



# Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Board of Technical Professions

Notice of Meetings

The Kansas State Board of Technical Professions will conduct its complaint committee meeting at 9 a.m. Thursday, July 29, at 1405 Wakarusa Drive, Lawrence. The board will hold its regular board meeting Friday, July 30, at the same location. The Professional Engineer and Land Surveyor Committee will meet at 8:30 a.m., and the Architect, Landscape Architect and Geology Committee will meet at 9 a.m. The full board will meet at approximately 10:30 a.m., at the conclusion of the committee meetings. All meetings are open to the public.

Betty L. Rose  
Executive Director

Doc. No. 030929

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 7-19-04 through 7-25-04

| Term      | Rate  |
|-----------|-------|
| 1-89 days | 1.25% |
| 3 months  | 1.34% |
| 6 months  | 1.61% |
| 1 year    | 1.91% |
| 18 months | 2.26% |
| 2 years   | 2.51% |

Derl S. Treff  
Director of Investments

Doc. No. 030927

(Published in the Kansas Register July 22, 2004.)

Heartland Works, Inc.

Request for Proposals

Heartland Works, Inc., is accepting bids to lease office space (approximately 4200 sq. ft.) in Junction City, KS (bids due 8/19/04 by 3 p.m.). To receive a "Request for Proposal" containing specifications, please call (785) 234-0500. All companies and/or property owners are encouraged to bid.

Nancy Leonard  
Administrative Assistant

Doc. No. 030951

State of Kansas

State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a 35,315 cubic yard detention dam, Site 116, in Wabaunsee County, will be received by the Upper Marais des Cygnes Watershed Joint District No. 101 at the office of R.H.K. Enterprises, Inc., 501 Main, Admire, KS 66830, (620) 528-3710, until 10 a.m., August 11, and then opened. Site showing will be held on August 6, at 10 a.m. at the site. In case of inclement weather, an alternate showing will be held at the site on August 9, at 10 a.m. A copy of the invitation for bids and the plans and specifications can be reviewed and/or obtained from the office of R.H.K. Enterprises, Inc. The Notice to Proceed is expected to be issued at the start of construction but no later than March 1, 2005.

Greg A. Foley  
Executive Director

Doc. No. 030956

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**(785) 296-3489**  
**Fax (785) 368-8024**  
**kansasregister@kssos.org**

## State of Kansas

**Kansas Housing Resources Corporation****Notice of Hearings on Community Services  
Block Grant State Plan**

In accordance with the federal Community Services Block Grant Act (P.L. 97-35, as amended), the Community Services Block Grant State Plan for federal fiscal year 2005 is available for public inspection and comment. The Community Services Block Grant Program will conduct a public hearing to receive comments on this plan at 10 a.m. Thursday, August 19, at the Landon State Office Building, 900 S.W. Jackson, 10th floor, Topeka.

A draft copy of the state plan may be obtained by calling (785) 296-5865. If special accommodations are needed, please contact the Kansas Housing Resources Corporation at least five business days in advance of the meeting at the phone number above or by fax at (785) 296-8985.

Written comments will be accepted and incorporated into the state plan. Written comments should be mailed to Kathy Votaw, Housing With Supportive Services, Kansas Housing Resources Corporation, 1000 S.W. Jackson, Suite 150, Topeka, 66612-1372. Comments must be received by August 26.

Norma Phillips  
Executive Vice President

Doc. No. 030932

## State of Kansas

**Department on Aging****Request for Proposals****Deep Culture Change Model in Long-Term Care**

The Kansas Department on Aging (KDOA) is accepting proposals for a grant to develop a Deep Culture Change Model tool chest, containing training materials and systems for the description, understanding and implementation of culture change in Kansas long-term care facilities. Funding for this grant is provided through the KDOA Partnership Grant Program.

Contact Patsy Samson at (785) 296-0378 or (800) 432-3535 to request an application. To apply for a grant, submit an original and three copies of your application to the KDOA, 503 S. Kansas, Topeka, KS 66603-3404 by 5 p.m., Friday, August 13.

Only applicants requesting \$200,000 or less for a project will be considered. The grant period is from September 1, 2004 through June 30, 2005. Any Kansas public or private not-for-profit or for-profit corporation registered with the office of the Secretary of State may apply for these funds.

Department on Aging  
Pamela Johnson-Betts  
Secretary

Doc. No. 030954

## State of Kansas

**Department on Aging****Request for Proposals**

The Kansas Department on Aging (KDOA) is accepting proposals for 2004 workforce enhancement grants for educational programs designed for unlicensed direct care staff working in certified skilled facilities and nursing facilities. The objective of the program is to increase the opportunities for unlicensed direct care staff in certified facilities to receive additional education in order to improve the quality of care and quality of life of residents.

Grant proposals must be submitted to KDOA by the close of business July 29. The grant period shall be between September 1, 2004 and May 31, 2005.

Contact Caryl Gill at (785) 296-4222 or 1-800-432-3535 to request a grant application packet. To apply, submit an original and three copies of the application to the Kansas Department on Aging, 503 S. Kansas Ave., Topeka, 66603-3404.

Pamela Johnson-Betts  
Secretary of Aging

Doc. No. 030936

## State of Kansas

**Kansas Department of Transportation****Legal Notice**

The Kansas Department of Transportation (KDOT) requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) during fiscal years 2004-2006 by adding the following projects.

**Project TE-0220-01**—Digitize approximately 30,000 photos statewide of historic buildings and sites for historic properties inventory.

**Project K-2686-05**—Support Services/Disadvantaged Business Enterprise Program for federal fiscal year 2005.

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

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

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

Deb Miller  
Secretary of Transportation

Doc. No. 030959

State of Kansas

Kansas Turnpike Authority

Request for Proposals

The Kansas Turnpike Authority requires the services of a firm to provide financial advice and a financial plan related to current debt management and possible future debt issuance.

The request for proposal may be obtained via fax by a written request by fax to (316) 682-1897 or via e-mail by requesting an RFP at ccompton@ksturnpike.com. Please direct all RFP requests to: Controller, Kansas Turnpike Authority.

Completed proposals must be received not later than noon July 29. For more information, call (316) 682-4537, ext. 2282.

Michael L. Johnston
President/CEO

Doc. No. 030948

(Published in the Kansas Register July 22, 2004.)

Summary Notice of Bond Sale
\$300,000
City of Conway Springs, Kansas
General Obligation Bonds, Series 2004
(General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated July 8, 2004 written bids will be received by the clerk of the city of Conway Springs, Kansas (the issuer), on behalf of the governing body at 208 W. Spring, P.O. Box 187, Conway Springs, Kansas 67031, until 5 p.m., on August 12, 2004, for the purchase of \$300,000 principal amount of General Obligation Bonds, Series 2004. No bid of less than 98.5 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 September 1, 2004, and will become due on November 1 in the years as follows:

Table with 2 columns: Year, Principal Amount. Rows from 2007 to 2020 with amounts ranging from \$15,000 to \$30,000.

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning on May 1, 2006.

Optional Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$6,000 (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 September 1, 2004, to DTC for the account of the successful bidder or at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2004, is \$6,249,229. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, but excluding temporary notes to be retired in conjunction therewith, is \$1,740,000.

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 as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (620) 456-2345, fax (620) 456-3294, or from the financial advisor, Ranson Financial Consultants, L.L.C., 209 E. William, Suite 401, Wichita, Kansas 67202, Attention: John Haas (316) 264-3400, fax (316) 265-5403, e-mail: jhaas@ransonfinancial.com.

Dated July 8, 2004.

City of Conway Springs, Kansas

Doc. No. 030958

(Published in the Kansas Register July 22, 2004.)

**City of Wichita, Kansas**

**Notice to Bidders**

The City of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67201, until 10 a.m., Friday, August 20, for the following project:

**KDOT Project No. 87N-0230-01/472-83851 244113  
(OCA Code 715697)  
Paving**

The 13th Street Bridge over Cowskin Creek, Phase 1 (13th Street approximately 1/4 mile east of 119th Street West). Plans and specifications for this project will be available on July 28, 2004.

Requests for the bid documents and plans should be directed to City Blue Print (316-265-6224) or you may contact Marty Murphy (316-268-4488). Other questions should be directed to the respective design engineer (316-268-4501).

All bids received will thereafter be publicly opened, read aloud, and considered by the Board of Bids and Contracts. All work is to be done under the direction and supervision of the city manager and according to plans and specifications on file in the office of the city engineer. Bidders are required to enclose a bid bond in the amount of 5 percent with each bid as a guarantee of good faith. The Wichita City Council reserves the right to reject any and all bids.

The successful bidder may contact Pam Plank at (316) 268-4499 or Marty Murphy at (316) 268-4488 for extra sets of plans and specifications.

Marty Murphy  
Administrative Aids  
City of Wichita—Engineering

Doc. No. 030955

**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) 296-2376:

|            |       |   |
|------------|-------|---|
| 08/03/2004 | 07604 | Furnish Laundry Equipment for Student Housing       |
| 08/03/2004 | 07622 | Furnish/Install Video Visitation System             |
| 08/04/2004 | 07624 | Rip Rap Aggregate                                   |
| 08/05/2004 | 07623 | Janitorial Services                                 |
| 08/06/2004 | 07608 | Laboratory Maintenance                              |
| 08/13/2004 | 7073R | Telecommunications Design and Installation Services |

The above referenced bid documents can be downloaded at the following Web site:

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

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

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

Contractors wishing to bid on the projects listed below must be prequalified. For more information about the prequalification process call (785) 296-8899. The following bid documents may be obtained by calling (785) 296-8899:

|            |        |                                   |
|------------|--------|-----------------------------------|
| 08/10/2004 | A-9643 | Sanitary Sewer Improvements       |
| 08/19/2004 | A-9648 | Remodel of Canteen/Special School |

Keith Meyers  
Director of Purchases

Doc. No. 030957

(Published in the Kansas Register July 22, 2004.)

**Summary Notice of Bond Sale  
City of Gardner, Kansas**

**\$3,200,000\***

**General Obligation Bonds, Series 2004D**

**(General obligation bonds payable  
from unlimited ad valorem Taxes)**

**Bids**

Subject to the notice of bond sale dated July 19, 2004 bids will be received on behalf of the city of Gardner, Kansas, at the offices of Springsted Incorporated, 85 E. Seventh Place, Suite 100, Saint Paul, Minnesota, or, in the case of electronic proposals, via *PARITY* Electronic Bid Submission System (*PARITY*) until 11 a.m., August 2, 2004, for the purchase of \$3,200,000\* principal amount of General Obligation bonds, Series 2004D (the bonds). No bid of less than the entire par value of the bonds, except a discount of not greater than 1.2 percent of the par value of the bonds and accrued interest to the date of delivery will be considered.

**Bond Details**

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

| <b>Maturity<br/>October 1</b> | <b>Principal<br/>Amount*</b> |
|-------------------------------|------------------------------|
| 2005                          | \$205,000                    |
| 2006                          | 235,000                      |
| 2007                          | 240,000                      |
| 2008                          | 250,000                      |
| 2009                          | 230,000                      |
| 2010                          | 235,000                      |
| 2011                          | 240,000                      |
| 2012                          | 255,000                      |
| 2013                          | 260,000                      |
| 2014                          | 275,000                      |
| 2015                          | 105,000                      |
| 2016                          | 105,000                      |
| 2017                          | 115,000                      |
| 2018                          | 120,000                      |
| 2019                          | 120,000                      |
| 2020                          | 40,000                       |
| 2021                          | 40,000                       |
| 2022                          | 40,000                       |

(continued)

|      |        |
|------|--------|
| 2023 | 45,000 |
| 2024 | 45,000 |

(Published in the Kansas Register July 22, 2004.)

The bonds will bear interest from that date at rates to be determined when the bonds are sold as provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 2005. A bidder may elect to have all or a portion of the bonds scheduled to mature in consecutive years issued as term bonds subject to the requirements set forth in the Notice of sale.

