



Kansas Register

Ron Thornburgh, Secretary of State

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In this issue . . .	Page
Behavioral Sciences Regulatory Board	
Notice of hearing on proposed administrative regulations	1764
Kansas Insurance Department	
Notice of hearing on proposed administrative regulations	1765
Department of Health and Environment	
Request for comments on proposed air quality permit.....	1765
Notice of hearing on proposed ambient air quality standards	1766
Notice concerning water pollution control permits/applications	1767
Pooled Money Investment Board	
Notice of investment rates.....	1766
Department of Administration—Division of Purchases	
Notice to bidders for state purchases	1766
Notice of Bond Sale	
City of Mission.....	1768
City of Newton Public Building Commission	1769
City of Garden City	1770
City of Auburn.....	1770
Kansas Public Employees Retirement System	
Request for proposals for real estate appraisal services.....	1769
City of Lenexa	
Notice to bidders.....	1771
Legislative interim committee schedule.....	1772
Office of the State Bank Commissioner	
Special Order 2005-1	1773
Kansas Department of Transportation	
Notice to contractors.....	1773
Request for comments on the Statewide Transportation Improvement Program.....	1775
Permanent Administrative Regulations	
Office of the Securities Commissioner.....	1775
Kansas Judicial Council	
Notice of meetings.....	1775
Governmental Ethics Commission	
Opinions 2005-19 through 2005-22.....	1775
Index to administrative regulations.....	1780

State of Kansas

Behavioral Sciences Regulatory Board**Notice of Hearing on Proposed
Administrative Regulations**

The Behavioral Sciences Regulatory Board will conduct a public hearing from 2:30 to 3:30 p.m. Friday, February 3, in the board conference room at 712 S. Kansas Ave., Topeka, to consider adopting a proposed amendment to a permanent rule and regulation for marriage and family therapy.

This 60-day notice of the public hearing constitutes a public comment period for purposes of receiving written public comments on the proposed amendment. All interested parties may submit written comments prior to the hearing to Phyllis Gilmore, Executive Director, Behavioral Sciences Regulatory Board, 712 S. Kansas Ave., Topeka, 66603-3817. Written comments also may be submitted by fax at (785) 296-3112 or by e-mail to phyllis.gilmore@bsrb.state.ks.us.

All interested parties will be given a reasonable opportunity to present their views orally at the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for ac-

commodation should be made at least five working days in advance of the hearing by contacting Phyllis Gilmore at (785) 296-3240 or phyllis.gilmore@bsrb.state.ks.us, or the Kansas Relay Center at (800) 766-3777. There is designated accessible parking on Kansas Avenue, and the front entrance to the board office is accessible.

A copy of the full text of the regulation and economic impact statement may be reviewed or obtained at the board office and also is available on the board's Web site at www.ksbsrb.org. The following is a summary of the proposed amendment and economic impact statement. The board does not have a less costly or less intrusive method for achieving the stated purpose of each regulation.

K.A.R. 102-5-5 contains the requirements for taking the national examination for licensure as a marriage and family therapist. This amendment allows applicants to apply during their last semester before graduation. Currently, they have to wait to apply until after they have graduated.

Economic Impact: There could be a positive economic impact to applicants. If applicants are allowed to apply to sit for the examination earlier, ultimately they could become employed more timely. There is no economic impact to the Kansas Behavioral Sciences Regulatory Board, other governmental agencies, the public or licensees.

Phyllis Gilmore
Executive Director

Doc. No. 032630

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Ron Thornburgh
Secretary of State
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120 S.W. 10th Ave.
Topeka, KS 66612-1594
(785) 296-4564
www.kssos.org



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

State of Kansas

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. Aquila, Inc. - Cimarron River Station 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.

Aquila, Inc. - Cimarron River Station, Liberal, owns and operates an electrical generation facility located at U.S. Highway 54 and Cimarron River, Liberal.

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 Southwest District Office, 306 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Dayne I. Moreton, (785) 296-1691, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Dayne I. Moreton, 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 January 2.

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 Christy Thurman, Bureau of Air and Radiation, not later than the close of business January 2 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. 032628

State of Kansas

Kansas Insurance Department

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9:30 a.m. Monday, February 6, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of proposed changes in an existing rule and regulation.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to Deletria Nash, Kansas Insurance Department, 420 S.W. 9th, Topeka, 66612-1678, via facsimile at (785) 291-3673, or via e-mail at dnash@ksinsurance.org. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Deletria Nash at (785) 296-4140 or via e-mail at dnash@ksinsurance.org.

A copy of the proposed regulation and economic impact statement may be obtained by contacting Deletria Nash. A summary of the regulation and its economic impact follows:

K.A.R. 40-3-43. Title insurance; controlled business; definitions; requirements. K.A.R. 40-3-43 defines terms related to title insurance as used in K.S.A. 40-2404. The proposed changes to K.A.R. 40-3-43 delete lines terms that are now defined by statute and, therefore, are now repetitive, while terms that are undefined by the statute have been added or clarified. The remaining changes are technical.

There is little or no economic impact on insurers, consumers, the Kansas Insurance Department, and other governmental agencies, if any.

Sandy Praeger
Kansas Insurance Commissioner

Doc. No. 032644

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 11-28-05 through 12-4-05

Term	Rate
1-89 days	4.02%
3 months	3.75%
6 months	4.19%
1 year	4.31%
18 months	4.28%
2 years	4.31%

Derl S. Treff
Director of Investments

Doc. No. 032626

State of Kansas

Department of Health and Environment

Notice of Hearing

The Kansas Department of Health and Environment is proposing to revise the *State of Kansas Implementation Plan for the Attainment and Maintenance of National Ambient Air Quality Standards*. A hearing for this action will be held at 10 a.m. Wednesday, January 4, at the Johnson County Northeast Offices (Room C), 6000 Lamar, Mission. Specifically, the department is proposing to adopt an update to the Kansas City Metropolitan Area (KCMA) Ozone Maintenance Plan component (plan) of the state air quality implementation plan (SIP). The existing plan defines the measures that the state was to take to ensure the maintenance of the air quality for ozone in the KCMA after the 10-year period following redesignation to attainment status for the pollutant ozone. This proposed SIP revision will update the existing plan to account for the new eight-hour ozone standard and make minor changes to the contingency measures section of the plan.

This proposed SIP revision does not include any rule-making action. Details concerning this revision can be obtained by contacting Douglas L. Watson, Kansas Department of Health and Environment, Bureau of Air and Radiation, at (785) 296-0910. Copies of the proposed plan also may be viewed at the Department of Air Quality, Unified Government of Wyandotte County - Kansas City, Kansas Health Department, 619 Ann Ave., Kansas City, and at the Johnson County Environmental Department, 11180 Thompson Ave., Lenexa. The plan also is posted on the Bureau of Air and Radiation's Web site at <http://www.kdheks.gov/bar/index.html>.

Public comments should be addressed to the Kansas Department of Health and Environment, Bureau of Air and Radiation, Attention: Douglas L. Watson, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. Comments must be received by the Bureau of Air and Radiation not later than the close of business January 6 to assure full consideration of this proposed revision to the SIP.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed plan in accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Douglas Watson.

Roderick L. Bremby
Secretary of Health and Environment

Doc. No. 032627

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:

12/13/2005	08972	Repair to Dam — Leavenworth State Park
12/13/2005	08973	Elevator Upgrade — Forsyth Library
12/15/2005	08979	Row Crop Sprayer — Manhattan
12/15/2005	08983	Sherf Reclamation Project — Frontenac
1/12/2006	08978	Performance Management Software
1/13/2005	08985	Cabins — Wilson State Park

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:

12/15/2005	A-010021	Replace Chiller in Hospital Building — Larned State Hospital
12/15/2005	A-010096	Exterior Restoration — Grinter Place State Historic Site — Kansas City

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. 032637

State of Kansas

Department of Health and Environment

Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

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, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-05-302/308

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Kenner Swenson 212 W. 2nd, Box 174 Assaria, KS 67416	N/2 of Section 31, T16S, R02W, Saline County	Smoky Hill River Basin

Kansas Permit No. A-SHSA-B007

This is a renewal permit for an existing facility for 250 head (250 animal units) of cattle weighing more than 700 pounds and 500 head (250 animal units) of cattle weighing less than 700 pounds, for a total of 750 head (500 animal units) of cattle.

Name and Address of Applicant	Legal Description	Receiving Water
Greene Farms Inc. Scott Greene P.O. Box 24 Jewell, KS 66949	SE/4 of Section 30, T04S, R07W, Jewell County	Lower Republican River Basin

Kansas Permit No. A-LR JW-B005

This is a renewal permit for an existing facility for a maximum of 400 head (400 animal units) of cattle greater than 700 pounds.

Name and Address of Applicant	Legal Description	Receiving Water
Jeff McHenry 1159 Treaty Road Delphos, KS 67436	SW/4 of Section 22, T09S, R04W, Ottawa County	Solomon River Basin

Kansas Permit No. A-SOOT-B002

This is a renewal permit for an existing facility with a maximum capacity of 600 head (300 animal units) of cattle less than 700 pounds.

Name and Address of Applicant	Legal Description	Receiving Water
Five Star Farm, Inc. Elmer Selfridge, President HC 02, Box 52 Burdett, KS 67523	NW/4 of Section 23, T21S, R21W, Hodgeman County	Upper Arkansas River Basin

Kansas Permit No. A-UAHG-B003

This is a renewal permit and modification of an existing facility. The modification is a change in operation from the confinement of 750

head [750 animal units (a.u.)] of cattle greater than 700 pounds to the confinement of 550 head (550 a.u.) of cattle greater than 700 pounds and 400 head (200 a.u.) of cattle less than 700 pounds, for a total of 950 head (750 a.u.) of beef cattle.

