

Kansas Register

Ron Thornburgh, Secretary of State

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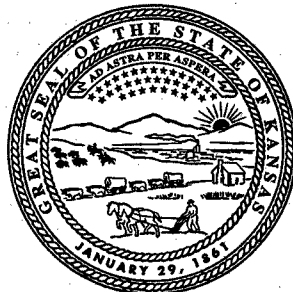
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State of Kansas

**Hospital Bioterrorism Preparedness
Planning Committee****Notice of Meeting**

The Kansas Hospital Bioterrorism Preparedness Planning Committee will meet from 10 a.m. to 3 p.m. Thursday, May 29, at the Kansas Medical Society, 623 S.W. 10th Ave., Topeka. For further information, contact the KDHE Office of Local and Rural Health at (785) 296-1200.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 029250

State of Kansas

Social and Rehabilitation Services**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 10:30 a.m. Monday, June 23, in Room 481-West, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of amendments to existing rules and regulations on a permanent basis effective 15-days after publication in the Kansas Register. This 60-day notice of the public hearing shall constitute a public comment period for the proposed regulations. Interested parties may submit written comments prior to or during the public hearing to Hope Burns, Office of the Secretary for SRS, Room 603-N, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views, but it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Hope Burns at (785) 296-3274 or by calling the Kansas Relay Center at 1-800-766-3777. The adoption of the regulations will take place at 9 a.m. Tuesday, June 24, in the SRS executive conference room, 603-N, Docking State Office Building.

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

Note: The following regulations are to be effective 15-days after publication in Kansas Register. These same regulations also are being proposed on a temporary basis with an expected effective date of July 1, 2003.

Article 10.—ADULT CARE HOME PROGRAM

30-10-17. Cost reports. This regulation is being amended to delete the provision for new providers to file an historical cost report after their first 12 months of operation. New providers will now file their first 12 month report following the completion of their first complete calendar year in the program. This change is tied to

changes proposed to K.A.R. 30-10-18, rates of reimbursement.

Federal Mandate: None.

Fiscal Impact: None.

Bearer of Cost: Not applicable.

Affected Parties: Nursing home providers.

Other Methods: Leaving the regulation as it is was considered, but this would require new providers to file a report that would not be used under the changes proposed in K.A.R. 30-10-18.

30-10-18. Rates of reimbursement. This regulation is being amended because language was inserted to allow for the use of a base year in the reimbursement system. The steps for adjusting the Direct Healthcare portion of the rates were clarified. Case mix index (CMI) scores for ventilator-dependent residents were excluded from the calculation of the facility (CMI). The incentive factor was made optional. The period that new providers operate under a rate determined from the previous provider's cost data was extended from 12 months to 24 months. Some sections also were shuffled in order to group all of the rate calculation sections together.

Federal Mandate: None.

Economic Impact: Indefinite. The changes to the rate-setting parameters will allow for greater flexibility in the rate-setting process. The details of the rate-setting methodology will continue to be outlined in the Medicaid State Plan. The proposed methodology is published in this issue of the Kansas Register, and the final methodology will be published in late June.

Bearer of Cost: Not applicable.

Affected Parties: Nursing home providers.

Other Methods: Leaving the regulation as it is was considered, but this would continue to provide nursing homes with the incentive to spend since any costs incurred would be recognized through the rate setting process.

30-10-19. Rates; effective dates. This regulation is being amended. The first rate for a new provider that is based on that provider's historical cost data would not be effective until the first day of the 25th month of operation.

Federal Mandate: None.

Economic Impact: Indefinite, but this will delay new providers taking over an existing nursing home from reestablishing the cost data used to set their rates. Since reestablishing the cost data has generally caused rates to increase faster than the rate of inflation, this will likely result in a cost savings for the state.

Bearer of Cost: Nursing home providers taking over existing homes.

Affected Parties: Nursing home providers and the state.

Other Methods: Leaving the regulation as it is was considered but this would continue to allow providers to reestablish cost data sooner and potentially result in gaming of the base year system proposed in K.A.R. 30-10-18.

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 029235

State of Kansas

Department of Transportation

Request for Comments

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

Project U-1933-01—Preliminary engineering, 8th Street from US-83 west to Calvert in the City of Liberal, Seward County

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

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

The comment period regarding the STIP amendment will conclude May 23.

Deb Miller
Secretary of Transportation

Doc. No. 029257

(Published in the Kansas Register April 24, 2003.)

Fort Scott Community College

Request for Bids

Separate sealed bids for the construction of an outdoor classroom, consisting of three retention pond dams with concrete inlet structures and HDPE outlet pipes, will be received by the Fort Scott Community College, 2108 S. Horton, Fort Scott, 66701, until 4:30 p.m. Friday, May 9, and then will be publicly opened and read aloud at said office at 4:31 p.m. May 9.

Parties interested in bidding must contact Agricultural Engineering Associates for bidder prequalification prior to obtaining contract documents and/or bidding. The contract documents may be examined at the Fort Scott Community College or at Agricultural Engineering Associates, 1000 Promontory Drive, Uniontown.

Copies of the contract documents may be obtained at the office of Agricultural Engineering Associates, 1000 Promontory Drive, Box 4, Uniontown, 66779, (620) 756-1000, upon a nonrefundable payment of \$25 per set.

A pre-bid conference will be held to review any questions on the anticipated construction. Interested contractors are invited to meet at Agricultural Engineering Associates. The meeting will be at a mutually-agreed upon time and date between the contractor and Agricultural Engineering Associates. Attendance at the conference is not mandatory for bidding on this project.

Fort Scott Community College

Doc. No. 029255

State of Kansas

Hospital Bioterrorism Preparedness
Planning Committee

Notice of Subcommittee Meeting

The Hospitals Liaison Subcommittee of the Kansas Hospital Bioterrorism Preparedness Planning Committee will meet from 10 a.m. to 3 p.m. Tuesday, April 29, at the Kansas Hospital Association, 215 S.E. 8th Ave., Topeka. For further information, contact Tom Sipe at the Kansas Hospital Association, (785) 233-7436

Roderick Bremby
Secretary of Health
and Environment

Doc. No. 029249

State of Kansas

Kansas Insurance Department

Notice of Changes in Pharmacy Networks

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:

Cigna/CGLIC Pharmacy Network has notified the Insurance Department of the following additions to its pharmacy network:

Pharmacy Name	City	Effective Date
Target #T-1487	Mission	10/01/2002
Sams Pharmacy #10-6426	Salina	10/21/2002
Schroeder Drugs	Osage City	10/30/2002
Parsons Family Pharmacy	Parsons	12/11/2002
Medicap Pharmacy #101	Concordia	01/01/2003
Cardinal Drug	Chanute	01/02/2003

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

Pharmacy Name	City	Effective Date
Medicap Pharmacy	Concordia	01/01/2003
Palace Drug Store	Colby	01/23/2003
Eckerd Drug Stores #3951	Olathe	01/24/2003
Walgreens #07147	Wichita	01/24/2003
Walgreens #06112	Olathe	01/31/2003
Target Pharmacy #1543	Olathe	02/15/2003
Hamilton County Drug Store	Syracuse	03/17/2003

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
Consumers Pharmacy	Wichita	01/06/2003
Medicap Pharmacy	Concordia	02/06/2003
Kmart Pharmacy #3803	Independence	03/06/2003
Kmart Pharmacy #4174	Wichita	03/07/2003
Kmart Pharmacy #7040	Lawrence	03/01/2003

Questions should be directed to Deletria Nash at the Kansas Insurance Department, (785) 296-3071.

Sandy Praeger
Kansas Insurance Commissioner

Doc. No. 029232

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms in the area of Intelligent Transportation Systems (ITS). Firms will perform ITS-related work in the areas of research, planning, design, deployment, integration, management and operations on an as-needed basis, according to guidelines provided by KDOT's Bureau of Transportation Planning, ITS Unit. Two or three firms will be selected for this work.

A response may be submitted by e-mail at Neil@ksdot.org, or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages. Responses must be received in Room 1084-West by 5 p.m. May 14 for the consulting engineering firm to be considered.

The Consultant Selection Committee will select a list of the most highly-qualified firms and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short-listed will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct discussions with the firms invited to the individual interview conferences. The committee will select the firms to perform the professional services required for completing the advertised project. After the selection of the firms, the remaining firms will be notified by letter of the outcome.

Examples of project areas that KDOT will assign to the ITS on-call consultant are as follows:

- Kansas City Scout Project Expansions
- Commercial Vehicle Operations ITS/CVISN
- ITS Communications
- Statewide ITS Operations and Management
- Advanced Traveler Information Systems
- Statewide Traffic Operations Center Early Deployment Study
- Transit ITS
- Maintenance Fleet ITS
- ITS Software Integration
- Work Zone/Special Event Management
- Project Architecture
- ITS Research

Details on KDOT's ITS program can be found on the Internet at <http://kdot1.ksdot.org/public/kdot/burtransplan/burovr/intransy.html>.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

- Size and professional qualifications.
- Experience of staff.

- Location of firm with respect to proposed project.
- Work load of firm.
- Firm's performance record.

Deb Miller
Secretary of Transportation

Doc. No. 029202

State of Kansas

Social and Rehabilitation Services

Notice of Meetings

The Kansas Department of Social and Rehabilitation Services is the lead agency to administer the Child Care and Development Fund (CCDF) program. CCDF funds the child care subsidy program, which helps low-income employed parents pay for child care and early learning quality initiatives such as child care provider grants, provider training, and child care resource and referral in Kansas.

A new state plan describing the services to be provided is submitted every two years. Topics to be discussed include child care services, processes with parents, activities and services to improve the quality and availability of child care, and health and safety requirements for providers.

Copies of the proposed CCDF state plan are available upon request by e-mail at earlylearning@srskansas.org or by calling (785) 368-6355. The following public meetings have been scheduled to receive comments on the proposed 2004-2005 biannual state plan:

Topeka

April 24, 1:30 to 3:30 p.m.

SRS Learning Center

2600 S.W. East Circle Drive South

Kansas City

May 27, 6:30 to 8 p.m.

West Wyandotte Library

1737 N. 82nd St.

Wichita

May 28, 7 to 9 p.m.

Finney State Office Building, Room 3080

230 E. William

Salina

May 29, 6:30 to 8:30 p.m.

Salina Area SRS Office

901 Westchester

Garden City

June 5, 7 to 9 p.m.

Garden City Area SRS Office

1710 Palace Drive

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 029239

State of Kansas

**Department of Administration
Division of Facilities Management**

**Notice of Commencement of
Negotiations for Architectural Services**

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for the Department of Corrections. The contract will be for one year, renewable for two additional one-year periods.

For information regarding the scope of services, contact Mike Gaito, Director of Capital Improvements, (785) 296-0883.

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

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. May 9.

Stuart D. Leighty
Director, Division of
Facilities Management

Doc. No. 029254

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, May 8, 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. 000565—Maximum Principal Amount: \$35,200. Owner/Operator: Michael and Carol Hiebert. Description: Acquisition of 40 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at the South Half of the North Half of the Southwest Quarter of Section 16, Township 22 South, Range 1 East, Harvey County, Kansas, approximately 3 miles north of Newton from K-15 Hwy. and I-35, 1/2 mile east on 72nd Street and 1/4 to 3/8 mile north on 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. 029246

State of Kansas

**Department of Administration
Division of Facilities Management**

**Notice of Commencement of
Negotiations for Engineering Services**

Notice is hereby given of the commencement of negotiations for "on-call" structural engineering services for the Division of Facilities Management. The contract will be for one year, renewable for two additional one-year periods.

For information regarding the scope of services, contact Barbara Schilling, Division of Facilities Management, (785) 291-3695.

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

Expressions of interest and the SF 255 submittals should be received by Gary Grimes before 5 p.m. May 9.

Stuart D. Leighty
Director, Division of
Facilities Management

Doc. No. 029243

**State of Kansas
Kansas Sentencing Commission**

Notice of Meeting

The Kansas Sentencing Commission will meet from 1:30 to 3:30 p.m. Thursday, May 22, in the Senate Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. For further information, call (785) 296-0923.

Barbara Tombs
Executive Director

Doc. No. 029251

**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. Anadarko Gathering Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 for the removal of catalytic converters and air/fuel ratio controllers. Emissions of oxides of nitrogen (NOx) were evaluated during the permit review process.

Anadarko Gathering Company, Houston, Texas, owns and operates the stationary source located 11 miles west of Hugoton, Kansas, Section 21, Township 33 South, Range 39 West, Morton County, Kansas, at which the catalytic converters and air/fuel ratio controllers are to be removed.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Ralph E. Walden, (785) 296-1583, at the KDHE central office; or Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Ralph E. Walden, 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 May 27.

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 May 27 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 029244

**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 4-21-03 through 4-27-03

Term	Rate
1-89 days	1.27%
3 months	1.12%
6 months	1.16%
1 year	1.28%
18 months	1.47%
2 years	1.68%

Derl S. Treff
Director of Investments

Doc. No. 029230

**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:

5/7/2003	06105	Polymer Emulsion
5/7/2003	06111	Air Charter Service
5/8/2003	06099	Risk Assessment Validation
5/13/2003	06090	On Call Auctioneering Services
5/30/2003	06084	Nurse Professional Liability Insurance
6/16/2003	06116	Enterprise Resource Planning Software Solutions
6/16/2003	06117	Consultant Services for ERP Implementation Services

The above referenced 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>

The following bid documents may be obtained by calling (785) 296-8899:

5/8/2003	A-9578	Lewis Field Parking Improvements
5/13/2003	A-9510	Reroof —Various Cottages
5/13/2003	A-9511	Reroof Sequoia Cottage
5/13/2003	A-9586	Remodel Building #13—Stouffer Place Apartment

Stuart D. Leighty
Director of Purchases

Doc. No. 029258

State of Kansas

**Department of Health
and Environment****Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit and amending previously-issued construction approvals. Vulcan Chemical has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance. Notice also is given that certain requirements in the construction approvals dated November 8, 1985; March 21, 1989; April 13, 1990; January 27, 1992; October 26, 1992; October 13, 1993; January 3, 1996; and March 30, 1998, are being modified by a modification of approval conditions.

Vulcan Chemical, Birmingham, Alabama, owns and operates a facility that manufactures chemicals for industrial processes located at 6200 S. Ridge Road, Wichita, Kansas.

A copy of the proposed permit, permit application, all supporting documentation, all information relied upon during the permit application review process and a copy of the modification of approval conditions are available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the Wichita Department of Environmental Health, 1900 E. 9th, Wichita. To obtain or review either document, contact William Stone, (785) 296-6427, at the KDHE central office; or Randy Owen, (316) 268-8448, at the Wichita Department of Environmental Health. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the documents to William Stone, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating final document decisions, written comments must be received by the close of business May 26.

A person may request a public hearing be held on the proposed documents. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business May 26 in order for the Secretary of Health and Environment to consider the request.

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

public comment period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

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

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 029231

State of Kansas

**Department of Health
and Environment****Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding the amendment of a previously-issued air quality construction permit. National Cooperative Refinery Association, McPherson, owns and operates the stationary source located at 1391 Iron Horse Road, McPherson. Certain requirements were found to no longer be appropriate in the construction permit dated August 22, 2001. These requirements are being modified.

A copy of the modification 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 modification, contact Dana S. 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 modification to Dana S. 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 May 27.

A person may request a public hearing be held on the proposed modification. 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 May 27 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 029241

State of Kansas

Department of Health
and Environment

Notice of Review of Vital Records Forms

The Kansas Department of Health and Environment, through its Center for Health and Environmental Statistics, Office of Vital Statistics (OVS), has initiated a review of the content of forms (certificates) used to register births, deaths and stillbirths (fetal deaths) that occur in Kansas. The last review was conducted in 1989. The purpose of the review is to determine whether the content of current OVS records meets changing needs to capture necessary and essential information for determining the health status of Kansans and/or for supporting development of health policy plans and decisions. Stakeholders, particularly in-state health researchers, data providers and users are invited to participate in this latest review.

To combat attempts to use vital records for illicit purposes (e.g., identity theft, fraudulent or counterfeit identification, etc.), and to address specific health issues from a national perspective, state vital records agencies agreed to include common elements of information within the birth, death and stillbirth (fetal death) certificates produced by each state. The common elements, identified as the "U.S. Standard Certificate," form the respective core of each state's vital records. This core set of common elements serves as the key for exchanging and sharing information between states and federal partners. Consequently, the Kansas certificates for birth, death and stillbirth (fetal death) will continue to include core elements developed through nationwide collaboration and cooperation. Through the Internet, the National Center for Health Statistics (NCHS) is making it possible to share details and results of the nationwide collaborative and cooperative effort with stakeholders.

To make it convenient to participate in the review and to submit comments or suggestions regarding content of each of the records, the KDHE Web site has been modified. The KDHE Web site provides links to the NCHS tool; the current version of OVS' forms used to establish records of births, deaths and stillbirths (fetal deaths) that occur in Kansas; and features to enable submission of comments and/or suggestions regarding content of each of the records directly through the Web site.

Since information regarding marriage and divorce records is not exchanged and shared between states and federal partners, the content of records of these vital events is not a part of the nationwide collaborative and cooperative review effort. However, the KDHE Web site also includes the current version of OVS forms used to establish records of marriages and divorces that occur in Kansas. Features to enable submission of comments and/or suggestions regarding content of marriage and divorce records directly through the Web site are included.

The Web site may be accessed at: <http://www.kdhe.state.ks.us/ches>, then locate and click on "certificate review." The site includes instructions for conducting the

review. Please refer to the site for instructions to submit review comments on or before May 15.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 029259

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. East Kansas Agri-Energy has applied with the provisions of K.A.R. 28-19-300 to construct an ethanol manufacturing plant. Emissions of particulate matter (PM), PM equal to or less than 10 microns in diameter (PM₁₀), volatile organic compounds (VOCs), oxides of nitrogen (NO_x), sulfur oxides (SO_x) and carbon monoxide (CO) were evaluated during the permit review process.

East Kansas Agri-Energy, Garnett, proposes to own and operate a stationary source located at Section 31, Township 20, Range 20, Anderson County, at which a 25 million gallon per year fuel grade ethanol plant is to be constructed and operated.

A public comment period has been established until May 27, unless extended by the hearing officer, to allow citizens the opportunity to express any concerns or comments they may have about this permitting action. A public hearing will be conducted by the Kansas Department of Health and Environment at 7 p.m. Wednesday, May 28, at the Anderson County Community Building, North Lake Park, Garnett, to receive comments on the proposed issuance of an air quality construction permit. Written comments may be submitted at the hearing or may be sent to Connie Carreno, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366.

A copy of the proposed permit, permit application, supporting documentation and 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; at the KDHE Southeast District Office, 1500 W. 7th, Chanute; and at City Hall, 131 W. 5th Ave., Garnett. Questions about the draft permit should be directed to John Ramsey at (785) 296-1992. To obtain or review the proposed permit and supporting documentation, contact Connie Carreno, (785) 296-6422, at the KDHE central office; Lynelle Stranghoner, (620) 431-2390, at the KDHE Southeast District Office; or Joyce Martin, (785) 448-5496, at the Garnett City Hall. The standard departmental cost will be assessed for any copies requested.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 029240

State of Kansas

Wildlife and Parks Commission

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted by the Wildlife and Parks Commission at 7 p.m. Thursday, June 26, at the Aberdeen Steakhouse, 503 Main, Atwood, to consider the approval and adoption of proposed administrative regulations of the Kansas Department of Wildlife and Parks.

A workshop meeting on business of the Wildlife and Parks Commission will begin at 1:30 p.m. June 26 at the location listed above. The meeting will recess at 5 p.m., then resume at 7 p.m. at the same location for the regulatory hearing: There will be public comment periods at the beginning of the afternoon and evening meetings for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete the hearing or other business matters, the commission will reconvene at 9 a.m. June 27 at the same location.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Sheila Kemmis, commission secretary, at (620) 672-5911. Persons with a hearing impairment may call the TDD service at 1-800-766-3777 to request special accommodations.

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

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

K.A.R. 115-4-4. This regulation establishes legal equipment and taking methods for the taking of big game. The proposed amendment would eliminate the use of center-fire rifles as legal equipment for the taking of big game in a deer management unit designated as an urban unit in K.A.R. 115-4-6.

Economic Impact Summary: The proposed amendment is not anticipated to have a significant economic impact on the department, other agencies or the general public.

K.A.R. 115-4-6. This regulation establishes management units for deer. The proposed amendments would clarify unit boundary changes made when the Kansas City urban unit was created.

Economic Impact Summary: The proposed amendments are not anticipated to have a significant economic

impact on the department, other agencies or the general public.

K.A.R. 115-18-8. This regulation defines retrieval and possession of game animals and migratory birds. The proposed amendments would clarify that waste provisions are applicable to sport fish and add white-winged doves to the list of migratory birds.

Economic Impact Summary: The proposed amendments are not anticipated to have an economic impact on the department, other agencies or the general public.

K.A.R. 115-25-19. This proposed new regulation would establish a dove season in accordance with the current federal frameworks, shooting hours and aggregate bag and possession limits for doves.

Economic Impact Summary: The proposed regulation is intended to concur with current federal frameworks for dove hunting, and therefore no substantial economic impact to the department, other agencies or the general public is anticipated.

K.A.R. 115-25-20. This regulation establishes the sand-hill crane management unit, hunting season, shooting hours, and bag and possession limits. The proposed amendments include an expansion of the management unit and an increase in the bag and possession limit.

Economic Impact Summary: The proposed amendments are not anticipated to have any substantial economic impact on the department, other agencies or the general public.

Copies of the complete text of the regulations and their respective economic impact statements may be obtained by contacting the chairman of the commission at the address above or by calling (785) 296-2281.

John R. Dykes
Chairman

Doc. No. 029242

State of Kansas

Department of Health
and EnvironmentNotice Concerning Kansas
Water Pollution Control Permits

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

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

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

**Public Notice No. KS-AG-03-102/110
Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Lyle Helmer 1370 Ave. H Lyons, KS 67554	NW/4 of Section 07, T19S, R08W, Rice County	Arkansas River Basin

Kansas Permit No. A-ARRC-M003

This is a permit renewal for an existing operation. The dairy has downsized since the previous permit. The permit is for a maximum of 45 head of milking cows (63 a.u.) and 15 head of calves weighing less than 700 pounds (7.5 a.u.), for a total of 60 head (70.5 a.u.) of cattle.

Dewatering equipment shall be obtained within four months after issuance of the permit through purchase, rental or custom application agreement. Written verification of the acquisition of the equipment shall be submitted to the department.

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

A water level measurement device (such as a staff gauge) shall be installed and maintained in each outdoor retention structure. Written verification of the installation of the equipment shall be submitted to the department within four months of the effective date of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Michael Kendall 602 2nd Road Longford, KS 67458	NW/4 of Section 36, T10S, R01E, Clay County	Smoky Hill River Basin

Kansas Permit No. A-SHCY-M001

This is a permit renewal/modification for an existing facility for a maximum of 45 head [63 animal units (a.u.)] of lactating cows, 5 head of replacement heifers (5 a.u.) and 30 head of calves (15 a.u.), for a total of 80 head (83 a.u.) of dairy livestock. There are no proposed changes to the existing facility. The previous permit listed only the milk herd, and the permit is rewritten to also include the dry cattle and heifers. The facility was previously permitted for a maximum of 45 head of dairy livestock [63 animal units (a.u.)] and the permit now lists 45 head of milkers, 5 replacement heifer cattle and 30 calves, for a total of 80 head (83 a.u.) of dairy cattle.

Dewatering equipment shall be obtained within three months after issuance of the permit through purchase, rental or custom application agreement. Written verification of the acquisition of the equipment shall be submitted to the department.

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

Name and Address of Applicant	Legal Description	Receiving Water
Roger Ottot 1479 Osage Road Washington, KS 66968	NE/4 of Section 21, T03S, R03E, Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-M001

This is a permit renewal/modification for an existing operation. The existing facility has decreased the number of head being milked. The previous permit listed only the milk herd, and the permit is rewritten to include the dry cattle and heifers. Also, the facility has three cattle open lots that were not previously listed in the permit. The facility was previously permitted for a maximum of 150 head of dairy livestock [210 animal units (a.u.)] and the permit renewal is for a maximum of 20 head of milking cows (28 a.u.), 170 head of cattle greater than 700 pounds [170 animal units (a.u.)] and 160 head of calves weighing less than 700 pounds (80 a.u.), for a total of 350 head (278 a.u.) of dairy and beef cattle.

Dewatering equipment shall be obtained within three months after issuance of the permit through purchase, rental or custom application agreement. Written verification of the acquisition of the equipment shall be submitted to the department.

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

The 100 ft. minimum width of grass buffer prior to the waterway is to be established for the west pen area within four months of the effective date of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Larry Billings Billings Hogs, Inc. 16095 N. Big Lowe Road Garden City, KS 67880	SE/4 of Section 31, T21S, R33W, Finney County	Upper Arkansas River Basin

Kansas Permit No. A-UAFI-S002

This is a renewal permit for an existing facility for 800 head (320 animal units) of swine greater than 55 pounds and 200 head (20 a.u.) of swine weighing 55 pounds or less, for a maximum capacity of 1,000 head (340 a.u.) of swine. The animal unit increase is due to a change in Kansas law requiring swine 55 pounds or less to be counted in the facility's maximum capacity.

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

Name and Address of Applicant	Legal Description	Receiving Water
Dudrey Cattle Co. Inc. P.O. Box 65 St. John, KS 67576	SW/4 of Section 27, T23S, R13W, Stafford County	Arkansas River Basin

Kansas Permit No. A-ARSF-C002 Federal Permit No. KS0085839

This is a renewal permit for an existing facility for 5,000 head (5,000 animal units) of beef cattle.

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

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

The three feeding pens of the west side of the east feeding area are to be removed and the small lagoon converted into a tail water pit. The operator shall within one year from the date of permit issuance depopulate these pens, remove fences and equipment, dewater/clean out sludge accumulations and convert the lagoon into a irrigation tail water pit. Permeability tests are to be completed for the four existing retention structures.

Name and Address of Applicant	Legal Description	Receiving Water
Griffith Ranch 503 E. 11th Scott City, KS 67871	NW/4 of Section 25, T16S, R33W, Scott County	Smoky Hill River Basin

Kansas Permit No. A-SHSC-B003

This is a renewal/modification permit for an existing facility. The facility is reducing the head count from 1,200 to 900 head (450 animal units) of beef cattle weighing less than 700 pounds.

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

Permeability tests shall be conducted on the earthen wastewater retention structure. Permeability tests shall be completed within six

(continued)

months of the effective date of the permit. If a synthetic liner is to be installed, the tests shall be completed prior to its placement.

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

Name and Address of Applicant	Legal Description	Receiving Water
Harmony Hogs 8710 W. Road 210 Scott City, KS 67871	SW/4 of Section 15, T17S, R34W, Scott County	Smoky Hill River Basin

Kansas Permit No. A-SHSC-S004

This is a renewal permit for an existing facility for 2,350 head (820 animal units) of swine.

Permeability tests shall be conducted on the earthen wastewater retention structures primary, secondary and evaporative #1. Permeability tests for the evaporative ponds 1 & 2 must be conducted and completed before placing the ponds into service. Permeability tests shall be completed within six months of the effective date of the permit. If a synthetic liner is to be installed, the tests shall be completed prior to its placement.

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

Permeability tests must be conducted and completed on the primary and secondary retention structures by November 1, 2003.

Name and Address of Applicant	Legal Description	Receiving Water
Kent W. Smith dba 6-S Cattle Company 10168 S.W. 20th Ave. Pratt, KS-67124	SW/4 of Section 14, T28S, R14W, Pratt County	Lower Arkansas River Basin

Kansas Permit No. A-ARPR-B004

This is a renewal permit for an existing facility for 950 head (950 animal units) of beef cattle.

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

Permeability tests shall be conducted on the earthen wastewater retention structures #1 & #2. Permeability tests shall be completed within 12 months of the effective date of the permit. If a synthetic liner is to be installed, the tests shall be completed prior to its placement.

Dewatering equipment shall be obtained within six months after issuance of the permit through purchase, rental or custom application agreement. Written verification of the acquisition of the equipment shall be submitted to the department.

