

Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Commission on Veterans' Affairs

Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet at noon Friday, November 1, in the Eisenhower Administration Building of the Kansas Soldiers' Home, 714 Sheridan Unit-128, Fort Dodge. A dedication ceremony for the opening of the Kansas Veterans' Cemetery at Fort Dodge will begin at 1:30 p.m. The public is invited to attend. For further information, call (785) 296-3976.

Stoney Wages
Executive Director

Doc. No. 028583

State of Kansas

Kansas, Inc.

Notice of Meeting

The Kansas, Inc. Board of Directors will meet from 8 a.m. to 3 p.m. Friday, November 8, at the Cessna Aircraft Company, One Cessna Blvd., Citation X Conference Room, Wichita, for a business meeting, plant tour and presentation of the Wichita economy. At 4 p.m. the board will tour Big Dog Motorcycles, 1520 E. Douglas, Wichita. The meeting is open to the public.

Charles R. Ranson
President

Doc. No. 028586

State of Kansas

Kansas Water Authority

Notice of Meetings

The Kansas Water Authority will conduct its quarterly meeting November 13-14 in Fort Scott. The Water Quality/Riparian & Wetland/Flood Management Committee, the Assessment & Evaluation Committee and the Public Information & Education Committee will meet at 9 a.m. November 13, followed by meetings of the Water Management/Conservation Committee, the Data & Research Committee and the Public Water Supply/Recreation Committee at 12:30 p.m. The meetings will be held in the Winfield, Fort Scott and Trails End Rooms of the Best Western Motel, 101 State Street. The full Authority will convene at 9 a.m. November 14 in the Winfield Scott Room at the same location to receive the Kansas Water Office Director's Report and conduct its regular business session, including reports from the six committees.

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

Kent Lamb
Chairman

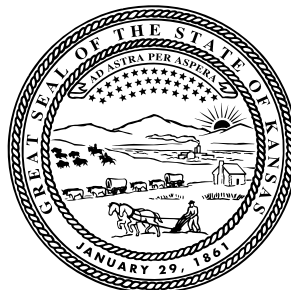
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State of Kansas

Office of the Governor

Executive Order No. 02-06

Rescinding Certain Executive Orders

WHEREAS, the executive power of the Governor of Kansas has been exercised through the issuance of Executive Orders, Executive Directives and Proclamations; and

WHEREAS, the issuance of such documents is recognized as an inherent power vested in the chief executive of this state; and

WHEREAS, the 1975 Session of the Legislature provided statutory guidelines for the issuance of various classes and types of executive documents through the enactment of L. 1975, ch. 429 (K.S.A. 75-105); and

WHEREAS, numerous Executive Orders have been issued by Governor Robert F. Bennett, Governor John Carlin, Governor Mike Hayden and Governor Joan Finney since the enactment of this statute and the promulgation of the Executive Order No. 75-1 in April, 1975; and

WHEREAS, several Executive Orders have contained automatic rescissions or have been rescinded or superseded by subsequent Executive Orders, and are currently of no force and effect; and

WHEREAS, many Executive Orders have been for a limited duration, involve the creation of a task force for a specific task, or are otherwise out-dated; and

WHEREAS, many Executive Orders established Governor's rewards for information on crimes which have been solved and there is no longer a need for the reward; and

WHEREAS, periodic examination and evaluation of the continuation of the force and effect of these Executive Orders is necessary and proper.

NOW THEREFORE, pursuant to the authority vested in me as Governor and chief executive of the State of Kansas, I hereby rescind the force and effect of the following Executive Orders promulgated by the Governor of the State of Kansas and abolish all councils, task forces, committees, boards, advisory councils and commissions (if any) created by such Executive Order:

- 76-12, 76-17, 77-28, 78-34, 79-39, 79-40, 81-49, 82-55, 82-57, 84-68, 84-70, 85-79, 86-87, 86-88, 87-99, 89-113, 90-123, 90-124, 90-127, 91-133, 91-137, 91-139, 91-140, 91-141, 91-143, 91-144, 91-146, 91-147, 92-151, 92-152, 93-156, 93-158, 93-160, 94-167, 94-168, 95-171, 95-178, 96-181, 96-6, 96-7, 97-1, 97-4, 97-6, 97-8, 98-1, 98-6, 99-2, 99-4, 99-5, 99-10, 99-11, 00-03 and 01-08.

This document shall be filed with the Secretary of State as Executive Order No. 02-06 and shall become effective immediately.

Dated October 24, 2002.

Bill Graves
Governor

Attest: Ron Thornburgh
Secretary of State

Doc. No. 028585

State of Kansas

Kansas Insurance Department

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9:30 a.m. Monday, December 30, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of proposed changes in an existing rule and regulation.

This 60-day notice of the public hearing shall constitute a public comment period for purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to Deletria Nash, Kansas Insurance Department, 420 S.W. 9th, Topeka, 66612-1678. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Deletria Nash at (785) 296-7811.

Copies of the full text of the regulation and the economic impact statement may be obtained by contacting Deletria Nash. A summary of the regulation and its economic impact follows.

K.A.R. 40-4-35. In November of 1999, Congress amended Section 1882 of the Social Security Act, which governs Medicare Supplement Insurance. Prior to the 1999 amendments, the National Association of Insurance Commissioners model regulation governing minimum standards Medicare Supplement Insurance set the standard for state certification. However, the current federal standard consists of the National Association of Insurance Commissioners model regulation and new provisions that were added to the Social Security Act.

In 2000, the model regulation was amended, which incorporated many of the additions in the previously adopted version of this regulation.

Almost all of the amendments being proposed are changes that incorporate the 2000 amendments from the NAIC model regulation. The proposed amendment to K.A.R. 40-4-35 will increase the amounts of annual deductible in high deductible plans and should have little or no economic impact.

The other amendments are technical and should have no economic impact. Any additional regulatory responsibilities that these amendments could impose on the Insurance Department can be handled with present staff and budget. There is no economic impact on other state government entities or local government entities.

Kathleen Sebelius
Kansas Insurance Commissioner

Doc. No. 028579

State of Kansas

Legislature
Interim Committee Schedule

The following committee meetings have been scheduled during the period of November 4-17. 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
November 7	Hays	10:00 a.m. - 1:30 p.m.	Task Force on Long-Term Care Services	Public hearings at Fort Hays State University, Wesley Towers in Hutchinson and the Winfield Public Library.
	Hutchinson	7:00 p.m. - 9:30p.m.		
November 8	Winfield	10:00 a.m. to 1 p.m.		
November 7	514-S	10:00 a.m.	Legislative Educational	7th: Report from the State Board of Regents on student assistance programs; staff report on impact of student tuition increases at Regents universities; report from the Kansas Association of Community Colleges and Trustees; and report from the State Department of Education on FY 2004 budget request.
November 8	514-S	9:00 a.m.	Planning Committee	8th: Report from the State Board of Regents on qualified admissions; ability of small schools to offer Regents prescribed curriculum; and instructions to staff for bill drafts and report.
November 12	123-S	10:00 a.m.	Joint Committee on Pensions, Investments and Benefits	Agenda not available.
November 14	519-S	9:00 a.m.	Special Committee on Assessment and Taxation	Committee discussion and final decisions on all topics not completed in October; hearing on sales taxation of customized software; and hearing on property tax exemption for farm/construction machinery and equipment.
November 14	123-S	10:00 a.m.	Joint Committee on	Agenda not available.
November 15	123-S	9:00 a.m.	Economic Development	
November 15	519-S	10:00 a.m.	Joint Committee on Arts and Cultural Resources	Agenda not available.

Jeff Russell
Director of Legislative
Administrative Services

Doc. No. 028575

State of Kansas

Racing and Gaming Commission

Request for Proposals

Grant funds are available from the horse breeding development fund and the greyhound breeding development fund for equine research through institutions of higher education under the State Board of Regents and for greyhound research preferable through institutions of higher education under the State Board of Regents or in association with those institutions (K.S.A. 74-8829 and 74-8831). Those eligible and interested in applying should submit a grant proposal to the Kansas Racing and Gaming Commission at the address below postmarked by January 15. All grant applications submitted for funds must be in compliance with K.A.R. 112-15-3.

For additional information, contact the Kansas Racing and Gaming Commission, 3400 S.W. Van Buren, Topeka, 66611-2228, (785) 296-5800.

Tracy T. Diel
Acting Executive Director

Doc. No. 028567

State of Kansas

Department of Administration
Division of Facilities ManagementNotice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9 a.m. Monday, December 30, in Room 106, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed rules and regulations of the Department of Administration, Division of Facilities Management, on a permanent basis.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Administration, 1000 S.W. Jackson, Suite 500, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Faith Loretto at (785) 296-6000 or TTY (785) 296-4798. The north entrance to the Landon State Office Building is accessible. Handicapped parking is located at the south end of building, across the street from the north entrance to the building, and on Ninth Street just around the corner from the north entrance.

Summaries of the proposed regulations and their economic impact follow.

Article 17

Article 17 of Department of Administration regulations establishes conditions and limitations on the use of state-owned or state-operated motor vehicles, including state vehicles that are managed by the central motor pool of the Division of Facilities Management, vehicles owned or leased by state agencies, and privately-owned vehicles used in the course of official state business.

The amendments to several regulations in Article 17 clarify and update the regulations to reflect current practices, improve the organization of the regulations in Article 17, and update the regulations to current regulatory and style requirements. Therefore, the proposed amendments to the following regulations are not substantive in nature: **K.A.R. 1-17-6, Requests for state-owned or state-leased motor vehicles on a daily or trip basis; K.A.R. 1-17-7b, Written accident reports required** (this regulation is proposed for revocation to eliminate redundancy, and its contents are combined with K.A.R. 1-17-18); **K.A.R. 1-17-7c, Accident repairs; K.A.R. 1-17-8, Use rates and charges for motor pool vehicles; and K.A.R. 1-17-18, State-owned or state-operated motor vehicles; accident reporting requirements.** Due to the cleanup nature of these amendments, they are not expected to have an economic impact on the Department of Administration, other state agencies, state employees, or the general public.

K.A.R. 1-17-2, Same; use of state-owned or state-leased motor vehicles. Existing provisions of K.A.R. 1-17-2 bar passengers in state vehicles other than employees of the state or persons reasonably engaged in and accompanying the driver on official state business. Proposed amendments implement a policy in which operators of state vehicles are precluded from allowing a spouse, any family member or other member of the operator's household, or a personal friend to ride in the state vehicle unless that individual also is a state employee engaged in official state business as a function of that individual's employment with the state. The amendments provide an exception for the spouse of any elected state official when that person is accompanying the elected official on official state business. No identifiable economic impact on the Department of Administration, other state agencies, or state employees is expected. A few employees may elect to seek mileage reimbursement for driving a private vehicle on official state business rather than obtaining a state vehicle so that a spouse or other family member or friend can accompany them. However, the employee would then be reimbursed at the central motor pool rate, and therefore, the cost to the state agency should be equivalent.

K.A.R. 1-17-5a, Permanently assigned vehicles, provides that special service vehicles may be permanently assigned to a state agency if they are specially equipped and are thereby rendered unusable for normal travel. Proposed amendments clarify that the special equipment must be permanently attached and provide that the secretary or a designee may inspect the vehicle to verify that the special equipment is reasonably needed. The secretary or a designee may withdraw the permanent assignment if the vehicle is found not to meet these require-

(continued)

ments. No identifiable economic impact on the Department of Administration, other state agencies, or state employees is expected.

Proposed amendments to **K.A.R. 1-17-7a, Agency responsibility for state-owned or state-leased vehicles**, establish a surcharge of up to 10 percent on the rates charged to a state agency for use of state-owned or state-leased vehicles if the secretary determines that an agency has consistently or flagrantly violated K.S.A. 75-4601 *et seq.* or Article 17. The amendments also provide an appeal process through the office of administrative hearings, subject to review and final determination by the governor. Introduction of the surcharge may have an economic impact on the Department of Administration and any affected state agencies. However, it is not possible to estimate what increase, if any, there may be in motor vehicle use charges paid by state agencies through the surcharge. To the extent that the existence of the surcharge encourages state agencies to promptly address violations of state motor vehicle statutes or regulations, state agencies and the Department of Administration may realize a positive economic impact in the form of fewer miles driven, and lower repair and vehicle replacement costs.

Article 23

Article 23 of Department of Administration Regulations establishes the administrative standards and policies relating to the state's vanpool program. Proposed amendments to **K.A.R. 1-23-2, Program administration**, and **K.A.R. 1-23-8, Accident reporting requirements**, clarify and update the language of these regulations to reflect current practices, improve the organization of the regulations, and update their language to reflect current regulatory and style requirements. Therefore, the proposed amendments to these regulations are largely non-substantive in nature. In addition, K.A.R. 1-23-2 clarifies that approval of a new vanpool is subject to availability of a van assigned to the vanpool program. The proposed amendments to K.A.R. 1-23-2 and K.A.R. 1-23-8 will not have an economic impact on the Department of Administration, those individuals who participate in the vanpool program, or the general public as they reflect current policy and practice under the existing regulations.

Article 45

Article 45 of Department of Administration regulations establishes the conditions under which motor vehicles are authorized to park in state-owned and state-operated parking lots and garages in Shawnee County. All of the existing regulations (K.A.R. 1-45-1 through K.A.R. 1-45-17) are proposed for revocation, and their content is updated and reorganized in the following new regulations: **K.A.R. 1-45-18, Definitions and application of regulations**; **K.A.R. 1-45-19, Application for a parking contract and issuance of a parking permit**; **K.A.R. 1-45-20, Parking permit required**; **K.A.R. 1-45-21, Parking fees**; **K.A.R. 1-45-22, Parking fees for state parking garage**; **K.A.R. 1-45-23, Parking restrictions**; and **K.A.R. 1-45-24, Violations and enforcement**. The new regulations clarify and update the parking regulations to reflect current practices, improve the organization of the regulations, and update the regulations to current regulatory and style requirements.

In addition to these largely nonsubstantive differences between the revoked regulations and the new regulations that replace them, the proposed new regulations provide greater flexibility with respect to the form and method of displaying parking permits, and an existing provision in K.A.R. 1-45-2 that prohibits vehicles from parking by backing into a parking stall is not included in K.A.R. 1-45-23.

Finally, new regulation K.A.R. 1-45-24 implements the parking enforcement provisions in Sections 1 and 2 of L. 2002, Chapter 200, including issuance of parking tickets, imposition of administrative fines, and establishment of an administrative appeal process. The regulation establishes fines for violations of the parking regulations by vehicles parked in those parking locations at which parking is restricted to vehicles displaying a parking permit. The fines are \$15 for the first violation; \$25 for the second violation; \$50 for the third violation, plus mechanical immobilization of the vehicle; and \$100, plus removal of the vehicle, for subsequent violations. A second or subsequent violation is not deemed to have occurred on the same day if the vehicle continues in the same violation at the same location.

K.A.R. 1-45-24 also establishes fines for parking in visitor parking after the time on the meter expires or otherwise in violation of Article 45 regulations. The fine for the first violation is set at \$3. The fine for subsequent violations on the same day and at least two hours after the previous violation is established at \$10. Any person whose vehicle bears a parking permit and is parked in designated visitor parking will be subject to the fines established for parking locations at which parking is restricted to vehicles displaying a parking permit.

Persons paying the administrative fines established in K.A.R. 1-45-24 are not subject to the criminal penalties established in K.S.A. 75-4508(a). Any person who is assessed an administrative fine may submit an appeal in writing to the director within 10 days of the date on which the fine was assessed. An appeal review committee consisting of three individuals will consider the appeal. The appeal review committee may choose to affirm, modify, or vacate the fine. Written notice of the committee's decision is to be given within 30 days of the date that the appeal was received by the director.

In general, the new regulations are not anticipated to have any economic impact on the Department of Administration, other state agencies, state employees, or the general public. To the extent that these regulations assist in reducing parking violations, the number of available parking spaces in Shawnee County state parking facilities will be maximized. Maximizing parking spaces may have a positive economic impact on the Department of Administration, other state agencies, state employees, and the general public by reducing or delaying the need to acquire or build additional parking facilities and by increasing the accessibility of state facilities for state employees and the general public. Discouraging the parking of unauthorized vehicles in the lots should open spaces for state employees who are on the waiting list for a parking permit and for visitors to the Capitol Complex. Two aspects of the proposed new regulations in particular are expected to assist in reducing parking violations.

