

# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 22, No. 8 February 20, 2003 Pages 237-268

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(Published in the Kansas Register February 20, 2003.)

## Sedgwick County, Kansas Shawnee County, Kansas

### Notice of Hearings on Proposed Bond Issuance

Public notice is hereby given that Sedgwick County, Kansas, and Shawnee County, Kansas (jointly, the issuers), will conduct public hearings with respect to the proposed issuance of not to exceed \$200,000,000 of single family mortgage revenue bonds at the following times and locations:

**Date:** February 26  
**Time:** 9 a.m.  
**Location:** Sedgwick County Courthouse  
Commission Meeting Room, 3rd Floor  
525 N. Main, Wichita

**Date:** February 27  
**Time:** 9 a.m.  
**Location:** Shawnee County Courthouse  
200 S.E. 7th, Topeka

The bonds will be issued in one or more series and the proceeds thereof will be utilized (i) to refund a portion of certain previously issued single family mortgage revenue bonds of the issuers, (ii) to purchase home mortgage loans or securities backed by home mortgage loans made to

persons and families of low and moderate income (first-time homebuyers) residing within the unincorporated areas of Sedgwick County and Shawnee County and within the corporate limits of certain cities and the unincorporated areas of certain counties in Kansas that enter into cooperation agreements with either of the issuers (the program area), and/or (iii) to provide funds to be loaned to persons and families of low and moderate income residing within the program area to be applied to the payment of closing costs or down payment in connection with a home mortgage loan.

All interested persons will be given an opportunity to be heard at the times and places specified above. Written comments also may be submitted to the issuers, c/o Sedgwick County Clerk, County Courthouse, 525 N. Main, Wichita, 67203; or c/o Shawnee County Clerk, County Courthouse, 200 S.E. 7th, Topeka, 66603.

Any mortgage lending institution interested in providing mortgage origination in connection with the home mortgage loans should contact Charles M. Bouilly, George K. Baum & Company, 100 N. Main, Wichita, 67202.

Dated February 7, 2003.

Sedgwick County, Kansas  
Shawnee County, Kansas

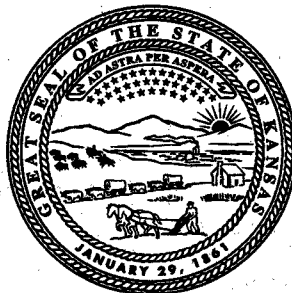
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State of Kansas

**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 2-17-03 through 2-23-03

Term	Rate
1-89 days	1.27%
3 months	1.15%
6 months	1.17%
1 year	1.24%
18 months	1.37%
2 years	1.60%

Derl S. Treff  
Director of Investments

Doc. No. 028961

State of Kansas

**Office of the Governor**

**Executive Order No. 03-02**

WHEREAS, each February the Department of Administration, Division of Information Systems and Communications (DISC) produces and distributes to all state agencies the State of Kansas Communication Services Directory; and

WHEREAS, the information contained in the Directory is readily available to all state agencies on-line through the State's website and changes to the directory can be made more quickly and more accurately; and

WHEREAS, the business and government environment is changing and adapting to the use of technology in the workplace; and

WHEREAS, the State of Kansas will recognize savings by not printing and distributing the Directory, but having the information available through the State's website;

NOW THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby direct the Secretary of Administration to:

1. Suspend printing, publication and distribution of the State of Kansas Communication Services Directory until further order;
2. Ensure that all information contained in the Directory remains available, including a list of agencies in printable format, on the State's website; and
3. Notify all State agencies of the suspension of the printing, publication and distribution of the Directory and how the information will be made available through the State's website.

This document shall be filed with the Secretary of State as Executive Order No. 03-02 and shall become effective immediately.

Dated February 6, 2003.

Kathleen Sebelius  
Governor  
Attest: Ron Thornburgh  
Secretary of State

Doc. No. 028959

State of Kansas

**Real Estate Appraisal Board**

**Notice of Date Change for Hearing on Proposed Administrative Regulations**

Due to the date of hearing being incorrectly calculated, the public hearing previously scheduled for 10 a.m. Friday, March 21, has been rescheduled for 10 a.m. Tuesday, March 25, in the lower level conference room at 1100 S.W. Wanamaker Road, Topeka, to consider the adoption of K.A.R. 117-1-1, 117-2-1, 117-3-1, 117-4-1, 117-6-1, 117-6-2, 117-6-3 and 117-8-1.

Sally Pritchett  
Executive Director

Doc. No. 028984

State of Kansas

**Office of the Governor**

**Executive Order No. 03-03**

WHEREAS, the Kansas Agency Network (Kans-A-N) is provided for official government business;

WHEREAS, some state agencies under the jurisdiction of the Governor permit state employees to use the Kans-A-N telephone system and network for placing personal long distance telephone calls. At the end of a billing period, agencies distribute copies of telephone bills to employees. The employees identify their personal long distance telephone calls and write individual checks to the State to pay for their personal long distance calls.

WHEREAS, the system of agencies re-producing agency telephone bills, distributing them to agency employees for reimbursement of employee personal long distance calls, and processing the reimbursement checks creates waste and inefficiency;

NOW THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby direct all agencies under the jurisdiction of the Governor to:

1. terminate any policies, procedures or practices of permitting state employees from using the Kans-A-N network for personal long distance telephone calls, and
2. terminate any policies, procedures or practices permitting the distribution of agency telephone bills and the collection of individual reimbursement checks by employees for individual personal long distance telephone calls.

This Executive Order is not intended to prohibit state employees working beyond their standard duty day in furtherance of state business, or those state employees out of town overnight on state business, from using the Kans-A-N network to notify or contact family.

This document shall be filed with the Secretary of State as Executive Order No. 03-03 and shall become effective immediately.

Dated February 6, 2003.

Kathleen Sebelius  
Governor  
Attest: Ron Thornburgh  
Secretary of State

Doc. No. 028960

## 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:

02/25/03	05895	Remediation Project—Goodrich II
03/03/03	05887	Wood Signposts
03/04/03	00591	Rotary Mowers, Tractor Mounted
03/04/03	05886	Bulk Liquid Helium
03/04/03	05884	Artificial Climbing Wall
03/04/03	05890	Groves Reclamation
03/05/03	A-9463	Adair "A" Building Visitor Rooms and Seclusion/Observation Room Modification
03/06/03	A-9562	Digital Studio Remodel—Phase II— Marvin Hall

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>

Stuart Leighty  
Director of Purchasing

Doc. No. 028983

## State of Kansas

**Office of the Governor**

**Executive Order No. 03-04**

WHEREAS, K.S.A. 75-4608 provides for the Secretary of Administration to "adopt rules and regulations necessary for the efficient and economical operation, maintenance, repair, and replacement of motor vehicles in the central motor pool or any branch thereof and for all other vehicles owned by the state or any state agency"; and

WHEREAS, as a matter of public policy, commuting by state officers and employees in state-owned or state-operated vehicles is prohibited by Kansas administrative regulations, except under certain conditions specified by regulation; and

WHEREAS, the Department of Administration conducted audits of several state agencies related to commuting by state officials and employees in state vehicles, followed by a commuting survey that was sent to all state agencies; and

WHEREAS, the audit and survey revealed considerable variation and inconsistency between state agencies in their interpretation and application of regulations regarding commuting in state vehicles, including a number of instances of commuting that appeared to result in an inefficient use of state resources; and

WHEREAS, based on the results of the audit and survey, it is estimated that state employees drive state vehicles approximately 2.0 million miles per year in commuting between their residence and official workstation, resulting in a cost to state agencies of over \$596,000; and

WHEREAS, commuting in state vehicles is not appropriately considered an employee benefit, but should be strictly limited to those rare instances in which there is a clearly demonstrated, legitimate business need and there is no cost effective alternative, as determined by the Secretary of Administration; and

WHEREAS, a number of other states and governmental units have realized savings after reviewing and limiting commuting by employees in government vehicles;

NOW THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby direct the head of each state agency identified below to take the following actions:

1. The Secretary of Administration shall maximize the efficient and economical operation of all state-owned and state-leased vehicles by amending the applicable Kansas administration regulation governing commuting in a state vehicle to further restrict such travel. The regulation shall prohibit all commuting in state-owned or state-leased vehicles except under limited circumstances identified in the regulation, which may include the following:

a. The vehicle is marked as a law enforcement vehicle and is used by an employee certified as a law enforcement officer under the provisions of K.S.A. 74-5601 et seq.

b. The vehicle is used to commute by an employee who is determined by the secretary of administration to be required to respond to reoccurring public safety emergencies under specified circumstances that make commuting in a state vehicle cost effective.

c. The vehicle is assigned to the employee on a trip basis only and driving the vehicle to the employee's residence will not increase the total one-way trip mileage between the official workstation and the destination by more than 10 miles.

d. The vehicle is assigned for use in the state vanpool program under K.S.A. 75-46a02 et seq.

e. The vehicle is used to transport the governor or other elected official when the superintendent of the Kansas highway patrol determines using the state vehicle is a necessary security measure.

2. Effective April 1, 2003 and continuing until amendment of the Kansas administrative regulation governing commuting, the head of each executive branch state agency under the jurisdiction of the Governor shall maximize the efficient and economical operation of state-owned and state-leased vehicles by prohibiting commuting in state vehicles by employees of that agency except under the circumstances identified in paragraph 1 above.

This document shall be filed with the Secretary of State as Executive Order No. 03-04 and shall become effective immediately.

Dated February 11, 2003.

Kathleen Sebelius  
Governor

Attest: Ron Thornburgh  
Secretary of State

Doc. No. 028973

State of Kansas

Department of Commerce and Housing

Notice of Annual Performance Report on  
Kansas Consolidated Plan

The Department of Commerce and Housing will publish a preliminary draft of the Annual Performance Report on the Kansas Consolidated Plan, Revised for community and housing development for federal fiscal year 2002. The report will be available for public review and comment February 25-March 14.

To obtain a copy of the Annual Performance Report, contact the Kansas Department of Commerce and Housing, 1000 S.W. Jackson, Suite 100, Topeka, 66612-1354, (785) 296-5865, TTY (785) 296-3487, e-mail: housing@kansascommerce.com.

John Moore  
Secretary of Commerce  
and Housing

Doc. No. 028965

State of Kansas

Office of the Governor

Executive Order 03-05

WHEREAS, the Kansas Bureau of Investigation and the Great Bend Police Department are investigating a double homicide that occurred at the Dolly Madison Cake-Discount Bakery in Great Bend on September 4, 2002; and

WHEREAS, on September 4, 2002, at approximately 8:00 pm, Great Bend Police Department officers were dispatched to a possible homicide at the Dolly Madison Cake-Discount Bakery located at 1004 Harrison, Great Bend, Kansas. Upon arrival, it was determined that there were two female victims dead inside the business. The Great Bend Police Department officers secured the crime scene and requested assistance from the Kansas Bureau of Investigation; and

WHEREAS, Great Bend Police Department and Kansas Bureau of Investigation began a joint investigation of the incident, and ruled both deaths as homicides. Over four hundred interviews have been completed to date. No suspects have been identified from these interviews. One witness did describe a white male walking away from the front door of the bakery. This white male is a possible suspect of this crime. The unknown white male was described as being approximately 6'1"-6'2", weighing 175 lbs., having collar length light brown to blonde hair, and having a couple days growth of beard. To date, this subject has not been located by law enforcement; and

WHEREAS, a reward fund is in place through the local CrimeStoppers organization in the amount of \$12,000, and local authorities believe that the \$5,000 Governor's Reward would enhance the investigative efforts of the agencies and officers involved;

NOW, THEREFORE, by virtue of authority vested in me by K.S.A. 75-113, I, Kathleen Sebelius, Governor of the State of Kansas, do hereby offer a reward of five thousand dollars (\$5,000) for information leading to the arrest and conviction of the individual or individuals who com-

mitted the homicides at the Great Bend Dolly Madison Cake-Discount Bakery.

This document shall be filed with the Secretary of State as Executive Order 03-05, and shall become effective immediately.

Dated February 11, 2003.

Kathleen Sebelius  
Governor

Attest: Ron Thornburgh  
Secretary of State

Doc. No. 028974

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, March 6, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

**Project No. 000561—Maximum Principal Amount: \$56,000.** Owner/Operator: Kevin J Manz. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at Section 14, Township 2 South, Range 19 West, approximately 2 miles east and 7 miles north of Stuttgart, Phillips County, Kansas.

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

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

Any individual affected by the above-described project may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Stephen R. Weatherford  
President

Doc. No. 028964

## State of Kansas

## Board of Technical Professions

## Notice of Meetings

The Kansas State Board of Technical Professions will conduct its complaint committee meeting at 1 p.m. Thursday, February 27, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka. The board will have its regular board meeting February 28 at Kansas State University, Manhattan. The Professional Engineer and Land Surveyor Committee will meet at 8:30 a.m. in Edwards Conference Room 1094, Fiedler Hall; and the Architect, Landscape Architect and Geology Committee will meet at 9 a.m. in Conference Room 1044, Rathbone Hall. The full board will meet at approximately 10 a.m., at the conclusion of the committee meetings, in Edwards Conference Room 1094, Fiedler Hall.

In addition, the board will hold an open forum with university students from noon to 1 p.m. in Room 1107 (lecture hall), Fiedler Hall. All meetings are open to the public.

Betty L. Rose  
Executive Director

Doc. No. 028969

## State of Kansas

## State Corporation Commission

## Notice of Motor Carrier Tariff Filing/Rate Increase

The following motor carrier(s) have filed with the commission a tariff/rate increase, which will be approved and filed by the State Corporation Commission and shall become effective 30 days from date of this publication, unless a written protest is received by the commission not later than 12 days before that date. To file such a protest or to obtain a full copy of the filed tariff/rate increase, contact the State Corporation Commission, Motor Carrier Division, 1500 S.W. Arrowhead Road, Topeka, 66604, (785) 271-3151.

Requests to inspect and copy the notices provided to the parties and questions in regard to these tariffs should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3225 or 271-3151. For general inquiries, contact Dale Moore at (785) 271-3151. To lodge an official complaint, submit your protest in writing, supported by relevant facts, to Mike Hoeme, Acting Director of Transportation, at the address above within 18 days of the publication of this notice.

