

Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

State Banking Board

Notice of 2003 Meeting Schedule

To comply with the notice required by K.S.A. 75-4318, the following is a list of tentative dates of State Banking Board meetings for 2003. The Banking Board meets at 9 a.m. in the conference room of the Office of the State Bank Commissioner, Suite 300, Jayhawk Tower, 700 S.W. Jackson, Topeka. The board reviews matters relating to its supervisory authority as set forth in K.S.A. 9-1801 et seq., and amendments thereto, and carries out its function of serving in an advisory capacity to the Office of the State Bank Commissioner, pursuant to K.S.A. 74-3006, and amendments thereto. All interested individuals and organizations are invited to attend. If there are questions or concerns regarding the meetings, contact the Office of the State Bank Commissioner at (785) 296-2266.

2003 Meeting Dates

January 27	July 21
February 24	August 18
March 17	September 15
April 21	October 20
May 19	November 17
June 16	December 15

Franklin Nelson
State Bank Commissioner

Doc. No. 028835

State of Kansas

State Conservation Commission

Notice of Meeting

The State Conservation Commission will meet at 9 a.m. Monday, February 3, in the commission's conference room, 109 S.W. 9th, Suite 500, Topeka. A copy of the agenda may be obtained by contacting Cathy Greene, 109 S.W. 9th, Suite 500, Topeka, 66612-1215, (785) 296-3600. If special accommodations are needed, please contact the agenda at least three days in advance of meeting date.

Tracy Streeter
Executive Director

Doc. No. 028829

State of Kansas

State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a detention dam, Site 9-29 in Nemaha County, will be received by the Nemaha-Brown Watershed Joint District No. 7 at the district office, 612 Community Drive, Seneca, 66538, until 10 a.m. January 24, and then opened. A copy of the invitation for bids and the plans and specifications can be obtained from the district office, (785) 336-6044. There is a \$50 non-refundable charge for each set of plans and specifications.

Tracy D. Streeter
Executive Director

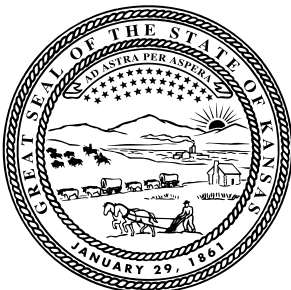
Doc. No. 022839

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State of Kansas

Wildlife and Parks Commission

Notice of Hearing of Proposed
Administrative Regulations

A public hearing will be conducted by the Wildlife and Parks Commission at 7 p.m. Thursday, March 20, at the First United Methodist Fellowship Hall, 300 W. Main, Osborne, to consider the approval and adoption of proposed regulations of the Kansas Department of Wildlife and Parks.

A workshop meeting on business of the Wildlife and Parks Commission will begin at 1:30 p.m. March 20 at the same location. The meeting will recess at 5 p.m., then resume at 7 p.m. at the same location for the regulatory hearing. There will be public comment periods at the beginning of the afternoon and evening meetings for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete the hearing or other business matters, the commission will reconvene at 9 a.m. March 21 at the same location.

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 Sheila Kemmis, commission secretary, at (620) 672-5911. Persons with a hearing impairment may call the TDD service at 1-800-766-3777 to request special accommodations.

This 60-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on proposed administrative regulations. All interested parties may submit written comments prior to the hearing to the chairman of the commission, Kansas Department of Wildlife and Parks, 1020 S. Kansas Ave., Suite 200, Topeka, 66612. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for approving, amending and approving, or rejecting the proposed regulations.

The administrative regulations that will be heard during the regulatory hearing portion of the meeting are as follows:

K.A.R. 115-2-1. This regulation establishes fees for licenses, permits and other issues of the department. The proposed changes would increase nonresident associate guide permit fees to \$400.

Economic Impact Summary: There would be some economic impact on nonresident commercial guide applicants. There would be no substantial economic impact on the department, other agencies or the remaining public.

K.A.R. 115-4-6. This regulation establishes deer management units. Proposed changes would move Fort Riley into deer management unit 8 and create two urban area deer units.

Economic Impact Summary: There would be no substantial economic impact on the department, other agencies or the public.

K.A.R. 115-4-11. This regulation establishes provisions applicable to big game permit applications. Proposed changes would establish a priority draw system for any limited number deer permit.

Economic Impact Summary: There would be no substantial economic impact on the department, other agencies or the public.

K.A.R. 115-17-6. This regulation establishes commercial mussel fishing licenses. Proposed changes would establish a mussel salvage permit.

Economic Impact Summary: There would be no substantial economic impact on the department, other agencies or the public.

K.A.R. 115-17-7. This regulation establishes commercial mussel harvest legal species, seasons, size restrictions, daily limits and possession limits. Proposed changes would allow salvage of mussels when a salvage order has been issued or by posted notice in an area.

Economic Impact Summary: There would be no substantial economic impact on the department, other agencies or the public.

K.A.R. 115-17-8. This regulation establishes legal equipment, taking methods and general provisions for commercial harvest of mussels. Proposed changes would allow the salvage of mussels when a salvage order has been issued or by posted notice in an area.

Economic Impact Summary: There would be no substantial economic impact on the department, other agencies or the public.

K.A.R. 115-17-9. This regulation establishes open areas for commercial mussel fishing. Proposed changes would allow the salvage of mussels when a mussel salvage order has been issued or by posted notice in an area.

Economic Impact Summary: There would be no substantial economic impact on the department, other agencies or the public.

K.A.R. 115-18-10. This regulation establishes importation and possession restrictions for certain wildlife. The proposed changes would add the entire family Channidae, containing all 28 species of snakehead fish, to the prohibited species list.

Economic Impact Summary: There will be a negative impact on pet stores and food markets that currently sell the fish. There would be no substantial economic impact on the department, other agencies or the remaining public.

John R. Dykes
Chairman

Doc. No. 028840

State of Kansas

Social and Rehabilitation Services

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Friday, March 21, in Room 481-West, Docking State Office Building auditorium, 915 S.W. Harrison, Topeka, to consider the adoption of amendments to existing rules and regulations on a permanent basis effective May 1, 2003. Telephone conference will not be available.

This 60-day notice of the public hearing shall constitute a public comment period for the proposed regulations. All interested parties may submit written comments prior to or during the public hearing to Hope Burns, Office of the Secretary for SRS, Docking State Office Building, Room 603-N, 915 S.W. Harrison, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views, but it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Hope Burns at (785) 296-3969 or by calling the Kansas Relay Center at 1-800-766-3777.

The adoption of the regulations will take place at 11 a.m. Wednesday, March 26, in the SRS executive conference room, 603-N, Docking State Office Building. Telephone conference will not be available.

Copies of the regulations and the economic impact statement may be obtained by contacting Hope Burns. A summary of the proposed regulations and the economic impact follows:

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

30-5-81u. General hospital groups under the diagnosis-related group (DRG) reimbursement system. The proposed change to this regulation would reduce rates paid to out-of-state hospitals for providing Medicaid services by moving them from the group one category to the group two category. This change is needed at this time to help meet the agency's current budget situation and to comply with the allotment imposed by the Governor in November 2002.

Federal Mandate: This regulation change is not federally mandated.

Economic Impact: It is expected that this change would reduce Medicaid expenditures by \$40,000 SGF (\$100,000 all funds) in FY 2003 and by \$160,000 SGF (\$400,000 all funds) in FY 2004.

Bearer of Cost: Out-of-state hospitals.

Affected Parties: Out-of-state hospitals.

Other Methods: The entire agency budget was thoroughly reviewed, evaluated and prioritized in an effort to make reductions necessary to stay within available funding while still providing services essential to the agency's mission. This is one of numerous reductions determined necessary to reach the required savings.

30-5-102. Scope of optometric and optical services. The proposed change to this regulation limits optometric

and optical services to KAN Be Healthy participants only. This change is needed at this time to help meet the agency's current budget situation and to comply with the allotment imposed by the Governor in November 2002.

Federal Mandate: This regulation change is not federally mandated.

Economic Impact: It is expected that this change would reduce Medicaid expenditures by \$208,333 SGF (\$458,000 all funds) in FY 2003 and \$500,000 SGF (\$1,100,000 all funds) in FY 2004.

Bearer of Cost: Medicaid recipients.

Affected Parties: Medicaid recipients and providers.

Other Methods: The entire agency budget was thoroughly reviewed, evaluated and prioritized in an effort to make reductions necessary to stay within available funding while still providing services essential to the agency's mission. This is one of numerous reductions determined necessary to reach the required savings.

30-5-105. Scope of hearing services. The proposed change to this regulation limits hearing services to KAN Be Healthy participants only. This change is needed at this time to help meet the agency's current budget situation and to comply with the allotment imposed by the Governor in November 2002.

Federal Mandate: This regulation change is not federally mandated.

Economic Impact: It is expected that this change would reduce Medicaid expenditures by \$83,000 SGF (\$167,000 all funds) in FY 2003 and \$200,000 SGF (\$400,000 all funds) in 2004.

Bearer of Cost: Medicaid recipients.

Affected Parties: Medicaid recipients and providers.

Other Methods: The entire agency budget was thoroughly reviewed, evaluated and prioritized in an effort to make reductions necessary to stay within available funding while still providing services essential to the agency's mission. This is one of numerous reductions determined necessary to reach the required savings.

Article 6.—MEDICAL ASSISTANCE PROGRAM—CLIENTS' ELIGIBILITY FOR PARTICIPATION

30-6-103. Determined eligibles, protected income levels. This regulation is being amended to reduce the monthly protected income level for persons in the home- and community-based services (HCBS) program to \$645. The programs affected by this change include those that serve the frail elderly, developmentally disabled, physically disabled and head injured.

Economic Impact: This change will result in decreased expenditures of \$1,043,552 (\$415,334 SGF) in FY 2003 and \$4,174,200 (\$1,661,331 SGF) in FY 2004.

Affected Parties:

1. This change will lower the amount that beneficiaries are allowed to keep from their monthly income for purposes of paying such expenses as housing, utilities, food and transportation. It results in having to pay an average of \$516/year more for medical care. The number of beneficiaries impacted is more than 5,300.
2. A few consumers could lose eligibility for waiver services due to the increase.
3. Providers of waiver services may be impacted if some consumers are unable to pay the increase in medical care costs.

Other Methods: Other methods of achieving the same budget savings that this change entails were considered. This method was ultimately chosen as having a lesser negative impact in relation to the total number of HCBS consumers and the dollar value of the income level reduction as well as helping to prevent more substantive services cuts that may have otherwise been taken in both fiscal year 2003 and 2004.

**Article 14.—CHILDREN'S HEALTH
INSURANCE PROGRAM**

30-14-28. Premium payment requirement. The proposed change to this regulation increases HealthWave premium payments. Premiums are \$30 per month per family where family income is between 151% and 175% of FPL and \$45 per month per family where family income is between 176% and 200% of FPL. This change is needed at this time to help meet the agency's current budget situation and to comply with the allotment imposed by the Governor in November 2002.

Federal Mandate: This regulation change is not federally mandated.

Economic Impact: It is expected that this change would reduce Title 21 (SCHIP) expenditures by \$91,620 SGF (\$328,650 all funds) in FY 2003 and \$714,453 SGF (\$2,252,000 all funds) in FY 2004.

Bearer of Cost: HealthWave recipients whose eligibility is conditional on premium payment.

Affected Parties: HealthWave recipients.

Other Methods: The entire agency budget was thoroughly reviewed, evaluated and prioritized in an effort to make reductions necessary to stay within available funding while still providing services essential to the agency's mission. This is one of numerous reductions determined necessary to reach the required savings.

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 028847

**State of Kansas
Kansas Development Finance Authority**

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, January 30, in the conference room in the office of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the Kansas Development Finance Authority to issue approximately \$7,250,000 principal amount of Housing Development Revenue Bonds for Topeka Lutheran Home Association III LLC, a Kansas Limited liability company, or an affiliated entity (the developer). The bonds will be issued, pursuant to K.S.A. 74-8901 *et seq.*, to finance the costs of rehabilitation of an existing 199-unit elderly affordable housing complex to be operated as Luther Place I & II Apartments and located in Topeka, Shawnee County, Kansas, and related improvements and equipment to be used for public housing purposes (the project).

The bonds, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not

constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will the bonds constitute an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bonds will be payable solely from amounts received from the developer, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bonds when they become due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the Authority at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the Authority.

Jack H. Brier
President

Doc. No. 028827

**State of Kansas
Kansas Development Finance Authority**

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, January 30, in the conference room in the office of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the Kansas Development Finance Authority to issue approximately \$9,000,000 principal amount of Housing Development Revenue Bonds for Oak Terrace Apartments or an affiliated entity (the developer). The bonds will be issued, pursuant to K.S.A. 74-8901 *et seq.*, to finance the costs of construction of a 120-unit garden apartment complex to be operated as the Oak Terrace Apartments and located at the intersection of 86th Street and State Avenue in Kansas City, Wyandotte County, Kansas, and related improvements and equipment to be used for public housing purposes (the project).

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

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the Authority at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the Authority.

Jack H. Brier
President

Doc. No. 028828

State of Kansas

Commission on Veterans' Affairs

Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet by telephone at 1 p.m. Friday, January 24. The public is invited to attend the meeting at the KCVVA central office, Suite 701, Jayhawk Tower, 700 S.W. Jackson, Topeka; or at the superintendent's office at the Eisenhower Administration Building at the Kansas Soldiers' Home in Fort Dodge or the Timmerman Administration Building at the Kansas Veterans' Home in Winfield. For further information, call (785) 296-3976.

Stoney Wages
Executive Director

Doc. No. 028833

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, January 30, in the office of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

Project No. 557—Maximum Principal Amount: \$146,192.89. Owner/Operator: Dustin Nothorn. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at the Southwest Quarter of Section 30, Township 26, Range 27, Gray County, Kansas, approximately 4 miles south and 1 mile east of Cimarron.

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

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the Authority at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the Authority.

Any individual affected by the above-described project may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal

to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Jack H. Brier
President

Doc. No. 028821

State of Kansas

Department of Health
and Environment

Notice of Hearing

The Kansas Department of Health and Environment has prepared a proposed Kansas Water Pollution Control Permit, A-SHDK-B018, for Jim Anderson, located near Hope. Jim Anderson's proposed permit is for the confined feeding of 900 head of cattle weighing less than 700 pounds (450 animal units). The existing facility is located in the NE/4 of Section 34, Township 15S, Range 03E in Dickinson County. The public was informed of the availability of the proposed permit for Jim Anderson through Public Notice No. KS-AG-02-284 dated November 14, 2002.

In conformance with K.A.R. 28-16-61, a public hearing on KDHE's intention to issue the proposed permit has been scheduled at 6 p.m. Tuesday, February 18, at the American Legion Hall, Main St., Hope.

Copies of Jim Anderson's application, the proposed KDHE permit and other pertinent documents may be requested by contacting Glenda Newquist, Kansas Department of Health and Environment, Bureau of Water, Livestock Waste Management Section, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367, (785) 296-6432 or fax (785) 296-5509. Appropriate copying charges will be assessed for each request. In addition, the same documents may be viewed at the KDHE North Central District Office at 2501 Market Place, Suites D and E, Salina.

Persons wishing to comment on the proposed permit may do so at the public hearing or may submit written statements to the address above by February 18. It is recommended that persons wishing to present oral testimony at the public hearing supply the hearing officer with a written copy of the testimony.

Any individual with a disability may request accommodation in order to participate in the public hearing process and may request the proposed permit in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting KDHE at the address above.

The Secretary of Health and Environment will make a final permit decision after consideration of all requirements of state statutes and regulations and comments received during the public notice and public hearing processes.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028846

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Salina Municipal Solid Waste Landfill has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

Salina Municipal Solid Waste Landfill owns and operates a solid waste landfill located at 4292 S. Burma Road, Salina.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE/North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permit and supporting documentation, contact Adam W. Kice, (785) 296-1691, at the KDHE central office; or Craig Forsberg, (785) 827-9639, at the KDHE/North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Adam W. Kice, 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 February 17.

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 February 17 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this

notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Gary Schlicht, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028831

State of Kansas

Department of Health
and EnvironmentNotice Concerning Kansas
Water Pollution Control Permits

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

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

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

Public Notice No. KS-AG-03-013
Application(s) for New or Expansion of
Existing Swine Facilities

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Valley View Ranch 69 Deer Road Clifton, KS 66937	Valley View Ranch 69 Deer Road Clifton, KS 66937
Legal Description	Receiving Water
E/2 of Section 34, T05S, R01E, Washington County Kansas Permit No. A-LRWS-H001 Federal Permit No. KS0116424	Lower Republican River Basin

This is an application for a permit for modification at an existing swine facility. The subject facility is located in the East Half of Section 34, Township 5 South, Range 1 East of Washington County. The facility is converting from a breeding to finish operation to a wean to finish operation. All animals will be housed in existing buildings. The facility is remodeling two existing buildings for composting and one existing building from breeding to finishing. No new construction at the facility is planned. The facility's proposed animal capacity is a maximum of 3,575 head of swine weighing more than 55 pounds

(continued)

[1,430 animal units (a.u.)], and 2,100 head of swine weighing less than 55 pounds (210 a.u.) for a total of 5,675 head 1,640 (a.u.) of swine. A new or modified permit will not be issued without additional public notice.

