



Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

**Department of Administration
Division of Facilities Management**

**Notice of Commencement of Negotiations for
On-Call Civil/Structural Engineering Services**

Notice is hereby given of the commencement of negotiations for on-call civil/structural engineering services for small projects at Kansas State University. The contract will be for one year, renewable for two additional one-year periods. One firm is planned to be selected.

For information regarding the scope of services, contact Jerry Carter, Director of Facilities Planning/University Architect, Kansas State University, (785) 532-6377.

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

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. February 28.

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

Doc. No. 028942

State of Kansas

**Department of Administration
Division of Facilities Management**

**Notice of Commencement of Negotiations for
On-Call Environmental Engineering Services**

Notice is hereby given of the commencement of negotiations for on-call environmental engineering services for small projects at the University of Kansas, Lawrence. Services shall include asbestos abatement, lead paint, chemical and air quality and other hazardous material engineering services. Two firms are planned to be selected.

For information regarding the scope of services, contact James Modig, Director of Design and Construction Management, University of Kansas, (785) 864-3431.

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

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. February 28.

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

Doc. No. 028954

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State of Kansas

State Fair Board

Notice of Meeting

The Kansas State Fair Board will meet at 2 p.m. Thursday, February 20, in the fourth floor training room at the Kansas Department of Agriculture, 109 S.W. 9th, Topeka. For further information, contact Deana Novak at (620) 669-3612.

Mary Alice Lair
President

Doc. No. 028939

State of Kansas

State Employees Health Care Commission

Notice of Meeting

The State Employees Health Care Commission will meet at 1 p.m. Wednesday, February 26, in the boardroom of the offices of the Kansas Public Employees Retirement System, 611 S. Kansas Ave., Topeka. An agenda may be viewed by accessing the commission's Web site at <http://da.state.ks.us/hcc/meetings.htm>. For further information, contact the Benefits Office at (785) 296-6280.

Howard R. Fricke
Chair

Doc. No. 028943

(Published in the Kansas Register February 13, 2003.)

USDA—Natural Resources
Conservation Service

Notice of Meeting

The Natural Resources Conservation Service (NRCS) will conduct an informational meeting from 9:30 a.m. to noon Thursday, February 20, in Room B of the Holidome Convention Hall, 1616 W. Crawford Ave., Salina, on the proposed rule of the Environmental Quality Incentives Program (EQIP) and provide information about other 2002 Farm Bill programs available in Kansas, such as the Wetlands Reserve Program (WRP) and Wildlife Habitat Incentives Program (WHIP). This meeting will be of interest to Kansas Technical Committee members and other interested federal, state and local agencies, and other organizations and individuals.

For a copy of the proposed EQIP rule and other 2002 Farm Bill information, go to the Web site: www.nrcs.usda.gov. Attendees at the informational meeting who need the aid of a sign interpreter should contact Steve Parkin at the number below.

For more information, contact Steve Parkin, USDA-Natural Resources Conservation Service, 760 S. Broadway, Salina, 67401-4604, (785) 823-4568, fax 785-823-4540, e-mail steve.parkin@ks.nrcs.usda.gov.

Mary D. Shaffer
Public Affairs Specialist

Doc. No. 028947

(Published in the Kansas Register February 13, 2003.)

Heartland Works, Inc.

Request for Proposals

Heartland Works, Inc. is issuing a request for proposals to provide year-round youth activities (including a summer component) for eligible youth under Title I of the Workforce Investment Act. Heartland Works is seeking providers throughout the 17 counties of Local Area II (Atchison, Brown, Clay, Doniphan, Douglas, Franklin, Geary, Jackson, Jefferson, Marshall, Nemaha, Osage, Pottawatomie, Riley, Shawnee, Wabaunsee and Washington). To request a bid package including all specifications, contact the Heartland Works office, 610 S.W. 10th, Suite 210, Topeka, 66612, (785) 234-0500.

A pre-bid conference will be held from 1 to 3 p.m. Wednesday, February 26, at the Topeka Workforce Center, 1430 S.W. Topeka Blvd., Topeka. Please RSVP for the pre-bid conference by calling (785) 234-0500. All bid proposals must be received by 3 p.m. March 14. Heartland Works, Inc. welcomes all interested organizations to bid.

Kris Kitchen
Executive Director

Doc. No. 028957

State of Kansas

Office of the Governor

Executive Order 03-01

WHEREAS, on the morning of Saturday, February 1, 2003, the Space Shuttle Columbia and its crew of seven were lost over the state of Texas as they returned from their mission of peace and discovery; and

WHEREAS, this tragedy has brought about deep sorrow and mourning across our nation; and

WHEREAS, Kansans not only share in this mourning, but also honor the courage, ingenuity, and heroism of the seven fallen astronauts, and all those who preceded them in exploring space; and

WHEREAS, Kansans share and honor the great American instinct toward exploration, discovery, and the expansion of human knowledge and understanding;

NOW THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby direct all state agencies, institutions, and offices to fly the United States and Kansas flags at half-staff through Wednesday, February 5, 2003.

This document shall be filed with the Secretary of State as Executive Order 03-01, and shall be effective immediately.

Dated February 3, 2003.

Kathleen Sebelius
Governor
Attest: Ron Thornburgh
Secretary of State

Doc. No. 028936

State of Kansas

**Department of Revenue
Division of Property Valuation**

**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 1 p.m. Monday, April 21, in the office of the Director of Property Valuation, fourth floor, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider proposed changes to existing rules and regulations of the Division of Property Valuation of the Kansas Department of Revenue.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to Laura Johnson, Deputy Director of Property Valuation, 4th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1585. 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 Laura Johnson at (785) 296-4218. Handicapped parking is located in State Parking Lot No. 2, south of the Docking Building facing Harrison Street, and the north, south and east entrances to the Docking Building are accessible.

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

93-6-4. Experience requirements. This regulation revises the experience requirements for candidates for the registered mass appraisal (RMA) designation. Specifically, it revises the number of appraisal experience hours that the RMA candidate may obtain from establishing values on personal property from 400 hours to 600 hours.

93-6-7. Reinstatement. This regulation is a new permanent regulation that establishes procedures for reinstatement of the RMA designation.

The proposed changes have no economic impact.

Copies of the proposed regulations and the associated economic impact statement may be obtained by contacting the Division of Property Valuation.

Joan Wagnon
Acting Secretary of Revenue

Doc. No. 028946

State of Kansas

Advisory Committee on Trauma

Notice of Meeting

The Advisory Committee on Trauma will meet from 10 a.m. to 3 p.m. Wednesday, February 19, at the Kansas Medical Society, 623 S.W. 10th Ave., Topeka. For further information, contact the KDHE Office of Local and Rural Health at (785) 296-1200.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028950

State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board of Directors will meet at 2 p.m. Thursday, February 20, in the offices of the Kansas Technology Enterprise Corporation, second floor conference room, 214 S.W. 6th Ave., Topeka. The meeting is open to the public. For additional information, call (785) 296-1460.

Jim Hollingsworth
Executive Director

Doc. No. 028952

State of Kansas

Department of Transportation

Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 03-05 by adding the following projects:

Project TE-0208-01 - Visitor Information Center, Cheyenne Bottoms Wildlife Area on the east side of K-156, Barton County

Project TE-0209-01 - Pedestrian/Bike Path and Bridge, Atchison city limits from River Road to Lewis and Clark Campsite and across Independence Creek, Atchison County

The amendment of the STIP requires a 30-day public comment period. To receive more information on any of these projects or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Office of Engineering Support, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, (785) 296-7916, fax (785) 296-0723.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Bureau of Transportation Information, (785) 296-3585 (Voice/TTY).

The comment period regarding the STIP amendment will conclude March 13.

Deb Miller
Secretary of Transportation

Doc. No. 028941

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 65-34,117 (c), records of the Division of Accounts and Reports show the unobligated balances are \$3,676,997.29 in the underground petroleum storage tank release trust fund and \$670,094.61 in the aboveground petroleum storage tank release trust fund at January 31, 2003.

Howard R. Fricke
Secretary of Administration

Doc. No. 028937

State of Kansas

Board of Regents

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Monday, May 19, in the Board of Regents' conference room, 1000 S.W. Jackson, Suite 520, Topeka, to consider the adoption of new rules and regulations relating to the Kansas Foster Care Tuition Waiver Program, established by the 2002 Legislature in K.S.A. 74-32,161.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on these proposed rules and regulations. All interested parties may submit written comments prior to the hearing to Shery Smith, State Board of Regents, 1000 S.W. Jackson, Suite 520, Topeka, 66612-1368. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Shery Smith at (785) 296-3689.

Copies of the regulations and the economic impact statement may be obtained by contacting Shery Smith.

In summary, the regulations **K.A.R. 88-25-1 through 88-25-7** establish the following rules: (1) definitions for the Foster Care Tuition Waiver Program regulations; (2) eligibility criteria for foster care children applying for waivers under the program; (3) directions for postsecondary institutions regarding the selection of applicants for initial waiver awards; (4) the number of waivers available at each institution; (5) what happens to funding in the event available funds are insufficient to fund all awarded waivers; (6) a description of part-time work status required of eligible applicants by the statute; and (7) eligibility criteria for subsequent years.

The anticipated economic impact on the board is not quantifiable because although additional staff responsibilities are created, those responsibilities will be handled by current staff. Similarly, participating educational institutions, the Division of Accounts and Reports, and the Department of Social and Rehabilitation Services will

have new staff responsibilities related to this program. SRS will reimburse institutions for participants' tuition with the federal Chafee Foster Care Independence Grant moneys appropriated to it by the Legislature. The estimated fiscal impact, assuming all waivers are filled for all participating institutions, is \$461,856 per academic year.

Applicants for the program will have some negative economic impact because they will be responsible for completing the application and meeting continuing eligibility requirements. However, participants will be eligible for up to eight semesters of undergraduate post-secondary education without payment of tuition and fees. The program is set to expire June 30, 2006.

Reginald L. Robinson
President and CEO

Doc. No. 028938

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated:

02/24/03	05866	Abandoned Well Plugging
02/25/03	05829	Clotting Factors and Related Products
02/25/03	05873	Portable Equine, Hog and Sheep Panels
02/26/03	05871	Bituminous Plant Mixture (District #6)
02/26/03	05872	Asphaltic Materials
02/26/03	05875	Unprinted Envelopes
02/27/03	A-9145(D)	North Dormitory HVAC Improvements—Phase III
02/27/03	A-9552	Kansas Judicial Center Selective Demolition and Remodeling
02/28/03	05869	Backup Power Plant Equipment and Support Services
03/04/03	A-9526	Repair Campus Streets and Drives
03/04/03	A-9530	Replace Deteriorated Main Entrance Steps
03/04/03	05870	Advisory Consulting Services
03/04/03	05877	Bituminous Plant Mixture (Hot-Mix—Cold Lay)
03/04/03	05878	Aggregate
03/05/03	05880	Bituminous Plant Mixture, Commercial Grade
03/06/03	A-9475	Reroof District One Shop
04/10/03	05783	Food Services

Bid documents can be downloaded at the following Web site:

<http://da.state.ks.us/purch/rfq/>

Additional files may be located at the following Web site (please monitor this Web site on a regular basis for any changes/addenda):

<http://da.state.ks.us/purch/adds/default/htm>

John T. Houlihan
Director of Purchases

Doc. No. 028956

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 2-10-03 through 2-16-03

Term	Rate
1-89 days	1.23%
3 months	1.11%
6 months	1.15%
1 year	1.18%
18 months	1.35%
2 years	1.59%

Derl S. Treff
Director of Investments

Doc. No. 028931

(Published in the Kansas Register February 13, 2003.)

Summary Notice of Bond Sale**City of Cimarron, Kansas****\$1,182,050****General Obligation Bonds, Series A, 2003****(General obligation bonds payable from unlimited ad valorem taxes)****Bids**

Subject to the notice of bond sale dated February 5, 2003, sealed, facsimile and electronic bids will be received by the clerk of the City of Cimarron, Kansas (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body at 119 S. Main, P.O. Box 467, Cimarron, KS 67835, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 5 p.m. March 3, 2003, for the purchase of \$1,182,050 principal amount of General Obligation Bonds, Series A, 2003. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000, except one bond in the denomination of \$2,050 (or such amount added to \$5,000 or any integral multiple thereof). The bonds will be dated March 1, 2003, and will become due on September 1 in the years as follows:

Year	Principal Amount
2004	\$32,050
2005	60,000
2006	65,000
2007	65,000
2008	70,000
2009	70,000
2010	75,000
2011	80,000
2012	85,000
2013	85,000

2014	90,000
2015	95,000
2016	100,000
2017	105,000
2018	105,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2004.

Optional Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$23,641 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about March 13, 2003, to DTC for the account of the successful bidder or at such bank or trust company in the contiguous United States as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2002 is \$12,272,134. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$1,323,050.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (620) 855-2322, fax (620) 855-3183; or from the financial advisor, Gold Capital Management, Inc., 525 N. Waco, Suite 525, P.O. Box 205, Wichita, KS 67201, Attention: Jerry Rayl, (316) 265-9411, fax (316) 265-9415.

Dated February 5, 2003.

City of Cimarron, Kansas

Doc. No. 028958

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced January 30-February 5 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 www.kslegislature.org.

House Bills

HB 2123, An act concerning wildlife; amending K.S.A. 32-1013 and repealing the existing section, by Committee on Tourism and Parks.

HB 2124, An act concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation and membership; contributions, by Committee on Appropriations.

HB 2125, An act concerning the support and care of children; relating to children in need of care; concerning rights of foster parents to be present at certain proceedings; emergency change of placement; amending K.S.A. 38-1552 and 38-1567 and repealing the existing sections, by Committee on Appropriations (By request of the Joint Committee on Children's Issues).

HB 2126, An act concerning state officers and employees; relating to compensation; concerning certain job classifications and prescribing certain job market studies; amending K.S.A. 75-2938 and repealing the existing section, by Committee on Appropriations.

HB 2127, An act concerning retirement and pensions; relating to the Kansas public employees retirement system; employment after retirement; amending K.S.A. 74-4914 and repealing the existing section, by Committee on Appropriations.

HB 2128, An act concerning the secretary of state; relating to the distribution of certain publications and documents thereof; amending K.S.A. 75-430, 75-431, 75-432, 77-151, 77-428, 77-429 and 77-430a and K.S.A. 2002 Supp. 77-138, 77-165, 77-430 and 77-431 and repealing the existing sections, by Committee on Appropriations.

HB 2129, An act establishing a state occupational safety plan; repealing K.S.A. 44-636, by Committee on Commerce and Labor.

HB 2130, An act concerning transmission of electric power; relating to siting of certain transmission lines; concerning recovery of certain costs of certain utilities; amending K.S.A. 66-1,180 and repealing the existing section, by Committee on Utilities.

HB 2131, An act concerning certain thermal efficiency standards; amending K.S.A. 66-1227 and repealing the existing section, by Committee on Utilities.

HB 2132, An act concerning county jails; relating to inmate fees to defray maintenance costs; amending K.S.A. 19-1930 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2133, An act concerning municipal courts; relating to collection of fines and court costs, by Committee on Corrections and Juvenile Justice.

HB 2134, An act concerning campaign finance; pertaining to use of contributions for personal purposes; amending K.S.A. 25-4157a and repealing the existing section, by Committee on Ethics and Elections.

HB 2135, An act relating to roads and highways; concerning county roads; amending K.S.A. 68-124 and 68-141a and repealing the existing sections; also repealing K.S.A. 68-137, 68-138, 68-151b, 68-151c, 68-151d, 68-151e, 68-151k, 68-151l, 68-159, 68-160 and 68-166, by Committee on Transportation.

HB 2136, An act designating a portion of United States highway 400 as the 903rd ordnance ammunition company by-pass, by Committee on Transportation.

HB 2137, An act amending the vehicle dealers and manufacturers licensing act; relating to certain fees; amending K.S.A. 2002 Supp. 8-2404 and repealing the existing section, by Committee on Transportation.

HB 2138, An act concerning criminal procedure; relating to forensic examinations; certification procedures; amending K.S.A. 2002 Supp. 22-3437 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2139, An act concerning consumer protection; relating to diet programs, by Representative Vickrey.

HB 2140, An act concerning consumer protection; relating to physical fitness centers, by Representative Vickrey.

HB 2141, 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 Committee on Federal and State Affairs.

HB 2142, An act concerning the courts; relating to the nonpartisan selection of judges of the district court; amending K.S.A. 20-2908 and repealing the existing section, by Committee on Judiciary.

HB 2143, An act concerning distinctive license plates for motor vehicles; amending K.S.A. 8-1,141 and repealing the existing section, by Committee on Transportation.

HB 2144, An act regulating traffic; relating to the authority to implement an automated traffic control signal enforcement system; providing for the imposition of penalties, by Committee on Transportation.

HB 2145, An act concerning public postsecondary education; certain persons deemed to be residents for purposes of tuition and other fees at postsecondary educational institutions, by Committee on Higher Education.

HB 2146, An act concerning elections; relating to the date when certain primary elections are held; amending K.S.A. 12-1254, 12-2536, 19-4470, 25-203, 25-1115, 25-2102, 25-2502 and 25-3901 and K.S.A. 2002 Supp. 19-4427, 25-205, 25-302a, 25-1122, 25-3801 and 25-4005 and repealing the existing sections, by Representatives Loyd, Huntington, Jack, Light, Neighbor, O'Malley, O'Neal, Owens, Patterson, Reitz, S. Sharp, Yoder and Yonally.

HB 2147, An act concerning the state board of tax appeals; relating to membership thereof; amending K.S.A. 74-2433 and repealing the existing section, by Committee on Taxation.

HB 2148, An act concerning taxation; relating to sales tax exemptions; construction and manufactured homes; amending K.S.A. 2002 Supp. 79-3603 and 79-3606 and repealing the existing sections, by Committee on Taxation.

