

Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Department of Agriculture

Notice of Board Meeting

The Governor's Agricultural Advisory Board will meet at 9:30 a.m. Friday, January 24, in the training room at the Kansas Department of Agriculture, 109 S.W. 9th, fourth floor, Topeka. A meeting agenda is available by contacting Ginger Patterson at (785) 296-3902. This meeting is open to the public and will include time for public comment. If special accommodations are needed, individuals should contact the Department of Agriculture at least three business days prior to the meeting at (785) 296-3902.

Greg A. Foley
Acting Secretary of Agriculture

Doc. No. 028870

State of Kansas

Kansas State University

Notice to Bidders

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

Monday, February 3, 2003

#3110

Motorized Microscope System

William H. Sesler
Director of Purchasing

Doc. No. 028856

State of Kansas

Law Enforcement Training Commission

Notice of Meeting

The Kansas Law Enforcement Training Commission will meet at 10 a.m. Tuesday, January 28, at the Kansas Law Enforcement Training Center, located 12 miles southeast of Hutchinson, south of K-96 at the Hutchinson Air Base Industrial Tract (HABIT), the former Naval Air Station, or 1 mile west and 1 mile south of Yoder. The meeting is open to the public.

Darrell Wilson
Chairperson

Doc. No. 028873

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 1-20-03 through 1-26-03

Term	Rate
1-89 days	1.23%
3 months	1.11%
6 months	1.18%
1 year	1.26%
18 months	1.48%
2 years	1.68%

Derl S. Treff
Director of Investments

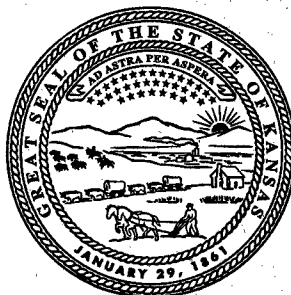
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State of Kansas

Board of Emergency Medical Services**Notice of Meeting**

The Board of Emergency Medical Services will meet at 9 a.m. Friday, February 7, in the Centennial Room of the Pozez Education Center, 1500 S.W. 10th Ave., Topeka. Committee meetings will begin at 10 a.m. Thursday, February 6. Agenda items include updates on the office, committee reports, 2003 legislative session update, EMS summit, FY 2003/2004 budget and election of officers.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W. 6th, Topeka, 66603, (785) 296-6237.

Effective January 27, the Board of Emergency Medical Services will be located in Room 1031, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612.

David Lake
Administrator

Doc. No. 028876

State of Kansas

Secretary of State**Executive Appointments**

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

State Representative, 24th District

Edward J. O'Malley Jr., 4804 W. 57th St., Roeland Park, 66205. Term expires when a successor is elected and qualifies according to law. Succeeds Robert Tomlinson, resigned.

State Representative, 46th District

Paul Davis, 1527 Massachusetts, Lawrence, 66044. Term expires when a successor is elected and qualifies according to law. Succeeds Troy Findley, resigned.

Barton County Commissioner

William H. Ernsting, District 4, 173 S.E. 100 Ave., El-linwood, 67526. Term expires when a successor is elected and qualifies according to law. New commission district.

Janice I. Crissman, District 5, 276 N.W. 60th Ave., Great Bend, 67530. Term expires when a successor is elected and qualifies according to law. New commission district.

Butler County Commissioner

Michael K. Wheeler, District 4, 1951 Chelsea Drive, El Dorado, 67042. Term expires when a successor is elected and qualifies according to law. New commission district.

Phil Anderson, District 5, 21311 S.W. Hunter Road, Douglass, 67039. Term expires when a successor is elected and qualifies according to law. New commission district.

Hamilton County Commissioner

Michael W. Spini, District 4, HC-10, Box 14, Syracuse, 67878. Term expires when a successor is elected and qualifies according to law. New commission district.

Randall C. Braddock, District 5, Box 758, Syracuse, 67878. Term expires when a successor is elected and qualifies according to law. New commission district.

Miami County Commissioner

Patton M. Apple, District 4, 28230 New Lancaster Road, Louisburg, 66053. Term expires when a successor is elected and qualifies according to law. New commission district.

James Lyle Wobker, District 5, 31270 Pressonville Road, Paola, 66071. Term expires when a successor is elected and qualifies according to law. New commission district.

Woodson County Attorney

Jerry B. Hathaway, Woodson County Courthouse, 105 W. Rutlege, Yates Center, 66783. Term expires when a successor is elected and qualifies according to law. Succeeds W.D. "Red" DeLong.

Naturopathic Advisory Council

(Established by 2002 Session Laws of
Kansas, Chapter 203.)

Trista Curzydlo, 2nd Floor, State Capitol, 300 S.W. 10th Ave., Topeka, 66612. Term expires December 31, 2005.

Pet Animal Advisory Board

Rebecca S. Blaes, Route 2, Box 251A, Cherryvale, 67335. Term expires June 30, 2005. Succeeds Opal Featherston.

Dr. Robert H. Gentry, 900 W. 8th St., Beloit, 67420. Term expires June 30, 2005. Succeeds Jerry Schrader.

Stacy J. Miles, 6106 W. 69th North, Valley Center, 67147. Term expires June 30, 2005. Succeeds Mildred Dold.

Toni Woolard, 323 Mojave West, Lake Quivira, 66217. Term expires June 30, 2005. Succeeds Freda Watts.

Workforce Network of Kansas Board

David A. Cleveland, Department of Commerce and Housing, 1000 S.W. Jackson, Suite 100, Topeka, 66612. Serves at the pleasure of the Governor. Succeeds David Moore.

Ron Thornburgh
Secretary of State

Doc. No. 028861

State of Kansas

Kansas Guardianship Program

Notice of Meeting

The Kansas Guardianship Program will conduct its governing board meeting from 3:30 to 5 p.m. Monday, January 27, in Room 220-S, State Capitol, 300 S.W. 10th Ave., Topeka. For more information, call (785) 587-8555.

Jean Krahn
Executive Director

Doc. No. 028872

State of Kansas

Kansas Insurance Department

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Wednesday, March 26, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of proposed changes in an existing rule and regulation.

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

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

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

K.A.R. 40-4-36. K.A.R. 40-4-36 is the regulation governing reasonable notice of the right to continuation and convert. There is a primary change to the regulation that clarifies the intent of the original regulation. It specifically includes the requirement that insurance companies give reasonable notice to consumers of their right to continue coverage specified in K.S.A. 40-19c06 and K.S.A. 40-2209. This change eliminates confusion as to whether reasonable notice must be given for both the right to continuation and the right to convert.

The second change is to clarify that insurers must give reasonable notice to consumers of their right to convert coverage specified in K.S.A. 40-19c06 and K.S.A. 40-2209. This change eliminates confusion as to whether insurers bear responsibility to inform consumers of their right to convert.

There is little fiscal impact as a result of these changes. The insurers currently are required to send notice of the

right to convert. The requirement to send notice of the right to continuation would not be significant.

Sandy Praeger
Kansas Insurance Commissioner

Doc. No. 028865

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

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

Monday, February 3, 2003

05805

Department of Transportation—Mechanical Street Sweeper, Various Locations

Tuesday, February 4, 2003

05822

Department of Transportation—Bituminous Plant Mixture (Hot Mix-Cold Lay), District 5

Friday, February 7, 2003

05824

Topeka Correctional Facility—Laundry Chemical and Dispensing System

Wednesday, February 12, 2003

A-9244 Rev.

Emporia State University—HVAC Replacement Project, King Hall

Thursday, February 13, 2003

A-9461

Larned State Hospital—Reroof Hospital, Meyer Building

Wednesday, February 19, 2003

A-9165

Kansas Commission of Veterans' Affairs—Kansas Veterans' Cemetery at WaKeeney, Trego County

Request for Proposals

Wednesday, February 5, 2003

05817

Zero Turning Radius Riding Mowers for Statewide

Thursday, February 6, 2003

05819

Chainsaws and String Trimmers for Statewide

John T. Houlihan
Director of Purchases

Doc. No. 028879

State of Kansas

Kansas Sentencing Commission

Notice of Meeting

The Kansas Sentencing Commission will meet from 1:30 to 3:30 p.m. Tuesday, January 28, in the Senate Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. For further information, call (785) 296-0923.

Barbara Tombs
Executive Director

Doc. No. 028857

State of Kansas

Kansas Insurance Department

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9 a.m. Friday, March 28, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the revocation of an existing rule and regulation.

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

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

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

K.A.R. 40-5-110. K.A.R. 40-5-110 sets out the requirement for annual review of procedures of creditors with respect to credit insurance business. The Commissioner of Insurance is proposing that this regulation be revoked because it is no longer necessary. K.S.A. 40-222(a) requires the Commissioner of Insurance to exam the condition of all insurers writing business in the state of Kansas at least every five years or whenever the commissioner deems necessary. The review of procedures can be done through these examinations by the commissioner.

There is a positive economic impact on the industry because an unnecessary regulation is being revoked. There is no economic impact on the agency or on consumers because examinations are already performed on insurers licensed in this state.

Sandy Praeger
Kansas Insurance Commissioner

Doc. No. 028869

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

The following motor carriers have filed various applications and are scheduled for hearing at 9:30 a.m. February 4 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. All applications listed herein are for statewide authority unless otherwise stated. This list does not include cases that have been continued from earlier assigned hearing dates for which parties of record have received notice.

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

Attention should be directed to Kansas Administrative Regulation 82-1-228, rules of practice and procedure before the commission.

Applications for Abandonment of Certificate
of Public Service:

Lawrence Benoit and James K. Lewin, dba B & L Tank Service, 818 N. 3rd, Stockton, KS 67669; MC ID No. 122265

Fralick Trucking, Inc., 11252 108 Road, Dodge City, KS 67801; MC ID No. 159570

Haag Incorporated, 3120 Gage, Topeka, KS 66614; MC ID No. 120697

William Eugene Harper, dba Grain Transport Services, 1511 Ave. H, Dodge City, KS 67801; MC ID No. 159579

Donald R. Hodges, dba Lyons Wrecker Service, 511 Serra, Lyons, KS 67554; MC ID No. 132064

Indian Oil Co., Inc., 2507 S.E. U.S. 160 Hwy., Medicine Lodge, KS 67104; MC ID No. 157410

Jim Weed, Inc., 750 N. Franklin Ave., Colby, KS 67701; MC ID No. 153464

Eldon H. Klaassen, dba E & M Trucking, 2420 W. 51st North, Wichita, KS 67204; MC ID No. 149316

Lady Baltimore Foods, Inc., 1601 Fairfax Trafficway, Kansas City, KS 66117; MC ID No. 111636

Jerry D. Nelson, dba Central Courier Service, 2149 Mars Ave., Salina, KS 67401; MC ID No. 157254

Penske Transportation Services, Inc., 3700 Park E Drive, Cleveland, OH 44101; MC ID No. 118708

R.B. Stucky and N.M. Stucky, dba S & S Dairies, 2056 Cherokee Road, Moundridge, KS 67107; MC ID No. 100319

Application for Certificate of Convenience
and Necessity:

Lawrence Cobler, dba Cobler Transportation, 5720 N.W. Topeka, #2, Topeka, KS 66617; MC ID No. 159987; Passengers

Mike J. Hoeme, Director
Transportation Division

Doc. No. 028878

State of Kansas

State Corporation Commission

Notice of Motor Carrier Applications

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

Requests to inspect and copy the notices provided to the parties and questions in regard to these applications should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3225 or 271-3151. For general inquiries, contact Vickie Berg at (785) 271-3225. To lodge an official complaint, submit your protest in writing, supported by relevant facts, to Mike Hoeme, Director of Transportation, at the address above within 10 days of the date of publication of this notice.

