



Kansas Register

Ron Thornburgh, Secretary of State

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In this issue . . .	Page
Secretary of State	
Executive appointments	367
Board of Emergency Medical Services	
Notice of meeting	367
Kansas Water Authority	
Notice of meeting	367
University of Kansas	
Notices to bidders	367, 368
Pooled Money Investment Board	
Notice of investment rates.....	368
Kansas Electric Transmission Authority	
Request for proposals for management services	368
Department of Wildlife and Parks	
Notice of available grant funding	368
Social and Rehabilitation Services	
Request for comments on Quality Improvement Strategy	369
Legislative bills and resolutions introduced March 8-14	369
Department of Administration—Division of Purchases	
Notice to bidders for state purchases	370
Notice of Bond Sale	
City of Maize	370
City of Bentley	372
Comanche County	373
City of Wichita	
Notice to bidders	371
Kansas State University	
Notice to bidders	372
Persian Gulf War Health Advisory Board	
Notice of meeting	373
Department of Health and Environment	
Requests for comments on proposed air quality permits.....	374, 375
Requests for comments on proposed water pollution control permits.....	374, 375
Notice concerning water pollution control permits/applications	376
Request for bids for lead hazard reduction.....	378

(continued on next page)

Kansas Department of Transportation
 Notice to consulting engineers 378

City of Lenexa
 Notice to bidders..... 379

Department of Corrections
 Notice of hearing on proposed administrative regulations..... 379

Permanent Administrative Regulations
 Board of Healing Arts..... 384

New State Laws
House Bill 2013, concerning motor-vehicle fuel taxation; relating to licenses required;
 exception..... 385
Senate Bill 13, concerning jurisdiction of certain law enforcement officers 387

Index to administrative regulations..... 389

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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:

Labette County Attorney

John Bullard, 202 N. Commercial, Oswego, 67356. Succeeds Steve Wilhoft, resigned.

Linn County Commissioner

Douglas Barlet, 303 Laurel, Pleasanton, 66075. Succeeds Larry L. Hall, recalled.

Advisory Council on Aging

Trish A. Moore, Chair, 9803 W. 121st St., Overland Park, 66213. Term expires June 30, 2009. Reappointed.

State Bank Commissioner

John T. Thull, 300 Campus Court, North Newton, 67114. Serves at the pleasure of the Governor.

Kansas Development Finance Authority

Brett A. Reber, Chair, 320 S. Walnut, McPherson, 67460. Term expires January 15, 2011.

Timothy C. Schaller, Route 2, Box 6A, Larned, 67550. Term expires January 15, 2011.

Coordinating Council on Early Childhood Developmental Services

Deborah K. Voth, 340 S. Broadway, Wichita, 67202. Succeeds Heather Rainwater, resigned.

Governor's Military Council

Congresswoman Nancy Boyda, 510 S.W. 10th Ave., Topeka, 66612. Term expires May 1, 2007. Succeeds Jim Ryn.

Mark Edwards, 811 N. Washington, Junction City, 66441. Term expires May 1, 2007.

Health Care Access Improvement Panel

Dr. Andy Allison, 900 S.W. Jackson, Suite 900, Topeka, 66612. Serves at the pleasure of the Governor.

Real Estate Appraisal Board

Robert S. Maxwell, 900 S.E. Oakridge Lane, Topeka, 66609. Term expires June 30, 2010. Succeeds Ralph J. Leno.

Ron Thornburgh
Secretary of State

Doc. No. 034215

State of Kansas

Board of Emergency Medical Services

Notice of Meeting

The Board of Emergency Medical Services will meet at 9 a.m. Friday, April 6, in Room 106, Landon State Office Building, 900 S.W. Jackson, Topeka. Committee meetings will be held at 10 a.m. Thursday, April 5, at the same location. Items on the agenda for the board meeting can be found on the board's Web site at <http://www.ksbems.org>.

All meetings of the board are open to the public. For more information, contact the administrator, Room 1031, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1228, (785) 296-7296.

Robert Waller
Administrator

Doc. No. 034233

State of Kansas

Kansas Water Authority

Notice of Meeting

The Kansas Water Authority will meet at 10 a.m. Wednesday, April 4, at the Holiday Inn, 1602 Super Plaza (southwest of the intersection of U.S. Highway 61 and East 17th Ave.), Hutchinson.

Meeting information, including a site map, agenda and other materials, will be posted on the Kansas Water Office Web page at www.kwo.org not later March 28. Interested parties without Web access may call the Kansas Water Office at (888) 526-9283 to request meeting materials.

Anyone needing special accommodations at the meeting site is asked to contact the Kansas Water Office before the meeting.

Steve Irsik
Chairman

Doc. No. 034226

State of Kansas

University of Kansas

Notice to Bidders

The University of Kansas encourages interested vendors to visit the University of Kansas Purchasing Services Web site at <http://www.purchasing.ku.edu/> for a complete list of all goods and services currently out for bid. For persons without Internet access, paper postings of all open bids may be reviewed at the Purchasing Services office, 1246 W. Campus Road, Room 7, Lawrence. Copies of current bids may be requested by contacting the Purchasing Services office at (785) 864-3790, by fax at (785) 864-3454, or by e-mail at purchasing@ku.edu.

Barry Swanson
Associate Comptroller/
Director of Purchasing Services

Doc. No. 034221

State of Kansas

University of Kansas

Notice to Bidders

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

Tuesday, April 3, 2007
IFB 87016

Security Guard Service for KLETC

Barry Swanson
Associate Comptroller/
Director of Purchasing Services

Doc. No. 034236

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 3-19-07 through 3-25-07

Term	Rate
1-89 days	5.26%
3 months	4.99%
6 months	5.01%
1 year	4.84%
18 months	4.72%
2 years	4.56%

Derl S. Treff
Director of Investments

Doc. No. 034218

State of Kansas

Kansas Electric Transmission Authority

Request for Proposals

The Kansas Electric Transmission Authority (KETA) seeks proposals for legal, administrative and fiscal services for an initial period of June 1, 2007 to June 30, 2008. Proposals are sought for one or more of the services described in the RFP, posted at www.kansas.gov/keta.

Proposals will be accepted not later than 5 p.m. April 13. All proposals must be submitted electronically to keta@ink.org with 10 hard copies delivered on or before the deadline to the Kansas Electric Transmission Authority, c/o Mary Galligan, Kansas Legislative Research Department, Room 545-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-3181.

Successful bid(s) will be selected by April 30 or as soon as possible after that date. Contract negotiations will commence as soon as practicable after selection of the successful bid(s).

Rep. Carl Holmes
Chair

Doc. No. 034207

State of Kansas

Department of Wildlife and Parks

Notice of Available Grant Funding

The Kansas Department of Wildlife and Parks (KDWP) announces that applications from private landowners for participation in the Landowner Incentive Program (LIP) will be accepted until September 1, 2007. KDWP received \$500,000 in funding for the LIP from the U.S. Fish and Wildlife Service (FWS), Department of Interior, to aid in the protection and management of priority habitats, including streams and associated riparian areas, playa lakes and grasslands.

This voluntary program will enable private landowners to receive technical guidance and financial incentives to benefit at-risk species identified in the Kansas Wildlife Action Plan. Priority species include Lesser Prairie-Chicken, Black-tailed Prairie Dog, Ferruginous Hawk, Northern Pintail, American Avocet, Black Tern, Cassin's Sparrow, Whooping Crane, Green Toad, Flathead Chub, Arkansas Darter and Topeka Shiner. Some examples of potential projects to enhance habitat include restoring native vegetation, brush and invasive weed management, and restoring playa lake hydrology.

To effectively utilize available funding, KDWP will limit participation to privately owned (nongovernmental) land within the mixed-grass and short-grass prairie regions that are west of the Flint Hills. Within this area, special consideration will be given to projects in the Red Hills, Cimarron River Sand Sage, Arkansas River Sand Sage, Smoky Hills and Playa Lakes areas. Proposed projects must contribute to the enhancement of at least one priority species or its habitat to be eligible. Landowners also must agree to allow authorized personnel access to project lands, and the FWS requires landowners contribute a minimum of 25 percent of the total project cost. This match can either be a cash contribution from a nonfederal source or in-kind contributions of labor, materials and equipment use. A committee of professionals will review completed applications based on established rating criteria to ensure all applicants are considered fairly and that the best projects are chosen.

Landowners interested in participating should contact the LIP coordinator at the Kansas Department of Wildlife and Parks, 512 S.E. 25th Ave., Pratt, 67124, (620) 672-5911. Persons with special communication needs may utilize the Kansas Relay Center, (800) 766-3777.

For more information about the grant program, go online to federalaid.fws.gov/lip/lip.html. The Catalog of Federal Domestic Assistance reference number is 15.633.

J. Michael Hayden
Secretary of Wildlife
and Parks

Doc. No. 034227

State of Kansas

Social and Rehabilitation Services

Request for Comments

Kansas will be implementing a new managed care program for statewide substance abuse services funded in partnership with Medicaid and SAPT block grant funds. The Centers for Medicare and Medicaid Services (CMS) require a Quality Improvement Strategy for this type of managed care program that is available for public comment. The initial strategy has been created for implementation beginning July 1, 2007, in collaboration with Kansas' Substance Abuse Pre-paid Inpatient Health Plan (PIHP) contractor. This strategy's focus is on monitoring the new program and improving substance abuse treatment services for Kansans. The strategy will evolve over time under the guidance of a statewide quality committee of substance abuse stakeholders.

Persons throughout Kansas may contact Kim Brown at kbrown@srs.ks.gov to receive a copy of the entire QIS document for review. Comments may be sent to the above e-mail address or to Kim Brown, Addiction and Prevention Services Office, 10th Floor North, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-157.

Donald A. Jordan
Secretary of Social and
Rehabilitation Services

Doc. No. 034235

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced March 8-14 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 2571, An act concerning drivers' licenses; relating to renewal of such licenses, by Committee on Federal and State Affairs.

HB 2572, An act concerning the environment; establishing the farm and ranch land protection grant program; amending K.S.A. 2-1904 and repealing the existing section, by Committee on Appropriations.

HB 2573, An act concerning the public employer-employee relations law; relating to election to be bound by resolution of city or county voters; amending K.S.A. 75-4321 and repealing the existing section, by Committee on Appropriations.

HB 2574, An act concerning the conveyance of real estate and improvements thereon; relating to the university of Kansas hospital, by Committee on Appropriations.

HB 2575, An act concerning the employment security law; relating to eligibility for benefits; amending K.S.A. 2006 Supp. 44-705 and 44-757 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2576, An act concerning municipally owned or operated electric or natural gas public utilities; concerning regulation by the state corporation commission; amending K.S.A. 66-1,174 and K.S.A. 2006 Supp. 66-104 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2577, An act concerning hazardous material assessment and response; relating to authority of the state fire marshal; determination of responsible party; recovery of hazardous material team response costs from responsible party; amending K.S.A. 2006 Supp. 31-133 and repealing the existing section, by Committee on Appropriations.

HB 2578, An act enacting the utilization of unused medications act; duties of the state department of health and environment and the state By Committee on Appropriations.

HB 2579, An act concerning income taxation; relating to apportionment of net income; business income; corporations, surtax; allocation of income and deductions; amending K.S.A. 79-3285 and 79-32,141 and K.S.A. 2006 Supp. 79-3271 and 79-32,110 and repealing the existing sections, by Committee on Taxation.

HB 2580, An act concerning fire districts; relating to detachment of land therefrom in Johnson county; amending K.S.A. 19-3623f and repealing the existing section, by Committee on Taxation.

HB 2581, An act concerning income taxation; relating to credits; earned income; amending K.S.A. 2006 Supp. 79-32,205 and repealing the existing section, by Committee on Taxation.

HB 2582, An act concerning sales taxation; relating to exemptions; hospices; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

House Concurrent Resolutions

HCR 5021, A proposition to amend article 15 of the constitution of the state of Kansas by adding a new section thereto, relating to lotteries.

House Resolutions

HR 6013, A resolution congratulating and commending E. Carolyn Rampey.

Senate Bills

SB 378, An act concerning property taxation; relating to growth in assessed valuation; authorizing certain interlocal cooperation agreements, provisions, by Committee on Ways and Means.

SB 379, 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 Ways and Means.

SB 380, An act concerning insurance; providing coverage for mental conditions; amending K.S.A. 2006 Supp. 40-2,105, 40-2,105a and 74-7507 and repealing the existing sections, by Committee on Ways and Means.

SB 381, An act concerning the livestock commissioner; relating to the protection of the health of domestic animals, by Committee on Ways and Means.

SB 382, An act concerning sales taxation; relating to exemptions; state correctional institutions and privately constructed correctional institutions contracted for state use and ownership; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Ways and Means.

Senate Concurrent Resolutions

SCR 1630, A concurrent resolution recognizing March 10th as Harriet Tubman Day.

Senate Resolutions

SR 1835, A resolution observing March 8 as World Kidney Day.

SR 1836, A resolution congratulating and commending E. Carolyn Rampey.

SR 1837, A resolution congratulating and commending Dr. Gary J. Daniels upon his retirement after 39 years of public service.

SR 1838, A resolution congratulating and commending the Shawnee Mission East High School boys swim team and head coaches Wiley Wright and Shelly King.

SR 1839, A resolution congratulating and commending the 2006 Smith Center High School football team.

SR 1840, A resolution congratulating and commending the Smith Center High School wrestling team.

SR 1841, A resolution congratulating and commending the Clay Center High School wrestling team.