HB 2149, An act concerning open meetings; relating to advisory committees; amending K.S.A. 2002 Supp. 75-4318 and repealing the existing section, by Committee on Ethics and Elections.

HB 2150, An act concerning townships; relating to traffic control devices; amending K.S.A. 8-2005 and 68-526 and repealing the existing sections, by Representative Sloan.

HB 2151, An act concerning counties; relating to law enforcement; amending K.S.A. 19-4425 and 19-4426 and repealing the existing sections, by Representative O'Neal.

HB 2152, An act concerning motor vehicles; providing for the independent order of odd fellows license plate, by Representative DeCastro (By request).

HB 2153, An act concerning schools; amending K.S.A. 72-1906, 72-5389, 72-6409, 72-6410, 72-6426, 72-6430, 72-6433, 72-8302, 72-8316, 72-8317, 72-89a01, 72-89b02, 72-89b03, 72-89c01 and 72-9606 and repealing the existing sections; also repealing K.S.A. 72-5436, 72-5437, 72-5438, 72-5439, 72-5440, 72-5441, 72-5442, 72-5443, 72-5444, 72-5445, 72-5446, 72-5447, 72-6421, 72-6423, 72-6425, 72-6427, 72-6428, 72-6429, 72-6439 and 72-8231, by Representative F. Miller.

HB 2154, An act concerning construction contracts; relating to indemnification provisions, by Committee on Insurance.

HB 2155, An act concerning dentists and dentistry, regarding temporary licensure of out-of-state dentists; amending K.S.A. 65-1426 and 65-1455 and repealing the existing sections, by Committee on Health and Human Services.

HB 2156, An act concerning professional corporations; amending K.S.A. 2002 Supp. 17-2707 and repealing the existing section, by Representative Compton.

HB 2157, An act relating to property taxes on mobile and manufactured homes; concerning obligations at the time of purchase, sale or moving, by Committee on Transportation.

HB 2158, An act concerning authorized emergency vehicles; designating wreckers, tow trucks or car carriers as authorized emergency vehicles; amending K.S.A. 8-1404, 8-2010 and 8-2010a and repealing the existing sections, by Committee on Transportation.

HB 2159, An act relating to vehicles; concerning the registration of certain vehicles; amending K.S.A. 8-1,134 and repealing the existing section, by Committee on Transportation.

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HB 2160, An act concerning motor carriers; relating to certain fees; amending K.S.A. 66-1a01 and repealing the existing section, by Committee on Transportation.

HB 2161, An act regarding dentists and dentistry; relating to dental hygienists; amending K.S.A. 65-1456 and repealing the existing section, by Committee on Health and Human Services.

HB 2162, An act concerning income taxation; relating to tax credits for contributions to community service organizations; amending K.S.A. 2002 Supp. 79-32,197 and repealing the existing section, by Committee on Taxation.

HB 2163, An act concerning regulation and licensure of detective business; amending K.S.A. 2002 Supp. 75-7b07 and 75-7b13 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2164, An act concerning criminal use of weapons; amending K.S.A. 2002 Supp. 21-4201 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2165, An act concerning civil procedure; relating to worthless checks; amending K.S.A. 2002 Supp. 60-2610 and repealing the existing section, by Committee on Judiciary.

HB 2166, An act regulating traffic; concerning certain axles; amending K.S.A. 8-1908 and repealing the existing section, by Committee on Transportation.

HB 2167, An act concerning livestock; relating to ownership of such livestock by packers; prescribing penalties therefor, by Committee on Agriculture.

HB 2168, An act concerning state historic property; relating to farming and ranching operations; amending K.S.A. 75-2714, 75-2715, 75-2716, 75-2720 and 75-2721 and repealing the existing sections, by Committee on Agriculture.

HB 2169, An act concerning the Kansas board of examiners in optometry; relating to the fees charged and collected by the board; amending K.S.A. 65-1505 and 65-1509 and repealing the existing sections, by Committee on Health and Human Resources.

HB 2170, An act concerning the behavioral sciences regulatory board; relating to professions regulated by the board; privileged and confidential communications; amending K.S.A. 65-6315 and repealing the existing section; also repealing K.S.A. 65-5810, 65-6410, 74-5323 and 74-5372, by Committee on Health and Human Services.

HB 2171, An act concerning adult care home administrators; relating to licensure; amending K.S.A. 65-3503, 65-3504, 65-3506 and 65-3508 and repealing the existing sections, by Committee on Health and Human Services.

HB 2172, An act concerning adult care homes; relating to informal dispute resolution; providing for an independent review panel, by Committee on Health and Human Services.

HB 2173, An act relating to the state board of regents; concerning seats in accredited schools of dentistry, by Committee on Higher Education.

HB 2174, An act relating to roads and highways; concerning certain signs, by Representative Ostmeyer.

HB 2175, An act concerning sales taxation; relating to exemptions; cystic fibrosis foundation; amending K.S.A. 2002 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2176, An act concerning abortion clinics; standards for the operation thereof; providing penalties for violations and authorizing injunctive actions, by Representatives P. Long, Barbieri-Lightner, Bethell, Brunk, Burgess, Burroughs, Campbell, Carter, Dahl, DeCastro, Decker, Faber, Freeborn, Gatewood, Goering, Goico, Henry, Howell, Huebert, Hutchins, Huy, E. Johnson, Kauffman, Landwehr, Larkin, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Novascone, Osborne, Ostmeyer, Patterson, Pauls, Phelps, Powell, Powers, Reardon, Schwab, Shriver, Shultz, Siegfried, Svaty, Swenson, Tafaneli, Thimesch, Vickrey, Wilk, D. Williams and J. Williams.

HB 2177, An act concerning school districts; relating to budgetary funds; amending K.S.A. 72-6409, 72-6410, 72-6430, 72-6433, 72-8302, 72-8316 and 72-8317 and repealing the existing sections; also repealing K.S.A. 72-6421, 72-6423, 72-6425, 72-6426, 72-6427, 72-6428 and 72-6429, by Committee on Education.

HB 2178, An act concerning school district finance; increasing state prescribed percentage for the purpose of local option budgets; amending K.S.A. 72-6433 and repealing the existing section, by Committee on Education.

HB 2179, An act repealing K.S.A. 25-1904; relating to members of the state board of education, by Committee on Education.

HB 2180, An act concerning school districts; relating to the powers and duties of the governing bodies thereof; amending K.S.A. 72-8205 and repealing the existing section, by Committee on Education.

HB 2181, An act concerning school districts; enacting the school district budget law; amending K.S.A. 12-1765, 12-2615, 44-505e, 72-8415a, 75-4322, 75-4330, 75-4332, 75-6110, 79-1808, 79-2925, 79-2926 and 79-2927 and K.S.A. 2002 Supp. 75-37,125 and repealing the existing sections; also repealing K.S.A. 72-8204a, by Committee on Education.

HB 2182, An act concerning the Kansas board of barbering; relating to certain fees; amending K.S.A. 65-1817 and repealing the existing section, by Committee on Appropriations.

HB 2183, An act concerning bingo; amending K.S.A. 2002 Supp. 79-4706 and repealing the existing section, by Representative Reardon.

HB 2184, An act concerning insurance; providing coverage for wigs and scalp prosthesis under certain circumstances; amending K.S.A. 2002 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Insurance.

HB 2185, An act concerning insurance; providing coverage for contraceptives; amending K.S.A. 2002 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Insurance.

HB 2186, An act concerning certain public utilities; relating to residential customers; providing for special payment and service disconnection procedures under certain circumstances, by Committee on Utilities.

HB 2187, An act concerning schools; relating to nonresident pupils; amending K.S.A. 72-1046a and repealing the existing section, by Representative O'Neal (By request).

HB 2188, An act concerning livestock; relating to meat and poultry inspection; buffalo and domesticated deer; amending K.S.A. 65-6a18 and repealing the existing section, by Committee on Agriculture.

HB 2189, An act relating to motor vehicles; concerning the registration thereof; amending K.S.A. 8-134 and 8-143a and K.S.A. 2002 Supp. 8-143 and repealing the existing sections, by Committee on Transportation.

HB 2190, An act relating to motor vehicles; concerning the installation of air bags, by Committee on Transportation.

HB 2191, An act relating to port authorities; concerning certain powers; amending K.S.A. 12-3406 and repealing the existing section, by Committee on Transportation.

HB 2192, An act relating to the division of vehicles; concerning certain fees for drivers' licenses and identification cards; amending K.S.A. 8-240, 8-267 and 8-1324 and K.S.A. 2002 Supp. 8-1325 and repealing the existing sections, by Committee on Transportation.

HB 2193, An act relating to certificates of title; concerning certain fees and the disposition thereof; amending K.S.A. 2002 Supp. 8-135, 8-135a, 8-139, 8-145, 8-170, 8-171, 8-198, 58-4204 and 74-2013 and repealing the existing sections, by Committee on Transportation.

HB 2194, An act concerning school districts; disallowing the counting of certain pupils for purposes of computations under the school district finance and quality performance act; entering into reciprocal agreements; amending K.S.A. 72-1046a, 72-6407 and 72-6757 and repealing the existing sections; also repealing K.S.A. 72-6407a, by Representative Mason.

HB 2195, An act dissolving existing unified school districts; establishing county school districts; terminating certain administrator contracts; relating to continuing teacher contracts and assigning responsibility therefor; providing for continued payment of bonded indebtedness; amending K.S.A. 72-8202b and repealing the existing section, by Representative Mason.

HB 2196, An act amending the Kansas storage tank act; concerning unlawful acts; amending K.S.A. 65-34,109 and repealing the existing section, by Committee on Environment.

HB 2197, An act concerning persons with disabilities; relating to assistance dogs and other assistance animals; amending K.S.A. 39-1101, 39-1102, 39-1103, 39-1107, 39-1108 and 39-1109 and repealing the existing sections, by Committee on Environment.

HB 2198, An act concerning civil procedure; relating to limitations on damages; amending K.S.A. 60-19a02 and 60-3702 and K.S.A. 2002 Supp. 60-1903 and repealing the existing sections, by Representative Swenson.

HB 2199, An act concerning certain unsolicited telephone calls; amending K.S.A. 2002 Supp. 50-670 and repealing the existing section, by Committee on Utilities.

HB 2200, An act concerning municipal courts; relating to penalties for violations of an ordinance; amending K.S.A. 12-4510 and repealing the existing section, by Committee on Local Government.

HB 2201, An act concerning fire and fire protection; relating to investigations of fires and explosions; amending K.S.A. 31-137 and repealing the existing section, by Committee on Local Government.

HB 2202, An act concerning land to be incorporated as, or added to cities; amending K.S.A. 12-401 and repealing the existing section, by Committee on Local Government.

HB 2203, An act concerning cities; relating to the annexation of land located within water districts; amending K.S.A. 12-527 and repealing the existing section, by Committee on Local Government.

HB 2204, An act concerning planning and zoning; relating to planning commissions; amending K.S.A. 12-744 and repealing the existing section, by Committee on Local Government.

HB 2205, An act concerning real estate transactions; requiring certain disclosures prior to entering contracts for sale, by Committee on Local Government.

HB 2206, An act concerning property taxation; concerning determination of fair market value; special assessments; amending K.S.A. 79-503a and repealing the existing section, by Committee on Taxation.

HB 2207, An act concerning the state board of pharmacy; providing for registration of pharmacy technicians; amending K.S.A. 65-1642 and repealing the existing section, by Committee on Health and Human Services.

HB 2208, An act concerning tax increment financing and sales tax revenue bonds; relating to major commercial, entertainment and tourism areas and redevelopment of property located in Sedgwick county; amending K.S.A. 12-1770a and 12-1774 and K.S.A. 2002 Supp. 79-3620 and repealing the existing sections, by Committee on Economic Development.

HB 2209, An act concerning school districts; relating to the consolidation thereof, by Representative Decker.

HB 2210, An act concerning school districts; relating to the consolidation of administrative services; concerning consolidation of small school districts; amending K.S.A. 72-8202b and repealing the existing section, by Representative Decker.

HB 2211, An act concerning the licensure of plumbers, electricians and certain contractors; amending K.S.A. 12-1508, 12-1509, 12-1525, 12-1526, 12-1541, 12-1542, 12-1556 and 12-1557 and repealing the existing sections, by Committee on Local Government.

HB 2212, An act concerning cities; relating to annexation; relating to time of publication before election; amending K.S.A. 12-523 and repealing the existing section, by Committee on Ethics and Elections.

HB 2213, An act concerning elections; relating to the timing of placing special questions on the ballot, by Committee on Ethics and Elections.

HB 2214, An act concerning elections; relating to handling ballots after canvass; establishing write-in boards; amending K.S.A. 25-3008 and repealing the existing section, by Committee on Ethics and Elections.

HB 2215, An act concerning civil procedure; relating to small claims; amending K.S.A. 61-2706 and K.S.A. 2002 Supp. 61-2703, 61-2704 and 61-2713 and repealing the existing sections, by Representative Huff.

HB 2216, An act concerning crimes and punishments; relating to controlled substances, acts within 1,000 feet of certain property; amending K.S.A. 65-4161 and 65-4163 and K.S.A. 2002 Supp. 21-4717 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2217, An act concerning motor vehicles; relating to driving under the influence of alcohol or drugs; ignition interlock devices; amending K.S.A. 8-1015 and repealing the existing section, by Committee on Judiciary.

House Concurrent Resolutions

HCR 5008, A concurrent resolution urging the designation of school nurses as first responders.

HCR 5009, A concurrent resolution urging the President and Congress of the United States to consider the removal of trade, financial and travel restrictions to Cuba.

House Resolutions

HR 6007, A resolution urging the United States Department of Labor to award Senior Community Service Employment Program grants to Experience Works in Kansas and throughout the country.

HR 6008, A resolution in memory of Kenneth R. King.

Senate Bills

SB 101, An act concerning elections; relating to the presidential pri-

mary; amending K.S.A. 25-4501 and 25-4505 and repealing the existing sections, by Committee on Elections and Local Government.

SB 102, An act concerning elections; relating to ballots; amending K.S.A. 25-1122f, 25-2908 and 25-3002 and repealing the existing sections, by Committee on Elections and Local Government.

SB 103, An act concerning elections; relating to recalls; amending K.S.A. 25-4307, 25-4308, 25-4311, 25-4315, 25-4322, 25-4325 and 25-4329 and K.S.A. 2002 Supp. 25-4306 and repealing the existing sections, by Committee on Elections and Local Government.

SB 104, An act relating to public utilities; concerning prior determination of ratemaking principles and treatment by the corporation commission; authorizing the issuance of certain bonds by the Kansas development finance authority; amending K.S.A. 74-8905 and repealing the existing section, by Committee on Utilities.

SB 105, An act establishing a state occupational safety plan; repealing K.S.A. 44-636, by Committee on Commerce.

SB 106, An act relating to the public health and welfare of all Kansans; identifying major health care issues and establishing objectives and priorities, by Committee on Public Health and Welfare.

SB 107, An act relating to the state board of healing arts; providing for the granting of certain licenses; amending K.S.A. 65-2873a and repealing the existing section, by Committee on Ways and Means.

SB 108, An act concerning the Kansas lottery; authorizing the operation of video lottery machines; amending K.S.A. 74-8701, 74-8702, 74-8710, 74-8711 and 74-8721 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 109, An act concerning certain counties; relating to donation of land for cemetery purposes; amending K.S.A. 19-3101 and repealing the existing section, by Committee on Elections and Local Government.

SB 110, An act concerning securities; relating to certain unlawful acts and penalties thereof; investigation by commission; civil penalties; amending K.S.A. 17-1264 and 17-1265 and K.S.A. 2002 Supp. 17-1253, 17-1254, 17-1255, 17-1266a and 21-4704 and repealing the existing sections, by Committee on Judiciary.

SB 111, An act concerning crimes, criminal procedure and punishment; relating to sentencing for burglary; expansion or construction of minimum security facilities; amending K.S.A. 2002 Supp. 21-4704 and repealing the existing section, by Committee on Judiciary.

SB 112, An act concerning public works projects for state agencies; prescribing payment of minimum wages for work thereon and preferences for certain employees to work thereon, by Senators Hensley, Barone, Downey, Gilstrap, Gooch, Haley and Steineger.

SB 113, An act concerning employment; providing for a fair share representation fee to be paid to certain labor organizations under certain circumstances; relating to procedures, rights and duties; amending K.S.A. 44-803 and repealing the existing section, by Senators Hensley, Barone, Downey, Gilstrap, Gooch, Goodwin, Haley and Steineger.

SB 114, An act concerning the state minimum wage; amending K.S.A. 44-1203 and repealing the existing section, by Senators Hensley, Gilstrap, Haley and Steineger.

SB 115, An act concerning the state board of tax appeals; relating to membership thereof; amending K.S.A. 74-2433 and repealing the existing section, by Committee on Assessment and Taxation.

SB 116, An act prohibiting smoking in restaurants; amending K.S.A. 21-4009 and repealing the existing section, by Senator Emler (By request).

SB 117, An act concerning school districts; relating to hearings provided for teachers upon notice of nonrenewal or termination of contracts of employment; amending K.S.A. 72-5438 and 72-5440 and repealing the existing sections, by Committee on Education.

SB 118, An act concerning the state board of education; relating to rules and regulations; amending K.S.A. 72-7514b and repealing the existing section; also repealing K.S.A. 72-7514a, by Committee on Education.

SB 119, An act concerning teachers employed at the state school for the blind or the state school for the deaf; relating to hearings provided upon notice of nonrenewal or termination of contracts of employment; amending K.S.A. 76-11a05, 76-11a06, 76-11a07, 76-11a08, 76-11a09, 76-11a10, 76-11a11, 76-11a12, 76-11a13 and 76-11a14 and repealing the existing sections, by Committee on Education.