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

Name and Address of Applicant	Legal Description	Receiving Water
Stabel Family Farms, LLC Stewart Stabel P.O. Box 269 Lakin, KS 67860	All of Sections 35 and 36, T19S, R38W, NW/4 of Section 01, T20S, R38W, SW/4 of Section 31, T19S, R37W, Wichita County	Upper Arkansas River Basin

Kansas Permit No. A-UAWH-H003 Federal Permit No. KS0095401

This is a permit modification for an existing swine finishing facility currently permitted for 86,400 head (34,560 animal units) that average 150 pounds each. Under the modified permit, the facility will have a total maximum, not to exceed 172,800 head of weaned pigs weigh-

ing up to 70 pounds each, or a total maximum, not to exceed 86,400 head of finisher pigs having an average weight of 150 pounds each. After the weaned pigs have reached 70 pounds, any quantity over 86,400 head must be transferred out of the facility. No buildings or waste facilities in addition to those originally approved are being proposed.

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

The permittee shall adhere to the "Agreement for Operation of an Ambient Air Monitoring Station" executed in November 2002.

Dewatering equipment shall be obtained by December 31, 2003, through purchase, rental or custom application agreement. Written verification of the acquisition of the equipment shall be submitted to the department by January 31, 2004.

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

Public Notice No. KS-03-046/047

Name and Address of Applicant	Waterway	Type of Discharge
Osawatomie, City of 439 Main St. Osawatomie, KS 66064-0037	Marais des Cygnes	Treated Domestic Wastewater

Kansas Permit No. I-MC30-PO06 Federal Permit No. KS0097250

Legal: NE $\frac{1}{4}$, S10, T18S, R22E, Miami County

Facility Name: Osawatomie Water Treatment Plant -Wastewater Treatment Facility

Facility Location: 100 11th St., Osawatomie, KS 66064

Facility Description: The proposed action is to issue a new permit for an existing potable water treatment plant using a lagoon for wastewater treatment. Wastewater from the presedimentation basin and filter backwash operation is discharged to an existing single-cell wastewater treatment lagoon system (total of 0.92 surface acres at 8 ft. depth). A sodium bisulfite system will be installed during the current plant upgrades to control total residual chlorine concentration in the lagoon discharge if necessary. Discharge from the lagoon system is routed to the Marais des Cygnes River. Estimated flow of wastewater to the lagoon system is 0.23 MGD at the maximum water treatment plant capacity. The proposed permit includes limits for total suspended solids, and pH and monitoring for total residual chlorine. This permit contains a schedule of compliance to achieve compliance with final limits within 30 days of substantial completion of the plant upgrades. 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
Sunflower Electric Power Corp. 2075 W. St. John St. Garden City, KS 67846	Arkansas River	Treated Processed Wastewater

Kansas Permit No. I-UA14-PO02 Federal Permit No. KS0080063

Legal: NW $\frac{1}{4}$, S24, T24S, R33W, Finney County

Facility Description: The proposed action is to reissue an existing permit for an existing wastewater discharge from an electrical power plant. The plant consists of five natural gas-fired electric generating units (240 MW total generation capacity). Of these, three combustion turbines are intermittently used and two, S2 and GC3 (steam electric units), are used as peaking units. Discharge from this plant consists of R.O. reject, continuous electro-deionizer (CEDI) reject, cooling tower blowdown, boiler blowdown, evaporative cooler blowdown, building heating and auxiliary boiler drains, building floor drains, and stormwater run-off to the Arkansas River via a 3,500 foot long underground pipeline. Daily maximum and 30-day maximum discharges are 0.504 and 0.432 MGD. Metal cleaning and chemical metal cleaning waste are shipped off-site for treatment and disposal. Domestic waste is directed to a septic tank/lateral system. The proposed

permit includes limits for total suspended solids, oil and grease, total residual oxidant and pH. Monitoring for sulfate, chloride, temperature, total recoverable metals, hardness and effluent flow also is required. The permittee is required to conduct a chronic whole effluent toxicity test annually. The permit contains a schedule of compliance that provides for the installation of an approved flow meter. The schedule of compliance also provides that the permittee shall investigate, list, obtain an engineering report containing recommended changes, and complete operational and infrastructural changes necessary to reduce the quarterly average concentration of sulfate in the discharge. 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-03-010/011

Name and Address of Applicant	Legal Location	Type of Discharge
Krehbiel Specialty Meats, Inc. 1634 Mohawk Road McPherson, KS 67460	SW¼, S11, T19S, R3W, McPherson County	Nonoverflow

Kansas Permit No. I-LA11-NO06

Facility Description: The proposed action is to issue a new permit for operation of an existing wastewater treatment facility. Wastewater from slaughtering, processing and packaging operations, domestic water from a single family household, a retail store, and an office/recreation/meeting building area, and rainfall runoff from two loading areas are directed to a single-cell earthen lagoon. One of the loading areas are used for handling cattle and slaughter waste and the other loading area is the wholesale product loading dock. In 2002, the facility processed an average of about 60 animals per week with a total live weight of about 21,350 pounds and an average daily wastewater production of 2,000 gallons. Hides, offal, blood and solid waste are shipped to National By-Products. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit. The permit contains a schedule of compliance requiring the permittee to provide KDHE with an engineering report, evaluating the capacity and seal integrity of the existing wastewater lagoon system to adequately treat the expected hydraulic and organic loading. If adequate capacity is not available, permittee shall upgrade system as necessary. If irrigation is needed, a minimum of a two-cell lagoon system must be provided with irrigation from the final cell. 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
Thayer Aerospace Mfg. LLC 4201 S. 119th St. West Wichita, KS 67215	NE¼, S13, T28S, R2W, Sedgwick County, KS	Nonoverflow

Kansas Permit No. C-AR94-NO26

Facility Description: The proposed action is to reissue a permit for operation of an existing wastewater treatment facility. Only domestic wastewater shall be discharged to this lagoon system. The permittee shall not connect any floor drains or other potential sources of industrial wastes to this system. This facility is considered a temporary treatment system. Connection to a regional sewage collection system shall be required when a system becomes reasonably available. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit. 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. 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 at-

tention 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 May 24 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-03-102/110, KS-03-046/047, KS-ND-03-010/011) 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. 029252

State of Kansas

Social and Rehabilitation Services

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

30-5-64. Prior authorization. (a) Any medical service may be placed by the secretary on the published list of services requiring prior authorization or precertification for any of the following reasons:

(1) To ensure that provision of the service is medically necessary;

(2) to ensure that services that may be subject to over-use are monitored for appropriateness in each case; and

(3) to ensure that services are delivered in a cost-effective manner.

(b) Administration of covered pharmaceuticals in the following classes shall require prior authorization. A cross-reference of generic and trade names shall be made available upon request:

- (1) Ace inhibitors:
 - (A) Benazepril;
 - (B) fosinopril;
 - (C) moexipril;
 - (D) perindopril;
 - (E) quinapril;
 - (F) ramipril; and
 - (G) trandolopril;
- (2) acne and skin lesion products:
 - (A) Tretinoin; and
 - (B) alitretinoin;
- (3) angiotensin II receptor antagonists:
 - (A) Candesartan;
 - (B) eprosartan;
 - (C) irbesartan;
 - (D) olmesartan; and
 - (E) valsartan;
- (4) antituberculosis products:
 - (A) Aminosaliclylate sodium;
 - (B) capreomycin;
 - (C) ethambutol;
 - (D) ethionamide;
 - (E) isoniazid;
 - (F) pyrazinamide; and
 - (G) rifampin and rifampin/isoniazid combinations;
- (5) benzodiazepines:
 - (A) Alprazolam;
 - (B) clorazepate dipotassium; and
 - (C) diazepam;
- (6) all decubitus and wound care products;
- (7) all intravenous and oral dietary and nutritional products, including the following:
 - (A) Amino acids, injectable;
 - (B) l-cysteine;
 - (C) lipids, injectable; and
 - (D) sodium phenylbutyrate;
- (8) beta-blockers:
 - (A) Betaxolol;

- (B) bisoprolol;
 - (C) carteolol;
 - (D) nadolol;
 - (E) penbutol;
 - (F) pindolol; and
 - (G) timolol;
- (9) calcium channel blockers:
- (A) Diltiazem extended release, with the following brand names:
 - (i) Cardizem SR[®];
 - (ii) Cardizem CD[®];
 - (iii) Cartia XT[®]; and
 - (iv) Dilacor XR[®];
 - (B) verapamil sustained release, with the following brand names:
 - (i) Covera HS[®]; and
 - (ii) Veralan PM[®];
 - (C) nifedipine sustained release, with the following brand names:
 - (i) Nifedical XL[®]; and
 - (ii) Procardiz XL[®];
- (10) all cyclooxygenase 2 (cox 2) inhibitors:
- (A) Celecoxib;
 - (B) rofecoxib; and
 - (C) valdecoxib;
- (11) all growth hormones and growth hormone stimulating factor, including the following:
- (A) Somatrem;
 - (B) somatropin; and
 - (C) sermorelin;
- (12) modafinil;
- (13) intranasal corticosteroids:
- (A) Budesonide;
 - (B) mometasone;
 - (C) beclomethasone; and
 - (D) triamcinolone;
- (14) proton pump inhibitors:
- (A) Esomeprazole;
 - (B) omeprazole; and
 - (C) rabeprazole;
- (15) drugs for the treatment of impotence: alprostadil;
- (16) monoclonal antibody for respiratory syncytial virus (RSV), including palivizumab;
- (17) drugs for the treatment of obesity:
- (A) Orlistat; and
 - (B) sibutramine;
- (18) oxazolidinones, including linezolid;
- (19) HMG-CoA reductase inhibitors: pravastatin;
- (20) non-sedating antihistamines:
- (A) Desloratidine;
 - (B) fexofenadine; and
 - (C) loratadine;
- (21) H₂ antagonists: nizatidine;
- (22) triptans:
- (A) Naratriptan;
 - (B) zolmitriptan;
 - (C) almotriptan; and
 - (D) frovatriptan; and
- (23) the following drugs if specifically required by the physician, which shall require prior authorization to override maximum allowable cost (MAC) or federal up-

per limit (FUL) pricing:

- (A) Clozaril;
- (B) depakene;
- (C) tegretol; and
- (D) coumadin.

(c) Failure to obtain prior authorization, if required, shall negate reimbursement for the service and any other service resulting from the unauthorized or noncertified treatment. The prior authorization shall affect reimbursement to all providers associated with the service.

(d) The only exceptions to prior authorization shall be the following:

(1) Emergencies. If certain surgeries and procedures that require prior authorization are performed in an emergency situation, the request for authorization shall be made within two working days after the service is provided.

(2) Situations in which services requiring prior authorization are provided and retroactive eligibility is later established. When an emergency occurs or when retroactive eligibility is established, prior authorization for that service shall be waived, and if medical necessity is documented, payment shall be made.

(e) Services requiring prior authorization shall be considered covered services within the scope of the program unless the request for prior authorization is denied. (Authorized by K.S.A. 39-708c(b) and K.S.A. 2002 Supp. 39-7,120; implementing K.S.A. 39-708c(b), K.S.A. 2002 Supp. 39-7,120 and 39-7,121a; effective May 1, 1981; amended May 1, 1983; amended May 1, 1986; amended May 1, 1992; amended July 1, 1994; amended March 1, 1995; amended March 1, 1996; amended July 1, 1996; amended July 1, 1997; amended Jan. 1, 1999; amended April 1, 2000; amended Oct. 1, 2000; amended Oct. 1, 2001; amended Dec. 6, 2002; amended Feb. 21, 2003; amended May 9, 2003.)

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 028247

State of Kansas

Kansas Lottery

Temporary Administrative Regulations

Article 2.—LOTTERY RETAILERS

111-2-1. Application to become a lottery retailer.

(a) Persons or businesses wanting to sell lottery tickets or shares shall apply to the Kansas lottery on forms available through the lottery headquarters in Topeka or through any lottery regional office.

(b) Each application to become an all games lottery retailer shall be accompanied by a fee of \$150.00. All fees shall be non-refundable once a contract is fully executed and a lottery retailer certificate issued. Prior to contract execution and the issuance of a certificate, should the lottery reject or the applicant withdraw an application, the lottery shall refund all but \$50.00 of the application fee.

Any applicant receiving a certificate is authorized to sell all Kansas lottery games.

(c) Lottery retailers other than pull-tab only retailers shall be subject to the following:

(1) They are required to allow such communications equipment to be installed as may be determined by the Kansas lottery, for which they will be charged \$10.00 per week.

(2) Certain retailers whose businesses are seasonal, or are based at events in which Kansas lottery staff is participating, and regularly occur four or fewer days a week during the season, may qualify for cellular telephone services rather than other communications equipment. There shall be no service charges for those on-line retailers selected to receive cellular telephone services available from the lottery.

(d) An applicant to become an all games lottery retailer shall actively offer for sale current instant games offered by the lottery, unless approved by the executive director as a "social environment establishment" defined at K.A.R. 111-6-1, and all on-line games offered by the lottery.

(e) An applicant receiving a lottery retailer certificate pursuant to K.S.A. 74-8708, as amended, may apply for a temporary lottery retailer certificate, good for no more than fourteen days, at a specific location, for special lottery events and other events approved by the executive director. An application for a temporary lottery retailer certificate shall designate the event and the specific location where tickets will be sold.

(f) No sale shall be made at any location outside the state of Kansas or any location not authorized by the executive director or his designee.

(g) No natural person shall be selected as a lottery retailer who is the executive director, a member of the commission or an employee of the Kansas lottery; an officer or employee of a vendor contracting with the Kansas lottery to supply gaming equipment or tickets to the Kansas lottery for use in the operation of any lottery conducted pursuant to this act; a spouse, or a person who resides in the same household as any person described in this subsection. (Authorized by K.S.A. 1997 Supp. 74-8710; implementing K.S.A. 74-8708 and K.S.A. 1997 Supp. 74-8710; effective, T-88-38, Sept. 28, 1987; amended, T-88-61, Dec. 19, 1987; amended, T-111-12-1-88, Dec. 1, 1988; amended, T-111-2-28-95, Feb. 17, 1995; amended, T-111-5-22-96, May 15, 1996; amended, T-111-6-9-97, April 18, 1997; amended, T-111-10-27-97, Sept. 12, 1997; amended, T-111-3-4-98, January 16, 1998; amended, T-111-4-8-03, Dec. 17, 2002.)

111-2-143. Bird Oil winner awareness "Starburst" promotion. (a) In addition to compensation specified in K.A.R. 111-2-4 and 111-2-6, the Kansas lottery shall also conduct a "Starburst" promotion to enhance winner awareness at all Bird Oil corporate locations.

(b) The winner awareness sales promotion will commence at 5:00 a.m. on Saturday, February 1, 2003, and end at the end of the business day as defined at K.A.R. 111-6-1 on Friday, February 28, 2003.

(c) Beginning February 1, 2003, and concluding February 28, 2003, the lottery will conduct a "Starburst" pro-

(continued)

motion at all the Bird Oil corporate stores located in Kansas. The stores must place a starburst decal on a visible wall or counter for every winning instant or on-line ticket that is redeemed at that retailer which wins \$10 or more. Each starburst placed should contain, where possible, the amount won, the ticket itself, and the name of the winner if written permission is obtained from the winner.

(d) For every 10 winning starbursts placed in a visible location at the retail establishment, the retailer will receive the lottery's choice of a promotional item, with a maximum of 10 items per store. For every 25 winning starbursts placed in a visible location at the retail establishment, that retailer will be entered into a drawing for a prize from the lottery. The grand prize is a \$300 credit on the retailer's lottery account. Second prize is a \$50 credit on the retailer's lottery account, and third prize is a \$25 credit on the retailer's lottery account. Each retail location is eligible to win only one of the three credit prizes.

(e) During the week preceding the start of the promotion, an information sheet will be provided for all participating retailers so that they may all start on the same day. Starbursts will be provided by the lottery. The drawings for the grand prize, second prize, and third prize will be conducted at the lottery's Great Bend regional office on March 10, 2003. Lottery security will approve drawing procedures to be used for the drawing. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-4-8-03, Dec. 17, 2002.)

111-2-144a. WesKan Oil "Ask for the sale" promotion. (a) During the period beginning February 1, 2003, and ending February 28, 2003, in addition to compensation provided for in K.A.R. 111-2-4, the Kansas lottery also offers all WesKan Oil stores located in Kansas an opportunity to participate in a bonus retailer "ask for the sale" incentive promotion of lottery tickets.

(b) On each Wednesday in February 2003, including February 5, 12, 19, and 26, all WesKan Oil store personnel selling Kansas lottery tickets will ask every adult customer making a purchase if the customer would like to purchase a lottery ticket. If the employee fails to ask adult customers for the purchase of a lottery ticket and the customer brings it to the clerk's attention before leaving the premises, the retailer shall give the adult customer one \$1.00 instant lottery ticket at no charge.

(c) All retailer employees at each location shall wear promotional buttons and display special point-of-sale materials provided by the lottery each Wednesday from 6:00 a.m. to 10:00 p.m. during the promotion announcing the promotion to its customers. These promotional materials consist of:

(1) A tent card to be displayed at the point where tickets are sold.

(2) A window/monitor banner to be displayed at the front entrance of the business and/or below the lottery information display system monitor.

These materials must be on display during all hours of the promotion at the times and dates established in subsections (b) and (c) for a store to be eligible for a prize.

(d) Any tickets given away above the \$25 allowance representing 25 tickets per location will be the responsibility of WesKan Oil.

(e) Each retail location shall maintain a ticket log form to be completed every time a lottery ticket is given away. The log will be picked up by the Kansas lottery district manager servicing the retailer location at the end of the promotion. If all terms of the promotion have been complied with by the retail location, \$25 will be credited to the retailer's lottery account.

(f) At the end of the promotion, the store with the greatest percentage increase in total lottery ticket sales for the period from February 1, 2003, through February 28, 2003, over the base sales period will receive a credit for \$100 on the retailer's lottery account. Promotional items will also be awarded to all of the stores that have an increase in total lottery sales as compared to the base sales period. The base sales period for each store shall be total lottery ticket sales from February 1, 2002, through February 28, 2002. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8708; effective, T-111-4-8-03, Dec. 17, 2002.)

Article 4.—INSTANT GAMES AND DRAWINGS

111-4-1965. "Apple Pie Doubler" instant ticket lottery game number 264. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Apple Pie Doubler" commencing on or after January 1, 2003. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1965.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1. ⁰⁰	ONE\$
\$2. ⁰⁰	TWO\$
\$3. ⁰⁰	THR\$
\$4. ⁰⁰	FOUR\$
\$5. ⁰⁰	FIVE\$
10. ⁰⁰	TEN\$
20. ⁰⁰	TWENTY
25. ⁰⁰	TWEN-FIV
40. ⁰⁰	FORTY
50. ⁰⁰	FIFTY
\$100\$	ONE-HUN
\$1000	ONETHOU
\$10000	10-THOU
Symbol of a star	DOUBLER
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN
11	ELVN
12	TWLV
13	THRTN

14 FOURTN
15 FIFTN

(c) For this game, a play symbol shall appear in each of 23 play spots within the play area or areas.

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

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

FRE	=	Free Ticket
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00
FRY	=	\$40.00
FTY	=	\$50.00
HUN	=	\$100.00

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

(g) "Apple Pie Doubler" features two separate games. The first game is a match three of six prize amounts or a match two prize amounts plus a star doubler symbol to win double the prize amount. The player will remove the latex covering the play area to reveal six prize amounts or five prize amounts and a star doubler symbol. If the player matches three like prize amounts, the player wins that prize amount. If the player matches two like prize amounts plus a star doubler symbol, the player wins double the prize amount. The second game is a key number match game. A player will remove the scratch-off material to reveal one "APPLE PIE NUMBER" and eight "YOUR NUMBERS." If any of the "YOUR NUMBERS" match the "APPLE PIE NUMBER," the player wins the prize below the matched number.

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

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

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free	FREE TICKET	40,000	\$0
\$2	\$2	18,000	36,000
\$2 (\$1 x 2)	\$2	20,000	40,000
\$2 (\$1 DBL)	\$2	20,000	40,000
\$4	\$4	6,000	24,000
\$4 (\$2 DBL)	\$4	6,800	27,200
\$4 (\$2 x 2)	\$4	7,800	31,200
\$4 (\$1 x 4)	\$4	7,800	31,200
\$5	\$5	2,000	10,000
\$5 (\$3 + \$2)	\$5	4,200	21,000
\$5 (\$1 x 5)	\$5	4,200	21,000
\$10	\$10	2,250	22,500
\$10 (\$5 DBL)	\$10	2,320	23,200
\$10 (\$5 x 2)	\$10	2,320	23,200
\$10 (\$2 x 5)	\$10	2,320	23,200

\$10 ((\$1 x 8) + \$2)	\$10	2,400	24,000
\$20	\$20	760	15,200
\$20 (\$5 x 4)	\$20	800	16,000
\$20 (\$10 x 2)	\$20	1,000	20,000
\$20 ((\$5 DBL) + \$10)	\$20	1,050	21,000
\$20 ((\$2 x 8) + \$4)	\$20	1,100	22,000
\$40	\$40	400	16,000
\$40 (\$20 DBL)	\$40	400	16,000
\$40 (\$20 x 2)	\$40	420	16,800
\$40 (\$5 DBL) + (\$5 x 6)	\$40	420	16,800
\$40 (\$5 x 8)	\$40	480	19,200
\$50	\$50	190	9,500
\$50 (\$25 DBL)	\$50	200	10,000
\$50 (\$10 x 5)	\$50	200	10,000
\$50 (\$5 DBL) + (\$5 x 8)	\$50	200	10,000
\$100	\$100	50	5,000
\$100 (\$50 DBL)	\$100	50	5,000
\$100 (\$10 x 8) + \$20	\$100	50	5,000
\$1,000	\$1,000	12	12,000
\$10,000	\$10,000	4	40,000
TOTAL		156,196	\$683,200

DBL - denotes star doubler symbol.

(k) The odds of winning a prize in this game are approximately one in 3.84. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1966. "Mother's Day Doubler" instant ticket lottery game number 265. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Mother's Day Doubler" commencing on or after January 1, 2003. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1966.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1 ⁰⁰	ONE\$
\$2 ⁰⁰	TWO\$
\$3 ⁰⁰	THR\$
\$4 ⁰⁰	FOUR\$
\$5 ⁰⁰	FIVE\$
10 ⁰⁰	TEN\$
20 ⁰⁰	TWENTY
25 ⁰⁰	TWEN-FIV
40 ⁰⁰	FORTY
50 ⁰⁰	FIFTY
\$100\$	ONE-HUN
\$200\$	TWOHUN
\$1000	ONETHOU
\$8000	EGTTHOU
Symbol of a flower	DOUBLER
Symbol of a heart	HEART
Symbol of a diamond	DIAMOND
Symbol of a pair of earrings	EARRING
Symbol of a card	CARD
Symbol of a present	PRESENT
Symbol of a cake	CAKE
Symbol of a gold bar	GOLD
Symbol of a stack of cash	CASH
Symbol of a bow	BOW
Symbol of a box of chocolates	CHOCOLATE
Symbol of balloons	BALLOON
Symbol of a string of pearls	PEARLS
Symbol of a bottle of perfume	PERFUME
MAYBE NEXT TIME	
GOOD LUCK	

(continued)

(c) For this game, a play symbol shall appear in each of 20 play spots within the play area or areas.

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

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

FRE	=	Free Ticket
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWF	=	\$25.00
FRY	=	\$40.00
FTY	=	\$50.00
THN	=	\$200.00

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

(g) "Mother's Day Doubler" features three separate games. The first game is a match three of six prize amounts or a match two prize amounts plus a flower doubler symbol to win double the prize amount. The player will remove the latex covering the play area to reveal six prize amounts or five prize amounts and a flower doubler symbol. If the player matches three like prize amounts, the player wins that prize amount. If the player matches two like prize amounts plus a flower doubler symbol, the player wins double the prize amount. A player can win once on this game. The second game is a key symbol match game. A player will remove the scratch-off material to reveal one "LUCKY SYMBOL" and six "YOUR NUMBERS." If any of the "YOUR NUMBERS" match the "LUCKY SYMBOL," the player wins the prize below the matched number. A player can win up to six times on this game. The third game is a "BONUS" game. The player will remove the scratch-off material covering the gift box. If a prize is revealed, the player wins that prize instantly. A player can win once on this game.

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

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

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

Get	Expected Number of		Expected Value in Game
	Prizes	Prizes in Game	
Free	FREE TICKET	40,200	\$0
\$2	\$2	18,000	36,000
\$2 (\$1 x 2)	\$2	19,600	39,200
\$2 (\$1 DBL)	\$2	19,600	39,200
\$4	\$4	6,000	24,000
\$4 (\$2 DBL)	\$4	7,400	29,600
\$4 (\$2 x 2)	\$4	7,600	30,400
\$4 (\$1 x 4)	\$4	7,600	30,400
\$5	\$5	2,800	14,000
\$5 (\$3 + \$2)	\$5	3,000	15,000
\$5 (\$1 x 5)	\$5	3,000	15,000
\$5 (\$2 DBL + \$1)	\$5	3,000	15,000

\$10	\$10	2,000	20,000
\$10 (\$5 DBL)	\$10	2,040	20,400
\$10 (\$5 x 2)	\$10	2,160	21,600
\$10 (\$1 x 6) + (\$2 x 2)	\$10	2,400	24,000
\$10 (\$4 x 2) + \$2	\$10	2,200	22,000
\$25	\$25	880	22,000
\$25 (\$10 DBL + \$5)	\$25	920	23,000
\$25 (\$4 x 6) + \$1	\$25	920	23,000
\$25 (\$5 x 3) + (\$2 x 5)	\$25	1,020	25,500
\$40	\$40	400	16,000
\$40 (\$20 DBL)	\$40	420	16,800
\$40 (\$10 x 4)	\$40	440	17,600
\$40 (\$5 x 8)	\$40	506	20,240
\$50	\$50	160	8,000
\$50 (\$25 DBL)	\$50	160	8,000
\$50 (\$10 x 2) + (\$5 x 6)	\$50	200	10,000
\$50 (\$10 x 5)	\$50	180	9,000
\$200	\$200	40	8,000
\$200 (\$100 DBL)	\$200	40	8,000
\$200 (\$25 x 8)	\$200	60	12,000
\$1,000	\$1,000	6	6,000
\$1,000 (\$200 DBL) + (\$200 x 3)	\$1,000	6	6,000
\$8,000	\$8,000	6	48,000
TOTAL		154,964	\$682,940

DBL - denotes flower doubler symbol.

(k) The odds of winning a prize in this game are approximately one in 3.87. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1967. "Father's Day Doubler" instant ticket lottery game number 266. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Father's Day Doubler" commencing on or after January 1, 2003. The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-1967.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1.00	ONE\$
\$2.00	TWO\$
\$3.00	THR\$
\$4.00	FOUR\$
\$5.00	FIVE\$
10.00	TEN\$
20.00	TWENTY
25.00	TWEN-FIV
40.00	FORTY
50.00	FIFTY
\$100\$	ONE-HUN
\$250\$	TWOFIFTY
\$1000	ONETHOU
\$8000	EGTTHOU
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN

11	ELVN
12	TWLV
13	THRTN
14	FOURTN
15	FIFTN
Symbol of a money bag	DOUBLER
Symbol of a fishing rod	ROD
X	XXX
MAYBE NEXT TIME	
GOOD LUCK	

(c) For this game, a play symbol shall appear in each of 24 play spots within the play area or areas.

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

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

FRE	=	Free Ticket
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00
FRY	=	\$40.00
FTY	=	\$50.00
HUN	=	\$100.00

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

(g) "Father's Day Doubler" features three separate games. The first game is a tic-tac-toe game. A player will remove the scratch-off material to reveal nine play symbols and one prize amount. If the player matches three "FISHING ROD" symbols in the same row, column, or diagonal straight line, the player wins the amount shown in the "PRIZE-BOX." A player can win one time in this play area. The second game is a key symbol match game. A player will remove the scratch-off material to reveal one "WINNING NUMBER" and six "YOUR NUMBERS." If any of the "YOUR NUMBERS" match the "WINNING NUMBER," the player wins the prize below the matched number. If a money bag symbol is revealed, the player wins double the prize instantly. A player can win up to six times in this play area. The third game is a "BONUS" game. The player will remove the scratch-off material covering the fish symbol. If a prize is revealed, the player wins that prize instantly. A player can win once on this game.

