



# Kansas Register

Ron Thornburgh, Secretary of State

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## State of Kansas

## Kansas Water Authority

## Notice of Meeting

The Kansas Water Authority will meet Wednesday and Thursday, August 25-26, at the Best Western Red Coach Inn, 1301 E. First St., Newton. Each day's meeting will convene at 9 a.m. The motel is located at Exit 131 on Interstate 135. On Wednesday, August 25, the Kansas Water Authority's Committee of the Whole will recommend actions for consideration by the Kansas Water Authority on Thursday, August 26.

**Kansas Water Plan Basin Issues.** On August 25, a final draft of the plan to buy and manage the Circle K Ranch in Edwards County for multiple purposes will be presented. Authority members also will learn more about a proposed reservoir on Grouse Creek in Cowley County and consider a related recommendation on whether to pursue a feasibility study on the reservoir. The committee also will consider newly proposed high priority total maximum daily loads (TMDL) in the Neosho River basin, including Marion Reservoir. The Committee of the Whole will recommend actions on all basin issues.

**Policy Studies Working Drafts.** Working drafts of policy proposals on the state's Water Marketing Program, alternative dispute resolution for water resource conflicts, groundwater availability for public water suppliers, and reservoir restoration research and demonstration projects will be presented August 25. The Committee of the Whole will recommend actions on all policy working drafts.

**Kansas Water Authority/Kansas Water Office Operations.** Reports on the July/August round of the state's 12 river basin advisory committees and the meeting of the chairs of the committees will be presented on August 25. Nominees for vacancies on the basin advisory committees will be submitted to the full Authority for consideration.

**Public Water Supply Operations.** Numerous public water suppliers depend on Clinton Lake as a source of water. The Water Marketing Program allocation between users of Clinton Lake will be reported on August 25. Final findings and a short-term contract for one of the users, Douglas County Rural Water District (RWD) No. 3, will be reviewed. Preliminary findings prior to entering into a contract with Osage County Rural Water District No. 3 for water from Pomona Lake will be disclosed. In addition, the on-site technical assistance provided to public water suppliers by the Kansas Rural Water Association will be discussed. The Committee of the Whole will recommend actions on the final findings and contract for Douglas County RWD No. 3 and the preliminary findings for Osage County RWD No. 3.

**FY 2006 State Water Plan Projects.** On August 26, the Kansas Water Authority will review FY 2006 proposed State Water Plan projects and the related budget recommendations. Projects focus on four key areas: High Plains aquifer, watershed protection and restoration, regional public water supply strategies and water resource capital development projects. The Authority also will consider and take action on the recommendations of the Committee of the Whole from the previous day.

For more information on the meeting or for special accommodations at the meeting site, contact the Kansas Water Office at 1-888-KAN-WATER or (785) 296-3185. The full agenda and meeting materials will be posted prior to the meeting on the Kansas Water Office's Web site calendar at [kwo.org](http://kwo.org).

Tracy Streeter, Acting Director  
Kansas Water Office

Doc. No. 031024

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**Ron Thornburgh**  
**Secretary of State**  
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[www.kssos.org](http://www.kssos.org)



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

## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of August 23-September 1. 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
Aug. 23	423-S	9:00 a.m. <b>Please note time change.</b>	Legislative Post Audit	Performance Audit Report: <i>Department of Agriculture: Reviewing the Grain Warehouse Inspection Program</i> Computer Security Audit Report: <i>Department of Administration's SHaRP System: Reviewing the Upgrading of That System</i> Compliance and Control Audit Report: <i>Department of Corrections</i> Consideration of audit topics.
Aug. 23	313-S	10:00 a.m.	Select Joint Committee on	<b>23rd:</b> Comments from State Board and public hearing on what constitutes a suitable education. <b>24th:</b> Committee discussion and recommendations.
Aug. 24	313-S	9:00 a.m.	School Finance	
Aug. 24	123-S	11:00 a.m.	Legislative Coordinating Council	Legislative matters.
Aug. 24	514-S	10:00 a.m.	Joint Committee on Administrative Rules and Regulations <b>Please note: The meeting scheduled for August 25 has been canceled.</b>	Review rules and regulations proposed for adoption by: Board of Examiners in Optometry; Insurance Dept.; Board of Regents; Pharmacy Board; Board of Mortuary Arts; Dept. of Commerce; and Dept. of Revenue. KDHE response to committee concerns on regulations dealing with domestic water supply and primary drinking water.
Aug. 26	519-S	10:00 a.m.	Joint Committee on Economic	<b>26th:</b> Star bonds. <b>27th:</b> Manufactured housing; Film Commission.
Aug. 27	519-S	9:00 a.m.	Development	
Aug. 30	514-S	10:00 a.m.	Long Term Care Services Task Force	Agenda not available.
Aug. 30	519-S	9:00 a.m.	Special Committee on Kansas Security <b>Please note: The meeting on August 31 is a closed meeting.</b>	<b>30th:</b> Presentations by Regents institutions (WSU, KSU and KU) relating to homeland security programs. <b>31st:</b> CLOSED MEETING. Discussion of state agency security procedures and plans.
Sept. 1	123-S	10:00 a.m.	Joint Committee on Pensions, Investments & Benefits <b>Please note: The meeting scheduled for September 2 has been canceled.</b>	<b>a.m.</b> Review 2004 legislation; update on KPERS operations and investments; status of death and disability fund. <b>p.m.</b> Review actuarial valuation and long-range funding of KPERS; Committee discussion of funding and alternative plan designs.

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

**State of Kansas  
Advisory Committee on Trauma  
Notice of Meeting**

The Advisory Committee on Trauma will meet from 9:30 a.m. to 3 p.m. Wednesday, August 25, at the Kansas Medical Society, 623 S.W. 10th Ave., Topeka. For more information, contact the KDHE Office of Local and Rural Health at (785) 296-1200.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 031052

**State of Kansas  
Department of Agriculture  
Division of Water Resources  
Notice of Hearing on Proposed  
Administrative Regulations**

A public hearing will be conducted at 10:30 a.m. Thursday, October 21, in the fourth floor training room of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka, to consider the adoption of one proposed new regulation and one proposed amended regulation.

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

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

**K.A.R. 5-3-29.** The Neosho Basin Advisory Committee requested a moratorium on new applications to appropriate water in the Ozark and Springfield Plateau aquifers. K.A.R. 5-3-29 is a response to that request and will limit new appropriations of water in those aquifers to term permits, domestic use and temporary permits, and permits for five acre-feet or less, until a Water Issues Strategic Planning (WISP) Study can be completed to determine the safe yield of these aquifers in southeast Kansas. When the WISP study is complete and the safe yield of the aquifer determined, a decision will be made as to whether or not the area can be reopened to all types of new applications.

**K.A.R. 5-3-4e.** This is an amendment to an existing regulation that sets the Groundwater Source Formation codes that are used to identify aquifers from which water is withdrawn. The Ozark and Springfield Plateau aquifers were added, along with several other ones needed in other areas.

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

Copies of the regulations and their economic impact statements may be obtained by contacting the Department of Agriculture or by accessing the department's Web site at <http://www.accesskansas.org/kda>.

David L. Pope  
Chief Engineer  
Division of Water Resources

Doc. No. 031035

**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:

08/30/2004	07666	Preformed Elastomeric Neoprene Joint System
08/31/2004	07671	Furnish and Install Autoclave
08/31/2004	07681	Re-Coating of Aerator Water Tank
09/01/2004	07678	Industrial Batteries
09/01/2004	07683	Furnish and Install Vinyl Siding
09/16/2004	07675	Actuarial Services to Assure Appropriate Funding

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:

09/02/2004	A-9645	Tunnel Top Replacements
09/08/2004	A-9718	Fire and Code Improvements
09/09/2004	A-9832	Landscape Restoration
09/14/2004	A-9888	Upgrade POV Parking
09/14/2004	A-9965	CCTV Upgrade and Installation
09/15/2004	A-9880	Replace Roof
09/15/2004	A-9972	Replace Boiler Room Floor
09/24/2004	A-9793(A)	McKnight Tunnel Steam Piping Repair

Keith Meyers  
Director of Purchases

Doc. No. 031055

**State of Kansas  
Department of Transportation**

**Public Notice**

The Kansas Department of Transportation will designate 9.2 percent of all federal funds from October 1, 2004 to September 30, 2005, for participation of certified disadvantaged businesses with work involving KDOT, its consultants and contractors.

KDOT's Office of Engineering Support will accept comments on this policy prior to October 1. Comments must be written and may be mailed, faxed or e-mailed to Debra Hepp, KDOT Office of Engineering Support, Room 761, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, fax (785) 296-0723, e-mail dhepp@ksdot.org.

Goals and rational will be available for inspection during normal business hours of 8 a.m. to 4 p.m. Monday through Friday at the KDOT Office of Engineering Support, Room 761, Docking State Office Building, 915 S.W. Harrison, Topeka, for 30 days (following date of notice).

Any business may apply for certification. To be eligible, a firm must meet the criteria of 49 Code of Federal Regulations, Part 26, Subpart D. For more information or an application, call (785) 296-7940.

Deb Miller  
Secretary of Transportation

Doc. No. 031039

**State of Kansas  
Department of Transportation  
Request for Comments**

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 04-06 by adding the following projects:

- **Project K-9884-01**, Preliminary engineering for bridge replacement, US-166 over Spring River Drainage Bridge #34, 5.3 miles east of Jct. US-69 in Cherokee County
- **Project C-3486-01**, Grading, surfacing and bridge replacement, RS-839 over Sappa Creek, .25 mile south of Nebraska state line and 11 miles west of US-283 in Norton County

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

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

The comment period regarding the STIP amendment will conclude September 20.

Deb Miller  
Secretary of Transportation

Doc. No. 031056

**State of Kansas  
Commission on Veterans' Affairs**

**Notice of Meeting**

The Kansas Commission on Veterans' Affairs will host a telephonic meeting at 1 p.m. Friday, August 20. The public is invited to attend. For more information, call (785) 296-3976.

Wayne Bollig  
Chief Operations Officer

Doc. No. 031057

**State of Kansas  
Department of Transportation  
Request for Comments**

In accordance with Federal Highway Administration and Federal Transit Administration requirements, the Kansas Department of Transportation requests comments on the draft Statewide Transportation Improvement Program (STIP).

The STIP is a project-specific document that includes a list of all highway and transit projects in the state for a three-year period (October 1, 2004 to September 30, 2007). The STIP has been categorized into three general sections:

1. All street and highway projects administered by KDOT.
2. Statewide Public Transit Projects.
3. Federal Lands Highway Program Projects.

The comprehensive list of programmed projects provided under category one above includes all projects, regardless of funding source, to be administered by KDOT. This list includes projects for counties and cities and for projects on the state highway system. This approach allows currently scheduled projects to be converted to federal aid, if necessary, without undue delay and revision to the STIP. Transportation Improvement Programs (TIP) for the urbanized areas in Kansas are included in this STIP by reference (Douglas County, Johnson County, Leavenworth County, Sedgwick County, Shawnee County and Wyandotte County).

To receive a copy of the draft STIP or to comment on the contents of the document, contact the Kansas Department of Transportation, Office of Engineering Support, Room 761S, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568, (785) 296-7940, fax (785) 296-0723.

