



# Kansas Register

Ron Thornburgh, Secretary of State

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## State of Kansas

**Social and Rehabilitation Services****Request for Proposals**

The Department of Social and Rehabilitation Services-Mental Health (SRS-MH), as the state mental health authority, announces the release of a request for proposals for an Alternate Care Fund (ACF) program administrator. The ACF Program's main purpose is to provide funds to support eligible individuals who are experiencing a mental illness to obtain and maintain housing in the least restrictive environment possible by providing temporary funds to meet the cost of their housing needs. This grant will be awarded to one nonprofit agency that will serve the entire state. The grant recipient's role will be that of a pass-through agent and will follow program guidelines as established by SRS-MH. The grant recipient will pay vendors as requested by Community Mental Health Centers, track expenditures, and report to SRS-MH quarterly and annually. Proposals are due by June 14.

For more information or to receive a copy of the RFP, contact Christy McMurphy, Community Integration Specialist, SRS-MH, 10th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612, (785) 296-3471, or e-mail at czlm@srskansas.org.

Gary J. Daniels  
Acting Secretary of Social and  
Rehabilitation Services

Doc. No. 032038

## State of Kansas

**Secretary of State****Code Mortgage Rate for June**

Pursuant to the provisions of K.S.A. 2004 Supp. 16a-1-301, Section 11, the code mortgage rate during the period of June 1, 2005 through June 30, 2005, is 12 percent.

Ron Thornburgh  
Secretary of State

Doc. No. 032017

## State of Kansas

**Secretary of State****Usury Rate for June**

Pursuant to the provisions of K.S.A. 2004 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of June 1, 2005 through June 30, 2005, is 7.01 percent.

Ron Thornburgh  
Secretary of State

Doc. No. 032016

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State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for the items listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 864-3416 or fax (785) 864-3454 for additional information:

**Wednesday, June 15, 2005**

**IFB 85023-R**

Solid Work Surfaces

**IFB 85021**

Two-Way Radio Maintenance Service

Barry Swanson  
Director, Business Services  
and Purchasing

Doc. No. 032032

State of Kansas

Department of Administration  
Division of Facilities Management

Notice of Commencement of  
Negotiations for Technical Services

Notice is hereby given of the commencement of negotiations for air and water balancing services and commissioning of mechanical and electrical systems for state construction projects for the 12-month period from July 1, 2005 to June 30, 2006. Negotiations also are commencing for welding x-ray services, infrared testing services, and mechanical and electrical troubleshooting.

Interested individuals or firms in the balancing field must be certified by the National Environmental Balancing Bureau or the Associated Air Balance Council. Said individuals or firms must be engaged in balancing work on a full-time basis. Balance companies that are of the same parent company as the designers or contractors of a particular project will not be considered for that project.

To be considered, firms should submit an original SF 330 Part II and letter of interest indicating their qualifications, geographical areas of the state in which they are willing to work, and any additional information to Phyllis Fast, Division of Facilities Management, Room 600, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796. Also included should be a list of equipment charges and a list of the firm's proposed personnel, including each employee's hourly rate. Submittals should be received by Phyllis Fast before noon June 17.

It is the intention of the division to pre-approve a separate group of qualifying firms and award projects on a rotational basis. If a firm anticipates being limited to specific-sized projects, by dollar volume or location in the state, that information also should be supplied with the response.

D. Keith Meyers  
Director, Division of  
Facilities Management

Doc. No. 032021

State of Kansas

Kansas Judicial Council

Notice of Meetings

The Kansas Judicial Council and its advisory committees will meet according to the following schedule at the Kansas Judicial Center, 301 S.W. 10th Ave., Topeka:

Date	Committee	Time	Location
June 3	Judicial Council	9:00 a.m.	Room 259
June 3	Guardianship & Conservatorship	9:30 a.m.	Room 275
June 10	Judicial Performance	9:30 a.m.	Room 259
June 10	Legal Forms	9:30 a.m.	Room 275
June 17	Probate Law	9:30 a.m.	Room 259
June 17	PIK Criminal	9:30 a.m.	Room 275
June 24	Appellate Procedure	9:30 a.m.	Room 259
July 8	Legal Forms	9:30 a.m.	Room 259
July 15	Judicial Performance	9:30 a.m.	Room 259
July 15	PIK Criminal	9:30 a.m.	Room 275
July 22	Appellate Procedure	9:30 a.m.	Room 259

Hon. Donald L. Allegrucci  
Chair

Doc. No. 032027

State of Kansas

Department of Administration  
Division of Facilities Management

Notice of Commencement of  
Negotiations for Technical Services

Notice is hereby given of the commencement of negotiations for surveying, geological investigation and testing services for a 12-month period from July 1, 2005 to June 30, 2006. Pre-construction testing services shall include soils, roofing and hazardous materials such as lead paint and asbestos. Testing and inspection services during construction also are sought, such as soils, asphalt, concrete, steel, welding, spray-on fire-resistant materials and masonry wall construction.

To be considered, firms should submit an original SF 330 Part II and letter of interest indicating their qualifications, geographical areas of the state in which they are willing to work, and any additional information to Phyllis Fast, Division of Facilities Management, Room 600, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796. Also included should be a list of equipment charges and a list of the firm's proposed personnel, including each employee's hourly rate. Submittals should be received by Phyllis Fast before noon June 17.

It is the intention of the division to pre-approve a separate group of qualifying firms and award projects on a rotational basis. If a firm anticipates being limited to specific-sized projects, by dollar volume or location in the state, that information also should be supplied with the response.

D. Keith Meyers  
Director, Division of  
Facilities Management

Doc. No. 032022

(Published in the Kansas Register June 2, 2005.)

## City of Olathe, Kansas

### Notice to Bidders

Sealed bids will be received at the office of the city clerk at City Hall, Governor's Room, 100 E. Santa Fe, Olathe, Kansas, until 11 a.m. local time Wednesday, July 6, for the construction of **Elevating the BNSF Railroad, Fort Scott Subdivision Grade Separation Project, City Project No. 38299C, KDOT Project No. 46-K-9467-01.**

At said time and place, and promptly thereafter, all bids that have been duly received will be publicly opened and read aloud.

The work consists of the following: The reconstruction of approximately 8,800 feet of Burlington Northern Santa Fe (BNSF) double track from 3,600 feet north of Ridgeview Road to 2,100 feet south of Loula Street in Olathe. Track reconstruction includes alignment shift and elevation of railroad mainline on retaining wall structure for the majority of alignment and the construction of railroad bridge structures over Ridgeview Road (steel I-girder with composite cast in place deck), Santa Fe Street (steel I-girder with cast in place deck), Park Street (steel thru plate with steel ballast pas deck) and Loula Street (steel thru plate with steel ballast pas deck). Work also includes street reconstruction at the crossings with Ridgeview Road, Santa Fe Street, Park Street and Loula Street. Other work items include grading, retaining walls, asphalt pavement, bridges, fencing, signing, lighting, sanitary sewers, waterlines, pavement markings and landscaping.

Contract documents, including drawings and specifications, are on file at the office of the Olathe city engineer and are open for public inspection. Copies of the plans and specifications may be obtained at the offices of TranSystems Corporation, 2400 Pershing Road, Suite 400, Kansas City, MO 64108, (816) 329-8600. A complete set of full-sized plans with the specifications may be purchased for a nonrefundable fee of \$600. A complete set of half-sized plans with the specifications may be purchased for a nonrefundable fee of \$125.

The entire name of the project must appear on the outside of the bid envelope submitted to the city clerk's office. A satisfactory bid bond executed by the bidder and an acceptable surety, in an amount equal to 5 percent of the total bid for work, shall be submitted with each proposal.

The successful bidder will be required to furnish and pay satisfactory performance and payment bond or bonds. The city of Olathe, Kansas, reserves the right to reject any or all bids or to waive any informality in the bidding.

Bids may be held by the city of Olathe, Kansas, for a period not to exceed 60 days from the date of the opening of bids for the purpose of reviewing the bids and investigating the qualifications of bidders, prior to awarding the contract.

Contractors will be required to attend a prebid meeting at 10 a.m. June 16 at the Public Works Department, second floor, Olathe City Hall.

Effective April 24, 2000, all bidders shall submit in writing to the Director of Human Relations an affirmative action program. No contract will be awarded to any com-

pany that has not been issued a Certification of Compliance by the Olathe Human Relations Commission within the past 12 months. A copy of the required form is included in the contract documents. Questions concerning the forms and information required to complete the form should be directed the Olathe Equal Opportunity Office at (913) 971-6472.

City of Olathe, Kansas  
By Debra S. Gragg  
City Clerk

Doc. No. 032036

## State of Kansas

### Kansas Development Finance Authority

#### Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, June 16, in the offices 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. 000634—Maximum Principal Amount: \$141,344.** Owner/Operator: Brian and Lisa Holthaus. Description: Acquisition of 273 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 East Half of Section 29, Township 1 South, Range 12 East, Nemaha County, Kansas, approximately 7 miles northwest of Seneca.

