



Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Secretary of State

Notice of Judgment Interest Rate

Pursuant to the provisions of K.S.A. 2003 Supp. 16-204, the rate of interest on judgments rendered by courts of the state of Kansas pursuant to the code of civil procedure is 6.25 percent during the period of July 1, 2004 through June 30, 2005.

Ron Thornburgh
Secretary of State

Doc. No. 030895

State of Kansas

Secretary of State

Usury Rate for July

Pursuant to the provisions of K.S.A. 2003 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of July 1, 2004 through July 31, 2004, is 7.61 percent.

Ron Thornburgh
Secretary of State

Doc. No. 030881

State of Kansas

Secretary of State

Code Mortgage Rate for July

Pursuant to the provisions of K.S.A. 2003 Supp. 16a-1-301, Section 11, the code mortgage rate during the period of July 1, 2004 through July 31, 2004, is 12 percent.

Ron Thornburgh
Secretary of State

Doc. No. 030882

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 7-5-04 through 7-11-04

Term	Rate
1-89 days	1.19%
3 months	1.37%
6 months	1.62%
1 year	1.98%
18 months	2.32%
2 years	2.57%

Derl S. Treff
Director of Investments

Doc. No. 030880

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Ron Thornburgh
Secretary of State
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Topeka, KS 66612-1594
(785) 296-4564
www.kssos.org



Register Office:
1st Floor, Memorial Hall
(785) 296-3489
Fax (785) 368-8024
kansasregister@kssos.org

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 8-20. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://kslegislature.org/klrd>.

Date	Room	Time	Committee	Agenda
July 8 July 9	514-S	10:00 a.m. 9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review rules and regulations proposed for adoption by: SRS; KDHE; Health Care Commission; Board of Tax Appeals; KDWP; Board of Healing Arts; Secretary of State; and Dept. of Agriculture.
July 12	313-S	10:00 a.m.	Joint Committee on Children's Issues	HealthWave.
July 19 July 20	514-S 514-S	10:00 a.m. 9:00 a.m.	Legislative Educational Planning Committee	Agenda to be determined.

Jeffrey M. Russell
Director of Legislative
Administrative Services

Doc. No. 030900

State of Kansas

Kansas, Inc.

Notice of Meeting

The Kansas, Inc. Board of Directors will meet Wednesday, July 14, in Winfield. The morning session will be a tour at Ahlerich Farms. The business meeting will be at 1 p.m. at the Neives Restaurant, 119 E. 9th. The meeting is open to the public. For more information, call (785) 296-1460.

Jerry Lonergan
President

Doc. No. 030890

State of Kansas

Commission on Emergency Planning
and Response

Notice of Meeting

The Commission on Emergency Planning and Response will meet at 9:30 a.m. Monday, July 19, at the State Defense Building, TAG conference room, 2800 S.W. Topeka Blvd., Topeka. An agenda may be obtained by contacting Sivi Murray, State Defense Building, Room 15, 2800 S.W. Topeka Blvd., Topeka, 66611-1287, (785) 274-1409. Any individual with a disability may request accommodation in order to participate in the meeting. Requests for accommodation should be made at least five working days in advance of the meeting by contacting Sivi Murray or Kansas Relay Center at 1-800-766-3777.

Sivi Murray
Office Manager
Division of Emergency Management

Doc. No. 030886

State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board of Directors will meet at 2 p.m. Thursday, July 15, in the offices of the Kansas Technology Enterprise Corporation, second floor conference room, 214 S.W. 6th Ave., Topeka. The meeting is open to the public. For more information, call (785) 296-1460.

Jim Hollingsworth
Executive Director

Doc. No. 030891

State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for the items listed below will be received by the Educational and Institutional Cooperative, Hauppauge, New York, until 3 p.m. Eastern Time on the date indicated and then will be publicly opened. Interested bidders may call Jennie Martinez at (631) 630-8336, 1-800-283-2634, ext. 336, or fax (631) 273-3370, for additional information:

Friday, July 16, 2004

RFP—E&I 682115

Computer Peripherals

Barry Swanson
Director of Business Services
and Purchasing
University of Kansas

Doc. No. 030899

State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for the items listed below will be received by the Educational and Institutional Cooperative Service, Inc., until 3 p.m. Eastern Daylight Time on the date indicated and then will be publicly opened. Interested bidders may contact Bob Solak, Senior Contract Specialist, E & I Cooperative, 450 Wireless Blvd., Hauppauge, NY 11788-8827, (631) 630-8283, for additional information:

Friday, July 16, 2004

RFQ E&I 682125

MRO Electrical Lighting and Supplies

RFQ E&I #682135

Laboratory Furniture

Barry Swanson
Director of Business Services
and Purchasing
University of Kansas

Doc. No. 030885

State of Kansas

Board of Healing Arts

Permanent Administrative
Regulations

Article 11.—FEES

100-11-1. Amount. The following fees shall be collected by the board:

- (a) Application for license\$300.00
(b)(1) Annual renewal of active or federally active license:
(A) Paper renewal\$230.00
(B) On-line renewal\$222.50
(2) Annual renewal of inactive license:
(A) Paper renewal\$115.00
(B) On-line renewal\$110.75
(3) Annual renewal of exempt license:
(A) Paper renewal\$130.00
(B) On-line renewal\$125.25
(c)(1) Conversion from inactive to active license\$115.00
(2) Conversion from exempt to active license\$100.00
(d)(1) Late renewal of active or federally active license:
(A) Paper late renewal\$290.00
(B) On-line late renewal\$281.00
(2) Late renewal of inactive license:
(A) Paper late renewal\$145.00
(B) On-line late renewal\$140.00
(3) Late renewal of exempt license:
(A) Paper late renewal\$160.00
(B) On-line late renewal\$154.50
(e) Institutional license\$150.00
(f) Biennial renewal of institutional license\$150.00
(g) Visiting clinical professor license\$150.00
(h) Annual renewal of visiting clinical professor license\$115.00
(i) Limited permit\$30.00
(j) Annual renewal of limited permit\$15.00
(k) Reinstatement of limited permit\$30.00
(l) Visiting professor license\$25.00
(m) Postgraduate training permit\$40.00
(n) Reinstatement of cancelled license\$300.00
(o) Reinstatement of revoked license\$1000.00
(p) Temporary permit\$40.00
(q) Special permit\$30.00
(r) Certified statement of license\$15.00

(s) Duplicate license\$15.00

(Authorized by K.S.A. 65-2865; implementing K.S.A. 65-2809 and 65-2852; effective Jan. 1, 1966; amended Jan. 1, 1970; amended Feb. 15, 1977; amended May 1, 1979; amended May 1, 1980; amended May 1, 1981; amended, T-83-33, Nov. 10, 1982; amended May 1, 1983; amended, T-85-50, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-42, Dec. 19, 1986; amended May 1, 1987; amended, T-88-11, May 18, 1987; amended May 1, 1988; amended, T-100-4-24-89, April 24, 1989; amended Aug. 21, 1989; amended June 24, 1991; amended, T-100-7-1-92, July 1, 1992; amended Aug. 10, 1992; amended Dec. 27, 1993; amended May 1, 1998; amended Aug. 4, 2000; amended, T-100-6-27-02, Aug. 1, 2002; amended Nov. 15, 2002; amended, T-100-4-27-04, April 27, 2004; amended July 23, 2004.)

Article 54.—OCCUPATIONAL THERAPY

100-54-4. Fees. The following fees shall be collected by the board:

- (a) Application for license\$80.00
(b) License renewal:
(1) Paper renewal\$70.00
(2) On-line renewal\$67.00
(c) License late renewal:
(1) Paper late renewal\$75.00
(2) On-line late renewal\$72.00
(d) License reinstatement\$80.00
(e) Certified copy of license\$15.00
(f) Temporary license\$25.00

(Authorized by K.S.A. 65-5405; implementing K.S.A. 65-5409; effective, T-88-17, July 1, 1987; effective May 1, 1988; amended, T-100-10-17-89, Oct. 17, 1989; amended Feb. 5, 1990; amended May 1, 1998; amended Sept. 29, 2000; amended Jan. 10, 2003; amended Nov. 21, 2003; amended, T-100-3-19-04, March 19, 2004; amended July 23, 2004.)

Article 55.—RESPIRATORY THERAPY

100-55-4. Fees. The following fees shall be collected by the board:

- (a) Application for a license\$80.00
(b) License renewal:
(1) Paper renewal\$70.00
(2) On-line renewal\$67.00
(c) License late renewal:
(1) Paper late renewal\$75.00
(2) On-line late renewal\$72.00
(d) License reinstatement\$80.00
(e) Certified copy of license\$15.00
(f) Special permit\$15.00
(g) Temporary license\$25.00

(Authorized by K.S.A. 65-5505; implementing K.S.A. 65-5509; effective, T-88-17, July 1, 1987; effective May 1, 1988; amended, T-100-10-17-89, Oct. 17, 1989; amended Feb. 5, 1990; amended Jan. 3, 1997; amended May 1, 1998; amended June 30, 2000; amended Sept. 29, 2000; amended Jan. 10, 2003; amended, T-100-3-19-04, March 19, 2004; amended July 23, 2004.)

Lawrence T. Buening, Jr.
Executive Director

Doc. No. 030883

State of Kansas

Department of Wildlife and Parks

Permanent Administrative
Regulations

Article 3.—SMALL GAME

115-3-2. Rabbits, hares, and squirrels; legal equipment, taking methods, and possession. (a) Legal hunting equipment for rabbits, hares, and squirrels shall consist of the following:

- (1) Firearms, except fully automatic rifles and handguns and except shotguns and muzzleloading shotguns larger than 10 gauge or using other than shot ammunition;
- (2) pellet and BB guns;
- (3) archery equipment;
- (4) crossbows;
- (5) falconry equipment;
- (6) projectiles hand-thrown or propelled by a sling-shot;
- (7) box traps for rabbits only; and
- (8) other equipment or methods as allowed by permit.

(b) The use of dogs, horses, and mules shall be permitted while hunting, but no person shall shoot while mounted on a horse or mule.

(c) Legal hours for the hunting and taking of rabbits, hares, and squirrels shall be from ½ hour before sunrise to sunset during established hunting seasons, except that legal hours for the running and box trapping of rabbits shall be 24 hours per day during established running seasons.

(d) Any type of apparel may be worn while hunting or running rabbits.

(e) Legally taken rabbits, hares, and squirrels may be possessed without limit in time and may be given to another if accompanied by a dated written notice that includes the donor's printed name, signature, address, and permit or license number. The person receiving the meat shall retain the notice until the meat is consumed, given to another, or otherwise disposed of. (Authorized by and implementing K.S.A. 32-807 and K.S.A. 32-1002; effective, T-115-7-27-89, July 27, 1989; effective Sept. 18, 1989; amended, T-115-12-28-89, Dec. 28, 1989; amended Jan. 22, 1990; amended Sept. 19, 1997; amended June 1, 2001; amended July 23, 2004.)

Article 18.—SPECIAL PERMITS

115-18-10. Importation and possession of certain wildlife; prohibition, permit requirement, and restrictions. (a) The importation, possession, or release in the state of Kansas of the following live wildlife species shall be prohibited, except as authorized by terms of a wildlife importation permit issued by the secretary:

- (1) Walking catfish (*Clarias batrachus*);
- (2) silver carp (*Hypophthalmichthys molitrix*);
- (3) bighead carp (*Aristichthys nobilis*);
- (4) black carp (*Mylopharyngodon piceus*);
- (5) snakehead fish (all members of the family Channidae);
- (6) round goby (*Neogobius melanostomus*);
- (7) zebra mussel (*Dreissena polymorpha*);
- (8) quagga mussel (*Dreissena bugensis*);

- (9) monk parakeet (*Myiopsitta monachus*); and
- (10) Asian raccoon dog (*Nyctereutes procyonoides*).