A draft copy is available for review at the following locations:

**Metropolitan Planning Organization (MPO) Offices:**

Mid-America Regional Council (MARC), 300 Rivergate Center, 600 Broadway, Kansas City, Missouri

Wichita-Sedgwick County Metropolitan Area Planning Department, 455 N. Main, 10th Floor, Wichita

Topeka-Shawnee County Metropolitan Planning Commission, 515 S. Kansas Ave., Suite 404, Topeka

Lawrence-Douglas County Planning Office, 6 E. 6th, Lawrence

(continued)

St. Joseph Metropolitan Planning Office, 1100 Frederick Ave., Room 204, St. Joseph, Missouri

#### KDOT District Offices:

District One, 121 W. 21st, Topeka  
 District Two, 1006 N. 3rd, Salina  
 District Three, 312 2nd St., Norton  
 District Four, 411 W. 14th, Chanute  
 District Five, 500 N. Hendricks, Hutchinson  
 District Six, 121 N. Campus Drive, Garden City

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

The comment period regarding the draft STIP will conclude September 19.

Deb Miller  
 Secretary of Transportation

Doc. No. 031054

#### State of Kansas

### Department of Transportation

#### Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Airport Hilton, Wichita, until 2 p.m. September 15 and then publicly opened:

##### District One—Northeast

**Atchison**—73-3 K-9674-01—U.S. 73 from the west city limits of Atchison, northwest to the west junction of county route 25, 7.9 miles, joint repair. (State Funds)

**Atchison**—59-3 K-9673-01—U.S. 59 from the east edge of 4th Street in Atchison east 0.3 mile, joint repair. (State Funds)

**Wyandotte**—635-105 K-6371-01—Interstate 635, 0.3 mile north of U.S. 24, northeast to the Missouri River bridge, 2.9 miles, grading, bridge and surfacing. (Federal Funds)

**Wyandotte**—69-105 K-9567-01—U.S. 69 bridge over Merriam Lane in Kansas City, bridge repair. (State Funds)

##### District Two—Northcentral

**Chase-Morris-Butler**—177-106-K-6441-15—K-177 from the north city limits of Cassidy north to the south city limits of Council Grove, information displays for Flint Hills Scenic Byway. (Federal Funds)

**Cloud**—81-15 K-9852-01—U.S. 81 (southbound lanes) from 1.1 miles north of the junction of U.S. 24 north 7.6 miles, slurry seal. (State Funds)

**Ellsworth**—27 C-3312-01—County road 8.5 miles south and 2 miles east of Kanopolis, 0.3 mile, grading and bridge. (Federal Funds)

**Republic**—79 C-4090-01—County road 3 miles south of the Kansas-Nebraska state line on county route 1036, 0.1 mile, culvert repair. (Federal Funds)

**Republic**—79 C-4096-01—County road 334, 3 miles east of Republic, 0.1 mile, culvert repair. (Federal Funds)

**Saline**—85 C-3901-01—County road 1.2 miles west of Mentor, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

##### District Three—Northwest

**Osborne**—71 C-3811-01—County road 0.8 mile south of Bloomington, 0.2 mile, grading and bridge. (Federal Funds)

##### District Four—Southeast

**Coffey**—75-16 K-7389-01—U.S. 75 bridge over the Nesho River, 8.5 miles north of the K-57 north junction, 1.2 miles, bridge replacement. (Federal Funds)

##### District Five—Southcentral

**Reno**—78 U-1993-01—17th and Monroe in the city of Hutchinson, intersection improvement. (Federal Funds)

**District**—106 X-2384-01—Kansas and Oklahoma Rail Line in various District Five counties, signing. (State Funds)

**Barber-Harper**—106 X-2391-01—Victoria and Southern Rail Line in Barber and Harper counties, signing. (State Funds)

##### District Six—Southwest

**Wichita**—102 C-3904-01—County road 11.7 miles south and 1.5 miles east of Marienthal, 0.1 mile, grading and bridge. (Federal Funds)

**Seward**—88 K-8420-01—Kansas Avenue east to Calvert Street on Tucker Road in Liberal, 0.5 mile, grading and surfacing. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid.

This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

Deb Miller  
 Secretary of Transportation

Doc. No. 031058

**State of Kansas  
State Conservation Commission**

**Notice to Contractors**

Sealed bids for the construction of a 60,000 cubic yard detention dam, Site 42 in Greenwood County, will be received by the Walnut-West Creeks Watershed District No. 72 at the USDA Service Center, 1819 E. River St., Eureka, 67045, until 7:30 p.m. August 26, and then will be opened. A copy of the invitation for bids and the plans and specifications may be reviewed at or obtained from the USDA Service Center, (620) 583-6461.

Greg A. Foley  
Executive Director

Doc. No. 031045

**State of Kansas  
Social and Rehabilitation Services**

**Permanent Administrative  
Regulations**

**Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM**

**30-5-71. Copayment requirements.** (a) Except as set forth in subsection (b) of this regulation, program recipients shall be obligated to the provider for the following copayment charges.

(1) The copayment for inpatient general hospital and freestanding psychiatric facility services shall be \$48.00 per admission.

(2) The copayment for outpatient general hospital services shall be \$1.00 per non-emergency visit in place of a doctor's office visit.

(3) The copayment for other medical services subject to copayment shall be based upon the following ranges:

average medicaid/medikan payment for services	maximum copayment chargeable to recipient
\$10.00 or less	\$ .50
\$10.01 to \$25.00	\$1.00
\$25.01 to \$50.00	\$2.00
\$50.01 or more	\$3.00

(4) The copayment for other medical services subject to copayment shall be a standard amount based upon the average medicaid payment for the services, calculated on an annual basis. The average medicaid payment shall be calculated by dividing the cost of the services in aggregate by the total number of claims paid in the previous fiscal year. Any change in copayment shall be published in the Kansas Register on or before December fifteenth to be effective January first of each year.

(5) Other medical services subject to copayment shall include the following:

(A) Ambulatory surgical center services, for each date of service;

(B) audiological services, excluding batteries, for each date of service;

(C) community mental health center services, for each individual psychotherapy visit;

(D) durable medical equipment, prosthetics, and orthotics, for each claim, excluding the rental of durable medical equipment;

(E) home health services, for each skilled nursing visit, excluding the rental of durable medical equipment;

(F) non-emergency ambulance services, for each date of service;

(G) optometric or ophthalmologist services, for each date of service;

(H) outpatient general hospital surgery, for each date of service;

(I) prescribed drugs, for each new or refilled prescription;

(J) physician or physician extender services, for each office visit;

(K) podiatric services, for each office visit;

(L) psychological services, for each office visit;

(M) dietician services, for each date of service;

(N) dental services, for each date of service;

(O) federally qualified health center services, for each encounter; and

(P) rural health clinic services, for each encounter.

(b) The provisions of subsection (a) shall not apply to services provided as follows:

(1) To residents in nursing facilities, including swing beds, intermediate care facilities for the mentally retarded, nursing facilities for mental health, and to recipients participating in the home- and community-based services programs;

(2) to inpatients in a state psychiatric hospital who meet both of the following conditions:

(A) Have reached the age of 18 but are not yet 22 years of age; or

(B) are at least 65 years of age;

(3) to recipients under age 18;

(4) to recipients in the custody of the juvenile justice authority or secretary of social and rehabilitation services who are at least 18 years old but under age 21 and who are in out-of-home placements;

(5) to recipients enrolled in a medicaid-funded health maintenance organization;

(6) for family planning purposes;

(7) for medical services relating to an injury incurred on the job during a community work experience project;

(8) for services related to pregnancy; and

(9) for emergency services. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; amended May 1, 1982; amended, T-83-38, Nov. 23, 1982; amended May 1, 1983; amended, T-84-36, Jan. 1, 1984; amended May 1, 1984; amended May 1, 1986; amended, T-87-20, Sept. 1, 1986; amended May 1, 1987; amended, T-88-59, Dec. 16, 1987; amended May 1, 1988; amended, T-30-12-28-89, Jan. 1, 1990; amended, T-30-2-28-90, Feb. 28, 1990; amended Aug. 1, 1990; amended Dec. 31, 1992; amended Sept. 27, 1993; amended Dec. 30, 1994; amended, T-30-6-28-95, July 1, 1995; amended Sept. 1, 1995; amended July 1, 1997; amended Sept. 3, 2004.)

Janet Schalansky  
Secretary of Social and  
Rehabilitation Services

Doc. No. 031034

State of Kansas  
**Kansas Insurance Department**  
 Permanent Administrative  
 Regulations

2006	15,000
2007	15,000
2008	15,000
2009	15,000
2010	15,000
2011	15,000
2012	15,000
2013	15,000
2014	15,000

**Article 3.—FIRE AND CASUALTY INSURANCE**

**40-3-6. Fire and casualty insurance; rates and forms; fictitious classification prohibited.** (a) No insurer writing Kansas risks shall write fire, casualty, inland marine, or surety coverage upon any firm, corporation, individual, or association of individuals at any preferred rate, coverage, or premium based on any fictitious grouping or classification of risks.

(b) A fictitious grouping or classification of risks shall mean risks that meet the following conditions:

- (1) Are inconsistent with the classification or grouping of risks recognized by an insurer's approved rate and policy form filings for individual risks;
- (2) do not possess the necessary homogeneous characteristics for group rating and classification; and
- (3) do not comply with the provisions of the Kansas insurance code. (Authorized by K.S.A. 40-103, 40-961; implementing K.S.A. 40-953, 40-954; effective Jan. 1, 1966; amended Jan. 1, 1967; amended May 1, 1979; amended May 1, 1986; amended Sept. 3, 2004.)

Sandy Praeger  
 Kansas Insurance Commissioner

Doc. No. 031042

(Published in the Kansas Register August 19, 2004.)

**Summary Notice of Bond Sale**  
**Trego County, Kansas**  
**\$150,000**  
**General Obligation Bonds**  
**Series 2004A**

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

**Sealed and Facsimile Bids**

Subject to the official notice of bond sale and preliminary official statement dated August 9, 2004, sealed and facsimile bids will be received by the county clerk of Trego County, Kansas (the issuer), on behalf of the governing body of the county at the Trego County Courthouse, 216 Main St., WaKeeney, KS 67672, until 1:30 p.m. Tuesday, August 31, 2004, for the purchase of \$150,000 principal amount of General Obligation Bonds, Series 2004A. No bid of less than the entire par value 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 September 1 in the years as follows:

Year	Principal Amount
2005	\$15,000

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

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.

**Optional Book-Entry-Only System**

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through the Depository Trust Company, New York, New York.

**Paying Agent and Bond Registrar**

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

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$3,000 (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 at such bank or trust company in the contiguous United States as may be specified by the successful bidder without cost to the successful bidder within 45 days after the date of sale.

**Assessed Valuation and Indebtedness**

The total assessed valuation of taxable tangible property in the county for the year 2003 is \$33,405,792. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$400,000.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the county clerk, (785) 743-5773.

Dated August 9, 2004.

