

# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 26, No. 6 February 8, 2007 Pages 151-186

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#### State of Kansas

#### Secretary of State

#### **Executive Appointments**

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. A complete listing of Kansas state agencies, boards and commissions, and county officials are included in the Kansas Directory, which is available on the Secretary of State's Web site at www.kssos.org. The following appointments were recently filed with the Secretary of State:

#### State Representative, District 24

**Ronnie Metsker**, 5223 Forest Ave., Overland Park, 66202. Succeeds Ed O'Malley, resigned.

#### Harper County Commissioner

Larry J. Stranathan, 671 N.W. 100th Ave., Attica, 67009. Succeeds Kirk Rogers, disqualified.

#### **Republic County Commissioner**

Marvin Bergstrom, P.O. Box 20, Courtland, 66939. Succeeds Martin Nelson, deceased.

#### Wabaunsee County Attorney

Norbert C. Marek, Jr., 403 Redbud, Westmoreland, 66549. Succeeds Elizabeth Cohn, resigned.

#### **Commission on Autism**

**Connie Coulter,** 2143 N. Covington Circle, Wichita, 67212. Serves at the pleasure of the Governor. Succeeds Trisha Self, resigned.

**Rep. Judy Morrison,** 10323 W. 69th, Shawnee, 66203. Serves at the pleasure of the Governor. Succeeds Theresa Keeton, resigned.

#### Kansas Bioscience Authority

John W. Carlin, 1208 Wyndham Heights Drive, Manhattan, 66503. Succeeds Victoria Haynes, resigned.

#### State Building Advisory Commission

**D.L. Smith,** 3773 S.W. Clarion Park Drive, Topeka, 66610. Term expires December 31, 2010. Reappointed.

**Thomas C. Yang,** 2519 S.W. Staffordshire Road, Topeka, 66614. Term expires December 31, 2010. Succeeds Robert Bernica.

#### Governor's Commission for Healthy and Prepared Schools

**Maj. Gen. Tod M. Bunting,** The Adjutant General, 2800 S. Topeka Blvd., Topeka, 66611. Serves at the pleasure of the Governor.

#### Kansas Inc. Board of Directors

**Rep. Tom Burroughs,** 3131 S. 73rd Terrace, Kansas City, KS 66106. Appointed by the House Minority Leader.

#### State Board of Veterinary Medical Examiners

**Dr. Verle D. Carlson,** 816 S. Douglas, Lyons, 67554. Term expires June 30, 2010. Reappointed.

**Dr. Mark R. Olson,** 401 Rodehaver Ave., Oberlin, 67749. Term expires June 30, 2010. Succeeds Dr. Jay Hedrick.

Ron Thornburgh Secretary of State

Doc. No. 034058

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#### State of Kansas

#### Secretary of State

#### **Usury Rate for February**

Pursuant to the provisions of K.S.A. 2006 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 February 1, 2007 through February 28, 2007, is 7.72 percent.

Ron Thornburgh Secretary of State

Doc. No. 034076

#### 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:

02/20/2007	10132	Rotary Mowers Pull Type
02/20/2007	10140	Noxious Weed Spraying
02/20/2007	10141	Noxious Weed Spraying
02/20/2007	10152	Noxious Weed Spraying
02/20/2007	10153	Noxious Weed Spraying
02/21/2007	10154	Washers, High Pressure
02/21/2007	10155	Roller, Sheepsfoot Pull-Type
02/21/2007	10156	Portable Unloading Belt Conveyor
02/22/2007	10159	Determination of the Appropriate
		Use of Pavement Surface History
02/23/2007	10161	Rest Area Maintenance
02/23/2007	10162	Rest Area Maintenance
02/27/2007	10119	Cataloging CDs and VHS Cassettes
02/27/2007	10131	E-Mail Lead Services

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

http://www.da.ks.gov/purch/

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. Information regarding prequalification, projects and bid documents can be obtained by calling (785) 296-8899 or by visiting www.da.ks.gov/fp/.

02/22/2007	A-010261	HVAC Replacement —
		Law Enforcement Training Center,
		University of Kansas
03/01/2007	A-010306	Replace Áir Conditioning Systems
		Auditorium and Cottonwood
		Resource Center,
		Osawatomie State Hospital
		Chris Harre

Chris Howe Director of Purchases

Doc. No. 034094

State of Kansas

#### Secretary of State

#### **Code Mortgage Rate for February**

Pursuant to the provisions of K.S.A. 2006 Supp. 16a-1-301, Section 11, the code mortgage rate during the period of February 1, 2007 through February 28, 2007, is 12 percent.

> Ron Thornburgh Secretary of State

Doc. No. 034077

#### 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 and must be received by 5 p.m. March 1 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.

#### 10-23 KA-0685-01 Douglas County

The replacement of Bridge (023) over the abandoned BNSF Railroad in Lawrence near Haskell University. The project is scheduled for field check in December 2009. The consultant will provide all needed surveys. The construction estimate is \$6,285,000.

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

#### State of Kansas Department of Transportation

#### Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Eisenhower State Office Building, fourth floor west wing, Topeka, until 1 p.m. February 21 and then publicly opened:

#### District One — Northeast

**Johnson**—35-46 KA-0630-01 — 95th Street bridge over I-35 in Lenexa, bridge repair. (State Funds)

**Riley**—18-81 U-2105-01 — K-18 and 15th Street in Manhattan, intersection improvement. (Federal Funds)

**Wyandotte**—435-105́ KA-0487-01 — I-435 northbound bridge 2.3 miles north of the junction of K-32, bridge repair. (State Funds)

Wyandotte-Johnson—7-106 KA-0648-01 — K7 from K-32 north 3.5 miles; various locations on K-7 from K-10 north to the Kansas River bridge, 11.8 miles, over-lay.(State Funds)

#### District Two — Northcentral

**Cloud**—28-15 KA-0528-01 — K-28, 3.5 miles southeast of the Jewell-Cloud county line, bridge overlay. (State Funds)

**Jewell**—36-45 KA-0814-01 — U.S. 36, from the Smith-Jewell county line east to the west junction of K-128, 8.5 miles, overlay. (State Funds)

Lincoln—53 C-4052-01 — County road 0.8 mile north and 2.8 miles east of Lincoln, 0.1 mile, grading and bridge. (Federal Funds)

**McPherson**—56-59 KA-0810-01 — U.S. 56 from the Rice-McPherson county line east 4 miles, overlay. (State Funds)

**Washington**—36-101 KA-0813-01 — U.S. 36 from the east city limits of Washington east 9.2 miles, overlay. (State Funds)

#### District Three — Northwest

**Decatur**—383-20 KA-0809-01 — K-383 from the Sheridan-Decatur county line northeast to the west city limits of Jennings, 14.1 miles, overlay. (State Funds)

#### **District Four** — Southeast

Allen—1 C-4012-01 — County road 4.2 miles west and 1 mile south of Elsmore, 0.5 mile, grading and bridge. (Federal Funds)

**Anderson-Linn**—31-106 KA-0818-01 — K-31 from the south junction of U.S. 59 east to the Anderson-Linn county line; K-31 from the Anderson-Linn county line east to the junction of K-52, 17.4 miles, overlay. (State Funds)

**Montgomery**—63 K-1427-07 — Elk City State Park, state park road improvement. (State Funds)

**Montgomery**—63 KA-0817-01 — U.S. 75 from the north city limits of Independence north to the south junction of U.S. 400; U.S. 160 from the east city limits of Independence north to the junction of U.S. 169, 13 miles, overlay. (State Funds)

**Neosho**—67 U-1983-01 — Plummer Street from Main Street north to K-39 in Chanute, 0.5 mile, grading and surfacing. (Federal Funds)

#### **District Six** — Southwest

**Ford**—50-29 KA-0405-01 — U.S. 283/U.S. 50/U.S. 50B in Dodge City, lighting. (Federal Funds)

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

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

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

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

> Deb Miller Secretary of Transportation

Doc. No. 034072

(Published in the Kansas Register February 8, 2007.)

# City of Lenexa, Kansas

#### Notice to Bidders

Sealed bids for **87th Street Parkway (Pflumm Road to Renner Blvd.) Fiberoptic Communication Project** will be accepted by the city of Lenexa, Kansas, at the Planning Department, Lenexa City Hall, 12350 W. 87th St. Parkway, Lenexa, 66215, until 10 a.m. March 6, 2007, at which time bids will be publicly opened and read aloud at the Lenexa City Hall. Any bid received after the designated closing time will not be considered and will be returned unopened.

All bids shall be submitted to the Planning Department's customer service staff (main level) in sealed envelopes addressed to the city of Lenexa, Kansas, attention: city clerk, and marked "Bid for: 87th Street Parkway (Pflumm Road to Renner Blvd.) Fiberoptic Communication Project."

Copies of plans, specifications, bidding documents and other contract documents are on file at the Public Works Department (lower level), Lenexa City Hall. Bidders desiring contract documents for use in preparing bids may obtain a set of such documents at the address above upon payment of \$100, which amount is nonrefundable.

Plans and specifications may be downloaded free of charge from the Lenexa Public Works Web site at http:// www.ci.lenexa.ks.us/publicworks/CurrentBid-Documents.html.

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

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

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

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

a. Bid form;

b. Required contract provisions with contractor information included; and

c. 5% bid security—bid bond, cashier's check or certified check (see below).

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

In the event the low bidder is unable to execute the contract, for whatever reason, within the time provided in the notice of award, the city may annul the notice of award and the bid deposit may be forfeited, and the city shall exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security or specific performance.

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

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

A pre-bid conference will be held at 9:30 a.m. February 27 in the Public Works conference room, lower level, Lenexa City Hall.

Mary Sue Fry, City Clerk City of Lenexa, Kansas

#### State of Kansas

# **Behavioral Sciences Regulatory Board**

#### Notice of Hearing on Proposed Administrative Regulations

The Behavioral Sciences Regulatory Board will conduct a public hearing from 10 to 11 a.m. Monday, April 23, in the board's conference room at 712 S. Kansas Ave., Topeka, to consider the proposed revocation of permanent rules and regulations for psychology, social work, professional counseling, master's level psychology, and marriage and family therapy, and proposed amendments to a permanent rule and regulation for alcohol and other drug abuse counseling.

This 60-day notice of the public hearing constitutes a public comment period for purposes of receiving written public comments on the proposed amendments. All interested parties may submit written comments prior to the hearing to Phyllis Gilmore, Executive Director, Behavioral Sciences Regulatory Board, 712 S. Kansas Ave., Topeka, 66603-3817. All interested parties will be given a reasonable opportunity to present their views orally at the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed 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 Phyllis Gilmore at (785) 296-3240 or the Kansas Relay Center at (800) 766-3777. There is designated accessible parking on Kansas Avenue, and the front entrance of the board office also is accessible.

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

K.A.R. 102-1-7, 102-2-10, 102-3-8a, 102-4-8a and 102-5-8 are revocations. The regulations relate to the practice of returning wall certifications when the licensee is no longer licensed. This procedure is no longer used.

Economic impact: There would be no economic impact to any entities.

**K.A.R. 102-6-8** also relates to the practice of returning wall certifications when the licensee is no longer licensed. This procedure is no longer used. Therefore, it is being stricken. The procedure for notifying the board office with a change of address remains in effect.

Economic impact: There would be no economic impact to any entities.

Phyllis Gilmore Executive Director

Doc. No. 034083

#### State of Kansas

#### Commission on Veterans' Affairs

#### Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet at 1 p.m. Friday, February 16, in the Florentine Room, Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend. For more information, call (785) 296-3976.

> George S. Webb Executive Director

Doc. No. 034084

# State of Kansas Kansas Development Finance Authority

#### Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, February 22, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

**Project No. 000690—Maximum Principal Amount: \$137,700.** Owner/Operator: Greg A. Staatz. Description: Acquisition of 152 acres of agricultural land and related improvements and equipment to be used by the owner/ operator for farming purposes. The project is being financed by the lender for Greg A. Staatz and is located at the Southeast Quarter of Section 4, Township 15, Range 1, Dickinson County, Kansas, approximately 9 miles south of Abilene on Highway 15, 4 miles west on 1300 Avenue and 1 mile south on Daisy Road.

The bond, 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 it be an indebtedness for which the faith and credit and taxing powers of the state of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bond when it becomes due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the 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.

> Stephen R. Weatherford President

#### 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 2-5-07 through 2-11-07

Term	Rate
1-89 days	5.26%
3 months	5.07%
6 months	5.10%
1 year	5.04%
18 months	4.98%
2 years	4.92%

Derl S. Treff Director of Investments

Doc. No. 034078

State of Kansas

#### Office of the Governor

#### Executive Order 06-11

WHEREAS, President George W. Bush has exercised his authority pursuant to §12302 of Title 10 of the United States Code and ordered selected members of the Kansas National Guard to federal active duty for extended periods in support of Operation Enduring Freedom, Operation Noble Eagle and Operation Iraqi Freedom.

WHEREAS, thousands of Kansas Army National Guard Soldiers and Kansas Air National Guard Airmen have been ordered to federal active duty since September 11, 2001.

WHEREAS, the State of Kansas should take all necessary and appropriate steps to assist all military members and their families who face potential disruptions caused by being called to active duty in the Nation's ongoing war against terrorism.

WHEREAS, the need for vital statistics information is often required by members of the armed forces due to residence changes or status change.

NOW, THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby declare that, in order to support our military personnel, requests for vital statistic records by all members of the Kansas National Guard who have received an alert notice of pending active duty or have already been placed on Federal active duty for mobilization and their dependents shall be fulfilled without charge.

This document shall be filed with the Secretary of State as Executive Order No. 06-11 and shall become effective immediately.

Dated September 25, 2006.

Kathleen Sebelius Governor Attest: Ron Thornburgh Secretary of State

Doc. No. 034096

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#### 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 \$2,476,041.86 in the underground petroleum storage tank release trust fund and \$751,225.72 in the aboveground petroleum storage tank release trust fund at January 31, 2007.

Duane Goossen Secretary of Administration

Doc. No. 034091

#### State of Kansas

#### Office of the Governor

#### Executive Order 06-12

WHEREAS, Kansas public schools have a strong and positive tradition of academically preparing students for their futures; and

WHEREAS, as Kansans engage in 21st century societal issues, there is a growing awareness of the need determining how effective schools are in providing a healthy and prepared learning environment for their school children regardless of geographic location, economic status or social factors; and

WHEREAS, no single Kansas agency has the exclusive responsibility of providing a safe, healthy and prepared learning environment; and

WHEREAS, in the past, on an as needed basis, representatives from selected state agencies met to respond to immediate health or safety issues; and

WHEREAS, as our society and its issues become increasingly complex, there is greater understanding that this past approach will not adequately meet new challenges; and

WHEREAS, our society and especially parents expect their children to be provided with a safe and healthy environment where school officials are prepared to handle unforeseen events that have the potential to blossom into crisis events.

NOW, THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby create the Governor's Commission for Healthy and Prepared Schools ("Commission") with the following purposes and charges:

1. The heads of the following state agencies and instrumentalities, or their designees shall participate on the Commission: Kansas Department of Education, Kansas Highway Patrol, Kansas Adjutant General's Department, Department of Health and Environment, and the Office of the Governor.

2. The Governor shall appoint a representative on the Commission from the following organizations: United School Administrators, Kansas National Educators Association and Local Education Agency.

3. The Governor shall appoint to the Commission a school nurse, a representative of public health, a representative of a non-profit

agency, a parent representative, a school resource officer and a representative of local emergency management.

4. The Governor shall appoint the chair of the Council.

5. The Commission shall establish a vision statement, mission statement and guiding principles.

6. The Commission shall conduct a needs assessment to understand the nature of threats to the health and safety of Kansas' school children and staff members.

7. The Commission shall identify gaps and limitations of current school crisis planning.

8. The Commission shall identify necessary resources to support and equip all schools with a comprehensive all-hazards crisis response plan.

9. The Commission shall explore funding sources (public, private and non-profit) that will sustain the work and recommendation of the Commission.

10. The Commission shall seek ideas to create a multiagency team that has the authority to establish standards for school crisis plans, training requirements, skills, needed resources and accountability procedures.