Public Notice No. KS-AG-03-014/017

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Bartels Kennel 730 13th Road Marysville, KS 66508	NW/4 of Section 06, T02S, R08E, Marshall County	Big Blue River Basin

Kansas Permit No. A-BBMS-K001

This is a new permit for an existing facility that is expanding by adding 210 dogs to the existing operation of 200 dogs, for a new total of 410 dogs.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
James L. Becker 9445 344th Road Lancaster, KS 66041	SW/4 of Section 36, T04S, R18E, Brown County	Missouri River Basin

Kansas Permit No. A-MOBR-S038

This is a permit renewal for an existing facility for 250 head (100 animal units) of swine greater than 55 pounds and 300 head (30 animal units) of swine 55 pounds or less, for a total of 130 animal units.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Jim Mitten Trucking, Inc. 3660 U.S. 40 Oakley, KS 67748	SE/4 of Section 12, T11S, R32W, Logan County	Smoky Hill River Basin

Kansas Permit No. A-SHLG-T001

This is a new permit for a change in ownership of an existing truck wash facility utilized for washing a maximum of 15 trucks per week.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to pursuant to K.A.R. 28-18-12 and 13.

Name and Address of Applicant	Legal Description	Receiving Water
Terry George Dairy Cattle 32175 W. 183rd St. Gardner, KS 66030	NW/4 of Section 34, T14S, R22E, Johnson County	Marais des Cygnes River Basin

Kansas Permit No. A-MCJO-M007

This is a new permit and name change for an existing facility that is modifying its operation by eliminating all swine (298 animal units) and by adding 140 head (140 animal units) of dairy heifers to the existing operation of 80 head (112 animal units) of dairy cows for a new total of 252 animal units.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Public Notice No. KS-03-003/004

Name and Address of Applicant	Waterway	Type of Discharge
General Electric Engine Services, Inc. P.O. Box 797 Arkansas City, KS 67005	Walnut River via Posey Creek	Treated Groundwater

Kansas Permit No. I-WA18-PO04 Federal Permit No. KS0000931

Facility Name: GE Engine Services, Inc. (GEES, Inc.)

Legal: E½, S19, T33S, R4E, Cowley County

Facility Description: The proposed action is to modify and reissue an existing permit for operation of an existing groundwater remediation project. Contaminated groundwater from two recovery wells is treated in air stripping towers prior to discharge to Posey Creek. The total discharge to Posey Creek is 175 gpm. A third well and stripping tower is no longer being used. The proposed permit includes limits for 1,1-Dichloroethylene, Cis 1,2-Dichloroethylene, Trichloroethylene, Tetrachloroethylene and pH. Monitoring of volatile organic chemicals and 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.

Name and Address of Applicant	Waterway	Type of Discharge
Wellsville, City of P.O. Box 455 Wellsville, KS 66092	Walnut Creek	Treated Domestic Wastewater

Kansas Permit No. M-MC48-OO02 Federal Permit No. KS0097110

Legal: SE¼, SW¼, S28, T15S, R21E, Franklin County

Facility Description: The proposed action is to issue a new permit for operation of a new 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 dissolved oxygen, total phosphorus, total nitrogen and effluent flow also will be required. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with its permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Public Notice No. KS-ND-03-002

Name and Address of Applicant	Legal Location	Type of Discharge
Jefferson County Commissioners Jefferson County Health Dept. 1212 Walnut U.S. Highway 59 Oskaloosa, KS 66066-4200	NE¼, NW¼, NE¼, S27, T10S, R17E, Jefferson County	Nonoverflow

Kansas Permit No. M-KS56-NO05

Facility Name: Jefferson County Sewer District #5 (Hickory Acres)

Facility Location: Meridan, KS 66512

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating domestic wastewater. This facility is a nondischarging facility with irrigation. Included in this permit is a supplemental condition covering requirements for irrigation. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Persons wishing to comment on or object to the draft permits and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process.

Comments or objections should be submitted to the attention of Glenda Newquist for agricultural permits or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft permit or application notice postmarked or received on or before February 15 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-03-013/017, KS-03-003/004, KS-ND-03-002) 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. 028848

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit and amending previously issued construction approval. Butler County Landfill has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance. Notice also is given that certain requirements in the construction approval dated March 19, 2002, are being modified by a modification of approval conditions.

Butler County Landfill, El Dorado, owns and operates a municipal solid waste landfill located at Section 28, Township 26 South, Range 5 East, Butler County.

A copy of the proposed permit, permit application, all supporting documentation, all information relied upon during the permit application review process, and a copy of the modification of approval conditions are available for a 30-day public review 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 either document, contact Adam W. Kice, (785) 296-1691, at the KDHE central office; or David Butler, (316) 337-6020, at the KDHE/South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the documents to Adam W. Kice, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating final document decisions, written comments must be received by the close of business February 17.

A person may request a public hearing be held on the proposed documents. 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 February 17 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact

(continued)

KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Gary Schlicht, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028844

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed modification to an air quality operating permit. National By-Products, Inc. has applied for a Class II operating permit modification in accordance with the provisions of K.A.R. 28-19-544. Emissions of oxides of sulfur (SO_x), oxides of nitrogen (NO_x), carbon monoxide (CO), volatile organic compounds (VOCs) and particulate matter equal to or less than 10 microns in diameter (PM₁₀) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

National By-Products, Inc., Des Moines, Iowa, owns and operates an animal by-products rendering facility located at 2050 N. Mosely St., Wichita, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the Wichita-Sedgwick County Department of Community Health, 1900 E. 9th, Wichita. To obtain or review the proposed permit and supporting documentation, contact Xiao Wu, (785) 296-1615, at the KDHE central office; or Randy Owen, (316) 268-8448, at the Wichita-Sedgwick County Department of Community Health. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Xiao Wu, 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 February 17.

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 February 17 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028834

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed modification to an air quality operating permit. Center Terminal Company has applied for a Class II operating permit modification in accordance with the provisions of K.A.R. 28-19-544. Emissions of volatile organic compounds (VOCs) and hazardous air pollutants (HAPs) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Center Terminal Company, St. Louis, Missouri, owns and operates a petroleum products storage and truck loading facility located at 7452 N. Meridian, Valley Center, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the Wichita-Sedgwick County Department of Community Health, 1900 E. 9th, Wichita. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office; or Randy Owen, (316) 268-8448, at the Wichita-Sedgwick County Department of Community Health. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Allen, 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 February 17.

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 February 17 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028845

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Astro Cap Manufacturing West, Inc. has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

Astro Cap Manufacturing West, Inc., Dexter, Michigan, owns and operates a fiberglass truck component manufacturing facility located at 210 S. Catalpa, Garnett, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Ann L. Spitz, (785) 291-3271, at the KDHE central office; or Lynelle Stranghoner, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Ann L. Spitz, 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 February 17.

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 February 17 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this

notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Gary Schlicht, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028832

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Eaton Corporation has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of volatile organic compounds were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Eaton Corporation owns and operates a hydraulic pump and motor manufacturing facility at 3401 E. 4th Ave., Hutchinson.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE/South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact David Behzadpour, (785) 291-3278, at the KDHE central office; or David Butler, (316) 337-6020, at the KDHE/South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to David Behzadpour, 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 February 17.

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 February 17 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028838

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Havens Steel Company has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

Havens Steel Company, Kansas City, Missouri, owns and operates a fabricated structural metal manufacturing facility located at 2001 Davis Ave., Ottawa, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE Northeast District Office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office; or Pat Simpson, (785) 842-4600, at the KDHE Northeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Allen, 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 February 17.

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 February 17 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA 45-day review period. If the EPA waives its 45-day review period, the 60-day public petition period will start directly after the 30-day public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was im-

practicable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Gary Schlicht, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Clyde D. Graeber
Secretary of Health
and Environment

Doc. No. 028849

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, January 28, 2003

05791

Emporia State University—Cleaning Chemicals and Supplies

05808

Department of Transportation—Bituminous Plant Mixture (District 1)

05813

Lansing Correctional Facility—Ready Mix Concrete

Wednesday, January 29, 2003

05803

Department of Revenue—IBM Toner Cartridges and Usage Kits

Friday, January 31, 2003

05739

Statewide—Bakery Products

Monday, February 3, 2003

05793

Department of Administration—Division of Facilities Management—Pest Control Services

Thursday, February 6, 2003

05769

Department of Social and Rehabilitation Services—Real Choices Grant Administration

Thursday, February 13, 2003

05788

University of Kansas—Campuswide Wireless Voice Data Service

John T. Houlihan
Director of Purchases

Doc. No. 028850

State of Kansas

Department of Agriculture

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9 a.m. Wednesday, March 19, in Room 401 of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka, to consider the adoption of a new rule and regulation of the Plant Protection & Weed Control Program.

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 rule and regulation. All interested parties may submit written comments prior to the hearing to the Secretary of Agriculture, 109 S.W. 9th, 4th Floor, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation 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.

The regulation is proposed for adoption on a permanent basis. A summary of proposed regulation and its economic and environmental impact follows.

Proposed new **K.A.R. 4-8-43** sets up the process by which a county may petition the secretary for a declaration as a sericea lespedeza disaster area. Sericea lespedeza is a noxious weed in Kansas. The regulation contains the list of information to be included in the petition and the criteria used by the secretary to make the determination of whether a county qualifies as a sericea lespedeza disaster area.

The economic impact on other government agencies is thought to be minimal. The entities named in the regulation will have to invest time in gathering data and preparing the petition. The overall economic benefit will be positive to the county both from obtaining additional funds to help in controlling sericea lespedeza and the enhancement of grass production resulting from the increased control of sericea lespedeza.

Sericea lespedeza displaces native grasses and forbs reducing the quality and quantity of forage available to livestock and wildlife. Preventing the spread of sericea lespedeza by timely treatment is the most cost effective and environmentally safe method of reducing its impact in the state.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic and environmental impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Leslie Garner at (785) 296-4623 or fax (785) 368-6668. Handicapped parking is located on the southwest corner of 9th and Kansas Ave., and the north entrance to the building is accessible to individuals with disabilities.

Copies of the regulation and the economic and environment impact statements may be obtained from by contacting the Department of Agriculture.

Jamie Clover Adams
Secretary of Agriculture

Doc. No. 028820

(Published in the Kansas Register January 16, 2003.)

Summary Notice of Bond Sale
City of Oakley, Kansas
\$121,000General Obligation Bonds, Series 2003
(General obligation bonds payable from
unlimited ad valorem taxes)**Bids**

Subject to the notice of bond sale dated January 6, 2003, written bids will be received by the clerk of the City of Oakley, Kansas (the issuer), on behalf of the governing body at 209 Hudson Ave., Oakley, KS 67748-1725, until 5 p.m. February 3, 2003, for the purchase of \$121,000 principal amount of General Obligation Bonds, Series 2003. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$1,000 (or such amount added to \$5,000 or any integral multiple thereof). The bonds will be dated February 15, 2003, and will become due on December 1 in the years as follows:

Year	Principal Amount
2005	\$6,000
2006	5,000
2007	5,000
2008	5,000
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 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

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 \$2,420 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about

(continued)

February 27, 2003, to DTC for the account of the successful bidder or at such bank or trust company in the contiguous United States as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2002 is \$11,286,848. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$1,036,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (785) 672-3611, fax (785) 672-3324; or from the financial advisor, Ranson Financial Consultants, L.L.C., 120 S. Market, Suite 200, Wichita, KS 67202, Attention: John Haas, (316) 264-3400, fax (316) 265-5403.

Dated January 6, 2003.

City of Oakley, Kansas

Doc. No. 028851

(Published in the Kansas Register January 16, 2003.)

Revised

Summary Notice of Bond Sale Unified School District No. 231

Johnson County, Kansas

\$6,000,000

General Obligation School Bonds, Series 2003-A

(General obligation bonds payable from
unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale and preliminary official statement dated December 16, 2002, bids will be received by the director of business of Unified School District No. 231, Johnson County, Kansas (the issuer), on behalf of the Board of Education at the school district office, 231 E. Madison, Gardner, Kansas, until 1 p.m. Monday, January 27, 2003, for the purchase of \$6,000,000 principal amount of General Obligation School Bonds, Series 2003-A. Bids will be received (1) in the case of sealed and facsimile bids, by the director of business at the address and fax number hereafter set forth, and (2) in the case of electronic bids, through *PARITY* electronic bid submission system. The school district and the school district's financial advisor shall not be responsible for any failure, misdirection, delay or error in the means of transmission selected by the bidder. 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 initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated February 1, 2003, and will become due on October 1 in the years as follows:

Year	Amount
2004	\$215,000
2005	230,000
2006	240,000
2007	250,000
2008	260,000
2009	265,000
2010	275,000
2011	285,000
2012	295,000
2013	305,000
2014	315,000
2015	330,000
2016	345,000
2017	355,000
2018	370,000
2019	390,000
2020	405,000
2021	425,000
2022	445,000

The bonds will be subject to mandatory and optional redemption prior to maturity as provided in the 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 April 1 and October 1 in each year, beginning October 1, 2003.

Paying Agent and Bond Registrar

The Treasurer of the State of Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check or a financial surety bond in the amount of \$120,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder within 45 days after the date of sale.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the school district for the year 2002 is \$168,077,106. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$64,825,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, 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 director of business, (913) 856-2000, fax (913) 856-7330; or from the financial advisor, George K. Baum & Company, Kansas City, Missouri, (816) 474-1100.

Dated December 16, 2002.

Unified School District No. 231
 Johnson County, Kansas
 By Eric Hansen
 Director of Business
 231 E. Madison
 Gardner, KS 66030

Doc. No. 028841

(Published in the Kansas Register January 16, 2003.)

**(Corrected for Changed Sale Date)
 Summary Notice of Bond Sale
 City of Rolla, Kansas
 \$222,000
 General Obligation Bonds, Series 2003
 (General obligation bonds payable from
 unlimited ad valorem taxes)**

Bids

Subject to the notice of bond sale dated January 2, 2003, bids will be received by the city clerk of the City of Rolla, Kansas, on behalf of the governing body at 304 Washington, Rolla, Kansas, until 11 a.m. Wednesday, January 22, 2003, for the purchase of \$222,000 principal amount of General Obligation Bonds, Series 2002. No bid of less than the entire par value of the bonds, except a discount of not greater than 0.60 percent of the par value of the bonds, and accrued interest to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$7,000. The bonds will be dated February 1, 2003, and will become due on September 1 in the years as follows:

Maturity September 1	Principal Amount
2004	\$22,000
2005	20,000
2006	20,000
2007	20,000
2008	20,000
2009	20,000
2010	25,000
2011	25,000
2012	25,000
2013	25,000

The bonds will bear interest from that date at rates to be determined when the bonds are sold as provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2004. A bidder may elect to have all or a portion of the bonds scheduled to mature in consecutive years issued as term bonds subject to the requirements set forth in the notice of sale.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a financial surety bond in a form that complies with the requirements set forth in the notice of sale in the amount of \$4,440 (2 percent of the principal amount of the bonds).

Delivery

The city will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about February 13, 2003, at the offices of the Depository Trust Company, New York, New York, or at such bank or trust company in the State of Kansas or Kansas City, Missouri, designated by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations of the city for the year 2002 is \$2,193,849. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$236,000. Temporary notes of the city in the amount of \$220,000 will be paid from proceeds of the bonds.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (620) 593-4777, fax (620) 593-4124; or from bond counsel, Logan Riley Carson & Kaup, L.C., 9200 Indian Creek Parkway, Suite 230, Overland Park, KS 66210, (913) 661-0399, Attn: Mary Carson.

Dated January 2, 2003.

City of Rolla, Kansas
 By Jean Hull, City Clerk
 304 Washington
 P.O. Box 125
 Rolla, KS 67954

Doc. No. 028842

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of December 2002 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

Abbott Construction, Inc., Fort Myers, FL.
 Alexander Mechanical Contractors, L.L.C., Kansas City, KS.
 All American Auto Mart, Inc., Olathe, KS.
 Allied Painting of Hutchinson, Kansas, Inc., Hutchinson, KS.
 AM and Associates, Inc., Shawnee, KS.
 Amber Ridge Homeowners' Association, Wichita, KS.
 American Surplus Lines Agency, Inc., Overland Park, KS.
 Association Services International, Ltd., Mission, KS.
 Atchison Farmers' Market Cooperative Inc., Atchison, KS.
 Baldwin Retirement Apartment Complex, Inc.,
 Baldwin City, KS.
 Behavior Solutions Inc., Topeka, KS.
 Birth and Family Center of Greater Kansas City, Inc.,
 Leawood, KS.
 BJA, Inc., Wichita, KS.
 Blacktop Enterprises, L.L.C., Eudora, KS.
 Bogart Family Farm, Inc., Abilene, KS.
 Bottles to Books Day Care, Inc., Independence, KS.
 Centralia Community Health Care Services, Inc.,
 Centralia, KS.
 Childress Chemical, Inc., Nortonville, KS.
 Civic Enterprises Foundation, Wichita, KS.
 Clinton Production, Inc., Wichita, KS.
 Computer Information Services, Inc., Auburn, KS.
 Cross-Lines Cooperative Council, Inc., Kansas City, KS.
 Crossland Rehabilitation Agency, Inc., Gladstone, MO.
 EC Catering Company, Overland Park, KS.
 Ed Bozarth Chevrolet, Inc., Topeka, KS.
 Education Resource Group, Inc., Olathe, KS.
 Eldred World War II Museum, Inc, Lenexa, KS.
 Esbon Elevator, Inc., Esbon, KS.
 Fagan Bus Service, Inc., Burlingame, KS.
 Falcon Ridge Homes Association, Inc., Overland Park, KS.
 Finucane Enterprises, Inc., Olathe, KS.
 Finucane Medical, Inc., Olathe, KS.
 Four Rivers Development Inc., Beloit, KS.
 Garden Valley Retirement Village, Inc., Garden City, KS.
 George Pearson Company, Inc., Prairie Village, KS.
 Grandview Therapeutic Riding, Inc., Levant, KS.
 Great Bend, Kansas, Lodge No. 1127 of the Benevolent and
 Protective Order of Elks, Inc., Great Bend, KS.
 Greater Miracle Ministries, Inc., Wichita, KS.
 H & C Investments, L.L.P., Topeka, KS.
 Harbert Investments, Inc., Kingman, KS.
 Hays Foods, Inc, Junction City, KS.
 Herington-Tri-County Area Chamber of Commerce, Inc.,
 Herington, KS.
 Inter Export Corporation, Topeka, KS.
 J & C Lightner, Inc., Garden City, KS.
 J & L Brown Enterprises, Inc., Dodge City, KS.
 Judge's Bar & Grill, L.L.C., Hays, KS.
 Kansas Meat Processor Association, Grinnell, KS.