**Paying Agent and Bond Registrar**

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 of America or a financial surety bond in a form that complies with the requirements set forth in the notice of sale in the amount of \$64,000 (2 percent of the principal amount of the bonds).

**Delivery**

The city will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about August 24, 2004, at the offices of The Depository Trust Company, New York, New York.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2003 is \$87,418,708. The total applicable general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$10,240,385.50.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the finance director (913) 856-7535, the city's financial advisor, Springsted Incorporated of St. Paul, Minnesota (651) 223-3000, or from Kutak Rock LLP, bond counsel, 444 W. 47th Street, Suite 200, Valencia Place, Kansas City, Missouri 64112-1914 (816) 960-0090, Attention: Dorothea Riley.

Dated July 22, 2004.

City of Gardner, Kansas  
 By Bryan Kidney  
 Finance Director  
 Gardner City Hall  
 120 E. Main  
 Gardner, Kansas 66030  
 (913) 856-7535

Doc. No. 030953

**Summary Notice of Bond Sale**  
**Unified School District No. 409**  
**Atchison County, Kansas (Atchison Public Schools)**  
**\$5,150,000**  
**General Obligation School Building Bonds**  
**Series 2004**

(General obligation bonds payable from unlimited ad valorem taxes)

**Bids**

Subject to the notice of bond sale dated July 19, 2004, written and electronic bids will be received on behalf of the clerk of Unified School District No. 409, Atchison County, Kansas (Atchison Public Schools) (the issuer), in the case of written bids, on behalf of the governing body at the office of the Board of Education, 215 N. 8th St., Atchison, KS 66002-2441, and in the case of electronic bids, through i-Deal's BiDCOMP/PARITY electronic bid submission system, until 2 p.m. August 2, 2004, for the purchase of \$5,150,000 principal amount of General Obligation School Building Bonds, Series 2004. No bid of less than 99 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 September 1 in the years as follows:

| Year | Principal Amount |
|------|------------------|
| 2006 | \$ 30,000        |
| 2007 | 40,000           |
| 2008 | 50,000           |
| 2009 | 65,000           |
| 2010 | 75,000           |
| 2011 | 90,000           |
| 2012 | 95,000           |
| 2013 | 95,000           |
| 2014 | 105,000          |
| 2015 | 230,000          |
| 2016 | 495,000          |
| 2017 | 520,000          |
| 2018 | 550,000          |
| 2019 | 575,000          |
| 2020 | 605,000          |
| 2021 | 640,000          |
| 2022 | 890,000          |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 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 \$103,000 (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 30, 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 \$77,464,169. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$23,860,000.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the clerk at the address set forth below, (913) 367-4384, fax (913) 367-2246, e-mail: bschletzbaum@atchison.k12.ks.us; or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Stephen E. Shogren, (316) 264-9351, fax (316) 264-9370, e-mail: shogren@gkbaum.com.

**Written Bid and Good Faith Deposit Delivery Address:**

Barbara Schletzbaum, Clerk  
Office of the Board of Education  
215 N. 8th St.  
Atchison, KS 66002-2441

**Facsimile Bid Delivery Address:**

Barbara Schletzbaum, Clerk  
Fax (913) 367-2246

Dated July 19, 2004.

Unified School District No. 409  
Atchison County, Kansas  
(Atchison Public Schools)

Doc. No. 030949

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

The Kansas Department of Health and Environment and the Unified Government of Wyandotte County/Kansas City, Kansas Department of Air Quality are soliciting comments regarding a proposed air quality construction permit. Griffin Wheel Company has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-302(b) requesting a federally enforceable operational restriction (phenol emission limitation) for the entire facility.

The limitations established in this permit document will effectively limit the facility's potential-to-emit (PTE) of phenol (HAP) to below 10 tons per year, which, provided Griffin complies with the phenol limitation specified in this permit, the facility will not be subject to the National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries, 40 CFR 63 Subpart EEEEE (also known as the Iron and Steel Foundry MACT standard). Emissions of phenol were evaluated during the permit review process.

Griffin Wheel Company owns and operates the stationary source located at 7111 Griffin Road, Kansas City, Kansas, at which the phenol emission limitation is to be applied.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the Department of Air Quality, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Brie Wilkins, (785) 296-6422, at the KDHE central office, or P. Moses Coss, (913) 573-6700, at the Department of Air Quality. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to P. Moses Coss, Department of Air Quality, 619 Ann Ave., Kansas City, KS 66101. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 23.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, KDHE, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366, not later than the close of business August 23 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 030944

## State of Kansas

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

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

Anadarko Gathering Company, Houston, Texas, owns and operates Hugs "E" Compressor Station located at Section 4, Township 33 South, Range 38 West, Stevens County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael J. Parhomek, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 23.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business August 23 in order for the Secretary of Health and Environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 030941

## State of Kansas

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

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

Anadarko Gathering Company, Houston, Texas, owns and operates Hugs "H" Compressor Station located at Section 24, Township 32 South, Range 39 West, Stevens County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael J. Parhomek, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 23.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business August 23 in order for the Secretary of Health and Environment to consider the request.



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

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 030942

#### State of Kansas

### Department of Health and Environment

#### Request for Comments

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

Kansas City Power & Light Company - Osawatomie Generating Station, Kansas City, Missouri, owns and operates an electricity generating station located at S31-T17S-R23E, Paola, Miami County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE Northeast District Office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Xiao Wu, (785) 296-1615, at the KDHE central office; and to review the proposed permit only, contact

Pat Simpson, (785) 842-4600, at the KDHE Northeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Xiao Wu, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 23.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business August 23 in order for the Secretary of Health and Environment to consider the request.

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

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 030940

#### State of Kansas

### Department of Health and Environment

#### Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Kansas City Power & Light Company - West Gardner Generating Station has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting

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

Kansas City Power & Light Company - West Gardner Generating Station, Kansas City, Missouri, owns and operates an electricity generating station in Johnson County located at S32-T14S-R22E, Gardner, Johnson County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the Johnson County Environmental Department, 11180 Thompson Ave., Lenexa. To obtain or review the proposed permit and supporting documentation, contact Xiao Wu, (785) 296-1615, at the KDHE central office; and to review the proposed permit only, contact Mike Boothe, (913) 492-0402, at the Johnson County Environmental Department. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Xiao Wu, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 23.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business August 23 in order for the Secretary of Health and Environment to consider the request.

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

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

Roderick L. Bremby  
Secretary of Health  
and Environment

## State of Kansas

### Department of Health and Environment

#### Request for Comments

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

Southern Star Central Gas Pipeline, Inc., Owensboro, Kentucky, owns and operates the Hugoton natural gas compressor station located at Section 3, Township 29 South, Range 35 West, Hugoton, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Mike Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Mike Parhomek, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 23.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business August 23 in order for the Secretary of Health and Environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 030937

## State of Kansas

### Department of Health and Environment

#### Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit and amending previously-issued construction approval. Fort Riley has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance. Notice also is given that certain requirements in the construction approval dated February 1, 1994, are being modified by a modification of approval conditions.

Fort Riley owns and operates military training and support training located in Riley, Geary and Clay counties, Fort Riley.

A copy of the proposed permit, permit application, all supporting documentation, all information relied upon during the permit application review process, and a copy of the modification of approval conditions are available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review either document, contact Xiao Wu, (785) 296-1615, at the KDHE central office; and to review of the proposed permit only, contact Craig Forsberg, (785) 827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the documents to Xiao Wu, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating final document decisions, written comments must be received before the close of business August 23.

A person may request a public hearing be held on the proposed documents. The request for a public hearing shall be in writing and set forth the basis for the request.

The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business August 23 in order for the Secretary of Health and Environment to consider the request.

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

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 030933

## State of Kansas

### Department of Health and Environment

#### Request for Comments

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

BP America Production Company, Houston, Texas, owns and operates a natural gas transmission and dehydration facility located at Grant County Compressor Station, Section 17, Township 28 South, Range 38 West, Grant County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the

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proposed permit can be reviewed at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Tibisay Marin, (785) 296-4875, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Tibisay Marin, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 23.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brie Wilkins, Bureau of Air and Radiation, not later than the close of business August 23 in order for the Secretary of Health and Environment to consider the request.

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

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 030930

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-04-216/226  
Pending Permits for Confined Feeding Facilities

| Name and Address of Applicant   | Legal Description  | Receiving Water               |
|---|--|-------------------------------|
| C J Feeders<br>Danny Herrman<br>11751 Highway 400<br>Dodge City, KS 67801   | S/2 of NE/4 of<br>Section 12, T27S,<br>R24W, Ford County | Upper Arkansas<br>River Basin |
| Kansas Permit No. A-UAFO-C021      Federal Permit No. KS0097781   |  |                               |
| This is a new permit for modification of an existing 4,000 head (4,000 animal units) beef cattle feedlot for cattle weighing greater than 700 pounds. |  |                               |

| Name and Address of Applicant   | Legal Description                                 | Receiving Water                 |
|---|---|---------------------------------|
| Bloomfield Cattle Co.<br>Larry Bloomfield<br>687 27th Road<br>Clifton, KS 66937   | SE/4 of Section 24,<br>T06S, R01E, Clay<br>County | Lower Republican<br>River Basin |
| Kansas Permit No. A-LRCY-B001   |   |                                 |
| This is a new permit for an existing facility for a maximum of 350 head (350 animal units) of cattle weighing greater than 700 pounds and 100 head (50 animal units) of cattle weighing 700 pounds or less, for a total of 450 head (400 animal units) of cattle. A filter strip and two sediment basins are being added for the treatment of wastewater runoff from the existing pens. |   |                                 |

| Name and Address of Applicant   | Legal Description                                  | Receiving Water        |
|---|--|------------------------|
| Rex and Gayle Copple<br>Dairy<br>1866 Camp Road<br>Miltonvale, KS 67466   | NE/4 of Section 19,<br>T08S, R02W, Cloud<br>County | Solomon River<br>Basin |
| Kansas Permit No. A-SOCD-M003   |  |                        |
| This is a new permit for an existing facility for a maximum capacity of 32 head of dairy cows (44.8 animal units) and 30 head of cattle 700 pounds or less (15 animal units), for a total of 62 head (59.8 animal units) of dairy cattle. |  |                        |

| Name and Address of Applicant  | Legal Description                                     | Receiving Water         |
|--|---|-------------------------|
| M & K Farms<br>Kim Holle<br>676 Harvest Road<br>Marysville, KS 66508 | SE/4 of Section 12,<br>T02S, R06E,<br>Marshall County | Big Blue River<br>Basin |

Kansas Permit No. A-BBMS-S047

This is a new permit for the expansion of a swine operation and modification of a cattle operation at an existing confined animal feeding facility. The swine expansion consists of the construction of a swine finishing building and basement manure pit, increasing the animal capacity from 600 head (240 animal units) of swine greater than 55 pounds and 600 head (60 animal units) of swine 55 pounds or less to a maximum of 1,200 head (480 animal units) of swine greater than 55 pounds and 600 head (60 animal units) of swine 55 pounds or less.