Name and Address of Applicant	Legal Description	Receiving Water
McPherson County Feeders, Inc. Allan Sents 758 Pioneer Road Marquette, KS 67464	E/2 of Section 20, T18S, R04W, McPherson County	Smoky Hill River Basin

Kansas Permit No. A-SHMP-C001 Federal Permit No. KS0116351

This is a modification and renewal permit for an existing facility for 10,000 head (10,000 animal units) of cattle weighing 700 pounds or greater. A wastewater transfer system is being proposed to provide more flexibility in the management of the retention structures.

Name and Address of Applicant	Legal Description	Receiving Water
Kohake Dairy Farm, Inc. Fred Kohake 827 112th Road Centralia, KS 66415	SW/4 of Section 20, T03S, R12E, Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-M019

This is a permit for expansion of an existing permitted facility from an animal capacity of 80 head (112 animal units) of dairy cows and 25 head (25 animal units) of dry dairy cows and 60 head (30 animal units) of dairy calves to a new maximum capacity of 136 head (190.4 animal units) of dairy cows and 50 head (50 animal units) of dry dairy cows and 80 head (40 animal units) of dairy calves, for a new total of 280.4 animal units. The expansion consists of adding a free-stall barn and a concrete manure solids storage structure and enlarging the milking parlor.

Name and Address of Applicant	Legal Description	Receiving Water
Campbell Farms L.L.C. Carrol Campbell 1920 N. College St. Winfield, KS 67156	NE/4 of Section 15, T32S, R04E, Cowley County	Walnut River Basin

Kansas Permit No. A-WACL-M003

This is a renewal permit and expansion of an existing facility from a current capacity of 144 head of mature dairy cattle (201.6 animal units) to a proposed capacity of 404 head of mature dairy cattle and 120 head of replacement heifers, for a total of (685.6 animal units). Two new freestall structures with associated waste controls are being proposed in two phases of construction.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural-related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson St., Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before December 31 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-05-302/308) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment

(continued)

ronment will issue a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdhe.state.ks.us/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 032634

(Published in the Kansas Register December 1, 2005.)

Summary Notice of Bond Sale
City of Mission, Kansas
\$6,415,000*
General Obligation Bonds, Series 2005A
(General obligation bonds payable from
unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated November 9, 2005, written and electronic bids will be received on behalf of the finance director of the city of Mission, Kansas (the issuer), in the case of written bids, at the addresses set forth below, and in the case of electronic bids, through *PARITY*, until 10 a.m. December 14, 2005, for the purchase of the above-referenced bonds.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 15, 2005, and will become due on September 1 in the years as follows:

Year	Principal Amount*
2006	\$605,000
2007	555,000
2008	575,000
2009	595,000
2010	620,000
2011	640,000
2012	665,000
2013	690,000
2014	720,000
2015	750,000

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

Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$128,300 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about December 29, 2005, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2005 is \$141,813,775. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$16,740,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the undersigned at the address set forth below or from the financial advisor, Attn: Bond Services, (651) 223-3000 or e-mail: advisors@springsted.com.

Written Bid and Good Faith Deposit

Delivery Address:

Martha M. Sumrall, Finance Director
6090 Woodson
Mission, KS 66202-3597
(913) 722-3685
Fax (913) 722-1415
E-mail: lgay@missionks.org

Financial Advisor - Facsimile Bid and

Good Faith Deposit Delivery Address:

Springsted Incorporated
Attn: Bond Services
380 Jackson St., Suite 300
St. Paul, MN 55101-2887
Fax (651) 223-3046

Dated November 9, 2005.

City of Mission, Kansas

* Subject to change.

Doc. No. 032641

State of Kansas

Kansas Public Employees Retirement System

Request for Proposals

The Kansas Public Employees Retirement System, a multi-employer public pension plan with assets of more than \$11 billion, is seeking a qualified firm to provide single-source real estate appraisal services for its national portfolio. Minimum qualifications include, but are not limited to, firms that have been in existence a minimum of five years and have at least 10 employees (at least five of which must be full-time appraisers), have performed appraisals on a minimum of \$500 million of commercial real estate, and have at least eight clients (at least two of which are public pension funds).

To be considered for the search, candidates must submit all required proposal contents by 5 p.m. Friday, December 9. The complete request for proposal is posted on the KPERS' Web site at www.kpers.org. A limited number of firms that best satisfy the criteria may be asked to provide additional information.

Glenn Deck
Executive Director

Doc. No. 032629

(Published in the Kansas Register December 1, 2005.)

**Summary Notice of Bond Sale
City of Newton, Kansas
Public Building Commission
\$975,000
Revenue Bonds
Series 2005B**

Bids

Subject to the notice of bond sale dated December 8, 2005, written and electronic bids will be received on behalf of the secretary of the city of Newton, Kansas, Public Building Commission (the issuer), in the case of written bids at the address set forth below, and in the case of electronic bids, via *PARITY*, until 4 p.m. December 8, 2005, for the purchase of the above-referenced bonds. No bid of less than 100 percent of the principal amount of the Series 2005B Bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The Series 2005B Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Series 2005B Bonds will be dated December 15, 2005, and will become due on September 1 in the years as follows:

Year	Principal Amount
2006	\$ 85,000
2007	85,000
2008	90,000
2009	90,000
2010	95,000
2011	100,000
2012	100,000

2013	105,000
2014	110,000
2015	115,000

The Series 2005B Bonds will bear interest from the date thereof at rates to be determined when the Series 2005B 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.

Book-Entry-Only System

The Series 2005B Bonds will be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$19,500 (2 percent of the principal amount of the Series 2005B Bonds).

Delivery

The issuer will pay for printing the Series 2005B Bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about December 22, 2005, to DTC for the account of the successful bidder.

Approval of Series 2005B Bonds

The Series 2005B Bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the Series 2005B Bonds will be furnished and paid for by the issuer, printed on the Series 2005B Bonds and delivered to the successful bidder when the Series 2005B Bonds are delivered.

Additional Information

Additional information regarding the Series 2005B Bonds may be obtained from the undersigned or from the financial advisor at the addresses set forth below.

Written and Facsimile Bid and Good Faith Deposit

Delivery Address:

Debbie Palacios, Secretary
201 E. 6th
Newton, KS 67114
(316) 284-6001
Fax (316) 284-6090
E-mail: jheinicke@newtonkansas.com

Financial Advisor - Facsimile Bid and Good Faith

Deposit Delivery Address:

Stifel, Nicolaus & Company, Incorporated
Financial Advisor
301 N. Main, Suite 1800
Wichita, KS 67202
Attn: Pat Hinojos
(316) 337-8498
Fax (316) 337-8492
E-mail: hinojosp@stifel.com

Dated December 8, 2005.

City of Newton, Kansas
Public Building Commission

Doc. No. 032642

(Published in the Kansas Register December 1, 2005.)

**Summary Notice of Bond Sale
City of Garden City, Kansas
\$500,000
General Obligation Bonds
Series B, 2005**

Details of the Sale

Subject to the terms and requirements of the official notice of bond sale dated November 22, 2005, of the city of Garden City, Kansas, bids to purchase the city's General Obligation Bonds, Series B, 2005, will be received at City Administrative Center, 301 N. 8th, Garden City, KS 67846, or by telefacsimile at (620) 276-1169, until 11 a.m. Monday, December 12, 2005. Bids received will be considered by the governing body at its meeting at 1 p.m. on the sale date.

No oral or auction bids for the bonds will be considered, and no bid for less than 100 percent of the total principal amount of the bonds and accrued interest to the date of delivery will 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 December 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 May 1 and November 1 of each year, beginning May 1, 2007. Principal of the bonds becomes due on November 1 in the years and amounts shown below:

Maturity Schedule

Principal Amount	Maturity Date
\$ 95,000	2007
95,000	2008
100,000	2009
105,000	2010
105,000	2011

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 December 29, 2005, through the facilities of DTC.

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 \$155,974,807. As of December 15, 2005, the city's total outstanding general obligation debt (including the bonds) is \$7,640,000.

Additional Information

For additional information, contact the city clerk at the address and telephone number shown below or the city's financial advisor, Chuck Bouilly, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, (316) 264-9351.

City of Garden City, Kansas
By Jean E. Payne
City Clerk
City Administrative Center
301 N. 8th
Garden City, KS 67846
(620) 276-1100
Fax (620) 276-1169

Doc. No. 032638

(Published in the Kansas Register December 1, 2005.)

**Summary Notice of Bond Sale
City of Auburn, Kansas
\$335,000
General Obligation Bonds
Series 2005A (Streets)**

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the official notice of bond sale and preliminary official statement dated November 22, 2005, bids will be received by the city clerk of the city of Auburn, Kansas (the issuer), on behalf of the governing body of the city at City Hall, 161 W. 9th St., Auburn, KS 66402, until 10 a.m. Thursday, December 8, 2005, for the purchase of \$335,000 principal amount of General Obligation Bonds, Series 2005A (Streets). No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 1, 2005, and will become due on December 1 in the years as follows:

Year	Principal Amount
2007	\$15,000
2008	15,000
2009	15,000
2010	15,000
2011	15,000
2012	15,000
2013	15,000
2014	15,000
2015	15,000
2016	15,000
2017	15,000

2018	15,000
2019	15,000
2020	20,000
2021	20,000
2022	20,000
2023	20,000
2024	20,000
2025	20,000
2026	20,000

(Published in the Kansas Register December 1, 2005.)

City of Lenexa, Kansas

Notice to Bidders

Sealed bids for **87th Street Parkway, Quivira Road to Pflumm Road & Quivira Road, 85th Street to 87th Street Parkway** will be accepted by the city of Lenexa, Kansas, at the Planning Department, Lenexa City Hall, 12350 W. 87th St. Parkway, Lenexa, KS 66215, until 1:30 p.m. December 13, 2005, at which time bids will be publicly opened and read aloud at the Lenexa City Hall. Any bid received after the designated closing time will not be considered and will be returned unopened.