11. The Commission shall develop a marketing plan for stakeholders promoting the vision, the needs, the value and obtaining feedback from the Commission's recommendations.

12. The Commission shall improve awareness and communication with local/state response agencies regarding the unique assets and resources of schools.

13. The Commission shall consider ideas of establishing necessary logistics needed to sustain the work and recommendations of the Commission.

14. The Commission shall explore necessary procedures enabling the State of Kansas to pursue funding opportunities from grants, other government agencies, nonprofit organizations, for profit businesses and other sources that would support the implementation of enhanced school preparation efforts which are integrated with community plans.

15. The Commission shall report their findings and recommendations to the Governor.

16. The Commission will meet as determined by the chair of the Commission.

17. Members of the Commission shall not receive compensation, subsistence, allowance or associated expenses. Officers or employees of state agencies who are appointed to the Commission as part of their duties shall be authorized to participate on the Commission and may claim subsistence, allowance, mileage or associated expenses as permitted by law.

18. All agencies under the control of the Governor which are on the Commission are directed to render full assistance and cooperation to the Commission.

This document shall be filed with the Secretary of State as Executive Order No. 06-12 and shall become effective immediately.

Dated October 9, 2006.

Kathleen Sebelius Governor Attest: Ron Thornburgh Secretary of State

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#### State of Kansas

#### Office of the Governor

#### **Executive Order 06-13**

WHEREAS, Article 1, §3 of the Constitution of the State of Kansas vests the supreme power of the state in the Governor; and

WHEREAS, energy production is one of the core foundations of our state's economy; and

WHEREAS, the production of energy benefits the long term economic and employment health of the state; and

WHEREAS, the formation of public policy is dependent upon accurate and timely information being made available to Kansas policy makers; and

WHEREAS, improved coordination of the state's energy resources is an essential element in improving the quality of services provided to the people of Kansas; and

WHEREAS, policies to encourage renewable energy and energy efficiency, and to extend the life of existing energy resources are required for Kansas to regain its status as an energy exporter and for Kansas' energy future; and

WHEREAS, surrounding states have taken steps to promote or mandate the use of renewable energy resources; and

WHEREAS, after decades of standing as a net energy exporter, Kansas has now become a net importer of energy; and

WHEREAS, Kansas has been ranked first among all states in harnessable renewable energy resources; and

WHEREAS, it is the goal to help ensure that Kansans have low cost, reliable and sustainable energy, produced in-state, to the fullest extent possible.

NOW, THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby reformulate the composition of the Kansas Energy Council ("Council") with the following purposes and charges:

1. The Council shall collect and compile information pertaining to energy resources, including wind and biomass, in the state, as well as the availability, production and use of energy in the state.

2. Based on such data, the Council shall formulate and coordinate a comprehensive state energy plan that includes strategies to:

a. Ensure a low-cost, reliable and sustainable energy supply;

b. Increase energy efficiency and conservation;

c. Develop a balanced renewable energy policy that promotes our state's renewable and alternative energy resources and preserves those natural ecosystems and places of scenic beauty that cannot be replaced;

d. Extend the life of existing energy resources;

e. Enhance energy related research and development; and

f. Ensure an adequate and stable state energy infrastructure.

3. Such a state plan shall include sections corresponding with:

a. Estimates of energy consumption by Kansas residents for the next 12, 36 and 60 months by energy category; and

b. Estimates of energy production by energy source for the next 12, 36, and 60 months by energy category.

4. The Council shall annually review and modify as necessary the state energy plan.

5. The Council shall advise of trends identified in relation to energy production, consumption and any tax or revenue implications.

6. The Council shall recommend:

a. Appropriate means to increase the productive life of Kansas energy resources;

b. Appropriate means to increase the state's self-reliance on its own energy sources through:

i. Increased efficiency in the use of its resources,

ii. Identification of potential energy resources, and

iii. Identification of policy and tax issues that positively or adversely impact self-reliance;

c. Ways to avoid loss of tax revenues and employment opportunities related to energy resource management;

d. Policies to increase the export of energy from Kansas; e. Policies to encourage renewable energy development;

f. Policies to encourage energy efficiency; and

g. Such other policies or actions related to energy resource management as may be identified.

7. The Council shall study the state's transmission needs for electrical energy.

8. The Council shall determine ways to encourage energy-related production, research and development, and other energy-related economic development in the state.

9. The Council shall annually report their findings and recommendations to the Kansas Corporation Commission, the Governor and the legislature no later than January 15th.

10. The Council shall consist of 30 members as follows: a. The state geologist, or designee;

b. The chairperson of the Kansas Corporation Commission, or designee;

c. The consumer counsel of the Citizens' Utility Ratepayer Board, or designee;

d. 21 appointments by the Governor; including:

i. An energy economist serving on the faculty of a state education institution;

ii. An individual knowledgeable in energy efficiency and conservation;

iii. An individual knowledgeable in tax and revenue issues related to energy use or production;

iv. An individual knowledgeable in energy production issues as they relate to agriculture;

v. An individual knowledgeable in environmental issues related to energy use and production;

vi. An individual knowledgeable in renewable energy resources;

vii. A representative of oil producers;

viii. A representative of natural gas producers;

ix. A representative of refiners of petroleum products;

x. A representative of marketers of petroleum products; xi. A representative of investor-owned generators of electricity;

xii. A representative of rural electric cooperatives;

xiii. A representative of municipally owned or operated electric utilities;

xiv. A representative of generators of electricity from renewable energy resources;

xv. A representative of Kansas Association of Counties; xvi. A representative of the League of Kansas Municipalities;

xvii. The Secretary of Commerce, or designee;

xviii. The President of the Kansas Development Finance Authority, or designee;

xix. The Secretary of Transportation, or designee;

xx. The Secretary of Health and Environment, or designee;

xxi. The Secretary of Agriculture, or designee;

e. Three members of the House of Representatives who have substantial knowledge of energy, agriculture or business development, two to be appointed by the Speaker of the House and one to be appointed by the Minority Leader of the House of Representatives; and

f. Three members of the Senate who have substantial knowledge of energy, agriculture or business development, two to be appointed by the President of the Senate and one to be appointed by the Minority Leader of the Senate.

11. Of the members first appointed by the Governor subsequent to this order, five shall serve terms of four years, five shall serve terms of three years and six shall serve terms of two years, and thereafter, terms shall be for four years;

12. All other members shall serve terms consistent with their offices, employment or appointment.

13. The Lieutenant Governor shall serve as co-chairperson. The Governor shall annually select a co-chairperson from among the members. The co-chairperson appointed from the membership of the Council shall serve as presiding officer. The Council may elect other officers among its members and may establish any committees deemed necessary to discharge its responsibilities.

14. Members of the Council, with exception of the cochairperson appointed from the membership of the Council, shall not receive compensation, subsistence, allowance or associated expenses. Officers or employees of state agencies who are appointed to the Council as part of their duties shall be authorized to participate on the Council and may claim subsistence, allowance, mileage or associated expenses as permitted by law.

15. Plans, reports, or recommendations of any nature adopted by the Council shall be considered advice to the Governor and legislature and shall not be construed as official policy, position or interpretation of laws or rules and regulation by the State Corporation Commission or the Department of Health and Environment nor shall they be bound in any manner to consider any such advice when conducting their advisory and regulatory responsibilities.

This order supersedes Executive Order No. 06-06. This document shall be filed with the Secretary of State as Executive Order No. 06-13 and shall become effective immediately.

Dated December 8, 2006.

Kathleen Sebelius Governor Attest: Ron Thornburgh Secretary of State

#### State of Kansas

#### Office of the Governor

#### Executive Order 07-01

WHEREAS, Article 1, §3 of the Constitution of the State of Kansas vests the supreme power of the state in the Governor; and

WHEREAS, Homeland Security Presidential Directive 9 has tasked the Secretary of the Department of Homeland Security to coordinate "countermeasure research and development of new methods for detection, prevention technologies, agent characterization, and dose response relationships for high-consequence agents;" and

WHEREAS, at present there are no facilities in the United States that have adequate containment, security, equipment and infrastructure to meet the requirements identified in Presidential Directive 9; and

WHEREAS, to meet this need, the Department of Homeland Security ("DHS") and its federal partners initiated plans for a National Bio and Agrodefense Facility ("NBAF"); and

WHEREAS, the NBAF will enhance protection from both natural and intentional threats by modernizing and integrating high-security facilities, thus enhancing our nation's capacity to assess potential threats to humans and animals alike; and

WHEREAS, the DHS is seeking a location to build the \$451 million, 500,000 square foot NBAF facility; and

WHEREAS, Kansas is the ideal location for the NBAF. Kansas is a world leader in bioscience, especially in the areas of animal health, infectious diseases, vaccines and food safety and an exceptionally well qualified workforce; and

WHEREAS, two sites in Kansas, Manhattan and Leavenworth, are actively under consideration to site the NBAF facility; and

WHEREAS, NBAF represents a seminal opportunity to secure a federal laboratory in Kansas; and

WHEREAS, Kansas has long supported national infrastructure, such as the Biosecurity Research Institute, to address our state's and nation's efforts to protect human and animal health from both naturally occurring and intentionally introduced disease threats; and

WHEREAS, NBAF will be a biotechnology magnet for private biotechnology companies, professionals and support infrastructure and will help anchor Kansas' existing strengths in animal health and plant sciences; and

WHEREAS, Kansas is competing with 13 other states to site NBAF and must develop an aggressive advocacy plan led by prominent public and private leaders in order to be successful.

NOW, THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby create the Kansas National Bio and Agrodefense Facility Task Force ("Task Force") with the following purposes and charges:

1. The task force shall be composed of no more than 50 members appointed by the Governor. The Governor will designate co-chairs, vice chairs and honorary chairs. The task force may elect other officers among its members and *(continued)* 

may establish any committees deemed necessary to discharge its responsibilities.

2. Members of the task force shall serve at the pleasure of the Governor and shall meet upon the call of the cochairs as necessary to carry out the duties outlined in the this executive order.

3. One member each shall be appointed by the President of the Kansas Senate; Speaker of the Kansas House of Representatives; Minority Leader of the Kansas Senate; and Minority Leader of the Kansas House of Representatives.

4. Members of the Kansas Congressional Delegation, or their designees, shall serve as ex-officio members of the task force.

5. Members of the task force shall not receive compensation, subsistence, allowance or associated expenses. Officers or employees of state agencies who are appointed to the Commission as part of their duties shall be authorized to participate on the Commission and may claim subsistence, allowance, mileage or associated expenses as permitted by law.

6. The Kansas Bioscience Authority shall provide primary support and assistance to the task force.

7. The task force shall develop a compelling case for sitting NBAF at one of the two sites the DHS has "down-selected," namely Manhattan and Leavenworth.

8. The task force shall coordinate community outreach and advocacy for the siting of NBAF in Kansas, and serve as a point for public input on the siting of NBAF in Kansas. The task force shall develop specific short-term and long-term plans to coordinate community outreach and advocacy for the siting of NBAF in Kansas.

9. The task force shall assist the DHS in the National Environmental Policy Act process to conduct an Environmental Impact Statement on the proposed sites in Kansas (e.g., assist DHS in coordinating community outreach meetings and educating the public on what DHS proposes to do with the facility).

10. The task force shall engage private industry to support locating the NBAF in Kansas. The task force shall develop specific short-term and long-term plans to engage and inform the private industry as to the advantages of siting NBAF in Kansas.

11. The task force shall engage the affected agriculture stakeholder community to support locating the NBAF in Kansas. The task force shall develop specific short-term and long-term plans to engage and inform the local, state and national agriculture stakeholder community.

12. The task force shall develop and implement, as necessary, a federal advocacy strategy to communicate the efficiency, value and synergies of siting NBAF in Kansas.

13. The task force shall brief the Kansas Congressional Delegation on the importance of siting NBAF in Kansas.

14. The task force shall advocate the siting of NBAF in Kansas to the DHS.

15. The task force shall advocate for NBAF as a critical facility to address national bioterrorism and high-impact agricultural disease concerns.

16. The task force shall host any planned DHS site evaluation visit.

17. The task force shall take such other actions as may be necessary to better position Kansas to locate this unique facility. 18. Plans, reports, or recommendations of any nature adopted by the task force shall be considered advice to the Governor and legislature and shall not be construed as official policy, position or interpretation of laws or rules and regulations by the State Corporation Commission, the Department of Health and Environment, the Department of Agriculture, or the Department of Animal Health nor shall they be bound in any manner to consider any such advice when conducting their advisory and regulatory responsibilities.

This document shall be filed with the Secretary of State as Executive Order No. 07-01 and shall become effective immediately.

Dated January 25, 2007.

Kathleen Sebelius Governor Attest: Ron Thornburgh Secretary of State

Doc. No. 034099

#### State of Kansas Governmental Ethics Commision

#### **Opinion No. 2007-01**

Written January 17, 2007, to the Honorable Jerry D. Williams, State Representative, Topeka.

This opinion is in response to your letter dated December 8, 2006, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the Campaign Finance Act (K.S.A. 25- 4142 *et seq.*). We note at the outset that the Commission's jurisdiction concerning your questions is limited to the application of K.S.A. 25-4142 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

#### **Factual Statement:**

We understand that you are asking for this opinion in your capacity as State Representative. Your question involves the use of campaign funds for the purchase of a vehicle. You state that you know of several members of the Kansas Legislature who have old vehicles that they use for activities such as parades, county fairs, chamber of commerce events, and other events.

#### Question:

May campaign funds be used to purchase a vehicle for a candidate or office holder to use in their activities in the district they represent?

#### **Opinion:**

K.S.A. 25-4157a, which limits the use of campaign funds, states in pertinent part as follows:

(a) No moneys received by any candidate or candidate committee of any candidate as a contribution under this act shall be used or be made available for the personal use of the candidate and no such moneys shall be used by such candidate or the candidate committee of such candidate except for:

(1) Legitimate campaign purposes;

(2) expenses of holding political office;

For the purpose of this subsection, expenditures for "personal use"shall include expenditures to defray normal living expenses for the candidate or the candidate's family and expenditures for the personal benefit of the candidate having no direct connection with or effect upon the campaign of the candidate or the holding of public office.

The response to your question depends on whether the purchase of a vehicle is for legitimate campaign purposes or whether the use of the vehicle is a legitimate expense of holding political office. The statute specifically prohibits expenditures of campaign funds for personal use. The expenditure must have a direct connection with or effect upon the campaign of the candidate or the holding of public office. All other expenditures are for personal use, and thus are prohibited.

In Opinion No. 1996-16, we addressed the question of using campaign funds to purchase computers, fax machines and cellular telephones. We concluded as follows:

While expenditures for these types of items may be necessary for campaign purposes or holding office, they also have the potential to be used for the personal benefit of the candidate. Therefore, the Commission advises all candidates and office holders to refrain from using any items, purchased with campaign funds, for his or her personal use. Items purchased entirely with campaign funds may not be used for personal use.

If a vehicle is not used for personal use, and is used exclusively for activities that have a direct connection with, or effect upon, the campaign of the candidate; or the vehicle is used solely for activities relating to the holding of public office, the vehicle could be purchased with campaign funds.

What constitutes a legitimate campaign expense or an expense of holding political office depends on the facts surrounding each expenditure. Whether the use of a vehicle by a candidate or office holder in a parade, county fair or other event is a legitimate campaign expense or an expense of holding office depends on the circumstances of the particular event. For example, in Opinion No. 1996-20, we stated that the cost of an entry fee for a parade is a legitimate campaign expenditure as long as the person was identified as an office holder or candidate in the parade. That opinion also concluded that the cost of a sign to be put on a car for a parade or for campaigning is a legitimate campaign expense as long as the sign identified the person as a candidate or office holder.

In summary, a vehicle to be used exclusively for legitimate campaign activities or for activities of holding political office may be purchased using campaign funds. Whether an activity is a legitimate campaign activity or an activity of holding political office under the Campaign Finance Act depends on the specific facts of the activity.

#### **Opinion No. 2007-02**

Written January 17, 2007, to Colene Fischli, Administrator, Kansas Parole Board, Topeka.