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. 032042

## 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 Capitol Plaza Hotel, Topeka, until 2 p.m. June 15 and then publicly opened:

**District One—Northeast**

**Atchison**—73-3 K-9030-01—U.S. 73, 0.5 mile west of the west junction of U.S. 59, 0.1 mile, grading and surfacing. (State Funds)

**Johnson**—169-46 K-9523-01—U.S. 169 from 100 feet south of 175th Street north to 1,200 feet south of the junction of I-35, 2.9 miles, grading and surfacing. (State Funds)

**Lyon**—56 U-1955-01—30th Avenue bridge over the Kansas Turnpike Authority at Emporia, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

**Pottawatomie**—75 C-3886-01—County road 5 miles north and 3 miles west of Flush, 0.3 mile, grading, bridge and surfacing. (Federal Funds)

**Riley**—24-81 K-9032-01—Intersection of U.S. 24/K-177 and Kimball Avenue in Manhattan, 0.1 mile, grading and surfacing. (State Funds)

**Riley**—81 U-1990-01—Claflin Road and Beechwood Terrance in the city of Manhattan, intersection improvement. (Federal Funds)

**Shawnee**—89 C-4081-01—Northwest 46th Street over Messhoss Creek, grading and bridge. (Federal Funds)

**Wyandotte**—70-105 K-9892-01—I-70 from 94th Street east to the Lewis and Clark viaduct, 10.5 miles, pavement patching. (State Funds)

**Wyandotte-Johnson**—635-106 KA-0290-01—Interstate 635 from Swartz Road south 2.5 miles, joint repair. (State Funds)

**District Two—Northcentral**

**Clay**—24-14 K-8004-01—U.S. 24, 8th Street to 10th Street in Clay Center, 0.4 mile, intersection improvement. (State Funds)

**Dickinson**—70-21 K-9890-01—I-70 from the junction of K-15 east 8.4 miles, pavement patching. (State Funds)

**Saline**—85 K-8307-02—North Ohio Street over the Union Pacific Railroad tracks in Salina, grading. (State Funds)

**District Three—Northwest**

**Norton**—283-69 KA-0109-01—U.S. 283 from Armory Drive north to the Kansas-Nebraska state line, 11 miles, seal. (State Funds)

**Russell**—18-84 KA-0107-01—K-18 from the east junction of U.S. 281 east to the Russell-Lincoln county line, 13.3 miles, seal. (State Funds)

**Russell**—281-84 KA-0108-01—U.S. 281 from the west junction of K-18 east to the east junction of K-18, 8.5 miles, seal. (State Funds)

**Russell**—176-84 KA-0220-01—K-176 from the north city limits of Lucas north 0.2 mile to the junction of K-18, 0.2 mile, seal. (State Funds)

**District Four—Southeast**

**Bourbon**—3-6 KA-0119-01—K-3 from the Crawford-Bourbon county line north to the east junction of K-39, 3 miles, seal. (State Funds)

**Bourbon**—3-6 KA-0120-01—K-3 from the west junction of U.S. 54 north to the Bourbon-Linn county line, 10 miles, seal. (State Funds)

**Crawford**—3-19 KA-0121-01—K-3 from the junction of K-47 north to the Crawford-Bourbon county line, 11.5 miles, seal. (State Funds)

**Elk**—99-25 K-7418-01—K-99 from 0.1 mile north of county route 229 north to the Elk-Greenwood county line, 8.9 miles, grading and surfacing. (Federal Funds)

**Greenwood**—99-37 K-7419-01—K-99 from the Elk-Greenwood county line north 0.8 mile, grading and surfacing. (Federal Funds)

**Linn**—3-54 KA-0122-01—K-3 from the Bourbon-Linn county line north to the junction of K-31, 3 miles, seal. (State Funds)

**Wilson**—103 C-3846-01—County road 2 miles south and 4.2 miles east of Altoona, grading, bridge and surfacing. (Federal Funds)

**Wilson**—103 C-3847-01—County road 3 miles south and 0.8 mile west of Coyville, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**District Five—Southcentral**

**Butler**—8 K-2831-06—El Dorado State Park, state park road improvements. (State Funds)

**Sedgwick**—87 K-1802-09—Cheney State Park, state park road improvements. (State Funds)

**Sumner**—96 C-3907-01—County road 0.5 mile south of Belle Plaine then south 1.4 miles, grading and surfacing. (Federal Funds)

**District Six—Southwest**

**Meade**—60 K-2832-05—Meade State Park, state park road improvements. (State Funds)

**Scott**—86 K-2493-05 - Scott State Park, state park road improvements. (State Funds)

**Seward**—83-88 K-9173-01—U.S. 83, Cimarron River bridge, 5.6 miles north and east of the junction of K-51, bridge repair. (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

(continued)

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. 032015

## State of Kansas

### Department of Agriculture

#### Temporary Administrative Regulations

#### Article 8.—NOXIOUS WEEDS

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

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

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

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

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

(f) "Diflufenzopr" means 2-[1-[[[(3,5-difluorophenyl)amino]carbonyl]hydrazono]ethyl]-3-pyridinecarboxylic acid.

(g) "Fenoxaprop" means ( $\pm$ )-2-[4-[[[(6-chloro-2-benzoxazolyl)oxy]phenoxy]propanoic acid.

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

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

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

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

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

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

(n) "MSMA" means monosodium methanearsonate.

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

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

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

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

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

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

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

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

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

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

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

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

(aa) "Trifluralin" means 2,6-dinitro-N,N-dipropyl-4-(trifluoromethyl)benzenamine. (Authorized by and implementing K.S.A. 2004 Supp. 2-1315; effective Oct. 21, 1991; amended Jan. 25, 1993; amended Sept. 27, 1993; amended Oct. 27, 2000; amended, T-4-5-27-04, May 27, 2004; amended Aug. 6, 2004; amended, T-4-5-20-05, May 20, 2005.)

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

(a) The control practices contained in the "official musk thistle control program," published by the Kansas department of agriculture on May 1, 2005, are hereby adopted by reference and shall apply to the control and eradication of musk thistle in the state of Kansas. In addition, the biological control plans specified in K.A.R. 4-8-41 may also be used for the control and eradication of musk thistle in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2004 Supp. 2-1315; effective May 1, 1988; amended Jan. 22, 1990; amended June 1, 1992; amended Oct. 27, 2000; amended Aug. 6, 2004; amended, T-4-5-20-05, May 20, 2005.)

#### 4-8-34. Adoption of leafy spurge control program.

(a) The control practices contained in the "official leafy spurge control program," published by the Kansas department of agriculture on May 1, 2005, are hereby adopted by reference and shall apply to the control and eradication of leafy spurge in the state of Kansas.

(b) Copies of this publication shall be available from the Kansas department of agriculture, in the Topeka, Kansas office. (Authorized by and implementing K.S.A. 2004 Supp. 2-1315; effective May 1, 1988; amended Oct. 29, 1990; amended Oct. 27, 2000; amended Aug. 6, 2004; amended, T-4-5-20-05, May 20, 2005.)

Adrian J. Polansky  
Secretary of Agriculture

Doc. No. 032020

State of Kansas

## Real Estate Commission

Temporary Administrative  
Regulations

## Article 3.—PERSONS HOLDING LICENSES; DUTIES

**86-3-29.** Participation of salesperson or associate broker in affiliated business arrangement with title agency. (a) Any salesperson or associate broker may have a financial interest, as defined in K.A.R. 40-3-43, in an affiliated business arrangement with a title insurer or title insurance agency created or regulated pursuant to K.S.A. 40-2404(14)(e)-(j) and amendments thereto, 12 U.S.C. §2607(c) of the real estate settlement procedures act (RESPA), and 24 C.F.R. 3500.15 if both of the following conditions are met:

(1) Before commencement of the affiliated business arrangement, the salesperson or associate broker notifies the supervising broker or branch broker, by certified mail, of the proposed affiliated business arrangement in order to allow supervision pursuant to K.S.A. 58-3035(d) and (n) and K.S.A. 58-3062(c)(3), and amendments thereto.

(2) Before commencement of the affiliated business arrangement, the supervising broker or branch broker acknowledges receipt of the notice specified in paragraph (a)(1) by return receipt of certified mail, within 10 days, that the notice has been received. If notice was sent in accordance with paragraph (a)(1), the presumption shall be that the notice was received, regardless of whether acknowledgement of receipt is made within 10 days.

(b) Each salesperson or associate broker who has a financial interest in an affiliated business arrangement as specified in subsection (a) shall perform one of the following:

(1) If the salesperson or associate broker is employed by or has a contractual relationship with a supervising broker or branch broker that has a financial interest in the affiliated business arrangement, ensure that all profits or compensation of any kind received due to the affiliated business arrangement are paid directly to the salesperson's or associate broker's supervising broker or branch broker, who shall then pay the profits or compensation to the salesperson or associate broker in accordance with any employment agreement or independent contractor agreement; or

(2) if the salesperson or associate broker is employed by or has a contractual relationship with a supervising broker or branch broker that does not have a financial interest in the affiliated business arrangement and if the client or customer of the salesperson or associate broker is entitled to disclosure pursuant to K.S.A. 40-2404(14)(e)-(j) and amendments thereto, notify the supervising broker or branch broker in writing within five business days after the effective date of each contract in any transaction from which the salesperson or associate broker will receive compensation due to an affiliated business arrangement. (Authorized by K.S.A. 2004 Supp. 74-4202(b); implementing K.S.A. 2004 Supp. 58-3035 and 58-3062; effective, T-86-5-20-05, May 20, 2005.)

Sherry C. Diel  
Executive Director

Doc. No. 032019

State of Kansas

Department of Labor  
Division of Workers CompensationPermanent Administrative  
Regulations

## Article 9.—MEDICAL AND HOSPITAL

**51-9-17.** Release 1 standards for trading partner profiles; submission of data; first reports of injury. (a) Each insurer, group-funded workers compensation pool, and self-insured employer that chooses to participate in the electronic data interchange (EDI) program shall submit to the director a completed EDI trading partner profile at least 30 days before submitting claim information pursuant to the international association of industrial accident boards and commissions' release 1 standards, as provided in K.S.A. 44-557a and amendments thereto. The EDI trading partner profile shall be completed according to the "Kansas EDI release 1 implementation guide for reporting first (FROI) and subsequent (SROI) reports of injury," as revised on November 8, 2004 by the Kansas department of labor and hereby adopted by reference. This document shall be referred to as the "Kansas implementation guide" in this regulation.

(b) Each insurer, group-funded workers compensation pool, and self-insured employer shall report to the director within five days any changes to information submitted in the EDI trading partner profile.

(c) All claim information submitted pursuant to K.S.A. 44-557a, and amendments thereto, by electronic data interchange shall be submitted according to the Kansas implementation guide.