(b) Any live member of a wildlife species listed in subsection (a) and possessed before the following dates may be retained in possession, in closed confinement, by making application to the secretary that provides information detailing the circumstances, including the location, by which the animal came into the applicant's possession:

- (1) February 1, 1978 for fish and bird species other than black carp, snakehead fish, round goby, zebra mussel, and quagga mussel;
- (2) February 1, 1986 for mammal species;
- (3) October 1, 2000 for black carp;
- (4) May 1, 2003 for snakehead fish; and
- (5) August 1, 2004 for round goby, quagga mussel, and zebra mussel.

The manner in which the animal is to be used shall be identified in the application.

(c) Wildlife importation permits for the importation or possession of live members of the wildlife species listed in subsection (a) may be issued by the secretary for experimental, scientific, display, or other purposes subject to any conditions and restrictions contained or referenced in a wildlife importation permit.

(d) Each individual desiring to import or possess live members of the wildlife species listed in subsection (a) shall apply to the secretary for a wildlife importation permit. The application shall be submitted on forms provided by the department and shall contain the following information:

- (1) The name, address, and telephone number of applicant;
- (2) the wildlife species to be imported or possessed and the number of wildlife involved;
- (3) the purpose or purposes for importation or possession;
- (4) a description of the facilities for holding and using the wildlife species;
- (5) a description of plans to prevent the release of the wildlife species; and
- (6) other relevant information as requested by the secretary.

(e) Each wildlife importation permit, once issued, shall be valid during the time period specified on the permit.

(f) In addition to other penalties prescribed by law, any wildlife importation permit may be refused issuance or revoked by the secretary if any of the following conditions is met:

- (1) The application is incomplete or contains false information.
- (2) Issuance of a permit would not be in the best interest of the public or of the natural resources of Kansas.
- (3) The permittee fails to meet permit requirements or violates permit conditions. (Authorized by K.S.A. 32-807 and K.S.A. 32-956; implementing K.S.A. 32-956; effective Dec. 27, 1993; amended Sept. 22, 2000; amended April 18, 2003; amended July 23, 2004.)

J. Michael Hayden
Secretary of Wildlife
and Parks

Doc. No. 030887

State of Kansas

**Speech-Language Pathology/Audiology
Advisory Board**

Notice of Meeting

The Speech-Language Pathology/Audiology Advisory Board will meet at 10 a.m. Thursday, July 15, in Classroom C of the KNEA Building, 715 S.W. 10th Ave., Topeka.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030893

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 65-34,117 (c), records of the Division of Accounts and Reports show the unobligated balances are \$2,995,384.57 in the underground petroleum storage tank release trust fund and \$642,714.05 in the aboveground petroleum storage tank release trust fund at June 30, 2004.

Howard R. Fricke
Secretary of Administration

Doc. No. 030903

State of Kansas

**Department of Administration
Division of Facilities Management**

**Permanent Administrative
Regulations**

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

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

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

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

(3) "Parking permit" or "permit" means a decal, hang tag, electronic key card, or any other form of parking authorization specified and issued by the secretary, which shall be displayed in a manner determined by the secretary.

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

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

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

(7) "Visitor" means a person who is not eligible to enter into a parking contract for the parking lot in which that person's vehicle is parked.

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

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

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

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

(3) the state highway shops and laboratory. (Authorized by K.S.A. 75-3706, K.S.A. 2003 Supp. 75-4506, and K.S.A. 75-4507; implementing K.S.A. 2003 Supp. 75-4506; effective Feb. 28, 2003; amended, T-1-3-29-04, March 29, 2004; amended July 23, 2004.)

1-45-19. Application for a parking contract and issuance of a parking permit.

(a) Any state employee or state agency may request to enter into a parking contract for a parking location at which parking is restricted to vehicles that display a parking permit by submitting an application in the form and manner determined by the secretary, except that eligibility to enter into a parking contract for those parking locations may be limited to those state employees and state agencies with offices located in buildings and facilities specified by the secretary as associated with the requested parking location.

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

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

(d) Each parking permit shall be in a form designated by the secretary. Each state employee or state agency to which a parking permit is issued shall display the permit in the manner specified by the secretary. Only one parking permit shall be issued per parking contract, except that, if the secretary determines that a parking permit is to be displayed by permanently affixing the permit to the vehicle, the parking permit may be issued to a state employee in a manner that permits display of the parking permit in a maximum of two vehicles. Any permit issued to a state agency may be restricted by time period or location, or both.

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

(f) A temporary parking permit authorizing parking in a stated location or locations for a specified period of time may be issued if the secretary determines that doing so would facilitate conduct of official state business, assist any individual who is visiting a facility located on property subject to these regulations, or otherwise be in the

best interests of the state. Each application for a temporary parking permit and for renewal or extension of a temporary parking permit shall be submitted in the form and manner designated by the secretary. Each temporary parking permit shall be in a form designated by the secretary, shall be displayed in the manner specified by the secretary, and may be subject to other reasonable conditions established by the secretary. (Authorized by K.S.A. 75-3706, K.S.A. 2003 Supp. 75-4506, and K.S.A. 75-4507; implementing K.S.A. 2003 Supp. 75-4506; effective Feb. 28, 2003; amended, T-1-3-29-04, March 29, 2004; amended July 23, 2004.)

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

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

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

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

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

(e) Each parking permit shall be used only by the employee or state agency to which that parking permit is issued. Parking contracts, parking permits, and temporary permits shall not be loaned, assigned, sublet, or in any other manner permitted to be used by any other individual. If a parking permit is designed to be permanently affixed to a specific vehicle, that parking permit shall not be used for parking any motor vehicle other than that for which it was specifically issued, except with the prior permission of the secretary. (Authorized by K.S.A. 75-3706, K.S.A. 2003 Supp. 75-4506, and K.S.A. 75-4507; implementing K.S.A. 2003 Supp. 75-4506; effective Feb. 28, 2003; amended, T-1-3-29-04, March 29, 2004; amended July 23, 2004.)

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

- (a) A tunnel or archway;
- (b) a pedestrian walk;

- (c) a driveway;
- (d) any location other than within a marked parking stall;
- (e) any location in which the vehicle is double-parked; or

(f) in any location in which the vehicle is parked in a manner contrary to posted signs indicating "no parking" or any other parking restrictions. In lieu of posting "no parking" signs or signs indicating any other parking restrictions, any officer of the capitol area security patrol or any designee or agent of the director may lawfully prohibit or direct the parking of a motor vehicle upon any property subject to these regulations. The order of an officer of the capitol area security patrol or a designee or agent of the director shall take precedence over any parking permit or posted sign. (Authorized by K.S.A. 75-3706, K.S.A. 2003 Supp. 75-4506, and K.S.A. 75-4507; implementing K.S.A. 2003 Supp. 75-4506; effective Feb. 28, 2003; amended, T-1-3-29-04, March 29, 2004; amended July 23, 2004.)

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

(1) Except as provided in paragraph (a)(2), in any parking lot or garage for which parking permits are issued, each person whose vehicle is parked in violation of any of these regulations shall be subject to the following administrative fines:

(A) First violation: \$3 fine;

(B) second violation: \$10 fine;

(C) third violation: \$25 fine; and

(D) each violation after the third violation: the person's vehicle shall be subject to one of the following:

(i) being mechanically immobilized, subject to subsection (d); or

(ii) being removed, as specified in subsection (c).

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

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

(A) First violation: \$3 fine; and

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

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

(3) Persons paying the administrative fines specified in this regulation shall not be deemed guilty of violating these regulations under K.S.A. 75-4508, and amendments thereto, and shall not be subject to the criminal penalties prescribed by K.S.A. 75-4508, and amendments thereto. An administrative fee of \$25.00 shall be assessed to each person who does not pay the administrative fine specified

(continued)

in this regulation within 90 days of the date on which the citation was issued or, if the person submits an appeal as provided under subsection (b), within 90 days of the date on which the hearing officer affirms the fine.

(b) Appeal of administrative fines.

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

(2) A hearing officer shall be appointed by the director to consider each appeal. The fine may be affirmed, modified, or vacated by the hearing officer based on the written documentation submitted with the appeal. Before affirming, modifying, or vacating the fine, the person may be requested by the hearing officer to submit additional information in writing or in person.

(3) Written notice of the hearing officer's decision to affirm, modify, or vacate the fine shall be given to the person within 30 days of the date on which the appeal is received by the director. The decision of the hearing officer shall be considered a final agency action, which may be appealed in accordance with K.S.A. 77-601 et seq., and amendments thereto.

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

(d) Costs of immobilization. Each person whose vehicle is mechanically immobilized as provided in paragraph (a)(1)(D)(i) shall be assessed the costs incurred by the director for immobilizing the vehicle and removing the immobilization device.

(e) Termination of parking contract. Any parking contract may be terminated and any parking permit may be revoked by the secretary for any violation of the terms and conditions of the parking contract, these regulations, or any statute pertaining to parking. Each individual whose contract is terminated under this subsection shall be ineligible for a new parking contract until all other individuals eligible for parking contracts for whom space was not available at the time the individual's parking contract was terminated have been given an opportunity to enter into a parking contract. (Authorized by K.S.A. 75-3706, K.S.A. 2003 Supp. 75-4506, K.S.A. 75-4507, and K.S.A. 2003 Supp. 75-4508; implementing K.S.A. 75-3762, K.S.A. 2003 Supp. 75-4506, and K.S.A. 2003 Supp. 75-4508; effective Feb. 28, 2003; amended, T-1-3-29-04, March 29, 2004; amended July 23, 2004.)

Howard R. Fricke
Secretary of Administration

Doc. No. 030896

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. For more information, call (785) 296-2113:

- 07/22/2004 07576 Precast Interlocking Blocks
- 07/23/2004 07596 Refuse/Recycle Body Truck
- 07/26/2004 07585 Independent Living Consultant
- 07/26/2004 07597 Ice and Snow Removal Chemicals

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>

Keith Meyers
Director of Purchases

Doc. No. 030905

State of Kansas

Department of Health
and Environment

Notice Concerning Kansas
Water Pollution Control Permits

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

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

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

Public Notice No. KS-AG-04-208/215
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Valley Pork Ranch, Inc. Bob Wietharn 1925 Kiowa Road Clay Center, KS 67432	SE/4 of Section 34, T07S, R02E, Clay County	Lower Republican River Basin

Kansas Permit No. A-LRCY-S050

This is a renewal permit and modification for an existing facility for 2,115 head of swine weighing more than 55 pounds and 1,530 head of swine weighing 55 pounds or less, for a total of 3,645 head (999 animal units). There is a slight decrease in animal unit capacity. The previous permit was for 2,286 head of swine weighing more than 55

pounds and 850 head of swine weighing 55 pounds or less, for a total of 3,136 head (999.4 animal units).

Name and Address of Applicant	Legal Description	Receiving Water
Circle Bar Cattle Co., Inc. Nathan Kells Route 1, Box 100 Satanta, KS 67870	S/2 of Section 29, T27S, R33W, Haskell County	Cimarron River Basin

Kansas Permit No. A-CIHS-C011 Federal Permit No. KS0096466
This is a new permit for the expansion of the confined feeding operation and waste control system at an existing cattle facility. The facility's animal capacity will expand from 3,455 head (3,455 animal units) of cattle weighing more than 700 pounds to a maximum of 3,490 head (3,490 animal units) of cattle weighing more than 700 pounds and 3,480 head (1,740 animal units) of cattle weighing 700 pounds or less, for a total of 6,970 head (5,230 animal units).