All bids shall be submitted to the Planning Department customer service staff in sealed envelopes addressed to the city of Lenexa, Kansas, attention: city clerk, at the address above and marked "Bid for: 87th Street Parkway, Quivira Road to Pflumm Road & Quivira Road, 85th Street to 87th Street Parkway." Copies of plans, specifications, bidding documents and other contract documents are on file at the city's Planning Department.

Bidders desiring contract documents for use in preparing bids may obtain a set of such documents at the address above upon payment of \$50, which amount is non-refundable.

Note: Davis-Bacon wage rates apply to this project.

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

No oral telegraphic, telephonic proposals or alterations will be considered. Facsimile transmissions will not be accepted.

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

- a. Bid Form.
- b. 5% Bid Security—Bid Bond, Cashier's Check or Certified Check (see below).

Each bidder shall file with its bid a bid bond, a cashier's check or a certified check drawn on an acceptable bank, made payable to city of Lenexa, Kansas, in an amount equal to 5 percent of the total bid, which shall be retained by the city of Lenexa until a contract for the project has been executed. Bid bonds will be returned to the bidders, with the exception of the best and lowest and second best and second lowest responsible bidders, within 21 days after their bids are rejected. The bid deposit of the lowest and the second lowest responsible bidders will be returned when the performance bond, maintenance bond and statutory bond, each in an amount equal to 100 percent of the contract amount, and the required insurance certificates and other required documents shall have been furnished and the contract documents have been executed by the successful bidder.

In the event the low bidder is unable to execute the contract, for whatever reason, within the time provided

(continued)

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.

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 June 1 and December 1 in each year, beginning June 1, 2007.

Optional Book-Entry-Only System

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

Paying Agent and Bond Registrar

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

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$6,700 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered at such bank or trust company in the contiguous United States as may be specified by the successful bidder without cost to the successful bidder within 45 days after the date of sale.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the city for the year 2005 is \$6,511,889. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$335,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (785) 256-2426.

Dated November 9, 2005.

City of Auburn, Kansas
 Alice M. Riley, City Clerk
 City Hall
 161 W. 9th St.
 Auburn, KS 66402

in the notice of award, the city may annul the notice of award and the bid deposit may be forfeited, and the city shall exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security or specific performance.

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn by written request of the bidder received in the office of the city clerk prior to the time and date for bid opening.

All bidders agree that rejection shall create no liability on the part of the city because of such rejection, and the filing of any bid in response to this notice shall constitute an agreement of the bidder to these conditions.

A pre-bid conference will be held at 9:30 a.m. Thursday, December 8, in the executive conference room, main level, Lenexa City Hall.

Mary Sue Fry, City Clerk
City of Lenexa, Kansas

Doc. No. 032583

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of December 5-15. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://kslegislature.org/klrd>.

Date	Room	Time	Committee	Agenda
Dec. 5	State Defense Building	10:00 a.m.	Joint Committee on Kansas Security	State Vulnerability Assessment and Nuclear Security (closed meeting).
Dec. 6	519-S	10:00 a.m.	Joint Committee on Special Claims Against the State	Hearings on claims filed.
Dec. 7	519-S	9:00 a.m.		
Dec. 7	423-S	10:00 a.m.	At-Risk Education Council	Overview of statutory requirements; funding formulas for at-risk weighting and four-year-old At-Risk Program; State Board of Education requirements and monitoring; at-risk student achievement on state assessments; and overview of Legislative Post Audit study on school finance.
Dec. 12	514-S	10:00 a.m.	Legislative Budget Committee	Review committee reports and make final recommendations.
Dec. 12	526-S	10:00 a.m.	Joint Committee on Information Technology	12th: a.m. - Quarterly IT report and three-year plans. p.m. - Reports on agency projects. 13th: Discussion and recommendations for committee report to Legislature.
Dec. 13	526-S	9:00 a.m.		
Dec. 12	123-S	10:00 a.m.	Legislative Educational Planning Committee	Agenda not available.
Dec. 13	123-S	9:00 a.m.		
Dec. 13	514-S	10:00 a.m.	Joint Committee on Health Policy Oversight	Agenda not available.
Dec. 14	519-S	9:00 a.m.	Health Care Stabilization Fund Oversight Committee Note: Date changed from Dec. 2 and room changed.	Review of the Health Care Stabilization Fund and oversight activities.
Dec. 14	313-S	9:30 a.m.	Select Joint Committee on Energy	Review the current status of Kansas energy policy, including a review of energy production.
Dec. 15	313-S	9:00 a.m.		
Dec. 14	514-S	10:00 a.m.	Joint Committee on Economic Development	Agenda not available.
Dec. 15	514-S	9:00 a.m.		
Dec. 14	241-N	8:00 a.m.	Kansas Criminal Justice 3-R Project	Agenda not available.
Dec. 15	241-N	8:00 a.m.		

Jeffrey M. Russell
Director of Legislative
Administrative Services

Doc. No. 032639

State of Kansas

Office of the State Bank Commissioner

Special Order 2005-1

THIS ORDER is hereby issued this 18th day of November, 2005, by the Kansas State Bank Commissioner (hereinafter "Commissioner") pursuant to K.S.A. 9-1715, as amended.

WHEREAS, pursuant to the Interagency Statement on the Purchase and Risk Management of Life Insurance, issued by The Office of the Comptroller of the Currency, the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, and the Office of Thrift Supervision on December 7, 2004; and set out in the respective agency's issuances, including the Federal Deposit Insurance Corporation's Financial Institution Letter FIL 127-2004, (hereinafter referred to as "the Interagency Statement"), a national banking association and a federal saving association may purchase life insurance when such purchases are incidental to the business of banking, or useful in connection with the conduct of the association's business, are consistent with safe and sound banking practices, and are made in accordance with the guidelines in the Interagency Statement; and

WHEREAS, no provision of Kansas law presently allows a state-chartered bank to purchase life insurance within the same parameters and for all of the purposes allowed for national banks and federal savings associations who operate in the same markets as state-chartered banks; and

WHEREAS, K.S.A. 9-1715, as amended, grants to the Commissioner the power to authorize state banks "to engage in any activity in which such banks could engage were they operating as any insured depository institution at the time such authority is granted..."; and

WHEREAS, the Commissioner deems the issuance of this special order to be reasonably required to preserve the welfare of state banks and to promote competitive equality of state-chartered banks with other insured depository institutions;

IT IS THEREFORE ORDERED, that notwithstanding any restrictions currently contained in the Kansas Banking Code, K.S.A. 9-501 et seq., Kansas state-chartered banks are hereby authorized to purchase and hold life insurance in a manner consistent with the parameters outlined in the Interagency Statement, and consistent with safe and sound banking practices;

IT IS FURTHER ORDERED, that Kansas state-chartered banks shall not invest in life insurance policies where the aggregate cash surrender value of the policies from any one insurance company would exceed 15% of the bank's capital, or where the cash surrender value of policies from all insurance companies would exceed 25% of the bank's capital unless approval is obtained from the Commissioner to exceed the limits, and that such limits shall apply both at the time of purchase and throughout the life of the insurance policies;

IT IS FURTHER ORDERED, that for purposes of this special order, "capital" shall consist of a bank's capital stock, surplus, undivided profits, allowance for loan and lease losses, capital notes and debentures, and reserve for contingencies;

IT IS FURTHER ORDERED, that the limitations prescribed in this special order shall not apply to any such life insurance policies in place before July 1, 1993;

IT IS FURTHER ORDERED, that Special Order 2003-1 is hereby revoked; and

IT IS FURTHER ORDERED, that pursuant to K.S.A. 9-1715(b), as amended, the terms of this special order shall become effective November 18, 2005 and shall remain in full force and effect until amended or revoked by the Commissioner.

IT IS SO ORDERED.

Clarence W. Norris
State Bank Commissioner

Doc. No. 032631

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 Wichita Airport Hilton, until 2 p.m. December 14 and then publicly opened:

District One — Northeast

Brown—36-7 KA-0302-01 — U.S. 36 from the west junction of U.S. 75 east to the west city limits of Hiawatha, 12.7 miles, overlay. (State Funds)

Jackson-Jefferson—16-106 KA-0318-01 — K-16 from the east city limits of Holton east to the Jackson-Jefferson county line; K-16 from the Jackson-Jefferson county line east to the north junction of U.S. 59, 28.8 miles, overlay. (State Funds)

Nemaha—66 C-3805-01 — County road 3 miles west of America City, 0.3 mile, grading, bridge and surfacing. (Federal Funds)

Leavenworth—52 C-3972-01 — County road 1.5 miles west and 3.7 miles north of Tonganoxie, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

Leavenworth—52 U-1886-01 — Shawnee Street over Three Mile Creek in Leavenworth, grading, bridge and surfacing. (Federal Funds)

Shawnee—89 C-4024-01 — Wanamaker Road and Southwest 41st Street in Topeka, intersection improvement. (Federal Funds)

Shawnee—89 C-4025-01 — Wanamaker Road from Southwest 39th Street to Southwest 41st Street in Topeka, grading and surfacing. (Federal Funds)

Shawnee—89 U-1996-01 — Wanamaker Road from Southwest 37th Street to Southwest 39th Street in Topeka, grading and surfacing. (Federal Funds)

Wyandotte—105 N-0312-01 — 78th and Washington Street in Kansas City, 0.2 mile, intersection improvement. (Federal Funds)

Wyandotte—105 N-0339-01 — Victory Drive ramp at 46th and Parallel Parkway in Kansas City, traffic signals. (Federal Funds)