This opinion is in response to your letter received by email on December 13, 2006, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the state level conflict of interest laws, K.S.A. 46-215 *et seq.* We note at the outset that the Commission's jurisdiction concerning your questions is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

#### Factual Statement:

We understand that you are asking for this opinion in your capacity as Administrator of the Kansas Parole Board. You state that you will soon take over as the President of the Kansas Correctional Association (KCA), an affiliate of the American Correctional Association (ACA). You indicate that you are able to hold this position because of your employment in the corrections field. The membership of the KCA and ACA is open to anyone employed in the corrections or criminal justice field, including employees from local, state and federal levels of government as well as private sector employees. You indicate that as president you will be involved in planning conferences for the KCA. You will be visiting various hotels and cities to determine the best location for the conferences. You anticipate that hotels and convention and visitors' bureaus may offer gifts and meals to you and other KCA convention planners. You seek guidance on whether you may accept gifts or meals provided to you in your position as KCA president.

#### Question:

Is it a violation of state level conflict of interest laws for you to receive gifts and meals in your capacity as President of the Kansas Correctional Association?

#### **Opinion:**

K.S.A. 46-237a limits the receipt of gifts and meals by officers and employees of the executive branch of state government. That statute states in pertinent part:

(b) No person subject to the provisions of this section shall solicit or accept any gift, economic opportunity, loan, gratuity, special discount or service <u>provided because of such</u> person's official position. . . .

(c) No person subject to the provisions of this section shall solicit or accept free or special discount meals from a source outside state government, except:

(3) meals provided to a person subject to this act when it is obvious such meals are <u>not being provided because of</u> the person's official position . . . (Emphasis added.)

The Presidency of the KCA is not a state office, and, therefore, not subject to the state level conflict of interest laws, including K.S.A. 46-237a. Thus, any gifts or meals provided to you because of your position with the KCA are not being provided to you in your "official position" as a state officer or employee. It is not a violation of the state level conflict of interest laws for you to accept gifts and meals in your capacity as President of KCA.

> Sabrina K. Standifer Chairwoman

#### State of Kansas

#### Legislature

#### Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced January 25-31 by the 2007 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-4096. Full texts of bills, bill tracking and other information may be accessed at www.kslegislature.org.

#### **House Bills**

**HB 2199**, An act concerning the minimum wage and maximum hours law; repealing the minimum wage provisions; amending K.S.A. 44-1201, 44-1207, 44-1208, 44-1209, 44-1210, 44-1211, 44-1212 and 44-1213 and K.S.A. 2006 Supp. 44-1202 and repealing the existing sections; also repealing K.S.A. 44-1203, by Committee on Commerce and Labor.

**HB 2200**, An act concerning crimes, punishment and criminal procedure; relating to obscenity; amending K.S.A. 21-4301a and 21-4301c and K.S.A. 2006 Supp. 21-4301 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2201**, An act concerning cities; relating to building codes; amending K.S.A. 12-751a and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2202**, An act concerning alcoholic liquors; relating to farm wineries; amending K.S.A. 2006 Supp. 41-2623 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2203**, An act concerning crimes, criminal procedure and punishment; relating to release prior to trial; conditions of release; amending K.S.A. 2006 Supp. 22-2802 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2204**, An act concerning lotteries; providing for the operation of video lottery terminals at certain locations; amending K.S.A. 74-8702, 74-8704, 74-8710 and 74-8718 and K.S.A. 2006 Supp. 74-8711 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2205**, An act concerning crimes, punishment and criminal procedure; relating to prostitution; testing for infectious diseases; amending K.S.A. 21-3512 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2206**, An act concerning crimes and punishment; relating to unlawful sexual relations; amending K.S.A. 2006 Supp. 21-3520 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2207, An act relating to public finance; creating the taxpayer transparency act; defining terms; requiring the secretary of administration to develop and operate a specified website; enumerating information which shall be made available on such website; establishing a time period covered for information on such website; requiring specified agencies to provide certain information; providing for nondisclosure of certain information; amending K.S.A. 2006 Supp. 75-5133 and repealing the existing section, by Committee on Governmental Efficiency and Technology.

**HB 2208**, An act concerning the county fair board of Cloud county; amending K.S.A. 19-2699 and repealing the existing section, by Committee on Agriculture and Natural Resources.

**HB 2209**, An act relating to military service; concerning tuition and fees of Kansas educational institutions; amending K.S.A. 2006 Supp. 75-4364 and repealing the existing section, by Committee on Veterans, Military, and Homeland Security.

**HB 2210**, An act relating to veterans; amending K.S.A. 73-1211 and K.S.A. 2006 Supp. 73-1234 and repealing the existing sections, by Committee on Veterans, Military and Homeland Security.

**HB 2211**, An act relating to motor vehicles; providing for the issuance of support our troops license plates, by Committee on Transportation.

**HB 2212**, An act concerning title loans, by Committee on Transportation.

**HB 2213**, An act concerning certain facilities for children; amending K.S.A. 65-504, 65-505, 65-521, 65-522, 65-523 and 65-524 and K.S.A. 2006 Supp. 65-526 and repealing the existing sections, by Committee on Health and Human Services.

**HB 2214**, An act concerning the Kansas dental board; relating to sedation permits; amending K.S.A. 2006 Supp. 65-1444 and repealing the existing section, by Committee on Health and Human Services. **HB 2215**, An act concerning the Kansas dental board; regarding permit fee; amending K.S.A. 2006 Supp. 65-1447 and repealing the existing section, by Committee on Health and Human Services.

**HB 2216**, An act concerning dentists and dental hygienists; relating to licensure; amending K.S.A. 65-1431 and repealing the existing section, by Committee on Health and Human Services.

**HB 2217**, An act concerning counties; relating to the adoption of certain codes; amending K.S.A. 12-3304 and repealing the existing section, by Committee on Elections and Governmental Organization.

**HB 2218**, An act concerning campaign finance; relating to electioneering communications; relating to independent expenditures, by Committee on Elections and Governmental Organization.

**HB 2219**, An act concerning certain electric generation facilities; imposing a moratorium on construction thereof, by Committee on Energy and Utilities.

**HB 2220**, An act concerning electric utilities; relating to recovery of certain transmission costs; amending K.S.A. 2006 Supp. 66-1237 and repealing the existing section, by Committee on Energy and Utilities.

**HB 2221**, An act concerning telecommunications; relating to promotions; amending K.S.A. 2006 Supp. 66-2005 and repealing the existing section, by Committee on Energy and Utilities.

**HB 2222**, An act concerning income taxation; relating to credits; certain hybrid motor vehicles, by Committee on Energy and Utilities.

**HB 2223**, An act concerning school districts; concerning grants for the payment of costs relating to attaining endorsement as an ESOL teacher, by Committee on Education.

**HB 2224**, An act concerning the department of health and environment; relating to education and screening for congenital hypothyroidism, galactosemia, phenylketonuria and other genetic diseases and disorders; assistance for certain expenses; amending K.S.A. 2006 Supp. 65-180 and repealing the existing section, by Social Services Budget Committee.

**HB 2225**, An act concerning insurance agents; relating to license renewal; amending K.S.A. 2006 Supp. 40-4903 and repealing the existing section, by Committee on Insurance and Financial Institutions.

**HB 2226**, An act concerning income taxation; relating to credits; education expenses, by Committee on Taxation.

HB 2227, An act concerning certification of receipt of certain tests or inoculations prior to admission and attendance at school; amending K.S.A. 72-5209 and repealing the existing section, by Representatives Garcia, Hill, Ballard, Burroughs, Carlin, Colloton, Crow, Faust-Goudeau, Feuerborn, Flaharty, Flora, Goyle, Hawk, Henderson, Horst, Huntington, Kuether, Loganbill, McCray-Miller, McLachlan, Menghini, Judy Morrison, Neighbor, Owens, Palmer, Pauls, Pottorff, Rardin, Ruiz, Sawyer, Storm, Svaty, Swanson, Trimmer, Williams, Winn and K. Wolf.

**HB 2228**, An act concerning construction contracts; relating to indemnification provisions and additional insured parties; amending K.S.A. 2006 Supp. 16-121 and repealing the existing section, by Committee on Judiciary.

**HB 2229**, An act concerning crimes, criminal procedure and punishment; relating to unlawful animal fighting; amending K.S.A. 21-4315 and K.S.A. 2006 Supp. 21-4316 and 21-4317 and repealing the existing sections; also repealing K.S.A. 2006 Supp. 21-4319, by Committee on Judiciary.

**HB 2230**, An act concerning the department of corrections; relating to program agreements between the secretary and inmates; amending K.S.A. 75-5210a and repealing the existing section, by Committee on Judiciary.

**HB 2231**, An act concerning crimes and punishment; relating to burglary and aggravated burglary; amending K.S.A. 21-3715 and 21-3716 and K.S.A. 2006 Supp. 21-4704 and repealing the existing sections, by Committee on Judiciary.

**HB 2232**, An act concerning crimes, criminal procedure and punishment; relating to costs in criminal cases; eliminating reimbursement of jury fees by the department of corrections; amending K.S.A. 22-3801 and repealing the existing section, by Committee on Judiciary.

**HB 2233**, An act concerning the department of corrections; relating to prison-made goods; authorizing sales to state employees; amending K.S.A. 75-5275 and 75-5276 and repealing the existing sections, by Committee on Judiciary.

**HB 2234**, An act concerning the department of wildlife and parks; regarding public hunting land, by Committee on Appropriations.

**HB 2235**, An act concerning the state board of nursing; fees; amending K.S.A. 65-1118 and 65-4208 and repealing the existing sections, by Committee on Appropriations.

**HB 2236**, An act enacting the geriatric mental health act; establishing a geriatric service demonstration program administered by the department on aging, by Committee on Appropriations.

**HB 2237**, An act concerning adult care home administrators; relating to license reciprocity; amending K.S.A. 65-3505 and repealing the existing section, by Committee on Appropriations.

**HB 2238**, An act concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation of adjutant general; membership of certain firefighters; contributions, by Committee on Appropriations.

**HB 2239**, An act relating to health care providers, risk management; definitions; adding certain mental health practitioners; amending K.S.A. 2006 Supp. 65-4921 and repealing the existing section, by Committee on Appropriations.

**HB 2240**, An act concerning retailers' sales tax; relating to the exemptions; amending K.S.A. 2006 Supp. 79-3603 and repealing the existing section, by Committee on Energy and Utilities.

**HB 2241**, An act concerning children; relating to visitation by grandparents; amending K.S.A. 38-129 and 60-1616 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2242**, An act concerning controlled shooting areas; relating to hunting license requirements; amending K.S.A. 32-946 and repealing the existing section, by Committee on Agriculture and Natural Resources.

**HB 2243**, An act concerning crimes and punishments; relating to the use of tobacco in a medical care facility and on medical facility property; amending K.S.A. 21-4017 and repealing the existing section, by Committee on Health and Human Services.

HB 2244, An act amending the uniform consumer credit code; relating to payday loans; amending K.S.A. 2006 Supp. 16a-2-404 and repealing the existing section, by Representatives McCray-Miller and Faust-Goudeau, Carlin, Crow, Dillmore, Flaharty, Garcia, Gatewood, Hawk, Henderson, Horst, Lane, McLachlan, Menghini, Neighbor, Palmer, Peterson, Pottorff, Powers, Rardin, Sawyer, Storm, Svaty, Swenson, Trimmer, Vickrey, Wetta and Winn.

**HB** 2245, An act regulating vehicle title loans, by Representatives McCray-Miller and Faust-Goudeau, Carlin, Crow, Flaharty, Garcia, Gatewood, Hawk, Henderson, Horst, Lane, Loganbill, McLachlan, Menghini, Neighbor, Otto, Palmer, Peterson, Pottorff, Powers, Rardin, Storm, Svaty, Swenson, Trimmer, Wetta and Winn.

**HB 2246**, An act concerning unclaimed property; amending K.S.A. 58-3934, 58-3935 and 58-3954 and repealing the existing sections, by Committee on Appropriations.

**HB 2247**, An act concerning adult care homes; relating to home plus beds; amending K.S.A. 2006 Supp. 39-923 and repealing the existing section, by Committee on Appropriations.

HB 2248, An act concerning licensure, examination and registration of public accountants; relating to the education requirements for admission to examination; amending K.S.A. 2006 Supp. 1-302a and repealing the existing section, by Committee on Commerce and Labor.

**HB 2249**, An act concerning real estate brokers and salespersons; relating to the use of contents of real estate sales validation questionnaires; amending K.S.A. 2006 Supp. 79-1437f and repealing the existing section, by Committee on Commerce and Labor.

**HB 2250**, An act enacting the Kansas vending machine business opportunity act; prohibiting certain acts with respect to sales of certain vending machine business opportunities; providing penalties and remedies for violations, by Committee on Commerce and Labor.

**HB 2251**, An act concerning licensure and continuing education of certain trades and crafts; amending K.S.A. 2006 Supp. 12-1509, 12-1526 and 12-1542 and repealing the existing sections, by Representative Patton.

**HB 2252**, An act concerning human cloning; relating to criminal and civil penalties, by Representatives Kinzer, Beamer, Brown, Brunk, Donohoe, Hodge, Huebert, Kelley, Kiegerl, Mast, Masterson and Peck.

HB 2253, An act concerning school districts; creating the special needs scholarship program; relating to administration thereof, by Representatives Kinzer, Brunk, Carlson, Faber, Hodge, Huebert, Kelley, Kiegerl, Mast, Masterson and.

HB 2254, An act concerning human embryos; relating to criminal penalties, by Representatives Kinzer, Beamer, Brown, Brunk, Donohoe, Hodge, Huebert, Kelley, Kiegerl, Mast, Masterson and Peck.

**HB 2255**, An act concerning human cloning; prohibiting certain expenditures of moneys appropriated from the state treasury by state agencies, by Representatives Kinzer, Beamer, Brown, Brunk, Colyer, Hodge, Huebert, Kelley, Kiegerl, Mast, Masterson and Peck.

**HB 2256**, An act concerning sales taxation; relating to exemptions; First Call for Help, Inc.; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2257**, An act concerning certain telephone calls; pertaining to telephone calls for political purposes; amending K.S.A. 50-670 and repealing the existing section, by Representatives Holland, Feuerborn, Lukert, Swenson, Treaster, Trimmer, and Wetta.

**HB 2258**, An act concerning certain telephone calls; pertaining to automated calls for political purposes; amending K.S.A. 50-670 and repealing the existing section, by Representatives Holland, Carlin, Crow, Davis, Dillmore, Faust-Goudeau, Feuerborn, Flaharty, Lukert, Ruff, Sawyer and Storm.

**HB 2259**, An act concerning elections; relating to paper verification of votes cast on electronic voting machines; amending K.S.A. 25-1308 and 25-1310 and repealing the existing sections, by Representatives Holland, Ballard, Crow, Davis, Faust-Goudeau, Feuerborn, Flaharty, Garcia, Hawk, Mah, McKinney, McLachlan, Sawyer, Swenson, Treaster and Trimmer.

**HB 2260**, An act concerning governmental ethics; prohibiting the use of public funds for lobbying, by Committee on Elections and Governmental Organization.

**HB 2261**, An act concerning district courts; relating to the chief judge; amending K.S.A. 2006 Supp. 20-329 and repealing the existing section, by Committee on Judiciary.

**HB 2262**, An act relating to motor carriers; prohibiting requirements of indemnification from motor carriers for certain acts or omissions; exception, by Committee on Judiciary.

**HB 2263**, An act concerning civil procedure; relating to forfeiture; amending K.S.A. 2006 Supp. 60-4104 and 60-4105 and repealing the existing sections; also repealing K.S.A. 2006 Supp. 60-4104a, by Committee on Judiciary.