The modification of the cattle operation consists of revising the animal capacity from 20 head (20 animal units) of cattle greater than 700 pounds and 60 head (30 animal units) of cattle 700 pounds or less to a maximum of 30 head (30 animal units) of cattle greater than 700 pounds and 30 head (15 animal units) of cattle 700 pounds or less.

| Name and Address of Applicant                          | Legal Description                                    | Receiving Water                     |
|--|--|-------------------------------------|
| C-Ho Dairy<br>440 E 900 Road<br>Baldwin City, KS 66006 | SW/4 of Section 29,<br>T14S, R19E,<br>Douglas County | Marais des<br>Cygnes River<br>Basin |

Kansas Permit No. A-MCDG-M007

This is a renewal permit for an existing facility of 140 animal units that is modifying the operation by reducing dairy cows by 28 head (39.2 animal units) and adding 14 head (7 animal units) of dairy calves for a new permit for 72 head (100.8 animal units) of dairy cows and 14 head (7 animal units) of dairy calves, for a new permit total of 107.8 animal units.

| Name and Address of Applicant  | Legal Description                                    | Receiving Water         |
|--|--|-------------------------|
| Burton Farm Inc.<br>Dan Burton<br>685 Hwy. 99<br>Summerfield, KS 66541 | E/4 of Section 36,<br>T01S, R09E,<br>Marshall County | Big Blue River<br>Basin |

Kansas Permit No. A-BBMS-S040

This is a renewal permit for an existing facility for 2,210 head (884 animal units) of swine greater than 55 pounds and 1,070 head (107 animal units) of swine 55 pounds or less, for a total of 991 animal units.

| Name and Address of Applicant  | Legal Description                                     | Receiving Water           |
|--|---|---------------------------|
| Walker Feedlot, Inc.<br>Harvey Walker<br>612 Lark Road<br>Hope, KS 67451 | S/2 of Section 33,<br>T15S, R03E,<br>Dickinson County | Smoky Hill River<br>Basin |

Kansas Permit No. A-SHDK-B020

This is a renewal permit for an existing facility with a maximum capacity of 950 head (950 animal units) of cattle weighing more than 700 pounds.

| Name and Address of Applicant  | Legal Description  | Receiving Water       |
|--|--|-----------------------|
| Rock Creek Ranch<br>Steven Hamlin<br>23754 S.W. Pickrell<br>Douglass, KS 67039 | NW/4 of Section 35,<br>SW/4 of Section 26,<br>T29S, R05E, Butler<br>County | Walnut River<br>Basin |

Kansas Permit No. A-WABU-C008 Federal Permit No. KS0090247

This is a renewal and modified permit for an existing and expanding facility from 2,500 head (2,500 animal units) to 3,250 head (3,250 animal units) of beef cattle. The expansion includes the addition of 750 head of beef cattle pens, a control pond and diversion channel.

| Name and Address of Applicant  | Legal Description                                  | Receiving Water           |
|--|--|---------------------------|
| Stampede Feeders, Inc.<br>Don Herbers, Manager<br>5503 E. Road 210<br>Scott City, KS 67871 | NW/4 of Section 24,<br>T17S, R32W, Scott<br>County | Smoky Hill River<br>Basin |

Kansas Permit No. A-SHSC-C012 Federal Permit No. KS0086886

This is a new permit for an existing and expanding facility. The facility is expanding from 10,000 head (10,000 animal units) to 20,000 head (20,000 animal units) of beef cattle weighing greater than 700 pounds. The facility will be modifying existing runoff controls and building new controls.

| Name and Address of Applicant   | Legal Description  | Receiving Water         |
|---|--|-------------------------|
| Hitch Feeders II, Inc.<br>Paul H. Hitch<br>521 50th Road<br>Satanta, KS 67870 | W/2 & SE/4 of<br>Section 26, SW/4 of<br>Section 23, T27S,<br>R34W, Haskell<br>County | Cimarron River<br>Basin |

Kansas Permit No. A-CIHS-C002 Federal Permit No. KS0039519

This is a new permit for withdrawal of a planned expansion of feeding operations and a reduction in animal capacity from 61,600 head (61,600 animal units) of beef cattle weighing more than 700 pounds to a maximum of 47,500 head (47,500 animal units) of beef cattle weighing more than 700 pounds.

| Name and Address of Applicant  | Legal Description                                      | Receiving Water           |
|--|--|---------------------------|
| Walker Feedlot, Inc.<br>Harvey Walker<br>612 Lark Road<br>Hope, KS 67451 | SW/4 of Section 05,<br>T16S, R03E,<br>Dickinson County | Smoky Hill River<br>Basin |

Kansas Permit No. A-SHDK-C002 Federal Permit No. KS0086631

This is a renewal permit for an existing facility for a maximum of 3,500 head (3,500 animal units) of cattle weighing greater than 700 pounds.

**Public Notice No. KS-04-146/154**

| Name and Address of Applicant                     | Waterway   | Type of Discharge              |
|---|--|--------------------------------|
| Admire, City of<br>507 Wilbur<br>Admire, KS 66830 | One Hundred<br>Forty-Two Mile<br>Creek via Hill<br>Creek | Treated Domestic<br>Wastewater |

Kansas Permit No. M-MC01-0001 Federal Permit No. KS0081795

Legal: SW $\frac{1}{4}$ , NE $\frac{1}{4}$ , S29, T16S, R12E, Lyon 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 ammonia and pH 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              |
|---|-------------------|--------------------------------|
| David C. Bradshaw<br>22500 Lakeview Court<br>Vassar, KS 66543 | Unnamed Tributary | Treated Domestic<br>Wastewater |

Kansas Permit No. C-MC58-0001 Federal Permit No. KS0097764

Legal: SE $\frac{1}{4}$ , NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , S30, T16S, R17E, Osage County

Facility name: Green Acres Company (Restaurant et al.)

Facility Description: The proposed action is to reissue a new permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The facility is being upgraded and changed to overflowing status. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and fecal coliform. Monitoring of ammonia, fecal coliform and pH also will be required. Contained in the permit is a schedule of compliance

(continued)

requiring permittee to complete construction of KDHE-approved design improvements by October 1, 2004. 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            |
|--|---------------|------------------------------|
| Harveyville, City of<br>P.O. Box 187<br>Harveyville, KS 66431              | Dragoon Creek | Treated Domestic Wastewater  |
| Kansas Permit No. M-MC16-OO01  |               | Federal Permit No. KS0046418 |
| Legal: NE¼, NE¼, SW¼, and NW¼, NW¼, SE¼, S34, T14S, R13E, Wabaunsee 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 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            |
|---|------------------------------|------------------------------|
| Herington, City of<br>17 N. Broadway<br>Herington, KS 67449 | Lyon Creek via<br>Lime Creek | Treated Domestic Wastewater  |
| Kansas Permit No. M-SH17-OO01                               |                              | Federal Permit No. KS0022811 |
| Legal: NE¼, NW¼, NW¼, S12, T16S, R4E, Dickinson 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 nitrate, nitrite, total Kjeldahl nitrogen, total nitrogen, total phosphorus and effluent flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

| Name and Address of Applicant   | Waterway                       | Type of Discharge            |
|---|--------------------------------|------------------------------|
| Seneca, City of<br>P.O. Box 40<br>Seneca, KS 66538                        | South Fork Big<br>Nemaha River | Treated Domestic Wastewater  |
| Kansas Permit No. M-MO19-OO01   |                                | Federal Permit No. KS0047538 |
| Legal: E½, NE¼, SE¼, S34, and W½, NW¼, SW¼, S35, T2S, R12E, Nemaha 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 and effluent flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

| Name and Address of Applicant                          | Waterway   | Type of Discharge            |
|--|--|------------------------------|
| Abilene, City of<br>P.O. Box 519<br>Abilene, KS 67401  | Smoky Hill River<br>via Mud Creek via<br>Unnamed Tributary | Process<br>Wastewater        |
| Kansas Permit No. I-SH01-PO04                          |  | Federal Permit No. KS0091936 |
| Legal: SW¼, SE¼, NE¼, S17, T13S, R2E, Dickinson County |  |                              |

Facility Name: Abilene Water Treatment Plant  
Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility. The wastewater treatment facility consists of a two-cell lagoon system receiving concentrate from a reverse osmosis unit for nitrate removal and backwash from pressure filters for iron and manganese removal. The proposed permit includes limits for total residual chlorine, chloride and pH. Monitoring of nitrate 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            |
|--|--|------------------------------|
| Continental Coal, Inc.<br>10801 Mastin, Suite 920<br>Overland Park, KS 66210 | Little Osage River<br>via Lost Creek via<br>Unnamed<br>Tributaries | Stormwater<br>Runoff         |
| Kansas Permit No. I-MC37-PO02  |  | Federal Permit No. KS0092797 |
| Legal: S½, S18, T23S, R24E, Linn County                                      |  |                              |
| Facility Name: Lost Creek Mine   |  |                              |

Facility Description: The proposed action is to reissue an existing permit for operation of a coal mine reclamation project. This is a former coal mine under the alkaline mine drainage category. All mining activities have ceased. Final contours have been developed and grass and trees have been established as part of the reclamation process. Only stormwater runoff from reclaimed and stabilized areas is discharged. The proposed permit includes limits for settleable solids and pH. Monitoring of daily precipitation also shall be required. The permittee is required to provide a topographic map reflecting the conditions annually. 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            |
|--|--|------------------------------|
| Continental Coal, Inc.<br>10801 Mastin, Suite 920<br>Overland Park, KS 66210 | Little Osage River<br>and Laberdie Creek<br>via Unnamed<br>Tributaries | Stormwater<br>Runoff         |
| Kansas Permit No. I-MC37-PO01  |  | Federal Permit No. KS0092789 |
| Legal: S4-6, T23S, R25E, and S1, 11-12, T23S, R24E, Linn County              |  |                              |
| Facility Name: Prescott Mine   |  |                              |

Facility Description: The proposed action is to reissue an existing permit for operation of an existing coal mine reclamation project. This is a former coal mine under the alkaline mine drainage category. All mining activities have ceased. Final contours have been developed and grass and trees have been established as part of the reclamation process. Only stormwater runoff from reclaimed and stabilized areas is discharged. The proposed permit includes limits for settleable solids and pH. Monitoring of daily precipitation also shall be required. The permittee is required to provide a topographic map reflecting the conditions annually. 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.

Facility Description: The proposed action is to reissue an existing permit for operation of an existing coal mine reclamation project. This is a former coal mine under the alkaline mine drainage category. All mining activities have ceased. Final contours have been developed and grass and trees have been established as part of the reclamation process. Only stormwater runoff from reclaimed and stabilized areas is discharged. The proposed permit includes limits for settleable solids and pH. Monitoring of daily precipitation also shall be required. The permittee is required to provide a topographic map reflecting the conditions annually. 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            |
|---|-------------------|------------------------------|
| LaCygne, City of<br>P.O. Box 600<br>LaCygne, KS 66040 | Unnamed Tributary | Process<br>Wastewater        |
| Kansas Permit No. I-MC18-PO08                         |                   | Federal Permit No. KS0094617 |
| Legal: SW¼, S33, T19S, R24E, Linn County              |                   |                              |
| Facility Name: LaCygne Water Treatment Plant          |                   |                              |

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility. The proposed permit includes limits for total suspended solids, total residual chlorine and pH. Contained in the permit is a schedule of compliance requiring the permittee, within three months of the effective date of this permit, to provide KDHE with a plan and schedule to consistently comply with total residual chlorine limits. 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 at-

tention 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 21 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-04-216/226, KS-04-146/154) 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. 030935

State of Kansas

Board of Emergency Medical Services

Notice of Meeting

The Board of Emergency Medical Services will meet at 9 a.m. Friday, August 6, in Room 106 of the Landon State Office Building, 900 S.W. Jackson, Topeka. Committee meetings will begin at 10 a.m. Thursday, August 5.

Agenda items include updates on the office, committee reports, Rural AED Grant Project, Kansas Rural Health Options Grant, and the Advisory Committee on Trauma.

All meetings of the board are open to the public. For more information, contact the administrator at Room 1031, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1228, (785) 296-6237.

David Lake  
Administrator

Doc. No. 030934

State of Kansas

Office of the State Bank Commissioner

Administrative Interpretation No. 1011—July 14, 2004,  
Computation of Interest; Prepaid Finance Charges

This interpretation concerns K.S.A. 16a-2-103(5) and the computation of interest in consumer loans and consumer credit sales. K.S.A. 16a-2-103(5) was passed as part of a bill containing several revisions to the Kansas Uniform Consumer Credit Code (UCCC) in 1999. That section is designed to address when interest can be charged, from a timing perspective.

