



# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 25, No. 23 June 8, 2006 Pages 771-830

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## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of June 8-19. 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
June 8	313-S	9:00 a.m.	Investigative Committee on Legislative and Judicial Communications	8th: Testimony all day.
June 12	526-S	10:00 a.m.	Joint Committee on Information Technology	Review Quarterly Information Technology Report and various technology projects.
June 13	526-S	9:00 a.m.		
June 19	123-S	TBA	Legislative Coordinating Council	Legislative matters.

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 033253

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## State of Kansas

## University of Kansas

## Notice to Bidders

Sealed bids for the item listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 864-5970 or fax (785) 864-3454 for additional information:

**Monday, June 19, 2006**

**IFB 86023 — Re-bid**

Automotive Lubricants

Barry K. Swanson  
Associate Comptroller/  
Director of Purchasing Services

Doc. No. 033261

## State of Kansas

## Secretary of State

## Usury Rate for June

Pursuant to the provisions of K.S.A. 2005 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of June 1, 2006 through June 30, 2006, is 8.05 percent.

Ron Thornburgh  
Secretary of State

Doc. No. 033241

## State of Kansas

## Secretary of State

## Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of May 2006 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

## Domestic Corporations

Aixion Group, Inc., Prairie Village, KS.  
All Kansas City Motorcycle and Social Club,  
Kansas City, MO.  
Arkansas City Men's Bowling Association Incorporated,  
Arkansas City, KS.  
Atchison Construction, Inc., Atchison, KS.  
B & W Electrical Contractors, Inc., Salina, KS.  
B.C.D. Antiques, Inc., Lenexa, KS.  
Bill Hess Transmission of Ark City, Inc., Arkansas City, KS.  
Blue Valley Insurance Agency, Inc., Overland Park, KS.  
Conover Ranch, Inc., Satanta, KS.  
Conrady Western, Inc., Anthony, KS.  
Consolidated Computer List Corporation, Merriam, KS.  
Continental Food Corporation, Overland Park, KS.  
Coopersmith Lighting Agency, Inc., Kansas City, MO.

Corner Store, Inc., Minneola, KS.  
Curry Management & Consulting Inc., Olathe, KS.  
Cyber-Gate, L.L.C., Wichita, KS.  
Data Computer Center, Inc., Garden City, KS.  
Dirks Farms, Inc., Surprise, AZ.  
Dujovne Medical Management, L.L.C., Shawnee, KS.  
Farm & Feed Yard Supply, Inc., Scott City, KS.  
Fat Boy Inc., Kansas City, KS.  
GFI Foods LC, Overland Park, KS.  
Hana Cafe Inc., Wichita, KS.  
Holiday Homes, Inc., Leawood, KS.  
Hood Management, Inc., Overland Park, KS.  
Island Labs.com, Inc., Overland Park, KS.  
Kansas Foundation for Clinical Pharmacology and  
Therapeutics, Inc., Overland Park, KS.  
Kehoe/Bray, Inc., Leavenworth, KS.  
Leawood Mission Valley Homes Association, Stanley, KS.  
Lucas Auto Glass, L.L.C., Dodge City, KS.  
Manhattan Sertoma Club, Inc., Manhattan, KS.  
Mayhew Williams Asbestos Management, Inc., Lawrence, KS.  
Miss Emily's Tea Room, Inc., Wichita, KS.  
Myers Electric, Inc., Ulysses, KS.  
Nelson Appliances, Inc., Salina, KS.  
New Mercies Family Church, Olathe, KS.  
Overland Body, Inc., Overland Park, KS.  
P.A.B. Consulting, Inc., Kansas City, MO.  
Peterman Claims Consulting, Inc., Olathe, KS.  
Re-vestors, Inc., Overland Park, KS.  
Sabexco Inc., Hutchinson, KS.  
Santa Fe Congregation of Jehovah's Witnesses, Inc.,  
Olathe, KS.  
Silva Roofing & Repairs, Inc., Olathe, KS.  
Specialty Parts, Inc., Shawnee Mission, KS.  
William Graham, Inc., Wichita, KS.  
21st Street Community Development Corporation,  
Wichita, KS.

## Foreign Corporations

American Fidelity, Inc., Baton Rouge, LA.  
Anadarko Development Company, Amarillo, TX.  
Benz Electric, Inc., Independence, MO.  
Beton Parts & Sales, Inc., Kent, WA.  
Brundage-Bone Concrete Pumping Equipment, Inc.,  
Denver, CO.  
Brundage-Bone Concrete Pumping Kansas City, Inc.,  
Olathe, KS.  
Brundage-Bone Concrete Pumping Wichita, Inc., Wichita, KS.  
Creekstone Farms Premium Beef LLC, Arkansas City, KS.  
Econocom-USA, Inc., Memphis, TN.  
G.W. Peoples Contracting Co., Inc., Alexandria, VA.  
IPIS Insurance Services, Inc., Sacramento, CA.  
J. F. Edwards Construction Company, Geneseo, IL.  
Kenworthy Operating Company, Tulsa, OK.  
Metro Teleconnect Companies, Inc., Harrisburg, PA.  
Onesource Technologies, Inc., Scottsdale, AZ.  
Sanders Engineering Co., Inc., Yorba Linda, CA.  
Signal Fuels Co., Amarillo, TX.  
Taylor Petroleum Companies, Inc., Amarillo, TX.  
The Harlow Corporation, Amarillo, TX.  
The National Conference for Community and Justice, Inc.,  
New York, NY.  
The Pack America Corp., Lenexa, KS.  
Westway Feed Products, Inc., New Orleans, LA.  
Westway Terminal Company Inc., New Orleans, LA.

Ron Thornburgh  
Secretary of State

Doc. No. 033262

## State of Kansas

## Secretary of State

## Code Mortgage Rate for June

Pursuant to the provisions of K.S.A. 2005 Supp. 16a-1-301, Section 11, the code mortgage rate during the period of June 1, 2006 through June 30, 2006, is 12 percent.

Ron Thornburgh  
Secretary of State

Doc. No. 033242

## State of Kansas

## Department of Transportation

## Notice to Consulting Engineers

The Kansas Department of Transportation seeks to develop a pool of on-call design engineers and senior engineering technicians to work closely with KDOT staff to accomplish completion of in-house design projects on which the KDOT has encountered staffing challenges.

Assignments may require working in KDOT offices for an extended period of time. These services are expected to be requested on relatively short notice and for specific project assignments. Firms with qualified staff are encouraged to express an interest. Five or more firms will be selected. A response may be submitted by e-mail to neil@ksdot.org or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754. Responses shall be limited to four pages. Responses must be received by 5 p.m. June 29 for the consulting engineering firm to be considered.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three and not more than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short-listed will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

1. Size and professional qualifications;
2. experience of staff;
3. location of firm with respect to proposed project;
4. work load of firm; and
5. firm's performance record.

Deb Miller  
Secretary of Transportation

Doc. No. 033215

## State of Kansas

## Department of Transportation

## Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 2006-2008 by adding the following projects:

**Project TE-0301-01**, Design and Development of a Signage Concept Plan, Kansas Flint Hills Region

**Project TE-0301-02**, Design and Installation of Six to Eight Boundary Signs, Kansas Flint Hills Region

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 July 3.

Deb Miller  
Secretary of Transportation

Doc. No. 033214

## State of Kansas

## Department of Transportation

## Notice Consulting Engineers

The Kansas Department of Transportation seeks to develop a pool of federal-aid projects to begin after 2009. These projects primarily focus on maintaining the investment Kansans have made in our transportation infrastructure through the Comprehensive Highway Program and the Comprehensive Transportation Program. Accordingly, the KDOT intends to utilize on-call contracts with engineering firms to expedite design services for the most schedule-sensitive projects and is seeking qualified consulting engineering firms to provide these design services.

Five or more firms will be selected. A response may be submitted by e-mail to neil@ksdot.org or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Eisenhower State Office Building, 700 S.W. Jackson, Topeka, 66603-3754. Responses shall be limited to four pages. Responses must be received by 5 p.m. June 22 for the consulting engineering firm to be considered.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the per-

sonnel to be assigned to the project. Firms not selected to be short-listed will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

1. Size and professional qualifications;
2. experience of staff;
3. location of firm with respect to proposed project;
4. work load of firm; and
5. firm's performance record.

Deb Miller  
Secretary of Transportation

Doc. No. 033248

**State of Kansas**  
**Department of Transportation**  
**Notice to Consulting Engineers**

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below. A response may be submitted by e-mail to neil@ksdot.org or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754. Responses shall be limited to four pages. Responses must be received by 5 p.m. June 15 for the consulting engineering firm to be considered.

A Consultant Selection Committee will select a list of the most highly qualified (not less than three and not more than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short-listed will be notified by letter.

A Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will then select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

**106 P-0769-06**  
**Kansas Long Range Transportation Plan**  
**Scope of Services**

KDOT seeks to develop a SAFETEA-LU compliant Long Range Transportation Plan (LRTP) in which a variety of issues, ranging from system needs to future funding sources to address those needs, would be examined. It is anticipated that the LRTP process would take 12-plus months. KDOT intends for the LRTP process to be open and transparent and KDOT recognizes that stakeholder

involvement is critical to developing and ultimately implementing a successful LRTP.

**Phase I: Needs Assessment and National Scan.** Phase I work centers on developing baseline information including:

1. Needs assessment to include system status and projected system needs (pavement, bridges, capacity and other modes), drawing on KDOT performance measure information and CANSYS information among other sources.
2. Demographic and economic trends information (including population growth and decline).
3. Freight analysis including impact to transportation infrastructure, ability of infrastructure to accommodate freight growth, and KDOT's policies and organizational structure to address growth freight volumes.
4. Review of state funding capacity.
5. Future state funding source options review. Scan at the national level for transportation funding trends and emerging approaches.
6. Review KDOT organizational and program structure for appropriateness for today's world.
7. Review the process and appropriateness of KDOT's delivery of local project programs.
8. National scan of LRTPs along with identification of best and innovative practices from other Departments of Transportation. KDOT intends for this effort to challenge our thinking and ways of doing business as we face the transportation challenges of the next 20 years.
9. Citizen/stakeholder communication and involvement. Results to Local Consult meetings held across the state in summer 2006 where communities identified their transportation needs will be included. Present results of Phase I at a statewide transportation summit. Identify state and national transportation issues and lead the discussion.
10. Develop Phase II work plan.

**Phase II:** Work centers on drafting recommendations for each component listed above, more extensive public outreach and development of the LRTP.

**Phase III:** Includes finalizing the LRTP and rolling it out to the public and stakeholders.

KDOT reserves the right to negotiate with the firm selected for Phase I work to conduct Phase II and Phase III work or seek another consultant.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

1. Size and professional qualifications;
2. experience of staff;
3. location of firm with respect to proposed project;
4. work load of firm; and
5. firm's performance record.

Deb Miller  
Secretary of Transportation

Doc. No. 033230

## 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 6-5-06 through 6-11-06

Term	Rate
1-89 days	5.00%
3 months	4.79%
6 months	5.00%
1 year	4.97%
18 months	4.93%
2 years	4.90%

Derl S. Treff  
Director of Investments

Doc. No. 033240

## State of Kansas

## Office of the Securities Commissioner

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 10 a.m. Thursday, August 10, at the Office of the Securities Commissioner, 618 S. Kansas Ave., first floor, Topeka, to consider the adoption of K.A.R. 81-5-16, 81-5-17, 81-5-18, 81-5-19, 81-5-20 and 81-7-3; the amendment of K.A.R. 81-1-1, 81-4-1, 81-4-2, 81-5-3, 81-5-6, 81-5-7, 81-5-8, 81-5-10, 81-5-12, 81-5-13, 81-5-14, 81-6-1, 81-7-1, 81-7-2 and 81-10-1; and the revocation of K.A.R. 81-5-4, 81-5-5 and 81-5-11. The regulations are proposed for adoption on a permanent basis.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Office of the Securities Commissioner, 618 S. Kansas Ave., Topeka, 66603. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation. Following the hearing, all written and oral comments submitted by interested parties will be considered by the commissioner as a basis for making changes to the proposed regulations.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Mary Connolly at (785) 296-5215 or the Kansas Relay Center at (800) 766-3777. Handicapped parking is located on Kansas Ave., and the first floor hearing room is accessible to individuals with disabilities.

The Kansas Securities Act was repealed effective July 1, 2005, and was replaced with the Kansas Uniform Se-

curities Act (KUSA). As a result, all regulations for the Office of the Securities Commissioner are being amended to implement KUSA instead of the prior act, delete duplicative or outdated language, and change the terminology to conform with KUSA. In addition to these changes, the proposed rules and regulations to be considered at the hearing are summarized as follows. With the exception of K.A.R. 81-5-8, the economic impact of the proposed amendments is expected to be immaterial. The proposed regulations have no impact upon other governmental units or agencies.

**81-1-1** contains the definitions for terms used in the regulations adopted by the Office of the Securities Commissioner. In addition to other minor changes, the amendments rearrange the definitions into alphabetical order and include new definitions for "branch office," "designated security" and "general solicitation."

**81-4-1** governs the process for registering securities with the Office of the Securities Commissioner. The proposed amendments are intended to provide greater clarity and conform with KUSA. The registration fee remains unchanged.

**81-4-2** contains detailed procedures for filing an application for Small Company Offering Registration (SCOR). In the amendments, the detailed description is deleted and the procedures are now adopted by reference from the SCOR Statement of Policy promulgated by the North American Securities Administrators' Association (NASAA). The registration process remains substantially the same.

**81-5-3** currently defines an "isolated transaction" to be one of five or fewer sales per year by the seller or for the benefit of an issuer, and the use of a general solicitation is prohibited. Like the former act, KUSA contains an exemption for isolated transactions. However, the KUSA exemption no longer applies to transactions for the benefit of issuers, so the amendments to 81-5-3 restrict the sales limit to three per year. The prohibition on "general solicitation" is retained, but the term is defined in 81-1-1 and the detailed description is deleted from 81-5-3. A new subsection (c) permits the use of an issuer-maintained bulletin board trading system to facilitate trading in the issuer's securities between individual investors.

**81-5-4** currently requires trade confirmations to be marked "unsolicited" in order to qualify for the unsolicited order exemption in K.S.A. 17-1262(c). However, K.S.A. 17-1262(c) has been repealed and the corresponding exemption in KUSA does not contain authority to limit the exemption by regulation, so 81-5-4 is being revoked.

**81-5-5** restricts the financial institution exemption in former K.S.A. 17-1262(f) by disallowing the exemption for any sale to a financial institution that is merely acting as an agent for another person that is not a financial institution. KUSA contains a broader "institutional investor" exemption instead of the former "financial institution exemption," and the restriction in 81-5-5 is no longer necessary.

**81-5-6** currently contains the uniform limited offering exemption (ULOE) for transactions conducted in accordance with federal Rules 505 and 506 of Regulation D. No-

tice filing requirements for Rule 506 are now contained in 81-5-15, and the amendments to 81-5-6 update the conditions under which Rule 505 offerings qualify for the exemption. The substance of the conditions is intended to remain the same, except that the threshold for suitability has been lowered from 20 to 10 percent of liquid net worth.

**81-5-7** contains an exemption for securities sold on certain stock exchanges. The amendments reorganize the regulation to work in tandem with federal law and K.S.A. 2005 Supp. 17-12a201(6), but the substance of the exemption remains unchanged.

**81-5-8** contains the fee for various types of exemption filings. The proposed amendments raise the fee from \$100 to \$250 for filings made in connection with ULOE, the accredited investor exemption, and requests for interpretive opinions or no-action letters. In addition, it imposes a \$250 fee for notice filings by agricultural associations under 81-5-18.

**81-5-10** currently contains an exemption for the sale of oil and gas interests via public auction. The proposed amendments would retain this exemption in subsection (c) and adopt a new subsection (b) to preserve the broader oil and gas exemption that formerly existed in K.S.A. 17-1262a.

**81-5-11** currently implements former K.S.A. 17-1261(i), the commercial paper exemption. This exemption was repealed and was not replaced in KUSA, so 81-5-11 is obsolete.

**81-5-12** contains an exemption for solicitations of interest conducted prior to the filing of a registration statement.

**81-5-13** contains an exemption for sales of securities to accredited investors. The proposed amendments reorganize these regulations and update them to implement KUSA instead of the former act, but the substance of the exemptions remain unchanged.

**81-5-14** contains the notice filing requirements and associated fees for offerings of investment company securities (primarily mutual funds). The proposed amendments update the regulation to conform with KUSA, clarify the filing requirements for name changes, and provide greater flexibility for electronic filing. The filing fees remain the same.

**81-5-16** formally adopts long-standing policies of the Office of the Securities Commissioner related to the use of Internet communications. In general, the regulation states that an Internet communication available to the general public is not considered an "offer" if certain disclaimers are used and technical firewalls are in place. Similarly, a broker-dealer or investment adviser is not deemed to be doing business in Kansas if appropriate disclaimers and firewalls are used.

**81-5-17** designates certain securities manuals that are approved for use in connection with the "standard manuals exemption" as now required by K.S.A. 2005 Supp. 17-12a202(2)(A)(iv). These manuals were originally approved for use in a special order that implemented the corresponding exemption in former K.S.A. 17-1262(b).

**81-5-18** places conditions upon the exemption for sales of securities by an agricultural cooperative to persons who are not members of the cooperative. For sales to non-

members, the cooperative must file a prospectus that discloses all material facts and risks concerning the securities, and the cooperative may be required to hold proceeds in escrow until a specified minimum amount of proceeds has been raised. For debt offerings, the cooperative must demonstrate its ability to repay the debt as it comes due, obtain an independent appraisal of the property to be purchased or improved, and secure the debt instruments with a trust indenture.

**81-5-19** adopts an exemption that permits Canadian broker-dealers to conduct business with customers who are temporarily located in Kansas. This exemption was originally adopted by special order in 2001, and the continuation of the exemption is specifically authorized by K.S.A. 2005 Supp. 17-12a401(d).

**81-5-20** preserves an exemption for the sale of securities issued by Kansas Venture Capital, Inc. This exemption previously existed in K.S.A. 17-1262(o).

**81-6-1** governs the preparation and distribution of the prospectus used in connection with a securities offering. The proposed amendments are intended to provide greater clarity and conform with KUSA.

**81-7-1** currently contains detailed procedures for the registration of corporate equity securities. In the amendments, the detailed procedures are deleted and the procedures are now adopted by reference from various NASAA statements of policy. The registration process remains substantially the same.

**81-7-2** lists the guidelines and statements of policy that apply to various other types of securities offerings. The proposed amendments rearrange the existing SOPs and adds a new set of guidelines for viatical investments. The viatical guidelines are currently in force through a special order.

**81-7-3** specifies the financial statements that are required in connection with the registration of securities offerings. With certain exceptions, the financial statements must be presented in conformity with generally accepted accounting principles and audited by an independent certified public accountant.

**81-10-1** governs the use of advertising in connection with the sale of securities. The current version of the regulation prohibits flamboyant or misleading advertising and requires the advertising materials to be filed with the Securities Commissioner at least one day prior to its use. The amendment requires advertising materials to be filed at least five days before use, clarifies the exemption for tombstone ads, and updates the language regarding false advertising.

Copies of the full text of the proposed regulations and the economic impact statements may be obtained by writing to the Office of the Securities Commissioner at the address above or by e-mailing a request to [ksc@ksc.ks.gov](mailto:ksc@ksc.ks.gov).

Chris Biggs  
Kansas Securities Commissioner

Doc. No. 033252

## State of Kansas

**Department of Health  
and Environment**

**Request for Proposals**

The Kansas Department of Health and Environment, Bureau for Children, Youth and Families, is soliciting applications from private not-for-profit agencies for fiscal year 2007 funds through the Senator Stan Clark Pregnancy Maintenance Initiative (PMI), authorized by 2005 House Bill 2301. This grant program has been developed to provide assistance to local agencies to provide an array of social services to help pregnant women carry their pregnancies to term. Services are provided using a case management model during pregnancy and for up to one year after the child's birth.

Private nonprofit organizations with demonstrated experience and capacity to provide PMI services are eligible to apply. Organizations that perform, promote, refer for or educate in favor of abortion are not eligible.

The final review criteria are included in the application packet. The estimated amount of this competition is \$300,000 and the estimated number of awards is four. The estimated project period is one year.

The application deadline is June 26 and the project award date is July 1. To request an application packet, contact Judy Clouse, BCYF, at (785) 296-2336.

For more information, contact Linda Kenney, BCYF, at (785) 296-1310.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 033250

## State of Kansas

**Kansas Development Finance Authority**

**Notice of Hearing**

A public hearing will be conducted at 9 a.m. Thursday, June 22, in the conference room in the office of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFA to issue approximately \$13.5 million principal amount of Multifamily Housing Revenue Bonds for First Kansas State Partnership, L.P., a Delaware limited partnership, or its successors and assigns (the developer). The bonds will be issued, pursuant to K.S.A. 74-8901 et seq., to (i) refund the Kansas Development Finance Authority Multifamily Housing Refunding Revenue Bonds (First Kansas State Partnership, L.P. Antioch and Sedona Projects), Series 1998Y, and (ii) finance additional costs of rehabilitation of two commercial multifamily housing projects as follows: Sedona Apartments, 358 units, 6257 Reeder, Shawnee, Kansas 66203, and Antioch Woods Apartments, 90 units, 8710 W. 106th Terrace #2, Overland Park, Kansas 66214 (jointly, the project).

The bonds, when issued, will be a limited obligation of the KDFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the KDFA, nor will the bonds constitute an indebtedness for which the faith and credit

and taxing powers of the state of Kansas are pledged. The bonds will be payable solely from amounts received from the developer, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bonds when they become due.

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

Steven R. Weatherford  
President

Doc. No. 033259

## State of Kansas

**Department of Administration  
Division of Purchases**

**Notice to Bidders**

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated. For more information, call (785) 296-2376:

06/20/2006	09536	Replace HVAC Units
06/20/2006	09545	Minivan with Handicapped Conversion
06/21/2006	09555	Furnish and Install Heating/AC Units
07/05/2006	09530	Consultant Services for Financial Management System (FMS) Study
07/07/2006	09526	Post Lead Hazard Control Work Clearance Testing
07/18/2006	09550	Feasibility Studies on Water Conservation
08/01/2006	09533	Leased Space — KDOC Wichita Parole Office

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

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

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

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

Contractors wishing to bid on the projects listed below must be prequalified. For more information about the prequalification process or to obtain the following bid documents, call (785) 296-8899:

06/13/2006	A-010210	Life Safety System Improvements — Durland and Rathbone Halls, Kansas State University
06/20/2006	A-010201	Standpipe Installation — McMIndes Hall, Fort Hays State University
06/22/2006	A-010143(A)	Basement and Second Floor Restroom Remodel — Jack H. Overman Student Center, Pittsburg State University

Chris Howe  
Director of Purchases

Doc. No. 033260



## 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. Coffeyville Resources and Marketing, LLC has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

Coffeyville Resources and Marketing, LLC, Coffeyville, owns and operates Petroleum Refinery located at 400 N. Linden St., Coffeyville.

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 Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Amer N. Safadi, (785) 296-1993, at the KDHE central office; and to review the proposed permit only, contact Doug Cole, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Amer N. Safadi, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business July 10.

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 Sherry Walker, Bureau of Air and Radiation, not later than the close of business July 10 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. 033249

## State of Kansas

Department of Health  
and EnvironmentNotice 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-06-153/156  
Application(s) for New or Expansion of Existing  
Swine FacilitiesName and Address  
of Applicant

F & R Swine, Inc. (Caley Site)  
10610 Humboldt Creek Road  
Dwight, KS 66849

## Legal Description

SW/4 of Section 08 & W/2 of  
SE/4 of Section 08, T13S, R08E,  
Geary County

Kansas Permit No. A-KSGE-H003

This is an application for a permit for a new swine facility for 4,000 head (1,600 animal units) of swine weighing more than 55 pounds each. A permit will not be issued without additional public notice.

Name and Address  
of Applicant

Donald Reith/DBK LLC #2  
1743 10th Road  
Linn, KS 66953

## Legal Description

NW/4 of Section 32,

Owner of Property Where  
Facility Will Be Located

F & R Swine, Inc.  
10610 Humboldt Creek Road  
Dwight, KS 66849

## Receiving Water

Kansas River Basin

Federal Permit No. KS0098817

Owner of Property Where  
Facility Will Be Located

DBK LLC #2  
1743 10th Road  
Linn, KS 66953

## Receiving Water

Big Blue River Basin

(continued)

T03S, R03E, Washington County

Kansas Permit No. A-BBWS-H010 Federal Permit No. KS0098833

This is an application for a permit for a new swine facility consisting of four swine buildings. The total maximum capacity will be 5,200 head (2,080 animal units) of swine weighing more than 55 pounds each. Wastes will be collected in concrete pits underneath the buildings for later application onto agricultural land. A permit will not be issued without additional public notice.

<b>Name and Address of Applicant</b>	<b>Owner of Property Where Facility Will Be Located</b>
Mark Strathman 1607 16th Road Goff, KS 66428	Mark Strathman 1607 16th Road Goff, KS 66428

<b>Legal Description</b>	<b>Receiving Water</b>
SW/4 of Section 22, T05S, R13E, Nemaha County	Kansas River Basin

Kansas Permit No. A-KSNM-S030

This is an application for a permit for a new swine facility consisting of two swine buildings. The total maximum capacity will be 2,400 head (960 animal units) of swine weighing more than 55 pounds each. Wastes will be collected in concrete pits underneath the buildings for later application onto agricultural land. A permit will not be issued without additional public notice.

<b>Name and Address of Applicant</b>	<b>Owner of Property Where Facility Will Be Located</b>
Scott Strathman 414 Highway 62 Goff, KS 66428	Scott Strathman 414 Highway 62 Goff, KS 66428

<b>Legal Description</b>	<b>Receiving Water</b>
SW/4 of Section 15, T05S, R13E, Nemaha County	Kansas River Basin

Kansas Permit No. A-KSNM-S029

This is an application for a permit for a new swine facility consisting of two swine buildings. The total maximum capacity will be 2,400 head (960 animal units) of swine weighing more than 55 pounds each. Wastes will be collected in concrete pits underneath the buildings for later application onto agricultural land. A permit will not be issued without additional public notice.