Kansas Soccer Association, Wichita, KS.
 Kansas State Fire Fighters Association Auxiliary, Inc.,
 Pomona, KS.
 Kansas Telecommunications Industry Association,
 Topeka, KS.
 Kansas Truckers Risk Management Group, Inc.,
 Overland Park, KS.
 Kitchen Management, Inc., Wichita, KS.
 L. B. Miller Farms, Inc., Byars, OK.
 Lake Elbo Club, Inc., Manhattan, KS.
 Lawrence-Brunswick #240 The American Legion,
 Chapman, KS.
 Leavenworth National Cemetery Carillon Memorial
 Corporation, Leavenworth, KS.
 Leawood Meadows Homes Association, Stanley, KS.
 Lebanon Grain, Inc., Lebanon, KS.
 Littles' Candies, Inc., Prairie Village, KS.
 Manor House Cooperative, Inc., Coffeyville, KS.
 MDI Limited Partnership #52, St. Paul, MN.
 Medical Plaza Building Association, Inc., Topeka, KS.
 Metaprofessionals, Inc., Wichita, KS.
 Mid State Oil Co., Inc., Plainville, KS.
 Midwest Insurance Service, Inc., Olathe, KS.
 Midwest Insurance Services, Inc., Shawnee Mission, KS.
 Midwest Thermography, Inc., Kansas City, KS.
 Miller Grain Company, Inc., Salina, KS.
 Nan's Flower Shop Inc., Hutchinson, KS.
 Nemaha County Economic Development, Inc., Seneca, KS.
 Nesika Energy, LLC, Scandia, KS.
 New Dimensions of Kansas, Inc., Topeka, KS.
 Nottingham by the Green Area Homes Association, Inc.,
 Overland Park, KS.
 O.C.C., Inc., Whiting, KS.
 Osawatomie Lodge No. 921, Benevolent and Protective Order
 of Elks of the United States of America, Osawatomie, KS.
 P.A.L.S. Recovery Groups, Inc., Topeka, KS.
 Platinum Ventures, LLC, Overland Park, KS.
 Power Link, Inc, Kansas City, MO.
 Pride Transportation Incorporated, Topeka, KS.
 PY Enterprise Inc., Topeka, KS.
 Q.A. Applequist Family Foundation, Salina, KS.
 Quick Stop Inc., Lawrence, KS.
 Sawyer Co-operative Equity Exchange, Sawyer, KS.
 Scott Cattle Co., Arlington, TX.
 Snow Tiger Enterprises, Inc., Addison, TX.
 Society for Pain Practice Management, Leawood, KS.
 Southwest Kansas Humane Society, Inc., Liberal, KS.
 St. Andrews Highlands Homes Association, Inc.,
 Overland Park, KS.
 Stovall's Pharmacy, Inc., Leavenworth, KS.
 SWKI - Stevens - South East, Inc., Hugoton, KS.
 Synergistic Commerce LLC, Wichita, KS.
 Tallgrass Prairie Producers Co-op, Elmdale, KS.
 The Addison Group LLC, Madison, WI.
 The Aging Forum, Inc., Olathe, KS.
 The Chester Corporation, Dorrance, KS.
 The Children's Hour, Inc., Lawrence, KS.
 The County Fair Tomato Cooperative, Whiting, KS.
 The Greater Kansas City Basketball Coaches Association,
 Merriam, KS.
 The McDonald Cooperative Equity Mercantile Exchange,
 McDonald, KS.
 The 20th Judicial District Teen Court, Inc., Great Bend, KS.
 Thomas Energy, Inc., Wichita, KS.
 Timberleaf Homeowners' Association, Derby, KS.
 Topeka Atchison Gas & Illuminating, LLC, Englewood, CO.
 Topeka Police Athletic League, Inc., Topeka, KS.
 Triangle Enterprises, Inc, Shawnee Mission, KS.

Twenty-first Century Dairies Cooperative; Tauy Creek Dairy, Manhattan, KS.
 United Grain, Inc., Courtland, KS.
 United Redevelopment, Inc., Columbus, GA.
 Valentine Roofing & Waterproofing, Inc., Wichita, KS.
 Van Keppel Leasing Co., Kansas City, KS.
 Vincent C. Bombardier, Inc., Concordia, KS.
 Volunteer Emergency Response Team, Inc., Auburn, KS.
 Vonfeldt Welding, Inc., Council Grove, KS.
 West Meadows Condominium Association, Inc., Lawrence, KS.
 Westbury Homes Association of Overland Park, Inc., Overland Park, KS.
 Westport Landing Corporation, Topeka, KS.
 Wichita Area Chapter of the Association of Legal Administrators, Inc., Las Vegas, NV.
 Wichita Soaring Association, Inc., Wichita, KS.
 Willow Springs Players, Inc., Beloit, KS.
 Winfield United Way, Inc., Winfield, KS.
 4-D Land and Cattle Co., Inc., Scott City, KS.

Foreign Corporations

All Battery Centers, Inc., Dallas, TX.
 American Foundation for the Blind, Inc., New York, NY.
 Arctic Slope World Services, Inc., Rancho Cordova, CA.
 BRH-Garver, Inc., Houston, TX.
 Carboline Company, St. Louis, MO.
 CGB Agri Financial Services, Inc., Louisville, KY.
 Com-Quest Marketing, Inc., North Kansas City, MO.
 Concerns of Police Survivors, Inc., Camdenton, MO.
 Darrell A. Young Corporation, Salon, OH.
 Epicus, Inc., Lake Mary, FL.
 Freeman Health System, Joplin, MO.
 General Mills Operations, Inc., Minneapolis, MN.
 Godfather's Pizza, Inc., Omaha, NE.
 Greater Kansas City Affiliate of the Susan G. Komen Breast Cancer Foundation, Inc., Dallas, TX.
 Greater Kansas City Art Association, Inc., Kansas City, MO.
 Hop Chong Trading Company, Inc., New York, NY.
 Hospitality Construction and Development, Inc., Miami, FL.
 Hub Realty Funding, Inc., Newton, MA.
 I. P. H. F. H. A., Inc., Wichita, KS.
 Jenlyn International, Inc., Centerline, MI.
 Jensen Construction Company, Des Moines, IA.
 Jessica McClintock Inc., San Francisco, CA.
 Kansas City Friends of Alvin Ailey, Kansas City, MO.
 Kress Energy Center, LLC, Santa Ana, CA.
 Leeman Energy Corporation, Oklahoma City, OK.
 Life Safety, Inc., Lafayette, AL.
 Materials, Communication and Computers, Inc., Alexandria, VA.
 Midwest Agriculture Warehouse Co., Omaha, NE.
 Misty Mountain Ventures Inc, Blue Eye, MO.
 Misys Physician Systems, LLC, Raleigh, NC.
 National Association for the Advancement of Colored People, Baltimore, MD.
 National Board for Respiratory Care, Inc., Lenexa, KS.
 North American Association of Mirror Manufacturers, Topeka, KS.
 Olathe Kitchens, Inc., Junction City, KS.
 Paul A. Schmitt Music Company, Minneapolis, MN.
 Paul-Son Gaming Supplies, Inc., Las Vegas, NV.
 Psolutions of Kansas, Inc., Lakewood, CO.
 Q Data Consulting, Inc., Englewood, CO.
 Ramco Energy Corporation, Fort Lauderdale, FL.
 Red Wing Shoe Company, Inc., Red Wing, MN.
 Rodem Inc., Cincinnati, OH.
 Skyline Corporation, Elkhart, IN.

Somerville, Inc., Green Bay, WI.
 Southern Direct, Inc., New Orleans, LA.
 Standard Transportation Services, Inc., Joplin, MO.
 Supplemental Health Care Services Limited, Park City, UT.
 T.I.C. Enterprises, L.L.C., Alpharetta, GA.
 The Colonial Presbyterian Church, Kansas City, MO.
 The Friends of Chamber Music, Kansas City, MO.
 Transaction Technology Corporation, Greenville, SC.
 Trendtech, Inc., Lenexa, KS.
 Tri-Star Transport, Inc., Okemos, MI.
 United Negro College Fund, Inc., Fairfax, VA.
 WD Partners, Inc., Columbus, OH.

Ron Thornburgh
 Secretary of State

Doc. No. 028826

State of Kansas
Board of Healing Arts
Temporary Administrative
Regulations

Article 72.—NATUROPATHY

100-72-1. Fees. The following fees shall be collected by the board:

- (a) Application for registration \$130.00
- (b) registration renewal \$100.00
- (c) registration late renewal
 additional fee \$15.00
- (d) registration reinstatement \$130.00
- (e) certified copy of registration \$15.00
- (f) temporary registration \$25.00
- (g) acupuncture certification \$20.00

(Authorized by L. 2002, Ch. 203, Sec. 22; implementing L. 2002, Ch. 203, Secs. 26 and 32; effective, T-100-1-2-03, Jan. 2, 2003.)

100-72-2. Application. (a) Each individual who desires to register as a naturopathic doctor shall submit an application on a form provided by the board. The form shall contain the following information:

- (1) The applicant's full name;
- (2) the applicant's social security number;
- (3) the applicant's home address and current practice address, if any;
- (4) the applicant's date and place of birth;
- (5) the location of the intended practice in Kansas;
- (6) the name of the professional school attended, degree received, and date of graduation;
- (7) the professional practice history since the date of graduation from a naturopathic program;
- (8) for each license, registration, or certification issued to the applicant to practice any health care profession, the following information:
 - (A) The issue date;
 - (B) the identifying number on the license, registration, or certification; and
 - (C) the place of issuance, specifying the state, country, territory, or the District of Columbia; and
 - (9) documentation of any prior acts constituting unprofessional conduct as defined in L. 2002, Ch. 203, Sec. 27 and amendments thereto and K.A.R. 100-72-3.

(continued)

(b)(1) Each applicant shall submit the following with the application:

(A) The fee required by K.A.R. 100-72-1;

(B) an official transcript for the applicant from an educational program approved by the board, as specified in K.A.R. 100-72-4;

(C) a notarized copy of the applicant's diploma from an approved educational program;

(D) a verification from each state or jurisdiction where the applicant has been issued any license, registration, or certification to practice any health care profession; and

(E) a photograph of the applicant.

(2) In addition to meeting the requirements specified in paragraph (1) of this subsection, each applicant shall have the results of the applicant's written examination, as specified in and required by K.A.R. 100-72-5, provided directly to the board by the testing entity.

(c) Each applicant shall sign the application, under oath. (Authorized by L. 2002, Ch. 203, Sec. 22; implementing L. 2002, Ch. 203, Secs. 22 and 23; effective, T-100-1-2-03, Jan. 2, 2003.)

100-72-3. Unprofessional conduct: defined. "Unprofessional conduct" means the commission of any of the following by an applicant or a registrant: (a) Unlawfully invading any branch of the healing arts by providing professional services that exceed the statutory definition of naturopathy, unless the professional services are provided under the supervision of or by order of a person who is licensed to practice the healing arts;

(b) identifying the professional services provided under authority of registration by the board as being other than naturopathy;

(c) providing professional services under a false or assumed name or by impersonating another person registered by the board as a naturopath;

(d) practicing as a naturopathic doctor without reasonable skill and safety because of any of the following:

(1) Illness;

(2) alcoholism;

(3) excessive use of drugs, controlled substances, chemicals, or any other type of material; or

(4) a result of any mental or physical condition;

(e) having a naturopathic license, registration, or certification revoked, suspended, or limited or having an application for any of these credentials denied by the proper regulatory authority of another state, territory, or country, or of the District of Columbia for conduct that would constitute grounds for denial, refusal to renew, suspension, or revocation of a registration under L. 2002, Ch. 203, Sec. 27 and amendments thereto;

(f) cheating or attempting to subvert the validity of the examination required for registration;

(g) providing professional services within this state without maintaining a policy of professional liability insurance as required by L. 2002, Ch. 203, Sec. 36 and amendments thereto;

(h) failing to furnish to the board, or to its investigators or representatives, any information legally requested by the board;

(i) being sanctioned or disciplined by a review committee for acts or conduct that would constitute grounds

for denial, refusal to renew, suspension, or revocation of a registration under L. 2002, Ch. 203, Sec. 27 and amendments thereto;

(j) surrendering a license, registration, or certification to practice naturopathy in another state while disciplinary proceedings are pending for acts or conduct that would constitute grounds for denial, refusal to renew, suspension, or revocation of a registration under L. 2002, Ch. 203, Sec. 27 and amendments thereto;

(k) more than one instance involving failure to adhere to the applicable standard of care to a degree that constitutes ordinary negligence, as determined by the board;

(l) representing to a patient that a manifestly incurable disease, condition, or injury can be permanently cured;

(m) providing naturopathy to a patient without the consent of the patient, the attending physician, or the patient's legal representatives;

(n) willfully betraying confidential information;

(o) advertising a guarantee of any professional service related to naturopathy;

(p) using any advertisement that is false, misleading, or deceptive in a material respect;

(q) committing conduct likely to deceive, defraud, or harm the public;

(r) making a false or misleading statement regarding the applicant's or registrant's skill;

(s) committing any act of sexual abuse, misconduct, or exploitation, or engaging in sexual relationships with a patient;

(t) obtaining any fee by fraud, deceit, or misrepresentation;

(u) charging an excessive fee for services rendered;

(v) failing to keep written records justifying the course of treatment of the patient;

(w) delegating naturopathy to a person who the registrant knows or has reason to know is not qualified by training or experience to perform it;

(x) engaging in the practice of naturopathy in a manner that constitutes an act of discrimination on the basis of race, religion, age, gender, disability, ancestry, sexual orientation, or economic condition;

(y) directly or indirectly giving or receiving any fee, commission, rebate, or other compensation for professional services not actually and personally rendered, other than through the legal functioning of a professional partnership, professional corporation, limited liability company, or similar business entity that may be performed only by designated licensed or registered professionals;

(z) using experimental forms of diagnosis or treatment without adequate informed consent of the patient or the patient's legal guardian and without conforming to experimental criteria accepted by the board;

(aa) administering, dispensing, or prescribing any natural substance or device for other than an accepted therapeutic purpose;

(bb) offering, undertaking, or agreeing to cure or treat a disease, injury, ailment, or infirmity by a secret means, method, device, or instrumentality;

(cc) offering any treatment that has been demonstrated by controlled trials to lack efficacy or that has been demonstrated by controlled trials as likely to harm the patient,

except in the course of clinical investigation. If the registrant participates in a clinical investigation, before the investigation is begun, the registrant shall apply for and obtain approval of the investigation from the board, in addition to meeting all other requirements of applicable laws; or

(dd) violating any provision of these regulations, or any provision of the naturopathic doctor registration act and amendments thereto. (Authorized by L. 2002, Ch. 203, Sec. 22; implementing L. 2002, Ch. 203, Secs. 27, 30, and 34; effective, T-100-1-2-03, Jan. 2, 2003.)

100-72-4. Criteria for approval of programs in naturopathy. To be recognized by the board as providing an approved educational program in naturopathy, each school of naturopathy shall meet the following standards: (a) The accreditation standards for naturopathic medical education, as specified in part two of the "handbook of accreditation for naturopathic medicine programs," 2002 edition, published by the council on naturopathic medical education and hereby adopted by reference; and

(b) the accreditation criteria of the commission on institutions of higher education of the north central association of colleges and schools, or its regional equivalent, as specified in chapter four of the "handbook of accreditation," second edition, published September 1997, and in the "addendum to the handbook of accreditation, second edition," published March 2002, which are hereby adopted by reference. (Authorized by L. 2002, Ch. 203, Sec. 22; implementing L. 2002, Ch. 203, Sec. 23; effective, T-100-1-2-03, Jan. 2, 2003.)