Periodic interest may not be charged on a consumer load until, and may only be charged to the extent that, principal has been disbursed to or for the benefit of the consumer. (An exception is made for loans, other than cash advances, pursuant to lender credit cards.) If principal is disbursed in multiple advances, interest may accrue on each advance only when it has been disbursed as directed by the consumer. Similarly, in a consumer credit sale transaction, interest may not be charged until the related goods, services or interest in land, as the case may be, have been shipped, delivered, furnished or otherwise made available to or for the benefit of the consumer.

K.S.A. 16a-2-103(5) does not prohibit a creditor from charging interest on points or other prepaid finance charges. Consumers sometimes elect to finance closing costs such as these through the creditor deducting and retaining the prepaid finance charges from the loan proceeds. Prepaid finance charges which are not paid separately in cash or by check by the consumer are considered to be part of the principal amount of the loan (see K.S.A. 16a-1-301(37)). When the consumer elects to pay prepaid finance charges from the proceeds of the loan, rather than paying them separately out of pocket, that portion of the principal has, in effect, been disbursed for the benefit of the consumer, and interest may be charged.

Kevin C. Glendening  
Deputy Commissioner  
Administrator of the UCCC

Doc. No. 030950

## State of Kansas

**Historic Sites Board of Review****Notice of Meeting**

The Kansas Historic Sites Board of Review will meet on August 21, at 9 a.m. in classrooms A and B in the Kansas Museum of History on the grounds of the Kansas History Center, 6425 SW Sixth Avenue, Topeka, Kansas. The board will evaluate the following three properties in Doniphan County for delisting from the National Register of Historic Places and/or the Register of Historic Kansas Places:

- Benjamin Harding House, 308 North Fifth, Wathena (razed)
- Mission-Herring Barn, 1 mile east of Highland (razed)
- Eclipse School, off US-73 northeast of Troy (moved)

The board will also evaluate the following properties for the National Register of Historic Places and/or the Register of Historic Kansas Places:

- Stranger Creek Warren Truss Bridge, on Haskell Road, 0.8 miles south of the intersection with 262 Road, 0.2 miles south of Farmington, Atchison County (addition to Metal Truss Bridges in Kansas 1861-1939 MPS)
- Hobbs Creek Truss Leg Bedstead Bridge, on Hobbs Creek Road, 0.6 miles west of the intersection with Solomon Road, 4.5 miles south and 2.4 miles east of Gypsum, Saline County (addition to Metal Truss Bridges in Kansas 1861-1939 MPS)
- Abernathy Furniture Company, 200 Seneca, Leavenworth, Leavenworth County
- Prehistoric Sites of Stranger Creek Basin, Kansas (Multiple Property Submission)
- Archeological Site 14LV1079, Tonganoxie vicinity, Leavenworth County
- Archeological Site 14LV1082, Tonganoxie vicinity, Leavenworth County
- Pettit Cleaners, 114 E 8th Street, Winfield, Cowley County
- Staatz House, 1824 Wolf Road, Junction City vicinity, Dickinson County (state register only)
- Expansion of boundaries of Battle of Black Jack Site, 3 miles east of Baldwin City, Douglas County
- South Fork Spillman Creek Bridge, Sylvan Grove vicinity, Lincoln County (state register only)
- Lillis Gymnasium, on 26th Road, one block north of Bobcat Lane, Lillis, Marshall County (state register only)
- Stein House, 314 N. 7th Street, Seneca, Nemaha County
- Minor Sod House, McDonald vicinity, Rawlins County
- Damon Runyon House, 400 Osage Street, Manhattan, Riley County
- 800 West Douglas Block, 809, 811, and 815 West Douglas, Wichita, Sedgwick County
- Vernon School, 3436 N. 27th Street, Kansas City, Wyandotte County (state register only)

The Kansas State Historical Society welcomes individuals with disabilities to participate in its activities. If you

have a visual, aural, or other physical or mental impairment that is a "disability" under the act, please contact Faye Johnson at the Cultural Resources Division, Kansas State Historical Society, 6425 S.W. Sixth Avenue, Topeka, Kansas 66615-1099 or telephone 785-272-8681 ext. 240 by August 13, to discuss the nature of your disability and what you need the Kansas State Historical Society to do to ensure that you can participate in the activity.

Terry W. Marmet  
Interim Executive Director

Doc. No. 030952

## State of Kansas

**Secretary of State****Notice of Corporations Forfeited**

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of June 2004 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

**Domestic Corporations**

Andover Community Optimist Club, Inc., Andover, KS.  
 Armourdale Optimists, Inc., Kansas City, KS.  
 Associated General Contractors of Kansas, Inc., Topeka, KS.  
 Atchison Medical Services, Inc., Atchison, KS.  
 Beard Petroleum Co., Inc., Le Roy, KS.  
 Bethel African Methodist Episcopal Church, Coffeyville, KS.  
 Beverage Specialties, Inc., Lenexa, KS.  
 Bible Mission International, Inc., Wichita, KS.  
 Bishop Miede High School Foundation, Roeland Park, KS.  
 Bookstore Farms, Inc., St. John, KS.  
 Briggs Farms, Inc., Minneapolis, KS.  
 Buhler USD 313 Education Foundation, Buhler, KS.  
 Camp Wa-Ja-To Corporation, Lyons, KS.  
 Chanute Country Club, Chanute, KS.  
 Chautauqua Oil and Gas, Inc., Kansas City, MO.  
 Cheyenne County Area on Aging, Inc., St. Francis, KS.  
 Choices Medical Clinic, Inc., Wichita, KS.  
 Christian Church of Mankato, Kansas, Mankato, KS.  
 Civitan Club of Wichita, Kansas, Wichita, KS.  
 Crestview East Meadows Home Owners Association, Wichita, KS.  
 Crime Stoppers of Topeka, Inc., Topeka, KS.  
 D.C. Duer Foundation, Norton, KS.  
 D.M.B. Dance Incorporated, Kansas City, KS.  
 Dr. Jerry S. Jackson and Associates, P.A., Leavenworth, KS.  
 First Choice Support Services, Inc., Salina, KS.  
 Fred D. Middleton, Jr., Scholarship Foundation, Wichita, KS.  
 Gold in Grain Farms, Inc., Girard, KS.  
 Golden Plains Agricultural Technologies, Inc., Colby, KS.  
 Gramercy Park Homes Association, Inc., Overland Park, KS.  
 Granier Enterprises, Inc., Topeka, KS.  
 Greater St. Mary's Missionary Baptist Church, Inc., Wichita, KS.  
 Greater Wichita, Kansas Chapter National Association of Women in Construction, Wichita, KS.  
 Holleicke-Perrin Tires, Inc., Wichita, KS.  
 Hopenet, Inc., Wichita, KS.  
 J & L Management, Inc., Pleasanton, KS.  
 J. & J. Metals, Inc., Lenexa, KS.  
 Kansas Adult Care Executives Inc., Topeka, KS.  
 Kansas City Clinical Trials, Inc., Prairie Village, KS.



Kansas Employer Coalition of Health, Inc., Topeka, KS.  
 Kids with Dreams, Inc., McPherson, KS.  
 Kiwanis Club of Great Bend, Kansas, Great Bend, KS.  
 Kiwanis Club of Junction City, Kansas, Junction City, KS.  
 Kiwanis Club of North Wichita, Kansas, Inc., Wichita, KS.  
 Kiwanis Club of Shawnee, Inc., Shawnee, KS.  
 Kiwanis Club of West Topeka, Topeka, KS.  
 Kiwanis of Pittsburg Sunflower Service Inc., Pittsburg, KS.  
 Lambda Chi Building Association, Manhattan, KS.  
 LBA Management Corporation, Shawnee, KS.  
 Lutheran Social Service of Kansas and Oklahoma, Inc.,  
 Wichita, KS.  
 Martinez Management Corp., Overland Park, KS.  
 MDBKW Corporation, Manhattan, KS.  
 Midwest Lincoln-Mercury Dealers Advertising Association,  
 Denver, CO.  
 Moran Tire & Service, Inc., Moran, KS.  
 Moundridge Community Chamber of Commerce, Inc.,  
 Moundridge, KS.  
 Mount Carmel Foundation, Pittsburg, KS.  
 Movers & More, Inc., Wichita, KS.  
 NAMI Kansas, Inc., Topeka, KS.  
 Never Alone Crisis Ministry, Inc., Wichita, KS.  
 Noon Optimist Club of Kansas City Kansas Incorporated,  
 Kansas City, KS.  
 Optimist Club Foundation of Wichita, Wichita, KS.  
 Paola Senior Center, Inc., Paola, KS.  
 Patterson Ave. Church of God, Ulysses, KS.  
 PFS, Inc., Norcatour, KS.  
 Plumbing by Owen, Inc., Topeka, KS.  
 Proffitt Enterprises, Inc., Lyons, KS.  
 Quality Care Services, Inc., El Dorado, KS.  
 Quinter Senior Citizen Center, Inc., Quinter, KS.  
 Resource Center for Independent Living, Inc.,  
 Osage City, KS.  
 Riverbend Regional Healthcare Foundation, Atchison, KS.  
 Rosedale Optimist Club, Inc., Shawnee Mission, KS.  
 Ruth Corporation, Spring Hill, KS.  
 S & J Plumbing, Inc., Gardner, KS.  
 Saint Luke A.M.E. Church of Lawrence, Kansas, Inc.,  
 Lawrence, KS.  
 Salina Optimist Club, Salina, KS.  
 Salina Twirlers Square Dance Club, New Cambria, KS.  
 Salina Youth Care Home Foundation, Salina, KS.  
 Salisbury Family Foundation, Tonkawa, OK.  
 Schraeder Farms, Inc., Dodge City, KS.  
 Southern Wyandotte County Softball Association, Inc.,  
 Kansas City, KS.  
 Southwest Christian Church, Topeka, Kansas, Topeka, KS.  
 Southwest Corn Company, Inc., Garden City, KS.  
 Special Additions, Inc., Stilwell, KS.  
 St. Matthew African Methodist Episcopal Church, Inc.,  
 Bonner Springs, KS.  
 Stockton Area United Fund, Inc., Stockton, KS.  
 Sunrise Optimist Club, Inc., Topeka, KS.  
 The Christian Street Witness Association Incorporated,  
 Topeka, KS.  
 The First Christian Church (Disciples of Christ) at Wellington,  
 Kansas, Wellington, KS.  
 The Jewell Lumber Company, Jewell, KS.  
 The Kiwanis Club of Anthony, Kansas, Anthony, KS.  
 The Kiwanis Club, Inc., Larned, Kansas, Larned, KS.  
 The Little Sunflower League, Inc., Caldwell, KS.  
 The Maude Carpenter Children's Home, Wichita, KS.  
 The Optimist Club of Leavenworth, Leavenworth, KS.  
 The Optimist Club of Northeast Wichita, Inc., Wichita, KS.  
 The Prairie Fields Homes Association, Kansas City, MO.  
 The Sunrise Optimist Foundation of North Topeka, Inc.,  
 Topeka, KS.  
 The Topeka Lutheran School Foundation, Inc., Topeka, KS.  
 The Wheat Agency, Inc., Kansas City, KS.

Topeka Association for Retarded Citizens, Inc., Topeka, KS.  
 Topeka Optimist Club, Topeka, KS.  
 Trinity Mennonite Church, Hillsboro, Kansas, Hillsboro, KS.  
 Unified Outreach Ministry Church of Wichita, Incorporated,  
 Wichita, KS.  
 United Fund of Stevens County, Inc., Hugoton, KS.  
 Village Inn Bed & Breakfast, Inc., Meriden, KS.  
 Washington County Senior Citizens Service, Inc.,  
 Washington, KS.  
 Welcome Inn Leisure Center, Inc., Larned, KS.  
 Westbury Homes Association of Overland Park, Inc.,  
 Overland Park, KS.  
 Whispering Hills Homes Association, Lenexa, KS.  
 Wyandotte County Fair Association, Inc., Kansas City, KS.  
 Wycklow Homes Association, Overland Park, KS.