Applications for Certificate of Public Service:

- Salvador Arguello, dba S & D Trucking**, 101 W. C St., Plains, KS 67869; MC ID No. 160002; General commodities (except household goods and hazardous materials)
- Barry Isaac Trucking, Inc.**, 1025 260th, Fort Scott, KS 66701; MC ID No. 160015; General commodities (except household goods and hazardous materials)
- Randy Bond, dba Randys Tire Service**, 318 E. 4th, Wellsville, KS 66092; MC ID No. 160020; Wrecked, disabled, repossessed and replacement vehicles
- Cain Trucking, Inc.**, 400 Kingman Road, Quenemo, KS 66528; MC ID No. 160011; William Barker, Attorney; General commodities (except household goods and hazardous materials)
- CATLBYR Xpress, L.L.C.**, 3044 Jackson Road, Edna, KS 67342; MC ID No. 162296; William Barker, Attorney; General commodities (except household goods and hazardous materials)
- Clary Logistics, Inc.**, 904 S. Walnut, South Hutchinson, KS 67505; MC ID No. 160008; General commodities (except household goods and hazardous materials)
- Roger D. Coleman, dba Coleman Trucking**, 1730 Road G, Emporia, KS 66801; MC ID 160016; General commodities (except household goods and hazardous materials)
- Larry Cook, dba Woodchuck Trucking**, 7468 Village Green Road, Meriden, KS 66512; MC ID No. 160010; General commodities (except household goods and hazardous materials)
- Mark W. Crooks**, 1422 Eagle Road, Fort Scott, KS 66701; MC ID No. 160021; General commodities (except household goods and hazardous materials)
- Delivery Solutions, Inc.**, 1646 S. Laura, Wichita, KS 67211; MC ID No. 160003; Oil refinery equipment
- Heather A. Dill, dba Golden Fields Trucking**, 1341 Road R, Emporia, KS 66801; MC ID No. 160019; General commodities (except household goods and hazardous materials)
- Double E Trucking, LLC**, 2595 Deer Road, Abilene, KS 67410; MC ID No. 160017; General commodities (except household goods and hazardous materials)
- Eliazar Galindo, dba Galindo Trucking**, 214 Neosho, Emporia, KS 66801; MC ID No. 162332; General commodities (except household goods and hazardous materials)
- Douglas W. Jeanneret, dba JTL**, Route 3, Box 154A, Seneca, KS 66538; MC ID No. 160014; William Barker, Attorney; General commodities (except household goods and explosives)
- Robert Koehler, dba Koehler Transportation**, 418 N. Palmer, Sharon Springs, KS 67758; MC ID No. 160005; General commodities (except household goods and hazardous materials)
- M.D. Trans, Inc.**, 15 James Way, South Hutchinson, KS 67505; MC ID No. 160006; General commodities (except household goods)

MyTK, LLC, 9851 Industrial Blvd., Lenexa, KS 66215; MC ID No. 160018; General commodities (except household goods and hazardous materials)

N.G. Trucking, Inc., 7240 Park, Shawnee, KS 66216; MC ID No. 260179; General commodities (except household goods and hazardous materials)

Richardson Trucking, Inc., 1310 N. Carlton, Liberal, KS 67901; MC ID No. 159999; Livestock

Roberto Ruvalcaba, dba Ruvalcaba Trucking, 11769 Yucca Drive, Garden City, KS 67846; MC ID No. 160013; General commodities (except household goods and hazardous materials)

Clifton B. Shipley, Jr., 16609 W. 123rd St., Olathe, KS 66062; MC ID No. 260169; General commodities (except household goods and hazardous materials)

Larry G. Swayze, 602 W. 7th, Lincolnville, KS 66858; MC ID No. 162308; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Tac-J, LLC, dba Tac-J Trucking, 2528 County Road Q, Colby, KS 67701; MC ID No. 260174; General commodities (except household goods and hazardous materials)

Traditional Trucking Corporation, 202 Anderson Ave., Belvue, KS 66407; MC ID No. 160000; General commodities (except household goods and hazardous materials)

Transco, Inc., 4747 McLane Parkway, Temple, TX 76504; MC ID No. 160001; W. Robert Alderson, Attorney; General commodities (except household goods and hazardous materials)

Maurice Wedel, dba Maurice Wedel Trucking, 2155 Frontier Road, Galva, KS 67443; MC ID No. 159998; General commodities (except household goods and hazardous materials)

David Wesley, dba Wesley Trucking Co., 609 Clifton, Onaga, KS 66521; MC ID No. 162349; General commodities (except household goods and hazardous materials)

Wiebe Trucking, Inc., 13902 N.W. Purity Springs Road, Burns, KS 66840; MC ID No. 162299; William Barker, Attorney; General commodities (except household goods and hazardous materials)

Kenneth J. and Ronda L. Zook, dba Zook Trucking, 2977½ Nail Road, Abilene, KS 67410; MC ID No. 154086; General commodities (except household goods and hazardous materials)

Applications for Transfer of Certificate of Public Service:

Curtis Baker, dba CattleCar, 601 Mulberry, Cottonwood Falls, KS 66845, MC ID No. 260156, to: Cattlecar, L.L.C., 601 Mulberry, Cottonwood Falls, KS 66845; General commodities (except household goods and hazardous materials)

Johnson Transport, Inc., 990 S. Range, Suite 2, Colby, KS 67701, MC ID No. 135684, to: Eagle Transportation, L.L.C., 990 S. Range, Suite 2, Colby, KS 67701; William Barker, Attorney; General commodities (except household goods and propane, butane and anhydrous ammonia)

Randall D. Patterson, dba Anthony Livestock Trucking, 632 S. Jennings, Anthony, KS 67003, MC ID No. 155451, to: Anthony Livestock Trucking LLC, 632 S. Jennings, Anthony, KS 67003; Clyde Christey, Attorney; General commodities (except household goods and hazardous materials)

Norman Rein, 2715 Plaza Ave., Hays, KS 67601, MC ID No. 140104, to: Rein's Repair L.L.C., 2715 Plaza Ave., Hays, KS 67601; Wrecked, disabled, repossessed and replacement motor vehicles

Application for Name Change of Certificate of Public Service:

Vernon L. Blundell and Dianna C. Blundell, dba B & D Trucking, 807 Westlawn, Dodge City, KS 67801, MC ID No. 100592,

to: Vernon and Dianna Blundell, 807 Westlawn, Dodge City, KS 67801; Grain

Applications for Extension of Certificate of Public Service:

Jeffrey Wayne Crawford, dba Jeff's Roustabout Service, 2800 Cathedral, Victoria, KS 67671; MC ID No. 133538; Saltwater Louderback Trucking, LLC, Route 2, Box 254, Liberal, KS 67901; MC ID No. 260096; General commodities (except household goods)

Mike J. Hoeme, Director
Transportation Division

Doc. No. 028877

State of Kansas

Real Estate Appraisal Board

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Friday, March 21, in the lower level conference room at 1100 S.W. Wanamaker Road, Topeka, to consider the adoption of K.A.R. 117-1-1, 117-2-1, 117-3-1, 117-4-1, 117-6-1, 117-6-2, 117-6-3 and 117-8-1.

This 60-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Kansas Real Estate Appraisal Board, 1100 S.W. Wanamaker Road, Suite 104, Topeka, 66604. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, 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 Sally Pritchett at (785) 271-3373.

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

117-1-1. Definitions. This regulation is being amended to define the national uniform standards course currently required of all licensed/certified appraisers. There will be no economic impact to the appraisers, state agencies or the public.

117-2-1. Licensed classification; education requirements. This regulation is being amended to add the term "national" to the uniform standards of professional appraisal practice course requirement. There will be no economic impact to the appraisers, state agencies or the public.

117-3-1. General classification; education requirements. This regulation is being amended to add the term "national" to the uniform standards of professional appraisal practice course requirement. There will be no economic

impact to the appraisers, state agencies or the public.

117-4-1. Residential classification; education requirements. This regulation is being amended to add the term "national" to the uniform standards of professional appraisal practice course requirement. There will be no economic impact to the appraisers, state agencies or the public.

117-6-1. Continuing education; renewal requirements. This regulation is being amended as follows:

1. The current three-year education cycle is being reduced to a two-year cycle.

2. The 15-hour tested uniform standards of professional appraisal practice course, required once during each three-year education cycle, is being changed to a seven-hour national uniform standards of professional appraisal practice update course once during each two-year education cycle.

Economic Impact:

1. There will be no economic impact to appraisers, state agencies or the public.

2. Economic impact will be limited. Instructors of the National Uniform Standards Course, required of each appraiser once every two years, will be required to complete an instructor qualification course and test. There is a cost associated with the course and test, which will have some impact on the education providers. This cost may affect the individual appraiser taking the uniform standards course. The economic impact should be minimal.

117-6-2. Continuing education; approval of courses; requirements. This regulation is being amended to bring the requirements for video and remote television course offerings in line with federal requirements of the Appraisal Subcommittee. There is no economic impact to appraisers, state agencies or the public.

117-6-3. Education; obtaining course approval. This regulation is being amended to include the term "national" to the uniform standards of professional appraisal practice course and add the national uniform standards of professional appraisal practice update course. Instructors of the National Uniform Standards Course, required of each appraiser once every two years, will be required to complete an instructor qualification course and test. There is a cost associated with the course and test, which will have some impact on the education providers. This cost may affect the individual appraiser taking the uniform standards course. The economic impact should be minimal.

117-8-1. Uniform standards of professional appraisal practice. This regulation is being amended so that the board can adopt the current edition of Uniform Standards of Professional Appraisal Practice (USPAP) by reference with the exception of standards 6, 7, 8, 9 and 10, which refer to appraisal practices outside the jurisdiction of this board. There will be no economic impact to the appraisers, state agencies or the public.

Copies of the regulations and their economic impact statement may be obtained by contacting the Kansas Real Estate Appraisal Board.

Sally Pritchett
Executive Director

Doc. No. 028867

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced January 13-15 by the 2003 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-4096. Full texts of bills, bill tracking and other information may be accessed at ink.org/public/legislative.

House Bills

HB 2001, An act concerning state finances; relating to appropriations and demand transfers from the state general fund; amending K.S.A. 75-6702 and repealing the existing section, by Representative Light.

HB 2002, An act concerning municipalities; relating to the investment of public moneys; amending K.S.A. 12-1675 and repealing the existing section, by Representative Sloan.

HB 2003, An act concerning certain rural water districts; providing procedures for acquisition of such districts' water supply and distribution systems by certain municipalities, by Representative Sloan.

HB 2004, An act concerning schools; relating to the resolution of conflicts; amending K.S.A. 72-6407 and repealing the existing section; also repealing K.S.A. 72-6407a and 72-7108a, by Legislative Educational Planning Committee.

HB 2005, An act concerning income taxation; relating to credits for property taxes paid upon certain railroad machinery and equipment; amending K.S.A. 2002 Supp. 79-32,206 and repealing the existing section, by Special Committee on Assessment and Taxation.

HB 2006, An act concerning the state inservice education opportunities act; renaming the act the education professional development act; amending K.S.A. 72-6409, 72-9601, 72-9602, 72-9603, 72-9604, 72-9605, 72-9606, 72-9607, 72-9608, 72-9609, 72-9610 and 72-9901 and repealing the existing sections, by Legislative Educational Planning Committee.

HB 2007, An act concerning abortion, prohibiting third trimester abortions; amending K.S.A. 65-6703 and 65-6721 and repealing the existing sections, by Representative F. Miller.

HB 2008, An act concerning proprietary schools; relating to certification and registration fees; amending K.S.A. 72-4938 and repealing the existing section, by Legislative Educational Planning Committee.

HB 2009, An act concerning general education development credentials; relating to fees; amending K.S.A. 72-4530 and repealing the existing section, by Legislative Educational Planning Committee.

HB 2010, An act concerning educational benefits for dependents of deceased public safety officers; amending K.S.A. 2002 Supp. 75-4364 and repealing the existing section, by Representative Sloan.

HB 2011, An act concerning municipalities; relating to the investment of public moneys; amending K.S.A. 12-1675 and 12-1675a and repealing the existing sections, by Representative Sloan.

HB 2012, An act concerning retirement; relating to the Kansas police and firemen's retirement system; normal retirement date; amending K.S.A. 74-4957 and repealing the existing section, by Joint Committee on Pensions, Investments and Benefits.

HB 2013, An act concerning retirement; relating to the Kansas public employees retirement system and systems thereunder; membership of certain employees of participating employers, by Joint Committee on Pensions, Investments and Benefits.

HB 2014, An act concerning retirement and pensions; relating to retirement annuities of certain members of the legislature; amending K.S.A. 74-4925 and repealing the existing section, by Joint Committee on Pensions, Investments and Benefits.

HB 2015, An act concerning the Kansas juvenile justice code; relating to modification of sentence; amending K.S.A. 38-1665 and repealing the existing section, by Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2016, An act concerning the Kansas juvenile justice code; relating to juvenile corrections officers; training and powers and duties thereof; amending K.S.A. 38-1602 and repealing the existing section, by Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2017, An act concerning the legislature; relating to the joint committee on corrections and juvenile justice oversight, expiration thereof;

amending K.S.A. 46-2801 and repealing the existing section, by Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2018, An act concerning electricity; providing for the organization of cooperative corporations to generate electricity from renewable resources and technologies and to transmit and sell such electricity at wholesale; authorizing issuance of bonds for certain purposes, by Committee on Utilities.

HB 2019, An act concerning telecommunications; relating to regulation of broadband and high speed internet access service; amending K.S.A. 66-1,187 and repealing the existing section, by Committee on Utilities.

HB 2020, An act relating to social welfare; concerning organ transplant services, by Representative Gatewood (By request).

HB 2021, An act concerning schools; relating to the capital outlay levy and fund; amending K.S.A. 72-8801 and 72-8804 and repealing the existing sections, by Representative Light.

HB 2022, An act concerning labor and employment; employee benefits; leave, by Representative Swenson.

HB 2023, An act concerning certain restrictive covenants, by Representative Goico.

House Concurrent Resolutions

HCR 5001, A concurrent resolution adopting joint rules for the Senate and House of Representatives for the 2003-2004 biennium.

HCR 5002, A concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor.

House Resolutions

HR 6001, A resolution relating to the organization of the House of Representatives.

HR 6002, A resolution relating to assignment of seats of the House of Representatives.

HR 6003, A resolution relating to the rules of the House of Representatives for the 2003-2004 biennium.

HR 6004, A resolution adopting permanent rules of the House of Representatives for the 2003-2004 biennium.

Senate Bills

SB 1, An act enacting the bi-state revenue equity act; concerning the Kansas and Missouri metropolitan culture district compact; relating to the distribution of revenues; amending K.S.A. 12-2536 and repealing the existing section, by Senator O'Connor.

SB 2, An act concerning certain boards; relating to the terms of members thereof; amending K.S.A. 2-3709 and 76-3304 and repealing the existing sections, by Confirmation Oversight Committee.

SB 3, An act concerning criminal defamation; repealing K.S.A. 21-4004, by Senator Schmidt.

SB 4, An act concerning the cash-basis law; relating to exemptions therefrom; amending K.S.A. 10-1102 and 10-1116a and repealing the existing sections, by Legislative Budget Committee.