100-72-5. Examinations. (a) Each applicant for registration by examination as a naturopathic doctor shall submit proof of having passed a nationally administered, standardized examination that is approved by the board and consists of written questions and practical questions assessing knowledge and proficiency on subject matter from the following content areas:

- (1) Basic sciences, including the following:
 - (A) Anatomy;
 - (B) biochemistry;
 - (C) microbiology;
 - (D) pathology; and
 - (E) physiology; and
- (2) clinical sciences, including the following:
 - (A) Emergency medicine and public health;
 - (B) laboratory diagnosis and diagnostic imaging;
 - (C) botanical medicine;
 - (D) clinical nutrition;
 - (E) physical and clinical diagnosis;
 - (F) physical medicine;
 - (G) psychology;
 - (H) counseling;
 - (I) ethics; and
 - (J) homeopathy.

(b) Each applicant for specialty certification in naturopathic acupuncture shall submit proof of having passed a nationally administered, standardized examination that is approved by the board and consists of written and practical questions assessing knowledge and proficiency in acupuncture.

(c) In order to qualify as board-approved, the following examinations as administered by the North American board of naturopathic examiners shall meet the examination standards established by the board in this regulation:

(1) Part 1, part II, and the homeopathic add-on clinical series of NPLEX; and

(2) the acupuncture add-on clinical series of NPLEX.

(d) To pass an approved examination, each applicant for registration shall obtain a criterion-referenced score of at least 75. (Authorized by L. 2002, Ch. 203, Sec. 22; implementing L. 2002, Ch. 203, Sec. 24; effective, T-100-1-2-03, Jan. 2, 2003.)

100-72-6. Professional liability insurance: minimum coverage limits. Each person registered by the board as a naturopathic doctor shall, before rendering professional services within the state, submit to the board evidence that the limit of the insurer's liability under the registrant's policy of professional liability insurance required by L. 2002, Ch. 203, Sec. 36 and amendments thereto meets the requirements specified in K.S.A. 40-3402 and amendments thereto. (Authorized by L. 2002, Ch. 203, Sec. 22; implementing L. 2002, Ch. 203, Sec. 36; effective, T-100-1-2-03, Jan. 2, 2003.)

100-72-7. Registration renewals; continuing education. (a) In addition to the annual application for renewal of registration and the registration renewal fee, each registered naturopath who wishes to renew the registration shall submit evidence of satisfactory completion of a minimum of 50 hours of continuing education within the preceding year. At least 20 of these hours shall be taken in a professionally supervised setting, and not more than 30 of these hours may be taken in a non-supervised setting.

(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 provide a written request for an extension to the board before the renewal expiration date. An extension of not more than six months may be granted by the board.

(c) Each naturopath initially registered after June 30 shall be exempt from the continuing education required by subsection (a) for that first renewal period.

(d) Continuing education activities shall be designed to maintain, develop, or increase the knowledge, skills, and professional performance of persons registered to practice as a naturopathic doctor. All continuing education shall deal primarily with the practice of naturopathy and shall be presented by providers approved by the board.

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

(f) The content of each continuing education activity shall have a direct bearing on patient care.

(g) An activity occurring in a "professionally supervised setting" shall mean any of the following:

(1) Lecture, which means a discourse given before an audience for instruction;

(continued)

(2) panel discussion, which means the presentation of a number of views by several professional individuals on a given subject with one of the views considered a final solution;

(3) workshop, which means a series of meetings designed for intensive study, work, or discussion in a specific field of interest;

(4) seminar, which means directed, advanced study or discussion in a specific field of interest;

(5) symposium, which means a conference that consists of more than a single session and is organized for the purpose of discussing a specific subject from various viewpoints and by various speakers; or

(6) other structured, interactive, and formal learning methods approved by the board on a case-by-case basis.

(h) An activity occurring in a "non-supervised setting" shall mean any of the following:

(1) Teaching health-related courses to practicing naturopathic doctors or other health professionals;

(2) presenting a scientific paper to an audience of health professionals, or publishing a scientific paper in a medical or naturopathic journal;

(3) engaging in self-instruction, including journal reading and the use of television and other audiovisual materials;

(4) receiving instruction from a medical or naturopathic consultant;

(5) participating in programs concerned with review and evaluation of patient care;

(6) spending time in a self-assessment examination, not including examinations and quizzes published in journals; or

(7) engaging in meritorious learning experiences that provide a unique educational benefit to the registrant.

(i) To provide evidence of satisfactory completion of continuing education, each registrant shall submit the following to the board, as applicable:

(1) Documented evidence of attendance at each activity occurring in a professionally supervised setting; and

(2) proof of participation in each activity occurring in a non-supervised setting, which shall include a copy of any professional publication, the certification of a teaching activity, or the personal verification of any other activity occurring in a non-supervised setting. (Authorized by L. 2002, Ch. 203, Sec. 22; implementing L. 2002, Ch. 203, Sec. 28; effective, T-100-1-2-03, Jan. 2, 2003.)

Article 75.—CONTACT LENSES

100-75-1. Fees. The following fees shall be collected by the board:

- (a) Application for registration.....\$150.00
(b) Annual renewal\$150.00

(Authorized by L. 2002, Ch. 113, Sec. 5; implementing L. 2002, Ch. 113, Sec. 4; effective, T-100-1-2-03, Jan. 2, 2003).

Lawrence T. Buening, Jr.
Executive Director

State of Kansas

Department of Agriculture

Temporary Administrative
Regulations

Article 8.—NOXIOUS WEEDS

4-8-43. Noxious weeds; declaration of county as a sericea lespedeza disaster area. The board of county commissioners of any county may petition the Kansas secretary of agriculture to declare that county to be a sericea lespedeza disaster area. (a) The petition form, which shall be provided by the secretary, shall include the following information:

(1) The number of acres of sericea lespedeza identified on private land;

(2) the number of acres of sericea lespedeza identified on public land;

(3) the approximate amount of expenditures by private and public land managers to control the infestation;

(4) the county mil levy for noxious weeds and the extent to which the acres infested by sericea lespedeza are being treated; and

(5) a specific, practical action plan detailing the county's approach to contain and manage the acres infested with sericea lespedeza in the county.

(b) Following approval of the petition by the board of county commissioners, the petition shall be submitted to the secretary for approval or denial.

(c) A county may be designated as a sericea lespedeza disaster area by the secretary based upon the following criteria:

(1) The percent of land area in the county estimated to be infested with sericea lespedeza;

(2) the percent of acres known to have been treated for sericea lespedeza;

(3) a designation of whether or not the county is an exporter of native hay or mulch;

(4) the percent of mil levy for weed control that is dedicated to sericea lespedeza control; and

(5) a specification of whether the acreage of sericea lespedeza is equal to or greater than two percent of any of the following:

(A) The total land area of the county;

(B) the amount of private land in the county; or

(C) the amount of public land in the county.

(d) Random spot checks of counties designated as sericea lespedeza disaster areas may be conducted by the secretary to ensure consistent implementation as approved in the action plan. (Authorized by and implementing K.S.A. 2-1315, as amended by L. 2002, Ch. 37, Sec. 1; effective, T-4-1-2-03, Jan. 2, 2003.)

Jamie Clover Adams
Secretary of Agriculture

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 12-1675(b)(c)(d), 75-4201(l) and 75-4209(a)(1)(B).

Effective 1-13-03 through 1-19-03

Term	Rate
1-89 days	1.25%
3 months	1.13%
6 months	1.21%
1 year	1.30%
18 months	1.54%
2 years	1.77%

Derl S. Treff
Director of Investments

Doc. No. 028825

State of Kansas

Social and Rehabilitation Services

Temporary Administrative Regulations

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

30-5-81u. General hospital groups under the diagnosis-related group (DRG) reimbursement system. (a) General hospitals participating in the Kansas medicaid/medikan program shall be assigned by the Kansas department of social and rehabilitation services to one of three groups. Each general hospital shall be annually notified by the department in writing of the hospital's group assignment.

(1) Each general hospital assigned to group one shall meet either of the following criteria:

(A) Be located within a metropolitan statistical area within the state of Kansas and have at least 200 general hospital inpatient beds; or

(B) be located within the state of Kansas and within 10 miles of a general hospital meeting the criteria set forth in paragraph (a)(1)(A).

(2) Each general hospital assigned to group two shall meet one of the following criteria:

(A) Be located within a metropolitan statistical area in the state of Kansas and have fewer than 200 general hospital inpatient beds;

(B) be located outside of a metropolitan statistical area in the state of Kansas or its border cities and have at least 100 general hospital inpatient beds;

(C) be located within the state of Kansas and within 10 miles of a general hospital meeting the criteria set forth in paragraph (a)(2)(A) or (B); or

(D) be located outside of the state of Kansas.

(3) A general hospital shall be assigned to group three if it does not meet the criteria specified in either paragraph (a)(1) or (a)(2) above.

(4) A general hospital shall be assigned to group one if it meets the criteria for assignment to both group one and group two.

(b) General hospital group assignments shall be re-determined annually by the department based upon the criteria in subsection (a). (Authorized by and implementing K.S.A. 39-708c; effective July 1, 1989; amended Dec. 29, 1995; amended, T-30-1-2-03, Jan. 2, 2003.)

30-5-102. Scope of optometric and optical services. Optometric and optical services shall be covered for Kan Be Healthy participants only. (a) These services shall include the following:

(1) Optometric examinations;

(2) medical treatment pursuant to K.S.A. 65-1501, and amendments thereto;

(3) grinding and edging lenses, and assembling and dispensing eyeglasses; and

(4) providing optical materials. Optical materials shall include the following:

(A) Frames. The materials covered shall be only frames showing the manufacturer's name on either the front or temple; and

(B) lenses. Only lenses meeting designated standards shall be acceptable. For single lens replacement, the replacement lens shall be made of quality similar to that of the remaining usable lens.

(b) Limitations.

(1) Prior authorization shall be required for designated services.

(2) The second and subsequent sets of eyeglasses shall meet the standards specified by the secretary. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; amended May 1, 1983; amended May 1, 1986; amended, T-87-5, May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended, T-30-1-2-03, Jan. 2, 2003.)

30-5-105. Scope of hearing services. Hearing services shall be covered for Kan Be Healthy participants only. (a) Medical diagnosis, audiological testing, and the fitting and dispensing of hearing aids and appropriate accessories shall be covered.

(b) A medical diagnosis shall be made by an ear specialist or by a general practitioner if an ear specialist is not easily available.

(c) Audiological testing shall be performed by a physician or an audiologist. No payment separate from the payment for the hearing aid shall be made for audiological tests performed by a hearing aid dealer.

(d) Fitting, dispensing, and follow-up shall be performed by a hearing aid dealer.

(e) A hearing aid shall not be covered if the physician indicates that a medical condition contraindicates the effectiveness of an aid. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; amended May 1, 1986; amended, T-87-5, May 1, 1986; amended May 1, 1987; amended Oct. 1, 1993; amended, T-30-1-2-03, Jan. 2, 2003.)

(continued)

**Article 6.—MEDICAL ASSISTANCE PROGRAM—
CLIENTS' ELIGIBILITY FOR PARTICIPATION**

30-6-103. Determined eligibles; protected income levels. (a) Independent living and home- and community-based services arrangements.

(1) The protected income level for any person in an independent living arrangement or in the home- and community-based services program shall be based on the total number of persons in the assistance plan and any other persons in the family group whose income is being considered.

(2) The protected income levels for independent living may also be used when an applicant or recipient meets either of these conditions:

(A) Enters a medicaid-approved facility, except that this provision shall not apply in situations in which only one spouse of a married couple enters an institutional living arrangement; or

(B) is absent from the home for medical care for a period not to exceed two months to allow for maintaining the applicant's or recipient's independent living arrangements.

(3) Except as specified in paragraphs (4), (5), (6), (7), and (8) below, the following table shall be used to determine the protected income level for persons in independent living.

PERSONS IN INDEPENDENT LIVING (Per Month)		
1	2	3
\$475.00	\$475.00	\$480.00

The protected income level for additional persons shall be the sum of the basic standard for a like public assistance family plus the maximum state shelter standard.

(4) In determining eligibility for pregnant women and for infants under the provisions of K.A.R. 30-6-77(a) and (b), 150 percent of the official federal poverty income guidelines shall serve as the protected income level.

(5) In determining eligibility for other young children under the provisions of K.A.R. 30-6-77(c), 133 percent of the official federal poverty income guidelines shall serve as the protected income level.

(6) In determining eligibility for older children under the provisions of K.A.R. 30-6-77(d), 100 percent of the official federal poverty income guidelines shall serve as the protected income level.

(7) In determining eligibility for poverty-level medicare beneficiaries under the provisions of K.A.R. 30-6-86, 100 percent of the official federal poverty income guidelines shall serve as the protected income level.

(8) In determining eligibility for working disabled individuals under the provisions of K.A.R. 30-6-87, 200 percent of the official federal poverty income guidelines shall serve as the protected income level.

(9) In determining eligibility for low-income medicare beneficiaries under the provisions of K.A.R. 30-6-86, 120 percent of the official federal poverty income guidelines shall serve as the protected income level.

(10) In determining eligibility for low-income medicare beneficiaries under the provisions of K.A.R. 30-6-86, 120 to 135 percent of the official federal poverty income

guidelines shall serve as the protected income level subject to available federal funding.

(11) In determining eligibility for disabled individuals with earned income under the provisions of K.A.R. 30-6-88, 300 percent of the official federal poverty income guidelines shall serve as the protected income level.

(b) Institutional living arrangements. For persons residing in institutional settings, the protected income level shall be \$30.00, except as specified in paragraph (a)(2).

(c) Home- and community-based services arrangements. For persons in the home- and community-based services program, the monthly protected income level shall be \$645.00.

(d) This regulation shall be effective on and after February 1, 2003. (Authorized by and implementing K.S.A. 39-708c and 38-2002; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended, T-84-11, July 1, 1983; amended, T-84-36, Dec. 21, 1983; amended May 1, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended, T-86-19, July 1, 1985; amended, T-86-42, Jan. 1, 1986; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-88-2, Feb. 1, 1987; amended May 1, 1987; amended, T-88-10, May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Dec. 16, 1987; amended May 1, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended Jan. 2, 1989; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended, T-30-12-28-89, Jan. 1, 1990; amended, T-30-3-29-90, April 1, 1990; revoked, T-30-7-2-90, July 2, 1990; amended, T-30-7-2-90, July 2, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended Jan. 7, 1991; amended, T-30-12-28-90, Jan. 2, 1991; amended May 1, 1991; amended July 1, 1991; amended Jan. 2, 1992; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Jan. 4, 1993; amended Jan. 3, 1994; amended Dec. 30, 1994; amended Dec. 29, 1995; amended Jan. 1, 1997; amended July 1, 1998; amended July 2, 1999; amended July 1, 2002; amended Dec. 31, 2002; amended, T-30-1-2-03, Feb. 1, 2003.)

**Article 14.—CHILDREN'S HEALTH
INSURANCE PROGRAM**

30-14-28. Premium payment requirement. If the total monthly applicable income in the family group exceeds 150% of the official federal poverty income guidelines, the family shall pay a monthly premium for coverage in the healthwave program. (Authorized by K.S.A. 39-708c and K.S.A. 38-2002; implementing K.S.A. 2001 Supp. 38-2001; effective Nov. 1, 1998; amended, T-30-1-2-03, Jan. 2, 2003.)

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 028823

State of Kansas

Racing and Gaming Commission

Permanent Administrative
Regulations

Article 6.—RACE TRACK OFFICIALS

112-6-4. The paddock judge and the kennel master. (a) Each paddock judge shall complete an identification card for each greyhound before it is entered for official schooling. Each paddock judge shall ensure that each greyhound conforms to the card index identification and shall report each discrepancy to the racing judges.

(b) Under the supervision of the paddock judge and in cooperation with the commission animal health officer, each kennel master shall unlock the lock-out kennels immediately before weigh-in time to see that the lock-out kennels are in safe and perfect repair and that nothing has been deposited in them for the greyhounds to consume. The kennel master shall see that the lock-out kennels are sprayed, disinfected, and kept in proper sanitary condition. The kennel master or the kennel master's assistants shall receive each greyhound from its trainer, one at a time, and see that the greyhound is placed in its crate. After the kennel master receives the greyhounds, the kennel master shall remain on duty at the lock-out kennel until each greyhound is removed for the last race.

(c) No paddock judge or paddock judge's assistant shall allow anyone to present a greyhound for weigh-in at an official schooling or an official race except the greyhound's kennel owner, trainer, licensed assistant, or licensed kennel helper, as designated on the kennel roster.

(d) As each greyhound is weighed in, each paddock judge, kennel master, or paddock judge's assistant shall ensure that an identification tag is attached to the greyhound's collar that indicates the number of the race in which the greyhound is entered and its post position. The tag shall not be removed until the greyhound has been weighed out and blanketed.

(e) After the greyhounds are placed in the lock-out kennels, only the racing judges, the paddock judge, the kennel master, the animal health officer, the assistant animal health officers, or the lead outs shall enter the lock-out kennels. None of these individuals shall enter the lock-out kennels unaccompanied.