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

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

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free	FREE TICKET	40,000	\$0
\$2	\$2	18,000	36,000

\$2 (\$1 x 2)	\$2	19,600	39,200
\$2 (\$1 DBL)	\$2	19,600	39,200
\$4	\$4	6,000	24,000
\$4 (\$2 DBL)	\$4	7,400	29,600
\$4 (\$2 x 2)	\$4	7,800	31,200
\$4 (\$1 x 4)	\$4	7,800	31,200
\$5	\$5	3,000	15,000
\$5 (\$3 + 2)	\$5	3,400	17,000
\$5 (\$1 x 5)	\$5	3,400	17,000
\$5 (\$2 DBL) + \$1	\$5	3,400	17,000
\$10	\$10	2,000	20,000
\$10 (\$5 DBL)	\$10	2,200	22,000
\$10 (\$5 x 2)	\$10	2,200	22,000
\$10 (\$2 x 5)	\$10	2,200	22,000
\$10 (\$1 x 5) + (\$2 + \$3)	\$10	2,400	24,000
\$20	\$20	920	18,400
\$20 (\$10 DBL)	\$20	960	19,200
\$20 (\$10 x 2)	\$20	960	19,200
\$20 (\$2 x 6) + (\$4 x 2)	\$20	1,100	22,000
\$40	\$40	430	17,200
\$40 (\$20 DBL)	\$40	460	18,400
\$40 (\$10 x 4)	\$40	460	18,400
\$40 (\$5 x 8)	\$40	564	22,560
\$50	\$50	200	10,000
\$50 (\$25 DBL)	\$50	220	11,000
\$50 (\$10 x 3) + (\$5 x 4)	\$50	240	12,000
\$50 (\$5 x 6) + (\$10 x 2)	\$50	268	13,400
\$100	\$100	40	4,000
\$100 (\$50 DBL)	\$100	40	4,000
\$100 (\$5 x 4) + (\$20 x 4)	\$100	70	7,000
\$1,000	\$1,000	6	6,000
\$1,000 (\$250 DBL) + (\$250 x 2)	\$1,000	6	6,000
\$8,000	\$8,000	6	48,000
TOTAL		157,350	683,160

DBL - denotes money bag doubler symbol.

(k) The odds of winning a prize in this game are approximately one in 3.81. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1968. "Yankee Doodle Dollars" instant ticket lottery game number 267. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Yankee Doodle Dollars" commencing on or after January 1, 2003. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1968.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1.00	ONE\$
\$2.00	TWO\$
\$3.00	THR\$
\$4.00	FOUR\$
\$5.00	FIVE\$
10.00	TEN\$
20.00	TWENTY
25.00	TWEN-FIV
40.00	FORTY
50.00	FIFTY
\$100\$	ONE-HUN
\$250\$	TWOFIFTY
\$1000	ONETHOU
\$10000	10-THOU
01	ONE
02	TWO
03	THR
04	FOR
05	FIV

(continued)

06	SIX
07	SEV
08	EGT
09	NIN
10	TEN
11	ELVN
12	TWLV
13	THRTN
14	FOURTN
15	FIFTN

(c) For this game, a play symbol shall appear in each of 25 play spots within the play area or areas.

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

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

FRE	=	Free Ticket
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00
FRY	=	\$40.00
FTY	=	\$50.00
HUN	=	\$100.00
THY	=	\$250.00

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

(g) "Yankee Doodle Dollars" features two separate games. The first game is a match three of six prize amounts game. A player will remove the scratch-off material to reveal six play symbols. If three like prize symbols are revealed, the winner wins the prize amount shown. A player can win one time on this game. Game two is a key number match game. A player will remove the scratch-off material to reveal nine "WINNING NUMBERS" and one "YOUR NUMBER." If any of the "WINNING NUMBERS" match the "YOUR NUMBER," the player wins the prize below the matched number. A player can win up to nine times in this play area.

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

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

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free	FREE TICKET	44,000	\$0
\$2	\$2	24,000	48,000
\$2 (\$1 x 2)	\$2	25,000	50,000
\$4	\$4	7,200	28,800
\$4 (\$2 x 2)	\$4	8,030	32,120
\$4 (\$1 x 4)	\$4	9,000	36,000
\$5	\$5	4,400	22,000
\$5 (\$3 + \$2)	\$5	4,800	24,000

\$5 (\$1 x 5)	\$5	5,200	26,000
\$10	\$10	2,600	26,000
\$10 (\$4 x 2) + \$2	\$10	2,800	28,000
\$10 (\$2 x 5)	\$10	2,600	26,000
\$10 (\$1 x 10)	\$10	3,600	36,000
\$20	\$20	1,000	20,000
\$20 (\$5 x 4)	\$20	1,000	20,000
\$20 (\$10 x 2)	\$20	1,050	21,000
\$20 (\$1 x 5) + (\$5 x 3)	\$20	1,050	21,000
\$20 (\$2 x 10)	\$20	1,350	27,000
\$40	\$40	420	16,800
\$40 (\$10 x 4)	\$40	420	16,800
\$40 (\$5 x 6) + (\$4 x 2) + \$2	\$40	420	16,800
\$40 (\$4 x 10)	\$40	500	20,000
\$50	\$50	190	9,500
\$50 (\$25 x 2)	\$50	180	9,000
\$50 (\$10 x 5)	\$50	180	9,000
\$50 (\$5 x 10)	\$50	220	11,000
\$100	\$100	40	4,000
\$100 (\$10 x 10)	\$100	50	5,000
\$250	\$250	30	7,500
\$250 (\$25 x 10)	\$250	36	9,000
\$1,000	\$1,000	12	12,000
\$10,000	\$10,000	4	40,000
TOTAL		<u>151,382</u>	<u>\$678,320</u>

(k) The odds of winning a prize in this game are approximately one in 3.96. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1969. "Ford Harley-Davidson™ F-150 Truck" instant ticket lottery game number 263. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Ford Harley-Davidson™ F-150 Truck" commencing on or after January 1, 2003. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-1969.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1.00	ONES
\$2.00	TWOS
\$3.00	THRS
\$4.00	FOURS
\$5.00	FIVES
10.00	TENS
15.00	FIFTEEN
20.00	TWENTY
25.00	TWEN-FIV
30.00	THIRTY
40.00	FORTY
50.00	FIFTY
\$100\$	ONE-HUN
\$1000	ONETHOU
\$15000	15-THOU
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT

09	NIN
10	TEN
11	ELVN
12	TWLV
13	THRTN
14	FOURTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EIGHTN
19	NINTN
20	TWNTY
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFR
25	TWYFIV
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SEV
8	EGT
9	NIN
10	TEN
J	JAK
Q	QEN
K	KNG
A	ACE
Symbol of a truck	TRUCK
X	XXX

SINGLE
DOUBLER

(c) For this game, a play symbol shall appear in each of 38 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 049.

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

FRE	=	Free Ticket
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
SXN	=	\$16.00
TWY	=	\$20.00
TRY	=	\$30.00
FRY	=	\$40.00
FTY	=	\$50.00
HUN	=	\$100.00
THY	=	\$250.00

(f) The price of instant tickets sold by a retailer for this game shall be \$5.00 each.

(g) "Ford Harley-Davidson™ F-150 TRUCK" is a ticket with three different games featuring four distinct play areas. Game 1 is a beat the dealer game. The player will remove the scratch-off material to reveal four "YOUR CARDS," one "PRIZE," and a "DEALER'S CARD." If

any of the "YOUR CARDS" is higher than the "DEALER'S CARD," the player wins the prize shown. A player can win up to four times in this game. Aces are high.

Game 2 is a key number match game. A player will remove the scratch-off material to reveal two "LUCKY NUMBERS," and 10 "YOUR NUMBERS" with a prize amount below each of the "YOUR NUMBERS." If a player matches either of the "LUCKY NUMBERS" to any of the "YOUR NUMBERS," the player wins the prize shown below that matched number. A player can win up to 10 times in this play area.

Game 3 is a tic-tac-toe game with a "BONUS DOUBLER." A player will remove the scratch-off material in the tic-tac-toe play area to reveal nine play symbols and one prize symbol. If the player gets three "TRUCK" symbols in any one row, column, or diagonal, the player wins the prize shown. A player can win once in this play area. If a player wins in Game 3, the player can double his prize by revealing the word "DOUBLER" in the "BONUS DOUBLER" play area.

(h) Each ticket in this game may win up to 15 times.

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

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

Get	Game 1	Game 2	Game 3	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free				FREE TICKET	40,000	\$0
\$5				\$5	30,000	150,000
\$5 (\$2D + \$1)				\$5	24,000	120,000
\$10				\$10	11,000	110,000
\$10 (\$1 x 10)				\$10	11,000	110,000
\$10 (\$2 x 5)				\$10	11,000	110,000
\$15				\$15	3,400	51,000
\$15 (\$2D + \$5 + \$3 + \$3)				\$15	3,400	51,000
\$15 (\$3 x 5)				\$15	3,400	51,000
\$16 (\$2 x 8)				\$16	3,000	48,000
\$16 (\$4D + \$2 + \$2 + \$2 + \$2)				\$16	3,000	48,000
\$20				\$20	2,600	52,000
\$20 (\$5 x 4)				\$20	2,400	48,000
\$20 (\$2 x 10)				\$20	2,400	48,000
\$30				\$30	1,600	48,000
\$30 (\$15 x 2)				\$30	1,600	48,000
\$30 (\$2 x 15)				\$30	1,600	48,000
\$30 (\$5 x 6)				\$30	1,600	48,000
\$40				\$40	1,200	48,000
\$40 (\$5 x 8)				\$40	1,200	48,000
\$40 (\$10D + \$5 + \$5 + \$10)				\$40	1,100	44,000
\$40 (\$5 x 6) + \$10				\$40	1,100	44,000
\$50				\$50	800	40,000
\$50 (\$25D)				\$50	800	40,000
\$50 (\$5 x 10)				\$50	800	40,000
\$100				\$100	400	40,000
\$100 (\$10 x 10)				\$100	400	40,000
\$250 ((\$10 x 13) + \$100 + \$20)				\$250	200	50,000
\$1,000				\$1,000	12	12,000
\$1,000 (\$100 x 10)				\$1,000	14	14,000
\$15,000	1	2	1	\$15,000	4	60,000
Second Chance Harley Trucks					2	111,000
TOTAL					165,032	\$1,820,000

"D" denotes doubler.

(k) The odds of winning a prize in this game are approximately one in 3.64. (Authorized by K.S.A. 2001 (continued))

Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

FORD HARLEY-DAVIDSON™ F-150 TRUCK DRAWING

111-4-1970. Name of drawing. The Kansas lottery shall conduct a drawing entitled "Ford Harley-Davidson™ F-150 Truck Drawing," and will accept entries starting the date "Ford Harley-Davidson™ F-150 Truck" instant tickets become available for the drawing to be conducted at 10:00 a.m. on April 18, 2003, and June 10, 2003. Rules applicable to the "Ford Harley-Davidson™ F-150 Truck Drawing" are contained in K.A.R. 111-4-1970 through 111-4-1975 and K.A.R. 111-3-1 *et seq.* (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1971. Prizes. (a) One prize winner will be selected in the "Ford Harley-Davidson™ F-150 Truck Drawing" on each of the dates specified in K.A.R. 111-4-1970 to receive a Harley-Davidson™ F-150 supercrew pickup valued at approximately \$34,373, cash value of approximately \$3,367, and mandatory federal and state income withholding taxes of approximately \$17,760. The total value of each prize is approximately \$55,500.

(b) Each person who wins a vehicle prize in this second-chance drawing shall receive the next available production vehicle of the type he or she has won. Vehicle prizes are not exchangeable for cash. The vehicles may not appear exactly as illustrated on the "Ford Harley-Davidson™ F-150 Truck" instant ticket. All vehicle prizes include dealer preparation fees and setup charges. The winner is responsible for all additional taxes that may become due.

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

(d) The winner of a prize as the result of these drawings shall claim the prize within 45 days in which his or her ticket was drawn or the person named on the ticket drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn pursuant to subsection (e) of K.A.R. 111-4-1964 shall be declared the winner. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1972. Method of entry. (a) Entry into the "Ford Harley-Davidson™ F-150 Truck Drawing" shall be accomplished as follows:

(1) Obtain a valid "Ford Harley-Davidson™ F-150 Truck" Kansas instant lottery ticket.

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

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

(4) The holder of the non-winning ticket drawn must complete the information form on the back of the ticket in a legible manner. Only one name shall appear on a non-winning ticket entered.

(5) All entries shall be marked with proper postage affixed and mailed to "Ford Harley-Davidson™ F-150 Truck Drawing," c/o Kansas lottery, P. O. Box 3561, Topeka, Kansas 66601-3561. Mailed entries must be received by morning mail pickup on April 15, 2003, for the first drawing, and on June 10, 2003, for the second drawing. Entries received for the first drawing are not eligible for the second drawing, and will be destroyed.

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

(7) The drawing will be conducted at the approximate times listed in K.A.R. 111-4-1970.

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

(c) All eligible non-winning tickets which are mailed and received by the morning mail pickup in Topeka, Kansas, on the dates specified above shall be entered into the respective drawing.

(d) Eligible entrants in this drawing must be 18 years of age or older.

(e) Completing the information form on the non-winning ticket and entering the ticket into the drawing constitutes authorization to publicly identify the person whose entry is drawn. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1973. Certification of drawing. (a) The "Ford Harley-Davidson™ F-150 Truck Drawing" shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department.

(b) Upon completion of each drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winner. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1974. Selection of winners. The following process shall be used for the selection of winners in the "Ford Harley-Davidson™ F-150 Truck Drawing":

(a) Kansas lottery personnel shall pick up all properly mailed envelopes containing "Ford Harley-Davidson™ F-150 Truck Drawing" entries at the United States Post Office in Topeka, Kansas, with final pick up on Tuesday, April 15, 2003, for the first drawing, and Tuesday, June 10, 2003, for the second drawing.

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

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

(d) At the start of each drawing, lottery security personnel shall present the receptacle or drum to the person designated by the executive director to perform the draw-

ing. The receptacle or drum for the drawing shall contain all eligible entries. The designated individual shall then unseal the receptacle or drum, and using the bare-arm technique, while looking away, remove one ticket from the receptacle or drum. The person whose name appears on the entry shall be the winner of the prize identified in K.A.R. 111-4-1971, subject to validation by the lottery as set forth in these rules.

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

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

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

(h) All "Ford Harley-Davidson™ F-150 Truck Drawing" tickets remaining in the drum or receptacle on April 18, 2003, after the winner and alternates have been selected and certified, and all entries not received in compliance with these rules shall be destroyed pursuant to K.A.R. 111-3-34.

(i) All "Ford Harley-Davidson™ F-150 Truck Drawing" tickets remaining in the drum or receptacle on June 13, 2003, after the winner and alternates have been selected and certified, and all entries not received in compliance with these rules shall be destroyed pursuant to K.A.R. 111-3-34. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

111-4-1975. Rights of participants. Any Kansas "Ford Harley-Davidson™ F-150 Truck" instant ticket entered into the "Ford Harley-Davidson™ F-150 Truck Drawing" is disqualified from any other Kansas lottery prize or eligibility for which that ticket may have been redeemable. (Authorized by K.S.A. 2001 Supp. 74-8710; implementing K.S.A. 2001 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-8-03, Dec. 17, 2002.)

Article 5.—MULTI-STATE ON-LINE GAMES

2BY2 OCEAN VIEW DRAWING

111-5-99. Name of drawing. The Kansas lottery shall conduct a drawing entitled "2by2 Ocean View Drawing," and will accept entries starting January 12, 2003, for the drawing to be conducted at 10:00 a.m. March 14, 2003. Rules applicable to the "2by2 Ocean View Draw-

ing" are contained in K.A.R. 111-5-99 through 111-5-103 and K.A.R. 111-6-1 *et seq.* (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-4-8-03, Dec. 17, 2002.)

111-5-100. Prize. The two prize winners selected in the "2by2 Ocean View Drawing" on the date specified in K.A.R. 111-5-99 shall each receive a four-day cruise on a Carnival Cruise Lines ship for two people, including round-trip coach air transportation from Wichita, Kansas, or Kansas City, Missouri, to departure port in Florida, all port charges, government fees and taxes, prepaid tipping and airport transfers, on-board meals, shows, entertainment, use of facilities, and \$200 on-board credit. The prize of each trip, including the trip and credit, will have a total value of approximately \$3,234. The following restrictions shall apply to the "2by2 Ocean View Drawing" prize packages:

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

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

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

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

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

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

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

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

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

(j) The winner of a prize as the result of the said drawings shall return to the lottery a completed claim form as provided by the lottery within 45 days in which his or her ticket was drawn or the person named on the ticket drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn pursuant to subsection (e) of K.A.R. 111-5-103 shall be declared the winner. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-4-8-03, Dec. 17, 2002.)

111-5-101. Method of entry. (a) Entry into the "2by2 Ocean View Drawing" shall be accomplished as follows:

(continued)

(1) Beginning at 5:00 a.m. on January 12, 2003, and ending at the close of business as defined in subsection (p) of K.A.R. 111-6-1, on March 8, 2003, for every single 2by2 ticket purchase of \$5.00 or more, the purchaser shall receive free of charge an entry blank for the "2by2 Ocean View Drawing" as set forth in K.A.R. 111-5-100. For every single \$5.00 or more 2by2 ticket purchased during the time period specified, whether for a single draw or multiple draws, lottery terminals shall automatically dispense an entry blank for said drawing.

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

(3) Place one or more completed entry blank(s) for said drawing into an envelope with proper postage and mail it to: "2by2 Ocean View Drawing," c/o Kansas lottery, P. O. Box 750980, Topeka, Kansas 66675-0980. Mailed entries must be received by morning mail pickup on Tuesday, March 11, 2003.

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

(5) The drawing will be conducted at the approximate time listed in K.A.R. 111-5-99.

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

(c) All eligible entries which are mailed and received by the morning mail pickup in Topeka, Kansas, on Tuesday, March 11, 2003, shall be entered into said drawing.

(d) Eligible entrants in any "2by2 Ocean View Drawing" must be 18 years of age or older.

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

(f) At all times this promotion is in effect, no 2by2 ticket issued for an initial purchase price of \$5.00 or more, nor any game thereon, may be cancelled unless specifically approved by the Kansas lottery, and all lottery retailer terminals shall be rendered incapable of cancelling said tickets, or any game thereon, during the term of this promotion. That notwithstanding the foregoing, the executive director of the Kansas lottery may, in his sole discretion, cancel this promotion at any time. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, effective, T-111-4-8-03, Dec. 17, 2002.)

111-5-102. Certification of drawing. (a) The "2by2 Ocean View Drawing" shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department or other person or persons designated by the executive director of the lottery ("event manager").

(b) Upon completion of the drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winner. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-4-8-03, Dec. 17, 2002.)

111-5-103. Selection of winners. The following process shall be used for the selection of winners in the "2by2 Ocean View Drawing":

(a) Kansas lottery personnel shall pick up all mail containing "2by2 Ocean View Drawing" entries at the United States Post Office in Topeka, Kansas, with final pick up on Tuesday, March 11, 2003.

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

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

(d) At the start of the drawing, lottery security personnel shall present the receptacle or drum to the person designated by the executive director to perform the drawing. The receptacle or drum for the said drawing shall contain all eligible entries. The entries shall be thoroughly mixed prior to the entries actually being drawn. The designated individual shall then unseal the receptacle or drum, and using the bare-arm technique, while looking away, remove two entries from the receptacle or drum and mark them in such a way as to identify them as the winning entries. The person whose name appears on each of the entries shall be the winner of one of the prizes identified in K.A.R. 111-5-100, subject to validation by the lottery as set forth in these rules.

(e) After two entries have been drawn and verified as valid by lottery security, four more entries will be drawn, one at a time, to serve as alternate entries. The alternate entries will be marked in order drawn, 1A, 2A, 3A, and 4A. The alternate ticket entries will be used only if the original winners cannot be located or are declared ineligible, or fail to present a fully-executed claim form to lottery headquarters by 5:00 p.m. of the forty-fifth day following the drawing. The alternates will be used, if necessary, in the order drawn.

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

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

(h) Entries remaining in the drum or receptacle after the drawing has been completed and all entries not received in compliance with these rules shall be destroyed pursuant to K.A.R. 111-3-34. (Authorized by and implementing K.S.A. 2001 Supp. 74-8710; effective, T-111-4-8-03, Dec. 17, 2002.)

Ed Van Petten
Executive Director

Doc. No. 029193

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of March 2003 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

- Alpha Kappa Lambda Building Association, Kansas City, MO.
 Alpha XI Chapter of the Sigma Chi Fraternity, Westwood, KS.
 Alpha XI of Sigma Chi, Inc., Lawrence, KS.
 Ambience Furs, Inc., Westwood, KS.
 Arkansas City Area Arts Council, Inc., Arkansas City, KS.
 Arkansas City Rotary Charitable Fund, Inc.,
 Arkansas City, KS.
 Ashcraft Enterprises Inc., Coffeyville, KS.
 Ashland Area Cultural Arts Council, Inc., Ashland, KS.
 Association of Government Accountants, Topeka Chapter,
 Topeka, KS.
 B & L Enterprises, Inc., Colby, KS.
 Beginning Experience of Wichita, Inc., Wichita, KS.
 Belleville After School Program, Inc., Belleville, KS.
 Bible Holiness Church, South Pekin, IL.
 Builders Realty, Inc., Olathe, KS.
 BUU - Quang Temple, Inc., Wichita, KS.
 C-G Investments, Inc., Wichita, KS.
 Care, Inc., Leawood, KS.
 Christmas in April * Topeka/Shawnee County, Inc.,
 Topeka, KS.
 Church of the Nazarene of Cimarron, Kansas, Cimarron, KS.
 City Wide Maintenance Company of Phoenix, Inc.,
 Lenexa, KS.
 Clanton Farms Inc., Minneapolis, KS.
 Clear Creek Transportation LLC, Topeka, KS.
 Coffey County Resource Council, Inc., Burlington, KS.
 Cornerstone Christian Church, Wichita, KS.
 Countryside Christian Church, Topeka, KS.
 Crews Auction Company, Inc., Topeka, KS.
 Cypress Club, Inc., Wichita, KS.
 Dan, Inc., Goodland, KS.
 DC of Manhattan Corporation, Manhattan, KS.
 Delta Tau Delta Society, Overland Park, KS.
 District Advisory Board of the Church of the Nazarene,
 Kansas District, Wichita, KS.
 Equine Travelers of America, Inc., Arkansas City, KS.
 Faith Christian Academy, Inc., Belleville, KS.
 Fan-Dec Painting Inc., Wichita, KS.
 Fine Arts Single, Inc., Overland Park, KS.
 First Christian Church of Medicine Lodge, Kansas,
 Medicine Lodge, KS.
 First Christian Church, Derby, Kansas, Derby, KS.
 Foust Steel Fabrication, Inc., Chillicothe, MO.
 Friends Church of Hutchinson Society, Hutchinson, KS.
 Friends Together United Methodist Preschool, Emporia, KS.
 Friends University, Wichita, KS.
 Gary R. Cooper Farm Co., Brewster, KS.
 Gene Gladstone, Inc., Kansas City, KS.
 George L. Hendricks Post No. 102 American Legion, Erie, KS.
 Gold in Grain Farms, Inc., Ulysses, KS.
 Golden Light School, Baldwin City, KS.
 Good News Baptist Church, Toronto, Kansas, Inc.,
 Toronto, KS.
 Goss Service Company, Inc., Overland Park, KS.
 Heartland Wheat Growers, Inc., Kansas City, MO.
 Heartland Wheat Growers, L.P., Kansas City, MO.
 Heartland, Inc., Overland Park, KS.
 Henry Krause Charitable Foundation, Hutchinson, KS.
 Highland High School Alumni Association, Highland, KS.
 Holton Area Arts Agency, Inc., Holton, KS.
 Holton Youth Baseball and Softball, Inc., of Holton, Kansas,
 Holton, KS.
 Hommon & Sons, Inc., Smith Center, KS.
 Ideacom Mid-America, Inc., Lenexa, KS.
 Independent Insurance Agents of Hutchinson, Inc.,
 Hutchinson, KS.
 Institut de la Causerie Francaise, Prairie Village, KS.
 International Association of Industrial Accident Boards and
 Commissions, Lawrence, KS.
 International Brotherhood of Boilermakers Archives, Inc.,
 Kansas City, KS.
 J & M Machine & Welding, Inc., Canton, KS.
 J, J, & K, Inc., Lenexa, KS.
 Junction City Little Theatre, Inc., Junction City, KS.
 Junior Achievement of Northeast Kansas, Inc., Topeka, KS.
 Kansas Alcoholism and Drug Addiction Counselors
 Association, Topeka, KS.
 Kansas Aluminum, Inc., El Dorado, KS.
 Kansas Association of Education Service Agencies, Inc.,
 Salina, KS.
 Kansas Association of Insurance and Financial Advisors,
 Topeka, KS.
 Kansas Court Reporters' Association, Wichita, KS.
 Kansas Dental Hygienists' Association, Manhattan, KS.
 Kansas Federation of Business and Professional Women's
 Club, Chanute, KS.
 Kansas Head Start Association, Shawnee, KS.
 Kansas Visitation Providers Association, Wichita, KS.
 Kansas VOA Elderly Housing, Inc., Grapevine, TX.
 Kevin, Inc., Topeka, KS.
 Kiddi Kollege Overland Park, Inc., Overland Park, KS.
 Koster Farms, Inc., Hoxie, KS.
 Krohe Electronics Corporation, Topeka, KS.
 L & B Farms, Inc., Garden City, KS.
 Labette County School to Career, Inc., Parsons, KS.
 Lakeview Church of the Nazarene, Inc., Topeka, KS.
 Lamb and Sons, Incorporated, Macksville, KS.
 Lawrence Body Shop, Inc., Lawrence, KS.
 Lawrence Rotary Foundation, Lawrence, KS.
 Leadership Group, Inc., Overland Park, KS.
 Leavenworth Church of the Nazarene, Inc., Leavenworth, KS.
 Leawood Export Finance, Inc., Overland Park, KS.
 Legacy Management Corporation, Olathe, KS.
 Liberty Middle School Parent-Teacher Organization, Inc.,
 Hutchinson, KS.
 Linn Valley Lakes Community Fire Protection Association,
 Inc., LaCygne, KS.
 Lions Club of Altamont, Kansas, Inc., Altamont, KS.
 Lions Club of Troy, Kansas, Incorporated, Troy, KS.
 M & L of Wichita, Inc., Wichita, KS.
 Maronde Life Management Housing, Hays, KS.
 Mastercraft Pattern, Inc., Frontenac, KS.
 McBride Electric, Inc., San Diego, CA.
 McPherson Arts Council, Inc., McPherson, KS.
 McPherson Community Theatre, Inc., McPherson, KS.
 McPherson Junior Pups Basketball Club, Inc., McPherson, KS.
 Meade Community Education Foundation, Meade, KS.