District Two — Northcentral

Chase—177-9 KA-0339-01 — K-177 from the Butler-Chase county line north to the junction of U.S. 50, 24.1 miles, overlay. (State Funds)

(continued)

Clay—14 C-3844-02 — Redwood Road from county route 5028 to county route 130, 1.9 miles, surfacing. (Federal Funds)

Cloud-Clay-Washington—9-106 KA-0350-01 — K-9 from the east city limits of Clifton east to the south junction of K-15; K-9 from the east city limits of Concordia east to the south city limits of Clyde; K-9 from the east city limits of Clyde east to the Cloud-Washington county line; K-9 from the Cloud-Washington county line east to the north city limits of Clifton, 26.6 miles, overlay. (State Funds)

Ellsworth—70-27 KA-0384-01 — I-70 from the Russell-Ellsworth county line east to the Ellsworth-Lincoln county line, 23.2 miles, overlay. (State Funds)

Geary-Morris—57-106 KA-0354-01 — K-57 from the junction of I-70/U.S. 40B southeast to the Geary-Morris county line; K-57 from the Geary-Morris county line south to the west junction of K-4 19.6 miles, overlay. (State Funds)

Saline—4-85 KA-0322-01 — K-4 from the junction of K-104 east to the south city limits of Gypsum, 10.7 miles, crack repair. (State Funds)

Saline—70-85 KA-0383-01 — I-70, 2 miles west of I-135 east 1 mile, overlay. (State Funds)

Washington—101 KA-0355-01 — K-148 from the east junction of K-148/K-9 north to the Kansas-Nebraska state line; K-234 from the east city limits of Hanover east to the junction of K-148; K-243 from the junction of K-148 east to the Pony Express Station, 21.7 miles, overlay. (State Funds)

District Four — Southeast

Allen—59-1 KA-0360-01 — U.S. 59 from the Neosho-Allen county line north to the junction of U.S. 54, 13.2 miles, sealing. (State Funds)

Bourbon—6 C-3695-01 — County road 2.4 miles east and 1.5 miles south of Marmaton, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

Cherokee—7-11 KA-0356-01 — K-7 from the junction of U.S. 69/U.S. 160 north to the Cherokee-Crawford county line, 11 miles, overlay. (State Funds)

Cherokee—160-11 KA-0366-01 — U.S. 160 from the Labette-Cherokee county line east to the west city limits of Columbus, 12.8 miles, sealing. (State Funds)

Franklin-Miami—68-106 KA-0375-01 — K-68 from the junction of K-33 east to the Franklin-Miami county line; K-68 from the Franklin-Miami county line east to the junction of U.S. 169; K-68 from the junction of U.S. 169 east to the Kansas-Missouri state line, 25.6 miles, overlay. (State Funds)

Linn—52-54 KA-0358-01 — K-52 from the junction of K-31 east to the south junction of U.S. 69, 10.5 miles, overlay. (State Funds)

Montgomery—63 K-9039-01 — Liberty Street from the south city limits to the north city limits of Cherryvale, 0.8 mile, overlay. (State Funds)

District Five — Southcentral

Harper-Kingman-Sumner—2-106 KA-0284-01 — K-2 from the north city limits of Harper northeast to the Harper-Kingman county line; K-2 from the Harper-Kingman county line northeast to the Kingman-Sumner county

line; K-2 from the Kingman-Sumner county line northeast to the junction of K-42, 17.1 miles, overlay. (State Funds)

Harvey—50-40 KA-0282-01 — U.S. 50 passing lanes between Burrton and Newton, 2.4 miles, overlay. (State Funds)

Rice—80 C-4175-01 — County road 3.5 miles south and 2.3 miles east of Little River, 0.2 mile, grading and bridge. (Federal Funds)

Sumner—49-96 KA-0269-01 — K-49 from the north city limits of Caldwell north to the east junction of U.S. 160, 16.6 miles, overlay. (State Funds)

Sumner—160-96 KA-0277-01 — U.S. 160 from the east city limits of Wellington east to the Kansas Turnpike Authority, 2.2 miles, sealing. (State Funds)

Sedgwick—254-87 KA-0279-01 — U.S. 254 from the junction of I-235/I-135 northeast to the Kechi interchange, 3 miles, sealing. (State Funds)

District Six — Southwest

Ness—96-68 K-7442-01 — K-96, North Fork Walnut Creek bridges 0.3 mile west of U.S. 283, bridge replacement. (Federal Funds)

Seward—54-88 K-7283-01 — U.S. 54 from the Oklahoma-Kansas state line northeast to Western Avenue in Liberal, 3.7 miles, grading, bridge and surfacing. (Federal Funds)

Stanton—27-94 K-7341-01 — K-27, 0.1 mile south of the Morton-Stanton county line north to 0.1 mile north of the south junction of U.S. 160, 12.3 miles, grading, bridge and surfacing. (Federal Funds)

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

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

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

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

Deb Miller
Secretary of Transportation

Doc. No. 032622

State of Kansas

Office of the Securities Commissioner

Permanent Administrative
Regulations

Article 4.—REGISTRATION OF SECURITIES

81-4-4. Registration requirements for not-for-profit issuers. Before the offer or sale of any note, bond, debenture, or other evidence of indebtedness by a not-for-profit issuer specified in L. 2004, Ch. 154, § 6(7), and amendments thereto, the issuer shall register the security pursuant to L. 2004, Ch. 154, § 14, and amendments thereto, unless one of the following conditions is met:

(a) The security or transaction is exempt under any provision of the Kansas uniform securities act other than L. 2004, Ch. 154, §6(7), and amendments thereto.

(b) The issuer is excluded from the definition of an investment company under section 3(c)(10)(B) of the investment company act of 1940, 15 U.S.C. section 80a-3(c)(10)(B), as in effect on January 1, 2005 and hereby adopted by reference. (Authorized by L. 2004, Ch. 154, §§ 6(7) and 44(a); implementing L. 2004, Ch. 154, § 6(7); effective, T-81-8-22-05, Aug. 22, 2005; effective Dec. 16, 2005.)

Article 5.—EXEMPTIONS

81-5-15. Notice filings and fees for rule 506 offerings. (a) Each issuer of a security under SEC rule 506, 17 C.F.R. 230.506, as in effect on January 1, 2005 and hereby adopted by reference, shall file a notice of sale on form D, including the appendix, with the administrator within 15 days after the first sale of the security in Kansas. The form D and appendix shall be completed in accordance with the instructions for the form.

(b)(1) Fee for timely filing. Each issuer of a security specified in subsection (a) shall pay a fee of \$250 to the administrator with each timely filing under subsection (a).

(2) Fee for late filing. If a form D, including the appendix, is not filed as required by subsection (a) within 15 days after the first sale of the security in Kansas, the issuer of the security shall pay to the administrator the greater of the following amounts, unless the administrator agrees to assess a lesser fee for good cause shown:

(A) \$500; or

(B) one-tenth of one percent of the dollar value of the securities that were sold to Kansas residents before the date on which the form D is filed, not to exceed \$5,000.

(c) This regulation shall not apply if the security or transaction is exempt from registration under any provision of the Kansas uniform securities act.

This regulation shall be effective on and after December 20, 2005. (Authorized by L. 2004, Ch. 154, § 44(a); implementing L. 2004, Ch. 154, § 12(c); effective, T-81-8-22-05, Aug. 22, 2005; effective Dec. 20, 2005.)

Chris Biggs
Kansas Securities Commissioner

Doc. No. 032635

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
Dec. 2	Judicial Council	9:00 a.m.	Room 259
Dec. 9	Legal Forms	9:30 a.m.	Room 259
Jan. 6	Judicial Council	9:00 a.m.	Room 259
Jan. 13	Legal Forms	9:30 a.m.	Room 259
Jan. 20	PIK Civil	9:30 a.m.	Room 259
Jan. 27	Appellate Procedure	9:30 a.m.	Room 259

Hon. Donald L. Allegrucci
Chair

Doc. No. 032632

State of Kansas

Department of Transportation

Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) for fiscal years 2006-2008 by adding the following project:

Project C-4000-01, Grading, bridge replacement and seeding, 1 mile west and 1.75 miles north of Vinland, Sheridan County

The amendment of the STIP requires a 30-day public comment period. To receive more information on any of these projects or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Bureau of Program and Project Management, 2nd Floor Tower, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754, (785) 296-3526, fax (785) 368-6664.

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

The comment period regarding the STIP amendment will conclude January 2.

Deb Miller
Secretary of Transportation

Doc. No. 032645

State of Kansas

Governmental Ethics Commission

Opinion No. 2005-19

Written November 17, 2005, to Randolph S. McCoy, Topeka.

This opinion is in response to your letter dated October 31, 2005, requesting an opinion from the Kansas Governmental Ethics Commission concerning state level conflict of interest laws, K.S.A. 46-215 *et seq.* We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 46-215 *et seq.*,
(continued)

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

Factual Statement

You request this opinion in your capacity as the manager of the electronic benefits transfer (EBT) unit of the Department of Social and Rehabilitation Services (SRS). Your job duties include monitoring a contract with eFunds Corporation who administers EBT functions and related processes for SRS. The current contract for EBT services with eFunds Corporation became effective March 1, 2003 and expires February 28, 2010. You participated in the review of the bids for EBT services which eventually secured this corporation as the provider of EBT for SRS. Additionally, you were involved on behalf of SRS in two amendments to this contract with eFunds Corporation.

You will be eligible for retirement from state service in March, 2006. Although you are unsure if you will actually retire at that time, you are seeking our advice regarding possible employment with eFunds Corporation after retirement.

Question

Would you violate any conflict of interest laws if you took a position with eFunds Corporation after you retire from SRS?