(f) Before the greyhounds leave the paddock for the starting box, each paddock judge or paddock judge's assistant shall carefully compare each greyhound with its identification card and shall determine that each greyhound is equipped with a regulation racing muzzle and blanket. The paddock judge or the paddock judge's assistant shall examine all muzzles and blankets to determine whether they are properly fitted before the greyhounds leave the paddock.

(g) The paddock judge shall assign lead outs to the respective post positions by lot before each racing program. However, if a greyhound is difficult to handle, the paddock judge may assign the greyhound to the particular lead out who is most capable of handling the greyhound, in the paddock judge's opinion. The paddock judge or the paddock judge's assistant shall maintain a written rec-

ord of lead out assignments. (Authorized by K.S.A. 2001 Supp. 74-8804; implementing K.S.A. 2001 Supp. 74-8804; effective, T-112-1-19-89, Jan. 19, 1989; effective April 10, 1989; amended March 25, 1991; amended Jan. 31, 2003.)

Article 10.—ANIMAL HEALTH

112-10-2. Assistant animal health officers. (a) Each assistant animal health officer employed by the commission shall be licensed to practice veterinary medicine in the state of Kansas.

(b) No assistant animal health officer shall treat or prescribe medication for any horse located at a racetrack facility or registered to race at a racetrack facility except in an emergency. Each assistant animal health officer who treats or prescribes medication for a horse in an emergency shall immediately file a complete report of the circumstances and veterinary procedure with the stewards and the animal health officer.

(c) No owner or trainer shall employ or pay any compensation to an assistant animal health officer, directly or indirectly, while the assistant animal health officer is employed by the commission.

(d) The duties of each assistant animal health officer shall consist of the following:

(1) Supervising practicing veterinarians at the racetrack facility and recommending to the stewards or the commission the discipline to be imposed upon each practicing veterinarian who violates commission regulations;

(2) determining whether each horse is sound to race and, if the horse is unsound, placing any horse on the veterinarian's list and removing any horse from the veterinarian's list when, at the assistant animal health officer's discretion, the placement or removal is proper. Each horse shall remain on the veterinarian's list a minimum of four days. No horse shall be allowed to race before its name is removed from the veterinarian's list;

(3) establishing a procedure for and supervising the collection of urine, blood, or other specimens from horses, as designated by the assistant animal health officer, the stewards, or commission and maintain identification records for the specimens as required by the commission;

(4) supervising the procedure for witnessing, sealing, and delivering each test specimen to the official test laboratory;

(5) reporting immediately to the animal health officer the name and tattoo number of each horse at a racetrack facility that dies or is humanely destroyed and the reason for the death;

(6) being at the racing secretary's or stewards' office to report to the racing secretary or stewards on the assistant animal health officer's inspection of horses and each horse's condition before scratch time on each race day at the time designated by the stewards;

(7) with the permission of the stewards, scratching a horse at any time before the horse enters the starting gate;

(8) directing a horse to be isolated or declaring the horse ineligible to race if it has symptoms of chronic unsoundness. If a horse is declared ineligible to race, the assistant animal health officer shall report this fact to the stewards, who shall write a formal ruling against the

(continued)

horse and write the reason for the ruling on the horse's registration papers;

(9) accompanying and observing each field of horses from the time the horses enter the paddock to be saddled for the race until they are dispatched from the starting gate;

(10) inspecting horses in the paddock after the finish of each race;

(11) in an emergency, treating or humanely destroying any horse that is so seriously injured that the assistant animal health officer believes the action is necessary. Each horse owner, if present, and trainer at the racetrack facility shall consent to the assistant animal health officer's humane destruction of a seriously injured horse; and

(12) performing other duties prescribed by the animal health officer, the stewards or the commission. (Authorized by K.S.A. 2001 Supp. 74-8804; implementing K.S.A. 2001 Supp. 74-8806, 74-8810; effective, T-112-3-31-89, March 31, 1989; effective June 26, 1989; amended, T-112-8-13-92, Aug. 13, 1992; amended, T-112-12-10-92, Dec. 10, 1992; amended Feb. 15, 1993; amended Jan. 31, 2003.)

Article 12.—KANSAS HORSE BREEDING DEVELOPMENT FUND

112-12-10. Kansas-bred or Kansas-foaled races.

(a) Each organization licensee shall in good faith offer at least one race limited to Kansas-bred or Kansas-foaled horses per day. Kansas-bred horses shall be preferred entries. Awards and monies shall be paid only to the owners of Kansas-bred horses. If there are five Kansas-bred entries, a race for only Kansas-bred horses shall be run. If there are fewer than five Kansas-bred entries and there are Kansas-foaled entries, a Kansas-bred and Kansas-foaled race shall be run.

(b) The organization licensee shall file with the commission and the official registering agency two official programs, an affidavit verifying that the registry regulations have been followed, and other requested information, including the following:

(1) The value of the purses offered by the organization licensee;

(2) the name and address of each owner who is to share in the total purses and awards and the amount in which each owner is to share; and

(3) any other information that may be required by the commission or registry.

(c) Each program and affidavit shall be filed with the commission and the official registering agency within seven days after the date of the Kansas-bred or Kansas-foaled race conducted by the organization licensee. (Authorized by K.S.A. 2001 Supp. 74-8804; implementing K.S.A. 74-8812 and 74-8830; effective, T-112-2-23-89, Feb. 23, 1989; amended, T-112-6-22-89, June 22, 1989; effective Sept. 4, 1989; amended March 1, 1993; amended Jan. 18, 1994; amended Aug. 25, 1995; amended Jan. 1, 1998; amended Jan. 31, 2003.)

Tracy T. Diel
Acting Executive Director

Doc. No. 028837

State of Kansas

State Corporation Commission

Permanent Administrative Regulations

Article 4.—MOTOR CARRIERS OF PERSONS AND PROPERTY

82-4-2. General duty of carrier. (a) Every motor carrier shall instruct its officers, agents, employees, and representatives to be familiar with and comply with all the regulations of the commission.

(b) Every motor carrier and its officers, agents, employees, and representatives shall comply with the regulations of the commission and with any reasonable requests of the commission or its authorized agents for inspection or examination of any operating credentials of motor carrier equipment or required parts and accessories.

(c) Every motor carrier who has obtained a certificate, license, or permit from the commission shall notify the commission within 10 days of any change of physical or mailing address. (Authorized by K.S.A. 2001 Supp. 66-1,112a, K.S.A. 2001 Supp. 66-1,112, and K.S.A. 66-1,112g; implementing K.S.A. 66-1,111; effective Jan. 1, 1971; amended May 1, 1981; amended May 1, 1984; amended May 1, 1987; amended Sept. 16, 1991; amended Jan. 31, 2003.)

82-4-20. Transportation of hazardous materials by motor vehicles. (a) Title 49 C.F.R. 107.105, 107.502, and Parts 171, 172, 173, 177, 178, and 180 of the federal hazardous materials regulations promulgated by the U.S. department of transportation are adopted by reference except for the referenced materials listed below under 49 C.F.R. 171.7(a)(3), as in effect on October 1, 2000:

(1) ASTM A 242-81 standard specification for high-strength, low-alloy structural steel;

(2) ASTM A 370-94 standard test methods and definitions for mechanical testing of steel products;

(3) ASTM A 441-81 standard specification for high-strength, low-alloy structural manganese vanadium steel;

(4) ASTM A 514-81 standard specification for high-yield-strength quenched and tempered alloy steel plate, suitable for welding;

(5) ASTM A 516/A 516M-90 standard specification for pressure vessel plates, carbon steel, for moderate and lower-temperature service;

(6) ASTM A 537/A 537M-91 standard specification for pressure vessel plates, heat-treated, carbon manganese-silicon steel;

(7) ASTM A 588-81 standard specification for high-strength, low-alloy structural steel with 50 Ksi minimum yield point to 4 in. thick;

(8) ASTM A 606-75 standard specification for steel sheet and strip hot-rolled and cold-rolled, high-strength, low alloy, with improved atmospheric corrosion resistance, 1975 (reapproved 1981);

(9) ASTM A 633-79a standard specification for normalized high-strength, low-alloy structural steel, 1979 edition; and

(10) ASTM A 715-81 standard specification for steel sheet and strip, hot-rolled, high-strength, low-alloy with improved formability, 1981.

(b) Packaging requirements shall be subject to the provisions of K.S.A. 66-1,129b, and amendments thereto.

(c) Whenever the adopted federal hazardous materials regulations refer to portions of the federal hazardous materials regulations that are not included under subsection (a), those references shall not be applicable to this regulation. (Authorized by K.S.A. 2001 Supp. 66-1,112, 66-1,112a, K.S.A. 66-1,112g, K.S.A. 2001 Supp. 66-1,129, and K.S.A. 2001 Supp. 66-1,129b; implementing K.S.A. 2001 Supp. 66-1,112, 66-1,129, and K.S.A. 2001 Supp. 66-1,129b; effective Jan. 1, 1971; amended May 1, 1981; amended May 1, 1984; amended May 1, 1985; amended May 1, 1987; amended May 1, 1988; amended April 30, 1990; amended Sept. 16, 1991; amended July 6, 1992; amended May 10, 1993; amended Oct. 3, 1994; amended Jan. 30, 1995; amended Jan. 4, 1999; amended July 14, 2000; amended Jan. 31, 2003.)

82-4-21. Requiring insurance. The following types of carriers shall not operate a motor vehicle, trailer, or semitrailer for the transportation of persons or property within the provisions of the motor carrier law of this state until an insurance policy is filed in compliance with K.S.A. 66-1,128, and amendments thereto, and in accordance with the regulations of the commission:

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

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

(c) private motor carriers of property or household goods. (Authorized by K.S.A. 2001 Supp. 66-1,112, 66-1,112a, K.S.A. 66-1,112g; implementing K.S.A. 2001 Supp. 66-1,128; effective Jan. 1, 1971; amended May 1, 1981; amended, T-85-48, Dec. 19, 1984; amended May 1, 1985; amended Jan. 4, 1999; amended Jan. 31, 2003.)

82-4-23. General requirements. (a) Each insurance policy shall be written in the full and correct name of the individual, partnership, limited liability partnership, limited liability company, or corporation to whom the certificate, permit, or license has been issued, and in case of a partnership, all partners shall be named.

(b) Policies filed with the commission shall be deemed the property of the commission and shall not be returnable.

(c) Cancellation notices and expiration notices shall be filed in duplicate with the commission on the uniform notice of cancellation of motor carrier insurance policies (form K) or in compliance with 49 C.F.R. Part 387. The original copy shall be retained by the commission, and the duplicate copy shall be stamped with the date it is received and returned to the insurance company for its files.

(d) A policy that has been accepted by the commission under article 4 may be replaced by filing a new policy. If the commission determines that the replacement policy is acceptable, then the earlier-filed policy shall no longer be considered the effective policy.

(e) Public liability and property damage insurance policies filed with the commission and motor carriers regis-

tered pursuant to 49 C.F.R. Part 387 shall fulfill the insurance requirements of K.S.A. 66-1,128, and amendments thereto, and the regulations adopted by the commission.

(f) Each policy of insurance filed with the commission for approval shall be in amounts not less than the minimum of liability required under K.S.A. 66-1,128 and amendments thereto. (Authorized by K.S.A. 2001 Supp. 66-1,112, 66-1,112a, K.S.A. 66-1,112g; implementing K.S.A. 2001 Supp. 66-1,128; effective Jan. 1, 1971; amended May 1, 1981; amended Oct. 3, 1994; amended Jan. 4, 1999; amended July 14, 2000; amended Jan. 31, 2003.)

82-4-26. General requirements for certificates, permits, and licenses. (a) Except as otherwise specifically requested by the commission or its staff, each application for a certificate, permit, or license by a partnership shall be accompanied by a copy of the articles of partnership, if in writing. If the articles of partnership are not in writing, a statement of the partnership agreement shall accompany the application. Each limited liability partnership shall provide a copy of its partnership agreement. Each corporation applying for a certificate, permit, or license shall provide a copy of the articles of incorporation. Each limited liability company shall provide a copy of its articles of organization.

(b) In order to demonstrate that it is fit, willing, and able to serve, each applicant shall meet the following criteria:

(1) The applicant shall attend an educational seminar on motor carrier operations conducted by the commission, in compliance with both of the following requirements:

(A) The person attending the seminar shall be the employee of the applicant responsible for the applicant's safety functions.

(B) The person responsible for the applicant's safety functions shall submit written verification on a form provided by the commission to verify that person's attendance at the seminar.

(2) The applicant shall successfully complete a written, open-book examination on motor carrier safety issues, provided by the commission, in compliance with all of the following requirements:

(A) The person completing the examination shall be the employee of the applicant responsible for the applicant's safety functions.

(B) The person responsible for the applicant's safety functions shall submit written verification on a form provided by the commission to verify that person's completion of the examination.

(C) In order to achieve a passing score, the applicant shall score at least 80 out of 100 possible points on the written, open-book examination.

(c) Subsection (b) of this regulation shall not apply to interstate carriers filing any application according to K.A.R. 82-4-30a. (Authorized by K.S.A. 2001 Supp. 66-1,112, 66-1,112a, K.S.A. 66-1,112g; implementing K.S.A. 2001 Supp. 66-1,116, 66-1,117; effective Jan. 1, 1971; amended May 1, 1981; amended Jan. 4, 1999; amended Jan. 31, 2003.)

(continued)

82-4-26a. Certain private motor carriers exempt from obtaining commission authority. (a) A private motor carrier engaged in the occasional transportation of personal property that is not for compensation and is not in the furtherance of a commercial enterprise shall not be required to apply for a certificate, permit, or license.

(b) An interstate private motor carrier shall not be required to perform any of the following to enter the state of Kansas if that private motor carrier is exempt from safety regulations pursuant to 49 C.F.R. 390.23 and 49 C.F.R. 390.25:

- (1) Obtain commission authority under K.A.R. 82-4-29;
- (2) carry a registration receipt pursuant to K.A.R. 82-4-30a(c); or
- (3) obtain a permit and pay the special clearance fee required by K.A.R. 82-4-42(b). (Authorized by K.S.A. 2001 Supp. 66-1,112, 66-1,112a, K.S.A. 66-1,112g, K.S.A. 2001 Supp. 66-1,114, and K.S.A. 2001 Supp. 66-1,115; implementing K.S.A. 2001 Supp. 66-1,114, K.S.A. 2001 Supp. 66-1,115, K.S.A. 2001 Supp. 66-1,116, and K.S.A. 66-1,117; effective, T-82-10-25-01, Oct. 25, 2001; effective Dec. 28, 2001; amended Jan. 31, 2003.)

82-4-27. Applications for certificates of convenience and necessity and certificates of public service. (a) Each application for a certificate of convenience and necessity or a certificate of public service shall be typewritten or printed on forms furnished by the commission. An original and two copies shall be filed and shall contain the following information:

- (1) The address of the principal office or place of business and the address of the residence of the applicant;
- (2) a list of each motor vehicle, by make, year, and vehicle identification number (VIN), to be used by the applicant. If buses are to be used, the seating capacity of each bus shall be included;
- (3) the commodity or commodities that the applicant intends to transport;
- (4) a current balance sheet and income statement reflecting the most recent 12 months of data available or pro forma statement of the applicant; and
- (5) evidence of compliance with the requirements of K.A.R. 82-4-26(b).

(b) Each applicant for a certificate of convenience and necessity shall file testimony that details how the applicant is fit, willing, and able to serve.

(c) In cases in which the commission deems a hearing necessary in order to evaluate an application for a certificate of public service, the applicant shall file testimony that details how the applicant is fit, knowledgeable of, and in compliance with safety regulations. (Authorized by K.S.A. 2001 Supp. 66-1,112 and 66-1,117; implementing K.S.A. 2001 Supp. 66-1,117 and K.S.A. 2001 Supp. 66-1,139; effective Jan. 1, 1971; amended May 1, 1981; amended May 1, 1984; amended May 1, 1987; amended Sept. 16, 1991; amended Oct. 3, 1994; amended Jan. 4, 1999; amended Jan. 31, 2003.)

82-4-27a. Applications for transfer of certificates of convenience and necessity, certificates of public service, and permits. (a) A certificate of convenience and necessity or a certificate of public service issued to common motor carriers under the provisions of K.S.A. 66-1,114

and K.S.A. 66-1,114b, and amendments thereto, and permits issued to contract carriers under K.S.A. 66-1,112a, and amendments thereto, shall not be assigned or transferred without the consent of the commission. The terms and provisions of any certificate may reasonably be altered, restricted, or modified by the commission, or restrictions may be imposed by the commission on any transfers when the public interest may be best served.

(b) An application for the commission's approval of the transfer of the common carrier certificate shall be completed by both transferor and transferee and filed on forms prescribed by the commission. The applicants shall file an original and two copies of the application with the commission. The application shall contain a certified or sworn contract entered into by the parties that shall meet the following criteria:

- (1) Is filed as an exhibit with the application;
- (2) sets out in full the agreement between the parties; and
- (3) details all transferred items including equipment, property, goodwill, assumption of debt, covenants not to compete, and any other items relevant to the financial stability of the parties.