## Application for Rate Increase:

Tom Van Holt, dba Starving Artist Moving, 945 Illinois St., Lawrence, KS 66044; MC ID No. 156188

Mike J. Hoeme, Director  
Transportation Division

Doc. No. 028986

## State of Kansas

## Kansas Insurance Department

## Notice of Change in Pharmacy Network

Pursuant to K.S.A. 40-2,153, the Kansas Commissioner of Insurance is publishing notice that a change has occurred in the following pharmacy networks in the State of Kansas:

**Humana, Inc., Pharmacy Network** has notified the Insurance Department of the following additions to its pharmacy network:

Pharmacy Name	City	Effective Date
U-Save Pharmacy	Hays	07/01/2002
The Medicine Shoppe #1450	Overland Park	07/17/2002
Price Chopper Pharmacy #500	Leawood	07/31/2002
Walgreens #07152	Newton	08/02/2002
Walgreens #06920	Overland Park	08/09/2002
Eckerd Drugs #8150	Kansas City	08/15/2002
Eckerd Drugs #8170	Leavenworth	08/15/2002
Eckerd Drugs #8165	Lenexa	08/15/2002
Eckerd Drugs #8182	Mission	08/15/2002
Eckerd Drugs #8683	Olathe	08/15/2002
Eckerd Drugs #8653	Overland Park	08/15/2002
Eckerd Drugs #8162	Overland Park	08/15/2002
Eckerd Drugs #8167	Shawnee	08/15/2002
Eckerd Drugs #8106	Shawnee Mission	08/15/2002
Dillon Pharmacy #78	Shawnee	09/01/2002
Food 4 Less Pharmacy #38	Wichita	09/03/2002
Food 4 Less	Wichita	09/10/2002
The Medicine Shoppe #1336	Overland Park	09/20/2002
Right Choice Pharmacy	Tonganoxie	09/20/2002
Eckerd Drug #8181	Overland Park	09/23/2002

**Aetna U.S. Healthcare Pharmacy Network** has notified the department of the following additions to its pharmacy network:

Pharmacy Name	City	Effective Date
Krien Pharmacy	St. Francis	07/25/2002
Dana's RX Shoppe	Sedan	07/29/2002
Food 4 Less Pharmacy	Wichita	07/31/2002
Food 4 Less Pharmacy #61	Wichita	07/31/2002
Price Chopper Pharmacy	Leawood	08/2002
Right Choice Pharmacy	Tonganoxie	08/2002
Walgreens #06920	Overland Park	08/2002
Walgreens #07152	Newton	08/2002
Dillon Pharmacy #78	Shawnee	09/01/2002
Food 4 Less Pharmacy #38	Wichita	09/23/2002
Sam's Pharmacy #10-6426	Salina	10/2002
Target Pharmacy #1487	Mission	10/2002
Food 4 Less Pharmacy	Wichita	11/06/2002

In addition, Aetna U.S. Healthcare Pharmacy Network has notified the department of the following terminations from its pharmacy network:

Pharmacy Name	City	Effective Date
Pill Box Pharmacy	Chanute	07/29/2002
Wesley Outpatient Pharmacy	Wichita	07/01/2002
Gibson Pharmacy #75	Liberal	08/2002
Glasco Drugs	Wellington	08/2002
Horst Pharmacy	Newton	08/2002
Malpert Drug	Goodland	08/2002
McLouth Pharmacy	McLouth	08/2002
Oscor Drug #5121	Topeka	10/02/2002
Oscor Drug #5147	Wichita	10/02/2002
Oscor Drug #5148	Wichita	10/02/2002
Saint Joseph Family Pharmacy	Wichita	11/06/2002

Sandy Praeger  
Kansas Insurance Commissioner

Doc. No. 028967

## State of Kansas

## State Corporation Commission

## Notice of Motor Carrier Hearings

The following motor carriers have filed various applications and are scheduled for hearing at 9:30 a.m. March 11 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. All applications listed herein are for statewide authority unless otherwise stated. This list does not include cases that have been continued from earlier assigned hearing dates for which parties of record have received notice.

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

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

**Applications for Certificate of Convenience and Necessity:**

**Economy Movers, Inc.**, 210 W. 28th St. North, Wichita, KS 67205; MC ID No. 160036; Household goods

**G & B Enterprises, Inc.**, dba KCI Roadrunner, 1002 N. Washington, Junction City, KS 66441; MC ID No. 136297; Passengers and general commodities (except household goods and hazardous materials)

**Application for Transfer of Certificate of Convenience and Necessity and Public Service:**

**Larry L. Wright, dba Wright's Moving**, 1311 N. Eugene, Topeka, KS 66608, MC ID No. 150099, to: Wright's Moving, Inc., 1311 N. Eugene, Topeka, KS 66608; William Barker, Attorney: General commodities (except Classes A and B explosives and hazardous materials)

**Applications for Abandonment of Certificate of Public Service:**

**Tim Beck, dba Beck Transportation**, 5th and Fredrick, Corning, KS 66417; MC ID No. 126144

**Martin Emery**, 12464 142nd St., Valley Falls, KS 66088; MC ID No. 104087

**Steven M. Gish, dba Gish Trucking**, 16009 W. 152nd St., Olathe, KS 66062; MC ID No. 159751

**Christopher C. Graham, dba Western Acres**, 1408 Nickerson Blvd., Hutchinson, KS 67501; MC ID No. 161602

**Lovgren Trucking, Inc.**, 4549 Shawnee Drive, Kansas City, KS 66106; MC ID No. 159781

**Monarch Transportation, Inc.**, HC 1, Box 150, St. Francis, KS 67756; MC ID No. 260133

**P.D.Q. Delivery Service, Inc.**, dba Instant Delivery, 3122 S. 24th St., Kansas City, KS 66106; MC ID No. 152674

**Loren A. Percival, dba Percival Trucking**, Route 1, Box 10, Grinnell, KS 67738; MC ID No. 148128

**Schock Transfer Co., Inc.**, 801 Armourdale Parkway, Kansas City, KS 66105-2103; MC ID No. 100810

**Stinemetz Trucking, Inc.**, 608 E. 5th, Kinsley, KS 67547; MC ID No. 157407

**C. H. Watson, dba C. H. Watson Trucking**, 1213 S. Malang Road, Joplin, MO 64804; MC ID No. 135291

**Application for Abandonment of Contract Carrier Permit:**

**Schock Transfer Co., Inc.**, 801 Armourdale Parkway, Kansas City, KS 66105-2103; MC ID No. 100810

Mike J. Hoeme, Director  
Transportation Division

Doc. No. 028987

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Tony's Pizza Service has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install an additional pizza line. Emissions of particulate matter (PM), particulate matter equal to or less than 10 microns in diameter (PM10), volatile organic compounds (VOCs), carbon monoxide (CO), oxides of nitrogen (Nox) and sulfur dioxide (SO2) were evaluated during the permit review process.

Tony's Pizza Service owns and operates the stationary source located at 3019 Scanlan Ave., Salina, at which the new pizza line is to be installed.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permit and supporting documentation, contact Dana Morris, (785) 296-1578, at the KDHE central office; or Craig Forsberg, (785) 827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Dana Morris, 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 24.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business March 24 in order for the Secretary of Health and Environment to consider the request.

Roderick Bremby  
Secretary of Health  
and Environment

Doc. No. 028982

## State of Kansas

## State Corporation Commission

## Notice of Motor Carrier Applications

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

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

## Applications for Certificate of Public Service:

**Cherokee Distribution Services, Inc.**, 250 Richards Road, Suite 110, Kansas City, MO 64116; MC ID No. 160031; Heather Jones, Attorney; General commodities (except household goods and hazardous materials)

**Cherokee Diversified Services, Inc.**, 1234 N.W. 109th Terrace, Kansas City, MO 64115; MC ID No. 160032; Heather Jones, Attorney; General commodities (except household goods and hazardous materials)

**Dent's Delivery, Inc.**, 189 S. Rogers Road 1620, Olathe, KS 66061; MC ID No. 160025; Furniture

**Ronald Edson, dba R F C Trucking**, 1702 Washington St., Fredonia, KS 66736; MC ID No. 260187; General commodities (except household goods and hazardous materials)

**Ed's Truck Service, Inc.**, 308 Broadway, Tribune, KS 67879; MC ID No. 161701; Wrecked, disabled, repossessed and replacement vehicles

**Executive Express, Inc.**, 5800 Fee Fee Road, St. Louis, MO 63042; MC ID No. 159953; Joseph Rebman, Attorney; General commodities (except household goods and salt water)

**Ben Fehr, dba Fehr Truckline**, 1818 Ontario Drive, Sublette, KS 67877; MC ID No. 160028; General commodities (except household goods and hazardous materials)

**Furniture Delivery Services LLC**, 9900 Pflumm #51, Lenexa, KS 66215; MC ID No. 158516; Furniture

**Dennis R. Haulman, dba Haulman Towing**, 3410 W. 56th Ave., Hutchinson, KS 67502; MC ID No. 160034; Wrecked, disabled, repossessed and replacement vehicles

**Jason Lee Hawley and Kenneth C. Rogers, dba J&K Auto and Towing**, Hwy. 160 and Myrtle, Attica, KS 67009; MC ID No. 160027; Wrecked, disabled, repossessed and replacement vehicles

**JA Dean L. Koehn, dba Koehn Harvesting & Trucking**, 939 24th Ave., Galva, KS 67443; MC ID No. 160037; General commodities (except household goods and hazardous materials)

**Manufacturing Development, Inc.**, 37515 W. 15th St. South, Cheney, KS 67025; MC ID No. 160022; Aircraft parts and tools

**Ignacio Marquez, dba Marquez Trucking**, 365 N. Edwards, Ingalls, KS 67853; MC ID No. 160023; General commodities (except household goods and hazardous materials)

**Chip Miller**, 3000 Tuttle Creek Blvd., #51, Manhattan, KS 66502; MC ID No. 159788; General commodities (except household goods and hazardous materials)

**Deborah and Charles Mills, dba The Muffler Shop VRS**, 323 S.E. 13th St., Topeka, KS 66612; MC ID No. 160030; Wrecked, disabled, repossessed and replacement vehicles

**Kenneth Svoboda, dba Bubba's Trucking**, 542 Cottonwood St., Narka, KS 66960; MC ID No. 162384; General commodities (except household goods and hazardous materials)

**Francisco Urquidi, dba Triple U Transport**, 1001 B N. Winnebago St., Satanta, KS 67870; MC ID No. 160033; General commodities (except household goods and hazardous materials)

## Applications for Transfer of Certificate of Public Service:

**Scott Davis**, 7860 S.E. 169 Hwy., St. Joseph, MO 64507, MC ID No. 151302, to: Scott Davis Trucking, Inc., 7860 S.E. 169 Hwy., St. Joseph, MO 64507; Grain

**Kansas Motor Freight, Inc.**, 700 Overlander, Emporia, KS 66801, MC ID No. 133523, to: Kansas Motor Freight, Inc., 700 Overlander, Emporia, KS 66801; General commodities (except Classes A and B explosives, household goods, commodities in bulk, commodities requiring special equipment and commodities injurious to other lading)

Mike J. Hoeme, Director  
Transportation Division

Doc. No. 028985

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment has reviewed an application from Waste Connections of Kansas, Inc. to establish and operate a new municipal solid waste landfill known as Plumb Thicket Landfill. The proposed landfill site is located in the West Half of Section 3 and the East Half of Section 4, Township 31 South, Range 6 West in Harper County. The proposed facility access will be from Highway 2 at Runnymede, north approximately 1 mile on N.E. 60th Ave. and west approximately 2 miles on N.E. 150th Road. The proposed landfill will cover approximately 229 acres on the 958-acre property, which is currently undeveloped. The proposed landfill is designed with approximately 44 million cubic yards of capacity for municipal solid waste and daily/intermediate cover materials, and the period of active landfill operation is projected to be approximately 63 years. The bottom of the landfill is proposed at elevations ranging from approximately 1,430 feet to 1,530 feet, with a maximum excavated depth of approximately 70 feet below the existing ground surface. The highest final landfill elevation (including the final cover) is proposed at elevation 1,700 feet, with a maximum height of approximately 200 feet above the existing ground surface. Wetlands and a state-listed threatened/federal-listed candidate species, the Arkansas darter, exist on parts of the 958-acre property. Approximately 0.3 acres of isolated wetlands will be lost as a result of the proposed landfill, and this impact will be offset by improvements to other wetlands on the property collectively known as the Freeman Canyon drainage system. The existing Arkansas darter presence and habitat, which is located within the Freeman Canyon drainage system, will not be impacted by the landfill development.

Harper County has certified that the application described herein is consistent with local land use restrictions/zoning, and that the application is consistent with the Gyp Hills Regional Solid Waste Management Plan.



KDHE has reviewed the application and found it to be in conformance with the state solid waste statutes and regulations.

KDHE is providing public notice of its intent to issue a permit to Waste Connections for the proposed landfill described herein. A copy of the administrative record, which includes the permit application, engineering drawings, draft permit and other information with respect to this permit action, will be available for public review February 24-April 18, during normal business hours, at the following locations:

Kansas Department of Health and Environment  
Bureau of Waste Management  
1000 S.W. Jackson, Suite 320  
Topeka, 66612-1366  
Contact: Paul Graves  
(785) 296-1596

Harper County Clerk's Office  
Harper County Courthouse  
201 N. Jennings  
Anthony, 67003  
Contact: Cheryl Adelhardt  
(620) 842-5555

Anyone wishing to comment on the proposed facility should submit written statements postmarked not later than April 18 to Paul Graves of KDHE (at the address listed above). Written comments on this proposed facility that have already been received by the Bureau of Waste Management during 2002 and 2003 prior to the public comment period also will be considered. In addition, an informational meeting and public hearing will be held in conjunction with the public comment period. The informational meeting will be at 6 p.m. Wednesday, April 2, in the auditorium of Chaparral High School, 467 N. State Road 14 (Highway 2), Anthony. The public is invited to arrive after 5 p.m. to view the site plans if desired. At the informational meeting, KDHE staff and invited panelists will be present to explain the site's hydrogeology and proposed engineering design, and respond to questions from interested individuals regarding the proposed landfill. The public hearing will be at 6 p.m. Thursday, April 3, in the Chaparral High School auditorium. Again, the public may arrive after 5 p.m. to view the site plans if desired. The public hearing will provide a forum for individuals to make formal comments, which will be recorded by KDHE. KDHE will subsequently issue written responses to all formal comments, including written comments received during 2002 and 2003 through the end of the public comment period and verbal comments recorded during the public hearing.

After consideration of all formal comments as described above, KDHE will make a final decision on whether to issue the permit. Notice of the decision will be given to the applicant, to anyone who submitted formal comments, and to those who requested notice of the final permit decision.

