaf spot	<i>Didymellina macrospora</i>	< 75%	< 25%
Kabatina blight of juniper	<i>Kabatina juniperi</i>	< 25%	-
oak wilt	<i>Ceratocystis fagacearum</i>	< 1%	-

(continued)

perennial Nectria canker	<i>Nectria galligena</i>	< 1%	-
Phomopsis blight	<i>Phomopsis juniperovora</i>	< 25%	-
Phytophthora root rot	<i>Phytophthora</i> spp.	< 1%	-
pine wilt nematode	<i>Bursaphelenchus xylophilus</i>	< 1%	-
Pseudomonas blight	<i>Pseudomonas syringae</i> pv. <i>syringae</i>	< 25%	-
Pythium root rot	<i>Pythium</i> spp.	< 25%	-
Rhizoctonia root rot	<i>Rhizoctonia solani</i>	< 25%	-
Rhizosphaera needle cast	<i>Rhizosphaera kalkhoffii</i>	< 1%	-
root knot nematodes (all)	<i>Meloidogyne</i> spp.	< 1%	-
Septoria leaf spot of poplar	<i>Mycosphaerella populorum</i>	< 75%	< 25%
Septoria stem canker	<i>Mycosphaerella populorum</i>	< 1%	-
sycamore anthracnose	<i>Gnomonia platani</i>	< 75%	< 25%
tar spot of maple	<i>Rhytisma acerinum</i>	< 75%	< 25%
Thievalopsis root rot	<i>Thievalopsis basicola</i>	< 25%	-
Tomato spotted wilt virus	-	< 1%	-
Verticillium wilt	<i>Verticillium albo-atrum</i> and <i>Verticillium dahliae</i>	< 1%	-

(c) The standards published by the national plant board on September 5, 2000 and titled "U. S. domestic Japanese beetle harmonization plan" are hereby adopted by reference. A copy of this plan shall be available from the plant protection and weed control program of the Kansas department of agriculture. (Authorized by and implementing K.S.A. 2-2117, as amended by 2002 SB 437, § 6; effective Oct. 18, 2002.)

4-15-11. Civil penalty; complaint. A document titled a "complaint" shall initiate each proceeding for the assessment of a civil penalty. Each complaint shall include the following: (a) A general statement of the facts and the law at issue;

(b) the amount of the civil penalty that is proposed to be assessed; and

(c) notice of the respondent's right to a hearing before assessment of a civil penalty. (Authorized by K.S.A. 2-2126, as amended by 2002 SB 437, § 13; implementing K.S.A. 2-2125, as amended by 2002 SB 437, § 12; effective Oct. 18, 2002.)

4-15-12. Answer to the complaint. (a) Any party responding to a complaint may file a written answer. The answer shall clearly and directly admit or deny each of the factual allegations contained in the complaint. If the respondent has no knowledge of a particular factual allegation and so states, the allegation shall be deemed denied. The answer shall also state any facts or arguments that are alleged to constitute a defense and any facts that the respondent disputes and intends to place at issue.

(b) The respondent may request a prehearing conference before the presiding officer, before the actual hearing. The presiding officer may require the parties to exchange evidence or brief the legal issues. The presiding officer may impose other procedural requirements in conjunction with a prehearing conference. (Authorized by K.S.A. 2-2126, as amended by 2002 SB 437, § 13; implementing K.S.A. 2-2125(b), as amended by 2002 SB 437, § 12; effective Oct. 18, 2002.)

4-15-13. Criteria to determine dollar amount of proposed civil penalty. (a) A civil penalty of at least \$100.00 but not more than \$1,000.00 per offense may be assessed by the secretary for each violation of article 21 of chapter 2 of the Kansas statutes annotated, and amendments thereto.

(b) In determining the amount of any proposed civil penalty, the gravity of the violation shall be considered by the secretary or the secretary's designee. Factors to be considered shall include the following:

(1) The potential of the act to injure, endanger, or harm the health of any consumer, the general public, cultivated or native plant resources, or the environment;

(2) the severity of actual or potential harm or injuries;

(3) the respondent's history of compliance with K.S.A. 2-2112 through K.S.A. 2-2129, and amendments thereto, and the regulations adopted thereunder;

(4) any action taken by respondent to remedy the specific violation or to mitigate any adverse effects of the violation on public health, cultivated or native plant resources, or the environment as a result of the violation;

(5) any misrepresentation or fraud involved in the violation; and

(6) any history of violations, as identified in subsection (c) of this regulation.

(c) For each second or subsequent occurrence of a violation for which a civil penalty has been assessed within a three-year period, the civil penalty assessed for the subsequent violation shall be the maximum amount allowed by law. (Authorized by K.S.A. 2-2126, as amended by 2002 SB 437, § 13; implementing K.S.A. 2-2125, as amended by 2002 SB 437, § 12; effective Oct. 18, 2002.)

4-15-14. Informal settlement. (a) The respondent may request a settlement conference at any time during an administrative proceeding.

(b) The parties, upon reaching a proposed settlement, shall reduce the settlement proposal to writing and present it to the secretary in the form of a consent order. (Authorized by and implementing K.S.A. 2-2126, as amended by 2002 SB 437, § 13; effective Oct. 18, 2002.)

Article 18.—LIVESTOCK REMEDIES

4-18-1. (Authorized by and implementing K.S.A. 1982 Supp. 47-504; effective, T-83-35, Nov. 10, 1982; effective May 1, 1983; revoked Oct. 18, 2002.)

Jamie Clover Adams
Secretary of Agriculture

Doc. No. 028469

State of Kansas

Office of Judicial Administration
Supreme Court Docket

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

Monday, October 21, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,804	McCain Foods USA, Inc. Appellee, v. Central Processors, Inc., et al., Appellants.	W. Thomas Gilman	Sedgwick
87,373	State of Kansas, Appellee, v. Michael J. Anthony, Appellant.	Mark J. Lazzo Carla J. Stovall, Atty. Gen. Debra S. Peterson, Asst. District Atty. Petition for Review Sarah Ellen Johnson, Asst. Appellate Defender	Sedgwick
88,124	David Maunz, Appellant. v. Mercedes Perales, M.D., Appellee.	Douglas D. Pletcher	Sedgwick
87,263	Duane Halsey, Appellee, v. Farm Bureau Mutual Ins. Co., Appellant.	Don D. Gribble II Craig A. Shultz	Sedgwick

1:30 p.m.