SB 5, An act concerning school districts; relating to certain funds; amending K.S.A. 12-2615, 44-505c, 72-4141, 72-5390, 72-6409, 72-6425, 72-6428, 72-8209, 72-8316, 72-8317, 72-8415a and 75-6110 and repealing the existing sections; also repealing K.S.A. 72-3703, by Legislative Educational Planning Committee.

SB 6, An act repealing K.S.A. 74-8840; relating to certain audits of the accounts and transactions of the racing and gaming commission, by Legislative Post Audit Committee.

SB 7, An act concerning technical colleges; relating to the governing body thereof; amending K.S.A. 72-4470 and repealing the existing section, by Legislative Educational Planning Committee.

SB 8, An act concerning the legislative post audit act; relating to certain audits of the pooled money investment board; amending K.S.A. 46-1106 and repealing the existing section also repealing K.S.A. 2002 Supp. 75-4264, by Legislative Post Audit Committee.

SB 9, An act concerning jurisdiction of certain law enforcement officers; relating to Native American tribal law enforcement officers; amending K.S.A. 2002 Supp. 22-2401a and repealing the existing section, by Joint Committee on State-Tribal Relations.

SB 10, An act concerning the department of corrections; relating to construction at El Dorado correctional facility, by Joint Committee on Corrections and Juvenile Justice Oversight.

SB 11, An act concerning the juvenile justice authority; relating to the annual budget planning process; creating a community advisory com-

mittee; relating to community graduated sanctions and prevention programs, by Joint Committee on Corrections and Juvenile Justice Oversight.

SB 12, An act concerning retirement and pensions; relating to the Kansas public employees retirement system; board of trustees; appointment of officers and employees thereby; amending K.S.A. 74-4908 and repealing the existing section, by Joint Committee on Pensions, Investments and Benefits.

SB 13, An act concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; benefits; purchase of service credit; amending K.S.A. 74-4902, 74-4918, 74-4963, 74-4963a, 74-4964 and 74-4964a and K.S.A. 2002 Supp. 20-2610a and repealing the existing sections, by Joint Committee on Pensions, Investments and Benefits.

SB 14, An act concerning providers of care services; employment of persons by such providers; amending K.S.A. 65-5117 and K.S.A. 2002 Supp. 39-970 and repealing the existing sections, by Committee on Judiciary.

SB 15, An act concerning the residential landlord and tenant act; notice of termination of tenancy; amending K.S.A. 58-2570 and repealing the existing section, by Committee on Judiciary.

SB 16, An act concerning drivers' licenses and other identification cards; relating to application requirements; photograph fees; amending K.S.A. 8-240, 8-243 and 8-1324 and repealing the existing sections, by Committee on Judiciary.

SB 17, An act concerning district courts; relating to clerks and non-judicial personnel; amending K.S.A. 2002 Supp. 20-343 and 20-345 and repealing the existing sections, by Committee on Judiciary.

SB 18, An act concerning civil procedure; relating to executions; issuance; amending K.S.A. 2002 Supp. 60-2401 and repealing the existing section, by Committee on Judiciary.

SB 19, An act concerning retirement and pensions; relating to the retirement system for judges; mandatory retirement; amending K.S.A. 20-2608 and repealing the existing section, by Committee on Judiciary.

SB 20, An act concerning drivers' licenses; relating to contents thereof; amending K.S.A. 8-243 and repealing the existing section, by Committee on Judiciary.

SB 21, An act concerning the judicial branch of state government; relating to the nomination and selection of justices and judges; amending K.S.A. 20-119, 20-120, 20-122, 20-123, 20-124, 20-125, 20-126, 20-129, 20-133, 20-138, 20-2904, 20-2905, 20-2906, 20-2909, 20-2914 and 20-3004 and K.S.A. 2002 Supp. 20-2915 and repealing the existing sections, by Committee on Judiciary.

SB 22, An act concerning school districts; relating to the capital outlay fund; amending K.S.A. 72-8801 and 72-8804 and repealing the existing sections, by Senator Bunten.

SB 23, An act concerning distinctive license plates; providing for the expiration of certain plates, by Senator Emler.

Senate Concurrent Resolutions

SCR 1601, A proposition to amend sections 3 and 7 of article 6 of the constitution of the state of Kansas.

SCR 1602, A concurrent resolution relating to a committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.

Senate Resolutions

SR 1801, A resolution relating to the organization of the Senate.

SR 1802, A resolution relating to assignments of seats of the Senate.

SR 1803, A resolution congratulating and commending the Farmers Insurance Group.

Doc. No. 028853

State of Kansas

Historic Sites Board of Review

Notice of Hearing

The grants review committee of the Kansas Historic Sites Board of Review will conduct a hearing at 9:30 a.m. Tuesday, February 4, on the second floor of the Koch Education Center of the Kansas History Center, 6425 S.W. 6th Ave., Topeka, to receive public comments on the applications filed with the Historic Preservation Office for federal fiscal year 2003 survey and planning grants. Comments may be addressed to the committee orally or in writing.

The following organizations, entities, institutions, etc., have submitted applications:

- City of Atchison, Documenting Historic Buildings in Atchison, \$12,500
- Doniphan County, (CLG) Doniphan County Transportation Context Nomination, \$5,001
- Henry Coeme/Osage Mission Infirmary and Guest House, Osage Mission Infirmary and Guest House National Register Nomination, \$1,000
- City of Hiawatha, 2003 Survey and Planning Grant, \$2,231
- City of Hutchinson, (CLG) Historic District Nomination for Hyde Park Neighborhood and South Main Downtown Area, \$40,000
- Kansas State University, National Register of Historic Places, Evaluation of the Scott and Evans Sites, Stranger Creek Valley, Leavenworth County, Kansas, \$20,788
- City of Lawrence, (CLG) Design Review Intern, \$11,508
- City of Lawrence, (CLG) Education Series, \$11,495
- City of Lawrence, (CLG) Kanwaka Township Survey, \$10,480
- City of Manhattan, (CLG) Manhattan Survey Project, \$13,000
- City of Newton, (CLG) Newton/North Newton Historic Booklet, \$3,718
- City of Topeka, Monroe Neighborhood Reconnaissance Survey, \$9,165
- City of Topeka, Shawnee County Community Building Reconnaissance Survey, \$4,605
- City of Wichita, (CLG) Wichita Historic Projects, \$54,710

The committee also will receive general comments about the types of survey and planning projects that should be funded in Kansas. Funding for the grants is provided by the National Park Service, a division of the United States Department of the Interior, and is administered by the Kansas State Historical Society.

Mary R. Allman
Executive Director

Doc. No. 028862

State of Kansas

Historic Sites Board of Review

Notice of Meeting

The Kansas Historic Sites Board of Review will meet at 9 a.m. Saturday, February 22, in Classrooms A and B in the Kansas Museum of History on the grounds of the Kansas History Center, 6425 S.W. 6th Ave., Topeka. The board will evaluate the following properties for the National Register of Historic Places and/or the Register of Historic Kansas Places:

- Band Shell in Wolf Park, Block 2, Lots 7-18, Ellinwood, Barton County
- W.H. Coffin House, 421 E. 11th Ave., Winfield, Cowley County
- Vinland Presbyterian Church, 697 E. 1725 Road, Baldwin City, Douglas County
- Wheatland Farm Historic District, SE 4, SE4, SE4, S22, T13, R4, Chapman vicinity, Dickinson County
- Newton Main Street Historic District I, 200-214 and 203-301 N. Main, Newton, Harvey County
- Newton Main Street Historic District II, 411-825 and 414-726 N. Main, Newton, Harvey County
- Jenkins Building, 101 W. Mackenzie, White City, Morris County
- Ruleton School, 6450 Ruleton Ave., Goodland, Sherman County
- Exhibit Building, Trego County Fairgrounds, Tract 10-12-23, WaKeeney, Trego County
- **Metal Truss Bridges In Kansas**
 - (1) Stranger Creek Warren Truss Bridge, SE $\frac{1}{4}$ of Sec. 20 & SW $\frac{1}{4}$, Sec. 21, T6S, R19E, Atchison County
 - (2) Delaware River Warren Truss Bridge, NE $\frac{1}{4}$ of Sec. 22 and the NW $\frac{1}{4}$ of Sec. 23, T3S, R15E, Brown County
 - (3) South Fork Wolf River Camelback Truss Bridge, SE $\frac{1}{4}$ of Sec. 28 & NE $\frac{1}{4}$ of Sec. 33, T3S, R18E, Brown County
 - (4) Little Walnut River Pratt Truss Bridge, SE $\frac{1}{4}$ of Sec. 19, T28S, R5E, Butler County
 - (5) Cottonwood River Pratt Truss Bridge, NW $\frac{1}{4}$ of Sec. 1, T21S, R5E, Chase County
 - (6) West 14th Street Bridge, Winfield, Cowley County
 - (7) Silver Creek Camelback Truss Bridge, SE $\frac{1}{4}$ of Sec. 3, T34S, R5E, Cowley County
 - (8) West Rock Bridge, SW $\frac{1}{4}$ of Sec. 18, T30S, R4E, Cowley County
 - (9) Chapman Creek Pratt Truss Bridge, SE $\frac{1}{4}$ of Sec. 13, T12S, R3E, Dickinson County
 - (10) Eight Mile Creek Warren Truss Bridge, NW $\frac{1}{2}$ of Sec. 26, T16S, R19E, Franklin County
 - (11) Old Katy Bridge, NW $\frac{1}{4}$ of Sec. 2, T13S, R5E, Geary County
 - (12) Delaware River Composite Truss Bridge, SW $\frac{1}{4}$ of Sec. 18, T8S, R18E, Jefferson County
 - (13) Delaware River Parker Truss Bridge, SW $\frac{1}{4}$ of Sec. 22, T11, R18E, Jefferson County
 - (14) Lovewell Bridge SW $\frac{1}{4}$ of Sec. 15 & SE $\frac{1}{4}$ of Sec. 16, T2S, R6W, Jewell County

- (15) Begley Bridge, SE $\frac{1}{4}$ of Sec. 25, T7S, R20E, Leavenworth County
- (16) Salt Creek Truss Leg Bedstead Bridge, NE $\frac{1}{4}$ of Sec. 12 & SE $\frac{1}{4}$ of Sec. 1, T10S, R7W, Lincoln County
- (17) Robidoux Creek Pratt Truss Bridge, SW $\frac{1}{4}$ of Sec. 5 & NW $\frac{1}{4}$ of Sec. 8, T4S, R9E, Marshall County
- (18) Robidoux Creek Warren Truss Bridge, SW $\frac{1}{4}$ of Sec. 8, T4S, R9E, Marshall County
- (19) North Gypsum Creek Truss Leg Bedstead Bridge, SW $\frac{1}{4}$ of Sec. 30, T17S, R1W, McPherson County
- (20) Clear Creek Camelback Truss Bridge, NW $\frac{1}{4}$ of Sec. 28, T1S, R11E, Nemaha County
- (21) North Fork Solomon River Lattice Truss Bridge, NE $\frac{1}{4}$ & the NW $\frac{1}{4}$ of Sec. 21, T5S, R24W, Norton County
- (22) Sand Creek Truss Leg Bedstead Bridge, NW $\frac{1}{4}$ of Sec. 3, T5S & SW $\frac{1}{4}$ of Sec. 34, T4S, R23W, Norton County
- (23) Atchison, Topeka & Santa Fe Pratt Truss Bridge, NW $\frac{1}{4}$ of Sec. 10, T18S, R16E, Osage County
- (24) East Fork Wolf Creek Truss Bridge, SE $\frac{1}{4}$ of Sec. 29 & NE $\frac{1}{4}$ of Sec. 32, T10S, R11W, Osborne County
- (25) Coal Creek Pratt Truss Bridge, S $\frac{1}{2}$ of Sec. 12 & N $\frac{1}{2}$ of Sec. 13, T12S, R2W, Ottawa County
- (26) Battle Creek King Post Truss Bridge, SE $\frac{1}{4}$ of Sec. 20 & NE $\frac{1}{4}$ of Sec. 29, T1S, R19W, Phillips County
- (27) Lakewood Park Bridge, Salina, Saline County
- (28) West Spring Creek Truss Leg Bedstead Bridge, S $\frac{1}{2}$ of Sec. 3 & the N $\frac{1}{2}$ of Sec. 10, T15S, R5W, Saline County
- (29) Frye Bridge, SE $\frac{1}{4}$ of Sec. 6 & the SW $\frac{1}{4}$ of Sec. 5, T11S, R15E, Shawnee County
- (30) Wea Creek Bowstring Arch Truss Bridge, NW $\frac{1}{4}$ of Sec. 32, T11S, R15E, Shawnee County

The board also will consider allocations of fiscal year 2003 Historic Preservation Fund grants. The Kansas State Historical Society welcomes individuals with disabilities to participate in its activities. If special accommodations are required, contact Faye Johnson at the Cultural Resources Division, Kansas State Historical Society, 6425 S.W. 6th Ave., Topeka, 66615-1099, (785) 272- 8681, ext. 240, by February 14 to discuss the nature of the disability and what the Kansas State Historical Society can do to ensure participation in the activity.

Mary R. Allman
Executive Director

Doc. No. 028858

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

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

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

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

Public Notice No. KS-AG-03-018/024
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Leon L. Dunn Route 3, Box 113 St. John, KS 67576	N/2 of Section 05, T23S, R13W, Stafford County	Arkansas River Basin

Kansas Permit No. A-ARSF-H001 Federal Permit No. KS0089958

This permit is for modification and new construction of an existing swine facility. As a result of the modification the facility's current 1,251 animal unit capacity of swine will be reduced to 1,855 head (742 animal units) of swine weighing more than 55 pounds and 2,675 head (268 animal units) of swine weighing less than 55 pounds, for a total of 4,530 head (1,010 animal units) of swine.