First, the proposed new regulations for Article 45 permit the issuance of parking permits in a wider range of forms other than a parking permit decal or sticker, including hang tags, electronic key cards, and other devices. This flexibility will allow the secretary to tailor the form of parking permits in order to reduce the potential for their misuse and to facilitate enforcement and, therefore, may assist in reducing parking violations. The minimal costs for different types of parking permits can be covered through existing parking fee schedules.

Second, K.A.R. 1-45-24 provides for administrative fines as an alternative to the minimal fine and misdemeanor charges already provided under K.S.A. 75-4508. Currently, under K.S.A. 75-4508(a) violators are assessed a \$5 fine for initial violations, with discretion to issue \$15 and \$50 fines for multiple violations. These fines are paid to the district court. Implementing administrative enforcement of the regulations with graduated fine levels for a specified number of multiple violations is anticipated to be a more effective enforcement mechanism than the penalties provided in K.S.A. 75-4508(a). Implementation of the administrative fine structure will provide a negligible amount of new revenue for the state general fund (SGF), estimated to be in the range of \$18,000 per year. However, 85 percent of each parking fine paid to the district court under the existing criminal provisions of K.S.A. 75-4508(a) is paid into the SGF. Therefore, only a negligible amount of the administrative fines paid into the SGF will represent new revenue.

Section 2 of L. 2002, Chapter 200 amended K.S.A. 75-4508 to provide that the Secretary of Administration is to assign responsibility for enforcement of parking violations under these regulations to CASP, the Department of Administration, or other personnel designated by the secretary. Currently, parking enforcement duties are administered by the Capitol Area Security Patrol (CASP) under a contract with the Department of Administration. Implementation of these regulations will expand the duties associated with parking enforcement to include tracking the number of violations per vehicle, tracking and crediting payments of administrative fines, and administering appeals of these administrative fines. The director of Facilities Management will appoint three individuals to act as an appeal committee, which must provide its determination within 30 days of the date the appeal is received by the director. The annual fee due to CASP in FY 2003 for the existing parking enforcement duties is \$46,471. The Secretary of Administration will assign responsibility for parking enforcement under these regulations in such a manner that the additional administrative duties can be implemented within these existing resources or at a lesser cost.

Unpaid fines will be placed in the debt setoff program under K.S.A. 75-6201 *et seq.* As a result, the Department of Administration's Division of Accounts and Reports and the Legal Section, which provides hearing officers for the setoff program, may have a minor increase in workload associated with the collection of unpaid parking fines.

Article 47

Article 47 of Department of Administration regulations establishes restrictions and limitations on vehicle traffic

on state-owned and state-operated property in Shawnee County, with the exception of certain locations identified in **K.A.R. 1-47-1, Applicability**. Proposed amendments to K.A.R. 1-47-1 simply update the list of exceptions to reflect changes in state-owned facilities in Shawnee County. These amendments will not have any economic impact on the Department of Administration, other state agencies, state employees, or the general public.

Article 49

Proposed amendments to **K.A.R. 1-49-1, Personal conduct limitations and animal restrictions**, update the list of state facilities that are covered by the regulations in Article 49 to include the Curtis State Office Building, the state office building located at 700 S.W. Harrison, and any other building located in Shawnee County that is operated by the Secretary of Administration. In addition, the language in subsection (c) that prohibits swimming or wading in the fountain of justice on the grounds of the Kansas Judicial Center is revised to apply to any fountain on the grounds of any building covered by Article 49. These amendments are not expected to have any economic impact on the Department of Administration, other state agencies, or the general public as they simply update the regulation.

Proposed new regulation **K.A.R. 1-49-12, Smoking prohibited**, prohibits smoking in any of the following locations: (1) in any of the buildings identified in K.A.R. 1-49-1; (2) in or near the exterior doorways of those buildings, except in any area designated as a smoking area by means of a posted sign; or (3) in any area designated as a nonsmoking area by means of a posted sign, on the grounds of those buildings. The proposed regulation provides a clear basis for addressing complaints regarding the presence of people smoking at the main entrances into the buildings and for the Capitol Police to direct smokers away from the main entrances of the buildings. Consequently, there could be an increase in the number of citations issued by Capitol Police under K.S.A. 75-4508 to individuals who smoke in areas not designated as smoking areas. However, the proposed regulation also provides sufficient flexibility to designate one or more smoking areas near each state facility covered by the regulation. Any costs to the Department of Administration associated with posting signs to designate smoking and nonsmoking areas and to provide appropriate smoking receptacles would be negligible and can be funded within existing resources.

Copies of the proposed regulations and the associated economic impact statements may be obtained from the Division of Facilities Management, Room 653-S, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5191.

Joyce Glasscock
Secretary of Administration

Doc. No. 028569

State of Kansas

Kansas State University

Notice to Bidders

Sealed bids for the item listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 532-6214 or fax (785) 532-5577 for additional information:

Thursday, November 14, 2002

#3070

Atomic Force Microscope

William H. Sesler
Director of Purchasing

Doc. No. 028582

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, November 12, 2002

05586

Department of Wildlife and Parks—Furnish and Install Fish Kettles and Drain Lines, Pratt

Wednesday, November 13, 2002

05576

Kansas Correctional Industries—Floor Care Products

05592

Department of Health and Environment—Autoclaves, Laboratory

Thursday, November 21, 2002

A-9537

Kansas State University—Student Union Freight Elevator Replacement

Tuesday, November 26, 2002

05562

Fort Hays State University—Pest Control Services

Wednesday, December 11, 2002

3957-R

Department of Social and Rehabilitation Services—Sale of Land, Stafford County

Request for Proposals

Friday, January 17, 2003

05551

Food Services for Wichita State University

John T. Houlihan
Director of Purchases

Doc. No. 028584

State of Kansas

Kansas Sentencing Commission

Notice of Meeting

The Kansas Sentencing Commission will meet from 1:30 to 3:30 p.m. Thursday, November 7, 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. 026568

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. Northwest Cotton Growers Co-op, Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to construct a new cotton gin. Emissions of particulate matter (PM) were evaluated during the permit review process.

Northwest Cotton Growers Co-op, Inc., Satanta, owns and operates the stationary source located at Section 4, Township 32 South, Range 36 West, Stevens County, at which the cotton gin is to be constructed.

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 South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact John C. Irwin, (785) 296-2501, at the KDHE central office; or Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to John C. 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 December 2.

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 December 2 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028577

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-02-155/160

Table with 3 columns: Name and Address of Applicant, Waterway, Type of Discharge. Row 1: Miami County Sewer District, Marais des Cygnes River via Bull Creek via Ten Mile Creek via Unnamed Tributary, Treated Domestic Wastewater.

Facility Name: Walnut Creek Estates Sewer District
Kansas Permit No. M-MC60-0002 Federal Permit No. KS0093441
Legal: SW 1/4, NW 1/4, S7, T16S, R24E, Miami 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, ammonia, fecal coliform and pH. Monitoring of effluent flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Table with 3 columns: Name and Address of Applicant, Waterway, Type of Discharge. Row 1: Neosho County Public Works, Neosho River via Elk Creek via Unnamed Tributary, Pit Dewatering and Stormwater Runoff.

Kansas Permit No. I-NE25-PO03 Federal Permit No. KS0094021
Facility Name: Erie Quarry
Legal: N 1/2, SE 1/4, S30, T28S, R19E, Neosho County

Facility Description: The proposed action is to reissue an existing permit for discharge of wastewater during quarry operation. This facility is a limestone quarrying and crushing operation without washing. Monitoring of the effluent will not be required unless there is a significant change in the quality or quantity of the subject discharge. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-e), and Federal Surface Water Criteria, and are water-quality based.

Table with 3 columns: Name and Address of Applicant, Waterway, Type of Discharge. Row 1: Wescon Products Company, Arkansas River via Storm Sewer, Noncontact Cooling Water.

Kansas Permit No. I-AR94-PO62 Federal Permit No. KS0000825
Legal: SW 1/4, SE 1/4, NW 1/4, S3, T28S, R1E, Sedgwick County

Facility Description: The proposed action is to reissue an existing permit for the discharge of noncontact cooling water. This facility manufactures outdoor equipment and proprietary injection molded plastic items. 648,000 gallons of groundwater used for noncontact cooling discharge daily to the storm sewer. No chemical additives or chlorine is used in the cooling water. Domestic waste is discharged into the sanitary sewer. The proposed permit includes limits for trichloroethylene and pH. Monitoring for temperature, chloride and effluent flow also will be required. A volatile organic chemical (VOC) analysis shall be conducted annually. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-e), and Federal Surface Water Criteria, and are water-quality based.

Table with 3 columns: Name and Address of Applicant, Waterway, Type of Discharge. Row 1: Westar Energy, Little Arkansas River via Unnamed Tributary, Processed Wastewater.

Facility Name: Hutchinson Energy Center
Kansas Permit No. I-LA22-PO01 Federal Permit No. KS0079723
Legal: SE 1/4, S33, T22S, R5W, Reno County

Facility Location: 3200 E. 30th St., Hutchinson, KS 67501

Facility Description: The proposed action is to reissue an existing permit for the discharge of processed wastewater from this energy center. This is a peaking plant that generates electric power with high pressure steam produced by fossil fuel. Combustion turbine units are also used. The total installed generation capacity is 476MW. Domestic wastewater is directed to a septic tank lateral field system. The proposed permit includes limits for total suspended solids, oil and grease, total residual oxidant, total copper, total iron and pH. Monitoring for total recoverable metals, hardness, chloride and effluent flow also will be required. In addition, the permittee is required to conduct a priority pollutant scan. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Table with 3 columns: Name and Address of Applicant, Waterway, Type of Discharge. Row 1: Westar Energy, Arkansas River via Cow Skin Creek via Unnamed Tributary, Processed Wastewater.

Facility Name: Gordon Evans Energy Center
Kansas Permit No. I-AR24-PO01 Federal Permit No. KS0000604
Legal: NE 1/4, S15, T26S, R2W, Sedgwick County

Facility Location: 6001 N. 151st West, Colwich, KS 67030

Facility Description: The proposed action is to reissue an existing permit for the discharge of processed wastewater from this energy center. This facility is a peaking plant that generates electricity with high pressure steam produced natural gas or oil combustion. The total generation capacity is 848 MW including the recent addition of two 80 megawatt and one 150 megawatt gas turbines with evaporative coolers. A reverse osmosis (RO) water treatment unit and an oil-water separator also have been added. Domestic waste is directed to a septic tank lateral field. The proposed permit includes limits for total suspended solids, oil and grease, total residual oxidant, free available oxidant, total copper, total iron and pH. Monitoring for total Kjeldahl nitrogen, total nitrate/nitrite, total phosphorus, chloride, total recoverable metals, hardness and effluent flow also will be required. In addition, the permittee is required to conduct a chronic whole effluent toxicity test and priority pollutant scan. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

(continued)

Name and Address of Applicant	Waterway	Type of Discharge
Westar Energy 818 Kansas Ave. Topeka, KS 66612	Arkansas River via Cowskin Creek	Processed Wastewater

Facility Name: Murray Gill Steam Electric Station

Kansas Permit No. I-AR94-PO13 Federal Permit No. KS0000621

Facility Location: 6100 W. 55th St. South, Wichita, KS 67214

Facility Description: The proposed action is to reissue an existing permit for the discharge of processed wastewater from this energy center. This facility is a peaking power plant that generates electricity using high pressure steam produced by natural gas or oil combustion. The total installed generation capacity is 336 MW. Domestic wastes are directed to a septic tank and lateral field system. About 2.5 million gallons per day is discharged from wetland ponds to Cowskin Creek. The proposed permit includes limits for total suspended solids, oil and grease, total residual oxidant, free available oxidant, total copper, total iron and pH. Monitoring for chloride, total Kjeldahl nitrogen, total nitrate/nitrite, total phosphorus, total recoverable metals, hardness and effluent flow also will be required. In addition, the permittee is required to conduct a chronic whole effluent toxicity test and priority pollutant scan. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

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 30 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-02-155/160) 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. 028576

State of Kansas

Emporia State University

Notice of Intent to Sell Real Property

Under the authority granted to it in K.S.A. 76-616h, Emporia State University intends to sell all of the real property identified in that statute (less a parcel taken by the Department of Transportation):

(1) A tract of land described as follows: The south 1/2 of the southeast quarter of the northeast quarter of the northwest quarter (S 1/2 SE 1/4 NE 1/4 NW 1/4) of section 11, township 19 south, range 11 east of the 6th P.M. in Lyon County, Kansas;

(2) all of the south 1/2 of the following described tract of land: Lot No. 12 and No. 14 in Goodrich's subdivision of the east 1/2 of the northwest quarter (E 1/2 NW 1/4) of section 11, township 19 south, range 11 east of the 6th P.M. in Lyon County, Kansas, except a part of lot 14 described as follows: Commencing at the northeast corner of lot 14; thence south 318 feet; thence west 574 1/2 feet to the west line of the lot; thence north 318 feet to the northwest corner thereof; thence east to the place of beginning according to the recorded plat thereof; and

(3) a tract of land described as follows: The north 1/2 of the northeast quarter of the southeast quarter of the northwest quarter (N 1/2 NE 1/4 SE 1/4 NW 1/4) of section 11, township 19, range 11 east of the 6th P.M., also known and described as lot 8 in Goodrich's subdivision, in Lyon County, Kansas, except the east 40 feet thereof and except that part of the tract taken by the state of Kansas in Condemnation Case No. 25582.

For additional information, contact John A. Blaufuss, Controller of Emporia State University, at (620) 341-5413.

John A. Blaufuss
Controller

Doc. No. 028578

State of Kansas

Department of Health and Environment

Notice of Hearing of Proposed Administrative Regulations

A public hearing will be conducted at 1:30 p.m. Wednesday, January 8, in the Tall Grass Conference Room on the third floor of the Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider the adoption of amended solid waste regulations K.A.R. 28-29-3, 28-29-20 and 28-29- 109, and the revocation of K.A.R. 28-29-101.

The amended regulations are proposed to be adopted on a permanent basis. A summary of the proposed amended regulations follows:

K.A.R. 28-29-3. Definitions. This regulation contains definitions of terms used in Article 29 solid waste regulations. It is proposed to be amended by incorporating the definitions pertaining to municipal solid waste landfills that are currently contained in K.A.R. 28-29-101 and by incorporating some definitions found in other solid waste regulations. New definitions for "active area," "licensed geologist" and "small arid landfill" have been added. The definition for "composting" has been revised to clarify the exclusion from regulation of manure piles for use on adjacent fields and yard waste that is directly applied to agricultural land. The definition of "operator" was modified to apply to all solid waste facilities, not just disposal facilities. The definitions of "run-off" and "run-on" were defined more accurately and apply only to water that has not been in contact with solid waste. The definitions of "disturbed area" and "working face" have changed to match the definition of "active area." The definitions of "aquifer" and "unit" were expanded to provide clarification.

The following definitions from 28-29-101 are not included in 28-29-3 for the reasons listed below:

- "Department" defined in statute
- "Earth liners" no longer used in the solid waste regulations
- "Land application unit" no longer used in the solid waste regulations
- "Municipal solid waste" defined in statute
- "Person" defined in statute
- "Settlement" the dictionary definition suffices
- "Waste pile" no longer used in the solid waste regulations

Other nonsubstantive changes were made to improve the organization and clarity of the definitions.

K.A.R. 28-29-20. Restrictive covenants and easements. Over the past five years, the secretary's authority to approve solid waste disposal without a permit has been expanded through K.S.A. 65-3407c. In specific circumstances the following types of waste may be granted approval for disposal without a permit: illegally dumped waste, demolition waste, waste from transportation accidents, livestock carcasses and waste resulting from natural disasters.

This regulation currently states that the owner of a permitted solid waste disposal area may be required by the

secretary of the Kansas Department of Health and Environment to execute and file a restrictive covenant and/or easement for the disposal area. KDHE proposes to amend K.A.R. 28-29-20 to state that the secretary may require restrictive covenants for unpermitted solid waste disposal areas that have been approved for disposal without a permit under K.S.A. 65-3407c.

Other nonsubstantive changes were made to improve the organization and clarity of this regulation.

K.A.R. 28-29-101. Definitions. This regulation is proposed to be revoked; the definitions that are still in use will be incorporated into K.A.R. 28-29-3.

K.A.R. 28-29-109. Special waste. Special waste is solid waste that presents management concerns and requires special management standards for handling or disposal. Before this type of waste can be disposed of in a solid waste landfill, the generator of the waste must obtain a disposal authorization from KDHE. When the regulation governing special waste was written, it included a provision to allow approved landfills to accept certain predetermined classes of special waste without individual disposal authorizations from KDHE.