(d) All claim information submitted pursuant to K.S.A. 44-557a, and amendments thereto, and the Kansas implementation guide's first report of injury, commonly called "FROI 00," shall be considered the filing of an accident report pursuant to K.S.A. 44-557 and amendments thereto. This information shall not be open to public inspection, except as provided in K.S.A. 44-550b and amendments thereto.

(e) All claim information submitted pursuant to K.S.A. 44-557a, and amendments thereto, and the Kansas implementation guide shall be considered a medical record to the extent that the information refers to an individual worker's identity. No references in the claim information to an individual worker's identity shall be open to public inspection, except as provided in K.S.A. 44-550b and amendments thereto. For purposes of this regulation, the claim number used by an insurance carrier, self-insured employer, or group-funded workers compensation pool to identify an individual worker's claim shall be considered a reference to the individual worker's identity. (Authorized by K.S.A. 44-573 and K.S.A. 74-717; implementing K.S.A. 2004 Supp. 44-550b, K.S.A. 44-557, K.S.A. 2004 Supp. 44-557a, and K.S.A. 74-716; effective Jan. 1, 2004; amended June 17, 2005.)

Paula Greathouse  
Director, Division of  
Workers Compensation

Doc. No. 032024

## State of Kansas

## State Employees Health Care Commission

Permanent Administrative  
Regulations

## Article 1.—ELIGIBILITY REQUIREMENTS

**108-1-1. Eligibility.** (a) General definitions.

(1) "Commission" means the Kansas state employees health care commission.

(2) "Health care benefits program" means the state of Kansas health care benefits program established by the commission.

(b) Active participants. Subject to the provisions of subsection (c), the classes of persons eligible to participate as active participants in the health care benefits program shall be the following classes of persons:

(1) Any elected official of the state;

(2) any other officer or employee of a state agency who meets both of the following conditions:

(A) Is working in one or more positions that together require at least 1,000 hours of work per year; and

(B) is in a position that is not temporary. An employee who works under employment customs at any regents institution requiring less than a full calendar year of service shall not be considered temporary;

(3) any person engaged in a postgraduate residency training program in medicine at the university of Kansas medical center or in a postgraduate residency or internship training program in veterinary medicine at Kansas state university, but not including student employees of a state institution of higher learning;

(4) any person elected to a board position that requires less than 1,000 hours of work per year;

(5) any person serving with the foster grandparent program;

(6) any person participating under a reduced service agreement outlined in K.S.A. 76-746, and amendments thereto; and

(7) any other class of individuals approved by the Kansas state employees health care commission, within the limitations set out in K.S.A. 75-6501, et seq., and amendments thereto.

(c) Waiting period.

(1) Each person who is within a class listed in paragraph (b)(1), (b)(2), (b)(3), (b)(4), or (b)(5) shall become eligible for group health insurance coverage following completion of a 60-day waiting period beginning with the first day of work for the state of Kansas. Each person shall have 31 days after becoming eligible to elect health insurance coverage.

(2) The waiting period established in paragraph (c)(1) shall not apply if all the following conditions are met:

(A) The person is returning to work for the state of Kansas.

(B) Immediately before leaving the prior position, the person was enrolled in group health insurance in the prior position.

(C) The break in service between the prior position and the new position meets either of the following conditions:

(i) Is 30 calendar days or less; or

(ii) is 365 days or less, if the person was laid off, as defined in K.S.A. 75-2948, and amendments thereto.

(3) The waiting period established in paragraph (c)(1) may be waived if the agency head or designee meets the following requirements:

(A) The agency head or designee shall provide both of the following certifications to the commission, or its designee, in writing:

(i) A potential new employee is not entitled to continuation of health benefits available from prior insurance coverage.

(ii) The waiting period poses, or will pose, an obstacle to recruitment.

(B) The agency head or designee shall submit the request for a waiver before the employee's acceptance of the position.

(4) The waiting period described in paragraph (c)(1) may be waived by the commission if the commission determines that failure to grant a waiver would create a manifest injustice or an undue hardship on the employee.

(d) Classes of direct bill participants. Subject to the provisions of subsection (e), the classes of persons eligible to participate as members of the health care benefits program on a direct bill basis shall be those classes of persons listed below:

(1) Any former elected state official;

(2) any retired state officer or employee who is receiving retirement benefits under K.S.A. 74-4925, and amendments thereto, or retirement benefits administered by the Kansas public employees retirement system;

(3) any totally disabled former state officer or employee who is receiving disability benefits administered by the Kansas public employees retirement system;

(4) any surviving spouse or dependent of a qualifying participant in the health care benefits program;

(5) any person who is in a class listed in paragraph (b)(1), (b)(2), (b)(3), (b)(4), or (b)(5) and who is lawfully on leave without pay;

(6) any blind person licensed to operate a vending facility as defined in K.S.A. 75-3338, and amendments thereto;

(7) any former "state officer," as that term is defined in K.S.A. 74-4911f or K.S.A. 74-4911h, and amendments thereto, who meets the following conditions:

(A) Elected not to be a member of the Kansas public employees retirement system as provided in K.S.A. 74-4911f or K.S.A. 74-4911h, and amendments thereto;

(B) entered into an employee participation agreement for deferred compensation as provided in K.S.A. 75-5524, and amendments thereto; and

(C) received an employer contribution toward the deferred compensation plan, as provided in K.S.A. 74-4911f or K.S.A. 74-4911, and amendments thereto, for a minimum of 32 calendar quarters of service; and

(8) any former state officer or employee who separated from state service when eligible to receive a retirement benefit but, in lieu of that, withdrew that individual's employee contributions from the retirement system.

(e) Conditions for direct bill participation. Each person who is within a class listed in paragraph (d)(1), (d)(2), (d)(3), (d)(4), (d)(5), (d)(7), or (d)(8) shall be eligible to



participate on a direct bill basis only if the conditions of both paragraphs (e)(1) and (e)(2) are met:

(1) The person was covered by the health care benefit program on one of the following bases:

(A) The person was covered by the state health benefits plan as an active participant under subsection (b), as a COBRA participant under subsection (f), or as a spouse under paragraph (g)(1) immediately before the date that person ceased to be eligible for that type of coverage or the date the individual became newly eligible for a class listed in subsection (d).

(B) The person is the surviving spouse or eligible dependent child of a person who was enrolled as a plan participant under subsection (b) or (d), and the surviving spouse or eligible dependent child was covered under the state health benefits plan immediately before the date of death of the plan participant.

(2) The person files a statement of election with the secretary of administration to continue coverage under the plan. The election to continue coverage shall be submitted in a form prescribed by the secretary of administration.

(f) COBRA participants. Any individual with rights to extend coverage under provisions of public law 99-272, as amended, may continue to participate in the health care benefits program, subject to the provisions of that federal law.

(g)(1) Eligible dependent participants. Any person enrolled in the health care benefits program as a primary participant may enroll the following dependents, subject to the same conditions and limitations that apply to the primary participant:

(A) The primary participant's lawful wife or husband; and

(B) any of the primary participant's eligible dependent children.

(2) An eligible dependent child who is enrolled by one primary participant shall not be eligible to be enrolled by another primary participant. Any individual who is eligible to enroll as a primary participant in the school district plan under K.A.R. 108-1-3 or the local unit plan under K.A.R. 108-1-4 shall not be eligible to be enrolled under this subsection as a dependent in the health care benefits program.

(h) Eligible dependent participants; definitions. For purposes of subsection (g), the following terms shall be defined as follows:

(1) "Primary participant" means any person enrolled in the health care benefits program under subsection (b), (d), or (f) of this regulation.

(2) "Child" means any of the following:

(A) A natural son or daughter of the primary participant;

(B) a lawfully adopted son or daughter of the primary participant. The term "lawfully adopted" shall include those instances in which the primary participant has filed the petition for adoption with the court, has a placement agreement for adoption, or has been granted legal custody;

(C) a stepchild of the primary participant. However, if the natural or adoptive parent of the stepchild is divorced from the primary participant, the stepchild shall no longer qualify;

(D) a child for whom the primary participant has legal custody;

(E) a grandchild, if either of the following conditions is met:

(i) The primary participant has legal custody of the grandchild or has lawfully adopted the grandchild; or

(ii) the grandchild lives in the home of the primary participant and is the child of a covered eligible dependent child, and the primary participant provides more than 50% of the support for the grandchild.

(3) "Eligible dependent child" means any child who meets the criteria in either paragraph (h)(3)(A) or paragraph (h)(3)(B) below:

(A) The child meets all of the following criteria:

(i) The child is under 23 years of age.

(ii) The child is unmarried.

(iii) The child does not file a joint tax return with another taxpayer.

(iv) The child receives more than 50% of the child's support from the primary participant.

(v) The child is a United States citizen, a United States national, or a resident of the United States, Canada, or Mexico at some time during the tax year.

(B) The child is over the age of 23, is not capable of self-support because of mental retardation or severe physical handicap, and has continuously maintained group coverage as a dependent child before attaining the age of 23. The child shall be chiefly dependent on the primary participant for support.

(i) Direct bill participants; continuous coverage provisions.

(1) Except as otherwise provided in this subsection, each direct bill participant enrolled in the state health care benefits program on or after January 21, 2001, shall maintain continuous coverage in the program or shall lose eligibility to be in the state health benefits program as a direct bill participant under subsection (d).

(2) Any person who discontinued direct bill coverage in the state health benefits program before January 21, 2001, and who is not participating on a direct bill basis on that date, may return one time to the state health care benefits program if the person meets the criteria specified in subsections (d) and (e) and if that person has not previously discontinued and returned to direct bill coverage before January 21, 2001.

(3) Any person who discontinues direct bill coverage in the state health care benefits program and maintains continuous coverage in a medicare risk plan may return to the state health care benefits program according to the open enrollment procedures. (Authorized by K.S.A. 2004 Supp. 75-6501 and K.S.A. 75-6510; implementing K.S.A. 2004 Supp. 75-6501; effective, T-85-22, July 16, 1984; effective May 1, 1985; amended, T-88-64, Dec. 30, 1987; amended, T-89-12, May 1, 1988; amended, T-108-9-12-88, Sept. 12, 1988; amended Oct. 31, 1988; amended May 9, 1997; amended Jan. 21, 2001; amended Aug. 27, 2004; amended June 17, 2005.)