(continued)

- Mid-Kansas Chapter of the Construction Specification Institute, Wichita, KS.
 Midamerica Nazarene University Foundation, Olathe, KS.
 Midwest Ag, Inc., Harper, KS.
 Midwest Center for Holocaust Education, Inc., Overland Park, KS.
 Midwest Logistic Systems, Inc., Overland Park, KS.
 Mission Trail P.T.O., Inc., Leawood, KS.
 Morse Elementary School PTO, Inc., Overland Park, KS.
 Neil Schneider & Associates, Inc., Chesterfield, MO.
 New Life Church of the Nazarene, Inc., Kansas City, KS.
 Newton-Mid Kansas Orchestra Association, North Newton, KS.
 Nico, Inc., Hastings, NE.
 Northwest Kansas Association of Insurance and Financial Advisors, Hays, KS.
 Northwest Kansas Fibromyalgia/Arthritis Support Group, Inc., Hays, KS.
 Ottawa Church of the Nazarene, Ottawa, KS.
 Outside Connections, Inc., Lansing, KS.
 Paola Sunrise Lions Club, Inc., Paola, KS.
 Parents and Children Together (PACT) Inc., Pratt, KS.
 Park City Chamber of Commerce, Inc., Wichita, KS.
 Peden Farms, Incorporated, Goodland, KS.
 Petroleum Accountants Society of Kansas, Wichita, KS.
 Pioneer Christian Academy, Inc., Olathe, KS.
 Pittsburg Area Chamber Foundation, Pittsburg, KS.
 Pittsburg Area Chamber of Commerce, Pittsburg, KS.
 Pittsburg State University Alumni Association, Inc., Pittsburg, KS.
 PPCNC, Inc., Kansas City, KS.
 Prairie Village Post No. 10299 Veterans of Foreign Wars of the United States, Inc., Prairie Village, KS.
 Pratt Lions Club, Inc., Pratt, KS.
 Prochazka Farms, Inc., Solomon, KS.
 Quindaro Development Corporation, Kansas City, KS.
 R & R Mills Farms, Inc., Friend, KS.
 Recovery Cove, Inc., Salina, KS.
 Region I Emergency Medical Services Development, Kanorado, KS.
 Riverside Enterprises, Inc., Wichita, KS.
 Rotary Club of Overland Park South, Kansas U.S.A., Overland Park, KS.
 S.L.K. Association, Troy, KS.
 Safety-Kleen (Wichita), Inc., Columbia, SC.
 Salina Soccer Club Association, Salina, KS.
 Schmidt Farms, Inc., Oberlin, KS.
 Scottie Booster Club, Highland, KS.
 Sedalia Community Church, Inc., Manhattan, KS.
 Sertoma Club of Emporia, Emporia, KS.
 Service Gas, Inc., Andale, KS.
 Sharon Springs Golf, Inc., Sharon Springs, KS.
 Shawnee Mission Unitarian Universalist Church, Shawnee Mission, KS.
 Sheetz Farms, Inc., Rock, KS.
 Sigma Alpha Epsilon Fraternal Association, Lawrence, KS.
 Sigma, Sigma, Sigma, Delta Phi Chapter, House Corporation, Junction City, KS.
 Smoky Hill Education Foundation, Salina, KS.
 South Central Kansas Education Service Center Foundation, Clearwater, KS.
 South Central Kansas-NEA Uniserv District 12, Inc., Wichita, KS.
 Spirits of Kansas, Inc., Arkansas City, KS.
 St. Peter Christian Methodist Episcopal Church, Inc., Kansas City, KS.
 Steph & Nicci, Inc., Long Island, KS.
 Sterling College, Sterling, KS.
 SWAW Co., Ltd. Olathe, KS.
 Syracuse Church of the Nazarene, Inc., Syracuse, KS.
 Tecumseh North Elementary Parent Teacher Organization, Shawnee County, Kansas, Tecumseh, KS.
 The American Legion Memorial Hall of Oberlin, Kansas, Oberlin, KS.
 The Beat LLC, Wichita, KS.
 The Birger Sandzen Memorial Foundation, Lindsborg, KS.
 The Burlington Lions Club, Burlington, KS.
 The Church of the Holy Word Inc., Leavenworth, KS.
 The Community School of Hutchinson, Inc., Hutchinson, KS.
 The Emporia Insurers Incorporated, Emporia, KS.
 The First Christian Church of Fort Scott, Kansas, Fort Scott, KS.
 The Grande Cabane de Kansas, la Societe de Femme, Inc., Shawnee, KS.
 The Hitching Post Tavern, Inc., Kansas City, KS.
 The Idea Center, Inc., Manhattan, KS.
 The Inland Corporation, Norwich, KS.
 The K-State Union Corporation, Manhattan, KS.
 The Leoti Chamber of Commerce, Inc., Leoti, KS.
 The Museum of Crawford County, Incorporated, Girard, KS.
 The Phi Delta Chi House Association, Emporia, KS.
 The Tau Building Association of Alpha Delta Pi, Lawrence, KS.
 The Topeka Active 20-30 Club, Inc., Topeka, KS.
 The Topeka Youth for Christ, Inc., Topeka, KS.
 The Trinity High School Education Endowment Fund, Hutchinson, KS.
 The Waldorf Association of Greater Kansas City, Gardner, KS.
 Thunder-Bird Club, Wichita, KS.
 Topeka Cemetery Association, Topeka, KS.
 Topeka Needlework Guild, Inc., Topeka, KS.
 Topeka PC Users Club, Topeka, KS.
 U.S.D. 388 Education Foundation, Ellis, KS.
 Unified School District #248 Educational Foundation, Girard, KS.
 USD 286 Educational Foundation, Sedan, KS.
 Valley Vegetables Cooperative, Concordia, KS.
 Volga-Canal Housing, Inc., Hays, KS.
 Waco Handi-Wash Inc., Wichita, KS.
 Wadley Homes, Inc., Andover, KS.
 West Side Christian Church, Topeka, KS.
 Wichita Pride, Inc., Wichita, KS.
 Wisheart Ministries, Inc., Indianapolis, IN.
 Woodland Park Home Owner's Association, Inc., Shawnee, KS.
 Wooten, Inc., Pittsburg, KS.
 WWC, Inc., Wichita, KS.
 Young at Heart Enrichment Center, Incorporated, Hays, KS.

Foreign Corporations

- A & F Insulation, Inc., Denison, TX.
 Addison Construction Co., Cheyenne, WY.
 Allied Building Stores, Inc., Monroe, LA.
 Alzheimer's Disease and Related Disorders Association, Inc., Chicago, IL.
 American Greetings Corporation, Cleveland, OH.
 Amsan Missouri, Inc., Cary, NC.
 Assembly of God Expression of Marriage Encounter, Inc., Springfield, MO.
 Astronomical Society of Kansas City, Olathe, KS.
 Bethphage, Omaha, NE.
 Boston Concessions Group, Inc., Cambridge, MA.
 C M C Steel Fabricators, Inc., Dallas, TX.
 Cap Gemini Ernst & Young Kansas City Service Center, LLC, Kansas City, MO.
 Carlton Cards Retail, Inc., Cleveland, OH.

Commemorative Brands, Inc., Austin, TX.
 Community Solutions, Inc., Hartford, CT.
 Country Hedging, Inc., Inver Grove Heights, MN.
 Crafton, Tull & Associates, Inc., Rogers, AR.
 Emcare Physician Services, Inc., Dallas, TX.
 Enerpipe Corporation, Amarillo, TX.
 Evangelical Mennonite Church, Fort Wayne, IN.
 Evergreen Aviation Ground Logistics Enterprise, Inc.,
 McMinnville, OR.
 Farmland Securities Company, Kansas City, MO.
 FCStone Trading, LLC, West Des Moines, IA.
 Givewell Foundation, Inc., Woburn, MA.
 Halliburton Oil Producing Company, Oklahoma City, OK.
 Integris Rural Health, Inc., Oklahoma City, OK.
 Jennifer Convertibles, Inc., Woodbury, NY.
 Jetstream Communications, Inc., San Ramon, CA.
 Juvenile Diabetes Foundation International, New York, NY.
 Kansas City Art Institute, Kansas City, MO.
 LEMC, Inc., Columbia, SC.
 Liggett Bar X Ltd., Yukon, OK.
 Magnivision, Inc., Cleveland, OH.
 Martin Luther Homes of Kansas, Inc., Lincoln, NE.
 MFA Petroleum Company, Columbia, MO.
 Midwest Transplant Network, Inc., Westwood, KS.
 Military Rent-All, Inc., Los Angeles, CA.
 Minimed Distribution Corp., Northridge, CA.
 Monarch Industries, Inc., Winnipeg, Manitoba, Canada.
 National Council of Jewish Women, Greater Kansas City
 Section, Inc., Shawnee Mission, KS.
 National Mortgage Corporation, Englewood, CO.
 NC + Hybrids Cooperative, Lincoln, NE.
 Palmer Johnson Distributors, LLC, Windsor, WI.
 PJD, Inc., Windsor, WI.
 Premier Agendas, Inc., Bellingham, WA.
 Rehabilitation Center and Workshop, Inc., Greensburg, PA.
 Rosser International, Inc., Atlanta, GA.
 Safety-Kleen (Aragonite), Inc., Columbia, SC.
 Safety-Kleen (GS), Inc., Columbia, SC.
 Safety-Kleen (Lone and Grassy Mountain), Inc., Columbia, SC.
 Safety-Kleen (PPM), Inc., Columbia, SC.
 Safety-Kleen (Tulsa), Inc., Columbia, SC.
 Shaw Constructors, Inc., Baton Rouge, LA.
 Sisters of Mercy of the St. Louis Regional Community, Inc.,
 St. Louis, MO.
 Southern Calibration & Service, Inc., Atlanta, GA.
 St. Joseph Institute for the Deaf, Overland Park, KS.
 St. Louis Helicopter Airways, Inc., Chesterfield, MO.
 Stone & Webster Construction, Inc., Baton Rouge, LA.
 T.H.E. Gateway Company, Berkeley, MO.
 TD Waterhouse Investor Services, Inc., New York, NY.
 The Breast Cancer Research Foundation, Inc., New York, NY.
 The Community Hospital Association, McCook, NE.
 The Gemini Oil Company, Tulsa, OK.
 The Heartland Men's Choirs, Kansas City, MO.
 The National Association of State Departments of Agriculture,
 Washington, DC.
 The Rutherford Institute, Charlottesville, VA.
 The Society of the Missionary Brothers of Perpetual Help,
 Seattle, WA.
 The Youth Symphony Association of Kansas City, Inc.,
 Prairie Village, KS.
 Unifirst Corporation, Wilmington, MA.
 Unifirst Holdings, L.P., Wilmington, MA.
 Unitech Services Group, Inc., Wilmington, MA.
 Uone Corporation, Wilmington, MA.
 Utwo Corporation, Wilmington, MA.

Veenker Resources, Inc., Oklahoma City, OK.
 Wisconsin Evangelical Lutheran Synod, Milwaukee, WI.
 Xelco, Inc., Denver, CO.

Ron Thornburgh
 Secretary of State

Doc. No. 029233

(Published in the Kansas Register April 24, 2003.)

Summary Notice of Bond Sale
City of Macksville, Kansas
\$235,000

General Obligation Bonds, Series 2003
(General obligation bonds payable from
unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated April 7, 2003, written bids will be received by the clerk of the City of Macksville, Kansas (the issuer), on behalf of the governing body at 220 N. Main, P.O. Box 247, Macksville, KS 67557-0247, until 2:30 p.m. May 5, 2003, for the purchase of \$235,000 principal amount of General Obligation Bonds, Series 2003. No bid of less than 98 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 May 15, 2003, and will become due on August 1 in the years as follows:

Year	Principal Amount
2004	\$10,000
2005	10,000
2006	10,000
2007	10,000
2008	15,000
2009	15,000
2010	15,000
2011	15,000
2012	15,000
2013	15,000
2014	15,000
2015	20,000
2016	20,000
2017	25,000
2018	25,000

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 February 1 and August 1 in each year, beginning February 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.

(continued)

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 \$4,700 (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 May 20, 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 \$1,479,175. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$235,000.

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) 348-2575, fax (620) 348-3312; or from the financial advisor, Ranson Financial Consultants, L.L.C., 120 S. Market, Suite 200, Wichita, KS 67202, Attention: David Shupe, (316) 264-3400, (316) 265-5403, e-mail: dshupe@ransonfinancial.com.

Dated April 7, 2003.

City of Macksville, Kansas

Doc. No. 029248

(Published in the Kansas Register April 24, 2003.)

**Summary Notice of Sale
City of Olathe, Kansas**

\$39,540,000*

**General Obligation Temporary Notes
Series 2003-A**

\$19,675,000*

**General Obligation Bonds
Series 203**

\$1,475,000*

**General Obligation Bonds
Series 204**

**(General obligations payable from
unlimited ad valorem taxes)**

Bids

Subject to the notice of sale and preliminary official statement, sealed, facsimile and electronic bids for the purchase of \$39,540,000* of General Obligation Temporary Notes, Series 2003-A; \$19,675,000* of General Obligation

Bonds, Series 203; and \$1,475,000* of General Obligation Bonds, Series 204 (the Series 203 Bonds and the Series 204 Bonds are collectively referred to herein as the bonds), of the City of Olathe, Kansas, will be received (1) in the case of sealed and facsimile bids, by the city treasurer at the address and fax number hereinafter set forth, and (2) in the case of electronic bids, through PARITY electronic bid submission system, until 11 a.m. local time for the notes, until noon local time for the Series 203 Bonds and until 1 p.m. local time for the Series 204 Bonds, on Tuesday, May 6, 2003, at which time such bids will be publicly read. No bid will be considered of (a) less than 99.50 percent of the principal amount of the notes and accrued interest to the date of delivery, and (b) less than 99.25 percent of the principal amount of a series of the bonds and accrued interest to the date of delivery.

Note Details

The notes will consist of fully registered notes in the denomination of \$5,000 or any integral multiple thereof. Notes shall initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the notes will be made. Individual purchases of notes will be made in book-entry form only. Purchasers will not receive certificates representing their interest in notes purchased. The notes will be dated May 15, 2003, and will become due on June 1, 2004. The notes will bear interest from the dated date at a rate to be determined when the notes are sold, which interest will be payable on December 1, 2003, and June 1, 2004. The city treasurer will be the note paying agent and note registrar for the notes.

Bond Details

The bonds will consist of fully registered certificated bonds in the denomination of \$5,000 or any integral multiple thereof. Bonds shall initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated May 15, 2003, and will become due annually on April 1, beginning April 1, 2004, in the years as follows:

Series 203 Bonds

Year	Principal Amount*
04/01/04	\$1,400,000
04/01/05	1,400,000
04/01/06	1,400,000
04/01/07	1,400,000
04/01/08	1,400,000
04/01/09	1,400,000
04/01/10	1,400,000
04/01/11	1,400,000
04/01/12	1,400,000
04/01/13	1,400,000
04/01/14	635,000
04/01/15	560,000
04/01/16	560,000

04/01/17	560,000
04/01/18	560,000
04/01/19	560,000
04/01/20	560,000
04/01/21	560,000
04/01/22	560,000
04/01/23	560,000

Series 204 Bonds

Year	Principal Amount*
04/01/04	\$100,000
04/01/05	100,000
04/01/06	100,000
04/01/07	100,000
04/01/08	100,000
04/01/09	100,000
04/01/10	100,000
04/01/11	100,000
04/01/12	100,000
04/01/13	100,000
04/01/14	100,000
04/01/15	100,000
04/01/16	100,000
04/01/17	100,000
04/01/18	75,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold, and interest will be payable semiannually on April 1 and October 1 in each year, beginning October 1, 2003. The Kansas State Treasurer, Topeka, Kansas, will be the bond 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 sale and preliminary official statement.

Good Faith Deposit

Each bid for the notes shall be accompanied by a good faith deposit in the form of a cashier's or certified check or a financial surety bond in the amount of 1 percent of the principal amount of the notes. Each bid for a series of the bonds shall be accompanied by a good faith check in the form of a cashier's or certified check or a financial surety bond in the amount of 2 percent of the principal amount of such series of bonds.

Delivery

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

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2002 is \$1,030,216,313. The total general obligation indebtedness of the city as of the date of the notes and bonds, including the notes and bonds but excluding the notes to be retired with the proceeds of the notes and bonds, is \$124,855,000, and the total general obligation indebtedness of the city

as of December 31, 2002, for debt limitation purposes was \$72,156,434.

Approval of Bonds

The notes and 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/notes will be furnished and paid for by the city, will accompany the notes and bonds, and will be delivered to the successful bidder when the bonds/notes are delivered.

Additional Information

Additional information regarding the bonds and the notes may be obtained from Charles Mitts, the city treasurer, (913) 393-6212, fax (913) 393-6283; or from the city's financial advisor, George K. Baum & Company, Kansas City, Missouri, Attention: Dave Arteberry, (816) 474-1100.

Dated April 15, 2003.

City of Olathe, Kansas
 Charles Mitts
 City Treasurer
 201 N. Cherry St.
 Olathe, KS 66061

* Preliminary; subject to change.

Doc. No. 029253

State of Kansas

**Social and Rehabilitation Services
 Department on Aging**

**Notice of Proposed Nursing Facility Medicaid Rates
 for State Fiscal Years 2003 and 2004;
 Methodology for Calculating Proposed Rates, and Rate
 Justifications; Notice of Intent to Amend the Medicaid
 State Plan; Request for Written Comments; and
 Notice of Intent to Publish Final Rates**

Under the Medicaid program, 42 U.S.C. 1396 et seq., the State of Kansas pays nursing facilities, nursing facilities for mental health, and hospital long-term care units (hereafter collectively referred to as nursing facilities) a daily rate for care provided to residents who are eligible for Medicaid benefits. The Secretary of Aging administers the Medicaid nursing facility services payment program on behalf of the Secretary of Social and Rehabilitation Services. As required by 42 U.S.C. 1396a(a)(13), as amended by Section 4711 of the Balanced Budget Act of 1997, P.L. No. 105-33, 101 Stat. 251, 507-08 (August 5, 1997), the Secretary of the Kansas Department of Social and Rehabilitation Services (SRS) and the Secretary of the Kansas Department on Aging (KDOA) are publishing the proposed medicaid per diem rates for medicaid-certified nursing facilities for state fiscal years 2003 and 2004, the methodology underlying the establishment of the proposed nursing facility rates, and the justifications for those proposed rates. SRS and KDOA also are providing notice of the state's intent to submit proposed amendments to the Medicaid State Plan to the U. S. Department of Health and Human Services' Centers for Medicare and Medicaid Services (CMS) on or before June 30, 2003.

(continued)

I. Methodology Used to Calculate Medicaid Per Diem Rates for Nursing Facilities

In general, the state uses a prospective, cost-based, facility-specific rate-setting methodology to calculate nursing facility Medicaid per diem rates, including the rates listed in this notice. The state's rate-setting methodology is contained primarily in the following described documents and authorities and in the exhibits, attachments, regulations, or other authorities referenced in them:

A. The following portions of the Kansas Medicaid State Plan maintained by SRS:

1. Attachment 4.19D, Part I, Subpart C, Exhibit C-1, inclusive;

2. Attachment 4.19D, Part I, Subpart E; and

B. SRS regulations set out in K.A.R. Article 30-10.

The text of those portions of the Medicaid State Plan identified above in sections IA.1-2, but not the documents, authorities and the materials incorporated into them by reference, are reprinted in this notice. Those Medicaid State Plan provisions set out in this notice appear in the versions that the state currently intends to submit to CMS on or before June 30, 2003. The proposed Medicaid State Plan amendments that the state ultimately submits to CMS may differ from the versions contained in this notice.

Copies of the documents and authorities containing the state's rate-setting methodology are available upon written request. A request for copies will be treated as a request for public records under the Kansas Open Records Act, K.S.A. 45-215 et seq. The state will charge a fee for copies. Written requests for copies should be sent to:

Secretary of Aging
New England Building, 2nd Floor
503 S. Kansas Ave.
Topeka, 66603-3404
Fax (785) 296-0767

A.1 Attachment 4.19D, Part I, Subpart C, Exhibit C-1: Methods and Standards for Establishing Payment Rates for Nursing Facilities

Under the Medicaid program, the State of Kansas pays nursing facilities, nursing facilities for mental health, and hospital long-term care units (hereafter collectively referred to as nursing facilities) a daily rate for care provided to residents who are eligible for Medicaid benefits. The narrative explanation of the nursing facility (NF) reimbursement formula is divided into 12 sections. The sections are: Cost Reports, Rate Determination, Quarterly Case Mix Index Calculation, Resident Days, Inflation Factors, Upper Payment Limits, Quarterly Case Mix Index Rate Adjustments, Real and Personal Property Fee, Incentive Factors, Rate Effective Date, Retroactive Rate Adjustments, and Comparable Private Pay Rates.

(1) Cost Reports

The Nursing Facility Financial and Statistical Report (MS2004) is the uniform cost report. It is included in Kansas Administrative Regulation (K.A.R.) 30-10-17. It organizes the commonly incurred business expenses of providers into three reimbursable cost centers (operating, indirect health care and direct health care). Ownership costs (i.e., mortgage interest, depreciation, lease and am-

ortization of leasehold improvements) are reported but reimbursed through the real and personal property fee. There is a nonreimbursable/nonresident related cost center so that total operating expenses can be reconciled to the providers accounting records.

All cost reports are desk reviewed by agency auditors. Adjustments are made, when necessary, to the reported costs in arriving at the allowable historic costs for the rate computations.

Calendar Year End Cost Reports:

All providers that have operated a facility for 12 or more months on December 31 shall file a calendar year cost report. The requirements for filing the calendar year cost report are found in K.A.R. 30-10-17.

When a nonarms length change of provider takes place or an owner of the real estate assumes the operations from a lessee, the facility will be treated as an ongoing operation. In this situation, the related provider or owner shall be required to file the calendar year end cost report. The new operator or owner is responsible for obtaining the cost report information from the prior operator for the months during the calendar year in which the new operator was not involved in running the facility. The cost report information from the old and new operators shall be combined to prepare a 12-month calendar year end cost report.

Projected Cost Reports:

The filing of projected cost reports are limited to: (1) newly constructed facilities; (2) existing facilities new to the Medicaid program; or (3) a provider reentering the Medicaid program that has not actively participated or billed services for 24 months or more. The requirements are found in K.A.R. 30-10-17.

(2) Rate Determination

Rates for Existing Nursing Facilities

Medicaid rates for Kansas NFs and NFs-MH are determined using a prospective, facility-specific rate-setting system. The rate is determined from the base year cost data submitted by the provider. The base year utilized for cost information will be reestablished no less often than every seven years. The current base year is 2001.

The allowable expenses are divided into three cost centers. The cost centers are Operating, Indirect Health Care and Direct Health Care. They are defined in K.A.R. 30-10-18.

The allowable historic per diem cost is determined by dividing the allowable resident related expenses in each cost center by resident days. The allowable historic per diem cost may be adjusted by an inflation factor. The resident days and inflation factors used in the rate determination will be explained in greater detail in the following sections.

The inflated allowable historic per diem cost for each cost center is then compared to the cost center upper payment limit. The allowable per diem rate is the lesser of the inflated allowable historic per diem cost in each cost center or the cost center upper payment limit. Each cost center has a separate upper payment limit. If each cost center upper payment limit is exceeded, the allowable per

diem rate is the sum of the three cost center upper payment limits. There also is a separate upper payment limit for owner, related party, administrator, and co-administrator compensation. The upper payment limits will be explained in more detail in a separate section.

The case mix of the residents adjusts the Direct Health Care cost center. The theory behind a case mix payment system is that the characteristics of the residents in a facility rather than the characteristics of the facility should determine the payment rate. The idea is that certain resident characteristics can be used to predict future costs to care for residents with those same characteristics. For these reasons, it is desirable to use the case mix classification for each facility in adjusting provider rates.

There are add-ons to the allowable per diem rate. The add-ons consist of the incentive factor and the real and personal property fee. The incentive factor and real and personal property fee are explained in separate sections of this exhibit. The add-ons plus the allowable per diem rate equal the total per diem rate.

Rates for New Construction and New Facilities

The per diem rate for newly constructed nursing facilities, or new facilities to the Kansas Medical Assistance program, shall be based on a projected cost report submitted in accordance with K.A.R. 30-10-17.

Rates for Facilities Recognized as a Change of Provider

The payment rate for the first 24 months of operation shall be based on the base year historical cost data of the previous owner or provider. If base year data is not available the most recent calendar year data for the previous provider shall be used. Beginning with the first day of the 25th month of operation the payment rate shall be based on the historical cost data for the most recent calendar year submitted by the new provider.

Rates for Facilities Reentering the Program

The per diem rate for each provider reentering the Medicaid program shall be determined from a projected cost report if the provider has not actively participated in the program by the submission of any current resident service billings to the program for 24 months or more. The per diem rate for all other providers reentering the program shall be determined from the last historic cost report filed with the agency.

(3) Quarterly Case Mix Index Calculation

Providers are required to submit to the agency the uniform assessment instrument, which is the Minimum Data Set (MDS), for each resident in the facility. The MDS assessments are maintained in a computer database.

The Resource Utilization Groups-III (RUG-III) Version 5.12b, 34 group, index maximizer model is used as the resident classification system to determine all case mix indices, using data from the MDS submitted by each facility. Standard Version 5.12b case mix indices developed by the Health Care Financing Administration (now the Centers for Medicare and Medicaid) shall be the basis for calculating facility average case mix indices to be used to adjust the Direct Health Care costs in the determination of upper payment limits and rate calculation. Resident

assessments that cannot be classified will be assigned the lowest CMI for the state.

Each resident in the facility on the first day of each calendar quarter with a completed and submitted assessment shall be assigned a RUG-III 34 group calculated on the resident's most current assessment available on the first day of each calendar quarter. This RUG-III group shall be translated to the appropriate CMI. From the individual resident case mix indices, three average case mix indices for each Medicaid nursing facility shall be determined four times per year based on the assessment information available on the first day of each calendar quarter.

The facility-wide average CMI is the simple average, carried to four decimal places, of all resident case mix indices. The Medicaid-average CMI is the simple average, carried to four decimal places, of all indices for residents where Medicaid is known to be the per diem payer source on the first day of the calendar quarter. The private-pay average CMI is the simple average, carried to four decimal places, of all indices for residents where private pay is known to be the per diem payer source on the first day of the calendar quarter. Individuals for which Medicare is listed as a payer source are not included in the private pay average CMI calculation. Case mix indices for ventilator-dependent residents for whom additional reimbursement has been determined shall be excluded from the average CMI calculations.

The resident listing cut off for calculating the average CMIs will be the first day of the quarter before the rate is effective. The following are the dates for the resident listings and the quarter in which the average Medicaid CMIs will be used in the quarterly rate-setting process.

Rate Effective Date:

July 1
October 1
January 1
April 1

The resident listings will be mailed to providers prior to the dates the quarterly case mix adjusted rates are determined. This will allow the providers time to review the resident listings and make corrections before they are notified of new rates. The cutoff schedule may need to be modified in the event accurate resident listings and Medicaid CMI scores cannot be obtained from the MDS database. The rate for June 30, 2003, will be based on a CMI cutoff date of April 1, 2003.

(4) Resident Days

The allowable historic per diem costs for the Direct Health Care cost center and for food and utilities in the Indirect Health Care cost center is determined by dividing the allowable resident related expenses by the actual resident days during the cost report period. The allowable historic per diem cost for the Operating and Indirect Health Care Cost Centers less food and utilities is subject to an 85% minimum occupancy rule. The greater of the actual resident days for the cost report period or the 85% minimum occupancy based on the number of licensed bed days during the cost report period is used as the total

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resident days in the rate calculation for the Operating cost center and the Indirect Health Care cost center less food and utilities. All licensed beds are required to be certified to participate in the Medicaid program.

There are two exceptions to the 85% minimum occupancy rule. The first is that it does not apply to a provider who is allowed to file a projected cost report for an interim rate. Both the rates determined from the projected cost report and the historic cost report covering the projected cost report period are based on the actual resident days for the period.

The second exception is for the first cost report filed by a new provider who assumes the rate of the previous provider. If the 85% minimum occupancy rule was applied to the previous provider's rate, it is also applied when the rate is assigned to the new provider. However, when the new provider files a historic cost report for the first 12 months of operation, the rate determined from the cost report will be based on actual days and not be subject to the 85% minimum occupancy rule. The 85% minimum occupancy rule is then reapplied to the rate when the new provider reports resident days and costs for the 13th month of operation and after.

(5) Inflation Factors

Inflation will be applied to the allowable reported costs from the calendar year end 2001 cost reports for rates effective June 30, 2003. The inflation will be based on the Data Resources, Inc.-WEFA, National Skilled Nursing Facility Market Basket Without Capital Index (DRI Index). The inflation will be applied from the midpoint of the cost report period (July 1, 2001) to the midpoint of the payment rate period (December 31, 2002). No additional inflation will be applied to the rates effective July 1, 2003.