This regulation is proposed to be amended by deleting the sections of the regulation that refer to predetermined classes of special waste. No landfill has used the provisions of this regulation that allow a landfill to accept predetermined classes of special waste without individual disposal authorizations. KDHE proposes simplifying the regulation by removing these provisions.

Other nonsubstantive changes were made to improve the organization and clarity of this regulation.

These proposed amended solid waste regulations may have the following estimated economic impacts:

K.A.R. 28-29-3. Definitions. The proposed amendments will not add any additional costs to the regulated community.

K.A.R. 28-29-20. Restrictive covenants and easements. Each person who owns land on which disposal without a permit is approved under K.S.A. 65-3407c may be required by the secretary to execute and file a restrictive covenant. In the year 2001, 19 approvals for disposal without a permit were issued by the department. The estimated cost to have a survey performed for the restrictive covenant is \$1000. Depending on the location method chosen, the cost may be significantly less than this. The filing cost of the average restrictive covenant is \$10. [(19 covenants/year)(1010/covenant) = \$19,190/year]

K.A.R. 28-29-101. Definitions. The proposed revocation will not add any additional cost to the regulated community.

K.A.R. 28-29-109. Special waste. The proposed amendments will not add any additional costs to the regulated community.

The time period between publication of this notice and the scheduled hearing serves as the required public comment period of at least 60 days for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to George McCaskill, De-

(continued)

partment of Health and Environment, Bureau of Waste Management, 1000 S.W. Jackson, Suite 320, Topeka, 66612-1366, (785) 296-1606. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and regulatory impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting George McCaskill at (785) 296-1606, fax (785) 296-8909.

Complete copies of the regulations and the corresponding regulatory impact statement may be obtained by contacting the Bureau of Waste Management, 1000 S.W. Jackson, Suite 320, Topeka, 66612-1366, (785) 296-1606, or on the BWM Web site at www.kdhe.state.ks.us/waste.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028573

(Published in the Kansas Register October 31, 2002.)

**Summary Notice of Bond Sale
City of Westmoreland, Kansas
\$140,000
General Obligation Bonds
Series 2002B**

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

Bids

Subject to the official notice of bond sale and preliminary official statement dated October 24, 2002, sealed bids will be received by the city clerk of the City of Westmoreland, Kansas (the issuer), on behalf of the governing body of the city at City Hall, 202 Main St., Westmoreland, KS 66549, until 11 a.m. Thursday, November 14, 2002, for the purchase of \$140,000 principal amount of General Obligation Bonds, Series 2002B. No bid of less than the entire par value 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 December 1, 2002, and will become due on December 1 in the years as follows:

Year	Principal Amount
2004	\$ 5,000
2005	5,000
2006	10,000
2007	10,000
2008	10,000
2009	10,000
2010	10,000

2011	10,000
2012	10,000
2013	10,000
2014	10,000
2015	10,000
2016	10,000
2017	10,000
2018	10,000

The bonds will be subject to optional redemption prior to maturity as provided in the official notice of bond sale and preliminary official statement.

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 June 1 and December 1 in each year, beginning June 1, 2004.

Paying Agent and Bond Registrar

The paying agent and bond registrar will be the 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 qualified financial surety bond in the amount of \$2,800 (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 at such bank or trust company in the contiguous United States as may be specified by the successful bidder without cost to the successful bidder within 45 days after the date of sale.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the city for the year 2002 is \$2,741,148. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$620,000, including as of the date of the bonds, temporary notes outstanding in the principal amount of \$110,000, of which \$110,000 will be retired out of the proceeds of the bonds.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer 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, (785) 457-3361.

Dated October 24, 2002.

City of Westmoreland, Kansas
Leah A. Smith, City Clerk
City Hall
202 Main St.
Westmoreland, KS 66549

Doc. No. 028574

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).

2014	35,000
2015	35,000
2016	40,000
2017	40,000
2018	45,000
2019	45,000
2020	45,000
2021	50,000
2022	50,000

Effective 10-28-02 through 11-3-02

Term	Rate
1-89 days	1.78%
3 months	1.56%
6 months	1.54%
1 year	1.60%
18 months	1.79%
2 years	1.93%

Derl S. Treff
Director of Investments

Doc. No. 028566

(Published in the Kansas Register October 31, 2002.)

Amended Summary Notice of Bond Sale
City of Manhattan, Kansas
\$1,390,000*
General Obligation Refunding and
Improvement Bonds, Series 2002-B
(General obligation bonds payable from
unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated October 24, 2002, facsimile and electronic bids will be received by the director of finance of the City of Manhattan, Kansas (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body at City Hall, 1101 Poyntz Ave., Manhattan, KS 66502, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 2 p.m. November 5, 2002, for the purchase of \$1,390,000* principal amount of General Obligation Refunding and Improvement Bonds, Series 2002-B. *No bid of less than \$1,376,100 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 November 15, 2002, and will become due on November 1 in the years as follows:

Year	Principal Amount*
2003	\$165,000
2004	70,000
2005	75,000
2006	80,000
2007	80,000
2008	80,000
2009	85,000
2010	85,000
2011	90,000
2012	95,000
2013	100,000

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 May 1 and November 1 in each year, beginning May 1, 2003.

Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$27,800.

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 November 26, 2002, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The issuer's 2002 equalized assessed tangible valuation for computation of bonded debt limitations is \$271,763,719. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold in the amount set forth herein, including \$3,920,000 principal amount of temporary notes of the issuer to be sold on the same date as the bonds, but excluding temporary notes to be retired in conjunction therewith, is \$68,175,000.

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

Dated October 24, 2002.

City of Manhattan, Kansas

*Subject to change.

Doc. No. 028587

State of Kansas

Kansas Lottery

Temporary Administrative Regulations

Article 2.—LOTTERY RETAILERS

111-2-141. Pete’s Corporation bonus retailer online incentive. (a) During the period beginning October 1, 2002, and ending November 30, 2002, in addition to compensation provided for in K.A.R. 111-2-4, the Kansas lottery also offers all Pete’s Corporation lottery retailers located in Kansas an opportunity to participate in a bonus retailer online incentive promotion.

(b) At the end of the promotion, the store with the greatest percentage increase in total online lottery ticket sales for the period from October 1, 2002, through November 30, 2002, over the base sales period will win a \$300 credit on the retailer’s lottery account. The store with the second greatest percentage increase in total online lottery ticket sales will win a \$50 credit on the retailer’s lottery account. The store with the third greatest percentage increase in total online lottery ticket sales will win a \$25 credit on the retailer’s lottery account. Promotional items chosen by the lottery will also be awarded to all retail locations which show an increase in online sales over the base sales period. The base sales period for the following stores shall be the total online lottery ticket sales from October 1, 2001, through November 30, 2001:

Retailer No.	Retailer Name
10314	Pete’s 1 Stop
10315	Cherry Hill Express
10316	The Store
10317	Fast Break 1
13433	Fast Break 3
13680	Fast Break 8
13993	Pump N Pete’s of Pleasanton
14684	Pete’s of Parsons
14774	Pump N Pete’s of Fort Scott
14965	Pump N Pete’s of Winfield
15029	Pump N Pete’s of Fredonia
15144	Pump N Pete’s 18
15191	Pump N Pete’s 13

The base period for the following stores shall be the total online lottery ticket sales from August 1, 2002, through September 30, 2002:

Retailer No.	Retailer Name
15496	Short Stop 7
15515	Short Stop 21

(Authorized by and implementing K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-10-15-02, Sept. 13, 2002.)

111-2-142. Coastal/66 (Chain No. 1540) bonus retailer instant ticket incentive. (a) During the period beginning October 1, 2002, and ending December 31, 2002, in addition to compensation provided for in K.A.R. 111-2-4, the Kansas lottery also offers 32 Coastal/66 lottery retailers bearing the “Coastal” name and located in Kan-

sas an opportunity to participate in a bonus retailer instant ticket incentive promotion.

(b) At the end of the promotion, the store with the greatest percentage increase in total instant lottery ticket sales (including pull-tab tickets) for the period from October 1, 2002, through December 31, 2002, over the base sales period will win a \$300 credit on the retailer’s lottery account. The store with the second greatest percentage increase in total instant lottery ticket sales will win a \$100 credit on the retailer’s lottery account. The store with the third greatest percentage increase in total instant lottery ticket sales will win a \$50 credit on the retailer’s lottery account. Promotional items chosen by the lottery will also be awarded to all retail locations which show an increase in instant ticket sales over the base sales period. The base sales period for each store shall be the total instant ticket sales, including pull-tab tickets, from July 1, 2002, through September 30, 2002. To be eligible for the above prizes, each store must carry Kansas lottery game number 226, “15th Birthday,” game number 229, “Powerball Instant Millionaire Game Show,” and game number 238, “Holiday Wishes” during the promotional period. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-10-15-02, Sept. 13, 2002.)

Article 4.—INSTANT GAMES AND DRAWINGS

111-4-1938. “Holiday Wishes” instant ticket lottery game number 239. (a) The Kansas lottery shall conduct an instant winner lottery game entitled “Holiday Wishes” commencing on or after August 28, 2002. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1938.

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

Play Symbols	Play Symbol Captions
\$2. ⁰⁰	TWO\$
\$3. ⁰⁰	THR\$
\$4. ⁰⁰	FOUR\$
\$5. ⁰⁰	FIVE\$
10. ⁰⁰	TEN\$
15. ⁰⁰	FIFTEEN
20. ⁰⁰	TWENTY
25. ⁰⁰	TWEN-FIV
30. ⁰⁰	THIRTY
40. ⁰⁰	FORTY
50. ⁰⁰	FIFTY
\$100\$	ONE-HUN
\$1000	ONETHOU
\$10000	10-THOU
\$75000	75-THOU
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN

11	ELVN
12	TWLV
13	THRTN
14	FOURTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EIGHTN
19	NINTN
20	TWNTY
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFR
25	TWYFIV
Symbol of a wreath	WRTH
Symbol of a stocking	STCKNG
Symbol of a bell	BELL
Symbol of a candle	CNDLE
Symbol of a candy cane	CDYCNE
Symbol of a holly leaf	HOLLY
Symbol of a star	STAR
Symbol of a drum	DRUM
Symbol of a snowman	SNWMAN
Symbol of a Christmas tree	TREE
Symbol of an ornament	ORNMNT
Symbol of a present	PRSNT
Symbol of a sleigh	SLEGH
Symbol of a snowflake	SNWFLK
Symbol of Santa	SANTA
Symbol of an elf	ELF
MAYBE NEXT TIME	
GOOD LUCK	
Symbol of a mitten	MITTN
Symbol of a scarf	SCARF
Symbol of an angel	ANGEL
Symbol of a bow	BOW
Symbol of a songbird	SNGBIRD
Symbol of a pear	PEAR

(c) For this game, a play symbol shall appear in each of 62 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 029.

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

TEN	=	\$10.00
FTN	=	\$15.00
SXN	=	\$16.00
TWY	=	\$20.00
TFO	=	\$24.00
TRY	=	\$30.00
FRY	=	\$40.00
FTY	=	\$50.00
HUN	=	\$100.00
THY	=	\$250.00

(f) The price of instant tickets sold by a retailer for this game shall be \$10.00 each.

(g) "Holiday Wishes" is a ticket with seven different play areas. Game 1 is a WREATH game. A player will remove the scratch-off material to reveal five rows. If a player reveals a WREATH symbol in any row, the player wins that prize shown for that row. If a player gets two WREATH symbols in any row, the player wins double the prize for that row. A player can win up to five times in this game.

Game 2 is a match three of six game. If a player reveals three like prize amounts, the player wins that amount. A player can win once in this game.

Game 3 is a match three of six game. If a player reveals three like prize amounts, the player wins that amount. A player can win once in this game.

Game 4 is a symbol match game. If "YOUR SYMBOL" matches the "BONUS SYMBOL," the player wins the prize shown. A player can win once in this play area.

Game 5 is an instant win game. If a player reveals a prize amount, the player wins that amount instantly. A player can win once in this play area.

Game 6 is a key number match game. If a player matches either of the "WINNING NUMBERS" to any of the "YOUR NUMBERS," the player wins the prize shown below that number. A player can win up to 10 times in this play area.

Game 7 is a symbol match game. If a player reveals two like symbols, the player wins the prize shown. If the player reveals three like symbols, the player wins double the prize shown. A player can win once in this play area.

(h) Each ticket in this game may win up to 20 times.
 (i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$10	\$10	30,000	\$300,000
\$10 (\$2 x 5)	\$10	30,000	300,000
\$10 (\$5D)	\$10	30,000	300,000
\$10 (\$5 x 2)	\$10	28,000	280,000
\$15	\$15	12,800	192,000
\$15 (\$5 x 3)	\$15	12,000	180,000
\$15 (\$5D + 5)	\$15	12,000	180,000
\$15 (\$3 x 5)	\$15	12,000	180,000
\$16 (\$2D x 2) + (\$2 x 4)	\$16	8,000	128,000
\$16 (\$4 x 4)	\$16	8,000	128,000
\$20	\$20	3,600	72,000
\$20 (\$5 x 4)	\$20	3,700	74,000
\$20 (\$2 x 10)	\$20	3,700	74,000
\$20 (\$10D)	\$20	3,700	74,000
\$20 (\$2D x 5)	\$20	2,900	58,000
\$24 (\$2D x 6)	\$24	2,400	57,600
\$30	\$30	2,270	68,100
\$30 (\$15 x 2)	\$30	2,200	66,000
\$30 (\$5D x 3)	\$30	2,000	60,000
\$30 (\$2 x 15)	\$30	1,870	56,100
\$30 (\$20 + \$10)	\$30	1,800	54,000
\$40	\$40	1,100	44,000
\$40 (\$5 x 8)	\$40	1,000	40,000
\$40 (\$4D x 4) + \$4 + \$4	\$40	1,000	40,000
\$40 (\$5 x 6) + \$10	\$40	900	36,000
\$40 (\$2 x 20)	\$40	900	36,000
\$50	\$50	800	40,000

(continued)

\$50 (\$25 x 2)	\$50	800	40,000
\$50 (\$5 x 10)	\$50	800	40,000
\$100	\$100	400	40,000
\$100 (\$10 x 10)	\$100	400	40,000
\$100 (\$5 x 20)	\$100	500	50,000
\$250 ((\$10 x 13) + \$100 + \$20)	\$250	200	50,000
\$1,000	\$1,000	40	40,000
\$1,000 (\$100 x 10)	\$1,000	40	40,000
\$10,000	\$10,000	14	140,000
\$75,000	\$75,000	8	600,000
TOTAL		<u>221,842</u>	<u>\$4,197,800</u>

"D" denotes doubler symbols (two wreaths)

(k) The odds of winning a prize in this game are approximately one in 2.70. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-20-02, Aug. 14, 2002; amended, T-111-10-15- 02, Sept. 13, 2002.)

KANSAS SPEEDWAY SECOND CHANCE DRAWING

111-4-1939. Name, time, and place of drawing. (a)

The Kansas lottery shall conduct an instant ticket drawing on September 29, 2002, entitled "Kansas Speedway Second Chance Drawing."

(b) The draw receptacle for this drawing shall be open during lottery selling hours at the lottery's Kansas Speedway selling booth in Kansas City, Kansas, through 1:00 p.m. on September 29, 2002. The drawing shall take place at the lottery selling booth at the Kansas Speedway at approximately 1:00 p.m. on September 29, 2002.

(c) Rules applicable to this drawing are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1939 through 111-4-1943. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15- 02, Sept. 13, 2002.)

111-4-1940. Definitions. (a) All definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and amendments thereto and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.

(b) "Kansas Speedway Second Chance Drawing" means the act of drawing for prizes conducted by the Kansas lottery at the Kansas Speedway in Kansas City, Kansas, in which participants are selected to win various prizes as described in K.A.R. 111-4-1942.

(c) "Non-winning ticket" means any valid \$2.00 Kansas instant game lottery ticket not eligible to win a prize under any instant game rules and purchased from the lottery selling location at the Kansas Speedway during selling hours until 1:00 p.m. on September 29, 2002.

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

(e) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a non- sleeve shirt which exposes the drawer's bare arm and looks away from the drawing drum or receptacle while drawing. (Authorized

by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15-02, Sept. 13, 2002.)