Duane A. Goossen  
Secretary of Administration

Doc. No. 032025

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced May 20 by the 2005 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-4096. Full texts of bills, bill tracking and other information may be accessed at [www.kslegislature.org](http://www.kslegislature.org).

Senate Resolutions

SR 1866, A resolution honoring Ronald A. Averyt, Ph.D., for giving a lifetime of effort to Ottawa University.

SR 1867, A resolution congratulating and commending the Topeka High School Marine Corps Junior Reserve Officers Training Corps (MCJROTC) and Senior Marine Instructor Gunner Kelley for becoming national drill champions.

SR 1868, A resolution congratulating and commending Dr. Ron Wimmer.

Doc. No. 032030

State of Kansas

Kansas Bureau of Investigation

Permanent Administrative Regulations

Article 22.—FIELD TESTING FOR CONTROLLED SUBSTANCES

**10-22-1. Approved field tests.** (a) Law enforcement officers shall use only the field tests specified in this regulation on suspected controlled substances for admission of the field test results at any preliminary examination pursuant to K.S.A. 22-2902, and amendments thereto.

(b) The following field tests shall be the only field tests approved by the director of the Kansas bureau of investigation (KBI):

- (1) Chen's reagent;
- (2) cobalt thiocyanate reagent;
- (3) Dille-Koppanyi reagent;
- (4) Duquenois-Levine reagent;
- (5) Ehrlich's reagent;
- (6) Fast Blue B or BB reagent or the salts of either reagent;
- (7) Fröhdes reagent;
- (8) Mandelin reagent;
- (9) Marquis reagent;
- (10) Mecke's reagent;
- (11) nitric acid reagent;
- (12) Sanchez reagent;
- (13) Scott reagent;
- (14) sodium nitroprusside reagent; and
- (15) Zwikker reagent. (Authorized by and implementing K.S.A. 2004 Supp. 22-2902c; effective March 11, 2005; amended June 17, 2005.)

Larry Welch  
Director

Doc. No. 032023

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 5-30-05 through 6-5-05

Term	Rate
1-89 days	3.01%
3 months	2.81%
6 months	3.13%
1 year	3.41%
18 months	3.55%
2 years	3.62%

Derl S. Treff  
Director of Investments

Doc. No. 032018

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:

06/13/2005	08494	Medical Services
06/14/2005	08502	Generator Set
06/15/2005	07896	Information Technology Services
06/16/2005	08510	Air Compressors, Portable
06/23/2005	08503	Auditor for Holders of Unclaimed Property
07/05/2005	08490	Leased Space
07/08/2005	08506	Prescription Drug Assistance Program for Low-Income, Uninsured Kansans

The above-referenced bid documents may 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 or to obtain the following bid documents, call (785) 296-8899:

06/15/2005	A-010036	Fire Alarm Upgrade
06/28/2005	A-9949	Campus Walk Repair

The above-referenced bid documents may be downloaded at the following Web site (please monitor this Web site on a regular basis for any changes):

<http://da.state.ks.us/fp>

Chris Howe  
Director of Purchases

Doc. No. 032040

State of Kansas

**Kansas State University**

**Notice to Bidders**

Sealed bids for the items listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 532-6214 or fax (785) 532-5577 for additional information:

**Tuesday, June 21, 2005**

**#5145**

Scanning Mobility Particle  
Sizer Spectrometer and Aerodynamic  
Particle Sizer Spectrometer

Carla K. Bishop  
Director of Purchasing

Doc. No. 032039

State of Kansas

**Department of Agriculture**

**Notice of Hearing on Proposed  
Administrative Regulations**

A public hearing will be conducted at 10 a.m. Wednesday, August 3, in the fourth floor training room of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka, to consider the adoption of one new rule and regulation and proposed changes in two existing rules and regulations, pertaining to weights and measures.

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 Secretary of Agriculture, 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.

The proposed change to **K.A.R. 99-25-1** is to update references to the current edition of the National Institute of Standards and Technology Handbook 44, which is adopted by reference.

The proposed change to **K.A.R. 99-25-9** is to update references to the 2004 edition of the National Institute of Standards and Technology Handbook 130, which is adopted by reference.

New **K.A.R. 99-25-10** requires only the retail fuel dispensers that use ethanol to label the dispenser if the percent ethanol in the fuel exceeds 10 percent.

These changes will not have an economic impact.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and impact statements 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 lo-

cated 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 Leslie Garner at the address and phone number above.

Adrian J. Polansky  
Secretary of Agriculture

Doc. No. 032031

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-05-149/153  
Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Jack Riggan 2690 BB Ave. Burdick, KS 66838	SW/4 of Section 13, T17S, R05E, Morris County	Neosho River Basin

Kansas Permit No. A-NEMR-B008

This is a renewal permit for an existing facility for a maximum of 130 head (65 animal units) of cattle 700 pounds or less and 130 head (130 animal units) of cattle greater than 700 pounds, for a total of 260 head (195 animal units) of cattle.

Name and Address of Applicant	Legal Description	Receiving Water
Upland Farms 730 Goldenrod Walton, KS 67151	SW/4 of Section 32, T21S, R02E, Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-M025

This is a renewal permit for an existing facility for 80 head (112 animal units) of mature dairy cattle, 35 head (35 animal units) of dry dairy cattle greater than 700 pounds and 35 head (17.5 animal units) of dairy calves, for a total of 150 head (164.5 animal units) of dairy cattle.

(continued)

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Crumbaker Pork, LLC David Crumbaker Route 4, Box 3 Beloit, KS 67420	E/2 of Section 24, T15S, R04W, N/2 & SW/4 of Section 19, T15S, R03W, Saline County	Saline River Basin

Kansas Permit No. A-SASA-H001 Federal Permit No. KS0038041  
This is a renewal permit for an existing facility for 4,540 head (454 animal units) of swine less than 55 pounds and 8,090 head (3,236 animal units) of swine 55 pounds or greater, for a total of 12,630 head (3,690 animal units) of swine.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
April Valley Farms Edmund J. Theis Jr. 18432 Mt. Olivet Road Leavenworth, KS 66048	NW/4 of Section 19, T08S, R22E, Leavenworth County	Missouri River Basin

Kansas Permit No. A-MOLV-S002  
This is a permit for an expanding facility for 477 head (190.8 animal units) of swine greater than 55 pounds, 695 head (69.5 animal units) of swine 55 pounds or less, 30 head (30 animal units) of cattle greater than 700 pounds and 10 head (5 animal units) of cattle 700 pounds or less that is expanding by adding 280 head (112 animal units) of swine greater than 55 pounds, 137 head (13.7 animal units) of swine 55 pounds or less and 50 head (50 animal units) of cattle greater than 700 pounds, for a new total of 471 animal units.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Cargill Cattle Feeders LLC (Formerly Caprock Industries III) P.O. Box 938 Leoti, KS 67861	NE, SE, and part of SW/4, of Section 11, NW, NE, SW and part of SE/4, of Section 12, T17S, R37W, Wichita County	Ladder Creek River Basin Smoky Hill River Basin

Kansas Permit No. A-SHWH-C003 Federal Permit No. KS0038679  
This is a permit modification and name change for an existing facility for 135,000 head (135,000 animal units) of beef cattle greater than 700 pounds. There will be no change in the permitted number of head. The facility has improved and continues to upgrade the waste management control system as required by the previous permit and has constructed and is operating two composting areas adjacent to the facility.

**Public Notice No. KS-05-064/066**

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Belleville, City of P.O. Box 280 Belleville, KS 66935	Salt Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-LR03-OO01 Federal Permit No. KS0027529  
Legal: NE¼, SE, NE, S2, T3S, R3W, Republic County  
Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, ammonia, fecal coliform, dissolved oxygen and pH. Monitoring of total phosphorus, nitrate, nitrite, total Kjeldahl nitrogen, total nitrogen and effluent flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Lubrication Engineers, Inc. P.O. Box 16447 Wichita, KS 67216	Whitewater River via Brush Creek	Process Wastewater

Kansas Permit No. I-WA12-PO01 Federal Permit No. KS0085901

Facility Name: Potwin Refinery and Tank Farm  
Facility Location: 203 Anita St., Potwin, KS 67123  
Facility Description: The proposed action is to reissue an existing permit for operation of an existing facility. This facility is an old inactive refinery site. Hydrocarbon contaminated groundwater is treated in an air stripper. The treated wastewater then flows into a series of ponds (ponds #1 and #3) prior to discharging into Brush Creek. Pond #2 is a nondischarging pond that contains the rinse water after the air stripper is acid washed. The proposed permit contains limits for benzene and pH. Monitoring of sulfate as well as effluent flow and stream flow also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
University Park Sewer Benefit District Riley County Public Works Dept. 110 Courthouse Plaza Manhattan, KS 66502-0112	Tuttle Creek Reservoir	Treated Domestic Wastewater

Kansas Permit No. M-BB25-OO04 Federal Permit No. KS0079243  
Legal: NE¼, NE¼, NW¼, S12, T8S, R6E, Riley County

Facility Description: The proposed action is to modify an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed modification consists of changing the total residual chlorine limits to target values. The current facility is a mechanical plant serving a small working community resulting in large fluctuations in influent flow. KDHE encourages these types of operations to use chlorine tablets for disinfection because of the large flow fluctuations. Mechanical dechlorination is not required as the discharge is minuscule compared to the receiving volume of Tuttle Creek Reservoir and takes place via natural dissipation and contact with chlorine consuming debris in the receiving lake. All other terms and conditions of the permit shall remain in full force and effect. 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-05-015/017**

<b>Name and Address of Applicant</b>	<b>Legal Location</b>	<b>Type of Discharge</b>
Earl Anderson 2998 Sage Road Chapman, KS 67431	NW¼, NW¼, S9, T12S, R4E, Dickinson County	Nonoverflowing