**Public Notice No. KS-AG-06-157/167  
Pending Permits for Confined Feeding Facilities**

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Stan Townsend 1340 Road 3 Weskan, KS 67762	E/2 of Section 32, T13S, R42W, Wallace County	Smoky Hill River Basin

Kansas Permit No. A-SHWA-B004  
This is a new permit for a new facility for 625 head (625 animal units) of cattle weighing greater than 700 pounds each. Freshwater runoff from 5.43 acres of open lots drains to a sedimentation basin and then to a grass wastewater treatment strip.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Don and Mark Bethel 712 Hawk Road Hope, KS 67451	SW/4 of Section 34, T15S, R02E, Dickinson County	Smoky Hill River Basin

Kansas Permit No. A-SHDK-B008  
This is a renewal permit for an existing facility for 500 head (250 animal units) of cattle weighing less than 700 pounds each.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Kopfer Farms Kellan Kopfer 630 Cherokee Road Oak Hill, KS 67432	NW/4 of Section 04, T10S, R01E, Clay County	Smoky Hill River Basin

Kansas Permit No. A-SHCY-S007  
This is a renewal permit for an existing facility for 1,800 head (540 animal units) of swine.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Diepenbrock Farms Inc. Gary Diepenbrock 2953 Vista Road Lincolnville, KS 66858	N/2 of Section 10, T18S, R04E, Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-C002 Federal Permit No. KS0090085  
This is a renewal permit for an existing facility for 3,500 head (3,500 animal units) of cattle.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Joe Pistora 24457 Linwood Road Lawrence, KS 66044	NW/4 of Section 20, T12S, R21E, Leavenworth County	Kansas River Basin

Kansas Permit No. A-KSLV-S001  
This is a renewal permit for an existing facility for a maximum of 225 head (90 animal units) of swine greater than 55 pounds and 1,480 head (148 animal units) of swine 55 pounds or less, for a total of 238 animal units.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Kroeger Family Trust Hubert Kroeger 1371 Limestone Road Marysville, KS 66508	NE/4 of Section 06, T03S, R08E, Marshall County	Big Blue River Basin

Kansas Permit No. A-BBMS-S020  
This is a renewal permit for an existing facility with a maximum capacity of 600 head (240 animal units) of swine weighing more than 55 pounds and 500 head (50 animal units) of swine 55 pounds or less, for a total of 290 animal units.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Five M Farms Marvin L. Torneden 22912 Linwood Road Linwood, KS 66052	SW/4 of Section 17, T12S, R21E, Leavenworth County	Kansas River Basin

Kansas Permit No. A-KSLV-S017  
This is a renewal permit for an existing facility with a maximum of 130 head (52 animal units) of swine weighing more than 55 pounds, 100 head (10 animal units) of swine weighing 55 pounds or less, 16 head (16 animal units) of beef cattle weighing more than 700 pounds and 20 head (10 animal units) of beef cattle weighing 700 pounds or less, for a total of 88 animal units.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Double B&S Cattle Company, Yard 2 1320 Wrangler Road Fowler, KS 67844	SE/4 of Section 34, T29S, R26W, Ford County	Cimarron River Basin

Kansas Permit No. A-CIFO-B001  
This is a modified permit for an existing facility for 599 head (299.5 animal units) of beef cattle weighing less than 700 pounds based on comments received by the operator during the public notice comment period and a revised operational plan submitted by NRCS. The facility will be used throughout the year.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Marion Koch Route 1, Box 20 Centralia, KS 66415	SE/4 of Section 33, T03S, R11E, Nemaha County	Big Blue River Basin

Kansas Permit No. A-BBNM-S002  
This is a renewal permit with a modification for an existing facility for a maximum of 362 head (144.8 animal units) of swine weighing more than 55 pounds and 485 head (48.5 animal units) of swine 55 pounds or less for a total of 193.3 animal units. Modifications include discontinued use of two acres of open lots and a reduction in animal units from 268 to 193.3 animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Deerfield Feed Yard, LLC Larry Christiansen County Road X20 East, Box 237 Deerfield, KS 67838	S/2 of Section 01 & N/2 of Section 12, T24S, R35W, Kearny County, SW/4 of Section 06 & NW/4 of Section 07, T24S, R34W, Finney County	Upper Arkansas River Basin

Kansas Permit No. A-UAKE-C001 Federal Permit No. KS0037532  
This is a permit renewal for a facility with a maximum capacity of 45,000 head (45,000 animal units) of cattle weighing more than 700 pounds each. A second interconnecting pipe will be installed between the facility's two wastewater retention structures.

Name and Address of Applicant	Legal Description	Receiving Water
Westside Dairy II, LLC Don DeVries HC01, Box 61 Syracuse, KS 67878	N/2 of Section 11, T28S, R42W, Stanton County	Cimarron River Basin

Kansas Permit No. A-CIST-D002 Federal Permit No. KS0096121  
This is a modified permit for an existing facility for 4,200 head of mature dairy cattle and 1,100 head of replacement heifers for a total of 5,300 head (6,980 animal units). The modification is the incorporation of as-built dimensions, the addition of 8.9 acres of pens and enlargement of the secondary retention structure. No change in the operation or animal units is proposed.

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, Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before July 8 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-06-153/167) 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 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. 033254

**State of Kansas**  
**Persian Gulf War Health Initiative**  
**Advisory Board**  
**Notice of Meeting**

The Persian Gulf War Health Initiative Advisory Board will meet at 10 a.m. Saturday, June 17, in Room 701, Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend. For more information, contact Brigitte Hayes at (785) 296-3976.

George S. Webb, Executive Director  
Kansas Commission on Veterans' Affairs

Doc. No. 033244

(Published in the Kansas Register June 8, 2006.)

**Summary Notice of Bond Sale**  
**Pottawatomie County, Kansas**

**\$585,000\***  
**General Obligation Bonds, Series 2006A**  
**and**  
**\$660,000\***  
**General Obligation Bonds, Series 2006B**  
**(General obligation bonds payable from**  
**unlimited ad valorem taxes)**

**Bond Sale Particulars**

Subject to the terms and conditions of the complete official notice of bond sale and the preliminary official statement both dated June 8, 2006, of Pottawatomie County, Kansas, in connection with the issuance of the county's General Obligation Bonds, Series 2006A and Series 2006B, as hereinafter described (collectively herein, the bonds), written bids will be received at the office of the county clerk on behalf of the governing body at the Pottawatomie County Administration Building, 207 N. First St., P.O. Box 187, Westmoreland, KS 66549, until 10:30 a.m. Thursday, June 15, 2006, for the purchase of the bonds. All bids will be publicly opened, read aloud and tabulated on said date and at said time and will thereafter be immediately considered and acted upon by the governing body of the county.

No oral or auction bids for the bonds will be considered, and no bids for less than 100 percent of the bonds and accrued interest thereon to the date of delivery will be considered.

Bids will be accepted only on the official bid form that has been prepared for the public bidding on these bonds, which may be obtained from the county clerk. Bids may be submitted by mail or delivered in person, and must be received at the place and not later than the date and time herein specified. Each bid must be accompanied by a good faith deposit in the form of a qualified financial surety bond or certified or cashier's check drawn on a bank located within the United States, each made payable to the order of the county and each in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The aggregate principal amount of the Series 2006A Bonds is \$585,000\*. The aggregate principal amount of the

(continued)

Series 2006B Bonds is \$660,000\*. The bonds will be dated as of June 15, 2006, and will be issued as fully registered bonds in the denomination of \$5,000, or integral multiples in excess thereof not exceeding the principal amount of bonds maturing in any year. The bonds shall initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payment of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. Certain of the bonds are subject to redemption prior to their maturities as provided in the complete official notice of sale.

Interest on the bonds will be payable semiannually on April 1 and October 1 in each year, commencing April 1, 2007, and the bonds will mature serially on October 1 in each of the years and principal amounts as follows:

**\$585,000\***  
**General Obligation Bonds**  
**Series 2006A**  
**Maturity Schedule**

October 1 Year	Principal Amount
2007	\$20,000
2008	20,000
2009	20,000
2010	20,000
2011	20,000
2012	25,000
2013	25,000
2014	25,000
2015	25,000
2016	25,000
2017	30,000
2018	30,000
2019	30,000
2020	35,000
2021	35,000
2022	35,000
2023	40,000
2024	40,000
2025	40,000
2026	45,000

**\$660,000\***  
**General Obligation Bonds**  
**Series 2006B**  
**Maturity Schedule**

October 1 Year	Principal Amount
2007	\$50,000
2008	55,000
2009	60,000
2010	60,000
2011	65,000
2012	65,000
2013	70,000
2014	75,000

2015	80,000
2016	80,000

**Payment of Principal and Interest**

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds, and the principal of the bonds will be payable upon surrender at the paying agent's principal office in the city of Topeka, Kansas. Interest will be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

**Security for the Bonds**

The bonds and the interest thereon will constitute general obligations of the county, and the full faith, credit and resources of the county will be pledged to the payment thereof. The county is obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the county for the purpose of paying the bonds and the interest thereon.

**Delivery of the Bonds**

The bonds, duly prepared, executed and registered, will be furnished and delivered in book-entry form only at the expense of the county through the facilities of the Depository Trust Company, New York, New York, on or before June 26, 2006.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Jonathan P. Small, Chartered, Topeka, Kansas, bond counsel, whose fees will be paid by the county. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of sale and preliminary official statement for a discussion of tax exemption and other legal matters.)

**Assessed Valuation and Indebtedness**

The county's 2005 estimated equalized assessed tangible valuation for computation of bonded debt limitations is \$368,842,391. The county's outstanding general obligation bonded indebtedness as of the date hereof totals the principal amount of \$8,191,229, which amount does include the bonds described herein, and which also includes \$3,755,000 principal amount in temporary notes, of which \$1,300,000 will be paid off in part from the proceeds of the bonds described herein.

**Additional Information**

For additional information regarding the bonds, contact the county clerk at the address and telephone number shown below.

Dated June 8, 2006.

Susan L. Figge, County Clerk  
 County Administration Building  
 207 N. First St.  
 P.O. Box 187  
 Westmoreland, KS 66549  
 (785) 457-3314  
 Fax (785) 457-3507

\* Subject to change based upon prepayment of special assessments.

Doc. No. 033258

(Published in the Kansas Register June 8, 2006.)

**Summary Notice of Bond Sale  
City of Chapman, Kansas  
\$275,280\*  
General Obligation Bonds, Series 2006A  
(General obligation bonds payable from  
unlimited ad valorem taxes)**

15,000	October 1, 2018
15,000	October 1, 2019
15,000	October 1, 2020
15,000	October 1, 2021
15,000	October 1, 2022
20,000	October 1, 2023
20,000	October 1, 2024
20,000	October 1, 2025
20,000	October 1, 2026

**Bond Sale Particulars**

Subject to the terms and conditions of the complete official notice of bond sale dated June 8, 2006, of the city of Chapman, Kansas, in connection with the issuance of the city's General Obligation Bonds, Series 2006A, as hereinafter described, sealed, written bids will be received at the office of the city clerk at the Chapman City Hall, 402 Marshall, Chapman, KS 67431, until 4:30 p.m. Monday, June 19, 2006, for the purchase of the bonds. All bids will be publicly opened, read aloud and tabulated on said date and at said time and will thereafter be considered and acted upon by the governing body of the city at its meeting to be held in the Chapman City Hall at 5 p.m. that day.

No oral or auction bids for the bonds will be considered, and no bids for less than the entire series of bonds will be considered.

Bids will be accepted only on the official bid form that has been prepared for the public bidding on these bonds, which may be obtained from the city clerk. Bids may be submitted by mail or delivered in person, and must be received at the place and not later than the date and time herein specified. Each bid must be accompanied by a good faith deposit in the form of a qualified financial surety bond or certified or cashier's check drawn on a bank located within the United States, each made payable to the order of the city and in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The aggregate principal amount of the bonds is \$275,280\*. The bonds will be dated as of June 15, 2006, and will be issued as fully registered bonds in the denomination of \$5,000, except one bond in the amount of \$5,280. The bonds will bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds.

Interest on the bonds will be payable semiannually each year, commencing April 1, 2007, and the bonds will mature serially on October 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$10,280	October 1, 2007
10,000	October 1, 2008
10,000	October 1, 2009
10,000	October 1, 2010
10,000	October 1, 2011
10,000	October 1, 2012
10,000	October 1, 2013
10,000	October 1, 2014
10,000	October 1, 2015
15,000	October 1, 2016
15,000	October 1, 2017

**Payment of Principal and Interest**

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds, and the principal of the bonds will be payable upon surrender at the paying agent's principal office in the city of Topeka, Kansas. Interest will be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

**Security for the Bonds**

The bonds and the interest thereon will constitute general obligations of the city, and the full faith, credit and resources of the city will be pledged to the payment thereof. The city is obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon.

**Delivery of the Bonds**

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 July 6, 2006, to such bank or trust company in the contiguous United States as may be specified by the successful bidder, or elsewhere at the expense of the successful bidder.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Jonathan P. Small, Chartered, Topeka, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and delivered to the successful bidder upon delivery of the bonds.

**Financial Matters**

The city's 2005 equalized assessed tangible valuation for computation of bonded debt limitations is \$4,080,856. The city's total outstanding general obligation bonded indebtedness as of the date hereof totals the principal amount of \$1,018,280, including this bond issue. The city has two temporary notes outstanding in the amount of \$593,000. The city intends to redeem one of these notes in the amount of \$300,000 from proceeds of the bonds and other monies available to the city for such purpose.

**Additional Information**

For additional information regarding the city, the bonds and the public sale, interested parties are invited to request copies of the complete official notice of bond sale and the official bid form, all of which may be obtained from the city clerk at the address and telephone number shown below.

*(continued)*

Dated June 8, 2006.

Marietta Lucas, City Clerk  
402 Marshall  
Chapman, KS 67431  
(785) 922-6582  
Fax (785) 922-7000

\* Subject to change based upon prepayment of special assessments.

Doc. No. 033257

(Published in the Kansas Register June 8, 2006.)

**Summary Notice of Bond Sale**  
**City of Marquette, Kansas**  
**\$200,000**  
**General Obligation Bonds, Series 2006**  
**(General obligation bonds payable from**  
**unlimited ad valorem taxes)**

**Bids**

Subject to the notice of bond sale dated May 30, 2006, written and electronic bids will be received on behalf of the clerk of the city of Marquette, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 3 p.m. June 20, 2006, for the purchase of the above-referenced bonds. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated June 15, 2006, and will become due on October 1 in the years as follows:

Year	Principal Amount
2007	\$ 5,000
2008	5,000
2009	5,000
2010	5,000
2011	10,000
2012	10,000
2013	10,000
2014	10,000
2015	10,000
2016	10,000
2017	10,000
2018	10,000
2019	10,000
2020	10,000
2021	10,000
2022	10,000
2023	15,000
2024	15,000
2025	15,000
2026	15,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 2007.

**Book-Entry-Only System**

The 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 \$4,000 (2 percent of the principal amount of the bonds).

**Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about June 30, 2006, 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 \$3,031,412. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, but excluding temporary notes to be retired in conjunction therewith, is \$978,000.

**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 or from the financial advisor at the addresses set forth below.

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

City of Marquette, Kansas  
Fred Peterson, Clerk  
113 Washington, P.O. Box 401  
Marquette, KS 67464  
(785) 546-2205  
Fax (785) 546-2205  
E-mail: marquette@ks-usa.net

**Financial Advisor - Facsimile Bid and Good Faith**

**Deposit Delivery Address:**

Stifel, Nicolas and Company, Incorporated  
301 N. Main, Suite 1800  
Wichita, KS 67202  
Attn: Pat Hinojos  
(316) 337-8428  
Fax (316) 337-8492  
E-mail: hinojosp@stifel.com

Dated May 30, 2006.

City of Marquette, Kansas

Doc. No. 033255

**State of Kansas  
Department of Administration  
Public Notice**

Under requirements of K.S.A. 65-34,117 (c), records of the Division of Accounts and Reports show the unobligated balances are \$4,917,146.17 in the underground petroleum storage tank release trust fund and \$1,118,274.98 in the aboveground petroleum storage tank release trust fund at May 31, 2006.

Duane Goossen  
Secretary of Administration

Doc. No. 033256

(Published in the Kansas Register June 8, 2006.)

**Summary Notice of Bond Sale  
Unified School District No. 503  
Labette County, Kansas (Parsons)  
\$7,000,000**

**General Obligation School Bonds, Series 2006-A**

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

**Bids**

Subject to the notice of bond sale dated May 15, 2006, written and electronic bids will be received on behalf of the clerk of Unified School District No. 503, Labette County, Kansas (Parsons) (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 1 p.m. June 19, 2006, for the purchase of the above-referenced bonds. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated July 1, 2006, and will become due on September 1 in the years as follows:

Year	Principal Amount
2007	\$125,000
2008	290,000
2009	310,000
2010	325,000
2011	340,000
2012	360,000
2013	375,000
2014	390,000
2015	670,000
2016	700,000
2017	730,000
2018	760,000
2019	795,000
2020	830,000

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 semian-

nually on March 1 and September 1 in each year, beginning March 1, 2007.

**Book-Entry-Only System**

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

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

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

**Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about July 11, 2006, 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 \$50,497,189. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$21,330,000.

**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 or from the financial advisor at the addresses set forth below.

**Written and Facsimile Bid and Good Faith Deposit**

**Delivery Address:**

Jane Head, Clerk  
Office of the Board of Education  
2900 Southern Blvd.  
P.O. Box 1056  
Parsons, KS 67357-1056  
(620) 421-5950  
Fax (620) 421-5954  
E-mail: jhead@vikingnet.net

**Financial Advisor - Facsimile Bid and Good Faith**

**Deposit Delivery Address:**

George K. Baum & Company, Financial Advisor  
Plaza Colonnade  
4801 Main St., Suite 500  
Kansas City, MO 64112  
Attn: David Arteberry, Senior Vice President  
(800) 821-7195  
Fax (816) 283-5326  
E-mail: arteberry@gkbaum.com

Dated May 15, 2006.

Unified School District No. 503  
Labette County, Kansas (Parsons)

Doc. No. 033251

## State of Kansas

## Social and Rehabilitation Services

Permanent Administrative  
Regulations

## Article 4.—PUBLIC ASSISTANCE PROGRAM

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

(1) Each applicant or recipient shall be ineligible for GA under any of the following circumstances:

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

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

(C) The applicant or recipient has been determined ineligible for or has been denied social security disability benefits, unless both of the following conditions are met:

(i) The individual is exercising appeal rights at any level through the appeals council. In this case, the individual may receive assistance until social security disability benefits are awarded or until the individual is denied either disability benefits or consideration by the appeals council.

(ii) Credible, competent medical evidence exists, as determined by the social security administration or by an entity designated by the social security administration or the state of Kansas to make the determination that the individual is disabled as defined in title XVI of the social security act and is unable to engage in employment.

(D) The applicant or recipient does not have a medically determinable severe impairment, as defined in title XVI of the social security act, as determined by the social security administration or by an entity designated by the social security administration or the state of Kansas to make this determination.

(2) Each applicant or recipient is disabled or has a medically determinable severe impairment, as defined in title XVI of the social security act, as determined by the social security administration or by an entity designated by the social security administration or the state of Kansas to make this determination.

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

(A) Any SSI recipient;

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

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

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

(b)(1) A presumptive eligibility determination shall be made for each person who is being released from Osawatomie state hospital, rainbow mental health facility, Larned state security hospital, or Larned correctional mental health facility, in accordance with an approved discharge plan. Minimally, the presumptive determination shall be based on available information concerning the person's income and resources. The general eligibility requirements of K.A.R. 30-4-50 may be waived until a formal eligibility determination is completed. The time limit specified in subsection (e) of this regulation shall be waived for the period during which assistance is provided in accordance with paragraph (b)(2) of this regulation.

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

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

(d) Each applicant or recipient who fails or refuses to cooperate with legal counsel or any other entity assigned by the agency or retained by the applicant or recipient to aid, advise, assist, or represent the applicant or recipient with regard to applying for and securing social security disability benefits shall be ineligible for GA.

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

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

(2) The individual has reapplied for social security disability benefits and establishes by credible, competent medical evidence, as determined by the social security administration or by an entity designated by the social security administration or the state of Kansas to make such a determination, either that a new impairment exists or that the existing impairment has increased in severity since the individual originally applied for social security disability benefits. The individual may receive assistance until social security disability benefits are awarded or until the individual is denied either disability benefits or consideration by the appeals council.

(f) This regulation shall be effective on and after July 1, 2006. (Authorized by K.S.A. 39-708c; implementing K.S.A. 39-708c and K.S.A. 2005 Supp. 39-709; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended May 1, 1982; amended, T-84-8, March 29, 1983; amended



May 1, 1983; amended, T-84-9, March 29, 1983; amended May 1, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Dec. 16, 1987; amended May 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended, T-30-6-10-91, July 1, 1991; amended Oct. 28, 1991; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Dec. 31, 1992; amended, T-30-2-15-93, Feb. 15, 1993; amended June 1, 1993; amended July 1, 1994; amended Jan. 1, 1997; amended March 1, 1997; amended Oct. 1, 1997; amended July 1, 2002; amended, T-30-5-27-04, July 1, 2004; amended Aug. 6, 2004; amended July 1, 2006.)

Gary J. Daniels  
Secretary of Social and  
Rehabilitation Services

Doc. No. 033247

State of Kansas

Kansas Lottery

Temporary Administrative  
Regulations

Article 4.—INSTANT GAMES AND DRAWINGS

**111-4-2405. “Happy \$100s” instant ticket lottery game number 571.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled “Happy \$100s” commencing on or after May 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2405.

(b) The “play symbols” and “play symbol captions” for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$2 <sup>00</sup>	TWO\$
\$5 <sup>00</sup>	FIVE\$
25 <sup>00</sup>	TWEN-FIV
50 <sup>00</sup>	FIFTY
\$100\$	ONE-HUN
\$1000	ONETHOU

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FIV	=	\$5.00
TWF	=	\$25.00
FTY	=	\$50.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) “Happy \$100s” is a match three of six prize amounts game. The player will remove the latex covering the play area to reveal six prize amounts. If the player matches three like prize amounts, the player wins that amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Prize	Expected Number of Prizes in Game	Expected Value in Game	
3 - Free’s	Free Ticket	72,000	\$0
3 - \$2.00’s	\$2	28,000	56,000
3 - \$5.00’s	\$5	12,200	61,000
3 - \$25.00’s	\$25	1,200	30,000
3 - \$50.00’s	\$50	740	37,000
3 - \$100.00’s	\$100	1,200	120,000
3 - \$1,000.00’s	\$1,000	6	6,000
TOTAL		<u>115,346</u>	<u>\$310,000</u>

(k) The odds of winning a prize in this game are approximately one in 5.20. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2406. “Double Doubler” instant ticket lottery game number 572.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled “Double Doubler” commencing on or after May 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2406.

(b) The “play symbols” and “play symbol captions” for this game are as follows:

Play Symbols	Play Symbol Captions
\$1 <sup>00</sup>	ONE\$
\$2 <sup>00</sup>	TWO\$
\$5 <sup>00</sup>	FIVE\$
20 <sup>00</sup>	TWENTY
40 <sup>00</sup>	FORTY
\$2500	TWYFHUN
\$5000	FIVETHOU
SINGLE PRIZE	
DOUBLE PRIZE	
DOUBLE DOUBLER	

(c) For this game, a play symbol shall appear in each of seven play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

ONE	=	\$1.00
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00

(continued)

TEN	=	\$10.00
TWY	=	\$20.00
FRY	=	\$40.00
ETY	=	\$80.00

\$6 <sup>00</sup>	SIX\$
10 <sup>00</sup>	TEN\$
15 <sup>00</sup>	FIFTN
30 <sup>00</sup>	THIRTY
90 <sup>00</sup>	NINETY
\$100\$	ONE-HUN
\$300\$	THR-HUN
\$900\$	NINE-HUN
\$2000	TWOTHOU
\$6000	SIXTHOU

Symbol of a firecracker

TRIPLER

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Double Doubler" is a match three of six game with a "DOUBLE PRIZE" and a "DOUBLE DOUBLER" feature. A player will remove the scratch-off material covering the game play area to reveal six prize amounts and a "PRIZE LEVEL." The "PRIZE LEVEL" will be either the words "SINGLE PRIZE," the words "DOUBLE PRIZE," or the words "DOUBLE DOUBLER." If a player matches three like prize amounts and the words "SINGLE PRIZE" are revealed, the player wins the prize amount shown. If a player matches three like prize amounts and the words "DOUBLE PRIZE" are revealed, the player wins double the prize amount shown. If a player matches three like prize amounts and the words "DOUBLE DOUBLER" are revealed, the player wins four times the prize amount shown.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
3 - \$1's + (single prize)	\$1	46,600	\$46,600
3 - \$2's + (single prize)	\$2	12,800	25,600
3 - \$1's + (double prize)	\$2	16,000	32,000
3 - \$1's + (double doubler)	\$4	6,800	27,200
3 - \$5's + (single prize)	\$5	8,600	43,000
3 - \$5's + (double prize)	\$10	5,800	58,000
3 - \$5's + (double doubler)	\$20	3,400	68,000
3 - \$20's + (double prize)	\$40	270	10,800
3 - \$40's + (single prize)	\$40	140	5,600
3 - \$20's + (double doubler)	\$80	30	2,400
3 - \$2,500's + (single prize)	\$2,500	2	5,000
3 - \$5,000's + (double prize)	\$10,000	1	10,000
3 - \$2,500's + (double doubler)	\$10,000	2	20,000
<b>TOTAL</b>		<u>100,445</u>	<u>\$354,200</u>

(k) The odds of winning a prize in this game are approximately one in 5.97. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2407. "Firecracker Tripler" instant ticket lottery game number 573.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Firecracker Tripler" commencing on or after May 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2407.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1 <sup>00</sup>	ONE\$
\$2 <sup>00</sup>	TWO\$
\$3 <sup>00</sup>	THR\$
\$5 <sup>00</sup>	FIVE\$

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
ONE	=	\$1.00
THR	=	\$3.00
SIX	=	\$6.00
FTN	=	\$15.00
TRY	=	\$30.00
NTY	=	\$90.00
THH	=	\$300.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Firecracker Tripler" is a match three of six game or a match two prize amounts plus a "FIRECRACKER" symbol to win triple the prize amount. A player will remove the scratch-off material covering the game play area to reveal six prize amounts or five prize amounts and a "FIRECRACKER" symbol. If a player matches three like prize amounts, the player wins that amount. If the player matches two like prize amounts plus a "FIRECRACKER" symbol, the player wins triple the prize amount.

(h) Each ticket in this game may win one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

	Prize	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	52,000	\$0
3 - \$1.00's	\$1	34,000	34,000
2 - \$1.00's & (T)	\$3	14,000	42,000
3 - \$3.00's	\$3	12,000	36,000
2 - \$2.00's & (T)	\$6	4,000	24,000
3 - \$6.00's	\$6	4,000	24,000
2 - \$5.00's & (T)	\$15	1,640	24,600
3 - \$15.00's	\$15	1,640	24,600
2 - \$10.00's & (T)	\$30	600	18,000
3 - \$30.00's	\$30	600	18,000
2 - \$30.00's & (T)	\$90	140	12,600
3 - \$90.00's	\$90	140	12,600
2 - \$100.00's & (T)	\$300	12	3,600
3 - \$300.00's	\$300	12	3,600

2 - \$300.00's & (T)	\$900	4	3,600
3 - \$900.00's	\$900	4	3,600
2 - \$2,000's & (T)	\$6,000	4	24,000
3 - \$6,000's	\$6,000	2	12,000
TOTAL		<u>124,798</u>	<u>\$320,800</u>

TEN	=	\$10.00
TWY	=	\$20.00
FOR	=	\$40.00
FTY	=	\$50.00
HUN	=	\$100.00

(T) - denotes "FIRECRACKER" tripler symbol

(k) The odds of winning a prize in this game are approximately one in 4.81. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2408. "Miami Vice" instant ticket lottery game number 574.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Miami Vice" commencing on or after May 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2408.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
01	ONE
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN
11	ELVN
12	TWLV
13	THRTN
14	FOURTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGHTN
19	NINTN
20	TWNTY
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
25	TWYFIV
2X	DOUBLER
MAYBE NEXT TIME	
GOOD LUCK	

(c) For this game, a play symbol shall appear in each of 11 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
ONE	=	\$1.00
TWO	=	\$2.00
FOR	=	\$4.00
SIX	=	\$6.00

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) "Miami Vice" features two games on the ticket. Game 1 is a key number match game. A player will remove the scratch-off material covering the play area to reveal two "WINNING NUMBERS" and eight "YOUR NUMBERS" with a prize amount below each of the "YOUR NUMBERS." If a player matches either of the "WINNING NUMBERS" to any of the "YOUR NUMBERS," the player wins the corresponding prize. If a player reveals a "2X" symbol, the player wins double the corresponding prize. A player can win up to eight times in this play area.

Game 2 is an instant win game. If a player reveals any prize amount, the player wins that amount instantly.