Roderick L. Bremby  
Secretary of Health  
and Environment

## State of Kansas

### Department of Health and Environment

#### Request for Comments

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

Frito-Lay, Inc. owns a facility that produces potato, corn and specialty snacks located at 4236 Kirklawn Ave., Topeka.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the Shawnee County Health Agency, 1615 W. 8th, Topeka. To obtain or review the proposed permit and supporting documentation, contact David Behzadpour, (785) 291-3278, 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 permit to David Behzadpour, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received by the close of business March 24.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business March 24 in order for the Secretary of Health and Environment to consider the request.

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

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

(continued)

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 028979

State of Kansas

Department of Health  
and Environment

Notice Concerning Kansas  
Water Pollution Control Permits

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

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

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

Public Notice No. KS-AG-03-043  
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Wilbur Stainbrook 11343 W. 1900 Road LaCygne, KS 66040	NW/4 of Section 20, T20S, R23E, Linn County	Marais des Cygnes River Basin

Kansas Permit No. A-MCLN-S005

This is a permit renewal for an existing facility for 450 head (180 animal units) of swine weighing greater than 55 pounds.

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

Public Notice No. KS-03-014/017

Name and Address of Applicant	Legal Description	Receiving Water
Lincolville, City of P.O. Box 95 Lincolville, KS 66858	Cottonwood River via Clear Creek	Treated Domestic Wastewater

Kansas Permit No. M-NE43-0001 Federal Permit No. KS0090581  
Legal: NE¼, NW¼, NE¼, S14, T18S, R4E, Marion County

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

Name and Address of Applicant	Waterway	Type of Discharge
Pratt, City of 321 W. 10th St. Pratt, KS 67124	Ninnescah River via South Fork Ninnescah River via Drainage Ditch	Treated Process Wastewater

Kansas Permit No. I-AR73-PO01 Federal Permit No. KS0079928

Legal: SE¼, S4, T28S, R13E, Pratt County

Facility Name: Pratt Municipal Power Plant

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 steam electric generating station with three primary steam-boiler generating units and three diesel generators. The fuel used can either be natural gas or fuel oil. Two of the diesel generators are used during peak use periods only. Outfall 001 consists of cooling tower blowdown, auxiliary equipment coolers, floor drains, boiler blowdown and water treatment backwash. The maximum discharge flow is 33,000 gpd. Outfall 002 consists of water runoff from the oil storage area. The proposed permit includes limits for total residual oxidant, total suspended solids, oil and grease, and pH. Monitoring for temperature and effluent flow also will be required. The permittee is required to provide KDHE monthly with an oxidation schedule indicating the time, dosage and duration of oxidant applications for each unit. 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
Savior Pastoral Center 12601 Parallel Ave. Kansas City, KS 66109	Wolf Creek via Piper Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. C-KS27-0002 Federal Permit No. KS0118591

Legal: NE¼, S5, T11S, R23E, Wyandotte County

Facility Description: The proposed action is to reissue a modified existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. This wastewater treatment facility is considered a temporary facility. The modification includes a schedule of compliance requiring the permittee to connect to the KCK/UGWYCO collection system and properly abandon the treatment plant by June 30, 2004, or within 60 days of service becoming available, whichever is later. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Vulcan Materials Company Chemicals Division 6200 S. Ridge Road Wichita, KS 67215	VC Flood way via Cowskin Creek via Unnamed Tributary via Pipeline	Treated Groundwater

Facility Name: Vulcan Chemicals, Groundwater Remediation Project

Kansas Permit No. I-AR94-PO93 Federal Permit No. KS0096903

Legal: NE¼, S34, T28S, R1W, Sedgwick County

Facility Description: The proposed action is to issue a new permit for operation of a new groundwater remediation project. To supplement the ongoing groundwater control and remediation process, chlorinated hydrocarbon contaminated groundwater from new interceptor well (IW-42) located at 55th Street south between Hoover & West Street and another new interceptor well (IW-41) located at 63rd Street South and West Street, are each treated with two-stage carbon adsorption units. The treated groundwater is transported by pipeline.

to either a series of three ponds constructed on an unnamed tributary of Cowskin Creek and located south of 63rd Street between Ridge Road and Hoover Street or to the same unnamed tributary of Cowskin Creek downstream of the three ponds near the location of IW-42. The total design discharge from both treatment systems is about 288,000 gallons per day. The proposed permit includes limits for carbon tetrachloride,  $\alpha$ -BHC (benzene hexachloride),  $\beta$ -BHC,  $\gamma$ -BHC, benzene, 1,2 dichloroethane, chloroform, tetrachloroethylene, trichloroethylene, hexachlorobenzene, hexachlorobutadiene, hexachloroethane, 2,3,4,5-tetra chlorophenol, 2,3,4,6-tetra chlorophenol, 2,4,5-trichlorophenol, 2,4,6-trichlorophenol, and pH. Monitoring of sulfate, chloride, effluent flow also will be required. A chronic whole effluent toxicity test will be required once within 60 days of the start of discharge and annually thereafter in the month of November. The permittee is to conduct a priority pollutant scan on each outfall nine months prior to the expiration of this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

**Public Notice No. KS-ND-03-007/008**

Name and Address of Applicant	Legal Location	Type of Discharge
Hugoton, City of P.O. Box 788 Hugoton, KS 67951	SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , NW $\frac{1}{4}$ , S10, T33S, R37W, Stevens County	Nonoverflow With Irrigation

Kansas Permit No. M-CI07-NO01

**Facility Description:** The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating domestic wastewater. This facility is a nondischarging facility, with irrigation. Monitoring of biochemical oxygen demand, total suspended solids, chlorides, sulfates, pH and effluent flow is required on waters discharged from the mechanical plant to the storage lagoons. Monitoring of biochemical oxygen demand, total suspended solids, chlorides, sulfates and pH is required on waters used for irrigation. Included in this permit is a supplemental condition covering requirements for irrigation. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Legal Location	Type of Discharge
The Watern' Hole, Inc. 275 Highway 232 Wilson, KS 67490	NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , SW $\frac{1}{4}$ , S8, T14S, R10W, Ellsworth County	Nonoverflow

Kansas Permit No. C-SA21-NO02

**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 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 22 will

be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-03-043, KS-03-014/017, KS-ND-03-007/008) 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. 028980

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is announcing its intent to issue an air quality construction permit to the Goodyear Tire & Rubber Company (Goodyear) for usage of a coupling agent used in the rubber mixing portion of the tire manufacturing facility. The facility is located at 2000 N.W. Highway 24, Topeka.

The proposed permit is to be issued in accordance with the provisions of K.A.R. 28-19-350, prevention of significant deterioration (PSD), which adopt the federal standards, procedures and requirements of 40 CFR 52.21 by reference. These air quality regulations apply to major stationary emission sources located in areas designated as "attainment" under the federal Clean Air Act (CAA). Attainment areas are areas where the air quality meets or exceeds the national ambient air quality standards (NAAQS).

The PSD regulations require evaluation of emission reduction techniques to identify the best available control technology (BACT) for each pollutant for which the emission rate exceeds the PSD significant level. The purpose of BACT is to effect the maximum degree of reduction achievable, taking into account energy, environmental and economic impacts for each pollutant under review. Evaluation of the estimated emissions for the use of the coupling agent indicates that the emission rate of volatile organic compounds exceeds the significance levels. Goodyear conducted the required BACT analyses. The department has reviewed Goodyear's BACT analyses and concurs with its findings.

The PSD regulations also require an evaluation of the impacts, if any, that emissions from the proposed modifications may have on the ambient air quality, visibility, vegetation and soils. Goodyear has conducted the required analyses in accordance with methods approved by the U.S. Environmental Protection Agency. The results of the analyses conclude that there should be no significant impacts on the ambient air quality, visibility, local vegetation or soils.

A public comment period has been established until March 24 to allow citizens the opportunity to express any concerns or comments they may have about this permitting action. All comments should be submitted in writing to Ralph E. Walden, Air Permit Section Chief, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612. A public hearing may be requested on this permitting action. The request for a public hearing should be submitted in writing and should identify the reasons why a public hearing is being requested.

A copy of the proposed permit, the permit application and the information relied upon during the permit application review process is available for public review during normal business hours (8 a.m. to 5 p.m.) 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. Questions about the draft permit should be directed to Ralph Walden at (785) 296-

1583 or to David Pefer at (785) 296-1615. To review the proposed permit and supporting documentation, or to obtain copies, contact Connie Carreno, (785) 296-6422, 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.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 028977

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Dobson Brothers Construction Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to install a portable hot-mix asphalt plant. Emissions of particulate matter (PM) and particulate matter equal to or less than 10 microns in diameter (PM<sub>10</sub>) were evaluated during the permit review process.

Dobson Brothers Construction Company, Lincoln, Nebraska, owns and operates a portable hot-mix asphalt plant.

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

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

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business March 24 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 028978

## State of Kansas

## Department of Human Resources

## Request for Comments

The Kansas Department of Human Resources is providing the general public with an opportunity to comment on a proposed modification to the Workforce Investment Act Five-Year Strategic Plan. The proposed modification can be found on the Kansas Department of Human Resources' Web site at <http://entkdhr.state.ks.us/newWIA.htm>.

If you have questions about the proposed modification, are unable to download it, or would like a copy sent to you in another media of choice, contact Linda J. Weaver, Kansas Department of Human Resources, Division of Employment and Training, 401 S.W. Topeka Blvd., Topeka, (785) 296-2159, e-mail: [ljweaver@hr.state.ks.us](mailto:ljweaver@hr.state.ks.us). Written comments must be submitted to Linda Weaver on or before March 11.

Jim Garner

Acting Secretary of Human Resources

Doc. No. 028970

## State of Kansas

## Social and Rehabilitation Services

Permanent Administrative  
Regulations

## Article 4.—PUBLIC ASSISTANCE PROGRAM

**30-4-96.** (Authorized by K.S.A. 1996 Supp. 39-708c; implementing K.S.A. 1996 Supp. 39-708c and K.S.A. 1996 Supp. 39-709 and K.S.A. 39-713d; effective May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended April 1, 1990; amended Sept. 30, 1994; amended July 1, 1996; amended March 1, 1997; amended Oct. 1, 1997; revoked March 7, 2003.)

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

**30-6-106.** General requirements for consideration of resources, including real property, personal property, and income. (a) For purposes of determining eligibility for assistance, legal title shall determine ownership. In the absence of legal title, possession shall determine ownership.

(b) Resources, to be real, shall be of a nature that the value can be defined and measured. The objective measures set forth in paragraphs (1) and (2) of this subsection shall establish the resources' value.

(1) Real property. The value of real property shall be initially determined by the latest uniform statewide appraisal value of the property, which shall be adjusted to reflect current market value. If the property has not been appraised or if the market value as determined above is not satisfactory to the applicant, recipient, or agency, an estimate or appraisal of the value of the property shall be obtained from a disinterested real estate broker. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(2) Personal property. The market value of personal property shall be initially determined using a reputable trade publication. If a publication is not available or if there is a difference of opinion regarding the value of the property between the agency and the individual, an estimate from a reputable dealer shall be used. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(c) (1) Resources shall be considered available both when the resources are actually available and when the applicant or recipient has the legal ability to make the resources available. A resource shall be considered unavailable when there is a legal impediment that precludes the disposal of the resource. The applicant or recipient shall pursue reasonable steps to overcome the legal impediment unless it is determined that the cost of pursuing legal action would exceed the resource value of the property or that it is unlikely the applicant or recipient would succeed in the legal action.

(2) For SSI, real property shall be considered unavailable if the property cannot be sold for one of the following reasons:

(A) The property is jointly owned, and its sale would cause undue hardship because of the loss of housing for the other owner or owners.

(B) The owner's reasonable efforts to sell the property have been unsuccessful.

(d) The resource value of property shall be that of the applicant's or recipient's equity in the property. Unless otherwise established, the proportionate share of jointly owned real property and the full value of jointly owned personal property shall be considered available to the applicant or recipient. Resources held jointly with a non-legally responsible person may be excluded from consideration if the applicant or recipient demonstrates that all of the following conditions exist:

(1) The applicant or recipient has no ownership interest in the resource.

(2) The applicant or recipient has not contributed to the resource.

(3) Any access to the resource by the applicant or recipient is limited to those duties performed while the applicant or recipient is acting as an agent for the other person.

(e) Nonexempt resources of all persons in the assistance plan shall be considered in determining eligibility.

(f) (1) The combined resources of husband and wife, if they are living together, shall be considered in determining the eligibility of either or both for the medical assistance program, unless otherwise prohibited by law.

(2) A husband and wife shall be considered to be living together if they are regularly residing in the same household. Temporary absences of either the husband or the wife for education, training, working, securing medical treatment, or visiting shall not interrupt the period of time during which the couple is considered to be living together.

(3) A husband and wife shall not be considered to be living together if they are physically separated and not maintaining a common life, or if one or both enter into an institutional living arrangement, including either a

(continued)

medicaid-approved or non-approved medical facility or a home- and community-based services care arrangement.

(A) If only one spouse enters an institutional living arrangement, the provisions of subsection (I) shall apply.

(B) If both spouses enter an institutional living arrangement, the combined resources of the husband and wife shall be considered available to both for the month in which the institutional arrangement begins.

(g) The resources of an ineligible parent shall be considered in determining the eligibility of a minor child for the medical assistance program if the parent and child are living together. However, these resources shall not be considered for children in an institutional or home- and community-based services arrangement beginning with the month following the month the arrangement begins.

(h) Despite subsections (e), (f), and (g), the resources of an SSI beneficiary shall not be considered in the determination of eligibility for medical assistance of any other person.

(i) The conversion of real and personal property from one form of resource to another shall not be considered to be income to the applicant or recipient, except for the proceeds from a contract for the sale of property.

(j) Income shall not be considered to be both income and property in the same month.

(k) Despite subsection (e), the resources of a child whose needs are met through foster care payments shall not be considered in determining eligibility.

(l) If one spouse enters an institutional living arrangement, the other spouse remains in the community, and an application for medical assistance is made on behalf of the institutionalized spouse, the following provisions shall apply:

(1) The separate income of each spouse shall not be considered to be available to the other beginning in the month the institutional arrangement begins. Unless it is otherwise established that less or more than this value is available,  $\frac{1}{2}$  of the income that is paid in the names of both spouses shall be considered available to each. Income that is paid in the name of either spouse, or in the name of both spouses and the name of another person or persons, shall be considered available to each spouse in proportion to the spouse's interest, unless it is otherwise established that less or more than this value is available.

(2) (A) A monthly income allowance for the community spouse shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutional living arrangements or in a spenddown status for persons in home- and community-based services arrangements.