Kansas Permit No. C-SH04-NO03  
Facility Name: Good Hope Village Mobile Home Park  
Facility Address: Highway 18 and Sage Road, Chapman, KS 67431  
Facility Description: The proposed action is to issue a new permit for operation of a new wastewater treatment facility. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with this permit. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

<b>Name and Address of Applicant</b>	<b>Legal Location</b>	<b>Type of Discharge</b>
Riley County Commission Riley County Public Work Department 110 Courthouse Plaza Manhattan, KS 66502	NE¼, NE¼, S25, T9S, R7E, Riley County	Nonoverflowing

Kansas Permit No. M-BB25-NO05  
Facility Name: Longhorn Addition Sewer District  
Facility Address: 4741 Tuttle Creek Blvd., Manhattan, KS 66502

Facility Description: The proposed action is to issue a new permit for operation of a new wastewater treatment facility. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant	Legal Location	Type of Discharge
USC, LLC Route 2, Box 76 Sabetha, KS 66534	SW¼, S14, T3S, R14E, Nemaha County	Nonoverflowing

Kansas Permit No. I-KS65-NP01

Facility Description: The proposed action is to issue a new permit for operation of an existing wastewater treatment facility. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with this permit. The permittee is required to report, by September 1, 2005, all system modifications that have been made to assure all wastewater from the water cutting table operation is directed to the south wastewater lagoon and documentation indicating KDHE - Bureau of Waste Management has approved proposed disposal and management of the water cutting table waste solids. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

**Public Notice No. KS-EG-05-011**

In accordance with K.A.R. 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 for the use of the well(s) described below within the state of Kansas:

**Name and Address of Applicant**

ONEOK Field Services  
1000 W. Fifth  
Tulsa, OK 74103

Facility Name: Yaggy Storage Field

Facility Address: 4817 N. Dean Road, Hutchinson, KS 67502

**Well and Permit Number**

**Location**

#1  
KS-01-155-005  
N½ SW of Section 30, Township 22S, Range 6W, Reno County, KS; more particularly described as 2,079' from the south line and 3,950' from the east line of the southeast corner of Section 30.

#2  
KS-01-155-006  
Center of the SE¼, Section 25, Township 22 South, Range 7 West, Reno County, KS; more particularly described as 1,320' from the south line and 1,320' from the east line of the southeast corner of Section 25.

Facility Description: The proposed action is to reissue existing permits for two deep disposal wells. This station is an underground storage facility for hydrocarbon gas products. Injection into the wells will be made into the Arbuckle formation through an open hole from a depth of 4,080 feet to 4,708 feet. Disposal will be by means of gravity flow. Wellhead pump pressure will not be allowed. The maximum rate of injection will be 900,000 gallons per day for Well #1 and 2,730,000 gallons per day for Well #2. Fluids to be injected are described as nonhazardous liquid waste consisting of near saturated waste brines from the underground hydrocarbon storage operation. All construction, monitoring and operation of these wells will meet the requirements that apply to Class I injection wells under the Kansas Underground Injection Control Regulations, K.A.R. 28-46-1 through 28-46-44.

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 July 2 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-05-149/153, KS-05-064/066, KS-ND-05-015/017, KS-EG-05-011) and name of applicant/application as listed when preparing comments.

If no objections are received during the public notice period regarding any proposed permit, the Secretary of Health and Environment will issue the final determination regarding issuance or denial of the proposed permit. If response to this notice indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

For agricultural permits and applications, a copy of the permit application, supporting documentation and a KDHE-developed fact sheet, if appropriate, is available for review at the appropriate district office:

- Northwest District Office, 2301 E. 13th, Hays, 67601-2651, (785) 625-5664
- North Central District Office, 2501 Market Place, Salina, 67401-7699, (785) 827-9639
- Northeast District Office, 800 W. 24th, Lawrence, 66046-4417, (785) 842-4600
- Southwest District Office, 302 W. McArtor Road, Dodge City, 67801-6098, (620) 225-0596
- South Central District Office, 130 S. Market, 6th Floor, Wichita, 67202-3802, (316) 337-6020
- Southeast District Office, 1500 W. 7th, Chanute, 66720, (620) 431-2390

Application information and components of plans and specifications for all new facilities and for expansions of existing swine facilities may be reviewed on the Internet at <http://www.kdhe.state.ks.us/feedlots>.

For all other proposed permits, the draft permit(s), including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received and other information, are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water.

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays. These documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 032035

## State of Kansas

**Kansas State University-Salina****Notice to Bidders**

Kansas State University-Salina is offering for sale an Allison 250 C20R2 Turboshaft Aircraft Engine. This engine was obtained as an overhauled/zero-timed aircraft engine (see serviceable tag attached to the engine). Since that time the engine has remained in a climate controlled hangar in the original shipping container.

For more information, contact Andrew Smith at (785) 826-2679. For engine viewing and bidding process information, go to the K-State Web site at <http://www.sal.ksu.edu/campusofficer/business/bid-items/index.htm/>.

Jackie D. Robison  
Procurement Officer

Doc. No. 031996

## 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. Kinder Morgan Interstate Gas Transmission Company has applied for a Class I operating permit renewal 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.

Kinder Morgan Interstate Gas Transmission Company, 370 Van Gordon St., Lakewood, Colorado, owns and operates Scott City Natural Gas Compressor Station located at Sec. 17, T18S, R33W, Scott County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE South Central District Office (for Southwest District Office), 130 S. Market Palce, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, at the KDHE South Central District Office (for Southwest 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 July 5.

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 July 5 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. 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 Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, 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. 032033

(Published in the Kansas Register June 2, 2005.)

**Summary Notice of Bond Sale  
City of Abilene, Kansas  
\$460,000  
General Obligation Bonds  
Series A, 2005**

**Details of the Sale**

Subject to the terms and requirements of the official notice of bond sale dated May 16, 2005, of the city of Abilene, Kansas, bids to purchase the city's General Obligation Bonds, Series A, 2005, will be received at the office of the city clerk at City Hall, 419 Broadway, Abilene, KS 67410, or by telefacsimile at (785) 263-2552, until 2 p.m. Monday, June 13, 2005. The bids will be considered by the governing body at its meeting at 4 p.m. on the sale date.

No oral or auction bids for the bonds shall be considered, and no bids for less than 99.5 percent of the total principal amount of the bonds and accrued interest to the date of delivery shall be considered.

**Good Faith Deposit**

Each bidder must submit a good faith deposit in the form of a certified or cashier's check made payable to the order of the city or a financial surety bond in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds are dated June 15, 2005, and will be issued as registered bonds in the denomination of \$5,000 or any integral multiple thereof. Interest on the bonds is payable semiannually on March 1 and September 1 of each year, beginning March 1, 2006. Principal of the bonds becomes due on September 1 in the years and amounts as shown below:

**Maturity Schedule**

Principal Amount	Maturity Date
\$35,000	2006
40,000	2007
40,000	2008
45,000	2009
45,000	2010
45,000	2011
50,000	2012
50,000	2013
55,000	2014
55,000	2015

**Payment of Principal and Interest**

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds.

**Book-Entry Bonds**

The bonds will be issued and registered under a book-entry-only system administered by the Depository Trust Company, New York, New York (DTC).

**Delivery of the Bonds**

The city will prepare the bonds at its expense and will deliver the registered bonds to the successful bidder on or about June 23, 2005, through the facilities of DTC. Delivery elsewhere shall be made at the expense of the successful bidder.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Triplett, Woolf & Garretson, LLC, Wichita, Kansas, bond counsel, whose fees will be paid by the city.

**Financial Matters**

The city's current assessed valuation for purposes of calculating statutory debt limitations is \$42,157,168. As of June 15, 2005, the city's total outstanding general obligation debt (including the bonds) is \$5,590,000, which excludes temporary notes outstanding in the amount of \$478,712, which will be retired out of the proceeds of the bonds herein offered for sale.

**Additional Information**

For additional information, contact the city clerk at the address and telephone number shown below.

City of Abilene, Kansas  
 By Penny L. Soukup  
 City Clerk  
 City Hall, 419 Broadway  
 Abilene, KS 67410  
 (785) 263-2550  
 Fax (785) 263-2552

(Published in the Kansas Register June 2, 2005.)

**Summary Notice of Bond Sale  
 City of Leavenworth, Kansas  
 \$5,005,000  
 General Obligation Bonds  
 Series 2005-A**

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

**Bids**

Subject to the official notice of bond sale and preliminary official statement dated June 3, 2005, sealed, facsimile and electronic bids will be received by the city clerk of the city of Leavenworth, Kansas (the issuer), on behalf of the governing body of the city, in the case of sealed bids, at City Hall, 100 N. Fifth, Leavenworth, KS 66048, via facsimile at (913) 682-3874, and in the case of electronic bids, via BIDCOMP/PARITY electronic bid submission system, until 11 a.m. Tuesday, June 14, 2005, for the purchase of \$5,005,000 principal amount of General Obligation Bonds, Series 2005-A. 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 initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated June 15, 2005, and will become due on September 1 in the years as follows:

Year	Principal Amount*
2006	\$275,000
2007	325,000
2008	330,000
2009	340,000
2010	350,000
2011	365,000
2012	370,000
2013	395,000
2014	405,000
2015	425,000
2016	120,000
2017	120,000
2018	125,000
2019	135,000
2020	140,000
2021	145,000
2022	150,000
2023	155,000
2024	165,000
2025	170,000

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

*(continued)*

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, 2006.

#### **Paying Agent and Bond Registrar**

The Kansas State Treasurer, Topeka, Kansas, will be 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 \$100,100 (2 percent of the principal amount of the bonds).

#### **Optional Municipal Bond Insurance**

The city will apply for municipal bond insurance relating to the bonds. If approved for municipal bond insurance, the bonds may be purchased with or without such insurance at the option of the successful bidder. The premium for such insurance and any additional rating fee will be paid for by the successful bidder. The city will pay for the cost of the rating from Moody's Investors Service.