HB 2264, An act concerning income taxation; relating to social security benefits; amending K.S.A. 2006 Supp. 79-32,117 and repealing the existing section; also repealing K.S.A. 2006 Supp. 79-32,117, by Representatives Judy Morrison, Goico, Beamer, Bowers, Brown, Brunk, Burgess, Carlson, Colyer, Craft, Crum, Dahl, Donohoe, Faber, Fund, George, Gordon, Grange, Hayzlett, Hodge, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Landwehr, Light, Mast, Masterson, McLeland, Merrick, Metsker, Jim Morrison, Myers, Neufeld, O'Neal, Olson, Otto, Owens, Patton, Peck, Pottorff, Powell, Powers, Proehl, Rhoades, Schroeder, Schwartz, Sharp, Siegfreid, Spalding, Swanson, Swenson, Tafanelli, Vickrey, Watkins, Whitham, B. Wolf, K. Wolf, Worley and Yoder.

**HB 2265**, An act concerning occupational therapy; relating to nonmedical services; amending K.S.A. 2006 Supp. 65-5418 and repealing the existing section, by Committee on Health and Human Services.

**HB 2266**, An act concerning health care; relating to providing information concerning umbilical cord collection to certain pregnant women; enacting the umbilical cord donation information act, by Committee on Federal and State Affairs.

**HB 2267**, An act concerning annexation of land by cities; amending K.S.A. 2006 Supp. 12-520 and repealing the existing section, by Committee on Elections and Governmental Organization.

**HB 2268**, An act concerning consumer protection; relating to qualifications of persons conducting certain inspections for wood destroying insects, by Committee on Judiciary.

**HB 2269**, An act concerning driving while license suspended; penalty; amending K.S.A. 2006 Supp. 8-262 and repealing the existing section, by Committee on Judiciary.

**HB 2270**, An act designating the official state firefighters museum and the official state firefighters memorial, by Committee on Federal and State Affairs.

**HB 2271**, An act concerning health and health care; prescribing disclosure and availability of quality and performance indicators by certain health care providers for health or medical care services, by Committee on Health and Human Services.

**HB 2272**, An act enacting the health care price transparency act; prescribing disclosure and availability of prices charged by certain health care providers and reimbursed by health insurance carriers for health or medical care services, by Committee on Health and Human Services.

**HB 2273**, An act concerning health insurance; relating to assignment of insurance payments for covered services, by Committee on Health and Human Services.

(continued)

**HB 2274**, An act relating to credits against premium taxes for investments in qualified business facilities, by Committee on Economic Development and Tourism.

HB 2275, An act concerning school districts; relating to vending machines in schools, by Committee on Education.

**HB 2276**, An act concerning school districts; relating to school finance; authorizing a levy for the budget equity fund, by Committee on Education.

**HB 2277**, An act concerning insurance; establishing the Kansas Health Security Act, by Representatives Swenson and Powers.

**HB 2278**, An act concerning consumer protection; relating to definitions; amending K.S.A. 50-624 and repealing the existing section, by Committee on Energy and Utilities.

**HB 2279**, An act concerning persons required to register pursuant to the Kansas offender registration act; amending K.S.A. 2006 Supp. 22-4902 and repealing the existing section, by Representative Morrison, Judy.

**HB 2280**, An act concerning cities; relating to the financing of certain public improvements; amending K.S.A. 12-6a19 and repealing the existing section, by Committee on Elections and Governmental Organization.

**HB 2281**, An act concerning elections; relating to advance voting ballots; amending K.S.A. 2006 Supp. 25-1124 and 25-1128 and repealing the existing sections, by Committee on Elections and Governmental Organization.

**HB 2282**, An act concerning employment; ensuring that employees of government contractors are paid a living wage; amending K.S.A. 75-37,103 and K.S.A. 2006 Supp. 75-3739 and repealing the existing section, by Representative Swenson.

**HB 2283**, An act concerning security interest; relating to certificates of title; amending K.S.A. 58-4204 and K.S.A. 2006 Supp. 8-135 and 84-9-311 and repealing the existing sections; also repealing K.S.A. 2006 Supp. 8-135e, by Committee on Judiciary.

**HB 2284**, An act concerning probate; relating to the execution and attestation of wills; amending K.S.A. 59-606 and repealing the existing section, by Committee on Judiciary.

**HB 2285**, An act concerning the revised Kansas code for care of children; relating to jurisdiction; amending K.S.A. 2006 Supp. 38-2203 and repealing the existing section, by Committee on Judiciary.

**HB 2286**, An act concerning crimes, criminal procedure and punishment; prohibiting unlawful advertising of proprietary material, by Committee on Judiciary.

**HB 2287**, An act concerning sales taxation; relating to refunds of tax paid upon certain sales of motor vehicles, by Committee on Taxation.

**HB 2288**, An act concerning sales taxation; relating to refunds; certain purchases of telecommunications machinery and equipment, by Committee on Taxation.

**HB 2289**, An act concerning sales taxation; relating to elimination thereof on remodeling of buildings and facilities; amending K.S.A. 2006 Supp. 79-3603 and repealing the existing section, by Committee on Taxation.

**HB 2290**, An act concerning the highway advertising control act; amending K.S.A. 2006 Supp. 68-2232, 68-2233 and 68-2234 and repealing the existing sections, by Representative Otto.

**HB 2291**, An act concerning income taxation; relating to credits; employers who employ certain members of the Kansas army and air national guard or a Kansas unit of the reserve forces of the United States; establishing the pluripotent non-embryonic adult stem cell research fund and the Kansas umbilical cord bank fund and providing income tax credits for contributions to such funds, by Committee on Federal and State Affairs.

**HB 2292**, An act concerning abortions; relating to performance of abortion on minors; amending K.S.A. 65-6704 and 65-6705 and repealing the existing sections, by Committee on Federal and State Affairs.

**HB 2293**, An act concerning licensure, examination and registration of certified public accountants; relating to the board of accountancy; amending K.S.A. 1-302b, 1-308, 1-310, 1-311, 1-312, 1-316, 1-318, 1-319, 1-321 and 1-501 and K.S.A. 2006 Supp. 1-304 and repealing the existing sections, by Committee on Commerce and Labor.

**HB 2294**, An act concerning the Kansas propane safety and licensing act; relating to licensure and training; amending K.S.A. 55-1812 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2295, An act concerning real estate brokers and salespersons; relating to the effect of criminal convictions on the issuance, renewal or revocation of licenses; amending K.S.A. 58-3043 and 58-3050 and K.S.A. 2006 Supp. 58-3039 and 58-3063 and repealing the existing sections, by Committee on Commerce and Labor.

**HB 2296**, An act concerning sales taxation; relating to exemptions; International Association of Lions Clubs; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Representatives Holland, Goyle, Lukert, Ruff and Williams.

**HB 2297**, An act concerning taxation; relating to the homestead property tax refund act; amending K.S.A. 79-4509 and K.S.A. 2006 Supp. 79-4502 and 79-4508 and repealing the existing sections, by Representatives Holland, Brown, Burroughs, Carlin, Crow, Davis, Faust-Goudeau, Frownfelter, Lane, Lukert, Ruff, Ward and Williams.

**HB 2298**, An act relating to property taxation; enacting the senior citizen property tax deferral act, by Representatives Holland, Carlin, Ruff, Ruiz, Ward and Williams.

**HB 2299**, An act concerning cities and counties; prohibiting the enactment of certain ordinances or resolutions, by Representative Kinzer.

**HB 2300**, An act concerning civil procedure; establishing a cause of action for intentional infliction of emotional distress in certain circumstances, by Representative Patton.

**HB 2301**, An act concerning crimes, punishment and criminal procedure; relating to theft and burglary; mandatory sentence; amending K.S.A. 21-3715 and K.S.A. 2006 Supp. 21-3701, 21-4704, 21-4711 and 22-3716 and repealing the existing sections, by Representative Patton.

**HB 2302**, An act relating to veterans; amending K.S.A. 73-1221, 73-1222, 73-1223, 73-1224, 73-1225, 73-1226, 73-1227, 73-1230 and 73-1231 and repealing the existing sections, by Committee on Veterans, Military and Homeland Security.

**HB 2303**, An act creating the Kansas national bio and agro defense facility interagency working group act, by Committee on Taxation.

**HB 2304**, An act concerning gambling devices; amending K.S.A. 2006 Supp. 21-4306 and 21-4307 and repealing the existing sections, by Representative Williams.

**HB 2305**, An act concerning crude oil reserves; providing certain income tax deductions and property tax exemptions; relating to regulation of such reserves; amending K.S.A. 2006 Supp. 79-32,117, 79-32,120, 79-32,138 and 79-32,223 and repealing the existing sections; also repealing K.S.A. 2006 Supp. 79-32,117l, by Committee on Energy and Utilities.

**HB 2306**, An act concerning the Kansas electric transmission authority; relating to the duties and powers of the authority; amending K.S.A. 2006 Supp. 74-99d07 and repealing the existing section, by Committee on Energy and Utilities.

**HB 2307**, An act concerning counties; amending K.S.A. 19-202 and repealing the existing section, by Committee on Elections and Governmental Organization.

**HB 2308**, An act concerning elections; relating to campaign finance; amending K.S.A. 25-4157a and repealing the existing section, by Committee on Elections and Governmental Organization.

**HB 2309**, An act concerning records of certain governmental agencies, by Committee on Elections and Governmental Organization.

**HB 2310**, An act concerning school districts; relating to bullying, by Committee on Education.

**HB 2311**, An act concerning threatened and endangered species; repealing the nongame and endangered species conservation act; amending K.S.A. 77-415 and K.S.A. 2006 Supp. 32-988, 32-1002, 32-1005 and 82a-2001 and repealing the existing sections; also repealing K.S.A. 32-957, 32-958, 32-959, 32-960, 32-960a, 32-960b, 32-961, 32-962, 32-963, 32-1010, 32-1011, 32-1012, 32-1033 and 79-32,203 and K.S.A. 2006 Supp. 32-1009, by Committee on Agriculture and Natural Resources.

**HB 2312**, An act concerning autopsies; amending K.S.A. 2006 Supp. 22a-233 and repealing the existing section, by Committee on Health and Human Services.

**HB 2313**, An act relating to insurance; concerning certain reimbursement for services; amending K.S.A. 2006 Supp. 40-2,103 and 40-19c09 and repealing the existing sections; also repealing K.S.A. 40-2,104 and 40-2,114, by Committee on Insurance and Financial Institutions.

**HB 2314**, An act concerning licensure, examination and registration of certified public accountants; relating to the education requirements for admission to examination; amending K.S.A. 2006 Supp. 1-302a and repealing the existing section, by Committee on Commerce and Labor.

**HB 2315**, An act concerning real property; relating to home inspections; requiring home inspector registration and certificates, by Committee on Commerce and Labor.

**HB 2316**, An act concerning payment of compensation; relating to payment methods; amending K.S.A. 44-314 and repealing the existing section, by Committee on Commerce and Labor.

**HB 2317**, An act concerning the employment security law; relating to employer payments; eliminating contractor liability for subcontractor contributions; amending K.S.A. 2006 Supp. 44-717 and repealing the existing section, by Committee on Commerce and Labor.

**HB 2318**, An act concerning crimes, criminal procedure and punishment; relating to the crime victims compensation board; allowing expenses for crime scene cleanup; amending K.S.A. 2006 Supp. 74-7301 and repealing the existing section, by Committee on Judiciary.

**HB 2319**, An act concerning the Kansas lottery; amending K.S.A. 74-8705 and 74-8708 and repealing the existing sections; also repealing K.S.A. 74-8723, by Committee on Federal and State Affairs.

**HB 2320**, An act concerning workers compensation; relating to burial expenses; increasing limitation on amount employer shall pay; amending K.S.A. 2006 Supp. 44-510b and repealing the existing section, by Committee on Commerce and Labor.

**HB 2321**, An act concerning contracts; relating to franchise agreements; enacting the Kansas responsible franchise practices act, by Committee on Commerce and Labor.

**HB 2322**, An act concerning certain county officers; relating to county appraisers; amending K.S.A. 19-431 and K.S.A. 2006 Supp. 79-1611 and repealing the existing sections, by Committee on Elections and Governmental Organization.

**HB 2323**, An act concerning members of the state legislature and certain other state elected officials; relating to compensation, by Committee on Federal and State Affairs.

**HB 2324**, An act repealing K.S.A. 2006 Supp. 76-731a; relating to tuition and fees for certain persons attending postsecondary educational institutions, by Committee on Federal and State Affairs.

#### **House Concurrent Resolutions**

**HCR 5008**, A proposition to amend section 5 of article 3 of the constitution of the state of Kansas, relating to selection of justices of the supreme court.

HCR 5009, A concurrent resolution pledging the Kansas Legislature's support for the National Bio and Agrodefense Facility and urging the United States Department of Homeland Security, the United States Department of Agriculture, the United States Department of Health and Human Services, President Bush, the Kansas Congressional Delegation and others to consider two sites in Kansas as the location for this new federal laboratory.

**HCR 5010**, A concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from United States Senator Pat Roberts.

#### Senate Bills

**SB 172**, An act concerning income taxation; relating to credits; payments to public schools for textbooks and workbooks, by Committee on Assessment and Taxation.

**SB** 173, An act concerning school districts; relating to school finance; amending K.S.A. 2006 Supp. 72-6449 and repealing the existing section, by Senator Pine.

**SB 174**, An act relating to motor carriers; concerning certain self-propelled cranes; amending K.S.A. 66-1,108 and repealing the existing section, by Committee on Transportation.

**SB** 175, An act concerning health insurance; relating to assignment of insurance payments for covered services, by Committee on Federal and State Affairs.

**SB** 176, An act concerning dental hygienists; relating to issuance of permits, authorized practice; amending K.S.A. 2006 Supp. 65-1456 and repealing the existing section, by Committee on Public Health and Welfare.

**SB** 177, An act concerning the department of health and environment; relating to education and screening for congenital hypothyroidism, galactosemia, phenylketonuria and other genetic diseases and disorders; assistance for certain expenses; amending K.S.A. 2006 Supp. 65-180 and repealing the existing section, by Committee on Public Health and Welfare.

**SB** 178, An act concerning cancer registry; relating to confidential data; amending K.S.A. 65-1,172 and repealing the existing section, by Committee on Public Health and Welfare.

**SB 179**, An act concerning mortuary arts; assistant funeral director's license; qualifications and examination; amending K.S.A. 65-1717 and 65-1727 and repealing the existing sections, by Committee on Public Health and Welfare.

**SB 180**, An act concerning retirement and pensions; relating to taxation of certain benefits; exemptions; amending K.S.A. 74-4923 and repealing the existing section, by Joint Committee on Pensions, Investments and Benefits.

**SB 181**, An act concerning hospitals and ambulatory surgical centers; relating to disclosure of prices, by Committee on Ways and Means.

**SB 182**, An act relating to crimes and punishment; concerning interference with parental custody; amending K.S.A. 21-3422 and K.S.A. 2006 Supp. 21-3422a and repealing the existing sections, by Committee on Judiciary.

**SB 183**, An act concerning the uniform commercial code; general provisions; amending K.S.A. 16-1501, 50-682, 58-241, 60-1007, 60-2409, 61-3703, 84-2-202, 84-2a-501, 84-2a-518, 84-2a-519, 84-2a-527, 84-2a-528, 84-4-104, 84-4a-105, 84-4a-204, 84-5-103 and 84-8-102 and K.S.A. 2006 Supp. 16-1603, 16-1616, 84-2-103, 84-2a-103 and 84-9-102 and repealing the existing sections; also repealing K.S.A. 84-1-101, 84-1-102, 84-1-103, 84-1-204, 84-1-107, 84-1-108, 84-1-101, 84-1-202, 84-1-203, 84-1-204, 84-1-205, 84-1-206, 84-1-207, 84-1-208, 84-1-209, 84-2-208 and 84-2a-207 and K.S.A. 2006 Supp. 84-1-201 and 84-3-103, by Committee on Judiciary.

**SB 184**, An act concerning sexually violent predators; relating to costs of determination; amending K.S.A. 59-29a04 and repealing the existing section, by Senator Reitz.

**SB 185**, An act concerning firearms; amending K.S.A. 2006 Supp. 12-16,124 and 75-7c11 and repealing the existing sections, by Senator Journey.

**SB 186**, An act enacting the Kansas and Missouri regional mass transit district compact, by Senator Steineger.

**SB 187**, An act concerning the consolidation of certain counties and the political and taxing subdivisions therein; amending K.S.A. 18-146 and 18-1,105 and K.S.A. 2006 Supp. 19-205 and repealing the existing sections, by Senator Steineger.