(B) The income allowance for the community spouse, when added to the income already available to that spouse, shall not exceed 150 percent of the official federal poverty income guideline for two persons plus the amount of any excess shelter allowance. "Excess shelter allowance" means the amount by which the community spouse's expenses for rent or mortgage payments, taxes and insurance for the community spouse's principal residence, plus the food stamp standard utility allowance, exceeds 30 percent of 150 percent of the federal poverty income guideline amount referred to in this paragraph.

(C) The maximum monthly income allowance that can be provided under this subsection shall be \$1,500.00. The \$1,500.00 limitation shall be increased at the beginning of each calendar year by the same percentage as the percentage increase in the consumer price index for all urban consumers between September, 1988 and the September before the calendar year involved.

(D) If a greater income allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the limits specified in paragraph (I)(2)(C).

(3) A monthly income allowance for each dependent family member shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutional living arrangements or in a spenddown status for persons in home- and community-based services arrangements.

(A) "Dependent family member" means a person who is a minor or dependent child, dependent parent, or dependent sibling of either spouse and who lives with the community spouse.

(B) The allowance for each member shall be equal to  $\frac{1}{3}$  of 150 percent of the official federal poverty income guideline for two persons.

(C) An allowance for a dependent family member shall not be provided if the family member's gross income is in excess of 150 percent of the federal poverty income guideline for two persons.

(4) If the spouse is institutionalized on or after September 30, 1989, the real and personal property of both spouses shall be considered in determining the eligibility of the institutionalized spouse, based on the amount of property in excess of the community spouse property allowance as set forth in paragraph (I) (6), whether or not this allowance will be made.

(A) If the excess property is within the allowable resource standards of K.A.R. 30-6-107, the institutionalized spouse shall be eligible.

(B) In the month following the first month of eligibility for the institutionalized spouse, only the property of the institutionalized spouse shall be considered available in determining continuing eligibility, except for property to be transferred in accordance with paragraph (I)(6).

(5) If the spouse was institutionalized before September 30, 1989, the real and personal property of each spouse shall be considered available to the other in the month in which the institutional arrangement began. Thereafter, the property of each spouse shall not be considered available to the other.

(6) The institutionalized spouse may make available to the community spouse a property allowance that, when added to the property already available to the community spouse, would be equal to  $\frac{1}{2}$  of the total value of the property owned by both spouses at the beginning of the first period of continuous institutionalization beginning on or after September 30, 1989.

(A) This property allowance shall not exceed \$60,000.00, and shall be no less than \$12,000.00. Both the \$12,000.00 and \$60,000.00 standards shall be increased at the beginning of each calendar year by the same percentage as the percentage increase in the consumer price in-

dex for all urban consumers between September, 1988 and the September before the calendar year involved.

(B) If a greater property allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the limits specified in paragraph (l)(6)(A). If a greater property allowance is required to increase the community spouse's income to the amount allowed under paragraphs (l)(2)(B) and (C) of this regulation, a fair hearing officer shall take into account the income-generating value of the current property allowance as well as the additional property allowance requested. The property provided shall be invested so that income is maximized, including through a single premium annuity, and based on the salable or market value of the property.

(7) The amount of property received by the community spouse as a result of the property allowance determined in paragraph (l)(6) shall not be considered in determining the eligibility of the institutionalized spouse, except as provided in paragraph (l)(4). If the institutionalized spouse will be eligible based upon transferring sufficient property to the community spouse to equal the amount of the property allowance, the institutionalized spouse shall be given up to 90 days from the date of application to transfer the property. Additional time may be allowed for good cause. Pending disposition of the property, the institutionalized spouse shall be eligible during this time period if all other eligibility factors are met.

(m) The resources of an alien sponsor and the sponsor's spouse shall be considered in determining eligibility for the alien. (Authorized by and implementing K.S.A. 39-708c, 39-709; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-87-20, Sept. 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended April 1, 1990; amended, T-30-10-1-90, Oct. 1, 1990; revoked, T-30-11-29-90, Jan. 2, 1991; amended Jan. 7, 1991; amended, T-30-12-28-90, Jan. 2, 1991; amended, T-30-3-1-91, March 1, 1991; amended May 1, 1991; amended July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991; amended Oct. 28, 1991; amended Jan. 2, 1992; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Jan. 4, 1993; amended Oct. 1, 1993; amended, T-30-11-16-93, Dec. 1, 1993; amended Jan. 3, 1994; amended Feb. 6, 1995; amended Dec. 29, 1995; amended March 1, 1997; amended Oct. 1, 1997; amended March 7, 2003.)

Janet Schalansky  
Secretary of Social and  
Rehabilitation Services

Doc. No. 028966

(Published in the Kansas Register February 20, 2003.)

### Summary Notice of Bond Sale

City of Wamego, Kansas

\$360,000

General Obligation Bonds, Series 2003A

(General obligation bonds payable from  
unlimited ad valorem taxes)

#### Bids

Subject to the notice of bond sale dated February 18, 2003, written bids will be received by the clerk of the City of Wamego, Kansas (the issuer), on behalf of the governing body at City Hall, 428 Lincoln, Wamego, KS 66547, until 4 p.m. March 4, 2003, for the purchase of \$360,000 principal amount of General Obligation Bonds, Series 2003A. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

#### Bond Details

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

Year	Principal Amount
2004	\$10,000
2005	20,000
2006	20,000
2007	20,000
2008	20,000
2009	25,000
2010	25,000
2011	25,000
2012	25,000
2013	25,000
2014	25,000
2015	30,000
2016	30,000
2017	30,000
2018	30,000

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 \$7,200 (2 percent of the principal amount of the bonds).

(continued)

**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 4, 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 \$25,798,364. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$1,533,625.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk, (785) 456-9119, fax (785) 456-2016.

Dated February 18, 2003.

City of Wamego, Kansas

Doc. No. 028968

(Published in the Kansas Register February 20, 2003.)

**Summary Notice of Bond Sale  
City of Roeland Park, Kansas  
\$1,625,000\***

**General Obligation Refunding and  
Improvement Bonds  
Series 2003**

(General obligations payable from  
unlimited ad valorem taxes)

**Bids**

Subject to the notice of bond sale and preliminary official statement, sealed and facsimile bids for the purchase of General Obligation Refunding and Improvement Bonds, Series 2003, of the City of Roeland Park, Kansas, will be received on behalf of the city by the city's bond counsel, Gilmore & Bell, P.C., 2405 Grand Blvd., Suite 1100, Kansas City, MO 64108, fax (816) 221-1018, Attention: Lynn Kremers, until 11 a.m. Wednesday, March 5, 2003, at which time such bids will be read and will be acted upon by the governing body at its meeting to be held at 7:30 p.m. that day. No oral or auction bids will be considered. No bid of less than the entire principal amount of a series of the bonds and accrued interest to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds shall initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company,

New York, New York, to which payment of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated March 15, 2003, and will become due on the stated maturities as follows, subject to redemption as set forth in the preliminary official statement:

Maturity	Principal Amount*
12/01/03	\$155,000
12/01/04	145,000
12/01/05	150,000
12/01/06	150,000
12/01/07	155,000
12/01/08	165,000
12/01/09	170,000
12/01/10	170,000
12/01/11	180,000
12/01/12	185,000

The bonds will bear interest from the dated date at rates to be determined when the bonds are sold, which interest will be payable semiannually on June 1 and December 1 in each year, beginning December 1, 2003.

The Kansas State Treasurer, Topeka, Kansas, will be the paying agent and bond registrar for the bonds.

**Redemption Prior to Maturity**

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

**Good Faith Deposit**

Each bid for the bonds shall be accompanied by a good faith cashier's or certified check or financial surety bond in the amount of 2 percent of the principal amount of the bonds.

**Delivery**

The city will pay for the preparation of the bonds. The city will deliver the bonds in book-entry form only through the facilities of the Depository Trust Company, New York, New York, on or about March 28, 2003.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations is \$62,485,682. The total general obligation bonded indebtedness of the city as of the date of the bonds, including the bonds but excluding the temporary notes and bonds to be refunded with the proceeds of the bonds, is \$3,990,000.

**Approval of Bonds**

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

**Additional Information**

Additional information may be obtained from Anthony J. Pluta, city clerk, at the address and telephone number shown below, or from Gilmore & Bell, P.C., Attention: Lynn Kremers, (816) 221-1000.



Dated February 5, 2003.

City of Roeland Park, Kansas  
 Anthony J. Pluta  
 City Clerk  
 Roeland Park City Hall  
 4600 W. 51st St.  
 Roeland Park, KS 66205  
 (913) 722-2600

2021	1,375,000
2022	1,485,000
2023	1,600,000

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.

\* Preliminary; subject to change.

Doc. No. 028975

(Published in the Kansas Register February 20, 2003.)

**Summary Notice of Bond Sale**  
**Unified School District No. 264**  
**Sedgwick County, Kansas (Clearwater)**  
**\$16,095,000**  
**General Obligation School Building Bonds**  
**Series 2003**  
**(General obligation bonds payable from**  
**unlimited ad valorem taxes)**

**Bids**

Subject to the notice of bond sale dated February 4, 2003, sealed, facsimile and electronic bids will be received by the clerk of Unified School District No. 264, Sedgwick County, Kansas (Clearwater) (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body at the office of the Board of Education, 150 S. Prospect, P.O. Box 248, Clearwater, KS 67026-0248, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 4:30 p.m. March 4, 2003, for the purchase of \$16,095,000 principal amount of General Obligation School Building Bonds, Series 2003. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

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

Year	Principal Amount
2005	\$ 175,000
2006	340,000
2007	385,000
2008	440,000
2009	495,000
2010	550,000
2011	615,000
2012	685,000
2013	745,000
2014	805,000
2015	870,000
2016	945,000
2017	1,020,000
2018	1,100,000
2019	1,185,000
2020	1,280,000

**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 \$321,900 (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 April 1, 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 \$58,588,559. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$16,095,000.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk, (620) 584-2091, fax (620) 584-6705; or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Stephen E. Shogren, (316) 264-9351, fax (316) 264-9370, e-mail: shogren@gkbaum.com.

Dated February 4, 2003.

Unified School District No. 264  
 Sedgwick County, Kansas (Clearwater)

Doc. No. 028972

## State of Kansas

## Legislature

## Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced February 6-12 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](http://www.kslegislature.org).

## House Bills

**HB 2218**, An act concerning hazardous waste; amending K.S.A. 65-3441 and repealing the existing section, by Committee on Environment.

**HB 2219**, An act repealing K.S.A. 2002 Supp. 75-5662, relating to certain publications of the secretary of health and environment, by Committee on Environment.

**HB 2220**, An act amending the uniform commercial drivers' license act; amending K.S.A. 8-2,128, 8-2,132, 8-2,133, 8-2,135 and 8-2,142 and repealing the existing sections, by Committee on Transportation.

**HB 2221**, An act regulating traffic; concerning certain lighting equipment; amending K.S.A. 8-1723 and repealing the existing section, by Committee on Transportation.

**HB 2222**, An act relating to license plates for United States military veterans; amending K.S.A. 8-1,146 and repealing the existing section, by Committee on Transportation.

**HB 2223**, An act concerning solid waste; amending K.S.A. 65-3402 and repealing the existing section, by Committee on Environment.

**HB 2224**, An act relating to banking; concerning certain powers; amending K.S.A. 9-1101 and repealing the existing section, by Committee on Financial Institutions.

**HB 2225**, An act concerning the Kansas public employees retirement system; relating to the period of credited service required for vesting; amending K.S.A. 74-4917 and repealing the existing section, by Committee on Higher Education.

**HB 2226**, An act concerning alcoholic beverages; amending K.S.A. 41-2610 and 41-2704 and K.S.A. 2002 Supp. 41-2708 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2227**, An act concerning the Kansas lottery; requiring selection of certain winning numbers or tickets to be on broadcast television, by Committee on Federal and State Affairs (By request).

**HB 2228**, An act redesignating and establishing the Persian Gulf War veterans health initiative board as a separate state agency to be known as the Kansas veterans health commission; redesignating the Persian Gulf War veterans health initiative act as the Kansas veterans health initiative act; prescribing and providing for the transfer of certain powers, duties, functions, records, documents and property; preserving certain rights; amending K.S.A. 73-1221, 73-1222, 73-1223, 73-1224, 73-1225, 73-1226, 73-1227, 73-1229, 73-1230 and 73-1231 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2229**, An act concerning teachers; relating to teacher preparation programs, by Committee on Education.

**HB 2230**, An act concerning certain motor vehicle accidents; classifying certain acts as misdemeanors and providing penalties therefor; concerning effect of evidence of conviction in civil actions, by Committee on Utilities.

**HB 2231**, An act concerning schools; relating to child care facilities; amending K.S.A. 72-8236 and repealing the existing section, by Committee on Education.

**HB 2232**, An act relating to insurance; relating to an informal deductible for certain medical claims under workers compensation; amending K.S.A. 44-559a and repealing the existing section, by Committee on Insurance.

**HB 2233**, An act enacting the uniform prescription drug information card act, by Committee on Insurance.

**HB 2234**, An act relating to the behavioral sciences; licensure reciprocity; amending K.S.A. 65-5807, 65-6309, 65-6406 and 74-5315 and repealing the existing sections, by Committee on Health and Human Services.

**HB 2235**, An act regulating traffic; concerning sun screening devices; exception; amending K.S.A. 8-1749a and repealing the existing section, by Committee on Transportation.

**HB 2236**, An act concerning taxation; relating to classification of cities for purposes of levying sales and excise taxes; amending K.S.A. 12-188 and repealing the existing section, by Committee on Taxation.

**HB 2237**, An act concerning taxation; relating to local retailers' sales tax authority in Jackson county; amending K.S.A. 2002 Supp. 12-187 and 12-189 and repealing the existing sections, by Committee on Taxation.

**HB 2238**, An act concerning sales taxation; relating to exemption for Dream Work, Inc.; amending K.S.A. 2002 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2239**, An act concerning taxation; relating to sales tax exemptions; governmental and school related activities; amending K.S.A. 2002 Supp. 79-3603 and 79-3606 and repealing the existing sections, by Committee on Taxation.

**HB 2240**, An act concerning children in need of care; relating to records and reports; amending K.S.A. 38-1508 and K.S.A. 2002 Supp. 38-1507 and repealing the existing sections, by Representative Huy.

**HB 2241**, An act concerning accountants and accountancy; regarding examination fees; amending K.S.A. 1-301 and repealing the existing section, by Committee on Commerce and Labor.

**HB 2242**, An act concerning accountants and accountancy; relating to investigations, by Committee on Commerce and Labor.

**HB 2243**, An act concerning accountants and accountancy; relating to education requirements and examinations; amending K.S.A. 1-302a and 1-304 and repealing the existing sections; also repealing K.S.A. 1-306, by Committee on Commerce and Labor.