### Foreign Corporations

Aesop Leasing Corp., Parsippany, NJ.  
 American International Assistance Services, Inc.,  
 Houston, TX.  
 B & H Contractors of South Dakota, Inc., Elkton, SD.  
 Blue Eagle Productions, Inc., Olathe, KS.  
 Bridgers Coaches, Inc., Newport, AR.  
 Child Welfare Institute, Duluth, GA.  
 City of Hope, Duarte, CA.  
 Community Action Partnership of Mid-Nebraska,  
 Kearney, NE.  
 Cox HPS of the Ozarks, Inc., Springfield, MO.  
 Crohn's & Colitis Foundation of America, Inc.,  
 New York, NY.  
 Dana-Farber / Partners Cancer Care, Inc., Boston, MA.  
 Des Moines Wheel and Rim Company, Des Moines, IA.  
 Ennen Telecommunications, Inc., Cortland, OH.  
 Environmental Defense Fund, Incorporated, New York, NY.  
 Event Images & Entertainment, Inc., St. Charles, MO.  
 Heart-Leigh Associates, Inc., Overland Park, KS.  
 Kansas City Corporate Challenge, Incorporated,  
 Shawnee Mission, KS.  
 Mid Continent Swine, L.L.C., Loomis, NE.  
 NAS Services, Inc., Eden Prairie, MN.  
 National Steel Erectors Corporation, Muskogee, OK.  
 NFO Members Grain, Inc., Ames, IA.  
 NFO Members Livestock, Inc., Ames, IA.  
 NFO, Inc., Ames, IA.  
 Nooter Construction Company, St. Louis, MO.  
 Omnova Solutions Inc., Fairlawn, OH.  
 Oracle Corporation, Belmont, CA.  
 Paragon Engineering Services, Inc., Houston, TX.  
 Points of Light Foundation, Washington, DC.  
 Popular Leasing U.S.A., Inc., Ellisville, MO.  
 Red Wing Shoe Company, Inc., Red Wing, MN.  
 Sanden North America Inc., Cambridge, Ontario.  
 Sharon, Inc., Tekamah, NE.  
 The Breast Cancer Research Foundation, Inc., New York, NY.  
 The L.I.G.H.T. House, Inc., Kansas City, MO.  
 Tower Inspection, Inc., Muskogee, OK.  
 U S Custom Harvesters Inc., Hutchinson, KS.  
 United Student Aid Funds, Inc., Indianapolis, IN.

Ron Thornburgh  
 Secretary of State

Doc. No. 030928

## State of Kansas

## Department of Agriculture

Permanent Administrative  
Regulations

## Article 8.—NOXIOUS WEEDS

**4-8-14a. Definitions.** (a) "2,4-D" means (2,4-dichlorophenoxy)acetic acid.

(b) "Bromacil" means 5-bromo-6-methyl-3-(1-methylpropyl)-2,4(1H,3H) pyrimidinedione.

(c) "Chlorsulfuron" means 2-chloro-N-[[[(4-methoxy-6-methyl-1,3,5-triazin-2-yl)amino] carbonyl] benzenesulfonamide.

(d) "Clopyralid" means (3,6-dichloro-2-pyridinecarboxylic acid).

(e) "Dicamba" means 3,6-dichloro-2-methoxybenzoic acid.

(f) "Fenoxaprop" means (+)-2-[4-[(6-chloro-2-benzoxazolyl)oxy]phenoxy](+)propanoic acid.

(g) "Fluazifop-P-Butyl" means (R)- 2-[4- [[5-(trifluoromethyl)-2-pyridinyl]oxy]phenoxy]propanoic acid.

(h) "Fluroxypyr" means [(4-amino-3,5-dichloro-6-fluoro-pyridyl)oxy]acetic acid.

(i) "Fosamine" means ethyl hydrogen (aminocarbonyl) phosphonate.

(j) "Glyphosate" means N-(phosphonomethyl)glycine.

(k) "Imazapic" means (+)-2-[4,5-dihydro-4-methyl-4-(1-methylethyl)-5-oxo-1H-imidazol-2-yl]-5-methyl-3-pyridinecarboxylic acid.

(l) "Imazapyr" means (+)-2-[4,5-dihydro-4-methyl-4-(1-methylethyl)-5-oxo-1H-imidazol-2-yl]-3-pyridinecarboxylic acid.

(m) "MSMA" means monosodium methanearsonate.

(n) "Metsulfuron" means methyl 2-[[[(4-methoxy-6-methyl-1,3,5-triazin-2-yl)amino]carbonyl]amino]sulfonyl] benzoate.

(o) "Nicosulfuron" means 2-[[[(4,6-dimethoxy-2-pyrimidinyl)amino]carbonyl]amino] sulfonyl]-N,N-dimethyl-3-pyridinecarboxamide.

(p) "Picloram" means 4-amino-3, 5, 6-trichloro-2-pyridinecarboxylic acid.

(q) "Primisulfuron" means methyl 2-[[[(4,6-bis(difluoromethoxy)-2-pyrimidinyl)amino]carbonyl]amino]sulfonyl]benzoate.

(r) "Quinclorac" means 3,7-dichloro-8-quinolinecarboxylic acid.

(s) "Quizalofop-P" means (R)-2-[4-[(6-chloro-2-quinoxalyl)oxy]phenoxy]propanoic acid.

(t) "Sethoxydim" means 2-[1-(ethoxyimino)butyl]-5-[2-(ethylthio)propyl]-3-hydroxy-2-cyclohexen-1-one.

(u) "Sulfometuron" means methyl 2-[[[(4,6-dimethyl-2-pyrimidinyl)amino]carbonyl]amino]sulfonyl]benzoate.

(v) "Sulfosulfuron" means 1-(4,6-dimethoxypyrimidin-2-yl)-3-[(2-ethanesulfonyl-imidazo[1,2-a]pyridine-3-yl)sulfonyl]urea.

(w) "Tebuthiuron" means N-[5-(1,1-dimethylethyl)-1,3,4-thiadiazol-2-yl]-N,N'- dimethylurea.

(x) "Triasulfuron" means 2-(2-chloroethoxy)-N-[[[(4-methoxy-6-methyl-1,3,5-triazin-2-yl)amino]carbonyl]benzenesulfonamide.

(y) "Triclopyr" means [(3,5,6-trichloro-2-pyridinyl)oxy]acetic acid.

(z) "Trifluralin" means 2,6-dinitro-N,N-dipropyl-4-(trifluoromethyl)benzenamine. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective Oct. 21, 1991; amended Jan. 25, 1993; amended Sept. 27, 1993; amended Oct. 27, 2000; amended, T-4-5-27-04, May 27, 2004; amended Aug. 6, 2004.)

**4-8-27. Adoption of musk thistle control program.**

(a) The control practices contained in the "official musk thistle control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of musk thistle in the state of Kansas. In addition, the biological control plans specified in K.A.R. 4-8-41 may also be used for the control and eradication of musk thistle in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Jan. 22, 1990; amended June 1, 1992; amended Oct. 27, 2000; amended Aug. 6, 2004.)

**4-8-28. Adoption of johnsongrass control program.**

(a) The control practices contained in the "official johnsongrass control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of johnsongrass in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Jan. 25, 1993; amended Sept. 27, 1993; amended Oct. 27, 2000; amended Aug. 6, 2004.)

**4-8-29. Adoption of field bindweed control program.**

(a) The control practices contained in the "official field bindweed control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of field bindweed in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Oct. 27, 2000; amended Aug. 6, 2004.)

**4-8-30. Adoption of hoary cress control program.**

(a) The control practices contained in the "official hoary cress control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of hoary cress in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Oct. 21, 1991; amended Aug. 6, 2004.)

**4-8-31. Adoption of Russian knapweed control program.**

(a) The control practices contained in the "of-

official Russian knapweed control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of Russian knapweed in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Aug. 6, 2004.)

**4-8-32. Adoption of bur ragweed (bursage) control program.** (a) The control practices contained in the "official bur ragweed (bursage) control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of bur ragweed in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Sept. 27, 1993; amended Oct. 27, 2000; amended Aug. 6, 2004.)

**4-8-33. Adoption of Canada thistle control program.** (a) The control practices contained in the "official Canada thistle control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of Canada thistle in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Jan. 25, 1993; amended Aug. 6, 2004.)

**4-8-34. Adoption of leafy spurge control program.** (a) The control practices contained in the "official leafy spurge control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of leafy spurge in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Oct. 29, 1990; amended Oct. 27, 2000; amended Aug. 6, 2004.)

**4-8-35. Adoption of quackgrass control program.** (a) The control practices contained in the "official quackgrass control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of quackgrass in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Aug. 6, 2004.)

**4-8-36. Adoption of pignut control program.** (a) The control practices contained in the "official pignut control program," published by the Kansas department

of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of pignut in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Aug. 6, 2004.)

**4-8-37. Adoption of kudzu control program.** (a) The control practices contained in the "official kudzu control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of kudzu in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Aug. 6, 2004.)

**4-8-39. Adoption of multiflora rose control program.** (a) The control practices contained in the "official multiflora rose control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of multiflora rose in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Jan. 1, 1989; amended Oct. 21, 1991; amended Aug. 6, 2004.)

**4-8-40. Adoption of sericea lespedeza control program.** (a) The control practices contained in the "official sericea lespedeza control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of sericea lespedeza in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective May 1, 1988; amended Jan. 1, 1989; amended Oct. 29, 1990; amended Oct. 21, 1991; amended Jan. 25, 1993; amended, T-4-5-27-04, May 27, 2004; amended Aug. 6, 2004.)

**4-8-42. Adoption of bull thistle control program.** (a) The control practices contained in the "official bull thistle control program," published by the Kansas department of agriculture on January 1, 2004, are hereby adopted by reference and shall apply to the control and eradication of bull thistle in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2003 Supp. 2-1315; effective Oct. 27, 2000; amended Aug. 6, 2004.)

Adrian J. Polansky  
Secretary of Agriculture

Doc. No. 030943

## State of Kansas

## Social and Rehabilitation Services

Permanent Administrative  
Regulations

## Article 4.—PUBLIC ASSISTANCE PROGRAM

**30-4-90. Eligibility factors specific to the GA program.** (a) To be eligible for GA, each applicant or recipient shall meet the applicable general eligibility requirements of K.A.R. 30-4-50 and the following specific eligibility requirements:

(1) Each applicant or recipient, and the members of the assistance family group for whom the applicant or recipient is legally responsible, shall be ineligible for GA under either of the following circumstances:

(A) The applicant or recipient is eligible for a federal program.

(B) The applicant or recipient has been denied or rendered ineligible for a federal program due to a voluntary action on the part of the applicant or recipient.