(c) The transferor or present owner of the certificate shall file a sworn statement containing the following information:

- (1) The name and address of the present owner of the certificate;
- (2) the date the certificate was obtained;
- (3) the reason for the transfer;
- (4) an indication of whether the transferor is currently under citation or suspension by the commission;
- (5) an indication of whether all ad valorem taxes have been paid to the state of Kansas, or a statement that clearly indicates which party shall be responsible for filing any delinquent rendition statement and who shall be responsible for paying any outstanding ad valorem tax obligation; and
- (6) a statement that the vehicle maintenance records, driver qualification files, driver logs, and bills of lading of the transferor for the three years before the date of the transfer will be in the transferee's possession upon conclusion of the transfer.

(d) The transferee of the certificate shall file a sworn statement containing the following information:

- (1) The name and address of the transferee according to one of the following:
 - (A) If the transferee is a corporation, the application shall designate the state in which the articles of incorporation were issued and shall provide the name and address of all officers;
 - (B) if the transferee is a limited liability company, the applicant shall designate the state in which the articles of organization were issued, provide the name and address of all officers, and provide a copy of the statement of foreign qualification;
 - (C) if the transferee is a limited liability partnership, the applicant shall designate the state in which the statement of qualification was issued, provide the name and address of all partners, and provide a copy of its statement of qualification; or

(D) if the transferee is an individual, partnership, or association, the application shall indicate the names and addresses of all parties owning an interest in the transferee and the percentage each owns;

(2) a financial statement showing in detail the financial ability and responsibility of the transferee;

(3) a statement specifying the amount the transferee borrowed or otherwise obtained to make the purchase of the items detailed in subsection (b) and specifying all details regarding the transactions;

(4) a sworn statement from the transferee that the vehicle maintenance records, driver qualification files, driver logs, and bills of lading of the transferor will be in the transferee's possession for a period of three years from the date of the transfer. The transferee shall accept all responsibility for the books and records, and shall have them available at any time for inspection by the commission or the commission's employees; and

(5) if the transferee is not currently a motor carrier holding authority from the commission, evidence of compliance with K.A.R. 82-4-26(b). (Authorized by K.S.A. 66-1,117, K.S.A. 2001 Supp. 66-1,112; implementing K.S.A. 2001 Supp. 66-1,112a, K.S.A. 2001 Supp. 66-1,117 and K.S.A. 2001 Supp. 66-1,118; modified, L. 1981, ch. 424, May 1, 1981; amended May 1, 1983; amended May 1, 1987; amended Sept. 16, 1991; amended May 10, 1993; amended Oct. 3, 1994; amended Jan. 4, 1999; amended Jan. 31, 2003.)

82-4-27e. Application to merge or consolidate intrastate common or contract authority; or to acquire control or management of an intrastate common or contract motor carrier operation. (a) All individuals, partnerships, limited liability companies, limited liability partnerships, and corporations who intend to merge, consolidate, or acquire control or management of a motor carrier operation that possesses common or contract interstate authority as well as intrastate authority, or possesses intrastate authority, shall first apply to the commission for authority to do so. The merger, consolidation, or acquisition may be accomplished by means including stock acquisition by a new motor carrier, new owner, or new majority stockholder; transfer of a partnership interest; or a conditional sales contract.

(b) Each entity who has received approval or exemption from the relevant federal agency to make any transaction described in subsection (a) shall send a copy of that approval or exemption to the commission and provide the information specified in subsection (d) of this regulation on the required application.

(c) Each entity that desires to make any transaction described in subsection (a) and has not received approval or exemption of the relevant federal authority shall provide the information specified in subsections (d) and (e) of this regulation and comply with the requirements of subsection (f) of this regulation.

(d) The applicant shall file an original and two copies of the application with the commission. The application shall contain the following information:

(1) The background of the transaction, including the names of the entities involved, their addresses, the reasons for the transaction, and items to be retained, includ-

ing equipment, property, and any other item relevant to the transaction; and

(2) a signed affidavit stating whether or not all ad valorem taxes have been paid to the state of Kansas, and who shall be responsible for paying any outstanding ad valorem tax obligation.

(e) Those applicants who have not received approval or exemption from the relevant federal agency shall also provide the following information:

(1) With respect to a partnership transaction, the percentage of the partnership being transferred and the percentage of each partner as a result of the transaction;

(2) with respect to a stock transaction, the total number of shares outstanding, the total number of shares being transferred and to whom, and the total number of shares any transferee held before the stock transaction; and

(3) unless preempted by federal law, evidence of compliance by the acquiring party or transferee with K.A.R. 82-4-26(b).

(f) Any application filed under this regulation may be granted without hearing if no protests are lodged and the commission does not require further information to make a determination on the application. (Authorized by K.S.A. 2001 Supp. 66-1,112 and K.S.A. 2001 Supp. 66-1,112a; implementing K.S.A. 2001 Supp. 66-1,112a, K.S.A. 66-1,112c, K.S.A. 2001 Supp. 66-1,114, 66-1,114b, and 66-1,118; effective May 1, 1986; amended July 6, 1992; amended Jan. 4, 1999; amended July 14, 2000; amended Jan. 31, 2003.)

82-4-28. Application for contract carrier permit.

Each application for a contract carrier permit shall be typewritten or printed on forms furnished by the commission. An original and two copies shall be filed and shall contain the following information: (a) The name, street address, and mailing address of the applicant, and the title under which the applicant proposes to operate;

(b) a list of the motor vehicles by make, year, and vehicle identification number (VIN) to be used by the applicant. If buses are to be used, the seating capacity of the buses shall be included;

(c) the commodities that the applicant intends to transport;

(d) full and detailed information concerning the financial condition of the applicant; and

(e) evidence of compliance with K.A.R. 82-4-26(b). (Authorized by K.S.A. 2001 Supp. 66-1,112a, 66-1,117; implementing K.S.A. 2001 Supp. 66-1,112b, 66-1,115, 66-1,117, and 66-1,139; effective Jan. 1, 1971; amended May 1, 1981; amended Oct. 3, 1994; amended Jan. 4, 1999; amended Jan. 31, 2003.)

82-4-28a. Application to transfer contract carrier permits. Each application for approval by the commission of the transfer or assignment of a contract carrier permit shall be filed on a form prescribed by the commission and shall contain the following information:

(a) The full and accurate name and address of the transferor and transferee (purchaser);

(b) a designation of the transferee as an individual, partnership, limited liability partnership, limited liability company, corporation, or other;

(continued)

(c) the name and address of the officers, if the transferor is a corporation, and the name of the state where incorporated;

(d) the name and address of the officers if the transferor is a limited liability company, and the name of the state where organized;

(e) the name and address of the partners of the transferor if the transferor is a limited liability partnership, and the name of the state where organized;

(f) if the transferor is an individual or partnership, the names and addresses of all parties owning an interest in the motor carrier line of the organization;

(g) a complete statement of financial condition of the transferee showing all assets of every kind and character and all liability of every kind and character, including debts secured by mortgages, judgments, current indebtedness, and all other liabilities;

(h) a list of the motor vehicles by make, year, and vehicle identification number (VIN) to be used by the applicant;

(i) a written contract of transfer or assignment entered into by the transferor and transferee; and

(j) if the transferee is not currently a motor carrier holding authority from the commission, evidence of compliance with K.A.R. 82-4-26(b). (Authorized by K.S.A. 2001 Supp. 66-1,112a, 66-1,117; implementing K.S.A. 66-1,112c, K.S.A. 2001 Supp. 66-1,117; effective May 1, 1981; amended Jan. 4, 1999; amended Jan. 31, 2003.)

82-4-29. Applications for private carrier permits.

All applications for private carrier permits shall be on forms furnished by the commission and shall contain the following: (a) The name, street address, and mailing address of the applicant, and the title under which the applicant proposes to operate;

(b) the financial condition of the applicant;

(c) a list of motor vehicles to be used by the applicant by make, year, and vehicle identification number;

(d) the commodities that the applicant intends to transport;

(e) the nature of the enterprise or enterprises for which commodities are to be transported; and

(f) evidence of compliance with K.A.R. 82-4-26(b). (Authorized by K.S.A. 66-1,112g, K.S.A. 2001 Supp. 66-1,117; implementing K.S.A. 66-1,112g, K.S.A. 2001 Supp. 66-1,115, K.S.A. 2001 Supp. 66-1,117; effective Jan. 1, 1971; amended May 1, 1981; amended May 10, 1993; amended Jan. 31, 2003.)

82-4-29a. Application for authorization of joint registration of equipment. (a) Each application for authorization of joint registration of equipment shall be typewritten or printed on forms furnished by the commission. An original and two copies shall be filed and shall contain the following:

(1) The full and accurate names and addresses of the applicants;

(2) the motor carrier identification number under which authority for joint registration of equipment is sought;

(3) a balance sheet and income statement issued for the most recent 12 months of data available; and

(4) a certified or sworn statement by each applicant indicating all of the following:

(A) The applicant will jointly be in compliance with the state laws and regulations of the commission.

(B) Equipment utilized by the applicant will be properly marked and identified to reflect the authority under which the equipment is being jointly operated.

(C) The applicant presently has registered and is operating units of motor carrier equipment pursuant to the operating authority issued by the commission.

(D) The applicant will provide a list of the names of other carriers with whom the applicant currently has joint registration issued by the commission.

(E) The applicant will provide a list of the equipment to be registered under the joint application.

(b) If either applicant does not currently hold authority from the commission to operate as a motor carrier, that carrier shall also provide evidence of compliance with K.A.R. 82-4-26(b). (Authorized by K.S.A. 2001 Supp. 66-1,112; implementing K.S.A. 2001 Supp. 66-1,112 and 66-1,139; effective May 1, 1983; amended Oct. 3, 1994; amended Jan. 4, 1999; amended Jan. 31, 2003.)

82-4-30a. Applications for interstate registration.

(a) Each interstate motor carrier designating Kansas as the carrier's registration state and operating in interstate commerce over the highways of this state under authority issued by the relevant federal agency shall file, in duplicate, the uniform application for registration issued by the relevant federal agency, as required by 49 C.F.R. Part 367 as in effect on October 1, 2000, which is adopted by reference.

(b) Each interstate motor carrier operating in interstate commerce that is specifically exempt from the relevant federal agency's jurisdiction shall file an application on forms approved by the commission. Exempt interstate motor carriers shall not be required to comply with K.A.R. 82-4-26(b).

(c) An interstate regulated motor carrier shall not operate in interstate commerce over the highways of this state unless the carrier meets these conditions:

(1) Is registered in the carrier's registration state pursuant to 49 U.S.C. 14504, as in effect on January 23, 2000, and hereby adopted by reference, and 49 C.F.R. Part 367; and

(2) has a current registration receipt in each motor vehicle. (Authorized by K.S.A. 2001 Supp. 66-1,112, 66-1,112a; implementing K.S.A. 2001 Supp. 66-1,116; modified, L. 1981, ch. 424, May 1, 1981; amended Oct. 3, 1994; amended Jan. 4, 1999; amended July 14, 2000; amended Jan. 31, 2003.)

82-4-32. Completing motor carrier applications. (a) Each applicant filing an application for an intrastate common carrier certificate, interstate license, intrastate contract carrier permit, or private carrier permit shall provide the commission with all information required to complete the application within 30 days of the original filing date. Any application that is not completed within 30 days of the original filing date may be dismissed without further notice at the discretion of the commission.

(b) All information required to complete a filing for a certificate of convenience and necessity, certificate of pub-

lic service, intrastate contract carrier permit, or a private carrier permit shall be provided to the commission within 90 days of the date of application, or within 30 days after the date of the hearing if the application requires a hearing. If the required information is not provided within the applicable time period, the application may be dismissed by the commission without further notice.

(c) Required application fees shall not be refunded if the application is dismissed by the applicant or the commission.

(d) Fees may be remitted by personal check, cash, certified check, money order, or electronic transfer of funds. (Authorized by K.S.A. 2001 Supp. 66-1,112, 66-1,112a, K.S.A. 66-1,112g and K.S.A. 2001 Supp. 66-1,117; implementing K.S.A. 2001 Supp. 66-1,117; effective Jan. 1, 1971; amended May 1, 1981; amended May 1, 1987; amended Oct. 3, 1994; amended Jan. 4, 1999; amended July 14, 2000; amended Jan. 31, 2003.)

82-4-35. Preserving certificates or permits. (a) All motor carriers and drivers of vehicles registered under certificates or permits shall, at all times, carry on every vehicle operated under the certificate or permit an authority card, issued by the commission, that defines the operating authority granted by the commission under the certificate or permit.

(b) Copies of certificates or permits issued by the commission shall be carefully preserved by the holders. (Authorized by K.S.A. 2001 Supp. 66-1,112a, K.S.A. 2001 Supp. 66-1,112, K.S.A. 66-1,112g; implementing K.S.A. 2001 Supp. 66-1,112a, K.S.A. 2001 Supp. 66-1,112, K.S.A. 66-1,112g, K.S.A. 2001 Supp. 66-1,139; effective Jan. 1, 1971; amended May 1, 1981; amended May 1, 1984; amended May 1, 1987; amended Jan. 31, 2003.)

82-4-46. Uniform system of accounts and annual reports. Each Kansas intrastate common motor carrier of household goods shall maintain a uniform system of accounts, as formulated and compiled by the commission, and shall file an annual financial report on forms prescribed or approved by the commission. The annual financial report for the preceding calendar year shall be filed on or after January 1, but not later than May 1, of each year. (Authorized by K.S.A. 2001 Supp. 66-1,112; implementing K.S.A. 2001 Supp. 66-123 and K.S.A. 2001 Supp. 66-1,112; effective Jan. 1, 1971; amended May 1, 1981; amended May 1, 1986; amended Jan. 4, 1999; amended Jan. 31, 2003.)

82-4-49b. (Authorized by and implementing K.S.A. 1984 Supp. 66-1,112; effective May 1, 1986; revoked Jan. 31, 2003.)

82-4-49c. (Authorized by and implementing K.S.A. 1997 Supp. 66-1,112; effective May 1, 1986; amended Jan. 4, 1999; revoked Jan. 31, 2003.)

82-4-49d. (Authorized by and implementing K.S.A. 1984 Supp. 66-1,112; effective May 1, 1986; revoked Jan. 31, 2003.)

82-4-49e. (Authorized by and implementing K.S.A. 1984 Supp. 66-1,112; effective May 1, 1986; revoked Jan. 31, 2003.)

Article 7.—RAILROAD GRADE CROSSING PROTECTION RULES

82-7-2. (Authorized by K.S.A. 66-231b; effective, E-72-26, Sept. 1, 1972; effective Jan. 1, 1973; revoked Jan. 31, 2003.)

82-7-3. (Authorized by K.S.A. 66-231b; effective, E-72-26, Sept. 1, 1972; effective Jan. 1, 1973; revoked Jan. 31, 2003.)

82-7-4. (Authorized by K.S.A. 66-231b; implementing K.S.A. 66-231a; effective, E-72-26, Sept. 1, 1972; effective Jan. 1, 1973; amended May 1, 1984; revoked Jan. 31, 2003.)

82-7-5. (Authorized by K.S.A. 66-231b; and implementing K.S.A. 66-231a; effective, E-72-26, Sept. 1, 1972; effective Jan. 1, 1973; amended May 1, 1984; revoked Jan. 31, 2003.)

Article 8.—SITING OF NUCLEAR GENERATION FACILITIES

82-8-1. Definitions. As used in this article, the following definitions shall apply: (a) "Applicant" means any electric utility making application for a permit pursuant to K.S.A. 66-1,159, and amendments thereto.

(b) "Application" means a request for issuance of a permit authorizing the site preparation for, or the construction of a nuclear generation facility, which is also referred to as proposed facility or facility, or an addition to a nuclear generation facility at a particular site in accordance with K.S.A. 66-1,159, and amendments thereto.

(c) "Permit" means the authorization granted by the commission that permits the applicant to begin preparation for, or construction of a nuclear generation facility or addition to a nuclear generation facility on the proposed site.

(d) "Site" means any proposed location of a nuclear generation facility or an addition to a nuclear generation facility. (Authorized by K.S.A. 2001 Supp. 66-106; implementing K.S.A. 2001 Supp. 66-1,159; effective May 1, 1981; amended Jan. 31, 2003.)

82-8-2. Formal requirements for a permit application and supporting documents. (a) Each application for a permit shall contain the following:

(1) A summary statement of the applicant's proposal, including a specific statement describing the proposed facility or addition to it;

(2) a legal description of the land to be used, including the total number of acres intended to be used; and

(3) a statement showing the need for the proposed facility or addition to it.

(b) The supporting documents to be filed along with the application shall consist of the following:

(1) The exhibits, information, and plans required by K.S.A. 66-1,158 et seq., and amendments thereto, and these regulations;

(2) the prepared testimony that shall comprise the applicant's direct case in support of its application and shall meet the requirements of K.A.R. 82-1-229;

(continued)

(3) a list of all landowners as defined by K.S.A. 66-1,158(c), and amendments thereto, who are to be given notice in connection with the application; and

(4) any additional information that the applicant deems necessary or desirable to support the application.

(c) The applicant's prepared testimony in support of its application shall meet the following criteria:

(1) Summarize the information contained in any exhibits;

(2) demonstrate the necessity for additional generation capacity;

(3) for each alternate site proposed, compare the site and size of the proposed facility, in relation to K.A.R. 82-8-3(a) through (k), except that an application for a permit to construct an addition to an existing nuclear generation facility shall not require comparison with an alternate site or sites; and

(4) evaluate the construction, operation, and maintenance of the proposed facility in relation to all applicable federal, state, and municipal laws, ordinances, rules, regulations, land use plans, and interstate contracts or agreements.