85,794	Atchison, Topeka & Sante Fe Railway Co., Appellee, v. Stonewall Insurance Co., et al., Appellants.	Steve R. Fabert	Shawnee
88,442	State of Kansas, Appellant, v. Mark William Long, Appellee.	William A. Larson Carla J. Stovall, Atty. Gen. Joe Shepack, County Atty. Lisa A. Beran	Ellsworth
88,226	State of Kansas, Appellee, v. Gregg R. Stevens, Appellant.	Carla J. Stovall, Atty. Gen. Chris E. Biggs, County Atty. Steven R. Zinn, Deputy Appellate Defender	Geary

Tuesday, October 22, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
86,478	State of Kansas, Appellee, v. Kenneth Seck, Appellant.	Carla J. Stovall, Atty. Gen. Paul J. Morrison, District Atty. Kenneth P. Seck, Pro Se	Johnson
88,030	State of Kansas, Appellee, v. Bala Krovvidi, Appellant.	Carla J. Stovall, Atty. Gen. Paul J. Morrison, District Atty. Stephen G. Mirakian	Johnson
88,623	Mark Crumbaker, et al., Appellees, v. Hunt Midwest Mining, Inc., et al., Appellants.	William M. Nelson	Johnson
86,386	State of Kansas, Appellee, v. James McIntosh, Appellant.	Gary V. Fulghum Carla J. Stovall, Atty. Gen. Keith E. Schroeder, District Atty. Petition for Review Paige A. Nichols, Asst. Appellate Defender	Reno

1:30 p.m.

88,120	Varney Business Services, Inc., Appellee, v. Harley W. Pottroff, Appellant.	William L. Frost C. Brookes Wood	Riley
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(continued)

87,393	State of Kansas, Appellant, v. Reliance Surety Co., et al., Appellees.	Eliehue Brunson, Asst. Atty. Gen. Duane Fox James P. Nordstrom Wyatt A. Hoch Eric T. Swanson	Butler
88,264 88,265 88,266 88,575	State of Kansas, Appellant, v. Dale C. Armbrust, Appellee.	Carla J. Stovall, Atty. Gen. Robert D. Hecht, District Atty. Steven R. Zinn, Deputy Appellate Defender	Shawnee
87,384	State of Kansas, Appellee, v. Richard R. Kendall, Jr., Appellant.	Carla J. Stovall, Atty. Gen. Keith E. Schroeder, District Atty. Sandra M. Carr, Asst. Appellate Defender	Reno

Wednesday, October 23, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
88,088	Richard Smith, Appellee, v. Zachary A. Russell, et al., Appellees. [EMC Insurance Companies, Appellant.]	Patrick R. Nichols Daniel C. Walter James M. McVay	Norton
88,440	Eric and Ryan Montoy, et al., Appellants, v. State of Kansas, et al., Appellees.	Alan L. Rupe Dan Biles	Shawnee
87,999	Rich D. Phillips, Appellee, v. Carol Lynn Phillips, Appellant.	Joyce Hendrix-Kuchar Mark A. Corder	Franklin
89,091	Wayne Mudd, et al., Appellees, v. Neosho Memorial Hospital, et al., Appellants.	Timothy A. Short Nancy S. Anstaett	Work Comp

1:30 p.m.

87,455	State of Kansas, Appellee, v. Donell Williams, Appellant.	Carla J. Stovall, Atty. Gen. Nick A. Tomasic, District Atty. Brian Leininger	Wyandotte
89,104	In the Matter of M. Steven Wagle, Respondent.	Frank D. Diehl, Deputy Discip. Admin. G. Craig Robinson M. Steven Wagle, Pro Se	Original
89,106	In the Matter of Victor S. Nelson, Respondent.	Alexander M. Walczak, Deputy Discip. Admin. Daniel J. Sevart Victor S. Nelson, Pro Se	Original
89,228	In the Matter of Stanley L. Wiles, Respondent.	Frank D. Diehl, Deputy Discip. Admin. Jerry R. Palmer Stanley L. Wiles, Pro Se	Original

Thursday, October 24, 2002

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

88,298/	88,581 State v. Travis D. Jensen	88,697 State v. Albert Mitchner
88,299 State v. Michael A. Johnson	88,662 State v. Edward W. Lewis	88,751 State v. Raymond D. Richard
88,391 State v. Curtis W. Farr	88,683 State v. Kevin C. Dinwiddie	88,778 State v. Matthew Muse
88,579 State v. Michael Billingsley	88,695 State v. Kevin Hall	

Carol G. Green
Clerk of the Appellate Courts

State of Kansas

**Office of Judicial Administration
Court of Appeals Docket**

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

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

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

Tuesday, October 15, 2002

9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
88,180	Paul Watkins, Appellant, v. Randall L. McAllister, M.D.; S. Desai, M.D.; James L. McGovern, M.D., Appellees.	Phillip L. Turner Dan E. Turner Thomas L. Theis Caleb Stegall	Shawnee
88,676	In the Matter of the Marriage of Debra Jean Holle, Appellee, v. Randall R. Holle, Appellant.	Jeff Elder Brenda J. Bell	Riley
88,272	Willie J. Simkins, Appellant, v. State of Kansas, Appellee.	Scott W. Hildebrand Ellen Mitchell, C.A.	Saline
88,313	Alfred J. Lewis and Ruth H. Lewis, Appellants, v. Barrett Mobile Home Transport, Inc.; TIG Motor Carriers Insurance; and Tammy Lynne Porting as the Administrator of the Estate of John W. Lewis, Deceased, Appellees.	William C. O'Keefe Geoffrey Clark Norbert C. Marek, Jr.	Marshall

1:30 p.m.