**SB 188**, An act relating to wildlife; concerning commercialization of wildlife; amending K.S.A. 2006 Supp. 32-1005 and repealing the existing section, by Committee on Natural Resources.

**SB 189**, An act relating to hunter education; amending K.S.A. 2006 Supp. 32-920 and 32-921 and repealing the existing sections, by Committee on Natural Resources.

**SB 190**, An act relating to the Kansas storage tank act; concerning training for operators of underground storage tanks; funding; amending K.S.A. 65-34,110 and 65-34,114 and K.S.A. 2006 Supp. 65-34,132 and 65-34,134 and repealing the existing sections, by Committee on Natural Resources.

**SB 191**, An act relating to wildlife; concerning big game and wild turkey violations; amending K.S.A. 2006 Supp. 32-1032 and repealing the existing section, by Committee on Natural Resources.

**SB 192**, An act relating to hunting; concerning permits to take big game; amending K.S.A. 2006 Supp. 32-970 and repealing the existing section, by Committee on Natural Resources.

SB 193, An act concerning matters pertaining to the state debt, by Committee on Commerce.

**SB 194**, An act concerning public information; establishing training programs under the open records and open meetings acts, by Committee on Elections and Local Government.

**SB 195**, An act concerning certain automated telephone calls; pertaining to the use of automated telephone calls for political purposes; amending K.S.A. 25-4156 and 50-670 and repealing the existing sections, by Committee on Elections and Local Government.

**SB 196**, An act concerning campaign finance; pertaining to reports of certain contributions; pertaining to reports of independent expenditures, by Committee on Elections and Local Government.

**SB 197**, An act concerning the office of the state bank commissioner; relating to the office of administrative hearings; exception; amending K.S.A. 2006 Supp. 75-37,121 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 198**, An act concerning motor vehicles; providing for the issuance of breast cancer research and outreach license plates; amending K.S.A. 2006 Supp. 8-1,141 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 199**, An act concerning sales taxation; relating to exemptions; Jazz in the Woods, Inc.; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

SB 200, An act concerning sales taxation; relating to exemptions; Ottawa Suzuki Strings, Inc.; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation. (continued) **SB 201**, An act concerning restrictions on persons maintaining or residing, working or volunteering at child care facilities or family day care homes; amending K.S.A. 2006 Supp. 65-516 and repealing the existing section; also repealing K.S.A. 2006 Supp. 65-516a, by Committee on Public Health and Welfare.

**SB 202**, An act concerning child care facilities; relating to definitions; amending K.S.A. 65-503 and repealing the existing section, by Committee on Public Health and Welfare.

**SB 203**, An act concerning criminal procedure; relating to appearance bonds; amending K.S.A. 22-2803 and K.S.A. 2006 Supp. 22-2802 and 22-2807 and repealing the existing sections, by Committee on Judiciary.

**SB 204**, An act concerning persons required to register pursuant to the Kansas offender registration act; relating to certain requirements; amending K.S.A. 2006 Supp. 22-4902, 22-4903, 22-4904, 22-4905, 22-4906, 22-4907 and 22-4909 and repealing the existing sections, by Committee on Judiciary.

**SB 205**, An act concerning the Kansas turnpike authority; relating to tolls; amending K.S.A. 68-2004 and repealing the existing section, by Senator Haley.

**SB 206**, An act concerning the criminal code, creating the crime of deprivation of rights under color of law, by Senator Haley.

**SB 207**, An act concerning school districts; relating to kindergarten; amending K.S.A. 72-1107 and K.S.A. 2006 Supp. 72-1111 and 72-53,106 and repealing the existing sections, by Committee on Education.

SB 208, An act concerning criminal history records; authorizing access by the insurance department to criminal history record information for certain purposes; amending K.S.A. 2006 Supp. 22-4701 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 209**, An act pertaining to accident and health insurance; relating to rate and form filings, by Committee on Financial Institutions and Insurance.

**SB 210**, An act relating to county treasurers; concerning drivers' license examinations; relating to vehicle registration; relating to county treasurers acting as agents of the state; amending K.S.A. 8-234a and K.S.A. 2006 Supp. 8-126 and repealing the existing sections, by Committee on Transportation.

**SB 211**, An act relating to safety belts; concerning enforcement; amending K.S.A. 8-2503 and 8-2504 and repealing the existing sections, by Committee on Transportation.

**SB 212**, An act enacting the Kansas youth civic service credit act, by Senator Steineger.

**SB** 213, An act concerning taxation; amending K.S.A. 40-253a, 65-1,194 and 74-8945 and K.S.A. 2006 Supp. 79-32,110, 79-32,111, 79-32,117, 79-32,243, 79-3606 and 79-5401 and repealing the existing sections; also repealing K.S.A. 39-7,132, 74-50,113, 74-50,116, 74-50,117, 74-50,118, 74-50,119, 74-50,135, 74-50,135a, 75-4275, 79-32,155, 79-32,157, 79-32,158, 79-32,159, 79-32,159a, 79-32,159b, 79-32,159c, 79-32,157, 79-32,160b, 79-32,160c, 79-32,200 and 79-32,203 and K.S.A. 2006 Supp. 74-50,114, 74-50,115, 74-50,131, 74-50,132, 74-50,133, 74-50,134, 79-1126a, 79-32,69, 79-32,1171, 79-32,153, 79-32,154, 79-32,160a, 79-32,181a, 79-32,204 and 79-32,207, by Committee on Assessment and Taxation.

**SB 214**, An act concerning salaries of employees in certain state elected offices; amending K.S.A. 40-110 and 75-3111 and repealing the existing sections, by Committee on Ways and Means.

**SB 215**, An act concerning income taxation; relating to credits; taxpayer contributions to community colleges for capital improvements, by Committee on Ways and Means.

SB 216, An act regulating vehicle title loans, by Senator Betts.

**SB 217**, An act amending the uniform consumer credit code; relating to payday loans; amending K.S.A. 2006 Supp. 16a-2-404 and repealing the existing section, by Senator Betts.

**SB 218**, An act concerning insurance; providing coverage for colorectal cancer screening; amending K.S.A. 2006 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

**SB 219**, An act concerning insurance; relating to acquisition of subsidiaries by domestic insurance companies; amending K.S.A. 40-3303 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 220**, An act pertaining to insurance companies; relating to corporate structure; amending K.S.A. 40-1004, 40-1006, 40-1201, 40-1508 and 40-1511 and K.S.A. 2006 Supp. 40-502 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

**SB 221**, An act concerning crimes, punishment and criminal procedure; relating to evidence and videotaping of felony interrogations, by Senator Haley.

**SB 222**, An act concerning abolition of the death penalty; amending K.S.A. 21-4634, 22-3705 and 22-4210 and K.S.A. 2006 Supp. 21-3105, 21-4619, 21-4635, 21-4706, 22-3405, 22-3717, 22-4505, 22-4506, 22-4902, 38-2255, 38-2271, 38-2312, 38-2365, 39-970, 65-5117 and 75-52,148 and repealing the existing sections; also repealing K.S.A. 21-3439, 21-4627, 21-4629, 21-4630, 21-4631 and 22-3704 and K.S.A. 2006 Supp. 21-4619c, 21-4622, 21-4623 and 21-4624, by Senator Haley.

**SB 223**, An act relating to motor vehicles; concerning the use of safety belts; amending K.S.A. 8-2503 and 8-2504 and K.S.A. 2006 Supp. 20-350 and repealing the existing sections, by Committee on Transportation.

**SB 224**, An act regulating traffic; concerning certain right-of-way violations; providing increased penalties; amending K.S.A. 2006 Supp. 8-255 and repealing the existing section, by Committee on Transportation.

**SB 225**, An act concerning cities and counties; relating to special benefit districts therein; relating to costs of improvements; amending K.S.A. 12-6a19 and repealing the existing section, by Committee on Federal and State Affairs.

**SB 226**, An act cereal malt beverages; relating to discretion by cities in granting and suspending or revoking a retailer's license; amending K.S.A. 2006 Supp. 41-2703 and 41-2708 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 227, An act concerning sales taxation; relating to exemptions; International Association of Lions Clubs; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 228**, An act concerning sales taxation; relating to elimination thereof on remodeling of buildings and facilities; amending K.S.A. 2006 Supp. 79-3603 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 229**, An act concerning prescription drugs; creating the prescription confidentiality act, by Committee on Public Health and Welfare.

**SB 230**, An act concerning alcohol or substance abuse; relating to the care and treatment act; definitions; amending K.S.A. 59-29b46 and repealing the existing section, by Committee on Ways and Means.

**SB 231**, An act concerning guardians and conservators; exceptions to an appointment by the court, by Senator Emler (By request).

**SB 232**, An act concerning taxing subdivisions; relating to pensions and other postemployment benefits; amending K.S.A. 12-16,102 and repealing the existing section, by Committee on Ways and Means.

**SB 233**, An act concerning crimes and punishment; amending K.S.A. 21-3603 and repealing the existing section, by Committee on Judiciary.

**SB 234**, An act concerning municipal group insurance pools; amending K.S.A. 12-2630 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 235**, An act concerning the employment security law; definitions; amending K.S.A. 2006 Supp. 44-703 and repealing the existing section, by Committee on Commerce.

**SB 236**, An act amending the personal and family protection act; concerning places where carrying a concealed weapon not authorized; amending K.S.A. 2006 Supp. 75-7c10 and repealing the existing section, by Committee on Judiciary.

**SB 237**, An act relating to crimes, punishment and criminal procedure; concerning the collection of certain specimens; amending K.S.A. 2006 Supp. 21-2511 and repealing the existing section; also repealing K.S.A. 2006 Supp. 21-2511a, by Committee on Judiciary.

#### Senate Concurrent Resolutions

**SCR 1605,** A concurrent resolution memorializing the President and Congress in opposition to the escalation of the country's involvement in Iraq.

#### Senate Resolutions

**SR 1811**, A resolution congratulating and commending Vicki Tiahrt for her services as the President of the Congressional Club.

**SR 1812,** A resolution commemorating January 30, 2007, as 125th anniversary of the birth of President Franklin Delano Roosevelt.

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#### Federal Emergency Management Agency

#### **Public Notice**

Notification is hereby given to the public of the Federal Emergency Management Agency's (FEMA) intent to reimburse local governments and state agencies for eligible costs incurred to repair publicly-owned facilities damaged as a result of severe storms that occurred from December 28, 2006 to December 31, 2006. The areas affected are: Cheyenne, Clark, Decatur, Edwards, Ellis, Finney, Ford, Gove, Graham, Grant, Gray, Greeley, Hamilton, Haskell, Hodgeman, Jewell, Kearny, Kiowa, Lane, Logan, Meade, Morton, Ness, Norton, Osborne, Pawnee, Phillips, Rawlins, Rooks, Rush, Russell, Scott, Seward, Sheridan, Sherman, Smith, Stanton, Stevens, Thomas, Trego, Wallace and Wichita counties in the state of Kansas. The President declared these areas a major disaster area on January 7, 2007.

Comanche and Stafford counties were declared eligible for category "B" (emergency response) damages only.

In addition, Cheyenne, Rawlins, Decatur, Sherman, Thomas, Wallace, Logan, Greely, Wichita, Stanton and Morton counties were declared eligible for Snow Removal Assistance under category "B."

Eligible applicants in each of these declared counties may apply for the repair and or replacement of disasterdamaged public facilities. Additionally, all counties in the state of Kansas may apply for Section 404 Hazard Mitigation Assistance.

This assistance is granted under the authority of Public Law 93-288, as amended the Disaster Relief Act of 1974. This notice concerns those facilities that are within the base or 1 percent chance floodplain (also known as the 100-year floodplain), or critical actions within the 500year floodplain. These facilities may adversely affect the floodplain or they may be vulnerable to flooding damage if they are restored to pre-disaster condition. These facilities include, but are not limited to, the following:

1. Non-emergency debris clearance.

2. Protective coastal facilities, including dams, reservoirs and channels, and their applicable non-emergency repair.

3. Public roads, including streets, culverts and bridges, and their applicable damage.

4. Water control facilities, pipes and distribution systems and their applicable damage.

5. Public utilities, including sewage treatment plants, sewers and electrical power distribution systems, and their applicable damage.

6. Private, nonprofit facilities (e.g. hospitals, educational centers, emergency and custodial care services, etc.), and their applicable damage.

7. Hazard mitigation projects designed and constructed to reduce the impact of future damage.

The President's Executive Order 11988 on Floodplain Management requires that all federal actions in or affecting the base floodplain be reviewed for opportunities to relocate out of the floodplain or to minimize future flooding damage. FEMA has determined that in certain situations there are normally no alternatives to restoring the facility in the floodplain. These are situations that meet all of the following criteria:

1. Where the FEMA-estimated cost of repairs is less than 50 percent of the estimated replacement cost of the entire facility and is less than \$100,000.

2. When the facility is not located in a floodway or coastal high hazard area.

3. When the facility has not sustained structural damage in a previous Presidentially declared flooding major disaster or emergency.

4. When the facility is not a critical one (i.e., hospital, generating plant, contains dangerous materials, or emergency operation center, etc.).

FEMA intends to provide assistance for the restoration of facilities described above to their pre-disaster condition except where certain measures to mitigate the effects of future flooding may be incorporated into the restoration work. For example, insufficient waterway openings under culverts and bridges may cause water backup to wash out the structures. The water backup could spread and damage other facilities in the area. Increasing the size of the waterway opening would mitigate, or lessen, the potential for this damage. Other mitigation measures could include providing erosion protection at bridge abutments or levees and extending entrance tubes on sewage lift stations.

Facilities or projects that do not fall into one of the four criteria listed above are required to undergo more detailed review, including study of alternative locations. The public is invited to participate in identifying alternatives and analyzing their impact. Details on obtaining information on specific projects and responding with comments will be found at the end of this notice. Future notices like this one will explain the final determination on the restoration of these facilities.

An applicant may have already started restoration of a facility described in the above paragraph before the federal inspector visited the site due to the urgent need for use of the facility. Some of these facilities would normally fall into the category requiring examination of alternative sites. These facilities will be restored in their original location where at least one of the following situations applies:

1. The facility is functionally dependent on its floodplain location. Flood control facilities and bridges are examples.

2. The project facilitates an open space use. Facilities, which are part of a park or other open space use, are examples. This type of use represents sound floodplain management and, therefore, there is no need to change it.

3. The facilities, such as roads and utilities, are an integral part of a larger network, which would be uneconomical to relocate.

The effects of not restoring these facilities were examined and, in each case, there was an overriding public need for the facility that clearly outweighed the Executive Order's requirements to avoid the floodplain and made non-floodplain sites impractical. FEMA consulted state and local officials to make certain that no actions taken will violate either state or local floodplain protection stan-(continued) dards. The restoration of these facilities also will incorporate certain measures designed to mitigate the effects of future flooding. This will be the only notice to the public concerning these facilities.

Hazard mitigation projects may involve construction of a new facility, such as a detention pond or a debris dam, modification of an existing undamaged facility (such as improving waterway openings of bridges or culverts), relocation of facilities out of the floodplain that may require demolition of remaining structures or other projects designed to limit damage from future floods. Subsequent notices will provide more specific information as project proposals are developed.

If you would like more information about these projects and their locations, please submit your request in writing to the U.S. Department of Homeland Security, FEMA JFO DR-1675-KS, 235 S. Kansas Ave., Suite 400, Topeka, KS 66603-3616, or call (785) 379-4800 between 8 a.m. and 4:30 p.m. Monday through Friday.

Comments about specific projects and the Floodplain Management Executive Order should be submitted to Richard Hainge, Regional Director, at the address above.

> Richard Hainge Regional Director

Doc. No. 034082

# State of Kansas

## Department of Health and Environment

#### Notice of Hearing

A public hearing will be conducted by the Kansas Department of Health and Environment at 7 p.m. Monday, March 12, in the City Commission Chambers, City Hall, Hays, to receive comments prior to final action on the proposed issuance of an air quality construction permit. KDHE is proposing to issue the permit in accordance with K.A.R. 28-19-300. The permit authorizes the operation of a fiberglass tank manufacturing process at the existing Hess Services facility located at 2670 E. 9th, Hays.