Doc. No. 034217

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:

- 04/03/2007 10297 Free-Standing Rotary Mail Center
- 04/06/2007 10308 Janitorial Services
- 04/17/2007 10298 Telemanagement System
- 05/31/2007 10120 Lease Space

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/.

- 04/05/2007 A-9232(E) Mechanical Upgrades — Isaac Ray Building, Larned State Hospital

Chris Howe
Director of Purchases

Doc. No. 034237

(Published in the Kansas Register March 22, 2007.)

Summary Notice of Bond Sale
City of Maize, Kansas
\$1,162,741

General Obligation Bonds
Series A, 2007

(General obligation bonds payable from unlimited ad valorem taxes)

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated March 12, 2007, of the city of Maize, Kansas, in connection with the city's General Obligation Bonds, Series A, 2007, hereinafter described, written bids shall be received at the office of the city clerk at City Hall, 123 Khedive, Maize, Kansas, or by telefacsimile at (316) 722-0346, at or prior to 4 p.m. Monday, April 2, 2007, for the purchase of the bonds. All bids shall be publicly opened, read aloud and tabulated by city staff on said date and at said time; and shall thereafter be considered and acted upon by the governing body of the city at its regular meeting at 7 p.m. on said date.

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

Bids shall be accepted only on the official bid form that has been prepared for the public bidding on these bonds, which may be obtained from the city or the city's financial advisor. Bids may be submitted by mail or delivered in

person at the address stated above, or may be submitted by telefacsimile at (316) 722-0346, and must be received at the place and not later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, or in the form of a financial surety bond payable to the order of the city and meeting requirements therefor as set forth in the official notice of bond sale, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The bonds will be in an aggregate principal amount of \$1,162,741. The bonds shall be issued as fully registered bonds in the denomination of \$5,000, or any integral multiple thereof, except one bond of the first maturity in the denomination of \$2,741, not exceeding the principal amount of bonds maturing on the respective principal payment dates. The bonds shall bear a dated date of April 15, 2007. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. Certain of the bonds are subject to redemption prior to their respective maturities as set forth in the official notice of bond sale.

Interest on the bonds shall be payable semiannually on April 1 and October 1 in each year, commencing April 1, 2008, and the bonds shall mature serially on October 1 in each of the years and principal amounts as follows:

Principal Amount	Year of Maturity
\$ 32,741	2008
60,000	2009
60,000	2010
65,000	2011
70,000	2012
70,000	2013
75,000	2014
80,000	2015
80,000	2016
85,000	2017
90,000	2018
95,000	2019
95,000	2020
100,000	2021
105,000	2022

Redemption of Bonds

Certain of the bonds are subject to optional redemption prior to their maturities as set forth in the official notice of bond sale. Additionally, a bidder may elect to have all or a portion of the bonds shown in the above maturity schedule issued as one or more term bonds, which would be subject to mandatory redemption requirements. (Reference is made to the official notice of bond sale for complete details regarding redemption of the bonds.)

Payment of Principal and Interest

The Kansas State Treasurer, Topeka, Kansas, has been designated as paying agent and bond registrar for the bonds (hereinafter called the "paying agent"), and the principal of the bonds shall be payable upon surrender at the paying agent's principal offices in the city of Topeka.

peka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Form of Bonds

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

Security for the Bonds

The bonds and the interest thereon shall constitute general obligations of the city, and the full faith, credit and resources of the city shall be pledged to the payment thereof. The city is obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon. (Reference is made to the official notice of bond sale and the preliminary official statement for a further discussion of security for the bonds.)

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or before Tuesday, April 24, 2007, to DTC for the account of the successful bidder or at such bank or trust company or other qualified depository in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Hinkle Elkouri Law Firm, L.L.C., Wichita, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

Financial Matters

The city's current equalized assessed tangible valuation for computation of bonded debt limitations is:

2007 Assessed Tangible Valuation	\$16,576,126
2007 Motor Vehicle Valuation	<u>\$ 2,338,298</u>
Total Assessed Tangible Valuation for Computation of Bonded Indebtedness Limitations	\$18,914,424
Legal Limitation of Bonded Debt (30%) Applicable General Obligation Debt as of April 15, 2007	\$ 5,674,327
	<u>\$ 2,549,916</u>
Additional Debt Capacity	\$ 3,124,411

Official Statement

The city has prepared a preliminary official statement relating to the bonds, copies of which may be obtained from the city or the city's financial advisor. The preliminary official statement is in a form "deemed final" by the city for the purpose of Securities and Exchange Commission's Rule 15c2-12(b)(1,) but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the suc-

cessful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered by the successful bidder at its expense.

Additional Information

For additional information regarding the city, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the undersigned or from the city's financial advisor, Jerry Rayl, M&I Bank, 245 N. Waco, Suite 525, Wichita, KS 67202, (316) 265-9411.

Jean Silvestri, City Clerk
City Hall
123 Khedive
Maize, KS 67101
(316) 722-7561
Fax (316) 722-0346

Doc. No. 034428

(Published in the Kansas Register March 22, 2007.)

City of Wichita, Kansas

Notice to Bidders

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67202, until 10 a.m. Friday, April 27, for the following project:

**(KDOT Project No. TE-0254-01/472-84003/205934)
(OCA Code 706928)**

Paving

K-96 Bike Path Trailhead Landscaping

Requests for the bid documents and plans should be directed to City Blue Print at (316) 265-6224 or Marty Murphy at (316) 268-4488. Other questions should be directed to the respective design engineer, (316) 268-4501.

All bids received will thereafter be publicly opened, read aloud, and considered by the Board of Bids and Contracts. All work is to be done under the direction and supervision of the city manager and according to plans and specifications on file in the office of the city engineer. Bidders are required to enclose a bid bond in the amount of 5 percent with each bid as a guarantee of good faith. The Wichita City Council reserves the right to reject any and all bids.

The successful bidder may contact Kim Pelton at (316) 268-4499 for extra sets of plans and specifications.

Marty Murphy
Administrative Aide
City of Wichita—Engineering

Doc. No. 034222

State of Kansas

Kansas State University

Notice to Bidders

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

Wednesday, April 11, 2007
#7125

Insurance Broker Services

Carla K. Bishop
 Director of Purchasing

Doc. No. 034239

(Published in the Kansas Register March 22, 2007.)

Summary Notice of Bond Sale

City of Bentley, Kansas

\$976,000

General Obligation Bonds

Series 2007

Details of the Sale

Subject to the terms and requirements of the official notice of bond sale dated March 8, 2007, of the city of Bentley, Kansas, bids to purchase the city's General Obligation Bonds, Series 2007, will be received at the office of the city's financial advisor, Ranson Financial Consultants, L.L.C., 200 W. Douglas, Suite 600, Wichita, KS 67202, on behalf of the governing body of the city, or by telefacsimile at (316) 265-5403, until 2 p.m. Thursday, April 12, 2007. The bids will be considered by the governing body at its meeting at 7:30 p.m. on the sale date.

No oral or auction bids for the bonds shall be considered, and no bids for less than 98.5 percent of the total principal amount of the bonds and accrued interest to the date of delivery shall be considered.

Good Faith Deposit

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

Details of the Bonds

The bonds are dated May 1, 2007, and will be issued as registered bonds in the denomination of \$5,000, or any integral multiple thereof, except for one bond in the denomination of \$1,000 maturing September 1, 2008. Interest on the bonds is payable semiannually on March 1 and September 1 of each year, beginning March 1, 2008. Principal of the bonds becomes due on September 1 in the years and amounts as shown below:

Maturity Schedule

Principal Amount	Maturity Date
\$21,000	2008
35,000	2009
35,000	2010
35,000	2011

40,000	2012
40,000	2013
40,000	2014
45,000	2015
45,000	2016
50,000	2017
50,000	2018
50,000	2019
55,000	2020
55,000	2021
60,000	2022
60,000	2023
60,000	2024
65,000	2025
70,000	2026
70,000	2027

Payment of Principal and Interest

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

Book-Entry Option

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through the Depository Trust Company, New York, New York (DTC), at bidder's expense.

Delivery of the Bonds

The city will prepare the bonds at its expense and will deliver the registered bonds to the successful bidder, on or about May 1, 2007, at such bank or trust company or other qualified depository in the contiguous United States, specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

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

Financial Matters

The city's current assessed valuation for purposes of calculating statutory debt limitations is \$2,530,897. As of May 1, 2007, the city's total outstanding general obligation debt (including the bonds) is \$1,559,267, which excludes temporary notes outstanding in the amount of \$915,000, which will be retired out of the proceeds of the bonds herein offered for sale. The city's total indebtedness that is subject to debt limitation, as of May 1, 2007, is estimated to be \$618,396.47, which is 24.43 percent of the assessed valuation of the city.

Additional Information

For additional information, contact the city clerk at the address and telephone number shown below or the financial advisor, John Haas, Ranson Financial Consultants, 200 W. Douglas, Suite 600, Wichita, KS 67202, (316) 264-3400.

City of Bentley, Kansas
 By Laura N. Fisher, City Clerk
 City Hall, 150 S. Wichita Ave.
 Bentley, KS 67016
 (316) 796-1799
 Fax (316) 796-1799

Doc. No. 034238

State of Kansas

Persian Gulf War Health Advisory Board

Notice of Meeting

The Kansas Commission on Veteran’s Affairs will host a conference call meeting of the Persian Gulf War Health Advisory Board at 9 a.m. Saturday, March 31, in Suite 701, Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend. For more information, call (785) 296-3976.

George Webb
 KCVA Executive Director

Doc. No. 034219

(Published in the Kansas Register March 22, 2007.)

Summary Notice of Bond Sale

Comanche County, Kansas

\$4,500,000

General Obligation Bonds, Series 2007-A

(General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated March 6, 2007, written and electronic bids will be received on behalf of the clerk of Comanche County, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through *PARITY*, until 2 p.m. April 4, 2007, for the purchase of the above-referenced bonds. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated April 15, 2007, and will become due on September 1 in the years as follows:

Year	Principal Amount
2009	\$205,000
2010	210,000
2011	210,000
2012	215,000
2013	220,000
2014	220,000
2015	225,000
2016	230,000
2017	230,000
2018	235,000
2019	240,000
2020	245,000
2021	245,000
2022	250,000
2023	255,000
2024	260,000
2025	265,000
2026	270,000
2027	270,000

The bonds will bear interest from the date thereof at

rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2008.

Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier’s or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of \$90,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about April 19, 2007, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2006 is \$52,745,908. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$4,500,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from the undersigned or from the financial advisor at the addresses set forth below.

Written and Facsimile Bid and Good Faith Deposit

Delivery Address:

Alice Smith, Clerk
 201 S. New York
 Coldwater, KS 67029
 (620) 582-2361
 Fax (620) 582-2426
 E-mail: cm_county_clerk@wan.kdor.state.ks.us

Financial Advisor - Good Faith Deposit

Delivery Address:

George K. Baum & Company, Financial Advisor
 4801 Main St., Suite 500
 Kansas City, MO 64112
 Attn: David Arteberry
 (816) 283-5137
 Fax (816) 283-5326
 E-mail: arteberry@gkbaum.com

Dated March 6, 2007.

Comanche County, Kansas

Doc. No. 034223

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

Arlwin Manufacturing Company, 720 E. Highway 36, Smith Center, owns and operates a manufacturing facility of fiberglass component parts for recreational vehicles.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE Northwest District Office, 2301 E. 13th, Hays. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office; and to review the proposed permit only, contact 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 Rasha Allen, 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 April 23.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sherry Walker, Bureau of Air and Radiation, not later than the close of business April 23 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or

unless the grounds for such objection arose after such period. Contact Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 034224

State of Kansas

**Department of Health
and Environment****Request for Comments**

The Kansas Department of Health and Environment has prepared a Kansas/NPDES water pollution control general wastewater control permit for operating wastewater treatment/retention facilities for ready-mix concrete plants, concrete product plants and their associated facilities. The draft permit covers both total retention facilities and facilities that discharge treated wastewater to surface waters of the state. The draft permit also requires the permittee to continue to update and comply with its stormwater pollution prevention plan.

A general wastewater permit is provided for those entities engaged in similar activities and discharging the same types of wastewater. The wastewater from these types of activities has a low public health and environmental risk. A general permit is placed on public notice once during the life of the permit and then is made available, without further public notice, to entities for activities that meet the requirements of the permit. The permittees also are required to meet all other federal, state and local requirements including local zoning ordinances.

The draft permit contains limits for oil and grease, total suspended solids and pH, and monitoring for effluent flow, sulfate and chlorides. The permittee also is required to record usage of concrete and water treatment additives and conduct inspections of the stormwater runoff control system. To be covered under the draft permit, the permittee is required to submit the Notice of Intent and receive a signed and dated permit from KDHE.

Copies of the Notice of Intent application, instructions, draft permit and fact sheet may be viewed at the KDHE Web site at www.kdheks.gov/water/tech.html or requested in hard copy by contacting the Kansas Department of Health and Environment, Bureau of Water - Technical Services Section, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

Persons wishing to comment on the draft permit must submit written comments to the address above by April 21.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 034230

State of Kansas

**Department of Health
and Environment****Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Northern Natural Gas Company has applied for a Class I operating permit renewal in accordance with the provisions of K.A.R. 28-19-510 et seq. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

Northern Natural Gas Company, 1111 S. 103rd St., Omaha, Nebraska, owns and operates Stevens Co. #1 compressor station located at Section 3, T33S, R37W, Stevens County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE Southwest District Office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Josh Weil, (620) 225-0596, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael J. Parhomek, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business April 2.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sherry Walker, Bureau of Air and Radiation, not later than the close of business April 2 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was im-

practicable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Jon Knodel, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 034225

State of Kansas

**Department of Health
and Environment****Request for Comments**

The Kansas Department of Health and Environment has prepared a draft combined Kansas/NPDES water pollution control general permit for the discharge of hydrostatic test water from new pipelines and storage tanks, and/or existing pipelines and storage tanks exposed to crude oil and refined petroleum products or natural/liquified petroleum gases. This permit, when approved, will replace the current general permit for similar discharges scheduled to expire October 31, 2007.