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

Name and Address of Applicant	Legal Description	Receiving Water
Virgil Knudson Hog Farm 1856 E. Hwy. 73 Horton, KS 66439	NE/4 of Section 11, T04S, R17E, Brown County	Missouri River Basin

Kansas Permit No. A-MOBR-S012

This is a permit renewal and reduction in head count for an existing facility for a new total of 600 head (240 animal units) of swine greater than 55 pounds and 200 head (20 animal units) of swine 55 pounds or less, for a total of 260 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
Roger Koester 1442 N. 210 Road Concordia, KS 67901	SW/4 of Section 22, T06S, R02W, Cloud County	Lower Republican River Basin

Kansas Permit No. A-LRCD-S006

This is a permit renewal and modification for an existing facility for a maximum of 600 head of swine weighing more than 55 pounds [240

animal units (a.u.)] and 400 head of swine weighing less than 55 pounds (40 a.u.), for a total of 1,000 head (280 a.u.) of swine. The existing swine operation was changed during the past permit cycle. A half-acre (0.5 acre) open lot was removed and the existing nursery unit that was previously used for both farrowing and nursery purposes now houses only nursery pigs. This resulted in a decrease of 44 head of swine weighing more than 55 pounds and an increase of 70 head of swine weighing less than 55 pounds.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. 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
Maple Creek Farms, LLC - Woelk Site c/o James C. Hicks P.O. Box 1598 Leoti, KS 67861	SE/4 of Section 05, T20S, R38W, Wichita County	Upper Arkansas River Basin

Kansas Permit No. A-UAWH-H004 Federal Permit No. KS0095419

This is a permit modification for an existing swine finishing facility currently permitted for 21,600 head (8,640 animal units) that average 150 pounds each. Under the modified permit, the facility will have a total maximum, not to exceed 43,200 head (17,280 animal units), of weaned pigs weighing up to 70 pounds each or a total maximum, not to exceed 21,600 head (8,640 animal units), of finisher pigs having an average weight of 150 pounds each. After the weaned pigs have reached 70 pounds, any quantity over 21,600 head must be transferred out of the facility. No additional buildings or waste facilities are being proposed.

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.

Name and Address of Applicant	Legal Description	Receiving Water
Monsanto Choice Genetics, Ing. 23179 #5 Road Plains, KS 67869	NW/4 of Section 31, T33S, R30W, Meade County	Cimarron River Basin

Kansas Permit No. A-CIME-S009

This is a renewal permit for an existing for 700 head (280 animal units) of swine.

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

Permeability tests shall be conducted on the earthen wastewater retention structure(s). Permeability tests shall be completed after the soil liner(s) have been compacted and prior to placing the earthen wastewater retention structure(s) into service.

Dewatering equipment shall be obtained within six months after issuance of the permit through purchase, rental or custom application agreement.

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
Lynn Rock 1669 1300 Ave. Hope, KS 67451	SE/4 of Section 34, T14S, R03E, Dickinson County	Smoky Hill River Basin

Kansas Permit No. A-SHDK-B011

This is a permit renewal for an existing facility for a maximum of 550 head (275 animal units) of cattle weighing less than 700 pounds.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided

(continued)

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
Wise Dairy 17440 S. Four Corners Road Gardner, KS 66030	SE/4 of Section 21, T14S, R22E, Johnson County	Marais des Cygnes River Basin

Kansas Permit No. A-MCJO-M002

This is a permit renewal for an existing facility for 40 head (56 animal units) of dairy cows.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. 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-03-005/007

Name and Address of Applicant	Waterway	Type of Discharge
Basehor, City of P.O. Box 406 Basehor, KS 66007-0406	Stranger Creek via Hog Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS04-0007 Federal Permit No. KS0094382

Legal: W $\frac{1}{2}$, SW $\frac{1}{4}$, SE $\frac{1}{2}$, S34, T10S, R22E, Leavenworth County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, ammonia, fecal coliform and pH. Monitoring of total phosphorus, total Kjeldahl Nitrogen, nitrate, nitrite 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
Bishop Carroll High School 8101 W. Central Wichita, KS 67212	Cowskin Creek via Drainage Ditch	Noncontact and Contact Cooling Water

Kansas Permit No. I-AR94-CO64 Federal Permit No. KS0091545

Legal: NW $\frac{1}{4}$, S21, T27S, R1E, Sedgwick County

Facility Description: The proposed action is to reissue an existing permit for the discharge of noncontact cooling water and cooling tower blowdown. This facility is a private high school that generates its own power. In addition, the cooling tower is used six months of the year when the facility's air conditioner is used. The proposed permit includes limits for total residual oxidant. Monitoring temperature, pH 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
Westway Holdings Corporation 365 Canal St., Suite 2900 New Orleans, LA 70130	Missouri River	Processed Wastewater

Kansas Permit No. I-MO25-PO08 Federal Permit No. KS0093424

Facility Name: Westway Terminal

Facility Location: 10520 Wolcott Drive, Kansas City, KS 66109

Legal: SW $\frac{1}{4}$, S2, T10S, R23E, Leavenworth County

Facility Description: The proposed action to reissue an existing permit for operation of an existing facility. This facility is a bulk storage terminal for hire that stores and transfers asphalt and vegetable oil. Boiler blowdown, softener regeneration backwash, and iron filter backwash are directed to a sump. Stormwater also accumulates in the sump. Whenever the sum is full, about 1000 gallons of wastewater from the sump is manually discharged directly into the Missouri River. The facility discharges about 6 months during summer

only. The balance of discharge is stormwater. The proposed permit includes generic water quality language to protect waters of the state. 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-PT-03-004/005

Name and Address of Applicant	Receiving Facility	Type of Discharge
Ducommun Incorporated 111 W. Ocean Blvd., Suite 900 Long Beach, CA 90802	Parsons MWWTP	Processed Wastewater

Kansas Permit No. P-NE55-0004

Facility Name: Parsons Precision Products, Inc.

Facility Location: 3333 Main, Parsons, KS 67357

Facility Description: The proposed action is to reissue a pretreatment permit for this facility. This facility processes titanium metal into various parts, for the aerospace industry. The titanium is heat treated and a portion of the parts are cut to size, using a water jet process. The wastes from the water jet process discharges to a sump, or drain. The metal parts are then processed in a series of conversions coating tanks, consisting of chemical etching and milling and passivating operation, to remove oxides from the metal. Wastes from an air scrubber system are also generated and combined with the conversion coating wastes. These wastes are then neutralized in a treatment tank, to adjust the pH of all wastes before discharging to the City. The proposed permit includes limits for total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, total cyanide and pH. The monitoring of flow also will be required. Process wastewater is treated before being released to the city sanitary sewer. The permit limits are pursuant to state and federal pretreatment requirements.

Name and Address of Applicant	Receiving Facility	Type of Discharge
Harmon, Inc. 1250 Tank Ave. Neodesha, KS 66757	Neodesha MWWTP	Processed Wastewater

Kansas Permit No. P-VE29-0001

Facility Description: The proposed action is to reissue a pretreatment permit for this facility. This facility manufactures carpenter levels and squares, cement finishing and other hand tools. Regulated processes include copper electroplating, chemical etching and milling and conversion coating of aluminum. The proposed permit includes limits for total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, total cyanide and pH. The monitoring of flow also will be required. Process wastewater is treated before being released to the city sanitary sewer. The permit limits are pursuant to state and federal pretreatment requirements.

Public Notice No. KS-ND-03-003

Name and Address of Applicant	Legal Location	Type of Discharge
J & R Sand Company, Inc. P.O. Box 2436 Liberal, KS 67905	NW, S19, T34S, R32W, Seward County	Nonoverflow

Kansas Permit No. I-CH10-NO05

Facility Name: Seward County Asphalt Plant

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating washwater. This facility is a nondischarging facility. 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 22 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-03-018/024, KS-03-005/007, KS-PT-003-004/005, KS-ND-03-003) 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.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028875

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment and the Unified Government of Wyandotte County/Kansas City, Kansas' Department of Air Quality (DAQ) are soliciting comments regarding a proposed modification to an air quality operating permit. Forbo Adhesives, LLC 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:

Forbo Adhesives, LLC, Kansas City, Kansas, owns and operates an emulsion polymer production facility located at 3150 Fiberglass Road, Kansas City, 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 DAQ, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Connie Carreno, (785) 296-6422, at the KDHE central office; or William P. Stevenson, (913) 573-6700, at the DAQ. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to William P. Stevenson, Unified Government of Wyandotte County/Kansas City, Kansas - Department of Air Quality, 619 Ann Ave., Kansas City, KS 66101. In order to be considered in formulating a final permit decision, written comments must be received by the close of business February 24.

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, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366, not later than the close of business February 24 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028874

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. BP America Production 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.

BP America Production Company, Houston, Texas, owns and operates a natural gas compressor station located at Section 16, Township 26 South, Range 38 West, Kearny County, 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 South Central District Office, 130 S. Market, sixth floor, Wichita. To obtain or review the proposed permit and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; or Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael J. Parhomek, 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 24.

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 24 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.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028863

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. Williams Gas Pipelines Central, 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.

Williams Gas Pipelines Central, Inc., Owensboro, Kentucky, owns and operates the Greensburg natural gas compressor station located at Section 23, Township 27 South, Range 18 West, Kiowa County, 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 South Central District Office, 130 Market St., Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Andrea Douglass, (785) 296-4875, at the KDHE central office; or Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Andrea Douglass, 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 24.

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 24 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.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028864

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. Williams Gas Pipelines Central, 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.

Williams Gas Pipelines Central, Inc., Owensboro, Kentucky, owns and operates the Humboldt natural gas compressor station located at Section 6, Township 26 South, Range 18 East, Allen County, 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 Andrea Douglass, (785) 296-4875, 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 Andrea Douglass, 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 24.

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 24 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.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028868

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. Natural Gas Pipeline Company of America, a subsidiary of Kinder Morgan, 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

(continued)

requirements applicable to each source as of the effective date of permit issuance.

Natural Gas Pipeline Company of America, Lakewood, Colorado, owns and operates Heizer natural gas compressor station 104 located at Section 01, Township 19 South, Range 15 West, Barton County, 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 Northwest District Office, 2301 E. 13th, Hays. To obtain or review the proposed permit and supporting documentation, contact Andrea Douglass, (785) 296-4875, at the KDHE central office; or Rick Robinson, (785) 625-5663, at the KDHE Northwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Andrea Douglass, 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 24.

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 24 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.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028871

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. Williams Gas Pipelines Central, 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.

Williams Gas Pipelines Central, Inc., Owensboro, Kentucky, owns and operates the Craig natural gas compressor station located at Section 36, Township 12 South, Range 23 East, Johnson County, 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 Johnson County Environmental Department, 11180 Thompson, Lenexa. To obtain or review the proposed permit and supporting documentation, contact Andrea Douglass, (785) 296-4875, at the KDHE central office; or Mike Boothe, (913) 492-0402, at the Johnson County Environmental Department. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Andrea Douglass, 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 24.

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 24 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.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028866

(Published in the Kansas Register January 23, 2003.)

**Summary Notice of Bond Sale
Unified School District No. 233
Johnson County, Kansas (Olathe)
\$28,000,000**

General Obligation School Bonds, Series 2003A

(General obligation bonds payable from
unlimited ad valorem taxes)

Bids to be Received

Subject to the notice of bond sale and preliminary official statement dated January 23, 2003, written bids will be received by the business manager of Unified School District No. 233, Johnson County, Kansas (the issuer), on behalf of the governing body at the district office, Administrative Center, 14160 Black Bob Road, P.O. Box 2000, Olathe, KS 66063-2000, until 11 a.m. Thursday, February 6, 2003, for the purchase of \$28,000,000 principal amount of General Obligation School Bonds, Series 2003A. The interest rate specified for each maturity must be equal to or greater than the interest rate for the next preceding maturity, and the difference between the highest and lowest rates may not exceed 2 percent. No bid of less than the principal amount of the bonds, less a discount not to exceed 0.625 percent thereof, 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 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 15, 2003, and will become due on September 1 in the years as follows:

Year	Amount
2004	\$ 170,000
2005	335,000
2006	560,000
2007	70,000
2008	75,000
2009	970,000
2010	1,250,000

2011	3,320,000
2012	13,085,000
2013	8,165,000

The bonds will be subject to optional and mandatory 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 March 1 and September 1 in each year, beginning March 1, 2004.

Paying Agent and Bond Registrar

The Treasurer of the State of Kansas.

Municipal Bond Insurance

Financial Security Assurance Inc. has qualified the bonds for insurance, and the premium for such insurance will be paid by the issuer.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check or a financial surety bond in the amount of \$560,000 (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 issuer for the year 2002 (except for motor vehicles, which are 2001 valuation) is \$1,467,151,226. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$273,263,876.

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 issuer's business manager, (913) 780-7000, or from the financial advisor, Kirkpatrick Pettis, 4435 Main St., Suite 950, Kansas City, MO 64111, (816) 360-2270.

Dated January 23, 2003.

Unified School District No. 233
Johnson County, Kansas (Olathe)
By Jay Hastert, Business Manager

Doc. No. 028880

(Published in the Kansas Register January 23, 2003.)