A copy of the proposed permit, permit application, supporting documentation and information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE Northwest District Office, 2301 E. 13th, Hays. To obtain or review the proposed permit and supporting documentation, contact Sherry Walker, (785) 296-1570, at the KDHE central office, or Richard Robinson, (785) 625-5663, at the KDHE Northwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to David Peter, 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 March 13.

> Roderick L. Bremby Secretary of Health and Environment

State of Kansas

# Department of Health and Environment

#### Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

#### Public Notice No. KS-AG-07-046/049 Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Larry and Betty Olberding 732 176 Road	SW/4 of Section 07 & NW/4 of Section	Missouri River Basin
Seneca, KS 66538	18, T02S, R12E,	
	Thomas County	

Kansas Permit No. A-MONM-M004

This is a modification permit renewal for an existing facility expanding to 480 head (672 animal units) of mature dairy cattle, 160 head (160 animal units) of heifers weighing more than 700 pounds and 167 head (83.5 animal units) of calves weighing less than 700 pounds, for a total of 807 head (915.5 animal units). Proposed is the addition of a concrete manure pit, the reconfiguration of some open lot feeding areas, and the reshaping and reseeding of grass buffers to serve the reconfigured open lots. Included in the total animal units are mature dry cows, heifers and calves that were inadvertently omitted from the previous permit along with some of the open lot feeding areas located in Section 18. Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements.

Name and Address of Applicant	Legal Description	Receiving Water
Sutton Valley Dairy	SE/4 of Section 08,	Marais des
Michael Dorrell	T20S, R21E,	Cygnes River
29167 N.E. Vermont	Anderson County	Basin
Greeley, KS 66033	2	

Kansas Permit No. A-MCAN-M017

This is a new permit for a new facility for 120 head (168 animal units) of mature dairy cattle, 60 head (60 animal units) of replacement heifers weighing more than 700 pounds, 60 head (30 animal units) of dairy calves weighing 700 pounds or less and 4 head (8 animal units) of horses, for a total of 266 animal units. The proposed freestall barn, milk parlor, holding area and earthen retention structure have been constructed prior to the permitting process.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Hilt Farms, Inc. Mark Hilt Route 1, Box 464 St. Francis, KS 67756	SE/4 of Section 14, T01S, R39W, Cheyenne County	Upper Republican River Basin

Kansas Permit No. A-URCN-B007

This is a new permit for an existing facility for 745 head (745 animal units) of beef cattle greater than 700 pounds. The existing facility will be relocated approximately .25 mile east of the existing site. The new facility will include four new pens and a working area. Runoff from 6.9 acres of pens and extraneous area will be collected by a sedimentation basin that drains to a new earthen wastewater retention structure.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Dan Lauer Farms 14630 W. 95th St. South Clearwater, KS 67026	SW/4 of Section 14, T29S, R02W, Sedgwick County	Lower Arkansas River Basin

Kansas Permit No. A-ARSG-B004

This is a renewal permit with a modification for an existing facility for 336 head (168 animal units) of beef cattle weighing less than 700 pounds. The permit modification is due to a change in operation from dairy to beef cattle. No new construction is planned and the permitted animal units are not changing.

#### Public Notice No. KS-07-006

Name and Address of Applicant	Waterway	Type of Discharge
Baileyville Improvement District #1 P.O. Box 7 Baileyville, KS 66404	Black Vermillion River via North Fork Black Vermillion River via Unnamed Tributary	Treated Domestic Wastewater

Federal Permit No. KS0081442 Kansas Permit No. M-BB26-OO02 Legal: SW1/4, SE1/4, SW1/4, S27, T2S, R11E, Nemaha County

Facility Description: The proposed action is to modify an existing permit for an existing wastewater treatment plant treating primarily domestic wastewater. The changes to the permit will allow for the modification and expansion of the existing cell #2 and the construction of a new (4th) cell. An alternative design of the new cell will utilize a constructed soil liner with a maximum seepage of less than 0.01 inches per day. Due to this alternative design a variance has been granted to allow a less than ten foot separation between the bottom of the new cell and the underlying groundwater table. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and fecal coliform, as well as monitoring for ammonia, total recoverable copper and pH. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

#### Public Notice No. KS-ND-07-006/007

Name and Address	Legal	Type of
of Applicant	Location	Discharge
Custom Campers, Inc. P.O. Box 965 Chanute, KS 66720	SE <sup>1</sup> / <sub>2</sub> , SW <sup>1</sup> / <sub>4</sub> , S30, T27S, R18E, Neosho County	Nonverflowing

Kansas Permit No. I-NE11-NO05 Federal Tracking No. KSJ000495 Facility Description: The proposed action is to reissue an existing permit for operation of an existing nonoverflowing lagoon wastewater treatment facility. Contained in the permit is a schedule of compliance requiring the permittee to submit an approvable plan for emergency disposal of lagoon wastewater for the occasions when evaporation is inadequate. The permittee also shall submit a plan to repair the eroded lagoon dikes and to prevent further erosion. All repairs are to be completed by November 1, 2007. Discharge of

wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit.

<i>y</i> 1
Legal
Location
NW <sup>1</sup> /4, NW <sup>1</sup> /4
T27S, R3E, Bi
County
, ,

4, S25, Butler

Type of Discharge Nonoverflowing

Kansas Permit No. I-WA03-NP02 Federal Tracking No. KSJ000153

Facility Description: The proposed action is to reissue an existing permit for operation of an existing nonoverflowing lagoon wastewater treatment facility. The proposed permit contains an annual requirement for the permittee to obtain a sample from the first (north) cell that is to be analyzed for volatile organic compounds. Contained in the permit is a schedule of compliance requiring the permittee to submit the procedure used to collect wastewater from degreasing and parts-cleaning operations where this wastewater is disposed and a requirement to obtain the services of a KDHE-certified operator. The permittee also is to install a water flow meter acceptable to KDHE on the supply water line from the on-site well. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit.

Persons wishing to comment on 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 March 10 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-07-046/049, KS-07-006, KS-ND-07-006/007) 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

State of Kansas

# Department of Health and Environment

#### Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment, Division of Environment, Bureau of Environmental Field Services, will conduct a public hearing to consider the proposed revisions to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28g, including revisions to the Kansas Surface Water Register. The hearing will be held via video conferencing at 2 p.m. Wednesday, April 11, at the following locations: KDHE Northwest District Office, 2301 E. 13th, Hays; KDHE North Central District Office, 2501 Market Place, Suite D, Salina; KDHE Northeast District Office, 800 W. 24th, Lawrence; KDHE Southwest District Office, 302 W. McArtor Road, Dodge City; KDHE South Central District Office, 130 S. Market, sixth floor, Wichita; KDHE Southeast District Office, 1500 W. 7th, Chanute; and Curtis State Office Building, 1000 S.W. Jackson, IS Conference Room B, Garden Level, Suite 010, Topeka. If an alternate hearing location is necessary, the hearing will be held on at 2 p.m. April 12 in the IS Conference Room B, Garden Level, Suite 010, Curtis State Office Building, 1000 S.W. Jackson, Topeka.

Following is a summary of the proposed amendments:

K.A.R. 28-16-28g is the classification and use designation section of the Kansas Surface Water Quality Standards. Designated uses of surface waters are listed in the Kansas Surface Water Register, which is adopted by reference in K.A.R. 28-16-28g. The register identifies major classified streams, lakes and wetlands and the uses that are existing or attainable. In the period of April 1 through October 31, 2005, 560 stream segments and 140 lakes/wetlands were evaluated by a UAA to determine the appropriate use designation. Eighty stream segments are proposed for deletion from the Kansas Surface Water Register (removed from classification), 352 stream segments are proposed as secondary contact recreation, and 111 stream segments are proposed as primary contact recreation. One stream segment is proposed for restricted aquatic life and 17 stream segments have been rerouted and combined to form one segment. Forty-four lakes and wetlands are proposed for primary contact recreation and food procurement, and 96 lakes and wetlands are proposed for irrigation, livestock watering, domestic water supply, industrial water supply and groundwater recharge.

There are no additional costs of compliance resulting from these changes in recreational use designations. The department estimates an annual cost to perform 500 recreational UAAs as required by K.S.A. 82a-2004 and amendments thereto to be \$200,000 per year. Currently, this cost is funded by the State Water Plan and state general fund.

The time period between the publication of this notice and the scheduled hearing constitutes a 60-day public comment period for the purpose of receiving written public comments on the proposed regulatory action. Comments should be submitted to Craig Thompson, KDHE, Bureau of Environmental Field Services, 1000 S.W. Jackson, Suite 430, Topeka, 66612-1367, or by e-mail to cthompso@kdhe.state.ks.us. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulatory action during the hearing, as well as to submit their written comments at that time. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to five minutes.

Copies of the proposed amendments and the economic impact and environmental benefit statements may be obtained by contacting Ricquelle Landis, KDHE, Bureau of Environmental Field Services, at (785) 296-6603. The regulation, the notice of hearing, a list of the UAAs conducted and the proposed designations may be found at http://www.kdheks.gov/befs/.

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

> Roderick L. Bremby Secretary of Health and Environment

Doc. No. 034085

#### State of Kansas

# Department of Health and Environment

#### **Request for Comments**

The Kansas Department of Health and Environment has received a permit modification request to expand the Holcomb Common Facilities, LLC industrial landfill, currently operating under KDHE Permit 420. The landfill is located at 2440 Holcomb Lane, Holcomb, in Sections 20 and 29, Township 24 South, Range 33 West. The application indicates that Holcomb Common Facilities proposes to expand landfill operations from the existing 115acre disposal area to a 188-acre disposal area within a 292-acre tract totally surrounded by several thousand acres containing the Holcomb Station power plant. The proposed expansion will add approximately 12.2 million additional cubic yards of disposal capacity. The landfill would receive combustion wastes from the existing power generating unit and any additional units that may be constructed. Ownership of the landfill was transferred from Sunflower Electrical Cooperative to Holcomb Common Facilities on June 23, 2006.

The Finney County Commission and the Finney County Planning and Community Development Department have certified that the application described herein is consistent with the county's solid waste management plan and local land use restrictions or zoning. KDHE has reviewed the application and found it to be in conformance with state solid waste statutes and regulations.

KDHE is providing public notice of its intent to approve the proposed Holcomb Common Facilities, LLC landfill expansion. However, a final decision to approve

# Kansas Register

the expansion has not been made, and KDHE will consider information gathered during the public comment period before making a final decision.

A copy of the administrative record, which includes the permit application, engineering drawings, draft permit and other information with respect to this permit action, will be available for public review through March 16, during normal business hours, at the following locations:

KDHE Southwest District Office 302 W. McArtor Road Dodge City, 67801-6098 (620) 225-0569

Finney County Public Library 605 E. Walnut St. Garden City, 67846 (620) 272-3680

KDHE, Bureau of Waste Management 1000 S.W. Jackson, Suite 320 Topeka, 66612 (785) 296-1600

Additionally, the application form is available for public viewing on the Internet at http://www.kdheks.gov/ waste. Anyone wishing to comment on the proposed facility should submit written statements by 5 p.m. March 16 to Sam Sunderraj, KDHE, BWM, 1000 S.W. Jackson, Topeka, 66612-1366. Comments also will be accepted via facsimile to (785) 296-1592 or e-mail to ssunderr@ kdhe.state.ks.us, provided the comments are received by 5 p.m. March 16. Comments that are postmarked by March 16 and received within one week thereafter also will be considered. KDHE will subsequently respond to all formal comments in writing.

In addition, an informational meeting and public hearing will be held March 15 at the Holcomb High School, 600 N. Jones, Holcomb, in conjunction with the public comment period. The informational meeting will be from 6 to 6:45 p.m. and will provide an informal setting where concerned individuals may ask KDHE personnel questions regarding the landfill. The hearing will begin at 7 p.m. and will provide a format for individuals to make formal comments, which will be recorded by KDHE. KDHE will subsequently respond to all formal comments in writing.

After consideration of all the comments received during the public notice period and hearing, KDHE will make a final decision on whether to issue the permit modification. Notice of the decision will be given to the applicant, to anyone who submitted written comments during the comment period, and to those who requested notice of the final permit decision.

> Roderick L. Bremby Secretary of Health and Environment

Doc. No. 034093

#### State of Kansas

#### Department of Health and Environment

#### **Request for Proposals**

The Kansas Department of Health and Environment announces the availability of funding for up to eight Community-Based Teenage Pregnancy Reduction Projects with the estimated amount of funding at \$44,000 per project. Projects will provide educational interventions in school and community settings to improve behavioral/ educational outcomes for youth. Grant application guidance materials are available through the Bureau for Children, Youth and Families, (800) 332-6262.

> Roderick L. Bremby Secretary of Health and Environment

Doc. No. 034087

#### State of Kansas

#### Department of Health and Environment

#### **Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit and amending previously issued construction approval. Columbian TecTank has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19- 510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance. Notice also is given that certain requirements in the construction approval dated February 27, 1990, are being modified by a modification of approval conditions.

Columbian TecTank, Kansas City, Kansas, owns and operates a metal tank manufacturing facility located at 2101 S. 21st St., Parsons.

A copy of the proposed permit, permit application, all supporting documentation, all information relied upon during the permit application review process and a copy of the modification of approval conditions are available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE Southeast District Office, 1500 W. 7th, Chanute. To obtain or review either document, contact James D. Stewart, (785) 296-1556, at the KDHE central office; and to review the proposed permit, 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 documents to James D. Stewart, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating final doc-(continued) ument decisions, written comments must be received before the close of business March 12.

A person may request a public hearing be held on the proposed documents. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sherry Walker, Bureau of Air and Radiation, not later than the close of business March 12 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45day 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) 551-7097, to determine when the 45day EPA review period ends and the 60-day petition period commences.

> Roderick L. Bremby Secretary of Health and Environment

Doc. No. 034090

(Published in the Kansas Register February 8, 2007.)

Statutory Notice of Bond Sale Johnson County, Kansas \$42,220,000\* Internal Improvement Bonds Series 2007A

# (General obligations payable from unlimited ad valorem taxes)

#### Sealed and Electronic Bids

Sealed bids for bonds, submitted in sealed envelopes and marked "Series 2007 Bond Bid," will be received by the undersigned budget director, Office of Budget and Financial Planning of Johnson County, Kansas, at the Johnson County Administration Building, 111 S. Cherry, Suite 2300, Olathe, KS 66061-3441, until 10 a.m. Thursday, February 22, 2007, for the purchase of all of the county's \$42,220,000\* principal amount of Internal Improvement Bonds, Series 2007A. Electronic bids for the purchase of all of the bonds will only be accepted through PARITY electronic bid submission system. Each bidder shall be solely responsible for making the necessary arrangements to access PARITY for the purpose of submitting its electronic bid in a timely manner and in compliance with the requirements of the complete notice of bond sale. If any provisions in this statutory notice of bond sale conflict with information provided by PARITY, this statutory notice of bond sale will control. Further information about PARITY, including any fee charged and registration requirements, may be obtained from i-Deal, LLC, 1359 Broadway, 2nd Floor, New York, NY 10018, Customer Support, (212) 849-5000. The county assumes no responsibility or liability for bids submitted through PARITY. The county is using the services of PARITY solely as a communication mechanism to conduct the electronic bidding for the bonds. PARITY is not an agent of the county.

All bids will be publicly opened on the date and at the time set forth above and acted upon by the Board of County Commissioners of Johnson County, Kansas, at 1:30 p.m., or soon thereafter as practicable, on said sale date. No oral, telephone, telefax or auction bids will be considered. Bids for the bonds shall not be less than \$41,840,020 plus accrued interest on the total principal amount of the bonds to the date of delivery.