A general wastewater permit is provided for those entities engaged in similar activities and discharging the same types of wastewater. The wastewater from these types of activities has a low public health and environmental risk. A general permit is placed on public notice once during the life of the permit and then is made available, without further public notice, to entities for activities that meet the requirements of the permit. The permittees also are required to meet all other federal, state and local requirements. To be covered under the draft permit, the permittee is required to submit the Notice of Intent and receive a signed and dated permit from KDHE.

The draft permit contains limits for oil and grease, pH and total suspended solids, and monitoring for flow and total residual chlorine (if present in the source water) for all discharges, plus chemical oxygen demand, naphthalene and benzene limits for pipelines and storage vessels exposed to petroleum products.

Copies of the Notice of Intent application, instructions, draft permit and other supporting documents may be viewed at the KDHE Web site at www.kdheks.gov/water/tech.html or requested in hard copy by contacting the Kansas Department of Health and Environment, Bureau of Water - Technical Services Section, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

Persons wishing to comment on the draft permit must submit written comments to the address above by April 21.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 034229

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-07-095/102
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Ellsworth Facility Kenneth Penner 13652 N.W. Butler Road Whitewater, KS 67154	SE/4 of Section 25, T14S, R08W, Ellsworth County	Smoky Hill River Basin

Kansas Permit No. A-SHEW-S004

This is a renewal permit for an existing facility for 2,400 head (960 animal units) of swine greater than 55 pounds each.

Name and Address of Applicant	Legal Description	Receiving Water
Case Farm Randy Case 681 14th Ave. McPherson, KS 67460	NE/4 of Section 32, T21S, R03W, McPherson County	Little Arkansas River Basin

Kansas Permit No. A-LAMP-M002

This is a renewal permit with an increase in animal units for an existing facility with a maximum capacity of 106 head (148.4 animal units) of dairy cows, 15 head (15 animal units) of dairy heifers greater than 700 pounds each and 30 head (15 animal units) of dairy heifers less than 700 pounds each, for a total of 151 head (178.4 animal units). The increase from 137 animal units to 178.4 animal units is due to listing all animals maintained on site but not included in the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Feeder Pig, LLC 14429 N.W. 100th Whitewater, KS 67154	SE/4 of Section 11, T24S, R03E, Butler County	Walnut River Basin

Kansas Permit No. A-WABU-S005

This is a renewal permit, with an animal unit modification, for an existing facility of 864 head (345.6 animal units) of swine greater than 55 pounds and 1,600 head (160 animal units) of swine less than 55 pounds. The modification is due to the listing of all animals maintained on-site and due to a change in law or method of counting baby pigs, resulting in an increase of 245 animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Davignon Farms Roger Davignon 2247-B L Road Hill City, KS 67642	NE/4 of Section 07, T09S, R23W, Graham County	Solomon River Basin

Kansas Permit No. A-SOGH-B004

This is a renewal permit for an existing facility for 990 head (990 animal units) of cattle weighing greater than 700 pounds each.

Name and Address of Applicant	Legal Description	Receiving Water
Bob Binder & Son Binder & Son, Inc. 1653 Mt. Pleasant Road Hays, KS 67601	SW/4 of Section 15, T14S, R18W, Ellis County	Smoky Hill River Basin

Kansas Permit No. A-SHEL-B008

This is a renewal permit with a change in operation for an existing facility for 75 head (112.5 animal units) of cows with calves. The change in operation is due to the facility no longer operating the dairy.

Name and Address of Applicant	Legal Description	Receiving Water
Bar M Farms Feedlot Leland Mense Route 1, Box 3 Grinnell, KS 67738	W/2 of Section 13, T11S, R30W, Gove County	Smoky Hill River Basin

Kansas Permit No. A-SHGO-B018

This is a renewal permit for an existing, modified facility for 980 head (980 animal units) of beef cattle greater than 700 pounds. The proposed modifications to the facility are to construct a new wastewater retention structure and construct a new sediment basin and fresh water diversion berm and channel.

Name and Address of Applicant	Legal Description	Receiving Water
Daniel & Jennifer Gerety Farm Daniel E. Gerety II 1307 96th Road Seneca, KS 66538	NW/4 of Section 10, T03S, R13E, Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-S067

This is a new permit for a new swine production facility for a maximum of 1,400 head (560 animal units) of sows weighing more than 55 pounds and 2,520 head (252 animal units) of nursery pigs weighing 55 pounds or less.

Name and Address of Applicant	Legal Description	Receiving Water
Rock Hog Farm Bruce Feldhausen 2166 Ridge Road Frankfort, KS 66427	SE/4 of Section 33, T03S, R09E, Marshall County	Big Blue River Basin

Kansas Permit No. A-BBMS-S038

This is an application to renew the permit and expand the confinement facilities and associated animal waste management system. An existing horse pen was not addressed in the previous permit. The proposed expansion consists of the addition of a 1,000 head finishing building. In addition an existing farrowing building will be converted into a nursery building. The new capacity will be 1,820 head (728 animal units) of swine weighing more than 55 pounds, 400 head (40 animal units) of swine weighing 55 pounds or less and 6 head (12 animal units) of horses, for a total of 780 animal units.

Public Notice No. KS-07-009/010

Name and Address of Applicant	Receiving Stream	Type of Discharge
Nelson Quarries Inc. P.O. Box 130 LaHarpe, KS 66751	Verdigris River via Drum Creek via Unnamed Tributary	Pit De-Watering & Stormwater Runoff

Kansas Permit No. I-VE07-PO03

Federal Permit No. KS0093238

Legal: N½, S15, T31S, R17E, Montgomery County

Facility Name: Cherryvale Quarry

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarrying and crushing operation with some washing. Outfall 001 consists of stormwater runoff. Outfall 002 consists of treated washwater. Washwater is treated in a settling pond before being released. However, most of the time the washwater is recycled and does not discharge. The proposed permit contains limits for total suspended solids and pH. The proposed permit also contains generic water-quality language to protect waters of the state. Contained in the permit is a schedule of compliance requiring the permittee to develop and implement an industrial stormwater pollution prevention plan within one year of the effective date of the permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Westmoreland, City of P.O. Box 7 Westmoreland, KS 66549	East Fork Rock Creek	Domestic Wastewater

Kansas Permit No. M-KS75-0001 Federal Permit No. KS0046485

Legal Description: W½, NE¼, SE¼, S4, T8S, R9E, Pottawatomie County

Facility Description: The proposed action is to modify and reissue an existing permit for an existing wastewater treatment plant treating primarily domestic wastewater. The permit is being modified to cover an expansion of the existing facility from a two-cell to a three-cell wastewater stabilization lagoon system. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, as well as monitoring for ammonia, fecal coliform and pH. Contained in the permit is a schedule of compliance requiring the permittee to complete construction of the upgraded facility and achieve consistent compliance with the permit requirements by April 1, 2008. The schedule of compliance also requires the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Public Notice No. KS-ND-07-010

Name and Address of Applicant	Legal Location	Type of Discharge
Spearville, City of P.O. Box 441 Spearville, KS 67876	E½, SE¼, SW¼, S33, T25S, R22W, Ford County	Nonoverflowing

Kansas Permit No. M-UA38-NO01 Federal Tracking No. KSJ000257

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 a supplemental condition restricting use of the north cell and requiring it to be upgraded prior to placing it into permanent service. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit.

Public Notice No. KS-GP-001/002

Name and Address of Applicant	Legal Location	Type of Discharge
All Applicants for Discharges From Ready-mix Concrete Plants, Concrete Product Plants & Their Associated Facilities	State of Kansas	Process Wastewater & Stormwater Runoff

General Permit No. G-CONC-2007-1 Federal Tracking No. KSG110000

Legal Description: State of Kansas

The Kansas Department of Health and Environment has prepared a Kansas/NPDES water pollution control general wastewater control permit for operating wastewater treatment/retention facilities for

ready-mix concrete products plants, concrete product plants and their associated facilities. The draft permit covers both total retention facilities and facilities that discharge treated wastewater to surface waters of the state. The draft permit also requires the permittee to continue to update and comply with its stormwater pollution prevention plan. This permit, when approved, will replace the current general permit for similar discharges scheduled to expire September 30, 2007. Details of the proposed general permit are located in a separate notice in this public notice. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Legal Location	Type of Discharge
All Applicants for Hydrostatic Test Water Discharges from Pipelines and Storage Tanks	State of Kansas	Hydrostatic Test Water
General Permit No. G-HydrT-0207-1	Federal Tracking No. KSG670000	
Legal Description: State of Kansas		

The Kansas Department of Health and Environment has prepared a draft combined Kansas/NPDES water pollution control general permit for the discharge of hydrostatic test water from new pipelines and storage tanks, and/or existing pipelines and storage tanks exposed to crude oil and refined petroleum products or natural/liquified petroleum gases. This permit, when approved, will replace the current general permit for similar discharges scheduled to expire October 31, 2007. Details of the proposed general permit are in a separate notice in this public notice. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water-quality based.

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 April 21 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-07-095/102, KS-07-009/010, KS-ND-07-010, KS-GP-001/002) 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

(continued)

expanding swine facilities are available on the Internet at <http://www.kdhe.state.ks.us/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 034231

State of Kansas

Department of Health and Environment

Request for Bids

Sealed bids for lead hazard reduction at the following properties, under the Kansas Childhood Lead Poisoning Prevention Program, will be received by the Kansas Department of Health and Environment until 2 p.m. on the date indicated. For more information, call (785) 296-1519:

April 6, 2007

264-07-03

Project Lead Safe KCK

Property #1	4205 Waverly Kansas City, KS 66104
Property #2	2108 N. 38th St. Kansas City, KS 66104
Property #3	2515 Riverview Kansas City, KS 66104
Property #4	1538 Waverly Kansas City, KS 66104
Property #5	1025 Waverly Kansas City, KS 66104
Property #6	2211 N. 35th St. Kansas City, KS 66104
Property #7	2635 Grandview Kansas City, KS 66102
Property #8	1227 N. 69th St. Kansas City, KS 66102
Property #9	812 N. 18th St. Kansas City, KS 66102
Property #10	1853 Tennyson Kansas City, KS 66104

Contractors will be required to attend a walkthrough of each property in order to be eligible to respond to the invitation for bid. For times and actual locations, call (913) 262-0796 or go to the following Web site: http://www.unleadedks.com/contractor_info.html.

The above-referenced bid documents can be downloaded at the Web site listed above.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 034240

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms to perform engineering surveys as needed, statewide. Three to five firms will be selected. A response may be submitted by e-mail to neil@ksdot.org or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Eishenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754.

Responses shall be limited to four pages. Responses must be received by 5 p.m. April 12 for the consulting engineering firm to be considered.

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

The firms selected will be required to provide the following survey services:

1. Engineering surveys;
2. flagging of proposed right of way;
3. supplemental surveys to original surveys;
4. land survey of right of way and installation of right of way markers;
5. cross sectioning of roadway and/or borrow locations;
6. re-establishing section corners and control points; and
7. similar surveying services.

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

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

Deb Miller
Secretary of Transportation

Doc. No. 034206

(Published in the Kansas Register March 22, 2007.)

City of Lenexa, Kansas**Notice to Bidders**

Sealed bids for **Prairie Star Parkway (K-7 — Mize) (KDOT Project No. 46 N-0384-01)** will be accepted by the city of Lenexa, Kansas, at the Planning Department, Lenexa City Hall, 12350 W. 87th St. Parkway, Lenexa, 66215, until 11 a.m. Thursday, April 5, 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 in sealed envelopes addressed to the city of Lenexa, Kansas, attention: city clerk, and marked "Bid for: Prairie Star Parkway (K-7 — Mize)."

Copies of plans, specifications, bidding documents and other contract documents are on file at the Planning Department, 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 \$500, which amount is nonrefundable.

In lieu of picking up plans and specifications at Lenexa City Hall, bidders may download plans and specifications free of charge from the city of Lenexa's Web site at <http://www.ci.lenexa.ks.us/publicworks/index.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. 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 3 p.m. March 28 in the Executive Conference Room, upper level, Lenexa City Hall.

Mary Sue Fry, City Clerk
City of Lenexa, Kansas

Doc. No. 034157

State of Kansas**Department of Corrections****Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 9 a.m. Tuesday, May 22, in the main conference room, Kansas Department of Corrections, fourth floor, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of new regulations as well as proposed changes in existing rules and regulations of the Kansas Department of Corrections.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Corrections, Attention: Legal Division, 4th Floor, Landon State Office Building, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

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 Linden Appel at (785) 296-4508 or (785) 296-8157 (TDD), or fax at (785) 296-0014. Handicapped parking is located at the south end of Landon State Office Building, directly across the street from the building's north entrance, and on Ninth Street. The north entrance to the building is accessible to individuals with disabilities.