(d) The application for a site permit for a nuclear generation facility shall be printed or typed on paper that shall not exceed 8½ inches wide by 11 inches long and that shall be contained in a loose-leaf binder.

(e) If any information required by statute or these regulations is not available, the applicant shall state the reasons it is not available. If this information becomes available or if changes occur in material presented in the application or supporting documents, the applicant shall provide the commission with appropriate amendments to the application or supporting documents. Amendments shall be in the form of page-for-page substitutions.

(f) The applicant shall file the original and 14 copies of the application, supporting documents, and testimony with the commission. (Authorized by K.S.A. 2001 Supp. 66-106; implementing K.S.A. 2001 Supp. 66-1,159; effective May 1, 1981; modified, L. 1981, ch. 425, May 1, 1981; amended Jan. 31, 2003.)

82-8-3. Requirements for applications. Each application for a permit shall be accompanied by supporting documents as specified below and shall be assembled under topical sections corresponding to the subsections below, with index tabs for each section. The order and material to be included in each section shall be as follows: (a) An economic feasibility study on the proposed facility, setting forth the following:

(1) The estimated capital investment in the site, the proposed facility, and other related facilities;

(2) the anticipated source and the amount of funds to finance the project from each source;

(3) the period proposed for construction and the source of the labor force; and

(4) an economic comparison of the proposed facility and site, with other alternatives. The applicant shall include expansion at existing sites, as well as a discussion of power loss associated with the transmission distance, using a present-value revenue requirement comparison and a levelized mill per kilowatt-hour cost over the planning horizon with and without estimated cost escalation

effects. This analysis shall compare the expected present value or the expected levelized cost with the proposed generation and transmission facility and without the proposed facility. The data used in developing this comparison shall be submitted in the format specified by the commission and shall be consistent with the data used in subsections (c) and (g);

(b) financial information sufficient to demonstrate the financial qualifications of the applicant to construct and operate the proposed facility. This information shall show that the applicant possesses or has reasonable assurance of obtaining the funds necessary to cover the estimated construction costs, the operating cost for the design lifetime of the facility, including related fuel costs, and the estimated costs of permanently shutting the facility down and maintaining it in a safe condition;

(c) information and data demonstrating the need for a facility, including the following:

(1) The power requirements for the applicant's electrical system for 10 years before the application date. These requirements shall include the following, at a minimum:

(A) Monthly peak demands;

(B) the date and hour of annual peak;

(C) annual load duration curves;

(D) annual energy requirements; and

(E) the purchases and sales at monthly peak, identified by purchaser and seller; and

(2) a schedule identifying by unit all of the applicant's existing generation facilities, including the following:

(A) The facility location and type, unit number, typical use, and fuel type;

(B) the net capacity;

(C) the on-line date;

(D) forced outage rates, including dates and duration of outage for the last five years;

(E) the annual capacity factor and equivalent availability factor for the last five years; and

(F) estimated unit deratings or projected retirement for 15 years and the reason for the derating. Projections shall be on a year-by-year basis;

(d) a general site description, which shall include the following:

(1) The proposed site location identified by section, township, range, and county, and the total number of acres involved;

(2) a state map, drawn to a scale not less than ½ inch equals 10 miles, showing the site location with respect to state, county, and other political subdivisions, and prominent features including cities, lakes, rivers, and highways;

(3) detailed maps, drawn to a scale not less than four inches equal one mile, showing the location of the facility perimeter, present and proposed utility development within three miles of the location, utility property abutting adjacent properties, nearby water bodies, wooded areas, farm settlements, parks and other public facilities; and

(4) the location of transmission substations and transmission lines associated with the proposed facility and interconnection with the applicant's electrical transmission system in Kansas;

(e) a general description of the proposed facility, which shall include the following:

- (1) The principal design features;
- (2) the expected operating and performance characteristics, including the following:
 - (A) the estimated maximum capacity of the facility;
 - (B) the estimated capacity if the facility is limited by condenser water;
 - (C) the estimated annual equivalent availability factors for each of the first five years of commercial operation;
 - (D) the estimated average operating heat rate (BTU/KWH) at 50%, 75%, and 100% of capacity;
 - (E) the estimated maintenance schedule for the first five years of commercial operation;
 - (F) the estimated gross generation, in megawatt hours, for each of the first five years of commercial operation;
 - (G) the estimated fraction of gross generation attributable to primary fuel for each of the first five years of commercial operation; and
 - (H) a schedule outlining the proposed plan for testing the unit for commercial operation including an approximate time schedule for this testing;

(3) the general arrangement of typical major structures and equipment by the use of scale plans and elevation drawings in sufficient number and detail to provide understanding of the general layout of the facility;

(4) extrapolation of any significant technology as represented by the design;

(5) the names and addresses, if known, of the prime contractors and major vendors for the project; and

(6) a time chart showing estimated engineering, construction, and start-up schedules for the proposed facility;

(f) approvals by other governmental agencies, according to the following:

(1) A list of all federal, state, and local permits, licenses, and certificates required for construction and operation of the facility, and the status of the application for approval of each. The applicant shall provide copies of all these documents, if issued;

(2) a list of all federal, state, and local government permits, licenses, and certificates required for the construction and operation of the facility in the following categories:

(A) Required before the expiration of the statutory time period for a determination concerning a site permit as provided in K.S.A. 66-1,162, and amendments thereto;

(B) required concurrent with the determination of the site permit by this commission; and

(C) required after a site permit determination by this commission; and

(3) copies submitted of all studies submitted to other agencies as directed by the commission;

(g) information on any transmission lines required to connect the proposed facility to the bulk power transmission network, including the following:

(1) The point or points at which facility transmission lines are planned for connection to the bulk power transmission network;

(2) the length, voltage, and capacity of any required new transmission line;

(3) the probable type of construction of any new line;

(4) a map, drawn to a scale not less than 1/2 inch equals 10 miles, showing the proposed route, and any alternate routes, for each transmission line necessary to connect the proposed facility with the bulk power transmission network;

(5) base case load flow studies as data is available from the Southwest Power Pool, of the existing Kansas interconnected electrical system for a year before the addition of the proposed facility of application modeled with the following:

(A) All Kansas interconnected loads simulated at 115 KV and higher bus;

(B) all out-of-state interconnected load flows simulated at the Kansas state line; and

(C) any unsatisfactory results highlighted;

(6) base case load flow studies of the existing Kansas interconnected electrical system modeled as specified in paragraphs (g)(5)(A) and (B) above, with the addition of the proposed generation and transmission facilities in one of the two years following completion and biennially thereafter through the tenth year as data is available from the Southwest Power Pool; and

(7) a full explanation of the applicant's load forecasting technique as used in paragraphs (g)(5) and (6) above. The applicant shall include the following at a minimum:

(A) A study of 10 years of historical load growth. Data for each year shall be subdivided into actual or modeled simulation by residential, commercial, industrial, and other load components;

(B) a trending methodology and detailed explanation of it, making use of the historical load growth study and modifying the study results to account for trend changes caused by conservation, load management, price elasticity, econometrics, and additional factors that are themselves trend makers; and

(C) a load forecasting methodology incorporating the results of paragraph (g)(7)(B) above and a detailed explanation of it;

(h) data on the geology and seismology of the site and region surrounding the proposed site including the following:

(1) Maps and charts showing the topography, which shall include the following:

(A) A location map of the proposed structures, test holes, and excavation;

(B) a geologic map of rock types and structural features;

(C) geologic cross sections showing subsurface conditions; and

(D) a map, drawn to a scale not less than four inches equal one mile, showing bedrock contours where the site is covered by unconsolidated material;

(2) the physiographic significance of topographic features and their relationship to the regional pattern;

(3) the stratigraphic significance of the genesis, composition, extent, sequence, and correlation of rock units;

(4) the lithologic significance of the composition and textural character, including the results of any studies necessary to obtain a complete determination, of rock type and mineral composition;

(5) the subsurface structure showing faults, joints, distortion, alteration, weathering, slip planes, fissures, and

(continued)

cavities, and an explanation of the relationship of significant regional structure to site geology, including faulting;

- (6) a description of soil types at the site;
- (7) information concerning slope stability at the site; and
- (8) copies of all studies or other bases used to furnish any information in this subsection;
- (i) information on fuel to be used at the proposed facility, including the following:
 - (1) The specific type of fuel expected to be used; and
 - (2) a description of the method of fuel delivery to the site as well as the frequency of delivery that will be necessary;
- (j) an evaluation of the effect on the environment, which shall be prepared for each alternative site for a new

generating facility. The evaluation shall consider the following, at a minimum:

- (1) The cultural, scenic, archaeological, and historical characteristics of the site; and
- (2) the fauna and flora and, in particular, any endangered species existing in or traversing the site; and
- (k) a discussion of the anticipated noise level of the proposed facility and the need and proposals for noise control. (Authorized by K.S.A. 2001 Supp. 66-106; implementing K.S.A. 2001 Supp. 66-1,159; effective May 1, 1981; modified, L. 1981, ch. 425, May 1, 1981; amended Jan. 31, 2003.)

Jeffrey S. Wagaman
Executive Director

Doc. No. 028836

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
1-9-7b	Amended	V. 21, p. 2048
1-11-1	Amended	V. 21, p. 770
1-14-12a	Revoked	V. 21, p. 770
1-16-18	Amended	V. 21, p. 146
1-45-15	Amended (T)	V. 21, p. 1942
1-45-16	Amended (T)	V. 21, p. 1942

AGENCY 3: KANSAS STATE TREASURER

Reg. No.	Action	Register
3-2-2	Amended	V. 21, p. 1944
3-2-3	Amended	V. 21, p. 1944

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
4-7-2	Amended	V. 21, p. 2020
4-7-3	Amended	V. 21, p. 2020
4-7-4	Amended	V. 21, p. 2020
4-7-6	Amended	V. 21, p. 2021
4-7-213	Amended	V. 21, p. 2021
4-7-213a	Revoked	V. 21, p. 2021
4-7-214	Amended	V. 21, p. 2021
4-7-216	Amended	V. 21, p. 2021
4-7-408	Revoked	V. 21, p. 2021

4-7-507	Amended	V. 21, p. 2021
4-7-510	Amended	V. 21, p. 2021
4-7-511	Revoked	V. 21, p. 2021
4-7-512	Revoked	V. 21, p. 2022
4-7-513	Revoked	V. 21, p. 2022
4-7-530	Amended	V. 21, p. 2022
4-7-531	Amended	V. 21, p. 2022
4-7-532	Amended	V. 21, p. 2022
4-7-533	Amended	V. 21, p. 2022
4-7-715	Amended	V. 21, p. 2022
4-7-716	Amended	V. 21, p. 2022
4-7-717	Amended	V. 21, p. 2023
4-7-718	Amended	V. 21, p. 2023
4-7-719	Amended	V. 21, p. 2023
4-7-720	Revoked	V. 21, p. 2023
4-7-721	Revoked	V. 21, p. 2023
4-7-722	Revoked	V. 21, p. 2023
4-7-802	Revoked	V. 21, p. 2023
4-7-804	New	V. 21, p. 2023
4-7-900	Amended	V. 21, p. 2024
4-7-901	Amended	V. 21, p. 2024
4-7-902	Amended	V. 21, p. 2024
4-7-903	Amended	V. 21, p. 2024
4-7-904	Amended	V. 21, p. 2024
4-7-905	Revoked	V. 21, p. 2024
4-7-1000	Amended	V. 21, p. 2024
4-7-1001	Revoked	V. 21, p. 2025
4-13-9	Amended (T)	V. 21, p. 1174
4-13-9	Amended	V. 21, p. 1749
4-13-20		
4-13-24		
4-13-20	Amended (T)	V. 21, p. 1174, 1175
4-13-24		
4-13-25	Amended	V. 21, p. 1749, 1750
4-13-25a	Amended	V. 21, p. 2043
4-13-25a		
4-13-25l	New	V. 21, p. 2044-2047
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		
4-15-14		
4-15-14	New	V. 21, p. 1705-1708
4-16-7a	Amended	V. 22, p. 12
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		
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		
5-15-4		
5-15-4	New (T)	V. 21, p. 690-692
5-15-1		
5-15-4		
5-15-4	New	V. 21, p. 1307-1309
5-16-1		
5-16-1		
5-16-7	New	V. 21, p. 1667-1669
5-21-6	New	V. 22, p. 41
5-21-7	New	V. 22, p. 42
5-22-2	Amended	V. 21, p. 2133
5-22-4	Amended	V. 21, p. 2133
5-22-4a	New	V. 21, p. 2134
5-22-5	Revoked	V. 21, p. 2134
5-22-12	New	V. 21, p. 2134
5-23-6	Amended	V. 21, p. 2134
5-24-5	Amended	V. 21, p. 2135
5-24-7	Amended	V. 21, p. 2135
5-24-8	New	V. 21, p. 2135
5-24-9	New	V. 21, p. 2136
5-24-10	New	V. 21, p. 2136

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		
10-21-1		
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		
11-1-9		
11-1-14	New	V. 21, p. 1319-1321
11-2-4		
11-2-6	Revoked	V. 21, p. 1321
11-5-1		
11-5-1		
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		
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
14-12-1 through		
14-12-18	Revoked	V. 21, p. 2095
14-13-14	New	V. 21, p. 1054
14-13-15	New	V. 21, p. 1055
14-14-6	Revoked	V. 21, p. 2095
14-14-6a	New	V. 21, p. 2095

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
26-8-12	Revoked (T)	V. 21, p. 1173
26-8-12	Revoked	V. 21, p. 1748
26-8-13	Revoked (T)	V. 21, p. 1173
26-8-13	Revoked	V. 21, p. 1748
26-8-14	Revoked (T)	V. 21, p. 1173

26-8-14	Revoked	V. 21, p. 1748
26-8-15	New (T)	V. 21, p. 1173
26-8-15	New	V. 21, p. 1748
26-11-1	New	V. 21, p. 1405
26-11-2	New	V. 21, p. 1405
26-11-3	New	V. 21, p. 1405

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-18	Amended (T)	V. 21, p. 1405
28-1-18	Amended	V. 21, p. 1920
28-4-269	Amended (T)	V. 21, p. 497
28-4-269	Amended	V. 21, p. 1167
28-4-331	Amended (T)	V. 21, p. 498
28-4-331	Amended	V. 21, p. 1168
28-4-351	Amended (T)	V. 21, p. 500
28-4-351	Amended	V. 21, p. 1170
28-4-576 through		
28-4-596	New (T)	V. 21, p. 597-616
28-4-576 through		
28-4-596	New	V. 21, p. 2138-2156
28-14-1	Amended	V. 21, p. 1791
28-14-2	Amended	V. 21, p. 1791
28-16-28b through		
28-16-28e	Amended	V. 21, p. 2096-2012
28-17-6	Amended (T)	V. 21, p. 1171
28-17-6	Amended	V. 21, p. 1704
28-19-17	Amended	V. 21, p. 1892
28-19-17a through		
28-19-17q	Revoked	V. 21, p. 1892
28-19-75	Revoked	V. 21, p. 1325
28-19-350	New	V. 21, p. 1892
28-19-564	Amended	V. 21, p. 1581
28-19-714	New	V. 21, p. 1325
28-29-18	Revoked	V. 21, p. 310
28-29-29	Amended	V. 21, p. 310
28-29-2201	New	V. 21, p. 310
28-31-1	Amended	V. 21, p. 1511
28-31-2	Amended	V. 21, p. 1512
28-31-3	Amended	V. 21, p. 1512
28-31-4	Amended	V. 21, p. 1512
28-31-6	Amended	V. 21, p. 1517
28-31-8	Amended	V. 21, p. 1518
28-31-8b	Amended	V. 21, p. 1519
28-31-9	Amended	V. 21, p. 1519
28-31-10	Amended	V. 21, p. 1519
28-31-10a	Amended	V. 21, p. 1520
28-31-11	Revoked	V. 21, p. 1520
28-31-14	Amended	V. 21, p. 1520
28-31-15	Amended	V. 21, p. 1520
28-31-16	Amended	V. 21, p. 1520
28-38-18 through		
28-38-23	Amended	V. 22, p. 7-9
28-38-28	Amended	V. 22, p. 10
28-38-29	Amended	V. 22, p. 10
28-38-30	Amended	V. 22, p. 11
28-55-3	Amended	V. 21, p. 311
28-55-5	Amended	V. 21, p. 311
28-72-1 through		
28-72-4	Amended	V. 21, p. 1944-1948
28-72-4a	Amended	V. 21, p. 1952
28-72-4b	Amended (T)	V. 21, p. 1954
28-72-4c	Amended	V. 21, p. 1955
28-72-5 through		
28-72-18	Amended	V. 21, p. 1957-1971
28-72-18e	Amended	V. 21, p. 1973
28-72-19	Amended	V. 21, p. 1974
28-72-21	Amended	V. 21, p. 1974

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-90	Amended	V. 21, p. 1005
30-5-64	Amended	V. 21, p. 1943
30-5-94	Amended	V. 21, p. 2049
30-5-101	Revoked	V. 21, p. 1007
30-5-101a	Revoked	V. 21, p. 2049