SB 120, An act concerning school districts; relating to certain expenditures; amending K.S.A. 72-6760 and repealing the existing section, by Committee on Education.

SB 121, An act concerning school districts; enacting the school district budget law; amending K.S.A. 12-1765, 12-2615, 44-505e, 72-8415a, 75-4322, 75-4330, 75-4332, 75-6110, 79-1808, 79-2925, 79-2926 and 79-2927 and K.S.A. 2002 Supp. 75-37,125 and repealing the existing sections; also repealing K.S.A. 72-8204a, by Senator Bunten.

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SB 122, An act concerning open meetings; amending K.S.A. 2002 Supp. 75-4318 and repealing the existing section, by Senator Hensley.

SB 123, An act concerning crimes and punishment; relating to possession of drugs; mandatory treatment; amending K.S.A. 65-4160 and K.S.A. 2002 Supp. 21-4603d, 21-4705, 21-4714, 22-3716 and 75-5291 and repealing the existing sections, by Special Committee on Judiciary.

SB 124, An act relating to the department of agriculture; renaming the department of agriculture; transferring powers and duties of the secretary of the department of health and environment to the secretary of agriculture; transferring powers and duties of the state board of education to the secretary of agriculture, by Committee on Agriculture.

SB 125, An act relating to wildlife and parks; creating the big game animal depredation management fund; also creating the big game animal depredation management stamp; amending K.S.A. 32-992 and K.S.A. 2002 Supp. 20-2801, 32-988 and 32-1047 and repealing the existing sections, by Committee on Agriculture.

SB 126, An act concerning certain unsolicited telephone calls; amending K.S.A. 2002 Supp. 50-670 and repealing the existing section, by Committee on Commerce.

SB 127, An act concerning insurance; relating to exemption from jurisdiction of commissioner of insurance; amending K.S.A. 40-2222 and repealing the existing section, by Committee on Financial Institutions and Insurance.

SB 128, An act concerning schools; relating to communications between pupils and school counselors or psychologists, by Committee on Education.

SB 129, An act establishing a statewide birth defects information system; providing for administration by the secretary of health and environment and for collection of data; authorizing the use of such data for certain purposes; providing for the appointment of a council to assist in the implementation and establishment of the system, by Committee on Public Health and Welfare.

SB 130, An act relating to apportioned registration of fleet vehicles; amending K.S.A. 8-1,100 and repealing the existing section, by Committee on Transportation.

SB 131, An act relating to livestock; concerning application of certain requirements to public livestock markets; amending K.S.A. 65-171d and repealing the existing section, by Committee on Natural Resources.

SB 132, An act concerning automated external defibrillators; amending K.S.A. 65-6149a and repealing the existing section, by Committee on Public Health and Welfare.

SB 133, An act concerning workers compensation; relating to compilation and publication of certain statistics and data; amending K.S.A. 2002 Supp. 44-557a and repealing the existing section, by Committee on Commerce.

SB 134, An act concerning land and water recreational areas; relating to limited liability; agritourism and ecotourism; amending K.S.A. 58-3201 and 58-3202 and repealing the existing sections, by Committee on Commerce.

SB 135, An act concerning meat and poultry; relating to inspections of livestock; amending K.S.A. 65-6a18 and repealing the existing section, by Committee on Agriculture.

SB 136, An act concerning school districts and community colleges; relating to the jurisdiction of persons employed as police officers; amending K.S.A. 2002 Supp. 22-2401a and repealing the existing section, by Committee on Federal and State Affairs.

SB 137, An act concerning crimes, criminal procedure and punishment; relating to hate crimes; prescribing penalties therefor; reporting requirements; amending K.S.A. 2002 Supp. 21-4704 and 21-4716 and repealing the existing sections, by Senator Haley.

SB 138, An act concerning elections; relating to restoration to felons of the right to vote; amending K.S.A. 2002 Supp. 21-4615 and repealing the existing section, by Senator Haley.

SB 139, An act regarding dentists and dentistry; relating to dental hygienists; amending K.S.A. 65-1456 and repealing the existing section, by Committee on Public Health and Welfare.

SB 140, An act concerning tourism; establishing a state tourism advertising fund, by Committee on Commerce.

SB 141, An act concerning administrative procedure; concerning presiding officers; amending K.S.A. 2-1208a, 2-3311, 8-2426, 21-3110, 31-140, 36-509, 40-2,137, 44-322a, 44-1005, 49-606, 65-163, 65-163a, 65-525, 65-526, 65-673, 65-780, 65-786, 65-2305, 65-3483, 65-3488, 65-3490, 66-1,117, 74-4904, 74-8804, 74-8816, 74-8817, 74-8837, 75-6207, 76-3110, 77-505, 77-549, 77-550, 77-551, 77-551 as amended by section 41 of this act, 79-3313, 82a-1405, 82a-1501a, 82a-1502 and 82a-1504 and K.S.A. 2002 Supp. 75-37,121, 77-514, 77-514 as amended by section 37 of this act and 82a-1503 and repealing the existing sections; also repealing K.S.A. 75-37,122 and 75-5611a, by Committee on Judiciary.

SB 142, An act concerning motor vehicles; relating to the registration thereof; certifying proof of financial security; amending K.S.A. 8-173 and K.S.A. 2002 Supp. 40-3118 and repealing the existing sections, by Committee on Transportation.

SB 143, An act concerning the school district capital improvements fund; amending K.S.A. 2002 Supp. 75-2319 and repealing the existing section, by Committee on Ways and Means.

SB 144, An act concerning insurance; relating to the use of credit scores in issuing certain policies, by Committee on Financial Institutions and Insurance.

SB 145, An act concerning the state board of agriculture; amending K.S.A. 74-560 and 74-562 and repealing the existing sections; also repealing K.S.A. 74-563, 74-564, 74-565, 74-566 and 74-567, by Senator Corbin.

SB 146, An act concerning income taxation; relating to dividend income; amending K.S.A. 2002 Supp. 79-32,117 and repealing the existing section, by Committee on Assessment and Taxation.

SB 147, An act relating to sales taxation; authorizing Chase county to impose a countywide sales tax; amending K.S.A. 2002 Supp. 12-187 and repealing the existing section, by Committee on Assessment and Taxation.

SB 148, An act enacting the Kansas estate tax act; repealing K.S.A. 2002 Supp. 79-15,100, 79-15,101, 79-15,102, 79-15,103, 79-15,105, 79-15,106, 79-15,107, 79-15,108, 79-15,109, 79-15,111, 79-15,112, 79-15,113, 79-15,114, 79-15,115, 79-15,116, 79-15,117, 79-15,118, 79-15,119, 79-15,125 and 79-15,127, by Committee on Assessment and Taxation.

SB 149, An act concerning taxation; relating to redemption of real property; permitting reimbursement for certain items; amending K.S.A. 2002 Supp. 79-2401a and repealing the existing section, by Committee on Elections and Local Government.

SB 150, An act concerning taxation; relating to sale of real estate for taxes; amending K.S.A. 79-2301 and repealing the existing section, by Committee on Elections and Local Government.

SB 151, An act concerning county hospitals; amending K.S.A. 19-4601 and repealing the existing section, by Committee on Public Health and Welfare.

SB 152, An act concerning school districts; relating to certain pupils; amending K.S.A. 72-1046a and repealing the existing section, by Committee on Federal and State Affairs.

SB 153, An act concerning telecommunications; relating to enhanced wireless 911 service; public safety loan fund; amending K.S.A. 12-5302 and repealing the existing section, by Committee on Commerce.

SB 154, An act relating to the Kansas animal health board; increasing membership; amending K.S.A. 74-4001 and repealing the existing section, by Committee on Natural Resources.

SB 155, An act concerning solid hazardous waste; relating to waste tires; amending K.S.A. 65-3424, 65-3424a, 65-3424b, 65-3424g, 65-3424k and 65-3426 and repealing the existing sections; also repealing K.S.A. 65-3424m, by Committee on Natural Resources.

SB 156, An act concerning the Kansas healing arts act; concerning use of titles by licensees; amending K.S.A. 65-2885 and repealing the existing section, by Senator Hensley.

SB 157, An act concerning teachers; relating to teacher preparation programs, by Senator Lyon.

Senate Concurrent Resolutions

SCR 1604, A concurrent resolution urging the United States President and Congress to approve federal energy legislation that promotes the use of ethanol and biodiesel fuel.

SCR 1605, A concurrent resolution to assist the homeless.

SCR 1606, A concurrent resolution urging the legislature of the state of Kansas to promote the use of ethanol and biodiesel fuels.

SCR 1607, A proposition to revise article 10 of the constitution of the state of Kansas, relating to redistricting of legislative districts, state board of education districts and congressional districts.

Senate Resolutions

SR 1805, A resolution relating to rules of the Senate for 2002-2004, amending rule 38 and rule 41.

SR 1806, A resolution congratulating and commending Russell Hilst.

SR 1807, A resolution urging the United States Department of Labor to award Senior Community Service Employment Program grants to Experience Works in Kansas and throughout the country.

SR 1808, A resolution congratulating and commending the 2002-2004 Captains of the Kansas Road Team.

Doc. No. 028932

State of Kansas

Governmental Ethics Commission

Opinion No. 2003-01

Written January 16, 2003, to Jason Janssen, Director, Linn Valley Lakes Property Owners Association, Linn Valley.

This opinion is in response to your letter of November 22, 2002, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the local conflict of interest law (K.S.A. 75-4301 *et seq.*). We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 75-4301 *et seq.* Thus, whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you are requesting this opinion in your position as the Director of the Linn Valley Lakes Property Owners Association (POA). You have explained that the POA was created in 1978 and is currently comprised of 3,200 members. A person becomes a member by purchasing land within the boundaries of the POA. All land for sale within the boundaries of the POA carries a covenant that runs with the land requiring the owner to be a member of the POA. Some members of the POA are resident members who live full-time within the POA and others are considered "non-resident" members who own land but who do not reside all year on that land. The members pay a yearly assessment which is currently set at \$320.00. The POA does not have an ownership interest in the members' land, but it does own common land and common areas including an 18-hole golf facility, a miniature golf course, a tennis court, and stables. The POA provides repair and maintenance of approximately 55 miles of roads within the POA as well as maintenance of the common areas. In addition, the POA charges fees for additional services such as the provision of water and sewer service. The POA is represented by a board of directors (Board) comprised of 5 members. The Board appoints other POA members to committees that make policy suggestions and enforce the policies of the POA.

The City of Linn Valley (City) was incorporated in 1998, and the city limits mimic the boundaries of the POA with very few exceptions. You have explained that 98% of the City's population lives within the boundaries of the POA. The City is governed by a City Council, and members of the City Council must live within the boundaries of the City. In addition, several members of the City Council or their spouses are employed by the POA. The Board of the POA is currently considering numerous contracts between the City and the POA. These include contracts for the transfer of POA common property to the City and contracts concerning the disposition of property, equipment and other real estate belonging to the POA.

Questions

1. Would a transfer of land or a lease agreement between the City and the POA constitute a contract pursuant to K.S.A. 75-4301a(g)?

2. Does the POA meet the definition of a business pursuant to K.S.A. 75-4301a(b)?

3. Do the services performed by the POA in return for the yearly assessment constitute a service provided without reasonable and valuable consideration pursuant to K.S.A. 75-4301a(a)(3)?

4. Does a member of the Board of Directors of the POA hold a substantial interest in the POA?

5. Does a resident who purchases additional services from the POA have a substantial interest in the POA pursuant to K.S.A. 75-4301a(a)(3)?

6. Does a member of a POA committee who is not a member of the Board of Directors hold a substantial interest in the POA?

7. Does a resident or non-resident member of the POA who owns more than \$5,000.00 worth of real estate and assets within the boundaries of the POA hold a substantial interest in the POA?

8. May an employee of the City, the Mayor of the City, or a member of the City Council who is employed by the POA participate in the making of a contract between the City and the POA?

9. May an employee of the City, the Mayor of the City, or a member of the City Council whose spouse is employed by the POA participate in the making of a contract between the City and the POA?

10. If, during the process of negotiating a contract between the City and the POA, an employee of the City, the Mayor of the City, or a member of the City Council who had a substantial interest in the POA inappropriately participated in the process of making that contract, may the negotiations continue if such person abstains from future negotiations without tainting the contract or the process?

Opinion

Employees of the City, the Mayor of the City, and members of the City Council, are governed by the local level conflict of interest laws found in K.S.A. 75-4301 *et seq.* You have asked a number of questions, each of which will be addressed in turn.

1. Would a transfer of land or a lease agreement between the City and the POA constitute a contract pursuant to K.S.A. 75-4301a(g)?

K.S.A. 75-4301a(g) states:

"Contracts" means agreements including but not limited to sales and conveyances of real and personal property and agreements for the performance of services.

Pursuant to this statute, it is clear that an agreement to transfer land or a lease agreement would constitute a contract between the POA and the City.

2. Does the POA meet the definition of a business pursuant to K.S.A. 75-4301a(b)?

K.S.A. 75-4301a(b) states:

"Business" means any corporation, association, partnership, proprietorship, trust, joint venture, and every other business interest, including ownership or use of land for income.

The POA filed Articles of Incorporation with the Kansas Secretary of State's Office on October 2, 1978. Therefore, it is clear that the POA is a business within the definition of the statute.

3. Do the services performed by the POA in return for the yearly assessment constitute a service provided with-

(continued)

out reasonable and valuable consideration pursuant to K.S.A. 75-4301a(a)(3)?

K.S.A. 75-4301a(a)(3) states:

If an individual or an individual's spouse, either individually or collectively, has received in the preceding 12 months, without reasonable and valuable consideration, goods or services having an aggregate value of \$500 or more from a business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

Because the members pay a yearly assessment in return for the services rendered, they have not been provided a service "without reasonable and valuable consideration." Therefore the acceptance of these services does not give the members a substantial interest in the POA pursuant to K.S.A. 75-4301a(a)(3).

4. Does a resident who purchases additional services from the POA have a substantial interest in the POA pursuant to K.S.A. 75-4301a(a)(3)?

The answer to this question is the same as the answer to question number 3 above.

5. Does a member of the Board of Directors of the POA hold a substantial interest in the POA?

K.S.A. 75-4301a(a)(4) states:

If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business . . . the individual has a substantial interest in that business, irrespective of the amount of compensation received by the individual or individual's spouse.

Pursuant to this statute, members of the Board of Directors of the POA hold a substantial interest in the POA.

6. Does a member of a POA committee who is not a member of the Board of Directors hold a substantial interest in the POA?

A member of a POA committee who does not hold the position as an officer, director, associate, partner or proprietor of the POA would not have a substantial interest in the POA simply by being on a POA committee.

7. Does a resident or non-resident member of the POA who owns more than \$5,000.00 worth of real estate and assets within the boundaries of the POA hold a substantial interest in the POA?

K.S.A. 75-4301a(a)(1) states:

If an individual or an individual's spouse, either individually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

The POA is a corporation established by Articles of Incorporation. Article 13 of that document states:

Disposition of Assets upon Dissolution. Upon dissolution of the corporation, the assets, both real and personal of the corporation, shall be dedicated to an appropriate public agency or utility to be devoted to purposes as nearly as practicable the same as those to which they were required to be devoted by the corporation. In the event that such dedication is refused acceptance, such assets shall be granted, conveyed and assigned to any nonprofit corporation, association, trust or other organization to be devoted to purposes as nearly as practicable the same as those to which they were required to be devoted by the

corporation. No such disposition of Association properties shall be effective to divest or diminish any right or title of any member vested in him under the recorded covenants and deeds applicable such covenants and deeds.

In addition, Article 11 dictates that the corporation shall not have the authority to issue capital stock. Pursuant to the Articles of Incorporation, the land owners have no ownership interest in the corporation and have no monetary stake in its continued operation, and therefore, do not have a legal or equitable interest in the corporation. Consequently, members of the POA do not have a substantial interest in the POA simply by virtue of their membership.

8. May an employee of the City, the Mayor of the City, or a member of the City Council who is employed by the POA participate in the making of a contract between the City and the POA?

K.S.A. 75-4304 states in pertinent part:

(a) No local governmental officer or employee shall, in the capacity of such an officer or employee, make or participate in the making of a contract with any person or business *by which the officer or employee is employed* or in whose business the officer or employee has a substantial interest.

. . .

(c) A local governmental officer or employee does not make or participate in the making of a contract if the officer or employee abstains from any action in regard to the contract.

(d) This section shall not apply to the following:

(1) Contracts let after competitive bidding has been advertised for by published notice; and (2) contracts for property or services for which the price or rate is fixed by law. (emphasis added).

Pursuant to this statute, an employee of the City, the Mayor of the City, or a member of the City Council who is employed by the POA, may not participate in the making of a negotiated contract between the City and the POA.

9. May an employee of the City, the Mayor of the City, or a member of the City Council whose spouse is employed by the POA participate in the making of a contract between the City and the POA?

K.S.A. 75-4301a(2) states:

If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation which is or will be required to be included as taxable income on federal income tax returns of the individual and spouse in an aggregate amount of \$2,000 from any business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

Pursuant to this statute, if the spouse of the City employee, the Mayor of the City, or a member of the City Council has received \$2,000 in compensation from the POA, the City employee, the Mayor of the City, or a member of the City Council has a substantial interest in the POA. Therefore, pursuant to K.S.A. 75-4304 cited above in question number 8, that City employee, Mayor, or member of the City Council would be prohibited from

participating in the making of a negotiated contract between the City and the POA.

10. If, during the process of negotiating a contract between the City and the POA, an employee of the City, the Mayor of the City, or a member of the City Council who had a substantial interest in the POA inappropriately participated in the process of making that contract, may the negotiations continue if such person abstains from future negotiations without tainting the contract or the process?

There is nothing in the local level conflict of interest laws which answers this question. The Commission recommends that you contact the attorney for the City and or the POA to answer this question.