87,950	State of Kansas, Appellee, v. Charles Everte McHenry, Jr., Appellant.	Attorney General Rod Ludwig, C.A. Rebecca E. Woodman, Asst. A.D.	Mitchell
88,929	State of Kansas, <i>ex rel.</i> , <i>et al.</i> , Appellees, v. Charles N. Stone, Alleged Father, Appellant, and Claudius F. Lucas, Presumed Father.	Randy M. Barker Mark E. Fern Samuel J. Marsh, G.A.L.	Cherokee
88,857	Ron and Carol Madron, d/b/a County Line Auto, Appellants, v. Patrons Insurance Company, Appellee.	Justin LaMunyon Karl Kuckelman	Montgomery
88,482	In the Matter of the Marriage of Wendy L. Rink, Appellee, and Bill B. Rink, Appellant.	Frederick R. Smith Sara S. Beezley	Crawford
87,768	Davenport Pastures LP, Appellee, v. Morris County Board of County Commis- sioners, Appellant.	Greer S. Lang William A. Kassebaum, Asst. C.A.	Morris

(continued)

Wednesday, October 16, 2002

9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
88,212 88,783	In the Matter of the Guardianship and Conservatorship of Kenneth Ray Moore, Melinda Sue Moore, April Dawn Moore, and Desiree Marie Moore, Appellants.	Jerry D. Bogle Blake Hudson	Montgomery
87,439	Cathy Card, <i>et al.</i> , Appellants, v. Wal-Mart Stores, Inc., <i>et al.</i> , Appellees.	Steven J. Borel Jerry D. Hawkins Leigh C. Hudson James R. Jarrow	Neosho

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
88,793	State of Kansas, Appellant, v. Reginland McGowan, Appellee.	Attorney General Tony Cruz, Asst. C.A. Steven L. Opat	Geary
88,841	State of Kansas, Appellant, v. Renee Freeman, Appellee.	Attorney General Tony Cruz, Asst. C.A. Michael P. McKone	Geary
88,357	Frank Swanson, Appellant, v. State of Kansas, Appellee.	Frank Swanson, Pro Se Attorney General Robert D. Hecht, D.A.	Shawnee
88,241 88,242	James L. Brandon, Appellant, v. State of Kansas, Appellee.	Stephen W. Kessler Attorney General Robert D. Hecht, D.A.	Shawnee
87,616	State of Kansas, Appellee, v. Duwone M. Flowers, Appellant.	Attorney General Scott E. McPherson, Asst. D.A. Virginia Girard-Brady	Douglas
88,408	Jesus Escarcega, Appellant, v. National Beef Packing Company, and Wausau Insurance Companies, Appellees.	C. Albert Herdoiza D. Shane Bangert Stephen M. Kerwick	Work Comp.
88,155	Georgi Gertsch, a/k/a Georgi Lee Dawson, a/k/a Georgi Lee Dawson-Gertsch, Appellant, v. McGinness Oil Company of Kansas, Inc., Appellee.	Jeffery L. Carmichael Alan C. Goering	Barber
87,825	State of Kansas, Appellee, v. Charles William Lamm, Appellant.	Attorney General Brandon L. Jones, Asst. C.A. Libby K. Snider, Asst. A.D.	Franklin
87,872	State of Kansas, Appellee, v. DeWayne Ladell Moss, Appellant.	Attorney General Shelly Kintzel, Legal Intern Bradley R. Burke, Asst. D.A. Craig A. Stancliffe	Douglas
88,836	Earnest Walker, Appellant, v. COII Keenan, COII Buss, Capt. Speer, Jay Shelton, and Norton Correctional Facility, Appellees.	Paul D. Hofaker Robert Wasinger	Norton
88,561	In the Interest of G.P.B. and E.A.H.	Rachel I. Hockenbarger Robert D. Hecht, D.A.	Shawnee
88,279	Alfred S. Washington, Appellant, v. State of Kansas, Appellee.	William F. Dunn Attorney General Arthur E. Rhodes, Asst. D.A.	Wyandotte

88,094	State of Kansas, Appellee, v. Dale N. Griffin, Jr., Appellant.	Attorney General James R. Watts, Asst. C.A. Paige A. Nichols, Asst. A.D.	Butler
88,285	Dale E. Ferguson, Appellant, v. Debra J. Winston (Lindsay) and Lynn Felts, Appellees.	Dale E. Ferguson, Pro Se	Johnson
87,538	Robert L. Jackson, Appellant, v. State of Kansas, Appellee.	Stephen W. Kessler Attorney General Robert D. Hecht, D.A.	Shawnee
88,261	Robert and Karen Shaffer, Appellants, v. City of Topeka, Kansas, Appellee.	Gary L. Fanning, Jr. Gregory A. Lee	Shawnee
87,618	State of Kansas, Appellee, v. Stephanie J. Korbe, Appellant.	Attorney General Thomas J. Drees, C.A. Shawn Minihan, Asst. A.D.	Ellis
88,044	State of Kansas, Appellee, v. Michael A. King, Appellant.	Attorney General Robert D. Hecht, D.A. Julia Spainhour, Asst. A.D.	Shawnee
89,060	Thomas Woodberry, Appellant, v. Louis E. Bruce, <i>et al.</i> , Appellees.	Michael G. Highland Kenneth Smith	Leavenworth

Kansas Court of Appeals
Wyandotte County Courthouse
Division 17
710 N. 7th St., 3rd Floor
Kansas City, Kansas

Before Pierron, P.J.; Lewis, J.; and Buchele, S.J.

Wednesday, October 16, 2002

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,191	Ronnell Coppage, Appellant, v. State of Kansas, Appellee.	Benjamin Casad Attorney General Bonnie Hannan, Asst. D.A.	Wyandotte
88,194	Med James, Inc., Appellant, v. Donald Barnes, d/b/a Ekberg Insurance Agency, Appellee.	J. Franklin Hummer Lee M. Smithyman	Johnson
88,522	In the Matter of the Estate of Theodore Shane, Deceased.	Roger L. Sherman Dean D. Garland Thomas W. Harris	Johnson
88,207	James E. Moore and Terri L. Moore, Appellants, v. American Family Mutual Insurance Company, Appellee.	Timothy G. Elliott Leo L. Logan	Leavenworth
88,791	In the Interest of B.N.R., DOB: 09/22/88.	Timothy C. Meyer Sheryl A. Bussell, Asst. D.A.	Wyandotte
1:30 p.m.			
87,194	State of Kansas, Appellee, v. Danny Hallum, Appellant.	Attorney General Jerome A. Gorman, Asst. D.A. Sarah Ellen Johnson, Asst. A.D.	Wyandotte

(continued)