(h) Each ticket in this game may win up to nine times.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Game 1	Game 2	Prize	Expected Number of Prizes in Game	Expected Value in Game
FREE		Free Ticket	40,000	\$0
\$2		\$2	25,000	50,000
	\$2	\$2	25,000	50,000
\$4		\$4	10,000	40,000
\$2(2X)		\$4	10,000	40,000
\$3 + \$3		\$6	5,000	30,000
\$3	\$3	\$6	5,000	30,000
\$3(2X)		\$6	5,000	30,000
	\$6	\$6	5,000	30,000
\$10		\$10	2,250	22,500
\$2 + \$3	\$5	\$10	2,250	22,500
\$5(2X)		\$10	2,250	22,500
	\$10	\$10	2,250	22,500
\$20		\$20	1,100	22,000
	\$20	\$20	1,100	22,000
(\$2 x 8)	\$4	\$20	1,100	22,000
(\$5 x 4)		\$20	1,100	22,000
\$10(2X)		\$20	1,100	22,000
\$40		\$40	160	6,400
(\$4 x 8)	\$8	\$40	160	6,400
(\$10 x 4)		\$40	160	6,400
\$20(2X)		\$40	160	6,400
\$50		\$50	120	6,000
(\$10 x 3) + (\$4 x 5)		\$50	120	6,000
(\$5 x 8)	\$10	\$50	120	6,000
\$100		\$100	60	6,000
(\$20 x 5)		\$100	60	6,000
\$1,000		\$1,000	4	4,000
(\$500 x 2)		\$1,000	4	4,000
\$10,000		\$10,000	6	60,000
Subtotal			<u>145,634</u>	<u>\$623,600</u>
200 Prize Packages				<u>57,600</u>
TOTAL			<u>145,634</u>	<u>\$681,200</u>

(k) The odds of winning a prize in this game are approximately one in 4.81. (continued)

proximately one in 4.12. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2409. "Big Money Doubler" instant ticket lottery game number 530.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Big Money Doubler" commencing on or after May 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2409.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
\$2.00	TWO\$
\$3.00	THR\$
\$5.00	FIVE\$
10.00	TEN\$
20.00	TWENTY
25.00	TWEN-FIV
50.00	FIFTY
\$100\$	ONE-HUN
\$150\$	ONHNFTY
\$500\$	FIV-HUN
\$1000	ONETHOU
\$5000	FIV-THOU
\$25000	25-THOU
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN
11	ELVN
12	TWLV
13	THRTN
14	FOURTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EIGHTN
19	NINTN
20	TWNTY
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
25	TWYFIV
26	TWYSIX
27	TWYSEV
28	TWYEGT
29	TWYNIN
30	THIRTY

Symbol of a pot of gold  
Symbol of a gold bar

(c) For this game, a play symbol shall appear in each of 34 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 059.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
TWY	=	\$20.00
TWF	=	\$25.00
TRY	=	\$30.00
FTY	=	\$50.00
STF	=	\$75.00
HUN	=	\$100.00
HFY	=	\$150.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$5.00 each.

(g) "Big Money Doubler" is a key number match game with a doubler feature, plus a win all feature. The ticket includes two serial numbers play areas, each containing two "SERIAL NUMBERS," plus one "YOUR NUMBERS" play area containing 15 "YOUR NUMBERS." There will be a prize symbol below each of the "YOUR NUMBERS." If any of the "YOUR NUMBERS" match any of the "SERIAL NUMBERS," the player wins the prize directly below the matching number. If a player uncovers a "POT OF GOLD" symbol in the "YOUR NUMBERS" play area, the player wins double the prize shown directly below the matching number. If a player uncovers a "GOLD BAR" symbol in the "YOUR NUMBERS" play area, the player wins all 15 prizes shown.

(h) Each ticket in this game may win up to 15 times.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$5	60,000	\$300,000
(\$2 x 5)	12,400	124,000
(\$5 x 2)	12,400	124,000
\$5D	12,400	124,000
(\$5D) + \$5	6,200	93,000
(\$3 x 5)	6,200	93,000
(\$2 x 5) + \$5	6,200	93,000
(\$5 x 3)	6,200	93,000
(\$5 + \$10)	6,000	90,000
(\$2 x 10)	3,200	64,000
(\$2 x 4) + (\$3 x 4)	3,200	64,000
(\$5 x 4)	3,200	64,000
\$10D	3,200	64,000
(\$2 x 10) + \$5	1,700	42,500
(\$2 x 5) + (\$5 x 3)	1,700	42,500
\$2 + \$3 + \$5D + \$10	1,700	42,500
(\$3 x 5) + (\$5 x 2)	1,700	42,500
(\$2 x 15) WIN ALL	1,250	37,500
(\$2 x 10) + (\$5 x 4) + \$10	610	30,500
(\$10 x 5)	600	30,000
\$50	600	30,000
(\$5 x 15) WIN ALL	200	15,000
(\$5 x 12) + (\$10 x 2) + \$20	100	10,000

\$50D	\$100	100	10,000
(\$10 x 15) WIN ALL	\$150	100	15,000
(\$20 x 10) + (\$50 x 4) + \$100 WIN ALL	\$500	20	10,000
(\$25 x 14) + \$150	\$500	20	10,000
\$50 x 10	\$500	20	10,000
(\$25 x 10) + (\$150 x 5)	\$1,000	6	6,000
\$1,000	\$1,000	6	6,000
\$5,000	\$5,000	4	20,000
(\$500 x 4) + (\$1,000 x 8) + (\$5,000 x 3)	\$25,000	2	50,000
\$25,000	\$25,000	4	100,000
TOTAL		<u>151,242</u>	<u>\$1,950,000</u>

D - denotes doubler symbol  
WIN ALL - denotes WIN ALL symbol

(k) The odds of winning a prize in this game are approximately one in 3.97. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2410. "Super Blackjack" instant ticket lottery game number 576.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Super Blackjack" commencing on or after May 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2410.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
\$1.00	ONE\$
\$2.00	TWO\$
\$3.00	THR\$
\$4.00	FOUR\$
\$5.00	FIVE\$
\$7.00	SEV\$
10.00	TEN\$
11.00	ELEVEN
20.00	TWENTY
70.00	SEVENTY
\$110\$	ONETEN
\$210\$	TWOTEN
\$2100	21-HUN
\$21000	21-THOU
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SEV
8	EGT
9	NIN
10	TEN
J	JAK
Q	QEN
K	KNG
A	ACE
BUST	BUST

(c) For this game, a play symbol shall appear in each of 33 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of six var-

ying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

TWO	=	\$2.00
FIV	=	\$5.00
SEV	=	\$7.00
TEN	=	\$10.00
ELV	=	\$11.00
TWY	=	\$20.00
TWN	=	\$21.00
STY	=	\$70.00
OTN	=	\$110.00
THN	=	\$200.00
THT	=	\$210.00

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) "Super Blackjack" consists of three separate play areas. In "TABLE 1" and "TABLE 2," the player will remove the scratch-off material covering each "TABLE" play area to reveal five "HANDS," "HAND 1," "HAND 2," "HAND 3," "HAND 4," and "HAND 5," and one "DEALER'S HAND." If the sum of a "HAND" is higher than the sum of the "DEALER'S HAND" on that "TABLE," the player wins the "PRIZE" directly below that "HAND." If the player gets "BLACKJACK" (21) in any "HAND," the player wins double the prize for that "HAND." If the dealer busts, the player wins all five prizes for that "TABLE." The cards "J," "Q," and "K" will have a point value of 10. The card "A" will have a point value of 11. A player can win up to five times on each "TABLE."

In the "BONUS" play area, the player will remove the scratch-off material covering the bonus play area. If an "ACE" (A) symbol is revealed, the player wins \$10 instantly. A player can win once in this play area.

(h) Each ticket in this game may win up to 11 times.

(i) Approximately 900,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$2	48,000	\$96,000
\$1 Doubled	60,000	120,000
\$1 + \$1	31,500	63,000
\$5	4,950	24,750
(\$2 Doubled) + \$1	4,950	24,750
\$3 + \$2	4,800	24,000
(\$1 Doubled) + (\$1 Doubled) + \$1	4,800	24,000
\$1 x 5	4,800	24,000
\$1 + \$2 + \$2	4,800	24,000
\$1 x 5 (Bust)	4,800	24,000
\$7	2,475	17,325
\$2 + \$5	2,475	17,325
\$1 + \$2 + \$4	2,475	17,325
\$1 + \$1 + \$1 + (\$2 Doubled)	2,475	17,325
\$2 + \$2 + \$2 + \$1	2,475	17,325
(\$1 x 5) (Bust) + (\$1 Doubled)	1,425	9,975

(continued)

\$1 + \$1 + \$1 + \$1 + \$1			
+ \$1 + \$1	\$7	1,305	9,135
\$10 (Bonus)	\$10	2,700	27,000
\$11	\$11	1,125	12,375
\$1 + \$1 + (\$2 Doubled)			
+ \$5	\$11	1,425	15,675
\$1 + \$1 + \$1 +			
(\$2 Doubled) +			
(\$2 Doubled)	\$11	1,425	15,675
(((\$1 x 5 (Bust)) + ((\$1 x 5			
(Bust)) + \$10 (Bonus)	\$20	1,425	28,500
\$20	\$20	870	17,400
\$1 + (\$5 Doubled) +			
(\$5 Doubled)	\$21	870	18,270
\$1 + \$5 + \$5 + \$5 + \$5	\$21	870	18,270
\$1 + \$1 + \$1 + \$2 + \$4 +			
\$4 + \$4 + \$4	\$21	870	18,270
(\$2 Doubled) + (\$2			
Doubled) + \$4 + \$4 + \$5	\$21	975	20,475
(((\$1 + \$1 + \$1 + \$4 + \$4			
(Bust)) + ((\$2 x 5			
(Bust))	\$21	975	20,475
\$70	\$70	435	30,450
\$2 + \$11 + \$11 + \$11 +			
(((\$7 x 5) (Bust))	\$70	270	18,900
(((\$7 x 5) (Bust)) +			
(((\$7 x 5) (Bust))	\$70	270	18,900
(((\$1 + \$1 + \$1 + \$5 + \$7)			
(Bust)) + ((\$11 x 5)			
(Bust))	\$70	270	18,900
(((\$4 x 5) (Bust)) + \$10			
+ \$10 + \$10 + \$5 + \$5 +			
(\$10 Bonus)	\$70	270	18,900
\$110	\$110	90	9,900
\$2 + \$2 + \$7 + \$7 +			
(\$11 Doubled) + \$70	\$110	90	9,900
(((\$11 x 5) (Bust)) +			
(((\$11 x 5) (Bust))	\$110	90	9,900
(((\$20 x 5) (Bust)) +			
(((\$20 x 5) (Bust))	\$200	15	3,000
\$4 + \$5 + \$11 + \$20 + \$20			
+ (\$70 Doubled)	\$200	15	3,000
\$210	\$210	12	2,520
\$70 + \$70 + \$70	\$210	12	2,520
\$2,100	\$2,100	9	18,900
(((\$210 x 5) (Bust)) +			
(((\$210 x 5) (Bust))	\$2,100	9	18,900
\$21,000	\$21,000	7	147,000
TOTAL		<u>203,899</u>	<u>\$1,098,210</u>

(k) The odds of winning a prize in this game are approximately one in 4.41. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2411. "Kansas Crossword" instant ticket lottery game number 577.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Kansas Crossword" commencing on or after May 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2411.

(b) The "play symbols" for this game are as follows: A - B - C - D - E - F - G - H - I - J - K - L - M - N - O - P - Q - R - S - T - U - V - W - X - Y - Z. There are no "play symbol captions" in this game.

(c) For this game, a play symbol shall appear in each of 18 play spots within the "YOUR NUMBERS" play area, in each of two play spots within the "BONUS" play area, and a variable number of times within the crossword puzzle grid.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free ticket
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00
HUN	=	\$100.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) "Kansas Crossword" consists of three play areas. In the upper part of the ticket there is a crossword puzzle grid that contains 11 spaces (height) by 11 spaces (width) covered by transparent latex. In the "YOUR LETTERS" play area, located in the lower part of the ticket, there are 18 letters located under opaque latex. To the right of the "YOUR LETTERS" play area is the "BONUS" play area in which there are two letters covered by opaque latex. Imaged around each of the 18 "YOUR LETTERS" and two "BONUS" letters there will be a four-sided box composed of solid lines. A player will remove the latex from the "YOUR LETTERS" and "BONUS" play areas one letter at a time, and then for each matching letter in the crossword puzzle grid scratch off the transparent latex. Each letter revealed in the "YOUR LETTERS" and "BONUS" play areas may be used an unlimited number of times in the crossword puzzle grid. If a player reveals at least three complete words in the crossword puzzle grid, the player wins the corresponding prize in the prize legend. The prize legend on the front of the ticket indicates prizes won for number of words revealed, as is also set forth in subsection (k) hereinafter.

(h) To qualify as a complete word to win a prize in this game, the words revealed must meet the following requirements:

- (1) must contain at least three letters;
- (2) cannot be formed diagonally, run right to left or from bottom to top;
- (3) must appear in an unbroken horizontal or vertical string of letters in the "crossword" puzzle;
- (4) an unbroken string of letters cannot be interrupted by a black space and must contain every single letter square between two black spaces;
- (5) every single letter in the unbroken string must be revealed in "YOUR LETTERS," or "BONUS" areas and be included to form a word; and
- (6) the three small letters outside the squares in the "YOUR LETTERS" area are for validation purposes and cannot be used to play "Bonus Crossword."

(i) Each ticket in this game may win up to one time. Only the highest prize won on each ticket will be awarded.

(j) Approximately 1,200,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(k) The expected number and value of instant prizes in this game shall be as follows:

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
3 - words	FREE TICKET	200,000	\$0
4 - words	\$5	52,000	260,000
5 - words	\$10	27,600	276,000
6 - words	\$20	9,200	184,000
7 - words	\$100	1,200	120,000
8 - words	\$500	184	92,000
9 - words	\$2,000	44	88,000
10 - words	\$20,000	8	160,000
TOTAL		<u>290,236</u>	<u>\$1,180,000</u>

(l) The odds of winning a prize in this game are approximately one in 4.13. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2412. "Field of \$50s" instant ticket lottery game number 578.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Field of \$50s" commencing on or after May 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2412.

(b) The "play symbols" and "play symbol captions" for this game are as follows:

Play Symbols	Play Symbol Captions
FREE	TICKET
\$2. <sup>00</sup>	TWO\$
\$5. <sup>00</sup>	FIVE\$
10. <sup>00</sup>	TEN\$
15. <sup>00</sup>	FIFTEEN
50. <sup>00</sup>	FIFTY
\$500\$	FIVE-HUN

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
FTY	=	\$50.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Field of \$50s" is a match three of six game. A player will remove the scratch-off material over the game play area to reveal six prize amounts. If three of the six prize amounts are identical, the player wins that prize amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes

per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

	Prize	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	72,000	\$0
3 - \$2.00's	\$2	28,000	56,000
3 - \$5.00's	\$5	13,600	68,000
3 - \$10.00's	\$10	3,700	37,000
3 - \$15.00's	\$15	2,198	32,970
3 - \$50.00's	\$50	2,200	110,000
3 - \$500.00's	\$500	10	5,000
TOTAL		<u>121,708</u>	<u>\$308,970</u>

(k) The odds of winning a prize in this game are approximately one in 4.93. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-5-25-06, April 19, 2006.)

**HOME ON THE RANGE DRAWING**

**111-4-2413. Name of drawing.** The Kansas lottery shall conduct two drawings, each entitled "Home on the Range Drawing," and will accept entries on and after the day Kansas lottery "Home on the Range" instant tickets are first offered for sale to the general public and ending on the dates specified in K.A.R. 111-4-2416. The drawings will be held on July 14, 2006, and October 13, 2006. Rules applicable to the "Home on the Range Drawing" are contained in K.A.R. 111-4-2413 through 111-4-2418 and K.A.R. 111-3-1 *et seq.* (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2414. Definitions.** (a) All definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.

(b) "Home on the Range Drawing" means the act of drawing prizes conducted by the Kansas Lottery on the dates described in K.A.R. 111-4-2416, in which participants are selected to win prizes as described in K.A.R. 111-4-2415.

(c) "Non-winning ticket" means any valid Kansas "Home on the Range" instant game lottery ticket not eligible to win a prize under the rules of the "Home on the Range" instant game.

(d) "Receptacle" or "drum" means a container in which non-winning Kansas instant game lottery tickets are placed and from which the "Home on the Range Drawing" entries are drawn. Receptacles or drums may be sealable and shall be capable of being mixed or rotated for the purpose of ensuring random distribution.

(e) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a no-sleeve shirt which exposes the drawer's bare arm and looks away from the drawing drum or receptacle while drawing. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

(continued)

**111-4-2415. Prize.** (a) The first winner drawn in the "Home on the Range Drawing," shall receive his or her choice of two TerraTrack brand RangeRunner all-terrain vehicles, together with towing trailer, various accessories, and \$25,000 cash, and mandatory federal and state income withholding taxes.

(b) The second winner drawn shall receive the remaining of the two vehicles, together with towing trailer, various accessories, \$2,500 cash, and mandatory federal and state income withholding taxes.

(c) All prizes are subject to lottery validation, set-offs and deductions authorized by law.

(d) The winner of a prize shall return to the lottery a completed claim form as provided by the lottery no later than 5:00 p.m. on the thirtieth day following the day of the drawing or the person named on the ticket drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn for that prize pursuant to subsection (e) of K.A.R. 111-4-2417 shall be declared the winner. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2416. Method of entry.** (a) Entry into the "Home on the Range Drawing" shall be accomplished as follows:

(1) Obtain a valid "Home on the Range" Kansas instant lottery ticket;

(2) Determine if the ticket is a winning ticket in accordance with "Home on the Range" game rules. If the ticket is a winning ticket, it is not eligible for this drawing and shall be redeemed in accordance with the instant game rules.

(3) If the ticket is a valid non-winning ticket, the ticket is eligible for the drawing and the holder of the ticket may use it to enter the "Home on the Range Drawing."

(4) The holder of the non-winning ticket must complete the information form on the back of the ticket in a legible manner. Only one name shall appear on a non-winning ticket entered.

(5) Players may deposit entries for the "Home on the Range Drawing" at any Kansas lottery event at which the lottery has specifically designated a receptacle for deposit of said entries.

(6) Entries other than those entered pursuant to subsection (a)(5) herein shall be mailed with proper postage to "RangeRunner Drawing," c/o Kansas lottery, P. O. Box 5596, Topeka, Kansas 66605-0596. Mailed entries must be received by morning mail pickup on Tuesday, July 11, 2006, for the first drawing, and by Tuesday, October 10, 2006, for the second drawing. More than one entry may be mailed in one envelope.

(7) The holder of the ticket is not required to personally attend the "Home on the Range Drawing" or be present at the time of the drawing to be determined a winner.

(8) The first drawing will be conducted by the lottery on July 14, 2006, and the second drawing will be conducted by the lottery on October 13, 2006.

(b) There is no limit on the number of entries a person may make, but a person may only win one time total in the two drawings. Entries in the first drawing are not eligible for the second drawing and will be destroyed following the first drawing.

(c) Only valid non-winning "Home on the Range" tickets which are mailed to the "Home on the Range Drawing," c/o Kansas lottery, P. O. Box 5596, Topeka, Kansas 66605-0596 with proper postage and received by the morning mail pickup in Topeka, Kansas, on Tuesday, July 11, 2006, for the first drawing and Tuesday, October 10, 2006, for the second drawing, and non-winning "Home on the Range" tickets entered into any other receptacle designated by the lottery as provided in the rules herein shall be eligible for the drawing. All tickets so mailed or deposited shall be secured by the lottery until the drawing is conducted.

(d) Eligible entrants in the "Home on the Range Drawing" must be 18 years of age or older.

(e) Completing the information form on the non-winning ticket and entering the ticket into the drawing constitutes authorization to identify publicly the person whose entry is drawn. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2417. Selection of winners.** The following process shall be used for the selection of winners in the "Home on the Range Drawing:"

(a) Kansas lottery personnel shall pick up all mail containing "Home on the Range Drawing" tickets at the United States Post Office in Topeka, Kansas, with the final pick up at the Topeka post office in the morning mail pickup on Tuesday, July 11, 2006, for the first drawing and Tuesday, October 10, 2006, for the second drawing. Following each final mail pickup, the envelopes containing mailed entries will be transported to lottery headquarters and opened by lottery personnel. All mailed entries shall then be placed in the drawing receptacle or drum with all entries deposited at any other receptacle designated by the lottery.

(b) The drawing shall be held at the Kansas lottery headquarters and shall be open to the public with lottery security personnel present. The drawing shall be audio and video taped.

(c) At each drawing, lottery security personnel will be present with the person designated by the executive director to perform the drawing. Prior to each drawing, if a drum is used, the drum shall be sealed and the contents mixed by rotating the drum at least 10 times. If a receptacle other than a drum is used, the contents shall be thoroughly mixed with a shovel or by other means.

(d) At each drawing, the designated individual shall then unseal the drum, if a drum is used, and using the bare-arm technique, while looking away, remove a single entry from the receptacle or drum. The person whose name appears on the entry shall be the winner of one of the grand prizes identified in K.A.R. 111-4-2415, subject to validation by the lottery as set forth in these rules. The first winner drawn shall have his or her choice of the two vehicles. This process shall be repeated for the second drawing except that the winner of said drawing shall receive the remaining vehicle.

(e) After an entry has been drawn at each drawing and verified as valid, two more valid entries will be drawn, one at a time to serve as alternate entries for the prize. The alternate entries will be marked in order drawn, 1A, 2A, and 3A. Each winner shall have until 5:00 p.m. on the



thirtieth day following the drawing to present the fully-executed claim form to lottery headquarters. If a grand prize winner cannot be located or is declared ineligible, or fails to timely present a fully-executed claim form to lottery headquarters, the grand prize will be awarded to the first alternate entry drawn. The alternates will be used, if necessary, in the order drawn.

(f) The Kansas lottery security official present shall review each ticket drawn to determine the validity of the entry into this drawing in accordance with these regulations. If it is a valid entry and the name is legible, the event manager and the security person present shall record the name of the winner and the prize won. The prize winners shall be given or sent a prize claim form to be completed and returned as set forth in subsection (e) herein.

(g) If any entry drawn is determined to be ineligible, it shall be discarded by the security person present and another entry drawn. This procedure will be repeated until the required number of apparently eligible selections is obtained.

(h) Only non-winning "Home on the Range" instant tickets are eligible for the drawing.

(i) All "Home on the Range" tickets remaining in the drum or receptacle after the winners and alternatives have been selected in each drawing, and all entries not received in compliance with these rules, shall be destroyed pursuant to K.A.R. 111-3-34. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-4-2418. Certification of drawing.** (a) Each "Home on the Range Drawing" drawing shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department or other person or persons designated by the executive director of the lottery.

(b) Upon completion of each drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winners. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

## Article 5.—MULTI-STATE ON-LINE GAMES

### POWER PLAY TO KANSAS SPEEDWAY DRAWING

**111-5-139a. Name of drawing.** The Kansas lottery shall conduct a drawing entitled "Power Play to Kansas Speedway Drawing" and will accept entries on or after May 21, 2006, for the drawing to be conducted on August 25, 2006. Rules applicable to this drawing are contained in K.A.R. 111-5-139a through 111-5-143 and K.A.R. 111-6-1 *et seq.* (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-140. Prize.** The 40 prize winners selected in the "Power Play to Kansas Speedway Drawing" shall receive two tickets for each day of the races conducted at the Kansas Speedway in Kansas City, Kansas, on September 30, 2006, and October 1, 2006, one double occupancy

hotel room and room taxes at Great Wolf Lodge in Kansas City, Kansas, for the evenings of September 29, 2006, and September 30, 2006, round-trip transportation between the Kansas Speedway and the hotel, food and other amenities at the Kansas lottery hospitality chalet during said races at the Kansas Speedway, \$300 cash, and mandatory state and federal income withholding taxes. The following restrictions shall apply to each prize package:

(a) The Kansas lottery is not responsible for any losses caused by delay or cancellation of any of said automobile races.

(b) Prize packages, except cash, are transferable one time, but cannot be redeemed for cash.

(c) The lottery shall choose and reserve all hotel rooms.

(d) The lottery shall provide transportation to and from the Kansas Speedway on a scheduled basis. All other transportation is the responsibility of the prize winners.

(e) Prize winners will receive notification of their prize, but the actual prize will be delivered at a time and place to be announced by the lottery.

(f) Any meals, drinks, gratuities, taxes, and other expenses that are not specifically mentioned are not included.

(g) The hotel may require winners to produce a major credit card at the time of check-in. Winners are responsible for all hotel charges incurred in excess of the room charge, and parking.

(h) All prizes are subject to lottery validation, set-offs and deductions authorized by law.

(i) No later than 5:00 p.m. on the fourteenth calendar day following the drawing, the winner of a prize as the result of this drawing shall return to the lottery a completed claim form as provided by the lottery or the person named on the entry drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn pursuant to subsection (e) of K.A.R. 111-5-143 shall be declared the winner. All alternate winners shall then be subject to the same rules of eligibility as original winners.

(j) A total of 40 prize packages shall be awarded. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-141. Method of entry.** (a) Entry into the "Power Play to Kansas Speedway Drawing" shall be accomplished as follows:

(1) Beginning at 5:00 a.m. on May 21, 2006, and ending at the close of business as defined in subsection (p) of K.A.R. 111-6-1, on August 19, 2006, for every single Kansas Powerball ticket purchase that includes purchase of the Power Play option, the purchaser shall receive free of charge an entry blank for the drawing, which entry blank shall be automatically dispensed from the terminal upon the qualifying purchase.

(2) The executive director may suspend or terminate this promotion at any time or modify the qualifying purchase necessary to receive an entry during periods of high sales of Powerball tickets, which renders the generation of entries impractical.

(3) The holder of the entry form must complete the information requested thereon in a legible manner. Only one name shall appear on an entry form entered.

(continued)

(4) Place one or more entry form(s) into an envelope with proper postage and mail it to: "Power Play to Kansas Speedway Drawing," c/o Kansas lottery, P. O. Box 8099, Topeka, KS 66608-0099. Mailed entries must be received by morning mail pickup on Tuesday, August 22, 2006.

(5) Players may also deposit entries for this drawing at any Kansas lottery event at which the lottery has specifically designated a receptacle for deposit of said entries.

(6) The holder of the entry is not required to personally attend the drawing or be present at the time of the drawing to be determined a winner.

(7) Forty entries and 10 alternate entries will be drawn.

(8) Entry forms obtained during the stated period of time may be entered in the drawing.

(b) There is no limit on the number of entries a person may make, but a person may only win one prize package.

(c) All eligible entry forms which are mailed and received by the morning mail pickup in Topeka, Kansas, on Tuesday, August 22, 2006, along with entries made per subsection (5) hereinabove, shall be entered into the drawing to be conducted on Friday, August 25, 2006.

(d) Eligible entrants in this drawing must be 18 years of age or older.

(e) Completing the information form on the entry form and entering the ticket into any drawing constitutes authorization to publicly identify the person whose entry is drawn. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-142. Certification of drawing.** (a) The "Power Play to Kansas Speedway Drawing" shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department or other person or persons designated by the executive director of the lottery (hereinafter "event manager").

(b) Upon completion of the drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting each prize winner. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-143. Selection of winners.** The following process shall be used for the selection of winners in the "Power Play to Kansas Speedway Drawing":

(a) Kansas lottery personnel shall pick up all mail containing "Power Play to Kansas Speedway Drawing" entries at the United States Post Office in Topeka, Kansas, with final pick up for the drawing after the morning mail delivery on Tuesday, August 22, 2006, prior to the drawing on Friday, August 25, 2006.

(b) Lottery personnel shall transport the mail to the Kansas lottery mail room where the envelopes will be opened and emptied into the drawing receptacle or drum, along with entries deposited at events specifically designated by the lottery, if any.

(c) The drawing shall be held at the lottery headquarters in a place accessible to the public and open for public attendance with lottery security personnel present. The drawing shall be audio and video taped.

(d) At the start of the drawing, lottery security personnel shall present the receptacle or drum to the person designated by the executive director to perform the drawing. The receptacle or drum for the drawing shall contain all entries eligible for the drawing. The drum shall be rotated 10 times or receptacle mixed thoroughly as may be applicable. The designated individual shall then unseal the receptacle or drum, and using the bare-arm technique, while looking away, remove 40 valid entries, one at a time, from the receptacle or drum and mark them in order drawn from one through and including 40. The person whose name appears on each of the entries shall be the winner of the prize identified in K.A.R. 111-5-140, subject to validation by the lottery as set forth in these rules.

(e) After 40 entries have been drawn and verified as valid by lottery security, 10 more entries will be drawn, one at a time, to serve as alternate entries. The alternate entries will be marked in order drawn, 1A, 2A, 3A, 4A, 5A, 6A, 7A, 8A, 9A, and 10A. The alternate ticket entries will be used only if one or more of the original winners cannot be located or are declared ineligible, or fail to present a fully-executed claim form to lottery headquarters as required by K.A.R. 111-5-140. The alternates will be used, if necessary, in the order drawn.

(f) The Kansas lottery security official present shall review each entry drawn to determine the validity of the entry into this drawing in accordance with these regulations. If it is a valid entry and the name is legible, the event manager and the security person present shall record the name of the winner. Each winner shall be given or sent a prize claim form to be completed and returned to the lottery within 14 calendar days of the drawing.