111-4-1941. Entry into drawing. Entry into the "Kansas Speedway Second Chance Drawing" ("drawing") is accomplished as follows:

(a) Obtain a valid Kansas instant \$2.00 lottery ticket purchased from the lottery selling location at the Kansas Speedway during lottery selling hours until 1:00 p.m. on September 29, 2002;

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

(c) If the ticket is a valid non-winning ticket, the ticket is eligible for winning the drawing and the holder of the ticket may enter the drawing;

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

(e) The holder of the non-winning ticket must take the non-winning ticket with the completed information form to the location of the drawing and place it in the receptacle or drum provided;

(f) The receptacle or drum shall be available and entries may be made at the times stated in K.A.R. 111-4-1939. Entries shall be allowed until the actual winner selection process begins;

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

(h) There is no limit to the number of entries an entrant may make, but each entrant may only win one prize;

(i) All eligible entrants must be at least 18 years of age. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15-02, Sept. 13, 2002.)

111-4-1942. Determination of "Kansas Speedway Second Chance Drawing" winners and prizes. (a)

At least five minutes before the drawing, a lottery drawing official designated by the executive director shall announce to the audience that the winner selection process will begin. Any persons wishing to enter the drawing who have not yet done so, shall immediately place their tickets into the receptacle or drum at this time.

(b) The drawing official shall announce that entries into the drawing are closed. No further entries will be accepted.

(c) The receptacle or drum shall be sealed and capable of being mixed with a shovel or by other means for two minutes or rotated a minimum of 10 times to ensure random selection.

(d) The drawing official shall designate one individual of his or her choice to participate in the selection process.

(e) The selection of drawing winners shall be accomplished by the individual designated by the drawing official, using a bare arm technique, removing one ticket from the drawing receptacle or drum, at approximately 1:00 p.m. A designated drawing official and a person representing Kansas lottery security, shall review the selected ticket to determine if the information completed by the player located on the back of the selected ticket is legible. If the ticket is determined to be valid and eligible

to win and the name is determined to be legible, the name of the winner shall be announced to the audience. This process shall be repeated until three valid winners have been selected. Each valid entry drawn shall be marked in the order drawn, 1, 2, and 3.

(f) After the tickets have been drawn and each entry has been verified as valid by lottery security, three more entries will be drawn, one at a time, to serve as alternate entries. The alternate entries will be marked in order drawn, 1A, 2A, and 3A. The alternate ticket entries will be used only if the original winners cannot be located or are declared ineligible, or fail to present a fully-executed claim form as required herein. The alternates will be used, if necessary, in the order drawn.

(g) The first valid winner selected shall be awarded a prize of \$1,000. The second valid winner selected shall be awarded a prize of \$500. The third valid winner selected shall be awarded a prize of \$300.

(h) The named persons are not required to be present in order to win the drawing prizes. The security representative conducting the drawing shall be responsible for the final determination concerning the eligibility of any ticket drawn. The first prize winning ticket drawn for each entrant invalidates all other entries for the drawing for that entrant.

(i) Each winner of a prize as a result of the drawing shall return to lottery headquarters a completed claim form as provided by the lottery, which claim form must be actually received by lottery no later than 5:00 p.m. on the forty-fifth day following the drawing or the person named on the ticket drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn pursuant to subsection (f) herein shall be declared the winner of that prize. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15-02, Sept. 13, 2002.)

111-4-1943. Certification of drawing. (a) The "Kansas Speedway Second Chance Drawing" shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department or other person or persons designated by the executive director of the lottery ("event manager").

(b) Upon completion of the drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winner. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15-02, Sept. 13, 2002.)

111-4-1944. "Stocking Stuffer" instant ticket lottery game number 241. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Stocking Stuffer" commencing on or after September 26, 2002. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1944.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1. ⁰⁰	ONE\$
\$2. ⁰⁰	TWO\$
\$3. ⁰⁰	THR\$
\$5. ⁰⁰	FIVE\$
10. ⁰⁰	TEN\$
15. ⁰⁰	FIFTEEN
20. ⁰⁰	TWENTY
25. ⁰⁰	TWEN-FIV
50. ⁰⁰	FIFTY
75. ⁰⁰	SVTYFIV
\$100\$	ONE-HUN
\$500\$	FIVE-HUN
\$1000	ONETHOU
\$10000	10-THOU
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN
11	ELVN
12	TWLV
13	THRTN
14	FOURTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EIGHTN
19	NINTN
20	TWNTY
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFR
25	TWYFIV
HAPPY HOLIDAYS	HOLLY
SEASONS GREETINGS	
Symbol of holly leaves	
X	XXX

(c) For this game, a play symbol shall appear in each of 29 play spots within the play area or areas.

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

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

FRE	=	Free Ticket
TWO	=	\$2.00
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00

(continued)

- TWF = \$25.00
- FTY = \$50.00
- STF = \$75.00
- HUN = \$100.00
- THY = \$250.00

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

(g) "Stocking Stuffer" is a ticket with three different games. Game 1 is a key number match. A player matches either of the "WINNING NUMBERS" to any of the "YOUR NUMBERS" and wins the prize shown below that number. A player can win up to eight times in this play area.

Game 2 is a bonus game. If a prize is revealed, a player wins that prize instantly. A player can win once in this game.

Game 3 is a tic-tac-toe game. If three "HOLLY" symbols in any row, column, or diagonal are revealed, the player wins the prize shown. A player can win once in this game.

(h) Each ticket in this game may win up to 10 times.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Game 1	Game 2	Game 3	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	Free Ticket	Free Ticket	Free Ticket	26,000	\$0
			Free Ticket	26,000	0
			Free Ticket	26,000	0
\$2	\$2		\$2	12,000	24,000
			\$2	12,000	24,000
		\$2	\$2	12,000	24,000
\$1+\$1			\$2	12,000	24,000
\$1		\$1	\$2	12,800	25,600
	\$5		\$5	4,200	21,000
\$5			\$5	4,200	21,000
		\$5	\$5	4,200	21,000
\$2		\$3	\$5	4,600	23,000
\$1×5			\$5	4,600	23,000
	\$10		\$10	1,800	18,000
\$10			\$10	1,800	18,000
		\$10	\$10	1,800	18,000
\$2×5			\$10	1,860	18,600
\$5		\$5	\$10	1,900	19,000
	\$20		\$20	800	16,000
		\$20	\$20	800	16,000
\$10		\$10	\$20	900	18,000
\$2×8	\$2	\$2	\$20	900	18,000
	\$25		\$25	600	15,000
\$25			\$25	500	12,500
\$3×5	\$5	\$5	\$25	400	10,000
	\$50		\$50	200	10,000
\$50			\$50	200	10,000
		\$50	\$50	200	10,000
\$5×8	\$5	\$5	\$50	200	10,000
\$75			\$75	150	11,250
		\$75	\$75	150	11,250
\$15×5			\$75	150	11,250
	\$100		\$100	70	7,000
\$100			\$100	70	7,000
		\$100	\$100	70	7,000
	\$50	\$50	\$100	70	7,000
\$10×8	\$10	\$10	\$100	70	7,000
(\$20×5) + (\$50×3)			\$250	30	7,500
	\$1,000		\$1,000	8	8,000
\$1,000			\$1,000	8	8,000
		\$1,000	\$1,000	8	8,000
\$500×2			\$1,000	8	8,000
	\$10,000		\$10,000	1	10,000
\$10,000			\$10,000	1	10,000
		\$10,000	\$10,000	2	20,000
TOTAL				<u>176,326</u>	<u>\$615,950</u>

(k) The odds of winning a prize in this game are approximately one in 3.40. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-10-15-02, Sept. 13, 2002.)

111-4-1945. "Doubler Bingo" instant ticket lottery game number 242. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Doubler Bingo" commencing on or after September 26, 2002. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1945.

(b) The "play symbols" for the four bingo "CARD" play areas for this game are as follows:

01	02	03	04	05	06	07	08	09	10
11	12	13	14	15	16	17	18	19	20
21	22	23	24	25	26	27	28	29	30
31	32	33	34	35	36	37	38	39	40
41	42	43	44	45	46	47	48	49	50
51	52	53	54	55	56	57	58	59	60
61	62	63	64	65	66	67	68	69	70
71	72	73	74	75	FREE DBL				

In the "CALLER'S CARD" play area, a letter/number combination game symbol appears in each of the 24 play spots. In the "BONUS NUMBERS" play area, a letter/combination game symbol appears in each of the six play spots. "Play symbols" for the "CALLER'S CARD," and the "BONUS NUMBERS" play areas for this instant game are the following:

B01	B02	B03	B04	B05	B06	B07	B08	B09	B10
B11	B12	B13	B14	B15	I16	I17	I18	I19	I20
I21	I22	I23	I24	I25	I26	I27	I28	I29	I30
N31	N32	N33	N34	N35	N36	N37	N38	N39	N40
N41	N42	N43	N44	N45	G46	G47	G48	G49	G50
G51	G52	G53	G54	G55	G56	G57	G58	G59	G60
O61	O62	O63	O64	O65	O66	O67	O68	O69	O70
O71	O72	O73	O74	O75					

(c) There are no "play symbol captions" for this game.

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

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

TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
NTN	=	\$19.00
TWY	=	\$20.00
FTY	=	\$50.00
HUN	=	\$100.00
HFY	=	\$150.00
THN	=	\$200.00
THY	=	\$250.00
FHN	=	\$500.00

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

(g) "Doubler Bingo" is a two-part vertically oriented game. The first part consists of the "CALLER'S CARD" and the "BONUS NUMBERS." The "CALLER'S CARD" contains 24 draw numbers covered by opaque latex. The "BONUS NUMBERS" consist of six draw numbers covered by opaque latex.

The second part consists of four "GAME CARDS" each containing 23 numbers, a "FREE" space in the center of each "GAME CARD," and a "DBL" doubler symbol, for a total of 25 spots. The "GAME CARDS" are each covered by translucent blue scratch-off.

For this version of Bingo, a "DBL" symbol will appear at random in each of the four "GAME CARDS." It will act as a free space and if it is included in any winning pattern, the corresponding prize won is doubled.

A player removes the scratch-off material from the areas on the ticket indicated by the words "CALLER'S CARD" and "BONUS NUMBERS" to reveal a total of 30 "Doubler Bingo" letter/number combinations. A player wins by matching the "CALLER'S CARD" and "BONUS NUMBERS" to the numbers on the four "GAME CARDS." If the player finds a diagonal, vertical, or horizontal straight line, or four corners of the grid, or an "X" pattern, the player wins a prize according to the prize legend beside the respective "GAME CARD." If a "DBL" symbol appears in a winning pattern, the prize is doubled.

(h) Each ticket in this game may win up to four times. Only the highest prize won on each card will be awarded.

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Prizes	Expected Number of Prizes in Game	Expected Value in Game	
Line - Card 1	\$2	63,000	\$126,000
Line - Card 2	\$2	60,000	120,000
Line - Card 1 & Card 2	\$4	21,900	87,600
Line - Card 1 (Doubled)	\$4	21,900	87,600
Line - Card 2 (Doubled)	\$4	19,800	79,200
Line - Card 3	\$5	17,100	85,500
Line - Card 3 (Doubled)	\$10	6,600	66,000
Line - Card 4	\$10	6,600	66,000
Line - Card 1 (Doubled) + Line - Card 3 & 4	\$19	2,250	42,750
Line - Card 2 (Doubled) + Line - Card 3 & 4	\$19	2,250	42,750
Line - Card 1 & 2 & 3 & 4	\$19	2,100	39,900
4 Corners - Card 1	\$20	1,350	27,000
Line - Card 4 (Doubled)	\$20	1,350	27,000
4 Corners - Card 2	\$50	588	29,400
X - Card 1	\$100	90	9,000
4 Corners - Card 3	\$100	60	6,000
4 Corners - Card 4	\$100	60	6,000
4 Corners - Card 2 & 4	\$150	66	9,900
4 Corners - Card 3 & 4	\$200	42	8,400
4 Corners - Card 2 & 3 & 4	\$250	42	10,500
X - Card 2	\$500	21	10,500
X - Card 3	\$1,000	15	15,000
X - Card 4	\$10,000	6	60,000
TOTAL		<u>227,190</u>	<u>\$1,062,000</u>

(k) The odds of winning a prize in this game are approximately one in 3.96. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-10-15-02, Sept. 13, 2002.)

(continued)

Article 5.—MULTI-STATE ON-LINE GAMES

111-5-22. Name of the game; rules and regulations. The Kansas lottery shall conduct a lotto game entitled "Powerball" conducted twice weekly on Wednesdays and Saturdays beginning April 19, 1992 at 6:00 a.m.

The rules and regulations for "Powerball" game are contained in K.A.R. 111-5-22 through 111-5-34, and applicable generic rules are contained in K.A.R. 111-6-1 et seq. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-8-26-94, Aug. 19, 1994; amended, T-111-10-15-02, Sept. 13, 2002.)

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

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

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

(c) "Game board" or "boards" means that area of the play slip which contains two sets of numbered squares to be marked by the player, the first set containing 53 squares, number one through 53, and the second set containing 42 squares, number one through 42.

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

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

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

(g) "Power play" or "multiplier option" means the "Powerball" game option whereby a player may elect to pay an additional \$1 per play at the time of ticket purchase which will have the effect of multiplying any prize won on the play, except the grand prize and the match 5 bonus prize, by a factor of two, three, four, or five.

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

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

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

(k) "Play" means the six numbers, the first five from a field of 53 numbers and the last one from a field of 42 numbers, that appear on a ticket as a single lettered selection and are to be played by a player in the game.

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

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

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

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

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

(q) "Winning numbers" means the six numbers, the first five from a field of 53 numbers and the last one from a field of 42 numbers, randomly selected at each drawing which shall be used to determine winning plays contained on a game ticket, and in the event the multiplier option is available, one additional number randomly selected from a field of the following 15 numbers: 2, 2, 2, 3, 3, 3, 4, 4, 4, 5, 5, 5, 5, 5, and 5.

(r) These amendments shall take effect October 6, 2002. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-6-27-96, June 21, 1996; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-3-14-01, Feb. 16, 2001; amended, T-111-10-15-02, Sept. 13, 2002.)

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

(a) "Powerball" is a five out of 53 plus one out of 42 on-line lottery game which pays the grand prize, at the election of the player made in accordance with the rules or by a default election made in accordance with these rules at the time of play purchase, either on an annuitized parimutuel basis, or as a cash lump sum payment of the total cash held for this prize on a parimutuel basis. Except as provided in these rules, all other prizes are paid on a set cash basis. To play "Powerball" a player shall select five different numbers from one to 53 and one additional number from one to 42 for input into a terminal. The additional number may be the same as one of the first five numbers selected by the player.

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

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

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

(1) communicating the six numbers to the retailer;

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

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

If available at the time, a player may choose the multiplier option by marking the appropriate box on the play slip

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

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

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

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

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

(i) Each player shall be responsible for verifying the accuracy of the game play or plays and other data printed on the ticket. The placing of plays is done at the player's own risk through the on-line retailer who is deemed to be acting on behalf of the player in entering the play or plays.

(i) These amendments shall take effect October 6, 2002. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and 74-8718; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T- 111-5-21-92, May 15, 1992; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111- 1-21-99, Jan. 15, 1999; amended, T-111-3-14-01, Feb. 16, 2001; amended, T-111-10-15- 02, Sept. 13, 2002.)

111-5-26. Expected prize payout pari-mutuel prizes. (a) The grand prize shall be determined on a pari-mutuel basis. Except as provided in these rules, all other prizes awarded shall be paid as set cash prizes with the following expected approximate prize payout percentages:

Number of Matches Per Play	Prize Payment	Prize Pool Percentage Allocated to Prize
All five (5) of first set plus one (1) of second set	Grand Prize	65.3378%
All five (5) of first set and none of second set	\$100,000	6.8035%
Any four (4) of first set plus one (1) of second set	\$5,000	1.9913%
Any four (4) of first set and none of second set	\$100	1.6328%
Any three (3) of first set plus one (1) of second set	\$100	1.8718%

Any three (3) of first set and none of second set	\$7	5.3720%
Any two (2) of first set plus one (1) of second set	\$7	2.0090%
Any one (1) of first set and one (1) of second set	\$4	6.4577%
None of first set plus one (1) of second set	\$3	8.5241%

(b) The prize money allocated to the grand prize category shall be divided equally by the number of game boards winning the grand prize.