Name and Address of Applicant	Legal Description	Receiving Water
Holopirek Cattle Company Jay Holopirek Route 2, Box 8262 Timken, KS 67575	NE/4 of Section 36, T18S, R18W, Rush County	Upper Arkansas River Basin

Kansas Permit No. A-UARH-C005 Federal Permit No. KS0094846
This is a permit renewal for an existing facility for a maximum of 1,950 head (975 animal units) of cattle weighing 700 pounds or less.

Name and Address of Applicant	Legal Description	Receiving Water
Prime Pork, LLC (#1 South) Kevin Deniston 440 N. Eagle Road Scott City, KS 67871	SW/4 of Section 13, T18S, R34W, Scott County	Upper Arkansas River Basin

Kansas Permit No. A-UASC-H001 Federal Permit No. KS0038091
This is a renewal and modified permit for an existing facility for 9,230 head (2,828 animal units) of swine. The modification is a change from 10,000 head to 9,230 head in order to accurately reflect the actual maximum total capacity of the facility.

Name and Address of Applicant	Legal Description	Receiving Water
Henry Creek Farms, Inc. 10636 N.W. 110th St. Whitewater, KS 67154	SW/4 of Section 06, T24S, R04E, Butler County	Walnut River Basin

Kansas Permit No. A-WABU-H001 Federal Permit No. KS0089451
This is a renewal and modified permit for an existing facility for 4,448 head of swine weighing more than 55 pounds, 1,760 head of swine weighing 55 pounds or less and 200 head of beef cattle weighing less than 700 pounds, for a total of 6,408 head (2,055 Kansas animal units/ 1979 federal animal units). The modification is the correction of the head and animal unit quantities and required operating levels.

Name and Address of Applicant	Legal Description	Receiving Water
Medway Replacement Heifers George Kohman P.O. Box 52 Syracuse, KS 67878	W/2 of NW/4 of Section 21, T24S, R39W, Hamilton County	Upper Arkansas River Basin

Kansas Permit No. A-UAHM-C008 Federal Permit No. KS0115592
This is a renewal and modified permit for an existing and expanding facility from 1,500 head (1,500 animal units) to 14,000 head (10,500 Kansas animal units/14,000 federal animal units) of beef cattle/dairy replacement heifers. Additional open lots and an additional lagoon are being proposed.

Name and Address of Applicant	Legal Description	Receiving Water
Perrier Feed Yard, Whirlwind Facility 10550 Whirlwind Road Dodge City, KS 67801	NE/4 of Section 36, SE/4 of Section 25, T28S, R26W, Ford County	Cimarron River Basin

Kansas Permit No. A-CIFO-C002 Federal Permit No. KS0115711
This is a permit modification for an existing facility for 4,500 head (4,500 animal units) of beef cattle. The facility will be modifying runoff control structures.

Name and Address of Applicant	Legal Description	Receiving Water
Decatur County Feed Yard, LLC Warren Weibert Route 3, Box 9 Oberlin, KS 67749	W/2 & SE/4 of Section 01, T02S, R29W, Decatur County	Upper Republican River Basin

Kansas Permit No. A-URDC-C002 Federal Permit No. KS0115690
This is a new permit for the expansion of the pollution control system at an existing facility for 38,000 head (38,000 animal units) of cattle weighing more than 700 pounds each. There will be no change in the facility's feeding operation or animal capacity.

Public Notice No. KS-04-127/141

Name and Address of Applicant	Waterway	Type of Discharge
Arcadia, City of P.O. Box 8 Arcadia, KS 66711	Cox Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-MC03-0001 Federal Permit No. KS0080683
Legal: S $\frac{1}{2}$, NE $\frac{1}{4}$, NE $\frac{1}{4}$, S12, T28S, R25E, Crawford County

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

Name and Address of Applicant	Waterway	Type of Discharge
Blue Mound, City of P.O. Box 100 Blue Mound, KS 66010	Little Osage River via Irish Creek	Treated Domestic Wastewater

Kansas Permit No. M-MC05-0002 Federal Permit No. KS0095737
Legal: SW $\frac{1}{4}$, S32, T22S, R22E, Linn County

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

Name and Address of Applicant	Waterway	Type of Discharge
Hutchinson, City of P.O. Box 1567 Hutchinson, KS 67504	Arkansas River	Treated Domestic Wastewater

Kansas Permit No. M-AR49-IO01 Federal Permit No. KS0036188
Legal: SW $\frac{1}{4}$, NW $\frac{1}{4}$, S33, T23S, R5W, Reno County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility. The facility is a mechanical treatment plant consisting of an aerated grit removal, primary clarification, trickling filters, CMAS basins, final clarification, peak flow storage basins, UV disinfection of effluent, gravity sludge thickeners and anaerobic sludge digestion. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, ammonia, fecal coliform and pH. Monitoring of total phosphorus, nitrate, nitrite, total Kjeldahl nitrogen, total nitrogen, chlorides, sulfates, dissolved oxygen and effluent flow also will be required. Chronic toxicity and heavy metals testing will be required annually. A priority pollutant scan will be required to be performed at least once during the life of the permit. The permittee has provided KDHE plans and specifications for an upgrade to this facility, although the design flow rate will remain unchanged. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. The

(continued)

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
Kensington, City of P.O. Box 186 Kensington, KS 66951	North Fork Solomon River via Cedar Creek via Middle Cedar Creek	Treated Domestic Wastewater

Kansas Permit No. M-SO21-OO02 Federal Permit No. KS0093998
Legal: E½, SE¼, SW¼, S28, T3S, R15W, Smith County

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

Name and Address of Applicant	Waterway	Type of Discharge
Lyndon, City of P.O. Box 287 Lyndon, KS 66451-0287	Salt Creek	Treated Domestic Wastewater

Kansas Permit No. M-MC21-OO01 Federal Permit No. KS0024821
Legal: NE¼, NW¼, SE¼, S6, T17S, R16E, Osage County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, ammonia, fecal coliform and pH. Monitoring of dissolved oxygen, total phosphorus, nitrate, total Kjeldahl nitrogen, total nitrogen and effluent flow also will be required. Contained in the permit is a schedule of compliance requiring substantial completion of construction on facility upgrades by December 1, 2005, and compliance with permit requirements by February 1, 2006. 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
Osborne, City of 128 N. 1st Osborne, KS 67473	South Fork Solomon River	Treated Domestic Wastewater

Kansas Permit No. M-SO29-OO02 Federal Permit No. KS0092398
Legal: W½, SW¼, NE¼, S20, T7S, R12W, Osborne County

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

Name and Address of Applicant	Waterway	Type of Discharge
Parker, City of P.O. Box 137 Parker, KS 66072	North Fork Sugar Creek via Goodrich Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-MC34-OO01 Federal Permit No. KS0080152
Legal: NE¼, S8, T20S, R22E, Linn County

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

ity Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Quenemo, City of P.O. Box 90 Quenemo, KS 66528	Marais des Cygnes River	Treated Domestic Wastewater

Kansas Permit No. M-MC39-OO01 Federal Permit No. KS0046035
Legal: SW¼, SE¼, SW¼, S10, T17S, R17E, Osage County

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

Name and Address of Applicant	Waterway	Type of Discharge
Prescott, City of P.O. Box 223 Prescott, KS 66767	Little Osage River via Laberdie Creek via East Laberdie Creek	Treated Domestic Wastewater

Kansas Permit No. M-MC37-OO02 Federal Permit No. KS0095508
Legal: SE¼, NW¼, SE¼, S7, T23S, R25E, Linn County

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

Name and Address of Applicant	Waterway	Type of Discharge
Rantoul, City of P.O. Box 79 Rantoul, KS 66079	Marais des Cygnes River	Treated Domestic Wastewater

Kansas Permit No. M-MC40-OO01 Federal Permit No. KS0048119
Legal: NW¼, SE¼, SW¼, S21, T17S, R21E, Franklin County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and fecal coliform. Monitoring of pH and ammonia also will be required. Contained in the permit is a schedule of compliance requiring permittee to achieve consistent compliance with permit limits by December 31, 2008. 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
Redfield, City of P.O. Box 5 Redfield, KS 66769	Marmaton River via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-MC42-OO01 Federal Permit No. KS0091197
Legal: SW¼, NE¼, SW¼, S28, T25S, R23E, Bourbon County

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

Name and Address of Applicant	Waterway	Type of Discharge
Spring Hill, City of P.O. Box 424 Spring Hill, KS 66083-0424	Bull Creek via Ten Mile Creek via Sweetwater Creek	Treated Domestic Wastewater
Kansas Permit No. M-MC45-0001 Federal Permit No. KS0048143		
Legal: SW¼, SE¼, SW¼, S13, T15S, R23E, Johnson County		

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

Name and Address of Applicant	Waterway	Type of Discharge
Sundowner West Meadows Improvement District P.O. Box 2388 Salina, KS 67402	Mulberry Creek via Unnamed Tributary	Wastewater Treated Domestic
Kansas Permit No. M-SA20-0001 Federal Permit No. KS0094161		
Legal: SW¼, S28, T13S, R4W, Saline County		

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

Name and Address of Applicant	Waterway	Type of Discharge
Wilson, City of P.O. Box J Wilson, KS 67490	Smoky Hill River via Wilson Creek	Treated Domestic Wastewater
Kansas Permit No. M-SH40-0002 Federal Permit No. KS0096954		
Legal: E½, SE¼, SE¼, S19, T14S, R18W, Ellsworth County		

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

Name and Address of Applicant	Waterway	Type of Discharge
Ash Grove Aggregates, Inc. P.O. Box 70 Butler, MO 64730	Dry Wood Creek via Buck Run Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-MC11-PO06 Federal Permit No. KS0081655		
Legal: NW¼, S32, T26S, R25E, Bourbon County		
Facility Name: South Quarry		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with no washing. Outfall 001 consists of pit dewatering and stormwater runoff. The proposed permit includes generic water-quality language to protect waters of the state. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

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

Comments or objections should be submitted to the attention of April Romero 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 August 7 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-04-208/215, KS-04-127/141) 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. 030892

State of Kansas

State Fair Board

Notice of Meeting

The Kansas State Fair Board will meet at 10 a.m. Wednesday, July 21, in the second floor meeting room of Cottonwood Court on the fairgrounds in Hutchinson. For more information, call (620) 669-3600.

Robba Moran
President

Doc. No. 030897

(Published in the Kansas Register July 8, 2004.)

**Summary Notice of Sale
City of Olathe, Kansas
\$11,215,000*
General Obligation Bonds
Series 206**

**(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 \$11,215,000* of General Obligation Bonds, Series 206, 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 noon Thursday, July 15, 2004, at which time such bids will be publicly read. No bid will be considered of less than 99.00 percent of the principal amount of the bonds and accrued interest to the date of delivery.

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 August 1, 2004, and will become due annually on October 1, beginning October 1, 2005, in the years as follows:

Year	Principal Amount*
10/01/05	\$120,000
10/01/06	745,000
10/01/07	755,000
10/01/08	775,000
10/01/09	670,000
10/01/10	690,000
10/01/11	720,000
10/01/12	745,000
10/01/13	785,000
10/01/14	820,000
10/01/15	855,000

10/01/16	895,000
10/01/17	735,000
10/01/18	775,000
10/01/19	550,000
10/01/20	580,000

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 April 1, 2005. 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 and mandatory redemption prior to maturity as provided in the notice of sale and preliminary official statement.

Good Faith Deposit

Each bid for 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 the bonds.

Adjustment of Issue Size

In order to properly structure the bond issue, the city has reserved the right to increase or decrease the total principal amount of the bonds. (See explanation under the heading "adjustment of issue size" in the notice of sale.)

Delivery

The city will pay for preparing the bonds. The city will deliver the bonds in book-entry form only through the facilities of the Depository Trust Company, New York, New York, on or about August 12, 2004.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2003 is \$1,111,061,865. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds, is \$141,885,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from Charles L. Mitts, city treasurer, (913) 971-6212, fax (913) 971-6283; or from the city's financial advisor, George K. Baum & Company, Kansas City, Missouri, Attention: Dave Arteberry, (816) 474-1100.