The DRI Indexes listed in the latest available quarterly publication will be used to determine the inflation tables for the payment schedules processed during the payment rate period. This will require the use of forecasted factors in the inflation table. The inflation tables will not be revised until the next payment rate period.

The inflation factor will not be applied to the following costs:

- (1) Owner/Related Party Compensation
- (2) Interest Expense
- (3) Real and Personal Property Taxes

(6) Upper Payment Limits

There are three types of upper payment limits that will be described. One is the owner/related party/administrator/co-administrator limit. The second is the real and personal property fee limit. The last type of limit is an upper payment limit for each cost center. The upper payment limits are in effect during the payment rate period unless otherwise specified by a state plan amendment.

Owner/Related Party/Administrator/Co-Administrator Limits:

Since salaries and other compensation of owners are not subject to the usual market constraints, specific limits are placed on the amounts reported. First, amounts paid to nonworking owners and directors are not an allowable cost. Second, owners and related parties who perform

resident-related services are limited to a salary chart based on the Kansas Civil Service classifications and wages for comparable positions. Owners and related parties who provide resident related services on less than a full-time basis have their compensation limited by the percent of their total work time to a standard work week. A standard work week is defined as 40 hours. The owners and related parties must be professionally qualified to perform services that require licensure or certification.

The compensation paid to owners and related parties shall be allocated to the appropriate cost center for the type of service performed. Each cost center has an expense line for owner/related party compensation. There also is a cost report schedule titled, "Statement of Owners and Related Parties." This schedule requires information concerning the percent of ownership (if over 5%), the time spent in the function, the compensation, and a description of the work performed for each owner and/or related party. Any salaries reported in excess of the Kansas Civil Service based salary chart are transferred to the Operating cost center where the excess is subject to the Owner/Related Party/Administrator/Co-Administrator per diem compensation limit.

The Schedule C is an array of nonowner administrator and co-administrator salaries. The schedule includes the base year historic cost reports in the database from all active nursing facility providers. The salary information is not adjusted for inflation. The per diem data is calculated using an 85% minimum occupancy level for those providers in operation for more than 12 months. The Schedule C for the owner/related party/administrator/co-administrator per diem compensation limit is the first schedule run during the rate setting.

The Schedule C is used to set the per diem limitation for all nonowner administrator and co-administrator salaries and owner/related party compensation in excess of the civil service-based salary limitation schedule. The per diem limit for a 50-bed or larger home is set at the 90th percentile on all salaries reported for nonowner administrators and co-administrators. A limitation table is then established for facilities with fewer than 50 beds. This table begins with a reasonable salary per diem for an administrator of a 15-bed or less facility. A linear relationship is then established between the compensation of the administrator of the 15-bed facility and the compensation of the administrator of a 50-bed facility. The linear relationship determines the per diem limit for the facilities between 15 and 50 beds.

The per diem limits apply to the nonowner administrators and co-administrators and the compensation paid to owners and related parties who perform an administrative function or consultant type of service. The per diem limit also applies to the salaries in excess of the civil service-based salary chart in other cost centers that are transferred to the operating cost center.

Real and Personal Property Fee Limit

The property component of the reimbursement methodology consists of the real and personal property fee that is explained in more detail in a later section. The upper payment limit will be 105% of the median determined

from a total resident day-weighted array of the inflated property fees in effect as of June 1, 2003.

Cost Center Upper Payment Limits

The Schedule B computer run is an array of all per diem costs for each of the three cost centers—Operating, Indirect Health Care and Direct Health Care. The schedule includes the base year cost data from all active nursing facility providers. Projected cost reports are excluded from the database.

The per diem expenses for the Operating cost center and the Indirect Health Care cost center less food and utilities are subject to the 85% minimum occupancy. All previous desk review and field audit adjustments are considered in the per diem expense calculations. The costs are adjusted by the owner/related party/administrator/co-administrator limit.

Prior to the Schedule B arrays, the cost data on certain expense lines will be adjusted for historical and forecasted inflation, where appropriate. This will bring the costs reported by the providers to a common point in time for comparisons. The historic inflation will be based on the DRI Index for the cost center limits effective June 30, 2003. This historic inflation factor will adjust costs from the midpoint of each providers cost report period to the latest quarterly DRI Index for the Schedule B processing.

The forecasted inflation factor also will be based on the DRI Index. Determination of the forecasted inflation factor will begin with the quarter the historic inflation ends. It will be continued to the midpoint of the payment rate period (December 31, 2002).

Certain costs are exempt from the inflation application when setting the upper payment limits. They include owner/related party compensation, interest expense, and real and personal property taxes.

The proposed results of the Schedule B run are the median compilations. These compilations are needed for setting the upper payment limit for each cost center. The median for each cost center is weighted based on total resident days. The upper payment limits will be set using the following:

Operating	110% of the median
Indirect Health Care	115% of the median
Direct Health Care	120% of the median

Direct Health Care Cost Center Limit:

The Kansas reimbursement methodology has a component for a case mix payment adjustment. The Direct Health Care cost center rate component and upper payment limit are adjusted by the facility average CMI.

For the purpose of setting the upper payment limit in the Direct Health Care cost center, the facility cost report period CMI and the statewide average CMI will be calculated. The facility cost report period CMI is the resident day-weighted average of quarterly facility-wide average case mix indices, carried to four decimal places. The quarters used in this average will be the quarters that most closely coincide with the financial and statistical reporting period. For example, a 01/01/20XX-12/31/20XX financial and statistical reporting period would use the facility-wide average case mix indices for quarters beginning 01/01/XX, 04/01/XX, 07/01/XX and 10/01/XX. The statewide

average CMI is the resident day-weighted average, carried to four decimals, of the facility cost report period case mix indices for all Medicaid facilities calculated effective each payment rate period.

The statewide average CMI and facility cost report period CMI are used to set the upper payment limit for the Direct Health Care cost center. The limit is based on all facilities with a historic cost report in the database. There are three steps in establishing the base upper payment limit.

The first step is to normalize each facility's Direct Health Care inflated per diem cost to the statewide average CMI. The following will describe the normalization process. A facility has an average inflated per diem cost of \$60(A) and a facility cost report period CMI of 1.4000(B). The statewide average CMI is .9500(C). First, divide the statewide average CMI (C) by the facility cost report period CMI (B) ($.9500/1.4000=.68$). Second, the quotient is then multiplied by the average inflated per diem cost (A) to determine the normalized inflated cost at the statewide average CMI ($\$60 \times .68 = \40.80). Normalizing each facility's cost to the statewide average CMI ensures a level comparison of direct health care costs can be made when setting the upper payment limit.

The second step is to array the normalized inflated costs, based on the statewide average CMI, to determine the median. The median is located using a day-weighted methodology. That is, the median cost is the per diem cost for the facility in the array at which point the cumulative total of all resident days first equals or exceeds half the number of the total resident days for all providers. The facility with the median resident day in the array sets the median inflated direct health care cost. For example, if there are 8 million resident days, the facility in the array with the 4 millionth day would set the median.

The final step in calculating the base Direct Health Care upper payment limit is to apply the percentage factor to the median cost. For example, if the median cost is \$45 and the upper payment limit is based on 120% of the median, then the upper payment limit for the statewide average CMI would be \$54 ($D=120\% \times \45).

Once the base limit for the Direct Health Care cost center is established at the statewide average CMI, the base limit is adjusted by each facility's cost report period CMI to determine a facility specific Direct Health Care cost center upper payment limit. The following will describe the facility specific upper payment limit process. A facility has an average facility cost report period CMI of 1.4000(A). The statewide average CMI is .9500(B). First, divide the facility cost report period average CMI (A) by the statewide average CMI (B) ($1.4000/.9500=1.47$). Second, the statewide average CMI limit D (\$54) is multiplied by the quotient to determine the upper payment limit for the facility ($\$54 \times 1.47 = \79.38). In the example above, the facility inflated Direct Health Care cost was \$60, which is less than the upper payment limit of \$79.38 for a facility average CMI of 1.4000.

(7) Quarterly Case Mix Rate Adjustment

The allowance for the Direct Health Care cost component will be based on the average Medicaid CMI in the

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facility. The first step in calculating the allowance is to determine the lower of the inflated Direct Health Care cost or the facility's specific Direct Health Care upper payment limit. Using the example in the Upper Payment Limit section, the Direct Health Care cost of \$60 was less than the upper payment limit of \$79.38 for an average CMI of 1.4000.

The next step is to determine the Medicaid acuity adjusted allowable Direct Health Care cost. The Medicaid CMI is divided by the facility cost report period CMI. Using the example above, if the Medicaid average CMI is 1.6000, it is divided by 1.4000 to arrive at a quotient of 1.1400 (1.6000/1.4000). The lower of the inflated per diem cost or the facility specific Direct Health Care upper payment limit is multiplied by the quotient to determine the Medicaid acuity adjusted allowable Direct Health Care cost. In the example, the allowable Medicaid acuity adjusted Direct Health Care cost will be \$68.40 ($\60×1.1400).

For illustrative purposes, if the facility-specific upper payment limit had been \$55 for an average CMI of 1.4000, the Medicaid rate would have been calculated using the upper payment limit since it was lower than the cost of \$60. In this situation, the allowable Medicaid acuity adjusted cost would be \$62.70 ($1.1400 \times \55).

The Direct Health Care component of the Medicaid rate is adjusted quarterly for changes in the Medicaid CMI. Using the first example above, if the average Medicaid CMI increases from 1.6000 to 1.7000 the following quarter, the allowance for the Direct Health Care cost would increase from \$68.40 to \$72.60. The first step is to divide the new average Medicaid CMI by the facility cost report period CMI established for the rate year (July 1 through June 30) to determine the new quotient ($1.7000/1.4000=1.2100$). The lower of the facility specific Direct Health Care upper payment limit or the inflated Direct Health Care per diem cost is multiplied by the new quotient to determine the Medicaid allowance. ($1.21 \times \$60=\72.60).

Conversely, if the average Medicaid CMI decreases from 1.6000 to 1.5000 the following quarter, the allowance for the Direct Health Care cost would decrease from \$68.40 to \$64.20. Again, the first step is to divide the new average Medicaid CMI by the facility cost report period CMI established for the rate year (July 1 through June 30) to determine the new quotient ($1.5000/1.4000=1.0700$). The lower of the facility specific Direct Health Care upper payment limit or the inflated Direct Health Care per diem cost is multiplied by the new quotient to determine the Medicaid allowance. ($1.0700 \times \$60=\64.20).

(8) Real And Personal Property Fee

The property component of the reimbursement methodology consists of the real and personal property fee (property fee). The property fee is paid in lieu of an allowable cost of mortgage interest, depreciation, lease expense and/or amortization of leasehold improvements. The fee is facility specific and does not change as a result of a change of ownership, change in lease, or with re-enrollment in the Medicaid program.

The original property fees were implemented January 1, 1985. The property fee was comprised of two compo-

nents, a property allowance and a property value factor. Ownership costs for each provider was taken from the latest cost report the agency had processed through July 1984 and used to establish the property allowance. The property value factor was then determined from an array of the property allowances for each provider. Providers enrolled in the Medicaid program after January 1, 1985, for which a property fee had not previously been calculated, received a property fee determined from ownership costs reported on their first historical cost report.

All providers will receive a new property fee, effective July 1, 2002. The first step in determining a new facility-specific property fee will be to sum the property allowance and value factor. The second step is to apply an annual inflation factor to the new property fee, which consists of the combined property allowance and value factor. The third step is to compare the inflated property fee to the upper payment limit established for the property fee. The provider will receive the lower of the facility-specific inflated property fee or the upper payment limit.

For providers reenrolling in the Kansas Medical Assistance program or providers enrolling for the first time but operating in a facility that was previously enrolled in the program, the property fee shall be the sum of the last effective property allowance and the last effective value factor for that facility. The property fee will be inflated and then compared to the upper payment limit. The property fee will be the lower of the facility-specific inflated property fee or the upper payment limit.

Providers entering the Kansas Medical Assistance program for the first time, who are operating in a building for which a fee has not previously been established, shall have a property fee calculated from the ownership costs reported on the cost report. This fee shall include appropriate components for rent or lease expense, interest expense on real estate mortgage, amortization of leasehold improvements, and depreciation on buildings and equipment. The process for calculating the property fee for providers entering the Kansas Medical Assistance program for the first time is explained in greater detail in Exhibit A-14 (K.A.R. 30-10-25).

There is a provision for changing the property fee. This is for a rebasing when capital expenditure thresholds are met (\$25,000 for homes under 51 beds and \$50,000 for homes over 50 beds). The original property fee remains constant but the additional factor for the rebasing is added. The property fee rebasing is explained in greater detail in Exhibit A-14 (K.A.R. 30-10-25). The rebased property fee is subject to the upper payment limit.

(9) Incentive Factor

The incentive factor is a per diem add-on ranging from zero to 50 cents. It is based on the per diem cost of the Operating cost center less the real and personal property taxes expense line. The per diem allowance for this cost center less property taxes is determined before the owner/related party/administrator/co-administrator limitation is applied.

The incentive is designed to encourage economy and efficiency in the operating cost center. Property taxes were excluded since the provider has little control over this cost. There is an inverse relationship between the in-

centive factor and the per diem cost used to determine it. The higher the per diem cost, the lower the incentive factor.

The Schedule E is an array of the per diem costs used to determine the incentive factor. The schedule includes costs from the base year historical cost report for all active providers. No projected cost reports are included. The 85% occupancy rule is applied in determining the per diem costs. The costs are not adjusted for inflation.

The Schedule E summarizes all expense lines from the Operating cost center, less property taxes. The ownership costs are excluded from the array so that both older facilities (with relatively lower ownership costs) and newer facilities (with relatively higher ownership costs) can benefit from the incentive factor through efficient operations.

The total per diem costs for the operating cost center, less property taxes, are arrayed and percentiles established. These percentiles then become the basis for establishing the per diem cost ranges used to determine each provider's efficiency factor, consistent with agency policy. The ranges are defined as follows:

Provider's Percentile Ranking	Incentive Factor Per Diem
-0- to 30th Percentile	\$.50
31st to 55th Percentile	.40
56th to 75th Percentile	.30
76th to 100th Percentile	-.0-

(10) Rate Effective Date

Rate effective dates are determined in accordance with K.A.R. 30-10-19. The rate may be revised for an add-on reimbursement factor (i.e., rebased property fee), desk review adjustment or field audit adjustment.

(11) Retroactive Rate Adjustments

Retroactive adjustments, as in a retrospective system, are made for the following three conditions:

A retroactive rate adjustment and direct cash settlement is made if the agency determines that the base year cost report data used to determine the prospective payment rate was in error. The prospective payment rate period is adjusted for the corrections.

If a projected cost report is approved to determine an interim rate, a settlement also is made after a historic cost report is filed for the same period.

And last, when a new provider, through an arms-length transaction that was recognized prior to June 30, 2003, is reimbursed the rate of the prior provider and files a historic cost report for the first 12 months of operation, a rate adjustment is made beginning with the first day after the cost report period. For example, if the first historic cost report is filed for the 12-month period ended June 30, but the rate from the cost report is not entered into the payment system until October 1, then there will be a retroactive rate adjustment from July 1 through September 30. New providers recognized effective June 30, 2003, or after will be paid a rate determined from the previous provider's cost report data for the first 24 months of operation.

All settlements are subject to upper payment limits. A provider is considered to be in projection status if they are operating on a projected rate and they are subject to the retroactive rate adjustment.

(12) Comparable Private Pay Rates

The last factor considered in determining a provider's Medicaid per diem payment rate is their private pay rate. Providers are reimbursed the lower of the calculated Medicaid rate or their private pay rate. The agency maintains a registry of private pay rates. It is the responsibility of the providers to send in private pay rate updates so that the registry is updated. When new Medicaid rates are determined, if the private pay rate reflected in the registry is lower, then the provider is held to that private pay rate until the provider sends notification that it has a higher private pay rate.

Case Mix Adjustments to Private Pay Rates:

Private pay rates submitted to the agency are adjusted up if a provider's facility average CMI is lower than its Medicaid average CMI. This is accomplished by multiplying the provider's average private pay rate in the private pay registry by the ratio of their Medicaid average CMI to their facility average CMI. This ensures that providers' Medicaid rates are not limited to a lower private pay rate that may be attributed to the lower acuity of the private pay residents. There is no adjustment to private pay rates if the facility's Medicaid average CMI is less than its facility average CMI. There also is no adjustment to private pay rates if the facility's total Medicaid rate is less than its average private pay rate.

**A.2 Attachment 4.19D, Part I, Subpart E:
Rates When Two of More Nursing Facilities
Merge Under One License**

The Kansas Department of Health and Environment (KDHE) instituted a policy wherein if two nursing facilities meet certain policy criteria, KDHE will issue one license for two facilities. Subpart E will explain the methods and standards for establishing payment rates when two or more facilities are merged under one license.

Cost Reports

Providers who have participated in the Medicaid program for 12 months or longer as of December 31 are required to file a calendar year Nursing Facility Financial and Statistical Report (cost report). For facilities that merge under one license, the provider will file one cost report for the facilities for the complete calendar year following the merger and all subsequent calendar years while the facilities remain merged under one license for any portion of the calendar year. The calendar year end cost report will be for 12 months. The cost report will consist of the individual operations of each facility for any part of the calendar year that they operate under separate licenses and the combined operations during any part of the year that they operate under one license. The number of beds, resident days, Medicaid days, and Medicare days will be the total for the facilities merged under one license. All changes in the number of beds during the calendar year will need to be reflected for the merged facilities.

The working trial balances for the merged facilities will need to be combined to fill out the schedules in the cost report. Schedule A, Expense Statement, shall reflect the

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total staff hours and the total direct and in-direct expenditures for the merged facilities. The total revenue and related revenue offsets in Schedule G, Revenue Statement, shall be the total for the merged facilities. For part of the calendar year, the working trial balance may reflect the independent operations for each facility and then following the merger the working trial balance may be consolidated. The working trial balances shall reconcile to the applicable cost report schedules. A schedule that lists all general ledger accounts grouped by cost report line number shall be submitted with the combined cost report.

Rate Determination

Medicaid rates for Kansas NFs and NFs-MH are determined using a prospective, facility-specific rate-setting system. The rate is determined from the base year cost data submitted by the provider. When multiple facilities are joined on one license, the reimbursement rates for each facility will be determined in accordance with the methodology found in Subpart C and as though the facilities remained as separate providers. The only time a new rate will be determined from a combined cost report is when a base year is established that occurs during or after the calendar year that the merger occurred.

Resident Days Used in Denominator:

The allowable historic per diem costs for the Direct Health Care cost center and food and utilities in the Indirect Health Care cost center is determined by dividing the allowable resident related expenses by the actual resident days during the cost report period. The allowable historic per diem cost for the Operating cost center and Indirect Health Care cost center less food and utilities is subject to an 85% minimum occupancy rule. The greater of the actual resident days reported for the merged facilities or days calculated at the 85% minimum occupancy will be used in the denominator of the rate calculation. If the 85% occupancy rule does not apply during the first 12 months of operation of a facility, then actual days will be used for that facility for the period that the rule does not apply. If only one of the facilities did not have the 85% occupancy rule applied then the provider will need to report the number of beds and resident days separate for that facility so that the available bed days for the merged facilities can be determined.

Real and Personal Property Fee (Property Fee) for Merged Facilities:

A combined Real and Personal Property Fee will be determined for facilities merged under one license only when a base year is established that occurs during or after the calendar year that the merger occurred. The property fee for two or more facilities that are merged under one license will be based on the day-weighted average property fee for the merged facility. The cost report used to determine the current rates would be used for the resident days for the day weighting.

For example, Facility A has a property fee of \$4.00 per day and 10,000 resident days and Facility B has a property fee of \$5.00 per day and 15,000 resident days. The day-weighted average property fee will be \$4.60 ($\$4 \times 10,000 \text{ days} + \$5 \times 15,000 = \$115,000/25,000 \text{ total days} = \4.60).

There will no longer be a value factor in the merged property fees.

Resident Assessments and Case Mix Index

The resident assessment database, based on the minimum data set (MDS), for the facilities merged under one license will be combined beginning with the first quarter after the merger. The facilities will continue to receive separate rates until after the common calendar year cost report is received for a July 1 rate. However, the case mix index will be the same for the facilities when determining rates after the MDS data base for each facility are merged in the first quarter after the facilities are under a combined license.

Rates for Facilities Under One License if They Later Decide to Go Back to Separate Licenses

Cost Reports and Rates

If two or more facilities merge under one license and later decide to go back to individual licenses, they will file separate calendar year cost reports for the complete calendar year following the year in which they separate. Rates for each facility will be determined from base year cost report data whether that report is a combined report or not.

Real and Personal Property Fees

If two or more facilities that are merged under one license later decide to split and have individual licenses within five years, the old property fees will be reassigned to the individual facilities. The additional allowance for a property fee rebasing after the property fees were combined would be added to the individual property allowances after the facilities split. The two facilities used in the combining of property fees above had a property fee of \$4.60. As an example, if a property fee rebasing took place later that added \$.50, the property fee will be \$5.10. If Facilities A and B split before five years, the property fee for Facility A will be \$4.50 ($\$4.00 + \$.50$) and the property fee for Facility B will be \$5.50 ($\$5.00 + \$.50$).

If the facilities decide to split and go back to individual licenses after five years, each facility will continue to have the same property fee as determined when they merged.

Resident Assessments and Case Mix Index

If the merged facilities later decide to split into separate licenses, the MDS database will be maintained for the individual facilities beginning the first quarter after the facilities have separate licenses.

II. Proposed Medicaid Per Diem Rates for Kansas Nursing Facilities

A. Cost Center Limitations. The state establishes the following cost center limitations that are used in setting rates effective June 30, 2003.

Cost Center
 Operating
 Indirect Health Care
 Direct Health Care
 Real and Personal Property Fee

These amounts were determined according to the "Reimbursement Limitations" section. The Direct Healthcare

Limit is calculated based on a CMI of 0.9186, which is the statewide average.

B. Case Mix Index. These proposed rates are based upon each nursing facility's Medicaid average CMI calculated with a cutoff date of April 1, 2003, using the July 1, 2003, Kansas Medicaid/Medicaid CMI Table. In Section II.C below, each nursing facility's Medicaid average CMI is listed beside its proposed per diem rate.

C. Proposed Nursing Facility Per Diem Rates and CMI.

Facility Name	City	Proposed Daily Rate	Medicaid CMI
Infinia at Abilene, Inc.	Abilene	105.12	0.8538
Village Manor	Abilene	92.26	0.8714
Alma Manor	Alma	109.68	0.7750
Andover Health Care Center	Andover	95.56	0.9582
Anthony Community Care Center	Anthony	103.04	0.9003
Medicalodge East Healthcare Center	Arkansas City	113.01	0.9189
Medicalodge North of Arkansas City	Arkansas City	121.90	1.0384
Arkansas City Presbyterian Manor	Arkansas City	108.46	0.9600
Infinia at Arma	Arma	103.06	0.8427
Ashland Health Center - LTCU	Ashland	109.40	0.8531
Atchison Hospital SNF	Atchison	108.34	0.9620
Medicalodge of Atchison	Atchison	103.89	0.8389
Atchison Senior Village	Atchison	98.00	0.8941
Dooley Center	Atchison	106.60	0.7400
Attica Long Term Care	Attica	98.47	0.8969
Atwood Good Samaritan Center	Atwood	105.16	0.9376
Lake Point Nursing Center	Augusta	97.70	0.9726
Baldwin Care Center	Baldwin City	96.11	0.8594
Spring Valley Care Center	Baxter Springs	106.84	0.8305
Quaker Hill Manor	Baxter Springs	79.48	0.9400
Great Plains of Republic County, Inc.	Belleville	120.84	0.9933
Belleville Health Care Center	Belleville	86.53	0.8151
Great Plains of Mitchell County, Inc.	Beloit	121.65	1.0091
Hilltop Lodge Nursing Home	Beloit	102.30	0.9103
Centers for LTC of Bonner Springs	Bonner Springs	105.62	0.8856
Hill Top House	Bucklin	101.26	0.9077
Buhler Sunshine Home, Inc.	Buhler	107.04	0.9310
Life Care Center of Burlington	Burlington	103.44	0.8321
Caney Nursing Center	Caney	84.98	0.9477
Shiloh Manor of Canton, Inc.	Canton	101.72	0.9233
Cedar Vale Nursing Center	Cedarvale	73.81	0.8051
Eastridge Nursing Home	Centralia	94.39	0.7643
Heritage Health Care Center	Chanute	87.19	0.9655
Chanute Health Care Center	Chanute	110.40	0.9062
Applewood Rehabilitation	Chanute	65.43	0.7209
Chapman Valley Manor	Chapman	86.82	0.9899
Cheney Golden Age Home Inc.	Cheney	101.13	0.9774
Cherryvale Care Center	Cherryvale	96.96	0.8867
Chetopa Manor	Chetopa	75.51	0.9092
The Shepherd's Center	Cimarron	89.29	0.9810
Medicalodge of Clay Center	Clay Center	101.16	0.8196
Clay Center Presbyterian Manor	Clay Center	119.83	0.9700
Clearwater Ret. Community, Inc. dba The	Clearwater	102.80	0.9070
Community Care Inc.	Clifton	70.83	0.9800
Park Villa Nursing Home	Clyde	89.08	0.9910
Coffeyville Regional Medical Center	Coffeyville	155.27	1.4200
Windsor Place	Coffeyville	95.45	0.9102
Medicalodge East of Coffeyville	Coffeyville	96.88	0.9259
Lantern Park Manor	Colby	93.05	0.9988
Citizens Medical Center	Colby	114.10	0.9467

Facility Name	City	Proposed Daily Rate	Medicaid CMI
Pioneer lodge	Coldwater	95.64	0.9738
Medicalodge of Columbus	Columbus	110.32	1.0119
Colwich Health Center	Colwich	108.36	0.9931
Mt Joseph Senior Community, Inc.	Concordia	102.17	0.9600
Sunset Nursing Center	Concordia	98.79	0.8994
Spring View Manor	Conway Springs	84.14	0.8917
Chase County Nursing Home	Cottonwood Falls	89.28	0.8947
Council Grove Healthcare Center	Council Grove	92.12	0.8667
Hilltop Manor	Cunningham	84.22	0.9197
Westview Manor, Inc.	Derby	96.28	0.9305
Grouse Valley Manor	Dexter	87.35	0.8257
Lane County Hospital - LTCU	Dighton	121.03	0.9740
Trinity Manor	Dodge City	108.13	0.9306
Dodge City Good Samaritan Center	Dodge City	105.75	0.9296
Manor of the Plains	Dodge City	104.02	0.7888
Medicalodge of Douglass	Douglass	123.88	0.9690
Downs Nursing Center	Downs	85.63	0.9200
Country Care Home	Easton	95.50	0.9707
Parkway Care Home	Edwardsville	93.82	0.8978
Edwardsville Convalescent Center	Edwardsville	113.61	0.8980
Edwardsville Manor	Edwardsville	79.45	0.7613
Lakepoint Nursing Center-El Dorado	El Dorado	96.96	1.0108
Beverly Health & Rehab-El Dorado	El Dorado	87.28	0.8859
Morton County Hospital	Elkhart	108.26	1.0895
Woodhaven Care Center	Ellinwood	97.07	0.9765
Ellis Good Samaritan Center	Ellis	101.28	0.8793
Ellsworth Good Samaritan Ret. Village	Ellsworth	107.54	0.9324
Emporia Presbyterian Manor	Emporia	111.77	0.8486
Holiday Resort	Emporia	98.42	0.8384
Vintage Manor	Emporia	95.60	0.8517
Emporia Rehabilitation Center	Emporia	82.64	0.9636
Enterprise Estates Nursing Center, Inc.	Enterprise	85.21	1.0300
Heritage Village-Eskridge	Eskridge	78.30	0.7394
Eudora Nursing Center	Eudora	88.96	0.8367
Medicalodge of Eureka	Eureka	115.73	0.9179
Medicalodge of Ft. Scott	Fort Scott	123.40	0.9915
Fort Scott/Marmaton Valley	Fort Scott	104.58	1.2070
Fowler Nursing Home	Fowler	115.23	1.0718
Frankfort Community Care Home, Inc.	Frankfort	97.46	1.0250
Beverly Health & Rehab-Fredonia	Fredonia	79.07	0.7992
Sunset Manor, Inc	Frontenac	86.64	0.9241
Emerald Pointe Health & Rehab Centre	Galena	76.78	0.9186
Galena Nursing & Rehab Center	Galena	86.44	0.9244
Garden Valley Retirement Village	Garden City	111.10	0.9051
Terrace Garden Care Center	Garden City	122.26	0.9965
Meadowbrook Rehab Hosp., LTCU	Gardner	132.76	1.0852
Medicalodge of Gardner	Gardner	114.26	0.8328
Anderson County Hospital	Garnett	115.29	0.8668
Golden Heights Living Center	Garnett	99.04	0.9460
The Heritage	Girard	80.55	0.9970
The Nicol Home, Inc.	Glasco	91.78	0.8014
Medicalodge of Goddard	Goddard	122.09	0.9479
Bethesda Home	Goessell	118.66	0.8955
Sherman Co. Good Samaritan Center	Goodland	105.05	0.9590
Cherry Village Benevolence	Great Bend	96.89	0.9386
Central Kansas Medical Center, NF	Great Bend	141.49	1.4200