**HB 2244**, An act relating to the state corporation commission; concerning motor carriers and railroads; amending K.S.A. 8-142, 8-2107, 32-1009, 44-503c, 60-305a, 65-1626, 65-4101, 65-4116, 65-7004, 66-1,105, 66-1,108, 66-1,109, 66-1,111, 66-1,112, 66-1,112h, 66-1,114, 66-1,114b, 66-1,115, 66-1,115a, 66-1,116, 66-1,119, 66-1,126, 66-1,128, 66-1,129, 66-1,129a, 66-1,130, 66-1,139, 66-1,140, 66-1313a, 79-6a01, 79-6a02 and 79-6a03 and K.S.A. 2002 Supp. 8-2,127 and repealing the existing sections; also repealing K.S.A. 66-1,112a, 66-1,112b, 66-1,112c, 66-1,112d, 66-1,112e and 66-1,112f, by Committee on Transportation.

**HB 2245**, An act concerning weights and measures; relating to standards of commercial weighing and measuring devices; amending K.S.A. 2002 Supp. 83-202 and repealing the existing section, by Committee on Agriculture.

**HB 2246**, An act concerning solid waste; relating to permit requirements; amending K.S.A. 65-3407 and repealing the existing section, by Representative McCreary.

**HB 2247**, An act concerning environmental contamination of real property; providing for prohibition or restriction of activities on and use of such property, by Committee on Environment.

**HB 2248**, An act concerning lead poisoning; repealing the sunset provision of K.S.A. 65-1,214, by Committee on Health and Human Services.

**HB 2249**, An act concerning county treasurers; relating to motor vehicle registration and title fees; amending K.S.A. 2002 Supp. 8-145 and repealing the existing section, by Representatives Landwehr and Klein.

**HB 2250**, An act concerning property taxation; exempting property of certain domestic and fraternal societies, orders or associations; amending K.S.A. 2002 Supp. 79-201 and repealing the existing section, by Committee on Taxation.

**HB 2251**, An act concerning solid waste; amending K.S.A. 65-3415a and 65-3415b and repealing the existing sections, by Committee on Taxation.

**HB 2252**, An act concerning taxation; relating to sales tax exemptions; nonprofit and charitable activities; amending K.S.A. 2002 Supp. 79-3603 and 79-3606 and repealing the existing sections, by Committee on Taxation.

**HB 2253**, An act concerning school districts; relating to disorganization and consolidation thereof; imposing certain duties on the state board of education, by Representative Mason.

**HB 2254**, An act concerning dependent persons; relating to the reporting of abuse, neglect or exploitation of such persons; amending K.S.A. 39-1401, 39-1403, 39-1404, 39-1405, 39-1406, 39-1407, 39-1408, 39-1409, 39-1430, 39-1432, 39-1433, 39-1436 and 39-1437 and K.S.A. 2002 Supp. 39-1402 and 39-1431 and repealing the existing sections, by Representative Newton.

**HB 2255**, An act concerning taxation; relating to rules for valuing property; amending K.S.A. 79-503a and repealing the existing section, by Representative F. Miller.

**HB 2256**, An act concerning school districts; studying the feasibility of regional education districts By Representatives Decker, Mason and E. Peterson.

**HB 2257**, An act establishing the joint committee for legislative oversight of foster care and adoption services; prescribing powers, duties and functions therefor; amending K.S.A. 46-1001 and repealing the existing section, by Committee on Appropriations.

**HB 2258**, An act concerning agriculture; enacting the agricultural opportunities and value-added partnerships act, by Committee on Commerce and Labor.

**HB 2259**, An act concerning schools; relating to teachers' contracts; amending K.S.A. 72-5411 and 72-5437 and repealing the existing sections, by Representatives Patterson, Newton, Owens, D. Williams and Yoder.

**HB 2260**, An act concerning schools; relating to the capital outlay levy and fund; amending K.S.A. 72-8801 and 72-8804 and repealing the existing sections, by Representatives Patterson, Newton, Owens, D. Williams and Yoder.

**HB 2261**, An act concerning schools; relating to the capital outlay levy and fund; amending K.S.A. 72-8801 and 72-8804 and repealing the existing sections, by Representatives Patterson, Newton, Owens, D. Williams and Yoder.

**HB 2262**, An act enacting the children's internet protection act, by Representative Patterson (By request).

**HB 2263**, An act relating to property taxation; limiting annual increases in property valuation, by Representative Patterson.

**HB 2264**, An act concerning sales taxation; enacting the streamlined sales and use tax agreement conformity act; local sales tax transportation development district act; amending K.S.A. 12-191, 12-198, 75-5151, 79-3607, 79-3608 and 79-3651 and K.S.A. 2002 Supp. 12-194, 25-432, 79-3602, 79-3603, 79-3606, 79-3650 and 79-3703 and repealing the existing sections; also repealing K.S.A. 12-191a, by Committee on Taxation.

**HB 2265**, An act relating to property taxation; limiting annual increases in property valuation, by Committee on Taxation.

**HB 2266**, An act concerning income taxation; relating to resident trusts; amending K.S.A. 79-32,109 and repealing the existing section, by Committee on Taxation.

**HB 2267**, An act concerning employment security law; relating to definition of employment; service performed by certain agricultural workers who are aliens; amending K.S.A. 2002 Supp. 44-703 and repealing the existing section, by Committee on Taxation.

**HB 2268**, An act enacting the uniform prescription drug information card act, by Representative Horst.

**HB 2269**, An act concerning campaign finance; relating to indirect expenditures; amending K.S.A. 25-4156 and repealing the existing section, by Representative Horst.

**HB 2270**, An act concerning the Kansas juvenile justice code; amending K.S.A. 38-1601, 38-1602, 38-1603, 38-1604, 38-1605, 38-1606, 38-1606a, 38-1607, 38-1608, 38-1609, 38-1610, 38-1613, 38-1614, 38-1615, 38-1616, 38-1617, 38-1618, 38-1621, 38-1622, 38-1623, 38-1624, 38-1625, 38-1626, 38-1627, 38-1628, 38-1629, 38-1630, 38-1631, 38-1632, 38-1633, 38-1634, 38-1635, 38-1636, 38-1637, 38-1638, 38-1639, 38-1640, 38-1641, 38-1651, 38-1652, 38-1653, 38-1654, 38-1655, 38-1656, 38-1657, 38-1658, 38-1661, 38-1663, 38-1664, 38-1665, 38-1666, 38-1668, 38-1671, 38-1673, 38-1674, 38-1675, 38-1676, 38-1677, 38-1681, 38-1682, 38-1683, 38-1684, 38-1685, 38-1691, 38-16,111, 38-16,116, 38-16,117, 38-16,118, 38-16,119, 38-16,120, 38-16,126, 38-16,127, 38-16,128, 38-16,129, 38-16,130, 38-16,132 and 38-16,133 and K.S.A. 2002 Supp. 38-1611 and 38-1692 and repealing the existing sections; also repealing K.S.A. 38-1612, 38-1662, 38-1667 and 38-16,131, by Committee on Corrections and Juvenile Justice.

**HB 2271**, An act concerning crimes and punishment; relating to crimes against property; amending K.S.A. 21-3704 and 21-3720 and K.S.A. 2002 Supp. 21-3701 and 21-3707 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2272**, An act concerning corrections; relating to a day reporting center in Wyandotte county, by Committee on Corrections and Juvenile Justice.

**HB 2273**, An act relating to emergency contraception; providing for education and dissemination of information relating thereto, by Committee on Health and Human Services.

**HB 2274**, An act providing for the regulation and licensing of radiologic technologists; granting powers and duties of the state board of healing arts; establishing a radiologic technology council and providing for the functions thereof; declaring unlawful acts and penalties, by Committee on Health and Human Services.

**HB 2275**, An act concerning civil procedure; relating to protection from abuse; amending K.S.A. 2002 Supp. 60-3107 and repealing the existing section, by Representative Sloan.

**HB 2276**, An act regarding family medical leave; concerning wage replacement; establishing the family leave wage replacement fund, by Representative Swenson.

**HB 2277**, An act concerning employment; ensuring that employees of government contractors are paid a living wage; amending K.S.A. 75-37,103 and K.S.A. 2002 Supp. 75-3739 and repealing the existing section, by Representative Swenson.

**HB 2278**, An act concerning agriculture; relating to livestock; prescribing certain unlawful acts and providing penalties therefor, by Committee on Agriculture.

**HB 2279**, An act concerning ethanol; requiring motor-vehicle fuel dealers to offer for sale; implementation plan, by Committee on Agriculture.

**HB 2280**, An act concerning wind resources and technologies; requiring the recording of leases related thereto, by Committee on Agriculture.

**HB 2281**, An act concerning employment security law; relating to the Kansas economic stimulus package of 2003; amending K.S.A. 44-704 and 44-757 and K.S.A. 2002 Supp. 44-703, 44-705 and 44-706 and repealing the existing sections, by Representatives Swenson and Nichols.

**HB 2282**, An act concerning oil and gas; relating to liability of certain contractors and operators for damages resulting from regulated activities, by Committee on Utilities.

**HB 2283**, An act concerning schools; relating to elections on capital outlay levies; amending K.S.A. 72-8801 and repealing the existing section, by Representative Wilk.

**HB 2284**, An act authorizing the imposition of individual and corporation income tax surtaxes by cities and counties; prescribing authorities and duties for the department of revenue relating thereto; amending K.S.A. 12-140 and K.S.A. 2002 Supp. 19-101a and repealing the existing sections, by Committee on Local Government.

**HB 2285**, An act concerning cities and counties; relating to retailers' sales tax; amending K.S.A. 2002 Supp. 12-189 and repealing the existing section, by Committee on Local Government.

**HB 2286**, An act concerning the state board of regents and state educational institutions under the control and supervision of the state board of regents; establishing the higher education classified staff personnel system; providing for assistance for retirement annuities for certain officers and employees; prescribing certain powers, duties and functions for the state board of regents; amending K.S.A. 74-4925, 74-4925e and 75-2938 and K.S.A. 2002 Supp. 75-2935 and repealing the existing sections, by Committee on Higher Education.

**HB 2287**, An act concerning property taxation; relating to classification of and exemption for property used partially for bed and breakfast purposes; amending K.S.A. 79-1439 and K.S.A. 2002 Supp. 79-201c and repealing the existing sections, by Representatives Krehbiel and Ruff.

**HB 2288**, An act concerning elections; relating to conformity with the help America vote act of 2002; amending K.S.A. 25-216, 25-414, 25-1122d, 25-1216, 25-2908 and 25-3008 and K.S.A. 2002 Supp. 25-409, 25-2309 and 25-2706 and repealing the existing sections, by Committee on Ethics and Elections.

**HB 2289**, An act concerning the Kansas development financing authority; relating to funding of out-of-state or in-state projects; amending K.S.A. 74-8904 and 74-8905 and repealing the existing sections, by Committee on Economic Development.

**HB 2290**, An act concerning the Kansas uniform trust code; amending K.S.A. 2002 Supp. 58a-103, 58a-505 and 58a-813 and repealing the existing sections, by Committee on Judiciary.

**HB 2291**, An act concerning district courts; relating to the jurisdiction of district magistrate judges; amending K.S.A. 2002 Supp. 20-302b and repealing the existing section, by Committee on Judiciary.

**HB 2292**, An act concerning civil procedure; relating to immunity from liability; program that provides alcohol level indicators By Committee on Judiciary.

**HB 2293**, An act concerning fees for services by sheriffs; amending K.S.A. 28-110, 28-170 and 28-172a and K.S.A. 2002 Supp. 60-2001 and 60-2003 and repealing the existing sections, by Committee on Judiciary.

**HB 2294**, An act concerning civil procedure; relating to the filing of lawsuits concerning construction defects, by Committee on Judiciary.

**HB 2295**, An act concerning crimes and punishment; relating to arson and aggravated arson; amending K.S.A. 21-3719 and K.S.A. 2002 Supp. 21-3718 and repealing the existing sections, by Committee on Judiciary.

**HB 2296**, An act concerning civil procedure; relating to civil liability for serving alcoholic beverages, by Committee on Judiciary.

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**HB 2297**, An act concerning civil procedure; relating to garnishment; amending K.S.A. 2002 Supp. 60-739 and 61-3512 and repealing the existing sections, by Committee on Judiciary.

**HB 2298**, An act concerning the state board of nursing; authorizing the board to enter into agreements with other states for certain reciprocity of practice purposes, by Representative Schwab.

**HB 2299**, An act concerning school district finance; providing for declining enrollment weighting; funding thereof; amending K.S.A. 72-6407 and repealing the existing section; also repealing K.S.A. 72-6407a, by Representative Faber.

**HB 2300**, An act concerning children in need of care; amending K.S.A. 38-1501, 38-1542, 38-1543, 38-1559 and 38-1563 and K.S.A. 2002 Supp. 38-1502 and repealing the existing sections, by Representatives F. Miller, Huy, Kauffman, P. Long, McCreary, Judy Morrison and Patterson.

**HB 2301**, An act concerning funding for certain home and community-based services for the elderly; amending K.S.A. 2002 Supp. 75-3717 and repealing the existing section, by Representatives Patterson, Bethell, DeCastro, Gordon, Hayzlett, Huff, Kirk, Merrick, Judy Morrison, Rehorn, Sloan, Tafanelli and Toelkes.

**HB 2302**, An act concerning disposition of certain tobacco litigation settlement proceeds; establishing the health care for seniors fund, by Representatives Patterson, DeCastro, Hayzlett, Huff, Merrick, Judy Morrison, Rehorn, Tafanelli and Toelkes.

**HB 2303**, An act concerning the state long-term care ombudsman; amending K.S.A. 2002 Supp. 75-7301 and repealing the existing section, by Representatives Patterson, Bethell, DeCastro, Gordon, Hayzlett, Loyd, Merrick, Judy Morrison, Rehorn, Sloan, Tafanelli and Toelkes.

**HB 2304**, An act concerning sale of motor fuel; relating to certain prohibited acts; civil penalties; duties of division of weights and measures and attorney general; private remedy, by Representative Patterson.

**HB 2305**, An act concerning adoption; relating to the custody of the child; amending K.S.A. 59-2131 and repealing the existing section, by Representative Pottorff.

**HB 2306**, An act relating to adult care homes; concerning the use of inspection reports; amending K.S.A. 39-935 and repealing the existing section, by Committee on Health and Human Services.