(c) The prize pool percentage allocated to the set prizes (the cash prizes of \$100,000 or less) shall be carried forward to subsequent draws if all or a portion of it is not needed to pay the set prizes awarded in the current draw. If the total of the set prizes awarded in a drawing exceeds the percentage of the prize pool allocated to the set prizes, then the amount needed to fund the set prizes awarded shall be drawn from the following sources, in the following order: (1) the amount allocated to the set prizes and carried forward from previous draws, if any; (2) an amount from the prize reserve account, if available, not to exceed thirty million dollars (\$30,000,000) per drawing. If, after these sources are depleted, there are not sufficient funds to pay the set prizes awarded, then the highest set prize shall become a pari-mutuel prize. If the amount of the highest set prize, when paid on a pari-mutuel basis, drops to or below the next highest set prize and there are still not sufficient funds to pay the remaining set prizes awarded, then the next highest set prize shall become a pari-mutuel prize. This procedure shall continue down through all set prize levels, if necessary, until all set prize levels become pari-mutuel prize levels. In that instance the money available from the funding sources listed in this rule shall be divided among the winning plays in proportion to their respective prize percentages.

(d) For each drawing when the grand prize annuity is projected to reach a new record level, increases in the amount of the grand prize shall be limited to no more than \$25,000,000. All money allocated to the grand prize pool not necessary to fund said maximum \$25,000,000 increase shall instead be allocated to the match five of 53 prize level prize pool. At such time as one or more boards entitle the holder(s) to win the grand prize, all boards selected in the same drawing that entitle the holder(s) to win a match five of 53 prize shall win \$100,000, plus a pari-mutuel share of all accumulated additional money allocated hereinabove to the match five of 53 prize level. This additional prize shall be known as the match 5 bonus.

(e) If the match 5 bonus has been funded, the prize pool percentage allocated to the grand prize will be less than stated above, and the prize pool percentage allocated to the match five of 53 prize will be greater than stated above.

(f) If in the drawing wherein the match 5 bonus has been funded and one or more boards did not match five of 53 numbers, then the match 5 bonus prize pool shall be divided on a pari-mutuel basis between all boards matching the numbers for the four of 53 plus one of 42 prize level.

(continued)

(g) These amendments shall take effect October 6, 2002. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-10-15-02, Sept. 13, 2002.)

111-5-27. Probability of winning. (a) The following table sets forth the probability of winning and the probable distribution of winners in and among each prize category based upon the total number of possible combinations in Powerball:

Number of Matches Per Ticket	Probability Distribution		Probable/Set Prize Amount
	Winners	Probability	
All five (5) of first set plus one (1) of second set	1	1:120,526,770.000000	\$78,749,793
All five (5) of first set and none of second set	41	1: 2,939,677.317073	\$100,000
Any four (4) of first set plus one (1) of second set	240	1: 502,194.875000	\$5,000
Any four (4) of first set and none of second set	9,840	1: 12,248.655488	\$100
Any three (3) of first set plus one (1) of second set	11,280	1: 10,684.997340	\$100
Any three (3) of first set and none of second set	462,480	1: 260.609691	\$7
Any two (2) of first set plus one (1) of second set	172,960	1: 696.847653	\$7
Any one (1) of first set plus one (1) of second set	972,900	1: 123.884027	\$4
None of first set plus one (1) of second set	1,712,304	1: 70.388652	\$3
Overall	3,342,046	1: 36.063768	

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

Multiplier Option	Probability of Selection
2	1:5
3	1:5
4	1:5
5	1:2.5

If the multiplier option is played, the prize won on that play, except for the grand prize and match 5 bonus prize, shall be multiplied by the multiplier option number selected for that game.

(c) The grand prize amount is estimated using a 30-year deferred-payment factor of 2.0. The amount does not include the prize reserve account deduction or any other deductions, if any.

(d) These amendments shall take effect October 6, 2002. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-3-14-01, Feb. 16, 2001; amended, T-111-10-15-02, Sept. 13, 2002.)

111-5-28. Prize payments; annuitized and cash prizes. (a) Grand prizes shall be paid, at the election of the player made no later than 60 days after the player becomes entitled to a prize with either a per winner annuity or cash payment. If the payment election is not made at the time of purchase and is not made by the player within 60 days after the player becomes entitled to the prize, then the prize shall be paid as an annuity prize. An election for an annuity payment made by a

player before ticket purchase or by system default or design may be changed to a cash payment at the election of the player until the expiration of 60 days after the player becomes entitled to the prize. The election to take the cash payment may be made at the time of the prize claim or within 60 days after the player becomes entitled to the prize. An election made after the winner becomes entitled to the prize is final and cannot be revoked, withdrawn or otherwise changed. Shares of the grand prize shall be determined by dividing the cash available in the grand prize pool equally among all winners of the grand prize. Winner(s) who elected a cash payment shall be paid their share(s) in a single cash payment. The annuitized option prize shall be determined by multiplying a winner's share of the grand prize pool by the MUSL annuity factor. The MUSL annuity factor is determined by the best total securities price obtained through a competitive bid of qualified, pre-approved brokers made after it is determined that the prize is to be paid as an annuity prize or after the expiration of 60 days after the winner becomes entitled to the prize. Neither MUSL nor the party lotteries shall be responsible or liable for changes in the advertised or estimated annuity prize amount and the actual amount purchased after the prize payment method is actually known to MUSL. In certain instances announced by the product group, the grand prize shall be a guaranteed amount and shall be determined pursuant to subsection (f) of K.A.R. 111-5-28. If individual shares of the cash held to fund an annuity are less than \$250,000, the product group, in its sole discretion, may elect to pay the winners their share of the cash held in the grand prize pool of the annuity. All annuitized prizes shall be paid annually in 30 equal payments with the initial payment being made in cash, to be followed by 29 payments funded by the annuity. Funds for the initial payment of an annuitized prize shall be made available by MUSL for payment by a party lottery by the fifteenth calendar day following the drawing. A state may elect to make the initial payment from its own funds after validation, with notice to MUSL.

(b) In the event of the death of a lottery winner during the annuity payment period, the product group, in its sole discretion, upon the petition of the estate of the lottery winner to the Kansas lottery, may accelerate the payment of all of the remaining lottery proceeds to the estate. If the product group makes such a determination, then securities and/or cash held to fund the deceased lottery winner's annuitized prize, may be distributed to the estate. The identification of the securities to fund the annuitized prize shall be at the sole discretion of the product group.

(c) All low tier cash prizes, which are all prizes except the grand prize, shall be paid in cash through the party lottery which sold the winning ticket(s). A party lottery may begin paying low-tier cash prizes after receiving authorization to pay from the MUSL central office.

(d) Annuitized payments of the grand prize or a share of the grand prize may be rounded to facilitate the purchase of an appropriate funding mechanism. Breakage on an annuitized grand prize win shall be added to the first cash payment to the winner or winners. Prizes other than the grand prize, which, under these rules, may become single-payment, pari-mutuel prizes, may be rounded down so that prizes can be paid in multiples of whole

dollars. Breakage resulting from rounding these prizes shall be carried forward to the prize pool for the next drawing.

(e) If the grand prize is not won in a drawing, the prize money allocated for the grand prize shall roll over and be added to the grand prize pool for the following drawing.

(f) The product group may offer guaranteed minimum grand prize amounts or minimum increases in the grand prize amount between drawings or make other changes in the allocation of prize money where the product group finds that it would be in the best interest of the game. If a minimum grand prize amount or a minimum increase in the grand prize amount between drawings is offered by the product group, then the grand prize shares shall be determined as follows. If there are multiple grand prize winners during a single drawing, each selecting the annuitized option prize, then a winner's share of the guaranteed annuitized grand prize shall be determined by dividing the guaranteed annuitized grand prize by the number of winners. If there are multiple grand prize winners during a single drawing and at least one of the grand prize winners has elected the annuitized option prize, then the best bid submitted by MUSL's pre-approved qualified brokers shall determine the cash pool needed to fund the guaranteed annuitized grand prize. If no winner of the grand prize during a single drawing has elected the annuitized option prize, then the amount of cash in the grand prize pool shall be an amount equal to the guaranteed annuitized amount divided by the average annuity factor of the most recent three best quotes provided by MUSL's pre-approved qualified brokers submitting quotes. In no case, shall quotes be used which are more than two weeks old and if less than three quotes are submitted, then MUSL shall use the average of all quotes submitted. Changes in the allocation of prize money shall be designed to retain approximately the same prize allocation percentages, over a year's time, set out in these rules. Minimum guaranteed prizes or increases may be waived if the alternate funding mechanism set out in K.A.R. 111-5-26 becomes necessary.

(g) The holder of a winning ticket may win only one prize per board in connection with the winning numbers drawn, and shall be entitled only to the prize won by those numbers in the highest matching prize category.

(h) All prizes must be claimed within 365 days of the day of the drawing in which the prize was won.

(i) These amendments shall take effect October 6, 2002. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8731; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-3-24-92, March 20, 1992; amended, T-111-2-23-93, Feb. 19, 1993; amended, T-111-6-27-96, June 21, 1996; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-1-21-99, Jan. 15, 1999; amended, T-111-8-20-02, Aug. 14, 2002; amended, T-111-10-15-02, Sept. 13, 2002.)

111-5-32. Ineligible players. (a) All provisions of K.S.A. 74-8718 and K.S.A. 74-8719, and amendments thereto, apply to the "Powerball" game.

(b) A ticket or share issued by the MUSL or any of its party lotteries shall not be purchased by, and a prize won by any such ticket or share shall not be paid to:

(1) a MUSL employee, officer or director;

(2) a contractor or consultant under agreement with the MUSL to review the MUSL audit and security procedures; or

(3) an immediate family member of an individual described in subsections (1) and (2) and residing in the same household. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8718 and 74-8719; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-10-15-02, Sept. 13, 2002.)

111-5-33. Multi-Draw. (a) In addition to a single play for each \$1.00, a player may also have his or her selections entered in multiple drawings. Multi-draw tickets must be purchased for consecutive drawings beginning with the next drawing. This is done by marking one of the multi-draw boxes designated by 2, 3, 4, 5, 6, 7, 8, 9, 10, or 15 on the play slip. The additional draw period(s) for which the ticket is valid will then appear on the computer generated ticket given to the player by the retailer.

(b) A player must pay an additional \$1.00 per play for each additional drawing in which he or she wishes to play.

(c) Unless one of the multi-draw boxes is marked and the additional amount paid, the play will only be eligible for the current drawing up to 8:59 p.m. the day of the drawing.

(d) A player may purchase only the same numbers on the same boards for multiple drawings.

(e) Multi-draw tickets for Powerball drawings conducted after the September 13, 1997, business day shall not be available for purchase prior to the business day beginning September 14, 1997.

(f) Multi-draw tickets for Powerball drawings conducted after the November 1, 1997, business day shall not be available for purchase prior to the business day beginning November 2, 1997.

(g) A business day for the purposes of this game shall be defined at subsection (p) of K.A.R. 111-6-1.

(h) These amendments shall take effect October 6, 2002. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-3-5-92, Feb. 21, 1992; amended, T-111-8-11-97, July 18, 1997; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-10-15-02, Sept. 13, 2002.)

Article 7.—ON-LINE GAMES

CRUISIN' WITH KENO DRAWINGS

111-7-182. Name of drawings. The Kansas lottery shall conduct a series of drawings entitled "Cruisin' with Keno Drawings," and will accept entries starting September 22, 2002, for the drawings to be conducted at 10:00 a.m. October 25, 2002, November 8, 2002, November 22, 2002, and December 6, 2002. Rules applicable to the "Cruisin' with Keno Drawings" are contained in K.A.R. 111-7-182 through 111-7-186 and K.A.R. 111-6-1 *et seq.* (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective T-111-10-15-02, Sept. 13, 2002.)

111-7-183. Prize. The four prize winners selected in the "Cruisin' with Keno Drawings" on the dates specified in K.A.R. 111-4-182 shall each receive a four-day cruise
(continued)

on a Carnival Cruise Lines ship for two people, including round-trip coach air transportation from Wichita, Kansas, or Kansas City, Missouri, to departure port in Florida, all port charges, government fees and taxes, prepaid tipping and airport transfers, on-board meals, shows, entertainment, use of facilities, and \$200 on-board credit. The prize of each trip, including the trip and credit, will have a total value of approximately \$3,234. The following restrictions shall apply to the "Cruisin' with Keno Drawings" prize packages:

(a) Reservations must be made at least 30 days prior to planned departure date.

(b) Cruises are only valid on the Carnival Cruise ships Ecstasy, Fantasy, Imagination, or Tropicale.

(c) Vacation packages are transferable one time, cannot be redeemed for cash, are not refundable, and cannot be extended. All transfers require a certified authorization from the winner. All transfers must be made prior to reservation.

(d) Winners will have until December 15, 2003, to have their vacation travel completed.

(e) Winners may purchase upgrades to longer cruises or land packages.

(f) Once a reservation has been confirmed, winners may cancel or change their sailing dates up to 15 days prior to departure and must pay a \$25 per person fee. If cancellation occurs within 15 days of scheduled departure, Carnival Cruise Lines will provide the winner with a comparable cruise on a space available basis. At its sole discretion, Carnival Cruise Lines will confirm the future cruise approximately two weeks prior to departure based upon cabin availability.

(g) Vacations are subject to availability. Any meals, drinks, gratuities, and taxes that are not specifically mentioned are not included.

(h) Winners cannot schedule their cruises during the five holiday week sailings of Christmas, New Year's, Easter, President's weekend, or Thanksgiving, unless they purchase an upgrade to cruise during these periods.

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

(j) The winner of a prize as the result of the said drawings shall return to the lottery a completed claim form as provided by the lottery within 45 days in which his or her ticket was drawn or the person named on the ticket drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn pursuant to subsection (e) of K.A.R. 111-7-186 shall be declared the winner. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15-02, Sept. 13, 2002.)

111-7-184. Method of entry. (a) Entry into the "Cruisin' with Keno Drawings" shall be accomplished as follows:

(1) Beginning at 5:00 a.m. on September 22, 2002, and ending at the close of business as defined in subsection (p) of K.A.R. 111-6-1, on December 7, 2002, for every single Keno ticket purchase of \$10.00 or more, the purchaser shall receive free of charge an entry blank for the "Cruisin' with Keno Drawings" as set forth in K.A.R. 111-7-183. For every single \$10.00 or more Keno ticket purchased during the time period specified, whether for a

single draw or multiple draws, lottery terminals shall automatically dispense an entry blank for said drawings.

(2) The holder of an entry blank must fill in the entry blank in a legible manner. Only one name shall appear on an entry blank.

(3) Place one or more completed entry blank(s) for said drawings into an envelope with proper postage and mail it to: "Cruisin' with Keno Drawings," c/o Kansas lottery, P. O. Box 3561, Topeka, Kansas 66601-3561. Mailed entries must be received by morning mail pickup on the Tuesday before each Friday drawing.

(4) The holder of the ticket is not required to personally attend said drawings or be present at the time of the drawings to be determined a winner.

(5) The drawings will be conducted at the approximate times listed in K.A.R. 111-7-182.

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

(c) All eligible entries which are mailed and received by the morning mail pickup in Topeka, Kansas, on the Tuesday before each drawing shall be entered into said drawings, and shall also be eligible for all subsequent drawings herein.

(d) Eligible entrants in any "Cruisin' with Keno Drawings" must be 18 years of age or older.

(e) Completing the information form on the entry blank and entering it into the drawing constitutes authorization to publicly identify the person whose entry is drawn.

(f) At all times this promotion is in effect, no Keno ticket issued for an initial purchase price of \$10.00 or more, nor any game thereon, may be cancelled unless specifically approved by the Kansas lottery, and all lottery retailer terminals shall be rendered incapable of cancelling said tickets, or any game thereon, during the term of this promotion. That notwithstanding the foregoing, the executive director of the Kansas lottery may, in his sole discretion, cancel this promotion at any time. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15-02, Sept. 13, 2002.)

111-7-185. Certification of drawings. (a) The "Cruisin' with Keno Drawings" shall each be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department or other person or persons designated by the executive director of the lottery ("event manager").

(b) Upon completion of each drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winner. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15-02, Sept. 13, 2002.)

111-7-186. Selection of winners. The following process shall be used for the selection of winners in the "Cruisin' with Keno Drawings":

(a) Kansas lottery personnel shall pick up all mail containing "Cruisin' with Keno Drawings" entries at the United States Post Office in Topeka, Kansas, with final pick up on the Tuesday immediately prior to each drawing.

(Published in the Kansas Register October 31, 2002.)