(continued)

Facility Name	City	Proposed		Facility Name	City	Proposed	
		Daily Rate	Medicaid CMI			Daily Rate	Medicaid CMI
Great Bend Health & Rehab Center	Great Bend	114.32	0.9568	Medicalodge of Leavenworth	Leavenworth	115.67	0.9235
Halstead Health and Rehab Center	Halstead	122.60	0.9340	Delmar Gardens of Lenexa	Lenexa	103.05	0.9168
Washington Cnty Hosp. Dist.#1/Hanover	Hanover	105.85	1.1025	Lakeview Village	Lenexa	131.74	1.0700
Friendship Manor Rehab Ctr of Haviland	Haviland	64.86	0.6243	Leonardville Nursing Home	Leonardville	80.80	1.0136
Hays Medical Center	Hays	178.93	1.7900	Wichita County Health Center	Leoti	125.12	1.0329
St. John's of Hays	Hays	96.63	0.9763	Liberal Good Samaritan Center	Liberal	106.40	0.9446
Hays Good Samaritan Center	Hays	105.50	0.8724	Wheatridge Park Care Center	Liberal	119.10	0.9186
Haysville Healthcare Center	Haysville	115.45	0.9358	Lincoln County Hospital LTCU	Lincoln	118.37	0.9559
Lutheran Home, Inc.	Herington	84.72	0.8894	Mid-America Healthcare-Lincoln	Lincoln	94.04	0.9938
Schowalter Villa	Hesston	120.61	0.9046	Bethany Home Association	Lindsborg	113.46	0.9216
Oak Ridge Acres	Hiawatha	75.30	0.8208	Linn Community Nursing Home	Linn	77.13	0.8414
Maple Heights of Hiawatha	Hiawatha	98.41	0.8437	Sandstone Heights	Little River	101.96	0.8768
Highland Care Center	Highland	104.13	1.0375	Logan Manor Community Health Services	Logan	87.37	0.8844
Dawson Place, Inc.	Hill City	79.49	0.7978	Louisburg Care Center	Louisburg	102.85	0.9263
Hillsboro Community Medical Center	Hillsboro	110.25	0.8882	Beverly Health & Rehab of Lucas	Lucas	86.63	0.9221
Parkside Homes, Inc.	Hillsboro	103.25	0.8418	Lyons Good Samaritan Center	Lyons	98.55	0.8638
Cheyenne Meadows Living Center	Hoisington	84.07	0.7908	Madison Manor, Inc.	Madison	102.09	0.9850
Jackson Co. Nursing Home, Inc.	Holton	89.26	0.9750	Meadowlark Hills Retirement Community	Manhattan	121.02	1.0045
Holton Manor	Holton	92.24	0.8296	St. Joseph Senior Community, Inc.	Manhattan	100.19	1.0131
Tri County Manor Living Center, Inc.	Horton	94.23	0.9693	Stoneybrook Retirement Community	Manhattan	112.18	0.9979
Howard Twilight Manor	Howard	98.74	0.9694	Jewell County Hospital	Mankato	113.75	0.9030
Sheridan County Hospital	Hoxie	114.93	1.0800	St. Luke Living Center	Marion	97.46	0.9256
Pioneer Manor	Hugoton	119.31	0.9259	Marjon Manor	Marion	89.37	0.9617
Pinecrest Nursing Home	Humboldt	90.06	0.8748	Riverview Estates, Inc.	Marquette	90.37	0.9350
Golden Plains	Hutchinson	115.28	0.9956	Community Memorial Healthcare, Inc.	Marysville	90.04	0.8150
Hutchinson Good Samaritan Village	Hutchinson	111.63	0.9843	Cambridge Place	Marysville	93.48	0.8748
Infinia at Hutchinson	Hutchinson	103.16	0.9482	Infinia at McPherson	McPherson	111.00	1.0522
Wesley Towers	Hutchinson	126.22	0.9880	The Cedars, Inc.	McPherson	109.59	0.8986
Ray E. Dillon Living Center	Hutchinson	115.13	0.9325	Lone Tree Compassionate Care Corporation	Meade	106.08	0.8900
The Regal Estate of Glenwood	Independence	96.15	0.9073	Trinity Lutheran Manor	Merriam	113.70	0.8808
Heatherwood Estates	Independence	76.68	0.9185	Great Plains of Ottawa County, Inc.	Minneapolis	91.30	1.3125
Glenwood Estate	Independence	81.58	0.9940	Minneapolis Good Samaritan Center	Minneapolis	103.37	0.9586
Pleasant View Home	Inman	109.73	0.8797	Minneola Nursing Home	Minneola	104.26	0.8011
Windsor Place at Iola, LLC	Iola	101.76	0.9630	Elk Manor Nursing Home	Moline	100.67	0.9408
Cheyenne Lodge, Inc.	Jamestown	78.51	0.9000	Bethel Home, Inc.	Montezuma	94.81	0.8300
Hodgeman Co Health Center-LTCU	Jetmore	123.49	0.9992	Moran Manor	Moran	93.63	1.1791
Stanton County Hospital- LTCU	Johnson	110.32	0.7864	Memorial Home for the Aged	Moundridge	120.30	0.9731
Valley View Professional Care Center	Junction City	81.60	0.8042	Moundridge Manor, Inc.	Moundridge	83.48	0.8190
Junction City Good Samaritan Center	Junction City	103.74	1.0128	Mt. Hope Nursing Center	Mt. Hope	102.99	0.8800
Medicalodge Post Acute Center	Kansas City	114.56	0.9828	Villa Maria, Inc.	Mulvane	102.14	0.8771
Kansas City Presbyterian Manor	Kansas City	121.76	0.9223	Golden Keys Nursing Home	Neodesha	71.51	0.9227
Medicalodge East of Kansas City	Kansas City	130.77	1.0536	Beverly Health & Rehab of Neodesha	Neodesha	87.75	0.8311
Alzheimer's Center of Kansas City	Kansas City	108.69	0.9497	Ness County Hospital Dist.#2	Ness City	98.00	0.7713
The Manor of Kansas City	Kansas City	100.52	0.9569	Bethel Care Centre	Newton	115.60	1.1104
Infinia at Kensington	Kensington	95.07	0.7813	Friendly Acres, Inc.	Newton	125.51	0.9793
The Wheatlands	Kingman	93.97	0.8750	Kansas Christian Home	Newton	125.30	1.0024
Medicalodge of Kinsley	Kinsley	113.23	0.8661	Newton Presbyterian Manor	Newton	127.96	1.0344
Kiowa Hospital District Manor	Kiowa	102.01	0.9182	Andbe Home, Inc.	Norton	100.81	0.8256
Rush Co. Memorial Hospital	La Crosse	95.37	0.8775	Village Villa	Nortonville	103.15	0.8645
Rush County Nursing Home	La Crosse	105.98	0.9636	Norwich Health Care Center	Norwich	80.22	0.7421
High Plains Retirement Village	Lakin	117.12	0.8583	Logan County Manor	Oakley	120.74	0.9064
Colonial Manor - Lansing	Lansing	103.44	0.9496	Decatur County Hospital	Oberlin	104.57	0.9427
Larned Healthcare Center	Larned	107.93	0.8656	Decatur Co. Good Samaritan Center	Oberlin	95.26	0.7829
St. Joseph Memorial Hospital	Larned	113.63	0.9444	Villa St. Francis	Olathe	119.26	0.9451
Lake View Manor, LLC	Lawrence	117.10	0.9297	Centers for Long Term Care of Olathe	Olathe	110.67	0.9727
Lawrence Presbyterian Manor	Lawrence	120.55	0.9500	Royal Terrace Nrsng. & Rehab. Center	Olathe	105.40	0.9352
Brandon Woods, Inc.	Lawrence	112.00	0.9012	Olathe Good Samaritan Center	Olathe	121.86	0.9483
Pioneer Ridge Retirement Community	Lawrence	104.28	0.7880	Johnson County Nursing Center	Olathe	125.04	0.9705
Broadway Heights	Leavenworth	115.66	0.9089	Aberdeen Village, Inc.	Olathe	124.04	0.9800

Facility Name	City	Proposed		Facility Name	City	Proposed	
		Daily Rate	Medicaid CMI			Daily Rate	Medicaid CMI
Golden Acres	Onaga	84.67	0.9395	Prairie Manor Good Samaritan Center	Sharon Springs	89.11	0.9247
Peterson Health Care, Inc.	Osage City	81.60	0.8604	Shawnee Gardens Nursing Center	Shawnee	113.57	0.8448
Osage Nursing & Rehab Center	Osage City	101.82	0.9940	Sharonlane Health Services	Shawnee	104.94	0.8937
Life Care Center of Osawatomie	Osawatomie	123.89	0.9618	Smith County Memorial Hospital LTCU	Smith Center	103.30	0.9850
Parkview Care Center	Osborne	110.36	1.0688	Infinia at Smith Center	Smith Center	99.00	0.9400
Hickory Pointe Care & Rehab Ctr	Oskaloosa	102.65	0.9289	Mennonite Friendship Manor, Inc.	South Hutchinson	121.38	0.9712
Infinia at Oswego	Oswego	107.88	0.8891	Beverly Hlth & Rehab-Spring Hill	Spring Hill	99.89	0.8100
Ottawa Retirement Village	Ottawa	100.55	0.9196	St. Francis Good Samaritan Ctr	St. Francis	102.67	0.8772
Brookside Manor	Overbrook	106.46	0.9334	Leisure Homestead at St. John	St. John	98.42	0.8558
Garden Terrace at Overland Park	Overland Park	107.82	0.8606	St. Mary's Manor	St. Mary's	111.06	1.0335
Specialty Hospital of Overland Park	Overland Park	135.38	1.1242	Prairie Mission Retirement Village	St. Paul	94.48	0.8161
Manorcare Hlth Services of Overland Park	Overland Park	118.79	0.9512	Leisure Homestead at Stafford	Stafford	80.58	0.9410
Villa Saint Joseph	Overland Park	120.83	0.9828	Sterling Presbyterian Manor	Sterling	101.67	0.7617
Delmar Gardens of Overland Park	Overland Park	113.91	0.8481	Solomon Valley Manor	Stockton	110.48	0.9029
Overland Park Manor	Overland Park	120.86	0.9887	Hamilton Co. Hospital-LTCU	Syracuse	112.56	0.8639
Indian Creek Nursing Center	Overland Park	117.32	1.0105	Tonganoxie Care Center	Tonganoxie	97.93	0.9114
Village Shalom, Inc.	Overland Park	128.33	1.0194	Topeka Healthcare Center	Topeka	94.10	0.9600
Riverview Manor, Inc.	Oxford	85.68	0.8752	Brewster Place	Topeka	126.30	0.9900
Medicalodge of Paola	Paola	88.53	0.6891	Topeka Presbyterian Manor Inc.	Topeka	124.49	0.9578
North Point Skilled Nursing Center	Paola	123.12	1.1247	Eventide Convalescent Center, Inc.	Topeka	84.35	0.8066
Elmhaven East	Parsons	75.71	0.9241	IHS of Highland Park	Topeka	115.15	0.9793
Elmhaven West	Parsons	87.50	0.9650	McCrite Plaza Health Center	Topeka	106.85	0.9788
Parsons Presbyterian Manor	Parsons	107.88	0.8507	Rolling Hills Health Center	Topeka	109.98	0.9505
Parsons Good Samaritan Center	Parsons	97.17	0.8865	Manorcare Health Services of Topeka	Topeka	108.56	0.8713
Legacy Park	Peabody	104.16	0.9794	United Methodist Home	Topeka	119.81	0.9572
Westview Manor of Peabody	Peabody	74.02	0.6486	Woodland Health Center	Topeka	93.87	0.9463
Phillips County Hospital LTCU	Phillipsburg	115.91	0.9271	Westwood Manor	Topeka	101.89	1.0205
Phillips County Retirement Center	Phillipsburg	84.68	0.8748	IHS of Brighton Place	Topeka	78.37	0.7094
Medicalodge South of Pittsburg	Pittsburg	115.24	1.0341	Countryside Health Center	Topeka	79.08	0.6784
Medicalodge North of Pittsburg	Pittsburg	102.67	0.9433	Indian Trails Manor	Topeka	68.14	0.6500
Mt. Carmel Medical Center	Pittsburg	160.86	1.5350	Infinia at Central Topeka	Topeka	104.65	0.9750
Beverly Rehabilitation Center	Pittsburg	87.24	0.9150	Brighton Place North	Topeka	68.72	0.6684
Rooks County Home	Plainville	95.17	0.8907	Aldersgate Village	Topeka	122.06	0.9344
Pratt Regional Medical Center	Pratt	107.91	0.9196	Plaza West Care Center, Inc.	Topeka	119.86	0.9561
Friendship Manor of Pratt	Pratt	98.81	1.0236	Lexington Park Nursing and Post Acute Ca	Topeka	124.98	0.9695
Prescott Country View Nursing Center	Prescott	77.82	0.8888	Greeley County Hospital, LTCU	Tribune	129.91	1.1138
Prairie Sunset Manor	Pretty Prairie	120.17	0.8980	Western Prairie Care Home	Ulysses	113.95	0.8456
Protection Valley Manor	Protection	90.58	0.8794	Valley Health Care Center	Valley Falls	84.23	0.7041
Gove County Medical Center	Quinter	100.67	0.8900	St. John's Rest Home of Victoria	Victoria	93.83	0.8552
Grisell Memorial Hosp Dist #1-LTCU	Ransom	118.97	0.9814	Trego Co. Lemke Memorial LTCU	WaKeeney	114.08	0.9431
Richmond Care Center	Richmond	94.19	0.9433	The Lutheran Home - Wakeeney	WaKeeney	81.50	0.7932
Lakepoint Nursing Ctr-Rose Hill	Rose Hill	93.80	0.7927	Wakefield Rehab Center	Wakefield	91.19	0.9743
Rossville Valley Manor	Rossville	116.13	1.0154	Valley Vista Good Samaritan Center	Wamego	111.78	0.8700
Wheatland Nursing & Rehab Center	Russell	99.02	1.0391	The Centennial Homestead, Inc.	Washington	73.94	0.9467
Gatewood Care Center	Russell	69.88	0.7143	Colonial Manor of Wathena	Wathena	91.24	0.9248
Russell Regional Hospital	Russell	117.14	0.9200	Coffey County Hospital	Waverly	118.33	0.8910
Sabetha Nursing Center	Sabetha	93.16	0.9345	Beverly Health & Rehab-Wellington	Wellington	90.37	0.9166
Apostolic Christian Home	Sabetha	87.45	0.8960	Slate Creek Good Samaritan Center	Wellington	110.01	0.9804
Smokey Hill Rehabilitation Center	Salina	91.45	0.8298	Wellsville Manor	Wellsville	94.32	0.9578
Kenwood View Nursing Center	Salina	85.01	0.7885	Westy Community Care Home	Westmoreland	91.79	0.9457
Windsor Estates	Salina	100.07	0.8750	Wheat State Manor	Whitewater	112.51	0.9662
Center for LTC of Salina	Salina	103.96	0.9197	Medicalodge of Wichita	Wichita	127.21	1.0113
Salina Presbyterian Manor	Salina	117.88	0.9400	Meridian Nursing & Rehab Center	Wichita	106.08	0.9249
Shalimar Health Center	Salina	72.68	0.9653	Catholic Care Center Inc.	Wichita	118.44	0.9654
Holiday Resort of Salina	Salina	94.43	0.8604	Kansas Masonic Home	Wichita	120.43	0.9414
Satanta Dist. Hosp. LTCU	Satanta	116.43	0.8906	Homestead Health Center, Inc.	Wichita	112.69	0.9176
Park Lane Nursing Home	Scott City	118.49	0.9992	Horizon Specialty Hospital	Wichita	110.65	0.9518
Pleasant Valley Manor	Sedan	78.29	0.9554				
Sedgwick Healthcare Center	Sedgwick	118.13	0.9608				
Crestview Manor	Seneca	73.85	0.9142				
Country View Estates Care Home	Seneca	77.88	0.9067				

(continued)

Facility Name	City	Proposed	
		Daily Rate	Medicaid CMI
Infinia at Wichita	Wichita	119.82	0.9120
Wichita Presbyterian Manor	Wichita	134.38	1.1300
Sandpiper Bay Health & Retirement Ctr.	Wichita	100.58	0.8765
Manorcare Health Services of Wichita	Wichita	110.30	0.9083
College Hill Nursing and Rehab Center	Wichita	123.30	0.9963
Lakewood Heights Nursing Center	Wichita	99.59	0.8914
Lincoln East Nursing Home	Wichita	87.95	0.7516
Cameo Care Center	Wichita	99.26	0.7828
The Health Care Center@Larksfield Place	Wichita	112.92	0.8186
Life Care Center of Wichita	Wichita	113.10	0.9851
Park West Plaza	Wichita	121.56	0.9186
Wilson Nursing Center	Wilson	87.12	0.9743
Jefferson Co. Memorial Hospital-LTCU	Winchester	106.29	0.9141
Winfield Good Samaritan Center	Winfield	113.70	0.9117
Cumbernauld Village, Inc.	Winfield	101.95	0.7536
Winfield Rest Haven, Inc.	Winfield	97.30	0.9048
Infinia at Yates Center	Yates Center	92.19	0.9180

III. Justifications for the Proposed Rates

1. The proposed rates are calculated according to the rate-setting methodology in the Kansas Medicaid State Plan and pending amendments thereto.

2. The proposed rates are calculated according to a methodology that satisfies the requirements of K.S.A. 39-708c(x) and the Department of Social and Rehabilitation Services' regulations in K.A.R. Article 30-10 implementing that statute and applicable federal law.

3. The state's analyses project that the proposed rates:

- Would result in payment, in the aggregate of 90.99% of the Medicaid day weighted average inflated allowable nursing facility costs statewide; and

- Would result in a maximum allowable rate for the statewide average CMI of 0.9186 of \$121.56; with the total average allowable cost being \$116.42.

c. Estimated average rate July 1, 2003	\$102.61
Average payment rate July 1, 2002	\$99.58
Amount of change	\$3.03
Percent of change	3.04%

4. Estimated annual aggregate expenditures in the Medicaid nursing facility services payment program will increase by approximately \$20 million.

5. The state estimates that the proposed rates will continue to make quality care and services available under the Medicaid State Plan at least to the extent that care and services are available to the general population in the geographic area. The state's analyses indicate:

- Service providers operating a total of 316 nursing facilities (representing 98% of all the licensed nursing facilities in Kansas) participate in the Medicaid program, while an additional 43 hospital-based long-term care units also are certified to participate in the Medicaid program;

- There is at least one Medicaid-certified nursing facility and/or nursing facility for mental health or Medicaid-certified hospital-based long-term care unit in each of the 105 counties in Kansas;

- The statewide average occupancy rate for nursing facilities participating in Medicaid is 86.2%;

d. The statewide average Medicaid occupancy rate for participating facilities is 55.4%; and

e. The proposed rates would cover 91.40% of the estimated Medicaid health care costs incurred by participating nursing facilities statewide.

6. Federal Medicaid regulations at 42 C.F.R. 447.272 impose an aggregate upper payment limit that states may pay for Medicaid nursing facility services. The state's analysis indicates that the proposed methodology will result in compliance with the federal regulation.

IV. Request for Comments; Request for Copies

The state requests providers, beneficiaries and their representatives, and other concerned Kansas residents to review and comment on the proposed rates, the methodology used to calculate the proposed rates, the justifications for the proposed rates, and the intent to amend the Medicaid State Plan. Persons and organizations wishing to submit comments must mail, deliver or fax their signed, written comments before the close of business on Tuesday, May 27, to:

Bill McDaniel

Director of Nursing Facility and CARE Program
Kansas Department on Aging
New England Building, 2nd Floor
503 S. Kansas Ave.
Topeka, KS 66603-3404
Fax (785) 296-0256

V. Notice of Intent to Amend the Medicaid State Plan

The state intends to submit proposed Medicaid State Plan amendments to CMS on or before June 30, 2003.

Rick Shults
Director of Management Operations
Division of Health Care Policy
Social and Rehabilitation Services

Pamela Johnson-Betts
Secretary of Aging

Doc. No. 029264

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 each of the following bills 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 April 24, 2003.)

HOUSE BILL No. 2367

AN ACT concerning state capital improvement projects; relating to inspections of such projects; amending K.S.A. 75-1262 and 75-3741c and repealing the existing sections.

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

Section 1. K.S.A. 75-1262 is hereby amended to read as follows: 75-1262. (a) In performing the construction administration services described in K.S.A. 75-1260, and amendments thereto, the project architect, or, if there is no project architect, the secretary of administration or the

agency architect as provided in K.S.A. 75-1254, and amendments thereto, shall have primary responsibility for inspection of the project. The state agency for which the project is being constructed may perform and the secretary of administration shall perform periodic inspection of the construction project. In no case shall such inspections by the state agency or the secretary of administration relieve the project architect of any part of its authority or responsibility to perform all construction administration services as described in K.S.A. 75-1260, and amendments thereto.

(b) When the project architect or, if there is no project architect, the secretary of administration or the agency architect as provided in K.S.A. 75-1254, and amendments thereto, determines that a project has been satisfactorily completed, such project architect, secretary or agency architect shall certify that determination to the state agency for which the project was completed and to the secretary of administration. The final inspection of the project shall be conducted jointly by the project architect, if there is one, the state agency and the secretary of administration.

(c) The results of such final inspection shall be reported to the secretary of administration. Upon determining that the project has been satisfactorily completed, based on the recommendations of the project architect, if there is one, and the state agency and on other information, the secretary of administration shall officially accept the project as satisfactorily complete and thereby authorize the state agency for which the project was completed to occupy and make use of the project. No state agency shall occupy or make use of any building or portion thereof which has been constructed, or any areas of a building which were repaired or improved, until the project therefor has been officially accepted as provided in this section, except that an agency may occupy all or any area of any such building for which the contractor has agreed in writing to complete and correct all work for the project in accordance with the contract documents within a time specified after the date of such occupancy.

(d) Within nine months after official acceptance of a project, the state agency for which the project was completed and the secretary of administration shall conduct a full inspection of the completed project and shall promptly notify the appropriate contractor of any claims resulting therefrom.

(e) *In performing the inspection services pursuant to this section, the secretary of administration, with the concurrence of the state agency that owns the property, may use inspection services of the city, township, county or other political subdivision in which the project is located, in accordance with K.S.A. 75-3741c, and amendments thereto.*

Sec. 2. K.S.A. 75-3741c is hereby amended to read as follows: 75-3741c. (a) No state capital improvement project for the construction, reconstruction, remodeling, improvement, repair or maintenance of any building or facility for use by one or more state agencies, shall be subject to any building permit requirement or building code of any county, township, district, city or other political subdivision of this state or fees charged therefor. No project shall be subject to any inspection requirement or any requirement to obtain any permit, license or other instrument of approval for the project which is imposed by any city, township, district, city or other political subdivision of this state, except that such project shall be subject to reasonable inspections for the sole purpose of allowing members of the police and fire departments and other public emergency services personnel to become familiar with the project. As used in this section "building code" means any building code and includes any plumbing code, electrical wiring code, gas piping code or similar code. This act shall apply to all capital improvement projects in existence prior to the effective date of this act and to those commenced on or after the effective date.

(b) *Notwithstanding the provisions of subsection (a), the secretary of administration, with the concurrence of the state agency that owns the property, may request that the city, township, county or other political subdivision in which a state capital improvement project is located provide code review or inspection services required by this section or K.S.A. 75-1262, and amendments thereto. The city, township, county or other political subdivision shall be compensated for such services from funds appropriated for the project or available therefor. The amount of such compensation shall be based on the fee schedule established by the city, county, township or other political subdivisions.*

(b)(c) State capital improvement projects shall be exempt from the payment of fees relating to local zoning ordinances and resolutions, but the state shall reimburse a political subdivision for any related publication expenses incurred by the political subdivision.

Sec. 3. K.S.A. 75-1262 and 75-3741c are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 24, 2003.)

HOUSE BILL No. 2003

AN ACT concerning certain rural water districts; providing procedures for acquisition of such districts' water supply and distribution systems by certain municipalities.

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

Section 1. (a) The board of directors of any rural water district organized under K.S.A. 82a-612 *et seq.*, and amendments thereto, and the governing body of any municipality which adjoins such district may enter into an agreement for the acquisition of such district's water supply and distribution system by such municipality and the assumption of water service by such municipality to the customers of such district upon the terms of such agreement and the provisions of this act.

(b) Any agreement pursuant to the provisions of this act may provide, but not necessarily be limited to, terms and conditions for: (1) The transfer to the municipality of control and ownership of the district's water supply and distribution system, including all property, equipment, records, reports and funds; (2) continued service, at an agreed upon rate, by the municipality to customers served by such system; (3) assumption of all or part of the revenue bond liability or other outstanding obligations of the district; and (4) establishment of a policy for connecting new customers to the water supply and distribution system.

(c) An agreement entered into pursuant to this act shall not take effect until: (1) The board of directors of the rural water district and the governing body of the municipality each adopts a resolution approving such agreement; (2) a copy of the agreement is filed for public inspection in the office of the county clerk of each county where there is located any portion of the area served by the rural water district; (3) the board of directors of the rural water district causes notice of the approval of the agreement, the reasons therefor and a copy of the agreement to be mailed to each participating member of the district; (4) the board of directors causes to be published once in a newspaper or newspapers of general circulation in the areas served by the district's water supply and distribution system notice of the approval of the agreement and the reasons therefor, together with a statement that the proposed agreement shall take effect unless there is presented to the board of directors of the rural water district a petition as provided by subsection (d); and (5) if a petition is presented as provided by subsection (d), a majority of the participating members of the district approve the agreement as provided by subsection (d).

(d) If, within 60 days after publication of notice pursuant to subsection (c), there is presented to the board of directors of the rural water district board a written petition which is signed by participating members of the rural water district equal in number to not less than 10% of the total number of participating members of the district according to the records of the district and requests an election on whether the agreement shall take effect, the board of directors of the rural water district shall call an election on the approval of such agreement. The election may be held at a meeting called for that purpose or may be by mail ballot, or both. The agreement shall not take effect unless approved by a majority of the participating members voting at the election to approve the agreement. Each participating member shall be entitled to a single vote, regardless of the number of benefit units to which such member has subscribed.

(e) Notwithstanding the provisions of subsections (b) and (c), no agreement made pursuant to this section shall become effective unless prior to entering into such agreement, the rural water district purchases from the municipality the water distributed by such district.

(f) Notwithstanding the provisions of K.S.A. 82a-629, and amendments thereto, a rural water district shall be dissolved whenever the district enters into an agreement pursuant to this section and the agreement provides for: (1) Total transfer of the district's water supply and distribution district and all other assets of the district; (2) continuation of water supply and distribution service to all customers of the district; (3) assumption of all revenue bond liability and all other obligations of the district; and (4) a policy for connecting new customers to the water supply and distribution system.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 24, 2003.)