Notice of Call for Redemption
City of Lakin, Kansas
General Obligation Electric Refunding Bonds
Series 1992, Dated March 15, 1992

Notice is hereby given to the registered owners of the above-captioned bonds that pursuant to the provisions of Section 6 of Ordinance No. 647 (the bond resolution) of the City of Lakin, Kansas (the issuer), that a portion of the bonds maturing September 1, 2003, and thereafter (the called bonds), have been called for redemption and payment on March 1, 2003 (the redemption date), at the principal office of the Kansas State Treasurer, Topeka, Kansas (the bond registrar and paying agent).

Maturity Date	Principal Amount	Interest Rate	Cusip No.
09-01-03	\$ 50,000	6.35%	512750BN9
09-01-04	50,000	6.50%	512750BP4
09-01-05	170,000	6.50%	512750BQ2
09-01-06	140,000	6.60%	512750BR0

On the redemption date there shall become due and payable, upon the presentation and surrender of each such called bond, the redemption price thereof equal to 100 percent of the principal amount thereof together with interest accrued to the redemption date. Interest shall cease to accrue on the called bonds so called for redemption from and after the redemption date provided such funds for redemption are on deposit with the paying agent.

Neither the issuer nor the paying agent shall be responsible for the selection or use of the CUSIP identification numbers shown above or printed on any of the called bonds. Said CUSIP identification numbers are included solely for the convenience of the owners of the bonds.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, as amended and codified at Section 3406(a)(1) of the Internal Revenue Code of 1986, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 31 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Registered owners of the bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the called bonds for payment.

City of Lakin, Kansas
 By Kansas State Treasurer
 Topeka, Kansas

Doc. No. 028854

State of Kansas

Board of Pharmacy**Permanent Administrative Regulations****Article 2.—DRUGSTORES**

68-2-9. Change of ownership; duty of registrant to notify board. Each registrant shall notify the executive secretary of the board in writing of any change in majority ownership of the operation for which the registration was issued within five days after the date the change in ownership becomes effective. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2001 Supp. 65-1643; effective Jan. 1, 1966; amended, E-76-31, Aug. 11, 1975; amended May 1, 1976; amended May 1, 1978; amended Aug. 1, 1997; amended Feb. 7, 2003.)

68-2-10. Cessation of operations. Each registrant that ceases operations at the particular location for which the registration was received shall, within five days after termination of operations at that location, deliver to the executive secretary of the board the registration and a written explanation of the disposition of the remaining stocks of drugs. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2001 Supp. 65-1643; effective Jan. 1, 1966; amended, E-76-31, Aug. 11, 1975; amended May 1, 1976; amended Feb. 7, 2003.)

68-2-11. Security. Each premises for which a pharmacy registration is issued, except medical care facilities, shall be constructed so that the pharmacy can be secured to prevent access to prescription-only drugs when a pharmacist is not on duty. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2001 Supp. 65-1637 and K.S.A. 2001 Supp. 65-1643; effective Jan. 1, 1966; amended, E-76-31, Aug. 11, 1975; amended May 1, 1976; amended Feb. 7, 2003.)

68-2-12a. Minimum requirements for library, equipment, and supplies. (a) Each registered pharmacy, other than a medical care facility pharmacy, shall have a reference library, either immediately accessed by a computer or printed, that is updated at least annually and that includes the following:

(1) A current copy of the Kansas pharmacy practice act, the Kansas uniform controlled substances act, and the regulations under both acts;

(2) a drug information reference specifically drafted for patients, which may include the "professional's guide to patient drug facts," published by facts and comparisons, or "United States pharmacopeia dispensing information," volume II;

(3) one recognized reference in toxicology, pharmacology, and drug interactions;

(4) one recognized reference in drug equivalencies; and

(5) a medical dictionary.

(b) Each registered pharmacy shall also have on the premises the equipment and supplies necessary to compound, dispense, label, administer, and distribute drugs. The equipment shall be in good repair and shall be available in sufficient quantities to meet the needs of the practice of pharmacy conducted there. (Authorized by K.S.A.

65-1630; implementing K.S.A. 2001 Supp. 65-1642; effective May 1, 1983; amended May 1, 1986; amended May 1, 1987; amended April 30, 1990; amended March 20, 1995; amended Dec. 27, 1999; amended Feb. 7, 2003.)

68-2-20. Pharmacist's function in filling a prescription. (a) Those judgmental functions that constitute the filling or refilling of a prescription shall be performed only by a licensed pharmacist or by a pharmacy student or intern under the direct supervision of a licensed pharmacist and shall consist of the following steps:

- (1) Read and interpret the prescription of the prescriber;
- (2) limit any filling or refilling of a prescription to one year from the date of origin, except as provided by K.S.A. 65-1637, and amendments thereto;
- (3) verify the compounding, counting, and measuring of ingredients and document the accuracy of the prescription;
- (4) identify, in the pharmacy record, the pharmacist who verifies the accuracy of the completed prescription;
- (5) personally offer to counsel each patient or the patient's agent with each new prescription dispensed, once yearly on maintenance medications and, if the pharmacist deems appropriate, with prescription refills in accordance with subsection (b);
- (6) ensure the proper selection of the prescription medications, devices, or suppliers as authorized by law;
- (7) when supervising a pharmacy technician, delegate only nonjudgmental duties associated with the preparation of medications and conduct in-process and final checks;
- (8) prohibit all other pharmacy personnel from performing those judgmental functions restricted to the pharmacist; and
- (9) interpret and verify patient medication records and perform drug regimen reviews.

(b) In order to comply with paragraph (a)(5), the pharmacist or the pharmacy student or intern under the pharmacist's supervision shall perform the following:

- (1) Personally offer to counsel each patient or the patient's agent with each new prescription dispensed, once yearly on maintenance medications and, if the pharmacist deems appropriate, with prescription refills;
- (2) provide the verbal counseling required by this regulation in person, whenever practical, or by the utilization of a telephone service available to the patient or patient's agent. Any pharmacist may authorize an exception to the verbal counseling requirement on a case-by-case basis for refills, maintenance medications, or continuous medications for the same patient;
- (3) when appropriate, provide alternative forms of patient information to supplement verbal patient counseling. These supplemental forms of patient information may include written information, leaflets, pictogram labels, video programs, and auxiliary labels on the prescription vials. However, the supplemental forms of patient information shall not be used as a substitute for the verbal counseling required by this regulation;
- (4) encourage proper patient drug utilization and medication administration. The pharmacist shall counsel the patient or patient's agent on those elements that, in the

pharmacist's professional judgment, are significant for the patient. These elements may include the following:

- (A) The name and a description of the prescribed medication or device;
- (B) the dosage form, dosage, route of administration, and duration of therapy;
- (C) special directions and precautions for preparation, administration, and use by the patient;
- (D) common side effects, adverse effects or interactions, or therapeutic contraindications that may be encountered; the action required if these effects, interactions, or contraindications occur; and any activities or substances to be avoided while using the medication;
- (E) techniques for self-monitoring drug therapy;
- (F) proper storage requirements; and
- (G) action to be taken in the event of a missed dose; and
- (5) expressly notify the patient or the patient's agent if a brand exchange has been exercised.

(c) Nothing in this regulation shall be construed to require a pharmacist to provide the required patient counseling if either of the following occurs:

- (1) The patient or the patient's agent refuses counseling.
- (2) The pharmacist, based upon professional judgment, determines that the counseling may be detrimental to the patient's care or to the relationship between the patient and the patient's prescriber. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2001 Supp. 65-1637 and K.S.A. 2001 Supp. 65-1642; effective, E-77-39, July 22, 1976; effective Feb. 15, 1977; amended May 1, 1978; amended May 1, 1988; amended Nov. 30, 1992; amended March 20, 1995; amended Aug. 14, 1998; amended Dec. 27, 1999; amended Feb. 7, 2003.)

Article 7.—MISCELLANEOUS PROVISIONS

68-7-12. Responsibility of pharmacist-in-charge in other than a medical care facility pharmacy. Each pharmacist-in-charge for premises having a pharmacy registration, other than a medical care facility pharmacy, shall be responsible for the following functions.

(a) Each pharmacist-in-charge shall develop, supervise, and coordinate all pharmaceutical services carried on within the pharmacy to ensure compliance with the Kansas pharmacy act, the Kansas uniform controlled substances act, federal drug laws, and all applicable regulations.

(b) Each pharmacist-in-charge shall be personally available to the extent required to ensure comprehensive pharmaceutical services within the pharmacy and to develop a staff of additional licensed pharmacists and supportive personnel as necessary to serve the needs of the pharmacy.

Each pharmacist-in-charge shall maintain records in the pharmacy describing the training and education regarding work functions performed by all pharmacy personnel. Each pharmacist-in-charge shall maintain in the pharmacy written procedures that address the following areas:

- (1) Designate the person or persons functioning as pharmacy technicians and supportive personnel;

(continued)

(2) describe the functions of all personnel; and
 (3) document the procedural steps taken by the pharmacist-in-charge to limit the functions of all personnel to their respective pharmacy work functions.

(c) Each pharmacist-in-charge shall develop or approve written policies and procedures for the pharmacy that meet all of the following conditions:

(1) Adequate accountability and control of drugs in compliance with the Kansas pharmacy act, the Kansas uniform controlled substances act, federal drug laws, and all applicable regulations are provided for.

(2) Any incident that occurs as a result of an alleged or real error in filling or dispensing a prescription or medication order is brought to the attention of the pharmacist-in-charge and completely documented in accordance with the requirements of K.A.R. 68-7-12b.

(3) Adequate records of the pharmacy's dispensing, prepackaging, and bulk compounding actions are maintained, and all prepackaging of drugs is done in suitable containers, properly labeled in accordance with K.A.R. 68-7-16.

(d) Each pharmacist-in-charge shall develop written procedures for maintaining records of the pharmacy's dispensing, prepackaging, and bulk compounding actions and shall ensure that prepackaged medication is packaged in suitable containers and properly labeled. (Authorized by K.S.A. 65-1630 and K.S.A. 2001 Supp. 65-1643; implementing K.S.A. 2001 Supp. 65-1626, as amended by L. 2002, Ch. 25, Sec. 2, and K.S.A. 2001 Supp. 65-1637; effective, E-77-39, July 22, 1976; effective Feb. 15, 1977; amended May 1, 1978; amended May 1, 1989; amended Nov. 30, 1992; amended Feb. 27, 1998; amended Dec. 27, 1999; amended Feb. 7, 2003.)

68-7-12a. Nonresident pharmacies. (a) Nonresident pharmacies shall meet the following requirements to be and remain registered in Kansas by the board.

(1) Each pharmacy shall be currently licensed or registered in good standing in the state in which it is located.

(2) Each pharmacist dispensing drugs into Kansas shall be licensed as a pharmacist in the state where the pharmacist practices.

(b) A pharmacist licensed in the state where the pharmacist practices shall be named in the application as the pharmacy's responsible pharmacist, who shall be responsible for receiving communications from the board.

(1) That pharmacist shall timely respond to any lawful request for information from the board or law enforcement authorities.

(2) That pharmacist shall be responsible for receiving and maintaining publications distributed by the board.

(3) If at any time the pharmacist so designated leaves the employment of the pharmacy, the owner or the owner's authorized representative of the pharmacy shall promptly notify the board and designate another pharmacist to perform this function.

(c) The owner or the owner's authorized representative of the nonresident pharmacy shall apply for registration and renewal on forms approved by the board. The information reasonably necessary to carry out the provisions of K.S.A. 65-1657 and amendments thereto, including the name, address, and position of each officer and

director of a corporation or of the owners if the pharmacy is not a corporation, may be required by the board.

(d) An exemption for registration may be granted by the board under K.S.A. 65-1657 and amendments thereto, upon application by any nonresident pharmacy that confines its dispensing activity to isolated transactions. The following shall be considered to determine whether to grant an exemption:

(1) The number of prescriptions dispensed or reasonably expected to be dispensed into Kansas;

(2) the number of patients served or reasonably expected to be served in Kansas;

(3) any efforts to promote the pharmacy's services in Kansas;

(4) any contract between the pharmacy and either an employer or organization to provide pharmacy services to employees or other beneficiaries in Kansas;

(5) medical necessity;

(6) the effect on the health and welfare of persons in Kansas; and

(7) any other relevant matters.

(e) The pharmacy owner shall pay an annual registration fee as set forth in K.A.R. 68-11-2.

(f) The pharmacy records of drugs dispensed to Kansas addresses shall be maintained so that the records are readily retrievable upon request. These records shall be made available for inspection by the board or by Kansas law enforcement authorities upon request.

(g) The pharmacy shall maintain an incoming toll-free telephone number for use by Kansas customers to facilitate personal communication with a pharmacist with access to patient records.

(1) This service shall be available during normal business hours for a minimum of 40 hours and six days per week.

(2) This telephone number and any others available for use shall be printed on each container of drugs dispensed in Kansas.

(3) The toll-free number shall have a sufficient number of extensions to provide reasonable access to incoming callers.

(h) Generic drugs shall be dispensed into Kansas only pursuant to K.S.A. 65-1637(a), and amendments thereto.

(i) The facilities and records of the pharmacy shall be subject to inspection by the board. Satisfactory inspection reports by the licensing entity using similar standards of the state where the pharmacy is located may be accepted in lieu of inspection by the board.

(j) Each owner or owner's authorized representative of the nonresident pharmacy doing business in Kansas by dispensing and either delivering or causing to be delivered prescription drugs to Kansas consumers shall designate a resident agent in Kansas for service of process and file this information with the secretary of state. (Authorized by and implementing K.S.A. 2001 Supp. 65-1657; effective March 29, 1993; amended March 20, 1995; amended Feb. 7, 2003.)