30-5-108a	Amended	V. 21, p. 2049
30-5-300	Amended	V. 21, p. 1007
30-5-308	Amended	V. 21, p. 2049
30-6-86	Amended	V. 21, p. 2049
30-6-88	New	V. 21, p. 1010
30-6-94	Amended	V. 21, p. 506
30-6-103	Amended	V. 21, p. 2050
30-6-107	Amended	V. 21, p. 1011
30-6-109	Amended	V. 21, p. 1011
30-6-112	Amended	V. 21, p. 1013
30-10-1a	Amended	V. 21, p. 506
30-10-2	Amended	V. 21, p. 508
30-10-6	Amended	V. 21, p. 1014
30-10-7	Amended	V. 21, p. 509
30-10-11	Amended	V. 21, p. 1015
30-10-15a	Amended	V. 21, p. 1017
30-10-15b	Amended	V. 21, p. 1018
30-10-17	Amended	V. 21, p. 2050
30-10-18	Amended	V. 21, p. 2052
30-10-19	Amended	V. 21, p. 1023
30-10-21	Amended	V. 21, p. 1024
30-10-23a	Amended	V. 21, p. 2055
30-10-24	Amended	V. 21, p. 1025
30-10-25	Amended	V. 21, p. 1026
30-10-27	Amended	V. 21, p. 1027
30-10-29	Revoked	V. 21, p. 1028
30-12-16 through		
30-12-22	Revoked	V. 21, p. 331
30-13-17 through		
30-13-26	Revoked	V. 21, p. 331
30-64-20	Amended	V. 21, p. 80
30-64-22	Amended	V. 21, p. 80
30-64-23	Amended	V. 21, p. 80
30-64-24	Amended	V. 21, p. 1310
30-64-30	Amended	V. 21, p. 81
30-64-31	Amended	V. 21, p. 81
30-64-32	Amended	V. 21, p. 82
30-64-34	Revoked	V. 21, p. 82

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-34	Amended	V. 21, p. 2131
40-1-43	Amended	V. 21, p. 451
40-1-46	Amended	V. 21, p. 212
40-1-47	New	V. 21, p. 588
40-1-48	Amended	V. 21, p. 1056
40-1-49	New	V. 21, p. 1703
40-2-22	Revoked	V. 21, p. 589
40-4-37	Amended	V. 21, p. 741
40-4-37k	Amended	V. 21, p. 1272
40-4-37q	New	V. 21, p. 1272
40-4-37s	New	V. 21, p. 743
40-4-37t	New	V. 21, p. 1272
40-4-37u	New	V. 21, p. 1370

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-4-103	Revoked	V. 21, p. 309
44-4-104	Revoked	V. 21, p. 309
44-4-106 through		
44-4-109	Revoked	V. 21, p. 309
44-5-101	Revoked	V. 21, p. 309
44-5-103	Revoked	V. 21, p. 309
44-5-107 through		
44-5-110	Revoked	V. 21, p. 309
44-5-113	Revoked	V. 21, p. 309
44-5-114	Revoked	V. 21, p. 309
44-6-101	Amended	V. 21, p. 1406
44-6-106	Amended	V. 21, p. 1407
44-6-107	Amended	V. 21, p. 1407
44-6-108	Amended	V. 21, p. 1408
44-6-114c	Amended	V. 21, p. 1408
44-6-114d	New	V. 21, p. 1409
44-6-114e	New	V. 21, p. 1409
44-6-115	Revoked	V. 21, p. 1415
44-6-115a	New	V. 21, p. 1415
44-6-115b	New	V. 21, p. 1415
44-6-115c	New	V. 21, p. 1417

(continued)

44-6-117 Revoked V. 21, p. 1418
 44-6-120 Revoked V. 21, p. 1418
 44-6-124 Revoked V. 21, p. 1418
 44-6-125 Amended V. 21, p. 1418
 44-6-126 Amended V. 21, p. 1419
 44-6-133 Revoked V. 21, p. 1419
 44-6-134 Amended V. 21, p. 1419
 44-6-136 Amended V. 21, p. 1419
 44-6-136a Amended V. 21, p. 1420
 44-6-137 Amended V. 21, p. 1420
 44-6-138 Amended V. 21, p. 1420
 44-6-140 Amended V. 21, p. 1421
 44-6-140a Amended V. 21, p. 1421
 44-6-141 Amended V. 21, p. 1421
 44-6-142 Revoked V. 21, p. 1421
 44-6-143 Amended V. 21, p. 1421
 44-6-146 Revoked V. 21, p. 1422
 44-7-102 Revoked V. 21, p. 309
 44-7-103 Revoked V. 21, p. 309
 44-7-105 Revoked V. 21, p. 309
 44-7-106 Revoked V. 21, p. 309
 44-7-107 Revoked V. 21, p. 309
 44-7-109 Revoked V. 21, p. 309
 44-7-112 Revoked V. 21, p. 309
 44-7-114 Revoked V. 21, p. 309
 44-7-115 Revoked V. 21, p. 309
 44-7-116 Revoked V. 21, p. 309
 44-8-110 through
 44-8-114 Revoked V. 21, p. 309
 44-11-111 Amended V. 21, p. 335
 44-11-112 Revoked V. 21, p. 336
 44-11-113 Amended V. 21, p. 336
 44-11-114 Revoked V. 21, p. 336
 44-11-115 Revoked V. 21, p. 336
 44-11-119 Amended V. 21, p. 336
 44-11-120 Amended V. 21, p. 336
 44-11-121 Amended V. 21, p. 337
 44-11-122 Revoked V. 21, p. 337
 44-11-123 Amended V. 21, p. 337
 44-11-124 Revoked V. 21, p. 337
 44-11-127 Amended V. 21, p. 337
 44-11-129 Amended V. 21, p. 338
 44-11-130 Amended V. 21, p. 338
 44-11-131 Amended V. 21, p. 339
 44-11-132 Amended V. 21, p. 339
 44-11-133 Amended V. 21, p. 339
 44-11-135 Amended V. 21, p. 339
 44-12-103 Amended V. 21, p. 117
 44-12-105 Amended V. 21, p. 117
 44-12-106 Amended V. 21, p. 117
 44-12-107 Amended V. 21, p. 117
 44-12-201 through
 44-12-205 Amended V. 21, p. 118
 44-12-210 Amended V. 21, p. 118
 44-12-303 Amended V. 21, p. 118
 44-12-305 Amended V. 21, p. 118
 44-12-306 Amended V. 21, p. 119
 44-12-307 Amended V. 21, p. 119
 44-12-309 Amended V. 21, p. 119
 44-12-310 Amended V. 21, p. 119
 44-12-312 Amended V. 21, p. 119
 44-12-313 Amended V. 21, p. 119
 44-12-314 Amended V. 21, p. 119
 44-12-318 Amended V. 21, p. 120
 44-12-320 Revoked V. 21, p. 120
 44-12-321 Amended V. 21, p. 120
 44-12-325 Amended V. 21, p. 120
 44-12-326 Revoked V. 21, p. 120
 44-12-327 Amended V. 21, p. 120
 44-12-328 Amended V. 21, p. 120
 44-12-401 Amended V. 21, p. 120
 44-12-501 Amended V. 21, p. 121
 44-12-503 Amended V. 21, p. 121
 44-12-504 Amended V. 21, p. 121
 44-12-505b Amended V. 21, p. 121
 44-12-601 Amended V. 21, p. 121
 44-12-602 Amended V. 21, p. 123
 44-12-702 Amended V. 21, p. 123
 44-12-801 Amended V. 21, p. 123
 44-12-902 Amended V. 21, p. 123
 44-12-1002 Amended V. 21, p. 123
 44-12-1306 Amended V. 21, p. 123
 44-12-1307 Amended V. 21, p. 124

44-13-101 Amended V. 21, p. 151
 44-13-104 Revoked V. 21, p. 151
 44-13-105 Amended V. 21, p. 151
 44-13-106 Amended V. 21, p. 151
 44-13-201 Amended V. 21, p. 152
 44-13-201b Amended V. 21, p. 153
 44-13-202 Amended V. 21, p. 153
 44-13-302a Revoked V. 21, p. 153
 44-13-304 Revoked V. 21, p. 153
 44-13-306 New V. 21, p. 154
 44-13-307 New V. 21, p. 154
 44-13-401 Amended V. 21, p. 154
 44-13-401a Revoked V. 21, p. 154
 44-13-402 Amended V. 21, p. 154
 44-13-403 Amended V. 21, p. 155
 44-13-404 Amended V. 21, p. 156
 44-13-405a Amended V. 21, p. 157
 44-13-406 Amended V. 21, p. 158
 44-13-408 Amended V. 21, p. 158
 44-13-409 Amended V. 21, p. 158
 44-13-501 Amended V. 21, p. 158
 44-13-502a Amended V. 21, p. 158
 44-13-506 through
 44-13-509 Amended V. 21, p. 158, 159
 44-13-601 Amended V. 21, p. 159
 44-13-603 Amended V. 21, p. 159
 44-13-610 Amended V. 21, p. 159
 44-13-701 through
 44-13-704 Amended V. 21, p. 159, 160
 44-13-705 Revoked V. 21, p. 161
 44-13-706 Amended V. 21, p. 161
 44-13-707 Amended V. 21, p. 161
 44-14-101 Revoked V. 21, p. 83
 44-14-102 Revoked V. 21, p. 83
 44-14-201 Revoked V. 21, p. 83
 44-14-202 Revoked V. 21, p. 83
 44-14-301 through
 44-14-318 Revoked V. 21, p. 83
 44-15-101 Amended V. 21, p. 84
 44-15-101a Amended V. 21, p. 84
 44-15-102 Amended V. 21, p. 85
 44-15-201 Amended V. 21, p. 86
 44-16-102 Amended V. 21, p. 86
 44-16-103 Revoked V. 21, p. 86
 44-16-104 Revoked V. 21, p. 86
 44-16-105 Amended V. 21, p. 86
 44-16-106 Revoked V. 21, p. 86
 44-16-107 Revoked V. 21, p. 86
 44-16-108 Revoked V. 21, p. 86

AGENCY 45: KANSAS PAROLE BOARD

Reg. No.	Action	Register
45-1-1	Revoked	V. 21, p. 1894
45-4-4		
through		
45-4-7	Revoked	V. 21, p. 1894
45-4-9	Revoked	V. 21, p. 1894
45-6-1	Revoked	V. 21, p. 1894
45-6-2	Revoked	V. 21, p. 1894
45-6-3	Revoked	V. 21, p. 1894
45-6-5	Revoked	V. 21, p. 1894
45-7-1		
through		
45-7-5	Revoked	V. 21, p. 1894
45-9-1		
through		
45-9-4	Revoked	V. 21, p. 1894
45-10-1	Revoked	V. 21, p. 1894
45-11-1	Revoked	V. 21, p. 1895
45-14-1	Revoked	V. 21, p. 1895
45-16-2	Revoked	V. 21, p. 1895
45-16-3	Revoked	V. 21, p. 1895
45-16-4	Revoked	V. 21, p. 1895
45-100-1	New	V. 21, p. 1895
45-200-1	New	V. 21, p. 1895
45-200-2	New	V. 21, p. 1896
45-300-1	New	V. 21, p. 1896
45-300-2	New	V. 21, p. 1896
45-400-1		
through		
45-400-4	New	V. 21, p. 1896, 1897

45-500-1 through
 45-500-4 New V. 21, p. 1897, 1898
 45-600-1 New V. 21, p. 1899
 45-700-1 New (T) V. 21, p. 1328
 45-700-1 New V. 21, p. 1900
 45-700-2 New (T) V. 21, p. 1328
 45-700-2 New V. 21, p. 1900
 45-800-1 New V. 21, p. 1900

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
60-1-104	Amended	V. 22, p. 42
60-2-101		
through		
60-2-106	Amended	V. 22, p. 43-47
60-2-108	Amended	V. 22, p. 47
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
60-9-107	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
60-16-102	Amended	V. 22, p. 47
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 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-4-7	Amended	V. 21, p. 1867
74-4-8	Amended	V. 21, p. 1867
74-4-9	Amended	V. 21, p. 1901
74-5-101	Amended	V. 21, p. 1868
74-5-102	Amended	V. 21, p. 1868
74-5-202	Amended	V. 21, p. 1869
74-5-302	Amended	V. 21, p. 1869
74-5-401	Amended	V. 21, p. 1869
74-5-406	Amended	V. 21, p. 1869
74-7-4	New	V. 21, p. 1870
74-11-6	Amended	V. 21, p. 1870
74-11-7	Amended	V. 21, p. 1870

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-220a	New	V. 22, p. 39
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
82-13-1	New	V. 22, p. 40
82-13-2	New	V. 22, p. 40

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
 91-10-1a* Revoked V. 21, p. 1705
 91-10-2* Revoked V. 21, p. 1705

(*By Board of Regents)

91-32-1
 through
 91-32-9 Revoked V. 21, p. 1867

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
92-19-5	Revoked	V. 21, p. 1997
92-19-5a	New	V. 21, p. 1997
92-19-6	Revoked	V. 21, p. 1312
92-19-6a	New	V. 21, p. 1312
92-19-22	Revoked	V. 21, p. 1998
92-19-22a	New	V. 21, p. 1998
92-19-22b	New	V. 21, p. 1999
92-19-23	Revoked	V. 21, p. 2000
92-19-23a	New	V. 21, p. 2000
92-19-35a	New	V. 21, p. 1312
92-19-50	Revoked	V. 21, p. 2000
92-19-55	Revoked	V. 21, p. 1313
92-19-55a	New	V. 21, p. 1313
92-19-57	Amended	V. 21, p. 2000
92-19-61	Revoked	V. 21, p. 1315
92-19-61a	New	V. 21, p. 1315
92-19-81	New	V. 21, p. 2001
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
 92-51-21 Amended V. 21, p. 2092
 92-51-23 Amended V. 21, p. 2092
 92-51-24 Amended V. 21, p. 2092
 92-51-27 Amended V. 21, p. 2092
 92-51-34 Revoked V. 21, p. 2093
 92-51-38 Amended V. 21, p. 2093
 92-51-39 Amended V. 21, p. 2093
 92-51-41 Amended V. 21, p. 2093
 92-51-53 Amended V. 21, p. 2093
 92-51-56 Amended V. 21, p. 2093
 92-51-57 Revoked V. 21, p. 2094
 92-51-58 Revoked V. 21, p. 2094
 92-51-60 Revoked V. 21, p. 2094
 92-51-61 Revoked V. 21, p. 2094
 92-52-2 Revoked V. 21, p. 2094
 92-52-3 Amended V. 21, p. 2094
 92-52-8 Revoked V. 21, p. 2094
 92-52-11 Revoked V. 21, p. 2094
 92-56-1
 through
 92-56-5 Amended V. 21, p. 1057-1059

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
100-11-1	Amended	V. 21, p. 1864
100-27-1	Amended	V. 21, p. 307
100-28a-1	Amended	V. 21, p. 1864
100-29-7	Amended	V. 21, p. 1864
100-49-1	Amended	V. 21, p. 2137
100-49-4	Amended (T)	V. 21, p. 1131
100-49-4	Amended	V. 21, p. 1864
100-49-6		
through		
100-49-9	New	V. 21, p. 2137
100-54-4	Amended	V. 21, p. 2138
100-55-4	Amended	V. 21, p. 2138
100-69-3	Amended	V. 21, p. 1864
100-69-9	Amended	V. 21, p. 1865
100-69-10	Amended	V. 21, p. 1865
100-69-11	Amended	V. 21, p. 1866

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

(continued)

**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
111-2-141	New	V. 21, p. 1852
111-2-142	New	V. 21, p. 1852
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
111-4-1938	Amended	V. 21, p. 1852
111-4-1939	through	
111-4-1945	New	V. 21, p. 1854-1857
111-4-1946	through	
111-4-1951	New	V. 22, p. 48-52
111-5-22	Amended	V. 21, p. 1758
111-5-23	Amended	V. 21, p. 1858
111-5-24	Amended	V. 21, p. 1858
111-5-26	Amended	V. 21, p. 1859
111-5-27	Amended	V. 21, p. 1860
111-5-28	Amended	V. 21, p. 1860
111-5-30	Amended	V. 21, p. 1529
111-5-32	Amended	V. 21, p. 1861
111-5-33	Amended	V. 21, p. 1861
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
111-7-182	through	
111-7-186	New	V. 21, p. 1861-1862
111-7-182	Amended	V. 22, p. 53
111-7-184	Amended	V. 22, p. 53
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
111-9-118	New	V. 22, p. 54
111-9-119	New	V. 22, p. 54

**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
115-17-6	through	
115-17-9	Amended	V. 21, p. 1889, 1890
115-17-11	Amended	V. 21, p. 1561
115-17-12	Amended	V. 21, p. 1562
115-17-13	Amended	V. 21, p. 1562
115-17-14	Amended	V. 21, p. 1890
115-18-7	Amended	V. 21, p. 453
115-18-13	Amended	V. 21, p. 1562
115-18-14	Amended	V. 21, p. 1563
115-20-2	Amended	V. 21, p. 1891
115-30-8	Amended	V. 21, p. 1891

**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