Opinion

K.S.A. 2004 Supp. 46-233 places restrictions on a state employee's ability to accept employment after terminating their employment with the State. That statute states in pertinent part as follows:

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

...

(d) Subsections (a) and (b) shall not apply to the following:
(1) Contracts let after competitive bidding has been advertised for by published notice. . . .

...

(e)(2) "Substantially involved in the preparation or participate in the making of a contract" means having approved or disapproved a contract or having provided significant factual or specific information or advice or recommendations in relation to the negotiated terms of the contract.

The prohibitions stated in K.S.A. 2004 Supp. 46-233(a)(2) apply to more than just the review or selection of a contractor. A state employee who provides significant factual information or specific information, advice or recommendations concerning the negotiated terms of a contract is subject to the prohibitions in the statute. The facts you have provided indicate that you were involved in the making of the contract with eFunds Corporation. Therefore, the prohibitions of K.S.A. 2004 Supp. 46-233(a)(2) apply to you unless the contract and the amend-

ments to the contract were the result of a competitive bidding process, and there were no negotiated terms.

If a contract was the result of a competitive bidding process that included advertising by published notice, *and none of the terms or provisions of the contract were negotiated prior to signing*, the contract would fall under the exception of K.S.A. 2004 Supp. 46-233(d)(1) and your involvement in the making of the contract would not be subject to the prohibitions stated in K.S.A. 2004 Supp. 46-233(a)(2).

In Opinion No. 2000-48, the Commission considered contracts that resulted from a combination of competitive bidding and negotiating. The Commission determined that:

[A]n individual who is substantially involved in the preparation of a pure competitive bid contract or whose involvement in a contract is limited to the competitive bid portion of a competitively bid/negotiated contract, will not be subject to the prohibition contained in K.S.A. 1999 Supp. 46-233(a). . . . Conversely, an individual who is substantially involved in the preparation of a pure negotiated contract or who is substantially involved in the preparation of the negotiated portion of a competitively bid/negotiated type of contract will be subject to the prohibitions contained in K.S.A. 1999 Supp. 46-233(a). . . .

Additionally, in Opinion No. 1999-33, the Commission determined that if there are material changes made to a renewal contract, the renewal contract will be considered to be a negotiated contract and not a contract let after a competitive bidding process.

From the information you have provided, it appears that you participated in the making of a contract between SRS and eFunds Corporation. Unless there were no negotiated terms in that contract or in the amendments to that contract, you may not accept employment with eFunds until two years after performance of that contract is completed or until two years after you retire from SRS, whichever is sooner.

Opinion No. 2005-20

Written November 17, 2005, to James E. Taylor, Leawood City Council Member, Kansas City, Missouri.

This opinion is in response to your letter dated October 5, 2005, requesting an opinion from the Kansas Governmental Ethics Commission concerning local conflict of interest laws, K.S.A. 75-4301a *et seq.* We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 75-4301a *et seq.*, and whether some other statutory system, common law theory, or agency or local government rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

You request this opinion in your capacity as a member of the Leawood City Council. You explain that in 1999 your architectural firm was retained as the urban planner for Cornerstone Development. Your firm was paid for a portion of that project from the Church of the Resurrection. Your firm was released from its contract for planning services at the end of 2001; however your firm's name continued to be listed on the plan documents as an associate urban planner until after the first submission of

the documents to the City of Leawood for rezoning approvals in 2002. You state that final payment of your firm's outstanding invoices was finally resolved in May or June of 2003.

As a member of the Leawood City Council, you have recused yourself in all matters dealing with either the Church of the Resurrection or Cornerstone Development since 1999. Because you have not been involved with the either the Church of the Resurrection or Cornerstone Development projects for the past four years, you would like to participate in future decisions concerning these entities.

Question

Do State conflict of interest laws that apply to local governmental officers prohibit or limit you from participating as a city council member in matters affecting the Church of the Resurrection or Cornerstone Development?

Opinion

As a city council member, you are governed by the local level conflict of interest laws, K.S.A. 75-4301a *et seq.* Several sections of the local conflict of interest laws must be reviewed to answer your question.

K.S.A. 75-4304 prohibits a local official from participating in the making of contracts in which that official has a substantial interest. It states in pertinent part:

(a) No local governmental officer or employee shall, in the capacity of such an officer or employee, make or participate in the making of a *contract* with any person or business by which the officer or employee is employed or in whose business the officer or employee has a substantial interest.

(c) A local governmental officer or employee does not make or participate in the making of a *contract* if the officer or employee abstains from any action in regard to the *contract*.

(d) This section shall not apply to the following: (1) Contracts let after competitive bidding has been advertised for by published notice; and (2) contracts for property or services for which the price or rate is fixed by law. (Emphasis added.)

The absolute abstention requirement of K.S.A. 75-4304 is limited to situations involving negotiated contracts. As a city council member, you may not participate in making a negotiated contract on behalf of the City with a person or business in which you have a substantial interest. This Commission has consistently held that K.S.A. 75-4304 does not generally cover legislative decisions or administrative decisions of a city council or most decisions made by planning commissions or boards of zoning appeals. (See Commission Opinions No. 1999-51, 1999-05, 1998-20 and 1994-38.)

K.S.A. 75-4305 addresses actions on *all* matters coming before a city council. It requires disclosure of substantial interests by a local governmental official before acting on any matter that affects the official's private business interests. It states:

(a) Any local governmental officer or employee who has not filed a disclosure of substantial interests shall, before acting upon *any matter* which will affect any business in which the officer or employee has a substantial interest, file a written report of the nature of the interest with the

county election officer of the county in which is located all or the largest geographical part of the officer's or employee's governmental subdivision.

(b) A local governmental officer or employee does not pass or act upon any matter if the officer or employee abstains from any action in regard to the matter.

Both K.S.A. 75-4304 and 75-4305 only apply when you participate as a city council member in matters affecting a person or business in which you have a substantial interest. K.S.A. 75-4301a defines "substantial interest" as follows:

(a) "Substantial interest" means any of the following:

(1) If an individual or an individual's spouse, either individually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

(2) If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation which is or will be required to be included as taxable income on federal income tax returns of the individual and spouse in an aggregate amount of \$2,000 from any business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

(3) If an individual or an individual's spouse, either individually or collectively, has received in the preceding 12 months, without reasonable and valuable consideration, goods or services having an aggregate value of \$500 or more from a business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

(4) If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business, other than an organization exempt from federal taxation of corporations under section 501(c)(3), (4), (6), (7), (8), (10), or (19) of chapter 26 of the United States code, the individual has a substantial interest in that business, irrespective of the amount of compensation received by the individual or individual's spouse.

(5) If an individual or an individual's spouse receives compensation which is a portion or percentage of each separate fee or commission paid to a business or combination of businesses, the individual has a substantial interest in any client or customer who pays fees or commissions to the business or combination of businesses from which fees or commissions the individual or the individual's spouse, either individually or collectively, received an aggregate of \$2,000 or more in the preceding calendar year.

As used in this subsection, "client or customer" means a business or combination of businesses.

(b) "Business" means any corporation, association, partnership, proprietorship, trust, joint venture, and every other business interest, including ownership or use of land for income.

The facts stated in your letter and attached memo indicate that you have not received any compensation in the preceding calendar year from Church of the Resurrection or Cornerstone Development. Therefore, from

(continued)

what you have indicated, it does not appear that you currently have a substantial interest in either of those entities. However, if you have an interest in any business that falls within the definition of "substantial interest" set forth in K.S.A. 75-4301a, then as a city council member you must abstain from participating in making a negotiated contract on behalf of the City with such business, and you must file a statement disclosing your substantial interest before participating in any other matter affecting such business.

Opinion No. 2005-21

Written November 17, 2005, to Kenneth D. Stokes Sr., K.D. Stokes & Associates, LLC, Overland Park.

This opinion is in response to your letter received November 8, 2005, requesting an opinion from the Kansas Governmental Ethics Commission concerning local conflict of interest laws, K.S.A. 75-4301a *et seq.* We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 75-4301a *et seq.*, and whether some other statutory system, common law theory, or agency or local government rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

You request this opinion in your capacity as a police officer with the City of Overland Park, Kansas. You explain that you have been a police officer for nine years and you are in the process of starting your own accident reconstruction business.

Question

Do State conflict of interest laws that apply to local government employees prohibit or limit a police officer with the City of Overland Park from performing accident reconstruction services for law firms and insurance companies on his own time?

Opinion

As an employee of the City of Overland Park, Kansas, you are governed by the local level conflict of interest laws, K.S.A. 75-4301a *et seq.* The only statute under this Commission's jurisdiction that may affect your performing accident reconstruction services on your own time is K.S.A. 75-4304, which prohibits a local government employee from participating in the making of a contract with a business in which the employee has a substantial interest. It states in pertinent part:

(a) No local governmental officer or employee shall, in the capacity of such an officer or employee, make or participate in the making of a *contract* with any person or business by which the officer or employee is employed or in whose business the officer or employee has a substantial interest.

...

(d) This section shall not apply to the following: (1) Contracts let after competitive bidding has been advertised for by published notice; and (2) contracts for property or services for which the price or rate is fixed by law.

K.S.A. 75-4301a defines "substantial interest" as follows:

(a) "Substantial interest" means any of the following:

(1) If an individual or an individual's spouse, either individually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

(2) If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation which is or will be required to be included as taxable income on federal income tax returns of the individual and spouse in an aggregate amount of \$2,000 from any business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

...

(4) If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business, other than an organization exempt from federal taxation of corporations under section 501(c)(3), (4), (6), (7), (8), (10), or (19) of chapter 26 of the United States code, the individual has a substantial interest in that business, irrespective of the amount of compensation received by the individual or individual's spouse.

...

(b) "Business" means any corporation, association, partnership, proprietorship, trust, joint venture, and every other business interest, including ownership or use of land for income.