Opinion No. 2003-02

Written January 16, 2003, Thomas R. Powell, Hinkle El-kouri Law Firm, L.L.C., Wichita.

This opinion is in response to your letter of January 6, 2003, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the local conflict of interest law (K.S.A. 75-4301 *et seq.*). We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 75-4301 *et seq.* Thus, whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you are requesting this opinion in your capacity as the attorney for Harper County, Kansas (County). For perspective, you have explained that Waste Connections of Kansas, Inc. (Waste Connections) submitted a request for re-zoning of a certain tract of land to the County Commission. Although the County/Cities Joint Planning Commission recommended denying the zoning request, the County Commission approved Waste Connections' zoning request.

In addition, you have informed us that a recall petition was brought against Robert Sharp in his capacity as a County Commissioner. Commissioner Sharp hired a lawyer and successfully enjoined the petitioners from holding a recall petition.

Waste Connections has now approached the County with an offer to donate to the County sufficient funds to cover the attorney fees incurred by Commissioner Sharp in his challenge to the recall petition. This donation would be made with the stipulation that the funds be paid directly to the attorney. You have informed a member of our staff that you believe that the County would have the authority to pay Commissioner Sharp's legal fees if the County so chooses.

Question

If the County accepts the donation by Waste Connections, will Commissioner Sharp have a substantial interest in Waste Connections?

Opinion

In his capacity as County Commissioner, Mr. Sharp is governed by the local level conflict of interest laws found in K.S.A. 75-4301a. That statute states in pertinent part:

- (a) "Substantial interest" means any of the following: (1) If an individual or an individual's spouse, either individ-

ually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

(2) If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation which is or will be required to be included as taxable income on federal income tax returns of the individual and spouse in an aggregate amount of \$2,000 from any business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

(3) If an individual or an individual's spouse, either individually or collectively, has received in the preceding 12 months, without reasonable and valuable consideration, goods or services having an aggregate value of \$500 or more from a business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

(4) If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business, other than an organization exempt from federal taxation of corporations under section 501(c)(3), (4), (6), (7), (8), (10) or (19) of chapter 26 of the United States code, the individual has a substantial interest in that business, irrespective of the amount of compensation received by the individual or individual's spouse.

(5) If an individual or an individual's spouse receives compensation which is a portion or percentage of each separate fee or commission paid to a business or combination of businesses, the individual has a substantial interest in any client or customer who pays fees or commissions to the business or combination of businesses from which fees or commissions the individual or the individual's spouse, either individually or collectively, received an aggregate of \$2,000 or more in the preceding calendar year.

If the County has the authority and assumes the obligation to pay for attorney's fees associated with a recall election against a County Commissioner, then the gift from Waste Connections would be a gift to the County and not a gift to Commissioner Sharp. Therefore, Commissioner Sharp would not have a substantial interest in Waste Connections by virtue of Waste Connections' gift to the County.

If, on the other hand, the County does not have the authority or refuses to assume the obligation to pay for attorney's fees associated with a recall election against a County Commissioner, then the gift from Waste Connections would be a gift to Commissioner Sharp. Because Commissioner Sharp may use his campaign funds to pay for expenses associated with a recall election (see Commission Opinion 1999-13), the gift from Waste Connections would be considered a campaign contribution. Pursuant to K.S.A. 25-4153(a)(2), Waste Connections would be prohibited from contributing more than \$500 per election cycle. Therefore, Commissioner Sharp could accept a campaign contribution from Waste Connections in the amount of \$500. The acceptance of such a contribution would not constitute a gift pursuant to K.S.A. 75-4301a(3).

Daniel Severt
Chairman

Doc. No. 028930

State of Kansas

**Office of Judicial Administration
Supreme Court Docket**

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

Monday, March 3, 2003

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
89,029	General Building Contractors, et al., Appellants, v. Board of County Commissioners of Shawnee County, Appellee.	James S. Willard Richard V. Eckert	Shawnee
88,046	State of Kansas, Appellee, v. Juan Pablo Martinez, Appellant.	Phillip D. Kline, Atty. Gen. John P. Wheeler, County Atty. Sandra M. Carr, Asst. Appellate Defender	Finney
87,407	State of Kansas, Appellee, v. Rebecca Jo Beach, Appellant.	Phillip D. Kline, Atty. Gen. Nick A. Tomasic, District Atty. Rebecca E. Woodman, Capital Appellate Defender	Wyandotte
88,334	In the Matter of the Appeal of Ford Motor Credit Company from a Denial of Refund of Kansas Retailers' Sales Tax Dated March 31, 2000.	Mark A. Burghart John Michael Hale	Tax Appeal

1:30 p.m.

88,366	George W. Marshall, et al., Appellees, v. Kansas Medical Mutual Insurance Company, Appellant.	Victor A. Bergman Curtis O. Roggow	Saline
89,016	City of Norton, Appellee, v. Jason Hurt, Appellant.	R. Douglas Sebelius Daniel C. Walter	Norton
88,647 88,648	State of Kansas, Appellee, v. Phillip E. Arthur, Appellant.	Phillip D. Kline, Atty. Gen. Robert D. Hecht, District Atty. Sarah Ellen Johnson, Asst. Appellate Defender	Shawnee

Tuesday, March 4, 2003

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
86,624 86,625	State of Kansas, Appellee, v. Michael Leon Gordon, Appellant.	Phillip D. Kline, Atty. Gen. Paul J. Morrison, District Atty. Nathan B. Webb, Asst. Appellate Defender	Johnson Petition for Review
86,035	State of Kansas, <i>ex rel.</i> Paul J. Morrison, District Attorney, Appellee, v. Oshman Sporting Goods Co., Appellant.	Steven J. Obermeier, Asst. District Atty. Daniel O. Herrington Todd E. Gonyer	Johnson Petition for Review
86,751	State of Kansas, Appellee, v. Samuel Mendez, Appellant.	Phillip D. Kline, Atty. Gen. Paul J. Morrison, District Atty. Rick A. Kittel, Asst. Appellate Defender	Johnson Petition for Review

88,250	State of Kansas, Appellant, v. William Alfred Crawford, Jr., Appellee.	Phillip D. Kline, Atty. Gen. Paul J. Morrison, District Atty. Patrick M. Lewis	Johnson Petition for Review
1:30 p.m.			
87,002	Peter O'Donoghue, et al., Appellees, v. Farm Bureau Mutual Ins. Co., Appellant.	Terry L. Unruh	Sedgwick Petition for Review
85,586	State of Kansas, Appellee, v. Andrew T. Dickson, Appellant.	Don D. Gribble II Phillip D. Kline, Atty. Gen. Debra S. Peterson, Asst. District Atty. Randall L. Hodgkinson, Deputy Appellate Defender	Sedgwick Petition for Review
87,107	State of Kansas, Appellant, v. Clyde A. Wittsell, Appellee.	Phillip D. Kline, Atty. Gen. Debra S. Peterson, Asst. District Atty. Randall J. Price	Sedgwick Petition for Review
86,968	State of Kansas, Appellee, v. Rasheem A. Coleman, Appellant.	Phillip D. Kline, Atty. Gen. Debra S. Peterson, Asst. District Atty. Patrick H. Dunn, Asst. Appellate Defender	Sedgwick Petition for Review

Wednesday, March 5, 2003

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
88,496	City of Lawrence, Appellee, v.	Phillip D. Kline, Atty. Gen.	Douglas
88,497	Dale E. McCormick, Appellant.	Gerard E. Little, City Prosecutor Dale E. McCormick, Pro Se	Petition for Review
88,498	State of Kansas, Appellee, v.	Phillip D. Kline, Atty. Gen.	Saline
88,499	Steven W. Wiegand II, Appellant.	Ellen H. Mitchell, County Atty. Sarah Ellen Johnson, Asst. Appellate Defender	Petition for Review
88,500	In the Matter of Kiehl Rathbun, Respondent.	Frank D. Diehl, Deputy Discip. Admin. John J. Ambrosio Kiehl Rathbun, Pro Se	Original
87,357	In the Matter of Daniel L. Franco, Respondent.	Alexander M. Walczak, Deputy Discip. Admin. Daniel L. Franco, Pro Se	Original
87,358	In the Matter of Gary L. Conwell, Respondent.	Alexander M. Walczak, Deputy Discip. Admin. Stephen P. Weir Gary L. Conwell, Pro Se	Original
87,359	Blue Cross and Blue Shield of Kansas, Inc., Appellee/Cross-Appellant, v. Kathleen Sebelius, Appellant/Cross- Appellee.	John C. Frieden Gary D. McCallister Dan Biles	Shawnee
87,360	Blue Cross and Blue Shield of Kansas, Inc., Appellee, v. Kathleen Sebelius (Kansas Hospital Assn. and Kansas Medical Society), Appellants.	Randall J. Forbes Gary D. McCallister Steve A. Schwarm	Shawnee
87,361			

1:30 p.m.

(continued)

Thursday, March 6, 2003

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

88,964	State v. Brian K. Kross	89,172	State v. Misty Durham	89,279	State v. Garland Marc Lundry
89,052	State v. Lonnie Hogsett	89,180	State v. Vincent M. Williams	89,305	State v. Armando Perez
89,053	State v. Alexander Madrid			89,445	Francisco J. Rohas-Sanchez v. State
89,055	Terry L. Reagans v. State	89,181	State v. Jimmy L. Johnson	89,516	State v. Lorenzo M. Davis
89,098	State v. Scotty R. Marsh	89,232	State v. Randall Walker	89,704	State v. Billy W. Haney
89,161	State v. Mark L. Pritchard	89,238	State v. Shawn Peak		

Carol G. Green
Clerk of the Appellate Courts

Doc. No. 028933

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:

Crawford County Attorney

John Gutierrez, 130 E. 510 Ave., Cherokee, 66724. Effective February 20, 2003. Term expires when a successor is elected and qualifies according to law.

Ellsworth County Commissioner,
1st District

Lavel A. Heitschmidt, 220 S. Main, Holyrood, 67460. Term expires when a successor is elected and qualifies according to law.

Agriculture Advisory Board

Gary Beachner, 901 Lakewood Ave., Parsons, 67357. Term expires January 8, 2007. Reappointed.

Donald E. Biggs, 2712 Olde Creek Court, Leavenworth, 66048. Term expires January 8, 2007. Succeeds Elizabeth Perkins.

Louise Ehmke, 74 W. Road 130, Healy, 67850. Term expires January 8, 2007. Succeeds Stephen L. Mangan.

Patrick Maloney, 1740 N. Spruce, Kingman, 67068. Term expires January 8, 2007. Succeeds Betty A. Corbin.

Galen G. Swenson, 3072 W. Crawford St., Salina, 67401. Term expires January 8, 2007. Reappointed.

Kansas Development Finance Authority

Stephen R. Weatherford, President, 14040 Aberdeen, Shawnee Mission, 66224.

Joint Committee on State-Tribal Relations

Matthew D. All, 701 Ohio, Lawrence, 66044.

Ron Thornburgh
Secretary of State

Doc. No. 028940

State of Kansas

Board of Examiners in Optometry

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 3:30 p.m. Wednesday, April 23, in the conference room of Suite 303, 555 S. Kansas Ave., Topeka, to consider the adoption of proposed changes to a rule and regulation of the Kansas Board of Examiners in Optometry.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All parties may submit written comments prior to the hearing to the secretary-treasurer of the Kansas State Board of Examiners in Optometry, 3111 W. 6th, Suite A, Lawrence, 66049. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request 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 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 Frieden, Haynes & Forbes at (785) 232-7266. Handicapped parking is located at the east end of the building, and the street entrance to the building is accessible to individuals with disabilities.

This regulation is proposed for adoption on a permanent basis. A summary of the regulation and its economic impact follows:

K.A.R. 65-5-6. This regulation amends the current regulation regarding the continuing education requirements for optometrists and sets requirements for the number of hours of continuing education that must be attended in a live presentation.

The only cost will be borne by optometrists, not the agency proposing the regulation, any other governmental agencies or units, or any private citizens. This is not an environmental regulation.

Larry D. Stoppel, O.D.
President

Doc. No. 028945

State of Kansas

Department of Agriculture

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 1:30 p.m. Tuesday, April 15, in the training room of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka, to consider the adoption of new and amended commercial fertilizer regulations.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Agriculture, 109 S.W. 9th, 4th Floor, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

These regulations are proposed for adoption on a permanent basis. A summary of proposed regulations and their economic and environmental impact follows:

K.A.R. 4-4-900. This proposed regulation adds definitions to the law for administration of proposed amended and new regulations.

K.A.R. 4-4-956. This proposed regulation sets standards for alternative designs for bulk fertilizer storage facilities.

K.A.R. 4-4-982. This proposed regulation establishes requirements regarding the marking of mobile storage containers.

K.A.R. 4-4-983. This proposed regulation sets standards for the storage and documentation requirements for mobile storage containers.

Proposed new **K.A.R. 4-4-985.** This proposed regulation mandates the information required to be submitted to the secretary on any application for a new or modified bulk fertilizer storage facility.

Proposed new **K.A.R. 4-4-986.** This proposed regulation establishes requirements for liquid bulk fertilizer bladder tanks.

All changes to the regulations are identified in greater detail in the economic impact statement. The proposed regulations enhances environmental safety while simultaneously increasing industry flexibility in adopting new technologies and construction materials.

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

Copies of the regulations and their economic and environment impact statements may be obtained by con-

tacting the Department of Agriculture or by accessing the department's Web site at <http://www.accesskansas.org/kda>.

Greg A. Foley
Acting Secretary of Agriculture

Doc. No. 028934

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding two proposed air quality permits. Meier's Ready Mix, Inc. has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300 and a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter (PM) and particulate matter equal to or less than 10 microns in diameter (PM₁₀) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Meier's Ready Mix, Inc., Topeka, owns and operates a portable concrete batch plant.

A copy of the proposed permits, permit applications, 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 Shawnee County Health Agency, 1615 W. 8th, Topeka. To obtain or review the proposed permits and supporting documentation, contact John Irwin, (785) 296-2501, at the KDHE central office; or Ed Kalas, (785) 368-2059, at the Shawnee County Health Agency. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permits to John Irwin, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received by the close of business March 17.

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

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028951

State of Kansas

Department of Agriculture

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9 a.m. Tuesday, April 15, in the training room of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka, to consider the adoption of proposed changes in existing pesticide rules and regulations.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Agriculture, 109 S.W. 9th, 4th Floor, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

These regulations are proposed for adoption on a permanent basis. A summary of proposed regulations and their economic and environmental impact follows:

K.A.R. 4-13-1. This proposed regulation adds definitions to the law for administration of K.A.R. 4-13-1 et seq. The definition of a "restricted pesticide" that exists in the present version of K.A.R. 4-13-1 would remain, but be supplemented.

K.A.R. 4-13-2. This proposed regulation modifies the requirements regarding the application for a pesticide business license.

K.A.R. 4-13-4a. This proposed regulation modifies the requirements for written contract or statement of services prepared by a licensee.

K.A.R. 4-13-6. This proposed regulation modifies the requirement of the marking of vehicles by a licensee.

K.A.R. 4-13-7. This proposed regulation modifies termite control application procedures.

K.A.R. 4-13-26. This proposed regulation modifies the requirements for a preconstruction application of pesticide for termite control.

There will not be an economic impact on other government agencies. The economic impact to the regulated community is thought to be minimal. These revisions enhance the consumer and commercial applicator's abilities to monitor pesticide usage, thus reducing the pesticide product exposure to the environment.

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

Copies of the regulations and their economic and environment impact statements may be obtained by con-

tacting the Department of Agriculture or by accessing the department's Web site at <http://www.accesskansas.org/kda>.

Greg A. Foley
Acting Secretary of Agriculture

Doc. No. 028935

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding two proposed air quality permits. O'Brien Rock Company, Inc. has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300 and a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter (PM) and particulate matter equal to or less than 10 microns in diameter (PM₁₀) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

O'Brien Rock Company, Inc., St. Paul, owns and operates a concrete batch plant located at Section 6, Township 30, Range 25, Crawford County, at which the concrete batch plant is to be installed and operated.

A copy of the proposed permits, permit applications, all supporting documentation and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed permits and supporting documentation, contact John Irwin, (785) 296-2501, 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 permits to John Irwin, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received by the close of business March 17.

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

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028953

State of Kansas

**Department of Health
and Environment****Notice of Hearing**

The Kansas Department of Health and Environment has received and reviewed a permit application from Vilela C&D Landfill, L.L.C. to construct and operate a construction and demolition landfill in Crawford County. A public comment period was held October 28-November 27, 2002, during which written comments relating to the proposed permit were received. During the permit review period, the current Vilela-operated landfill, V&F Trucking and Hauling Landfill, KDHE Permit 643, was operating under a KDHE consent agreement and final order issued November 15, 2001. On January 10, 2003, KDHE issued an order denying the Vilela C&D Landfill, L.L.C. permit, based on alleged noncompliance with Kansas solid waste statutes and regulations at the V&F Construction and Hauling Landfill during the permit review period. The applicant appealed the order, and after negotiations between Vilela C&D Landfill, L.L.C. and KDHE, the parties have agreed to continue the permit review process.

A public hearing will be conducted at 6:30 p.m. Monday, March 17, at the Pittsburg Public Library, 211 W. 4th, Pittsburg. Preceding the hearing, an informational meeting will be held at 5:30 p.m.

A copy of the administrative record, which includes the draft permit, permit application, engineering drawings, and other information regarding this permit action, will be available for public review during the informational session preceding the hearing and during normal business hours at the KDHE office at 1500 W. 7th, Chanute. Additionally, the permit application may be viewed at http://www.kdhe.state.ks.us/waste/bwm_sw_public_notices.html. Contact Charles Bowers at (620) 431-2390 for more information or if you have questions regarding the permit.