Trego County, Kansas  
 Kathleen Conness, County Clerk  
 Trego County Courthouse  
 216 Main St.  
 WaKeeney, KS 67672

Doc. No. 031037



State of Kansas

**Office of Judicial Administration  
Court of Appeals Docket**

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

**Kansas Court of Appeals  
Court of Appeals Courtroom  
Kansas Judicial Center  
301 S.W. 10th Ave.  
Topeka, Kansas**

**Before Pierron, P.J.; Marquardt, J.; and Bukaty, S.J.**

**Tuesday, September 14, 2004**

**9:30 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
91,236	In the Matter of the Marriage of David Lance Tah, Appellee and Ann Marie Tah, Appellant	Sherri E. Loveland Jody M. Meyer	Douglas
91,490	State of Kansas, Appellee v. Christopher C. Henderson, Appellant	Attorney General William E. Kennedy III, C.A. Ian Taylor	Riley
91,850	Ronald E. Mulanax, Appellant v. Zoning Administrator of Jefferson County, et al., Appellees	William J. Hudnall Steven C. Montgomery Richmond M. Enochs David L. Vogel	Jefferson
90,696	State of Kansas, Appellee v. Dan D. O'Malley, Appellant	Attorney General Michael Grear, Asst. C.A. David L. Miller, C.A. Nathan B. Webb, Asst. A.D.	Miami

**1:30 p.m.**

91,368	Richard D. Stutzman, Appellee v. City of Lenexa, Appellant	Keith C. Sevedge Michael R. Wallace Fredrick J. Greenbaum Robert J. Wonnell	Work Comp.
91,344	Rheuben Johnson III, Appellant v. Jamie Clover Adams, Secretary, Kansas Department of Agriculture, Appellee	Keith Martin Christopher J. Sherman Joseph W. Lentz	Johnson
91,057	Saddlewood Downs, L.L.C., Appellant v. Holland Corporation, Inc., Appellee	Leslie A. Bailey Marty T. Jackson	Johnson
91,913	In the Interest of: A.H., Date of Birth: 02/28/96	Scott E. Wasserman Steven J. Obermeier, Asst. D.A.	Johnson

**Wednesday, September 15, 2004**

**9:30 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
92,043	Anesthesia Associates of Topeka, P.A., Plaintiff v. Fred E. Diggs, Appellant v. John D. Ebeling, M.D., Appellee	Frank D. Taff David P. O'Neal	Jackson
89,941	State of Kansas, Appellee v. John L. Arrocha, Appellant	Steven J. Obermeier, Asst. D.A. Shawn Minihan, Asst. A.D.	Johnson

(continued)

89,572	State of Kansas, Appellee v. Robert D. Hill, Appellant	Attorney General Stacy Lynn Cunning, Asst. C.A. Korey A. Kaul, Asst. A.D.	Saline
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**Summary Calendar—No Oral Argument**

Case No.	Case Name	Attorneys	Jurisdiction
91,351	Jack L. Burton, Appellant v. John T. Bird and Glassman, Bird & Braun, L.L.P., Appellees	Jack L. Burton, Pro Se Debra Egli James	Rooks
91,362	State of Kansas, Appellee v. Adrian D. Livingston, Appellant	Attorney General Constance M. Alvey, Asst. D.A. Sandra Carr, Asst. A.D.	Wyandotte
90,963	State of Kansas, Appellee v. Richard L. Kahle, Appellant	Attorney General Brandon L. Jones, Asst. D.A. Shawn Minihan, Asst. A.D.	Douglas
92,086	State of Kansas, Appellant v. Kevin G. Smith, Appellee	Attorney General Evan C. Watson, Deputy C.A. John A. Potucek II	Sumner
91,772	State of Kansas, Appellee v. Russell L. Kendall, Appellant	Attorney General Benjamin J. Fisher, Asst. D.A. Kerry J. Granger	Reno
91,835	In the Matter of the Marriage of Deborah J. Croyle, Now Johnson, Appellee and Kevin E. Croyle, Appellant	Joy Kay Williams Cheryl J. Roberts	Sedgwick
92,110	Water District No. 1 of Johnson County, Appellant v. Hartford Steam Boiler Inspection and Insurance Company, Appellee	Darci Meese N. Jack Brown	Johnson
91,536	Shawna Kay Vogel, Appellant v. Kansas Department of Revenue, Appellee	Daniel C. Walter James G. Keller	Ellis
92,084	Ramon Austin, #47046, v. L.E. Bruce, et al., Appellees	Ramon N. Austin, #47046, Pro Se Jon D. Graves	Reno
91,116	State of Kansas, Appellee v. Rickey Joe Shadden, Appellant	Attorney General Terri L. Johnson, C.A. Korey A. Kaul, Asst. A.D.	Bourbon
92,089	In the Interest of: J.H., Date of Birth: 08/11/93 A.H., Date of Birth: 02/28/96 P.H., Date of Birth: 01/08/92 Children Under the Age of 18 Years	John C. Donham Steven J. Obermeier, Asst. D.A.	Johnson
91,740/ 91,741	Troy D. Wright, Appellant v. State of Kansas, Appellee	Melissa Kasprzyk Attorney General Marc Goodman, C.A.	Lyon
91,798	State of Kansas, Appellant v. Jesse A. Lakin, Appellee	Attorney General Douglas W. McNett, Asst. C.A.	Pawnee
91,268	State of Kansas, Appellee v. Pamela D. Lawrie, Appellant	Attorney General Linda E. DeWitt, for Montgomery Co. Atty. F. William Cullins, C.A. Matthew J. Edge, Asst. A.D.	Montgomery

91,830/ 91,831	State of Kansas, Appellee v. Daron L. Lund, Appellant	Attorney General Thomas R. Stanton, Deputy D.A. Randall L. Hodgkinson, Deputy A.D.	Reno
92,074	Donald O'Neal Griffin, #17380, Appellant v. Richard Gilchrist, et al., Appellees	Michael G. Highland Brian R. Johnson	Leavenworth
91,320	State of Kansas, Appellee v. Kevin L. Hanmont, Appellant	Attorney General Gerald R. Kuckelman, C.A. Korey A. Kaul, Asst. A.D.	Atchison

**Kansas Court of Appeals  
Butler County Courthouse  
Courtroom A, 2nd Floor  
201 W. Pine  
El Dorado, Kansas**

**Before Rulon, C.J.; McAnany, J.; and Brazil, S.J.**

**Tuesday, September 14, 2004**

**9:30 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
91,756	Historic Preservation Alliance of Wichita and Sedgwick County, Inc., Appellee v. City of Wichita, Appellee Sedgwick County Law Center, L.L.C., Appellant	Douglas J. Moshier, Senior City Atty Tim J. Moore J. Greg Kite	Sedgwick
90,607	State of Kansas, Appellee v. Darrell S. Robinson, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Sarah Ellen Johnson, Asst. A.D.	Sedgwick
91,178	State of Kansas, Appellant v. Jeffrey Todd Kelley, Appellee	Attorney General Steven W. Wilhoft, C.A. Sarah Ellen Johnson, Asst. A.D.	Labette
91,244	State of Kansas, Appellee v. Jennifer L. Plumberg, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Korey A. Kaul, Asst. A.D.	Sedgwick

**1:30 p.m.**

89,496	State of Kansas, Appellee v. James M. Kimbrough, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Kristi L. Barton, Asst. D.A. Theresa L. Barr, Asst. A.D.	Sedgwick
91,269	State of Kansas, Appellee v. Matilda Marie Mayo, a/k/a Brown, Appellant	Attorney General William R. Mott, C.A. Rick Kittel, Asst. A.D.	Sumner
91,435	State of Kansas, Appellee v. Adrian Allyn Largent, Appellant	Attorney General Julie A. Funk, Asst. C.A. Shawn Minihan, Asst. A.D.	Ford
91,537	Marsha L. Kelly, Appellant v. Simon Property Group, L.P., d/b/a Towne East Square, Appellee	Jeff Lee McVey Brock R. McPherson Robert J. O'Connor	Sedgwick

*(continued)*

90,773	State of Kansas, Appellee v. John W. Dodge, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Charles L. Rutter, Asst. D.A. Melanie S. Morgan	Sedgwick
91,373	In re Driving Privileges of G.L. Mundhenke	Brian Cox Kenneth E. Peirce	Reno

**Wednesday, September 15, 2004**

**9:30 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
91,468	Inez Fife, Appellee v. J.C. Penney Corporation, Inc., Appellant	Robert T. Cornwell Stephen M. Kerwick	Sedgwick
91,444	In the Matter of the Marriage of Kenneth Hollis, Appellant and Deneice Flemming, Appellee	Tracy L. Edingfield Janice Doran	Sedgwick
91,372	In the Matter of the Marriage of Leslie Rohr, Now Sublett, Appellant and Donald Rohr, Appellee	D. Heath Lampson Mark A. Severt	Sedgwick
91,752	Riverside Drainage District of Sedgwick County, Kansas, Appellant v. Jack R. Hunt and Cornerstone Homes, L.L.C., Appellees	Edgar Wm. Dwire John R. Hamilton	Sedgwick

**Summary Calendar—No Oral Argument**

Case No.	Case Name	Attorneys	Jurisdiction
91,134	State of Kansas, Appellee v. Dante O. Adams, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Rick Kittel, Asst. A.D.	Sedgwick
91,973	In the Interest of M.T.L., DOB: 06/05/91	L. H. Goossen Donna L. Longsworth, Asst. C.A.	Harvey
91,585	Marcus Elroy Stedman, Appellant v. State of Kansas, Appellee	Nathan B. Webb, Asst. A.D. Attorney General Douglas F. Martin, C.A.	Clay
90,753	State of Kansas, Appellee v. Kevin E. Hill, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Theresa Barr, Asst. A.D.	Sedgwick
90,990	Curtis D. Mollenelli, #33948, Appellant v. State of Kansas, Appellee	Appellate Defender Attorney General Debra S. Peterson, Asst. D.A.	Sedgwick
91,349	State of Kansas, Appellee v. Ronald Etheridge, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Steven R. Zinn, Deputy A.D.	Sedgwick
91,514	In the Matter of the Equalization Appeal of Andover Antique Mall L.L.C. for the Tax Year 1999 in Butler County, Kansas	Norman G. Manley Tim Connell	Butler
91,674	In the Interest of Q.L.W., DOB: 01/21/03, Child Under Eighteen (18) Years of Age	Roger Batt Larry S. Vernon	Sedgwick
91,972	In the Interest of K.T.L., DOB: 09/03/95, Minor Children Under Age 18	William R. Griffith Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A.	Sedgwick

91,613	State of Kansas, ex rel., Secretary of Social and Rehabilitation Services, Greg Kayla O. Barnes, Minor Child, By and Through Sonya E. Singleton, Next Friend and Mother, and Sonya E. Singleton, Appellees v. Gregory J. Barnes, Appellant	Randy M. Barker Gregory J. Barnes, Pro Se	Sedgwick
91,636	State of Kansas, Appellee v. Roy L. Lawrence, Sr., Appellant	Attorney General Robert A. Walsh, C.A. Julie McKenna	Cloud
89,982	Donald L. Lewis, Appellant v. State of Kansas, Appellee	Sandra Carr, Asst. A.D. Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A.	Sedgwick
91,686	In the Interest of J.D.S., DOB: 08/26/88 A.L.M., DOB: 07/11/94 Children Under Eighteen (18) Years of Age	Anita Settle Kemp Larry S. Vernon	Sedgwick
92,118	In the Matter of R.C.C., Date of Birth: 08/16/86	Gregory D. Keith Debra S. Peterson, Asst. D.A. Charles L. Rutter, Asst. D.A.	Sedgwick
91,596	State of Kansas, Appellee v. Kenneth R. Williams, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Appellate Defender	Sedgwick