Because you have a substantial interest in your new business, you would not be able to participate on behalf of the City of Overland Park in making a negotiated contract between the City and your business. It should be noted that this prohibition is limited to situations involving *negotiated* contracts. Therefore, K.S.A. 75-3404 would not apply to a contract that was the result of competitive bidding without any negotiation.

As stated above, this opinion is based only on the conflict of interest statutes under the jurisdiction of this Commission. There may be local ordinances or other statutes or regulations that apply to your question that are outside our jurisdiction and have not been considered in this opinion.

Opinion No. 2005-22

Written November 17, 2005, to David Springe, Consumer Counsel, Citizens' Utility Ratepayer Board, Topeka.

This opinion is in response to your letter dated November 3, 2005, requesting an opinion from the Kansas Governmental Ethics Commission concerning state level conflict of interest laws, K.S.A. 46-215 *et seq.* We note at the outset that the Commission's jurisdiction concerning your questions is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement

You request this opinion in your capacity as consumer counsel for the Citizens' Utility Ratepayer Board (CURB). CURB is a statutorily created state agency that advocates on behalf of the interests of residential and small commercial utility customers when regulated public utilities have cases before the Kansas Corporation Commission or

Kansas courts. CURB does not license, inspect or regulate public utilities in Kansas, but rather serves as an advocate in the regulatory process.

CURB board members are appointed by the Governor and receive compensation of \$35 per meeting plus expenses. Board members generally do not participate in day-to-day activities of the agency, do not appear in cases, and do not appear in the legislative process. Board members set policy for the agency and may aid in the development of the positions CURB takes in a case.

A new member of the CURB Board is a founding partner of the Kansas Blue Hills Foundation (Foundation). The Foundation is registered with the Secretary of State as a 501(c)(3) non-profit corporation. The Foundation's purpose is to solicit donations from individuals, businesses and other entities to support community based programs in Osborne County, Kansas. One segment of the business community that the Foundation will solicit donations from is public utility companies, some of which may be the subject of cases in which CURB will participate. The founding partner of the Foundation who is also a CURB board member serves as a board member for the Foundation and intends in the future to function as the president of the Foundation, running the day-to-day operations of the Foundation and receiving compensation for that function. In that role, the president will be responsible for directly soliciting donations from businesses, including the public utility companies that may be the subject of cases in which CURB will participate.

Questions

1. Is it a violation of Kansas Governmental Ethics laws for a CURB board member to serve as a board member of the Kansas Blue Hills Foundation, a 501(c)(3) corporation, that will solicit donations from public utility companies that may be the subject of cases in which CURB will participate?

2. Is it a violation of Kansas Governmental Ethics laws for a board member of CURB to serve as the president of, and receive compensation from, the Kansas Blue Hills Foundation?

3. If it is not a violation of the Kansas Governmental Ethics laws for the CURB board member to serve as a board member or president of the Kansas Blue Hills Foundation, are there other Kansas Governmental Ethics laws that this CURB board member must comply with while performing the functions required by the Foundation?

Opinion

A member of the CURB board is included in the definition of "state officer or employee" under K.S.A. 46-221. See also K.S.A. 2004 Supp. 75-2935. As such, there are several statutes that must be reviewed to respond to your questions.

K.S.A. 46-236 prohibits certain solicitations by state officers and employees. It states, in pertinent part, as follows:

No state officer or employee . . . shall solicit any economic opportunity, gift, loan, gratuity, special discount, favor, hospitality, or service from any person known to have a special interest, under circumstances where such officer, employee . . . knows or should know that a major purpose

of the donor in granting the same could be to influence the performance of the official duties or prospective official duties of such officer [or] employee. . . .

Except when a particular course of official action is to be followed as a condition thereon, this section shall not apply to . . . (3) any solicitation for the benefit of any charitable organization which is required to file a registration statement with the secretary of state pursuant to K.S.A. 17-1761

"Special interest" is defined in K.S.A. 46-228 as "an interest of any person as herein defined . . . (2) in the action or non-action of any state agency or state officer or employee upon any matter affecting such person as distinct from affect upon the people of the state as a whole." "Person" is defined by K.S.A. 46-233 as follows:

"Person" means an individual, proprietorship, partnership, limited partnership, association, trust, estate, business trust, group, or corporation, whether or not operated for profit, or a governmental agency unit, or subdivision.

Although a public utility company is a "person" for purposes of K.S.A. 46-236, and CURB may be involved in a case in which public utility company is involved, CURB's function in the case is solely to advocate on behalf of utility customers. Because CURB has no power to decide the case, public utility companies would not have a special interest in CURB under K.S.A. 46-236. Further, under the scenarios you have described, the CURB board member would not be soliciting for the Kansas Blue Hills Foundation as a CURB board member, but would rather be soliciting as a board member or employee of the Foundation.

Therefore, in response to your first two questions, the Kansas Governmental Ethics statutes do not prohibit a CURB board member from serving as a board member or president, with or without compensation, of the Kansas Blue Hills Foundation. Additionally, the statutes discussed above would not prohibit a CURB board member, who is also a board member of the Kansas Blue Hills Foundation, from soliciting contributions for the Foundation from public utility companies as long as the solicitations are made as a board member or employee of the Foundation and not as a CURB board member.

In response to your third question, there are other statutes that may affect a CURB board member who also serves on the board of the Kansas Blue Hills Foundation. K.S.A. 46-247 requires a CURB board member to file a statement of substantial interests. A CURB board member who serves on the board of the Kansas Blue Hills Foundation has a substantial interest in the Foundation and would be required to include that interest on their statement of substantial interests. See K.S.A. 46-229.

K.S.A. 46-233 prohibits a state employee from being involved on behalf of the State in making a contract with a person or business by which such officer or employee is employed or in whose business such officer or employee or any member of the officer's or employee's immediate family has a substantial interest. This statute would prohibit the CURB board member, who is also a board member or employee of the Kansas Blue Hills Foundation, from being involved in the making of any contract on behalf of CURB with the Foundation.

(continued)

Finally, K.S.A. 46-241 prohibits the disclosure or use of confidential information as follows:

No state officer or employee shall disclose or use confidential information acquired in the course of his or her official duties in order to further his or her own economic interest or those of any other person.

In summary, the Kansas Governmental Ethics statutes do not prohibit a CURB board member from serving as a board member or president, with or without compensation, of the Kansas Blue Hills Foundation. Further, a CURB board member, who is also a board member or employee of the Kansas Blue Hills Foundation, may so-

licit contributions for the Foundation from public utility companies as long as the solicitations are made as a board member or employee of the Foundation, and not as a CURB board member. Finally, a CURB board member who serves on the Foundation board must file a statement of substantial interests indicating their interest in the Foundation, must not contract on behalf of CURB with the Foundation, and must not misuse confidential information.

Daniel Severt
Chairman

Doc. No. 032633

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 2005 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

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-8-14a	Amended (T)	V. 24, p. 958
4-8-27	Amended (T)	V. 24, p. 958
4-8-34	Amended (T)	V. 24, p. 958
4-15-7	Amended	V. 24, p. 550
4-15-8	Amended	V. 24, p. 550
4-28-1 through 4-28-7	New	V. 24, p. 145, 146

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-34-2	New (T)	V. 24, p. 42
7-34-2	New	V. 24, p. 332
7-41-1	Amended	V. 24, p. 1244
7-41-14 through 7-41-33	New	V. 24, p. 1245-1249
7-42-1 through 7-42-5	New	V. 24, p. 1469, 1470

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
9-18-1	Amended (T)	V. 24, p. 1144
9-18-1	Amended	V. 24, p. 1372

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Reg. No.	Action	Register
10-22-1	Amended	V. 24, p. 962

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
16-10-1	New (T)	V. 24, p. 1176
16-10-2	New (T)	V. 24, p. 1176
16-10-3	New (T)	V. 24, p. 1176
16-10-1	New	V. 24, p. 1690
16-10-2	New	V. 24, p. 1690
16-10-3	New	V. 24, p. 1691

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-39-144	New	V. 24, p. 1629
26-39-243	New	V. 24, p. 1631
26-39-278	New	V. 24, p. 1632
26-39-427	New	V. 24, p. 1632
26-39-438 through 26-39-441	New	V. 24, p. 1243

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-4-1400	New (T)	V. 24, p. 1142
28-4-1400	New	V. 24, p. 1531
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	V. 24, p. 178
28-17-6	Amended	V. 24, p. 179
28-17-20	Amended	V. 24, p. 179
28-17-22	New	V. 24, p. 181
28-19-22	Revoked	V. 24, p. 1437
28-19-517	Amended	V. 24, p. 1437
28-19-542	Amended	v. 24, p. 1438
28-19-546	Amended	V. 24, p. 1438
28-19-561	Amended	V. 24, p. 1438
28-19-562	Amended	v. 24, p. 1439
28-19-563	Amended	v. 24, p. 1440
28-19-575 through 28-19-578	Revoked	V. 24, p. 1440
28-30-200 through 28-30-207	New	V. 24, p. 1470-1474
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
28-61-1	Amended	V. 24, p. 1242
28-70-1	Amended	V. 24, p. 1177
28-70-2	Amended	V. 24, p. 1177
28-70-3	Amended	V. 24, p. 1178

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-5-64	Revoked	V. 24, p. 1595
30-5-81u	Amended	V. 24, p. 271
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

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-41-1 through 36-41-5	New (T)	V. 24, p. 273, 274
36-41-1 through 36-41-5	New	V. 24, p. 1111, 1112