68-7-12b. Incident reports. (a) For each pharmacy other than a medical care pharmacy, the pharmacist-in-charge shall ensure that procedures exist requiring each pharmacist who becomes aware of an alleged or real error

in filling or dispensing a prescription to report the incident to the pharmacist-in-charge as soon as practical.

(b) As soon as possible after discovery of the incident, the pharmacist shall prepare a report containing the following information:

- (1) The name, address, age, and phone number of any complainant, if available;
- (2) the name of each pharmacy employee and the license number of each licensee involved;
- (3) the date of the incident and the date of the report;
- (4) a description of the incident;
- (5) the prescriber's name and whether or not the prescriber was contacted;
- (6) a description of the actions taken as a result of the incident;
- (7) the steps taken to prevent a recurrence; and
- (8) the signatures of all pharmacy employees involved in the incident.

For each pharmacy, the pharmacist-in-charge shall ensure that procedures exist requiring that the incident report be maintained in the pharmacy for at least five years in a manner so that the report can be provided to the board or its representative immediately upon request.

(c) The preparation of an incident report that meets the requirements of this regulation shall be the responsibility of each pharmacist involved in the incident and the pharmacist-in-charge. The maintenance of incident reports as required by this regulation shall be the responsibility of the pharmacist-in-charge. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2001 Supp. 65-1626(t), as amended by L. 2002, ch. 25, sec. 2; effective Feb. 7, 2003.)

Article 9.—AUTOMATED PRESCRIPTION SYSTEMS

68-9-2. Automated drug delivery systems. (a) For purposes of this regulation, "automated drug delivery system" shall include any mechanical system that performs operations or activities other than compounding or administration, relative to the storage, packaging, dispensing, or distribution of drugs, in situations in which the drug is not reviewed by a Kansas-licensed pharmacist after it leaves the mechanical system and before it is dispensed, distributed, or administered.

(b) A pharmacist-in-charge of any licensed pharmacy, licensed health care facility, or other location that is required to be supervised by a pharmacist-in-charge and that uses an automated drug delivery system shall be responsible to take the following steps before allowing the automated drug delivery system to be used:

- (1) Ensure that the automated drug delivery system is in good working order and accurately dispenses the correct strength, dosage form, and quantity of the drug prescribed while maintaining appropriate recordkeeping and security safeguards;
- (2) ensure that the automated pharmacy system has a mechanism for securing and accounting for drugs removed from and subsequently returned to the system;
- (3) ensure that the automated pharmacy system has a mechanism for securing and accounting for wasted or discarded drugs;
- (4) implement a documented and ongoing quality assurance program that monitors total system performance

and includes the requirement for accuracy in the drug and strength delivered;

(5) ensure that the automated drug delivery system is stocked accurately and according to established and written policies and procedures;

(6) ensure that the use of the automated drug delivery system maintains patient confidentiality;

(7) approve and implement an operational policy that limits the personnel responsible for the loading and unloading of the automated drug delivery system to a Kansas-licensed pharmacist or to any of the following, each of whom shall be under the pharmacist's direct supervision:

- (A) A pharmacy student;
- (B) a pharmacy intern; or
- (C) a pharmacy technician;

(8) approve and implement security measures that comply with state and federal laws and regulations in order to prevent unauthorized individuals from accessing or obtaining drugs;

(9) preapprove all individuals who are authorized to remove any drug and maintain, at the location of the automated drug delivery system, a list of those approved individuals;

(10) ensure the accuracy of the automated drug delivery system's collection, control, and maintenance of all transaction information needed to track the movement of drugs into and out of the system for security, accuracy, and accountability; and

(11) provide the board with prior written notice of the installation or removal of the automated drug delivery system.

(c) A pharmacist-in-charge of any licensed pharmacy, licensed health care facility, or other location that is required to be supervised by a pharmacist-in-charge and that uses an automated drug delivery system shall be responsible to ensure all of the following:

(1) The drugs within the automated drug delivery system are inspected on-site by a Kansas-licensed pharmacist or by any of the following, each of whom shall be under the pharmacist's direct supervision:

- (A) A pharmacy student;
- (B) a pharmacy intern; or

(C) a pharmacy technician. These inspections shall be conducted at least monthly to ensure accuracy of contents.

(2) All drugs placed within the device are packaged in the manufacturer's sealed original packaging or in repackaged containers, in compliance with the requirements of K.A.R. 68-7-15 and K.A.R. 68-7-16. However, the dispensing container shall not be required to be labeled as specified in K.A.R. 68-7-14 if the dispensing container is utilized for a registered patient of the licensed health care facility and for immediate administration.

(3) At the time of loading any controlled substance, the count of that drug in the automated drug delivery system is correct, or any discrepancy is immediately reported to the pharmacist-in-charge, who shall be responsible for reconciliation of the discrepancy or proper reporting of the loss. (Authorized by K.S.A. 65-1630; implementing

(continued)

K.S.A. 2001 Supp. 65-1626, as amended by L. 2002, ch. 25, sec. 2; effective July 6, 2001; amended Feb. 7, 2003.)

Article 11.—FEES

68-11-1. Fees for examination and licensure as a pharmacist. The following fees shall be paid to the board by each applicant for examination and licensure as a pharmacist:

(a) Each applicant for examination shall pay a fee of \$50.00 to the Kansas board of pharmacy.

(b) Each applicant for reciprocal licensure shall pay a fee of \$250.00 to the Kansas board of pharmacy.

(c) An additional fee of \$250.00 to evaluate the education and training shall be paid by each applicant for reciprocal licensure or examination who graduated from a school or college of pharmacy or department of a university not approved by the board.

(d) Each licensed pharmacist shall pay a renewal fee of \$150.00.

(e) The penalty fee for a late renewal of a pharmacist license shall be \$200.00.

(f) The fee for a new or renewed pharmacist license shall be prorated to the nearest whole month for any period of time consisting of fewer than two years. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2001 Supp. 65-1645; effective May 1, 1983; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended May 1, 1991; amended Nov. 30, 1992; amended June 6, 1994; amended July 31, 1998; amended Feb. 5, 1999; amended Feb. 7, 2003.)

68-11-2. Fees for premises registrations and permits. (a) Pharmacy registration fees shall be as follows:

(1) Each new pharmacy registration shall be \$140.00.

(2) Each renewal pharmacy registration shall be \$125.00.

(b) Manufacturer registration fees shall be as follows:

(1) Each new manufacturer registration shall be \$300.00.

(2) Each renewal manufacturer registration shall be \$300.00.

(c) Wholesaler distributor registration fees shall be as follows:

(1) Each new wholesaler distributor registration shall be \$300.00.

(2) Each renewal wholesaler distributor registration shall be \$300.00.

(3) For each wholesaler who deals exclusively in non-prescription drugs, there shall be a registration fee of \$50.00.

(d) For each institutional drug room or veterinary medical teaching hospital pharmacy, registration fees shall be as follows:

(1) Each new registration shall be \$25.00.

(2) Each renewal registration shall be \$20.00.

(e) Other permit fees shall be as follows:

(1) Each retail dealer permit shall be \$12.00.

(2) Each auction permit shall be \$35.00.

(3) Each sample distribution permit shall be \$30.00. (Authorized by and implementing K.S.A. 2001 Supp. 65-1645, as amended by L. 2002, ch. 184, sec. 3; effective May

1, 1983; amended May 1, 1988; amended June 6, 1994; amended Feb. 7, 2003.)

Article 12.—RESALE OF MEDICATION

68-12-2. Resale of dispensed prescription drugs. Except for prescription drugs in unit-dose systems that contain only one medication and in which the drug has not reached the patient and is still intact, prescription drugs that have been dispensed to the final consumer shall not be resold, redispensed, or distributed by a licensed pharmacist. (Authorized by K.S.A. 65-1630; implementing K.S.A. 65-1634; effective May 1, 1988; amended Nov. 30, 1992; amended, T-68-11-19-92, Nov. 30, 1992; amended March 29, 1993; amended Feb. 7, 2003.)

Article 13.—PARENTERAL PRODUCTS

68-13-1. Preparation, compounding, and dispensing of parenteral products for other than immediate use.

(a) Each pharmacist engaged in the preparation and compounding of sterile parenteral products shall have available the following resources:

(1) A laminar airflow hood or other suitable aseptic environment that is annually certified to ensure aseptic conditions within the working area of the pharmacy;

(2) an aseptic work area that is designed to avoid outside traffic and outside airflow and that is ventilated so that the traffic and outside airflow do not interfere with aseptic conditions. The aseptic work area shall not be used for bulk storage of supplies or other materials;

(3) a sink located nearby that is suitable for cleaning purposes;

(4) a current copy of a reference text in intravenous incompatibilities and stabilities, or access to such a reference text in electronic format;

(5) a current policy and procedure manual that includes the following subjects:

- (A) Sanitation;
- (B) storage;
- (C) dispensing;
- (D) labeling;
- (E) destruction and returns;
- (F) recordkeeping;
- (G) recall procedures;
- (H) responsibilities and duties of supportive personnel;

and

(I) aseptic compounding techniques.

(b) All sterile parenteral products for other than immediate use shall be prepared under aseptic conditions and shall be stored and shipped in a manner that ensures parenteral product stability.

(1) Preparation of insulin mixtures shall be made in an aseptic environment where available.

(2) Cancer chemotherapeutic agents shall be prepared in a vertical airflow aseptic environment where available. These agents shall not be prepared in a horizontal airflow hood.

(c) Before dispensing sterile parenteral products for use, the pharmacist-in-charge shall verify that the following programs or services are contemporaneously available or have been provided:

- (1) 24-hour emergency services;

- (2) monitoring of clinical laboratory data as needed;
- (3) documentation and reporting of potential drug interactions and side effects to the prescribing practitioner;
- (4) maintenance of patient histories and therapy plans; and
- (5) education and training of the patient or primary caregiver.

(d) Each pharmacist engaged in the dispensing of parenteral products shall conform to all labeling requirements under state and federal law. In addition, parenteral product labels shall bear the following information:

- (1) The name and quantity of each drug and additive;
- (2) the expiration date;
- (3) the prescribed flow rate; and
- (4) the storage instructions, if applicable. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2001 Supp. 65-1642; effective May 1, 1988; amended Feb. 7, 2003.)

Susan A. Linn
Executive Secretary

Doc. No. 028855

State of Kansas

Department of Revenue
Division of Alcoholic Beverage Control

Permanent Administrative
Regulations

Article 15.—BEER AND CEREAL MALT
BEVERAGE KEG REGISTRATION

14-15-1. Definitions. As used in this article of regulations, the following words and phrases shall have the meanings ascribed to them in this regulation: (a) "Beer" means any beverage that contains more than 3.2 percent alcohol by weight and is obtained by alcoholic fermentation of an infusion or concoction of barley or other grain, malt, and hops in water. This term shall include beer, ale, stout, lager beer, porter, and similar beverages containing more than 3.2 percent alcohol by weight.

(b) "Cereal malt beverage" means any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute. This term shall not include any liquor that is more than 3.2 percent alcohol by weight.

(c) "Director" means the director of the division of alcoholic beverage control of the department of revenue.

(d) "Licensee" means any of the following:

(1) Any person or entity licensed to sell alcoholic liquor at retail pursuant to K.S.A. 41-308, and amendments thereto;

(2) any person or entity licensed to manufacture, store, and sell domestic beer pursuant to K.S.A. 41-308b, and amendments thereto; or

(3) any person or entity licensed to sell cereal malt beverages pursuant to K.S.A. 41-2703, and amendments thereto. (Authorized by and implementing L. 2002, Ch. 44, § 5 and § 6; effective Feb. 7, 2003.)

14-15-2. Requirement to affix keg registration tags to certain containers of beer and cereal malt beverage; applicability and instructions. (a) Except as provided in

subsection (b), each licensee selling beer or cereal malt beverages to consumers for consumption off the licensed premises shall affix a keg registration tag to each keg or container having a liquid capacity of four or more gallons, regardless of whether the keg or container is disposable or can be reused.

(b) Kegs or containers having a liquid capacity of four or more gallons that licensees sell to clubs, drinking establishments, hotel drinking establishments, and caterers shall not be required to be registered.

(c) Each licensee shall obtain keg registration tags by submitting a keg tag order form to the director. Keg registration tags shall be free of charge.

(d) Each licensee shall complete a keg registration form for each keg or container to which a keg registration tag is required to be affixed. Each keg registration form shall include the following:

- (1) The date of purchase;
- (2) the name of the licensee selling the keg or container;
- (3) the purchaser's name;
- (4) the purchaser's date of birth;
- (5) the purchaser's residential street address, city, and state;
- (6) the identifying number on the purchaser's driver's license, Kansas nondriver's identification card, or other official identification bearing the purchaser's photograph and signature;
- (7) the purchaser's signature; and
- (8) the smaller perforated portion of the keg registration tag, which bears the keg registration tag number that corresponds to the number on the keg registration tag affixed to the keg or container.

(e) A licensee may complete a single keg registration form for multiple tagged kegs or containers sold to a single purchaser. The smaller perforated portion of the keg registration tag for each keg or container shall be attached to the keg registration form.

(f) If a tagged keg or container purchased singly is returned to the licensee within six months after the date of sale with the keg registration tag affixed, the licensee shall either return the corresponding keg registration form to the purchaser or destroy the form.

(g)(1) If a tagged keg or container purchased singly is not returned to the licensee within six months after the date of sale, the licensee shall retain the corresponding keg registration form for six months after the date of sale and then shall destroy the form.