**Kansas Court of Appeals  
Supreme Court Courtroom  
Kansas Judicial Center  
301 S.W. 10th Ave.  
Topeka, Kansas**

**Before Hill, P.J.; Green and Malone, JJ.**

**Tuesday, September 14, 2004**

**9:30 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
90,826	State of Kansas, Appellee v. Joshua Plakio, Appellant	Attorney General Robert D. Hecht, D.A. Heather Cessna, Asst. A.D.	Shawnee
91,619	City of Topeka, Appellee v. Mollie Grabauskas, Appellant	Craig J. Spomer, Asst. City Atty Keith Renner	Shawnee
91,786	Jon Jorgensen, Appellant v. The City of Beloit, Kansas, and the City of Beloit, Kansas, City Council, Appellees	Keith E. Renner Michael A. Montoya	Mitchell
91,494	State of Kansas, Appellee v. Antonio Fonseca-Ortega, Appellant	Attorney General Karen Barefield, Asst. C.A. Virginia A. Girard-Brady, Asst. A.D.	Ottawa
<b>1:30 p.m.</b>			
90,573	Albert L. Brinkman, Appellant v. State of Kansas, Appellee	Michael G. Highland Attorney General Frank E. Kohl, C.A.	Leavenworth
91,881	In the Matter of A.M.C., Date of Birth: 10/11/89	Christian Webb Steven J. Obermeier, Asst. D.A.	Johnson

*(continued)*

91,323	City of Lenexa, Kansas, Appellee v. Richard Balda, Appellant	Attorney General Marcia L. Knight John C. Donham	Johnson
91,879	In the Matter of the Marriage of Donald J. Gossman, Appellee and Claudia P. Gossman, Appellant	Ronald W. Nelson Justin Palmer	Johnson
91,102	State of Kansas, Appellee v. Lloyd D. Welty, Appellant	Attorney General Brenda M. Jordan, Asst. C.A. Randall L. Hodgkinson, Deputy A.D.	Riley

**Wednesday, September 15, 2004**

**9:30 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
91,957	In the Matter of the Marriage of Saralee Garren, Appellee v. Monte L. Garren, Appellant	Rene M. Netherton Paul T. Davis	Jefferson
91,589	State of Kansas, Appellee v. Howard Johnson, Appellant	Attorney General Tony Cruz, Asst. C.A. Rick Kittel, Asst. A.D.	Geary
91,357	In the Matter of the Estate of Clifford P. Sattler, Deceased	David P. Troup John W. Nitcher	Lyon

**Summary Calendar—No Oral Argument**

Case No.	Case Name	Attorneys	Jurisdiction
91,382	State of Kansas, Appellee v. Edward E. Holloman, Appellant	Attorney General Robert D. Hecht, D.A. Virginia A. Girard-Brady, Asst. A.D.	Shawnee
92,033	Cruz Medina, Appellee v. Beef Products, Inc. and St. Paul Fire & Marine Ins. Co., Appellants	Scott J. Mann Richard J. Liby	Work Comp.
90,889	David E. Williams, Appellant v. State of Kansas, Appellee	Patrick H. Dunn, Asst. A.D. Attorney General Sherri Schuck, Asst. C.A.	Pottawatomie
91,979	Karen Paul, Appellant v. Troy Paul, Appellee	Tish Morriscal Lisa A. Beran	Ellsworth
91,858	Phillip Cline, Sr., Appellant v. Willis Crawford and Judy Crawford, Appellees	Phillip G. Cline, Sr., Pro Se Leonard M. Robinson Keen A. Umbehr, Legal Intern	Jefferson
91,701	In the Matter of the Marriage of Kara Ellen Lay, Appellee and Richard D. Sternadori, Appellant	Kara E. Lay, Pro Se Richard D. Sternadori, Pro Se	Wyandotte
91,164	State of Kansas, Appellee v. Christopher G. McLinn, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A. Shawn E. Minihan, Asst. A.D.	Sedgwick
91,172	Christopher P. Opyr, Appellant v. State of Kansas, Appellee	Michael P. Whalen Attorney General Debra S. Peterson, Asst. D.A. Charles L. Rutter, Asst. D.A.	Sedgwick

91,498	State of Kansas, Appellee v. Phillip J. Sedillos, Appellant	Attorney General Bryant T. Barton, Asst. C.A. Patrick H. Dunn, Asst. A.D.	Riley
91,239	State of Kansas, Appellee v. Quiana Y. Kelley, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Michelle Davis, Asst. A.D.	Sedgwick
91,914	Melissa Wiss, Appellee v. Lear Siegler Services, Inc. and National Union Fire Ins. Co., Appellants	Jeff K. Cooper Matthew S. Crowley	Work Comp.
91,664	Ronald E. Martin, Appellant v. State of Kansas, Appellee	Michael P. Whalen Attorney General Debra S. Peterson, Asst. D.A. Lesley A. Isherwood, Asst. D.A.	Sedgwick
91,257	State of Kansas, Appellant v. \$6783.00 in U.S. Currency, Appellee	Bobby J. Hiebert, Jr., Asst. C.A. Julie McKenna	Saline
91,381	State of Kansas, Appellee v. Jackie Brent Davis, Appellant	Attorney General Ty Kaufman, C.A. Libby K. Snider, Asst. A.D.	McPherson
91,183	State of Kansas, Appellee v. Saengdao S. Hongphakdy, Appellant	Attorney General Debra S. Peterson, Asst. D.A. Appellate Defender	Sedgwick
91,599/ 91,600	State of Kansas, Appellee v. Matthew S. Barr, Appellant	Attorney General Robert D. Hecht, D.A. J. Patrick Lawless, Jr., Acting Chief A.D.	Shawnee
			Carol G. Green Clerk of the Appellate Courts

Doc. No. 031032

**State of Kansas****Kansas Development Finance Authority****Notice of Hearing**

A public hearing will be conducted at 9 a.m. Thursday, September 2, in the office of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the K DFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

**Project No. 000611—Maximum Principal Amount: \$101,000.** Owner/Operator: Howard R. and Melissa L. Engle. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at the Southwest Quarter of Section 26, Cheever Township, Dickinson County, Kansas, approximately 4 miles east of Talmage on Hwy. 18 and north 2.5 miles on Indy Road.

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

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

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

Stephen R. Weatherford  
President

Doc. No. 031036

## State of Kansas

## Kansas Development Finance Authority

## Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, September 2, in the conference room in the office of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFA to issue approximately \$15,500,000 principal amount of Housing Development Revenue Bonds for Saddlewood Apartments Phase I, L.L.C., a Kansas limited partnership company, or an affiliated entity (the developer). The bonds will be issued, pursuant to K.S.A. 74-8901 *et seq.*, to finance the costs of construction of a 180-unit apartment complex to be operated as Saddlewood Apartments I in Olathe, Johnson County, Kansas, and related improvements and equipment to be used for public housing purposes (the project).

The bonds, when issued, will be a limited obligation of the KDFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the KDFA, nor will the bonds constitute an indebtedness for which the faith and credit and taxing powers of the state of Kansas are pledged. The bonds will be payable solely from amounts received from the developer, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bonds when they become due.

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

Steven R. Weatherford  
President

Doc. No. 031031

## State of Kansas

## State Corporation Commission

## Notice of Hearing

The State Corporation Commission, pursuant to K.S.A. 55-703, has directed that an investigation be instituted to determine the reasonable market demand for gas produced from the fields listed below for the period extending from October 1, 2004 through March 31, 2005, both inclusive; to determine the deliverability and acreage attributable to each of the wells therein; and to fix gas production percentages, quotas and allowables for wells within said fields for said proration period:

- Hugoton gas field in Kearny, Finney, Grant, Haskell, Morton, Stevens, Seward, Stanton, Hamilton, Wichita and Gray counties
- Panoma-Council Grove gas field in Finney, Grant, Hamilton, Haskell, Kearny, Morton, Stanton, Stevens, Wichita and Seward counties
- Greenwood gas field in Morton County
- Glick (Mississippi) gas pool in Barber, Comanche and Kiowa counties

A hearing will be conducted, if necessary, under the terms of the commission's order dated June 17, 2004, at 10 a.m. Thursday, September 16, at the State Corporation Commission's office, Room 2078, Finney State Office Building, 130 S. Market, Wichita.

All transporters of gas produced from said fields are hereby notified to furnish to the State Corporation Commission their nominations from said fields for the calendar months included in said proration period as provided in the above-cited commission order.

For more information, contact John McCannon, Assistant General Counsel, State Corporation Commission, Conservation Division, Room 2078, Finney State Office Building, 130 S. Market, Wichita, 67202, (316) 337-6200.

Susan K. Duffy  
Executive Director

Doc. No. 031038

## State of Kansas

## State Corporation Commission

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 10 a.m. Thursday, October 21, at the State Corporation Commission office, 1500 S.W. Arrowhead Road, Topeka, to consider the adoption of proposed permanent regulations for the conservation of crude oil and natural gas.

The 60-day notice period from the date of this publication to the date of the public hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. Comments may be submitted to John McCannon, Assistant General Counsel, State Corporation Commission, Room 2078, Finney State Office Building, 130 S. Market, Wichita, 67202.

Any person requiring special accommodation under the Americans with Disabilities Act needs to give notice to the commission at least 10 days prior to the scheduled hearing date.

Copies of the proposed regulations and the economic impact statements may be obtained at the Wichita address or from the commission's Web site at [www.kcc.state.ks.us](http://www.kcc.state.ks.us). Persons requesting a copy of the proposed regulations and economic impact statements, in accordance with K.S.A. 45-129, will be required to compensate the commission for the cost of reproduction.

All interested parties will be given a reasonable opportunity at the hearing to present their views orally or in writing in regard to the adoption of the proposed regulations. All written or oral comments submitted by interested parties on or before October 21 will be considered by the commission as a basis for making changes to these proposed permanent regulations.

The following is a brief summary of the proposed regulations and economic impact statements:

**K.A.R. 82-3-108, K.A.R. 82-3-123, K.A.R. 82-3-123a, K.A.R. 82-3-138.** K.A.R. 82-3-108 contains setback requirements and the procedure to obtain a well location exception to the general requirements. K.A.R. 82-3-123 and K.A.R. 82-3-123a allow commingling of production and



fluids respectively with an exemption for coalbed natural gas wells, and provide the process for filing an application for commingling. K.A.R. 82-3-138 identifies the required elements of an application and the procedure for submitting an application for a new pool certificate. The amendments to these regulations allow the Conservation Division of the commission to approve these applications in certain instances, without an order from the commission. These changes will improve efficiency, and minor wording and sentence structure changes have been made for clarification.

**Economic Impact Statement:** The amendments to these regulations will have no direct economic impact on the agency, other governmental agencies, industry or private citizens, but they will streamline the procedure for processing these applications.

**K.A.R. 82-3-208 and K.A.R. 82-3-314.** These regulations contain the requirements for obtaining a permit for venting or flaring of casinghead or natural gas with an exemption for coalbed natural gas. The amendments to these regulations establish the standard of care for operators engaging in venting or flaring activity, and contain minor wording and sentence structure changes for clarification.

**Economic Impact Statement:** The amendments to these regulations will have no direct economic impact on the agency, other governmental agencies, industry or private citizens.

**K.A.R. 82-3-304 and K.A.R. 82-3-312.** K.A.R. 82-3-304 contains testing requirements for gas wells and procedures for requesting an exemption to the annual testing requirements. K.A.R. 82-3-312 describes the method for determining the standard daily allowable for a well, the standard drilling unit, the acreage-attribution unit and the acreage attributable. These amendments add a procedure for requesting an exemption from the testing requirements of K.A.R. 82-3-304, an exemption for coalbed natural gas wells from the standard daily allowable requirement of K.A.R. 82-3-312, and minor wording and sentence structure changes for clarification.