The proposed Vilela C&D Landfill, L.L.C. landfill site is located one-quarter mile north of 540th Avenue on 250th Street, in the Northeast Quarter of the Southeast Quarter of Section 27 of Township 30 South, Range 25 East, east of Pittsburg. Only construction and demolition waste materials, as defined by Kansas statutes, would be allowed for disposal at this site. The total area of the disposal site would be about 22 acres, with an estimated capacity of 468,000 cubic yards. With this capacity, the landfill would be expected to operate more than 25 years.

Anyone wishing to comment on the permit should submit written statements postmarked not later March 24 to Charles Bowers, KDHE, 1500 W. 7th, Chanute, 66720. KDHE will subsequently respond to all formal comments in writing. After consideration of all comments received during the hearing, KDHE will make a final decision on whether to issue the permit. Notice of the decision will be given to the applicant, to individuals who provide written comments or testimony at the hearing, and to those who request notice of the final permit decision.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028955

State of Kansas

Commission on Veterans' Affairs**Notice of Meeting**

The Kansas Commission on Veterans' Affairs will meet at 1 p.m. Friday, February 21, at the American Legion Building, 2921 S.W. 12th Ave., Emporia. The public is invited to attend. For further information, call (785) 296-3976.

Stoney Wages
Executive Director

Doc. No. 028963

State of Kansas

**Department of Health
and Environment****Notice of Hearing on Federal Block Grants**

The Kansas Department of Health and Environment will conduct a public hearing to solicit comments from interested persons on the state plans for the Maternal and Child Health Services block grant and the Preventive Health and Health Services block grant. The hearing will be at 10:30 a.m. Wednesday, March 5, before the Senate Ways and Means Committee in Room 123, State Capitol, 300 S.W. 10th Ave., Topeka.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 028948

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.

(continued)

Public Notice No. KS-AG-03-040
Application(s) for New or Expansion of
Existing Swine Facilities

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Merle Sterling 608 600 St. Humboldt, KS 66748	Merle Sterling 608 600 St. Humboldt, KS 66748
Legal Description	Receiving Water
SE/4 of Section 36, T25S, R17E, Allen County Kansas Permit No. A-NEAL-S012	Neosho River Basin

This is an application for a permit for construction modifications to an existing swine facility with a revised animal unit and head count due to changes in the law or method of counting the total maximum capacity for a maximum of 150 head (60 animal units) of swine weighing greater than 55 pounds and a maximum of 200 head (20 animal units) of swine weighing 55 pounds or less. A new or modified permit will not be issued without additional public notice.

Public Notice No. KS-AG-03-041/042
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Clay Center Livestock Sales, Inc. Howard Langvardt 1774 Meadowlark Road Clay Center, KS 67432 Kansas Permit No. A-LRCY-B003	N/2 of Section 07, T08S, R03E, Clay County	Lower Republican River Basin

This is a new permit for an existing facility for 637 head (637 a.u.) of cattle and 2 head (4 a.u.) of horses.

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

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

Name and Address of Applicant	Legal Description	Receiving Water
Maple Creek Farms, LLC Roberts 1 Site c/o James C. Hicks P.O. Box 1598 Leoti, KS 67861 Kansas Permit No. A-UAWH-H001	NE/4 of Section 31, T20S, R38W, Wichita County	Upper Arkansas River Basin

Federal Permit No. KS0094951
 This is a permit modification for an existing swine finishing facility currently permitted for 21,600 head (8,640 animal units), which 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.

For each year that the facility is in operation, wastewater samples from each earthen retention structure shall be collected and analyzed in the spring and fall of the year.

Prior to land application of wastewater and/or sludge, the soil of the receiving land shall be sampled and analyzed to establish baseline or background concentrations. After baseline or background sampling has been completed, soil sampling and analyses shall be conducted annually.

Dewatering equipment shall be kept on-site or at the shop facility in Wichita County.

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

Public Notice No. KS-03-009/013

Name and Address of Applicant	Waterway	Type of Discharge
Agco Corp. 420 W. Lincoln Blvd. Hesston, KS 67062 Kansas Permit No. I-LA07-PO02	Little Arkansas River via Middle Emma Creek	Treated Process Wastewater
Facility Name: Agco Corp. (fka Hay & Forage Industries)		Federal Permit No. KS0080951
Legal: SW¼, S9, T22S, R1W, Harvey County		

Facility Description: The proposed action is to issue an existing permit for operation of an existing facility treating primarily process wastewater. This facility manufactures specialized farm equipment. City water, used for Plant 1 machining, runoff from Plant 1 scrap dock, and groundwater accumulated in a basement sump all go through an oil skimmer. The oil skimmer discharge, process wastewater from stage washers and paint booths, boiler blowdown, and Plant II metal working wastewater are all directed to a second oil skimmer and then to the industrial wastewater treatment plant (WWTP). The WWTP consists on an equalization/mixing/aeration tank, chemical precipitation tanks, pH adjustment tank, flash mix/flocculation, parallel plate clarifier, effluent equalization/mixing/post aeration tank and dechlorination. Noncontact cooling water is commingled with the treated wastewater prior to discharge. Total average daily discharge is about 0.24 mgd. Clarifier discharge to the equalization basin is designed as sub-outfall 001a. Clarifier sludge is thickened in a gravity thickener. Thickener effluent is passed through a pressure filter and recycled back to the starting point of the WWTP. Sludge is disposed in the Rolling Meadows Landfill. Domestic waste is discharged to the city sanitary sewer. The proposed permit includes limits for total suspended solids, total cyanide, total residual chlorine, oil and grease, total cadmium, total chromium, total copper, total lead, total nickel, total silver, total zinc and pH. The monitoring of phosphorus, sulfate, chloride and effluent flow also will be required. Testing for total toxic organics is required annually. A chronic whole effluent toxicity test will be required once in calendar year 2003. The permittee also is required to implement a stormwater pollution prevention plan. 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
Board of Public Utilities P.O. Box 1008 McPherson, KS 67460 Kansas Permit No. I-LA11-PO04	Little Arkansas River via Dry Turkey Creek via Bull Creek	Treated Process Wastewater

Federal Permit No. KS0079758
 Legal: SW¼, S29, T19S, R3W, McPherson County

Facility Name: McPherson Power Plant #2
 Facility Location: 1128 W. Ave. A, McPherson, KS 67460

Facility Description: The proposed action is to reissue an existing permit for operation of an existing power plant discharging process wastewater. This facility is a standby electrical generating station used for peaking and emergency power. Design daily discharge from outfall 001 (to East Bull Creek) is about 0.182 million gallons, consisting of cooling tower blowdown from a 25MW stream generator, evaporative coolers blowdown from two 50MW gas turbine generators, oil storage area run-off, fuel oil heating condensate, fire hydrant test water, and stormwater runoff. About 36,000 gallons per day of evaporative cooler blowdown from one 50 MW gas turbine generator, is discharged from outfall 002 (to West Bull Creek). Domestic waste from maintenance building only is directed to a septic tank. The rest of the domestic waste, boiler blowdown, heating boiler drain, fuel oil heater condensate and floor drains via lift station, boiler cleaning waste and water treatment plant back wash are connected to the sanitary sewer. The proposed permit includes limits for total suspended solids, oil and grease, total residual chlorine and pH. Monitoring for temperature and effluent flow will also be required. The

permittee is required to provide KDHE with a priority pollutant scan or a waiver pursuant to permit requirements. Included in this permit is a schedule of compliance requiring the permittee to provide evidence that existing documents meet the requirements of the stormwater pollution prevention plan. 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
Board of Public Utilities 400 E. Kansas Ave. McPherson, KS 67460	Little Arkansas River via Dry Turkey Creek via Unnamed Tributary	Treated Process Wastewater

Kansas Permit No. I-LA11-CO03 Federal Permit No. KS0093602
 Legal: NW¼, S24, T19S, R3W, McPherson County
 Facility Name: McPherson Power Plant #3
 Facility Location: 1486 17th Ave., McPherson, KS 67460

Facility Description: The proposed action is to reissue an existing permit for operation of an existing power plant discharging process wastewater. This facility is an 80 MW, simple cycle, natural gas/diesel fuel combustion turbine electric generating station to provide peak electrical demand. Maximum discharge, excluding stormwater runoff from this facility, is about 0.077 mgd. No. 2 diesel fuel is stored on-site as a backup fuel. Stormwater runoff from fuel oil storage dike, fuel loading and unloading areas and the generator enclosed area is directed to an oil/water separator. Oil/water separator effluent, evaporative cooler blowdown and stormwater runoff from uncontaminated areas are directed through an underground pipe to a stormwater retention pond. About 2,500 gallons of the off-specification water from the draining of the demineralizer prior to transport off-site for regeneration, and about the same amount of the initial flushing water from the regenerated demineralizer also is discharged to the stormwater retention pond. Process and plant floor drains, domestic waste and portable demineralizer backwash water are connected to the sanitary sewer. Included in this permit is a schedule of compliance requiring the permittee to provide evidence of documents necessary to assure compliance with the stormwater pollution prevention plan. 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
Board of Public Utilities P.O. Box 1008 McPherson, KS 67460	Little Arkansas River via Dry Turkey Creek via Unnamed Tributary	Treated Process Wastewater

Kansas Permit No. I-LA11-PO09 Federal Permit No. KS0088625
 Legal: SE¼, S29, T19S, R3W, McPherson County
 Facility Name: Water Treatment Air Stripping Unit
 Facility Location: 414 W. Elizabeth, McPherson, KS 67460

Facility Description: The proposed action is to reissue an existing permit for operation of an existing power plant discharging process wastewater. This facility is a public water supply treatment facility designed to remove volatile organic chemicals (VOC) from groundwater prior to the placement in the City of McPherson potable water system. Groundwater is treated with two air stripping towers and disinfected with chlorine prior to storage in a clearwell for public distribution. If a problem were to develop with the operation, the clearwell effluent would be treated with sodium sulfite to neutralize chlorine prior to discharge to the storm sewer. The design flow is 4.03 mgd. The proposed permit includes limits for tetrachloromethane (carbon tetrachloride), trichloromethane (chloroform), 1,2 Dichloroethane, trichloroethylene, tetrachloroethylene (ethylene dibromide), total residual chlorine and pH. Monitoring of effluent flow will also be required. Included in this permit is a schedule of compliance requiring the permittee to provide a priority pollutant scan and ethylene dibromide sample results of the influent to the air stripper. 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
High Plains Corporation P.O. Box 427 Colwich, KS 67030	Arkansas River via Cowskin Creek via Unnamed Tributary	Treated Process Wastewater

Kansas Permit No. I-AR24-PO02 Federal Permit No. KS0081329
 Facility Address: 523 E. Union Ave., Colwich, KS 67030
 Legal: SW¼, S15, T26, R2W, Sedgwick County

Facility Description: The proposed action is to issue an existing permit for operation of an existing facility treating primarily process wastewater. This facility is engaged in processing grain into ethanol and high protein feed. Process wastewater including evaporator condensate, floor drains, reverse osmosis, rejectate and backwash, cooling tower blowdown, boiler blowdown, domestic wastewater and contaminated runoff are treated in a complete-mix aerated lagoon, a clarifier and two polishing ponds prior to discharge. Treated effluent also can be irrigated from the final polishing pond. Waste activated sludge is incorporated into the ethanol and high protein feed processes or as an alternative can be land applied. Design discharge flow rate is about 250,000 gallons per day. Included in this permit are limits for biochemical oxygen demand, total suspended solids, ammonia, oil and grease, fecal coliform and pH. Monitoring for chlorides, sulfate, total Kjeldahl nitrogen, nitrate/nitrite, phosphorus and effluent flow also will be required. A chronic whole effluent toxicity test will be required annually. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with the permit. The permittee also is required to implement a stormwater pollution prevention plan. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Public Notice No. KS-ND-03-005/006

Name and Address of Applicant	Legal Location	Type of Discharge
Richard Sammons and/or Georgi Monahan 24836 Tonganoxie Road Leavenworth, KS 66048	SW¼, NE¼, S32, T9S, R22E, Leavenworth County	Nonoverflow

Kansas Permit No. C-KS96-NO01

Facility Name: Sammons M & M Lake RV Campground
 Facility Description: The proposed action is to issue a new permit for operation of a new wastewater treatment facility treating domestic wastewater. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with the permit. 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).

Name and Address of Applicant	Legal Location	Type of Discharge
Lorraine, City of P.O. Box 63 Lorraine, KS 67459	SE¼, NE¼, SE¼, S16, T17S, R9W, Ellsworth County	Nonoverflow

Kansas Permit No. M-AR55-NO01

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating domestic wastewater. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with the permit. 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
(continued)

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 March 15 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-03-040/042, KS-03-009/013, KS-ND-03-005/006) 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. 028949

State of Kansas

Department of Administration Division of Facilities Management

Permanent Administrative Regulations

Article 45.—MOTOR VEHICLE PARKING ON CERTAIN STATE-OWNED OR STATE-OPERATED PROPERTY IN SHAWNEE COUNTY

1-45-1. (Authorized by and implementing K.S.A. 75-3706, 75-4506; effective May 1, 1979; amended Oct. 26, 2001; revoked Feb. 28, 2003.)

1-45-2 and 1-45-3. (Authorized by K.S.A. 75-3706, 75-4507; effective May 1, 1979; revoked Feb. 28, 2003.)

1-45-4. (Authorized by K.S.A. 75-3706, 75-4506, and 75-4507; implementing K.S.A. 75-4506; effective May 1, 1979; amended Nov. 22, 1996; revoked Feb. 28, 2003.)

1-45-5 and 1-45-6. (Authorized by K.S.A. 75-3706, 75-4507; effective May 1, 1979; revoked Feb. 28, 2003.)

1-45-7. (Authorized by K.S.A. 75-3706, 75-4506; implementing K.S.A. 75-4506; effective May 1, 1979; amended May 1, 1981; amended, T-87-17, July 1, 1986; amended May 1, 1987; amended Nov. 22, 1996; amended Oct. 26, 2001; revoked Feb. 28, 2003.)

1-45-7a. (Authorized by K.S.A. 75-3706, 75-4506, and 75-4507; implementing K.S.A. 75-4506; effective, T-1-7-2-01, July 2, 2001; effective Oct. 26, 2001; revoked Feb. 28, 2003.)

1-45-8. (Authorized by K.S.A. 75-3706, 75-4506, and 75-4507; implementing K.S.A. 75-4506; effective May 1, 1979; amended Nov. 22, 1996; revoked Feb. 28, 2003.)

1-45-9 through 1-45-13. (Authorized by K.S.A. 75-3706, 75-4507; effective May 1, 1979; revoked Feb. 28, 2003.)

1-45-14. (Authorized by K.S.A. 75-3706 and 75-4507; implementing K.S.A. 75-4507; effective May 1, 1979; amended Sept. 14, 1992; revoked Feb. 28, 2003.)

1-45-15. (Authorized by K.S.A. 75-3706, 75-4507; effective May 1, 1979; amended, T-1-11-12-02, Nov. 12, 2002; revoked Feb. 28, 2003.)

1-45-16. (Authorized by K.S.A. 75-3706; implementing K.S.A. 75-4507; effective May 1, 1979; amended Jan. 6, 1992; amended, T-1-11-12-02, Nov. 12, 2002; revoked Feb. 28, 2003.)

1-45-17. (Authorized by K.S.A. 75-3706, 75-4507; effective May 1, 1979; revoked Feb. 28, 2003.)

1-45-18. Definitions and application of regulations. (a) The following definitions shall apply to these regulations:

(1) "Director" means the director of facilities management.

(2) "Motor vehicle" shall have the meaning prescribed by K.S.A. 8-126, and amendments thereto.

(3) "Parking permit" or "permit" means a decal, hang tag, electronic key card, or any other form of parking au-

thorization specified and issued by the secretary, which shall be displayed in a manner determined by the secretary.

(4) "Person" shall mean either of the following:

(A) The individual, partnership, corporation, association, or governmental body to whom a motor vehicle is registered as provided in K.S.A. 8-127, and amendments thereto; or

(B) a person who has the lawful possession of a motor vehicle as provided in a lease entered into for valuable consideration, including the individual or state agency to which a state-owned or state-leased motor vehicle is assigned in accordance with K.S.A. 75-4601 et seq., and amendments thereto, and article 17 of these regulations.

(5) "Secretary" means the secretary of administration or the secretary's designee.

(6) "State agency" shall have the meaning prescribed by K.S.A. 75-4112, and amendments thereto.

(b) Each vehicle parked upon any state-owned or state-operated property in Shawnee County, Kansas shall be parked in compliance with these regulations. These regulations shall not apply to any of the following:

(1) State-owned or state-operated property in Shawnee County, Kansas, that is under the jurisdiction and control of any of the following:

- (A) The department of corrections;
- (B) the Kansas neurological institute;
- (C) the juvenile justice authority; or
- (D) the Kansas national guard;

(2) the facilities governed by article 46 of these regulations; or

(3) the state highway shops and laboratory. (Authorized by K.S.A. 75-3706, K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1, and K.S.A. 75-4507; implementing K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1; effective Feb. 28, 2003.)

1-45-19. Application for a parking contract and issuance of a parking permit. (a) Any state employee or state agency may request to enter into a parking contract for a parking location at which parking is restricted to vehicles that display a parking permit by submitting an application in the form and manner determined by the secretary, except that eligibility to enter into a parking contract for those parking locations may be limited to those state employees and state agencies with offices located in buildings and facilities specified by the secretary as associated with the requested parking location. Parking contracts for a state agency shall be issued only as the secretary determines necessary.

(b) These regulations shall be considered to be part of each parking contract, and each state employee or state agency entering into a parking contract shall agree to abide by all applicable regulations.

(c) A unique parking permit shall be issued for each parking contract that is executed by a state employee or state agency. The parking permit shall be issued only after the state employee or state agency has signed the written parking contract and, where required, paid the fee prescribed by K.A.R. 1-45-21 or K.A.R. 1-45-22.