**Summary Notice of Note Sale
City of Manhattan, Kansas
\$3,920,000**

Temporary Notes, Series 2002-03

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

(b) Lottery personnel shall transport the mail to the mail room where the envelopes will be opened and the entries contained therein stored in a secure location until immediately prior to the drawing, at which time all entries will be placed into the drawing receptacle or drum.

(c) Each drawing shall be held at the lottery headquarters in a place accessible to the public and open for public attendance with lottery security personnel present. The drawing shall be audio and video taped.

(d) At the start of each Friday drawing, lottery security personnel shall present the receptacle or drum to the person designated by the executive director to perform the drawing. The receptacle or drum for the said drawings shall contain all eligible entries. The entries shall be thoroughly mixed prior to the entries actually being drawn. The designated individual shall then unseal the receptacle or drum, and using the bare-arm technique, while looking away, remove one entry from the receptacle or drum and mark it in such a way as to identify it as the winning entry for that drawing. The person whose name appears on each of the entries shall be the winner of the prize identified in K.A.R. 111-7-183, subject to validation by the lottery as set forth in these rules.

(e) After one entry has been drawn and entry has been verified as valid by lottery security, two more entries will be drawn, one at a time, to serve as alternate entries. The alternate entries will be marked in order drawn, 1A and 2A. The alternate ticket entries will be used only if the original winner cannot be located or is declared ineligible, or fails to present a fully-executed claim form to lottery headquarters by 5:00 p.m. of the forty-fifth day following the drawing. The alternates will be used, if necessary, in the order drawn.

(f) The Kansas lottery security official present shall review each entry drawn to determine the validity of the entry into the said drawing in accordance with these regulations. If it is a valid entry and the information is legible, the event manager and the security person present shall record the name of the winner and each alternate. Each winner shall be given or sent a prize claim form to be completed and returned, and received by, the lottery within 45 days of the drawing.

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

(h) All entries not drawn in the first three drawings shall remain in the drum or receptacle and shall be eligible for all subsequent drawings herein.

(i) Entries remaining in the drum or receptacle after the final drawing has been completed and all entries not received in compliance with these rules shall be destroyed pursuant to K.A.R. 111-3-34. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-10-15-02, Sept. 13, 2002.)

Ed Van Petten
Executive Director

Doc. No. 028551

Bids

Subject to the notice of note sale dated October 22, 2002, facsimile and electronic bids will be received by Springsted Incorporated, the City of Manhattan, Kansas' financial advisor, on behalf of the governing body at City Hall, 1101 Poyntz Ave., Manhattan, KS 66502-5497, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 2 p.m. November 5, 2002, for the purchase of \$3,920,000 principal amount of Temporary Notes, Series 2002-03. No bid of less than 99 percent of the principal amount of the notes and accrued interest thereon to the date of delivery will be considered.

Note Details

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

Stated Maturity	Principal Amount
December 15	
2004	\$3,070,000
2006	850,000

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

Book-Entry-Only System

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

Paying Agent and Note Registrar

City Treasurer, Manhattan, Kansas.

Delivery

The issuer will pay for printing the notes and will deliver the same properly prepared, executed and registered without cost to DTC for the account of the successful bidder on or about December 13, 2002.

Approval of Notes

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

Additional Information

Additional information regarding the notes may be obtained from the director of finance, City Hall, First Floor, 1101 Poyntz Ave., Manhattan, KS 66502-5460, (785) 587-2465; from the assistant director of finance, Debra Daily, (785) 587-2465 or daily@ci.manhattan.ks.us; or from the

(continued)

financial advisor, Springsted Incorporated, Attention: David MacGillivray, (651) 223-3068 or dmaccillivray@springsted.com.

Dated October 22, 2002.

City of Manhattan, Kansas

Doc. No. 028571

State of Kansas

Board of Healing Arts

Permanent Administrative Regulations

Article 11.—FEES

100-11-1. Amount. The following fees shall be collected by the board:

- (a) Application for license \$300.00
(b) (1) Annual renewal of active and federally active license \$230.00
(2) Annual renewal of inactive license \$115.00
(3) Annual renewal of exempt license \$130.00
(c) (1) Conversion from inactive to active license \$115.00
(2) Conversion from exempt to active license \$100.00
(d) (1) Late renewal of active license \$290.00
(2) Late renewal of inactive license \$145.00
(3) Late renewal of exempt license \$160.00
(e) Institutional license \$150.00
(f) Biennial renewal of institutional license \$150.00
(g) Visiting clinical professor license \$150.00
(h) Annual renewal of visiting clinical professor license \$115.00
(i) Limited permit \$30.00
(j) Annual renewal of limited permit \$15.00
(k) Reinstatement of limited permit \$30.00
(l) Visiting professor license \$25.00
(m) Postgraduate training permit \$40.00
(n) Reinstatement of cancelled license \$300.00
(o) Reinstatement of revoked license \$1000.00
(p) Temporary permit \$40.00
(q) Special permit \$30.00
(r) Certified statement of license \$15.00
(s) Duplicate license \$15.00

(Authorized by K.S.A. 65-2865; implementing K.S.A. 2001 Supp. 65-2809 and 65-2852; effective Jan. 1, 1966; amended Jan. 1, 1970; amended Feb. 15, 1977; amended May 1, 1979; amended May 1, 1980; amended May 1, 1981; amended, T-83-33, Nov. 10, 1982; amended May 1, 1983; amended, T-85-50, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-42, Dec. 19, 1986; amended May 1, 1987; amended, T-88-11, May 18, 1987; amended May 1, 1988; amended, T-100-4-24-89, April 24, 1989; amended Aug. 21, 1989; amended June 24, 1991; amended, T-100-7-1-92, July 1, 1992; amended Aug. 10, 1992; amended Dec. 27, 1993; amended May 1, 1998; amended Aug. 4, 2000; amended, T-100-6-27-02, Aug. 1, 2002; amended Nov. 15, 2002.)

Article 28a.—PHYSICIAN ASSISTANTS

100-28a-1. Fees. The following fees shall be collected by the board:

- (a) Application for license\$150.00
(b) license renewal.....\$115.00
(c) late license renewal..... \$30.00
(d) license reinstatement \$35.00

- (e) copy of license certificate..... \$15.00
(f) certified statement of licensure..... \$15.00
(g) temporary license \$25.00

(Authorized by and implementing K.S.A. 2001 Supp. 65-28a03; effective, T-100-2-13-01, Feb. 13, 2001; effective June 1, 2001; amended Nov. 15, 2002.)

Article 29.—PHYSICAL THERAPY

100-29-7. Fees. The following fees shall be collected by the board:

- (a) Application based upon certificate of prior examination \$80.00
(b) application based on examination..... \$100.00
(c) annual renewal..... \$70.00
(d) late renewal \$75.00
(e) reinstatement \$80.00
(f) certified copy \$15.00
(g) duplicate certificate \$15.00
(h) temporary permit \$25.00

(Authorized by K.S.A. 2001 Supp. 65-2911; implementing K.S.A. 65-2910; effective March 21, 1997; amended May 1, 1998; amended Sept. 29, 2000; amended Nov. 15, 2002.)

Article 49.—PODIATRY

100-49-4. Fees. The following fees shall be collected by the board:

- (a) Application for license \$300.00
(b) Examination \$450.00
(c) (1) Annual renewal of license \$230.00
(2) Annual renewal of exempt license \$130.00
(d) Conversion from exempt to active license \$100.00
(e) (1) Late renewal of active license \$290.00
(2) Late renewal of exempt license \$160.00
(f) Temporary license \$40.00
(g) Duplicate license \$15.00
(h) Reinstatement of license \$300.00
(i) Temporary permit \$40.00
(j) Certified statement of license \$15.00

(Authorized by K.S.A. 65-2013; implementing K.S.A. 2001 Supp. 65-2012; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1984; amended May 1, 1987; amended April 24, 1989; amended Aug. 21, 1989; amended, T-100-12-28-89, Dec. 28, 1989; amended April 9, 1990; amended Dec. 27, 1993; amended May 1, 1998; amended Aug. 4, 2000; amended, T-100-6-27-02, Aug. 1, 2002; amended Nov. 15, 2002.)

Article 69.—ATHLETIC TRAINING

100-69-3. Examination. (a) Each applicant for registration as an athletic trainer shall submit proof of having passed a nationally administered, standardized examination. This examination shall be one that is approved by the board and consists of written questions, written simulation questions, and practical section questions assessing knowledge on subject matter from the following domains of athletic training:

- (1) Prevention;
(2) recognition, evaluation, and assessment;
(3) immediate care;
(4) treatment, rehabilitation, and reconditioning;

(5) organization and administration; and
 (6) professional development and responsibility,
 (b) In order to qualify as board-approved, the entry-level certification examination administered by the national athletic trainers' association board of certification, inc. shall meet the standards for an examination established by the board in this regulation.

(c) Each applicant who has passed the approved examination for registration and has not been in active practice as an athletic trainer for more than one year but less than four years from the date the application was submitted shall provide the board with one of the following:

(1) Evidence of completion of a minimum of 20 continuing education hours for each year the applicant has not been in active practice;

(2) proof of current active status certification by the national athletic trainers' association board of certification, inc.; or

(3) proof that the applicant has passed the written simulation section of the examination required for registration within 12 months before the date the application was submitted.

(d) Each applicant who has passed the approved examination for registration and has not been in active practice as an athletic trainer for four years or more from the date the application was submitted shall provide the board with one of the following:

(1) Proof of current active status certification by the national athletic trainers' association board of certification, inc.; or

(2) proof that the applicant has passed the examination required for registration within 12 months before the date the application was submitted. (Authorized by and implementing K.S.A. 2001 Supp. 65-6905 and K.S.A. 2001 Supp. 65-6907; effective July 19, 1996; amended Nov. 15, 2002.)

100-69-9. Practice protocols. (a) As a condition of providing services as an athletic trainer in this state that constitute the practice of the healing arts, each athletic trainer registered by the board shall file a practice protocol with the board on a form issued by the board.

(b) The practice protocol shall contain the following information:

(1) The name, license number, signature, and date of signature of any person licensed to practice the healing arts who will delegate to the athletic trainer any professional responsibilities that constitute the practice of the healing arts;

(2) a description of the functions and procedures delegated to the athletic trainer that constitute the practice of the healing arts;

(3) a statement from a person licensed to practice the healing arts setting forth those acts that have been delegated to the athletic trainer in the absence or unavailability of the licensee; and

(4) a statement that the board will be provided with any changes or amendments to the practice protocol within 10 days after any changes or amendments have been made. (Authorized by and implementing K.S.A. 2001 Supp. 65-6905; effective July 19, 1996; amended Nov. 15, 2002.)

100-69-10. Registration renewal; continuing education. (a) As a condition of renewal, each registered athletic trainer shall submit, in addition to the annual application for renewal of registration, evidence of satisfactory completion of a minimum of 20 hours of continuing education within the preceding year.

(b) Any registrant who suffered an illness or injury during the 12-month period before the expiration date of the registration that made it impossible or extremely difficult to reasonably obtain the required continuing education hours may be granted an extension of not more than six months.

(c) Each athletic trainer initially registered within one year of the expiration date of the registration shall be exempt from the continuing education required by subsection (a) for that first renewal period.

(d) All continuing education shall be related to the field of athletic training and shall be presented by providers approved by the board.

(e) One hour shall be 60 minutes of instruction or the equivalent.

(f) All continuing education shall meet the requirements of subsection (g).

(g) The categories of continuing education experiences shall be the following:

(1) Category A. The number of hours for category A activities shall be granted upon receipt of documented evidence of attendance or satisfactory completion. Category A continuing education experience shall include the following:

(A) Symposium. "Symposium" shall mean a conference of more than a single session organized for the purpose of discussing a specific subject from various viewpoints and by various speakers.

(B) Seminar. "Seminar" shall mean directed advanced study or discussion in a specific field of interest.

(C) Workshop. "Workshop" shall mean a series of meetings designed for intensive study, work, or discussion in a specific field of interest.

(D) Conference. "Conference" shall mean a formal meeting of a number of people for a discussion in a specific field of interest.

(E) Home study course. "Home study course" shall mean a correspondence course designed for advanced study in a specific field of interest.

(2) Category B. Category B continuing education experiences shall include the following:

(A) Leadership activities. The number of hours granted for leadership activities shall be the following:

(i) 10 hours for a speaker at a clinical symposium where the primary audience is allied health care professionals;

(ii) five hours for a panelist at a clinical symposium where the primary audience is allied health care professionals;

(iii) 20 hours for participating in the United States olympic committee two-week volunteer training center; and

(iv) five hours for national athletic trainers' association board of certification examiner or model.

(continued)

(B) Publication activities. The number of hours granted for writing a professional publication shall be the following:

- (i) Five hours to author an article in a non-refereed journal;
- (ii) 15 hours to author an article in a refereed journal;
- (iii) 10 hours to co-author an article in a refereed journal;
- (iv) 40 hours to author a published textbook;
- (v) 20 hours to coauthor a published textbook;
- (vi) 10 hours for being a contributing author of a published textbook;
- (vii) 10 hours to author a refereed or peer-reviewed poster presentation; and
- (viii) five hours to coauthor a poster presentation.

(3) Category C. The number of hours assigned to category C continuing education experiences shall be the following:

(A) 10 hours per each credit hour for postcertification education; and

(B) classes meeting one of the six domains of athletic training:

- (i) Prevention of athletic injuries;
- (ii) recognition, evaluation, and assessment of athletic injuries;
- (iii) treatment, rehabilitation, and reconditioning of athletic injuries;
- (iv) organization and administration;
- (v) professional development and responsibility; and
- (vi) immediate care of athletic injuries.

(4) Category D. Five hours shall be granted for satisfactory completion of CPR courses provided by the American red cross, American heart association, national safety council, and the international affiliates of each.

(5) Category E. The number of hours granted upon receipt of documented evidence of satisfactory completion for category E continuing education experiences shall be the following:

(A) One hour shall be granted for each hour of attendance at continuing education program activities that are not approved by the board for category A or category B, but that are related to specific athletic training and sports medicine topics.

(B) One hour shall be granted for each hour of listening to continuing education program audiotapes or other multimedia products related to specific athletic training and sports medicine topics.

(h) Continuing education requirements shall be obtained by participation in two or more of the categories listed above in subsection (g).

(i) No credit shall be granted for making any repeated presentations of the same subject matter.

(j) No credit shall be granted for reiteration of material or information obtained from attendance at a continuing education program.

(k) To provide evidence of satisfactory completion of continuing education, the following shall be submitted to the board:

(1) Documented evidence of attendance at category A and category E activities;

(2) proof of participation in category B activities, which shall include a copy of any professional publication or any presentation, or a certification of leadership activity;

(3) receipt and personal verification of self-instruction from home study courses;

(4) a copy of each transcript or grade report for category C activities;

(5) a copy of the CPR card or certificate for a category D course; and

(6) personal verification of listening to or viewing continuing education program videotapes, audiotapes, or other multimedia products. (Authorized by and implementing K.S.A. 2001 Supp. 65-6905; effective Jan. 9, 1998; amended Nov. 15, 2002.)

100-69-11. Reinstatement; canceled and revoked registrations. (a) Each applicant desiring to reinstate a registration that has been canceled for failure to renew for more than 30 days shall submit proof of continuing education to the board as follows:

(1) If the time since the registration was canceled has been one year or less, no continuing education in addition to that which would have been necessary had the registration been renewed before cancellation shall be required.

(2) If the time since the registration was canceled has been more than one year, but less than four years, the applicant shall provide one of the following:

(A) Evidence of completion of a minimum of 20 hours of continuing education credit hours for each year the applicant has not been in active practice;

(B) proof of current active status certification by the national athletic trainers' association board of certification, inc.; or

(C) proof that the applicant has passed the written simulation section of the examination required for a registration within 12 months before the date the application was submitted.

(3) If the time since the registration expired has been four years or more, the applicant shall provide one of the following:

(A) Proof of current active status certification by the national athletic trainers' association board of certification, inc.; or

(B) proof that the applicant has passed the examination required for a registration within 12 months before the date the application was submitted.

(4) If, since the date the registration was canceled, the applicant has been in active practice as an athletic trainer in another state or jurisdiction that requires a license, registration, or certification to practice, the applicant shall submit proof of the current license, registration, or certification, and proof of compliance with the continuing education requirements of that jurisdiction.