Dated July 1, 2004.

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

* Preliminary, subject to change.

Doc. No. 030904

(Published in the Kansas Register July 8, 2004.)

**Summary Notice of Bond Sale
City of Topeka, Kansas
\$13,150,000*
Taxable General Obligation Bonds
Series 2004-A (Pension Obligation Refunding)
(General obligation bonds payable from
unlimited ad valorem taxes)**

Bids

Subject to the official notice of bond sale and preliminary official statement to be dated on or about July 7, 2004, sealed, facsimile and electronic bids will be received, in the case of sealed and facsimile bids, by the city clerk of the city of Topeka, Kansas (as issuer), on behalf of the governing body of the city at City Hall, 215 E. 7th St., Topeka, KS 66603, and in the case of electronic bids, by the city's financial advisors on behalf of the governing body of the city on the Columbia Capital Auction Web site, www.columbiacapitalauction.com, until 11 a.m. Tuesday, July 20, 2004, for the purchase of \$13,150,000* principal amount of Taxable General Obligation Bonds, Series 2004-A (Pension Obligation Refunding). No bid of less than 99.25 percent of the aggregate principal amount of the bonds, plus accrued interest thereon, if any, to the date of delivery will be considered, and no supplemental interest payments will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated August 12, 2004, and will become due on August 15 in the years as follows:

Year	Principal Amount*
2005	\$ 965,000
2006	995,000
2007	1,030,000
2008	1,070,000
2009	1,115,000
2010	1,170,000
2011	1,225,000
2012	1,285,000
2013	1,355,000
2014	1,430,000
2015	1,510,000

The city reserves the right to modify the total amount of the bonds and the amount of any maturity in order to properly structure certain funds and accounts and substantially obtain annual debt service parameters determined by the city, based upon the interest rates and reoffering yields submitted by the successful bidder. The principal amount of any maturity will not be adjusted by more than the greater of (i) 5.00 percent of the principal

amount of such maturity, and (ii) \$100,000. Upon notification of preliminary award, the successful bidder must transmit to the city within 20 minutes, by fax or email, its reoffering yields on the bonds. The successful bidder will be notified by means of telephone or facsimile transmission of any modification to such principal amount not later than 2 p.m. on the sale date. If the principal amount is modified, the city will seek to modify the maturity schedule, or make other mutually agreeable changes, in a way that will neither increase nor reduce the successful bidder's spread as a percentage of the principal amount of the bonds issued after taking into account such adjustments. The successful bidder may not withdraw its bid or change the interest rates bid as a result of any changes made to the principal amount of the bonds or principal of any maturity as described herein.

The bonds will be subject to mandatory redemption prior to maturity as provided in the official notice of bond sale and preliminary official statement. The bonds will not be subject to optional redemption prior to maturity.

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 15 and August 15 in each year, beginning February 15, 2005.

Paying Agent and Bond Registrar

The Kansas State Treasurer, Topeka, Kansas, is designated as the paying agent and bond registrar for the bonds.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$263,000 (representing 2 percent of the principal amount of the bonds).

Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered to the facilities of the Depository Trust Company, New York, New York, without cost to the successful bidder on or about August 12, 2004.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the city for the year 2003 is \$997,245,546. The total general obligation bonded indebtedness of the city, following the issuance of the bonds, is \$126,035,000, not including temporary notes in the aggregate principal amount of \$17,000,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city and delivered to the successful bidder when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from Randall Bailes, the city's director of finance, or Linda Wood, city controller, (785) 368-3970, fax

(continued)

(785) 368-3975; or from the city’s financial advisors, Columbia Capital Management, LLC, 6950 Squibb Road, Suite 400, Mission, KS 66202, (913) 248-8500, fax (913) 248-8502.

Dated July 1, 2004.

City of Topeka, Kansas
 Iris E. Walker, City Clerk
 City Hall
 215 S.E. 7th St.
 Topeka, KS 66603
 (785) 368-3940

* Subject to change.

Doc. No. 030898

(Published in the Kansas Register July 8, 2004.)

**Summary Notice of Bond Sale
 Unified School District No. 265
 Sedgwick County, Kansas (Goddard)
 \$7,000,000
 General Obligation School Building Bonds
 Series 2004-2
 (General obligation bonds payable from
 unlimited ad valorem taxes)**

Bids

Subject to the notice of bond sale dated June 29, 2004, sealed, facsimile and electronic bids will be received by the clerk of Unified School District No. 265, Sedgwick County, Kansas (Goddard) (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body at the office of the Board of Education, 201 S. Main, P.O. Box 249, Goddard, KS 67052-0249, and in the case of electronic bids, through i-Deal’s BiDCOMP/PARITY electronic bid submission system, until 2 p.m. July 26, 2004, for the purchase of \$7,000,000 principal amount of General Obligation School Building Bonds, Series 2004-2. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated August 1, 2004, and will become due on October 1 in the years as follows:

Year	Principal Amount
2005	\$160,000
2006	225,000
2007	235,000
2008	245,000
2009	260,000
2010	270,000
2011	285,000
2012	300,000
2013	315,000
2014	330,000
2015	350,000
2016	365,000
2017	385,000
2018	400,000

2019	420,000
2020	445,000
2021	465,000
2022	490,000
2023	515,000
2024	540,000

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 April 1 and October 1 in each year, beginning April 1, 2005.

Book-Entry-Only System

The bonds shall be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier’s or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$140,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about August 25, 2004, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2003 is \$172,597,521. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$49,975,000.

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 assistant superintendent, (316) 794-4000, fax (316) 794-2222, e-mail: rdietz@goddardusd.com; or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Charles M. Bouilly, (316) 264-9351, fax (316) 264-9370, e-mail: cbouilly@gkbaum.com.

Dated June 29, 2004.

Unified School District No. 265
 Sedgwick County, Kansas (Goddard)

Doc. No. 030894

State of Kansas
State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a 90,000 cubic yard detention dam, Site 8-33 in Douglas County, will be received by the Taub Creek Watershed Joint District No. 82 at King Engineering, Inc., 24298 M Road, Holton, 66436, until 1 p.m. August 9. Bids will be opened at 7:30 p.m. August 9 at the Baldwin City Library, 800 7th St., Baldwin City. Bids may be hand delivered prior to bid opening. A copy of the invitation for bids and the plans and specifications can be reviewed at and/or obtained from the King C. O. Services, 24298 M Road, Holton, (785) 364-3408. A \$25 nonrefundable deposit will be required for each set of plans requested.

Tracy D. Streeter
 Executive Director

Doc. No. 030888

(Published in the Kansas Register July 8, 2004.)

Summary Notice of Note Sale
City of Pittsburg, Kansas
\$2,465,000
Temporary Notes
Series 2004B

**(Temporary notes payable from
 unlimited ad valorem taxes)**

Bids

Subject to the official notice of note sale and preliminary official statement dated June 22, 2004, sealed bids and faxed bids will be received by the city clerk of the city of Pittsburg, Kansas (the issuer), on behalf of the governing body of the city at City Hall, 201 W. 4th St., Pittsburg, KS 66762, until 2 p.m. Tuesday, July 13, 2004, for the purchase of \$2,465,000 principal amount of Temporary Notes, Series 2004B. No bid of less than 99.50 percent of the aggregate principal amount of the notes and accrued interest thereon to the date of delivery will be considered, and no supplemental interest payments will be considered.

Note Details

The notes will consist of fully registered notes in the denomination of \$5,000 or any integral multiple thereof. The notes will initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the 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 July 15, 2004, and will become due July 15, 2005.

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

The notes will bear interest from the date thereof at rates to be determined when the notes are sold as hereinafter provided, which interest will be payable at maturity on July 15, 2005, or upon redemption of the notes.

Paying Agent and Bond Registrar

The Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$49,300 (2 percent of the principal amount of the notes).

Delivery

The issuer will pay for printing the notes and will deliver the same properly prepared, executed and registered to the facilities of the Depository Trust Company, New York, New York, without cost to the successful bidder within 45 days after the date of sale.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the city for the year 2003 is \$120,907,214. The total general obligation indebtedness of the issuer as of the date of the notes includes general obligation bonds in the amount of \$9,965,000 and temporary notes in the amount of \$7,065,000, including the notes being sold.

Approval of Notes

The notes will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the notes will be furnished and paid for by the issuer and delivered to the successful bidder when the notes are delivered.

Additional Information

Additional information regarding the notes may be obtained from the city clerk, (620) 231-4100, or from the financial advisor, Kirkpatrick Pettis, One Ward Parkway, Suite 215, Kansas City, MO 64112, (816) 360-2270.

Dated June 22, 2004.

City of Pittsburg, Kansas
 Tammy Nagel, City Clerk
 City Hall
 201 W. 4th St.
 Pittsburg, KS 66762

Doc. No. 030889

(Published in the Kansas Register July 8, 2004.)

**Notice of Partial Redemption
 to the Holders of
 City of Dighton, Kansas
 \$483,000**

**First Mortgage Revenue Bonds
 Section 8 Assisted Housing Project, Series 1978
 Dated July 10, 1978**

Notice is hereby given, pursuant to the applicable provisions of the governing documents of the above captioned bonds, that the herein described bonds are called for redemption prior to their maturity and will be redeemed on July 1, 2004 (the redemption date). Redemption will be made by payment of the principal amount of each such bond, together with interest accrued to the redemption date plus applicable premium, if any. From and after July 1, 2004, interest on the bonds shall cease to ac-

(continued)

crue and any lien or interest in or to any pledge of security or collateral for the bonds hereby called shall also cease and become null on the redemption date.

The following bonds will be redeemed and paid upon presentation to the office(s) shown below.

***CUSIP Number: 253757AA6, 7.60%**

Due: 07/01/2008, Redemption Price: 100.00%

Principal Amount of Redemption: \$25,000

Registered bonds called in the amounts indicated below all with the prefix 'Z':

93...\$5,000 95...\$5,000 97...\$5,000 114...\$5,000 116...\$5,000

Payment of the bonds called for redemption will be made upon presentation and surrender of said bonds. In the case of any registered bonds to be redeemed in part only, upon presentation of such bond for redemption, there will be issued in lieu of the unredeemed principal portion a new bond(s) equal to such unredeemed portion.

Called bonds should be presented as follows:

The Commerce Trust Company
c/o JPMorgan Chase Bank
Institutional Trust Services
P.O. Box 2320
Dallas, TX 75221-2320

The Commerce Trust Company
c/o JPMorgan Chase Bank
Institutional Trust Services
2001 Bryan St., 9th Floor
Dallas, TX 75201

The Commerce Trust Company
c/o JPMorgan Chase Bank
Institutional Trust Securities Window
4 New York Plaza, 1st Floor
New York, NY 10004-2413

Registered or certified insured mail is suggested when submitting bonds for payment.

When inquiring about this redemption, please have the bond number available. Please inform the customer service representative of the CUSIP number(s) of the affected bonds (Customer Service, 1-800-524-9472).

Under the provisions of the Economic Growth and Tax Relief Reconciliation Act of 2001, the paying agent making payment of interest or principal on municipal securities may be obligated to withhold a percentage of the principal of a holder who has failed to furnish the payer a valid taxpayer identification number, certification that the number supplied is correct, and that the holder is not subject to backup withholding under the act. Holders of bonds who wish to avoid the application of these provisions should submit a completed IRS Form W-9 (or Form W-8 if neither a U.S. person or resident alien), when presenting bonds for payment.

*The issuer and trustee shall not be responsible for the use of the CUSIP number(s) selected, nor is any representation made as to their correctness indicated in the notice or as printed on any bond. They are included solely for the convenience of the holders.