(d) Each parking permit shall be in a form designated by the secretary. Each state employee or state agency to

which a parking permit is issued shall display the permit in the manner specified by the secretary. If the parking permit is required to be permanently affixed to the vehicle, the parking permit may be issued to a state employee in a manner that permits display of the parking permit in a maximum of two vehicles. Any permit issued to a state agency may be restricted by time period or location, or both.

(e) When a parking contract is cancelled or terminated, the parking permit issued in connection with that parking contract shall be invalid and shall be returned to the secretary.

(f) A temporary parking permit authorizing parking in a stated location or locations for a specified period of time may be issued if the secretary determines that doing so would facilitate conduct of official state business, assist any individual who is visiting a facility located on property subject to these regulations, or otherwise be in the best interests of the state. Each application for a temporary parking permit and for renewal or extension of a temporary parking permit shall be submitted in the form and manner designated by the secretary. Each temporary parking permit shall be in a form designated by the secretary, shall be displayed in the manner specified by the secretary, and may be subject to other conditions established by the secretary. (Authorized by K.S.A. 75-3706, K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1, and K.S.A. 75-4507; implementing K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1; effective Feb. 28, 2003.)

1-45-20. Parking permit required. (a) The provisions of this regulation shall apply only between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, holidays excepted, and to those locations at which parking is restricted to vehicles displaying a parking permit.

(b) Except as otherwise expressly indicated in this regulation, a motor vehicle shall not be parked in any of the parking locations subject to this regulation, unless the motor vehicle plainly displays a parking permit that authorizes the motor vehicle to be parked in that parking location. A motor vehicle with a parking permit shall not be parked on the statehouse grounds, in a parking lot or garage other than the location for which the parking permit has been issued, or in stalls that are designated for visitors.

(c)(1) Any motor vehicle displaying the appropriate parking permit for that particular parking lot or garage may be parked in any parking stall that is not specifically marked as reserved, or that is not specifically designated or posted for the use and benefit of specified vehicles, state agencies, or state employees.

(2) Each motor vehicle displaying a temporary permit for parking shall be parked only in those locations specified by the temporary permit and only on those dates and for the length of time specified by the temporary permit.

(d) At no time shall more than one vehicle per parking contract use the parking permit for that contract to park at locations subject to this regulation.

(e) Each parking permit shall be used only by the employee or state agency to which that parking permit is

(continued)

issued. Parking contracts, parking permits, and temporary permits shall not be loaned, assigned, sublet, or in any other manner permitted to be used by any other person or individual. If a parking permit is designed to be permanently affixed to a specific vehicle, that parking permit shall not be used for parking any motor vehicle other than that for which it was specifically issued, except with the prior permission of the secretary. (Authorized by K.S.A. 75-3706, K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1, and K.S.A. 75-4507; implementing K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1; effective Feb. 28, 2003.)

1-45-21. Parking fees. (a)(1) Before January 1, 2007, the parking permit fee, where required, shall be as follows, except as provided in K.A.R. 1-45-22:

- (A) Reserved spaces.
 - (i) State agencies \$17.50 per month
 - (ii) state employees \$8.08 per biweekly fee period
- (B) Nonreserved spaces.

- (i) State agencies \$15.00 per month
- (ii) state employees \$6.92 per biweekly fee period

(2) Effective on and after January 1, 2007, the parking permit fee, where required, shall be as follows, except as provided in K.A.R. 1-45-22:

- (A) Reserved spaces.
 - (i) State agencies \$25.00 per month
 - (ii) state employees ... \$11.54 per biweekly fee period
- (B) Nonreserved spaces.

- (i) State agencies \$20.00 per month
- (ii) state employees \$9.24 per biweekly fee period

(3) The parking permit fee shall be waived for any vehicle in the state vanpool or for any carpool that has as passengers three or more state employees who have jointly signed a parking contract and who have been jointly issued a parking permit.

(b) Parking permit fees shall be paid in advance. Each state employee who enters into a parking contract shall pay the biweekly parking fee by payroll deduction, except for any fee periods or portion of a fee period before the payroll deduction application is processed.

(c) The parking fee shall not be prorated, and no refunds shall be made for any unused portions of a fee period. The payment of permit fees shall be a continuing obligation until terminated in writing by either party to a parking contract.

(d) Metered spaces in designated visitor parking areas shall be charged at the rate of \$.60 per hour. (Authorized by K.S.A. 75-3706, K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1, and K.S.A. 75-4507; implementing K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1; effective Feb. 28, 2003.)

1-45-22. Parking fees for state parking garage. (a) "State parking garage" means the parking garage located on Jackson avenue between 10th and 11th streets that is owned by the Topeka public building commission and operated by the state of Kansas.

(b)(1) Notwithstanding the provisions of K.A.R. 1-45-21, the following parking fees shall apply during the fiscal year beginning July 1, 2002, to state agencies and state employees with parking contracts for the state parking garage:

- (A) State employees .. \$21.19 per biweekly fee period
- (B) state agencies \$45.90 per month.

(2) On July 1 of fiscal year 2004, the parking fees established under paragraph (b)(1) shall be increased by 2%. On July 1 of each subsequent fiscal year through fiscal year 2031, the parking fees from the prior fiscal year shall be increased by an additional 2%.

(3) Parking permit fees shall be paid in advance. Each state employee who enters into a parking contract for the state parking garage shall pay the biweekly parking fee by payroll deduction, except for any fee periods or portion of a fee period before the payroll deduction application is processed.

(c) If space in the state parking garage is made available to members of the public either for parking contracts or for short-term parking, the following parking fees shall apply to members of the public:

(1) Members of the public with a parking contract shall pay a monthly rate established under the terms of the parking contract.

(2) Members of the public without a parking permit shall be charged parking fees at the rate of \$.60 per hour or \$5.00 per day.

(d) The parking fee shall not be prorated, and no refunds shall be made for any unused portions of a month or fee period. The payment of parking fees shall be a continuing obligation until terminated in writing by either party to a parking contract. (Authorized by K.S.A. 75-3706, K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1, and K.S.A. 75-4507; implementing K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1; effective Feb. 28, 2003.)

1-45-23. Parking restrictions. (a) Unless otherwise authorized by the secretary or the secretary's designee for reasons of business or emergency, a motor vehicle shall not be parked in any of the following locations:

- (1) A tunnel or archway;
- (2) a pedestrian walk;
- (3) a driveway;
- (4) any location other than within a marked parking stall; or
- (5) any location in which the vehicle is double-parked.

(b) Signs indicating "no parking" or any other parking restrictions specific to that parking lot or garage may be posted. In lieu of posting "no parking" signs or signs indicating any other parking restrictions, any officer of the capitol area security patrol or any designee or agent of the director may lawfully prohibit or direct the parking of a motor vehicle upon any property subject to these regulations. The order of an officer of the capitol area security patrol or a designee or agent of the director shall take precedence over any parking permit or posted sign. (Authorized by K.S.A. 75-3706, K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1, and K.S.A. 75-4507; implementing K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1; effective Feb. 28, 2003.)

1-45-24. Violations and enforcement. (a) Fines.

(1) In any parking location that is restricted to vehicles displaying a parking permit, each person whose vehicle is parked in violation of any of these regulations shall be subject to the following administrative fines:

- (A) First violation: \$15 fine;
- (B) second violation: \$25 fine;
- (C) third violation: the person's motor vehicle shall be subject to being mechanically immobilized, and the person shall be subject to a \$50 fine; and

(D) each violation after the third violation: the person shall be subject to a \$100 fine and removal of the motor vehicle as specified in subsection (c).

A violation shall be deemed to have occurred each time that a motor vehicle is found to be parked in a manner prohibited by these regulations, except that a second or subsequent violation shall not be deemed to have occurred on the same day when that motor vehicle continues in the same violation at the same location.

(2) In metered visitor parking areas, each person whose vehicle is parked after the expiration of the paid meter time or otherwise in violation of these regulations shall be subject to the following fines:

- (A) First violation: \$3 fine; and
- (B) subsequent violations in the same day and at least two hours after the previous violation: \$10 fine for each violation.

The administrative fines specified in this paragraph (a)(2) shall apply only to vehicles not bearing a parking permit. Each person whose vehicle bears a parking permit and is parked in violation of this paragraph (a)(2) shall be subject to the fines specified in paragraph (a)(1).

(3) Persons paying the administrative fines specified in this regulation shall not be deemed guilty of violating these regulations under K.S.A. 75-4508, and amendments thereto, and shall not be subject to the criminal penalties prescribed by K.S.A. 75-4508, and amendments thereto.

(b) Appeal of administrative fines.

(1) Any person who is assessed an administrative fine under this regulation may submit a written appeal of the fine to the director within 10 days of the date on which the fine was assessed.

(2) An appeal review committee consisting of at least three individuals shall be convened by the director to consider each appeal. The fine may be affirmed, modified, or vacated by the appeal review committee based on the

written documentation submitted with the appeal. Before affirming, modifying, or vacating the fine, the person may be requested by the appeal review committee to submit additional information in writing or in person.

(3) Written notice of the appeal review committee's decision to affirm, modify, or vacate the fine shall be given to the person within 30 days of the date on which the appeal is received by the director. The decision of the appeal review committee shall be final.

(c) Removal of vehicles. In addition to any criminal penalties imposed under K.S.A. 75-4501 *et seq.* and amendments thereto or any administrative fines assessed under this regulation, any motor vehicle, whether privately or publicly owned, that is parked in violation of any of these regulations may be deemed to be a common nuisance. Upon the direction of the secretary, the nuisance may be abated through removal and impoundment of the motor vehicle. The cost of the abatement by removal and impoundment shall be a lien against the motor vehicle until paid to the director or the director's designee.

(d) Termination of parking contract. Any parking contract may be terminated and any parking permit may be revoked by the secretary for any violation of the terms and conditions of the parking contract, these regulations, or any statute pertaining to parking. Each person whose contract is terminated under this subsection shall be ineligible for a new parking contract until all other persons eligible for parking contracts for whom space was not available at the time the person's parking contract was terminated have been given an opportunity to enter into a parking contract. (Authorized by K.S.A. 75-3706, K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1, K.S.A. 75-4507, and K.S.A. 75-4508, as amended by L. 2002, Ch. 200, Sec. 2; implementing K.S.A. 75-3762, K.S.A. 75-4506, as amended by L. 2002, Ch. 200, Sec. 1, and K.S.A. 75-4508, as amended by L. 2002, Ch. 200, Sec. 2; effective Feb. 28, 2003.)

Howard R. Fricke
Secretary of Administration

Doc. No. 028944

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

(continued)

4-7-721	Revoked	V. 21, p. 2023
4-7-722	Revoked	V. 21, p. 2023
4-7-802	Revoked	V. 21, p. 2023
4-7-804	New	V. 21, p. 2023
4-7-900	Amended	V. 21, p. 2024
4-7-901	Amended	V. 21, p. 2024
4-7-902	Amended	V. 21, p. 2024
4-7-903	Amended	V. 21, p. 2024
4-7-904	Amended	V. 21, p. 2024
4-7-905	Revoked	V. 21, p. 2024
4-7-1000	Amended	V. 21, p. 2024
4-7-1001	Revoked	V. 21, p. 2025
4-8-43	New (T)	V. 22, p. 82
4-13-9	Amended (T)	V. 21, p. 1174
4-13-9	Amended	V. 21, p. 1749
4-13-20		
through		
4-13-24	Amended (T)	V. 21, p. 1174, 1175
4-13-20		
through		
4-13-24	Amended	V. 21, p. 1749, 1750
4-13-25	Amended	V. 21, p. 2043
4-13-25a		
through		
4-13-25l	New	V. 21, p. 2044-2047
4-13-33	Amended (T)	V. 21, p. 1175
4-13-33	Amended	V. 21, p. 1750
4-14-1	Revoked	V. 21, p. 1705
4-14-2	Revoked	V. 21, p. 1705
4-14-3	Revoked	V. 21, p. 1705
4-15-1	Revoked	V. 21, p. 1705
4-15-2	Revoked	V. 21, p. 1705
4-15-3	Revoked	V. 21, p. 1705
4-15-4		
through		
4-15-14	New	V. 21, p. 1705-1708
4-16-7a	Amended	V. 22, p. 12
4-18-1	Revoked	V. 21, p. 1708
4-19-1	Amended (T)	V. 21, p. 1175
4-19-1	Amended	V. 21, p. 1750
4-25-1	Amended	V. 21, p. 1750
4-25-2		
through		
4-25-18	New	V. 21, p. 232-235

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-3-26	Amended (T)	V. 21, p. 1131
5-3-26	Amended	V. 21, p. 1704
5-15-1		
through		
5-15-4	New (T)	V. 21, p. 690-692
5-15-1		
through		
5-15-4	New	V. 21, p. 1307-1309
5-16-1		
through		
5-16-7	New	V. 21, p. 1667-1669
5-21-6	New	V. 22, p. 41
5-21-7	New	V. 22, p. 42
5-22-2	Amended	V. 21, p. 2133
5-22-4	Amended	V. 21, p. 2133
5-22-4a	New	V. 21, p. 2134
5-22-5	Revoked	V. 21, p. 2134
5-22-12	New	V. 21, p. 2134
5-23-6	Amended	V. 21, p. 2134
5-24-5	Amended	V. 21, p. 2135
5-24-7	Amended	V. 21, p. 2135
5-24-8	New	V. 21, p. 2135
5-24-9	New	V. 21, p. 2136
5-24-10	New	V. 21, p. 2136

AGENCY 7: SECRETARY OF STATE

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

AGENCY 9: ANIMAL HEALTH DEPARTMENT

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

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

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

AGENCY 11: STATE CONSERVATION COMMISSION

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

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

Reg. No.	Action	Register
14-12-1		
through		
14-12-18	Revoked	V. 21, p. 2095
14-13-14	New	V. 21, p. 1054
14-13-15	New	V. 21, p. 1055
14-14-6	Revoked	V. 21, p. 2095
14-14-6a	New	V. 21, p. 2095
14-15-1	New	V. 22, p. 123
14-15-2	New	V. 22, p. 123

AGENCY 17: STATE BANK COMMISSIONER

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

AGENCY 22: STATE FIRE MARSHAL

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

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT (By Department of Agriculture)

Reg. No.	Action	Register
25-1-3		
through		
25-1-6	Revoked	V. 21, p. 235, 236
25-1-12	Revoked	V. 21, p. 236
25-1-15	Revoked	V. 21, p. 236
25-1-19		
through		
25-1-28	Revoked	V. 21, p. 236
25-2-4	Revoked	V. 21, p. 236
25-3-2		
through		
25-3-6	Revoked	V. 21, p. 236
25-3-8	Revoked	V. 21, p. 236
25-3-10		
through		
25-3-13	Revoked	V. 21, p. 236
25-3-15	Revoked	V. 21, p. 236
25-3-16	Revoked	V. 21, p. 236

25-3-17	Revoked	V. 21, p. 236
25-4-4	Revoked	V. 21, p. 236
25-5-1	Revoked	V. 21, p. 236

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-1-1	Amended	V. 21, p. 743
26-1-4	Revoked	V. 21, p. 745
26-1-5	Amended	V. 21, p. 745
26-2-4	Amended	V. 21, p. 745
26-3-2	Revoked	V. 21, p. 745
26-5-1	Revoked	V. 21, p. 745
26-5-6	Amended	V. 21, p. 745
26-8-1	Amended (T)	V. 21, p. 1222
26-8-1	Amended	V. 21, p. 1747
26-8-2	Amended (T)	V. 21, p. 1172
26-8-2	Amended	V. 21, p. 1747
26-8-3	Revoked (T)	V. 21, p. 1173
26-8-3	Revoked	V. 21, p. 1748
26-8-5	Amended (T)	V. 21, p. 1173
26-8-5	Amended	V. 21, p. 1748
26-8-6	Revoked (T)	V. 21, p. 1173
26-8-6	Revoked	V. 21, p. 1748
26-8-7	Amended (T)	V. 21, p. 1173
26-8-7	Amended	V. 21, p. 1748
26-8-8	Amended (T)	V. 21, p. 1173
26-8-8	Amended	V. 21, p. 1748
26-8-9	Revoked (T)	V. 21, p. 1173
26-8-9	Revoked	V. 21, p. 1748
26-8-12	Revoked (T)	V. 21, p. 1173
26-8-12	Revoked	V. 21, p. 1748
26-8-13	Revoked (T)	V. 21, p. 1173
26-8-13	Revoked	V. 21, p. 1748
26-8-14	Revoked (T)	V. 21, p. 1173
26-8-14	Revoked	V. 21, p. 1748
26-8-15	New (T)	V. 21, p. 1173
26-8-15	New	V. 21, p. 1748
26-11-1	New	V. 21, p. 1405
26-11-2	New	V. 21, p. 1405
26-11-3	New	V. 21, p. 1405

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-18	Amended (T)	V. 21, p. 1405
28-1-18	Amended	V. 21, p. 1920
28-4-269	Amended (T)	V. 21, p. 497
28-4-269	Amended	V. 21, p. 1167
28-4-331	Amended (T)	V. 21, p. 498
28-4-331	Amended	V. 21, p. 1168
28-4-351	Amended (T)	V. 21, p. 500
28-4-351	Amended	V. 21, p. 1170
28-4-576		
through		
28-4-596	New (T)	V. 21, p. 597-616
28-4-576		
through		
28-4-596	New	V. 21, p. 2138-2156
28-14-1	Amended	V. 21, p. 1791
28-14-2	Amended	V. 21, p. 1791
28-16-28b		
through		
28-16-28e	Amended	V. 21, p. 2096-2012
28-17-6	Amended (T)	V. 21, p. 1171
28-17-6	Amended	V. 21, p. 1704
28-19-17	Amended	V. 21, p. 1892
28-19-17a		
through		
28-19-17q	Revoked	V. 21, p. 1892
28-19-75	Revoked	V. 21, p. 1325
28-19-350	New	V. 21, p. 1892
28-19-564	Amended	V. 21, p. 1581
28-19-714	New	V. 21, p. 1325
28-29-18	Revoked	V. 21, p. 310
28-29-29	Amended	V. 21, p. 310
28-29-2201	New	V. 21, p. 310
28-31-1	Amended	V. 21, p. 1511
28-31-2	Amended	V. 21, p. 1512
28-31-3	Amended	V. 21, p. 1512
28-31-4	Amended	V. 21, p. 1512
28-31-6	Amended	V. 21, p. 1517
28-31-8	Amended	V. 21, p. 1518
28-31-8b	Amended	V. 21, p. 1519
28-31-9	Amended	V. 21, p. 1519