**HB 2307**, An act concerning district magistrate judges; relating to the elimination or reassignment of positions upon vacancy; amending K.S.A. 5-417, 8-259, 8-1020, 16a-6-116, 17-1775, 17-7307, 20-301, 20-327, 20-331, 20-333, 20-336, 20-354, 20-2908, 22-2602, 22-2603, 22-2604, 22-2605, 22-2606, 22-2607, 22-2608, 22-2609, 22-2610, 22-2611, 22-2612, 22-2613, 22-2614, 22-2615, 22-2616, 22-2617, 22-3428a, 26-501, 38-1116, 38-1504, 38-1511, 38-1605, 38-1613, 40-218, 43-107, 43-158, 43-162, 43-163, 43-164, 47-421, 50-638, 55-1617, 56-1a502, 56-1a510, 59-2126, 59-2136, 59-2138, 59-2207, 59-2403, 60-242, 60-601, 60-602, 60-603, 60-605, 60-606, 60-607, 60-608, 60-611, 60-613, 60-614, 60-4103, 61-2708, 66-118e, 72-6776, 74-711, 75-6907, 77-609 and 77-624 and K.S.A. 2002 Supp. 17-7301, 17-76,121, 17-76,129, 20-329, 20-348, 22-2902, 22-3428, 50-110, 59-2203, 59-2971, 59-29b71, 60-604, 60-609, 60-612, 61-3402, 61-3403, 61-3404, 61-3405, 61-3406, 61-3407 and 61-3409 and repealing the existing sections; also repealing K.S.A. 20-301b, 20-3108, 20-3109, 20-3110, 43-112a, and 43-112b and K.S.A. 2002 Supp. 20-338 and 20-3107, by Representative Sloan.

**HB 2308**, An act concerning confidential information of a treatment facility patient; relating to information given to the juvenile justice authority; amending K.S.A. 38-1609 and 65-5603 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2309**, An act concerning crimes and punishment; relating to possession of drugs; mandatory treatment; amending K.S.A. 2002 Supp. 21-4603d, 21-4714 and 22-3716 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2310**, An act concerning the juvenile justice authority; relating to unclassified employees; amending K.S.A. 76-3202 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2311**, An act concerning the juvenile justice authority; relating to employees thereof; amending K.S.A. 2002 Supp. 75-7055 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2312**, An act concerning criminal procedure; relating to a prompt trial; amending K.S.A. 22-3402 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2313**, An act concerning crimes and punishment; relating to sexual exploitation of a child; amending K.S.A. 2002 Supp. 21-3516 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2314**, An act concerning the juvenile justice authority; relating to the Kansas juvenile correctional complex; amending K.S.A. 38-1602, 72-978, 74-5344 and 76-3201 and K.S.A. 2002 Supp. 75-3765 and repealing the existing sections; also repealing K.S.A. 75-52,143, by Committee on Corrections and Juvenile Justice.

**HB 2315**, An act concerning the juvenile justice authority; relating to grant payments; amending K.S.A. 75-7050 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2316**, An act concerning crimes, punishment and criminal procedure; relating to the definition of sexually violent crimes; amending K.S.A. 2002 Supp. 22-3717 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2317**, An act concerning controlled substances; amending K.S.A. 65-4150, 65-4159, 65-4160, 65-4161 and 65-7006 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2318**, An act concerning crimes and punishment; exposing a child to the manufacturing of a controlled substance, by Committee on Corrections and Juvenile Justice.

**HB 2319**, An act concerning crimes and punishment; relating to unlawfully hosting minors consuming alcoholic liquor or cereal malt beverage, by Committee on Corrections and Juvenile Justice.

**HB 2320**, An act concerning the Kansas code for care of children; relating to children not attending school; dispositions; amending K.S.A. 38-1501 and 38-1563 and K.S.A. 2002 Supp. 38-1502 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

**HB 2321**, An act concerning children; establishing a children's advocate; providing for the powers, duties and functions thereof, by Committee on Corrections and Juvenile Justice.

**HB 2322**, An act concerning sales taxation; imposition of tax; computer software; amending K.S.A. 2002 Supp. 79-3603 and repealing the existing section, by Committee on Taxation.

**HB 2323**, An act concerning taxation; relating to sales tax exemptions; laundry services; employee meals; isolated sales; leases of certain tangible personal property; amending K.S.A. 2002 Supp. 79-3603 and 79-3606 and repealing the existing sections, by Committee on Taxation.

**HB 2324**, An act concerning taxation; relating to sales tax exemptions; amusement, entertainment or recreation places; bingo sales; motion picture exhibitors; amending K.S.A. 2002 Supp. 79-3603 and 79-3606 and repealing the existing sections, by Committee on Taxation.

**HB 2325**, An act concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; retriant dividend payments; amending K.S.A. 74-49,110 and repealing the existing section, by Representatives Sawyer, Betts, Burroughs, Crow, Feuerborn, Flaharty, Gatewood, Gilbert, Grant, Kirk, Kuetner, McKinney, J. Miller, Peterson, Phelps, Reardon, B. Sharp, Showalter, Svaty, Toelkes and Wilson.

**HB 2326**, An act concerning the director of accounts and reports; authorizing such director to contract with certain credit card issuers for issuance of a credit card which would provide certain moneys for state public school education, by Representatives Sawyer, Phelps, B. Sharp and Wilson.

**HB 2327**, An act concerning public officers and employees; relating to findings of fact by fact-finding board; amending K.S.A. 75-4332 and repealing the existing section, by Committee on Commerce and Labor.

**HB 2328**, An act concerning the state employee suggestion program; relating to the maximum employee suggestion bonus; amending K.S.A. 2002 Supp. 75-37,105 and repealing the existing section, by Representatives Sawyer, Kirk, McKinney, Peterson, B. Sharp, Showalter and Wilson.

**HB 2329**, An act concerning the Kansas wage payment act; definitions; amending K.S.A. 44-313 and 44-323 and repealing the existing sections, by Committee on Appropriations.

**HB 2330**, An act concerning sale of motor fuel; relating to certain prohibited acts; civil penalties; duties of division of weights and measures and attorney general; private remedy, by Representatives Holland and Patterson.

**HB 2331**, An act concerning civil procedure; relating to child support; amending K.S.A. 2002 Supp. 60-2403 and repealing the existing section, by Representative Huff.

**HB 2332**, An act relating to employment security law; concerning social security benefits; amending K.S.A. 44-704 and K.S.A. 2002 Supp. 44-706 and repealing the existing sections, by Representative Huff.

**HB 2333**, An act concerning state finances; relating to biennial budget estimates and funding; amending K.S.A. 75-6701 and K.S.A. 2002 Supp. 75-3717 and repealing the existing sections, by Representative Holland.

HB 2334, 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 Utilities.

HB 2335, An act concerning tax increment financing; relating to eligible areas; amending K.S.A. 12-1770a and repealing the existing section, by Representative Patterson.

HB 2336, An act concerning open meetings; amending K.S.A. 75-4317a and repealing the existing section, by Representative Ward.

HB 2337, An act concerning insurance; relating to policyholder voting in conversion of mutual insurance company to stock insurance company; amending K.S.A. 40-4002 and 40-4004 and repealing the existing sections, by Committee on Insurance.

HB 2338, An act concerning crimes, punishment and criminal procedure; relating to sentencing; amending K.S.A. 2002 Supp. 21-4603d and repealing the existing section, by Representative Carlin.

HB 2339, An act concerning schools; relating to attendance; amending K.S.A. 72-1111 and repealing the existing section, by Committee on Education.

HB 2340, An act concerning lotteries; authorizing electronic gaming machines and other lottery games at certain locations; amending K.S.A. 74-8702, 74-8710 and 74-8711 and K.S.A. 2002 Supp. 19-101a and 79-4805 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2341, An act concerning judges and justices; evaluating the performance thereof, by Representative Davis.

HB 2342, An act concerning judges; relating to the election thereof; amending K.S.A. 25-202, 25-206, 25-212 and 25-3901 and K.S.A. 2002 Supp. 25-205 and 25-213 and repealing the existing sections, by Representative Davis.

HB 2343, An act concerning financing of certain post secondary educational institutions; related to out-district tuition; amending K.S.A. 71-301a, 71-304, 71-305, 71-306, 71-308, 71-401, 71-402, 71-403, 71-610 and 71-1705 and K.S.A. 2002 Supp. 13-13a25, 13-13a26, 13-13a27, 13-13a29, 13-13a31, 13-13a32, 13-13a33, 13-13a34 and 19-101a and repealing the existing sections, by Committee on Appropriations.

HB 2344, An act relating to the taxation of motor vehicle fuels; providing for local option; amending K.S.A. 79-3424 and K.S.A. 2002 Supp. 12-194 and repealing the existing sections, by Committee on Local Government.

HB 2345, An act concerning school districts; relating to capital improvements; state aid; amending K.S.A. 2002 Supp. 75-2319 and repealing the existing section, by Representative Holland.

HB 2346, An act concerning school districts; relating to classroom enhancements; creating the classroom enhancement fund, by Representatives Newton and Hutchins.

HB 2347, An act enacting the Kansas uniform securities act; amending K.S.A. 12-1675, 12-1677b, 12-4516, 16-214, 17-4632, 50-1009, 50-1016, 66-1508, 74-8229 and 75-6302 and K.S.A. 2002 Supp. 17-49a01, 21-4619, 21-4704 and 75-3170a and repealing the existing sections; also repealing K.S.A. 17-1260, 17-1264, 17-1265, 17-1266, 17-1267, 17-1269, 17-1273, 17-1274 and 17-1275 and K.S.A. 2002 Supp. 17-1252, 17-1253, 17-1254, 17-1255, 17-1257, 17-1258, 17-1259, 17-1261, 17-1262, 17-1262a, 17-1263, 17-1266a, 17-1268, 17-1270, 17-1270a, 17-1270b, 17-1271 and 17-1272, by Representative O'Neal.

HB 2348, An act relating to income taxation; providing credits therefor for dependent education expenses and teaching aid contributions; amending K.S.A. 2002 Supp. 79-32,117 and repealing the existing section, by Representative Landwehr.

HB 2349, An act concerning the death penalty; relating to mental retardation; amending K.S.A. 21-4623 and repealing the existing section, by Representative Nichols.

HB 2350, An act concerning health care; relating to newborn infant developmental screening and vital statistics, by Representative Peterson.

HB 2351, An act concerning identity theft; relating to consumer credit, by Representative Peterson.

HB 2352, An act concerning state government; relating to sexual harassment and discrimination policies, by Representatives Kuether, Ballard, Barbieri-Lightner, Betts, Carlin, Compton, Craft, Crow, Dillmore, Flaharty, Henderson, Horst, Kirk, Klein, Loganbill, M. Long, Loyd, McKinney, Neighbor, Peterson, Rehorn, Ruff, Showalter, Storm, Svaty, Ward and Wilson.

HB 2353, An act concerning the employment security laws; relating to domestic violence; amending K.S.A. 2002 Supp. 44-706 and repealing

the existing section, by Representatives Nichols, Flaharty, Horst, Kasbaum, Kirk, Kuether, Ruff, Swenson and Yoder.

HB 2354, An act concerning children in need of care; relating to family preservation; relating to records and reports; amending K.S.A. 38-1508, 38-1542, 38-1543 and 38-1563 and K.S.A. 2002 Supp. 38-1507 and repealing the existing sections, by Representatives Huy, Barbieri-Lightner, Dahl, DeCastro, Faber, Goico, Huebert, Hutchins, E. Johnson, Kauffman, P. Long, McCreary, McLeland, Merrick, F. Miller, Judy Morrison, Myers, Novascone, Osborne, Ostmeier, Patterson, Powell, Powers, Schwab, Shultz, Siegfried and D. Williams.

HB 2355, An act concerning the state budget; providing for a joint report of the approved state budget by the director of the budget and the director of the legislative research department, by Representative P. Long.

HB 2356, An act concerning property taxes; relating to redemption of real estate; amending K.S.A. 2002 Supp. 79-2401a and 79-2801 and repealing the existing sections, by Representative McCreary.

HB 2357, An act concerning health care; relating to the cost of prescription drugs; enacting the Kansas prescription drug card program act; amending K.S.A. 2002 Supp. 39-7,121a and 39-7,121e and repealing the existing sections, by Representative Swenson.

HB 2358, An act concerning crimes, punishment and criminal procedure; relating to a controlled substance; amending K.S.A. 65-4160 and 65-4162 and repealing the existing sections, by Representative Decker.

HB 2359, An act concerning cities and municipalities; relating to licensure of certain contractors; amending K.S.A. 12-1509 and 12-1542 and repealing the existing sections, by Representative Landwehr.

HB 2360, An act concerning child support; relating to the failure to pay; administratively suspending a driver's license or placing a distraint on a motor vehicle, by Representative Landwehr.

HB 2361, An act concerning abortion; relating to parental consent; amending K.S.A. 65-6704 and repealing the existing section, by Representative F. Miller.

HB 2362, An act concerning school district finance; authorizing the levy of an ad valorem tax for enhancement of teachers' salaries; providing for teachers' enhancement for affordable community housing weighting; amending K.S.A. 72-6407 and repealing the existing section; also repealing K.S.A. 72-6407a, by Representatives Carter, McLeland, Patterson, D. Williams and Yonally.

HB 2363, An act concerning schools; relating to the age of eligibility for school attendance; amending K.S.A. 72-1107 and repealing the existing section, by Representatives Carter, Betts, Brunk, Compton, Freeborn, Horst, Loyd, McLeland, Merrick, Schwab, D. Williams and Yonally.

HB 2364, An act concerning school districts; relating to the school district equalization act; amending K.S.A. 12-1677, 12-1742, 31-144, 72-978, 72-1046b, 72-1398, 72-1414, 72-3703, 72-5333b, 72-5390, 72-6622, 72-6757, 72-8187, 72-8223, 72-8230, 72-8233, 72-8236, 72-8302, 72-8309, 72-8316, 72-9504, 74-32,141 and 79-2929a and repealing the existing sections; also repealing K.S.A. 72-6405, 72-6406, 72-6407, 72-6407a, 72-6408, 72-6409, 72-6410, 72-6411, 72-6412, 72-6413, 72-6414, 72-6415, 72-6416, 72-6417, 72-6418, 72-6419, 72-6420, 72-6421, 72-6422, 72-6423, 72-6424, 72-6425, 72-6426, 72-6427, 72-6428, 72-6429, 72-6430, 72-6431, 72-6432, 72-6433, 72-6433b, 72-6434, 72-6435, 72-6436, 72-6437, 72-6438, 72-6440, 72-6441, 72-6442, 72-6443, 72-6444, 72-6445, 72-6446, 72-6447 and 72-8189, by Representative Yonally.

HB 2365, An act relating to economic development; establishing community improvement districts, by Representative Patterson.