(g) If the entry is determined to be ineligible, it shall be discarded by the security person present and another entry drawn. This procedure will be repeated until valid selections are obtained.

(h) All entries remaining in the drum or receptacle after the winners have been selected and certified and all entries not received in compliance with these rules shall be destroyed pursuant to K.A.R. 111-3-34. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

#### HOT LOTTO COOL RIDE DRAWING

**111-5-144. Name of drawing.** The Kansas lottery shall conduct a drawing entitled "Hot Lotto Cool Ride Drawing," and will accept entries on and after May 28, 2006, and ending on Sunday, September 17, 2006, as specified in K.A.R. 111-5-147. The drawing will be held soon after 6:00 p.m. on Sunday, September 17, 2006, at the Kansas state fair lottery building, Hutchinson, Kansas. Rules applicable to this drawing are contained in K.A.R. 111-5-144 through 111-5-149 and K.A.R. 111-6-1 *et seq.* (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-145. Definitions.** (a) All definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.

(b) "Hot Lotto Cool Ride Drawing" means the act of drawing prizes conducted by the Kansas Lottery at the 2006 Kansas state fair in Hutchinson, Kansas, at the time described in K.A.R. 111-5-149, in which participants are selected to win various prizes as described in K.A.R. 111-5-146.

(c) "Entry form" means the blank entry form that is automatically printed by the lottery retailer terminal upon a qualifying purchase.

(d) "Receptacle" or "drum" means a container in which entry forms are placed and from which the "Hot Lotto Cool Ride Drawing" entries are drawn. Receptacles or drums may be sealable and shall be capable of being mixed or rotated for the purpose of ensuring random distribution.

(e) "Bare arm technique" means a type of drawing where the person drawing the winning entry from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a no-sleeve shirt which exposes the drawer's bare arm and looks away from the drawing drum or receptacle while drawing. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-146. Prize.** (a) The winner of the grand prize at the "Hot Lotto Cool Ride Drawing," which will be conducted on September 17, 2006, shall receive a 2007 Ford Explorer Sport Trac, together with mandatory federal and state income withholding taxes, property taxes, registration fee, title fee, and cash.

(b) All prizes are subject to lottery validation, set-offs and deductions authorized by law.

(c) The winner of the grand prize shall return to the lottery a completed claim form as provided by the lottery no later than 5:00 p.m. on the tenth day following the day the claim form is mailed to the person whose name was drawn or the person named on the ticket drawn will no longer be eligible for the prize. In such an event, the first eligible alternate entry drawn for that prize pursuant to subsection (e) of K.A.R. 111-5-149 shall be declared the winner. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-147. Method of entry.** (a) Entry into the "Hot Lotto Cool Ride Drawing" to be conducted on September 17, 2006, shall be accomplished as follows:

(1) Beginning at 5:00 a.m. on May 28, 2006, and ending at the close of business as defined in subsection (p) of K.A.R. 111-6-1, on September 9, 2006, and at the Kansas lottery building at the Kansas state fair in Hutchinson, Kansas, until 6:00 p.m. on September 17, 2006, for every single Hot Lotto ticket purchase of \$2.00 or more, the purchaser shall receive free of charge an entry blank for the drawing, which entry blank shall be automatically dispensed from the terminal upon the qualifying purchase.

(2) The executive director may suspend or terminate this promotion at any time or modify the qualifying purchase necessary to receive an entry during periods of high sales of Hot Lotto tickets, which renders the generation of entries impractical.

(3) The holder of an entry form must complete the information thereon in a legible manner. Only one name shall appear on an entry form entered.

(4) A receptacle or drum shall be available and entries may be made at the Kansas lottery building at the Kansas state fair between September 8, 2006, and 6:00 p.m. September 17, 2006.

(5) Players may also deposit entries for this drawing at any Kansas lottery event at which the lottery has specifically designated a receptacle for deposit of said entries.

(6) Entries other than those entered at the Kansas state fair or at any other events as designated by the lottery shall be mailed with proper postage to "Hot Lotto Cool Ride Drawing," c/o Kansas lottery, P. O. Box 3561, Topeka, Kansas 66601-3561. Mailed entries must be received by morning mail pickup on Tuesday, September 12, 2006. More than one entry may be mailed in one envelope.

(7) The holder of the entry is not required to personally attend the "Hot Lotto Cool Ride Drawing" or be present at the time of the drawing to be determined a winner.

(8) The drawing will be conducted soon after 6:00 p.m. on Sunday, September 17, 2006.

(b) There is no limit on the number of entries a person may make, but a person may only win one time in the drawing.

(c) Only valid entry forms which are mailed to the "Hot Lotto Cool Ride Drawing," c/o Kansas lottery, P. O. Box 3561, Topeka, Kansas 66601-3561 with proper postage and received by the morning mail pickup in Topeka, Kansas, on Tuesday, September 12, 2006, and entry forms entered into any other receptacle designated by the lottery or at the Kansas state fair lottery building as provided in the rules herein shall be eligible for the drawing. All entries so mailed or deposited shall be secured by the lottery until the drawing is conducted.

(d) Eligible entrants in the "Hot Lotto Cool Ride Drawing" must be 18 years of age or older.

(e) Completing the information form on the entry form and entering the form into the drawing constitutes authorization to publicly identify the person whose entry is drawn. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-148. Certification of drawing.** (a) The "Hot Lotto Cool Ride Drawing" shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing department or other person or persons designated by the executive director of the lottery.

(b) Upon completion of the drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winners. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

**111-5-149. Selection of winners.** The following process shall be used for the selection of winners in the "Hot Lotto Cool Ride Drawing:"

(a) Kansas lottery personnel shall pick up all mail containing "Hot Lotto Cool Ride Drawing" entries at the United States Post Office in Topeka, Kansas, with the final pickup at the Topeka post office in the morning mail

(continued)

pickup on Tuesday, September 12, 2006. Following the morning mail pickup on Tuesday, September 12, 2006, the envelopes containing mailed entries will be transported to lottery headquarters and opened by lottery personnel. All mailed entries shall then be placed in a secure receptacle, transported to the state fair, and placed in the drawing receptacle or drum with all entries deposited at the state fair and into any other receptacle designated by the lottery.

(b) The drawing shall be held at the Kansas state fair lottery building and shall be open to the public with lottery security personnel present. The drawing shall be audio and video taped.

(c) At the final drawing on Sunday, September 17, 2006, lottery security personnel will be present with the person designated by the executive director to perform the drawing. Prior to the drawing, if a drum is used, the drum shall be sealed and the contents mixed by rotating the drum at least 10 times. If a receptacle other than a drum is used, the contents shall be thoroughly mixed with a shovel or by other means.

(d) The designated individual shall then unseal the drum, if a drum is used, and using the bare-arm technique, while looking away, remove a single entry from the receptacle or drum. The person whose name appears on the entry shall be the winner of the grand prize identified in K.A.R. 111-5-146, subject to validation by the lottery as set forth in these rules.

(e) After a single entry has been drawn on September 17, 2006, and the entry has been verified as valid, three more valid entries will be drawn, one at a time. The last three entries drawn will serve as alternate entries for the grand prize. The alternate entries will be marked in order drawn, 1A, 2A, and 3A. The winner shall have until 5:00 p.m. on the forty-fifth day following mailing of a claim form to the winner to present the fully-executed claim form to lottery headquarters. If the grand prize winner cannot be located or is declared ineligible, or fails to timely present a fully-executed claim form to lottery headquarters, the grand prize will be awarded to the first alternate entry drawn. The alternates will be used, if necessary, in the order drawn. If a winner or an alternate winner for the grand prize cannot be located, is declared ineligible, or fails to present a fully-executed claim form to lottery headquarters as required herein, the alternate winner process shall be repeated until the prize is properly claimed or until such time as no alternate winners remain, whichever occurs first.

(f) The Kansas lottery security official present shall review each entry drawn to determine the validity of the entry into the "Hot Lotto Cool Ride Drawing" in accordance with these regulations. If it is a valid entry and the name is legible, the event manager and the security person present shall record the name of the winner and the prize won. The prize winners shall be given or sent a prize claim form to be completed and returned as set forth in subsection (e) herein.

(g) If any entry drawn is determined to be ineligible, it shall be discarded by the security person present and another entry drawn. This procedure will be repeated until the required number of apparently eligible selections is obtained.

(h) Only entry forms created by the lottery terminal are eligible for the drawing.

(i) All "Hot Lotto Cool Ride" entries remaining in the drum or receptacle on September 17, 2006, after the winners and alternatives have been selected, and all entries not received in compliance with these rules, shall be destroyed pursuant to K.A.R. 111-3-34. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-5-25-06, April 19, 2006.)

Ed Van Petten  
Executive Director

Doc. No. 033246

## State of Kansas

### Secretary of State

#### Certification of New State Laws

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

Ron Thornburgh  
Secretary of State

(Editor's Note: Sections of the following bill were vetoed by the Governor and sustained by the Legislature. Line-item vetoes are indicated in double-strike type. The Governor's line-item veto message is printed immediately following the bill.)

(Published in the Kansas Register June 8, 2006.)

#### SENATE Substitute for HOUSE BILL No. 2968

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2006, June 30, 2007, June 30, 2008, June 30, 2009, June 30, 2010, and June 30, 2011, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 2005 Supp. 75-6702 and repealing the existing section.

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

Section 1. (a) For the fiscal years ending June 30, 2006, June 30, 2007, June 30, 2008, June 30, 2009, June 30, 2010, and June 30, 2011, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) This act shall be known and may be cited as the omnibus appropriation act of 2006 and shall constitute the omnibus reconciliation spending limit bill for the 2006 regular session of the legislature for purposes of subsection (a) of K.S.A. 75-6702 and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155 and amendments thereto.

Sec. 2.

#### LEGISLATURE

(a) In addition to the other purposes for which expenditures may be made by the legislature from the operations (including official hospitality) account of the state general fund for the fis-

cal year ending June 30, 2007, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund for fiscal year 2007 for an additional amount of allowance equal to the amount required to provide, along with the amount of allowance otherwise payable from appropriations for the legislature to each member of the legislature at the rate prescribed by subsection (c) of K.S.A. 46-137a and amendments thereto, an aggregate amount of allowance of \$338.74 for the two-week period which coincides with the fifth biweekly payroll period occurring after the biweekly payroll period which includes April 1, 2007, and which is chargeable to fiscal year 2007, for each member of the legislature to defray expenses incurred between sessions of the legislature for postage, telephone, office and other incidental expenses, which are chargeable to fiscal year 2007, notwithstanding the provisions of K.S.A. 46-137a, and amendments thereto: *Provided*, That all expenditures under this subsection (a) for such purposes shall be made otherwise in the same manner that such allowance is payable to such members of the legislature for such two-week period for which such allowance is payable in accordance with this subsection (a) and which is chargeable to fiscal year 2007.

(b) In addition to the other purposes for which expenditures may be made by the legislature from the moneys appropriated from the state general fund or from the legislative special revenue fund for fiscal year 2007 as authorized by section 60 of 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the legislature from moneys appropriated from the state general fund or from the legislative special revenue fund for fiscal year 2007 to provide for meetings of a special committee on children's issues composed of senators and representatives appointed by the legislative coordinating council who are members of the joint committee on children's issues, except that no representative shall be required to be a member of the house committee on insurance or the house committee on appropriations to be a member of the special committee on children's issues: *Provided*, That the special committee on children's issues shall be assigned by the legislative coordinating council to oversee the implementation and operation of the children's health insurance plans created under the provisions of K.S.A. 38-2001 through 38-2010 and amendments thereto, including the assessment of the performance based contracting's measurable outcomes as set forth in subsection (b)(4) of K.S.A. 38-2001 and amendments thereto, and other children's issues as the special committee deems necessary and such other matters as may be assigned by the legislative coordinating council.

(c) In addition to the other purposes for which expenditures may be made by the legislature from the moneys appropriated from the state general fund or from any special revenue fund for the above agency for fiscal year 2007 by this or any other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the legislature from moneys appropriated from the state general fund or from any special revenue fund for the above agency for fiscal year 2007 to establish the Kansas technical college and vocational school commission, hereafter referred to as the commission: *Provided*, That the commission shall consist of the following members, one member shall be a member of the state board of regents and shall be appointed by the state board of regents, one member shall be a Kansas technical college president and shall be appointed by the state board of regents, one member appointed by the president of the senate, one member appointed by the speaker of the house of representatives, one member appointed by the minority leader of the senate, one member appointed by the minority leader of the house of representatives, one member appointed by the governor, and the president of the state board of regents who is an ex-officio, nonvoting member: *Provided fur-*

*ther*, That in making such selections, the governor and legislative leaders shall give consideration to persons representing businesses, industry and instructional staff of such schools and colleges: *And provided further*, That the member appointed by the governor shall serve as chairperson of the commission. The commission shall meet on call of the chairperson or on the request of four members of the commission. Four members of the commission shall constitute a quorum. All actions of the commission shall be taken by a majority of all members of the commission: *And provided further*, That the commission shall undertake a study of the governance, funding and the mission of Kansas technical colleges and vocational education schools: *And provided further*, That on or before January 1, 2007, the commission shall submit a report of the commission's activities and recommendations regarding governance, funding and the mission of Kansas technical colleges and vocational education schools: *And provided further*, That the staff of the office of the revisor of statutes, the legislative research department and the division of legislative administrative services shall provide such assistance as may be requested by the commission and authorized by the legislative coordinating council: *And provided further*, That the members of the commission attending meetings of such commission, or attending a subcommittee meeting thereof authorized by such commission, shall be paid compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto, upon vouchers approved by the chairperson of the commission or a person or persons designated by the chairperson: *And provided further*, That "per diem compensation" means the per diem compensation payable to a member of the legislature by law for service as a member of the legislature as provided by or as determined in accordance with K.S.A. 46-137a and amendments thereto, but does not include any other compensation, any expense allowance or reimbursement, or any retirement benefit.

(d) In addition to the other purposes for which expenditures may be made by the legislature from the moneys appropriated from the state general fund or from the legislative special revenue fund for fiscal year 2007 as authorized by section 60 of 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, notwithstanding any of the provisions of section 60 of 2006 Senate Bill No. 480, expenditures may be made by the legislature from moneys appropriated from the operations (including official hospitality) account of the state general fund or from the legislative special revenue fund for fiscal year 2007 for each meeting of the compensation commission established by K.S.A. 46-3101 and amendments thereto during fiscal year 2007.

### Sec. 3.

#### INSURANCE DEPARTMENT

(a) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2006, by section 146(a) of chapter 174 of the 2005 Session Laws of Kansas for the insurance department is hereby decreased from 146.70 to 143.00.

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the insurance department is hereby decreased from 146.70 to 143.00.

### Sec. 4.

#### KANSAS STATE SCHOOL FOR THE DEAF

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

Operating expenditures	
For the fiscal year ending June 30, 2007.....	\$32,800

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

(continued)

Tuck-point and seal repairs  
 For the fiscal year ending June 30, 2007..... \$140,000  
 Sec. 5.

STATE BOARD OF HEALING ARTS

(a) Notwithstanding the provisions of K.S.A. 65-2878, and amendments thereto, or any other provision of law to the contrary, in addition to the other purpose for which expenditures may be made by the state board of healing arts from the board of healing arts fee fund for fiscal year 2007 as authorized by section 64 of chapter 174 of the 2005 Session Laws of Kansas, expenditures may be made by the above agency from the board of healing arts fee fund for one administrative assistant in the unclassified service under the Kansas civil service act.

(b) During the fiscal year ending June 30, 2007, the director of the budget and the director of the legislative research department shall consult periodically and review the balance credited to and the estimated receipts to be credited to the healing arts fee fund during the fiscal year 2007, and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the healing arts fee fund during fiscal year 2007 are insufficient to finance the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, the director of the budget shall certify such finding to the director of accounts and reports. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount of money as certified from the state general fund to the healing arts fee fund that is required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification. On or before June 30, 2007, the director of accounts and reports shall transfer from the healing arts fee fund to the state general fund to reimburse the state general fund the amount of money equal to the aggregate of all amounts transferred during fiscal year 2007 pursuant to this section.

Sec. 6.

DEPARTMENT OF TRANSPORTATION

(a) In addition to the other purposes for which expenditures may be made by the above agency from the state highway fund for fiscal year 2007, expenditures may be made by the above agency from the state highway fund for fiscal year 2007 from the unencumbered balance as of June 30, 2006, in each capital improvement project account for a building or buildings in the state highway fund for one or more projects approved for prior fiscal years: *Provided*, That all expenditures from the unencumbered balance in any such project account of the state highway fund for fiscal year 2007 shall not exceed the amount of the unencumbered balance in such project account on June 30, 2006, subject to the provisions of section 124(d) of 2006 Senate Bill No. 480: *Provided further*, That all expenditures from any such project account shall be in addition to any expenditure limitation imposed on the state highway fund for fiscal year 2007.

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 124(b) of 2006 Senate Bill No. 480 on the agency operations account of the state highway fund of the department of transportation is hereby increased from \$258,347,800 to \$261,047,800.

Sec. 7.

STATE BOARD OF MORTUARY ARTS

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 68(a) of chapter 174 of the 2005 Session Laws of Kansas on the mortuary arts fee fund is hereby increased from \$249,080 to \$261,580.

Sec. 8.

JUDICIAL COUNCIL

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

For the fiscal year ending June 30, 2007..... No limit

*Provided*, That, if 2006 Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the appropriation of all moneys now or hereafter lawfully credited to and available in such fund is hereby lapsed.

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the judicial council is hereby increased from 4.00 to 7.00: *Provided*, That, if 2006 Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by this subsection is hereby decreased from 7.00 to 4.00.

Sec. 9.

STATE FAIR BOARD

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following: New sheep and swine barn construction

For the fiscal year ending June 30, 2007..... \$2,375,727

Sec. 10.

ATTORNEY GENERAL

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

For the fiscal year ending June 30, 2007..... \$175,000

*Provided*, That any unencumbered balance in excess of \$100 as of June 30, 2006, in the young Kansans — safe kids program account is hereby reappropriated to the internet training education for Kansas kids account for fiscal year 2007.

Abuse, neglect and exploitation unit

For the fiscal year ending June 30, 2006..... \$122,000

*Provided*, That expenditures may be made by the attorney general from the abuse, neglect and exploitation account of the state general fund to contract with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect, or exploitation.

Abuse, neglect and exploitation unit

For the fiscal year ending June 30, 2007..... \$228,000

*Provided*, That expenditures may be made by the attorney general from the abuse, neglect and exploitation account of the state general fund to contract with other agencies or organizations to provide services related to the investigation or litigation of findings related to abuse, neglect, or exploitation: *Provided further*, That expenditures shall be made by the attorney general from the abuse, neglect and exploitation account of the state general fund to employ an inspector general who shall be an attorney in the classified service under the Kansas civil service act who shall be authorized to oversee, audit, investigate, and provide a performance review of the administration of the state medicaid program, mediKan program, and the state children's health insurance program: *Provided, however*, That no expenditures shall be made from this account for compensation, or associated employer contributions, for such inspector general for any payroll period commencing before December 17, 2006: *And provided further*, That any unencumbered balance in excess of \$100 as of June 30, 2006, in the abuse, neglect and exploitation unit account is hereby reappropriated for fiscal year 2007.

(b) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2006, by section

147(a) of chapter 174 of the 2005 Session Laws of Kansas for the attorney general is hereby increased from 94.50 to 96.00.

(c) In addition to the other purposes for which expenditures may be made by the attorney general from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the attorney general, as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the attorney general to prepare and submit a report to the house committee on appropriations and the senate committee on ways and means on or before February 1, 2007, concerning the implementation of the personal and family protection act and costs associated therewith.

(d) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the attorney general is hereby increased from 94.50 to 102.00.

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

For the fiscal year ending June 30, 2007.....	No limit
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*Provided*, That the attorney general shall authorize the director of accounts and reports to transfer amounts totaling \$260,000 from the concealed weapon licensure fund of the attorney general to the state general fund at such time as receipts to the fund are sufficient to sustain expenditures for duties and activities relating to the administration of the personal and family protection act as well as to repay the state general fund for money advanced for such purpose: *Provided further*, That upon receipt of such authorization, the director of accounts and reports shall transfer such amount authorized from the concealed weapon licensure fund of the attorney general to the state general fund.

(f) On July 1, 2006, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$260,000 from the state general fund to the concealed weapon licensure fund.

Sec. 11.

DEPARTMENT OF EDUCATION

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

For the fiscal year ending June 30, 2007.....	\$2,300
KPERS — employer contributions	
For the fiscal year ending June 30, 2006.....	\$632,231
Supplemental general state aid	
For the fiscal year ending June 30, 2007.....	\$65,000
General state aid	
For the fiscal year ending June 30, 2006.....	\$3,800,000
Challenger learning center in Wellington grant	
For the fiscal year ending June 30, 2007.....	\$300,000

*Provided*, That any teacher employed by a school district in Kansas who teaches in the areas of math or science may submit an application for a scholarship to Challenger learning center in Wellington, Kansas: *Provided further*, That such scholarship shall be in an amount to be determined by the Challenger learning center for the purpose of paying the costs of obtaining training at the Challenger learning center: *And provided further*, That the application shall be prepared in such form and manner as required by the Challenger learning center and shall be submitted at a time to be determined and specified by the Challenger learning center: *And provided further*, That the Challenger learning center shall establish standards and criteria for reviewing, evaluating and approving applications for scholarships: *And provided further*, That all scholarships shall be awarded by the Challenger learning center in accordance with the standards and

criteria established by the Challenger learning center and that the Challenger learning center shall determine the amount of scholarships and shall be responsible for payment thereof: *And provided further*, That expenditures shall be made from the Challenger learning center in Wellington grant account only if non-state funding sources are available to match such state grants on the basis of \$1 from non-state sources to match \$1 from the state grant for each such scholarship.

Parent education program	
For the fiscal year ending June 30, 2007.....	\$2,500,000
Special education services aid	
For the fiscal year ending June 30, 2007.....	\$1,225,000

(b) On July 1, 2006, of the \$1,875,545,955 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006 Senate Bill No. 480 from the state general fund in the general state aid account, the sum of \$25,375,088 is hereby lapsed.

(c) On July 1, 2006, of the \$238,709,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006 Senate Bill No. 480 from the state general fund in the supplemental general state aid account, the sum of \$1,819,180 is hereby lapsed.

(d) On July 1, 2006, of the \$184,556,614 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(a) of 2006 Senate Bill No. 480 from the state general fund in the KPERS — employer contributions account, the sum of \$925,383 is hereby lapsed.

(e) On the effective date of this act, of the \$5,304,045 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 113(c) of chapter 174 of the 2005 Session Laws of Kansas from the children’s initiatives fund in the general state aid four-year-old at-risk account, the sum of \$3,800,000 is hereby lapsed.

(f) (1) On July 1, 2006, the \$2,500,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006 Senate Bill No. 480 from the children’s initiatives fund in the parent education program account, is hereby lapsed.

(2) On July 1, 2006, the director of accounts and reports shall transfer the amount equal to any unencumbered balance in excess of \$100 as of June 30, 2006, in the parent education program account of the children’s initiatives fund from the children’s initiatives fund to the state general fund and the amount equal to the amount transferred pursuant to this subsection (f)(2) is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2007, in the parent education program account of the state general fund.

(g) (1) On July 1, 2006, the \$5,304,045 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006 Senate Bill No. 480 from the children’s initiatives fund in the general state aid four-year-old at-risk account, is hereby lapsed.

(2) On July 1, 2006, the director of accounts and reports shall transfer the amount equal to any unencumbered balance in excess of \$100 as of June 30, 2006, in the general state aid four-year-old at-risk account of the children’s initiatives fund from the children’s initiatives fund to the state general fund and the amount equal to the amount transferred pursuant to this subsection (g)(2) is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2007, in the general state aid account of the state general fund.

(h) (1) On July 1, 2006, the \$1,225,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 92(c) of 2006 Senate Bill No. 480 from the children’s initiatives fund in the special education services aid account, is hereby lapsed.

(2) On July 1, 2006, the director of accounts and reports shall transfer the amount equal to any unencumbered balance in ex-

(continued)

cess of \$100 as of June 30, 2006, in the special education services aid account of the children’s initiatives fund from the children’s initiatives fund to the state general fund and the amount equal to the amount transferred pursuant to this subsection (h)(2) is hereby appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2007, in the special education services aid account of the state general fund.

Sec. 12.

JUDICIAL BRANCH

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

For the fiscal year ending June 30, 2007..... \$7,005,083

(b) On July 1, 2006, of the \$2,150,446 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 128(q)(10)(A) of 2006 Senate Bill No. 480 from the state general fund in the judiciary operations account, the sum of \$943,768 is hereby lapsed.

(c) During the fiscal year ending June 30, 2007, notwithstanding the provisions of K.S.A. 75-3120l, and amendments thereto, or any other statute to the contrary, no expenditures shall be made from any moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay any amount of salary or other compensation, or associated employer contributions to provide for any increase in salary or other compensation for any justice of the supreme court for fiscal year 2007 that is greater than a 2.0% increase in the salary or other compensation for such justice of the supreme court for fiscal year 2006: *Provided*, That, during the fiscal year ending June 30, 2007, expenditures shall be made from moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay the salary or other compensation, and associated employer contributions, for each justice of the supreme court for fiscal year 2007 that is equal to a 2.0% increase in the salary or other compensation paid to such justice of the supreme court for fiscal year 2006 otherwise in accordance with the provisions of K.S.A. 75-3120l, and amendments thereto: *Provided further*, That no provision of K.S.A. 75-3120f or 75-3120l, and amendments thereto, or any other statute, shall be deemed to provide or to otherwise authorize any increase in the monthly rate of salary or other compensation for any justice of the supreme court for fiscal year 2007 that is greater than a 2.0% increase in the salary or other compensation paid to such justice of the supreme court for fiscal year 2006: *And provided further*, That, during the fiscal year ending June 30, 2007, expenditures shall be made from moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay the salary or other compensation, and associated employer contributions, for each judge of the court of appeals in accordance with the provisions of K.S.A. 75-3120h and 75-3120l, and amendments thereto, except, that no provision of K.S.A. 75-3120l, and amendments thereto, or any other statute, shall be deemed to provide or to otherwise authorize any increase in the monthly rate of salary or other compensation for any judge of the court of appeals for fiscal year 2007 that is greater than a 2.0% increase in any such salary or other compensation that is payable for fiscal year 2007 in accordance with the provisions of K.S.A. 75-3120h, as amended by 2006 House Substitute for Senate Bill No. 337: *And provided further*, That, during the fiscal year ending June 30, 2007, expenditures shall be made from moneys appropriated for the judicial branch from

the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay the salary or other compensation, and associated employer contributions, for each judge of a district court for fiscal year 2007 in accordance with the provisions of K.S.A. 75-3120g and 75-3120k, as amended by 2006 House Substitute for Senate Bill No. 337: *Provided, however*, That, notwithstanding any provision of K.S.A. 75-3120l, and amendments thereto, or any other statute to the contrary, the provisions of K.S.A. 75-3120l, and amendments thereto, shall not be construed to provide any increase in salary or other compensation for any judge of a district court for fiscal year 2007 and no expenditures shall be made from any moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay any amount of salary or other compensation, or associated employer contributions to provide for any increase in salary or other compensation for any judge of a district court for fiscal year 2007 in accordance with the provisions of K.S.A. 75-3120l, and amendments thereto: *And provided further*, That expenditures from moneys appropriated for the judicial branch from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, to pay the salary or other compensation, and associated employer contributions, for any justice of the supreme court, any judge of court of appeals or any judge of a district court for fiscal year 2007 are subject to appropriations available therefor: *And provided further*, That the provisions of section 128(q)(10)(B) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect: *And provided further*, That, as used in this subsection, “judge of a district court” means any district judge designated as the chief judge of a district court, any other district judge and any district magistrate judge.

Sec. 13.