(2) Each applicant or recipient and each person for whom the applicant or recipient is legally responsible, if living together, shall be within at least one of the following categories to be eligible for GA:

(A) A person whose presence is required at home because another member of the home has a verified condition that meets the criteria in paragraph (a)(2)(B) and that does not permit self-care, if the care is not available from another person in the home; or

(B) a person who has been medically or psychologically determined to be physically or mentally incapacitated based on one of the following conditions:

(i) Fractures or soft tissue injuries requiring at least 12 months of surgical management to restore function or preventing full weight-bearing for at least 12 months;

(ii) amputation of a lower extremity if the amputation involves hip disarticulation, if the amputation is at or above the tarsal region due to circulatory problems, or if the amputation results in an inability to use a lower prosthesis for at least 12 months;

(iii) permanent loss of use of any two limbs;

(iv) active inflammatory arthritis, corroborated by laboratory results, persisting at least three months despite prescribed treatment;

(v) arthritis, demonstrated on x-ray, with inability to stand or walk unassisted, surgical reconstruction or arthrodesis preventing full weight-bearing for at least 12 months, or gross deformity and functional limitation of joints in both arms;

(vi) osteomyelitis or septic arthritis of a major bone or joint that persists at least five months despite prescribed treatment and that is based on systemic signs and abnormal laboratory findings;

(vii) ankylosis or fixation of the spine at 30 or more degrees flexion, as confirmed by x-ray;

(viii) osteoporosis with either multiple vertebral fractures that are not due to trauma, or at least 50 percent compression of vertebral body that is not due to trauma;

(ix) marked difficulty standing or walking that is expected to persist for at least 12 months;

(x) blindness with either best corrected central visual acuity of 20/100 in the better eye, or constriction of visual fields to 25 degrees or less in each eye;

(xi) best corrected visual efficiency of 26 percent or less in the better eye;

(xii) total bilateral ophthalmoplegia that is confirmed by ocular motility studies;

(xiii) deafness with aided speech discrimination of 40 percent or less in the better ear;

(xiv) permanent inability to produce intelligible, sustainable speech by any means;

(xv) labyrinthine-vestibular dysfunction with frequent vertiginous episodes and hearing loss;

(xvi) chronic skin disorders involving the hands, feet, axillae, perinium, or extensive body areas that are resistant to treatment and result in severe functional limitations;

(xvii) chronic pulmonary insufficiency that is confirmed on x-ray, is due to any cause, and is accompanied by one of these conditions: restriction of vital capacity or of both one-second forced expiratory volume and maximum voluntary ventilation to 35 percent or less of expected values, as shown by pulmonary function studies; reduction of the diffusing capacity of the lungs for carbon monoxide to 35 percent or less of expected values; a severe, chronic impairment of gas exchange, as confirmed by arterial blood gas studies; cyanosis, dyspnea at rest, chronic wheezing and rhonchi, and use of accessory muscles of breathing; or a documented need for 24-hour supplemental oxygen;

(xviii) asthma or other episodic pulmonary impairments with severe prolonged attacks that require emergency or inpatient treatment and that occur at intervals averaging at least every two months and with prolonged expiration, wheezing, and rhonchi between attacks, despite prescribed treatment;

(xix) congestive heart failure with persistence for three months despite treatment, cor pulmonale, or persistent, severe left ventricular hypertrophy;

(xx) ischemic heart disease with ongoing angina resulting in severe functional limitations;

(xxi) cardiac arrhythmias with repeated, uncontrolled syncopal episodes;

(xxii) peripheral vascular disease with persistent ulceration despite treatment, or with amputation or other manifestations causing severe functional limitations;

(xxiii) hypertensive end-organ damage resulting in severe functional limitations;

(xxiv) uncompensated cardiomyopathy with left ventricular ejection fraction of 30 percent or less;

(xxv) documented need for a heart transplant;

(xxvi) other congenital or acquired heart disease with severe functional limitations due to cardiac dysfunction;

(xxvii) proven stricture, stenosis, or obstruction of the esophagus with weight loss sustained at a level indicative of malnutrition;

(xxviii) proven peptic ulcer disease with recurrent ulceration that is persistent despite prescribed treatment after definitive surgery, inoperable fistula formation, demonstrated recurrent obstruction, or weight loss sustained at a level indicative of malnutrition;

(xxix) chronic liver disease with any of these related conditions: esophageal varices resulting in massive bleeding or requiring a shunt, significantly elevated serum bilirubin persisting for at least three months, recurrent or persistent ascites associated with persistent hypoalbuminemia, proven hepatic cell necrosis or inflammation, or documented need for a liver transplant;

(xxx) chronic inflammatory disease of the digestive system with persistent or recurrent systemic manifestations resulting in severe functional impairment, with obstruction due to an intractable abscess, fistula formation or stenosis, or with significant and persistent weight loss sustained at a level indicative of malnutrition;

(xxxi) disorders of the pituitary, thyroid, parathyroid, or adrenal cortex that are resistant to treatment and that result in severe functional impairment;

(xxxii) diabetes mellitus with either severe neuropathy resulting in marked difficulty standing, walking, or using the hands, or with frequent episodes of ketoacidosis despite treatment;

(xxxiii) impaired renal function persisting for at least five months due to chronic, progressive disease with elevation of serum creatinine to four mg. per 100 ml. or greater, with creatinine clearance of 29 liters per 24 hours or less, or with severe complications that require chronic dialysis or renal transplant;

(xxxiv) nephrotic syndrome accompanied for three or more months by anasarca and serum albumin of 3.0 gm. per 100 ml. and proteinuria of at least 3.5 grams per 24 hours, or by anasarca and proteinuria of at least 10 grams per 24 hours;

(xxxv) acute leukemia, granulocytic leukemia, myelotoxic leukemia, or the acute phase of chronic leukemia;

(xxxvi) documented need for a bone marrow transplant;

(xxxvii) chronic anemia with hematocrit persisting below 30 percent that requires blood transfusions each two months on average or is due to a chronic gastrointestinal disorder;

(xxxviii) myeloma or myelofibrosis with radiologically demonstrated bony involvement and intractable bone pain;

(xxxix) myeloma with severe, persistent hypercalcemia or significant levels of plasma cells in peripheral blood;

(xl) coagulation defects, including chronic thrombocytopenia with persistence of severely decreased platelet count, and hemorrhagic disorders with recent spontaneous hemorrhage or intracranial bleeding;

(xli) chronic polycythemia not controllable by treatment with severe, persistent functional impairment due to hemorrhage or thrombosis;

(xlii) sickle cell disease with sickle cell crises occurring each three months on average, with chronic anemia and a hematocrit persisting below 26 percent, or requiring frequent extended hospitalization;

(xlili) recurrent systemic bacterial infections within the past four months due to myelofibrosis, chronic leukemia, or chronic granulocytopenia with absolute neutrophil counts persisting below 1,000 cells per cubic millimeter;

(xliv) HIV infection with presence of opportunistic disease or severe functional impairment;

(xlv) systemic lupus erythematosus or progressive systemic sclerosis with recurrent visceral manifestations resulting in severe functional impairment;

(xlvi) polymyositis, polyarteritis, or other collagen vascular disease with severe involvement of affected body systems resulting in severe functional impairment;

(xlvii) organic brain syndrome persisting for three or more months with severe functional limitations that prevent the performance of employment;

(xlviii) mental retardation;

(xlix) functional psychotic disorders causing severe functional limitations that preclude competitive employment and require ongoing psychiatric or psychological treatment;

(l) other severe and persistent mental illness that is not controllable by medications or other treatment, that causes severe functional limitations precluding competitive employment, and that requires ongoing psychiatric or psychological treatment;

(li) any seizure disorder that is not controllable by medications either with major motor seizures occurring on an average of one each two months despite at least three months of treatment or with minor motor seizures occurring on an average of one each week despite at least three months of prescribed treatment;

(lii) cerebral palsy with mental retardation, severe emotional lability, abnormal behavior, severely limited ability to communicate, or severe limitations in motor functioning;

(liii) any other chronic neurological disease that is not controllable by treatment, or persistent manifestations of central nervous system insult, when the disease or insult results in any of these conditions: a severely limited ability to stand, walk, or use the hands; a persistent, severe difficulty swallowing or breathing; a severe expressive or receptive aphasia resulting in severely decreased ability to communicate; or frequent acute exacerbations of the disease resulting in severe functional limitations;

(liv) histologically malignant brain tumors, as proven by a pathology report, or other brain tumors causing severe functional limitations despite treatment;

(lv) lymphoma that is not controlled despite treatment or metastatic disease of a lymph node from an undeterminable primary site;

(lvi) hormone-dependent or isotope-sensitive malignancies or sarcoma of soft parts that are not currently controlled despite treatment;

(lvii) solid malignancies that are not hormone-dependent or isotope-sensitive, with evidence of active disease, and that have any of these qualities: are inoperable, unresectable, or incompletely excised; are recurrent after radical surgery; are metastatic beyond the regional lymph nodes; are not controlled despite treatment; or are generally considered uncontrollable by established medical or surgical procedures;

(lviii) permanent residuals of neoplastic disease resulting in severe functional impairment; or

(lix) one or more other medically determinable impairments that prevent the performance of gainful employment, that are expected to last 12 months or longer or to result in death in fewer than 12 months, and that

*(continued)*

are not controllable by medication, surgery, or other treatment within 12 months of onset, excluding alcoholism, drug addiction, or other impairments that can be controlled through treatment.

(3) The needs of the applicant or recipient and each person for whom the applicant or recipient is legally responsible shall be included in the same assistance plan, if living together, except for persons who are not otherwise eligible. In determining eligibility, the needs of each of the following persons in the family group who are not otherwise eligible shall be excluded while the resources of those persons shall be included, unless the resources are specifically exempt:

(A) Any SSI recipient;

(B) any person denied assistance based on the provisions of K.A.R. 30-4-50 (c) or (d);

(C) any person who is ineligible due to a sanction; and

(D) any alien who is ineligible because of the citizenship and alienage requirements or sponsorship provisions.

(b)(1) A presumptive eligibility determination shall be made for each person who is being released from a medicaid-approved psychiatric hospital or from the Larned correctional mental health facility in accordance with an approved discharge plan. Minimally, the presumptive determination shall be based on available information concerning the person's income and resources. The general eligibility requirements of K.A.R. 30-4-50 may be waived until a formal eligibility determination is completed.

(2) The assistance provided shall equal 100 percent of the applicable GA budgetary standards, and the requirements of K.A.R. 30-4-140 (a)(1) shall be waived. The assistance shall not extend beyond the month of discharge and the two following months, except that the assistance may be extended by the secretary beyond the three-month limitation for good cause.

(c) Each applicant or recipient who refuses to authorize the department to file for and claim reimbursement from the social security administration for the amount of GA provided to the individual, pending a determination of eligibility for the supplemental security income program, shall be ineligible for GA.

(d) Assistance under this regulation shall be limited to a lifetime maximum of 24 calendar months, unless one of the following conditions is met:

(1) The individual's initial application for social security disability benefits is still pending the initial determination or is currently on appeal. If the individual is otherwise eligible and is either awaiting the initial determination or exercising appeal rights at any level through the appeals council, assistance shall continue until social security disability benefits are awarded or until the individual is denied benefits by the appeals council.

(2) The individual has reapplied for social security disability benefits before reaching the 24-month lifetime limit, and either the application is still pending the initial determination or the individual has a reconsideration appeal pending. If the individual is otherwise eligible and is either awaiting the initial determination or exercising appeal rights at the reconsideration level, assistance shall continue until social security benefits are awarded or un-

til the individual is denied benefits at the reconsideration level.

(3) The individual has three or more functional limitations resulting from disability as determined by the department's vocational rehabilitation unit, and the individual continues to cooperate with vocational rehabilitation.

(4) The individual is at least 60 years of age.

(5) The individual has received assistance through the general assistance reintegration program.

(6) The individual needs an extension of the time limit to overcome the effects of domestic violence or sexual assault. This extension shall continue until these effects are overcome. (Authorized by K.S.A. 39-708c; implementing K.S.A. 39-708c and 39-709; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended May 1, 1982; amended, T-84-8, March 29, 1983; amended May 1, 1983; amended, T-84-9, March 29, 1983; amended May 1, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Dec. 16, 1987; amended May 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended, T-30-6-10-91, July 1, 1991; amended Oct. 28, 1991; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Dec. 31, 1992; amended, T-30-2-15-93, Feb. 15, 1993; amended June 1, 1993; amended July 1, 1994; amended Jan. 1, 1997; amended March 1, 1997; amended Oct. 1, 1997; amended July 1, 2002; amended, 30-5-27-04, July 1, 2004; amended Aug. 6, 2004.)