88,016 88,288	Douglass National Bank, Appellant, v. Ladora Y. Lattimore and Presidential Highfields Homeowners Association, Inc., Appellees.	Robert C. Sullivan Lawrence D. Greenbaum	Wyandotte
87,975	State of Kansas, Appellee, v. Drew S. Vandervort, Appellant.	Attorney General James L. Spies, Asst. D.A. Corey D. Riddle, Asst. A.D.	Wyandotte
86,418	Ken Kramme, Appellee, v. Rezek Muslet, Appellant.	Brian T. Goldstein Paul Hasty, Jr. J. R. Russell	Wyandotte
88,204	Johnson County Auto Credit, Inc., Appellant, v. David A. Green and Ronda L. Green, Appellees.	Paul Hasty, Jr. Timothy J. Turner	Johnson
87,402	State of Kansas, Appellee, v. Aaron A. Douglas, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A. Gary W. Owens	Sedgwick
Thursday, October 17, 2002			
Summary Calendar—No Oral Argument			
Case No.	Case Name	Attorneys	Jurisdiction
88,091	Reynaldo Alvidrez, Appellant, v. State of Kansas, Appellee.	Mary Curtis, Asst. A.D. Attorney General Keri A. Kish, Asst. C.A.	Ford
88,941	Terry F. Walling, Appellant, v. David R. McKune, <i>et al.</i> , Appellees.	Michael G. Highland Kenneth Smith	Leavenworth
88,270	State of Kansas, Appellee, v. Nathaniel Phipps, Appellant.	Attorney General Robbin L. Wasson, Asst. D.A. Nathan B. Webb, Asst. A.D.	Wyandotte
87,892	State of Kansas, Appellee, v. David Kitzman, Appellant.	Attorney General Daryl E. Hawkins, Asst. C.A. Roger D. Struble Richard M. Barnett Michael J. McCabe	Dickinson
88,909	Orville Smith, Appellant, v. David R. McKune, <i>et al.</i> , Appellees.	Michael G. Highland Kenneth Smith	Leavenworth
87,933	Stefan M. Richardson, Appellant, v. State of Kansas, Appellee.	Steven R. Zinn, Deputy A.D. Attorney General Steven J. Obermeier, Asst. D.A.	Johnson
86,774	State of Kansas, Appellee, v. Dale E. McCormick, Appellant.	Attorney General Bradley R. Burke, Asst. D.A. Dale E. McCormick, Pro Se	Douglas
87,934	Andre Robinson, Appellant, v. Michael A. Nelson, Warden at EDCF, State of Kansas, <i>et al.</i> , Appellees.	Daniel Cahill Attorney General Terra D. Morehead, Asst. D.A.	Wyandotte
88,908	Marlin D. Long, Appellant, v. M. Thiesen, <i>et al.</i> , Appellees.	Michael G. Highland Kenneth Smith	Leavenworth
87,403	In the Matter of the Marriage of Robert L. Allen, Appellee, and Diane L. Allen, Appellant.	Steven B. Doering Bradley H. Medlin	Anderson

88,210	State of Kansas, Appellee, v. Richard E. Harrison, Appellant.	Attorney General County Attorney Appellate Defender	Butler
87,496	Johnny Hogue, Appellant, v. State of Kansas, Appellee.	John Gilliford, Jr. Attorney General Terra D. Morehead, Asst. D.A.	Wyandotte
88,183	State of Kansas, Appellee, v. Vernon Cape, Appellant.	Attorney General Russ Roe, Asst. C.A. Rick Kittel, Asst. A.D.	Saline
87,041	State of Kansas, Appellee, v. Eugene O. Pierce, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Cory D. Riddle, Asst. A.D.	Johnson
88,365	State of Kansas, Appellee, v. Tyrone B. Morgan, Appellant.	Attorney General Frank E. Kohl, C.A. Rick Kittel, Asst. A.D.	Leavenworth
87,906	State of Kansas, Appellee, v. Carlos Castro, Appellant.	Attorney General Terra D. Morehead, Asst. D.A. Michael G. Highland	Wyandotte
88,316	Michael L. Gaines, #33515, Appellant, v. Sturgill, CSI D, <i>et al.</i> , Appellees.	Michael Gaines, #33515, Pro Se Julie Riddle	Butler
88,597	Strowig Properties, Inc., Appellant, v. American States Insurance Company, Appellee.	Tish Morriscal Debra Egli James Marc A. Powell	Dickinson
88,762	Unified Government of WYCO/KCK, Appellee, v. Bryon Canady, Appellant.	Bryon Karl Canady, Pro Se	Wyandotte

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

Before Gernon, P.J.; Green and Johnson, JJ.

Wednesday, October 16, 2002

9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,707	MacAndrews & Forbes Holdings, Inc., Appellee, v. Marvel Enterprises, Inc., f/k/a Toy Biz, Inc., Appellant.	Mikel L. Stout Charles E. Millsap	Sedgwick
86,860	David M. Ely, Appellant, v. Charles Hitchcock; Services of Kansas, Inc., d/b/a Old Mission Mortuary; and Wesley Medical Center, L.L.C., Appellees.	Kevin V. Rider Holly A. Dyer Michelle M. Watson	Sedgwick
88,282	Salvador Robles, Appellant/Cross- Appellee, v. National Beef Packing Company, L.P., and Wausau Insurance Companies, Appellees/ Cross-Appellants.	Stanley R. Ausemus D. Shane Bangert Stephen M. Kerwick	Work Comp.

(continued)

88,584	In the Matter of C.L.A., a Minor Child.	Jana D. Abbott T. Lynn Ward Richard A. Macias	Sedgwick
		1:30 p.m.	
88,053	Southwest National Bank of Wichita, Kansas, Conservator for Debra J. Smith, Appellants, v. American Implement, Inc., a Kansas Corporation, Appellee.	Geary N. Gorup Albert L. Kamas Paul S. McCausland	Finney
88,541	Hugh T. Privette, Appellant, v. Gus Wiebe and Mark Wiebe, d/b/a Wiebe Aircraft, Appellees.	Larry D. Toomey Mary M. McPheeters Ronald Williams	Harvey
87,821	Christopher Logsdon, Appellant, v. State of Kansas, Appellee.	Sam S. Kepfield Thomas R. Stanton, Asst. D.A.	Reno
88,267	State of Kansas, Appellee, v. Harmon Young, Appellant.	Attorney General F. Terry Bruce, Asst. D.A. Sam S. Kepfield	Reno

Thursday, October 17, 2002

9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,869	State of Kansas, Appellee, v. Perry A. Hilson, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Peter Maharry, Asst. A.D.	Sedgwick
87,414	State of Kansas, Appellee, v. Tommy C. DeSilva, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Libby Snider, Asst. A.D.	Sedgwick
87,161	State of Kansas, Appellee, v. Kevin S. Simpson, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Paige A. Nichols, Asst. A.D.	Sedgwick
87,921	State of Kansas, Appellee, v. Alfred I. Robison, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Patrick H. Dunn, Asst. A.D.	Sedgwick

Summary Calendar—No Oral Argument

Case No.	Case Name	Attorneys	Jurisdiction
87,764	State of Kansas, Appellee, v. Merlin L. Anderson, Jr., Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A. Sarah Ellen Johnson, Asst. A.D.	Sedgwick
88,305	In the Matter of the Estate of Raymond Earl Rentfrow, Deceased.	Richard Rentfrow, Pro Se David Hiebert	Sedgwick
87,732	City of Dodge City, Appellee, v. Steve Webb, Appellant.	Terry J. Malone Leslie A. Hess	Ford
88,679	Christopher Van Dowsey, Appellee, v. Industrial Electric Company, and Employers Mutual Casualty Co., Appellants.	William L. Townsley III James M. McVay	Work Comp.