DEPARTMENT OF HEALTH AND ENVIRONMENT — DIVISION OF HEALTH

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

For the fiscal year ending June 30, 2006.....	\$500,000
PKU/hemophilia treatment products	
For the fiscal year ending June 30, 2006.....	\$100,000
Rape crisis centers	
For the fiscal year ending June 30, 2007.....	\$300,000
Operating expenditures (including official hospitality) — health	
For the fiscal year ending June 30, 2007.....	\$705,000
Infant and toddler program	
For the fiscal year ending June 30, 2007.....	\$1,650,000
Advanced education general dentistry residency program	
For the fiscal year ending June 30, 2007.....	\$415,000
For the fiscal year ending June 30, 2008.....	\$415,000
For the fiscal year ending June 30, 2009.....	\$415,000

*Provided*, That the secretary of health and environment shall submit a report to the house committee on appropriations and the senate committee on ways and means on or before February 1, 2007, 2008 and 2009, concerning the status of the advanced education general dentistry residency program.

SIDS network grant

For the fiscal year ending June 30, 2007..... \$50,000

*Provided*, That expenditures shall be made by the department of health and environment from the SIDS network grant account for the SIDS network grant only upon certification by the secretary of health and environment to the director of accounts and reports that private moneys, or in kind services, or a combination of both, are available to match the expenditure of state mon-



eys on the basis of \$1 of private moneys, or in kind services, or a combination of both, to \$1 of state moneys.

Domestic violence support training grant  
For the fiscal year ending June 30, 2007..... \$225,000

*Provided*, That expenditures shall be made by the department of health and environment for domestic violence support training from the domestic violence support training grant account only upon certification by the secretary of health and environment to the director of accounts and reports that private moneys, or in kind services, or a combination of both, are available to match the expenditure of state moneys on the basis of \$1 of private moneys, or in kind services, or a combination of both, to \$1 of state moneys.

Pregnancy maintenance initiative grant  
For the fiscal year ending June 30, 2007..... \$200,000

*Provided*, That expenditures shall be made by the department of health and environment from the pregnancy maintenance initiative grant account only upon certification by the secretary of health and environment to the director of accounts and reports that private moneys, or in kind services, or a combination of both, are available to match the expenditure of state moneys on the basis of \$1 of private moneys, or in kind services, or a combination of both, to \$1 of state moneys.

Newborn hearing aid loaner program  
For the fiscal year ending June 30, 2007..... \$50,000

Youth mentoring program  
For the fiscal year ending June 30, 2007..... \$250,000

*Provided*, That expenditures shall be made by the department of health and environment for youth mentoring from the youth mentoring program account of the state general fund only upon certification by the secretary of health and environment to the director of accounts and reports that private moneys, or in kind services, or a combination of both, are available to match the expenditure of state moneys on the basis of \$1 of private moneys, or in kind services, or a combination of both, to \$1 of state moneys: *Provided further*, That no expenditures shall be made by the department of health and environment — division of health from the youth mentoring program account for any payments to unified school districts or other private or public schools: *And provided further*, That no expenditures shall be made by the department of health and environment — division of health from the youth mentoring program account for any grant to any program in any community unless such program is a youth mentoring program or for any grant that supplants existing funding for a youth mentoring program.

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

Avian flu vaccine — federal fund  
For the fiscal year ending June 30, 2007..... No limit  
Avian flu vaccine state fund  
For the fiscal year ending June 30, 2007..... \$0

(c) During the fiscal year ending June 30, 2007, if the director of the budget determines that the unencumbered balance in the avian flu vaccine state fund is insufficient to pay an amount that is necessary to finance an action pursuant to state efforts for the prevention and treatment of avian flu and upon approval of an amount to be transferred from the state general fund to the avian flu vaccine state fund for such purpose by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto except that (1) such approval may be given only subsequent to review and recommendation by the legislative budget committee and only upon unanimous vote of all members of the state finance council and (2) may be given while the

legislature is in session, the director of the budget shall certify to the director of accounts and reports the amount approved by the state finance council to be transferred from the state general fund to the avian flu vaccine state fund and shall transmit a copy of each such certification to the director of the legislative research department. During the fiscal year ending June 30, 2007, upon receipt of each such certification from the director of the budget, the director of accounts and reports shall transfer the amount specified in accordance with such certification from the state general fund to the avian flu vaccine state fund. The aggregate of all amounts transferred from the state general fund to the avian flu vaccine state fund pursuant to this subsection during fiscal year 2007 shall not exceed \$10,000,000.

(d) In addition to the other purposes for which expenditures may be made by the department of health and environment — division of health from the state general fund or any special revenue fund for fiscal year 2007 as authorized by section 86 of 2006 Senate Bill No. 480 or by this act or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency to appoint an advisory committee to develop appropriate newborn screening guidelines and recommendations regarding any rule and regulation or statutory changes that would be required to implement the recommendations of the advisory committee: *Provided*, That the advisory committee shall report to the senate committee on ways and means and house committee on appropriations on or before January 1, 2007.

(e) On July 1, 2006, of the \$250,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 86(c) of 2006 Senate Bill No. 480 from the children’s initiatives fund in the PKU/hemophilia account, the sum of \$42,000 is hereby lapsed.

Sec. 14.  
DEPARTMENT OF HEALTH AND ENVIRONMENT —  
DIVISION OF ENVIRONMENT

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

For the fiscal year ending June 30, 2007..... No limit

(b) During the fiscal year ending June 30, 2007, the director of accounts and reports shall transfer an amount or amounts specified by the secretary of health and environment from the aboveground petroleum storage tank release trust fund to the Kansas essential fuels supply trust fund: *Provided*, That the aggregate of all such amounts shall not exceed \$250,000.

Sec. 15.  
ADJUTANT GENERAL

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

Disaster relief  
For the fiscal year ending June 30, 2006..... \$1,138,000  
Operating expenditures  
For the fiscal year ending June 30, 2006..... \$134,000  
For the fiscal year ending June 30, 2007..... \$20,067

(b) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, for the capital improvement project or projects specified as follows:

Rehabilitation and repair projects  
For the fiscal year ending June 30, 2007..... \$376,000

(c) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the adjutant general is hereby increased from 217.00 to 219.00.

(continued)

Sec. 16.

STATE FIRE MARSHAL

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 111(a) of 2006 Senate Bill No. 480 on the fire marshal fee fund is hereby increased from \$3,278,087 to \$3,436,802.

Sec. 17.

ATTORNEY GENERAL—KANSAS BUREAU OF INVESTIGATION

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

For the fiscal year ending June 30, 2007.....	\$533,349
Youth mentoring — background checks	
For the fiscal year ending June 30, 2007.....	\$100,000

Provided, That expenditures shall be made by the attorney general — Kansas bureau of investigation from the youth mentoring — background checks account for record checks for individuals applying to participate as a mentor in a mentoring program only upon certification by the director of the Kansas bureau of investigation to the director of accounts and reports that private moneys are available to match the expenditure of state moneys from this account on the basis of \$1 of private moneys to \$1 of state account.

(b) On June 15, 2007, if federal funds for the automated fingerprint identification system have been received by the above agency, of the \$15,504,323 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 114(a) of 2006 Senate Bill No. 480 from the state general fund, the sum of \$752,070 is hereby lapsed.

(c) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the attorney general—Kansas bureau of investigation is hereby increased from 213.00 to 220.00.

(d) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, for the capital improvement project or projects specified as follows:

IMA building purchase and Great Bend laboratory renovation	
For the fiscal year ending June 30, 2007.....	\$2,354,475

Provided, That all expenditures from the IMA building purchase and Great Bend laboratory renovation account shall be for capital improvement projects for acquisition of the IMA building; for laboratory renovations, security, and communications at the Headquarters and IMA building; and to finish the second floor of the Great Bend laboratory.

(e) In addition to the other purposes for which expenditures may be made by the attorney general — Kansas bureau of investigation from the operating expenditures account of the state general fund for fiscal year 2007, expenditures may be made by the attorney general — Kansas bureau of investigation from the operating expenditures account of the state general fund to provide funding for the automated fingerprint identification system upon approval by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c, and amendments thereto, if federal funds for such system are not going to be received by the above agency during fiscal year 2007: Provided, however, That expenditures by the above agency from the operating expenditures account of the state general fund for such purpose during fiscal year 2007 shall not exceed \$752,070.

(f) Notwithstanding the provisions of section 151(b) of 2006 Senate Bill No. 480, no expenditures shall be made by the attorney general — Kansas bureau of investigation from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2006 or fiscal year 2007 to provide for the issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amend-

ments thereto for capital improvement projects for acquisition of the IMA Building and to finish the second floor of the Great Bend laboratory: Provided, That the approval of such capital improvement projects for the attorney general — Kansas bureau of investigation is specifically withdrawn for all purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto: Provided further, That the authorization for the issuance of bonds by the Kansas development finance authority for such capital improvement projects in accordance with that statute is specifically revoked and the Kansas development finance authority shall not issue bonds for such capital improvement projects under section 151(b) of 2006 Senate Bill No. 480: And provided further, That the provisions of section 151(b) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect.

Sec. 18.

KANSAS HIGHWAY PATROL

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

For the fiscal year ending June 30, 2006.....	\$146,587
For the fiscal year ending June 30, 2007.....	\$111,938

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 113(b) of 2006 Senate Bill No. 480 on the Kansas highway patrol operations fund is hereby increased from \$17,240,790 to \$17,422,134.

(c) On the effective date of this act, the director of accounts and reports shall transfer \$146,587 from the state highway fund of the department of transportation to the state general fund. In addition to other purposes for which expenditures may be made from the state highway fund during fiscal year 2006 and notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers and expenditures may be made from the state highway fund during fiscal year 2006 for the support and maintenance of the Kansas highway patrol.

(d) The director of accounts and reports shall not make the transfer of \$8,639,668 from the state highway fund of the department of transportation to the state general fund which was directed to be made on July 1, 2006, October 1, 2006, January 1, 2007, and April 1, 2007, by section 113(i) of 2006 Senate Bill No. 480 and, on July 1, 2006, the provisions of section 113(i) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect.

Sec. 19.

KANSAS SENTENCING COMMISSION

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

For the fiscal year ending June 30, 2006.....	\$87,500
Operating expenditures	
For the fiscal year ending June 30, 2007.....	\$92,701

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the Kansas sentencing commission is hereby increased from 8.00 to 9.00.

Sec. 20.

STATE CONSERVATION COMMISSION

(a) There is appropriated for the above agency from the state water plan fund for the fiscal year or years specified, for the following water plan project or projects specified, the following: Irrigation water use reductions

For the fiscal year ending June 30, 2007.....	\$786,268
Conservation reserve enhancement program	
For the fiscal year ending June 30, 2007.....	\$4,588,429

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

Conservation easements  
 For the fiscal year ending June 30, 2007..... \$311,500

*Provided*, That expenditures shall be made from the conservation easements account for the United States department of defense army compatible use buffer program: *Provided, however*, That, after moneys have been expended or encumbered from the conservation easements account for the United States department of defense army compatible use buffer program, any unencumbered balance remaining in the conservation easements account may be expended for the United States department of agriculture natural resources conservation service farm and ranch lands protection program.

(c) During the fiscal year ending June 30, 2007, no moneys appropriated for the state conservation commission from the state general fund or any special revenue fund for fiscal year 2007 by this or other appropriation act of the 2006 regular session of the legislature, or by any appropriation act of any special session of 2006 of the legislature, shall be expended for fiscal year 2007 for a conservation reserve enhancement program unless (1) a substantive bill authorizing and prescribing the administration of a conservation reserve enhancement program, including the requirement that the state conservation commission and the Kansas water office prepare a program for the retirement of water rights under the conservation reserve enhancement program and present such program for the retirement of water rights to the senate committee on natural resources and the house committee on environment, is passed by the legislature during the 2007 regular session, or during any special session of 2006 of the legislature, and enacted into law; and (2) such program for the retirement of water rights has been presented to the senate committee on natural resources and the house committee on environment during a regular or special session of the legislature.

(d) On July 1, 2006, the amount of the unencumbered balance in the state water plan fund on June 30, 2006, is hereby appropriated for fiscal year 2007 to the conservation reserve enhancement program account of the state water plan fund of the state conservation commission: *Provided*, That the amount appropriated by this subsection for fiscal year 2007 from the state water plan fund in the conservation reserve enhancement program account of the state water plan fund of the state conservation commission shall not exceed \$411,571.

Sec. 21.

KANSAS WATER OFFICE

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

For the fiscal year ending June 30, 2007..... \$50,000

(b) Any unencumbered balance in excess of \$100 as of June 30, 2006, in each of the following accounts of the state water plan fund is hereby reappropriated for fiscal year 2007: Stream gaging program; water planning process; Kansas water authority.

(c) (1) On the effective date of this act, the expenditure limitation established by section 50(a) of 2006 Senate Bill No. 480 on the water conservation projects fund is hereby increased from \$733,058 to \$745,036.

(2) During the fiscal year ending June 30, 2006, expenditures may be made from the water conservation projects fund for reimbursements provided pursuant to subsection (d) of K.S.A. 82a-1803, and amendments thereto, to the following, within the expenditure limitation established by subsection (c)(1), subject to the expenditure limitations prescribed therefor:

Kearney County irrigation association  
 For the fiscal year ending June 30, 2006..... \$98,651  
 Southside Ditch association  
 For the fiscal year ending June 30, 2006..... \$44,100  
 Finney County water users association

For the fiscal year ending June 30, 2006..... \$50,285  
*Provided*, That all expenditures from each such project account shall be within any expenditure limitation imposed on the water conservation projects fund for fiscal year 2006.

(d) In addition to the other purposes for which expenditures may be made by the above agency from the water conservation projects fund for the fiscal years ending June 30, 2006, and June 30, 2007, as authorized by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480, or by this or other appropriation act of the 2006 regular session of the legislature, expenditures may be made by the above agency from the water conservation projects fund for fiscal year 2006 and fiscal year 2007 for the purpose of feasibility studies for projects including: (1) Alternate delivery system around Lake McKinney, (2) capacity storage and control structures at Lake McKinney, (3) lining of the southside ditch, (4) alternate delivery system for the farmers ditch, (5) recharge projects, (6) Arkansas River channel restoration and maintenance, and (7) check dams and structures: *Provided*, That the aggregate of expenditures from the water conservation projects fund for these projects during the fiscal years ending on June 30, 2006, and June 30, 2007, shall not exceed \$552,000.

(e) (1) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 121(b) of 2006 Senate Bill No. 480 on the water conservation projects fund is hereby increased from \$0 to \$3,152,000.

(2) In addition to the other purposes for which expenditures may be made by the above agency from the water conservation projects fund for the fiscal year ending June 30, 2007, as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures may be made by the above agency from the water conservation projects fund for fiscal year 2007 for the purpose of feasibility studies for projects specified in subsection (d) and for projects to reduce leakage by lining the southside ditch and developing an alternate southside canal water delivery system in the Arkansas River system upstream of Garden City: *Provided*, That expenditures from the water conservation projects fund for fiscal year 2007 for such projects to reduce leakage by lining the southside ditch and developing an alternate southside canal water delivery system in the Arkansas River system upstream of Garden City shall be in addition to expenditures for the projects specified in subsection (d): *Provided, however*, That the aggregate of expenditures from the water conservation projects fund for fiscal year 2007 for such projects to reduce leakage by lining the southside ditch and developing an alternate southside canal water delivery system in the Arkansas River system upstream of Garden City shall not exceed \$2,500,000.

Sec. 22.

STATE BOARD OF REGENTS

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

For the fiscal year ending June 30, 2007..... \$735,000

*Provided*, That the state board of regents is hereby authorized to make expenditures from the technical college hold harmless funding account for grants to the technical colleges and schools: *Provided further*, That such grants shall be distributed so that no technical college shall receive less state aid in the fiscal year ending June 30, 2007, than it received in the previous fiscal year. Nurse educator grant program

For the fiscal year ending June 30, 2007..... \$200,000

*Provided*, That the state board of regents is hereby authorized to make grants to qualified individuals from the nurse educator grant program account: *Provided further*, That such grants shall be awarded to Kansas residents who are registered nurses and enrolled in an accredited program leading to a master of science

(continued)

degree in nursing or a doctorate degree in nursing at a state educational institution or another institution of higher education located in Kansas: *And provided further*, That each grant to an individual enrolled at a state educational institution shall not exceed 70% of the cost of attendance for an individual enrolled at the state educational institution or, if the individual is enrolled at an institution other than a state educational institution, then the grant shall not exceed the lower of either 70% of the cost of attendance of the institution of higher education located in Kansas at which the individual is enrolled or the average cost of attendance at the state educational institutions: *And provided further*, That such grants shall be matched on the basis of \$2 from the nurse educator grant program account for \$1 from the state educational institution or the other institution of higher education located in Kansas: *And provided further*, That, as used in this proviso, "state educational institution" has the meaning ascribed thereto by K.S.A. 76-711 and amendments thereto.

Nursing faculty and supplies grant program  
For the fiscal year ending June 30, 2007..... \$1,200,000

*Provided*, That the state board of regents is hereby authorized to make grants to Kansas postsecondary education institutions from the nursing faculty and supplies grant program account for expansion of nursing faculty and consumable laboratory supplies: *Provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$1 from the nurse faculty and supplies grant program account for \$1 from the state educational institution receiving the grant.

Nursing equipment and facility upgrade grant program  
For the fiscal year ending June 30, 2007..... \$2,000,000

*Provided*, That the state board of regents is hereby authorized to make grants to Kansas postsecondary education institutions from the nursing equipment and facility upgrade grant program account to provide equipment and upgrade nursing education facilities: *Provided further*, That such grants shall be either need-based or competitive and shall be matched on the basis of \$2 from the nursing equipment and facility upgrade grant program account for \$1 from the state educational institution receiving the grant.

Special education teacher scholarship program  
For the fiscal year ending June 30, 2007..... \$300,000

*Provided*, That, if 2006 Senate Bill No. 2578 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$300,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the special education teacher scholarship program account is hereby lapsed.

Teacher education scholarship program  
For the fiscal year ending June 30, 2007..... \$86,115

*Provided*, That, if 2006 House Bill No. 2578 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$86,115 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the teacher education scholarship program account is hereby lapsed.

Midwest higher education commission  
For the fiscal year ending June 30, 2007..... \$90,000

KAN-ED operating expenditures  
For the fiscal year ending June 30, 2007..... \$2,000,000

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the above agency is hereby increased from 57.50 to 58.50.

(c) In addition to the other purposes for which expenditures may be made from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007, as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency to prepare and

submit a report to the house committee on appropriations and the senate committee on ways and means on or before January 15, 2007, concerning the status of the systemwide nursing capacity initiative: *Provided*, That such report shall include an analysis of the nursing faculty and supplies grant program and the nursing equipment and facility upgrade grant program and shall include information setting forth the level of participation by each institution under the governance, supervision and coordination of the state board of regents.

(d) In addition to the other purposes for which expenditures may be made from the operations (including official hospitality) account of the state general fund or the legislative special revenue fund of the legislature for fiscal year 2007, expenditures shall be made by the legislature from the operations (including official hospitality) account of the state general fund or the legislative special revenue fund, for operating expenditures of a KAN—ED oversight committee, which shall consist of members appointed as follows: (1) One member of the house appropriations, education, health and human services and utility committees appointed by the speaker of the house of representatives; (2) one member of the senate ways and means, education, public health and welfare, commerce and utilities committees appointed by the president of the senate; and (3) a member of the joint committee on information technology appointed jointly by the speaker of the house of representatives and the president of the senate: *Provided*, That the minority party shall receive appointments in an amount of members not less than the proportional representation of the minority party to the majority party in each body: *Provided further*, That, as used in this subsection "committee" means the KAN-ED oversight committee: *And provided further*, That operating expenditures shall be incurred for the committee in accordance with the following:

(A) Members of the committee shall be paid compensation, subsistence allowances, mileage and other expenses as provided by K.S.A. 75-3223, and amendments thereto;

(B) the committee shall elect a chairperson and may elect such other officers as the committee deems necessary to carry out the functions of the committee;

(C) the committee shall meet on call of the chairperson;

(D) the committee may meet at any time or place in the state and may hold such public hearings as the committee determines necessary to carry out the functions of the committee;

(E) the committee shall study the original objectives and goals of KAN—ED and whether such objectives and goals have been accomplished;

(F) recommendations for statutory changes needed to make KAN—ED a more viable program, consolidation of KAN—ED with other state networks, the funding of KAN-ED, and the possible addition of other entities to the list of entities served by KAN—ED;

(G) on or before January 1, 2007, the committee shall submit a report addressing the matters specified by paragraphs (E) and (F) of this subsection;

(H) a quorum of the committee shall be six and all actions of the committee shall be taken by a majority of a quorum of the committee; and

(I) the staff of the legislative research department, the office of revisor of statutes, and the division of the legislative administrative services shall provide such assistance as may be required by the committee and to the extent authorized by the legislative coordinating council.

Sec. 23.

KANSAS STATE UNIVERSITY VETERINARY MEDICAL CENTER

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

Operating expenditures (including official hospitality)	
For the fiscal year ending June 30, 2007.....	\$12,850
Veterinary training program for rural Kansas	
For the fiscal year ending June 30, 2007.....	\$100,000

*Provided*, That, if 2006 House Bill No. 3005 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$100,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the veterinary training program for rural Kansas account is hereby lapsed.

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

Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(d) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 24.

KANSAS STATE UNIVERSITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following:  
Midwest institute for comparative stem cell biology  
For the fiscal year ending June 30, 2007..... \$150,000

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years

specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:  
Student life center — Salina construction debt service fund

For the fiscal year ending June 30, 2007..... No limit  
Deferred maintenance support fund

For the fiscal year ending June 30, 2007..... \$0

For the fiscal year ending June 30, 2008..... No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(d) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

(e) In addition to other purposes for which expenditures may be made by Kansas state university from the moneys appropriated from the state general fund or from any special revenue fund for fiscal year 2007 or fiscal year 2008 as authorized by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by Kansas state university from moneys appropriated from the state general fund or from any special revenue fund or funds for fiscal year 2007 or fiscal year 2008, or both fiscal years, to provide for issuance of bonds by the Kansas development finance authority in accordance with K.S.A. 74-8905 and amendments thereto for a capital improvement project to plan and construct the student life center at the Salina campus: *Provided*, That such capital improvement project is hereby approved for Kansas state university for the purposes of subsection (b) of K.S.A. 74-8905 and amendments thereto and the authorization of the issuance of bonds by the Kansas development finance authority in accordance with

(continued)

that statute: *Provided further*, That Kansas state university may make expenditures from the moneys received from the issuance of any such bonds for such capital improvement project: *Provided, however*, That expenditures from the moneys received from the issuance of any such bonds for such capital improvement project shall not exceed \$2,000,000, plus all amounts required for costs of bond issuance, costs of interest on the bonds issued for such capital improvement project during the construction of such project and any required reserves for the payment of principal and interest on the bonds: *And provided further*, That all moneys received from the issuance of any such bonds shall be deposited and accounted for as prescribed by applicable bond covenants: *And provided further*, That debt service for any such bonds for such capital improvement project shall be financed by appropriations of moneys credited to the student life center-Salina construction debt service fund or any other appropriate special revenue funds of Kansas state university.

Sec. 25.

UNIVERSITY OF KANSAS MEDICAL CENTER

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

For the fiscal year ending June 30, 2006.....	No limit
For the fiscal year ending June 30, 2007.....	No limit
Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 26.

UNIVERSITY OF KANSAS

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

For the fiscal year ending June 30, 2007.....	\$150,000
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(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year or years specified, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following: Deferred maintenance support fund

For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(d) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 27.

WICHITA STATE UNIVERSITY

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

Deferred maintenance support fund	
For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 28.

EMPORIA STATE UNIVERSITY

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

For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in

the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 29.

FORT HAYS STATE UNIVERSITY

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

For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of

(continued)

the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 30.

PITTSBURG STATE UNIVERSITY

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

For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the general fees fund or the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall:

(1) On or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund of the above agency, which is hereby established in the state treasury, an amount equal to the aggregate interest earnings of the general fees fund of the above agency based on:

(A) The average daily balance of moneys in the general fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month; and

(2) on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(A) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(B) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 31.

KANSAS STATE UNIVERSITY — EXTENSION SYSTEMS AND AGRICULTURE RESEARCH PROGRAMS

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

For the fiscal year ending June 30, 2007.....	\$0
For the fiscal year ending June 30, 2008.....	No limit

*Provided*, That expenditures shall be made from the deferred maintenance support fund for projects for rehabilitation, maintenance and repairs of buildings and facilities of the above agency: *Provided, however*, That, if no deferred maintenance projects or other expenditures are required to be made for the buildings or other facilities of the above agency during fiscal year 2008, then expenditures may be made by the above agency from the deferred maintenance support fund for operating expenditures during fiscal year 2008: *Provided further*, That, on or before the 10th day of each month commencing during fiscal year 2008, the director of accounts and reports shall transfer from the state general fund to the deferred maintenance support fund interest earnings based on: (1) The average daily balance of moneys in the deferred maintenance support fund for the preceding month; and (2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(b) During the fiscal year ending June 30, 2008, notwithstanding the provisions of K.S.A. 2005 Supp. 76-719, as amended by section 11 of 2006 House Substitute for Substitute for Senate Bill No. 85, or any other statute, and amendments thereto, the director of accounts and reports shall not transfer any amount from the state general fund to the restricted fees fund of the above agency.

(c) During the fiscal year ending June 30, 2008, notwithstanding the provisions of 2006 House Substitute for Substitute for Senate Bill No. 85, the director of accounts and reports shall, on or before the 10th day of each month, transfer from the state general fund to the deferred maintenance support fund for the above agency interest earnings based on:

(1) The average daily balance of moneys in the restricted fees fund of the above agency for the preceding month; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

Sec. 32.

STATE BANK COMMISSIONER

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 11(b) of 2006 Senate Bill No. 480 on the bank commissioner fee fund is hereby increased from \$6,699,848 to \$6,709,260.

Sec. 33.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 65(a) of chapter 174 of the 2005 Session Laws of Kansas on the cosmetology fee fund is hereby increased from \$688,213 to \$700,213.

Sec. 34.

JUVENILE JUSTICE AUTHORITY

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

For the fiscal year ending June 30, 2006.....	\$657,879
For the fiscal year ending June 30, 2007.....	\$2,490,132
Parental modeling program grant	
For the fiscal year ending June 30, 2007.....	\$750,000

*Provided*, That all expenditures from the parental modeling program grant account by the juvenile justice authority shall be to develop parental modeling programs with the goal of maintain-



ing families: *Provided further*, That such expenditures shall be used only for programs which are contained in the office of juvenile justice and delinquency prevention model programs guide and which meet federal qualifications and requirements to be eligible to receive medicaid reimbursement for services to medicaid eligible participants.

Kansas juvenile correctional complex facility operations	
For the fiscal year ending June 30, 2007.....	\$19,000
Larned juvenile correctional facility operations	
For the fiscal year ending June 30, 2006.....	\$125,000
For the fiscal year ending June 30, 2007.....	\$125,000

(b) On July 1, 2006, of the \$4,285,135 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 109(a) of 2006 Senate Bill No. 480 from the state general fund in the Beloit juvenile correctional facility operations account, the sum of \$400,488 is hereby lapsed.

(c) On July 1, 2006, of the \$5,798,909 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 109(a) of 2006 Senate Bill No. 480 from the state general fund in the Atchison juvenile correctional facility operations account, the sum of \$84,899 is hereby lapsed.

(d) On the effective date of this act, of the \$56,931 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 43(a) of 2006 Senate Bill No. 480 from the state general fund in the Atchison juvenile correctional facility operations account, the sum of \$56,931 is hereby lapsed.

Sec. 35.

KANSAS HEALTH POLICY AUTHORITY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following: Kansas health policy authority operating expenditures

For the fiscal year ending June 30, 2007.....	\$1,573,763
Other medical assistance	
For the fiscal year ending June 30, 2007.....	\$3,463,794

(b) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by chapter 174 or 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 to authorize each resident and each resident spouse of a nursing facility receiving long-term care in a medicaid approved institution to retain a certain amount of money a month in a personal needs fund: *Provided*, That subject to the provisions of this subsection, such amount shall be prescribed in rules and regulations adopted by the head of the designated state medicaid agency, except that the amount shall not be less than \$50: *Provided further*, That the head of the designated state medicaid agency shall authorize for persons receiving long-term care in a medicaid approved institution who also receive supplemental security income payments of a certain amount of money per month to supplement such income: *And provided further*, That subject to the provisions of this subsection, such amount shall be prescribed in rules and regulations adopted by the head of the designated state medicaid agency, except that the amount shall not be less than \$20.