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

K.A.R. 44-12-103. Tattoos, body piercing, and body markings. This regulation is amended by creating a new subsection (c), which prohibits the maintenance of existing body piercing holes or openings. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-105. Unsanitary practices. This regulation is amended by making the violation in subsection (b) a Class II offense. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-106. Hair standards and appearance. This regulation is amended by striking "males" and substituting "inmates." The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-107. Use of safety devices. This regulation is amended to increase the severity of the offense to a Class II. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-208. Misuse of state property. An amendment to this regulation specifically includes a provision that property of any state agency, not only the Department of Corrections, may be the subject of the disciplinary action. Additionally, an amendment exempts normal wear and tear of clothing and shoes from misuse of state property. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-210. Accounts. An amendment to the regulation indicates that no checking or savings account outside of the facility trust fund will be allowed. Previously an account of this nature could be created by the inmate with the authorization of the warden. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-211. Telephones. This is a new proposed regulation that addresses inmate telephones making it a Class I violation for an inmate to: (1) Use another inmate's personalized identification number (PIN) or permit another inmate to use the inmate's PIN; (2) be a party to call forwarding; (3) call any telephone number not listed on the inmate's authorized calling list; (4) participate in any call involving a party at a phone number other than that originally called, including receiving information relayed by an intermediary, and either relaying or receiving information over any telephone service other than that authorized by the secretary or corrections for inmate usage; (5) initiate any call to a party on the inmate's authorized calling list and then permit the telephone to be used by

another inmate, whether in speaking to the authorized party or to another party; or (6) use the telephone in furtherance of any illegal activity. The proposed regulation has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-212. Accessing unauthorized computer-based information. This proposed new regulation prohibits inmates from accessing information, data or images based on computers that are not approved by the Secretary of Corrections for inmate access. Its purpose is to provide regulation in an area of facility operations made necessary by the increased use of computers in the daily operations of the department, including installation of computer terminals in cell-houses for use by correctional counselors and corrections officers. Though highly unlikely in technical terms, it also addresses instances of misuse of the department's web-based inmate legal research service, as well as the more likely prospect of theft of information concerning another inmate's trust account by accessing the account on computer kiosks made available to inmates for access to their own account information. The proposed regulation has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-304. Disobeying orders. An amendment to this regulation in subsection (a) provides that an order, directive or instruction given to an inmate from any employee of an organization or firm in charge of the inmate shall be obeyed. An amendment to subsection (b) provides that the specific circumstances surrounding the charged disobeying orders shall be included in the disciplinary report, any investigative report prepared and any report writer's written statement in lieu of testimony if used. A new subsection (c) is added to provide that violation of the regulation shall be a Class I offense. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private business or individuals.

K.A.R. 44-12-306. Threatening or intimidating any person. This regulation is amended to add a new subsection (c) wherein the subjective impression of the target of the alleged threat or intimidation is not an element of this offense or necessary to prove a violation of this offense. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-307. Avoiding an officer. This regulation is amended to classify circumstances wherein the offense shall be a Class I offense and other circumstances when the offense shall be a Class II offense. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-308. Improper use of prepared food. [Retitled from "improper use of food."] This regulation is amended by inserting the word "prepared" before the word "food" wherever the latter word appears in the text, including the title. Also, the phrase "or kitchen" is de-

leted from the regulation. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-309. Kitchen utensils and shop tools. This regulation is amended by deleting Class I offense language so that all violations of the regulation are Class II offenses. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-312. Use of stimulants, sedatives, unauthorized drugs, or narcotics, or the misuse or hoarding of authorized or prescribed medication. This regulation is amended to prohibit inmates from misusing, tampering with or defacing any authorized or prescribed medication in subsection (b). The definition of misusing medication is expanded to prohibit inmates from keeping medication beyond the stop date, as designated by the health care provider, or dealing and trading prescribed medications within the meaning of K.A.R. 44-12-205. Tampering with or defacing is defined as altering or disfiguring the original packaging of the medicine.

A new subsection (d) creates a presumption that an inmate has used a substance prohibited for consumption by this regulation if the inmate: (1) refused to provide a urine sample or other sample of bodily fluid or tissue pursuant to an authorized alternate substance abuse testing method; (2) fails to provide a urine sample or other sample of bodily fluid or tissue of sufficient quantity; or (3) fails to provide any sample of urine, bodily fluid, or tissue within two hours. A bona fide medical or psychological condition verified by a duly licensed practitioner that prevents or hampers the provision of any sample within a two-hour time period shall constitute a defense to this charge. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-315. Lewd acts. This regulation is amended in subsection (b) in three regards. First, manipulation of a sex organ is added as a prohibited activity. Secondly, the state of mind or scienter component that accompanies exposure or manipulation of a sex organ is broadened, by exchanging the conjunction "and" for the disjunctive "or," so that engaging in such activity with either knowledge or reasonable anticipation on the part of the inmate that the inmate will be viewed by others, or with an intent to arouse or gratify the sexual desires of the inmate or another, constitutes a lewd act. Thirdly, first and second violations of the regulation will no longer be treated as a Class II offense, but will instead be a Class I offense. The purpose of these changes is to clarify for and emphasize to inmates that sexually suggestive physical gestures will not be tolerated in department facilities. The proposed regulation has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-320a. Interfering with official duties. This regulation is a restoration of the former K.A.R. 44-12-320 but with new language that makes it a Class I of-

fense for an inmate to intentionally disrupt, sabotage, impede or interfere with the official duties of any officer, employee or contract employee. The proposed regulation has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-325. Security threat groups; inmate activity; limitations. An amendment to this regulation in subsection (a) proposes clarification of the meaning of the word "one" to mean "a person." One amendment in subsection (c) proposes that unsanctioned prison groups now be identified as security threat groups. Additionally, an amendment in this same subsection prohibits inmate possession of any items associated with a security threat group whether in original condition or altered condition. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-601. Mail. A series of amendments to this regulation are proposed. First, subsection (b)(5) authorizes discarding of correspondence sent with funds to be applied to an inmate account unless such correspondence qualifies as legal mail and the envelope containing the funds and correspondence is marked as such.

Second, subsection (b)(10) provides clarification to the inmate and staff regarding the application of prohibitions of an inmate writing to a person who has filed an objection to the correspondence. The regulation clarifies that the director of victim services will be provided with the written objection and will advise the warden of the facility where the offender is assigned of the objection to correspondence.

Third, amendments to subsection (d)(2) provide that the notice of censorship of correspondence will be provided to the sender of the correspondence, if known, by the facility mail room staff within three business days. Additionally, all protests to censorship decisions will be forwarded to the secretary of corrections or his designee for final review and disposition. Inmates will be given the option of having the censored items, in their entirety, mailed out of the facility at their expense or destroyed. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-901. Dangerous contraband. This regulation is amended by the deletion of "serious" and the addition "or injury" in (a)(1) and (3). Also, in subsection (a)(1) "principal administrator" is deleted and replaced with "secretary of corrections or warden." Subsection (a)(4) is deleted and subsection (b) mandates that confiscated contraband be forfeited by the inmate. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-902. Contraband. [Re-titled from "less dangerous contraband."] This regulation has been amended by deleting "less dangerous" from the title and at subsection (c). In subsection (a)(1), the reference to "moderately dangerous" in the facility environment is

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deleted. Subsection (b) mandates that confiscated contraband be forfeited by the inmate. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-903. Tobacco contraband. This new proposed regulation prohibits inmates from possession of tobacco products, tobacco substitutes and smoking paraphernalia except for bona fide religious activities sanctioned by the facility warden. The proposed regulation has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-1101. Attempt, conspiracy, accessory, solicitation; liability for offenses of another. This regulation is amended to add a new subsection (e) making an inmate responsible for an offense committed by another inmate if the inmate intentionally aids, abets, advises, hires, counsels or procures the other to commit the offense. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-1201. Increased penalty for involving or victimizing an inmate under 18. An amendment to the regulation proposes the clarification of the word "one" to mean "an inmate." An amendment in subsection (a) proposes the findings that must be reached by the disciplinary hearing officer prior to the imposition of an increased penalty. An amendment designated at subsection (b) defines the maximum length of sentence of disciplinary segregation that may be given under this regulation as 120 days. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-1301. Class I offenses. This regulation is amended by striking the current language in (b)(3) to read "work without incentive pay, not to exceed five days." This penalty shall not include a fine and shall apply only to ordinary inmate work assignments. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-1302. Class II offenses. This regulation is amended by striking the current language in (b)(3) to read "work without incentive pay, not to exceed five days." This penalty shall not include a fine and shall apply only to ordinary inmate work assignments. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-1303. Class III offenses. This regulation is amended by striking the current language in (b)(3) to read "work without incentive pay, not to exceed five days." This penalty shall not include a fine and shall apply only to ordinary inmate work assignments. Also, (b)(5) is amended to only allow restitution of at least \$3.00. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-12-1306. Use of restitution. Subsection (a)(5) of this regulation is amended providing that notice of the amount of any restitution shall be given in the original disciplinary report or an amended disciplinary report served upon the inmate at least 24 hours prior to the disciplinary hearing. The inmate shall be given an opportunity at the sentencing phase to present evidence regarding the appropriate amount of restitution.

Subsection (b) is amended to clarify who is to receive the restitution, if ordered. Specifically, the Department of Corrections shall deliver to any entity, including governmental agencies or units, any money collected from the inmate to satisfy a restitution order. A small favorable impact may be anticipated for entities to which restitution is owed.

K.A.R. 44-12-1308. Disciplinary segregation; limits. This regulation is amended to reverse a previous amendment effective January 3, 1995, by restoring the regulation to the original version, effective May 1, 1985, through adding a subsection (a) stating: "The maximum sentence of disciplinary segregation for all violations arising out of one incident shall not exceed 60 days." The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-101a. Waiver of rights. This regulation is amended at subsection (a) by deleting a witness requirement. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-106. Administration of oaths; designation of persons authorized. This regulation is amended by striking "prison" and substituting with "facility." The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-201. Disciplinary report and written notice. This regulation is amended to establish the unit team manager's authority to grant diversion of charges pursuant to the new procedure in new regulation 44-13-201a, to permit unit team managers to offer summary judgments, as well as to take no contest and guilty pleas and impose sentences thereon. In subsection (c) the unit team managers are given the same duty and authority as shift supervisors currently enjoy regarding the review of the disciplinary report. In subsection (d) the disciplinary report's specified contents includes an additional requirement of a factual basis for, and the amount of, any restitution for any injury or damage resulting from the charged violation. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-201a. Diversion procedure. This is a new proposed regulation that allows unit team staff to implement an intervention plan to address the behavior issues that led to, or resulted in, the disciplinary charge. The disciplinary charge is held in suspension for a period up to six months in length while the intervention plan is followed, and, if successful, the charge is dismissed; other-

wise, the charge is reinstated and the case proceeds. The proposed regulation has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-201b. Summary judgment procedure. This regulation is amended in a number of regards to make the procedure more efficient. Verifications pursuant to K.S.A. 53-601 are substituted for notarizations of summary judgment reports, and the procedures to follow in event that the inmate refuses to accept the proposed summary judgment are clarified. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-202. Amendment of the charge. An amendment to the regulation reformats subsection (b) by providing two options when a disciplinary case has been dismissed without a finding of guilt—the reviewing authority may either reinstate or amend the charge in a Class I or II case and remand the case for hearing. In the case of a Class III charge, the reviewing authority may reinstate or amend the charge and remand for hearing.

In subsection (d), the regulation provides that if a hearing officer determines that an amendment of a charge is necessary before a final determination of guilt or innocence, the inmate may continue the case for hearing on a different date in order to prepare a defense or waive any time periods allowed to prepare a defense and proceed with the hearing on the amended charges. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-307. Administrative review of request for witnesses; denial of requests; issuance of summons; voluntary nature of witness appearance. This regulation is amended by a minor word structure change at subsection (b) by inserting the phrase “administrator or” before “hearing officer” and then striking the phrase “or administrator” after “hearing officer.” The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-402. Continuing the hearing; recesses; time limits; extensions. This regulation is amended to include the diversion procedure pursuant to K.A.R. 44-13-201a as an additional reason why an inmate disciplinary hearing may be continued. Also at subsection (c), the requirement of personal approval by the warden of certain continuances has been deleted. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-403. Conducting the disciplinary hearing. This regulation is amended to require, rather than merely permit, the assignment of a staff assistant when the inmate is disruptive or refuses to be present at the disciplinary hearing, thereby allowing the hearing to proceed in absentia. The regulation is further amended to provide for provision of written explanation to the reporting officer in the event the case is dismissed, for *in camera* review of videotaped evidence by the hearing officer, and to permit telephonic hearings for inmates held

in administrative and disciplinary segregation. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-404. Presence of inmate and presence of charging officer at disciplinary hearings; officer statements in lieu of testimony. This regulation is amended at subsection (a) to provide that if the inmate is not present at the disciplinary hearing a staff assistant shall be assigned in accordance with K.A.R. 44-13-403 and 44-13-408. Subsection (b) is amended to add three new grounds to excuse the charging officer's presence at the disciplinary hearing: the charging officer is absent due to activation for military service; charging officer has been separated from employment with the facility for reasons unconnected to the disciplinary report; and the charging officer is otherwise unlikely to be available for testimony as determined by the hearing officer. Also, in subsection (b) “institutional” is replaced with “facility.” Further, subsection (b) is amended to require the hearing officer to document the facts and grounds in the case record when the charging officer is excused from appearing at the disciplinary hearing. Subsection (e) provides a new procedure in which the disciplinary hearing for inmates who are detained in administrative or disciplinary segregation may be conducted by telephone. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-405a. Calling witnesses. This regulation is only amended to update terminology at subsection (a), (a)(11), and (a)(13) by replacing “prison” with “facility.” The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-406. Disposition. This regulation has been amended by clarifying the disciplinary hearing officer's duties in imposition of penalties, in subsection (b)(1) and (2). Subsection (b)(4) permits the hearing officer to suspend all or part of the sentence for a period of not less than 90 and not more than 180 days. Subsection (c) requires the warden to determine the final disposition of evidence in accordance with K.A.R. 44-5-111 when the warden conducts the administrative review of the disciplinary disposition pursuant to K.A.R. 44-13-701. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-408. Assistance from staff. This regulation is amended to require the hearing officer to appoint a staff assistant if at least one of six conditions is met: (1) the inmate is incapable of self-representation due to physical or mental disability, whether temporary or permanent. (2) The inmate is illiterate in the English language. (3) The charge is too complex for the inmate to readily comprehend or defend against. (4) Testimony or other evidence will be given, either directly or indirectly, by a confidential inmate informant or witness. (5) The inmate either refuses to attend or has been removed from the

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hearing. (6) Any other circumstance exists that, in the judgment of the hearing officer, substantially impairs the inmate's ability to participate meaningfully in the inmate's defense. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-603. Absence from facility. This regulation is amended by striking the phrase "or extra work" at subsection (a). The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-610. Collection of fines. This regulation is amended by striking the word "institution" and replacing it with "facility." The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-701. Administrative review. It is proposed to amend this regulation in conjunction with K.A.R. 44-13-703 and K.A.R. 44-13-704. Amendment of these regulations would permit the streamlining of administrative review and appeals of disciplinary offense cases. Amendments to subsection (a) allow the warden to take a number of additional actions when conducting the administrative review of Class I and Class II cases.