Dated June 1, 2004.

By: The Commerce Trust Company
A Division of Commerce Bank, N.A.
as Trustee

Doc. No. 030901

State of Kansas

Governmental Ethics Commission

Opinion No. 2004-11

Written June 17, 2004, to Richard A. Olmstead, Kutak Rock LLP, Wichita.

This opinion is in response to your letter of June 7, 2004, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the Campaign Finance Act (K.S.A. 25-4142 *et seq.*). We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 25-4142 *et seq.* Thus, whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you request this opinion on behalf of former state legislator Carlos Mayans who is currently the Mayor of Wichita. You have explained that in 2002, Mr. Mayans transferred money from his Legislative campaign account (Legislative Account) to his Mayoral campaign account (Mayoral Account). After numerous court rulings, the Sedgwick County District Court required Mr. Mayans to place approximately \$30,000 of his own money in the Mayoral Account and imposed a temporary injunction on the Mayoral Account which prevents him from accessing, using or otherwise disposing of an amount of campaign funds relative to the amount of funds transferred from his Legislative Account to his Mayoral Account.

You have explained that the Kansas Supreme Court recently ruled that the Kansas Campaign Finance Act prohibits candidates from transferring campaign funds which were raised for one office to that same candidate's campaign account for a different office. The Legislature passed House Substitute for Senate Bill 376, a bill that would have rendered Mr. Mayans' transfer of funds from his Legislative Account to his Mayoral Account, permissible. Governor Sebelius, however, vetoed that bill. Therefore the Supreme Court's holding is still binding, and Mr. Mayans is uncertain how to treat the legislative campaign funds in light of the Supreme Court's ruling.

You have requested that this Commission assume, for sake of this Opinion only, that the injunction in the district court has been dissolved.

Question

What specific actions should Mr. Mayans take to bring his Mayoral and Legislative campaigns into full compliance with the Kansas Supreme Court's opinion and the Kansas Campaign Finance Act?

Opinion

In order to cure the error noted by the Supreme Court's ruling in *Cole v. Mayans*, ___ Kan. ___ (No. 89,715, December 12, 2003), Mr. Mayans will need to return from

his Mayoral Account, all the money he transferred from his Legislative Account. Although Mr. Mayans has already terminated the Legislative Account pursuant to K.S.A. 25-4157a(d), he must now re-open his Legislative Account and transfer back to that account, from his Mayoral Account, an amount equal to the money that was transferred out of the Legislative Account to his Mayoral Account. Once this has been done, Mr. Mayans may either retain the Legislative Account in case he chooses to run for the Legislature in the future, or he may close that account and distribute the funds pursuant to K.S.A. 25-4157a(d). It should be noted that the \$30,000 personal loan made by Mr. Mayans was, in effect, made to his Legislative Account. Any other personal loans Mr. Mayans may make to cover any deficiencies in the Mayoral Account, must be made to the Mayoral Account.

Opinion No. 2004-12

Written June 17, 2004, to all interested persons:

Pursuant to K.S.A. 46-254, the Kansas Governmental Ethics Commission takes this opportunity to issue its opinion on the interpretation of K.S.A. 46-269 and the records required to be retained by lobbyists.

Opinion

K.S.A. 46-269 states in pertinent part:

(f) All accounts, records and documents of the lobbyist which relate to every expenditure reported or which should have been reported shall be maintained and preserved by the lobbyist for a period of five years from the date of the filing of such report or statement and may be inspected under conditions determined by the commission.

K.A.R. 19-63-6 states:

Records in support of every report or statement filed shall be maintained and preserved by the lobbyist for a period of five years from the date of the filing of the report or statement and may be inspected by and under conditions determined by the commission. At a minimum, each lobbyist shall maintain the following records:

- (a) A detailed account of all lobbying expenditures, including:
- (1) the full name and address of the person to whom the payment is made;
 - (2) the purpose of the expenditure;
 - (3) the date of the expenditure, including both the date of contracting and the date of payment; and
 - (4) the amount of the expenditure;
 - (5) a bill, statement, contract or other documentation of the agreement between the parties; and
 - (6) the check or other instrument by which payment was made.

The question has arisen as to the nature of the records and documents required to be retained by lobbyists with regard to expenditures for food or beverages provided as hospitality. The Commission now determines that each lobbyist shall maintain, at a minimum, the following records in support of every expenditure for food or beverage provided as hospitality:

- (1) A detailed vendor receipt or invoice which contains the following information printed by the establishment on the vendor receipt:
 - i) the date when such food or beverage was provided;

- ii) the place at or from which such food or beverage was provided;
- iii) the total cost of the food or beverage provided;
- iv) an itemization showing the items purchased.

If it is the vendor's policy not to provide a detailed receipt listing the items required in this subsection to any of its customers, the lobbyist must make a contemporaneous writing showing the items required in this subsection and noting the establishment's policy against providing such receipts; **and**

(2) a contemporaneous writing showing a complete list of all participants consuming the food or beverage.

Opinion No. 2004-13

Written June 17, 2004, to Jennifer Wesco, Program Consultant, Kansas Arts Commission, Topeka.

This opinion is in response to your letter of May 26, 2004, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the Commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you are asking for this opinion in your capacity as a program consultant for the Kansas Arts Commission (KAC). You are also the Executive Director of Music Access, a Lawrence based non-profit corporation. One of your duties for the KAC is to evaluate and make funding recommendations to the Executive Director and the Commission regarding funding decisions for organizations applying to the KAC grassroots and technical assistance programs. You have explained that Music Access would like to apply for the grassroots and technical assistance grants. The grant applications will be submitted to the KAC by a board member of Music Access, and you will have no participation as a state employee in any part of the Music Access grant applications.

Questions

Is it a violation of the State Governmental Ethics laws for an organization you are employed by to request a grant from a State agency by which you are also employed?

Opinion

K.S.A. 46-233 applies to your question. It states in pertinent part:

(a)(1) No state officer or employee shall in the capacity as such officer or employee be substantially involved in the preparation of or participate in the making of a contract with any person or business by which such officer or employee is employed....

Pursuant to this provision, you are prohibited, as a state employee, from being substantially involved in the preparation of, or participating in the making of, a non-competitively bid contract or grant with Music Access. Because you will not participate in any way in the grant process, there is nothing in the governmental ethics laws

(continued)

that would prohibit Music Access from applying for a grant from the KAC. It should be noted that any participation in your official capacity in the making of such a contract would constitute a violation of K.S.A. 46-233.

Opinion No. 2004-14

Written June 17, 2004, to William N. Sanders, President, Sanders Management Consulting, Lawrence.

This opinion is in response to your letter of May 25, 2004, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the state level conflict of interest laws (K.S.A. 46-215 *et seq.*). We note at the outset that the Commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you request this opinion in your capacity as a former state employee and as the current President of Sanders Management Consulting (SMC). You have explained that until January of 2003, you were the Director of Employment Security and the Chief Information Officer for the Kansas Department of Human Resources. During your tenure, the Department used the State's master convenience contract for information technology consultants to issue a series of task orders to a company called Accenture. The last task order was signed in March 2002, with the work ending in May 2002. Accenture has recently contacted SMC regarding work as a subcontractor on two upcoming projects.

Question

May SMC accept work as a subcontractor for Accenture without violating K.S.A. 46-233?

Opinion

K.S.A. 46-233 applies to your question. It states in pertinent part:

(2) Except as otherwise provided in this subsection, whenever any individual has participated as a state officer or employee in the making of any contract with any person or business, such individual shall not accept employment with such person or business as an employee, independent contractor or subcontractor until two years after performance of the contract is completed or until two years after the individual terminates employment as a state officer or employee, whichever is sooner.

Pursuant to this statute, SMC may perform work as a subcontractor for Accenture because it has been more than two years after performance of the contract was completed.

Opinion No. 2004-15

Written June 17, 2004, to the Honorable Larry D. Salmans, Kansas State Senator, Hanston.

This opinion is in response to your letter of June 1, 2004, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the Campaign Finance Act (K.S.A. 25-4142 *et seq.*). We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 25-4142 *et seq.*

Thus, whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand that you request this opinion in your capacity as a Kansas State Senator. You have explained that for 8 years you have been, and continue to be, the Senator for Senate District 37. In 2002, the Kansas Legislature enacted a reapportionment plan which resulted in the redistricting of several districts. Your district remains substantially the same, but has been renumbered to District 36. You question whether, in light of the Kansas Supreme Court Opinion in *Cole v. Mayans*, ___ Kan. ___ (No. 89,715, December 12, 2003), you may use the campaign finance money you have collected as an incumbent Senator for District 37 in your upcoming race for the new Senate district number 36.

Question

May an incumbent Senator use the campaign finance money in his current campaign finance account for his current district in an election for the same geographical Senate seat when the district number has been changed due to reapportionment?

Opinion

The Kansas Supreme Court recently ruled that the Kansas Campaign Finance Act prohibits candidates from transferring campaign funds which were raised for one office to that same candidate's campaign account for a different office:

We hold that the Campaign Finance Act and the related regulations, when coupled with the purpose for the Campaign Finance Act, must be construed to limit the transfer of campaign contributions from a candidate's campaign account for a specific office to the same candidate's campaign account for election to that same office. Thus, there are only two situations in which the transfer can be made. The first is when an incumbent runs for reelection to the same office. The second is when a candidate loses an election for a specific office but seeks election to the same office in a subsequent election. (Emphasis added.) *Cole v. Mayans*, ___ Kan. ___, (No. 89,715, December 12, 2003).

The question thus becomes what is meant by the term "same office." The Commission now determines that when an incumbent Senator runs for re-election to a Senate district which contains substantially the same geographical area as his current district, but whose district number has been changed due to reapportionment, he is running for the "same office." It should be noted this Commission is not addressing the situation where an incumbent senator or a candidate who has previously lost an election to a specific district chooses to run for a Senate seat in a completely different district. This is a question that should be addressed in a subsequent opinion request.

Therefore, you may use the campaign finance money in your current campaign finance account for district 37, to run for election to the Senate in Senate district 36.

Daniel Severt
Chairman

Doc. No. 030865

(Published in the Kansas Register July 8, 2004.)

City of Overland Park, Kansas

Notice to Bidders

Sealed bids for closed circuit television (CCTV) camera implementation, KDOT Project No. 46N-0214-01, OP Project No. PE-0004, will be received by the city of Overland Park, Kansas, at the office of the city clerk, City Hall, 8500 Santa Fe Drive, Overland Park, KS 66212, until 2 p.m. local time August 10, 2004. At that time all sealed bids will be transferred to the City Council Chamber, City Hall, where they will be publicly opened and read aloud. Any bid received after the designated closing time will be returned unopened.

All bids shall be submitted in sealed envelopes addressed to the city clerk of Overland Park, Kansas, and marked "Bid For: Closed Circuit Television (CCTV) Camera Installation, KDOT Project No, 46N-0214-01." Copies of plans, specifications, bid documents and other contract documents are on file at the office of the city traffic engineer located at City Hall, 8500 Santa Fe Drive, Overland Park, KS 66212. Contractors desiring the contract documents for use in preparing bids may obtain a set of such documents from the city traffic engineer upon payment of \$40.00, which amount is not refundable.

Contractors should read and be fully familiar with all contract documents before submitting a bid. In submitting a bid, the bidder warrants that it has read the contract documents and is fully familiar therewith, that it has visited the site of the work to fully inform itself as to all existing conditions and limitations, and shall include in its bid a sum to cover the cost of all items of the work.

Should a bidder find "defects" as defined in paragraph GC-3 of the General Conditions, it shall follow the procedures outlined in paragraph GC-3 to bring same to the attention of city. Changes necessitated thereby shall be in the form of addenda issued by the consulting engineer.