#### **Bond Details**

The bonds will be in book-entry form only. The bonds will be issued in the denomination of \$5,000 or any integral multiple thereof; will be dated March 1, 2007; will be issued in the principal amount of \$42,220,000\*; and will become due serially on September 1 in each of the years as follows:

Maturity Schedule*		
Maturity September 1	Principal Amount	
2007	\$2,240,000	
2008	1,440,000	
2009	1,495,000	
2010	1,555,000	
2011	1,615,000	
2012	1,675,000	
2013	1,745,000	
2014	1,810,000	
2015	1,885,000	
2016	1,960,000	
2017	2,040,000	
2018	2,125,000	
2019	2,215,000	
2020	2,310,000	
2021	2,405,000	
2022	2,510,000	
2023	2,620,000	
2024	2,735,000	
2025	2,855,000	
2026	2,985,000	

Bids for the bonds may contain a maturity schedule providing for a combination of serial bonds and term bonds. All term bonds shall be subject to mandatory sinking fund redemption and must conform to the maturity schedule set forth above at a price of par plus accrued interest to the date of redemption.

The bonds will bear interest from their date at the rates to be determined when the bonds are sold as hereinafter provided, payable semiannually on March 1 and September 1 in each year, commencing September 1, 2007.

#### **Delivery and Payment**

The bonds will be delivered to the successful bidder properly prepared, executed and registered without cost within approximately 30 days after the date of their sale in New York, New York.

#### **Good Faith Deposit**

A good faith deposit in the form of a certified or cashier's check or financial surety bond in the amount of \$844,400 must be furnished at or prior to the time of sale by each bidder.

#### Costs

The county will pay the cost of printing the bonds and the expense of all legal services, including the opinion of Kutak Rock LLP, bond counsel, approving the legality of the bonds and the exclusion of the interest thereon (with specified minor exceptions) from federal and Kansas gross income taxes.

#### Assessed Valuation and Indebtedness

For the computation of the debt limitation relating to the bonds, the assessed valuation of the taxable tangible property within the county as of December 31, 2006, is \$8,520,507,858. The applicable total general obligation bonded indebtedness of the county as of the date of the bonds is \$10,609,286, which includes the bonds.

#### **Additional Information**

A complete notice of bond sale for the bonds, official statement and bid forms approved by the county will be mailed to all interested parties. Bidders may be required to be qualified in a manner established by the county before submitting a bid. Additional information regarding the bonds may be obtained from the financial advisor, Springsted Incorporated, at (651) 223-3000, or Scott A. Neufeld, the county's budget director, at (913) 715-0605. Arrangements may be made with the financial advisor to deliver a sealed bid for the bonds to the county.

Johnson County, Kansas By: Scott A. Neufeld, Budget Director Johnson County Budget and Financial Planning Johnson County Administration Building Olathe, KS 66061-3441

\* Preliminary; subject to change. Doc. No. 034100

#### State of Kansas

#### Department of Agriculture

#### Permanent Administrative Regulations

#### Article 19.—SOIL AMENDMENTS

**4-19-1.** Registration fee. The registration fee for each soil amendment shall be \$100.00 for each product registered. (Authorized by K.S.A. 2005 Supp. 2-2805 and K.S.A. 2-2811; implementing K.S.A. 2005 Supp. 2-2805; effective, T-83-35, Nov. 10, 1982; effective May 1, 1983; amended, T-4-6-27-02, July 1, 2002; amended Oct. 25, 2002; amended Feb. 23, 2007.)

Adrian J. Polansky Secretary of Agriculture

Doc. No. 034095

#### State of Kansas

Kansas Lottery

Temporary Administrative Regulations

#### Article 2.—LOTTERY RETAILERS

**111-2-194.** Method of entry. (a) Entry into the "Zarco 66 Drawing 2006" shall be accomplished as follows:

(1) With every single purchase of a Kansas Powerball ticket with Power Play from the opening of business of that store on November 1, 2006, through the end of business for that store on November 26, 2006, the lottery terminal shall automatically produce one entry form for the "Zarco 66 Drawing 2006."

(2) The purchaser must complete the information on the entry form in a legible manner. Only one name shall appear on each entry form.

(3) The completed entry form must be placed into the designated drawing receptacle provided at each Zarco 66 store no later than the close of business for that store on November 26, 2006.

(4) 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.

(5) The drawing will be conducted at the Zarco 66 corporate office located in Lawrence, Kansas, on the day set forth in K.A.R. 111-2-192.

(6) 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 each person may only win one preliminary prize and one grand prize.

(c) All eligible entry forms which are deposited into the drawing receptacles by the end of business for that store on November 26, 2006, shall be entered into the drawing.

(d) Eligible entrants in the "Zarco 66 Drawing 2006" must be 18 years of age or older, and may not be an employee of any Zarco 66 store in Kansas.

(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.

(f) All receptacles for entries into this drawing and the security of said receptacles shall be approved by the Kansas lottery director of security. At a minimum, said receptacles shall be sealed in such a manner as to evidence any tampering thereof (by way of example, sealed with "evidence" tape commonly utilized by law enforcement personnel). Only lottery employees shall remove the entry receptacles from the retailers' premises and deliver the receptacles to the drawing location. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-10-24-06, Oct. 18, 2006; amended, T-111-1-907, Nov. 15, 2006.)

**111-2-197.** R&C Petroleum winner awareness "Starburst" promotion. (a) In addition to compensation specified in K.A.R. 111-2-4 and 111-2-6, the Kansas lottery shall also conduct a "Starburst" promotion to enhance (continued) winner awareness at all R&C Petroleum corporate locations.

(b) The winner awareness sales promotion will commence at 5:00 a.m. on Thursday, February 1, 2007, and end at the end of the business day as defined at K.A.R. 111-6-1 on Wednesday, February 28, 2007.

(c) Beginning February 1, 2007, and concluding February 28, 2007, the lottery will conduct a "Starburst" promotion at all the R&C Petroleum corporate stores located in Kansas. The stores must place a starburst decal on a visible wall or counter for every winning lottery ticket that is redeemed at that retailer which wins \$10 or more. Each starburst placed should contain, where possible, the amount won and the ticket itself with the name of the winner being optional and only if written permission is obtained from the winner.

(d) For every 10 winning ticket starbursts placed in a visible location at the retail establishment, the retailer will receive the lottery's choice of a promotional item, with a maximum of 10 items per store. For every 25 winning ticket starbursts placed in a visible location at the retail establishment, that retailer will be entered into a drawing for a prize from the lottery. The grand prize is a \$300 credit on the retailer's lottery account. Second prize is a \$50 credit on the retailer's lottery account. Each retail location is eligible to win only one of the three credit prizes.

(e) During the week preceding the start of the promotion, an information sheet will be provided for all participating retailers so that they may all start on the same day. Starbursts will be provided by the lottery. The drawings for the grand prize, second prize, and third prize will be conducted at the lottery's Great Bend regional office on March 15, 2007. Lottery security will approve drawing procedures to be used for the drawing. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8708; effective, T-111-1-19-07, Nov. 15, 2006.)

**111-2-198.** Felts Oil winner awareness "Starburst" promotion. (a) In addition to compensation specified in K.A.R. 111-2-4 and 111-2-6, the Kansas lottery shall also conduct a "Starburst" promotion to enhance winner awareness at all Felts Oil corporate locations.

(b) The winner awareness sales promotion will commence at 5:00 a.m. on Thursday, February 1, 2007, and end at the end of the business day as defined at K.A.R. 111-6-1 on Wednesday, February 28, 2007.

(c) Beginning February 1, 2007, and concluding February 28, 2007, the lottery will conduct a "Starburst" promotion at all the Felts Oil corporate stores located in Kansas. The stores must place a starburst decal on a visible wall or counter for every winning lottery ticket that is redeemed at that retailer which wins \$10 or more. Each starburst placed should contain, where possible, the amount won and the ticket itself with the name of the winner being optional and only if written permission is obtained from the winner.

(d) For every 10 winning ticket starbursts placed in a visible location at the retail establishment, the retailer will receive the lottery's choice of a promotional item, with a maximum of 10 items per store. For every 25 winning

ticket starbursts placed in a visible location at the retail establishment, that retailer will be entered into a drawing for a prize from the lottery. The grand prize is a \$300 credit on the retailer's lottery account. Second prize is a \$50 credit on the retailer's lottery account, and third prize is a \$25 credit on the retailer's lottery account. Each retail location is eligible to win only one of the three credit prizes.

(e) During the week preceding the start of the promotion, an information sheet will be provided for all participating retailers so that they may all start on the same day. Starbursts will be provided by the lottery. The drawings for the grand prize, second prize, and third prize will be conducted at the lottery's Great Bend regional office on March 15, 2007. Lottery security will approve drawing procedures to be used for the drawing. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8708; effective, T-111-1-19-07, Nov. 15, 2006.)

## Article 4.—INSTANT GAMES AND DRAWINGS

**111-4-2497.** "Luxury & Loot" instant ticket lottery game number 633. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Luxury & Loot" commencing on or after December 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2497.

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

Play Symbols	Play Symbol Captions
FREE BUTTON	
\$5.00	FIVE\$
10.00	TEN\$
15.00	FIFTEEN
25.00	TWEN-FIV
50.00	FIFTY
75.00	SVTYFIV
\$100\$	ONE-HUN
\$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

# Kansas Register

21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
25	TWYFIV
Symbol of an anchor	ANCHOR
Symbol of water skis	SKIS
Symbol of a pair of swim trunks	TRUNKS
Symbol of a life jacket	LIFJKT
Symbol of a life buoy	BUOY
Symbol of a captain's hat	HAT
Symbol of a fish	FISH
Symbol of a sea horse	SEAHSE
Symbol of a swim mask with snorkel	MASK
Symbol of a starfish	STRFSH
GOOD LUCK	
MAYBE NEXT TIME	

(c) For this game, a play symbol shall appear in each of 29 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 six 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
TWF	=	\$25.00
FTY	=	\$50.00
STF	=	\$75.00
HUN	=	\$100.00
FHN	=	\$500.00

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

(g) "Luxury & Loot" features three separate play areas. Game 1 is a symbol match game. A player will remove the scratch-off material to reveal one "LUCKY SYMBOL" and five "YOUR SYMBOLS" with a prize amount below each of the "YOUR SYMBOLS." If a player matches any of the "YOUR SYMBOLS" to the "LUCKY SYMBOL," the player wins the prize shown below that matched symbol. A player can win up to five times in this play area.

Game 2 is a key number match game. A player will remove the scratch-off material to reveal two "WINNING NUMBERS," and eight "YOUR NUMBERS" with a prize amount below each of the "YOUR NUMBERS." If a player matches any of the "YOUR NUMBERS." to either of the "WINNING NUMBERS," the player wins the prize shown below that matched number. A player can win up to eight times in this play area.

Game 3 is a bonus game. A player will remove the scratch-off material to reveal one "PLAY/PRIZE" symbol. If a player reveals the words, "FREE BUTTON," the player wins a button for the 2007 Wichita river festival. If a player reveals any prize amount, the player wins that amount instantly. A player can win up to one time in this game play area.

(h) Each ticket in this game may win up to 14 times.

(i) Approximately 300,000 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
\$5	\$5	45,000	\$225,000
\$10	\$10	6,000	60,000
(\$5 x 2)	\$10	7,000	70,000
\$15	\$15	1,600	24,000
(\$5 x 3)	\$15	1,600	24,000
\$10 + \$5	\$15	2,000	30,000
\$25	\$25	800	20,000
\$10 + \$15	\$25	800	20,000
(\$5 x 5)	\$25	1,000	25,000
\$50	\$50	400	20,000
(\$25 x 2)	\$50	400	20,000
(\$5 x 10)	\$50	500	25,000
\$75	\$75	300	22,500
\$50 + \$25	\$75	300	22,500
(\$5 x 13) + \$10	\$75	400	30,000
\$100	\$100	180	18,000
(\$25 x 4)	\$100	200	20,000
(\$5 x 8) + (\$10 x 6)	\$100	200	20,000
\$500	\$500	70	35,000
(\$25 x 8) + (\$50 x 6)	\$500	75	37,500
\$1,000	\$1,000	2	2,000
(\$500 x 2)	\$1,000	3	3,000
\$5,000 (Game 1)	\$5,000	1	5,000
\$5,000 (Game 2)	\$5,000	2	10,000
\$25,000 (Game 1)	\$25,000	1	25,000
\$25,000 (Game 2)	\$25,000	2	50,000
SUBTOTAL		68,836	\$863,500
Free Button to the	Free	,	. ,
2007 Riverfest	Button	3,400	17,000
Boat Prize Package	\$95,000	1	95,000
TOTAL		72,237	\$975,500

(k) The odds of winning a prize in this game are approximately one in 4.15. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-1-19-07, Nov. 15, 2006.)

**111-4-2498.** "Love Bug" instant ticket lottery game number 634. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Love Bug" commencing on or after December 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2498.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1.00	ONE\$
\$2.00	TWO\$
\$5.00	FIVE\$
10.00	TEN\$
20.00	TWENTY
25.00	TWEN-FIV
50.00	FIFTY
\$100\$	ONE-HUN
	(continued)

\$500\$	FIVE-HUN
\$2500	TWFV-HUN
MAYBE	NEXT TIME
GOOD	LUCK

(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 six 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
TWF	=	\$25.00
FTY	=	\$50.00
HUN	=	\$100.00
FHN	=	\$500.00

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

(g) "Love Bug" features two separate games. Game 1 is a match three of six game. A 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. A player can win up to one time in this play area.

Game 2 is an instant win game. If the player reveals any prize amount, the player wins that amount. A player can win one time in this play area.

(h) Each ticket in this game may win up to two 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:

U		Prize	Expected Number of Prizes in Game	Expected Value in Game
FREE		Free Ticket	26,000	\$0
	FREE	Free Ticket	26,000	0
\$2		\$2	14,000	28,000
	\$2	\$2	14,000	28,000
\$1	\$1	\$2	18,000	36,000
\$5		\$5	10,000	50,000
	\$5	\$5	10,000	50,000
\$10		\$10	1,200	12,000
	\$10	\$10	1,200	12,000
\$5	\$5	\$10	1,600	16,000
\$25		\$25	300	7,500
	\$25	\$25	300	7,500
\$20	\$5	\$25	400	10,000
\$5	\$20	\$25	400	10,000
\$50		\$50	200	10,000
\$25	\$25	\$50	240	12,000
\$100		\$100	80	8,000
\$500		\$500	16	8,000
\$2,500		\$2,500	6	15,000
TOTAL			123,942	\$320,000

(k) The odds of winning a prize in this game are approximately one in 4.84. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-1-19-07, Nov. 15, 2006.)

111-4-2499. "Shamrock Tripler" instant ticket lottery game number 635. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Shamrock Tripler" commencing on or after December 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-2499.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
\$1.00	ONE\$
\$3.00	THR\$
\$5.00	FIVE\$
10.00	TEN\$
15.00	FIFTEEN
30.00	THIRTY
50.00	FIFTY
\$100\$	ONE-HUN
\$500\$	FIVE-HUN
\$1000	ONETHOU
\$3000	THRTHOU
Symbol of a Shamrock	TRIPLE

(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 six 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
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00
TRY	=	\$30.00
FTY	=	\$50.00
NTY	=	\$90.00
HUN	=	\$100.00
THH	=	\$300.00
FHN	=	\$500.00

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

(g) "Shamrock Tripler" is a match three of six prize amounts or a match two prize amounts plus a "SHAM-ROCK" symbol to win triple the prize amount. A player will remove the latex covering the play area to reveal six prize amounts or five prize amounts and a "SHAM-ROCK" symbol. If the player matches three like prize amounts, the player wins that amount. If a player matches two like prize amounts plus a "SHAMROCK" symbol, the player wins triple the 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:

· ·		Expected Number of	Expected
	Prize	Prizes in Game	Value in Game
Free Ticket	Free Ticket	52,000	\$0
\$1	\$1	40,000	40,000
\$3	\$3	14,000	42,000
\$1 (TPL)	\$3	15,000	45,000
\$5	\$5	6,000	30,000
\$10	\$10	3,000	30,000
\$15	\$15	1,500	22,500
\$5 (TPL)	\$15	1,600	24,000
\$30	\$30	500	15,000
\$10 (TPL)	\$30	600	18,000
\$50	\$50	140	7,000
\$30 (TPL)	\$90	100	9,000
\$100	\$100	20	2,000
\$100 (TPL)	\$300	12	3,600
\$500	\$500	6	3,000
\$1,000	\$1,000	6	6,000
\$3,000	\$3,000	4	12,000
\$1,000 (TPL)	\$3,000	4	12,000
TOTAL		134,492	\$321,100

TPL - Denotes tripler symbol.