HOUSE BILL No. 2009

AN ACT concerning the state board of regents; relating to certain fees imposed thereby; amending K.S.A. 72-4530 and 72-4938 and repealing the existing sections.

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

Section 1. K.S.A. 72-4530 is hereby amended to read as follows: 72-4530. (a) The state board of regents may adopt rules and regulations relating to the processing and issuance of general educational development (GED) credentials.

(b) Each application to the state board of regents for issuance or duplication of general educational development credentials or verification of credentials shall be accompanied by a fee which shall be established by the state board of regents and shall be in an amount of not more than \$10 \$15. On ~~or before August 1, 1999, and on~~ or before July June 1 of each year thereafter, the state board of regents shall determine the amount of revenue which will be required to properly administer the provisions of this section during the next ensuing fiscal year, and shall establish the GED credentials processing fee for such year in the amount deemed necessary for such purposes. Such fee shall become effective on the succeeding January July 1 of each year. The state board of regents shall remit all moneys received by or for it from GED credentials processing fees to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the GED credentials processing fees fund, which fund is hereby established in the state treasury, and shall be used only for the payment of expenses connected with the processing, issuance or duplication of GED credentials, and for the keeping of records by the state board of regents. All expenditures from the GED credentials processing fees fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state board of regents or by a person or persons designated by the state board.

Sec. 2. K.S.A. 72-4938 is hereby amended to read as follows: 72-4938. ~~Fees for certificates of approval and registration of representatives shall be collected by the state board in accordance with the following schedule~~ (a) *The state board shall fix, charge and collect fees for certificates of approval, registration of representatives and providing transcripts to students who attended a proprietary school that has ceased operation by adopting rules and regulations for such purposes, subject to the following limitations:*

- (A) (1) For schools domiciled or having their principal place of business within the state of Kansas:
- | | |
|--|---|
| (+) (A) Initial issuance of certificate of approval | \$500.00 not more than \$1,700 |
| (+) (B) Renewal of certificate of approval | 300.00 not more than 1,200 |
| (+) (C) Initial registration of representative | 50.00 not more than 150 |
| (+) (D) Annual renewal of registration of representative | 25.00 not more than 100 |

(B) (2) For schools domiciled or having their principal place of business outside the state of Kansas:

- | | |
|--|--|
| (+) (A) Initial issuance of certificate of approval | \$1500.00 not more than \$3,400 |
| (+) (B) Renewal of certificate of approval | 750.00 not more than 2,400 |
| (+) (C) Initial registration of representative | 100.00 not more than 300 |
| (+) (D) Annual renewal of registration of representative | 75.00 not more than 200 |

(3) For retrieval of student transcript from school that has ceased operation..... not more than 10

(b) *The state board shall determine annually the amount necessary to carry out and enforce the provisions of the Kansas proprietary school act for the next ensuing fiscal year and shall fix by rules and regulations the fees authorized for such year at the sum deemed necessary for such purposes within the limits of this section. Prior to adoption of any such rules and regulations, the state board shall afford the advisory commission on proprietary schools an opportunity to make recommendations on the proposed rules and regulations. The amount of all fees prescribed by this section prior to the effective date of this act shall continue in effect and shall be charged and collected until the amount of such fees is changed by rules and regulations adopted by the state board pursuant to this section.*

Sec. 3. K.S.A. 72-4530 and 72-4938 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 24, 2003.)

SENATE BILL No. 205

AN ACT enacting the Kansas commemorative coin design concept act.

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

Section 1. This act shall be known and may be cited as the Kansas commemorative coin design concept act. The purpose of the act is to provide a means whereby the state through cooperation of its governor, arts community and high school students selects the design concepts and recommends the final design of the quarter dollar that is emblematic of the state of Kansas, its history, geography and rich heritage for submission to the United States secretary of the treasury in accordance with the 50 states commemorative coin program act (P.L. 105-124).

Sec. 2. (a) There is established the Kansas commemorative coin design commission. The commission shall consist of 16 members, as follows:

- (1) The members of the joint legislative committee on the arts and cultural resources;
- (2) a member of the Kansas state historical society, selected by the members of the society;
- (3) a member of the Kansas arts commission, selected by the members of the commission;
- (4) a member of the Kansas humanities council, selected by the members of the council; and
- (5) three members of the general public who shall be representative of the arts, selected by the governor. One of the members selected pursuant to this paragraph shall be knowledgeable of coin design or metal work.

(b) The chairperson of the joint legislative committee on the arts and cultural resources shall serve as chairperson of the commission. The commission shall meet on call of the chairperson or at the request of a majority of the members of the commission.

(c) The commission shall:

(1) Adopt procedures and guidelines for selection of the design concepts of the quarter dollar that is emblematic of the state of Kansas; such guidelines shall be consistent with the guidelines prescribed by the 50 states commemorative coin program act and shall be publicized by the commission;

(2) invite Kansans to submit design sketches for the Kansas commemorative quarter dollar that are broadly appealing to the citizens of the state and that maintain a dignity befitting the state's history and diversity. Each design sketch shall be accompanied by a narrative that explains why the concept is emblematic of the state and what the concept represents to the citizens of the state. The submission deadline shall be determined by the commission;

(3) review the design sketches and narratives submitted by Kansans and select five submissions as finalists in the design selection process;

(4) forward only the selected narratives to the United States mint and collaborate with the United States mint in the preparation of artwork of the concepts;

(5) upon approval by the secretary of the treasury, the design candidate finalists shall be forwarded to the commission, which shall collaborate with the state board of education and the secretary of state in submission of the five finalist designs to an election in which all students enrolled in public and accredited nonpublic high schools of the state may participate and by majority vote select the design for the Kansas commemorative quarter dollar that the commission shall submit to the governor; the election shall be held no later than during the last week of April 2004. Such election may be conducted by internet ballot.

Sec. 3. The governor shall submit the design selected by vote of Kansas high school students to the United States mint for presentment to the secretary of treasury for final approval.

Sec. 4. The Kansas arts commission, the Kansas humanities council, and the Kansas historical society shall publicize the Kansas commemorative coin design act and shall provide such assistance to the Kansas commemorative coin design commission as may be requested by the commission.

Sec. 5. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 24, 2003.)

HOUSE BILL No. 2224

AN ACT relating to banking; concerning certain powers; amending K.S.A. 9-1101 and 9-1713 and repealing the existing sections.

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

Section 1. K.S.A. 9-1101 is hereby amended to read as follows: 9-1101. Any bank hereby is authorized to exercise by its board of directors or duly authorized officers or agents, subject to law, all such powers, including incidental powers, as shall be necessary to carry on the business of banking, and:

- (1) to receive deposits and to pay interest thereon at rates which need not be uniform. The state bank commissioner, with approval of the state banking board, may by regulations of general application fix maximum rates of interest to be paid on deposit accounts other than accounts for public moneys;
- (2) to buy and sell exchange, gold, silver, foreign coin, bullion, commercial paper, bills of exchange, notes and bonds;
- (3) to buy and sell bonds, securities, or other evidences of indebtedness of the United States of America or those fully guaranteed, directly or indirectly, by it, and general obligation bonds of the state of Kansas or any municipality or quasi-municipality thereof, and of other states, and of municipalities or quasi-municipalities in other states of the United States of America. No bank shall invest an amount in excess of 15% of its capital stock paid in and unimpaired and the unimpaired surplus fund of such bank in bonds, securities or other evidences of indebtedness of any municipality or quasi-municipality of any other state or states of the United States of America: (a) If and when the direct and overlapping indebtedness of such municipality or quasi-municipality is in excess of 10% of its assessed valuation, excluding therefrom all valuations on intangibles and homestead exemption valuation; (b) or if any bond, security, or evidence of indebtedness of any such municipality or quasi-municipality has been in default in the payment of principal or interest within 10 years prior to the time that any bank acquires any such bonds, security or evidence of indebtedness;
- (4) to make all types of loans, including loans on real estate, subject to the loan limitations contained in this act. Every real estate loan shall be secured by a mortgage or other instrument constituting a lien, or the full equivalent thereof, upon the real estate securing the loan, according to any lawful or well recognized practice, which is best suited to the transaction. The mortgage may secure future advances. The lien of such mortgage shall attach upon its execution and have priority from time of recording as to all advances made thereunder until such mortgage is released of record. The lien of such mortgage shall not exceed at any one time the maximum amount stated in the mortgage;
- (5) to discount and negotiate bills of exchange, negotiable notes and notes not negotiable;
- (6) to buy and sell investment securities which are evidences of indebtedness. The buying and selling of investment securities shall be limited to buying and selling without recourse marketable obligations evidencing indebtedness of any person, copartnership, association, corporation, or state or federal agency, including revenue bonds issued pursuant to K.S.A. 76-6a15, and amendments thereto, or the state armory board in the form of bonds, notes or debentures or both, commonly known as investment securities, under such further definition of the term "investment securities" as prescribed by the board, but the total amount of such investment securities of any one obligor or maker held by such bank shall at no time exceed 15% of the capital stock paid in and unimpaired and the unimpaired surplus fund of such bank except that this limit shall not apply to obligations of the United States government or any agency thereof. If the obligor is a state agency including any agency issuing revenue bonds pursuant to K.S.A. 76-6a15, and amendments thereto, or the state armory board, the total amount of such investment securities shall at no time exceed 25% of the capital stock paid in and unimpaired and the unimpaired surplus fund of such bank;
- (7) to subscribe to, buy and own such stock of the federal national mortgage association as required by title 3, section 303 of the federal act known as the national housing act as amended by section 201 of public law No. 560, of the United States (68 Stat. 613-615), known as the housing act of 1954, or amendments thereto;
- (8) to subscribe to, buy and own stock in one or more small business investment companies in Kansas as otherwise authorized by federal law, except that in no event shall any bank acquire shares in any small business investment company if, upon the making of that acquisition the aggregate

amount of shares in small business investment companies then held by the bank would exceed 5% of its capital and surplus. Nothing in this act contained shall prohibit any bank from holding and disposing of such real estate and other property as it may acquire in the collection of its assets;

(9) to subscribe to, buy and own stock in any agricultural credit corporation or livestock loan company, or its affiliate, organized pursuant to the provisions of the laws of the United States providing for the information and operation of agricultural credit corporations and livestock loan companies, in an amount not exceeding either the undivided profits or 10% of the capital stock and surplus and undivided profits from such bank, whichever is greater;

(10) to subscribe to, buy and own stock in minbank capital corporation, a company formed for the purpose of providing capital to minority-owned banks. No bank's investment in such stock shall exceed 2% of its capital and surplus;

(11) to buy, hold, and sell any type of investment securities not enumerated in this section with approval of the commissioner and upon such conditions and under such regulations as are prescribed by the state banking board;

(12) to act as escrow agent;

(13) to subscribe to, acquire, hold and dispose of stock of a corporation having as its purpose the acquisition, holding and disposition of loans secured by real estate mortgages, and to acquire, hold and dispose of the debentures and capital notes of such corporation. No bank's investment in such stock, debentures and capital notes shall exceed 2% of its capital stock, surplus and undivided profits and such investment shall be carried on the books of the bank as directed by the commissioner;

(14) to purchase and sell securities and stock without recourse solely upon the order, and for the account, of customers;

(15) to subscribe to, acquire, hold and dispose of any class of stock, debentures and capital notes of MABSCO agricultural services, inc. or any similar corporation having as its purpose the acquisition, holding and disposition of agricultural loans originated by Kansas banks. No bank's investment in such stock, debentures and capital notes shall exceed 2% of its capital stock, surplus and undivided profits. Such investment shall be carried on the books of the bank as directed by the commissioner;

(16) to buy, hold and sell mortgages, stock, obligations and other securities which are issued or guaranteed by the federal home loan mortgage corporation under sections 305 and 306 of the federal act known as the federal home loan mortgage corporation act (P.L. 91-351);

(17) to buy, hold and sell obligations or other instruments or securities, including stock, issued or guaranteed by the student loan marketing association created by (P.L. 92-318) of the United States;

(18) to engage in financial future contracts on United States government and agency securities subject to such rules and regulations as the state bank commissioner may prescribe pursuant to K.S.A. 9-1713, and amendments thereto, to promote safe and sound banking practices;

(19) to subscribe to, buy and own stock in a state or federally chartered bankers' bank or a one bank holding company which owns or controls such a bankers' bank, except no bank's investment in such stock shall exceed 10% of its capital stock, surplus and undivided profits;

(20) subject to such rules and regulations as the state bank commissioner may adopt pursuant to K.S.A. 9-1713, and amendments thereto, to promote safe and sound banking practices, upon recorded prior approval by the board of directors of the initial investment in a specific company and pursuant to an investment policy approved by the board of directors which specifically provides for such investments to buy, hold and sell shares of an open-end investment company registered with the federal securities and exchange commission under the federal investment company act of 1940 and the federal securities act of 1933 and of a privately offered company sponsored by an affiliated commercial bank, the shares of which are purchased and sold at par and the assets of which consist solely of securities which may be purchased by the bank for its own account. Such shares may be purchased without limit if the assets of the company consist solely of and are limited to obligations that are eligible for purchase by the bank without limit. If the assets of the company include securities which may be purchased by the bank subject to limitation, such shares may be purchased subject to the limitation applicable to purchase by the bank of such securities;

(21) subject to the prior approval of the state bank commissioner and subject to such rules and regulations as are adopted by the state bank commissioner pursuant to K.S.A. 9-1713, and amendments thereto, to promote safe and sound banking practices, a bank may establish a sub-

(continued)

subsidiary which engages in the following securities activities: (a) selling or distributing stocks, bonds, debentures, notes, mutual funds and other securities, (b) issuing and underwriting municipal bonds, (c) organizing, sponsoring and operating mutual funds, (d) acting as a securities broker-dealer;

(22) to subscribe to, acquire, hold and dispose of stock of any class of the federal agricultural mortgage corporation, a corporation having as its purpose the acquisition, holding and disposition of loans secured by agricultural real estate mortgages. No bank's investment in such corporation shall exceed 5% of its capital stock, surplus and undivided profits and such investment shall be carried on the books of the bank as directed by the commissioner;

(23) to subscribe to, buy and own stock in an insurance company incorporated prior to 1910, under the laws of Kansas, with corporate headquarters in this state, which only provides insurance to financial institutions. The investment in such stock shall not exceed 2% of the bank's capital stock, surplus and undivided profits;

(24) to purchase and hold an interest in life insurance policies on the life of its executive officers and directors, and to purchase life insurance policies for the sole purpose of providing employee deferred compensation and benefit plans subject to the limitations listed herein. If the bank has the authority to direct the investments of the cash surrender value of the policy, those investments shall be limited solely to assets which may be directly purchased by the bank for its own account. The limitations set forth in paragraphs (a) and (b) of this subsection do not apply to any such life insurance policies in place before July 1, 1993. Funding for the payment of employee compensation and benefit plans as well as the benefits derived may be made or split in a joint manner between the bank, employee or bank holding company as in "split dollar" or other insurance plans;

(a) Life insurance purchased and held on the life of executive officers and directors are subject to the following limitations:

(i) The cash surrender value of any life insurance policy on an executive officer or director underwritten by any one life insurance company cannot at any time exceed 15% of the bank's capital stock, surplus, undivided profits, loan loss reserve, capital notes and debentures and reserve for contingency, unless the bank has obtained the prior approval of the state bank commissioner;

(ii) the cash surrender value of life insurance policies on executive officers or directors, in the aggregate from all companies, cannot at any time exceed 25% of the bank's capital stock, surplus, undivided profits, loan loss reserve, capital notes and debentures and reserve for contingency, unless the bank has obtained the prior approval of the state bank commissioner;

(iii) the authority to hold life insurance on any executive officer ceases if the executive officer is no longer employed by the bank or no longer meets the definition of an executive officer;

(iv) the authority to hold life insurance on a director ceases when that director is no longer a member of the board of directors;

(v) the bank's board of directors must approve and document the purchase of any life insurance, including the reasonableness of such purchase; and

(vi) except as part of a reasonable compensation or benefit plan, a bank is not authorized to purchase life insurance as an estate management device for the benefit of officers, directors or employees who are also controlling shareholders of the bank.

(b) Life insurance purchased for the sole purpose of providing deferred compensation and benefit plans are subject to the following limitations:

(i) The bank may purchase individual or group policies for the sole purpose of providing deferred compensation agreements entered into with its officers and employees;

(ii) the bank may purchase policies on directors to fund a deferred directors fees program;

(iii) the board of directors must approve and document such deferred plans including the reasonableness of the plans;

(iv) the bank is not authorized to hold the policies unless specifically approved by the state bank commissioner if no liability exists under the deferred compensation plans;

(v) the cash surrender value of any life insurance policy purchased for the sole purpose of providing deferred compensation and benefit plans, underwritten by any one life insurance company, cannot exceed at any time, 15% of the bank's capital stock, surplus, undivided profits, loan loss reserve, capital notes and debentures and reserve for contingency,

unless the bank has obtained the prior approval of the state bank commissioner; and

(vi) the cash surrender value of life insurance policies purchased for the sole purpose of providing deferred compensation and benefit plans, in the aggregate from all companies, cannot at any time exceed 25% of the bank's capital stock, surplus, undivided profits, loan loss reserve, capital notes and debentures and reserve for contingency, unless the bank has obtained the prior approval of the state bank commissioner;

(25) subject to such rules and regulations as the state bank commissioner may adopt pursuant to K.S.A. 9-1713 and amendments thereto to promote safe and sound banking practices, to act as an agent and receive deposits, renew time deposits, close loans, service loans, and receive payments on loans and other obligations for any company which is a subsidiary, as defined in subsection (d) of K.S.A. 9-519 and amendments thereto of the bank holding company which owns the bank. Nothing in this subsection shall authorize a bank to conduct activities as an agent which the bank or the subsidiary would be prohibited from conducting as a principal under any applicable federal or state law. Any bank which enters or terminates any agreement pursuant to this subsection shall within 30 days of the effective date of the agreement or termination provide written notification to the commissioner which details all parties involved and services to be performed or terminated;

(26) to make loans to the bank's stockholders or the stockholders of the bank's controlling bank holding company on the security of the shares of the bank or shares of the bank's controlling bank holding company, with the limitation that this may occur only if the bank would have extended credit to such stockholder on exactly the same terms without the shares pledged as collateral;

(27) to make investments in and loans to community development corporations (CDCs) and community development projects (CD projects) as defined in K.S.A. 9-701 and amendments thereto, subject to the limitations prescribed by the comptroller of the currency as interpreted by rules and regulations which shall be adopted by the state bank commissioner as provided by K.S.A. 9-1713 and amendments thereto;

(28) to participate in a school savings deposit program authorized under K.S.A. 9-1138, and amendments thereto; and

(29) with prior approval of the commissioner, to offer through one or more financial subsidiaries any products or services which a national bank may offer through its financial subsidiaries, subject to safety and soundness requirements imposed by the commissioner. As used in this paragraph, "financial subsidiary" shall have the same meaning given to such term under the Gramm-Leach Bliley act of 1999 (P.L. 106-102); and

(30) to purchase or hold an annuity for the sole purpose of funding an employee deferred compensation and benefit plan subject to the limitations prescribed by rules and regulations which shall be adopted by the state bank commissioner as provided by K.S.A. 9-1713, and amendments thereto.

Sec. 2. K.S.A. 9-1713 is hereby amended to read as follows: 9-1713. Except as otherwise provided by law, in order to promote safe and sound practices for entities regulated by the state bank commissioner, the state bank commissioner shall adopt such rules and regulations as shall be necessary to carry out the intent and purposes implement the provisions of K.S.A. 9-542, and amendments thereto, commonly known as the state banking code. All rules and regulations of general application shall first be submitted by the commissioner to the state banking board for its approval and upon approval shall be filed as provided by article 4 of chapter 77 of the Kansas Statutes Annotated.

Sec. 3. K.S.A. 9-1101 and 9-1713 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 24, 2003.)

HOUSE BILL No. 2120

AN ACT regulating traffic; concerning unattended motor vehicles; amending K.S.A. 8-1573 and repealing the existing section.

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

Section 1. K.S.A. 8-1573 is hereby amended to read as follows: 8-1573. (a) No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key from the ignition, effectively setting the brake

thereon and, when standing upon any grade, turning the front wheels to the curb or side of the highway.

(b) *For the purpose of this section, unattended shall not be construed to mean a motor vehicle with an engine that has been activated by a remote starter system, when the motor vehicle is locked and when the ignition keys are not in the motor vehicle.*

Sec. 2. K.S.A. 8-1573 is hereby repealed.

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

(Published in the Kansas Register April 24, 2003.)

HOUSE BILL No. 2241

AN ACT concerning accountants and accountancy; regarding examination fees; relating to education requirements and examinations; amending K.S.A. 1-301, 1-302a and 1-304 and repealing the existing sections; also repealing K.S.A. 1-306.

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

Section 1. K.S.A. 1-301 is hereby amended to read as follows: 1-301.

(a) The board shall charge and collect a fee from each applicant for a Kansas certificate or notification and shall charge and collect a fee for a permit to practice as a certified public accountant in this state. ~~Fees for examination and reexamination shall be paid directly to the examination service by the person taking the examination. The board or the board's designated examination service may charge an examination application processing fee. Each fee payable to the board or the examination service shall accompany the appropriate application. No portion of any fee shall be returned to the applicant unless the board determines there is just cause for a refund.~~

(b) The board shall adopt rules and regulations fixing the fees provided to be charged and collected under this section, which shall be as follows:

(1) For issuance of a certificate (initial or duplicate) an amount not to exceed \$50;

(2) for issuance of a reciprocal certificate an amount not to exceed \$250;

(3) for issuance or renewal of a permit to practice for the holder of a Kansas certificate, an amount not to exceed \$150, subject to paragraphs (4) and (6);

(4) for issuance or renewal of a permit to practice for the holder of a Kansas certificate whose permit is issued or renewed for a period of 12 months or less, an amount equal to ½ the amount of the fee fixed under paragraph (3), subject to paragraph (6);

(5) for issuance of a duplicate permit to practice for the holder of a Kansas certificate, an amount not to exceed \$25;

(6) for reinstatement of a permit to practice in the case of the holder of a Kansas certificate who had in some prior year held a permit to practice but who did not hold such a permit for the year immediately preceding the period for which a permit to practice is requested, or who, if holding a permit to practice for such period immediately preceding applies for renewal subsequent to the expiration date of such permit, an amount equal to 1½ times the amount of the fee then fixed under paragraph (2) (3) or paragraph (3) (4), whichever is applicable;

(7) for notification or renewal of notification required pursuant to K.S.A. 1-322, and amendments thereto, an amount not to exceed \$150; and

(8) for annual firm registration, an amount not to exceed \$50;

(9) for renewing a firm registration after the expiration, an amount equal to 1½ times the amount of the fee then fixed under paragraph (8);

(10) for examination application processing by the board, an amount not to exceed \$150.

(c) On or before May 30 each year, the board shall determine the amount of funds that will be required during the ensuing year to carry out and enforce the provisions of law administered by the board and may adopt rules and regulations to change any fees fixed under this section as may be necessary, subject to the limitations prescribed by this section. Upon changing any renewal fees as provided by this section, the board shall immediately notify all holders of permits to practice of the amount of such fees. The fees fixed by the board and in effect under this section immediately prior to the effective date of this act shall continue in effect until such fees are fixed by the board by rules and regulations as provided by this section.

Sec. 2. K.S.A. 1-302a is hereby amended to read as follows: 1-302a.

(a) The education requirement prescribed by K.S.A. 1-302, and amendments thereto, is satisfied by successful completion of course work consisting of at least 150 semester hours, with a concentration in accounting, at a college or university recognized by the board and the applicant is the holder of a baccalaureate or higher academic degree.

(b) ~~On and after June 30, 1997,~~ An applicant for admission to take the initial examination in this state as required in K.S.A. 1-302, and amendments thereto, must submit evidence satisfactory to the board of accountancy or to the examination service that the applicant has successfully completed coursework consisting of at least 150 semester hours, with a concentration in accounting, at a college or university recognized by the board and that the applicant is the holder of a baccalaureate or higher academic degree.

(c) The board of accountancy may define by rules and regulations the term "concentration in accounting," as the same is to be applied each place such term occurs in this section and K.S.A. 1-302b, and amendments thereto.

(d) The board, by rules and regulations, may provide for admittance to the examination in this state of persons who will have met the education requirements, as provided in this section, within 90 days after the examination to which admitted, but no report on the examination of any such person shall be made unless such person shall have met the education requirements as provided in this section. *This subsection shall expire on January 1, 2004.*

Sec. 3. K.S.A. 1-304 is hereby amended to read as follows: 1-304. (a) Each examination provided for by this act shall take place as often as may be necessary in the opinion of the board, but not less frequently than once each year. ~~A candidate who fails shall have the right to any number of re-examinations. A candidate who passes a satisfactory the examination under this act or the act of which this section is amendatory or who has passed a satisfactory examination under the provisions of chapter 1 of the Kansas Statutes Annotated, in at least two subjects shall be deemed to have a conditional status and shall have the right to be re-examined in the remaining subjects only if a minimum grade of 50% 50 was received in each of the failed subjects, at subsequent examinations held by the board, and if the candidate passes in the remaining subjects within a period of time specified in the rules and regulations of the board, such candidate shall be considered to have passed the examination. Upon the implementation of a computer-based examination, a candidate who has conditional status on the launch date of the computer-based examination shall be given a transition period to complete any remaining examination sections under conditions to be determined by rules and regulations of the board.~~

(b) *After considering the need for uniformity with other states, the board may prescribe, by rule and regulation, the examination process, including but not limited to, the administration of the examination, application process, methods of grading, credit and determining a passing grade.*

(c) *The board may contract with third parties to perform administrative services with respect to the examination.*

Sec. 4. K.S.A. 1-301, 1-302a, 1-304 and 1-306 are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 24, 2003.)

HOUSE BILL No. 2456

AN ACT concerning the attorney general; authorizing transfers between items of appropriation from the state general fund concerning interstate water rights.

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

Section 1. During any fiscal year, the attorney general may transfer all or any part of one of the attorney general's items of appropriation for the fiscal year from the state general fund to another of the attorney general's items of appropriation for the fiscal year from the state general fund for operating expenditures regarding interstate water rights. The attorney general shall certify each such transfer to the director of accounts and reports and shall transmit a copy of each such certification at the same time to the director of the budget and the director of the legislative research department. The provisions of this section shall not apply to any item of appropriation for the attorney general for the Kansas bureau of investigation.