All bidders shall verify that they have considered all written addenda. Neither the city nor the consulting engineer shall be responsible for oral instructions.

Any written addenda issued during the time of bidding shall be covered and included in the bid. There will be no clarifications or exceptions allowed on the bid. Bids are for a total bid package, total contract price.

Bids shall be made upon the form provided in ink or typewritten. Numbers shall be stated both in writing and

in figures, the signature shall be long hand, and the complete form shall be without alteration or erasure. On alternate items for which a bid is not submitted, a written indication of "no bid" on the bid form is required.

No oral, telegraphic, facsimile or telephonic bids or alterations will be considered.

The following items must be included in the sealed envelope with the bid:

- a. Bid.
- b. 5 percent bid security — bid bond, cashier's check or certified check (see below).

Each bidder shall file with its bid a bid bond, a cashier's check or a certified check drawn on any acceptable bank, made payable to the city of Overland Park, Kansas, in an amount of not less than 5 percent of the total bid, which shall be retained by the city of Overland Park until a contract for the project has been executed. Bid bonds will be returned to the unsuccessful bidders, with the exception of the second qualifying bidder, at such time as their bids are rejected. The bid deposit of the successful bidder and the second qualifying bidder will be returned when satisfactory bonds in an amount equal to 100 percent of the contract amount, required insurance certificates, and other required documents shall have been furnished and the contract documents have been executed.

In the event the successful bidder is unable to execute the contract, for whatever reason, the city may exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security.

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn by written request of the bidder received in the office of the city clerk, prior to the time and date for bid opening, provided, however, that no bidder may withdraw its bid for a period of 30 days from the date set for the opening thereof. All bidders agree that rejection shall create no liability on the part of the city because of such rejection. It is understood by all bidders that an unsuccessful bidder has no cause of action against the city for bid preparation costs. The filing of any bid in response to this invitation shall constitute an agreement of the bidder to these conditions.

City of Overland Park, Kansas

Doc. No. 030902

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 2003 Volumes of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION		
Reg. No.	Action	Register
1-6-21	Amended	V. 22, p. 1968
1-6-23	Amended (T)	V. 22, p. 466
1-6-23	Amended	V. 22, p. 1230
1-9-4	Amended	V. 23, p. 718
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	Revoked	V. 22, p. 226
1-45-16	Revoked	V. 22, p. 226
1-45-17	Revoked	V. 22, p. 226

1-45-18 through 1-45-24	New	V. 22, p. 226-228
1-45-18	Amended (T)	V. 23, p. 424
1-45-19	Amended (T)	V. 23, p. 424
1-45-20	Amended (T)	V. 23, p. 424
1-45-23	Amended (T)	V. 23, p. 425
1-45-24	Amended (T)	V. 23, p. 425
1-47-1	Amended	V. 22, p. 850
1-49-1	Amended	V. 22, p. 851
1-49-12	New	V. 22, p. 851

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-4-900	Amended	V. 22, p. 1191
4-4-956	Amended	V. 22, p. 1192

(continued)

4-4-982	Amended	V. 22, p. 1192
4-4-983	Amended	V. 22, p. 1192
4-4-985	New	V. 22, p. 1193
4-4-986	New	V. 22, p. 1194
4-8-14a	Amended (T)	V. 23, p. 900
4-8-40	Amended (T)	V. 23, p. 901
4-8-43	New (T)	V. 22, p. 82
4-8-43	New	V. 22, p. 432
4-11-2	Amended	V. 23, p. 895
4-11-3	Amended	V. 23, p. 895
4-11-6	Revoked	V. 23, p. 896
4-11-7	Revoked	V. 23, p. 896
4-11-8	Amended	V. 23, p. 896
4-11-9	Amended	V. 23, p. 896
4-11-14	Amended	V. 23, p. 896
4-13-1	Amended	V. 22, p. 1194
4-13-2	Amended	V. 22, p. 1195
4-13-4a	Amended	V. 22, p. 1195
4-13-6	Amended	V. 22, p. 1196
4-13-7	Amended	V. 22, p. 1196
4-13-26	Amended	V. 22, p. 1196
4-20-5	Amended	V. 22, p. 1747
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
4-25-16	Amended (T)	V. 22, p. 2176
4-25-16	Amended	V. 23, p. 95

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-1-1	Amended	V. 22, p. 1747
5-1-4	Amended	V. 22, p. 1751
5-1-6	Amended	V. 22, p. 1752
5-1-9	Amended	V. 22, p. 1753
5-1-12	Amended	V. 22, p. 1753
5-3-1	Amended	V. 22, p. 1753
5-3-1b	New	V. 22, p. 1754
5-3-3a	New	V. 22, p. 1754
5-3-4c	Amended	V. 22, p. 1754
5-3-4d	Amended	V. 22, p. 1754
5-3-5c	Amended	V. 22, p. 1755
5-3-7	Amended	V. 22, p. 1755
5-3-16a	New	V. 22, p. 1755
5-3-19	Amended	V. 22, p. 1756
5-5-2a	New	V. 22, p. 1756
5-5-16	Amended	V. 22, p. 1757
5-6-13a	New	V. 22, p. 1758
5-6-15	Amended	V. 22, p. 1758
5-7-1	Amended	V. 22, p. 1758
5-9-1	Amended	V. 22, p. 1759
5-9-6	Amended	V. 22, p. 1759
5-14-10	New	V. 22, p. 1759
5-14-11	New	V. 22, p. 1760
5-23-1	Amended	V. 23, p. 181
5-23-3	Amended	V. 23, p. 181
5-23-3a	Amended	V. 23, p. 182
5-23-4	Amended	V. 22, p. 1933
5-23-4a	Amended	V. 22, p. 1933
5-23-4b	Amended	V. 22, p. 1934
5-23-5	Revoked	V. 22, p. 1935
5-24-1	Amended	V. 23, p. 65
5-24-2	Amended	V. 23, p. 65
5-24-3	Amended	V. 23, p. 66
5-24-4	Amended	V. 23, p. 68
5-24-6	Amended	V. 23, p. 68
5-24-8	Amended	V. 23, p. 68
5-24-11	New	V. 23, p. 69
5-25-1	Amended	V. 22, p. 1819
5-25-2	Amended	V. 22, p. 1819
5-25-2a	New	V. 22, p. 1819
5-25-3	Amended	V. 22, p. 1820
5-25-4	Amended	V. 22, p. 1820
5-25-5	Amended	V. 22, p. 1820
5-25-8	Amended	V. 22, p. 1821
5-25-10	Amended	V. 22, p. 1821
5-25-11	Amended	V. 22, p. 1821

5-25-12		
through		
5-25-20	New	V. 22, p. 1821-1824

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-16-1	New (T)	V. 22, p. 1226
7-16-1	New	V. 22, p. 1650
7-16-2	New (T)	V. 22, p. 1226
7-16-2	New	V. 22, p. 1650

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-18-1	Amended	V. 22, p. 794
9-18-2	New (T)	V. 22, p. 1260
9-18-2	New	V. 22, p. 1850
9-18-3	New (T)	V. 22, p. 1260
9-18-3	New	V. 22, p. 1850
9-19-1		
through		
9-19-11	Revoked (T)	V. 22, p. 1261
9-19-1		
through		
9-19-11	Revoked	V. 22, p. 1816
9-19-12	New (T)	V. 22, p. 1261
9-19-12	New	V. 22, p. 1816
9-22-4	Amended (T)	V. 22, p. 1261
9-22-4	Amended	V. 22, p. 1507
9-22-5	Amended (T)	V. 22, p. 1262
9-22-5	Amended	V. 22, p. 1508
9-25-2	Amended (T)	V. 22, p. 1264
9-25-3	Amended (T)	V. 22, p. 1264
9-25-5	Amended (T)	V. 22, p. 1265
9-25-5	Amended	V. 22, p. 1817
9-25-6	Amended (T)	V. 22, p. 1266
9-25-6	Amended	V. 22, p. 1818
9-25-12	Amended (T)	V. 22, p. 1267
9-25-12	Amended	V. 22, p. 1850
9-26-1	Amended (T)	V. 22, p. 1267
9-26-1	Amended	V. 22, p. 1818

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

Reg. No.	Action	Register
14-13-9	Amended	V. 22, p. 1929
14-15-1	New	V. 22, p. 123
14-15-2	New	V. 22, p. 123

AGENCY 17: STATE BANK COMMISSIONER (see Agency 75, this index)

Reg. No.	Action	Register
17-8-1	New	V. 22, p. 1574
17-11-18	Amended	V. 22, p. 798
17-24-1	Amended	V. 22, p. 1574
17-24-4	New	V. 22, p. 1816

AGENCY 19: GOVERNMENTAL ETHICS COMMISSION

Reg. No.	Action	Register
19-2-2	Amended	V. 23, p. 41
19-20-4	New	V. 23, p. 42
19-60-3	Amended	V. 23, p. 42
19-63-6	Amended	V. 23, p. 43

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-1-2	Amended	V. 23, p. 978
22-1-7	New	V. 23, p. 978

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-2-3	Amended	V. 22, p. 1258
26-2-9	Amended	V. 22, p. 1259

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended (T)	V. 22, p. 2030
28-1-2	Amended	V. 23, p. 202
28-1-4	Amended (T)	V. 22, p. 2031
28-1-4	Amended	V. 23, p. 203
28-1-20	Amended	V. 23, p. 360

28-4-576	Amended (T)	V. 23, p. 389
28-4-577	Amended (T)	V. 23, p. 390
28-4-578	Amended (T)	V. 23, p. 391
28-4-583	Amended (T)	V. 23, p. 392
28-4-585	Amended (T)	V. 23, p. 392
28-4-587	Amended (T)	V. 23, p. 394
28-4-590	Amended (T)	V. 23, p. 396
28-4-591	Amended (T)	V. 23, p. 397
28-4-600		
through		
28-4-613	New	V. 23, p. 957-962
28-4-700		
through		
28-4-705	New (T)	V. 23, p. 398-400
28-15-35	Amended	V. 23, p. 305
28-15-36	Amended	V. 23, p. 309
28-16-28b	Amended	V. 22, p. 1760
28-16-28d	Amended	V. 23, p. 39
28-16-28e	Amended	V. 22, p. 1763
28-17-6	Amended (T)	V. 22, p. 1225
28-17-6	Amended	V. 22, p. 1711
28-19-202	Amended	V. 23, p. 70
28-29-3	Amended	V. 22, p. 798
28-29-20	Amended	V. 22, p. 801
28-29-75		
through		
28-29-82	Amended	V. 23, p. 203-205
28-29-101	Revoked	V. 22, p. 802
28-29-109	Amended	V. 22, p. 802
28-29-300	New	V. 22, p. 2131
28-29-302	New	V. 22, p. 2131
28-29-304	New	V. 22, p. 2133
28-29-308	New	V. 22, p. 2134
28-29-321	New	V. 22, p. 2137
28-29-325	New	V. 22, p. 2137
28-36-30	Amended	V. 22, p. 1771
28-38-18	Amended	V. 22, p. 1575
28-38-19	Amended	V. 22, p. 1575
28-39-164		
through		
28-39-168	Amended	V. 22, p. 2094-2096
28-39-169	Revoked	V. 22, p. 2096
28-39-169a	New	V. 22, p. 2096
28-39-169b	New	V. 22, p. 2097
28-39-169c	New	V. 22, p. 2098
28-39-170		
through		
28-39-174	Revoked	V. 22, p. 2099
28-45-2	Revoked (T)	V. 22, p. 531
28-45-2	Revoked	V. 22, p. 1304
28-45-2a	New (T)	V. 22, p. 531
28-45-2a	New	V. 22, p. 1304
28-45-3	Revoked (T)	V. 22, p. 532
28-45-3	Revoked	V. 22, p. 1305
28-45-3a	New (T)	V. 22, p. 532
28-45-3a	New	V. 22, p. 1305
28-45-4	Revoked (T)	V. 22, p. 533
28-45-4	Revoked	V. 22, p. 1306
28-45-4a	New (T)	V. 22, p. 533
28-45-4a	New	V. 22, p. 1306
28-45-5	Revoked (T)	V. 22, p. 533
28-45-5	Revoked	V. 22, p. 1306
28-45-5a	New (T)	V. 22, p. 533
28-45-5a	New	V. 22, p. 1306
28-45-6	Revoked (T)	V. 22, p. 534
28-45-6	Revoked	V. 22, p. 1306
28-45-6a	New (T)	V. 22, p. 534
28-45-6a	New	V. 22, p. 1306
28-45-7	Revoked (T)	V. 22, p. 535
28-45-7	Revoked	V. 22, p. 1308
28-45-7a	New (T)	V. 22, p. 535
28-45-7a	New	V. 22, p. 1308
28-45-8	Revoked (T)	V. 22, p. 536
28-45-8	Revoked	V. 22, p. 1309
28-45-8a	New (T)	V. 22, p. 536
28-45-8a	New	V. 22, p. 1309
28-45-9	Revoked (T)	V. 22, p. 536
28-45-9	Revoked	V. 22, p. 1309
28-45-9a	New (T)	V. 22, p. 536
28-45-9a	New	V. 22, p. 1309
28-45-10	Revoked (T)	V. 22, p. 536
28-45-10	Revoked	V. 22, p. 1309
28-45-10a	New (T)	V. 22, p. 536
28-45-10a	New	V. 22, p. 1309
28-45-11	Revoked (T)	V. 22, p. 537