(b) Each applicant seeking reinstatement of a revoked registration shall successfully complete an individually tailored program approved by the board. (Authorized by K.S.A. 2001 Supp. 65-6905, and K.S.A. 2001 Supp. 65-6911; implementing K.S.A. 2001 Supp. 65-6909; effective Nov. 15, 2002.)

Lawrence T. Buening, Jr.
Executive Director

Doc. No. 028565

State of Kansas

**Kansas Public Employees
Retirement System**

Request for Proposals

The Kansas Public Employees Retirement System (KPERs) is soliciting competitive fee proposals from qualifying institutions with the intent to establish term contracts for the group life insurance benefit plans that are administered by KPERs. Candidates should respond to this request for proposal (RFP) for the purpose of underwriting a basic life insurance plan that covers approximately 156,000 active KPERs members and an optional life insurance plan that currently covers approximately 44,000 members.

Details are available in the RFP document at the KPERs Web site, www.kpers.org. Proposals must be received in the KPERs office by 3 p.m. December 2. All related questions should be in writing and directed to Leland Breedlove, 611 S. Kansas Ave., Suite 100, Topeka, 66603-3803, lbreedlove@kpers.org.

Glenn Deck
Executive Director

Doc. No. 028581

State of Kansas

Board of Regents

**Permanent Administrative
Regulations**

**Article 32.—REGULATIONS FOR ACCREDITING
AREA VOCATIONAL-TECHNICAL SCHOOLS AND
AREA VOCATIONAL SCHOOLS**

91-32-1 through 91-32-9. (Authorized by Article 6, Section 2(a) of the Kansas Constitution; effective May 1, 1984; revoked Nov. 15, 2002.)

Reginald L. Robinson
President and CEO

Doc. No. 028580

State of Kansas

Board of Accountancy

**Permanent Administrative
Regulations**

Article 4.—PERMITS TO PRACTICE

74-4-7. Continuing professional education requirements. (a) Each applicant for renewal of a permit to practice as a certified public accountant in Kansas shall have completed 80 hours, with a minimum of 20 hours in each year, of acceptable continuing professional education during each biennial period for renewal.

(b) Each applicant for renewal of a permit to practice as a licensed municipal public accountant in Kansas shall have completed a 16-hour program of acceptable continuing professional education during each year within the biennial period. At least eight of the 16 hours shall be in the area of municipal accounting or auditing.

(c) Standards used to determine acceptable continuing education shall include the following:

(1) One hour of credit shall be granted for each 50 minutes of participation in a group, independent study, or self-study program. One-half hour of credit shall be granted for each 25-minute period after the first hour of credit has been earned.

(2) Hours devoted to actual preparation time by an instructor, discussion leader, or speaker for formal programs shall be computed at a maximum of up to twice the number of continuing professional education credits that a participant would be entitled to receive, in addition to the time for presentation. No time devoted to preparation by a participant shall be counted.

(3) Hours served as an instructor, discussion leader, or speaker shall be included to the extent that they contribute to the professional competence of the applicant. Repeated presentations of the same course shall not be counted unless it is demonstrated that the program content involved was substantially changed and the change required significant additional study or research.

(d) The requirements of subsection (a) may be waived by the board for reasons of health, military service, foreign residence, or retirement, or for other good cause determined by the board.

(e) Any applicant for renewal of a permit to practice as a certified public accountant may carry over a maximum of 20 hours of continuing professional education earned in the 12-month period preceding July 1 of the renewal year. These hours may be used to satisfy the minimum 20-hour requirement only in the first year of the renewal period.

(f) If an applicant for renewal fails to obtain the continuing professional education required by this regulation, the applicant may be required by the board to obtain an additional eight hours of continuing professional education within a period of time specified by the board before the applicant's permit to practice is renewed. (Authorized by and implementing K.S.A. 1-202, K.S.A. 1-310, and K.S.A. 75-1119; effective, E-82-27, Dec. 22, 1981; effective May 1, 1982; amended May 1, 1985; amended July 13, 1992; amended Sept. 25, 1998; amended Nov. 17, 2000; amended Nov. 15, 2002.)

74-4-8. Continuing professional education programs; requirements. (a) A program designed to allow a participant to learn a given subject through interaction with an instructor and other participants either in a classroom or conference setting, or by using the internet may be approved for continuing professional education credit under K.A.R. 74-4-7 if the program meets the following conditions:

(1) It is a formal program of learning that maintains or improves the professional competence of a permit holder and requires attendance.

(2) An outline of the program is prepared in advance and provided to the permit holder.

(3) The program is at least 50 minutes in length.

(4) The program is conducted by a person qualified in the subject area.

(5) A record of registration and attendance is retained.

(continued)

(b) The following types of programs shall qualify as acceptable continuing professional education if they meet the requirements of subsection (a):

(1) Professional development programs of the American institute of certified public accountants, and of state societies and local chapters of certified public accountants;

(2) technical sessions at meetings of the American institute of certified public accountants, and of state societies and local chapters of certified public accountants;

(3) university or college credit courses. Each semester hour of credit shall equal 15 hours of continuing education credit. Each quarter hour of credit shall equal 10 hours of continuing education credit;

(4) university or college non-credit courses. These courses shall qualify for continuing professional education credit that equals the number of actual, full 50-minute class hours attended;

(5) formal, organized, in-firm or interfirm educational programs;

(6) programs in accounting, auditing, consulting services, specialized knowledge and applications, taxation, management, or ethics; and

(7) programs in personal development, which may include communications, managing group processes, dealing effectively with others, interviewing, counseling, and career planning.

(c) Any author of a published article or book and any writer of a continuing professional education program may receive continuing professional education credit for the actual research and writing time if all of the following conditions are met:

(1) The board determines that the research and writing maintain or improve the professional competence of the author or writer.

(2) The number of credit hours claimed is consistent with the quality and scope of the article, book, or program.

(3) The article or book has been published or the program was created during the biennial period for which credit is claimed.

(d) Individual self-study programs that allow a participant to learn a particular subject without the major involvement of an instructor may be eligible for continuing education credit if all of the following conditions are met:

(1) The program sponsor has been approved by either the national continuing professional education registry or a state society of certified public accountants.

(2) The program requires registration.

(3) The program includes a final examination.

(4) The participant scores at least 70 percent on the final examination.

(5) The participant provides certificates of satisfactory completion.

(e) The amount of credit for self-study programs shall be determined by the board, as follows:

(1) Self-study programs may be approved for one hour of continuing professional education credit for each 50 minutes of participation and one-half credit for each 25-minute period of participation after the first hour of credit has been earned.

(2) The amount of credit shall not exceed the number of recommended hours assigned by the program sponsor.

(f) Independent study programs that are designed to allow a participant to learn a given subject under the guidance of a continuing professional education program sponsor may be eligible for continuing professional education credit if all of the following conditions are met:

(1) The program sponsor has been approved by either the national continuing professional education registry or a state society of certified public accountants.

(2) The participant has a written learning contract with a program sponsor that contains a recommendation of the number of credit hours to be awarded upon successful completion of the program.

(3) The sponsor reviews and signs a report indicating that all of the requirements of the independent study program, as outlined in the learning contract, are satisfied.

(4) The program is completed in 15 weeks or less.

(g) A participant in an independent study program may receive up to one hour of credit for each 50 minutes of participation and one-half hour of credit for each 25-minute period of participation after the first hour of credit has been earned. (Authorized by and implementing K.S.A. 1-202, K.S.A. 1-310, and K.S.A. 75-1119; effective, E-82-27, Dec. 22, 1981; effective May 1, 1982; amended May 1, 1985; amended Feb. 14, 1994; amended Sept. 25, 1998; amended Nov. 2, 2001; amended Nov. 15, 2002.)

Article 5.—RULES OF PROFESSIONAL CONDUCT

74-5-101. Independence. (a) A certified public accountant or a licensed municipal public accountant shall not express an opinion on financial statements of an enterprise in a manner implying that the accountant is acting as an independent certified public accountant or licensed municipal public accountant with respect thereto if the independence of that accountant is impaired.

(b) In the performance of professional services requiring independence, each certified public accountant shall comply with rule 101 of the code of professional conduct, including the definitions and interpretations, as contained in the "AICPA professional standards" adopted by reference in K.A.R. 74-11-6. Rule 101, including the definitions and interpretations, shall be used by the board in determining whether a certified public accountant's independence is impaired.

(c) In determining whether a certified public accountant's independence is impaired under rule 101, any other circumstances, relationship, or activity that the board determines could impair the independence of an accountant may be considered by the board. (Authorized by and implementing K.S.A. 1-202 and K.S.A. 75-1119; effective Jan. 1, 1966; amended Jan. 1, 1972; amended Jan. 1, 1974; amended May 1, 1978; amended May 1, 1985; amended Nov. 15, 2002.)

74-5-102. Integrity and objectivity. (a) In the performance of professional services, a certified public accountant or a licensed municipal public accountant shall maintain objectivity and integrity and shall not knowingly misrepresent facts or subordinate that accountant's judgment to others. In tax practice, a certified public accountant or a licensed municipal public accountant may

resolve doubt in favor of the client if there is reasonable support for that position.

(b) Each certified public accountant or licensed municipal accountant shall comply with rule 102 of the code of professional conduct, including the interpretations, as contained in the "AICPA professional standards" adopted by reference in K.A.R. 74-11-6. Rule 102, including the interpretations, shall be used in determining whether a certified public accountant's or licensed municipal accountant's integrity and objectivity have been maintained. (Authorized by and implementing K.S.A. 1-202 and K.S.A. 75-1119(a); effective Jan. 1, 1966; amended Jan. 1, 1974; amended May 1, 1978; amended May 1, 1985; amended Nov. 15, 2002.)

74-5-202. Auditing standards. (a) A certified public accountant or a licensed municipal public accountant shall not permit the accountant's name to be associated with financial statements in a way that implies the accountant is acting as an independent certified public accountant or licensed municipal public accountant with respect to the financial statements unless the accountant has complied with applicable, generally accepted auditing standards as interpreted by statements on auditing standards issued by the American institute of certified public accountants in the AICPA professional standards, as adopted by reference in K.A.R. 74-11-6, and the 2002 revised "Kansas municipal audit guide," prescribed by the municipal accounting section of the division of accounts and reports, department of administration, and hereby adopted by reference.

(b) Each accountant who does not conform to the standards specified in subsection (a) shall provide justification for this departure. (Authorized by and implementing K.S.A. 1-202 and K.S.A. 75-1119; effective Jan. 1, 1966; amended Jan. 1, 1972; amended Jan. 1, 1974; amended May 1, 1978; amended, E-82-27, Dec. 22, 1981; amended May 1, 1982; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended May 22, 1989; amended Jan. 7, 1991; amended July 13, 1992; amended Aug. 23, 1993; amended Sept. 26, 1994; amended Jan. 12, 1996; amended Sept. 25, 1998; amended Sept. 10, 1999; amended Nov. 17, 2000; amended Nov. 2, 2001; amended Nov. 15, 2002.)

74-5-302. Records. (a) Each certified public accountant shall furnish to that accountant's client or former client, upon request, a copy of the client's record, within a reasonable time after preparation of the document in question.

(b) Each client's record shall include the following documents:

- (1) The client's tax return;
- (2) a copy of any report issued by the certified public accountant on behalf of the client;
- (3) any document provided to the certified public accountant that was obtained from the client or received by the certified public accountant on the client's behalf;
- (4) adjusting journal entries with explanations;
- (5) working trial balances;
- (6) tax journal entries;
- (7) tax working trial balances;
- (8) deferred tax calculations;

(9) depreciation schedules; and

(10) balance sheet accounts that list items and balances.

(c) A certified public accountant shall not be required to honor subsequent requests for copies of a client's records if the certified public accountant has previously produced the requested document. The certified public accountant may charge a reasonable fee for additional documents.

(d) Records shall be provided in the medium in which they are requested, if the records exist in such a medium. A certified public accountant shall not be required to convert information that is not in electronic format to an electronic format.

(e) Except for documents identified in paragraph (b)(3), a certified public accountant may require that all fees be paid before providing copies of a client's record. (Authorized by and implementing K.S.A. 1-202; effective Jan. 1, 1966; amended Jan. 1, 1974; amended May 1, 1978; amended Nov. 2, 2001; amended Nov. 15, 2002.)

74-5-401. Acts discreditable to the profession. (a) A certified public accountant shall not commit any act discreditable to the profession.

(b) Each certified public accountant shall comply with rule 501 of the code of professional conduct, including the interpretations and rulings, as contained in the "AICPA professional standards" adopted by reference in K.A.R. 74-11-6. Rule 501, including the interpretations and rulings, may be used by the board in determining whether a certified public accountant has committed an act discreditable to the profession. (Authorized by and implementing K.S.A. 1-202; effective Jan. 1, 1966; amended Jan. 1, 1972; amended Jan. 1, 1974; amended May 1, 1978; amended Nov. 15, 2002.)

74-5-406. Firm names. (a) A certified public accountant shall not practice public accountancy under a firm name or advertise a firm name that includes descriptive words relating to the quality of services offered or that is misleading concerning the legal form or the persons who are partners, officers, members, managers, or shareholders of the firm.

(b) A firm name shall not be considered to be misleading solely because it contains words describing the geographical area in which the services are offered or words describing the type of services actually being performed by the certified public accountants who are owners, partners, officers, members, managers, or shareholders of the firm.

(c) A firm name or designation shall be considered to be misleading in any of the following instances:

- (1) The name contains a misrepresentation of facts.
- (2) The name is intended or likely to create false or unjustified expectations of favorable results.

(3) The name implies education, professional attainment, or licensing recognition of its owners, partners, officers, members, managers, or shareholders that is not supported by facts.

(4) The name of a firm that is a Kansas professional corporation or association, limited liability company, limited liability partnership, or general corporation does not

(continued)

include its full legal name each time the firm name is used.

(5) The terms “& Company,” “& Associate,” or “Group” are used, but the firm does not include, in addition to the named partner, shareholder, owner, or member, at least one other unnamed partner, shareholder, owner, member, or staff accountant holding both a Kansas certificate and a Kansas permit to practice.

(6) The plural term “& Associates” is used, but the firm does not include, in addition to the named partner, shareholder, owner, or member, at least two other unnamed partners, shareholders, owners, members, or staff accountants holding both a Kansas certificate and a Kansas permit to practice.

(7) The name of the firm contains the name or names of one or more former partners, shareholders, or owners without their written consent.

(d) A fictitious firm name shall be defined as a name that does not contain the name or names or the initials of one or more present or former partners, members, or shareholders. A fictitious firm name may be used by a firm if the name is registered with the board and is not false or misleading as determined by the board.

(e) A fictitious firm name that uses the terms “& Company,” “& Associate,” or “Group” shall be considered misleading if the firm has only one partner, shareholder, owner, or member and no other partner, shareholder, owner, member, or staff accountant holding both a Kansas certificate and a Kansas permit to practice.

(f) A fictitious firm name that uses the term “& Associates” shall be considered misleading if the firm has only one partner, shareholder, owner, or member and only one or no other partner, shareholder, owner, member, or staff accountant holding both a Kansas certificate and a Kansas permit to practice.

(g) Each firm that falls out of compliance with this regulation due to any change in firm ownership or personnel shall notify the board within 30 days after the change. A reasonable period of time may be granted by the board for a firm to take corrective action. (Authorized by and implementing K.S.A. 1-202; effective May 1, 1978; amended Oct. 8, 1990; amended Aug. 23, 1993; amended Jan. 12, 1996; amended Sept. 25, 1998; amended Sept. 10, 1999; amended Nov. 15, 2002.)

Article 7.—FIRM REGISTRATION

74-7-4. Firm registration; sole proprietors. Each certified public accountant who is an unincorporated sole proprietor shall complete a form provided by the board indicating whether the certified public accountant issues reports that are subject to peer review. This form shall be submitted with the permit renewal application and, if applicable, at the time of firm registration renewal. (Authorized by K.S.A. 1-202; implementing K.S.A. 1-202 and K.S.A. 1-308; effective Nov. 15, 2002.)

Article 11.—PEER REVIEW PROGRAM

74-11-6. Definitions. The following definitions shall be applicable whenever used throughout article 11 pertaining to peer reviews: (a) “AICPA” means the American institute of certified public accountants.

(b) “AICPA professional standards” means the “AICPA professional standards,” volumes 1 and 2, published by the American institute of certified public accountants, as in effect on June 1, 2002, which are hereby adopted by reference.

(c) “Firm” shall be as defined in K.S.A. 1-308 and amendments thereto.