Subsection (a)(5) allows the warden to suspend all or part of a sentence for a period of at least 90 but not more than 180 days.

Subsection (a)(8) allows the warden to amend the charge, reduce the disciplinary report to a summary judgment and impose one of the following: (A) Restriction from privileges for not more than 10 days; (B) a fine not to exceed \$10.00; (C) work without incentive pay for no more than five days, which shall apply only to ordinary inmate work assignments; and (D) restitution of not less than \$3.00 and not more than \$20.00.

Subsection (b) requires the warden to dispose of personal property that has been the subject of the disciplinary violation in accordance with K.A.R. 44-5-111.

Subsection (d) allows the warden to correct any mistake of law or other clear error anytime before a decision is made by the secretary during a subsequent appeal by the inmate. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-703. Appeal on the record to the secretary of corrections in class I and II offense cases only. This regulation is amended at subsection (a) to allow the secretary to review Class III offenses, when a Class III offense is included among Class I or Class II offenses.

The current language in subsection (e) is deleted and replaced with the following: The facility's legal counsel may be asked by the secretary to prepare and submit a responsive argument. The responsive argument shall be submitted to the secretary within five calendar days of receipt of the request. The secretary's request for a responsive argument shall not extend the time limits for the secretary's review of the inmate's disciplinary appeal as established in K.A.R. 44-13-704.

Lastly, the mistake of law or clear error language proposed in K.A.R. 44-13-701 also is found in subsection (f) of this regulation. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

K.A.R. 44-13-704. Secretary of corrections' final review on appeal. This regulation is amended by adding new actions that the secretary may take after reviewing the inmate disciplinary appeal and by changing some of the verbiage to those actions already permitted. Subsection (a) authorizes any of the following actions: (1) Approve the decision; (2) amend the charge in accordance with K.A.R. 44-13-202 and remand the disciplinary case to the disciplinary administrator for a new hearing; (3) disapprove the decision and dismiss the case; (4) reduce the penalty; (5) suspend all or part of a sentence for at least 90 and not more than 180 days; (6) remand the case to the disciplinary administrator and order a new hearing; (7) remand the case to the disciplinary administrator for clarification of the record and return the case to the secretary for further consideration; (8) amend the disciplinary charge, reduce the disciplinary report to a summary judgment, and impose one of the following: (A) Restriction from privileges for not more than 10 days; (B) a fine not to exceed \$10.00; (C) work without incentive pay for not more than five days, which shall apply only to ordinary inmate work assignments; and (D) restitution of at least \$3.00 and not more than \$20.00; or (9) remand the case to the disciplinary administrator with any instructions necessary to ensure compliance with the disciplinary procedure and rules of conduct. The proposed amendment(s) has no quantifiable economic impact upon the Department of Corrections, inmates, other governmental agencies, private businesses or individuals.

Copies of the regulations and their economic impact statements may be obtained by contacting the Kansas Department of Corrections at the address and phone number above or may be requested via e-mail at lindena@kdoc.dc.state.ks.us.

Roger Werholtz
Secretary of Corrections

Doc. No. 034220

State of Kansas

Board of Healing Arts

Permanent Administrative Regulations

Article 15.—LICENSE RENEWAL; CONTINUING EDUCATION

100-15-5. Continuing education requirement.

(a)(1) Each person who is licensed to practice a branch of the healing arts and who is required to submit proof of completion of continuing education as a condition to renewing a license shall certify, on a form provided with the license renewal application, one of the following:

(A) During the 18-month period immediately preceding the license expiration date, the person completed at

least 50 credits of continuing education, of which at least 20 credits shall be in category I and the remaining credits in category II.

(B) During the 30-month period immediately preceding the license expiration date, the person completed at least 100 credits of continuing education, of which at least 40 credits shall be in category I and the remaining credits in category II.

(C) During the 42-month period immediately preceding the license expiration date, the person completed at least 150 credits of continuing education, of which at least 60 credits shall be in category I and the remaining credits in category II.

(2) The requirement specified in this subsection shall not apply to any person renewing a license for the first time.

(b) Each person who applies for conversion of an inactive or exempt license to a regular license or for reinstatement of a cancelled license and whose license has been inactive, exempt, or cancelled for a period of less than the two-year period immediately preceding the application for conversion shall certify, on a form provided with the conversion or reinstatement application, that the person completed at least 50 credits of continuing education, of which at least 20 credits shall be in category I and the remaining credits in category II.

(c) Any licensee may request that the board grant an extension of the time to complete the required continuing education if, during the 12-month period immediately preceding the license expiration date, the person experienced an undue hardship resulting from illness, injury, or other circumstance preventing the timely completion of continuing education. (Authorized by K.S.A. 2006 Supp. 65-2809 and K.S.A. 65-2865; implementing K.S.A. 2006 Supp. 65-2809; effective July 22, 2005; amended April 6, 2007.)

100-15-6. Documentation of continuing education. (a) Each person who certifies completion of continuing education shall, for at least four years following the date of certification, maintain documentation of completion that shall include either of the following:

(1) A verification of completion issued by a national, state, or local organization with standards for continuing education that are at least as stringent as the standards of the board; or

(2) a copy of the written materials provided with a category I continuing education activity, along with documentation of all of the following:

(A) The name, address, and telephone number of the activity sponsor, and the name and telephone number of a contact person for the activity sponsor;

(B) the title of the continuing education activity;

(C) the date and location of the activity;

(D) specification of whether the activity was presented in person or by video, satellite, or internet;

(E) the number of continuing education hours completed;

(F) the activity agenda;

(G) the identification and professional biographical information of the presenters;

(H) written proof of participation; and

(I) a list of category II continuing education activities, identifying the date of each activity, a description or program title, and the number of hours claimed.

(b) Within 30 days following a written request by the board to a licensee, the licensee shall provide the board with proof of completion of continuing education as specified in this regulation. (Authorized by K.S.A. 2006 Supp. 65-2809 and K.S.A. 65-2865; implementing K.S.A. 2006 Supp. 65-2809; effective July 22, 2005; amended April 6, 2007.)

Lawrence T. Buening, Jr.
Executive Director

Doc. No. 034232

State of Kansas

Secretary of State

Certification of New State Laws

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

Ron Thornburgh
Secretary of State

(Published in the Kansas Register March 22, 2007.)

HOUSE BILL No. 2013

AN ACT concerning motor-vehicle fuel taxation; relating to licenses required; exception; amending K.S.A. 79-3403 and repealing the existing section.

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

Section 1. K.S.A. 79-3403 is hereby amended to read as follows: 79-3403. It shall be unlawful for any distributor to use, sell or deliver any motor-vehicle fuels or special fuels within this state unless such distributor at the time of such use, sale, or delivery, is the holder of a valid, unrevoked motor-vehicle-fuels distributor's license or special fuels distributor's license issued to such distributor in accordance with the provisions of this act for each particular place of business at which such distributor shall use, sell or deliver motor-vehicle fuels or special fuels. Every person desiring to operate as a distributor shall have a physical location in this state for doing business and shall file an application for a motor-vehicle-fuels or special fuels license or licenses with the director. The application for the motor-vehicle-fuels or special fuels distributor's license shall be made upon a form prescribed, prepared and furnished by the director, and shall set forth the name under which the applicant transacts or intends to transact business, the exact location of each place of business within the state where the applicant transacts or intends to transact the business of using, selling or delivering motor-vehicle fuels or special fuels, and such other information as the director may require. If the applicant is other than a natural person, the application shall set forth the name and address of each partner or person constituting the association, and if a corporation the names and addresses of the principal officers, and any other information prescribed by the director for purposes of identification.

The application shall be signed and verified by oath or affirmation by the owner, if a natural person. For any other business form the application shall be signed and verified by oath or

(continued)

affirmation by a member or partner, and in case of a corporation, by an executive officer or some person specifically authorized by the corporation to sign the application, to which shall be attached written evidence of such person's authority. The director has the authority to deny a distributor's license to any applicant. Upon approval of the application and the bond required, the director shall grant and issue to such distributor a motor-vehicle-fuels distributor's or special fuels distributor's license for each place of business, within the state as set forth in such person's application. Motor-vehicle-fuels distributor's licenses or special fuels distributor's licenses shall not be assignable and shall be valid only for the distributor in whose name issued and for the transaction of business at the place specifically designated therein, and shall at all times be conspicuously displayed at the place for which issued. All licenses issued by the director shall be in force, so long as the holder has in force a bond, as required by this act, deposited with the director, or until such license is surrendered or revoked for cause by the director. No motor-vehicle-fuels distributor's license or special fuels distributor's license shall be granted and issued until the person applying has filed with the director a bond, payable to the state of Kansas, in such amount as shall be fixed by the director, but in no event less than \$1,000, with a corporate surety authorized to do business in the state of Kansas and approved by the director, except that should a distributor be unable to secure a corporate surety bond, the director shall issue a license to such distributor upon the distributor furnishing a personal bond meeting the approval of the director, such bond to be conditioned that the distributor named will faithfully comply with all the provisions of this act during the period of the license or licenses issued to such distributor under such application.

It shall be unlawful for any manufacturer to use, sell or deliver any motor-vehicle fuels or special fuels within this state unless such manufacturer at the time of such use, sale, or delivery is the holder of a valid, unsuspended and unrevoked motor-vehicle fuel manufacturer's license or special fuel manufacturer's license issued to such manufacturer in accordance with the provisions of this act for each particular place of business at which such manufacturer shall use, sell or deliver motor-vehicle fuels or special fuels. No special fuel manufacturer's license will be required for any manufacturer who is blending products for winterization purposes if the manufacturer at the time of the blending is the holder of a valid, unsuspended and unrevoked motor-vehicle fuels or special fuels distributor's license. *No motor-vehicle fuels or special fuel manufacturer's license shall be required for any consumer who is blending motor-vehicle fuel or special fuel purchased for such consumer's own use, and not for resale, from a distributor or retailer who is the holder of a valid, unsuspended and unrevoked motor-vehicle fuels or special fuels distributor's or retailer's license.* Every person desiring to operate as a manufacturer shall file an application for a motor-vehicle fuel manufacturer's license or licenses or special fuel manufacturer's license or licenses with the director. The application for the motor-vehicle fuel manufacturer's license or special fuel manufacturer's license shall be made on a form prescribed, prepared, and furnished by the director, and shall set forth the name under which the applicant transacts or intends to transact business, the exact location of each place of business within the state where the applicant transacts or intends to transact the business of using, selling or delivering motor-vehicle fuels or special fuels, and such other information as the director may require. If the applicant is other than a natural person, the application shall set forth the name and address of each partner or person constituting the association, and if a corporation the names and addresses of the principal officers, and any other information prescribed by the director for purposes of identification.

The application shall be signed and verified by oath or affirmation by the owner, if a natural person. For any other business

form, the application shall be signed and verified by oath or affirmation by a member or a partner, and in case of a corporation, by an executive officer or some person specifically authorized by the corporation to sign the application, to which shall be attached written evidence of such person's authority. The director has the authority to deny a manufacturer's license to any applicant. Upon approval of the application and the bond required, the director shall grant and issue to manufacturer a motor-vehicle fuels or special fuels manufacturer's license for each place of business, within the state as set forth in such person's application. Motor-vehicle fuels manufacturer's licenses or special fuels manufacturer's licenses shall not be assignable and shall be valid only for the manufacturer in whose name and issued for the transaction of business at the place specifically designated therein, and shall at all times be conspicuously displayed at the place for which issued. All licenses issued by the director shall be in force, so long as the holder has in force a bond, as required by this act, deposited with the director, or until such license is surrendered or revoked by the director.