**Economic Impact Statement:** The amendments to these regulations will have no direct economic impact on the agency, other governmental agencies, industry or private citizens.

**K.A.R. 82-3-1005.** This regulation contains the testing and inspection requirements for underground porosity gas storage facilities and gas storage wells. The amendment to this regulation adds two additional alternate tests that may be performed instead of the standard tests, with prior approval from the Conservation Division.

**Economic Impact Statement:** The amendment to this regulation will have no direct economic impact on the agency, other governmental agencies, industry or private citizens.

**K.A.R. 82-3-301.** This regulation is being revoked.

**Economic Impact Statement:** Not applicable.

Susan K. Duffy  
Executive Director

## 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. The city of Holton Municipal Power Plant 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.

The city of Holton Municipal Power Plant owns and operates a municipal power plant located at 1012 New Jersey Ave., Holton, Jackson County.

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 September 20.

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 September 20 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

*(continued)*

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. 031048

#### State of Kansas

### Department of Health and Environment

#### Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed reopening of an air quality operating permit. A Class I air operating permit was issued for the operation of Monarch Cement Company, 449 1200th St., Humboldt. Monarch Cement Company owns and operates a cement company. The effective date of the permit was June 14, 2004. K.A.R. 28-19-513(e)(2) states that only those parts of the permit for which cause to reopen exists shall be affected by the reopening.

A copy of the proposed permit as modified, all supporting documentation and all information relied upon during the reopening 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 Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed reopening and supporting documentation, contact William Stone, (785) 296-6427, at the KDHE central office; and to review the proposed permit only, contact David Stutt, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to William Stone, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business September 20.

A person may request a public hearing be held on the proposed action. 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 September 20 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. 031049

#### 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. Northern Natural Gas 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.

Northern Natural Gas Company, Liberal, owns and operates Stevens County #4 natural gas compressor station located at Section 11, Township 25 South, Range 33 West, Finney County.

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 David Butler, (316) 337-6020, 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 September 20.

A person may request a public hearing be held on the proposed action. 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 September 20 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. 031051

## 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. Clean Harbors Coffeyville, LLC has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance. Notice also is given that certain requirements in the construction approvals dated February 6, 1985; October 10, 1985; June 11, 1987; May 31, 1991; and July 6, 1994, are being modified by a modification of approval conditions.

Clean Harbors Coffeyville, LLC, Coffeyville, owns and operates a polychlorinated biphenyl commercial storage and disposal facility located at Hwy. 169 North, Montgomery County.

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 Southeast District Office, 1500 W. 7th, Chanute. To obtain or review either document, contact Rasha Allen, (785) 296-1693, at the KDHE central office; and to review the proposed permit only, contact David Stutt, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the documents to Rasha Allen, 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 September 20.

A person may request a public hearing be held on the proposed action. 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 September 20 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. 031053

## State of Kansas

**Department of Health  
and Environment**

**Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed reopening of an air quality operating permit. A Class I air operating permit was issued for the operation of Empire District Electric Company, 7240 S.E. Hwy. 66, Riverton. Empire Electric owns and operates Empire District Electric Company. The effective date of the permit was December 24, 2003. K.A.R. 28-19-513(e)(2) states that only those parts of the permit for which cause to reopen exists shall be affected by the reopening.

A copy of the proposed permit as modified, all supporting documentation and all information relied upon during the reopening 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 Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed reopening and supporting documentation, contact William Stone, (785) 296-6427, at the KDHE central office; and to review the proposed permit only, contact David Stutt, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to William Stone, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business September 20.

A person may request a public hearing be held on the proposed action. 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 September 20 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 pe-

riod. 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. 031050

## 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 operating permit. Plastic Packaging Technologies has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540 et seq. Emissions of volatile organic compounds were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for volatile organic compounds to below major source thresholds.

Plastic Packaging Technologies, LLC, Kansas City, Kansas, owns and operates a flexographic printing facility located at 750 S. 65th St., Kansas City, 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, 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 Natalie Blom, (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 Natalie Blom, 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 September 20.

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 September 20 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 031047

## State of Kansas

Department of Health  
and EnvironmentNotice of Hearing on Proposed  
Administrative Regulations

The Kansas Department of Health and Environment, Division of Environment, Bureau of Water, will conduct a public hearing to consider the proposed revisions to the Kansas surface water quality standards, which consist of regulations K.A.R. 28-16-28b through K.A.R. 28-16-28g and K.A.R. 28-16-58. The hearing will be held via video conferencing at 2 p.m. Thursday, October 21, at the KDHE Northwest District Office, 2301 E. 13th, Hays; at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina; at the KDHE Northeast District Office, 800 W. 24th, Lawrence; at the KDHE Southwest District Office, 302 W. McArtor Road, Dodge City; at the KDHE South Central District Office, 130 S. Market, sixth floor, Wichita; at the KDHE Southeast District Office 1500 W. 7th, Chanute; and at the Curtis State Office Building, IS Conference Room B, Garden Level, 1000 S.W. Jackson, Topeka. An informational session regarding the proposed revisions will be held prior to the hearing beginning at 1 p.m.

If there are technical difficulties with the video-style format of the hearing, the hearing officer will determine if an alternate hearing is necessary. If it is determined by the hearing officer that an alternate hearing is necessary, it would be held October 27 in Room 520 of the Curtis State Office Building, 1000 S.W. Jackson, Topeka. That hearing would begin at 2 p.m., with an informational meeting being held at 1 p.m.

**General Comments:** The Clean Water Act directs that states must update their water quality standards from time to time, but at least once every three years. KDHE started this triennial review process in the summer of 2002 with several meetings using a focus group. The focus group consisted of 13 members from the regulated community, regulators and environmental groups. The proposed regulations are the response of this process. A short summary of the pertinent proposed amendments follows:

**K.A.R. 28-16-28b** is the definition section of the surface water quality standards. There were several updates to the definition section, including the additions of an *E. coli* and public swimming beach definition, which corresponds to the change made to the bacterial indicator.

**K.A.R. 28-16-28c** is the antidegradation and mixing zone section of the surface water quality standards. A bacterial high flow exclusion was added to this section. Although no criteria was changed, KDHE will begin to use a modeling system to more accurately determine the appropriate size of a mixing zone.

**K.A.R. 28-16-28d** is the classification and use designation section of the surface water quality standards. This section was rearranged to address classification prior to use designation, because a waterbody must be classified before uses are designated. For classified surface waters other than classified stream segments, KDHE replaced the bacterial indicator of fecal coliform with *E. coli*.

**K.A.R. 28-16-28e** is the narrative and numeric criteria section of the surface water quality standards. KDHE moved all numeric criteria to a table format. The numeric tables were moved to an adopted by reference document known as the "Kansas Surface Water Quality Standards: Tables of Numeric Criteria." The move of the numeric criteria was made upon the request of the Department of Administration. Numeric criteria *E. coli* was added to the tables for classified surface waters other than classified stream segments.

**K.A.R. 28-16-28f** is the administrative section of the surface water quality standards. There were no criteria changes made to this section, only formatting changes based on the advice of the Department of Administration.

**K.A.R. 28-16-28g** is the Surface Water Register section of the Surface Water Quality Standards. The adoption by reference for the "Kansas Surface Water Register" was moved to this new section of the water quality standards to simplify the yearly updates to the register by the Bureau of Field Services.

**K.A.R. 28-16-58** is the definition section for NPDES permitting. The date of the "Kansas Implementation Procedures: Wastewater Permitting" was changed to reflect the update to the implementation procedures due to the bacterial indicator change for classified surface waters other than classified stream segments.

The economic impact associated with these regulations is primarily expected to be borne by KDHE. The department has estimated an initial capital investment of approximately \$13,120 and an annual monitoring cost of approximately \$89,760.

The time period between the publication of this notice and the scheduled hearing constitutes a 60-day public comment period for the purpose of receiving written public comments on the proposed regulatory action. All interested parties may submit written comments prior to the hearing to Bret Holman, Kansas Department of Health and Environment, Bureau of Water, Suite 420, Curtis State Office Building, 1000 S.W. Jackson, Topeka, 66612-1367, or by e-mail to bholman@kdhe.state.ks.us. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulatory action during the hearing, as well as to submit their written comments at that time. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation.

Copies of the proposed amendments and the regulatory impact statement may be obtained by contacting Amy Williams at (785) 296-5506. Questions pertaining to these proposed amendments should be directed to Bret Holman, (785) 296-5508. The draft regulations and regulatory impact statement also are available on KDHE's Bureau of Water homepage at [www.kdhe.state.ks.us/water](http://www.kdhe.state.ks.us/water) in a PDF format. The draft regulations also are available via e-mail in a PDF format. E-mail requests should be sent to bholman@kdhe.state.ks.us.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed amendments and the regula-

(continued)

tory impact statement and in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Amy Williams.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 031043

## State of Kansas

### Department of Health and Environment

#### Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment, Division of Environment, Bureau of Air and Radiation, will conduct a public hearing at 10:30 a.m. Wednesday, October 20, in the Prairie Conference Room, third floor, Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider the adoption of proposed amendments to the following air quality regulations: K.A.R. 28-19-720 (new source performance standards), K.A.R. 28-19-735 (national emission standards for hazardous air pollutants) and K.A.R. 28-19-750 (hazardous air pollutants, maximum achievable control technology), and to consider the proposed adoption of new K.A.R. 28-19-750a (consolidated federal air regulations, synthetic organic chemical manufacturing industry).

**K.A.R. 28-19-720** adopted the federal new source performance standards (NSPS) of 40 C.F.R. Part 60, establishing the standards as state-enforceable provisions. **K.A.R. 28-19-735** adopted the federal National Emission Standards for Hazardous Air Pollutants (NESHAP) of 40 C.F.R. Part 61, establishing these standards as state-enforceable provisions. **K.A.R. 28-19-750** adopted the federal emission standards for hazardous air pollutants for categories of sources (referred to as the maximum achievable control technology or "MACT" standards) of 40 C.F.R. Part 63, establishing these standards as state-enforceable provisions. The three state regulations became effective on January 23, 1995, and were amended subsequently to update the reference in the state regulations to the federal regulations in effect on July 1, 1998.

To keep the regulations current with federal requirements, the proposed amendments change the date of adoption-by-reference for the federal regulations to July 1, 2003. When applicable, Kansas sources of these air pollutants are already subject to these provisions as federal requirements. The state adoption does not change the substantive requirements to which these sources are subject and does not result in additional economic impacts on affected sources.

The economic impacts of the original federal rulemaking vary according to the source category, and specifically vary according to the type and size of operation, the technology employed and other factors unique to each source. For example, the EPA Economic Impact Analysis for the Portland cement MACT standards indicates that the compliance costs associated with these regulations may result in a price increase for Portland cement of between 1 and

2.5 percent. There are three facilities in Kansas affected by this regulation. For the rubber tire manufacturing MACT regulation, the EPA estimated in the final rule notice that the nationwide costs for the 43 facilities across the country to comply with this rule would total \$25,892,000. According to the estimate, this would result in a market price increase of \$0.03 per tire.