87,703	Opeal Steadham, Appellant, v. State of Kansas, Appellee.	Stephen B. Plummer Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A.	Sedgwick
88,552	State of Kansas, Appellee, v. Alfred E. Hall, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A. Richard Sanborn	Sedgwick
86,208	State of Kansas, Appellee, v. Patrick M. O'Neill, Appellant.	Attorney General David E. Yoder, Asst. C.A. Cory D. Riddle, Asst. A.D.	Harvey
86,618	State of Kansas, Appellee, v. Michael A. Robertson, Jr., Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Sarah Ellen Johnson, Asst. A.D.	Sedgwick
87,961	State of Kansas, Appellee, v. Thomas J. Jackson, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Nathan Webb, Asst. A.D.	Sedgwick
88,800	Douglas Pichon, #43303, Appellant, v. Kansas Parole Board, <i>et al.</i> , Appellees.	Douglas K. Pichon, #43303, Pro Se Michelle A. Davis, Asst. A.G.	Reno
87,330 87,354 87,355	State of Kansas, Appellee, v. Pedro Hernandez, a/k/a Edgar Pineda- Toledo, Appellant.	Attorney General Lois K. Malin, Asst. C.A. Shawn E. Minihan, Asst. A.D.	Finney
87,992	State of Kansas, Appellee, v. Travis W. Tague, Appellant.	Attorney General Tom Scott, Asst. C.A. Michael S. Holland II	Ellis
88,540	Daniel Hamrick, Appellant, v. Arabian Horse Express, and Farmers Alliance Mutual Insurance Company, Appellees.	Daniel A. Hamrick, Pro Se M. Doug Bell	Work Comp.
88,324	State of Kansas, Appellee, v. Kenneth Ray Junious, Appellant.	Attorney General District Attorney Appellate Defender	Sedgwick
87,516	David J. Zabrinas, Appellant, v. State of Kansas, Appellee.	Autumn L. Fox Attorney General Amanda Norris, Asst. C.A.	Saline
88,147	State of Kansas, Appellee, v. Emily K. Cooper, Appellant.	Attorney General Steve Stockard, Asst. C.A. Randel L. Messner	Crawford
87,958	State of Kansas, Appellee, v. Jason D. Smith, Appellant.	Attorney General Charles A. Peckham, C.A. Michael S. Holland II	Rawlins
88,165	State of Kansas, Appellee, v. Eric B. Wyant, a/k/a Eric S. Berg, Appellant.	Attorney General Matt Treaster, C.A. Korey A. Kaul, Asst. A.D.	Harvey

(continued)

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

Before Marquardt, P.J.; Elliott, J.; and Larson, S.J.

Wednesday, October 16, 2002

9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,475	State of Kansas, Appellee, v. Joe E. Silva, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Gary W. Owens	Sedgwick
87,687	State of Kansas, Appellee, v. Tommie L. Burton, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Michael P. Whalen	Sedgwick
88,670	State of Kansas, Appellant, v. Anthony L. Banks, Appellee.	Attorney General Vernon E. Buck, Asst. C.A. Ty R. Wheeler	Lyon
87,893	State of Kansas, Appellee, v. Wendy Ellen Dumars, Appellant.	Attorney General Ty Kaufman, C.A. Rick Kittel, Asst. A.D.	McPherson
1:30 p.m.			
87,244	State of Kansas, Appellee, v. Randall G. Ferris, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Randall L. Hodgkinson, Deputy A.D.	Sedgwick
87,661	State of Kansas, Appellee, v. Edward B. Leeper, Jr., a/k/a Brian Leeper, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Mary Curtis, Asst. A.D.	Sedgwick
88,033	The Specialists Group, L.L.C., Appellant, v. Jeff Lucke, d/b/a Lucke & Associates, CPA, Appellee.	Ron D. Beal John B. Gilliam	Sedgwick
87,398	Koch Energy Trading, Inc., a Kansas Cor- poration, and Entergy-Koch Trading, LP, a Limited Delaware Limited Part- nership, Appellees/Cross-Appellants, v. Scott Putnam, Jeff Porter, Nathan Miles, and Ernie Rogers, Appellants/Cross- Appellees.	Ken M. Peterson Jerry W. Snider Arthur E. Palmer	Sedgwick

Thursday, October 17, 2002

9:30 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
87,288 87,718	State of Kansas, Appellee/Cross-Appellant, v. Robert E. Murnahan, Appellant/Cross- Appellee.	Attorney General Keith E. Schroeder, D.A. Patrick H. Dunn, Asst. A.D.	Reno
88,350	State of Kansas, Appellant, v. Jade Ward, Appellee.	Attorney General Joe Shepack, C.A. James L. Sweet	Ellsworth