(c) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from the state general fund or any special revenue fund for fiscal year 2007 as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency to study rebates for the state pharmaceutical purchasing plan, including the possibility of increasing rebates for generic products, in light of the consolidation of state purchasing under the Kansas health

policy authority: *Provided*, That the Kansas health policy authority shall conduct a survey of Kansas retail community pharmacies or utilize a recently conducted national survey of a statistically relevant sample of pharmacies, to determine the cost of dispensing pharmaceutical products and services within the Kansas medicaid program: *Provided further*, That such study shall be conducted on or before September 30, 2006: *And provided further*, That the Kansas health policy authority shall present the cost of dispensing survey, analysis and recommendations of the Kansas health policy authority to the joint committee on health policy oversight on or before November 30, 2006.

~~(d) On July 1, 2006, the \$500,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 89(a) of 2006 Senate Bill No. 480 from the state general fund in the business health partnership account, is hereby lapsed.~~

(e) On July 1, 2006, the expenditure limitation established by section 89(b) of 2006 Senate Bill No. 480 on the medical programs fee fund is hereby increased from \$67,789,636 to \$88,489,636.

(f) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or any special revenue fund for fiscal year 2007 to enter into a three-year contract for a pilot project for efficient and effective medicaid estate recovery services with a provider who is qualified and experienced in the area of medicaid estate recovery for state government and who is currently involved in medicaid estate recovery or medicaid third-party liability recoveries for Kansas: *Provided*, That, reimbursement for such contract shall be on a contingent fee basis: *Provided further*, That the Kansas health policy authority shall report to the legislature prior to February 1 of each year during such pilot project on the results of the medicaid estate recovery pilot project and the distribution of medicaid estate recovery collections by county.

(g) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority for fiscal year 2007 from the moneys appropriated from the state general fund or any special revenue fund during the period beginning July 1, 2006, and ending March 1, 2007, to continue MediKan eligibility for those new applicants and current recipients during such period that are found not to meet the criteria established for the presumptive disability determination process established by the Kansas health policy authority, but who otherwise meet the general assistance eligibility criteria: *Provided*, That, in addition to the other positions within the Kansas health policy authority in the unclassified service as prescribed by law, expenditures shall be made from the operating expenditures account of the state general fund for two employees in the unclassified service to implement the provisions of this subsection.

(h) During the fiscal year ending June 30, 2007, notwithstanding the provisions of section 89(g) of 2006 Senate Bill No. 480 or any other statute, expenditures may be made from any moneys appropriated for the Kansas health policy authority from the state general fund or any special revenue fund for fiscal year 2007 as authorized by this or other appropriation act of the 2006

(continued)

regular session of the legislature for the state health care benefits program for prescription drug coverage for participating state employees and other eligible persons or their dependents, whether or not such prescription drug coverage allows such persons and their dependents to purchase a supply of prescription drugs during calendar year 2007 from local pharmacies at an equal or lesser cost to the consumer than the cost to purchase an equal supply of such prescription drugs through the mail-order pharmacy program of the state health care benefits program for the same period for which a supply of such drugs is available under the consumer's selected plan under the state health care benefits program: *Provided*, That the provisions of section 89(g) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect.

(i) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2006 or fiscal year 2007 for the Kansas health policy authority as authorized by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority for fiscal year 2006 or for fiscal year 2007, or both such fiscal years, from the moneys appropriated from the state general fund or any special revenue fund to conduct a review and study of the issues relating to specialty hospitals and a review and study of the Kansas hospital licensure laws and to prepare and adopt recommendations concerning these issues and, in particular, appropriate definitions for "general hospital," "special hospital" and "specialty hospital" so that the definitions under the Kansas hospital licensure laws properly define specific categories of hospitals for licensure as necessary to reflect current medical facilities: *Provided*, That the Kansas health policy authority shall complete such review and study of such matters and adopt recommendations thereon prior to March 1, 2007, and shall submit a report on all such matters to the legislature during the 2007 regular session.

(j) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by chapter 174 or 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007, to provide a report to the joint committee on health policy oversight prior to March 1, 2007, regarding the status of the title XIX and title XXI dental programs: *Provided*, That the Kansas health policy authority shall make recommendations for the long-term policy direction for the title XIX and title XXI dental programs regarding whether these programs will be administered as managed care or as fee-for-service programs.

(k) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 to prepare a report to the 2007 legislature to be presented on or before the first day of the 2007 regular session of the legislature to the house committee on appropriations and the senate committee on ways and means regarding the implementation of presumptive eligibility for the title XIX and XXI programs: *Provided*, That the report shall include a detailed de-

scription of the plan for the implementation at both the state and provider level, as well as the anticipated number of children served and the cost of providing services under this program: *Provided further*, That no expenditures shall be made to implement the program prior to April 1, 2007.

(l) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007, to study (1) the implementation of a requirement that each medicaid consumer present a Kansas current resident driver's license, state-issued identification card or a federally-issued passport at the time such consumer receives medicaid services, (2) the development of rules and regulations to address the need for third parties to access services for consumers under the state medicaid plan, (3) the development of hardship criteria and a process for paying for a driver's license or state-issued identification card for hardship-qualifying medicaid consumers with state funds that are matched at the highest allowable federal rate, and (4) the feasibility of implementing a plastic card with photo identification to access benefits under the state medicaid plan: *Provided*, That the Kansas health policy authority shall report the results of such study to the legislature on or before January 1, 2007.

(m) In addition to the other purposes for which expenditures may be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007 for the Kansas health policy authority as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the Kansas health policy authority from moneys appropriated from the state general fund or any special revenue fund for fiscal year 2007, to study the Massachusetts commonwealth health insurance connector program and provide a report to the legislature on or before February 1, 2007, on the feasibility of implementing a similar plan in Kansas.

(n) On July 1, 2006, the amount equal to the unencumbered balance on June 30, 2006, in the Kansas legal services contract for disability determination advocacy account of the state general fund of the department of social and rehabilitation services is hereby appropriated for fiscal year 2007 from the state general fund for the Kansas health policy authority in the Kansas health policy authority operating expenditures account.

(o) No moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or any other appropriation act of the 2006 regular session of the legislature shall be expended under the state health care benefits program, K.S.A. 75-6501 *et seq.*, and amendments thereto, to provide health insurance coverage for any medical procedure which is intended to result in the termination of a pregnancy other than by live birth, except in a case of (1) termination of a tubal pregnancy, (2) termination of a pregnancy where the life of the mother would be endangered if the fetus were carried to term, or (3) termination of a pregnancy resulting from rape or incest prior to the eighth week of pregnancy.

Sec. 36.

#### DEPARTMENT OF COMMERCE

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

Operating grant (including official hospitality)  
 For the fiscal year ending June 30, 2007..... \$22,500

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

For the fiscal year ending June 30, 2007..... \$5,000,000

(c) (1) On July 1, 2006, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2007 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2007 to the state affordable airfare fund of the department of commerce.

(2) On or after July 1, 2007, the secretary of commerce shall certify to the director of the budget and to the director of accounts and reports a report of the activities of the regional economic area partnership (REAP) and the progress attained by REAP during fiscal year 2007 to develop and implement the program to provide more air flight options, more competition for air travel and affordable air fares for Kansas, including a regional airport in western Kansas. At the same time as such certification is transmitted to the director of accounts and reports and the director of the budget, the secretary of commerce shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of such certification from the secretary of commerce, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2008 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2008 to the state affordable airfare fund of the department of commerce.

(3) On or after July 1, 2008, the secretary of commerce shall certify to the director of the budget and to the director of accounts and reports a report of the activities of the regional economic area partnership (REAP) and the progress attained by REAP during fiscal year 2008 to develop and implement the program to provide more air flight options, more competition for air travel and affordable air fares for Kansas, including a regional airport in western Kansas. At the same time as such certification is transmitted to the director of accounts and reports and the director of the budget, the secretary of commerce shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of such certification from the secretary of commerce, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2009 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2009 to the state affordable airfare fund of the department of commerce.

(4) On or after July 1, 2009, the secretary of commerce shall certify to the director of the budget and to the director of ac-

counts and reports a report of the activities of the regional economic area partnership (REAP) and the progress attained by REAP during fiscal year 2009 to develop and implement the program to provide more air flight options, more competition for air travel and affordable air fares for Kansas, including a regional airport in western Kansas. At the same time as such certification is transmitted to the director of accounts and reports and the director of the budget, the secretary of commerce shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of such certification from the secretary of commerce, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2010 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2010 to the state affordable airfare fund of the department of commerce.

(5) On or after July 1, 2010, the secretary of commerce shall certify to the director of the budget and to the director of accounts and reports a report of the activities of the regional economic area partnership (REAP) and the progress attained by REAP during fiscal year 2010 to develop and implement the program to provide more air flight options, more competition for air travel and affordable air fares for Kansas, including a regional airport in western Kansas. At the same time as such certification is transmitted to the director of accounts and reports and the director of the budget, the secretary of commerce shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of such certification from the secretary of commerce, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000,000 from the state highway fund of the department of transportation to the state affordable airfare fund of the department of commerce: *Provided*, That, in addition to the other purposes for which expenditures may be made from the state highway fund during fiscal year 2011 and, notwithstanding the provisions of K.S.A. 68-416 and amendments thereto or any other statute, transfers may be made from the state highway fund during fiscal year 2011 to the state affordable airfare fund of the department of commerce.

Sec. 37.

KANSAS, INC.

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

For the fiscal year ending June 30, 2007..... \$25,000

Sec. 38.

STATE LIBRARY

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following: Grants to libraries and library systems

For the fiscal year ending June 30, 2007..... \$340,000

Sec. 39.

KANSAS DEPARTMENT OF AGRICULTURE

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

For the fiscal year ending June 30, 2007..... \$141,791

(b) There is appropriated for the above agency from the state water plan fund for the fiscal year or years specified, for the water plan project or projects specified, the following:

(continued)

Compliance water model	
For the fiscal year ending June 30, 2007.....	\$38,878
Sec. 40.	

**DEPARTMENT OF SOCIAL AND  
REHABILITATION SERVICES**

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

Community based services	
For the fiscal year ending June 30, 2006.....	\$788,200
For the fiscal year ending June 30, 2007.....	\$2,470,277

*Provided*, That, of the moneys appropriated in the community based services account for fiscal year 2007 by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, which are related to the home and community based services for persons with physical disabilities waiver, the secretary of social and rehabilitation services shall determine the portion of such funding to be used for reducing the waiting list for such waiver and the portion of such funding to be used for increasing compensation for persons caring for individuals receiving services under such waiver: *Provided further*, That the department of social and rehabilitation services shall report the decision regarding this issue to the legislative budget committee on or before August 31, 2006.

State operations	
For the fiscal year ending June 30, 2007.....	\$8,558,615
Other medical assistance	
For the fiscal year ending June 30, 2006.....	\$3,064,671
For the fiscal year ending June 30, 2007.....	\$477,351
Cash assistance	
For the fiscal year ending June 30, 2007.....	\$400,000

*Provided*, That expenditures shall be made by the department of social and rehabilitation services from the cash assistance account to study and prepare recommendations for a long-term plan for the provision of Level V and Level VI services: *Provided further*, That the department of social and rehabilitation services shall report such recommendations to the house committee on appropriations and the senate committee on ways and means during the 2007 regular session of the legislature on or before January 31, 2007.

Youth services aid and assistance	
For the fiscal year ending June 30, 2006.....	\$968,878
For the fiscal year ending June 30, 2007.....	\$500,000

*Provided*, That, of the moneys appropriated from the state general fund for the department of social and rehabilitation services for fiscal year 2007 in the youth services aid and assistance account by 2006 Senate Bill No. 480 or by this or another appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the department of social and rehabilitation services for fiscal year 2007 to develop parental modeling programs with the goal of maintaining families: *Provided further*, That such expenditures shall be used only for programs which meet federal qualifications and requirements to be eligible to receive medicaid reimbursement for services to medicaid eligible participants.

Larned state hospital — operating expenditures	
For the fiscal year ending June 30, 2007.....	\$296,828
Osawatimie state hospital — operating expenditures	
For the fiscal year ending June 30, 2006.....	\$297,220
Parsons state hospital and training center — operating expenditures	
For the fiscal year ending June 30, 2006.....	\$16,004
For the fiscal year ending June 30, 2007.....	\$63,708
Kansas legal services contract for disability determination advocacy	
For the fiscal year ending June 30, 2006.....	\$150,000

*Provided*, That, on July 1, 2006, any unencumbered balance in the Kansas legal services contract for disability determination advocacy account of the state general fund of the department of social and rehabilitation services is hereby lapsed.

(b) On the effective date of this act, of the \$2,243,622 appropriated for the above agency for the fiscal year ending June 30,

2006, by section 9(a) of chapter 206 of the 2005 Session Laws of Kansas from the state general fund in the Larned state hospital — operating expenditures account, the sum of \$116,148 is hereby lapsed.

(c) On the effective date of this act, the position limitation established for the fiscal year ending June 30, 2006, by section 9(o) of chapter 206 of the 2005 Session Laws of Kansas for the department of social and rehabilitation services is hereby decreased from 3,848.12 to 3,655.11.

(d) On July 1, 2006, of the \$3,803,726 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 90(a) of 2006 Senate Bill No. 480 from the state general fund in the rainbow mental health facility — operating expenditures account, the sum of \$2,633 is hereby lapsed.

(e) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 90(b) of 2006 Senate Bill No. 480 on the rainbow mental health facility fee fund is hereby increased from \$1,002,925 to \$1,005,558.

(f) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the Larned state hospital is hereby increased from 954.20 to 966.20.

Sec. 41.

**HEALTH CARE STABILIZATION FUND BOARD  
OF GOVERNORS**

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 68(b) of 2006 Senate Bill No. 480 on the operating expenditures account of the health care stabilization fund is hereby increased from \$1,158,008 to \$1,191,350.

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the health care stabilization fund board of governors is hereby increased from 16.00 to 17.00.

Sec. 42.

**DEPARTMENT OF CORRECTIONS**

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

Ellsworth correctional facility — facilities operations	
For the fiscal year ending June 30, 2006.....	\$277,000
Lansing correctional facility — facilities operations	
For the fiscal year ending June 30, 2006.....	\$161,000
Central administration operations and parole and postrelease supervision operations	
For the fiscal year ending June 30, 2007.....	\$170,120
Larned correctional mental health facility — facilities operations	
For the fiscal year ending June 30, 2007.....	\$45,727
El Dorado correctional facility — facilities operations	
For the fiscal year ending June 30, 2007.....	\$136,460
DUI treatment services	
For the fiscal year ending June 30, 2006.....	\$538,000
For the fiscal year ending June 30, 2007.....	\$538,000
Kansas criminal justice recodification, rehabilitation and restoration project	
For the fiscal year ending June 30, 2006.....	\$100,000

*Provided*, That any unencumbered balance in the Kansas criminal justice recodification, rehabilitation and restoration project account in excess of \$100 as of June 30, 2006, is hereby reappropriated for fiscal year 2007: *Provided further*, That, in addition to the other purposes for which expenditures may be made by the department of corrections from moneys appropriated from the state general fund or any special revenue fund during the fiscal year ending June 30, 2007, for the department of corrections as authorized by this or other appropriation act of 2006 regular session of the legislature, if 2006 House Bill No. 2555 or any other bill which continues the Kansas criminal recodification, rehabilitation and restoration project beyond June 30, 2006, is not enacted into law during the 2006 regular session of the legislature, expenditures shall be made by the secretary of correc-

tions to continue the Kansas criminal justice recodification, rehabilitation and restoration project in accordance with and subject to the provisions of K.S.A. 2005 Supp. 22-5101 in effect on June 30, 2006, until June 30, 2007.

(b) On the effective date of this act, of the \$14,913,120 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 129(a) of chapter 174 of the 2005 Session Laws of Kansas from the state general fund in the central administration operations and parole and postrelease supervision operations account, the sum of \$728,000 is hereby lapsed.

(c) On July 1, 2006, of the \$1,332,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by section 149(a) of 2006 Senate Bill No. 480 from the state general fund in the debt service payment for the reception and diagnostic unit relocation bond issue account, the sum of \$559,000 is hereby lapsed.

(d) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the department of corrections is hereby increased from 3,107.70 to 3,108.70.

Sec. 43.

KANSAS PAROLE BOARD

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

For the fiscal year ending June 30, 2007..... \$40,344

*Provided*, That, if 2006 Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, of the \$40,344 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the parole from adult correctional institutions account, the sum of \$30,335 is hereby lapsed.

Sec. 44.

KANSAS DENTAL BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2006, by section 67(a) of chapter 206 of the 2005 Session Laws of Kansas on the dental board fee fund is hereby increased from \$297,121 to \$305,121.

Sec. 45.

KANSAS HUMAN RIGHTS COMMISSION

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

For the fiscal year ending June 30, 2007..... \$46,000

(b) In addition to the other purposes for which expenditures may be made by the Kansas human rights commission from the operating expenditures account of the state general fund for fiscal year 2007 as authorized by section 73(a) of 2006 Senate Bill No. 480, expenditures shall be made by the above agency from the operating expenditures account of the state general fund for fiscal year 2007 for operating expenditures to implement 2006 House Bill No. 2582: *Provided*, That expenditures for such purpose from the operating expenditures account of the state general fund for fiscal year 2007 shall not exceed \$1,000.

Sec. 46.

STATE TREASURER

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

For the fiscal year ending June 30, 2007..... \$50,000

*Provided*, That, if 2006 Senate Bill No. 332 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$50,000 appropriated for the above agency for the fiscal year ending June 30, 2007, by this subsection from the state general fund in the operating expenditures account is hereby lapsed.

(b) The director of accounts and reports shall not make the transfer of any unencumbered balance in the services reimbursement fund of the state treasurer to the state general fund which was directed to be made by section 66(b) of 2006 Senate Bill No. 480 and which were directed to be made on July 1, 2006: *Provided*, That, the services reimbursement fund of the state treasurer is hereby continued in existence: *Provided further*, That on July 1, 2006, the provisions of section 66(b) of 2006 Senate Bill No. 480 are hereby declared to be null and void and shall have no force and effect.

Sec. 47.

STATE BOARD OF PHARMACY

(a) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 58(a) of 2006 Senate Bill No. 480 on the state board of pharmacy fee fund is hereby increased from \$631,344 to \$651,344.

Sec. 48.

STATE BOARD OF VETERINARY EXAMINERS

(a) During the fiscal year ending June 30, 2007, as certified by the executive director of the state board of veterinary examiners, the director of accounts and reports shall transfer \$5,481 from the veterinary examiners fee fund to the state general fund to reimburse the state general fund for the 27th payroll chargeable to fiscal year 2006.

Sec. 49.

KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING AIDS

(a) During the fiscal year ending June 30, 2007, as certified by the executive director of the Kansas board of examiners in fitting and dispensing of hearing aids, the director of accounts and reports shall transfer \$658 from the hearing aid board fee fund to the state general fund to reimburse the state general fund for the 27th payroll chargeable to fiscal year 2006.

Sec. 50.

STATE BOARD OF INDIGENTS' DEFENSE SERVICES

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

For the fiscal year ending June 30, 2007..... \$3,200,000

*Provided*, That if 2006 House Bill No. 2129 increasing the statutory rate of compensation for assigned counsel is not passed by the legislature and enacted into law during the 2006 regular session, the amount of \$3,200,000 is hereby lapsed.

Legal services for prisoners  
For the fiscal year ending June 30, 2007..... \$16,687

(b) During the fiscal year ending June 30, 2007, if 2006 House Bill No. 2129 increasing the statutory rate of compensation for assigned counsel is passed by the legislature and enacted into law during the 2006 regular session, the executive director of the board of indigents' defense services is hereby directed to open additional public defender offices in locations where it is cost effective.

Sec. 51.

DEPARTMENT OF LABOR

(a) (1) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 84(b) of 2006 Senate Bill No. 480 on the workmen's compensation fee fund is hereby increased from \$11,898,900 to \$12,358,030.

(2) On July 1, 2006, if 2006 House Substitute for Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then the expenditure limitation on the workmen's compensation fee fund established by subsection (a)(1) is hereby decreased from \$12,358,030 to \$12,228,176.

(b) In addition to the other purposes for which expenditures may be made by the above agency from the employment se-

(continued)

curity fund for the fiscal year 2006 as authorized by chapter 174 or 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature, expenditures may be made by the above agency from the employment security fund for fiscal year 2006 from moneys made available to the state under section 903(d) of the federal social security act, as amended: *Provided*, That expenditures from this fund during fiscal year 2006 of moneys made available to the state under section 903(d) of the federal social security act, as amended, may be made for the following purposes: To pay debt service on bonds issued for the unemployment insurance modernization project: *Provided further*, That expenditures from this fund for fiscal year 2006 of moneys made available to the state under section 903(d) of the federal social security act, as amended, for such purposes shall not exceed \$2,259,950: *And provided further*, That all expenditures from this fund for any such purpose or project shall be in addition to any expenditure limitation imposed on the employment security fund for fiscal year 2006.

Sec. 52.

STATE HISTORICAL SOCIETY

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

For the fiscal year ending June 30, 2007..... \$632,248

Sec. 53.

KANSAS ANIMAL HEALTH DEPARTMENT

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

For the fiscal year ending June 30, 2007..... \$144,000

*Provided*, That expenditures shall be made by the Kansas animal health department from the operating expenditures account of the state general fund to establish a feral swine monitoring and reporting system, which shall include collection of reports of feral swine by a toll-free telephone number, postcard, or electronic communication through the internet to the Kansas animal health department, and the Kansas animal health department shall maintain a database of information collected through such feral swine monitoring and reporting system, which shall also be made available to the Kansas pork industry to accomplish the goal of eradicating feral swine: *Provided further*, That the Kansas animal health department shall compile quarterly reports of the information collected through such feral swine monitoring and reporting system and shall make such information available to the public and the Kansas pork industry: *And provided further*, That the Kansas animal health department shall incorporate methods intended to control and eradicate feral swine, including, but not limited to, aerial hunting, trapping, snaring and the establishment of a bounty program.

Sec. 54.

DEPARTMENT OF REVENUE

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

For the fiscal year ending June 30, 2007..... \$171,630

(b) On July 1, 2006, the director of accounts and reports shall transfer \$1,000,000 from the state general fund to the Kansas qualified agricultural ethyl alcohol producer incentive fund.

(c) On July 1, 2006, the expenditure limitation established for fiscal year ending June 30, 2007, by section 78(b) of 2006 Senate Bill No. 480, on the division of vehicles operating fund is hereby increased from \$38,455,865 to \$38,780,275: *Provided*, That, if 2006 Senate Bill No. 506 has not been passed by the legislature during the 2006 regular session of the legislature and enacted into law, then, on July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by this subsection on the

division of vehicles operating fund is hereby decreased from \$38,780,275 to \$38,680,275.

(d) (1) On July 1, 2006, the amount of \$9,463,761.75 authorized for fiscal year ending June 30, 2007, by section 78(c) of 2006 Senate Bill No. 480, to be transferred by the director of accounts and reports from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue on July 1, 2006, October 1, 2006, January 1, 2007, and April 1, 2007, is hereby increased to \$9,501,261.75.

(2) The secretary of revenue shall certify the amount expended, not to exceed \$100,000, on activities related to implementation of 2006 Senate Bill No. 506 to the director of accounts and reports on or before April 1, 2007. The director of accounts and reports shall reduce the amount of the transfer to be made on April 1, 2007, under subsection (d)(1) by the amount equal to the difference between \$100,000 and the amount certified by the secretary of revenue under this subsection (d)(2).

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

For the fiscal year ending June 30, 2007..... \$437,500

(f) On April 1, 2007, the director of accounts and reports shall transfer \$437,500 from the state general fund to the Kansas qualified biodiesel fuel producer incentive fund: *Provided*, That, notwithstanding the provision of section 2 of 2006 Senate Bill No. 388, the director of accounts and reports shall not transfer any moneys from the state economic development initiatives fund to the Kansas qualified biodiesel fuel producer incentive fund on April 1, 2007: *Provided further*, That the aggregate of payments from the Kansas qualified biodiesel fuel producer incentive fund during the fiscal year ending June 30, 2007, shall not exceed \$437,500.

(g) In addition to the other purposes for which expenditures may be made by the department of revenue from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2007, as authorized by section 78(a) of 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the department of revenue from the operating expenditures account of the state general fund for fiscal year 2007 to establish and maintain toll-free telephone lines for the purpose of providing assistance to taxpayers: *Provided*, That such telephone lines shall be adequately staffed and maintained by the department of revenue: *Provided, however*, That expenditures for this purpose may be limited by the secretary of revenue to specific instances where it appears the department of revenue staff made errors concerning taxpayer returns or other matters.

(h) In addition to the other purposes for which expenditures may be made by the department of revenue from moneys appropriated from the operating expenditures account of the state general fund for the fiscal year ending June 30, 2007, as authorized by section 70(a) of 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the department of revenue from moneys appropriated from the operating expenditures account of the state general fund for fiscal year 2007 to prepare a report to the 2007 legislature to be presented on or before February 1, 2007, to the house committee on appropriations and the senate committee on ways and means regarding the expenditures to implement the provisions of 2006 Senate Bill No. 432: *Provided*, That the report shall include a detailed description of the amounts and types of expenditures made by the department of revenue to implement the provisions of 2006 Senate Bill No. 432.

Sec. 55.

STATE CORPORATION COMMISSION

(a) On July 1, 2006, the aggregate expenditure limitation established for the fiscal year ending June 30, 2007, by section 74(b) of 2006 Senate Bill No. 480 on expenditures from the public service regulation fund, the motor carrier license fees fund and the conservation fee fund, in the aggregate, is hereby increased from \$15,051,326 to \$15,283,326.

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 74(e) of 2006 Senate Bill No. 480 on the public service regulation fund for expenses of the Kansas electric transmission authority is hereby increased from \$30,000 to \$70,000.

Sec. 56.

DEPARTMENT ON AGING

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

For the fiscal year ending June 30, 2007.....	\$101,214
LTC — medicaid assistance — PACE	
For the fiscal year ending June 30, 2007.....	\$824,770
LTC — medicaid assistance — TCM/FE	
For the fiscal year ending June 30, 2007.....	\$156,268
LTC — medicaid assistance — HCBS/FE	
For the fiscal year ending June 30, 2007.....	\$1,000,000
Programs grants — nutrition — state match	
For the fiscal year ending June 30, 2007.....	\$23,736
Program grants — rural nutrition — pilot program	
For the fiscal year ending June 30, 2007.....	\$25,000

(b) On the effective date of this act, of the \$129,514,620 appropriated for the above agency for the fiscal year ending June 30, 2006, by section 110(a) of chapter 174 of the 2005 Session Laws of Kansas from the state general fund in the LTC — medicaid assistance — NF account, the sum of \$598,088 is hereby lapsed.

(c) In addition to the other purposes for which expenditures may be made by the above agency from moneys reappropriated in the LTC — medicaid assistance — NF account of the state general fund for fiscal year 2007 as authorized by section 88(a) of 2006 Senate Bill No. 480, by this act or by any other appropriation act of the 2006 regular session of the legislature, the secretary of aging shall make expenditures from the initial \$3,590,440 reappropriated from the LTC — medicaid assistance — NF account of the state general fund for fiscal year 2007 to increase nursing facility reimbursement rates: *Provided*, That, notwithstanding the provisions of section 88(a) of 2006 Senate Bill No. 480 or any other statute, the secretary of aging shall implement a base-year model of reimbursement for nursing facilities for state fiscal year 2007 in accordance with this subsection: *Provided further*, That information from the 2003, 2004, and 2005 cost reports shall be averaged together to be used to calculate the base year: *And provided further*, That the secretary of aging shall not apply the 85% rule regarding number of beds filled for nursing facilities with 60 licensed beds or less to determine nursing facility reimbursement rates.

Sec. 57.

KANSAS GUARDIANSHIP PROGRAM

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

For the fiscal year ending June 30, 2007.....	\$160,080
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Sec. 58.

KANSAS COMMISSION ON VETERANS AFFAIRS

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

For the fiscal year ending June 30, 2007.....	\$48,478
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Operating expenditures — Kansas soldiers' home

For the fiscal year ending June 30, 2007.....	\$32,800
Veterans claim assistance program — service grants	
For the fiscal year ending June 30, 2007.....	\$500,000

*Provided*, That expenditures from the veterans claims assistance program — service grants account shall be made only for the purpose of awarding service grants to veterans service organizations for the purpose of aiding veterans in obtaining federal benefits: *Provided however*, That no expenditures shall be made by the Kansas commission on veterans affairs from the veterans claim assistance program — service grants account for operating expenditures or overhead for administering the grants in accordance with the provisions of 2006 House Substitute for Senate Bill No. 396.