HB 2366, An act creating the council on obesity prevention and management, by Representative Ballard.

### House Concurrent Resolutions

HCR 5010, A concurrent resolution urging the Kansas Insurance Department the Commissioner of Insurance to continue to disseminate certain information regarding long-term care insurance and to continue to study long-term care policy options or provisions.

HCR 5011, A proposition to amend article 11 of the constitution of the state of Kansas by adding a new section thereto, prohibiting the increase of the rate of certain fees or taxes.

HCR 5012, A concurrent resolution creating the Broadband High-Speed Internet Access Task Force.

HCR 5013, A concurrent resolution urging the Congress of the United States to create a uniform federal drug coverage program.

(continued)

## House Resolutions

**HR 6009**, A resolution congratulating and commending Pittsburg State University on its centennial year.

## Senate Bills

**SB 158**, An act concerning crimes, criminal procedure and punishment; relating to moratorium of imposition of death sentences; creating a death penalty study commission and prescribing the duties thereon, by Committee on Judiciary.

**SB 159**, An act relating to the division of vehicles; concerning drivers' licenses and identification cards; amending K.S.A. 8-243 and 8-1329 and repealing the existing sections, by Committee on Transportation.

**SB 160**, An act concerning insurance; relating to uninsured motorist coverage; amending K.S.A. 40-284 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 161**, An act concerning property taxation; eliminating exemption for certain housing for elderly persons; amending K.S.A. 2002 Supp. 79-201 and 79-201b and repealing the existing sections, by Committee on Assessment and Taxation.

**SB 162**, An act concerning property taxation; relating to school district ad valorem tax levy and exemption therefrom; amending K.S.A. 72-6431 and K.S.A. 2002 Supp. 79-201x and repealing the existing sections, by Committee on Assessment and Taxation.

**SB 163**, An act relating to property taxation; prescribing limitations upon certain property tax exemptions relating to certain school district levies; amending K.S.A. 2002 Supp. 79-201a and repealing the existing section, by Committee on Assessment and Taxation.

**SB 164**, An act concerning nonresident pharmacies; amending K.S.A. 65-1657 and repealing the existing section, by Committee on Public Health and Welfare.

**SB 165**, An act concerning health benefit plans; relating to drug prescriptions, by Committee on Public Health and Welfare.

**SB 166**, An act concerning elections; relating to vacancies in offices; amending K.S.A. 25-3901 and repealing the existing section, by Committee on Elections and Local Government.

**SB 167**, An act relating to cities; relating to nuisance abatement; amending K.S.A. 12-1617e and repealing the existing section, by Committee on Elections and Local Government.

**SB 168**, An act concerning origins of life instruction by school districts; providing certain standards therefor, by Committee on Education.

**SB 169**, An act concerning property taxation; relating to school district ad valorem tax levy and exemption therefrom; amending K.S.A. 72-6431 and K.S.A. 2002 Supp. 79-201x and repealing the existing sections, by Committee on Education.

**SB 170**, An act concerning taxation; relating to withholding tax; withholding on payments of management or consulting fees to nonresidents; amending K.S.A. 2002 Supp. 79-3295 and 79-32,100a and repealing the existing sections, by Committee on Ways and Means.

**SB 171**, An act concerning crimes, criminal procedure and punishment; relating to theft; amending K.S.A. 2002 Supp. 21-3701 and repealing the existing section, by Committee on Judiciary.

**SB 172**, An act concerning elections; relating to changing the date of primary elections from April to August; amending K.S.A. 25-1115, 25-2006, 25-2007, 25-2010, 25-2018, 25-2023, 25-2102, 25-2107, 25-2108a, 25-2109, 25-2120, 25-2311, 25-2502, 25-3503 and 25-3901 and K.S.A. 2002 Supp. 25-1122 and repealing the existing sections, by Senator Buntin.

**SB 173**, An act concerning unclaimed property; relating to demutualization of insurance companies; amending K.S.A. 2002 Supp. 58-3935 and 58-3950 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

**SB 174**, An act relating to insurance agents and brokers; relating to continuing education credits; amending K.S.A. 2002 Supp. 40-4903 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 175**, An act concerning the state general fund; relating to estimates of revenues; amending K.S.A. 75-6701 and repealing the existing section, by Committee on Ways and Means.

**SB 176**, An act concerning insurance; relating to the use of insurance scores, by Senator Feleciano.

**SB 177**, An act concerning taxation; providing for a tax credit against the income tax liability of certain business firms, by Senator Jordan.

**SB 178**, An act concerning cities; relating to improvements and payment therefor; amending K.S.A. 12-6a01, 12-6a04 and 12-6a08 and repealing the existing sections, by Committee on Elections and Local Government.

**SB 179**, An act concerning divorce and separate maintenance; relating to grounds; amending K.S.A. 60-1601 and repealing the existing section, by Senator Lyon.

**SB 180**, An act concerning emergency telephone systems relating to extension of such systems to include wireless service and cable telephony service; providing for financing thereof; establishing a wireless enhanced 911 advisory board; amending K.S.A. 12-5301 and repealing the existing section, by Committee on Commerce.

**SB 181**, An act concerning workers compensation; relating to work disability; amending K.S.A. 44-501 and 44-510e and K.S.A. 2002 Supp. 44-508 and repealing the existing sections; also repealing K.S.A. 44-510a, by Committee on Commerce.

**SB 182**, An act relating to estate taxation; concerning conformity to federal law; inheritance or succession tax; amending K.S.A. 2002 Supp. 79-15,101, 79-15,102 and 79-15,119 and repealing the existing sections; also repealing K.S.A. 2002 Supp. 79-15,127, by Senator Adkins.

**SB 183**, An act concerning crimes, criminal procedure and punishment; relating to the interstate compact for juveniles; repealing K.S.A. 38-1001, 38-1002, 38-1003, 38-1004, 38-1005, 38-1006 and 38-1007, by Senator Adkins.

**SB 184**, An act concerning motor vehicles; relating to drivers' licenses; requiring the posting of revoked drivers' names on a website; amending K.S.A. 8-249 and repealing the existing section, by Senator Adkins.

**SB 185**, An act concerning crimes, criminal procedure and punishment; relating to driving under the influence; also relating to the elimination of the voluntary intoxication defense; amending K.S.A. 21-3208 and 32-1131 and K.S.A. 2002 Supp. 8-1567 and 60-4117 and repealing the existing sections, by Senator Adkins.

**SB 186**, An act concerning penitential communication; relating to the duties of ministers; amending K.S.A. 2002 Supp. 38-1522 and repealing the existing section, by Senator Adkins.

**SB 187**, An act concerning forensic services and laboratory analysis; relating to fees; amending K.S.A. 2002 Supp. 28-176 and repealing the existing section, by Committee on Judiciary.

**SB 188**, An act relating to telecommunications; concerning telephone solicitations; amending K.S.A. 2002 Supp. 50-670 and 50-670a and repealing the existing sections, by Committee on Judiciary.

**SB 189**, An act concerning crimes, criminal procedure and punishment; relating to possession of controlled substances; sentencing; expansion or construction of minimum security facilities; amending K.S.A. 2002 Supp. 21-4705 and repealing the existing section, by Committee on Judiciary.

**SB 190**, An act concerning the state board of education; relating to the members thereof; amending K.S.A. 25-101, 25-202, 25-1903, 25-1906, 25-3903, 25-3905, 25-3906 and 72-7504 and repealing the existing sections; also repealing K.S.A. 25-3902a and 25-3904a, by Committee on Education.

**SB 191**, An act concerning motor vehicles; relating to fuel purchases for state motor vehicles, by Committee on Agriculture.

**SB 192**, An act concerning sales taxation; enacting the streamlined sales and use tax agreement conformity act; local sales tax transportation development district act; amending K.S.A. 12-191, 12-198, 75-5151, 79-3607, 79-3608 and 79-3651 and K.S.A. 2002 Supp. 12-194, 25-432, 79-3602, 79-3603, 79-3606, 79-3650 and 79-3703 and repealing the existing sections; also repealing K.S.A. 12-191a, by Committee on Assessment and Taxation.

**SB 193**, An act concerning the Kansas lottery; creating the electronic gaming commission to study the operation of electronic gaming machines at parimutuel racetrack facilities and provide a mechanism for the implementation thereof; amending K.S.A. 74-8702 and K.S.A. 2002 Supp. 46-237a and 46-247 and repealing the existing sections, by Senator Hensley.

**SB 194**, An act concerning highways; requiring the placement and maintenance of certain electrically operated traffic control devices on K-7 highway in the city of Shawnee, by Senator Jordan.

**SB 195**, An act concerning criminal procedure; relating to the Kansas parole board; amending K.S.A. 2002 Supp. 22-3707 and 22-3709 and repealing the existing sections, by Committee on Ways and Means.

**SB 196**, An act concerning elections; relating to campaign finance; amending K.S.A. 25-4142 and repealing the existing section, by Committee on Federal and State Affairs.

**SB 197**, An act concerning alcoholic beverages; concerning minors; amending K.S.A. 2002 Supp. 21-3610 and 41-727 and repealing the existing sections, by Committee on Federal and State Affairs.

**SB 198**, An act concerning taxation; relating to classification of cities for purposes of levying sales and excise taxes; amending K.S.A. 12-188 and repealing the existing section, by Committee on Federal and State Affairs.

**SB 199**, An act concerning the fitting and dispensing of hearing aids; amending K.S.A. 74-5810 and repealing the existing section, by Committee on Public Health and Welfare.

**SB 200**, An act enacting the addictions counselor licensure act; amending K.S.A. 74-7507 and repealing the existing section; also repealing K.S.A. 65-6601 through 65-6606, by Committee on Public Health and Welfare.

**SB 201**, An act concerning insurance; relating to association health plans and the regulation thereof, by Committee on Financial Institutions and Insurance.

**SB 202**, An act concerning telecommunications; relating to broadband deployment; incentive company regulation, by Committee on Commerce.

**SB 203**, An act authorizing certain cities to impose an earnings tax; prescribing procedures therefor and duties and authorities for the state department of revenue; amending K.S.A. 12-140 and repealing the existing section, by Senator Haley.

**SB 204**, An act concerning lead poisoning prevention; amending K.S.A. 65-1,200, 65-1,201, 65-1,202, 65-1,203, 65-1,204, 65-1,205, 65-1,206, 65-1,207, 65-1,208, 65-1,209, 65-1,210, 65-1,211, 65-1,212, 65-1,213 and 65-1,214 and repealing the existing sections, by Committee on Public Health and Welfare.

**SB 205**, An act enacting the Kansas commemorative coin design act, by Senator Hensley.

**SB 206**, An act concerning civil procedure; relating to habeas corpus; amending K.S.A. 60-1507 and repealing the existing section, by Senators Oleen, Adkins, Buhler, Bunten, Donovan, Goodwin, Kerr, Lee, Schmidt, Taddiken, Vratil and Wagle.

**SB 207**, An act concerning lotteries; authorizing electronic gaming machines and other lottery games at certain locations; amending K.S.A. 74-8702, 74-8710 and 74-8711 and K.S.A. 2002 Supp. 19-101a and 79-4805 and repealing the existing sections, by Committee on Ways and Means.

**SB 208**, An act concerning lotteries; authorizing electronic gaming machines at certain locations; amending K.S.A. 74-8702, 74-8710 and 74-8711 and K.S.A. 2002 Supp. 19-101a and 79-4805 and repealing the existing sections, by Senator Corbin.

**SB 209**, An act concerning counties; relating to expenses incurred by fire districts in response to a fire that has been determined to be arson; amending K.S.A. 2002 Supp. 19-3601a and repealing the existing section, by Committee on Judiciary.

**SB 210**, An act concerning marriage; relating to counseling and fees; amending K.S.A. 2002 Supp. 23-106 and 23-108a and repealing the existing sections, by Senator Lyon.

**SB 211**, An act enacting the Kansas parent control of education act; amending K.S.A. 72-1046a and 72-6407 and repealing the existing sections; also repealing K.S.A. 72-6407a, by Committee on Federal and State Affairs.

**SB 212**, An act concerning campaign finance; relating to corrupt political advertising; amending K.S.A. 25-4156 and repealing the existing section, by Senator Hensley.

**SB 213**, An act concerning prearranged agreements for burial plots; duty of medicaid assistance recipients to inform the secretary of social and rehabilitation services thereof; amending K.S.A. 2002 Supp. 16-311 and repealing the existing section, by Committee on Public Health and Welfare.

**SB 214**, An act concerning taxation; relating to local retailers sales tax authority in Wyandotte county; amending K.S.A. 12-192 and K.S.A. 2002 Supp. 12-187 and 12-189 and repealing the existing sections, by Senator Steineger.

**SB 215**, An act authorizing certain cities to impose an earnings tax; distributing revenue to school districts therein; prescribing procedures therefor and duties and authorities for the state department of revenue; amending K.S.A. 12-140 and repealing the existing section, by Senator Steineger.

**SB 216**, An act concerning solid waste; relating to construction and demolition landfills; also concerning the burning of untreated wood and untreated sawdust; amending K.S.A. 65-3402 and repealing the existing section, by Committee on Natural Resources.

**SB 217**, An act transferring the powers and duties of the governmental ethics commission to the secretary of state; requiring the attorney

general to provide enforcement support; repealing K.S.A. 2002 Supp. 25-4119a, by Senator Haley.

**SB 218**, An act transferring the duties of the Kansas sentencing commission to the department of corrections; creating a division of sentencing in the department of corrections; repealing K.S.A. 74-9101, 74-9102, 74-9103, 74-9104, 74-9105 and 74-9106, by Senator Haley.

**SB 219**, An act creating the department of financial institutions; transferring the duties of the state bank commissioner to the department of financial institutions; transferring the duties of the securities commissioner to the department of financial institutions; transferring the duties of the credit union administrator to the department of financial institutions; repealing K.S.A. 17-2234 and K.S.A. 2002 Supp. 75-1304 and 75-6301, by Senator Haley.

**SB 220**, An act transferring the offices of the state treasurer and the commissioner of insurance to the department of administration; amending K.S.A. 25-101b, 25-4001 and 40-106 and repealing the existing sections; also repealing K.S.A. 75-601, by Senator Haley.

**SB 221**, An act concerning wildlife and parks; relating to conservation stamps; amending K.S.A. 2002 Supp. 32-988 and repealing the existing section, by Committee on Natural Resources.

### Senate Concurrent Resolutions

**SCR 1608**, A proposition to amend section 8 of article 2 of the constitution of the state of Kansas, relating to the duration of sessions of the legislature.