87,807	Alicia Moore, Appellee, v. Dold Foods, Inc., Respondent, Self-Insured, Appellant.	John C. Nodgaard Douglas D. Johnson	Work Comp.
86,983	State of Kansas, Appellee, v. Victor Romero, Appellant.	Attorney General Robert R. Johnson, Asst. C.A. Peter Maharry, Asst. A.D.	Finney
Summary Calendar—No Oral Argument			
Case No.	Case Name	Attorneys	Jurisdiction
87,710	State of Kansas, Appellee, v. Leon Hollowell, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Ian H. Taylor, Asst. D.A. Libby K. Snider, Asst. A.D.	Sedgwick
88,156	In the Matter of the Marriage of Diane M. Alley, Formerly Brotherton, Appellant, and Ricky L. Brotherton, Appellee.	Paul Arabia William A. Vickery	Sedgwick
88,338	In the Interest of: L.J.G., DOB: 04/12/96 R.T.G., DOB: 01/13/98 Children Under 18 Years of Age.	Michael Lazzo Larry S. Vernon	Sedgwick
88,474	Tammie Macias, Plaintiff, Appellant, (Mark T. Schoenhofer, Claimant), Appellee, v. Luis Barboza and Northend Disposal Services, Inc., Defendants.	Robert A. Levy Mark T. Schoenhofer, Pro Se	Finney
88,038	State of Kansas, Appellee, v. Donald L. Reed, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Sandra Carr, Asst. A.D.	Sedgwick
88,344	Paul J. Kiser, Appellant, v. State of Kansas, Appellee.	Rebecca E. Woodman, Asst. A.D. Attorney General Keith E. Schroeder, D.A.	Reno
85,201	David M. Heide, Appellant, v. Prison Health Services, Inc., et al, Appellees.	David M. Heide, #52220, Pro Se Mary T. Malicoat Hal D. Meltzer John D. Tongier Debra Vermillion	Leavenworth
87,484	State of Kansas, Appellee, v. Dion L. Ware, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Rick Kittel, Asst. A.D.	Sedgwick
87,685	Farmers Cooperative Elevator Company, Appellee, v. Bruce Walton, Appellant.	Terry D. Bertholf Bruce Edward Walton	Reno
87,850	State of Kansas, Appellee, v. Kevin Lynn Elam, Appellant.	Attorney General David A. Brace, C.A. Richard A. Medley M. Jennifer Brunetti	Elk
88,042	Gus Hankins, Jr., Appellant, v. State of Kansas, Appellee.	Theresa Barr, Asst. A.D. Attorney General Ty Kaufman, C.A.	McPherson

(continued)

87,984	State of Kansas, Appellee, v. Robbie Edward Ramirez, Appellant.	Attorney General Julie A. Funk, Asst. C.A. Leslie A. Hess	Ford
88,900	In the Matter of the Marriage of Kirk Boswell, Appellant, and Daricar Boswell, n/k/a Montebon, Appellee.	Timothy J. Grillot Edward W. Dosh	Labette
88,829	David Criswell, Appellant, v. The Board of County Commissioners of the County of Saline, Appellee.	Larry Livengood. Michael A. Montoya	Saline
87,664 87,665	State of Kansas, Appellee, v. Michael M. Toney, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Korey A. Kaul, Asst. A.D.	Sedgwick
86,921 86,922	State of Kansas, Appellee, v. James L. Singleton, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A. Richard Ney	Sedgwick
87,780	State of Kansas, Appellee, v. David W. Vanhorn, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jeffery V. Rowe, Asst. D.A. Patrick H. Dunn, Asst. A.D.	Sedgwick
87,922	Jose Martin Hidalgo, Appellant, v. Kansas Department of Revenue, Appellee.	Charles A. O'Hara Brian Cox	Sedgwick

Carol G. Green
Clerk of the Appellate Courts

Doc. No. 028460

State of Kansas
Department of Administration
Division of Purchases

Notice to Bidders

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

Tuesday, October 15, 2002

05490

Department of Health and Environment—Source Technology Printers

05498

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

Wednesday, October 16, 2002

05507

Department of Corrections—Furnish and Install Dishmachine, Winfield

05509

Kansas Bureau of Investigation—Automated Solid-Phase Extraction Workstation

05511

University of Kansas—Microwave Systems Maintenance

Thursday, October 17, 2002

A-9137

Wichita State University—Replace Boiler, Brennan Hall 1

Tuesday, October 22, 2002

A-9465

Rainbow Mental Health Facility—Cutter Replacement

Tuesday, November 5, 2002

A-8984 (C)

Department of Transportation—Remodel 700 S.W. Harrison Building

Request for Proposals

Friday, November 1, 2002

05415

Statewide Student Insurance for the Health Care Commission

John T. Houlihan
Director of Purchases

Doc. No. 028484

United States Postal Service

Statement of Ownership, Management, and Circulation

1. Publication Title Kansas Register		2. Publication Number 0 6 6 2 - 1 9 0		3. Filing Date Sept. 26, 2002
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7. Complete Mailing Address of Known Office of Publication (Not printer) (Street, city, county, state, and ZIP+4) Kansas Secretary of State, 1st Floor, Memorial Hall, 120 SW 10th Ave., Topeka, Shawnee County, KS 66612-1594				Contact Person Nancy R. Reddy Telephone (785) 296-3489

8. Complete Mailing Address of Headquarters or General Business Office of Publisher (Not printer)
same as above

9. Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank)

Publisher (Name and complete mailing address)

Ron Thornburgh, Kansas Secretary of State, 1st Floor, Memorial Hall,
120 SW 10th Ave., Topeka, KS 66612-1594

Editor (Name and complete mailing address)

Nancy R. Reddy, Secretary of State's Office, 1st Floor, Memorial Hall,
120 SW 10th Ave., Topeka, KS 66612-1594

Managing Editor (Name and complete mailing address)

same as above

10. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of the total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a nonprofit organization, give its name and address.)

Full Name	Complete Mailing Address
Kansas Secretary of State	1st Floor, Memorial Hall, 120 SW 10th Ave., Topeka, KS 66612-1594

11. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgages, or Other Securities. If none, check box

None

Full Name	Complete Mailing Address

12. Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates) (Check one)

- The purpose, function, and nonprofit status of this organization and the exempt status for federal income tax purposes:
- Has Not Changed During Preceding 12 Months
 - Has Changed During Preceding 12 Months (Publisher must submit explanation of change with this statement)

13. Publication Title Kansas Register		14. Issue Date for Circulation Data Below Sept. 26, 2002	
15. Extent and Nature of Circulation		Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest to Filing Date
a. Total Number of Copies (Net press run)		1350	1350
b. Paid and/or Requested Circulation	(1) Paid/Requested Outside-County Mail Subscriptions Stated on Form 3541. (Include advertiser's proof and exchange copies)	473	449
	(2) Paid In-County Subscriptions (Include advertiser's proof and exchange copies)	102	101
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	(4) Other Classes Mailed Through the USPS		
c. Total Paid and/or Requested Circulation [Sum of 15b. (1), (2), (3), and (4)]		597	572
d. Free Distribution by Mail (Samples, complimentary, and other free)	(1) Outside-County as Stated on Form 3541	369	369
	(2) In-County as Stated on Form 3541	15	15
	(3) Other Classes Mailed Through the USPS		
e. Free Distribution Outside the Mail (Carriers or other means)		106	106
f. Total Free Distribution (Sum of 15d. and 15e.)		490	490
g. Total Distribution (Sum of 15c. and 15f.)		1087	1062
h. Copies not Distributed		263	288
i. Total (Sum of 15g. and h.)		1350	1350
j. Percent Paid and/or Requested Circulation (15c. divided by 15g. times 100)		55%	54%
16. Publication of Statement of Ownership			
<input checked="" type="checkbox"/> Publication required. Will be printed in the <u>Oct. 3, 2002</u> issue of this publication.		<input type="checkbox"/> Publication not required.	
17. Signature and Title of Editor, Publisher, Business Manager, or Owner <i>Nancy R. Reddy</i> Nancy R. Reddy, Editor			Date Sept. 26, 2002
I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).			