Sec. 59.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year or years specified, the following: Health policy and finance — state operations

For the fiscal year ending June 30, 2006.....	\$554,000
Long-term care ombudsman	
For the fiscal year ending June 30, 2007.....	\$11,731
Public broadcasting council grants	
For the fiscal year ending June 30, 2007.....	\$25,000
KPTS — Wichita equipment grant	
For the fiscal year ending June 30, 2007.....	\$192,170
KTWU — Topeka equipment grant	
For the fiscal year ending June 30, 2007.....	\$150,000

(b) During the fiscal years ending June 30, 2006, and June 30, 2007, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund for the above agency for fiscal year 2006 or fiscal year 2007 by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures may be made by the above agency from the state general fund or from any special revenue fund for fiscal year 2006 or fiscal year 2007, for the secretary of administration to fix, charge and collect fees for architectural, engineering and management services provided for capital improvement projects of the state board of regents or any state educational institution, as defined by K.S.A. 76-711 and amendments thereto, for which the department of administration provides such services and which are financed in whole or in part by gifts, bequests or donations made by one or more private individuals or other private entities: *Provided*, That such fees for such services are hereby authorized to be fixed, charged and collected in accordance with the provisions of K.S.A. 2005 Supp. 75-1269, and amendments thereto, notwithstanding any provisions of K.S.A. 2005 Supp. 75-1269 and amendments thereto to the contrary: *Provided further*, That all such fees received shall be deposited in the state treasury in accordance with the provisions of K.S.A. 75-4215 and amendments thereto and shall be credited to the architectural services recovery fund.

(c) During the fiscal year ending June 30, 2007, notwithstanding the provisions of any statute or any rules and regulations to the contrary, in addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund for the above agency for fiscal year 2007 as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the above agency from the state general fund or from any special revenue fund for fiscal year 2007, for the secretary of administration to provide parking for state employees on state-owned parking lots located within the state capitol area, as defined by subsection (c) of K.S.A. 75-2240a and amendments thereto, without charge or cost to such employees for such park-

(continued)

ing: *Provided*, That this subsection shall not apply to parking garages or other parking structures in such state capitol area or to any state-owned parking lots for which revenues have been pledged to repay bonds issued for the construction of any of such parking garages, structures or lots: *Provided further*, That the secretary of administration shall continue to administer access to state-owned parking lots in the present manner, including use of hang tags and waiting lists for specific parking lots in order to ensure orderly parking: *And provided further*, That the secretary of administration shall make expenditures from moneys appropriated from the state buildings operating fund or any other special revenue funds for the purpose of maintaining the parking lots.

Sec. 60.

KANSAS RACING AND GAMING COMMISSION

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

For the fiscal year ending June 30, 2007..... \$39,829

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

For the fiscal year ending June 30, 2007..... \$0

*Provided*, That moneys deposited in the racing and gaming reserve fund for the fiscal year 2007 shall be subject to the provisions in section 61: *Provided further*, That any unencumbered balance in the racing and gaming reserve fund in excess of \$100 as of June 30, 2007, is hereby reappropriated for fiscal year 2008.

(c) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 80(a) of 2006 Senate Bill No. 480 on the state racing fund is hereby increased from \$2,446,877 to \$2,700,000.

(d) Notwithstanding the provisions of K.S.A. 74-8831 and amendments thereto or any other statute, the director of accounts and reports shall not make the transfer from the Kansas greyhound breeding development fund of the Kansas racing and gaming commission to the greyhound tourism fund of the department of commerce that is directed to be made on or before June 30, 2006, by subsection (b)(1) of K.S.A. 74-8831 and amendments thereto.

(e) On July 1, 2006, the director of accounts and reports shall not make the transfer from the state general fund to the tribal gaming fund of the above agency to be made on July 1, 2006, by section 80(b) of 2006 Senate Bill No. 480.

(f) On July 1, 2006, the director of accounts and reports shall transfer \$450,000 from the state general fund to the racing and gaming reserve fund of the above agency.

Sec. 61.

KANSAS RACING AND GAMING COMMISSION

(a) Notwithstanding the provisions of K.S.A. 74-8829, 74-8831 and 74-8838 and amendments thereto, or the provisions of any other statute, moneys in the horse fair racing benefit fund, the Kansas horse breeding development fund, and the Kansas greyhound breeding development fund may be transferred to the state racing fund for the purpose of supplementing the revenues during fiscal year 2006 and fiscal year 2007 as determined under provisions of subsections (b) and (c) of this section.

(b) During the fiscal year ending June 30, 2006, the director of the budget and the director of the legislative research department shall consult periodically and review the balance in and the estimated receipts to be credited to the state racing fund during fiscal year 2006 and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance

and estimated receipts to be credited to the state racing fund during fiscal year 2006 are insufficient to finance the budgeted expenditures for fiscal year 2006 in accordance with the provisions of appropriation acts, the director of the budget shall certify to the director of accounts and reports such finding and the amount or amounts of money to be transferred to the state racing fund pursuant to this subsection. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount or amounts of money as certified from the horse fair racing benefits fund, the Kansas horse breeding development fund, and the Kansas greyhound breeding development fund to the state racing fund that are required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2006 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(c) During the fiscal year ending June 30, 2007, the director of the budget and the director of the legislative research department shall consult periodically and review the balance in and the estimated receipts to be credited to the state racing fund during fiscal year 2007 and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the state racing fund during fiscal year 2007 is insufficient to finance the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, the director of the budget shall certify to the director of accounts and reports such finding and the amount or amounts of money to be transferred to the state racing fund pursuant to this subsection. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount or amounts of money as certified from the horse fair racing benefits fund, the Kansas horse breeding development fund, and the Kansas greyhound breeding development fund to the state racing fund that are required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(d) During the fiscal year ending June 30, 2007, the director of the budget and the director of the legislative research department shall consult periodically and review the balance in and the estimated receipts to be credited to the state racing fund during fiscal year 2007 and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the state racing fund during fiscal year 2007 is insufficient to finance the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, the director of the budget shall certify to the director of accounts and reports such finding and the amount or amounts of money to be transferred to the state racing fund pursuant to this subsection. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount or amounts of money as certified from the racing and gaming reserve fund to the state racing fund that are required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification. No transfer to the state racing fund made during fiscal year 2007 pursuant to this subsection shall be deemed to be a loan from the state general fund and no such transfer shall be subject to the provisions of K.S.A. 74-8826 and amendments thereto regarding repayment of loans to the state general fund.

(e) (1) During the fiscal year ending June 30, 2007, the director of the budget and the director of the legislative research de-



partment shall consult periodically and review the balance in and the estimated receipts to be credited to the tribal gaming fund during fiscal year 2007, and, upon a finding by the director of the budget in consultation with the director of the legislative research department that the total of the unencumbered balance and estimated receipts to be credited to the tribal gaming fund during fiscal year 2007 is insufficient to finance the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, the director of the budget shall certify to the director of accounts and reports such finding and the amount or amounts of money to be transferred to the tribal gaming fund pursuant to this subsection. Upon receipt of any such certification, the director of accounts and reports shall transfer the amount or amounts of money as certified from the racing and gaming reserve fund to the tribal gaming fund that are required, in accordance with the certification by the director of the budget under this subsection, to fund the budgeted expenditures for fiscal year 2007 in accordance with the provisions of appropriation acts, as specified by the director of the budget pursuant to such certification.

(2) During the fiscal year ending June 30, 2007, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the state gaming agency from the tribal gaming fund to the racing and gaming reserve fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the racing and gaming reserve fund for the amount equal to the net amount obtained by subtracting (A) the aggregate of any costs incurred by the state gaming agency during fiscal year 2007 for any arbitration or litigation in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act, from (B) the aggregate of the amounts transferred to the tribal gaming fund of the Kansas racing and gaming commission pursuant to subsection (e)(1) during fiscal year 2007 for the operating expenditures for the state gaming agency and any other expenses incurred in connection with the administration and enforcement of tribal-state gaming compacts or the provisions of the tribal gaming oversight act.

(f) During the fiscal year ending June 30, 2007, the director of accounts and reports shall transfer one or more amounts certified by the executive director of the Kansas racing and gaming commission from the racing and gaming reserve fund to the state general fund: *Provided*, That all such transfers shall be for the purpose of reimbursing the state general fund for the amounts reimbursed by the state gaming agency to the racing and gaming reserve fund under subsection (e)(2) less any amounts required for transfer during fiscal year 2007 under subsection (d).

Sec. 62.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) There is appropriated from the above agency from the state general fund for the fiscal year or years specified, the following: Actuarial cost of Senate Bill No. 270 benefits enhancements

For the fiscal year ending June 30, 2007..... \$300,000

(b) In addition to the other purposes for which expenditures may be made by the above agency from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, as authorized by 2006 Senate Bill No. 480, by this act or by any other appropriation act of the 2006 regular session of the legislature, the Kansas public employees retirement system may make expenditures from moneys appropriated from the state general fund or any special revenue fund for the fiscal year ending June 30, 2007, to assist the joint committee on pensions, investments and benefits in conducting a study of the state's deferred compensation plan, its operation and administration, and its relationship to the defined benefit plans offered to state employees by the Kansas public employees retirement system: *Provided*, That the joint committee

on pensions, investments and benefits shall conduct a study during the 2006 interim period, with the assistance of the Kansas public employees retirement system, of the state's deferred compensation plan and shall include in its report to the 2007 legislature any findings and recommendations regarding the state's deferred compensation plan.

Sec. 63.

DEPARTMENT OF WILDLIFE AND PARKS

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

For the fiscal year ending June 30, 2007.....	\$12,000
State parks operating expenditures	
For the fiscal year ending June 30, 2007.....	\$2,135,000
For the fiscal year ending June 30, 2008.....	\$800,000
State parks capital improvement projects	
For the fiscal year ending June 30, 2007.....	\$1,900,000

*Provided*, That all proposed expenditures from the state parks capital improvement projects account for state parks capital improvement projects shall be reviewed by the joint committee on state building construction after the inclusion in the agency's five-year capital improvement plan which shall be submitted to the joint committee for review after July 1, 2006: *Provided further*, That no expenditures shall be made from the state parks capital improvement projects account for capital outlay.

(b) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 122(b) of 2006 Senate Bill No. 480 on the parks fee fund is hereby decreased from \$5,407,660 to \$4,607,660.

(c) In addition to the other purposes for which expenditures may be made from moneys appropriated from the state parks operating expenditures account of the state general fund for fiscal year 2007 and fiscal year 2008 for the department of wildlife and parks, as authorized by subsection (a) of this section or other appropriations acts of the 2006 regular session of the legislature, and notwithstanding the provisions of K.S.A. 32-901 and amendments thereto, K.A.R. 115-2-2 and amendments thereto, or any other statute or rule and regulation, the secretary of wildlife and parks shall make expenditures for fiscal year 2007 and fiscal year 2008 to provide access to all state parks at one-half price admissions for annual motor vehicle permits or motor vehicle daily permits for entrance to state parks listed in K.S.A. 32-837 and amendments thereto for the period January 1, 2007, to December 31, 2007.

(d) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 122(b) of 2006 Senate Bill No. 480 on the wildlife fee fund is hereby increased from \$18,824,955 to \$20,266,380.

(e) On July 1, 2006, the expenditure limitation established for the fiscal year ending June 30, 2007, by section 122(b) of 2006 Senate Bill No. 480 on the boating fee fund is hereby increased from \$857,568 to \$993,568.

~~(f) During the fiscal year ending June 30, 2007, notwithstanding the provisions of any other statute, no expenditures shall be made by the department of wildlife and parks from any moneys appropriated for the department of wildlife and parks from the state general fund or any special revenue fund for fiscal year 2007, as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, for pumping or transportation of groundwater to playa lake or other wetland properties of the department of wildlife and parks that are located within the region of the high plains aquifer. *Provided, however*, That the department of wildlife and parks may make expenditures from the department of wildlife and parks private gifts and donations fund of moneys received by the department of wildlife and parks from non-governmental sources for pumping or transportation of groundwater to playa~~

(continued)

~~lake or other wetland properties of the department of wildlife and parks that are located within the region of the high plains aquifer.~~

~~(g) During the fiscal year ending June 30, 2006, and the fiscal year ending June 30, 2007, notwithstanding the provisions of any other statute, rule and regulation, governor's budget report, or executive directive to the contrary, the secretary of wildlife and parks shall make expenditures from the state general fund accounts and from any accounts of special revenue funds appropriated for the department of wildlife and parks during fiscal year 2006 and fiscal year 2007 to retain 25 motor vehicles previously scheduled for elimination by July 1, 2006, as part of the governor's recommendation in the governor's fiscal year 2007 budget report concerning fleet size and a proposed reduction of a total of 200 motor vehicles from state agencies by July 1, 2007.~~

Sec. 64. (a) No moneys appropriated from the state general fund or from any special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature shall be expended for the purchase of replacement vehicles of 12,000 pounds or less of gross vehicle weight rating by any state agency, except for the Kansas highway patrol and the replacement of wrecked vehicles certified by the director of the budget: *Provided*, That expenditures may be made after the additional requirements for expenditures prescribed in subsections (b) and (c) of this section have been met.

(b) The secretary of administration shall present to the legislative budget committee a report (1) detailing the costs and benefits of the governor's current replacement policy for the purchase of replacement vehicles of 12,000 pounds or less of gross vehicle weight during fiscal year 2007; (2) documenting the advantages and disadvantages for the elimination of the central motor pool; (3) describing the costs and benefits of the existing state contract for short-term rental vehicles and the problems with administering the provisions of the contract; and (4) certifying that expenditures for all replacement vehicles included in agency budgets approved for fiscal year 2007 conform to the governor's vehicle replacement policy.

(c) The director of the budget shall certify to the director of accounts and reports that the report to the legislative budget committee required in subsection (b) of this section has been presented: *Provided*, That the director of accounts and reports shall authorize expenditures for replacement vehicles following certification by the director of the budget under this section.

Sec. 65.

STATE BOARD OF TAX APPEALS

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

For the fiscal year ending June 30, 2007..... \$30,335

*Provided*, That, if 2006 House Substitute for Senate Bill No. 337 is not passed by the legislature during the 2006 regular session and enacted into law, then, on July 1, 2006, the \$30,335 appropriated for the above agency for the fiscal year ending June 30, 2007, by this section from the state general fund in the operating expenditures account is hereby lapsed.

Sec. 66. (a) To pay the proportionate share of the cost to the Kansas highway patrol for the salary increases specified in section 128(q)(1) of 2006 Senate Bill No. 480, including associated employer contributions, for officers and employees of the Kansas highway patrol, upon recommendation of the director of the budget, the state finance council, acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto, except paragraph (3) of such subsection (c), is hereby authorized to approve an amount or

amounts to be transferred on one or more dates during fiscal year 2007 from the state general fund to the Kansas highway patrol operations fund of the Kansas highway patrol for the purpose of financing the cost of such salary increases, including associated employer contributions, for the Kansas highway patrol: *Provided*, That upon such approval, the director of the budget shall certify the amount or amounts approved to be transferred for such purpose and the date or dates specified therefor: *Provided further*, That, upon receipt of such certification, the director of accounts and reports shall transfer the amount or amounts certified from the state general fund to the Kansas highway patrol operations fund of the Kansas highway patrol in accordance with such certification.

(b) To pay the proportionate share of the cost to the department of revenue for the salary increases specified in section 128(q)(1) of 2006 Senate Bill No. 480, including associated employer contributions, for officers and employees of the department of revenue, upon recommendation of the director of the budget, the state finance council, acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto, except paragraph (3) of such subsection (c), is hereby authorized to approve an amount or amounts to be transferred on one or more dates during fiscal year 2007 from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue for the purpose of financing the cost of such salary increases, including associated employer contributions, for the department of revenue: *Provided*, That upon such approval, the director of the budget shall certify the amount or amounts approved to be transferred for such purpose and the date or dates specified therefor: *Provided further*, That, upon receipt of such certification, the director of accounts and reports shall transfer the amount or amounts certified from the state highway fund of the department of transportation to the division of vehicles operating fund of the department of revenue in accordance with such certification.

(c) To pay the proportionate share of the cost to the state fire marshal for the salary increases specified in section 128(q)(1) of 2006 Senate Bill No. 480, including associated employer contributions, for officers and employees of the hazardous materials program of the state fire marshal, upon recommendation of the director of the budget, the state finance council, acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in subsection (c) of K.S.A. 75-3711c and amendments thereto, except paragraph (3) of such subsection (c), is hereby authorized to approve an amount or amounts to be transferred on one or more dates during fiscal year 2007 from the fire marshal fee fund of the state fire marshal to the hazardous materials program fund of the state fire marshal for the purpose of financing the cost of such salary increases, including associated employer contributions, for the state fire marshal: *Provided*, That upon such approval, the director of the budget shall certify the amount or amounts approved to be transferred for such purpose and the date or dates specified therefor: *Provided further*, That, upon receipt of such certification, the director of accounts and reports shall transfer the amount or amounts certified from the fire marshal fee fund of the state fire marshal to the hazardous materials program fund of the state fire marshal in accordance with such certification.

Sec. 67. (a) During the fiscal year 2006 and fiscal year 2007, for each state agency named in section 79 of chapter 174 of the 2005 Session Laws of Kansas, in 2006 Senate Bill No. 480, in this act or in any other appropriation act of the 2006 regular session of the legislature, except as otherwise provided by this section, that has one or more sales of motor vehicles under the 12,000 pounds of gross vehicle weight rating, the director of accounts

and reports shall transfer to the state general fund, upon certification of the director of the budget, from each special revenue fund account into which all or a portion of the sales proceeds have been deposited, the proceeds of all such sales, subject to the further limitations prescribed by this section on the type of moneys that may be transferred, in accordance with the certification by the director of the budget. The director of the budget shall transmit a copy of each such certification to the director of the legislative research department.

(b) The director of the budget shall administer this section in a manner to ensure that no net sales proceeds that are deposited in special revenue fund accounts are transferred to the state general fund if any federal law or regulation prohibits such transfer or, if the state agency fee funds involved have restrictions on the lawful uses of the moneys collected under state law or rules and regulations that would prohibit such transfers.

(c) Nothing in this section shall require the transfer of money derived from the sale of any motor vehicles in accordance with K.S.A. 27-311 *et seq.*, and amendments thereto, K.S.A. 75-6601 *et seq.*, and amendments thereto, or subsection (f) of K.S.A. 75-3707 and amendments thereto, except that all moneys transferred to state agencies that was derived from surplus property sales of motor vehicles under K.S.A. 75-6601 *et seq.*, and amendments thereto, shall be subject to transfer to the state general fund under this section upon determination by the director of the budget and in accordance with procedures established under this section. Moneys from the sales of vehicles that are retained by the surplus property program to fund its operating expenditures shall not be subject to this section.

(d) The provisions of this section shall not apply to:

(1) The health care stabilization fund of the health care stabilization fund board of governors;

(2) any moneys held in trust in a trust fund or held in trust in any other special revenue fund of any state agency;

(3) any account of the Kansas educational building fund or the state institutions building fund;

(4) any special revenue fund of the Kansas highway patrol;

(5) any special revenue fund of any state educational institution under the control and supervision of the state board of regents; or

(6) any fund in the state treasury, as determined by the director of the budget, that would experience financial or administrative difficulties as a result of executing the provisions of this section, including, but not limited to, cash-flow problems, the inability to meet ordinary expenditure obligations, or any conflicts with prevailing contracts, compacts or other provisions of law.

Sec. 68. (a) On June 30, 2007, notwithstanding the provisions of K.S.A. 38-2101 or 38-2102, and amendments thereto, or any other statute, the director of accounts and reports shall transfer the amount equal to the unencumbered balance in the children's initiatives fund, exclusive of any moneys attributable to any certificate of indebtedness issued pursuant to K.S.A. 75-3725a, and amendments thereto, from the children's initiatives fund to the children's initiatives reserve fund, which is hereby established in the state treasury: *Provided*, That the amount transferred to the children's initiatives reserve fund pursuant to this subsection shall be reserved for purposes to be prescribed by law: *Provided further*, That the state finance council shall have no authority to approve any transfer of moneys from the children's initiatives reserve fund, to authorize or approve any expenditure of moneys from the children's initiatives reserve fund, or to increase any expenditure limitation on the children's initiatives reserve fund: *And provided further*, That no expenditures shall be authorized or made from the children's initiatives reserve fund by any state agency, except upon specific authorization therefor by appropriation act of the legislature.

(b) On July 1, 2007, the director of the budget shall certify to the director of accounts and reports the amount equal to 25% of the balance of moneys credited to the children's initiatives reserve fund on July 1, 2007, and shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the children's initiatives reserve fund to the children's initiatives fund: *Provided*, That the amount transferred from the children's initiatives reserve fund to the children's initiatives fund shall be available for appropriation or transfer for fiscal year 2008 and each fiscal year thereafter as provided by appropriation act of the legislature.

(c) On July 1, 2008, the director of the budget shall certify to the director of accounts and reports the amount equal to one-third of the balance of moneys credited to the children's initiatives reserve fund on July 1, 2008, and shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the children's initiatives reserve fund to the children's initiatives fund: *Provided*, That the amount transferred from the children's initiatives reserve fund to the children's initiatives fund shall be available for appropriation or transfer for fiscal year 2009 and each fiscal year thereafter as provided by appropriation act of the legislature.

(d) On July 1, 2009, the director of the budget shall certify to the director of accounts and reports the amount equal to 50% of the balance of moneys credited to the children's initiatives reserve fund on July 1, 2009, and shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the children's initiatives reserve fund to the children's initiatives fund: *Provided*, That the amount transferred from the children's initiatives reserve fund to the children's initiatives fund shall be available for appropriation or transfer for fiscal year 2010 and each fiscal year thereafter as provided by appropriation act of the legislature.

(e) On July 1, 2010, the director of the budget shall certify to the director of accounts and reports the amount equal to all of the remaining balance of moneys credited to the children's initiatives reserve fund on July 1, 2010, and shall transmit a copy of such certification to the director of the legislative research department. Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the children's initiatives reserve fund to the children's initiatives fund: *Provided*, That the amount transferred from the children's initiatives reserve fund to the children's initiatives fund shall be available for appropriation or transfer for fiscal year 2011 and each fiscal year thereafter as provided by appropriation act of the legislature.

Sec. 69.

#### DEPARTMENT OF ADMINISTRATION

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

For the fiscal year ending June 30, 2007..... \$0

~~Sec. 70. (a) On and after the effective date of this act, during the fiscal years ending June 30, 2006, June 30, 2007, and June 30, 2008, no expenditures shall be made from any moneys appropriated for the department of administration or any other state agency from the state general fund or any special revenue fund for fiscal year 2006, fiscal year 2007 or fiscal year 2008 by chapter~~

(continued)

~~174 or 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480, or by this or other appropriation act of the 2006 regular session of the legislature for the purpose of permanently leveling the tiered floor on the chamber of the house of representatives in the Kansas statehouse. *Provided*, That no moneys appropriated from the state general fund or any special revenue fund by chapter 174 or 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480, or by this or other appropriation act of the 2006 regular session of the legislature for fiscal year 2006, fiscal year 2007 or fiscal year 2008 shall be expended by any state agency, as defined by K.S.A. 75-3701, and amendments thereto, for any purpose to permanently remove or otherwise permanently level the tiered floor in the chamber of the house of representatives.~~

~~(b) In addition to the other purposes for which expenditures may be made by the department of administration from the state general fund or any special revenue fund for fiscal year 2007 as authorized by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, expenditures shall be made by the department of administration from the state general fund or any special revenue fund for fiscal year 2007 to provide for such redesigning, planning and other matters as may be required under the relevant portion or portions of the capital improvement project for the preservation and restoration of the Kansas statehouse that relate to the chamber of the house of representatives to continue the tiered floor of the chamber of the house of representatives in existence.~~

Sec. 71. (a) During the fiscal years ending June 30, 2006, and June 30, 2007, expenditures shall be made from any moneys appropriated for the Kansas health policy authority, department of administration and the department of social and rehabilitation services from the state general fund or any special revenue fund for fiscal year 2006 or fiscal year 2007 by chapter 174 or 206 of the 2005 Session Laws of Kansas, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature to prepare and submit amendments or waivers to the medicaid state plan to comply with federal requirements regarding the provision of mental health services by any willing, qualified provider: *Provided*, That any program established by such amendment or waiver shall require providers to associate with a community mental health center before being allowed to provide medicaid funded mental health services: *Provided further*, That all community mental health centers are directed to establish such agreements with additional willing providers to ensure that mental health services to children and youth are delivered appropriately: *And provided further*, That community mental health centers shall retain a portion of the medicaid payment, including federal and state shares, for services provided by an associated provider in an amount not to exceed the cost to the community mental health center for necessary administrative services: *And provided further*, That such costs shall not exceed 18% of the total medicaid payment, including federal and state shares.

Sec. 72.

SECRETARY OF STATE

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

For the fiscal year ending June 30, 2007..... \$80,064

(b) On July 1, 2006, the position limitation established for the fiscal year ending June 30, 2007, by section 125(a) of 2006 Senate Bill No. 480 for the secretary of state is hereby increased from 54.00 to 55.00.

Sec. 73. (a) Whereas, as was stated in the introduction to chapter three of the report of the President’s Council on Bioethics, Human Cloning and Human Dignity: An Ethical Inquiry, Washington, D.C., July 2002, pertaining to the importance of careful

use of names, “Fruitful discussion of the ethical and policy issues raised by the prospects of human cloning — as with any other matter — can proceed only if we can find appropriate and agreed-upon terms for describing the processes and products involved. Before we can get to possible moral or policy arguments or disagreements, we need to agree about what to call that about which we are arguing. As a contribution to public understanding, we emphasize that this is not an easy thing to do, and we indicate how and why we have gone about making our terminological choices.”

(b) Therefore, in addition to the other purposes for which expenditures may be made by the legislature from moneys appropriated in the operations (including official hospitality) account of the state general fund of the legislature or in the legislative special revenue fund for the fiscal year ending June 30, 2007, by 2006 Senate Bill No. 480 or by this or other appropriation act of the 2006 regular session of the legislature, the legislature shall make expenditures for a special committee to conduct an interim study on human cloning using the report of the President’s Council on Bioethics, Human Cloning and Human Dignity: An Ethical Inquiry, Washington, D.C., July 2002, as a foundation for terminology in discussing human cloning.

Sec. 74. No moneys appropriated from the state general fund or from any special revenue fund for the fiscal year ending June 30, 2007, by this act or any other appropriation act of the 2006 regular session of the legislature shall be expended to pay for the employment of or to contract for employment with any individual who is an undocumented, illegal alien.

Sec. 75. On July 1, 2006, K.S.A. 2005 Supp. 75-6702 is hereby amended to read as follows: 75-6702. (a) The last appropriation bill passed in any regular session of the legislature shall be the omnibus reconciliation spending limit bill. Each bill which is passed during a regular session of the legislature and which appropriates or transfers money from the state general fund for the ensuing fiscal year shall contain a provision that such bill shall take effect and be in force from and after the effective date of the omnibus reconciliation spending limit bill for that regular session of the legislature or from and after such effective date and a subsequent date or an event occurring after such effective date.

(b) Except as provided in subsection (c), the maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the 2004 regular session of the legislature and each regular session of the legislature thereafter, is hereby fixed so that there will be an ending balance in the state general fund for the ensuing fiscal year that is equal to 7½% or more of the total amount authorized to be expended or transferred by demand transfer from the state general fund in such fiscal year.

(c) The provisions of subsection (b) are hereby suspended for the fiscal year ending June 30, 2006 2007, and shall not prescribe a maximum amount of expenditures and demand transfers from the state general fund that may be authorized by act of the legislature during the 2005 2006 regular session of the legislature.

Sec. 76. On July 1, 2006, K.S.A. 2005 Supp. 75-6702 is hereby repealed.