Any person not licensed as a motor-vehicle fuels or special fuels distributor under this act, desiring to import motor-vehicle fuels or special fuels from any other state or territory of the United States, or from a foreign country for such person's own use in the state of Kansas, or for sale or delivery therein, or desiring to export motor-vehicle fuels or special fuels from Kansas to any other state or territory of the United States, or to a foreign country for such person's own use or for sale or delivery therein, shall file application for a motor-vehicle fuel or special fuel importer's or exporter's license with the director. The application shall be made upon a form prescribed, prepared, and furnished by the director, and shall set forth the name under which the applicant transacts, or intends to transact, business of using, selling or delivering motor-vehicle fuels or special fuels and such other information as the director may require. If the applicant is other than a natural person, the application shall set forth the name and address of each partner or person constituting the association, and if a corporation the names and address of the principal officers, and any other information prescribed by the director for purposes of identification.

The application shall be signed and verified by oath or affirmation by the owner, if a natural person. For any other business form the application shall be signed and verified by oath or affirmation by a member or partner, and in case of a corporation, by an executive officer or some person specifically authorized by the corporation to sign the application, to which shall be attached written evidence of such person's authority. The director has the authority to deny an importer's or exporter's license to any applicant. Upon approval of the application and the bond required, the director shall grant and issue to an importer or exporter a motor-vehicle fuels or special fuels importer's or exporter's license. The written consent of the applicant, irrevocable, that actions may be commenced against it in the proper court of any county in this state in which a cause of action may arise or in which the plaintiff may reside, by the service of process on the secretary of state, and stipulating and agreeing that such service shall be taken and held, in all courts, to be as valid and binding as if due service had been made upon the applicant personally, or upon the president and secretary, if a corporation. The secretary of state shall notify the applicant of any action started against such applicant by mailing a copy of the summons to the address set out in the application by registered mail. Motor-vehicle fuels importer's or exporter's licenses or special fuels importer's or exporter's licenses shall not be assignable and shall be valid only for the importer or exporter in whose name such license is issued. All licenses issued by the director shall be in force, so long as the holder has in force a bond, as required by this act, deposited with the director or until such license is surrendered by the director.

(Published in the Kansas Register March 22, 2007.)

SENATE BILL No. 13

AN ACT concerning jurisdiction of certain law enforcement officers; amending K.S.A. 2006 Supp. 22-2401a and repealing the existing section.

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

Section 1. K.S.A. 2006 Supp. 22-2401a is hereby amended to read as follows: 22-2401a. (1) Law enforcement officers employed by consolidated county law enforcement agencies or departments and sheriffs and their deputies may exercise their powers as law enforcement officers:

- (a) Anywhere within their county; and
- (b) in any other place when a request for assistance has been made by law enforcement officers from that place or when in fresh pursuit of a person.

(2) Law enforcement officers employed by any city may exercise their powers as law enforcement officers:

- (a) Anywhere within the city limits of the city employing them and outside of such city when on property owned or under the control of such city; and

(b) in any other place when a request for assistance has been made by law enforcement officers from that place or when in fresh pursuit of a person.

(3) (a) Law enforcement officers employed by a Native American Indian Tribe may exercise powers of law enforcement officers anywhere within the exterior limits of the reservation of the tribe employing such tribal law enforcement officer, subject to the following:

(i) The provisions of subsection (3)(a) shall be applicable only ~~if as long as~~ such Native American Indian Tribe ~~has entered into~~ maintains in force a valid and binding agreement with an insurance carrier to provide liability insurance coverage for damages ~~assessed in state or federal court and~~ arising from the acts, errors or omissions of such tribal law enforcement agency or officer while acting pursuant to this section ~~and waives its tribal immunity, as provided in paragraph (b) of subsection (3), for any liability for damages arising from the acts, error or omissions of such tribal law enforcement agency or officer while acting pursuant to this section.~~ Such insurance policy shall: (A) (1) Be in an amount not less than \$500,000 for any one person and \$2,000,000 for any one occurrence for personal injury and \$1,000,000 for any one occurrence for property damage ~~and shall;~~ (2) be in an amount not less than \$2,000,000 aggregate loss limit; and (3) carry an endorsement to provide coverage for mutual aid assistance. ~~Such insurance policy shall be subject to verification by the attorney general. Such insurance policy shall;~~ and (B) include an endorsement providing that the insurer may not invoke tribal sovereign immunity up to the limits of the policy set forth herein. Any insurance carrier providing to a tribe the liability insurance coverage described in this subsection shall certify to the attorney general that the tribe has in effect coverage which complies with the requirements of this subsection. Such carrier shall notify the attorney general immediately by first class mail if for any reason such coverage terminates or no longer complies with the requirements of this subsection.

(ii) The provisions of subsection (3)(a) shall be applicable only if such Native American Indian Tribe has filed with the county clerk a map clearly showing the boundaries of the Tribe's reservation as defined in this section.

(b) If a claim is brought against any tribal law enforcement agency or officer for acts committed by such agency or officer while acting pursuant to this section, such claim shall be subject to disposition as if the tribe was the state pursuant to the Kansas tort claims act, provided that such act shall not govern the tribe's purchase of insurance. The tribe shall waive its sovereign im-

(continued)

No motor-vehicle fuel or special fuel manufacturer's license shall be granted and issued until the person applying has filed with the director a bond payable to the state of Kansas, in such amount as shall be fixed by the director, but in no event less than \$5,000, with a corporate surety authorized to do business in the state of Kansas and approved by the director.

No motor-vehicle fuel or special fuel importer's or exporter's license shall be granted and issued until the person applying has filed with the director a bond, payable to the state of Kansas, in such amount as shall be fixed by the director, but in no event less than \$5,000, with a corporate surety authorized to do business in the state of Kansas and approved by the director.

It shall be unlawful for any retailer to sell or deliver any motor-vehicle fuels or special fuels within this state unless such retailer at the time of such sale or delivery, is the holder of a valid, unrevoked retailer's license issued to such retailer in accordance with the provisions of this act for each particular place of business at which such retailer shall sell or deliver motor-vehicle fuels or special fuels. Every person desiring to operate as a retailer shall have a physical location in this state for doing business and shall file an application for a retailer's license with the director. The application for the retailer's license shall be made upon a form prescribed, prepared and furnished by the director, and shall set forth the name under which the applicant transacts or intends to transact business, the exact location of the place of business within the state where the applicant transacts or intends to transact the business of selling or delivering motor-vehicle fuels or special fuels, and such other information as the director may require. If the applicant is other than a natural person, the application shall set forth the name and address of each partner or person constituting the association, and if a corporation the names and addresses of the principal officers, and any other information prescribed by the director for purposes of identification.

The application shall be signed and verified by oath or affirmation by the owner, if a natural person. For any other business form the application shall be signed and verified by oath or affirmation by a member or partner, and in case of a corporation, by an executive officer or some person specifically authorized by the corporation to sign the application, to which shall be attached written evidence of such person's authority. The director has the authority to deny a retailer's license to any applicant. Upon approval of the application, the director shall grant and issue to such retailer a motor-vehicle fuels or special fuels retailers' license. Retailers licenses shall not be assignable and shall be valid only for the retailer in whose name and issued for the transaction of business at the place specifically designated therein, and shall at all times be conspicuously displayed at the place for which issued. All licenses issued by the director shall be in force until such license is surrendered or revoked by the director.

Each licensee licensed under this act shall furnish annually to the director any changes occurring in the members, corporate or company officers, directors and stock ownership of those owning more than 5% of total outstanding shares of the licensee.

Sec. 2. K.S.A. 79-3403 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

munity solely to the extent necessary to permit recovery under the liability insurance, but not to exceed the policy limits.

(c) Nothing in this subsection (3) shall be construed to prohibit any agreement between any state, county or city law enforcement agency and any Native American Indian Tribe.

(d) Nothing in this subsection (3) shall be construed to affect the provision of law enforcement services outside the exterior boundaries of reservations so as to affect in any way the criteria by which the United States department of the interior makes a determination regarding placement of land into trust.

(e) Neither the state nor any political subdivision of the state shall be liable for any act or failure to act by any tribal law enforcement officer.

(4) University police officers employed by the chief executive officer of any state educational institution or municipal university may exercise their powers as university police officers anywhere:

(a) On property owned or operated by the state educational institution or municipal university, by a board of trustees of the state educational institution, an endowment association, an athletic association, a fraternity, sorority or other student group associated with the state educational institution or municipal university;

(b) on the streets, property and highways immediately adjacent to the campus of the state educational institution or municipal university;

(c) within the city where such property as described in this subsection is located, as necessary to protect the health, safety and welfare of students and faculty of the state educational institution or municipal university, with appropriate agreement by the local law enforcement agencies. Such agreements shall include provisions defining the geographical scope of the jurisdiction conferred, circumstances requiring the extended jurisdiction, scope of law enforcement powers and duration of the agreement. Any agreement entered into pursuant to this provision shall be approved by the governing body of the city or county, or both, having jurisdiction where such property is located, and the chief executive officer of the state educational institution or municipal university involved before such agreement may take effect; and

(d) additionally, when there is reason to believe that a violation of a state law, a county resolution, or a city ordinance has occurred on property described in subsection (4)(a) or (b), such officers with appropriate notification of, and coordination with, local law enforcement agencies or departments, may investigate and arrest persons for such a violation anywhere within the city where such property, streets and highways are located. Such officers also may exercise such powers in any other place when in fresh pursuit of a person. University police officers shall also have authority to transport persons in custody to an appropriate facility, wherever it may be located. University police officers at the university of Kansas medical center may provide emergency transportation of medical supplies and transplant organs.

(5) In addition to the areas where law enforcement officers may exercise their powers pursuant to subsection (2), law enforcement officers of any jurisdiction within Johnson or Sedgwick county may exercise their powers as law enforcement officers in any area within the respective county when executing a valid arrest warrant or search warrant, to the extent necessary to execute such warrants.

(6) In addition to the areas where university police officers may exercise their powers pursuant to subsection (4), university police officers may exercise the powers of law enforcement officers in any area outside their normal jurisdiction when a request for assistance has been made by law enforcement officers from the area for which assistance is requested.

(7) In addition to the areas where law enforcement officers may exercise their powers pursuant to subsection (2), law en-

forcement officers of any jurisdiction within Johnson county may exercise their powers as law enforcement officers in any adjoining city within Johnson county when any crime, including a traffic infraction, has been or is being committed by a person in view of the law enforcement officer. A law enforcement officer shall be considered to be exercising such officer's powers pursuant to subsection (2), when such officer is responding to the scene of a crime, even if such officer exits the city limits of the city employing the officer and further reenters the city limits of the city employing the officer to respond to such scene.

(8) Campus police officers employed by a community college or school district may exercise the power and authority of law enforcement officers anywhere:

(a) On property owned, occupied or operated by the school district or community college or at the site of a function sponsored by the school district or community college;

(b) on the streets, property and highways immediately adjacent to and coterminous with property described in subsection (8)(a);

(c) within the city or county where property described in subsection (8)(a) is located, as necessary to protect the health, safety and welfare of students and faculty of the school district or community college, with appropriate agreement by local law enforcement agencies. Such agreements shall include provisions, defining the geographical scope of the jurisdiction conferred, circumstances requiring the extended jurisdiction, scope of law enforcement powers and duration of the agreement. Before any agreement entered into pursuant to this section shall take effect, it shall be approved by the governing body of the city or county, or both, having jurisdiction where such property is located, and the board of education or board of trustees involved;

(d) with appropriate notification of and coordination with local law enforcement agencies, within the city or county where property described in subsection (8)(a) or (8)(b) is located, when there is reason to believe that a violation of a state law, county resolution or city ordinance has occurred on such property, as necessary to investigate and arrest persons for such a violation;

(e) when in fresh pursuit of a person; and

(f) when transporting persons in custody to an appropriate facility, wherever it may be located.

(9) As used in this section:

(a) "Law enforcement officer" means: (1) Any law enforcement officer as defined in K.S.A. 22-2202, and amendments thereto; or (2) any tribal law enforcement officer who is employed by a Native American Indian Tribe and has completed successfully the initial and any subsequent law enforcement training required under the Kansas law enforcement training act.

(b) "University police officer" means a police officer employed by the chief executive officer of: (1) Any state educational institution under the control and supervision of the state board of regents; or (2) a municipal university.

(c) "Campus police officer" means a school security officer designated as a campus police officer pursuant to K.S.A. 72-8222, and amendments thereto.

(d) "Fresh pursuit" means pursuit, without unnecessary delay, of a person who has committed a crime, or who is reasonably suspected of having committed a crime.

(e) "Native American Indian Tribe" means the Prairie Band Potawatomi Nation, Kickapoo Tribe in Kansas, Sac and Fox Nation of Missouri and the Iowa Tribe of Kansas and Nebraska.

(f) "Reservation" means:

(i) With respect to the Iowa Tribe of Kansas and Nebraska, the reservation established by treaties with the United States concluded May 17, 1854, and March 6, 1861;

(ii) with respect to the Kickapoo Nation, the reservation established by treaty with the United States concluded June 28, 1862;

(iii) with respect to the Prairie Band Potawatomi Nation in Kansas, the reservation established by treaties with the United States concluded June 5, 1846, November 15, 1861, and February 27, 1867; and

(iv) with respect to the Sac and Fox Nation of Missouri in Kansas and Nebraska: (A) the reservation established by treaties with the United States concluded May 18, 1854, and March 6, 1861, and by acts of Congress of June 10, 1872 (17 Stat. 391), and August 15, 1876 (19 Stat. 208), and (B) the premises of the gaming facility established pursuant to the gaming compact entered

into between such nation and the state of Kansas, and the surrounding parcel of land held in trust which lies adjacent to and east of U.S. Highway 75 and adjacent to and north of Kansas Highway 20, as identified in such compact.