Instructions to Publishers

- Complete and file one copy of this form with your postmaster annually on or before October 1. Keep a copy of the completed form for your records.
- In cases where the stockholder or security holder is a trustee, include in items 10 and 11 the name of the person or corporation for whom the trustee is acting. Also include the names and addresses of individuals who are stockholders who own or hold 1 percent or more of the total amount of bonds, mortgages, or other securities of the publishing corporation. In item 11, if none, check the box. Use blank sheets if more space is required.
- Be sure to furnish all circulation information called for in item 15. Free circulation must be shown in items 15d, e, and f.
- Item 15h., Copies not Distributed, must include (1) newsstand copies originally stated on Form 3541, and returned to the publisher, (2) estimated returns from news agents, and (3), copies for office use, leftovers, spoiled, and all other copies not distributed.
- If the publication had Periodicals authorization as a general or requester publication, this Statement of Ownership, Management, and Circulation must be published; it must be printed in any issue in October or, if the publication is not published during October, the first issue printed after October.
- In item 16, indicate the date of the issue in which this Statement of Ownership will be published.
- Item 17 must be signed.

Failure to file or publish a statement of ownership may lead to suspension of Periodicals authorization.

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 2002 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-31	Amended	V. 21, p. 767
1-2-42	Amended	V. 21, p. 767
1-2-42a	Amended	V. 21, p. 767
1-2-48	Revoked	V. 21, p. 767
1-5-22	Amended	V. 21, p. 767
1-5-29	Amended	V. 21, p. 767
1-6-3	Amended	V. 21, p. 767
1-6-21	Amended	V. 21, p. 768
1-6-26a	New	V. 21, p. 768
1-9-4	Amended	V. 21, p. 768
1-9-5	Amended	V. 21, p. 769
1-11-1	Amended	V. 21, p. 770
1-14-12a	Revoked	V. 21, p. 770
1-16-18	Amended	V. 21, p. 146

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-1-17	Amended (T)	V. 21, p. 1174
4-13-9	Amended (T)	V. 21, p. 1174
4-13-20		
through		
4-13-24	Amended (T)	V. 21, p. 1174, 1175
4-13-33	Amended (T)	V. 21, p. 1175
4-19-1	Amended (T)	V. 21, p. 1175
4-25-2		
through		
4-25-18	New	V. 21, p. 232-235

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-3-26	Amended (T)	V. 21, p. 1131
5-15-1		
through		
5-15-4	New (T)	V. 21, p. 690-692
5-15-1		
through		
5-15-4	New	V. 21, p. 1307-1309
5-16-1		
through		
5-16-7	New	V. 21, p. 1667-1669

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-23-13	Amended	V. 21, p. 1056
7-37-2	Amended	V. 21, p. 1056

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-7-19	New	V. 21, p. 265

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Reg. No.	Action	Register
10-12-1	Amended	V. 21, p. 454
10-13-1	Amended	V. 21, p. 454
10-20-2a	New	V. 21, p. 454
10-21-1		
through		
10-21-6	Amended	V. 21, p. 454-456

AGENCY 11: STATE CONSERVATION COMMISSION

Reg. No.	Action	Register
11-1-6	Amended	V. 21, p. 1318
11-1-7	Amended	V. 21, p. 1318
11-1-8	Amended	V. 21, p. 1318
11-1-9		
through		
11-1-14	New	V. 21, p. 1319-1321
11-2-4		
through		
11-2-6	Revoked	V. 21, p. 1321
11-5-1		
through		
11-5-4	Revoked	V. 21, p. 1321
11-7-6	Amended	V. 21, p. 1321
11-7-7	Amended	V. 21, p. 1321
11-7-12		
through		
11-7-15	Amended	V. 21, p. 1322, 1323
11-7-16	New	V. 21, p. 1323
11-9-2	Amended	V. 21, p. 1323
11-9-5	Amended	V. 21, p. 1323
11-9-10	Amended	V. 21, p. 1323
11-10-1		
through		
11-10-6	New	V. 21, p. 1323-1324

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

Reg. No.	Action	Register
14-13-14	New	V. 21, p. 1054
14-13-15	New	V. 21, p. 1055

AGENCY 17: STATE BANK COMMISSIONER

Reg. No.	Action	Register
17-24-3	New	V. 21, p. 212

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-24-1		
through		
22-24-18	New	V. 21, p. 147-150

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	V. 21, p. 1405
26-11-2	New	V. 21, p. 1405
26-11-3	New	V. 21, p. 1405

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-18	Amended (T)	V. 21, p. 1405
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
28-17-6	Amended (T)	V. 21, p. 1171
28-19-75	Revoked	V. 21, p. 1325
28-19-564	Amended	V. 21, p. 1581
28-19-714	New	V. 21, p. 1325
28-29-18	Revoked	V. 21, p. 310
28-29-29	Amended	V. 21, p. 310
28-29-2201	New	V. 21, p. 310
28-31-1	Amended	V. 21, p. 1511
28-31-2	Amended	V. 21, p. 1512
28-31-3	Amended	V. 21, p. 1512
28-31-4	Amended	V. 21, p. 1512
28-31-6	Amended	V. 21, p. 1517
28-31-8	Amended	V. 21, p. 1518
28-31-8b	Amended	V. 21, p. 1519
28-31-9	Amended	V. 21, p. 1519
28-31-10	Amended	V. 21, p. 1519
28-31-10a	Amended	V. 21, p. 1520
28-31-11	Revoked	V. 21, p. 1520
28-31-14	Amended	V. 21, p. 1520
28-31-15	Amended	V. 21, p. 1520
28-31-16	Amended	V. 21, p. 1520
28-55-3	Amended	V. 21, p. 311
28-55-5	Amended	V. 21, p. 311

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-90	Amended	V. 21, p. 1005
30-5-101	Revoked	V. 21, p. 1007
30-5-300	Amended	V. 21, p. 1007
30-6-88	New	V. 21, p. 1010
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