Janet Schalansky  
Secretary of Social and  
Rehabilitation Services

Doc. No. 030938

## State of Kansas

### Department of Education

#### Permanent Administrative Regulations

#### Article 1.—CERTIFICATE REGULATIONS

**91-1-230. Institutional accreditation and program approval definitions.** (a) "Academic year" means July 1 through the following June 30.

(b) "Annual report" means a document that an institution submits to the commissioner on a yearly basis in which the information specified by the commissioner concerning unit standards and operations, programs offered by the unit, and statistical data is presented.

(c) "Approved," when used to describe a teacher education program, means that the program meets the program standards prescribed in regulations adopted by the state board.

(d) "Approved with stipulation," when used to describe a teacher education program, means that the program has deficiencies in meeting the program standards prescribed in regulations adopted by the state board that the institution shall correct before being approved.

(e) "Commissioner" means the state commissioner of education or the commissioner's designee.

(f) "Evaluation review committee" means the standing committee of the teaching and school administration professional standards board, or its successor, that is responsible for making accreditation and program approval recommendations to the state board.

(g) "Focused visit" means the on-site visit to a teacher education institution that has limited accreditation by the state board and is seeking full accreditation.

(h) "Full accreditation" means the status assigned to a teacher education institution that is determined through a focused visit to meet substantially the accreditation standards adopted by the state board.

(i) "Initial visit" means the first on-site visit to a teacher education institution that is seeking accreditation for the first time from the state board.

(j) "Institutional candidate" means the designation assigned to an institution that is seeking accreditation for the first time and that has met the accreditation preconditions specified by the state board.

(k) "Institutional candidate visit" means an on-site visit that takes place following the designation of institutional candidate status to a teacher education institution.

(l) "Institutional report" means a document that describes how a teacher education institution meets the accreditation standards adopted by the state board.

(m) "Limited accreditation" means the status assigned to a teacher education institution that is determined through an initial visit to meet substantially the accreditation standards adopted by the state board.

(n) "Not approved," when used to describe a teacher education program, means that the program fails substantially to meet program standards adopted by the state board.

(o) "Program report" means a written document that describes coursework, assessment instruments, and performance criteria used in a program to achieve the program standards established by the state board.

(p) "Progress report" means a written document that addresses the stipulations that are noted if a new program is approved with stipulation.

(q) "Review team" means a group of persons appointed by the commissioner to review and analyze reports from teacher education institutions and prepare reports based upon the review and analysis.

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

(s) "Student teaching" means preservice clinical practice for individuals preparing to become teachers.

(t) "Teacher education institution" and "institution" mean a college or university that offers at least a four-year course of study in higher education and maintains a unit offering teacher education programs.

(u) "Teacher education program" and "program" mean an organized set of learning activities designed to provide prospective school personnel with the knowledge, competencies, and skills to perform successfully in a specified educational position.

(v) "Upgrade report" means a written document that addresses the stipulations noted if an existing program is approved with stipulation. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Aug. 6, 2004.)

**91-1-231. Procedures for initial accreditation of teacher education institutions.** (a) Statement of intent. Each teacher education institution that desires accreditation by the state board shall submit a written statement of its intent to seek accreditation to the commissioner at least 24 months before the institution desires to have its initial visit. Upon receipt of this statement, the initial visit shall be scheduled by the commissioner.

(b) Preconditions.

(1) At least three semesters before the initial visit, the teacher education institution shall submit to the commissioner a preconditions report addressing each of the preconditions specified by the state board.

(2) Upon receipt of a preconditions report, the report shall be referred by the commissioner to the appropriate committee of the standards board. The committee shall review the report and determine whether all of the preconditions have been met.

(3) If all of the preconditions have been met, the committee shall recommend to the commissioner that the institution be designated an institutional candidate.

(4) If the committee determines that the preconditions have not been met, the committee shall notify the institution of the committee's determination and shall advise the institution that it may submit, within 30 days of the notice, additional or revised documentation for consideration by the committee.

(5) If additional or revised documentation is submitted, the committee shall review the documentation and make a final recommendation to the commissioner.

(6) The final determination of whether the preconditions are met shall be made by the commissioner. If the preconditions are met, the institution shall be designated as an institutional candidate.

(c) Institutional candidate visit. Following designation as an institutional candidate, an institutional candidate visit shall be scheduled by the commissioner. If it is determined, based upon the institutional candidate visit, that an institution has the ability to meet the requirements of a teacher education institution, the institution may submit programs for approval and proceed with a self-study and institutional report.

(d) Limited accreditation.

(1) To attain the status of limited accreditation, an institution shall schedule an initial visit for the institution with the commissioner and submit an institutional report that shall be in the form and shall contain the information prescribed by the commissioner. The institutional report shall be submitted at least 60 days before the date of the initial visit scheduled for the institution.

(2) After the initial visit, the institution shall be either granted limited accreditation or denied accreditation following the procedure set forth in K.A.R. 91-1-232.

(3) Each institution shall retain the status of limited accreditation for three academic years, unless the status is changed by the state board.

(4) For licensing purposes, each institution that is granted limited accreditation shall be deemed to have full accreditation.

(e) Full accreditation.

(continued)

(1) (A) Any institution that has been granted limited accreditation from the state board may apply for full accreditation by scheduling a focused visit of the institution with the commissioner and submitting an institutional report that shall be in the form and shall contain the information prescribed by the commissioner.

(B) Each institution shall schedule the focused visit to be completed at least one year before the institution's limited accreditation expires.

(C) Each institution shall submit its institutional report at least 60 days before the date of the focused visit to the institution.

(D) After the focused visit, the institution shall be either granted full accreditation or denied accreditation following the procedures set forth in K.A.R. 91-1-232.

(2) Subject to subsequent action by the state board, the full accreditation of any teacher education institution shall be effective for seven academic years. However, each teacher education institution granted full accreditation by the state board shall submit an annual report to the commissioner on or before October 1 of each year.

(f) Renewal of accreditation. Any institution may request renewal of its accreditation status by following the procedures specified in K.A.R. 91-1-70a.

(g) Change of accreditation status.

(1) The accreditation status of any teacher education institution may be changed or revoked by the state board if, after providing an opportunity for a hearing, the state board finds that the institution has failed to meet substantially the accreditation standards adopted by the state board, that the institution has made substantial changes to the unit, or that other just cause exists.

(2) The duration of the accreditation status of an institution may be extended by the state board.

(3)(A) If limited or full accreditation of an institution is denied or revoked, the institution shall not admit any new students into its teacher education unit.

(B) The institution may recommend for licensure only those students who complete their programs by the end of the semester in which the accreditation denial or revocation occurs. The institution shall provide written notice to all other students in its teacher education unit at the time of accreditation denial or revocation that the institution is no longer authorized to recommend students for licensure. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Aug. 6, 2004.)

**91-1-232. On-site visits; recommendation; appeal.**

(a) On-site visits.

(1) After the scheduling of either an initial visit or a focused visit, an on-site review team shall be appointed by the commissioner. The team shall be appointed at least 60 days before the date of the visit. The chairperson of the on-site review team and the number of on-site review team members shall be designated by the commissioner. An institution may challenge the appointment of a team member only on the basis of a conflict of interest.

(2) In accordance with procedures adopted by the state board, each on-site review team shall examine and analyze the institutional report, conduct an on-site review of the teacher education institution, and prepare a report

expressing the findings and conclusions of the review team. The on-site review team report shall be submitted to the commissioner. The report shall be forwarded by the commissioner to the evaluation review committee and to an appropriate representative of the teacher education institution.

(3) Any institution may prepare a written response to an on-site review team report. This response shall be prepared and submitted to the commissioner within 30 days of receipt of the on-site review team's report. Each response shall be forwarded by the commissioner to the evaluation review committee.

(b) Recommendation and appeal.

(1) The evaluation review committee, in accordance with procedures adopted by the state board, shall prepare a written initial recommendation regarding the appropriate accreditation status to be assigned to the teacher education institution, which shall include a statement of the findings and conclusions of the evaluation review committee. The recommendation shall be submitted to an appropriate representative of the teacher education institution and to the commissioner.

(2) Within 30 days of the receipt of an initial recommendation of the evaluation review committee, the teacher education institution may submit a written request to the commissioner for a hearing before the evaluation review committee to appeal the initial recommendation. This request shall specify, in detail, the basis for the appeal, including an identification of each item disputed by the institution.

(3) If a request for a hearing is submitted according to paragraph (b)(2), the evaluation review committee shall conduct a hearing. The committee shall then prepare a written final recommendation regarding the appropriate status to be assigned to the teacher education institution, which shall include a statement of the findings and conclusions of the evaluation review committee. The recommendation shall be submitted to an appropriate representative of the teacher education institution and to the commissioner. The final recommendation shall be submitted by the commissioner to the state board for its consideration and determination.

(4) If a request for a hearing is not submitted within the time allowed under paragraph (2) of this subsection, the initial recommendation of the evaluation review committee shall become the final recommendation of the review committee. The committee's final recommendation shall be submitted by the commissioner to the state board for its consideration and determination. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Aug. 6, 2004.)

**91-1-233 and 91-1-234** are reserved for possible future use.

**91-1-235. Procedures for initial approval of teacher education programs.** (a) Application.

(1) Each teacher education institution that desires to have any new program approved by the state board shall submit an application for program approval to the commissioner. The application shall be submitted at least 12 months before the date of implementation.



(2) Each institution shall submit with its application a program report containing a detailed description of each proposed program, including program coursework based on standards approved by the state board, and the performance-based assessment system that will be utilized to collect performance data on candidates' knowledge and skills. Each program report shall be in the form and shall contain the information prescribed by the commissioner. The program report shall include confirmation that the candidates in the program will be required to complete the following:

(A) Coursework that constitutes a major in the subject at the institution or that is equivalent to a major; and

(B) a minimum of 12 weeks of student teaching.

(b) Review team. Upon receipt of a program report, a review team shall be appointed by the commissioner to analyze the program report. The chairperson of the review team shall be designated by the commissioner. The number of review team members shall be determined by the commissioner, based upon the scope of the program to be reviewed. An institution may challenge the appointment of a team member only on the basis of a conflict of interest.

(c) Program review process.

(1) In accordance with procedures adopted by the state board, a review team shall examine and analyze the proposed program report and shall prepare a report expressing the findings and conclusions of the review team. The review team's report shall be submitted to the commissioner. The report shall be forwarded by the commissioner to an appropriate representative of the teacher education institution.

(2) An institution may prepare a response to the review team's report. This response shall be prepared and submitted to the commissioner within 30 days of receipt of the review team's report. The review team's report, any response by the institution, and any other supporting documentation shall be forwarded to the evaluation review committee by the commissioner.

(d) Initial recommendation. The evaluation review committee, in accordance with procedures adopted by the state board, shall prepare a written initial recommendation regarding the appropriate status to be assigned to the proposed program, which shall include a statement of the findings and conclusions of the evaluation review committee. The recommendation shall be submitted to an appropriate representative of the teacher education institution and to the commissioner.

(e) Request for hearing.

(1) Within 30 days of the receipt of an initial recommendation of the evaluation review committee, the teacher education institution may submit a written request to the evaluation review committee for a hearing before the committee to appeal the initial recommendation. This request shall specify, in detail, the basis for the appeal, including an identification of each item disputed by the institution.

(2) If a request for a hearing is submitted, the evaluation review committee shall conduct a hearing. The committee shall then prepare a written final recommendation regarding the appropriate status to be assigned to the proposed program, which shall include a statement of the

findings and conclusions of the evaluation review committee. The final recommendation shall be submitted to an appropriate representative of the teacher education institution and to the commissioner. The final recommendation shall be submitted by the commissioner to the state board for its consideration and determination.

(3) If a request for a hearing is not submitted within the time allowed under paragraph (1) of this subsection, the initial recommendation of the evaluation review committee shall become the final recommendation of the review committee. The committee's final recommendation shall be submitted by the commissioner to the state board for its consideration and determination.