(2) If a tagged keg or container purchased singly is returned to the licensee without the keg registration tag affixed within six months after the date of sale, the licensee shall retain the corresponding keg registration form for six months after the date of sale and then shall destroy the form.

(h) Each keg registration form containing smaller perforated portions of multiple keg registration tags shall be returned to the purchaser or destroyed by the licensee if all of the kegs or containers are returned with the keg registration tags affixed within six months of the date of sale. If less than all of these kegs or containers are returned within six months after the date of sale, with or without the keg registration tags affixed, the licensee shall

(continued)

retain the keg registration form and then shall destroy the form after six months from the date of sale.

(i) Each licensee shall destroy the keg registration tag from each tagged keg or container that is returned.

(j) Untagged kegs or containers that are in the possession of anyone except a licensee or a club, drinking establishment, hotel drinking establishment, or caterer shall be presumed to be contraband and may be confiscated by any authorized officer or agent of the director or by any law enforcement official. (Authorized by and implementing L. 2002, Ch. 44, § 5 and § 6; effective Feb. 7, 2003.)

Stephen S. Richards
Secretary of Revenue

Doc. No. 028859

State of Kansas

Department of Education

Permanent Administrative Regulations

Article 31.—ACCREDITATION

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(b) "Accredited on improvement" means the status assigned to a school that, for two consecutive years, is described by any of the following:

(1) The school fails to meet one or more of the performance criteria applicable to the school.

(2) The school has a prescribed percentage of students in one or more student subgroups that fails to meet one or more of the performance criteria applicable to the school.

(3) The school fails to meet three or more of the quality criteria applicable to the school.

(c) "Conditionally accredited" means the status assigned to a school that, for three consecutive years, is described by either of the following:

(1) The school has a prescribed percentage of all students assessed that scores below the proficient level on the state assessments.

(2) The school fails to meet four or more of the quality criteria applicable to the school.

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

(e) "External technical assistance team" means a group of persons selected by a school for the purpose of advising school staff on issues of school improvement, curric-

ula and instruction, student performance, and other accreditation matters.

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

(g) "Not accredited" means the status assigned to a school that, for five consecutive years, is described by either of the following:

(1) The school has a prescribed percentage of all students assessed that scores below the proficient level on the state assessments.

(2) The school fails to meet four or more of the quality criteria applicable to the school.

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

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

(j) "School improvement plan" means a multiyear plan for five years or less that is developed by a school and that states specific actions for achieving continuous improvement in student performance.

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

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

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

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

(o) "Student subgroup" means those students within a school who, for monitoring purposes, are classified by a common factor, including economic disadvantage, race, ethnicity, disability, and limited English proficiency.

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

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

91-31-32. Performance and quality criteria. (a)

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

(b) The performance criteria shall be as follows:

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

(2) having 95% or more of all students and 95% or more of each student subgroup take the state assessments;

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

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

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

(1) A school improvement plan that includes a results-based staff development plan;

(2) an external technical assistance team;

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

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

(5) 100% of the teachers assigned to teach in those areas assessed by the state or described as core academic subjects by the United States department of education, and 95% or more of all other faculty, fully certified for the positions they hold;

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

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

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

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

(A) Computer literacy;

(B) counseling services;

(C) fine arts;

(D) language arts;

(E) library services;

(F) mathematics;

(G) physical education, which shall include instruction in health and human sexuality;

(H) science;

(I) services for students with special learning needs; and

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

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

(continued)

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

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

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

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

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

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

91-31-34. Local board of education requirements.

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

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

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

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

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

(5) (A) If a person holding a baccalaureate degree and an emergency substitute teaching license or certificate is not available, the school district shall use a person who has been licensed or certified by the state board as an emergency substitute teacher. A school district shall not

allow any person who does not hold a baccalaureate degree to teach for more than 15 days in the same assignment or more than 60 days in a semester.

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

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

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

(c) Minimum enrollment. Each elementary school shall have an enrollment of 10 or more students on September 20 to remain eligible for accreditation.

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

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

(f) Interscholastic athletics.

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

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

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

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

(g) Athletic practice.

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

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

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

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

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

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

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

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

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

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

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

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

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

(7) six units of elective courses.

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

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

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

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

91-31-36. Technical assistance teams. (a) Each school shall select an external technical assistance team, which shall be approved by the local board of education. Each team shall be comprised of two or more people who

are not affiliated with the school. The school shall determine the number of on-site visits to be made by this team.

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

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

91-31-37. Accreditation recommendation and appeal. (a) A written recommendation regarding the accreditation status to be assigned to each school shall be prepared annually by the state department of education. Each recommendation shall include a statement of the reasons for the recommendation.

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

(c) If the local board of education disagrees with the recommendation, the local board may file an appeal with the commissioner of education within 15 days after receipt of the recommendation. Except in regard to a recommendation for accredited on improvement, the local board of education may raise any issue and present any additional information that is relevant to its appeal. If the recommendation is for accredited on improvement, an appeal may be filed only if the local board of education believes that a statistical or clerical error has been made in regard to the recommendation.

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

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

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

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

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

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

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

- (1) Accredited;
- (2) accredited on improvement;
- (3) conditionally accredited; or

(continued)

(4) not accredited.

(b) Each school that has accredited status from the state board on June 30, 2005 shall retain its accreditation status until that status is replaced with a status specified in subsection (a) of this regulation.

(c) Each school that seeks initial accreditation by the state board shall be designated as a candidate school and shall be granted accredited status until the school's status can be determined using the criteria prescribed in S.B.R. 91-31-32.

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

(e) Each school that is accredited on improvement and that fails to meet one or more of the performance criteria in regard to all students assessed or four or more of the quality criteria shall be classified as conditionally accredited.

(f) Any school that is accredited on improvement or conditionally accredited may attain the status of accredited or accredited on improvement, respectively, by meeting, for two consecutive years, the criteria for that accreditation status.

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

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

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

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

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

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

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

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

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

(c) a recommendation to the legislature that it approve a reduction in state funding to the local school district by

an amount that will be added to the local property tax imposed by the local board of education;

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

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

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

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

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

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

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

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

(2) The chief administrative officer of the school shall sign the request. If the request is made by a public school, both the superintendent and the president of the local school board shall sign the request.

(3) In the request, the school shall state the specific requirement or requirements for which the school is requesting a waiver and shall indicate how the granting of the waiver would enhance improvement at the school.

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

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

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

Andy Tompkins
Commissioner of Education

Doc. No. 028843

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
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4-7-1001	Revoked	V. 21, p. 2025
4-8-43	New (T)	V. 22, p. 82
4-13-9	Amended (T)	V. 21, p. 1174
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4-14-1	Revoked	V. 21, p. 1705
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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
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4-25-1	Amended	V. 21, p. 1750
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4-25-18	New	V. 21, p. 232-235

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5-3-26	Amended	V. 21, p. 1704
5-15-1 through 5-15-4		
5-15-1	New (T)	V. 21, p. 690-692
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5-15-4	New	V. 21, p. 1307-1309
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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
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5-24-9	New	V. 21, p. 2136
5-24-10	New	V. 21, p. 2136

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7-37-2	Amended	V. 21, p. 1056

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14-13-15	New	V. 21, p. 1055
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14-14-6a	New	V. 21, p. 2095

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26-8-2	Amended (T)	V. 21, p. 1172	28-72-4a	Amended	V. 21, p. 1952	44-4-104	Revoked	V. 21, p. 309
26-8-3	Revoked (T)	V. 21, p. 1173	28-72-4b	Amended	V. 21, p. 1954	44-4-106	through	
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26-8-5	Amended (T)	V. 21, p. 1173	28-72-5	through		44-5-101	Revoked	V. 21, p. 309
26-8-5	Amended	V. 21, p. 1748	28-72-18	Amended	V. 21, p. 1957-1971	44-5-103	Revoked	V. 21, p. 309
26-8-6	Revoked (T)	V. 21, p. 1173	28-72-18e	Amended	V. 21, p. 1973	44-5-107	through	
26-8-6	Revoked	V. 21, p. 1748	28-72-19	Amended	V. 21, p. 1974	44-5-110	Revoked	V. 21, p. 309
26-8-7	Amended (T)	V. 21, p. 1173	28-72-21	Amended	V. 21, p. 1974	44-5-113	Revoked	V. 21, p. 309
26-8-7	Amended	V. 21, p. 1748				44-5-114	Revoked	V. 21, p. 309
26-8-8	Amended (T)	V. 21, p. 1173	AGENCY 30: SOCIAL AND REHABILITATION SERVICES			44-6-101	Amended	V. 21, p. 1406
26-8-8	Amended	V. 21, p. 1748	Reg. No.	Action	Register	44-6-106	Amended	V. 21, p. 1407
26-8-9	Revoked (T)	V. 21, p. 1173	30-4-90	Amended	V. 21, p. 1005	44-6-107	Amended	V. 21, p. 1407
26-8-9	Revoked	V. 21, p. 1748	30-5-64	Amended	V. 21, p. 1943	44-6-108	Amended	V. 21, p. 1408
26-8-12	Revoked (T)	V. 21, p. 1173	30-5-81u	Amended (T)	V. 22, p. 83	44-6-114c	Amended	V. 21, p. 1408
26-8-12	Revoked	V. 21, p. 1748	30-5-94	Amended	V. 21, p. 2049	44-6-114d	New	V. 21, p. 1409
26-8-13	Revoked (T)	V. 21, p. 1173	30-5-101	Revoked	V. 21, p. 1007	44-6-114e	New	V. 21, p. 1409
26-8-13	Revoked	V. 21, p. 1748	30-5-101a	Revoked	V. 21, p. 2049	44-6-115	Revoked	V. 21, p. 1415
26-8-14	Revoked (T)	V. 21, p. 1173	30-5-102	Amended (T)	V. 22, p. 83	44-6-115a	New	V. 21, p. 1415
26-8-14	Revoked	V. 21, p. 1748	30-5-105	Amended (T)	V. 22, p. 83	44-6-115b	New	V. 21, p. 1415
26-8-15	New (T)	V. 21, p. 1173	30-5-108a	Amended	V. 21, p. 2049	44-6-115c	New	V. 21, p. 1417
26-8-15	New	V. 21, p. 1748	30-5-300	Amended	V. 21, p. 1007	44-6-117	Revoked	V. 21, p. 1418
26-11-1	New	V. 21, p. 1405	30-5-308	Amended	V. 21, p. 2049	44-6-120	Revoked	V. 21, p. 1418
26-11-2	New	V. 21, p. 1405	30-6-86	Amended	V. 21, p. 2049	44-6-124	Revoked	V. 21, p. 1418
26-11-3	New	V. 21, p. 1405	30-6-88	New	V. 21, p. 1010	44-6-125	Amended	V. 21, p. 1418
AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT			30-6-94	Amended	V. 21, p. 506	44-6-126	Amended	V. 21, p. 1419
Reg. No.	Action	Register	30-6-103	Amended	V. 21, p. 2050	44-6-133	Revoked	V. 21, p. 1419
28-1-18	Amended (T)	V. 21, p. 1405	30-6-103	Amended (T)	V. 22, p. 84	44-6-134	Amended	V. 21, p. 1419
28-1-18	Amended	V. 21, p. 1920	30-6-107	Amended	V. 21, p. 1011	44-6-136	Amended	V. 21, p. 1419
28-4-269	Amended (T)	V. 21, p. 497	30-6-109	Amended	V. 21, p. 1011	44-6-136a	Amended	V. 21, p. 1420
28-4-269	Amended	V. 21, p. 1167	30-6-112	Amended	V. 21, p. 1013	44-6-137	Amended	V. 21, p. 1420
28-4-331	Amended (T)	V. 21, p. 498	30-10-1a	Amended	V. 21, p. 506	44-6-138	Amended	V. 21, p. 1420
28-4-331	Amended	V. 21, p. 1168	30-10-2	Amended	V. 21, p. 508	44-6-140	Amended	V. 21, p. 1421
28-4-351	Amended (T)	V. 21, p. 500	30-10-6	Amended	V. 21, p. 1014	44-6-140a	Amended	V. 21, p. 1421
28-4-351	Amended	V. 21, p. 1170	30-10-7	Amended	V. 21, p. 509	44-6-141	Amended	V. 21, p. 1421
28-4-576	through		30-10-11	Amended	V. 21, p. 1015	44-6-142	Revoked	V. 21, p. 1421
28-4-596	New (T)	V. 21, p. 597-616	30-10-15a	Amended	V. 21, p. 1017	44-6-143	Amended	V. 21, p. 1421
28-4-576	through		30-10-15b	Amended	V. 21, p. 1018	44-6-146	Revoked	V. 21, p. 1422
28-4-596	New	V. 21, p. 2138-2156	30-10-17	Amended	V. 21, p. 2050	44-7-102	Revoked	V. 21, p. 309
28-14-1	Amended	V. 21, p. 1791	30-10-18	Amended	V. 21, p. 2052	44-7-103	Revoked	V. 21, p. 309
28-14-2	Amended	V. 21, p. 1791	30-10-19	Amended	V. 21, p. 1023	44-7-105	Revoked	V. 21, p. 309
28-16-28b	through		30-10-21	Amended	V. 21, p. 1024	44-7-106	Revoked	V. 21, p. 309
28-16-28e	Amended	V. 21, p. 2096-2012	30-10-23a	Amended	V. 21, p. 2055	44-7-107	Revoked	V. 21, p. 309
28-17-6	Amended (T)	V. 21, p. 1171	30-10-24	Amended	V. 21, p. 1025	44-7-109	Revoked	V. 21, p. 309
28-17-6	Amended	V. 21, p. 1704	30-10-25	Amended	V. 21, p. 1026	44-7-112	Revoked	V. 21, p. 309
28-19-17	Amended	V. 21, p. 1892	30-10-27	Amended	V. 21, p. 1027	44-7-114	Revoked	V. 21, p. 309
28-19-17a	through		30-10-29	Revoked	V. 21, p. 1028	44-7-115	Revoked	V. 21, p. 309
28-19-17q	Revoked	V. 21, p. 1892	30-12-16	through		44-7-116	Revoked	V. 21, p. 309
28-19-75	Revoked	V. 21, p. 1325	30-12-22	Revoked	V. 21, p. 331	44-8-110	through	
28-19-350	New	V. 21, p. 1892	30-13-17	through		44-8-114	Revoked	V. 21, p. 309
28-19-564	Amended	V. 21, p. 1581	30-13-26	Revoked	V. 21, p. 331	44-11-111	Amended	V. 21, p. 335
28-19-714	New	V. 21, p. 1325	30-14-28	Amended (T)	V. 22, p. 84	44-11-112	Revoked	V. 21, p. 336
28-29-18	Revoked	V. 21, p. 310	30-64-20	Amended	V. 21, p. 80	44-11-113	Amended	V. 21, p. 336
28-29-29	Amended	V. 21, p. 310	30-64-22	Amended	V. 21, p. 80	44-11-114	Revoked	V. 21, p. 336
28-29-2201	New	V. 21, p. 310	30-64-23	Amended	V. 21, p. 80	44-11-115	Revoked	V. 21, p. 336
28-31-1	Amended	V. 21, p. 1511	30-64-24	Amended	V. 21, p. 1310	44-11-119	Amended	V. 21, p. 336
28-31-2	Amended	V. 21, p. 1512	30-64-30	Amended	V. 21, p. 81	44-11-120	Amended	V. 21, p. 336
28-31-3	Amended	V. 21, p. 1512	30-64-31	Amended	V. 21, p. 81	44-11-121	Amended	V. 21, p. 337
28-31-4	Amended	V. 21, p. 1512	30-64-32	Amended	V. 21, p. 82	44-11-122	Revoked	V. 21, p. 337
28-31-6	Amended	V. 21, p. 1517	30-64-34	Revoked	V. 21, p. 82	44-11-123	Amended	V. 21, p. 337
28-31-8	Amended	V. 21, p. 1518	AGENCY 40: KANSAS INSURANCE DEPARTMENT			44-11-124	Revoked	V. 21, p. 337
28-31-8b	Amended	V. 21, p. 1519	Reg. No.	Action	Register	44-11-127	Amended	V. 21, p. 337
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28-31-10	Amended	V. 21, p. 1519	40-1-43	Amended	V. 21, p. 451	44-11-130	Amended	V. 21, p. 338
28-31-10a	Amended	V. 21, p. 1520	40-1-46	Amended	V. 21, p. 212	44-11-131	Amended	V. 21, p. 339
28-31-11	Revoked	V. 21, p. 1520	40-1-47	New	V. 21, p. 588	44-11-132	Amended	V. 21, p. 339
28-31-14	Amended	V. 21, p. 1520	40-1-48	Amended	V. 21, p. 1056	44-11-133	Amended	V. 21, p. 339
28-31-15	Amended	V. 21, p. 1520	40-1-49	New	V. 21, p. 1703	44-11-135	Amended	V. 21, p. 339
28-31-16	Amended	V. 21, p. 1520	40-2-22	Revoked	V. 21, p. 589	44-12-103	Amended	V. 21, p. 117
28-38-18	through		40-4-37	Amended	V. 21, p. 741	44-12-105	Amended	V. 21, p. 117
28-38-2	Amended	V. 22, p. 7-9	40-4-37k	Amended	V. 21, p. 1272	44-12-106	Amended	V. 21, p. 117
28-38-	Amended	V. 22, p. 10	40-4-37q	New	V. 21, p. 1272	44-12-107	Amended	V. 21, p. 117
28-38-	Amended	V. 22, p. 10	40-4-37s	New	V. 21, p. 743	44-12-201	through	
28-38-	Amended	V. 22, p. 11	40-4-37t	New	V. 21, p. 1272	44-12-205	Amended	V. 21, p. 118
28-55-3	Amended	V. 21, p. 311	40-4-37u	New	V. 21, p. 1370	44-12-210	Amended	V. 21, p. 118
						44-12-303	Amended	V. 21, p. 118
						44-12-305	Amended	V. 21, p. 118