In certain cases, the rules incorporated into the state standards by the proposed amendments have the effect of reducing or delaying the economic impacts on sources, or have no economic impact. Of 151 facilities in the state subject to the NSPS standard for storage tanks in Subpart Kb, 111 are subject only to Kb. The federal rulemaking simplified monitoring and recordkeeping requirements making the regulatory requirements for these facilities less stringent.

New **K.A.R. 28-19-750a** will adopt federal provisions allowing specified synthetic organic chemical manufacturing sources to voluntarily operate pursuant to this consolidated air regulation, which streamlines some of the various requirements. Currently, such sources are, or may be, subject to numerous separate requirements that are difficult to track and may conflict with other requirements. The consolidated rule attempts to eliminate potential conflicts and harmonize the requirements to ease the regulatory burden on the facilities. As it is a voluntary option designed to streamline the regulatory requirements for sources, no cost impacts are expected.

The time period between the publication of this notice and the scheduled hearing constitutes a 60-day public comment period for the purpose of receiving written public comments on the proposed regulatory action. All interested parties may submit written comments prior to 5 p.m. on the day of the hearing to Ralph J. Kieffer, Kansas Department of Health and Environment, Bureau of Air and Radiation, Suite 310, Curtis State Office Building, 1000 S.W. Jackson, Topeka, 66612, by fax to (785) 296-7455, or by e-mail to rkieffer@kdhe.state.ks.us. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulatory action during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to five minutes.

Copies of the proposed regulations and the economic impact and environmental benefit statements may be obtained by contacting Christy Thurman at (785) 296-1593. Questions pertaining to these proposed regulations should be directed to Ralph J. Kieffer, (785) 296-6428, or Tom Gross, (785) 296-1692.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and the economic impact and environmental benefit statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Ralph J. Kieffer.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 031040

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 8-16-04 through 8-22-04**

Term	Rate
1-89 days	1.46%
3 months	1.41%
6 months	1.68%
1 year	1.90%
18 months	2.17%
2 years	2.43%

Derl S. Treff  
Director of Investments

Doc. No. 031030

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-04-245**

**Application(s) for New or Expansion of Existing Swine Facilities**

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
KRB Pork Robert Rogge 11710 Diamond Circle St. George, KS 66535	Robert and Sheila Rogge 11710 Diamond Circle St. George, KS 66535
Legal Description	Receiving Water
SE/4 of Section 10, T05S, R02E, Washington County Kansas Permit No. A-LRWS-H007	Lower Republican River Basin Federal Permit No. KS0094956

This is an application for a permit for the expansion of an existing swine facility. A new or modified permit will not be issued without additional public notice.

**Public Notice No. KS-AG-04-246**

**Application(s) for New or Expansion of Existing Swine Facilities**

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Michael Wilson 419 1000 Ave. Carlton, KS 67448	Michael Wilson 419 1000 Ave. Carlton, KS 67448
Legal Description	Receiving Water
NE/4 of Section 21, T15S, R01E, Dickinson County Kansas Permit No. A-SHDK-S017	Smoky Hill River Basin

This is an application for a permit for new construction at an existing swine facility. A new or modified permit will not be issued without additional public notice. A hoop building is being added to address the pollution potential of the open swine lots.

**Public Notice No. KS-AG-04-247/248**

**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Stigge Farms Alan Stigge 1455 18th Road Washington, KS 66968	SW/4 of Section 32, T02S, R03E, Washington County	Big Blue River Basin
Kansas Permit No. A-BBWS-B013		

This is a new permit for an existing facility for a maximum capacity of 800 head (800 animal units) of cattle weighing more than 700 pounds. The facility was previously certified. The proposed changes to the operation are to provide a waste control system in accordance with the approved plans.

Name and Address of Applicant	Legal Description	Receiving Water
KRB Pork, Inc. Robert Rogge 11710 Diamond Circle St. George, KS 66535	SE/4 of Section 10, T05S, R02E, Washington County	Lower Republican River Basin
Kansas Permit No. A-LRWS-H007      Federal Permit No. KS0094956		

This is an expansion to an existing permit. The current operation has a maximum capacity for 4,000 finishing swine (1,600 animal units). The proposed expansion is for an additional three enclosed units to increase the operations capacity to a maximum of 8,000 head (3,200 animal units) of swine weighing 55 pounds or greater. The three new units will utilize a separate waste control system.

**Public Notice No. KS-04-179/181**

Name and Address of Applicant	Waterway	Type of Discharge
De Soto, City of P.O. Box C De Soto, KS 66018	Kansas River via Kill Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS12-0001      Federal Permit No. KS0026239  
Legal: NE¼, SE¼, NW¼, S27, T12S, R22E, Johnson County

Facility Description: The proposed action is to modify an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. This permit is being modified to incorporate more frequent effluent monitoring requirements, impose effluent monitoring requirements nutrients, and impose a schedule of compliance for construction of temporary improvements at the existing treatment plant as well as establish a schedule of compliance for planning design and construction of a wastewater treatment facility to provide for projected future wastewater treatment needs. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, fecal coliform, ammonia and pH.

(continued)

Monitoring of total phosphorus, nitrate, nitrite, total Kjeldahl nitrogen, total nitrogen and effluent flow also will be required. Contained in the permit is a schedule of compliance requiring permittee to complete construction of a new wastewater treatment plant by January 1, 2007. 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.

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
N.R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Lyons Creek via Lime Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-SH17-PO01		Federal Permit No. KS0117382
Legal: E½, S2, T16S, R4E, Dickinson County		
Facility Name: Presslor Quarry #36		

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

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Johnson County Unified Wastewater Districts 7311 W. 130th St., Suite 100 Overland Park, KS 66213	Bull Creek via Little Bull Creek	Process and Treated Domestic Wastewater
Kansas Permit No. I-MC51-PO01		Federal Permit No. KS0119296
Legal: SE¼, S18, T14S, R23E, Johnson County		
Facility Name: New Century Air Center (a.k.a. Little Bull Creek Sewer Sub-District No. 2)		

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility. This facility is a complete-mix activated sludge treatment plant used to treat industrial and domestic wastewater from businesses located in the New Century Air Center park complex and Lone Elm Estates. The businesses are largely food processors and other light industry. The treatment system consists of course screen, grit removal, Parshall flume, primary clarification, pumping station, aeration, final clarification, re-aeration basin and UV disinfection. Primary sludge and scum is thickened in two DAF units. Solids including dewatered sludge, grit and screenings are landfilled. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, ammonia, fecal coliform, oil and grease, phosphorus and pH, and monitoring for total Kjeldahl nitrogen, nitrate, nitrite and total nitrogen. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

**Public Notice No. KS-ND-04-014**

<b>Name and Address of Applicant</b>	<b>Legal Location</b>	<b>Type of Discharge</b>
Triple D, Inc. c/o Warren Diehl 7559 S. 127th St. East Derby, KS 67037	N½, SW¼, S2, T29S, R2E, Sedgwick County	Nonoverflowing
Kansas Permit No. C-WA22-NO01		
Facility Name: Triple D Mobile Home Park		

Facility Description: The proposed action is to change the permit issued for operation of the existing wastewater treatment facility treating primarily domestic wastewater from discharging to nonoverflowing status. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit.

Persons wishing to comment on or object to the draft permits and/or permit applications must submit their comments in writing to the Kansas Department of Health

and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of April Romero for agricultural permits or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft permit or application notice postmarked or received on or before September 18 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-04-245/248, KS-04-179/181, KS-ND-04-014) 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. 031044



**INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2003 Volumes of the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

Reg. No.	Action	Register
1-6-21	Amended	V. 22, p. 1968
1-6-23	Amended (T)	V. 22, p. 466
1-6-23	Amended	V. 22, p. 1230
1-9-4	Amended	V. 23, p. 718
1-45-1 through 1-45-7	Revoked	V. 22, p. 226
1-45-7a	Revoked	V. 22, p. 226
1-45-8 through 1-45-14	Revoked	V. 22, p. 226
1-45-15	Revoked	V. 22, p. 226
1-45-16	Revoked	V. 22, p. 226
1-45-17	Revoked	V. 22, p. 226
1-45-18 through 1-45-24	New	V. 22, p. 226-228
1-45-18	Amended (T)	V. 23, p. 424
1-45-18	Amended	V. 23, p. 1044
1-45-19	Amended (T)	V. 23, p. 424
1-45-19	Amended	V. 23, p. 1044
1-45-20	Amended (T)	V. 23, p. 424
1-45-20	Amended	V. 23, p. 1045
1-45-23	Amended (T)	V. 23, p. 425
1-45-23	Amended	V. 23, p. 1045
1-45-24	Amended (T)	V. 23, p. 425
1-45-24	Amended	V. 23, p. 1045
1-47-1	Amended	V. 22, p. 850
1-49-1	Amended	V. 22, p. 851
1-49-12	New	V. 22, p. 851

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
4-4-900	Amended	V. 22, p. 1191
4-4-956	Amended	V. 22, p. 1192
4-4-982	Amended	V. 22, p. 1192
4-4-983	Amended	V. 22, p. 1192
4-4-985	New	V. 22, p. 1193
4-4-986	New	V. 22, p. 1194
4-8-14a	Amended (T)	V. 23, p. 900
4-8-14a	Amended	V. 23, p. 1102
4-8-27 through 4-8-37	Amended	V. 23, p. 1102, 1103
4-8-39	Amended	V. 23, p. 1103
4-8-40	Amended (T)	V. 23, p. 901
4-8-40	Amended	V. 23, p. 1103
4-8-42	Amended	V. 23, p. 1103
4-8-43	New (T)	V. 22, p. 82
4-8-43	New	V. 22, p. 432
4-11-2	Amended	V. 23, p. 895
4-11-3	Amended	V. 23, p. 895
4-11-6	Revoked	V. 23, p. 896
4-11-7	Revoked	V. 23, p. 896
4-11-8	Amended	V. 23, p. 896
4-11-9	Amended	V. 23, p. 896
4-11-14	Amended	V. 23, p. 896
4-13-1	Amended	V. 22, p. 1194
4-13-2	Amended	V. 22, p. 1195
4-13-4a	Amended	V. 22, p. 1195
4-13-6	Amended	V. 22, p. 1196
4-13-7	Amended	V. 22, p. 1196
4-13-26	Amended	V. 22, p. 1196
4-20-5	Amended	V. 22, p. 1747

4-20-11	Amended	V. 22, p. 385
4-20-15	Amended	V. 22, p. 385
4-21-1	Amended	V. 22, p. 385
4-21-3	Amended	V. 22, p. 386
4-21-4	Amended	V. 22, p. 386
4-21-5	Amended	V. 22, p. 387
4-21-6	Amended	V. 22, p. 387
4-21-7	New	V. 22, p. 387
4-25-16	Amended (T)	V. 22, p. 2176
4-25-16	Amended	V. 23, p. 95