~~(10) The provisions of subsection (3) and subsections (9)(a)(2), (9)(d) and (9)(e) shall expire on July 1, 2009.~~

Sec. 2. K.S.A. 2006 Supp. 22-2401a is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2006 Volumes of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-46	Amended	V. 25, p. 1831
1-2-77	Revoked	V. 25, p. 1832
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

Reg. No.	Action	Register
3-4-1 through 3-4-7	New (T)	V. 25, p. 984, 985
3-4-7	New	V. 25, p. 1446, 1447

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-7-213	Amended	V. 25, p. 1142
4-7-216	Revoked	V. 25, p. 1142
4-7-510	Amended	V. 25, p. 1142
4-7-530	Amended	V. 25, p. 1142
4-7-716	Amended	V. 25, p. 1142
4-7-717	Amended	V. 25, p. 1142
4-8-14a	Amended (T)	V. 25, p. 379
4-8-27	Amended (T)	V. 25, p. 380
4-8-33	Amended (T)	V. 25, p. 380
4-8-34	Amended (T)	V. 25, p. 380
4-8-42	Amended (T)	V. 25, p. 380
4-11-2	Amended	V. 26, p. 100
4-11-3	Amended	V. 26, p. 100
4-11-5	New	V. 26, p. 101
4-11-15	New (T)	V. 25, p. 1632
4-15-9	Amended	V. 26, p. 81
4-16-1a	Amended	V. 25, p. 1143
4-16-1c	Amended	V. 25, p. 1143
4-16-3a	Amended	V. 25, p. 1143
4-16-250	Revoked	V. 25, p. 1145
4-16-251	Revoked	V. 25, p. 1145
4-16-252	Revoked	V. 25, p. 1145
4-16-260	Revoked	V. 25, p. 1145
4-17-1a	Amended	V. 25, p. 1145

4-17-1c	Amended	V. 25, p. 1145
4-17-5a	Revoked	V. 25, p. 1145
4-19-1	Amended	V. 26, p. 173

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-24-10	Amended	V. 25, p. 1692

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-17-22	Amended	V. 26, p. 325
7-44-1 through 7-44-7	New (T)	V. 26, p. 15

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-32-1 through 9-32-8	New (T)	V. 25, p. 46-48
9-32-1 through 9-32-8	New	V. 25, p. 375-378

AGENCY 11: STATE CONSERVATION COMMISSION

Reg. No.	Action	Register
11-3-1 through 11-3-10	Amended	V. 25, p. 250, 251
11-3-11	New	V. 25, p. 252
11-3-12	New	V. 25, p. 252
11-4-1 through 11-4-4	Amended	V. 25, p. 1268, 1269
11-4-4 through 11-4-6	Amended	V. 25, p. 1269, 1270
11-4-15	New	V. 25, p. 1270
11-4-16	New	V. 25, p. 1270

AGENCY 16: ATTORNEY GENERAL

Reg. No.	Action	Register
16-11-1 through 16-11-6	New (T)	V. 25, p. 980-982, 1019
16-11-1 through 16-11-7	New	V. 25, p. 1598-1600
16-11-8	New	V. 25, p. 1772

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-8-2	Amended	V. 25, p. 274
22-8-3	Amended	V. 25, p. 275
22-8-5	Amended	V. 25, p. 275
22-8-8 through 22-8-14	New	V. 25, p. 276, 277
22-8-17	New	V. 25, p. 277

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended	V. 25, p. 413

28-1-26	Amended	V. 25, p. 866
28-4-501	Amended (T)	V. 25, p. 985, 1019
28-4-501	Amended	V. 25, p. 1402
28-4-510	Amended (T)	V. 25, p. 986, 1019
28-4-510	Amended	V. 25, p. 1403
28-4-514	New (T)	V. 25, p. 987, 1019
28-4-514	New	V. 25, p. 1403
28-16-28g	Amended	V. 25, p. 1205
28-16-56c	Amended	V. 26, p. 283
28-16-56d	Amended	V. 26, p. 284
28-18-1	Amended	V. 26, p. 284
28-18-2	Amended	V. 26, p. 288
28-18-4	Amended	V. 26, p. 289
28-18-8	Amended	V. 26, p. 289
28-18-9	Amended	V. 26, p. 290
28-18-11	Amended	V. 26, p. 290
28-18-12	Amended	V. 26, p. 290
28-18-13	Amended	V. 26, p. 291
28-18-14	Amended	V. 26, p. 292
28-18-16	New	V. 26, p. 292
28-18-17	New	V. 26, p. 293
28-18a-1	Amended	V. 26, p. 294
28-18a-2	Amended	V. 26, p. 298
28-18a-4	Amended	V. 26, p. 299
28-18a-8	Amended	V. 26, p. 299
28-18a-9	Amended	V. 26, p. 300
28-18a-11	Amended	V. 26, p. 300
28-18a-12	Amended	V. 26, p. 300
28-18a-19	Amended	V. 26, p. 301
28-18a-21	Amended	V. 26, p. 302
28-18a-22	Amended	V. 26, p. 302
28-18a-26	Amended	V. 26, p. 303
28-18a-32	Revoked	V. 26, p. 303
28-18a-33	New	V. 26, p. 303
28-19-350	Amended	V. 25, p. 845
28-35-178b	Amended	V. 25, p. 256
28-46-2	Revoked	V. 26, p. 214
28-46-2a	New	V. 26, p. 215
28-46-25	Amended	V. 26, p. 215
28-46-26	Revoked	V. 26, p. 215
28-46-26a	New	V. 26, p. 215
28-46-34a	New	V. 26, p. 215
28-46-38	Amended	V. 26, p. 216
28-51-100	Amended	V. 25, p. 1448
28-51-112 through 28-51-116	Amended	V. 25, p. 1449, 1450
28-73-1 through 28-73-7	New	V. 25, p. 307-311

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-64	Amended	V. 25, p. 1636
30-4-90	Amended	V. 25, p. 786
30-4-98	New	V. 25, p. 1027
30-5-88	Revoked	V. 25, p. 1830
30-5-108	Revoked	V. 25, p. 1569
30-5-118	Revoked	V. 25, p. 663
30-5-118b	Revoked	V. 25, p. 663
30-6-38	Revoked	V. 25, p. 1028
30-6-77	Revoked	V. 25, p. 847
30-14-22	Revoked	V. 25, p. 1028
30-14-27	Revoked	V. 25, p. 847
30-31-1	Amended	V. 25, p. 1800
30-31-2	Revoked	V. 25, p. 1800
30-31-3	Revoked	V. 25, p. 1800
30-31-4	Revoked	V. 25, p. 1800

(continued)

30-31-6	Revoked	V. 25, p. 1800
30-31-7	Revoked	V. 25, p. 1800
30-31-10	Revoked	V. 25, p. 1800
30-31-11	Revoked	V. 25, p. 1800
30-31-12	Revoked	V. 25, p. 1800
30-63-20	Amended	V. 25, p. 1693
30-63-22	Amended	V. 25, p. 1693
30-64-24	Amended	V. 25, p. 1693

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-2-20	Amended	V. 26, p. 101
40-3-5	Amended	V. 25, p. 182
40-3-12	Amended	V. 25, p. 182
40-3-22	Amended	V. 25, p. 210
40-3-40	Amended	V. 25, p. 212
40-3-43	Amended	V. 25, p. 183
40-3-44	Amended	V. 25, p. 212
40-3-46	Revoked	V. 25, p. 183
40-3-47	Amended	V. 25, p. 183
40-3-48	Amended	V. 25, p. 212
40-4-25	Amended	V. 25, p. 278
40-4-29a	New	V. 25, p. 1835
40-4-41	Amended	V. 25, p. 1835
40-4-41b	Amended	V. 25, p. 1838
40-4-41c	Amended	V. 25, p. 1839
40-4-41d	Amended	V. 25, p. 1841
40-4-41e	Amended	V. 25, p. 1842
40-4-41f	Amended	V. 25, p. 1843
40-4-41i	Amended	V. 25, p. 1843
40-4-41j	Amended	V. 25, p. 1844
40-7-1	Revoked	V. 25, p. 1844
40-7-5	Amended	V. 25, p. 844
40-7-20a	Amended	V. 26, p. 103
40-7-24	Amended	V. 25, p. 1844

AGENCY 47: DEPARTMENT OF HEALTH AND ENVIRONMENT — MINED-LAND CONSERVATION AND RECLAMATION

Reg. No.	Action	Register
47-2-75	Amended	V. 25, p. 1639
47-3-2	Amended	V. 25, p. 1640
47-3-42	Amended	V. 25, p. 1641
47-4-14a	Amended	V. 25, p. 1644
47-5-5a	Amended	V. 25, p. 1649
47-6-1	Amended	V. 25, p. 1652
47-6-2	Amended	V. 25, p. 1653
47-6-3	Amended	V. 25, p. 1653
47-6-4	Amended	V. 25, p. 1653
47-6-6	Amended	V. 25, p. 1654
47-6-8	Amended	V. 25, p. 1654
47-6-9	Amended	V. 25, p. 1654
47-6-10	Amended	V. 25, p. 1654
47-6-11	Amended	V. 25, p. 1655
47-7-2	Amended	V. 25, p. 1655
47-8-9	Amended	V. 25, p. 1655
47-9-1	Amended	V. 25, p. 1656
47-9-4	Amended	V. 25, p. 1661
47-10-1	Amended	V. 25, p. 1662
47-11-8	Amended	V. 25, p. 1663
47-12-4	Amended	V. 25, p. 1664
47-13-4	Amended	V. 25, p. 1665
47-14-7	Amended	V. 25, p. 1665
47-15-1a	Amended	V. 25, p. 1666
47-16-9	Amended	V. 25, p. 1667
47-16-10	Amended	V. 25, p. 1667
47-16-12	Amended	V. 25, p. 1667

AGENCY 49: DEPARTMENT OF LABOR

Reg. No.	Action	Register
49-45-1	Amended	V. 25, p. 1494
49-45-2	Amended	V. 25, p. 1494
49-45-3	Amended	V. 25, p. 1494
49-45-4	Amended	V. 25, p. 1494
49-45-4a	Amended	V. 25, p. 1494
49-45-4b	New	V. 25, p. 1494
49-45-5	Amended	V. 25, p. 1494
49-45-6	Amended	V. 25, p. 1494
49-45-7	Amended	V. 25, p. 1494
49-45-8	Amended	V. 25, p. 1494
49-45-9	Amended	V. 25, p. 1495
49-45-20	Amended	V. 25, p. 1495

49-45-21	through	
49-45-26	Revoked	V. 25, p. 1495
49-45-28	Amended	V. 25, p. 1495
49-45-29	Amended	V. 25, p. 1495
49-45-30	Revoked	V. 25, p. 1495
49-45-31	Amended	V. 25, p. 1495
49-45-32	Amended	V. 25, p. 1495
49-45-34	Amended	V. 25, p. 1495
49-45-35	New	V. 25, p. 1495
49-45-37	New	V. 25, p. 1495
49-45-38	New	V. 25, p. 1495
49-45a-1	Amended	V. 25, p. 1495
49-47-2	Amended	V. 25, p. 1496
49-49-1	Amended	V. 25, p. 25
49-49-1a	Amended	V. 25, p. 25
49-50-3	Amended	V. 25, p. 1496
49-50-7	Amended	V. 25, p. 1497
49-50-9	Amended	V. 25, p. 1497
49-50-10	Amended	V. 25, p. 1498
49-50-13	Amended	V. 25, p. 1498
49-50-17	Amended	V. 25, p. 1498
49-50-19	Amended	V. 25, p. 1498
49-50-22	Amended	V. 25, p. 1499
49-50-23	New	V. 25, p. 1499
49-50-24	New	V. 25, p. 1499
49-51-3a	Amended	V. 25, p. 1499
49-51-6	Amended	V. 25, p. 1499
49-51-11	Amended	V. 25, p. 1500
49-51-12	Amended	V. 25, p. 1501
49-52-6	Amended	V. 25, p. 1501
49-52-10	Amended	V. 25, p. 1502
49-52-14	Amended	V. 25, p. 1502
49-52-17	Amended	V. 25, p. 1502
49-52-18	New	V. 25, p. 1502
49-52-19	New	V. 25, p. 1502

AGENCY 50: DEPARTMENT OF LABOR— DIVISION OF EMPLOYMENT

Reg. No.	Action	Register
50-3-2a	New	V. 25, p. 1493

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-1	Amended	V. 26, p. 126
63-5-1	Amended	V. 26, p. 126

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-4	Amended	V. 25, p. 1801
66-8-4	Amended	V. 25, p. 44
66-8-8	Amended	V. 25, p. 1802
66-10-1	Amended	V. 25, p. 44
66-10-9	Amended	V. 25, p. 1802
66-10-10a	Amended	V. 25, p. 1802
66-10-11	Amended	V. 25, p. 44
66-10-12	Amended	V. 25, p. 45
66-10-14	Amended	V. 25, p. 45
66-11-2	Amended	V. 25, p. 1802
66-11-5	Amended	V. 25, p. 45

AGENCY 67: BOARD OF EXAMINERS IN THE FITTING AND DISPENSING OF HEARING INSTRUMENTS

Reg. No.	Action	Register
67-3-5	New (T)	V. 26, p. 202

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-1-1b	Amended	V. 25, p. 1401
68-1-1d	Amended	V. 25, p. 1401
68-1-1f	Amended	V. 25, p. 1401
68-1-1g	New	V. 25, p. 1401
68-2-22	Amended	V. 25, p. 661
68-5-16	New	V. 25, p. 643
68-11-1	Amended	V. 25, p. 1401
68-16-1	through	
68-16-9	New	V. 25, p. 1637-1639