82-4-27	Amended	V. 22, p. 88	92-12-47	Amended	V. 21, p. 586	92-52-8	Revoked	V. 21, p. 2094
82-4-27a	Amended	V. 22, p. 88	92-12-56	Revoked	V. 21, p. 587	92-52-11	Revoked	V. 21, p. 2094
82-4-27e	Amended	V. 22, p. 89	92-12-58	Amended	V. 21, p. 587	92-56-1		
82-4-28	Amended	V. 22, p. 89	92-12-67	Amended	V. 21, p. 587	through		
82-4-28a	Amended	V. 22, p. 89	92-12-68	Revoked	V. 21, p. 587	92-56-5	Amended	V. 21, p. 1057-1059
82-4-29	Amended	V. 22, p. 90	92-12-105	Amended	V. 21, p. 587	AGENCY 94: BOARD OF TAX APPEALS		
82-4-29a	Amended	V. 22, p. 90	92-12-106	Amended	V. 21, p. 587	Reg. No.	Action	Register
82-4-30a	Amended	V. 22, p. 90	92-12a-1			94-2-1		
82-4-32	Amended	V. 22, p. 90	through			through		
82-4-35	Amended	V. 22, p. 91	92-12a-23	Revoked	V. 21, p. 333, 334	94-2-18	Amended	V. 21, p. 703-708
82-4-46	Amended	V. 22, p. 91	92-14-4			94-2-19	New	V. 21, p. 708
82-4-49b			through			94-2-20	New	V. 21, p. 708
through			92-14-9	Amended	V. 21, p. 334, 335	94-3-1	Amended	V. 21, p. 709
82-4-49e	Revoked	V. 22, p. 91	92-15-3	Amended	V. 21, p. 335	94-3-2	Amended	V. 21, p. 709
82-7-2			92-15-4	Amended	V. 21, p. 335	94-4-1	New	V. 21, p. 710
through			92-15-8	Amended	V. 21, p. 335	94-4-2	New	V. 21, p. 710
82-7-5	Revoked	V. 22, p. 91	92-17-1			AGENCY 100: BOARD OF HEALING ARTS		
82-8-1	Amended	V. 22, p. 91	through			Reg. No.	Action	Register
82-8-2	Amended	V. 22, p. 91	92-17-6	Amended	V. 21, p. 313, 314	100-11-1	Amended (T)	V. 21, p. 1131
82-8-3	Amended	V. 22, p. 92	92-18-1			100-11-1	Amended	V. 21, p. 1864
82-13-1	New	V. 22, p. 40	through			100-27-1	Amended	V. 21, p. 307
82-13-2	New	V. 22, p. 40	92-18-7	Revoked	V. 21, p. 1307	100-28a-1	Amended	V. 21, p. 1864
AGENCY 86: REAL ESTATE COMMISSION			92-19-2	Revoked	V. 21, p. 1311	100-29-7	Amended	V. 21, p. 1864
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86-1-19	New	V. 21, p. 1814	92-19-5	Revoked	V. 21, p. 1997	100-49-4	Amended (T)	V. 21, p. 1131
86-3-15	Amended	V. 21, p. 1814	92-19-5a	New	V. 21, p. 1997	100-49-4	Amended	V. 21, p. 1864
AGENCY 88: BOARD OF REGENTS			92-19-6	Revoked	V. 21, p. 1312	100-49-6		
Reg. No.	Action	Register	92-19-6a	New	V. 21, p. 1312	through		
88-5-1			92-19-22	Revoked	V. 21, p. 1998	100-49-9	New	V. 21, p. 2137
through			92-19-22a	New	V. 21, p. 1998	100-54-4	Amended	V. 21, p. 2138
88-5-4	Revoked	V. 21, p. 1705	92-19-22b	New	V. 21, p. 1999	100-55-4	Amended	V. 21, p. 2138
88-6-1	Revoked	V. 21, p. 1705	92-19-23	Revoked	V. 21, p. 2000	100-69-3	Amended	V. 21, p. 1864
88-6-2	Revoked	V. 21, p. 1705	92-19-23a	New	V. 21, p. 2000	100-69-9	Amended	V. 21, p. 1865
88-6-3	Revoked	V. 21, p. 1705	92-19-35a	New	V. 21, p. 1312	100-69-10	Amended	V. 21, p. 1865
88-16-1a	Revoked (T)	V. 21, p. 501	92-19-50	Revoked	V. 21, p. 2000	100-69-11	Amended	V. 21, p. 1866
88-16-1a	Revoked	V. 21, p. 1166	92-19-55	Revoked	V. 21, p. 1313	100-72-1		
88-16-1b	New (T)	V. 21, p. 501	92-19-55a	New	V. 21, p. 1313	through		
88-16-1b	New	V. 21, p. 1166	92-19-57	Amended	V. 21, p. 2000	100-72-7	New (T)	V. 22, p. 79-81
88-24-1	New	V. 21, p. 1705	92-19-61	Revoked	V. 21, p. 1315	100-75-1	New (T)	V. 22, p. 82
88-24-2	New	V. 21, p. 1705	92-19-61a	New	V. 21, p. 1315	AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD		
AGENCY 91: DEPARTMENT OF EDUCATION			92-19-81	New	V. 21, p. 2001	Reg. No.	Action	Register
Reg. No.	Action	Register	92-19-82	New	V. 21, p. 1316	102-2-3	Amended	V. 21, p. 237
91-1-146a			92-19-82	New	V. 21, p. 1316	102-2-4b	Amended	V. 21, p. 238
through			92-20-11	Revoked	V. 21, p. 1318	102-3-3a	Amended	V. 21, p. 1132
91-1-146e	Revoked	V. 21, p. 178	92-22-4	Amended	V. 21, p. 450	102-3-4a	Amended	V. 21, p. 1133
91-1-205	Amended	V. 21, p. 1583	92-22-19	Revoked	V. 21, p. 450	102-3-6a	Revoked	V. 21, p. 1134
91-1-206	Amended	V. 21, p. 178	92-22-22	Revoked	V. 21, p. 450	102-3-12a	Amended	V. 21, p. 1134
91-1-215			92-22-23	Amended	V. 21, p. 450	102-3-17	New	V. 21, p. 1137
through			92-22-24	Revoked	V. 21, p. 450	AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION		
91-1-219	New	V. 21, p. 178-180	92-22-25	Amended	V. 21, p. 450	Reg. No.	Action	Register
91-10-1a*	Revoked	V. 21, p. 1705	92-22-33	New	V. 21, p. 450	108-1-2	Amended	V. 21, p. 1055
91-10-2*	Revoked	V. 21, p. 1705	92-22-34	New	V. 21, p. 450	108-1-4	New	V. 21, p. 1366
			92-23-10	Amended	V. 21, p. 180	AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES		
			92-23-15	Amended	V. 21, p. 180	Reg. No.	Action	Register
			92-23-16	Amended	V. 21, p. 180	109-5-1	Amended	V. 21, p. 1368
			92-23-17			109-6-3	Amended	V. 21, p. 1369
			through			AGENCY 111: KANSAS LOTTERY		
			92-23-23	New	V. 21, p. 181	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.		
			92-23-25	New	V. 21, p. 181	Reg. No.	Action	Register
			92-23-30	New	V. 21, p. 181	111-2-4	Amended	V. 20, p. 1094
			92-23-31	New	V. 21, p. 182	111-2-119		
			92-23-38	Amended	V. 21, p. 182	through		
			92-23-38a	Amended	V. 21, p. 182	111-2-124	New	V. 20, p. 416-419
			92-23-40	Amended	V. 21, p. 182	111-2-120	Amended	V. 20, p. 1094
			92-24-9			111-2-124	Amended	V. 21, p. 590
			through			111-2-125	New	V. 20, p. 573
			92-24-15	Amended	V. 21, p. 314, 315	111-2-126	New	V. 20, p. 573
			92-24-18	Amended	V. 21, p. 315	111-2-127	Amended	V. 20, p. 937
			92-24-22	Amended	V. 21, p. 316	111-2-128	New	V. 20, p. 1188
			92-24-24	Amended	V. 21, p. 316	111-2-129	New	V. 20, p. 1343
			92-51-21	Amended	V. 21, p. 2092	111-2-130	New	V. 20, p. 1394
			92-51-23	Amended	V. 21, p. 2092	111-2-131	New	V. 20, p. 1778
			92-51-24	Amended	V. 21, p. 2092	111-2-132	New	V. 20, p. 1901
			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. 2094			
			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			

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111-2-136	New	V. 21, p. 590
111-2-137	New	V. 21, p. 649
111-2-138	New	V. 21, p. 692
111-2-139	New	V. 21, p. 747
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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
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111-4-1894	Amended	V. 21, p. 1276
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111-4-1921	New	V. 21, p. 692-702

111-4-1910	Amended	V. 21, p. 747
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111-4-1945	New	V. 21, p. 1854-1857
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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
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111-7-170	New	V. 20, p. 1101-1103
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111-8-126	New	V. 20, p. 1573-1579
111-9-111	New	V. 20, p. 1406
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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 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-6-4	Amended	V. 22, p. 85
112-10-2	Amended	V. 22, p. 85
112-12-10	Amended	V. 22, p. 86

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



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