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

Reg. No.	Action	Register
5-1-1	Amended	V. 22, p. 1747
5-1-4	Amended	V. 22, p. 1751
5-1-6	Amended	V. 22, p. 1752
5-1-9	Amended	V. 22, p. 1753
5-1-12	Amended	V. 22, p. 1753
5-3-1	Amended	V. 22, p. 1753
5-3-1b	New	V. 22, p. 1754
5-3-3a	New	V. 22, p. 1754
5-3-4c	Amended	V. 22, p. 1754
5-3-4d	Amended	V. 22, p. 1754
5-3-5c	Amended	V. 22, p. 1755
5-3-5o	New	V. 23, p. 1130
5-3-7	Amended	V. 22, p. 1755
5-3-16a	New	V. 22, p. 1755
5-3-19	Amended	V. 22, p. 1756
5-5-2a	New	V. 22, p. 1756
5-5-16	Amended	V. 22, p. 1757
5-6-13a	New	V. 22, p. 1758
5-6-15	Amended	V. 22, p. 1758
5-7-1	Amended	V. 22, p. 1758
5-9-1	Amended	V. 22, p. 1759
5-9-6	Amended	V. 22, p. 1759
5-14-10	New	V. 22, p. 1759
5-14-11	New	V. 22, p. 1760
5-17-1 through 5-17-18	New	V. 23, p. 1131-1137
5-23-1	Amended	V. 23, p. 181
5-23-3	Amended	V. 23, p. 181
5-23-3a	Amended	V. 23, p. 182
5-23-4	Amended	V. 22, p. 1933
5-23-4a	Amended	V. 22, p. 1933
5-23-4b	Amended	V. 22, p. 1934
5-23-5	Revoked	V. 22, p. 1935
5-24-1	Amended	V. 23, p. 65
5-24-2	Amended	V. 23, p. 65
5-24-3	Amended	V. 23, p. 66
5-24-4	Amended	V. 23, p. 68
5-24-6	Amended	V. 23, p. 68
5-24-8	Amended	V. 23, p. 68
5-24-11	New	V. 23, p. 69
5-25-1	Amended	V. 22, p. 1819
5-25-2	Amended	V. 22, p. 1819
5-25-2a	New	V. 22, p. 1819
5-25-3	Amended	V. 22, p. 1820
5-25-4	Amended	V. 22, p. 1820
5-25-5	Amended	V. 22, p. 1820
5-25-8	Amended	V. 22, p. 1821
5-25-10	Amended	V. 22, p. 1821
5-25-11	Amended	V. 22, p. 1821
5-25-12 through 5-25-20	New	V. 22, p. 1821-1824

**AGENCY 7: SECRETARY OF STATE**

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

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-18-1	Amended	V. 22, p. 794
9-18-2	New (T)	V. 22, p. 1260
9-18-2	New	V. 22, p. 1850
9-18-3	New (T)	V. 22, p. 1260
9-18-3	New	V. 22, p. 1850

9-19-1 through 9-19-11	Revoked (T)	V. 22, p. 1261
9-19-1 through 9-19-11	Revoked	V. 22, p. 1816
9-19-12	New (T)	V. 22, p. 1261
9-19-12	New	V. 22, p. 1816
9-22-4	Amended (T)	V. 22, p. 1261
9-22-4	Amended	V. 22, p. 1507
9-22-5	Amended (T)	V. 22, p. 1262
9-22-5	Amended	V. 22, p. 1508
9-25-2	Amended (T)	V. 22, p. 1264
9-25-3	Amended (T)	V. 22, p. 1264
9-25-5	Amended (T)	V. 22, p. 1265
9-25-5	Amended	V. 22, p. 1817
9-25-6	Amended (T)	V. 22, p. 1266
9-25-6	Amended	V. 22, p. 1818
9-25-12	Amended (T)	V. 22, p. 1267
9-25-12	Amended	V. 22, p. 1850
9-26-1	Amended (T)	V. 22, p. 1267
9-26-1	Amended	V. 22, p. 1818

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

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

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

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

**AGENCY 19: GOVERNMENTAL ETHICS COMMISSION**

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

**AGENCY 22: STATE FIRE MARSHAL**

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

**AGENCY 26: DEPARTMENT ON AGING**

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

**AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT**

Reg. No.	Action	Register
28-1-2	Amended (T)	V. 22, p. 2030
28-1-2	Amended	V. 23, p. 202
28-1-4	Amended (T)	V. 22, p. 2031
28-1-4	Amended	V. 23, p. 203
28-1-20	Amended	V. 23, p. 360
28-4-576	Amended (T)	V. 23, p. 389
28-4-577	Amended (T)	V. 23, p. 390
28-4-578	Amended (T)	V. 23, p. 391
28-4-583	Amended (T)	V. 23, p. 392
28-4-585	Amended (T)	V. 23, p. 392
28-4-587	Amended (T)	V. 23, p. 394
28-4-590	Amended (T)	V. 23, p. 396
28-4-591	Amended (T)	V. 23, p. 397
28-4-600 through 28-4-613	New	V. 23, p. 957-962
28-4-700 through 28-4-705	New (T)	V. 23, p. 398-400
28-15-35	Amended	V. 23, p. 305
28-15-36	Amended	V. 23, p. 309
28-16-28b	Amended	V. 22, p. 1760
28-16-28d	Amended	V. 23, p. 39

(continued)

28-16-28e Amended V. 22, p. 1763  
 28-17-6 Amended (T) V. 22, p. 1225  
 28-17-6 Amended V. 22, p. 1711  
 28-19-202 Amended V. 23, p. 70  
 28-29-3 Amended V. 22, p. 798  
 28-29-20 Amended V. 22, p. 801  
 28-29-75 through  
 28-29-82 Amended V. 23, p. 203-205  
 28-29-101 Revoked V. 22, p. 802  
 28-29-109 Amended V. 22, p. 802  
 28-29-300 New V. 22, p. 2131  
 28-29-302 New V. 22, p. 2131  
 28-29-304 New V. 22, p. 2133  
 28-29-308 New V. 22, p. 2134  
 28-29-321 New V. 22, p. 2137  
 28-29-325 New V. 22, p. 2137  
 28-36-30 Amended V. 22, p. 1771  
 28-38-18 Amended V. 22, p. 1575  
 28-38-19 Amended V. 22, p. 1575  
 28-39-164 through  
 28-39-168 Amended V. 22, p. 2094-2096  
 28-39-169 Revoked V. 22, p. 2096  
 28-39-169a New V. 22, p. 2096  
 28-39-169b New V. 22, p. 2097  
 28-39-169c New V. 22, p. 2098  
 28-39-170 through  
 28-39-174 Revoked V. 22, p. 2099  
 28-45-2 Revoked (T) V. 22, p. 531  
 28-45-2 Revoked V. 22, p. 1304  
 28-45-2a New (T) V. 22, p. 531  
 28-45-2a New V. 22, p. 1304  
 28-45-3 Revoked (T) V. 22, p. 532  
 28-45-3 Revoked V. 22, p. 1305  
 28-45-3a New (T) V. 22, p. 532  
 28-45-3a New V. 22, p. 1305  
 28-45-4 Revoked (T) V. 22, p. 533  
 28-45-4 Revoked V. 22, p. 1306  
 28-45-4a New (T) V. 22, p. 533  
 28-45-4a New V. 22, p. 1306  
 28-45-5 Revoked (T) V. 22, p. 533  
 28-45-5 Revoked V. 22, p. 1306  
 28-45-5a New (T) V. 22, p. 533  
 28-45-5a New V. 22, p. 1306  
 28-45-6 Revoked (T) V. 22, p. 534  
 28-45-6 Revoked V. 22, p. 1306  
 28-45-6a New (T) V. 22, p. 534  
 28-45-6a New V. 22, p. 1306  
 28-45-7 Revoked (T) V. 22, p. 535  
 28-45-7 Revoked V. 22, p. 1308  
 28-45-7a New (T) V. 22, p. 535  
 28-45-7a New V. 22, p. 1308  
 28-45-8 Revoked (T) V. 22, p. 536  
 28-45-8 Revoked V. 22, p. 1309  
 28-45-8a New (T) V. 22, p. 536  
 28-45-8a New V. 22, p. 1309  
 28-45-9 Revoked (T) V. 22, p. 536  
 28-45-9 Revoked V. 22, p. 1309  
 28-45-9a New (T) V. 22, p. 536  
 28-45-9a New V. 22, p. 1309  
 28-45-10 Revoked (T) V. 22, p. 536  
 28-45-10 Revoked V. 22, p. 1309  
 28-45-10a New (T) V. 22, p. 536  
 28-45-10a New V. 22, p. 1309  
 28-45-11 Revoked (T) V. 22, p. 537  
 28-45-11 Revoked V. 22, p. 1310  
 28-45-11a New (T) V. 22, p. 537  
 28-45-11a New V. 22, p. 1310  
 28-45-12 through  
 28-45-30 New (T) V. 22, p. 537-548  
 28-45-12 through  
 28-45-30 New V. 22, p. 1310-1321  
 28-45a-1 through  
 28-45a-19 New (T) V. 22, p. 548-557  
 28-45a-1 through  
 28-45a-19 New V. 22, p. 1321-1331  
 28-51-100 Amended V. 22, p. 2099  
 28-51-108 Amended V. 22, p. 2100

28-51-113 through  
 28-51-116 New V. 22, p. 2100-2102

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

Reg. No.	Action	Register
30-4-39	Amended	V. 22, p. 1533
30-4-50	Amended	V. 23, p. 894
30-4-55	Amended	V. 22, p. 1533
30-4-90	Amended (T)	V. 23, p. 897
30-4-90	Amended	V. 23, p. 1104
30-4-96	Revoked	V. 22, p. 249
30-4-110	Amended	V. 22, p. 1534
30-5-59	Amended	V. 22, p. 2087
30-5-64	Amended	V. 23, p. 694
30-5-78	Amended	V. 22, p. 2090
30-5-81u	Amended (T)	V. 22, p. 83
30-5-81u	Amended	V. 22, p. 432
30-5-89	Amended	V. 22, p. 1355
30-5-89a	Amended	V. 22, p. 1355
30-5-102	Amended (T)	V. 22, p. 83
30-5-102	Amended	V. 22, p. 2090
30-5-105	Amended (T)	V. 22, p. 83
30-5-105	Amended	V. 22, p. 2091
30-5-107	Amended	V. 22, p. 1043
30-5-107a	Amended	V. 22, p. 1044
30-5-116	Amended	V. 22, p. 2091
30-5-300	Amended	V. 22, p. 2091
30-6-65	Amended	V. 22, p. 1044
30-6-91	New	V. 23, p. 894
30-6-103	Amended (T)	V. 22, p. 84
30-6-103	Amended	V. 22, p. 433
30-6-106	Amended	V. 22, p. 249
30-6-108	Amended	V. 22, p. 1045
30-6-109	Amended	V. 22, p. 1045
30-10-14	Revoked	V. 22, p. 1355
30-10-15a	Amended	V. 22, p. 1355
30-10-17	Amended (T)	V. 22, p. 990
30-10-17	Amended	V. 22, p. 1233
30-10-18	Amended (T)	V. 22, p. 991
30-10-18	Amended	V. 22, p. 1234
30-10-19	Amended (T)	V. 22, p. 994
30-10-19	Amended	V. 22, p. 1236
30-10-21	Amended	V. 22, p. 1357
30-10-23b	Amended	V. 22, p. 1357
30-14-28	Amended (T)	V. 22, p. 84
30-14-28	Amended	V. 22, p. 434
30-44-5	New	V. 22, p. 1047
30-46-10	Amended	V. 23, p. 977
30-46-13	Amended	V. 23, p. 978
30-46-15	Amended	V. 23, p. 978
30-46-16	Amended	V. 23, p. 978
30-46-17	Amended	V. 23, p. 978
30-60-1	Amended	V. 22, p. 1090
30-60-2	Amended	V. 22, p. 1090
30-60-5	Amended	V. 22, p. 1090
30-60-6	Amended	V. 22, p. 1091
30-60-7	Amended	V. 22, p. 1092
30-60-8	New	V. 22, p. 1092
30-60-10	Amended	V. 22, p. 1093
30-60-11	Amended	V. 22, p. 1093
30-60-12	Amended	V. 22, p. 1093
30-60-13	New	V. 22, p. 1094
30-60-14	New	V. 22, p. 1094
30-60-15	New	V. 22, p. 1094
30-60-16	New	V. 22, p. 1094
30-60-17	Amended	V. 22, p. 1095
30-60-18	Amended	V. 22, p. 1095
30-16-19	Amended	V. 22, p. 1096
30-60-25	Amended	V. 22, p. 1096
30-60-26	Amended	V. 22, p. 1097
30-60-27	Amended	V. 22, p. 1097
30-60-28	Amended	V. 22, p. 1097
30-60-29	New	V. 22, p. 1097
30-60-30	New	V. 22, p. 1098
30-60-40	Amended	V. 22, p. 1098
30-60-41	Amended	V. 22, p. 1098
30-60-45	Amended	V. 22, p. 1099
30-60-46	Amended	V. 22, p. 1099
30-60-47	Amended	V. 22, p. 1099
30-60-48	New	V. 22, p. 1099
30-60-49	New	V. 22, p. 1100
30-60-50	Amended	V. 22, p. 1100