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-42	Amended	V. 24, p. 1734
40-1-44	Amended	V. 24, p. 848
40-1-51	Amended	V. 24, p. 1735
40-2-14a	Amended	V. 24, p. 1735
40-2-14b	Revoked	V. 24, p. 1735
40-3-13	Amended	V. 24, p. 1371
40-3-18	Amended	V. 24, p. 1371
40-3-24	Amended	V. 24, p. 1371
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
40-4-35	Amended	V. 24, p. 1264
40-7-22	Amended	V. 24, p. 1371
40-7-23	Amended	V. 24, p. 1371

AGENCY 51: DEPARTMENT OF LABOR—DIVISION OF WORKERS COMPENSATION

Reg. No.	Action	Register
51-2-5	Amended	V. 24, p. 1647
51-9-7	Amended	V. 24, p. 1734
51-9-17	Amended	V. 24, p. 959

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-3-106a	Amended	V. 24, p. 1145
60-3-107	Amended	V. 24, p. 1145
60-3-108	Amended	V. 24, p. 1145
60-3-112	Amended	V. 24, p. 1145
60-11-13	Amended	V. 24, p. 1145
60-11-120	Amended	V. 24, p. 1145
60-11-121	Amended	V. 24, p. 1145
60-13-112	Amended	V. 24, p. 1146
60-15-101	Amended	V. 24, p. 1146
60-15-104	Amended	V. 24, p. 1147
60-16-103	Amended	V. 24, p. 1147
60-16-104	Amended	V. 24, p. 1148
60-17-111	Amended	V. 24, p. 1149

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-4-1	Amended	V. 24, p. 1629

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-4	Amended	V. 24, p. 79
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
68-5-16	New (T)	V. 24, p. 1377

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 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-2-2	Amended	V. 24, p. 338

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-4-1a	Amended	V. 24, p. 794
74-4-8	Amended	V. 24, p. 794
74-5-2	Amended	V. 24, p. 795
74-5-101	Amended	V. 24, p. 795
74-5-102	Amended	V. 24, p. 796
74-5-103	Amended	V. 24, p. 796
74-5-104	Amended	V. 24, p. 796
74-5-201	Amended	V. 24, p. 796
74-5-202	Amended	V. 24, p. 796
74-5-203	Amended	V. 24, p. 797
74-5-205	Revoked	V. 24, p. 797
74-5-301	Amended	V. 24, p. 797
74-5-401	Amended	V. 24, p. 797
74-5-403	Amended	V. 24, p. 797
74-11-6	Amended	V. 24, p. 797
74-11-15	Amended	V. 24, p. 798

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-4-4	New (T)	V. 24, p. 1372
81-5-15	New (T)	V. 24, p. 1372

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-4-3	Amended (T)	V. 24, p. 97
82-4-3	Amended	V. 24, p. 463
82-4-3a		
82-4-3m	New (T)	V. 24, p. 97-122
82-4-3a		
82-4-3m	New	V. 24, p. 463-488
82-4-3a	Amended (T)	V. 24, p. 1687

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-3-29	New (T)	V. 24, p. 959
86-3-29	New	V. 24, p. 1690

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-203	Amended	V. 24, p. 1178
91-1-213	Revoked	V. 24, p. 1181
91-1-220	New	V. 24, p. 1181
91-1-221	New	V. 24, p. 1182
91-15-1	Amended	V. 24, p. 272
91-35-1		
91-35-1		
91-35-4	Revoked	V. 24, p. 272

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-113	New	V. 24, p. 423
92-19-49a	Revoked	V. 24, p. 798
92-19-49b	New	V. 24, p. 798
92-19-49c	New	V. 24, p. 799
92-19-49d	New	V. 24, p. 801
92-19-81	Amended	V. 24, p. 802
92-51-34a	Amended	V. 24, p. 423

AGENCY 99: DEPARTMENT OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

Reg. No.	Action	Register
99-25-1	Amended	V. 24, p. 1264
99-25-9	Amended	V. 24, p. 1265
99-25-10	New	V. 24, p. 1265

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-15-2	Revoked	V. 24, p. 1113
100-15-4		
100-15-7	New	V. 24, p. 1113, 1114
100-25-1		
100-25-5	New (T)	V. 24, p. 1373-1376

100-26-1	Amended (T)	V. 24, p. 1376
100-26-2	New (T)	V. 24, p. 1376
100-26-3	New (T)	V. 24, p. 1376
100-28a-14	Amended	V. 24, p. 1114
100-28a-17	New	V. 24, p. 1114
100-28a-18	New	V. 24, p. 1115
100-54-1	Amended	V. 24, p. 1441
100-54-6	Amended	V. 24, p. 1441
100-54-8	Amended	V. 24, p. 1441
100-54-10	New	V. 24, p. 1442
100-54-11	New	V. 24, p. 1442
100-69-1	Amended	V. 24, p. 1346
100-69-2	Amended	V. 24, p. 1347
100-69-3	Amended	V. 24, p. 1347
100-69-4	Revoked	V. 24, p. 1347
100-69-6	Amended	V. 24, p. 1347
100-69-7	Amended	V. 24, p. 1347
100-69-8	Revoked	V. 24, p. 1347
100-69-9	Amended	V. 24, p. 1347
100-69-10	Amended	V. 24, p. 1348
100-69-11	Amended	V. 24, p. 1349
100-72-6	Amended	V. 24, p. 1115
100-73-1		
100-73-6	New (T)	V. 24, p. 1142-1144
100-73-1		
100-73-6	New	V. 24, p. 1443, 1444

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-13	Amended	V. 24, p. 424
102-1-18	Amended	V. 24, p. 424
102-2-3	Amended	V. 24, p. 424
102-2-8	Amended	V. 24, p. 424
102-2-12	Amended	V. 24, p. 426
102-2-14	Amended	V. 24, p. 427
102-3-2	Amended	V. 24, p. 428
102-3-3a	Amended (T)	V. 24, p. 330
102-3-4a	Amended	V. 24, p. 1211
102-3-15	Amended	V. 24, p. 428
102-4-2	Amended	V. 24, p. 428
102-4-15	Amended	V. 24, p. 428
102-5-2	Amended	V. 24, p. 428
102-5-14	Amended	V. 24, p. 429

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-4-1	Amended (T)	V. 24, p. 1597
105-11-1	New (T)	V. 24, p. 1598

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-1	Amended	V. 24, p. 960

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-11-1	New	V. 24, p. 429
110-11-2	New	V. 24, p. 429
110-11-3	New	V. 24, p. 429
110-12-1		
110-12-6	New	V. 24, p. 371
110-13-1		
110-13-10	New	V. 24, p. 1209-1211

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed by the Kansas Lottery from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. The following regulations were filed after January 1, 2004:

Reg. No.	Action	Register
111-2-151		
111-2-156	New	V. 23, p. 95, 96
111-2-154	Amended	V. 23, p. 261
111-2-155	Amended	V. 23, p. 262
111-2-156	Amended	V. 23, p. 262

(continued)

111-2-157	New	V. 23, p. 262
111-2-158	New	V. 23, p. 459
111-2-159	New	V. 23, p. 901
111-2-160	New	V. 23, p. 1655
111-2-161	New	V. 23, p. 1655
111-2-162	New	V. 23, p. 1655
111-2-163	New	V. 24, p. 15
111-2-164	New	V. 24, p. 199
111-2-165	New	V. 24, p. 296
111-2-166	New	V. 24, p. 296
111-2-167	through	
111-2-172	New	V. 24, p. 430, 431
111-2-173	New	V. 24, p. 460
111-2-174	New	V. 24, p. 460
111-2-175	New	V. 24, p. 919
111-2-176	New	V. 24, p. 919
111-2-177	New	V. 24, p. 1265
111-2-178	New	V. 24, p. 1265
111-2-179	through	
111-2-183	New	V. 24, p. 1496, 1497
111-2-182	Amended	V. 24, p. 1598
111-2-184	New	V. 24, p. 1598
111-2-185	New	V. 24, p. 1599
111-2-186	New	V. 24, p. 1599
111-3-13	Amended	V. 23, p. 1433
111-3-22	Amended	V. 23, p. 97
111-4-881	Amended	V. 23, p. 97
111-4-1448	Amended	V. 23, p. 98
111-4-2052	Amended	V. 23, p. 262
111-4-2055	Amended	V. 23, p. 263
111-4-2057	Amended	V. 23, p. 263
111-4-2074	Amended	V. 23, p. 98
111-4-2093	Amended	V. 23, p. 309
111-4-2094	New	V. 23, p. 100
111-4-2095	through	
111-4-2115	New	V. 23, p. 264-275
111-4-2097	Amended	V. 23, p. 310
111-4-2098	Amended	V. 23, p. 310
111-4-2116	through	
111-4-2125	New	V. 23, p. 311-318
111-4-2126	through	
111-4-2146	New	V. 23, p. 459-471
111-4-2147	through	
111-4-2160	New	V. 23, p. 901-909
111-4-2161	through	
111-4-2173	New	V. 23, p. 1025-1033
111-4-2174	New	V. 23, p. 1074
111-4-2175	New	V. 23, p. 1075
111-4-2176	New	V. 23, p. 1076
111-4-2177	through	
111-4-2180	New	V. 23, p. 1169-1171
111-4-2181	through	
111-4-2185	New	V. 23, p. 1343-1346
111-4-2186	through	
111-4-2195	New	V. 23, p. 1434-1438
111-4-2186	Amended	V. 24, p. 1599
111-4-2187	Amended	V. 24, p. 1600
111-4-2188	Amended	V. 24, p. 1600
111-4-2196	through	
111-4-2205	New	V. 23, p. 1655-1659
111-4-2206	through	
111-4-2213	New	V. 24, p. 15-22
111-4-2214	through	
111-4-2227	New	V. 24, p. 199-207
111-4-2228	through	
111-4-2235	New	V. 24, p. 297-300
111-4-2228	Amended	V. 24, p. 1115
111-4-2236	through	
111-4-2241	New	V. 24, p. 432-435
111-4-2242	New	V. 24, p. 461
111-4-2243	New	V. 24, p. 462
111-4-2244	through	
111-4-2258	New	V. 24, p. 920-925