(k) The odds of winning a prize in this game are approximately one in 4.46. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-1-19-07, Nov. 15, 2006.)

**111-4-2500.** "Mother's Day Doubler" instant ticket lottery game number 636. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Mother's Day Doubler" commencing on or after December 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2500.

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

Play Symbols	Play Symbol Captions
FREE	TICKET
<b>\$1</b> .00	ONE\$
<b>\$2</b> .00	TWO\$
\$4.00	FOUR\$
\$5.00	FIVE\$
10.00	TEN\$
25.00	TWEN-FIV
50.00	FIFTY
\$100\$	ONE-HUN
\$250\$	TWOFIFTY
\$500\$	FIVE-HUN
\$5000	FIVETHOU
MOM	DOUBLE

(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 six var-

ying 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
FIV	=	\$5.00
TEN	=	\$10.00
TWF	=	\$25.00
FTY	=	\$50.00
HUN	=	\$100.00
THY	=	\$250.00
FHN	=	\$500.00

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

(g) "Mother's Day Doubler" is a match three of six prize amounts or a match two prize amounts plus a "MOM" symbol to win double the prize amount. A player will remove the latex covering the play area to reveal six prize amounts or five prize amounts and a "MOM" symbol. If the player matches three like prize amounts, the player wins that amount. If a player matches two like prize amounts plus a "MOM" symbol, the player wins double the 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:

-	n :	Expected Number of	Expected
	Prize	Prizes in Game	Value in Game
Free Ticket	Free Ticket	52,000	\$0
\$1	\$1	54,000	54,000
\$2	\$2	14,000	28,000
\$1 DBL	\$2	15,000	30,000
\$4	\$4	6,000	24,000
\$2 DBL	\$4	7,000	28,000
\$5	\$5	8,000	40,000
\$10	\$10	1,400	14,000
\$5 DBL	\$10	1,600	16,000
\$25	\$25	1,000	25,000
\$50	\$50	120	6,000
\$25 DBL	\$50	140	7,000
\$100	\$100	30	3,000
\$50 DBL	\$100	40	4,000
\$250	\$250	20	5,000
\$500	\$500	6	3,000
\$250 DBL	\$500	8	4,000
\$5,000	\$5,000	6	30,000
TOTAL	. ,	160,370	\$321,000

DBL - denotes doubler symbol.

(k) The odds of winning a prize in this game are approximately one in 3.74. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-1-19-07, Nov. 15, 2006.)

**111-4-2501.** "Quick Crossword" instant ticket lottery game number 637. (a) The Kansas lottery shall con-(continued) duct an instant winner lottery game entitled "Quick Crossword" commencing on or after December 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-2501.

(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 captions for these play symbols.

(c) For this game, a play symbol shall appear in each of a variable number of 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:

=	\$1.00
=	\$2.00
=	\$50.00
=	\$500.00
	= =

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

(g) "Quick Crossword" is a two-part vertically oriented game. The first part is the "YOUR LETTERS" area, which contains 12 letters covered by opaque latex. The second part consists of a "QUICK CROSSWORD" puzzle grid containing six spaces (height) by eight spaces (wide) covered by translucent latex. A player will scratch the "YOUR LETTERS" area, and then scratch the corresponding letters found in the "QUICK CROSSWORD" puzzle. If the player scratches at least two complete words in the "QUICK CROSSWORD" puzzle, the player wins the corresponding prize found in the prize legend. Words within words are not eligible for a prize. A complete word must contain at least three letters.

Letters combined to form a complete word must be revealed in an unbroken horizontal (left to right) sequence or vertical (top to bottom) sequence of letters within the "QUICK CROSSWORD" puzzle.

Only letters within the "OUICK CROSSWORD" puzzle that are matched with the "YOUR LETTERS" can be used to form a complete word. The three small letters outside the squares in the "YOUR LETTERS" area are for validation purposes and cannot be used to play "QUICK CROSSWORD."

(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:

Ũ	Prize	Expected Number of Prizes in Game	Expected Value in Game
2 words	\$1	70,000	\$70,000
3 words	\$2	60,000	120,000
4 words	\$50	1,600	80,000
5 words	\$500	100	50,000

6 words	\$5,000	6	30,000
TOTAL	. ,	131,706	\$350,000

Regulations

(k) The odds of winning a prize in this game are approximately one in 4.56. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-1-19-07, Nov. 15, 2006.)

111-4-2502. "Magic Line Bingo" instant ticket lottery game number 639. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Magic Line Bingo" commencing on or after December 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-2502.

(b) The "play symbols" for the four bingo "CARD" play areas for this game are as follows:

01	02	03	04	05	06	07	08	09	10
11	12	13	14	15	16	17	18	19	20
21	22	23	24	25	26	27	28	29	30
31	32	33	34	35	36	37	38	39	40
41	42	43	44	45	46	47	48	49	50
51	52	53	54	55	56	57	58	59	60
61	62	63	64	65	66	67	68	69	70
71	72	73	74	75	FRE	EΕ			

In the "CALLER'S CARD" play area, a letter/number combination game symbol appears in each of the 24 play spots. In the "BONUS NUMBERS" play area, a letter/ combination game symbol appears in each of the six play spots. "Play symbols" for the "CALLER'S CARD," and the "BONUS NUMBERS" play areas for this instant game are the following:

	-			
B01	I16	N31	G46	O61
B02	I17	N32	G47	O62
B03	I18	N33	G48	O63
B04	I19	N34	G49	O64
B05	I20	N35	G50	O65
B06	I21	N36	G51	O66
B07	I22	N37	G52	O67
B08	I23	N38	G53	O68
B09	I24	N39	G54	O69
B10	I25	N40	G55	O70
B11	I26	N41	G56	O71
B12	I27	N42	G57	O72
B13	I28	N43	G58	O73
B14	I29	N44	G59	O74
B15	I30	N45	G60	O75

(c) There are no "play symbol captions" for this game. (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:

TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
SEV	=	\$7.00
NIN	=	\$9.00
TEN	=	\$10.00
FTN	=	\$15.00

# Kansas Register

NTN	=	\$19.00
TWY	=	\$20.00
TWF	=	\$25.00
FTY	=	\$50.00
HUN	=	\$100.00
HFY	=	\$150.00
THN	=	\$200.00
THY	=	\$250.00
FHN	=	\$500.00

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

(g) "Magic Line Bingo" is a two-part vertically oriented game. The first part consists of the "CALLER'S CARD" and the "BONUS NUMBERS." The "CALLER'S CARD" contains 24 draw numbers covered by opaque latex. The "BONUS NUMBERS" consist of six draw numbers covered by opaque latex.

The second part consists of six "GAME CARDS" each containing 24 squares, plus a "FREE" space in the center of each "GAME CARD," for a total of 25 squares. Each square (excluding the FREE space in the center of each "GAME CARD") contains one number. The "GAME CARDS" are each covered by translucent blue scratch-off.

A player removes the scratch-off material from the areas on the ticket indicated by the words "CALLER'S CARD" and "BONUS NUMBERS" to reveal a total of 30 "Bingo" letter/number combinations. A player wins by matching the "CALLER'S CARD" and "BONUS NUM-BERS" to the numbers on the six "GAME CARDS." If the player finds a diagonal, vertical, or horizontal straight line, or four corners of the grid, a "MAGIC LINE," or an "X" pattern, the player wins a prize according to the prize legend beside the respective "GAME CARD."

(h) Each ticket in this game may win up to four times. Only the highest prize won on each card will be awarded.

(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:

0			
	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Line - Card 1	\$2	63,000	\$126,000
Line - Card 2	\$2	63,000	126,000
Line - Card 1 & Card 2	\$4	30,000	120,000
Line - Card 3	\$5	24,000	120,000
Line - Card 2 & 3	\$7	17,100	119,700
Line - Card 1 & 2 & 3	\$9	9,000	81,000
Line - Card 4	\$10	6,600	66,000
Line - Card 3 & 4	\$15	4,500	67,500
Line - Card 1 & 2 &			
3 & 4	\$19	1,500	28,500
4 Corners - Card 1	\$20	1,500	30,000
4 Corners - Card 2	\$50	360	18,000
Magic Line - Card 1	\$50	375	18,750
X - Card 1	\$100	60	6,000
4 Corners - Card 3	\$100	60	6,000
4 Corners - Card 4	\$100	60	6,000
Magic Line - Card 2	\$100	75	7,500
4 Corners - Card 2 & 3	\$150	45	6,750
4 Corners - Card 2 & 4	\$150	60	9,000

4 Corners - Card 3 & 4 Magic Line - Card 3	\$200 \$200	24 30	4,800 6,000
4 Corners - Card 2 & 3 & 4	\$250	24	6,000
Magic Line - Card 4	\$250 \$250	30	7,500
X - Card 2	\$500	18	9,000
X - Card 3	\$1,000	15	15,000
X - Card 4	\$10,000	8	80,000
TOTAL		221,444	\$1,091,000

(k) The odds of winning a prize in this game are approximately one in 4.06. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-1-19-07, Nov. 15, 2006.)

**111-4-2503.** "Trucks & Bucks" instant ticket lottery game number 640. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Trucks & Bucks" commencing on or after December 1, 2006. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2503.

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

P

FREE	TICKET
<b>\$1</b> .00	ONE\$
<b>\$2</b> <sup>.00</sup>	TWO\$
\$3.00	THR\$
\$4.00	FOR\$
\$5.00	FIVE\$
10.00	TEN\$
20.00	TWENTY
25.00	TWEN-FIV
40.00	FORTY
50.00	FIFTY
\$100\$	ONE-HUN
\$200\$	TWOHUN
\$1000	ONETHOU
\$10000	10-THOU
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
	(continued)

#### 25 2X MAYBE NEXT TIME GOOD LUCK

(c) For this game, a play symbol shall appear in each of 19 play spots within the play area or areas.

TWYFIV

DOUBLER

(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 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
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWF	=	\$25.00
FRY	=	\$40.00
FTY	=	\$50.00
HUN	=	\$100.00

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

(g) "Trucks & Bucks" features two separate play areas. Game 1 is a key number match game. A player will remove the scratch-off material 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. A player can win up to one time in this play area.

(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 Ticket		Free Ticket	24,000	\$0
	Free Ticket	Free Ticket	24,000	\$0
\$2		\$2	16,000	32,000
	\$2	\$2	16,000	32,000
\$1	\$1	\$2	22,000	44,000
\$4		\$4	8,000	32,000
\$2	\$2	\$4	9,000	36,000
\$2 (2X)		\$4	10,000	40,000
\$5		\$5	4,000	20,000
\$2	\$3	\$5	4,000	20,000
(\$1 x 5)		\$5	4,600	23,000
(\$1 x 2) + \$3		\$5	5,000	25,000
\$10		\$10	1,600	16,000
	\$10	\$10	2,000	20,000
(\$2 x 2) + \$1	\$5	\$10	2,000	20,000
\$5 (2X)		\$10	2,000	20,000
(\$1 x 8)	\$2	\$10	2,000	20,000
(\$2 x 5)		\$10	3,000	30,000
\$25		\$25	400	10,000

\$10 (2X)	\$5	\$25	600	15,000
(\$4 x 4) +				
(\$2 x 2) + \$1	\$4	\$25	800	20,000
(\$5 x 5)		\$25	1,000	25,000
\$40		\$40	200	8,000
(\$5 x 7)	\$5	\$40	200	8,000
(\$10 x 2) +				
(\$4 x 4)	\$4	\$40	250	10,000
\$20 (2X)		\$40	250	10,000
\$50		\$50	60	3,000
\$25 (2X)		\$50	80	4,000
\$25	\$25	\$50	100	5,000
(\$2 x 4) +				
(\$10 x 4)	\$2	\$50	100	5,000
\$100		\$100	20	2,000
(\$25 x 3)	\$25	\$100	20	2,000
(\$10 x 8)	\$20	\$100	30	3,000
\$1,000		\$1,000	4	4,000
(\$200 x 3) +				
(\$100 x 3) +				
(\$50 x 1) + \$25	\$25	\$1,000	4	4,000
\$10,000		\$10,000	6	60,000
Subtotal		+	163,324	\$628,000
Second-Chance I	Drawing	Prize -	,	,,
2007 GMC Sierr			1	70,000
TOTAL			163,325	\$698,000
101/11			100,020	φ070,000
2V domotos dou	blor our	hal		

2X - denotes doubler symbol.

(k) The odds of winning a prize in this game are approximately one in 3.67. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-1-19-07, Nov. 15, 2006.)

#### Article 9.—PULL-TAB GAMES

**111-9-137.** "Fast Cash" pull tab ticket lottery game number 642. (a) The Kansas lottery shall conduct a pull tab lottery game entitled "Fast Cash" commencing on or after December 1, 2006. The rules for this game are contained in K.A.R. 111-8-1 *et seq.* and K.A.R. 111-9-137.

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

(c) Approximately 1,200,000 tickets shall be ordered initially for this pull tab game which shall be packaged in packs of 300 tickets each. The ticket numbers in each pack in this game shall start with 000 and end with 299. Additional ticket orders shall have the same prize structure, the same number of prizes per pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(d) The play symbols for this game are as follows:

Symbol of a trophy Symbol of a pair of flags Symbol of a car Symbol of a helmet Symbol of a gas can Symbol of a tire

(e) For this game, three play symbols shall appear under each of eight tabs on the back of each ticket. On the front of each ticket shall appear a legend of all winning combinations using the play symbols for this game along with the corresponding prize amount for each combination, as follows: three tire symbols equal \$1.00; three gas can symbols equal \$5.00; three helmet symbols equal \$10.00; three car symbols equal \$25.00; three pairs of flags' symbols equal \$100.00; and three trophy symbols equal \$1,000.00.

(f) All tabs on the back of each ticket are to be pulled open. For each combination of three play symbols matching the legend on the front of the ticket, the player wins

## Kansas Register

the prize amount corresponding to each combination as shown in (h) below. All winning combinations shall be within a single window in a horizontal line.

(g) The three letters comprising the retailer validation codes used in this game shall appear in three of 12 varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

ONE	=	\$1.00
FIV	=	\$5.00
SIX	=	\$6.00
TEN	=	\$10.00
FTN	=	\$15.00
TWF	=	\$25.00
THF	=	\$35.00
HUN	=	\$100.00

(h) The number and value of prizes in this game and winning combinations shall be as follows: (See corresponding play symbol values in subsection (e) above.)

4-8-42

4-11-2

Amended (T)

Amended

#### 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 2006 Volumes of the Kansas Administrative Regulations.

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1-3-5	New	V. 25, p. 1832
1-3-6	New	V. 25, p. 1832
1-5-8	Amended	V. 25, p. 1305
1-6-2	Amended	V. 25, p. 1306
1-6-22a	Amended	V. 25, p. 1306
1-9-7b	Amended	V. 25, p. 1307
1-9-18	Revoked	V. 25, p. 1832
1-9-25	Amended	V. 25, p. 1832
1-9-26	Amended	V. 25, p. 1833

#### AGENCY 3: KANSAS STATE TREASURER

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4-7-717	Amended	V. 25, p. 1142
4-8-14a	Amended (T)	V. 25, p. 379
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4-8-34	Amended (T)	V. 25, p. 380

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Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$1	\$1	220,000	\$220,000
\$5	\$5	40,000	200,000
\$1 + \$5	\$6	24,000	144,000
\$10	\$10	6,000	60,000
\$5 + \$10	\$15	3,200	48,000
\$25	\$25	1,740	43,500
\$10 + \$25	\$35	1,100	38,500
\$100	\$100	420	42,000
\$1,000	\$1,000	20	20,000
TOTAL		296,480	<u>\$816,000</u>

(i) Each ticket in this game may have up to two winning combinations.

(i) The overall odds of winning a prize in this game are approximately one in 4.05. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-1-19-07, Nov. 15, 2006.)

> Ed Van Petten **Executive Director**

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