**SCR 1609**, A concurrent resolution urging the United States department of agriculture to enter into an agreement with the state of Kansas in which landowners who discover sericea lespedeza on CRP lands are not penalized.

**SR 1610**, A concurrent resolution urging that Federal noxious weed cost share dollars be made available for the control of noxious weeds on CRP land in the state of Kansas.

### Senate Resolutions

**SR 1809**, A resolution congratulating and commending Ora T. Switzer.

**SR 1810**, A resolution in memory of James L. Allen.

Doc. No. 028962

### State of Kansas

### Secretary of State

#### Certification of New State Laws

I, Ron Thornburgh, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Ron Thornburgh  
Secretary of State

(Published in the Kansas Register February 20, 2003.)

#### SENATE BILL No. 34

AN ACT relating to the Kansas tort claims act; defining charitable health care provider; amending K.S.A. 2002 Supp. 75-6102 and repealing the existing section.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. K.S.A. 2002 Supp. 75-6102 is hereby amended to read as follows: 75-6102. As used in K.S.A. 75-6101 through 75-6118, and amendments thereto, unless the context clearly requires otherwise:

(a) "State" means the state of Kansas and any department or branch of state government, or any agency, authority, institution or other instrumentality thereof.

(b) "Municipality" means any county, township, city, school district or other political or taxing subdivision of the state, or any agency, authority, institution or other instrumentality thereof.

(c) "Governmental entity" means state or municipality.

(d) "Employee" means any officer, employee, servant or member of a board, commission, committee, division, department, branch or council of a governmental entity, including elected or appointed officials and persons acting on behalf or in service of a governmental entity in any

(continued)

official capacity, whether with or without compensation and a charitable health care provider. Employee includes any steward or racing judge appointed pursuant to K.S.A. 74-8818, and amendments thereto, regardless of whether the services of such steward or racing judge are rendered pursuant to contract as an independent contractor, but does not otherwise include any independent contractor under contract with a governmental entity except (1) employees of the United States marshal's service engaged in the transportation of inmates on behalf of the secretary of corrections, (2) a person who is an employee of a nonprofit independent contractor, other than a municipality, under contract to provide educational or vocational training to inmates in the custody of the secretary of corrections and who is engaged in providing such service in an institution under the control of the secretary of corrections provided that such employee does not otherwise have coverage for such acts and omissions within the scope of their employment through a liability insurance contract of such independent contractor; and (3) a person who is an employee or volunteer of a nonprofit program, other than a municipality, who has contracted with the commissioner of juvenile justice or with another nonprofit program that has contracted with the commissioner of juvenile justice to provide a juvenile justice program for juvenile offenders in a judicial district provided that such employee or volunteer does not otherwise have coverage for such acts and omissions within the scope of their employment or volunteer activities through a liability insurance contract of such nonprofit program. "Employee" also includes an employee of an indigent health care clinic. "Employee" also includes former employees for acts and omissions within the scope of their employment during their former employment with the governmental entity.

(e) "Community service work" means public or community service performed by a person (1) as a result of a contract of diversion entered into by such person as authorized by law, (2) pursuant to the assignment of such person by a court to a community corrections program, (3) as a result of suspension of sentence or as a condition of probation pursuant to court order, (4) in lieu of a fine imposed by court order or (5) as a condition of placement ordered by a court pursuant to K.S.A. 38-1663, and amendments thereto.

(f) "Charitable health care provider" means a person licensed by the state board of healing arts as an exempt licensee or a federally active licensee, a person issued a limited permit by the state board of healing arts, a physician assistant licensed by the state board of healing arts or a health care provider as the term "health care provider" is defined under K.S.A. 65-4921, and amendments thereto, who has entered into an agreement with:

(1) The secretary of health and environment under K.S.A. 75-6120, and amendments thereto, who, pursuant to such agreement, gratuitously renders professional services to a person who has provided information

which would reasonably lead the health care provider to make the good faith assumption that such person meets the definition of medically indigent person as defined by this section or to a person receiving medical assistance from the programs operated by the department of social and rehabilitation services, and who is considered an employee of the state of Kansas under K.S.A. 75-6120, and amendments thereto;

(2) the secretary of health and environment and who, pursuant to such agreement, gratuitously renders professional services in conducting children's immunization programs administered by the secretary; or

(3) a local health department or indigent health care clinic, which renders professional services to medically indigent persons or persons receiving medical assistance from the programs operated by the department of social and rehabilitation services gratuitously or for a fee paid by the local health department or indigent health care clinic to such provider and who is considered an employee of the state of Kansas under K.S.A. 75-6120 and amendments thereto. Professional services rendered by a provider under this paragraph (3) shall be considered gratuitous notwithstanding fees based on income eligibility guidelines charged by a local health department or indigent health care clinic and notwithstanding any fee paid by the local health department or indigent health care clinic to a provider in accordance with this paragraph (3); or

(4) the secretary of health and environment to provide dentistry services defined by K.S.A. 65-1422 et seq. and amendments thereto or dental hygienist services defined by K.S.A. 65-1456 and amendments thereto that are targeted, but are not limited to medically indigent persons, and are provided on a gratuitous basis at a location sponsored by a not-for-profit organization that is not the dentist or dental hygienist office location. Except that such dentistry services and dental hygienist services shall not include "oral and maxillofacial surgery" as defined by Kansas administrative regulation 71-2-2, or use sedation or general anesthesia that result in "deep sedation" or "general anesthesia" as defined by Kansas administrative regulation 71-5-1.

(g) "Medically indigent person" means a person who lacks resources to pay for medically necessary health care services and who meets the eligibility criteria for qualification as a medically indigent person established by the secretary of health and environment under K.S.A. 75-6120, and amendments thereto.

(h) "Indigent health care clinic" means an outpatient medical care clinic operated on a not-for-profit basis which has a contractual agreement in effect with the secretary of health and environment to provide health care services to medically indigent persons.

(i) "Local health department" shall have the meaning ascribed to such term under K.S.A. 65-241 and amendments thereto.

Sec. 2. K.S.A. 2002 Supp. 75-6102 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

**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
1-45-1 through 1-45-7	Revoked	V. 22, p. 226
1-45-7a	Revoked	V. 22, p. 226
1-45-8 through 1-45-14	Revoked	V. 22, p. 226
1-45-15	Amended (T)	V. 21, p. 1942
1-45-15	Revoked	V. 22, p. 226
1-45-16	Amended (T)	V. 21, p. 1942
1-45-16	Revoked	V. 21, p. 226
1-45-17	Revoked	V. 22, p. 226
1-45-18 through 1-45-24	New	V. 22, p. 226-228

**AGENCY 3: KANSAS STATE TREASURER**

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

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
4-1-17	Amended (T)	V. 21, p. 1174
4-1-17	Amended	V. 21, p. 1749
4-4-2	Amended	V. 21, p. 1749
4-7-2	Amended	V. 21, p. 2020
4-7-3	Amended	V. 21, p. 2020
4-7-4	Amended	V. 21, p. 2020
4-7-6	Amended	V. 21, p. 2021
4-7-213	Amended	V. 21, p. 2021
4-7-213a	Revoked	V. 21, p. 2021
4-7-214	Amended	V. 21, p. 2021
4-7-216	Amended	V. 21, p. 2021
4-7-408	Revoked	V. 21, p. 2021
4-7-507	Amended	V. 21, p. 2021
4-7-510	Amended	V. 21, p. 2021
4-7-511	Revoked	V. 21, p. 2021
4-7-512	Revoked	V. 21, p. 2022
4-7-513	Revoked	V. 21, p. 2022
4-7-530	Amended	V. 21, p. 2022
4-7-531	Amended	V. 21, p. 2022
4-7-532	Amended	V. 21, p. 2022
4-7-533	Amended	V. 21, p. 2022
4-7-715	Amended	V. 21, p. 2022
4-7-716	Amended	V. 21, p. 2022
4-7-717	Amended	V. 21, p. 2023
4-7-718	Amended	V. 21, p. 2023
4-7-719	Amended	V. 21, p. 2023
4-7-720	Revoked	V. 21, p. 2023



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

**AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES**

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5-3-26	Amended (T)	V. 21, p. 1131
5-3-26	Amended	V. 21, p. 1704
5-15-1		
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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
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10-21-6	Amended	V. 21, p. 454-456

**AGENCY 11: STATE CONSERVATION COMMISSION**

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11-1-6	Amended	V. 21, p. 1318
11-1-7	Amended	V. 21, p. 1318
11-1-8	Amended	V. 21, p. 1318
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11-1-14	New	V. 21, p. 1319-1321
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11-2-6	Revoked	V. 21, p. 1321
11-5-1		
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11-5-4	Revoked	V. 21, p. 1321
11-7-6	Amended	V. 21, p. 1321
11-7-7	Amended	V. 21, p. 1321
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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
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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		
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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		
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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 (F)	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

(continued)







111-4-1845		
through		
111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
111-4-1851	New	V. 20, p. 1345
111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
111-4-1854		
through		
111-4-1870	New	V. 20, p. 1395-1405
111-4-1864	Amended	V. 20, p. 1569
111-4-1866	Amended	V. 20, p. 1570
111-4-1867	Amended	V. 20, p. 1601
111-4-1869	Amended	V. 20, p. 1601
111-4-1871	New	V. 20, p. 1571
111-4-1872	New	V. 20, p. 1572
111-4-1873	New	V. 20, p. 1572
111-4-1874		
through		
111-4-1877	New	V. 20, p. 1779-1781
111-4-1877	Amended	V. 20, p. 1902
111-4-1878		
through		
111-4-1885	New	V. 20, p. 1902-1906
111-4-1886		
through		
111-4-1889	New	V. 21, p. 183-185
111-4-1890		
through		
111-4-1893	New	V. 21, p. 591-593
111-4-1894		
through		
111-4-1900	New	V. 21, p. 649-655
111-4-1894	Amended	V. 21, p. 1276
111-4-1901		
through		
111-4-1921	New	V. 21, p. 692-702
111-4-1910	Amended	V. 21, p. 747
111-4-1911	Amended	V. 21, p. 747
111-4-1913	Amended	V. 21, p. 748
111-4-1922	New	V. 21, p. 748
111-4-1923	New	V. 21, p. 749
111-4-1924		
through		
111-4-1932	New	V. 21, p. 1329-1337
111-4-1929	Amended	V. 21, p. 1522
111-4-1933		
through		
111-4-1938	New	V. 21, p. 1523-1526
111-4-1938	Amended	V. 21, p. 1852
111-4-1939		
through		
111-4-1945	New	V. 21, p. 1854-1857
111-4-1946		
through		
111-4-1951	New	V. 22, p. 48-52
111-5-22	Amended	V. 21, p. 1758
111-5-23	Amended	V. 21, p. 1858
111-5-24	Amended	V. 21, p. 1858

111-5-26	Amended	V. 21, p. 1859
111-5-27	Amended	V. 21, p. 1860
111-5-28	Amended	V. 21, p. 1860
111-5-30	Amended	V. 21, p. 1529
111-5-32	Amended	V. 21, p. 1861
111-5-33	Amended	V. 21, p. 1861
111-5-78	Amended	V. 21, p. 751
111-5-79		
through		
111-5-91	New	V. 21, p. 1278-1281
111-5-82	Amended	V. 21, p. 1529
111-5-83	Amended	V. 21, p. 1529
111-5-92		
through		
111-5-98	New	V. 21, p. 1339-1341
111-5-96	Amended	V. 21, p. 1530
111-5-97	Amended	V. 21, p. 1531
111-6-5	Amended	V. 21, p. 1531
111-7-119		
through		
111-7-127	Amended	V. 21, p. 594-597
111-7-123	Amended	V. 21, p. 1531
111-7-126	Amended	V. 21, p. 1532
111-7-134	Amended	V. 20, p. 429
111-7-152	Amended	V. 20, p. 49
111-7-158		
through		
111-7-162	New	V. 20, p. 577
111-7-159	Amended	V. 20, p. 1101
111-7-162	Amended	V. 20, p. 944
111-7-163		
through		
111-7-170	New	V. 20, p. 1101-1103
111-7-165	Amended	V. 20, p. 1194
111-7-171		
through		
111-7-175	New	V. 20, p. 1782, 1783
111-7-176		
through		
111-7-180	New	V. 21, p. 656, 657
111-7-181	New	V. 21, p. 1563
111-7-182		
through		
111-7-186	New	V. 21, p. 1861-1862
111-7-182	Amended	V. 22, p. 53
111-7-184	Amended	V. 22, p. 53
111-8-101		
through		
111-8-126	New	V. 20, p. 1573-1579
111-9-111	New	V. 20, p. 1406
111-9-112	Amended	V. 20, p. 1579
111-9-113	Amended	V. 21, p. 186
111-9-114	New	V. 21, p. 657
111-9-115	New	V. 21, p. 702
111-9-116	New	V. 21, p. 703
111-9-117	New	V. 21, p. 1533
111-9-118	New	V. 22, p. 54
111-9-119	New	V. 22, p. 54

**AGENCY 112: RACING AND GAMING COMMISSION**

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

**AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-2-1	Amended	V. 21, p. 1557
115-2-2	Amended	V. 21, p. 1558
115-2-3	Amended	V. 21, p. 1558
115-2-6	Amended	V. 21, p. 451
115-4-4	Amended	V. 21, p. 452
115-5-1	Amended	V. 21, p. 1137
115-5-2	Amended	V. 21, p. 1138
115-5-3	Amended	V. 21, p. 1138
115-7-1	Amended	V. 21, p. 1558
115-7-2	Amended	V. 21, p. 1559
115-7-7	New	V. 21, p. 1559
115-9-4	Amended	V. 21, p. 177
115-11-1	Amended	V. 21, p. 177
115-11-2	Amended	V. 21, p. 177
115-13-3	Amended	V. 21, p. 1560
115-13-4	Amended	V. 21, p. 1560
115-16-5	New	V. 21, p. 1138
115-16-6	New	V. 21, p. 1139
115-17-6		
through		
115-17-9	Amended	V. 21, p. 1889, 1890
115-17-11	Amended	V. 21, p. 1561
115-17-12	Amended	V. 21, p. 1562
115-17-13	Amended	V. 21, p. 1562
115-17-14	Amended	V. 21, p. 1890
115-18-7	Amended	V. 21, p. 453
115-18-13	Amended	V. 21, p. 1562
115-18-14	Amended	V. 21, p. 1563
115-20-2	Amended	V. 21, p. 1891
115-30-8	Amended	V. 21, p. 1891

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

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

**AGENCY 118: STATE HISTORICAL SOCIETY**

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

**AGENCY 126: UNMARKED BURIAL SITES PRESERVATION BOARD**

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



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