28-31-10	Amended	V. 21, p. 1519
28-31-10a	Amended	V. 21, p. 1520
28-31-11	Revoked	V. 21, p. 1520
28-31-14	Amended	V. 21, p. 1520
28-31-15	Amended	V. 21, p. 1520
28-31-16	Amended	V. 21, p. 1520
28-38-18 through		
28-38-23	Amended	V. 22, p. 7-9
28-38-28	Amended	V. 22, p. 10
28-38-29	Amended	V. 22, p. 10
28-38-30	Amended	V. 22, p. 11
28-55-3	Amended	V. 21, p. 311
28-55-5	Amended	V. 21, p. 311
28-72-1 through		
28-72-4	Amended	V. 21, p. 1944-1948
28-72-4a	Amended	V. 21, p. 1952
28-72-4b	Amended	V. 21, p. 1954
28-72-4c	Amended	V. 21, p. 1955
28-72-5 through		
28-72-18	Amended	V. 21, p. 1957-1971
28-72-18e	Amended	V. 21, p. 1973
28-72-19	Amended	V. 21, p. 1974
28-72-21	Amended	V. 21, p. 1974

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-90	Amended	V. 21, p. 1005
30-5-64	Amended	V. 22, p. 196
30-5-81u	Amended (T)	V. 22, p. 83
30-5-94	Amended	V. 21, p. 2049
30-5-101	Revoked	V. 21, p. 1007
30-5-101a	Revoked	V. 21, p. 2049
30-5-102	Amended (T)	V. 22, p. 83
30-5-105	Amended (T)	V. 22, p. 83
30-5-108a	Amended	V. 21, p. 2049
30-5-300	Amended	V. 21, p. 1007
30-5-308	Amended	V. 21, p. 2049
30-6-86	Amended	V. 21, p. 2049
30-6-88	New	V. 21, p. 1010
30-6-94	Amended	V. 21, p. 506
30-6-103	Amended	V. 21, p. 2050
30-6-103	Amended (T)	V. 22, p. 84
30-6-107	Amended	V. 21, p. 1011
30-6-109	Amended	V. 21, p. 1011
30-6-112	Amended	V. 21, p. 1013
30-10-1a	Amended	V. 21, p. 506
30-10-2	Amended	V. 21, p. 508
30-10-6	Amended	V. 21, p. 1014
30-10-7	Amended	V. 21, p. 509
30-10-11	Amended	V. 21, p. 1015
30-10-15a	Amended	V. 21, p. 1017
30-10-15b	Amended	V. 21, p. 1018
30-10-17	Amended	V. 21, p. 2050
30-10-18	Amended	V. 21, p. 2052
30-10-19	Amended	V. 21, p. 1023
30-10-21	Amended	V. 21, p. 1024
30-10-23a	Amended	V. 21, p. 2055
30-10-24	Amended	V. 21, p. 1025
30-10-25	Amended	V. 21, p. 1026
30-10-27	Amended	V. 21, p. 1027
30-10-29	Revoked	V. 21, p. 1028
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30-12-22	Revoked	V. 21, p. 331
30-13-17 through		
30-13-26	Revoked	V. 21, p. 331
30-14-28	Amended (T)	V. 22, p. 84
30-64-20	Amended	V. 21, p. 80
30-64-22	Amended	V. 21, p. 80
30-64-23	Amended	V. 21, p. 80
30-64-24	Amended	V. 21, p. 1310
30-64-30	Amended	V. 21, p. 81
30-64-31	Amended	V. 21, p. 81
30-64-32	Amended	V. 21, p. 82
30-64-34	Revoked	V. 21, p. 82

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-34	Amended	V. 21, p. 2131
40-1-43	Amended	V. 21, p. 451

40-1-46	Amended	V. 21, p. 212
40-1-47	New	V. 21, p. 588
40-1-48	Amended	V. 21, p. 1056
40-1-49	New	V. 21, p. 1703
40-2-22	Revoked	V. 21, p. 589
40-4-37	Amended	V. 21, p. 741
40-4-37k	Amended	V. 21, p. 1272
40-4-37q	New	V. 21, p. 1272
40-4-37s	New	V. 21, p. 743
40-4-37t	New	V. 21, p. 1272
40-4-37u	New	V. 21, p. 1370

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-4-103	Revoked	V. 21, p. 309
44-4-104	Revoked	V. 21, p. 309
44-4-106 through		
44-4-109	Revoked	V. 21, p. 309
44-5-101	Revoked	V. 21, p. 309
44-5-103	Revoked	V. 21, p. 309
44-5-107 through		
44-5-110	Revoked	V. 21, p. 309
44-5-113	Revoked	V. 21, p. 309
44-5-114	Revoked	V. 21, p. 309
44-6-101	Amended	V. 21, p. 1406
44-6-106	Amended	V. 21, p. 1407
44-6-107	Amended	V. 21, p. 1407
44-6-108	Amended	V. 21, p. 1408
44-6-114c	Amended	V. 21, p. 1408
44-6-114d	New	v. 21, p. 1409
44-6-114e	New	V. 21, p. 1409
44-6-115	Revoked	V. 21, p. 1415
44-6-115a	New	V. 21, p. 1415
44-6-115b	New	V. 21, p. 1415
44-6-115c	New	V. 21, p. 1417
44-6-117	Revoked	V. 21, p. 1418
44-6-120	Revoked	V. 21, p. 1418
44-6-124	Revoked	V. 21, p. 1418
44-6-125	Amended	V. 21, p. 1418
44-6-126	Amended	V. 21, p. 1419
44-6-133	Revoked	V. 21, p. 1419
44-6-134	Amended	V. 21, p. 1419
44-6-136	Amended	V. 21, p. 1419
44-6-136a	Amended	V. 21, p. 1420
44-6-137	Amended	V. 21, p. 1420
44-6-138	Amended	V. 21, p. 1420
44-6-140	Amended	V. 21, p. 1421
44-6-140a	Amended	V. 21, p. 1421
44-6-141	Amended	V. 21, p. 1421
44-6-142	Revoked	V. 21, p. 1421
44-6-143	Amended	V. 21, p. 1421
44-6-146	Revoked	V. 21, p. 1422
44-7-102	Revoked	V. 21, p. 309
44-7-103	Revoked	V. 21, p. 309
44-7-105	Revoked	V. 21, p. 309
44-7-106	Revoked	V. 21, p. 309
44-7-107	Revoked	V. 21, p. 309
44-7-109	Revoked	V. 21, p. 309
44-7-112	Revoked	V. 21, p. 309
44-7-114	Revoked	V. 21, p. 309
44-7-115	Revoked	V. 21, p. 309
44-7-116	Revoked	V. 21, p. 309
44-8-110 through		
44-8-114	Revoked	V. 21, p. 309
44-11-111	Amended	V. 21, p. 335
44-11-112	Revoked	V. 21, p. 336
44-11-113	Amended	V. 21, p. 336
44-11-114	Revoked	V. 21, p. 336
44-11-115	Revoked	V. 21, p. 336
44-11-119	Amended	V. 21, p. 336
44-11-120	Amended	V. 21, p. 336
44-11-121	Amended	V. 21, p. 337
44-11-122	Revoked	V. 21, p. 337
44-11-123	Amended	V. 21, p. 337
44-11-124	Revoked	V. 21, p. 337
44-11-127	Amended	V. 21, p. 337
44-11-129	Amended	V. 21, p. 338
44-11-130	Amended	V. 21, p. 338
44-11-131	Amended	V. 21, p. 339
44-11-132	Amended	V. 21, p. 339

44-11-133	Amended	V. 21, p. 339
44-11-135	Amended	V. 21, p. 339
44-12-103	Amended	V. 21, p. 117
44-12-105	Amended	V. 21, p. 117
44-12-106	Amended	V. 21, p. 117
44-12-107	Amended	V. 21, p. 117
44-12-201 through		
44-12-205	Amended	V. 21, p. 118
44-12-210	Amended	V. 21, p. 118
44-12-303	Amended	V. 21, p. 118
44-12-305	Amended	V. 21, p. 118
44-12-306	Amended	V. 21, p. 119
44-12-307	Amended	V. 21, p. 119
44-12-309	Amended	V. 21, p. 119
44-12-310	Amended	V. 21, p. 119
44-12-312	Amended	V. 21, p. 119
44-12-313	Amended	V. 21, p. 119
44-12-314	Amended	V. 21, p. 119
44-12-318	Amended	V. 21, p. 120
44-12-320	Revoked	V. 21, p. 120
44-12-321	Amended	V. 21, p. 120
44-12-325	Amended	V. 21, p. 120
44-12-326	Revoked	V. 21, p. 120
44-12-327	Amended	V. 21, p. 120
44-12-328	Amended	V. 21, p. 120
44-12-401	Amended	V. 21, p. 120
44-12-501	Amended	V. 21, p. 121
44-12-503	Amended	V. 21, p. 121
44-12-504	Amended	V. 21, p. 121
44-12-505b	Amended	V. 21, p. 121
44-12-601	Amended	V. 21, p. 121
44-12-602	Amended	V. 21, p. 123
44-12-702	Amended	V. 21, p. 123
44-12-801	Amended	V. 21, p. 123
44-12-902	Amended	V. 21, p. 123
44-12-1002	Amended	V. 21, p. 123
44-12-1306	Amended	V. 21, p. 123
44-12-1307	Amended	V. 21, p. 124
44-13-101	Amended	V. 21, p. 151
44-13-104	Revoked	V. 21, p. 151
44-13-105	Amended	V. 21, p. 151
44-13-106	Amended	V. 21, p. 151
44-13-201	Amended	V. 21, p. 152
44-13-201b	Amended	V. 21, p. 153
44-13-202	Amended	V. 21, p. 153
44-13-302a	Revoked	V. 21, p. 153
44-13-304	Revoked	V. 21, p. 153
44-13-306	New	V. 21, p. 154
44-13-307	New	V. 21, p. 154
44-13-401	Amended	V. 21, p. 154
44-13-401a	Revoked	V. 21, p. 154
44-13-402	Amended	V. 21, p. 154
44-13-403	Amended	V. 21, p. 155
44-13-404	Amended	V. 21, p. 156
44-13-405a	Amended	V. 21, p. 157
44-13-406	Amended	V. 21, p. 158
44-13-408	Amended	V. 21, p. 158
44-13-409	Amended	V. 21, p. 158
44-13-501	Amended	V. 21, p. 158
44-13-502a	Amended	V. 21, p. 158
44-13-506 through		
44-13-509	Amended	V. 21, p. 158, 159
44-13-601	Amended	V. 21, p. 159
44-13-603	Amended	V. 21, p. 159
44-13-610	Amended	V. 21, p. 159
44-13-701 through		
44-13-704	Amended	V. 21, p. 159, 160
44-13-705	Revoked	V. 21, p. 161
44-13-706	Amended	V. 21, p. 161
44-13-707	Amended	V. 21, p. 161
44-14-101	Revoked	V. 21, p. 83
44-14-102	Revoked	V. 21, p. 83
44-14-201	Revoked	V. 21, p. 83
44-14-202	Revoked	V. 21, p. 83
44-14-301 through		
44-14-318	Revoked	V. 21, p. 83
44-15-101	Amended	V. 21, p. 84
44-15-101a	Amended	V. 21, p. 84
44-15-102	Amended	V. 21, p. 85

(continued)

44-15-201	Amended	V. 21, p. 86
44-16-102	Amended	V. 21, p. 86
44-16-103	Revoked	V. 21, p. 86
44-16-104	Revoked	V. 21, p. 86
44-16-105	Amended	V. 21, p. 86
44-16-106	Revoked	V. 21, p. 86
44-16-107	Revoked	V. 21, p. 86
44-16-108	Revoked	V. 21, p. 86

AGENCY 45: KANSAS PAROLE BOARD

Reg. No.	Action	Register
45-1-1	Revoked	V. 21, p. 1894
45-4-4		
through		
45-4-7	Revoked	V. 21, p. 1894
45-4-9	Revoked	V. 21, p. 1894
45-6-1	Revoked	V. 21, p. 1894
45-6-2	Revoked	V. 21, p. 1894
45-6-3	Revoked	V. 21, p. 1894
45-6-5	Revoked	V. 21, p. 1894
45-7-1		
through		
45-7-5	Revoked	V. 21, p. 1894
45-9-1		
through		
45-9-4	Revoked	V. 21, p. 1894
45-10-1	Revoked	V. 21, p. 1894
45-11-1	Revoked	V. 21, p. 1895
45-14-1	Revoked	V. 21, p. 1895
45-16-2	Revoked	V. 21, p. 1895
45-16-3	Revoked	V. 21, p. 1895
45-16-4	Revoked	V. 21, p. 1895
45-100-1	New	V. 21, p. 1895
45-200-1	New	V. 21, p. 1895
45-200-2	New	V. 21, p. 1896
45-300-1	New	V. 21, p. 1896
45-300-2	New	V. 21, p. 1896
45-400-1		
through		
45-400-4	New	V. 21, p. 1896, 1897
45-500-1		
through		
45-500-4	New	V. 21, p. 1897, 1898
45-600-1	New	V. 21, p. 1899
45-700-1	New (T)	V. 21, p. 1328
45-700-1	New	V. 21, p. 1900
45-700-2	New (T)	V. 21, p. 1328
45-700-2	New	V. 21, p. 1900
45-800-1	New	V. 21, p. 1900

AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS COMPENSATION

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

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-1-104	Amended	V. 22, p. 42
60-2-101		
through		
60-2-106	Amended	V. 22, p. 43-47
60-2-108	Amended	V. 22, p. 47
60-3-106	Amended	V. 21, p. 840
60-3-110	Amended	V. 21, p. 1764
60-3-112	Amended	V. 21, p. 1764
60-4-103	Amended	V. 21, p. 841
60-9-105	Amended	V. 21, p. 1765
60-9-107	Amended	V. 21, p. 1765
60-11-116	Amended	V. 21, p. 316
60-11-121	Amended	V. 21, p. 1767

60-13-103	Amended	V. 21, p. 316
60-13-110	Amended	V. 21, p. 317
60-16-101	Amended	V. 21, p. 841
60-16-102	Amended	V. 22, p. 47
60-16-103	Amended	V. 21, p. 842
60-16-104	Amended	V. 21, p. 842

AGENCY 63: BOARD OF MORTUARY ARTS

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

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

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

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-8-4	Amended	V. 21, p. 1789
66-9-5	Amended	V. 21, p. 1789
66-10-1	Amended	V. 21, p. 1789
66-10-9	Amended	V. 21, p. 1789
66-10-10b	New	V. 21, p. 1789
66-10-13	Amended	V. 21, p. 1790
66-11-1a	New	V. 21, p. 1790
66-11-1b	New	V. 21, p. 1790
66-11-5	New	V. 21, p. 1790
66-14-6	Amended	V. 21, p. 1790

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-1-1a	Amended	V. 21, p. 746
68-1-1e	Revoked	V. 21, p. 308
68-1-2a	Amended	V. 21, p. 746
68-1-3	Revoked	V. 21, p. 308
68-1-3a	Amended	V. 21, p. 746
68-2-5	Amended	V. 21, p. 308
68-2-9	Amended	V. 22, p. 118
68-2-10	Amended	V. 22, p. 118
68-2-11	Amended	V. 22, p. 118
68-2-12a	Amended	V. 22, p. 118
68-2-20	Amended	V. 22, p. 119
68-7-12	Amended	V. 22, p. 119
68-7-12a	Amended	V. 22, p. 120
68-7-12b	New	V. 22, p. 120
68-9-1	Amended	V. 21, p. 308
68-9-2	Amended	V. 22, p. 121
68-11-1	Amended	V. 22, p. 122
68-11-2	Amended	V. 22, p. 122
68-12-2	Amended	V. 22, p. 122
68-13-1	Amended	V. 22, p. 122

AGENCY 74: BOARD OF ACCOUNTANCY

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

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-220a	New	V. 22, p. 39
82-3-105	Amended (T)	V. 21, p. 1175
82-3-105	Amended	V. 21, p. 1750
82-3-113	Amended (T)	V. 21, p. 1175
82-3-113	Amended	V. 21, p. 1750
82-3-114	Amended (T)	V. 21, p. 1176

82-3-114	Amended	V. 21, p. 1751
82-3-117	Amended (T)	V. 21, p. 1176
82-3-117	Amended	V. 21, p. 1751
82-3-120	Amended (T)	V. 21, p. 1176
82-3-120	Amended	V. 21, p. 1751
82-3-311	Amended (T)	V. 21, p. 1178
82-3-311	Amended	V. 21, p. 1753
82-3-312	Amended	V. 21, p. 117
82-3-400	Amended	V. 21, p. 383
82-3-401	Amended	V. 21, p. 383
82-3-401a	Revoked	V. 21, p. 384
82-3-401b	Revoked	V. 21, p. 384
82-3-402		
through		
82-3-410	Amended	V. 21, p. 384-389
82-3-411	New	V. 21, p. 389
82-3-412	New	V. 21, p. 390