30-60-51	New	V. 22, p. 1101
30-60-55	Amended	V. 22, p. 1102
30-60-56	New	V. 22, p. 1103
30-60-57	New	V. 22, p. 1103
30-60-60	Revoked	V. 22, p. 1103
30-60-61	Revoked	V. 22, p. 1103
30-60-62	Amended	V. 22, p. 1103
30-60-63	New	V. 22, p. 1104
30-60-64	New	V. 22, p. 1105
30-60-70	Amended	V. 22, p. 1108
30-60-71	Amended	V. 22, p. 1108
30-60-72	Amended	V. 22, p. 1108
30-60-73	Amended	V. 22, p. 1108
30-60-74	Amended	V. 22, p. 1109
30-60-75	Revoked	V. 22, p. 1109
30-60-76	Amended	V. 22, p. 1109
30-61-1	Amended	V. 22, p. 1109
30-61-2	Amended	V. 22, p. 1109
30-61-5	Amended	V. 22, p. 1109
30-61-6	Amended	V. 22, p. 1110
30-61-10	Amended	V. 22, p. 1110
30-61-11	New	V. 22, p. 1110
30-61-15	Amended	V. 22, p. 1110
30-61-16	Revoked	V. 22, p. 1111

**AGENCY 36: DEPARTMENT OF TRANSPORTATION**

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

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

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

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

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

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

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

**AGENCY 61: BOARD OF BARBERING**

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

**AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY**

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

65-5-11 New V. 23, p. 893  
 65-8-5 Revoked V. 23, p. 893

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

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

**AGENCY 68: BOARD OF PHARMACY**

**Reg. No. Action Register**  
 68-2-9 Amended V. 22, p. 118  
 68-2-10 Amended V. 22, p. 118  
 68-2-11 Amended V. 22, p. 118  
 68-2-12a Amended V. 22, p. 118  
 68-2-15 Amended V. 22, p. 430  
 68-2-20 Amended V. 22, p. 119  
 68-7-12 Amended V. 22, p. 119  
 68-7-12a Amended V. 22, p. 120  
 68-7-12b New V. 22, p. 120  
 68-7-20 New V. 23, p. 382  
 68-8-1 Amended V. 22, p. 431  
 68-9-2 Amended V. 22, p. 121  
 68-11-1 Amended V. 22, p. 122  
 68-11-2 Amended V. 22, p. 122  
 68-12-2 Amended V. 22, p. 122  
 68-13-1 Amended V. 22, p. 122

**AGENCY 70: BOARD OF VETERINARY EXAMINERS**

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

**AGENCY 71: KANSAS DENTAL BOARD**

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

**AGENCY 74: BOARD OF ACCOUNTANCY**

**Reg. No. Action Register**  
 74-1-1 Amended V. 22, p. 1894  
 74-1-2 Amended V. 22, p. 1894  
 74-1-3 Amended V. 22, p. 1894  
 74-1-6 Amended V. 22, p. 1895  
 74-1-8 New V. 22, p. 1895  
 74-2-1 Amended V. 22, p. 1896  
 74-2-4 Revoked V. 22, p. 1896  
 74-4-7 Amended V. 22, p. 1896  
 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. 1657  
 82-1-226 Amended V. 22, p. 1657  
 82-1-227 Amended V. 22, p. 1657  
 82-1-228 Amended V. 22, p. 1657  
 82-1-229 Amended V. 22, p. 1658  
 82-1-230 Amended V. 22, p. 1659  
 82-1-230a New V. 22, p. 1659  
 82-1-231 Amended V. 22, p. 1660  
 82-1-231a Amended V. 22, p. 1663  
 82-1-231b Amended V. 22, p. 1664  
 82-1-232 Amended V. 22, p. 1665  
 82-1-235 Amended V. 22, p. 1666  
 82-1-237 Amended V. 22, p. 1666  
 82-1-238 Amended V. 22, p. 1666  
 82-1-239 Amended V. 22, p. 1667  
 82-3-101 Amended V. 23, p. 426  
 82-3-600 Amended V. 23, p. 429  
 82-3-600a Amended V. 23, p. 430  
 82-3-600b Revoked V. 23, p. 430  
 82-3-601a Amended V. 23, p. 430  
 82-3-601b Amended V. 23, p. 431  
 82-3-602 Amended V. 23, p. 431  
 82-3-603 Amended V. 23, p. 431  
 82-3-604 Amended V. 23, p. 432  
 82-3-605 Revoked V. 23, p. 432  
 82-3-606 Amended V. 23, p. 432  
 82-3-607 New V. 23, p. 433  
 82-3-700 through  
 82-3-704 Amended (T) V. 23, p. 152-155  
 82-3-700 through  
 82-3-704 Amended V. 23, p. 538-541  
 82-3-705 through  
 82-3-710 New (T) V. 23, p. 155-158  
 82-3-705 through  
 82-3-710 New V. 23, p. 541-544  
 82-4-2 Amended V. 22, p. 86  
 82-4-3a New (T) V. 23, p. 578  
 82-4-20 Amended V. 22, p. 86  
 82-4-21 Amended V. 22, p. 87  
 82-4-23 Amended V. 22, p. 87  
 82-4-26 Amended V. 22, p. 87  
 82-4-26a Amended V. 22, p. 88  
 82-4-27 Amended V. 22, p. 88  
 82-4-27a Amended V. 22, p. 88  
 82-4-27e Amended V. 22, p. 89  
 82-4-28 Amended V. 22, p. 89  
 82-4-28a Amended V. 22, p. 89  
 82-4-29 Amended V. 22, p. 90  
 82-4-29a Amended V. 22, p. 90  
 82-4-30a Amended V. 22, p. 90  
 82-4-32 Amended V. 22, p. 90  
 82-4-35 Amended V. 22, p. 91  
 82-4-46 Amended V. 22, p. 91  
 82-4-49b through  
 82-4-49e Revoked V. 22, p. 91  
 82-7-2 through  
 82-7-5 Revoked V. 22, p. 91  
 82-8-1 Amended V. 22, p. 91  
 82-8-2 Amended V. 22, p. 91  
 82-8-3 Amended V. 22, p. 92  
 82-11-1 Amended V. 22, p. 1078  
 82-11-3 Amended V. 22, p. 1079

82-11-4 Amended V. 22, p. 1079  
 82-11-8 Amended V. 22, p. 1084  
 82-11-10 Amended V. 22, p. 1084

**AGENCY 88: BOARD OF REGENTS**

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

**AGENCY 91: DEPARTMENT OF EDUCATION**

**Reg. No. Action Register**  
 91-1-201 Amended V. 22, p. 2125  
 91-1-203 Amended V. 22, p. 2126  
 91-1-206 Amended V. 22, p. 2129  
 91-1-213 Amended V. 22, p. 2130  
 91-1-230 New V. 23, p. 1106  
 91-1-231 New V. 23, p. 1107  
 91-1-232 New V. 23, p. 1108  
 91-1-235 New V. 23, p. 1108  
 91-1-236 New V. 23, p. 1109  
 91-1-68a through  
 91-1-68e Revoked V. 23, p. 1111  
 91-18-24 Revoked V. 23, p. 280  
 91-18-27 Revoked V. 23, p. 280  
 91-18-29 Revoked V. 23, p. 280  
 91-18-34 Revoked V. 23, p. 280  
 91-18-40 Revoked V. 23, p. 280  
 91-31-16 through  
 91-31-30 Revoked V. 22, p. 124  
 91-31-31 through  
 91-31-42 New V. 22, p. 124-128  
 91-38-1 Amended V. 22, p. 356  
 91-38-2 Amended V. 22, p. 356  
 91-38-3 Amended V. 22, p. 357  
 91-38-5 Amended V. 22, p. 357  
 91-38-6 Amended V. 22, p. 358  
 91-38-7 Amended V. 22, p. 360

**AGENCY 92: DEPARTMENT OF REVENUE**

**Reg. No. Action Register**  
 92-19-200 through  
 92-19-203 New V. 22, p. 431  
 92-51-24 Amended V. 23, p. 40  
 92-51-25 Amended V. 23, p. 40  
 92-51-28 New V. 23, p. 40  
 92-51-29 New V. 23, p. 41  
 92-51-34a New V. 23, p. 41  
 92-52-9 Amended V. 23, p. 41

**AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION**

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

**AGENCY 94: BOARD OF TAX APPEALS**

**Reg. No. Action Register**  
 94-2-4 Amended (T) V. 22, p. 1504  
 94-2-4 Amended V. 22, p. 2009  
 94-2-19 Amended (T) V. 22, p. 1504  
 94-2-19 Amended V. 22, p. 2009  
 94-2-20 Amended (T) V. 22, p. 1504  
 94-2-20 Amended V. 22, p. 2010  
 94-2-21 New V. 22, p. 2010  
 94-2-21 Amended (T) V. 23, p. 896

**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  
 100-49-4 Amended V. 23, p. 1148

(continued)

100-54-2		
through		
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		
through		
100-72-7	New (T)	V. 22, p. 79-81
100-72-1		
through		
100-72-6	New	V. 22, p. 691, 692
100-72-7	New	V. 22, p. 1893
100-75-1	New (T)	V. 22, p. 82
100-75-1	New	V. 22, p. 83

**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
102-2-8	Amended	V. 23, p. 1137
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. 23, p. 1139
102-3-9a	Amended	V. 22, p. 1151
102-3-10a	Amended	V. 22, p. 1152
102-3-12a	Amended	V. 22, p. 2184
102-4-3a	Amended	V. 23, p. 1141
102-4-4a	Amended	V. 23, p. 1143
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
102-4-7a	Amended	V. 23, p. 1144
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
102-5-4a	Amended	V. 23, p. 1145
102-5-4b	New (T)	V. 22, p. 1273
102-5-4b	New	V. 22, p. 1813
102-5-7a	Amended	V. 23, p. 1147
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
108-1-1	Amended	V. 23, p. 1189
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
111-4-2177		
through		
111-4-2180	New	V. 23, p. 1169-1171
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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