#### **Delivery**

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

#### **Assessed Valuation and Indebtedness**

The total assessed valuation of taxable tangible property in the city for the year 2004 is \$195,791,604. The total general obligation indebtedness of the issuer, following the concurrent issuance of the bonds and the issuer's Temporary Notes, Series A2005, in the aggregate principal amount of \$1,325,000, is \$32,215,000, which includes temporary notes outstanding in the principal amount of \$4,170,000, of which \$2,845,000 will be retired out of the proceeds of the bonds.

#### **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 city clerk, (913) 682-9201, or from the city's financial advisor, Piper Jaffray & Co., 11150 Overbrook Road, Suite 300, Leawood, KS 66211-2298, (913) 345-3274, Attn: Greg Vahrenberg.

Dated May 24, 2005.

City of Leavenworth, Kansas  
Carol Sadler, City Clerk  
City Hall  
100 N. Fifth St.  
Leavenworth, KS 66048

\*Subject to Change

Doc. No. 032034

(Published in the Kansas Register June 2, 2005.)

**Summary Notice of Note Sale  
Unified School District No. 497  
Douglas County, Kansas (Lawrence)  
\$35,000,000  
General Obligation Temporary Notes  
Series 2005-1**

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

#### **Bids**

Subject to the notice of note sale and preliminary official statement, sealed, facsimile and electronic bids for the purchase of \$35,000,000 principal amount of General Obligation Temporary Notes, Series 2005-1, of Unified School District No. 497, Douglas County, Kansas, will be received (1) in the case of sealed and facsimile bids, by Kathy Johnson, Division Director of Finance, at the address and fax number hereinafter set forth, and (2) in the case of electronic bids, through *PARITY* electronic bid submission system, until noon Monday, June 13, 2005, at which time and place such bids will be publicly read and evaluated. No bid of less than 100.00 percent of the principal amount of the notes and accrued interest thereon to the date of delivery will be considered, and no supplemental interest payments will be considered.

#### **Note Details**

The notes will consist of fully registered notes in the denomination of \$5,000 or any integral multiple thereof. The notes will be dated June 15, 2005, and will become due July 12, 2006. The notes will bear interest from the dated date at the rate determined when the notes are sold, which interest will be payable on January 12, 2006, and July 12, 2006. The notes will initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the notes will be made. Individual purchases of notes will be made in book-entry form only. Purchasers will not receive certificates representing their interest in notes purchased. The Kansas State Treasurer will be the note paying agent and note registrar for the notes.

#### **Redemption Prior to Maturity**

The notes are not subject to redemption prior to maturity.

#### **Good Faith Deposit**

Each bid for notes must be accompanied by a good faith deposit in the form of a cashier's or certified check or a financial surety bond in the amount of 1 percent of the principal amount of such notes, payable to the order of Unified School District No. 497, Douglas County, Kansas.

#### **Delivery**

The school district will pay for preparing the notes. The school district will deliver the notes in book-entry form only through the facilities of the Depository Trust Company, New York, New York, on or about June 29, 2005.

#### **Assessed Valuation and Indebtedness**

The total assessed valuation of the taxable tangible property within the school district for the year 2004 is \$906,240,208. The total general obligation indebtedness of the school district as of the expected date of delivery of the notes, including the notes in the amount shown above, is \$86,135,000.



Approval of Notes

The notes will be sold subject to the approving legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, bond counsel, which opinion will be furnished and paid for by the school district, printed on the notes and delivered to the successful bidder when the notes are delivered.

Additional Information

Additional information regarding the notes may be obtained from George K. Baum & Company, 4801 Main St., Kansas City, MO 64112, (816) 474-1100, the school district's financial advisor.

Dated May 23, 2005.

Unified School District No. 497
Douglas County, Kansas
By Kathy Johnson
Division Director of Finance
110 McDonald Drive
Lawrence, KS 66044-1063
(785) 832-5008
Fax (785) 832-5022

Doc. No. 032041

State of Kansas

Secretary of State

Certification of New State Laws

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

Ron Thornburgh
Secretary of State

(Published in the Kansas Register June 2, 2005.)

SENATE Substitute for HOUSE BILL No. 2518

AN ACT concerning the Kansas national guard; providing for certain death benefits; making and concerning appropriations for the fiscal years ending June 30, 2005, June 30, 2006, June 30, 2007, June 30, 2008 and June 30, 2009, for state agencies; amending K.S.A. 75-3713b and section 47 of 2005 Senate Substitute for House Bill No. 2482 and repealing the existing sections.

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

New Section 1. (a) In addition to any other benefits provided to members of the Kansas national guard, the state of Kansas shall provide an aggregate death benefit in the amount of \$250,000 to the beneficiary or beneficiaries of each member of the Kansas national guard who, after November 1, 2004, and prior to July 1, 2007, dies as a result of federal active duty in a combat area in the line of duty. The death benefit provided by this section shall not be payable in any such case if such member dies as a result of committing suicide.

(b) The death benefit provided by this section shall be paid from amounts allocated therefor from the state emergency fund in accordance with K.S.A. 75-3713b, and amendments thereto.

(c) If such member has not designated one or more beneficiaries in accordance with the policies and procedures or rules and regulations adopted by the adjutant general for such death benefit, then a death benefit payable for such member's death pursuant to this section shall be paid into such member's estate and shall be disbursed or otherwise distributed as provided by law as part of such estate.

(d) For the purpose of carrying out the provisions of this section, the adjutant general shall adopt policies and procedures for the des-

ignation of a beneficiary or beneficiaries and for payment of the death benefit provided by this section and may adopt rules and regulations to carry out the provisions of this section.

(e) The death benefit provided by this section shall be exempt from any tax of the state of Kansas or any political subdivision or taxing body of the state.

Sec. 2. Section 47 of 2005 Senate Substitute for House Bill No. 2482 is hereby amended to read as follows:

ADJUTANT GENERAL

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:

Table with 2 columns: Description and Amount. Rows include Operating expenditures, Disaster relief, and specific fiscal year allocations.

Provided, That any unencumbered balance in the operations account in excess of \$100 as of June 30, 2005, is hereby reappropriated for fiscal year 2006. In addition to the other purposes for which expenditures may be made by the adjutant general from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2006 and from which expenditures may be made for salaries and wages, as authorized by this or other appropriation act of the 2005 regular session of the legislature, expenditures may be made by the adjutant general from such moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2006, notwithstanding the provisions of K.S.A. 48-205 and amendments thereto or any other statute, in addition to other positions within the adjutant general's department in the unclassified service as prescribed by law: Provided further, That the adjutant general may appoint a deputy adjutant general, who shall have no military command authority, and who may be a civilian and shall have served at least five years as a commissioned officer with the Kansas national guard, who will perform such duties as the adjutant general shall assign, and who will serve in the unclassified service under the Kansas civil service act: And provided further, That the position of such deputy adjutant general in the unclassified service under the Kansas civil service act shall be established by the adjutant general within the position limitation established for the adjutant general on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for fiscal year 2006 made by this or other appropriation act of the 2005 regular session of the legislature.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

Table with 2 columns: Description and Limit. Rows include General fees fund, Comprehensive armory construction and rehabilitation fund, and specific fiscal year allocations.

Provided, That the adjutant general is hereby authorized to make expenditures from the comprehensive armory construction and rehabilitation fund for capital improvement projects for acquisition, construction, equipping, furnishing, renovation, reconstruction and repair of armories or for payment of debt service on revenue bonds issued to finance such projects: Provided further, That the adjutant general may make expenditures from this fund for the payment of debt service on revenue bonds issued to finance such projects: And provided further, That prior to the issuance of any bonds authorized by this section or making first expenditure from this fund for any such capital improvement project, the adjutant general shall pursue the availability of alternative funding from local, state, federal and

(continued)

private funding sources for all or part of the costs of such capital improvement project and shall report to the state finance council concerning such capital improvement project and the proposed issuance of bonds for such project: *And provided further*, That such report to the state finance council shall specifically include information about the proposed utilization of bond proceeds for such capital improvement project and the availability and use of other sources including local, state, federal and private funds for such project: *And provided further*, That capital improvement projects for the acquisition, construction, equipping, furnishing, renovation, reconstruction and repair of armories are hereby approved for the adjutant general for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of one or more series of revenue bonds by the Kansas development finance authority in accordance with that statute, except that no bonds shall be issued for any such capital improvement project except upon approval of the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by subsection (c) of K.S.A. 75-3711c and amendments thereto, except that approval by the state finance council may be given when the legislature is in session: *And provided further*, That the aggregate amount of all such revenue bonds issued shall not exceed \$9,000,000 plus all amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for one or more of such capital improvement projects and any required reserves for payment of principal and interest on any such bonds: *And provided further*, That bonds authorized to be issued pursuant to this section shall not exceed (1) the amount of \$3,000,000 for the fiscal year ending June 30, 2007, (2) the amount of \$3,000,000 for the fiscal year ending June 30, 2008, (3) the amount of \$3,000,000 for the fiscal year ending June 30, 2009: *And provided further*, That all moneys received from issuance of any such bonds shall be deposited in the state treasury and credited to this fund.