Sec. 77. *Appeals to exceed position limitations.* The limitations imposed by this act on the number of full-time and regular part-time positions equated to full-time, excluding seasonal and temporary positions, paid from appropriations for the fiscal years ending June 30, 2006, or ending June 30, 2007, made in chapter 174 or chapter 206 of the 2005 Session Laws of Kansas or in this act or in any other appropriation act of the 2006 regular session of the legislature may be exceeded upon approval of the state finance council.

Sec. 78. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance

council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the state economic development initiatives fund, the children's initiatives fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any of such funds.

Sec. 79. *Savings.* (a) Any unencumbered balance as of June 30, 2006, in any special revenue fund, or account thereof, of any state agency named in this act which is not otherwise specifically appropriated or limited by this or other appropriation act of the 2006 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2007, for the same use and purpose as the same was heretofore appropriated.

(b) Any unencumbered balance as of June 30, 2006, in any special revenue fund, or account thereof, of any state agency named in section 79 of chapter 174 of the 2005 Session Laws of Kansas which is not otherwise specifically appropriated or limited for fiscal year 2007 by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature, is hereby appropriated for fiscal year 2007 for the same use and purpose as the same was heretofore appropriated.

(c) This section shall not apply to the state economic development initiatives fund, the children's initiatives fund, the state water plan fund, the Kansas endowment for youth fund, the Kansas educational building fund, the state institutions building fund, or the correctional institutions building fund, or to any account of any of such funds.

Sec. 80. During the fiscal year ending June 30, 2007, all moneys which are lawfully credited to and available in any bond special revenue fund, which are not otherwise specifically appropriated or limited by this or other appropriation act of the 2006 regular session of the legislature, are hereby appropriated for the fiscal year ending June 30, 2007, for the state agency for which the bond special revenue fund was established for the purposes authorized by law for expenditures from such bond special revenue fund. As used in this section, "bond special revenue fund" means any special revenue fund or account thereof established in the state treasury prior to or on or after the effective date of this act for the deposit of the proceeds of bonds issued by the Kansas development finance authority, for the payment of debt service for bonds issued by the Kansas development finance authority, or for any related purpose in accordance with applicable bond covenants.

Sec. 81. *Federal grants.* (a) During the fiscal year ending June 30, 2007, each federal grant or other federal receipt which is received by a state agency named in this act and which is not otherwise appropriated to that state agency by this or other appropriation act of the 2006 regular session of the legislature, is hereby appropriated for the fiscal year ending June 30, 2007, for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom. This subsection shall not apply to any state agency named in section 79 of chapter 174 of the 2005 Session Laws of Kansas.

(b) During the fiscal year ending June 30, 2007, each federal grant or other federal receipt which is received by a state agency named in section 79 of chapter 174 of the 2005 Session Laws of Kansas and which is not otherwise appropriated to that state agency for fiscal year 2007 by this or other appropriation act of the 2005 regular session of the legislature, is hereby appropriated for fiscal year 2007 for that state agency for the purpose set forth in such federal grant or receipt, except that no expenditure

shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, for fiscal year 2007, until the governor has authorized the state agency to make expenditures from such federal grant or other federal receipt for fiscal year 2007.

(c) In addition to the other purposes for which expenditures may be made by any state agency which is named in chapter 174 or chapter 206 of the 2005 Session Laws of Kansas in this or other appropriation act of the 2005 regular session of the legislature and which is not otherwise authorized by law to apply for and receive federal grants, expenditures may be made by such state agency from moneys appropriated for fiscal year 2007 by chapter 174 or chapter 206 of the 2005 Session Laws of Kansas or by this or other appropriation act of the 2006 regular session of the legislature to apply for and receive federal grants during fiscal year 2007, which federal grants are hereby authorized to be applied for and received by such state agencies: *Provided*, That no expenditure shall be made from and no obligation shall be incurred against any such federal grant or other federal receipt, which has not been previously appropriated or reappropriated or approved for expenditure by the governor, until the governor has authorized the state agency to make expenditures therefrom.

Sec. 82. (a) Any correctional institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2006 regular session of the legislature, and having an unencumbered balance as of June 30, 2006, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2007, for the same uses and purposes as originally appropriated unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any account of the correctional institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2005.

Sec. 83. (a) Any Kansas educational building fund appropriation heretofore appropriated to any institution named in this or other appropriation act of the 2006 regular session of the legislature and having an unencumbered balance as of June 30, 2006, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2007, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any account of the Kansas educational building fund that was encumbered for any fiscal year commencing prior to July 1, 2005.

Sec. 84. (a) Any state institutions building fund appropriation heretofore appropriated to any state agency named in this or other appropriation act of the 2006 regular session of the legislature and having an unencumbered balance as of June 30, 2006, in excess of \$100 is hereby reappropriated for the fiscal year ending June 30, 2007, for the same use and purpose as originally appropriated, unless specific provision is made for lapsing such appropriation.

(b) This section shall not apply to the unencumbered balance in any account of the state institutions building fund that was encumbered for any fiscal year commencing prior to July 1, 2005.

Sec. 85. Any transfers of money during the fiscal year ending June 30, 2007, from any special revenue fund of any state agency named in this act to the audit services fund of the division of post audit under K.S.A. 46-1121 and amendments thereto shall

(continued)

be in addition to any expenditure limitation imposed on any such fund for the fiscal year ending June 30, 2007.

Sec. 86. During the fiscal year ending June 30, 2007, each state agency named in this act that has a cost reduction for which an employee suggestion bonus is paid pursuant to subsection (f) of K.S.A. 2005 Supp. 75-37,105, and amendments thereto, shall transfer (1) from each state general fund appropriation or reappropriation account for fiscal year 2007 from which all or part of such cost reduction has been realized to the state general fund, in accordance with subsection (f) of K.S.A. 2005 Supp. 75-37,105, and amendments thereto, the amount equal to 80% of the cost reduction which is attributed to such account, and (2) from each special revenue fund, excluding federal funds, for fiscal year 2007 from which all or part of such cost reduction has been realized to the state general fund, in accordance with subsection (f) of K.S.A. 2005 Supp. 75-37,105, and amendments thereto, the amount equal to 80% of the cost reduction which is attributed to such special revenue fund, excluding federal funds.

Sec. 87. This act shall take effect and be in force from and after its publication in the Kansas register.

Message from the Governor

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I hereby return Senate Substitute for House Bill No. 2968 with my signature approving the bill, except for the items enumerated below.

Health Policy Authority

Business Health Partnership

Section 35(d) has been line item vetoed in its entirety. I veto removal of the \$500,000 from the State General Fund for FY 2007 for the Business Health Partnership that was approved by the 2006 Legislature in SB 480, the MEGA bill. This pilot program was originally requested by the Business Health Policy Committee, which was created by the Legislature with the intention of providing small businesses access to health coverage at an affordable rate. The Committee includes business leaders and legislators. The Health Policy Authority has already presented a request for proposals and undertaken a considerable amount of other preparation work to implement this program. Leaving this \$500,000 appropriation in the

budget allows the Business Health Partnership to go forward.

Department of Wildlife & Parks

Playa Lakes Groundwater

Section 63(f) has been line item vetoed in its entirety. I veto this portion of the bill, which would not allow any state funds to be used to pump or transport water to playa lakes or other wetlands in the region of the high plains aquifer belonging to the Department of Wildlife and Parks. The playa lakes and wetlands affected by this proviso are important components of the national flyway for both shore birds and waterfowl. In addition, they are important open public hunting facilities. The water rights that have been granted for the purpose of maintaining these resources are appropriately dealt with in the Water Appropriations Act and should not be limited or changed through a proviso in an appropriations bill.

Motor Vehicles

Section 63(g) has been line item vetoed in its entirety. This item would require the Department of Wildlife and Parks to retain 25 vehicles in the agency fleet. Over the last three years, all agencies have been examining their vehicle fleets in an attempt to reduce them to the most efficient level possible. Requiring an agency to retain vehicles that they may not need does not promote efficient management.

Legislature

Tiered Floor of House Chamber

Section 70 has been line item vetoed in its entirety. I veto Section 70, which prohibits the use of any expenditures to level permanently the tiered floor in the Kansas House chamber. This section would alter the plan for Statehouse renovation agreed to by the Capitol Restoration Committee and would create problems in meeting ADA requirements. A level floor allows full seating for the House members and maximum access for people with disabilities.

Dated May 24, 2006.

Kathleen Sebelius
Governor

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

Table with 3 columns: Reg. No., Action, Register. Lists regulations 1-1-1 through 1-2-30.

Table with 3 columns: Regulation Number, Status, Date. Lists regulations 1-2-31 through 1-6-27.

Table with 3 columns: Regulation Number, Status, Date. Lists regulations 1-6-29 through 1-11-1.

Table with 3 columns: Regulation Number, Status, Date. Lists regulations 1-6-32 through 1-11-1.

Table with 3 columns: Regulation Number, Status, Date. Lists regulations 1-6-32 through 1-11-1.

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. 25, p. 379
4-8-27	Amended (T)	V. 25, p. 380
4-8-33	Amended (T)	V. 25, p. 380
4-8-34	Amended (T)	V. 25, p. 380
4-8-42	Amended (T)	V. 25, p. 380
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 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES**

Reg. No.	Action	Register
5-16-1	Amended	V. 24, p. 1850
5-16-5	Amended	V. 24, p. 1850

**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
7-43-1		
through		
7-43-6	New	V. 24, p. 1829, 1830

**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
9-32-1		
through		
9-32-8	New (T)	V. 25, p. 46-48
9-32-1		
through		
9-32-8	New	V. 25, p. 375-378

**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
11-3-1		
through		
11-3-10	Amended	V. 25, p. 250, 251
11-3-11	New	V. 25, p. 252
11-3-12	New	V. 25, p. 252
11-11-1		
through		
11-11-7	Revoked	V. 24, p. 1798

**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 22: STATE FIRE MARSHAL**

Reg. No.	Action	Register
22-8-2	Amended	V. 25, p. 274
22-8-3	Amended	V. 25, p. 275
22-8-5	Amended	V. 25, p. 275
22-8-8		
through		
22-8-14	New	V. 25, p. 276, 277
22-8-17	New	V. 25, p. 277

**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
28-1-2	Amended	V. 25, p. 413
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
28-35-135	Revoked	V. 24, p. 1830
28-35-135a		
through		
28-35-135i	New	V. 24, p. 1830
28-35-135k		
through		
28-35-135y	New	V. 24, p. 1830
28-35-136	Revoked	V. 24, p. 1830
28-35-148	New	V. 24, p. 1830
28-35-154	Amended	V. 24, p. 1830
28-35-160	Amended	V. 24, p. 1830
28-35-162	Amended	V. 24, p. 1830
28-35-167	New	V. 24, p. 1830
28-35-168	New	V. 24, p. 1830
28-35-169	New	V. 24, p. 1830
28-35-175a	Amended	V. 24, p. 1830
28-35-176a	Amended	V. 24, p. 1830
28-35-177a	Amended	V. 24, p. 1830
28-35-178a	Amended	V. 24, p. 1830
28-35-178b	Amended	V. 25, p. 256
28-35-178j	New	V. 24, p. 1830
28-35-180a	Amended	V. 24, p. 1830
28-35-180b	New	V. 24, p. 1830
28-35-181e	Amended	V. 24, p. 1830
28-35-181g	Amended	V. 24, p. 1830
28-35-181h	Amended	V. 24, p. 1830
28-35-181i		
28-35-181j		
28-35-181k		
28-35-181l		
28-35-181m		
28-35-181s		
28-35-184a	Amended	V. 24, p. 1830
28-35-184b	Amended	V. 24, p. 1830
28-35-185a	Amended	V. 24, p. 1830
28-35-193b	Revoked	V. 24, p. 1830
28-35-195a	Amended	V. 24, p. 1830
28-35-199a	Revoked	V. 24, p. 1830
28-35-204	New	V. 24, p. 1830
28-35-205	New	V. 24, p. 1830
28-35-205a	New	V. 24, p. 1830
28-35-205b	New	V. 24, p. 1830
28-35-206	New	V. 24, p. 1830
28-35-211c	New	V. 24, p. 1831
28-35-211d	Amended	V. 24, p. 1831
28-35-212a	Amended	V. 24, p. 1831
28-35-212b	Amended	V. 24, p. 1831
28-35-212d	Amended	V. 24, p. 1831
28-35-212e	Amended	V. 24, p. 1831
28-35-213b	Amended	V. 24, p. 1831
28-35-216a	Amended	V. 24, p. 1831
28-35-217a	Amended	V. 24, p. 1831
28-35-219a	Amended	V. 24, p. 1831
28-35-220a	Amended	V. 24, p. 1831
28-35-222a	Amended	V. 24, p. 1831
28-35-223a	Amended	V. 24, p. 1831
28-35-224a	Amended	V. 24, p. 1831
28-35-227d	Amended	V. 24, p. 1831
28-35-227f	Amended	V. 24, p. 1831
28-35-227g	Amended	V. 24, p. 1831
28-35-227h	Amended	V. 24, p. 1831
28-35-227j	Amended	V. 24, p. 1831
28-35-228a	Amended	V. 24, p. 1831
28-35-230a	Amended	V. 24, p. 1831
28-35-230b	Revoked	V. 24, p. 1831
28-35-230d	Amended	V. 24, p. 1831
28-35-231a	Amended	V. 24, p. 1831
28-35-231b	New	V. 24, p. 1831
28-35-231c	New	V. 24, p. 1831
28-35-241	Amended	V. 24, p. 1831
28-35-242	Amended	V. 24, p. 1831
28-35-242a	New	V. 24, p. 1831
28-35-242b	New	V. 24, p. 1831
28-35-243	Revoked	V. 24, p. 1831
28-35-243a	New	V. 24, p. 1831
28-35-244	Revoked	V. 24, p. 1831
28-35-244a	New	V. 24, p. 1831
28-35-247	Revoked	V. 24, p. 1831
28-35-247a	New	V. 24, p. 1831
28-35-248a	New	V. 24, p. 1831
28-35-249	Revoked	V. 24, p. 1831
28-35-250a	Revoked	V. 24, p. 1831
28-35-251	Amended	V. 24, p. 1831
28-35-252	Revoked	V. 24, p. 1831
28-35-253	Revoked	V. 24, p. 1831
28-35-254	Revoked	V. 24, p. 1831
28-35-255	Amended	V. 24, p. 1831
28-35-256	New	V. 25, p. 116
28-35-261	Revoked	V. 24, p. 1831
28-35-262	Revoked	V. 24, p. 1831
28-35-263	Revoked	V. 24, p. 1831
28-35-264	New	V. 24, p. 1831
28-35-274	Amended	V. 24, p. 1831
28-35-276	Amended	V. 24, p. 1831
28-35-277	Revoked	V. 24, p. 1831
28-35-277a	New	V. 24, p. 1831
28-35-278	Amended	V. 24, p. 1831
28-35-279	Amended	V. 24, p. 1831
28-35-280	Amended	V. 24, p. 1831
28-35-281	Amended	V. 24, p. 1831
28-35-282	Amended	V. 24, p. 1831
28-35-282a	New	V. 24, p. 1831
28-35-282b	New	V. 24, p. 1831
28-35-282c	New	V. 24, p. 1831
28-35-282d	New	V. 24, p. 1831
28-35-283	Amended	V. 24, p. 1831
28-35-284	Amended	V. 24, p. 1831
28-35-285	Amended	V. 24, p. 1831
28-35-287	Amended	V. 24, p. 1831
28-35-288	Amended	V. 24, p. 1831
28-35-289	Amended	V. 24, p. 1831
28-35-290	Amended	V. 24, p. 1831

(continued)

28-35-291	Amended	V. 24, p. 1831
28-35-292	New	V. 24, p. 1831
28-35-293	New	V. 24, p. 1831
28-35-298	Amended	V. 24, p. 1831
28-35-299	Amended	V. 24, p. 1831
28-35-308	Amended	V. 24, p. 1831
28-35-312	Revoked	V. 24, p. 1831
28-35-314	Amended	V. 24, p. 1831
28-35-316	Amended	V. 25, p. 116
28-35-318	Amended	V. 24, p. 1831
28-35-319	Amended	V. 24, p. 1831
28-35-333	Amended	V. 24, p. 1831
28-35-342	Amended	V. 24, p. 1831
28-35-343	Amended	V. 24, p. 1831
28-35-345	Amended	V. 24, p. 1831
28-35-346	Amended	V. 24, p. 1831
28-35-349	Amended	V. 24, p. 1831
28-35-350	Amended	V. 24, p. 1831
28-35-351	Amended	V. 24, p. 1831
28-35-352	Amended	V. 24, p. 1831
28-35-353	Amended	V. 24, p. 1831
28-35-354	Amended	V. 24, p. 1831
28-35-355	Amended	V. 24, p. 1831
28-35-357	Amended	V. 24, p. 1831
28-35-359	Amended	V. 24, p. 1831
28-35-359a	New	V. 24, p. 1831
28-35-360	Amended	V. 24, p. 1831
28-35-375	New	V. 24, p. 1832
28-35-400		
through		
28-35-411	New	V. 24, p. 1832
28-35-450	New	V. 24, p. 1832
28-35-500		
through		
28-35-505	New	V. 24, p. 1832
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
28-73-1		
through		
28-73-7	New	V. 25, p. 307-311

**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
30-5-118	Revoked	V. 25, p. 663
30-5-118b	Revoked	V. 25, p. 663
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
40-1-48	Amended	V. 25, p. 210
40-1-51	Amended	V. 24, p. 1735
40-2-14a	Amended	V. 24, p. 1735

40-2-14b	Revoked	V. 24, p. 1735
40-3-5	Amended	V. 25, p. 182
40-3-12	Amended	V. 25, p. 182
40-3-13	Amended	V. 24, p. 1371
40-3-18	Amended	V. 24, p. 1371
40-3-22	Amended	V. 25, p. 210
40-3-24	Amended	V. 24, p. 1371
40-3-40	Amended	V. 25, p. 212
40-3-43	Amended	V. 25, p. 183
40-3-44	Amended	V. 25, p. 212
40-3-46	Revoked	V. 25, p. 183
40-3-47	Amended	V. 25, p. 183
40-3-48	Amended	V. 25, p. 212
40-3-53	New (T)	V. 24, p. 15
40-3-53	New	V. 24, p. 615
40-4-25	Amended	V. 25, p. 278
40-4-35	Amended	V. 24, p. 1264
40-7-7	Amended	V. 24, p. 1829
40-7-7a	Revoked	V. 24, p. 1829
40-7-9	Amended	V. 24, p. 1829
40-7-22	Amended	V. 24, p. 1371
40-7-23	Amended	V. 24, p. 1371

**AGENCY 49: DEPARTMENT OF LABOR**

Reg. No.	Action	Register
49-49-1	Amended	V. 25, p. 25
49-49-1a	Amended	V. 25, p. 25

**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

**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
60-11-113	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
66-8-4	Amended	V. 25, p. 44
66-8-8	New	V. 24, p. 80
66-9-4	Amended	V. 25, p. 73
66-9-6	Amended	V. 24, p. 80
66-9-7	New	V. 24, p. 80
66-10-1	Amended	V. 25, p. 44
66-10-9	Amended	V. 25, p. 44
66-10-11	Amended	V. 25, p. 44
66-10-12	Amended	V. 25, p. 45
66-10-14	Amended	V. 25, p. 45
66-11-5	Amended	V. 25, p. 45
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
68-2-22	Amended	V. 25, p. 661
68-5-16	New (T)	V. 24, p. 1377
68-5-16	New	V. 25, p. 643

**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. 1828
71-8-1		
through		
71-8-9	New	V. 25, p. 99, 100

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-4-1a	Amended	V. 25, p. 609
74-4-7	Amended	V. 25, p. 610
74-4-8	Amended	V. 25, p. 610
74-5-2	Amended	V. 25, p. 611
74-5-101	Amended	V. 25, p. 612
74-5-102	Amended	V. 25, p. 612
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. 25, p. 613
74-5-203	Amended	V. 25, p. 613
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. 25, p. 613
74-11-7	Amended	V. 25, p. 614
74-11-15	Amended	V. 24, p. 798

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

Reg. No.	Action	Register
75-6-30	Amended	V. 24, p. 1849
75-6-31	Amended	V. 24, p. 1849
75-6-35	New	V. 24, p. 1849

**AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER**

Reg. No.	Action	Register
81-4-4	New (T)	V. 24, p. 1372
81-4-4	New	V. 24, p. 1775
81-5-15	New (T)	V. 24, p. 1372
81-5-15	New	V. 24, p. 1775

**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		
through		
82-4-3m	New (T)	V. 24, p. 97-122
82-4-3a		
through		
82-4-3m	New	V. 24, p. 463-488
82-4-3a	Amended	V. 25, p. 101
82-4-3a	Amended (T)	V. 25, p. 378

**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		
through		
91-35-4	Revoked	V. 24, p. 272

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-12-4	Revoked	V. 25, p. 252
92-12-4a	New	V. 25, p. 252
92-12-5	Revoked	V. 25, p. 254
92-12-113	New	V. 24, p. 423
92-12-120	New	V. 25, p. 254
92-12-121	New	V. 25, p. 254



92-12-130	New	V. 25, p. 254
92-19-22a	Amended	V. 25, p. 254
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
92-51-41	Amended	V. 25, p. 255
92-51-41a	New	V. 25, p. 255

**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 through 100-15-7	New	V. 24, p. 1113, 1114
100-25-1 through 100-25-5	New (T)	V. 24, p. 1874-1877
100-25-1 through 100-25-5	New	V. 25, p. 213-216
100-26-1	Amended (T)	V. 24, p. 1877
100-26-1	Amended	V. 25, p. 217
100-26-2	New (T)	V. 24, p. 1877
100-26-2	New	V. 25, p. 217
100-26-3	New (T)	V. 24, p. 1878
100-26-3	New	V. 25, p. 217
100-28a-14	Amended	V. 24, p. 1114
100-28a-17	New	V. 24, p. 1114
100-28a-18	New	V. 24, p. 1115
100-29-1	Amended	V. 25, p. 639
100-29-3	Amended	V. 25, p. 640
100-29-5	Revoked	V. 25, p. 640
100-29-6	Amended	V. 25, p. 640
100-29-8	Amended	V. 25, p. 640
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100-29-10	Amended	V. 25, p. 641
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100-29-13	Amended	V. 25, p. 643
100-29-15	New	V. 25, p. 643
100-54-1	Amended	V. 24, p. 1441
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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 through 100-73-6	New (T)	V. 24, p. 1142-1144
100-73-1 through 100-73-6	New	V. 24, p. 1443, 1444

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-1-5a	Amended	V. 25, p. 183
102-1-12	Amended	V. 25, p. 184
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
102-5-5	Amended	V. 25, p. 187
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
105-4-1	Amended	V. 25, p. 101
105-11-1	New (T)	V. 24, p. 1598
105-11-1	New	V. 25, p. 101

**AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION**

Reg. No.	Action	Register
108-1-1	Amended	V. 24, p. 1846
108-1-4	Amended	V. 25, p. 180

**AGENCY 110: DEPARTMENT OF COMMERCE**

Reg. No.	Action	Register
110-9-1 through 110-9-8	New	V. 25, p. 373-375
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 through 110-12-6	New	V. 24, p. 371
110-13-1 through 110-13-10	New	V. 24, p. 1209-1211
110-13-4	Amended	V. 25, p. 447

**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. A list of regulations filed by the Kansas Lottery from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 Kansas Register. The following regulations were filed after January 1, 2006:

Reg. No.	Action	Register
111-2-30	Amended	V. 25, p. 414
111-2-187	New	V. 25, p. 381
111-4-2342 through 111-4-2349	New	V. 25, p. 217-221
111-4-2350 through 111-4-2362	New	V. 25, p. 311-319
111-4-2363 through 111-4-2382	New	V. 25, p. 339-351
111-4-2383 through 111-4-2387	New	V. 25, p. 381-384
111-4-2389 through 111-4-2393	New	V. 25, p. 385, 386
111-4-2394 through 111-4-2404	New	V. 25, p. 415-422
111-5-126 through 111-5-138	New	V. 25, p. 386-390
111-5-139	New	V. 25, p. 423
111-6-1	Amended	V. 25, p. 222
111-7-81	Amended	V. 25, p. 319
111-9-130 through 111-9-133	New	V. 25, p. 351-353
111-11-1	Amended	V. 25, p. 223

**AGENCY 112: RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-4-1a	Amended	V. 24, p. 1851
112-10-5	Amended	V. 24, p. 1263
112-11-20	Amended	V. 24, p. 1852

**AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-2-1	Amended	V. 25, p. 335
115-2-4	Amended	V. 25, p. 336
115-3-2	Amended	V. 24, p. 148
115-4-2	Amended	V. 24, p. 420
115-4-4	Amended	V. 25, p. 662
115-4-4a	New	V. 24, p. 422
115-4-6	Amended	V. 25, p. 336
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

(continued)

123-12-201			123-12-1301	New	V. 24, p. 312	123-13-610	New	V. 24, p. 351
through			123-12-1302	New	V. 24, p. 312	123-13-701		
123-12-210	New	V. 24, p. 302, 303	123-12-1303	New	V. 24, p. 312	through		
123-12-301			123-12-1306	New	V. 24, p. 312	123-13-704	New	V. 24, p. 352, 353
through			123-12-1308	New	V. 24, p. 313	123-13-706	New	V. 24, p. 353
123-12-315	New	V. 24, p. 303-305	123-13-101	New	V. 24, p. 342	123-13-707	New	V. 24, p. 353
123-12-317	New	V. 24, p. 305	123-13-101a	New	V. 24, p. 343	123-15-101	New	V. 24, p. 353
123-12-318	New	V. 24, p. 305	123-13-103	New	V. 24, p. 343	123-15-101a	New	V. 24, p. 354
123-12-319	New	V. 24, p. 306	123-13-105	New	V. 24, p. 343	123-15-101b	New	V. 24, p. 354
123-12-321			123-13-106	New	V. 24, p. 343	123-15-102	New	V. 24, p. 354
through			123-13-201	New	V. 24, p. 343	123-15-104	New	V. 24, p. 355
123-12-325	New	V. 24, p. 306	123-13-201b	New	V. 24, p. 344	123-15-105	New	V. 24, p. 355
123-12-327	New	V. 24, p. 306	123-13-202	New	V. 24, p. 345	123-15-105a	New	V. 24, p. 356
123-12-328	New	V. 24, p. 307	123-13-203	New	V. 24, p. 345	123-15-106	New	V. 24, p. 356
123-12-401	New	V. 24, p. 307	123-13-306	New	V. 24, p. 345	123-15-201	New	V. 24, p. 356
123-12-501			123-13-307	New	V. 24, p. 346	123-16-102	New	V. 24, p. 356
through			123-13-401			123-16-105	New	V. 24, p. 357
123-12-505	New	V. 24, p. 307, 308	through			<b>AGENCY 127: KANSAS HOUSING RESOURCES CORPORATION</b>		
123-12-505b	New	V. 24, p. 308	123-13-404	New	V. 24, p. 346-348	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
123-12-506	New	V. 24, p. 308	123-13-405a	New	V. 24, p. 349	127-1-1	New	V. 24, p. 848
123-12-601	New	V. 24, p. 308	123-13-406	New	V. 24, p. 349	<b>AGENCY 129: DEPARTMENT OF ADMINISTRATION—DIVISION OF HEALTH POLICY AND FINANCE</b>		
123-12-602	New	V. 24, p. 310	123-13-408	New	V. 24, p. 350	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
123-12-702	New	V. 24, p. 310	123-13-409	New	V. 24, p. 350	129-5-1	Amended	V. 25, p. 663
123-12-801	New	V. 24, p. 310	123-13-501	New	V. 24, p. 350	129-5-118	New	V. 25, p. 665
123-12-901	New	V. 24, p. 310	123-13-502a	New	V. 24, p. 350	129-5-118b	New	V. 25, p. 665
123-12-902	New	V. 24, p. 310	123-13-505					
123-12-1001	New	V. 24, p. 311	through					
123-12-1002	New	V. 24, p. 311	123-13-509	New	V. 24, p. 350, 351			
123-12-1101	New	V. 24, p. 311	123-13-601	New	V. 24, p. 351			
123-12-1201	New	V. 24, p. 312	123-13-602	New	V. 24, p. 351			
123-12-1202	New	V. 24, p. 312	123-13-603	New	V. 24, p. 351			









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