(d) “Peer review” means a review of a firm’s accounting and auditing practice in accordance with the standards for performing and reporting on peer reviews.

(e) “Peer review team” means persons or organizations participating in the peer review program required by the regulations in article 11. This term shall specifically include the team captain, team members, the report acceptance committee, and the oversight body, but shall not include the board.

(f) “Standards for performing and reporting on peer reviews” means either of the following:

(1) The AICPA “statements on quality control standards” contained in volume two of the AICPA professional standards, as adopted by reference in this regulation; or

(2) standards published in the “AICPA SEC practice section reference manual” and in the “AICPA SEC practice section peer review program manual,” as in effect on June 1, 2002, which are hereby adopted by reference.

(g) “Substantially similar review” means a peer review conducted in accordance with the provisions of this regulation and subject to the following requirements:

(1) The peer review team shall be approved by a nationally recognized accounting organization as having the qualifications, training, and experience to perform the peer review function required by this regulation.

(2)(A) The peer review shall be conducted pursuant to peer review standards as issued by a nationally recognized peer review program that has received prior approval by the board and incorporates the requirements of this regulation; or

(B) the peer review shall be conducted pursuant to a written submission detailing the qualifications of the peer review team to conduct the peer review and providing a written plan for the peer review illustrating the means of compliance with this regulation with the prior specific approval of the board.

(3) Each peer review program that has been approved by the board shall include a review of each peer review by a report acceptance committee. The report acceptance committee shall consist of at least three members currently active in public practice at a supervisory level in the accounting and auditing function of a firm that has already had a peer review in compliance with either this regulation or requirements substantially similar to those of this regulation. (Authorized by and implementing K.S.A. 1-202 and K.S.A. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998; amended Sept. 10, 1999; amended Nov. 17, 2000; amended Nov. 2, 2001; amended Nov. 15, 2002.)

74-11-7. Renewal of a firm’s registration. (a) Each application for renewal of a firm’s registration shall include one of the following:

(1) A letter issued by the administering entity stating that peer review has been completed and including a due date for the next peer review; or

(2) a request for a waiver.

(b) If a firm has received a waiver pursuant to K.S.A. 1-501 and amendments thereto, before commencement of any attestation engagement, the firm shall have in place a system of internal quality control and shall notify the board. The firm shall provide a letter of completion to the board within 18 months after the date on which the report subject to peer review was issued.

(c) The letter of completion shall be valid until the due date for the next peer review specified in the letter of completion. (Authorized by K.S.A. 1-202; implementing K.S.A. 1-202 and K.S.A. 1-501; effective Feb. 14, 1994; amended Sept. 25, 1998; amended Nov. 2, 2001; amended Nov. 15, 2002.)

Susan L. Somers
Executive Director

Doc. No. 028570

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
4-1-17	Amended	V. 21, p. 1749
4-4-2	Amended	V. 21, p. 1749
4-13-9	Amended (T)	V. 21, p. 1174
4-13-9	Amended	V. 21, p. 1749
4-13-20 through 4-13-24	Amended (T)	V. 21, p. 1174, 1175
4-13-20 through 4-13-24	Amended	V. 21, p. 1749, 1750
4-13-33	Amended (T)	V. 21, p. 1175
4-13-33	Amended	V. 21, p. 1750
4-14-1	Revoked	V. 21, p. 1705
4-14-2	Revoked	V. 21, p. 1705
4-14-3	Revoked	V. 21, p. 1705
4-15-1	Revoked	V. 21, p. 1705
4-15-2	Revoked	V. 21, p. 1705
4-15-3	Revoked	V. 21, p. 1705
4-15-4 through 4-15-14	New	V. 21, p. 1705-1708
4-18-1	Revoked	V. 21, p. 1708
4-19-1	Amended (T)	V. 21, p. 1175
4-19-1	Amended	V. 21, p. 1750
4-25-1	Amended	V. 21, p. 1750

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
5-3-26	Amended	V. 21, p. 1704
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
26-8-1	Amended	V. 21, p. 1747
26-8-2	Amended (T)	V. 21, p. 1172
26-8-2	Amended	V. 21, p. 1747
26-8-3	Revoked (T)	V. 21, p. 1173
26-8-3	Revoked	V. 21, p. 1748
26-8-5	Amended (T)	V. 21, p. 1173
26-8-5	Amended	V. 21, p. 1748
26-8-6	Revoked (T)	V. 21, p. 1173
26-8-6	Revoked	V. 21, p. 1748
26-8-7	Amended (T)	V. 21, p. 1173
26-8-7	Amended	V. 21, p. 1748
26-8-8	Amended (T)	V. 21, p. 1173
26-8-8	Amended	V. 21, p. 1748
26-8-9	Revoked (T)	V. 21, p. 1173
26-8-9	Revoked	V. 21, p. 1748

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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
60-3-110	Amended	V. 21, p. 1764
60-3-112	Amended	V. 21, p. 1764
60-4-103	Amended	V. 21, p. 841
60-9-105	Amended	V. 21, p. 1765
69-9-107	Amended	V. 21, p. 1765
60-11-116	Amended	V. 21, p. 316
60-11-121	Amended	V. 21, p. 1767
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 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-8-4	Amended	V. 21, p. 1789
66-9-5	Amended	V. 21, p. 1789
66-10-1	Amended	V. 21, p. 1789
66-10-9	Amended	V. 21, p. 1789
66-10-10b	New	V. 21, p. 1789
66-10-13	Amended	V. 21, p. 1790
66-11-1a	New	V. 21, p. 1790
66-11-1b	New	V. 21, p. 1790

66-11-5	New	V. 21, p. 1790
66-14-6	Amended	V. 21, p. 1790

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
82-3-105	Amended	V. 21, p. 1750
82-3-113	Amended (T)	V. 21, p. 1175
82-3-113	Amended	V. 21, p. 1750
82-3-114	Amended (T)	V. 21, p. 1176
82-3-114	Amended	V. 21, p. 1751
82-3-117	Amended (T)	V. 21, p. 1176
82-3-117	Amended	V. 21, p. 1751
82-3-120	Amended (T)	V. 21, p. 1176
82-3-120	Amended	V. 21, p. 1751
82-3-311	Amended (T)	V. 21, p. 1178
82-3-311	Amended	V. 21, p. 1753
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
82-3-1000	through	
82-3-1012	New	V. 21, p. 1753-1763
82-4-22	Amended (T)	V. 21, p. 1329
82-4-22	Amended	V. 21, p. 1702

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-19	New	V. 21, p. 1814
86-3-15	Amended	V. 21, p. 1814

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-5-1	through	
88-5-4	Revoked	V. 21, p. 1705
88-6-1	Revoked	V. 21, p. 1705
88-6-2	Revoked	V. 21, p. 1705
88-6-3	Revoked	V. 21, p. 1705
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
88-24-1	New	V. 21, p. 1705
88-24-2	New	V. 21, p. 1705

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-146a	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
(By Board of Regents)		
91-10-1a	Revoked	V. 21, p. 1705
91-10-2	Revoked	V. 21, p. 1705

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-1-1	Revoked	V. 21, p. 332
92-1-2	Revoked	V. 21, p. 332

92-1-3	Revoked	V. 21, p. 332
92-5-4	Revoked	V. 21, p. 312
92-5-5	through	
92-5-10	Amended	V. 21, p. 312, 313
92-5-11	Revoked	V. 21, p. 313
92-5-12	Amended	V. 21, p. 313
92-5-13	Amended	V. 21, p. 313
92-8-20	Revoked	V. 21, p. 332
92-9-1	Amended	V. 21, p. 332
92-9-3	Amended	V. 21, p. 332
92-9-4	Amended	V. 21, p. 332
92-9-5	Amended	V. 21, p. 332
92-9-7	Revoked	V. 21, p. 332
92-11-1	through	
92-11-16	Revoked	V. 21, p. 332, 333
92-12-4	Amended	V. 21, p. 586
92-12-11	Amended	V. 21, p. 586
92-12-29	Revoked	V. 21, p. 586
92-12-47	Amended	V. 21, p. 586
92-12-56	Revoked	V. 21, p. 587
92-12-58	Amended	V. 21, p. 587
92-12-67	Amended	V. 21, p. 587
92-12-68	Revoked	V. 21, p. 587
92-12-105	Amended	V. 21, p. 587
92-12-106	Amended	V. 21, p. 587
92-12a-1	through	
92-12a-23	Revoked	V. 21, p. 333, 334
92-14-4	through	
92-14-9	Amended	V. 21, p. 334, 335
92-15-3	Amended	V. 21, p. 335
92-15-4	Amended	V. 21, p. 335
92-15-8	Amended	V. 21, p. 335
92-17-1	through	
92-17-6	Amended	V. 21, p. 313, 314
92-18-1	through	
92-18-7	Revoked	V. 21, p. 1307
92-19-2	Revoked	V. 21, p. 1311
92-19-2a	New	V. 21, p. 1311
92-19-6	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
92-22-24	Revoked	V. 21, p. 450
92-22-25	Amended	V. 21, p. 450
92-22-33	New	V. 21, p. 450
92-22-34	New	V. 21, p. 450
92-23-10	Amended	V. 21, p. 180
92-23-15	Amended	V. 21, p. 180
92-23-16	Amended	V. 21, p. 180
92-23-17	through	
92-23-23	New	V. 21, p. 181
92-23-25	New	V. 21, p. 181
92-23-30	New	V. 21, p. 181
92-23-31	New	V. 21, p. 182
92-23-38	Amended	V. 21, p. 182
92-23-38a	Amended	V. 21, p. 182
92-23-40	Amended	V. 21, p. 182
92-24-9	through	
92-24-15	Amended	V. 21, p. 314, 315
92-24-18	Amended	V. 21, p. 315
92-24-22	Amended	V. 21, p. 316
92-24-24	Amended	V. 21, p. 316
92-56-1	through	
92-56-5	Amended	V. 21, p. 1057-1059

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AGENCY 94: BOARD OF TAX APPEALS

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

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended (T)	V. 21, p. 1131
100-27-1	Amended	V. 21, p. 307
100-49-4	Amended (T)	V. 21, p. 1131

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-2-3	Amended	V. 21, p. 237
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
108-1-2	Amended	V. 21, p. 1055
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.

Reg. No.	Action	Register
111-2-4	Amended	V. 20, p. 1094
111-2-119 through 111-2-124	New	V. 20, p. 416-419
111-2-120	Amended	V. 20, p. 1094
111-2-124	Amended	V. 21, p. 590
111-2-125	New	V. 20, p. 573
111-2-126	New	V. 20, p. 573
111-2-127	Amended	V. 20, p. 937
111-2-128	New	V. 20, p. 1188
111-2-129	New	V. 20, p. 1343
111-2-130	New	V. 20, p. 1394
111-2-131	New	V. 20, p. 1778
111-2-132	New	V. 20, p. 1901
111-2-133	New	V. 20, p. 1901
111-2-134	New	V. 20, p. 1901
111-2-135	New	V. 21, p. 590
111-2-136	New	V. 21, p. 590
111-2-137	New	V. 21, p. 649
111-2-138	New	V. 21, p. 692
111-2-139	New	V. 21, p. 747
111-2-140	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
111-4-1795 through 111-4-1813	New	V. 20, p. 40-47
111-4-1801	Amended	V. 20, p. 1095
111-4-1803	Amended	V. 20, p. 1095
111-4-1805a	New	V. 20, p. 1095

111-4-1814 through 111-4-1823	New	V. 20, p. 419-427
111-4-1818	Amended	V. 20, p. 575
111-4-1824	New	V. 20, p. 575
111-4-1825 through 111-4-1839	New	V. 20, p. 937-942
111-4-1828	Amended	V. 20, p. 1096
111-4-1832	Amended	V. 20, p. 1344
111-4-1840 through 111-4-1844	New	V. 20, p. 1096-1100
111-4-1845 through 111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
111-4-1851	New	V. 20, p. 1345
111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
111-4-1854 through 111-4-1870	New	V. 20, p. 1395-1405
111-4-1864	Amended	V. 20, p. 1569
111-4-1866	Amended	V. 20, p. 1570
111-4-1867	Amended	V. 20, p. 1601
111-4-1869	Amended	V. 20, p. 1601
111-4-1871	New	V. 20, p. 1571
111-4-1872	New	V. 20, p. 1572
111-4-1873	New	V. 20, p. 1572
111-4-1874 through 111-4-1877	New	V. 20, p. 1779-1781
111-4-1877	Amended	V. 20, p. 1902
111-4-1878 through 111-4-1885	New	V. 20, p. 1902-1906
111-4-1886 through 111-4-1889	New	V. 21, p. 183-185
111-4-1890 through 111-4-1893	New	V. 21, p. 591-593
111-4-1894 through 111-4-1900	New	V. 21, p. 649-655
111-4-1894	Amended	V. 21, p. 1276
111-4-1901 through 111-4-1921	New	V. 21, p. 692-702
111-4-1910	Amended	V. 21, p. 747
111-4-1911	Amended	V. 21, p. 747
111-4-1913	Amended	V. 21, p. 748
111-4-1922	New	V. 21, p. 748
111-4-1923	New	V. 21, p. 749
111-4-1924 through 111-4-1932	New	V. 21, p. 1329-1337
111-4-1929	Amended	V. 21, p. 1522
111-4-1933 through 111-4-1938	New	V. 21, p. 1523-1526
111-5-23	Amended	V. 20, p. 428
111-5-24	Amended	V. 20, p. 428
111-5-27	Amended	V. 20, p. 429
111-5-28	Amended	V. 21, p. 1528
111-5-30	Amended	V. 21, p. 1529
111-5-78	Amended	V. 21, p. 751
111-5-79 through 111-5-91	New	V. 21, p. 1278-1281
111-5-82	Amended	V. 21, p. 1529
111-5-83	Amended	V. 21, p. 1529
111-5-92 through 111-5-98	New	V. 21, p. 1339-1341
111-5-96	Amended	V. 21, p. 1530
111-5-97	Amended	V. 21, p. 1531

111-6-5	Amended	V. 21, p. 1531
111-7-119 through 111-7-127	Amended	V. 21, p. 594-597
111-7-123	Amended	V. 21, p. 1531
111-7-126	Amended	V. 21, p. 1532
111-7-134	Amended	V. 20, p. 429
111-7-152	Amended	V. 20, p. 49
111-7-158 through 111-7-162	New	V. 20, p. 577
111-7-159	Amended	V. 20, p. 1101
111-7-162	Amended	V. 20, p. 944
111-7-163 through 111-7-170	New	V. 20, p. 1101-1103
111-7-165	Amended	V. 20, p. 1194
111-7-171 through 111-7-175	New	V. 20, p. 1782, 1783
111-7-176 through 111-7-180	New	V. 21, p. 656, 657
111-7-181	New	V. 21, p. 1563
111-8-101 through 111-8-126	New	V. 20, p. 1573-1579
111-9-111	New	V. 20, p. 1406
111-9-112	Amended	V. 20, p. 1579
111-9-113	Amended	V. 21, p. 186
111-9-114	New	V. 21, p. 657
111-9-115	New	V. 21, p. 702
111-9-116	New	V. 21, p. 703
111-9-117	New	V. 21, p. 1533

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 21, p. 1557
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
115-5-1	Amended	V. 21, p. 1137
115-5-2	Amended	V. 21, p. 1138
115-5-3	Amended	V. 21, p. 1138
115-7-1	Amended	V. 21, p. 1558
115-7-2	Amended	V. 21, p. 1559
115-7-7	New	V. 21, p. 1559
115-9-4	Amended	V. 21, p. 177
115-11-1	Amended	V. 21, p. 177
115-11-2	Amended	V. 21, p. 177
115-13-3	Amended	V. 21, p. 1560
115-13-4	Amended	V. 21, p. 1560
115-16-5	New	V. 21, p. 1138
115-16-6	New	V. 21, p. 1139
115-17-11	Amended	V. 21, p. 1561
115-17-12	Amended	V. 21, p. 1562
115-17-13	Amended	V. 21, p. 1562
115-18-7	Amended	V. 21, p. 453
115-18-13	Amended	V. 21, p. 1562
115-18-14	Amended	V. 21, p. 1563

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-6-1	Amended	V. 21, p. 658
117-8-1	Amended	V. 21, p. 659

AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-5-1 through 118-5-10	New	V. 21, p. 1205-1208

AGENCY 126: UNMARKED BURIAL SITES PRESERVATION BOARD

Reg. No.	Action	Register
126-1-1	New	V. 21, p. 1792
126-1-2	New	V. 21, p. 1792