111-4-2246	Amended	V. 24, p. 1028
111-4-2255	Amended	V. 24, p. 1029
111-4-2259	through	
111-4-2283	New	V. 24, p. 1029-1046
111-4-2284	through	
111-4-2292	New	V. 24, p. 1116-1119
111-4-2293	through	
111-4-2306	New	V. 24, p. 1266-1275
111-4-2307	through	
111-4-2317	New	V. 24, p. 1497-1506
111-4-2318	through	
111-4-2325	New	V. 24, p. 1600-1606
111-5-23	through	
111-5-28	Amended	V. 24, p. 1276-1278
111-5-96	Amended	V. 23, p. 101
111-5-111	through	
111-5-115	New	V. 23, p. 245, 246
111-5-113	Amended	V. 23, p. 472
111-5-114	Amended	V. 23, p. 472
111-5-116	through	
111-5-120	New	V. 24, p. 208, 209
111-5-121	through	
111-5-125	New	V. 24, p. 1507, 1508
111-6-1	Amended	V. 23, p. 1439
111-6-7	Amended	V. 24, p. 1606
111-6-26	New	V. 24, p. 23
111-7-188	through	
111-7-192	New	V. 23, p. 319, 320
111-7-190	Amended	V. 23, p. 473
111-7-192	Amended	V. 23, p. 473
111-7-193	through	
111-7-197	New	V. 24, p. 436, 437
111-7-198	through	
111-7-202	New	V. 24, p. 1046, 1047
111-9-122	New	V. 23, p. 910
111-9-123	New	V. 23, p. 910
111-9-124	New	V. 24, p. 437
111-9-125	New	V. 24, p. 438
111-9-126	New	V. 24, p. 438
111-11-1	through	
111-11-11	New	V. 23, p. 911-914
111-11-1	Amended	V. 24, p. 989
111-11-4	Amended	V. 24, p. 990
111-11-5	Amended	V. 24, p. 990
111-11-11	Amended	V. 24, p. 991
111-12-1	New	V. 23, p. 914
111-12-2	New	V. 24, p. 991
111-12-3	New	V. 24, p. 991
111-13-1	New	V. 24, p. 1607
111-13-3	through	
111-13-9	New	V. 24, p. 1608-1610
111-14-1	New	V. 24, p. 1610

AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-10-5	Amended	V. 24, p. 1263

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 24, p. 1688
115-2-4	Amended	V. 24, p. 1689
115-3-2	Amended	V. 24, p. 148
115-4-2	Amended	V. 24, p. 420
115-4-4	Amended	V. 24, p. 421
115-4-4a	New	V. 24, p. 422
115-4-6	Amended	V. 24, p. 148
115-4-6a	New	V. 24, p. 151
115-4-11	Amended	V. 24, p. 151
115-4-13	Amended	V. 24, p. 422
115-5-1	Amended	V. 24, p. 152
115-5-4	New	V. 24, p. 752
115-7-2	Amended	V. 24, p. 153

115-9-4	Amended	V. 24, p. 153
115-9-9	New	V. 24, p. 1112
115-11-1	Amended	V. 24, p. 752
115-11-2	Amended	V. 24, p. 153
115-15-1	Amended	V. 24, p. 154
115-15-2	Amended	V. 24, p. 155
115-18-1	Amended	V. 24, p. 156
115-18-7	Amended	V. 24, p. 159
115-18-10	Amended	V. 24, p. 753
115-18-14	Amended	V. 24, p. 1689
115-20-1	Amended	V. 24, p. 159
115-20-2	Amended	V. 24, p. 160
115-21-1	Revoked	V. 24, p. 1690
115-21-2	Revoked	V. 24, p. 1690
115-21-4	Revoked	V. 24, p. 1690

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-2-2a	New	V. 24, p. 1079
117-2-3	Amended (T)	V. 24, p. 1141
117-2-3	Amended	V. 24, p. 1595
117-3-2a	New	V. 24, p. 1079
117-3-3	Amended (T)	V. 24, p. 1141
117-3-3	Amended	V. 24, p. 1595
117-4-2a	New	V. 24, p. 1080
117-4-3	Amended (T)	V. 24, p. 1141
117-4-3	Amended	V. 24, p. 1595
117-5-2a	New	V. 24, p. 1080
117-6-3	Amended	V. 24, p. 77
117-7-1	Amended	V. 24, p. 78
117-8-1	Amended	V. 24, p. 78

AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-5-10	Amended	V. 24, p. 1632

AGENCY 120: HEALTH CARE DATA GOVERNING BOARD

Reg. No.	Action	Register
120-1-1	Revoked (T)	V. 24, p. 1377
120-1-1	Revoked	V. 24, p. 1734
120-1-2	New (T)	V. 24, p. 1377
120-1-2	New	V. 24, p. 1734

AGENCY 123: JUVENILE JUSTICE AUTHORITY

Reg. No.	Action	Register
123-1-101	New	V. 24, p. 301
123-2-105	New	V. 24, p. 338
123-2-110	New	V. 24, p. 338
123-5-101	New	V. 24, p. 339
123-5-106	New	V. 24, p. 339
123-5-111	New	V. 24, p. 339
123-5-112	New	V. 24, p. 340
123-5-505	New	V. 24, p. 340
123-12-101	through	
123-12-107	New	V. 24, p. 301, 302
123-12-201	through	
123-12-210	New	V. 24, p. 302, 303
123-12-301	through	
123-12-315	New	V. 24, p. 303-305
123-12-317	New	V. 24, p. 305
123-12-318	New	V. 24, p. 305
123-12-319	New	V. 24, p. 306
123-12-321	through	
123-12-325	New	V. 24, p. 306
123-12-327	New	V. 24, p. 306
123-12-328	New	V. 24, p. 307
123-12-401	New	V. 24, p. 307
123-12-501	through	
123-12-505	New	V. 24, p. 307, 308
123-12-505b	New	V. 24, p. 308
123-12-506	New	V. 24, p. 308
123-12-601	New	V. 24, p. 308
123-12-602	New	V. 24, p. 310
123-12-702	New	V. 24, p. 310
123-12-801	New	V. 24, p. 310
123-12-901	New	V. 24, p. 310
123-12-902	New	V. 24, p. 310
123-12-1001	New	V. 24, p. 311
123-12-1002	New	V. 24, p. 311
123-12-1101	New	V. 24, p. 311

123-12-1201	New	V. 24, p. 312	123-13-405a	New	V. 24, p. 349	123-15-102	New	V. 24, p. 354
123-12-1202	New	V. 24, p. 312	123-13-406	New	V. 24, p. 349	123-15-104	New	V. 24, p. 355
123-12-1301	New	V. 24, p. 312	123-13-408	New	V. 24, p. 350	123-15-105	New	V. 24, p. 355
123-12-1302	New	V. 24, p. 312	123-13-409	New	V. 24, p. 350	123-15-105a	New	V. 24, p. 356
123-12-1303	New	V. 24, p. 312	123-13-501	New	V. 24, p. 350	123-15-106	New	V. 24, p. 356
123-12-1306	New	V. 24, p. 312	123-13-502a	New	V. 24, p. 350	123-15-201	New	V. 24, p. 356
123-12-1308	New	V. 24, p. 313	123-13-505			123-16-102	New	V. 24, p. 356
123-13-101	New	V. 24, p. 342	through			123-16-105	New	V. 24, p. 357
123-13-101a	New	V. 24, p. 343	123-13-509	New	V. 24, p. 350, 351	AGENCY 127: KANSAS HOUSING		
123-13-103	New	V. 24, p. 343	123-13-601	New	V. 24, p. 351	RESOURCES CORPORATION		
123-13-105	New	V. 24, p. 343	123-13-602	New	V. 24, p. 351	Reg. No.	Action	Register
123-13-106	New	V. 24, p. 343	123-13-603	New	V. 24, p. 351	127-1-1	New	V. 24, p. 848
123-13-201	New	V. 24, p. 343	123-13-610	New	V. 24, p. 351	AGENCY 129: DEPARTMENT OF		
123-13-201b	New	V. 24, p. 344	123-13-701			ADMINISTRATION—DIVISION OF		
123-13-202	New	V. 24, p. 345	through			HEALTH POLICY AND FINANCE		
123-13-203	New	V. 24, p. 345	123-13-704	New	V. 24, p. 352, 353	Reg. No.	Action	Register
123-13-306	New	V. 24, p. 345	123-13-706	New	V. 24, p. 353	129-5-1	New	V. 24, p. 1595
123-13-307	New	V. 24, p. 346	123-13-707	New	V. 24, p. 353			
123-13-401			123-15-101	New	V. 24, p. 353			
through			123-15-101a	New	V. 24, p. 354			
123-13-404	New	V. 24, p. 346-348	123-15-101b	New	V. 24, p. 354			

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In this issue . . .

Kansas Department of Health and Environment Requests for comments on proposed air quality permits	34, 39
Annual Program Report for the Voluntary Cleanup and Property Redevelopment Program	35
Notice of hearing on proposed air quality permit	36
Notice concerning Kansas water pollution control permits	37
Pooled Money Investment Board Notice of investment rates	35
State Banking Board Notice of 2002 meeting schedule	36
Department of Administration Public notice	37
Wildlife and Parks Commission Notice of hearing on proposed administrative regulations	39
Attorney General Opinions 2001-48 through 2001-56	39
Information Network of Kansas Notice of meeting	40
City of Overland Park Notice to bidders	42
Department of Administration—Division of Purchases Notice to bidders for state purchases	42
	43

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