(continued)

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
40-1-43	Amended	V. 21, p. 451
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
40-4-37	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
40-4-37u	New	V. 21, p. 1370

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
44-6-101	Amended	V. 21, p. 1406
44-6-106	Amended	V. 21, p. 1407
44-6-107	Amended	V. 21, p. 1407
44-6-108	Amended	V. 21, p. 1408
44-6-114c	Amended	V. 21, p. 1408
44-6-114d	New	v. 21, p. 1409
44-6-114e	New	V. 21, p. 1409
44-6-115	Revoked	V. 21, p. 1415
44-6-115a	New	V. 21, p. 1415
44-6-115b	New	V. 21, p. 1415
44-6-115c	New	V. 21, p. 1417
44-6-117	Revoked	V. 21, p. 1418
44-6-120	Revoked	V. 21, p. 1418
44-6-124	Revoked	V. 21, p. 1418
44-6-125	Amended	V. 21, p. 1418
44-6-126	Amended	V. 21, p. 1419
44-6-133	Revoked	V. 21, p. 1419
44-6-134	Amended	V. 21, p. 1419
44-6-136	Amended	V. 21, p. 1419
44-6-136a	Amended	V. 21, p. 1420
44-6-137	Amended	V. 21, p. 1420
44-6-138	Amended	V. 21, p. 1420
44-6-140	Amended	V. 21, p. 1421
44-6-140a	Amended	V. 21, p. 1421
44-6-141	Amended	V. 21, p. 1421
44-6-142	Revoked	V. 21, p. 1421
44-6-143	Amended	V. 21, p. 1421
44-6-146	Revoked	V. 21, p. 1422
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
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44-8-114	Revoked	V. 21, p. 309
44-11-111	Amended	V. 21, p. 335
44-11-112	Revoked	V. 21, p. 336
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44-11-122	Revoked	V. 21, p. 337
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44-12-106	Amended	V. 21, p. 117
44-12-107	Amended	V. 21, p. 117
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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
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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
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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
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44-12-505b	Amended	V. 21, p. 121
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44-12-702	Amended	V. 21, p. 123
44-12-801	Amended	V. 21, p. 123
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44-12-1307	Amended	V. 21, p. 124
44-13-101	Amended	V. 21, p. 151
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44-13-106	Amended	V. 21, p. 151
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44-13-202	Amended	V. 21, p. 153
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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
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44-13-402	Amended	V. 21, p. 154
44-13-403	Amended	V. 21, p. 155
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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
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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
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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 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
51-9-12		
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
60-4-103	Amended	V. 21, p. 841
60-11-116	Amended	V. 21, p. 316
60-13-103	Amended	V. 21, p. 316
60-13-110	Amended	V. 21, p. 317
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

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-3	Amended	V. 21, p. 183

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

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-105	Amended (T)	V. 21, p. 1175
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 (T)	V. 21, p. 1176
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
82-4-22	Amended (T)	V. 21, p. 1329

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
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through		
91-1-146e	Revoked	V. 21, p. 178
91-1-205	Amended	V. 21, p. 1583
91-1-206	Amended	V. 21, p. 178
91-1-215		
through		
91-1-219	New	V. 21, p. 178-180

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
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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
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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
92-12-67	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

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92-12a-23	Revoked	V. 21, p. 333, 334
92-14-4		
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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
92-15-8	Amended	V. 21, p. 335
92-17-1		
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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
92-19-6	Revoked	V. 21, p. 1312
92-19-6a	New	V. 21, p. 1312
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
92-19-82	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
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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
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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		
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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
92-24-24	Amended	V. 21, p. 316
92-56-1		
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92-56-5	Amended	V. 21, p. 1057-1059

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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 100: BOARD OF HEALING ARTS

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100-27-1	Amended	V. 21, p. 307
100-49-4	Amended (T)	V. 21, p. 1131

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

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102-2-4b	Amended	V. 21, p. 238
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
102-3-17	New	V. 21, p. 1137

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
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108-1-4	New	V. 21, p. 1366

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-5-1	Amended	V. 21, p. 1368
109-6-3	Amended	V. 21, p. 1369

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.

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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
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111-2-133	New	V. 20, p. 1901
111-2-134	New	V. 20, p. 1901
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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
111-2-140	New	V. 21, p. 1521
111-3-12	Amended	V. 20, p. 40
111-3-35	Amended	V. 20, p. 1189
111-4-1448	Amended	V. 21, p. 1521

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111-4-1813	New	V. 20, p. 40-47
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111-4-1803	Amended	V. 20, p. 1095
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111-4-1823	New	V. 20, p. 419-427
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111-4-1839	New	V. 20, p. 937-942
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111-4-1832	Amended	V. 20, p. 1344
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111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
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111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
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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
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111-4-1877	New	V. 20, p. 1779-1781
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111-4-1885	New	V. 20, p. 1902-1906
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111-4-1889	New	V. 21, p. 183-185
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111-4-1893	New	V. 21, p. 591-593
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111-4-1900	New	V. 21, p. 649-655
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111-4-1921	New	V. 21, p. 692-702
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111-4-1911	Amended	V. 21, p. 747
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AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

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115-2-2	Amended	V. 21, p. 1558
115-2-3	Amended	V. 21, p. 1558
115-2-6	Amended	V. 21, p. 451

115-4-4 Amended V. 21, p. 452
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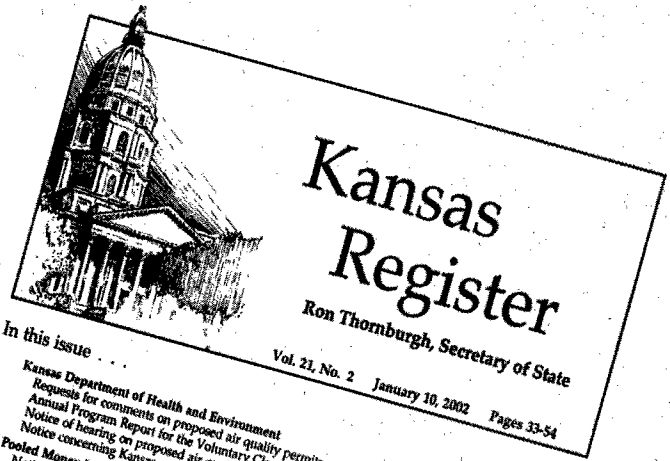
AGENCY 117: REAL ESTATE APPRAISAL BOARD

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