(f) Approval status.

(1) Each new program shall be approved with stipulation or not approved.

(2) If a new program is approved with stipulation, that status shall be effective until the institution's next on-site visit.

(g) Annual report.

(1) If a new program is approved with stipulation, the institution shall submit a progress report to the commissioner within 60 days after completion of the second semester of operation of the program, and thereafter in each of the institution's annual reports that are due on or before October 1, until the institution's next on-site visit.

(2) Each progress report shall be submitted by the commissioner to the evaluation review committee for its examination and analysis.

(h) Change of approval status.

(1) At any time, the approval status of a teacher education program may be changed by the state board if, after providing an opportunity for a hearing, the state board finds that the institution either has failed to meet substantially the program standards or has materially changed the program. For just cause, the duration of the approval status of a program may be extended by the state board. The duration of the current approval status of a program shall be extended automatically if the program is in the process of being reevaluated by the state board. This extension shall be counted as part of any subsequent approval period of a program.

(2) At the time of an institution's next on-site visit, the new program shall be reviewed pursuant to K.A.R. 91-1-236.

(3) For licensure purposes, each teacher education program that is approved with stipulation shall be considered to be approved. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Aug. 6, 2004.)

**91-1-236. Procedures for renewing approval of teacher education program.** (a) Application for program renewal.

(1) Each teacher education institution that desires to have the state board renew the approval status of one or more of its teacher education programs shall submit to the commissioner an application for program renewal. The application shall be submitted at least 12 months before the expiration of the current approval period of the program or programs.

*(continued)*

(2) Each institution shall also submit a program report, which shall be in the form and shall contain the information prescribed by the commissioner. The program report shall be submitted at least six months before the expiration of the current approval period of the program or programs. The program report shall include confirmation that the candidates in the program will be required to complete the following:

(A) Coursework that constitutes a major in the subject at the institution or that is equivalent to a major; and

(B) a minimum of 12 weeks of student teaching.

(b) Review team. Upon receipt of a complete program report, a review team shall be appointed by the commissioner to analyze the program report. The chairperson of the review team shall be designated by the commissioner. The number of review team members shall be determined by the commissioner, based upon the scope of the program or programs to be reviewed. An institution may challenge the appointment of a review team member only on the basis of a conflict of interest.

(c) Program review process.

(1) In accordance with procedures adopted by the state board, each review team shall examine and analyze the program report and prepare a review report expressing the findings and conclusions of the review team. The review team's report shall be submitted to the commissioner. The report shall be forwarded by the commissioner to an appropriate representative of the teacher education institution.

(2) Any institution may prepare a written response to the review team's report. Any response shall be prepared and submitted to the commissioner within 30 days of receipt of the review team's report. The review team's report, any response filed by the institution, and any other supporting documentation shall be forwarded by the commissioner to the evaluation review committee.

(d) Initial recommendation. The evaluation review committee, in accordance with procedures adopted by the state board, shall prepare a written initial recommendation regarding the appropriate status to be assigned to the program or programs, which shall include a statement of the findings and conclusions of the evaluation review committee. The recommendation shall be submitted to an appropriate representative of the teacher education institution and to the commissioner.

(e) Request for hearing.

(1) Within 30 days of the receipt of an initial recommendation of the evaluation review committee, the teacher education institution may submit a written request to the commissioner for a hearing before the evaluation review committee to appeal the initial recommendation of the committee. This request shall specify, in detail, the basis for the appeal, including an identification of each item disputed by the institution.

(2) If a request for a hearing is submitted, the evaluation review committee shall conduct a hearing. The committee shall then prepare a written final recommendation regarding the appropriate status to be assigned to the program or programs, which shall include a statement of the findings and conclusions of the evaluation review committee. The final recommendation shall be submitted to an appropriate representative of the teacher education

institution and to the commissioner. The final recommendation shall be submitted by the commissioner to the state board for its consideration and determination of program approval status according to paragraph (f)(1) of this regulation.

(3) If a request for a hearing is not submitted within the time allowed under paragraph (1) of this subsection, the initial recommendation of the evaluation review committee shall become the final recommendation of the review committee. The committee's final recommendation shall be submitted by the commissioner to the state board for its consideration and determination.

(f) Approval status.

(1) The status assigned to any teacher education program specified in this regulation shall be approved, approved with stipulation, or not approved.

(2) Subject to subsequent action by the state board, the assignment of approved status to a teacher education program shall be effective for seven academic years. However, the state board, at any time, may change the approval status of a program if, after providing an opportunity for a hearing, the state board finds that the institution either has failed to meet substantially the program standards adopted by the state board or has made a material change in a program. For just cause, the duration of the approval status of a program may be extended by the state board. The duration of the approval status of a program shall be extended automatically if the program is in the process of being reevaluated by the state board.

(3)(A) If a program is approved with stipulation, that status shall be effective for the period of time specified by the state board, which shall not exceed seven years.

(B) If any program of a teacher education institution is approved with stipulation, the institution shall include in its upgrade report to the commissioner the steps that the institution has taken and the progress that the institution has made during the previous academic year to address the deficiencies that were identified in the initial program review.

(C) The upgrade report shall be submitted by the commissioner to the evaluation review committee for its examination and analysis. After this examination and analysis, the evaluation review committee shall prepare a written recommendation regarding the status to be assigned to the teacher education program for the succeeding academic years. The recommendation shall include a statement of the findings and conclusions of the evaluation review committee. The recommendation shall be submitted to an appropriate representative of the teacher education institution and to the commissioner. If the institution does not agree with this recommendation, the institution may request a hearing according to the provisions in subsection (e).

(D) For licensure purposes, each teacher education program that is approved with stipulation shall be considered to be approved.

(E) Students shall be allowed two full, consecutive, regular semesters following the notification of final action by the state board to complete a program that is not approved. Summers and interterms shall not be counted as part of the two regular semesters. Students who finish

within these two regular semesters may be recommended for licensure by the college or university. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Aug. 6, 2004.)

**91-1-68a.** (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Sept. 2, 1991; amended June 26, 1995; amended Oct. 6, 2000; revoked Aug. 6, 2004.)

**91-1-68b.** (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Sept. 2, 1991; amended June 26, 1995; amended Oct. 6, 2000; revoked Aug. 6, 2004.)

**91-1-68c.** (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Sept.

2, 1991; amended June 26, 1995; amended Dec. 27, 1996; amended Oct. 6, 2000; revoked Aug. 6, 2004.)

**91-1-68d.** (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Sept. 2, 1991; amended June 26, 1995; amended Oct. 6, 2000; revoked Aug. 6, 2004.)

**91-1-68e.** (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective June 26, 1995; amended Oct. 6, 2000; revoked Aug. 6, 2004.)

Andy Tompkins  
Commissioner of Education

Doc. No. 030946

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 26-August 6. 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 26            | 514-S          | 10:00 a.m.              | Long-Term Care Services Task Force        | Agenda not available.  |
| July 26<br>July 27 | 313-S<br>313-S | 10:00 a.m.<br>9:00 a.m. | Select Committee on School Finance        | Updates: Supreme Court case and No Child Left Behind; bottom-up budgeting; and staff follow-up presentations.  |
| Aug. 4             | 514-S          | 9:00 a.m.               | Kansas Systems Review Team                | Printing Plant services to the Legislature; Legislative Branch Strategic Computer Plan.  |
| Aug. 5             | 313-S          | 10:00 a.m.              | Joint Committee on Children's Issues      | Agenda not available.  |
| Aug. 5<br>Aug. 6   | 123-S<br>123-S | 10:00 a.m.<br>9:00 a.m. | Legislative Budget Committee              | Review the coordination and communication of state budget information; timely reporting of State General Fund revenues; compliance with the ending balance statutes; and the use of state building funds to pay insurance for state buildings. |
| Aug. 5<br>Aug. 6   | 526-S<br>526-S | 10:00 a.m.<br>9:00 a.m. | Joint Committee on Information Technology | <b>5th a.m.</b> —Post Audit Report on CITO approval and notification requirements.<br><b>p.m.</b> —Review KAN-ED and agency information technology projects.<br><b>6th a.m./p.m.</b> —Review agency information technology projects and plans. |

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 030947

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

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 1-6-21 to 1-49-12.

AGENCY 4: DEPARTMENT OF AGRICULTURE

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 4-4-900 to 4-21-6.

Table with 3 columns: Reg. No., Action, Register. Lists regulations 4-21-7, 4-25-16, 4-25-16.

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 5-1-1 to 5-25-20.

AGENCY 7: SECRETARY OF STATE

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 7-16-1 to 7-16-2.

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 9-18-1 to 9-22-5.

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 9-22-5 to 9-26-1.

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

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 14-13-9 to 14-15-2.

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

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 17-8-1 to 17-24-4.

AGENCY 19: GOVERNMENTAL ETHICS COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 19-2-2 to 19-63-6.

AGENCY 22: STATE FIRE MARSHAL

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 22-1-2 to 22-1-7.

AGENCY 26: DEPARTMENT ON AGING

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 26-2-3 to 26-2-9.

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations from 28-1-2 to 28-29-300.

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| 28-51-100  | Amended     | V. 22, p. 2099      |
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| 28-51-116  | New         | V. 22, p. 2100-2102 |

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

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| 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  |

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| 30-5-59   | Amended     | V. 22, p. 2087 |
| 30-5-64   | Amended     | V. 23, p. 694  |
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| 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   |
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| 30-10-23b | Amended     | V. 22, p. 1357 |
| 30-14-28  | Amended (T) | V. 22, p. 84   |
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| 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 |

(continued)

|          |         |               |
|----------|---------|---------------|
| 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 |
| 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  |             |                   |
| 82-3-704  | Amended (T) | V. 23, p. 152-155 |
| 82-3-700  |             |                   |
| 82-3-704  | Amended     | V. 23, p. 538-541 |
| 82-3-705  |             |                   |
| 82-3-710  | New (T)     | V. 23, p. 155-158 |
| 82-3-705  |             |                   |
| 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  |             |                   |
| 82-4-49e  | Revoked     | V. 22, p. 91      |
| 82-7-2    |             |                   |
| 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 |         |                   |
| 91-31-30 | Revoked | V. 22, p. 124     |
| 91-31-31 |         |                   |
| 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 |         |               |
| 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  |

**AGENCY 100: BOARD OF HEALING ARTS**

| Reg. No.  | Action      | Register            |
|-----------|-------------|---------------------|
| 100-11-1  | Amended (T) | V. 23, p. 580       |
| 100-11-1  | Amended     | V. 23, p. 1042      |
| 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  |             |                     |
| 100-54-8  | Amended     | V. 22, p. 1926-1929 |
| 100-54-4  | Amended (T) | V. 23, p. 383       |
| 100-54-4  | Amended     | V. 23, p. 1042      |
| 100-55-4  | Amended (T) | V. 23, p. 383       |
| 100-55-4  | Amended     | V. 23, p. 1042      |
| 100-55-5  | Amended     | V. 22, p. 690       |
| 100-55-9  | Amended     | V. 22, p. 690       |
| 100-72-1  |             |                     |
| 100-72-7  |             |                     |
| 100-72-7  | New (T)     | V. 22, p. 79-81     |
| 100-72-1  |             |                     |
| 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 |
| 111-4-2174                    | New     | V. 23, p. 1074      |
| 111-4-2175                    | New     | V. 23, p. 1075      |
| 111-4-2176                    | New     | V. 23, p. 1076      |
| 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 |
| 111-11-1                  | Amended | V. 23, p. 1077    |
| 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   |
| 112-10-5  | Amended | V. 23, p. 1073 |
| 112-10-6  | Amended | V. 23, p. 1073 |
| 112-10-6a | New     | V. 23, p. 1074 |
| 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    |
| 115-3-2                   | Amended | V. 23, p. 1043    |
| 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. 23, p. 1043    |
| 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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