Sec. 2. 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
1-6-23	Amended (T)	V. 22, p. 466
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
4-8-43	New	V. 22, p. 432
4-13-9	Amended (T)	V. 21, p. 1174
4-13-9	Amended	V. 21, p. 1749
4-13-20 through 4-13-24	Amended (T)	V. 21, p. 1174, 1175
4-13-20 through 4-13-24	Amended	V. 21, p. 1749, 1750
4-13-25	Amended	V. 21, p. 2043
4-13-25a through 4-13-25l	New	V. 21, p. 2044-2047
4-13-33	Amended (T)	V. 21, p. 1175
4-13-33	Amended	V. 21, p. 1750
4-14-1	Revoked	V. 21, p. 1705
4-14-2	Revoked	V. 21, p. 1705
4-14-3	Revoked	V. 21, p. 1705
4-15-1	Revoked	V. 21, p. 1705
4-15-2	Revoked	V. 21, p. 1705
4-15-3	Revoked	V. 21, p. 1705
4-15-4 through 4-15-14	New	V. 21, p. 1705-1708
4-16-7a	Amended	V. 22, p. 12
4-18-1	Revoked	V. 21, p. 1708
4-19-1	Amended (T)	V. 21, p. 1175
4-19-1	Amended	V. 21, p. 1750
4-20-11	Amended	V. 22, p. 385
4-20-15	Amended	V. 22, p. 385
4-21-1	Amended	V. 22, p. 385
4-21-3	Amended	V. 22, p. 386
4-21-4	Amended	V. 22, p. 386
4-21-5	Amended	V. 22, p. 387
4-21-6	Amended	V. 22, p. 387
4-21-7	New	V. 22, p. 387
4-25-2 through 4-25-18	New	V. 21, p. 232-235

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-3-26	Amended (T)	V. 21, p. 1131
5-3-26	Amended	V. 21, p. 1704
5-15-1 through 5-15-4	New (T)	V. 21, p. 690-692
5-15-1 through 5-15-4	New	V. 21, p. 1307-1309
5-16-1 through 5-16-7	New	V. 21, p. 1667-1669
5-21-6	New	V. 22, p. 42
5-21-7	New	V. 21, p. 2133
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
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AGENCY 7: SECRETARY OF STATE

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

AGENCY 9: ANIMAL HEALTH DEPARTMENT

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

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

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

AGENCY 11: STATE CONSERVATION COMMISSION

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

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

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

AGENCY 17: STATE BANK COMMISSIONER

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

AGENCY 22: STATE FIRE MARSHAL

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

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

Reg. No.	Action	Register
25-1-3 through 25-1-6	Revoked	V. 21, p. 235, 236
25-1-12	Revoked	V. 21, p. 236

25-1-15	Revoked	V. 21, p. 236
25-1-19 through		
25-1-28	Revoked	V. 21, p. 236
25-2-4	Revoked	V. 21, p. 236
25-3-2 through		
25-3-6	Revoked	V. 21, p. 236
25-3-8	Revoked	V. 21, p. 236
25-3-10 through		
25-3-13	Revoked	V. 21, p. 236
25-3-15	Revoked	V. 21, p. 236
25-3-16	Revoked	V. 21, p. 236
25-3-17	Revoked	V. 21, p. 236
25-4-4	Revoked	V. 21, p. 236
25-5-1	Revoked	V. 21, p. 236

AGENCY 26: DEPARTMENT ON AGING

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

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-18	Amended (T)	V. 21, p. 1405
28-1-18	Amended	V. 21, p. 1920
28-4-269	Amended (T)	V. 21, p. 497
28-4-269	Amended	V. 21, p. 1167
28-4-331	Amended (T)	V. 21, p. 498
28-4-331	Amended	V. 21, p. 1168
28-4-351	Amended (T)	V. 21, p. 500
28-4-351	Amended	V. 21, p. 1170
28-4-576 through		
28-4-596	New (T)	V. 21, p. 597-616
28-4-576 through		
28-4-596	New	V. 21, p. 2138-2156
28-14-1	Amended	V. 21, p. 1791
28-14-2	Amended	V. 21, p. 1791
28-16-28b through		
28-16-28e	Amended	V. 21, p. 2096-2012
28-17-6	Amended (T)	V. 21, p. 1171
28-17-6	Amended	V. 21, p. 1704
28-19-17	Amended	V. 21, p. 1892
28-19-17a through		
28-19-17q	Revoked	V. 21, p. 1892

28-19-75	Revoked	V. 21, p. 1325
28-19-350	New	V. 21, p. 1892
28-19-564	Amended	V. 21, p. 1581
28-19-714	New	V. 21, p. 1325
28-29-18	Revoked	V. 21, p. 310
28-29-29	Amended	V. 21, p. 310
28-29-2201	New	V. 21, p. 310
28-31-1	Amended	V. 21, p. 1511
28-31-2	Amended	V. 21, p. 1512
28-31-3	Amended	V. 21, p. 1512
28-31-4	Amended	V. 21, p. 1512
28-31-6	Amended	V. 21, p. 1517
28-31-8	Amended	V. 21, p. 1518
28-31-8b	Amended	V. 21, p. 1519
28-31-9	Amended	V. 21, p. 1519
28-31-10	Amended	V. 21, p. 1519
28-31-10a	Amended	V. 21, p. 1520
28-31-11	Revoked	V. 21, p. 1520
28-31-14	Amended	V. 21, p. 1520
28-31-15	Amended	V. 21, p. 1520
28-31-16	Amended	V. 21, p. 1520
28-38-18 through		
28-38-23	Amended	V. 22, p. 7-9
28-38-28	Amended	V. 22, p. 10
28-38-29	Amended	V. 22, p. 10
28-38-30	Amended	V. 22, p. 11
28-45-2	Revoked (T)	V. 22, p. 531
28-45-2a	New (T)	V. 22, p. 531
28-45-3	Revoked (T)	V. 22, p. 532
28-45-3a	New (T)	V. 22, p. 532
28-45-4	Revoked (T)	V. 22, p. 533
28-45-4a	New (T)	V. 22, p. 533
28-45-5	Revoked (T)	V. 22, p. 533
28-45-5a	New (T)	V. 22, p. 533
28-45-6	Revoked (T)	V. 22, p. 534
28-45-6a	New (T)	V. 22, p. 534
28-45-7	Revoked (T)	V. 22, p. 535
28-45-7a	New (T)	V. 22, p. 535
28-45-8	Revoked (T)	V. 22, p. 536
28-45-8a	New (T)	V. 22, p. 536
28-45-9	Revoked (T)	V. 22, p. 536
28-45-9a	New (T)	V. 22, p. 536
28-45-10	Revoked (T)	V. 22, p. 536
28-45-10a	New (T)	V. 22, p. 536
28-45-11a	Revoked (T)	V. 22, p. 537
28-45-12 through		
28-45-30	New (T)	V. 22, p. 537-548
28-45a-1 through		
28-45a-19	New (T)	V. 22, p. 548-557
28-55-3	Amended	V. 21, p. 311
28-55-5	Amended	V. 21, p. 311
28-72-1 through		
28-72-4	Amended	V. 21, p. 1944-1948
28-72-4a	Amended	V. 21, p. 1952
28-72-4b	Amended	V. 21, p. 1954
28-72-4c	Amended	V. 21, p. 1955
28-72-5 through		
28-72-18	Amended	V. 21, p. 1957-1971
28-72-18e	Amended	V. 21, p. 1973
28-72-19	Amended	V. 21, p. 1974
28-72-21	Amended	V. 21, p. 1974

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-90	Amended	V. 21, p. 1005
30-4-96	Revoked	V. 22, p. 249
30-5-64	Amended	V. 22, p. 196
30-5-81u	Amended (T)	V. 22, p. 83
30-5-81u	Amended	V. 22, p. 432
30-5-94	Amended	V. 21, p. 2049
30-5-101	Revoked	V. 21, p. 1007
30-5-101a	Revoked	V. 21, p. 2049
30-5-102	Amended (T)	V. 22, p. 83
30-5-102	Amended	V. 22, p. 432
30-5-105	Amended (T)	V. 22, p. 83
30-5-105	Amended	V. 22, p. 433
30-5-108a	Amended	V. 21, p. 2049

30-5-300	Amended	V. 21, p. 1007
30-5-308	Amended	V. 21, p. 2049
30-6-86	Amended	V. 21, p. 2049
30-6-88	New	V. 21, p. 1010
30-6-94	Amended	V. 21, p. 506
30-6-103	Amended (T)	V. 22, p. 84
30-6-103	Amended	V. 22, p. 433
30-6-106	Amended	V. 22, p. 249
30-6-107	Amended	V. 21, p. 1011
30-6-109	Amended	V. 21, p. 1011
30-6-112	Amended	V. 21, p. 1013
30-10-1a	Amended	V. 21, p. 506
30-10-2	Amended	V. 21, p. 508
30-10-6	Amended	V. 21, p. 1014
30-10-7	Amended	V. 21, p. 509
30-10-11	Amended	V. 21, p. 1015
30-10-15a	Amended	V. 21, p. 1017
30-10-15b	Amended	V. 21, p. 1018
30-10-17	Amended	V. 21, p. 2050
30-10-18	Amended	V. 21, p. 2052
30-10-19	Amended	V. 21, p. 1023
30-10-21	Amended	V. 21, p. 1024
30-10-23a	Amended	V. 21, p. 2055
30-10-24	Amended	V. 21, p. 1025
30-10-25	Amended	V. 21, p. 1026
30-10-27	Amended	V. 21, p. 1027
30-10-29	Revoked	V. 21, p. 1028
30-12-16 through		
30-12-22	Revoked	V. 21, p. 331
30-13-17 through		
30-13-26	Revoked	V. 21, p. 331
30-14-28	Amended (T)	V. 22, p. 84
30-14-28	Amended	V. 22, p. 434
30-64-20	Amended	V. 21, p. 80
30-64-22	Amended	V. 21, p. 80
30-64-23	Amended	V. 21, p. 80
30-64-24	Amended	V. 21, p. 1310
30-64-30	Amended	V. 21, p. 81
30-64-31	Amended	V. 21, p. 81
30-64-32	Amended	V. 21, p. 82
30-64-34	Revoked	V. 21, p. 82

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-34	Amended	V. 21, p. 2131
40-1-43	Amended	V. 21, p. 451
40-1-46	Amended	V. 21, p. 212
40-1-47	New	V. 21, p. 588
40-1-48	Amended	V. 21, p. 1056
40-1-49	New	V. 21, p. 1703
40-2-22	Revoked	V. 21, p. 589
40-4-36	Amended	V. 22, p. 465
40-4-37	Amended	V. 21, p. 741
40-4-37k	Amended	V. 21, p. 1272
40-4-37q	New	V. 21, p. 1272
40-4-37s	New	V. 21, p. 743
40-4-37t	New	V. 21, p. 1272
40-4-37u	New	V. 21, p. 1370

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-4-103	Revoked	V. 21, p. 309
44-4-104	Revoked	V. 21, p. 309
44-4-106 through		
44-4-109	Revoked	V. 21, p. 309
44-5-101	Revoked	V. 21, p. 309
44-5-103	Revoked	V. 21, p. 309
44-5-107 through		
44-5-110	Revoked	V. 21, p. 309
44-5-113	Revoked	V. 21, p. 309
44-5-114	Revoked	V. 21, p. 309
44-6-101	Amended	V. 21, p. 1406
44-6-106	Amended	V. 21, p. 1407
44-6-107	Amended	V. 21, p. 1407
44-6-108	Amended	V. 21, p. 1408
44-6-114c	Amended	V. 21, p. 1408

(continued)

66-10-1	Amended	V. 21, p. 1789
66-10-9	Amended	V. 21, p. 1789
66-10-10b	New	V. 21, p. 1789
66-10-13	Amended	V. 21, p. 1790
66-11-1a	New	V. 21, p. 1790
66-11-1b	New	V. 21, p. 1790
66-11-5	New	V. 21, p. 1790
66-14-6	Amended	V. 21, p. 1790

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-1-1a	Amended	V. 21, p. 746
68-1-1e	Revoked	V. 21, p. 308
68-1-2a	Amended	V. 21, p. 746
68-1-3	Revoked	V. 21, p. 308
68-1-3a	Amended	V. 21, p. 746
68-2-5	Amended	V. 21, p. 308
68-2-9	Amended	V. 22, p. 118
68-2-10	Amended	V. 22, p. 118
68-2-11	Amended	V. 22, p. 118
68-2-12a	Amended	V. 22, p. 118
68-2-15	Amended	V. 22, p. 430
68-2-20	Amended	V. 22, p. 119
68-7-12	Amended	V. 22, p. 119
68-7-12a	Amended	V. 22, p. 120
68-7-12b	New	V. 22, p. 120
68-8-1	Amended	V. 22, p. 431
68-9-1	Amended	V. 21, p. 308
68-9-2	Amended	V. 22, p. 121
68-11-1	Amended	V. 22, p. 122
68-11-2	Amended	V. 22, p. 122
68-12-2	Amended	V. 22, p. 122
68-13-1	Amended	V. 22, p. 122

AGENCY 74: BOARD OF ACCOUNTANCY

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

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-220a	New	V. 22, p. 39
82-3-105	Amended (T)	V. 21, p. 1175
82-3-105	Amended	V. 21, p. 1750
82-3-113	Amended (T)	V. 21, p. 1175
82-3-113	Amended	V. 21, p. 1750
82-3-114	Amended (T)	V. 21, p. 1176
82-3-114	Amended	V. 21, p. 1751
82-3-117	Amended (T)	V. 21, p. 1176
82-3-117	Amended	V. 21, p. 1751
82-3-120	Amended (T)	V. 21, p. 1176
82-3-120	Amended	V. 21, p. 1751
82-3-311	Amended (T)	V. 21, p. 1178
82-3-311	Amended	V. 21, p. 1753
82-3-312	Amended	V. 21, p. 117
82-3-400	Amended	V. 21, p. 383
82-3-401	Amended	V. 21, p. 383
82-3-401a	Revoked	V. 21, p. 384
82-3-401b	Revoked	V. 21, p. 384
82-3-402	through	
82-3-410	Amended	V. 21, p. 384-389
82-3-411	New	V. 21, p. 389
82-3-412	New	V. 21, p. 390
82-3-1000	through	
82-3-1012	New (T)	V. 21, p. 1178-1188
82-3-1000	through	
82-3-1012	New	V. 21, p. 1753-1763
82-4-2	Amended	V. 22, p. 86
82-4-20	Amended	V. 22, p. 86

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

AGENCY 86: REAL ESTATE COMMISSION

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

AGENCY 88: BOARD OF REGENTS

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

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-146a	through	
91-1-146e	Revoked	V. 21, p. 178
91-1-200	through	
91-1-204	Amended	V. 21, p. 1445-1453
91-1-205	Amended	V. 21, p. 1583
91-1-206	Amended	V. 21, p. 178
91-1-207	Amended	V. 21, p. 1453
91-1-212	through	
91-1-214	New	V. 21, p. 1453-1456
91-1-215	through	
91-1-219	New	V. 21, p. 178-180
91-10-1a*	Revoked	V. 21, p. 1705
91-10-2*	Revoked	V. 21, p. 1705
91-31-16	through	
91-31-30	Revoked	V. 22, p. 124
91-31-31	through	
91-31-42	New	V. 22, p. 124-128
91-32-1	through	
91-32-9	Revoked	V. 21, p. 1867
91-38-1	Amended	V. 22, p. 356
91-38-2	Amended	V. 22, p. 356
91-38-3	Amended	V. 22, p. 357
91-38-5	Amended	V. 22, p. 357

(*By Board of Regents)

91-38-6	Amended	V. 22, p. 358
91-38-7	Amended	V. 22, p. 360

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-1-1	Revoked	V. 21, p. 332
92-1-2	Revoked	V. 21, p. 332
92-1-3	Revoked	V. 21, p. 332
92-5-4	Revoked	V. 21, p. 312
92-5-5	through	
92-5-10	Amended	V. 21, p. 312, 313
92-5-11	Revoked	V. 21, p. 313
92-5-12	Amended	V. 21, p. 313
92-5-13	Amended	V. 21, p. 313
92-8-20	Revoked	V. 21, p. 332
92-9-1	Amended	V. 21, p. 332
92-9-3	Amended	V. 21, p. 332
92-9-4	Amended	V. 21, p. 332
92-9-5	Amended	V. 21, p. 332
92-9-7	Revoked	V. 21, p. 332
92-11-1	through	
92-11-16	Revoked	V. 21, p. 332, 333
92-12-4	Amended	V. 21, p. 586
92-12-11	Amended	V. 21, p. 586
92-12-29	Revoked	V. 21, p. 586
92-12-47	Amended	V. 21, p. 586
92-12-56	Revoked	V. 21, p. 587
92-12-58	Amended	V. 21, p. 587
92-12-67	Amended	V. 21, p. 587
92-12-68	Revoked	V. 21, p. 587
92-12-105	Amended	V. 21, p. 587
92-12-106	Amended	V. 21, p. 587
92-12a-1	through	
92-12a-23	Revoked	V. 21, p. 333, 334
92-14-4	through	
92-14-9	Amended	V. 21, p. 334, 335
92-15-3	Amended	V. 21, p. 335
92-15-4	Amended	V. 21, p. 335
92-15-8	Amended	V. 21, p. 335
92-17-1	through	
92-17-6	Amended	V. 21, p. 313, 314
92-18-1	through	
92-18-7	Revoked	V. 21, p. 1307
92-19-2	Revoked	V. 21, p. 1311
92-19-2a	New	V. 21, p. 1311
92-19-5	Revoked	V. 21, p. 1997
92-19-5a	New	V. 21, p. 1997
92-19-6	Revoked	V. 21, p. 1312
92-19-6a	New	V. 21, p. 1312
92-19-22	Revoked	V. 21, p. 1998
92-19-22a	New	V. 21, p. 1998
92-19-22b	New	V. 21, p. 1999
92-19-23	Revoked	V. 21, p. 2000
92-19-23a	New	V. 21, p. 2000
92-19-35a	New	V. 21, p. 1312
92-19-50	Revoked	V. 21, p. 2000
92-19-55	Revoked	V. 21, p. 1313
92-19-55a	New	V. 21, p. 1313
92-19-57	Amended	V. 21, p. 2000
92-19-61	Revoked	V. 21, p. 1315
92-19-61a	New	V. 21, p. 1315
92-19-81	New	V. 21, p. 2001
92-19-82	New	V. 21, p. 1316
92-19-200	through	
92-19-203	New	V. 22, p. 431
92-20-11	Revoked	V. 21, p. 1318
92-22-4	Amended	V. 21, p. 450
92-22-19	Revoked	V. 21, p. 450
92-22-22	Revoked	V. 21, p. 450
92-22-23	Amended	V. 21, p. 450
92-22-24	Revoked	V. 21, p. 450
92-22-25	Amended	V. 21, p. 450
92-22-33	New	V. 21, p. 450
92-22-34	New	V. 21, p. 450
92-23-10	Amended	V. 21, p. 180
92-23-15	Amended	V. 21, p. 180

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

AGENCY 94: BOARD OF TAX APPEALS

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

AGENCY 100: BOARD OF HEALING ARTS

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

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-2-3	Amended	V. 21, p. 237
102-2-4b	Amended	V. 21, p. 238
102-3-3a	Amended	V. 21, p. 1132
102-3-4a	Amended	V. 21, p. 1133
102-3-6a	Revoked	V. 21, p. 1134
102-3-12a	Amended	V. 21, p. 1134

102-3-17	New	V. 21, p. 1137
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AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-2	Amended	V. 21, p. 1055
108-1-4	Amended	V. 22, p. 360

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

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

AGENCY 111: KANSAS LOTTERY

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

Reg. No.	Action	Register
111-2-4	Amended	V. 20, p. 1094
111-2-119		
through		
111-2-124	New	V. 20, p. 416-419
111-2-120	Amended	V. 20, p. 1094
111-2-124	Amended	V. 21, p. 590
111-2-125	New	V. 20, p. 573
111-2-126	New	V. 20, p. 573
111-2-127	Amended	V. 20, p. 937
111-2-128	New	V. 20, p. 1188
111-2-129	New	V. 20, p. 1343
111-2-130	New	V. 20, p. 1394
111-2-131	New	V. 20, p. 1778
111-2-132	New	V. 20, p. 1901
111-2-133	New	V. 20, p. 1901
111-2-134	New	V. 20, p. 1901
111-2-135	New	V. 21, p. 590
111-2-136	New	V. 21, p. 590
111-2-137	New	V. 21, p. 649
111-2-138	New	V. 21, p. 692
111-2-139	New	V. 21, p. 747
111-2-140	New	V. 21, p. 1521
111-2-141	New	V. 21, p. 1852
111-2-142	New	V. 21, p. 1852
111-3-12	Amended	V. 20, p. 40
111-3-35	Amended	V. 20, p. 1189
111-4-1448	Amended	V. 21, p. 1521
111-4-1795		
through		
111-4-1813	New	V. 20, p. 40-47
111-4-1801	Amended	V. 20, p. 1095
111-4-1803	Amended	V. 20, p. 1095
111-4-1805a	New	V. 20, p. 1095
111-4-1814		
through		
111-4-1823	New	V. 20, p. 419-427
111-4-1818	Amended	V. 20, p. 575
111-4-1824	New	V. 20, p. 575
111-4-1825		
through		
111-4-1839	New	V. 20, p. 937-942
111-4-1828	Amended	V. 20, p. 1096
111-4-1832	Amended	V. 20, p. 1344
111-4-1840		
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111-4-1844	New	V. 20, p. 1096-1100
111-4-1845		
through		
111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
111-4-1851	New	V. 20, p. 1345
111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
111-4-1854		
through		
111-4-1870	New	V. 20, p. 1395-1405
111-4-1864	Amended	V. 20, p. 1569
111-4-1866	Amended	V. 20, p. 1570
111-4-1867	Amended	V. 20, p. 1601
111-4-1869	Amended	V. 20, p. 1601
111-4-1871	New	V. 20, p. 1571

111-4-1872	New	V. 20, p. 1572
111-4-1873	New	V. 20, p. 1572
111-4-1874		
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111-4-1877	New	V. 20, p. 1779-1781
111-4-1877	Amended	V. 20, p. 1902
111-4-1878		
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111-4-1885	New	V. 20, p. 1902-1906
111-4-1886		
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111-4-1889	New	V. 21, p. 183-185
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111-4-1894		
through		
111-4-1900	New	V. 21, p. 649-655
111-4-1894	Amended	V. 21, p. 1276
111-4-1901		
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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
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111-4-1932	New	V. 21, p. 1329-1337
111-4-1929	Amended	V. 21, p. 1522
111-4-1933		
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111-4-1938	New	V. 21, p. 1523-1526
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111-4-1951	New	V. 22, p. 48-52
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111-4-1964	New	V. 22, p. 439-448
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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
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111-5-33	Amended	V. 21, p. 1861
111-5-38	Amended	V. 21, p. 751
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111-5-83	Amended	V. 21, p. 1529
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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		
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111-7-127	Amended	V. 21, p. 594-597
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111-7-126	Amended	V. 21, p. 1532
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111-8-126	New	V. 20, p. 1573-1579	
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111-9-112	Amended	V. 20, p. 1579	
111-9-113	Amended	V. 21, p. 186	
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111-9-115	New	V. 21, p. 702	
111-9-116	New	V. 21, p. 703	
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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
112-4-1a	New	V. 22, p. 278
112-4-1b	New	V. 22, p. 279
112-6-4	Amended	V. 22, p. 85
112-9-44	Amended	V. 22, p. 279

112-10-2	Amended	V. 22, p. 85
112-11-20	Amended	V. 22, p. 281
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
115-4-6	Amended	V. 22, p. 434
115-4-11	Amended	V. 22, p. 436
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. 1138
115-17-6		
through		
115-17-9	Amended	V. 22, p. 437-439

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
115-18-10	Amended	V. 22, p. 439
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

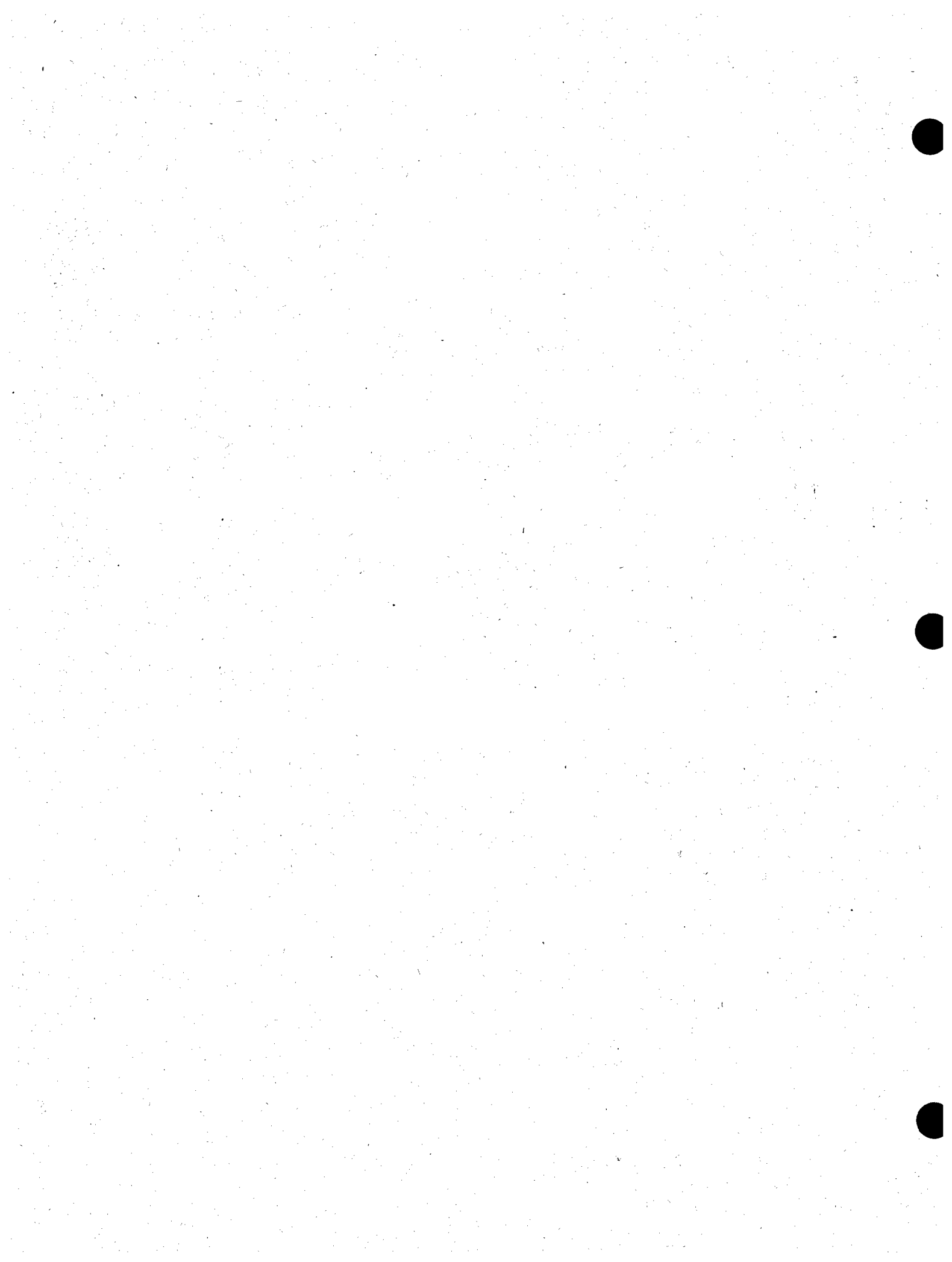
Reg. No.	Action	Register
117-6-1	Amended	V. 21, p. 658
117-8-1	Amended	V. 21, p. 659

AGENCY 118: STATE HISTORICAL SOCIETY

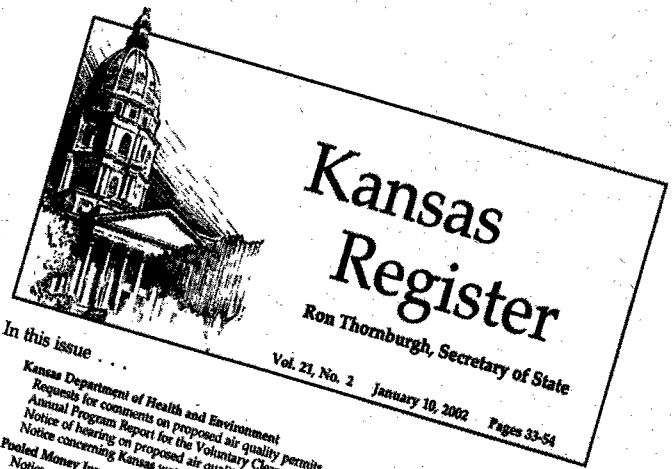
Reg. No.	Action	Register
118-5-1		
through		
118-5-10	New	V. 21, p. 1205-1208

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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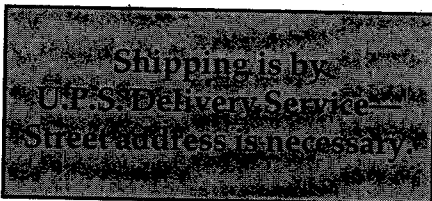
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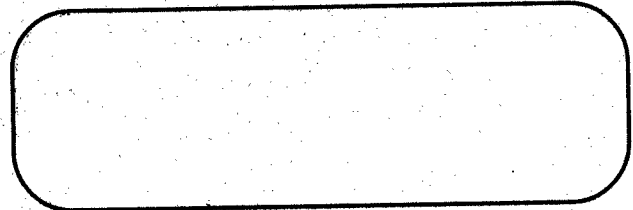
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