28-45-11	Revoked	V. 22, p. 1310
28-45-11a	New (T)	V. 22, p. 537
28-45-11a	New	V. 22, p. 1310
28-45-12		
through		
28-45-30	New (T)	V. 22, p. 537-548
28-45-12		
through		
28-45-30	New	V. 22, p. 1310-1321
28-45a-1		
through		
28-45a-19	New (T)	V. 22, p. 548-557
28-45a-1		
through		
28-45a-19	New	V. 22, p. 1321-1331
28-51-100	Amended	V. 22, p. 2099
28-51-108	Amended	V. 22, p. 2100
28-51-113		
through		
28-51-116	New	V. 22, p. 2100-2102

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-39	Amended	V. 22, p. 1533
30-4-50	Amended	V. 23, p. 894
30-4-55	Amended	V. 22, p. 1533
30-4-90	Amended (T)	V. 23, p. 897
30-4-96	Revoked	V. 22, p. 249
30-4-110	Amended	V. 22, p. 1534
30-5-59	Amended	V. 22, p. 2087
30-5-64	Amended	V. 23, p. 694
30-5-78	Amended	V. 22, p. 2090
30-5-81u	Amended (T)	V. 22, p. 83
30-5-81u	Amended	V. 22, p. 432
30-5-89	Amended	V. 22, p. 1355
30-5-89a	Amended	V. 22, p. 1355
30-5-102	Amended (T)	V. 22, p. 83
30-5-102	Amended	V. 22, p. 2090
30-5-105	Amended (T)	V. 22, p. 83
30-5-105	Amended	V. 22, p. 2091
30-5-107	Amended	V. 22, p. 1043
30-5-107a	Amended	V. 22, p. 1044
30-5-116	Amended	V. 22, p. 2091
30-5-300	Amended	V. 22, p. 2091
30-6-65	Amended	V. 22, p. 1044
30-6-91	New	V. 23, p. 894
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
30-6-108	Amended	V. 22, p. 1045
30-6-109	Amended	V. 22, p. 1045
30-10-14	Revoked	V. 22, p. 1355
30-10-15a	Amended	V. 22, p. 1355
30-10-17	Amended (T)	V. 22, p. 990
30-10-17	Amended	V. 22, p. 1233
30-10-18	Amended (T)	V. 22, p. 991
30-10-18	Amended	V. 22, p. 1234
30-10-19	Amended (T)	V. 22, p. 994
30-10-19	Amended	V. 22, p. 1236
30-10-21	Amended	V. 22, p. 1357
30-10-23b	Amended	V. 22, p. 1357
30-14-28	Amended (T)	V. 22, p. 84
30-14-28	Amended	V. 22, p. 434
30-44-5	New	V. 22, p. 1047
30-46-10	Amended	V. 23, p. 977
30-46-13	Amended	V. 23, p. 978
30-46-15	Amended	V. 23, p. 978
30-46-16	Amended	V. 23, p. 978
30-46-17	Amended	V. 23, p. 978
30-60-1	Amended	V. 22, p. 1090
30-60-2	Amended	V. 22, p. 1090
30-60-5	Amended	V. 22, p. 1090
30-60-6	Amended	V. 22, p. 1091
30-60-7	Amended	V. 22, p. 1092
30-60-8	New	V. 22, p. 1092
30-60-10	Amended	V. 22, p. 1093
30-60-11	Amended	V. 22, p. 1093
30-60-12	Amended	V. 22, p. 1093
30-60-13	New	V. 22, p. 1094
30-60-14	New	V. 22, p. 1094
30-60-15	New	V. 22, p. 1094
30-60-16	New	V. 22, p. 1094
30-60-17	Amended	V. 22, p. 1095

30-60-18	Amended	V. 22, p. 1095
30-16-19	Amended	V. 22, p. 1096
30-60-25	Amended	V. 22, p. 1096
30-60-26	Amended	V. 22, p. 1097
30-60-27	Amended	V. 22, p. 1097
30-60-28	Amended	V. 22, p. 1097
30-60-29	New	V. 22, p. 1097
30-60-30	New	V. 22, p. 1098
30-60-40	Amended	V. 22, p. 1098
30-60-41	Amended	V. 22, p. 1098
30-60-45	Amended	V. 22, p. 1099
30-60-46	Amended	V. 22, p. 1099
30-60-47	Amended	V. 22, p. 1099
30-60-48	New	V. 22, p. 1099
30-60-49	New	V. 22, p. 1100
30-60-50	Amended	V. 22, p. 1100
30-60-51	New	V. 22, p. 1101
30-60-55	Amended	V. 22, p. 1102
30-60-56	New	V. 22, p. 1103
30-60-57	New	V. 22, p. 1103
30-60-60	Revoked	V. 22, p. 1103
30-60-61	Revoked	V. 22, p. 1103
30-60-62	Amended	V. 22, p. 1103
30-60-63	New	V. 22, p. 1104
30-60-64	New	V. 22, p. 1105
30-60-70	Amended	V. 22, p. 1108
30-60-71	Amended	V. 22, p. 1108
30-60-72	Amended	V. 22, p. 1108
30-60-73	Amended	V. 22, p. 1108
30-60-74	Amended	V. 22, p. 1109
30-60-75	Revoked	V. 22, p. 1109
30-60-76	Amended	V. 22, p. 1109
30-61-1	Amended	V. 22, p. 1109
30-61-2	Amended	V. 22, p. 1109
30-61-5	Amended	V. 22, p. 1109
30-61-6	Amended	V. 22, p. 1110
30-61-10	Amended	V. 22, p. 1110
30-61-11	New	V. 22, p. 1110
30-61-15	Amended	V. 22, p. 1110
30-61-16	Revoked	V. 22, p. 1111

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-40-1		
through		
36-40-9	New	V. 22, p. 1806, 1807

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-48	Amended	V. 23, p. 426
40-1-50	New (T)	V. 23, p. 244
40-1-50	New	V. 23, p. 951
40-1-51	New	V. 23, p. 361
40-2-26	Amended	V. 23, p. 151
40-2-27	New	V. 23, p. 825
40-3-20	Revoked	V. 23, p. 693
40-3-48	Amended	V. 22, p. 2008
40-4-1	Amended	V. 22, p. 1709
40-4-36	Amended	V. 22, p. 465
40-5-110	Amended	V. 22, p. 1709

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-5-115	Amended (T)	V. 23, p. 384
44-5-115	Amended	V. 23, p. 952
44-6-115a	Amended (T)	V. 22, p. 383
44-6-115a	Amended	V. 22, p. 1231
44-7-104	Amended (T)	V. 23, p. 385
44-7-104	Amended	V. 23, p. 953
44-7-113	Amended (T)	V. 23, p. 386
44-7-113	Amended	V. 23, p. 955
44-12-313	Amended (T)	V. 23, p. 386
44-12-313	Amended	V. 23, p. 955
44-12-601	Amended (T)	V. 23, p. 387
44-12-601	Amended	V. 23, p. 955
44-12-1002	Amended (T)	V. 22, p. 384
44-12-1002	Amended	V. 22, p. 1232
44-13-201b	Amended (T)	V. 22, p. 384
44-13-201b	Amended	V. 22, p. 1232

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

Reg. No.	Action	Register
51-9-7	Amended	V. 22, p. 1804
51-9-17	New	V. 22, p. 2031

AGENCY 61: BOARD OF BARBERING

Reg. No.	Action	Register
61-4-2	Amended (T)	V. 22, p. 1304
61-7-1	Amended (T)	V. 22, p. 1304

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-3	Amended	V. 23, p. 893
65-5-6	Amended	V. 22, p. 1575
65-5-11	New	V. 23, p. 893
65-8-5	Revoked	V. 23, p. 893

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-8-5	Amended	V. 23, p. 95

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
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
68-7-20	New	V. 23, p. 382
68-8-1	Amended	V. 22, p. 431
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 70: BOARD OF VETERINARY EXAMINERS

Reg. No.	Action	Register
70-5-1	Amended	V. 23, p. 360

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-1-1	Revoked	V. 23, p. 151
71-1-2	Revoked	V. 23, p. 151
71-1-3	Revoked	V. 23, p. 151
71-1-8	Revoked	V. 23, p. 151
71-1-10	Revoked	V. 23, p. 151
71-1-11	Revoked	V. 23, p. 151
71-1-15	Amended	V. 23, p. 151
71-2-1	Revoked	V. 23, p. 151
71-2-4	Revoked	V. 23, p. 151
71-2-5	Amended	V. 23, p. 717
71-2-6	Revoked	V. 23, p. 718
71-2-7	Amended	V. 23, p. 718
71-2-9	Revoked	V. 23, p. 151
71-2-12	Revoked	V. 23, p. 151
71-3-5	Revoked	V. 23, p. 151
71-4-1	Amended	V. 23, p. 151
71-4-3	Revoked	V. 23, p. 152
71-6-1	Amended	V. 23, p. 383
71-6-5	Amended	V. 23, p. 718
71-7-1	New	V. 23, p. 152

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-1-1	Amended	V. 22, p. 1894
74-1-2	Amended	V. 22, p. 1894
74-1-3	Amended	V. 22, p. 1894
74-1-6	Amended	V. 22, p. 1895
74-1-8	New	V. 22, p. 1895
74-2-1	Amended	V. 22, p. 1896
74-2-4	Revoked	V. 22, p. 1896
74-4-7	Amended	V. 22, p. 1896

(continued)

74-4-8	Amended	V. 22, p. 1896
74-4-9	Amended	V. 22, p. 1897
74-5-202	Amended	V. 22, p. 1898
74-11-6	Amended	V. 22, p. 1898
74-11-7	Amended	V. 22, p. 1898
74-12-1	Amended	V. 22, p. 1898