(c) ~~In addition to the other purposes for which expenditures may be made by the adjutant general from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2006 as authorized by section 131 of 2005 Senate Bill No. 225 or by this or other appropriation act of the 2005 regular session of the legislature, expenditures may be made by the adjutant general from moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2006 to adopt policies and procedures for the administration and implementation of the payment of a death benefit in the amount of \$125,000 to the beneficiary or beneficiaries of each member of the Kansas national guard who, after November 1, 2004, dies as a result of federal active duty in a combat area in the line of duty, which death benefit is hereby authorized to be paid to the beneficiary or beneficiaries of such member pursuant to this subsection from an allocation to the adjutant general from the state emergency fund made by the state finance council for such purpose pursuant to this subsection: *Provided*, That such death benefit shall not be payable in any such case if such member dies as a result of committing suicide. *Provided further*, That such death benefit shall be in addition to all other benefits provided to members of the Kansas national guard. *And provided further*, That, if such member has not designated one or more beneficiaries in accordance with the policies and procedures adopted by the adjutant general for such death benefit pursuant to this subsection, then a death benefit payable for such member's death pursuant to this subsection shall be paid into such member's estate and shall be disbursed or otherwise distributed as provided by law as part of such estate. *And provided further*, That the payment of a death benefit pursuant to this subsection shall be subject to approval by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto, except that such approval shall be by unanimous vote of all of the members of the state finance council. *And provided further*, That the payment of a death benefit pursuant to this subsection shall be made by the adjutant~~

~~general from the allocation to the adjutant general from the state emergency fund by the state finance council for such purpose pursuant to this subsection. *And provided further*, That, upon a determination by the director of the budget that the unencumbered balance in the state emergency fund is insufficient to pay a death benefit pursuant to this subsection during fiscal year 2006, the director of the budget shall certify that determination to the director of accounts and reports and, at the same time, the director of the budget shall transmit a copy of such certification to the director of the legislative research department. *And provided further*, That, upon receipt of such certification by the director of the budget, the director of accounts and reports shall transfer an amount equal to the insufficient amount from the state general fund to the state emergency fund, except that the total of all amounts transferred during fiscal year 2006 pursuant to this section and all amounts transferred during fiscal year 2006 pursuant to subsection (b) of K.S.A. 2004 Supp. 75-3712, and amendments thereto, shall not exceed \$10,000,000.~~

~~—(d) (c) (1) There is appropriated for the above agency from the state general fund as a death benefit for Kansas national guard members who died as a result of federal active duty in a combat area, to the following national guard members' beneficiaries for the fiscal year or years specified, the following:~~

Janet K. Wisdom  
915 N. 5th  
Atchison, KS 66002  
For the fiscal year ending June 30,  
2006..... \$125,000 \$250,000

*Provided*, That any unencumbered balance in the Janet K. Wisdom, 915 N. 5th, Atchison, KS 66002 account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007.

Kristy A. Clary  
3307 Newport RD  
St. Joseph, MO 64505  
For the fiscal year ending June 30,  
2006..... \$125,000 \$250,000

*Provided*, That any unencumbered balance in the Kristy A. Clary, 3307 Newport RD, St. Joseph, MO 64505 account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007.

Ronald E. Lutters  
626 West 9th  
Goodland, KS 67735  
For the fiscal year ending June 30, 2006..... \$125,000

*Provided*, That any unencumbered balance in the Ronald E. Lutters, 626 West 9th, Goodland, KS 67735 account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007.

Marian H. Lutters  
279 11th ST  
Burlington, CO 80807  
For the fiscal year ending June 30, 2006..... \$125,000

*Provided*, That any unencumbered balance in the Marian H. Lutters, 279 11th ST, Burlington, CO 80807 account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007.

(2) The director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in this subsection ~~directed~~ (c), upon vouchers duly executed by the adjutant general ~~directed~~, to pay the amounts specified to the claimants or their legal representatives or duly authorized agents, as provided by law.

(3) *The death benefit provided by this subsection shall be exempt from any tax of the state of Kansas or any political subdivision or taxing body of the state.*

Sec. 3. K.S.A. 75-3713b is hereby amended to read as follows: 75-3713b. (a) By unanimous vote of all of its members, the state finance council is hereby authorized and empowered to make allocations to, and authorize expenditures by, the adjutant general from the state

emergency fund for the following purposes, subject to the limitations hereinafter imposed directly or by reference:

(1) The payment of claims for entitlements under K.S.A. 48-265, 48-266, 48-267 or 48-269, and amendments thereto, which accrue to members of the Kansas national guard or the Kansas state guard in accordance with and subject to the provisions of K.S.A. 48-261 to 48-271, inclusive, and amendments thereto; ~~and~~

(2) the payment of any expenses or other amounts required to be paid which arise under the national guard mutual assistance compact in accordance with and subject to the provisions of said compact and K.S.A. 48-1701 to 48-1703, inclusive, and amendments thereto; *and*

(3) *the payment of death benefits pursuant to section 1, and amendments thereto.*

(b) The exercise of functions specified in subsection (a) are hereby declared to be matters characterized as legislative delegations. Such functions may be exercised by the state finance council only when the legislature is not in session and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, *and amendments thereto.*

Sec. 4. K.S.A. 75-3713b and section 47 of 2005 Senate Substitute for House Bill No. 2482 are hereby repealed.

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

**INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2003 Volumes and 2004 Supplement of the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

Reg. No.	Action	Register
1-1-1	Amended	V. 24, p. 848
1-2-9	Amended	V. 24, p. 849
1-2-25	Amended	V. 24, p. 849
1-2-25a	New	V. 24, p. 849
1-2-30	Revoked	V. 24, p. 849
1-2-31	Amended	V. 24, p. 849
1-2-43a	New	V. 24, p. 849
1-2-44	Amended	V. 24, p. 849
1-2-46	Amended	V. 24, p. 849
1-2-74	Amended	V. 24, p. 850
1-2-84a	Revoked	V. 24, p. 850
1-2-84b	Revoked	V. 24, p. 850
1-2-97	Amended	V. 24, p. 850
1-3-2	Revoked	V. 24, p. 850
1-4-2	Amended	V. 24, p. 850
1-4-3	Amended	V. 24, p. 850
1-4-5	Amended	V. 24, p. 850
1-4-7	Amended	V. 24, p. 850
1-4-8	Amended	V. 24, p. 851
1-5-8	Amended	V. 24, p. 851
1-5-9	Amended	V. 24, p. 852
1-5-14	Amended	V. 24, p. 852
1-5-15	Amended	V. 24, p. 852
1-5-19c	Amended	V. 24, p. 853
1-5-20	Amended	V. 24, p. 853
1-5-24	Amended	V. 24, p. 853
1-5-30	Amended	V. 24, p. 855
1-6-2	Amended	V. 24, p. 855
1-6-8	Amended	V. 24, p. 855
1-6-27	Amended	V. 24, p. 856
1-6-29	Amended	V. 24, p. 856
1-6-32	Amended	V. 24, p. 857
1-7-3	Amended	V. 24, p. 858
1-7-10	Amended	V. 24, p. 858
1-7-11	Amended	V. 24, p. 858
1-7-12	Amended	V. 24, p. 859
1-8-2	Amended	V. 24, p. 859
1-8-3	Amended	V. 24, p. 859
1-8-4	Amended	V. 24, p. 859
1-8-5	Revoked	V. 24, p. 860
1-8-6	Amended	V. 24, p. 860
1-9-1	Amended	V. 24, p. 860
1-9-2	Amended	V. 24, p. 860
1-9-4	Amended	V. 23, p. 718
1-9-13	Amended	V. 24, p. 861
1-9-14	Amended	V. 24, p. 861
1-9-19	Amended	V. 24, p. 861
1-9-19a	Amended	V. 24, p. 862

1-9-20	Amended	V. 24, p. 863
1-9-23	Amended	V. 24, p. 863
1-9-27	Revoked	V. 24, p. 865
1-10-6	Revoked	V. 24, p. 865
1-10-7	Revoked	V. 24, p. 865
1-10-10	Revoked	V. 24, p. 865
1-10-11	Revoked	V. 24, p. 865
1-11-1	Amended	V. 24, p. 865
1-11-3	Revoked	V. 24, p. 865
1-12-1	Amended	V. 24, p. 865
1-12-2	Amended	V. 24, p. 865
1-13-1a	Amended	V. 24, p. 866
1-13-1b	New	V. 24, p. 866
1-14-8	Amended	V. 24, p. 866
1-14-11	Amended	V. 24, p. 868
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

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
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
4-11-2	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
4-15-7	Amended	V. 24, p. 550
4-15-8	Amended	V. 24, p. 550
4-25-16	Amended (T)	V. 22, p. 2176
4-25-16	Amended	V. 23, p. 95
4-28-1	New (T)	V. 23, p. 1597
4-28-2	New (T)	V. 23, p. 1597
4-28-1	through	
4-28-7	New	V. 24, p. 145, 146

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

Reg. No.	Action	Register
5-3-4e	Amended (T)	V. 23, p. 1284
5-3-4e	Amended	V. 23, p. 1580
5-3-5o	New	V. 23, p. 1130
5-3-29	New (T)	V. 23, p. 1284
5-3-29	New	V. 23, p. 1580
5-17-1	through	
5-17-18	New	V. 23, p. 1131-1137

5-22-1	Amended	V. 23, p. 1534
5-22-4b	New	V. 23, p. 1536
5-22-4c	New	V. 23, p. 1536
5-22-4d	New	V. 23, p. 1537
5-22-6	Amended	V. 23, p. 1634
5-22-7	Amended	V. 23, p. 1537
5-22-8	Amended	V. 23, p. 1538
5-22-9	Amended	V. 23, p. 1538
5-22-10	New	V. 23, p. 1635
5-22-13	New	V. 23, p. 1636
5-22-14	New	V. 23, p. 1636
5-22-15	New	V. 23, p. 1637
5-22-17	New	V. 23, p. 1539
5-23-1	Amended	V. 23, p. 181
5-23-3	Amended	V. 23, p. 181
5-23-3a	Amended	V. 23, p. 182
5-24-1	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

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-18-1	Revoked	V. 23, p. 1366
7-18-2	Revoked	V. 23, p. 1366
7-18-3	Revoked	V. 23, p. 1366
7-27-1	Amended	V. 23, p. 1366
7-29-2	Amended	V. 23, p. 1366
7-34-2	New (T)	V. 24, p. 42
7-34-2	New	V. 24, p. 332

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-2-32	Amended (T)	V. 24, p. 272
9-2-32	Amended	V. 24, p. 919
9-11-10	Amended (T)	V. 24, p. 272
9-11-10	Amended	V. 24, p. 919