82-3-1000		
through		
82-3-1012	New (T)	V. 21, p. 1178-1188
82-3-1000		
through		
82-3-1012	New	V. 21, p. 1753-1763
82-4-2	Amended	V. 22, p. 86
82-4-20	Amended	V. 22, p. 86
82-4-21	Amended	V. 22, p. 87
82-4-22	Amended (T)	V. 21, p. 1329
82-4-22	Amended	V. 21, p. 1702
82-4-23	Amended	V. 22, p. 87
82-4-26	Amended	V. 22, p. 87
82-4-26a	Amended	V. 22, p. 88
82-4-27	Amended	V. 22, p. 88
82-4-27a	Amended	V. 22, p. 88
82-4-27e	Amended	V. 22, p. 89
82-4-28	Amended	V. 22, p. 89
82-4-28a	Amended	V. 22, p. 89
82-4-29	Amended	V. 22, p. 90
82-4-29a	Amended	V. 22, p. 90
82-4-30a	Amended	V. 22, p. 90
82-4-32	Amended	V. 22, p. 90
82-4-35	Amended	V. 22, p. 91
82-4-46	Amended	V. 22, p. 91
82-4-49b		
through		
82-4-49e	Revoked	V. 22, p. 91
82-7-2		
through		
82-7-5	Revoked	V. 22, p. 91
82-8-1	Amended	V. 22, p. 91
82-8-2	Amended	V. 22, p. 91
82-8-3	Amended	V. 22, p. 92
82-13-1	New	V. 22, p. 40
82-13-2	New	V. 22, p. 40

AGENCY 86: REAL ESTATE COMMISSION

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

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-5-1		
through		
88-5-4	Revoked	V. 21, p. 1705
88-6-1	Revoked	V. 21, p. 1705
88-6-2	Revoked	V. 21, p. 1705
88-6-3	Revoked	V. 21, p. 1705
88-16-1a	Revoked (T)	V. 21, p. 501
88-16-1a	Revoked	V. 21, p. 1166
88-16-1b	New (T)	V. 21, p. 501
88-16-1b	New	V. 21, p. 1166
88-24-1	New	V. 21, p. 1705
88-24-2	New	V. 21, p. 1705

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-146a		
through		
91-1-146e	Revoked	V. 21, p. 178
91-1-205	Amended	V. 21, p. 1583
91-1-206	Amended	V. 21, p. 178
91-1-215		
through		
91-1-219	New	V. 21, p. 178-180

91-10-1a*	Revoked	V. 21, p. 1705
91-10-2*	Revoked	V. 21, p. 1705
(*By Board of Regents)		
91-31-16 through 91-31-30		
91-31-30	Revoked	V. 22, p. 124
91-31-31 through 91-31-42		
91-31-42	New	V. 22, p. 124-128
91-32-1 through 91-32-9		
91-32-9	Revoked	V. 21, p. 1867

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-1-1	Revoked	V. 21, p. 332
92-1-2	Revoked	V. 21, p. 332
92-1-3	Revoked	V. 21, p. 332
92-5-4	Revoked	V. 21, p. 312
92-5-5		
92-5-10	Amended	V. 21, p. 312, 313
92-5-11	Revoked	V. 21, p. 313
92-5-12	Amended	V. 21, p. 313
92-5-13	Amended	V. 21, p. 313
92-8-20	Revoked	V. 21, p. 332
92-9-1	Amended	V. 21, p. 332
92-9-3	Amended	V. 21, p. 332
92-9-4	Amended	V. 21, p. 332
92-9-5	Amended	V. 21, p. 332
92-9-7	Revoked	V. 21, p. 332
92-11-1 through 92-11-16		
92-11-16	Revoked	V. 21, p. 332, 333
92-12-4	Amended	V. 21, p. 586
92-12-11	Amended	V. 21, p. 586
92-12-29	Revoked	V. 21, p. 586
92-12-47	Amended	V. 21, p. 586
92-12-56	Revoked	V. 21, p. 587
92-12-58	Amended	V. 21, p. 587
92-12-67	Amended	V. 21, p. 587
92-12-68	Amended	V. 21, p. 587
92-12-105	Amended	V. 21, p. 587
92-12-106	Amended	V. 21, p. 587
92-12a-1 through 92-12a-23		
92-12a-23	Revoked	V. 21, p. 333, 334
92-14-4 through 92-14-9		
92-14-9	Amended	V. 21, p. 334, 335
92-15-3	Amended	V. 21, p. 335
92-15-4	Amended	V. 21, p. 335
92-15-8	Amended	V. 21, p. 335
92-17-1 through 92-17-6		
92-17-6	Amended	V. 21, p. 313, 314
92-18-1 through 92-18-7		
92-18-7	Revoked	V. 21, p. 1307
92-19-2	Revoked	V. 21, p. 1311
92-19-2a	New	V. 21, p. 1311
92-19-5	Revoked	V. 21, p. 1997
92-19-5a	New	V. 21, p. 1997
92-19-6	Revoked	V. 21, p. 1312
92-19-6a	New	V. 21, p. 1312
92-19-22	Revoked	V. 21, p. 1998
92-19-22a	New	V. 21, p. 1998
92-19-22b	New	V. 21, p. 1999
92-19-23	Revoked	V. 21, p. 2000
92-19-23a	New	V. 21, p. 2000
92-19-35a	New	V. 21, p. 1312
92-19-50	Revoked	V. 21, p. 2000
92-19-55	Revoked	V. 21, p. 1313
92-19-55a	New	V. 21, p. 1313
92-19-57	Amended	V. 21, p. 2000
92-19-61	Revoked	V. 21, p. 1315
92-19-61a	New	V. 21, p. 1315
92-19-81	New	V. 21, p. 2001
92-19-82	New	V. 21, p. 1316
92-20-11	Revoked	V. 21, p. 1318
92-22-4	Amended	V. 21, p. 450
92-22-19	Revoked	V. 21, p. 450
92-22-22	Revoked	V. 21, p. 450

92-22-23	Amended	V. 21, p. 450
92-22-24	Revoked	V. 21, p. 450
92-22-25	Amended	V. 21, p. 450
92-22-33	New	V. 21, p. 450
92-22-34	New	V. 21, p. 450
92-23-10	Amended	V. 21, p. 180
92-23-15	Amended	V. 21, p. 180
92-23-16	Amended	V. 21, p. 180
92-23-17 through 92-23-23		
92-23-23	New	V. 21, p. 181
92-23-25	New	V. 21, p. 181
92-23-30	New	V. 21, p. 181
92-23-31	New	V. 21, p. 182
92-23-38	Amended	V. 21, p. 182
92-23-38a	Amended	V. 21, p. 182
92-23-40	Amended	V. 21, p. 182
92-24-9 through 92-24-15		
92-24-15	Amended	V. 21, p. 314, 315
92-24-18	Amended	V. 21, p. 315
92-24-22	Amended	V. 21, p. 316
92-24-24	Amended	V. 21, p. 316
92-51-21	Amended	V. 21, p. 2092
92-51-23	Amended	V. 21, p. 2092
92-51-24	Amended	V. 21, p. 2092
92-51-27	Amended	V. 21, p. 2092
92-51-34	Revoked	V. 21, p. 2093
92-51-38	Amended	V. 21, p. 2093
92-51-39	Amended	V. 21, p. 2093
92-51-41	Amended	V. 21, p. 2093
92-51-53	Amended	V. 21, p. 2093
92-51-56	Amended	V. 21, p. 2093
92-51-57	Revoked	V. 21, p. 2094
92-51-58	Revoked	V. 21, p. 2094
92-51-60	Revoked	V. 21, p. 2094
92-51-61	Revoked	V. 21, p. 2094
92-52-2	Revoked	V. 21, p. 2094
92-52-3	Amended	V. 21, p. 2094
92-52-8	Revoked	V. 21, p. 2094
92-52-11	Revoked	V. 21, p. 2094
92-56-1 through 92-56-5		
92-56-5	Amended	V. 21, p. 1057-1059

AGENCY 94: BOARD OF TAX APPEALS

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

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended (T)	V. 21, p. 1131
100-11-1	Amended	V. 21, p. 1864
100-27-1	Amended	V. 21, p. 307
100-28a-1	Amended	V. 21, p. 1864
100-29-7	Amended	V. 21, p. 1864
100-49-1	Amended	V. 21, p. 2137
100-49-4	Amended (T)	V. 21, p. 1131
100-49-4	Amended	V. 21, p. 1864
100-49-6 through 100-49-9		
100-49-9	New	V. 21, p. 2137
100-54-4	Amended	V. 21, p. 2138
100-55-4	Amended	V. 21, p. 2138
100-69-3	Amended	V. 21, p. 1864
100-69-9	Amended	V. 21, p. 1865
100-69-10	Amended	V. 21, p. 1865
100-69-11	Amended	V. 21, p. 1866
100-72-1 through 100-72-7		
100-72-7	New (T)	V. 22, p. 79-81
100-75-1	New (T)	V. 22, p. 82

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-2-3	Amended	V. 21, p. 237
102-2-4b	Amended	V. 21, p. 238

102-3-3a	Amended	V. 21, p. 1132
102-3-4a	Amended	V. 21, p. 1133
102-3-6a	Revoked	V. 21, p. 1134
102-3-12a	Amended	V. 21, p. 1134
102-3-17	New	V. 21, p. 1137

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-2	Amended	V. 21, p. 1055
108-1-4	New	V. 21, p. 1366

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

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

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. The regulations listed below were published after December 31, 2000.

Reg. No.	Action	Register
111-2-4	Amended	V. 20, p. 1094
111-2-119 through 111-2-124		
111-2-124	New	V. 20, p. 416-419
111-2-120	Amended	V. 20, p. 1094
111-2-124	Amended	V. 21, p. 590
111-2-125	New	V. 20, p. 573
111-2-126	New	V. 20, p. 573
111-2-127	Amended	V. 20, p. 937
111-2-128	New	V. 20, p. 1188
111-2-129	New	V. 20, p. 1343
111-2-130	New	V. 20, p. 1394
111-2-131	New	V. 20, p. 1778
111-2-132	New	V. 20, p. 1901
111-2-133	New	V. 20, p. 1901
111-2-134	New	V. 20, p. 1901
111-2-135	New	V. 21, p. 590
111-2-136	New	V. 21, p. 590
111-2-137	New	V. 21, p. 649
111-2-138	New	V. 21, p. 692
111-2-139	New	V. 21, p. 747
111-2-140	New	V. 21, p. 1521
111-2-141	New	V. 21, p. 1852
111-2-142	New	V. 21, p. 1852
111-3-12	Amended	V. 20, p. 40
111-3-35	Amended	V. 20, p. 1189
111-4-1448	Amended	V. 21, p. 1521
111-4-1795 through 111-4-1813		
111-4-1813	New	V. 20, p. 40-47
111-4-1801	Amended	V. 20, p. 1095
111-4-1803	Amended	V. 20, p. 1095
111-4-1805a	New	V. 20, p. 1095
111-4-1814 through 111-4-1823		
111-4-1823	New	V. 20, p. 419-427
111-4-1818	Amended	V. 20, p. 575
111-4-1824	New	V. 20, p. 575
111-4-1825 through 111-4-1839		
111-4-1839	New	V. 20, p. 937-942
111-4-1828	Amended	V. 20, p. 1096
111-4-1832	Amended	V. 20, p. 1344
111-4-1840 through 111-4-1844		
111-4-1844	New	V. 20, p. 1096-1100
111-4-1845 through 111-4-1850		
111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
111-4-1851	New	V. 20, p. 1345
111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
111-4-1854 through 111-4-1870		
111-4-1870	New	V. 20, p. 1395-1405
111-4-1864	Amended	V. 20, p. 1569
111-4-1866	Amended	V. 20, p. 1570

(continued)

111-4-1867	Amended	V. 20, p. 1601	111-5-79			112-12-10	Amended	V. 22, p. 86
111-4-1869	Amended	V. 20, p. 1601	through			AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS		
111-4-1871	New	V. 20, p. 1571	111-5-91	New	V. 21, p. 1278-1281	Reg. No.	Action	Register
111-4-1872	New	V. 20, p. 1572	111-5-82	Amended	V. 21, p. 1529	115-2-1	Amended	V. 21, p. 1557
111-4-1873	New	V. 20, p. 1572	111-5-83	Amended	V. 21, p. 1529	115-2-2	Amended	V. 21, p. 1558
111-4-1874			111-5-92			115-2-3	Amended	V. 21, p. 1558
through			through			115-2-6	Amended	V. 21, p. 451
111-4-1877	New	V. 20, p. 1779-1781	111-5-98	New	V. 21, p. 1339-1341	115-4-4	Amended	V. 21, p. 452
111-4-1877	Amended	V. 20, p. 1902	111-5-96	Amended	V. 21, p. 1530	115-5-1	Amended	V. 21, p. 1137
111-4-1878			111-5-97	Amended	V. 21, p. 1531	115-5-2	Amended	V. 21, p. 1138
through			111-6-5	Amended	V. 21, p. 1531	115-5-3	Amended	V. 21, p. 1138
111-4-1885	New	V. 20, p. 1902-1906	111-7-119			115-7-1	Amended	V. 21, p. 1558
111-4-1886			through			115-7-2	Amended	V. 21, p. 1559
through			111-7-127	Amended	V. 21, p. 594-597	115-7-7	New	V. 21, p. 1559
111-4-1889	New	V. 21, p. 183-185	111-7-123	Amended	V. 21, p. 1531	115-9-4	Amended	V. 21, p. 177
111-4-1890			111-7-126	Amended	V. 21, p. 1532	115-11-1	Amended	V. 21, p. 177
through			111-7-134	Amended	V. 20, p. 429	115-11-2	Amended	V. 21, p. 177
111-4-1893	New	V. 21, p. 591-593	111-7-152	Amended	V. 20, p. 49	115-13-3	Amended	V. 21, p. 1560
111-4-1894			111-7-158			115-13-4	Amended	V. 21, p. 1560
through			through			115-16-5	New	V. 21, p. 1138
111-4-1900	New	V. 21, p. 649-655	111-7-162	New	V. 20, p. 577	115-16-6	New	V. 21, p. 1139
111-4-1894	Amended	V. 21, p. 1276	111-7-159	Amended	V. 20, p. 1101	115-17-6		
111-4-1901			111-7-162	Amended	V. 20, p. 944	through		
through			111-7-163			115-17-9	Amended	V. 21, p. 1889, 1890
111-4-1921	New	V. 21, p. 692-702	through			115-17-11	Amended	V. 21, p. 1561
111-4-1910	Amended	V. 21, p. 747	111-7-170	New	V. 20, p. 1101-1103	115-17-12	Amended	V. 21, p. 1562
111-4-1911	Amended	V. 21, p. 747	111-7-165	Amended	V. 20, p. 1194	115-17-13	Amended	V. 21, p. 1562
111-4-1913	Amended	V. 21, p. 748	111-7-171			115-17-14	Amended	V. 21, p. 1890
111-4-1922	New	V. 21, p. 748	through			115-18-7	Amended	V. 21, p. 453
111-4-1923	New	V. 21, p. 749	111-7-175	New	V. 20, p. 1782, 1783	115-18-13	Amended	V. 21, p. 1562
111-4-1924			111-7-176			115-18-14	Amended	V. 21, p. 1563
through			through			115-20-2	Amended	V. 21, p. 1891
111-4-1932	New	V. 21, p. 1329-1337	111-7-180	New	V. 21, p. 656, 657	115-30-8	Amended	V. 21, p. 1891
111-4-1929	Amended	V. 21, p. 1522	111-7-181	New	V. 21, p. 1563	AGENCY 117: REAL ESTATE APPRAISAL BOARD		
111-4-1933			111-7-182			Reg. No.	Action	Register
through			through			117-6-1	Amended	V. 21, p. 658
111-4-1938	New	V. 21, p. 1523-1526	111-7-186	New	V. 21, p. 1861-1862	117-8-1	Amended	V. 21, p. 659
111-4-1938	Amended	V. 21, p. 1852	111-7-182	Amended	V. 22, p. 53	AGENCY 118: STATE HISTORICAL SOCIETY		
111-4-1939			111-7-184	Amended	V. 22, p. 53	Reg. No.	Action	Register
through			111-8-101			118-5-1		
111-4-1945	New	V. 21, p. 1854-1857	through			through		
111-4-1946			111-8-126	New	V. 20, p. 1573-1579	118-5-10	New	V. 21, p. 1205-1208
through			111-9-111	New	V. 20, p. 1406	AGENCY 126: UNMARKED BURIAL SITES PRESERVATION BOARD		
111-4-1951	New	V. 22, p. 48-52	111-9-112	Amended	V. 20, p. 1579	Reg. No.	Action	Register
111-5-22	Amended	V. 21, p. 1758	111-9-113	Amended	V. 21, p. 186	126-1-1	New	V. 21, p. 1792
111-5-23	Amended	V. 21, p. 1858	111-9-114	New	V. 21, p. 657	126-1-2	New	V. 21, p. 1792
111-5-24	Amended	V. 21, p. 1858	111-9-115	New	V. 21, p. 702			
111-5-26	Amended	V. 21, p. 1859	111-9-116	New	V. 21, p. 703			
111-5-27	Amended	V. 21, p. 1860	111-9-117	New	V. 21, p. 1533			
111-5-28	Amended	V. 21, p. 1860	111-9-118	New	V. 22, p. 54			
111-5-30	Amended	V. 21, p. 1529	111-9-119	New	V. 22, p. 54			
111-5-32	Amended	V. 21, p. 1861	AGENCY 112: RACING AND GAMING COMMISSION			Reg. No.	Action	Register
111-5-33	Amended	V. 21, p. 1861	Reg. No.	Action	Register	112-6-4	Amended	V. 22, p. 85
111-5-78	Amended	V. 21, p. 751	112-10-2	Amended	V. 22, p. 85			