AGENCY 75: STATE BANK COMMISSIONER—DIVISION OF CONSUMER AND MORTGAGE LENDING

Reg. No.	Action	Register
75-6-33	New	V. 22, p. 1815
75-6-34	New	V. 22, p. 1454

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-201	Revoked	V. 22, p. 1650
82-1-202	Amended	V. 22, p. 1650
82-1-204	Amended	V. 22, p. 1650
82-1-204a	New	V. 22, p. 1652
82-1-205	Amended	V. 22, p. 1652
82-1-206	Amended	V. 22, p. 1652
82-1-207	Amended	V. 22, p. 1652
82-1-208	Amended	V. 22, p. 1652
82-1-212	Amended	V. 22, p. 1652
82-1-214	Amended	V. 22, p. 1653
82-1-215	Amended	V. 22, p. 1653
82-1-216	Amended	V. 22, p. 1653
82-1-218	Amended	V. 22, p. 1653
82-1-219	Amended	V. 22, p. 1654
82-1-220	Amended	V. 22, p. 1655
82-1-221	Amended	V. 22, p. 1655
82-1-221b	Revoked	V. 22, p. 1656
82-1-222	Amended	V. 22, p. 1656
82-1-224	Amended	V. 22, p. 1656
82-1-225	Amended	V. 22, p. 1656
82-1-226	Amended	V. 22, p. 1657
82-1-227	Amended	V. 22, p. 1657
82-1-228	Amended	V. 22, p. 1657
82-1-229	Amended	V. 22, p. 1658
82-1-230	Amended	V. 22, p. 1659
82-1-230a	New	V. 22, p. 1659
82-1-231	Amended	V. 22, p. 1660
82-1-231a	Amended	V. 22, p. 1663
82-1-231b	Amended	V. 22, p. 1664
82-1-232	Amended	V. 22, p. 1665
82-1-235	Amended	V. 22, p. 1666
82-1-237	Amended	V. 22, p. 1666
82-1-238	Amended	V. 22, p. 1666
82-1-239	Amended	V. 22, p. 1667
82-3-101	Amended	V. 23, p. 426
82-3-600	Amended	V. 23, p. 429
82-3-600a	Amended	V. 23, p. 430
82-3-600b	Revoked	V. 23, p. 430
82-3-601a	Amended	V. 23, p. 430
82-3-601b	Amended	V. 23, p. 431
82-3-602	Amended	V. 23, p. 431
82-3-603	Amended	V. 23, p. 431
82-3-604	Amended	V. 23, p. 432
82-3-605	Revoked	V. 23, p. 432
82-3-606	Amended	V. 23, p. 432
82-3-607	New	V. 23, p. 433
82-3-700		
through		
82-3-704	Amended (T)	V. 23, p. 152-155
82-3-700		
through		
82-3-704	Amended	V. 23, p. 538-541
82-3-705		
through		
82-3-710	New (T)	V. 23, p. 155-158
82-3-705		
through		
82-3-710	New	V. 23, p. 541-544
82-4-2	Amended	V. 22, p. 86
82-4-3a	New (T)	V. 23, p. 578
82-4-20	Amended	V. 22, p. 86
82-4-21	Amended	V. 22, p. 87
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
82-11-1	Amended	V. 22, p. 1078
82-11-3	Amended	V. 22, p. 1079
82-11-4	Amended	V. 22, p. 1079
82-11-8	Amended	V. 22, p. 1084
82-11-10	Amended	V. 22, p. 1084

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-23-2	Amended	V. 23, p. 276
88-23-2a	New	V. 23, p. 278
88-23-3	Revoked	V. 23, p. 279
88-23-3a	New	V. 23, p. 279
88-23-7	New	V. 22, p. 1709

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-201	Amended	V. 22, p. 2125
91-1-203	Amended	V. 22, p. 2126
91-1-206	Amended	V. 22, p. 2129
91-1-213	Amended	V. 22, p. 2130
91-18-24	Revoked	V. 23, p. 280
91-18-27	Revoked	V. 23, p. 280
91-18-29	Revoked	V. 23, p. 280
91-18-34	Revoked	V. 23, p. 280
91-18-40	Revoked	V. 23, p. 280
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
91-38-1	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
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
92-19-200		
through		
92-19-203	New	V. 22, p. 431
92-51-24	Amended	V. 23, p. 40
92-51-25	Amended	V. 23, p. 40
92-51-28	New	V. 23, p. 40
92-51-29	New	V. 23, p. 41
92-51-34a	New	V. 23, p. 41
92-52-9	Amended	V. 23, p. 41

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-6-4	Amended	V. 22, p. 666
93-6-7	New	V. 22, p. 666

AGENCY 94: BOARD OF TAX APPEALS

Reg. No.	Action	Register
94-2-4	Amended (T)	V. 22, p. 1504
94-2-4	Amended	V. 22, p. 2009
94-2-19	Amended (T)	V. 22, p. 1504
94-2-19	Amended	V. 22, p. 2009
94-2-20	Amended (T)	V. 22, p. 1504
94-2-20	Amended	V. 22, p. 2010
94-2-21	New	V. 22, p. 2010

94-2-21	Amended (T)	V. 23, p. 896
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AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended (T)	V. 23, p. 580
100-22-4	New	V. 22, p. 690
100-29-9	Amended	V. 22, p. 1892
100-29-10	Amended	V. 22, p. 1893
100-54-2		
through		
100-54-8	Amended	V. 22, p. 1926-1929
100-54-4	Amended (T)	V. 23, p. 383
100-55-4	Amended (T)	V. 23, p. 383
100-55-5	Amended	V. 22, p. 690
100-55-9	Amended	V. 22, p. 690
100-72-1		
through		
100-72-7	New (T)	V. 22, p. 79-81
100-72-1		
through		
100-72-6	New	V. 22, p. 691, 692
100-72-7	New	V. 22, p. 1893
100-75-1	New (T)	V. 22, p. 82
100-75-1	New	V. 22, p. 693

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-3a	Amended (T)	V. 22, p. 1267
102-1-3a	Amended	V. 22, p. 1808
102-1-3b	New (T)	V. 22, p. 1268
102-1-3b	New	V. 22, p. 1809
102-1-8	Amended	V. 22, p. 1148
102-1-10a	Amended	V. 22, p. 2179
102-1-15	Amended	V. 22, p. 1149
102-2-2b	New (T)	V. 22, p. 1269
102-2-2b	New	V. 22, p. 1810
102-2-2c	New (T)	V. 22, p. 1270
102-2-2c	New	V. 22, p. 1811
102-2-4a	Amended	V. 22, p. 1150
102-2-7	Amended	V. 22, p. 2182
102-2-9	Amended	V. 22, p. 1151
102-2-11	Amended	V. 22, p. 1151
102-2-12	Amended	V. 22, p. 1084
102-3-3a	Amended	V. 22, p. 1302
102-3-4b	New (T)	V. 22, p. 1271
102-3-4b	New	V. 22, p. 1811
102-3-7a	Amended	V. 22, p. 1085
102-3-9a	Amended	V. 22, p. 1151
102-3-10a	Amended	V. 22, p. 1152
102-3-12a	Amended	V. 22, p. 2184
102-4-4b	New (T)	V. 22, p. 1272
102-4-4b	New	V. 22, p. 1812
102-4-6a	Amended	V. 22, p. 2186
102-4-9a	Amended	V. 22, p. 1153
102-4-10a	Amended	V. 22, p. 1153
102-4-12	Amended	V. 22, p. 2187
102-5-3	Amended	V. 22, p. 1087
102-5-4b	New (T)	V. 22, p. 1273
102-5-4b	New	V. 22, p. 1813
102-5-7a	Amended	V. 22, p. 1088
102-5-9	Amended	V. 22, p. 1155
102-5-10	Amended	V. 22, p. 1155
102-5-12	Amended	V. 22, p. 2189
102-5-16	New	V. 22, p. 1158
102-6-9	Amended	V. 22, p. 1159
102-6-10	Amended	V. 22, p. 1159

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-4	Amended	V. 23, p. 823

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-3-2	New	V. 23, p. 202
109-5-4	Amended	V. 22, p. 1805
109-7-1	Amended	V. 22, p. 1805

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-8-1 through 110-8-6	New	V. 22, p. 2032, 2033
110-8-8 through 110-8-11	New	V. 22, p. 2033, 2034
110-10-1	New (T)	V. 22, p. 1815
110-10-1	New	V. 23, p. 180

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. A list of regulations filed by the Kansas Lottery from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. The following regulations were filed after January 1, 2004:

Reg. No.	Action	Register
111-2-151 through 111-2-156	New	V. 23, p. 95, 96
111-2-154	Amended	V. 23, p. 261
111-2-155	Amended	V. 23, p. 262
111-2-156	Amended	V. 23, p. 262
111-2-157	New	V. 23, p. 262
111-2-158	New	V. 23, p. 459
111-2-159	New	V. 23, p. 901
111-3-22	Amended	V. 23, p. 97
111-4-881	Amended	V. 23, p. 97
111-4-1448	Amended	V. 23, p. 98
111-4-2052	Amended	V. 23, p. 262
111-4-2055	Amended	V. 23, p. 263
111-4-2057	Amended	V. 23, p. 263
111-4-2074	Amended	V. 23, p. 98
111-4-2093	Amended	V. 23, p. 309
111-4-2094	New	V. 23, p. 100

111-4-2095 through 111-4-2115	New	V. 23, p. 264-275
111-4-2097	Amended	V. 23, p. 310
111-4-2098	Amended	V. 23, p. 310
111-4-2116 through 111-4-2125	New	V. 23, p. 311-318
111-4-2126 through 111-4-2146	New	V. 23, p. 459-471
111-4-2147 through 111-4-2160	New	V. 23, p. 901-909
111-4-2161 through 111-4-2173	New	V. 23, p. 1025-1033
111-5-96	Amended	V. 23, p. 101
111-5-111 through 111-5-115	New	V. 23, p. 245, 246
111-5-113	Amended	V. 23, p. 472
111-5-114	Amended	V. 23, p. 472
111-7-188 through 111-7-192	New	V. 23, p. 319, 320
111-7-190	Amended	V. 23, p. 473
111-7-192	Amended	V. 23, p. 473
111-9-122	New	V. 23, p. 910
111-9-123	New	V. 23, p. 910
111-1-1 through 111-11-11	New	V. 23, p. 911-914
111-12-1	New	V. 23, p. 914

AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-3-11	Amended	V. 22, p. 1427
112-4-1	Amended	V. 22, p. 2057
112-4-1a	New	V. 22, p. 278

112-4-1b	New	V. 22, p. 279
112-6-4	Amended	V. 22, p. 85
112-8-4	Amended	V. 22, p. 1428
112-8-5	Amended	V. 22, p. 1428
112-9-44	Amended	V. 22, p. 279
112-10-2	Amended	V. 22, p. 85
112-10-3	Amended	V. 23, p. 93
112-10-13	New	V. 23, p. 495
112-11-20	Amended	V. 22, p. 281
112-12-10	Amended	V. 22, p. 86
112-13-2	Amended	V. 23, p. 94
112-18-9	Amended	V. 22, p. 1710
112-18-11	Amended	V. 22, p. 1710
112-18-18	Amended	V. 22, p. 1710

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-1-1	Amended	V. 22, p. 1930
115-2-1	Amended	V. 22, p. 1932
115-4-6	Amended	V. 22, p. 1227
115-4-11	Amended	V. 22, p. 436
115-17-6 through 115-17-9	Amended	V. 22, p. 437-439
115-18-8	Amended	V. 22, p. 1229
115-18-10	Amended	V. 22, p. 439
115-21-1	Amended	V. 22, p. 1506
115-21-2	Amended	V. 22, p. 1507

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 22, p. 684
117-2-1	Amended	V. 22, p. 684
117-3-1	Amended	V. 22, p. 685
117-4-1	Amended	V. 22, p. 686
117-5-2	Amended	V. 22, p. 2007
117-6-1	Amended	V. 22, p. 687
117-6-2	Amended	V. 22, p. 688
117-6-3	Amended	V. 22, p. 688
117-8-1	Amended	V. 23, p. 337
117-9-1	Amended	V. 23, p. 150

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