**AGENCY 10: KANSAS BUREAU OF INVESTIGATION**

Reg. No.	Action	Register
10-22-1	New	V. 24, p. 245

**AGENCY 11: STATE CONSERVATION COMMISSION**

Reg. No.	Action	Register
11-11-1	through	
11-11-7	New	V. 24, p. 242-244

**AGENCY 14: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
14-14-12	Revoked	V. 24, p. 798

**AGENCY 16: ATTORNEY GENERAL**

Reg. No.	Action	Register
16-1-7	Amended	V. 24, p. 95
16-4-2	New	V. 24, p. 95
16-4-3	New	V. 24, p. 95
16-4-4	New	V. 24, p. 96
16-6-1	Amended	V. 24, p. 96

(continued)

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 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended	V. 23, p. 202
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
28-4-576	Amended	V. 23, p. 1255
28-4-577	Amended (T)	V. 23, p. 390
28-4-577	Amended	V. 23, p. 1257
28-4-578	Amended (T)	V. 23, p. 391
28-4-578	Amended	V. 23, p. 1257
28-4-583	Amended (T)	V. 23, p. 392
28-4-583	Amended	V. 23, p. 1258
28-4-585	Amended (T)	V. 23, p. 392
28-4-585	Amended	V. 23, p. 1259
28-4-587	Amended (T)	V. 23, p. 394
28-4-587	Amended	V. 23, p. 1260
28-4-590	Amended (T)	V. 23, p. 396
28-4-590	Amended	V. 23, p. 1262
28-4-591	Amended (T)	V. 23, p. 397
28-4-591	Amended	V. 23, p. 1264
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
28-4-700		
through		
28-4-705	New	V. 23, p. 1265, 1266
28-15-11	Revoked	V. 23, p. 1367
28-15-13	Revoked	V. 23, p. 1367
28-15-14	Revoked	V. 23, p. 1367
28-15-15a	Revoked	V. 23, p. 1367
28-15-16	Amended	V. 23, p. 1367
28-15-18	Amended	V. 23, p. 1367
28-15-20	Revoked	V. 23, p. 1368
28-15-21	Revoked	V. 23, p. 1368
28-15-22	Revoked	V. 23, p. 1368
28-15-35	Amended	V. 23, p. 305
28-15-36	Amended	V. 23, p. 309
28-15a-2	New	V. 23, p. 1368
28-15a-3	New	V. 23, p. 1368
28-15a-4	New	V. 23, p. 1368
28-15a-6	New	V. 23, p. 1369
28-15a-11	New	V. 23, p. 1369
28-15a-21	New	V. 23, p. 1369
28-15a-23		
through		
28-15a-29	New	V. 23, p. 1369, 1370
28-15a-31	New	V. 23, p. 1370
28-15a-33	New	V. 23, p. 1370
28-15a-41	New	V. 23, p. 1370
28-15a-42	New	V. 23, p. 1370
28-15a-43	New	V. 23, p. 1370
28-15a-60		
through		
28-15a-66	New	V. 23, p. 1370
28-15a-70	New	V. 23, p. 1370
28-15a-72		
through		
28-15a-76	New	V. 23, p. 1370, 1371
28-15a-80		
through		
28-15a-91	New	V. 23, p. 1371
28-15a-100	New	V. 23, p. 1371
28-15a-101	New	V. 23, p. 1371
28-15a-110	New	V. 23, p. 1371
28-15a-111	New	V. 23, p. 1371
28-15a-130		
through		
28-15a-135	New	V. 23, p. 1371, 1372
28-15a-151		
through		
28-15a-155	New	V. 23, p. 1372
28-15a-170	New	V. 23, p. 1372
28-15a-172		
through		
28-15a-175	New	V. 23, p. 1372, 1373

28-15a-201		
through		
28-15a-210	New	V. 23, p. 1373
28-15a-500		
through		
28-15a-503	New	V. 23, p. 1373, 1374
28-15a-530		
through		
28-15a-536	New	V. 23, p. 1374
28-15a-540		
through		
28-15a-544	New	V. 23, p. 1374
28-15a-550		
through		
28-15a-553	New	V. 23, p. 1374
28-15a-560		
through		
28-15a-564	New	V. 23, p. 1374, 1375
28-15a-570	New	V. 23, p. 1375
28-15a-571	New	V. 23, p. 1375
28-16-28b		
through		
28-16-28f	Amended	V. 24, p. 42-51
28-16-28g	Amended	V. 24, p. 753
28-16-58	Amended	V. 24, p. 52
28-16-160		
through		
28-16-174	New	V. 24, p. 754-764
28-17-1	Amended (T)	V. 23, p. 1597
28-17-1	Amended	V. 24, p. 178
28-17-6	Amended (T)	V. 23, p. 1598
28-17-6	Amended	V. 24, p. 179
28-17-20	Amended (T)	V. 23, p. 1598
28-17-20	Amended	V. 24, p. 179
28-17-22	New (T)	V. 23, p. 1600
28-17-22	New	V. 24, p. 181
28-19-202	Amended	V. 23, p. 70
28-19-720	Amended	V. 23, p. 1596
28-19-735	Amended	V. 23, p. 1596
28-19-750	Amended	V. 23, p. 1596
28-19-750a	New	V. 23, p. 1596
28-29-75		
through		
28-29-82	Amended	V. 23, p. 203-205
28-31-10	Amended	V. 23, p. 1486
28-35-145	Amended	V. 23, p. 1404
28-35-146	Amended	V. 23, p. 1404
28-35-146a	New	V. 23, p. 1404
28-35-147	Revoked	V. 23, p. 1404
28-35-147a	New	V. 23, p. 1404
<b>(By Department of Agriculture)</b>		
28-36-1	Revoked	V. 24, p. 146
28-36-32	Revoked	V. 24, p. 146
28-36-60	Revoked	V. 24, p. 146
28-36-120	Revoked	V. 24, p. 146

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-50	Amended	V. 23, p. 894
30-4-90	Amended (T)	V. 23, p. 897
30-4-90	Amended	V. 23, p. 1104
30-5-59	Amended	V. 23, p. 1637
30-5-64	Amended	V. 24, p. 802
30-5-71	Amended	V. 23, p. 1211
30-5-81u	Amended	V. 24, p. 271
30-6-91	New	V. 23, p. 894
30-10-1a	Amended	V. 24, p. 489
30-10-1b	Amended	V. 24, p. 491
30-10-1d	Amended	V. 24, p. 492
30-10-11	Amended	V. 24, p. 492
30-10-17	Amended	V. 24, p. 494
30-10-18	Amended (T)	V. 24, p. 23
30-10-18	Amended	V. 24, p. 334
30-10-19	Amended	V. 24, p. 495
30-10-20	Amended	V. 24, p. 496
30-10-23a	Amended	V. 24, p. 496
30-10-23b	Amended	V. 24, p. 497
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

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-41-1		
through		
36-41-5	New (T)	V. 24, p. 273, 274

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-44	Amended	V. 24, p. 848
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
40-2-14a	New	V. 24, p. 751
40-2-14b	New	V. 24, p. 751
40-2-26	Amended	V. 23, p. 151
40-2-27	New	V. 23, p. 825
40-3-6	Amended	V. 23, p. 1212
40-3-20	Revoked	V. 23, p. 693
40-3-50	Revoked	V. 24, p. 848
40-3-53	New (T)	V. 24, p. 15
40-3-53	New	V. 24, p. 615

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
44-7-104	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

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-4	Amended	V. 23, p. 1533
63-3-21	Amended	V. 23, p. 1533
63-5-1	Amended	V. 23, p. 1534
63-6-1	Amended	V. 23, p. 1534

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-3	Amended	V. 23, p. 893
65-5-5	Revoked	V. 23, p. 1596
65-5-11	New	V. 23, p. 893
65-5-12	New	V. 23, p. 1596
65-8-5	Revoked	V. 23, p. 893

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-4	Amended	V. 24, p. 79
66-8-5	Amended	V. 23, p. 95
66-8-8	New	V. 24, p. 80
66-9-6	Amended	V. 24, p. 80
66-9-7	New	V. 24, p. 80
66-10-14	New	V. 24, p. 80
66-14-3	Amended	V. 24, p. 80
66-14-5	Amended	V. 24, p. 81

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-1-3a	Amended	V. 23, p. 1739
68-7-20	New	V. 23, p. 382

AGENCY 69: BOARD OF COSMETOLOGY

Reg. No.	Action	Register
69-1-4	Amended (T)	V. 24, p. 14
69-1-4	Amended	V. 24, p. 392

AGENCY 70: BOARD OF VETERINARY EXAMINERS

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

AGENCY 71: KANSAS DENTAL BOARD

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 71 from 71-1-1 to 71-7-1.

AGENCY 74: BOARD OF ACCOUNTANCY

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 74 from 74-4-1a to 74-11-15.

AGENCY 82: STATE CORPORATION COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 82 from 82-3-101 to 82-3-1005.

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 82 from 82-4-3 to 82-4-3m.

AGENCY 88: BOARD OF REGENTS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 88 from 88-16-5b to 88-27-2.

AGENCY 91: DEPARTMENT OF EDUCATION

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 91 from 91-1-68a to 91-35-4.

AGENCY 92: DEPARTMENT OF REVENUE

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 92 from 92-12-113 to 92-51-34a.

AGENCY 94: BOARD OF TAX APPEALS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 94 from 94-2-21 to 94-2-21.

AGENCY 100: BOARD OF HEALING ARTS

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 100 from 100-11-1 to 100-49-4.

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 100 from 100-54-4 to 100-72-9.

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 102 from 102-1-13 to 102-5-14.

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 108 from 108-1-1 to 108-1-4.

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 109 from 109-3-2.

AGENCY 110: DEPARTMENT OF COMMERCE

Table with 3 columns: Reg. No., Action, Register. Lists regulations for Agency 110 from 110-8-1 through 110-12-6.

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:

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Reg. No.	Action	Register
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