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-8-1	through	
71-8-9	New	V. 25, p. 99, 100

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-4-1a	Amended	V. 26, p. 126
74-4-7	Amended	V. 25, p. 610
74-4-8	Amended	V. 25, p. 610
74-5-2	Amended	V. 26, p. 127
74-5-101	Amended	V. 26, p. 127
74-5-102	Amended	V. 25, p. 612
73-5-105	Revoked	V. 26, p. 127
74-5-202	Amended	V. 26, p. 127
74-5-203	Amended	V. 25, p. 613
74-5-403	Amended	V. 26, p. 128
74-5-408	New	V. 26, p. 128
74-11-6	Amended	V. 26, p. 128
74-11-7	Amended	V. 25, p. 614

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-1-1	Amended	V. 26, p. 20
81-2-1	Amended	V. 25, p. 1057
81-3-1	Amended	V. 25, p. 1058
81-3-2	Amended	V. 25, p. 1059
81-3-5	Amended	V. 25, p. 1059
81-3-6	New	V. 25, p. 1060
81-3-7	New	V. 25, p. 1064
81-4-1	Amended	V. 26, p. 21
81-4-2	Amended	V. 26, p. 22
81-5-3	Amended	V. 26, p. 22
81-5-4	Revoked	V. 26, p. 22
81-5-5	Revoked	V. 26, p. 23
81-5-6	Amended	V. 26, p. 23
81-5-7	Amended	V. 26, p. 24
81-5-8	Amended	V. 26, p. 24
81-5-10	Amended	V. 26, p. 24
81-5-11	Amended	V. 26, p. 25
81-5-12	Amended	V. 26, p. 25
81-5-13	Amended	V. 26, p. 26
81-5-14	Amended	V. 26, p. 27
81-5-16	through	
81-5-20	New	V. 26, p. 28-30
81-6-1	Amended	V. 26, p. 30
81-7-1	Amended	V. 26, p. 30
81-7-2	Amended	V. 26, p. 31
81-7-3	New	V. 26, p. 31
81-10-1	Amended	V. 26, p. 32
81-14-1	Amended	V. 25, p. 1065
81-14-2	Amended	V. 25, p. 1066
81-14-3	Revoked	V. 25, p. 1066
81-14-4	Amended	V. 25, p. 1066
81-14-5	Amended	V. 25, p. 1071
81-14-6	Amended	V. 25, p. 1075
81-14-7	Amended	V. 25, p. 1076
81-14-8	Revoked	V. 25, p. 1076
81-14-9	New	V. 25, p. 1076
81-14-10	New	V. 25, p. 1079

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-101	Amended	V. 25, p. 1750
82-3-206	Amended	V. 25, p. 1754
82-3-305	Amended	V. 25, p. 1754
82-3-307	Amended	V. 25, p. 1754
82-4-3a	Amended (T)	V. 25, p. 378
82-4-3a	Amended	V. 25, p. 844
82-14-1	through	
82-14-5	New	V. 26, p. 16-19
82-15-1	New (T)	V. 25, p. 984, 1019
82-15-1	New	V. 25, p. 1363

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-3-8	Amended	V. 25, p. 1057
88-15-1	Revoked	V. 25, p. 1403
88-15-2	Revoked	V. 25, p. 1403
88-16-1	Revoked	V. 25, p. 1404
88-16-1b	Revoked	V. 25, p. 1404
88-16-2	Revoked	V. 25, p. 1404
88-16-5	Revoked	V. 25, p. 1404
88-16-5b	Revoked	V. 25, p. 1404

88-16-6	Revoked	V. 25, p. 1404
88-16-8	Revoked	V. 25, p. 1404
88-23-1	Revoked	V. 25, p. 1404
88-23-2	Revoked	V. 25, p. 1404
88-23-2a	Revoked	V. 25, p. 1404
88-23-3a	Revoked	V. 25, p. 1404
88-23-4	Revoked	V. 25, p. 1404
88-23-5	Revoked	V. 25, p. 1404
88-23-6	Revoked	V. 25, p. 1404
88-23-7	Revoked	V. 25, p. 1404
88-28-1		
through		
88-28-6	New	V. 25, p. 1404-1410
88-28-7	New	V. 25, p. 1451
88-28-8	New	V. 25, p. 1411
88-29-1		
through		
88-29-19	New	V. 26, p. 216-229

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-201	Amended	V. 25, p. 1098
91-1-202	Amended	V. 25, p. 1099
91-1-205	Amended	V. 25, p. 1101

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-4	Revoked	V. 25, p. 252
92-12-4a	New	V. 25, p. 252
92-12-5	Revoked	V. 25, p. 254
92-12-120	New	V. 25, p. 254
92-12-121	New	V. 25, p. 254
92-12-130	New	V. 25, p. 254
92-13-9	Amended	V. 25, p. 1568
92-19-22a	Amended	V. 25, p. 254
92-51-41	Amended	V. 25, p. 255
92-51-41a	New	V. 25, p. 255

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

Reg. No.	Action	Register
93-7-1	New	V. 26, p. 14
93-7-2	New	V. 26, p. 14
93-7-3	New	V. 26, p. 14
93-8-1	New	V. 26, p. 14
93-8-2	New	V. 26, p. 14
93-8-3	New	V. 26, p. 14

AGENCY 97: KANSAS COMMISSION ON VETERANS' AFFAIRS

Reg. No.	Action	Register
97-4-1		
through		
97-4-8	New	V. 25, p. 1596, 1597

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-25-1		
through		
100-25-5	New	V. 25, p. 213-216
100-26-1	Amended	V. 25, p. 217
100-26-2	New	V. 25, p. 217
100-26-3	New	V. 25, p. 217
100-27-1	Amended	V. 25, p. 1206
100-29-1	Amended	V. 25, p. 639
100-29-2	Amended	V. 25, p. 890
100-29-3	Amended	V. 25, p. 640
100-29-4	Amended	V. 25, p. 890
100-29-5	Revoked	V. 25, p. 640
100-29-6	Amended	V. 25, p. 640
100-29-8	Amended	V. 25, p. 640
100-29-9	Amended	V. 25, p. 640
100-29-10	Amended	V. 25, p. 641
100-29-11	Revoked	V. 25, p. 1601
100-29-12	Amended	V. 25, p. 642
100-29-13	Amended	V. 25, p. 643
100-29-14	Revoked	V. 25, p. 890
100-29-15	New	V. 25, p. 643
100-29-16	New	V. 25, p. 890
100-73-7	New	V. 25, p. 1601
100-73-8	New	V. 25, p. 1602

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-5a	Amended	V. 25, p. 183
102-1-12	Amended	V. 25, p. 184
102-2-2a	Amended (T)	V. 25, p. 987, 1019
102-2-2a	Amended	V. 25, p. 1452
102-2-6	Amended	V. 25, p. 1453
102-3-3a	Amended	V. 25, p. 1454
102-3-4a	Amended (T)	V. 25, p. 988, 1019
102-3-4a	Amended	V. 25, p. 1456
102-4-1a	Amended	V. 25, p. 1458
102-4-3a	Amended	V. 25, p. 1460
102-4-4a	Amended (T)	V. 25, p. 990, 1019
102-4-4a	Amended	V. 25, p. 1463
102-5-3	Amended	V. 25, p. 1464
102-5-4a	Amended (T)	V. 25, p. 992, 1019
102-5-4a	Amended	V. 25, p. 1466
102-5-5	Amended	V. 25, p. 187

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-4-1	Amended	V. 25, p. 101
105-5-2	Amended (T)	V. 25, p. 982, 1019
105-5-2	Amended	V. 25, p. 1530
105-5-3	Amended (T)	V. 25, p. 982, 1019
105-5-3	Amended	V. 25, p. 1530
105-5-6	Amended (T)	V. 25, p. 982, 1019
105-5-6	Amended	V. 25, p. 1530
105-5-7	Amended (T)	V. 25, p. 983, 1019
105-5-7	Amended	V. 25, p. 1531
105-5-8	Amended (T)	V. 25, p. 983, 1019
105-5-8	Amended	V. 25, p. 1531
105-11-1	Amended (T)	V. 25, p. 983, 1019
105-11-1	Amended	V. 25, p. 1531

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-4	Amended	V. 25, p. 180

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-8-1	Amended (T)	V. 26, p. 12

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-9-1		
through		
110-9-8	New	V. 25, p. 373-375
110-13-4	Amended	V. 25, p. 447
110-14-1	New	V. 25, p. 1771
110-14-2	New	V. 25, p. 1771

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed by the Kansas Lottery from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. A list of regulations filed by the Kansas Lottery from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 Kansas Register. The following regulations were filed after January 1, 2006:

Reg. No.	Action	Register
111-2-30	Amended	V. 25, p. 414
111-2-187	New	V. 25, p. 381
111-2-188	New	V. 25, p. 1363
111-2-189	New	V. 25, p. 1411
111-2-190	New	V. 25, p. 1694
111-2-191		
through		
111-2-196	New	V. 26, p. 129, 130
111-2-194	Amended	V. 26, p. 173
111-2-197	New	V. 26, p. 173
111-2-198	New	V. 26, p. 174

111-2-199		
through		
111-2-204	New	V. 26, p. 202, 203
111-4-2342		
through		
111-4-2349	New	V. 25, p. 217-221
111-4-2350		
through		
111-4-2362	New	V. 25, p. 311-319
111-4-2363		
through		
111-4-2382	New	V. 25, p. 339-351
111-4-2383		
through		
111-4-2387	New	V. 25, p. 381-384
111-4-2389		
through		
111-4-2393	New	V. 25, p. 385, 386
111-4-2394		
through		
111-4-2404	New	V. 25, p. 415-422
111-4-2405		
through		
111-4-2418	New	V. 25, p. 787-795
111-4-2419		
through		
111-4-2427	New	V. 25, p. 868-874
111-4-2420	Amended	V. 25, p. 1019
111-4-2428		
through		
111-4-2434	New	V. 25, p. 1020-1025
111-4-2435		
through		
111-4-2454	New	V. 25, p. 1364-1376
111-4-2455		
through		
111-4-2467	New	V. 25, p. 1412-1420
111-4-2468		
through		
111-4-2482	New	V. 25, p. 1695-1702
111-4-2483		
through		
111-4-2496	New	V. 26, p. 130-138
111-4-2495	Amended	V. 26, p. 203
111-4-2497		
through		
111-4-2503	New	V. 26, p. 174-179
111-4-2504		
through		
111-4-2520	New	V. 26, p. 204-212
111-5-126		
through		
111-5-138	New	V. 25, p. 386-390
111-5-139	New	V. 25, p. 423
111-5-139a	New	V. 25, p. 795
111-5-140		
through		
111-5-149	New	V. 25, p. 795-797
111-5-150		
through		
111-5-154	New	V. 25, p. 842-844
111-5-155		
through		
111-5-159	New	V. 25, p. 1703, 1704
111-6-1	Amended	V. 25, p. 222
111-6-27	New	V. 26, p. 259
111-7-81	Amended	V. 25, p. 319
111-7-193	New	V. 25, p. 1026
111-7-194	New	V. 25, p. 1027
111-7-195		
through		
111-7-207	New	V. 25, p. 1420-1423
111-7-208		
through		
111-7-217	New	V. 26, p. 138-141
111-9-130		
through		
111-9-133	New	V. 25, p. 351-353
111-9-134	New	V. 25, p. 1704
111-9-135	New	V. 25, p. 1705
111-9-136	New	V. 26, p. 141
111-9-137	New	V. 26, p. 180
111-9-138	New	V. 26, p. 212

(continued)

111-9-139	New	V. 26, p. 212
111-9-140	New	V. 26, p. 213
111-11-1	Amended	V. 25, p. 223
111-12-4	New	V. 26, p. 214
111-14-2	New	V. 26, p. 214

**AGENCY 115: DEPARTMENT OF
WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-2-1	Amended	V. 25, p. 1602
115-2-2	Amended	V. 25, p. 1603
115-2-3a	Amended	V. 25, p. 1603
115-2-4	Amended	V. 25, p. 336
115-4-4	Amended	V. 25, p. 662
115-4-6	Amended	V. 25, p. 336
115-7-1	Amended	V. 25, p. 1605
115-7-4	Amended	V. 25, p. 1606
115-7-8	New	V. 25, p. 1606
115-16-5	Amended	V. 25, p. 1607
115-18-10	Amended	V. 26, p. 101
115-18-12	Amended	V. 25, p. 1608
115-18-18	New	V. 25, p. 1608
115-18-19	New	V. 25, p. 1608
115-18-20	New	V. 25, p. 1609
115-20-5	New	V. 25, p. 1609
115-20-6	New	V. 25, p. 1611

**AGENCY 117: REAL ESTATE
APPRAISAL BOARD**

Reg. No.	Action	Register
117-2-2	Amended	V. 25, p. 1146
117-3-2	Amended	V. 25, p. 1146
117-4-2	Amended	V. 25, p. 1147
117-5-1	Amended	V. 25, p. 1148
117-6-1	Amended	V. 25, p. 1148
117-6-2	Amended	V. 25, p. 1148
117-8-1	Amended	V. 25, p. 866

AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-4-4	Amended	V. 26, p. 46

**AGENCY 121: DEPARTMENT OF
CREDIT UNIONS**

Reg. No.	Action	Register
121-5-1	Amended (T)	V. 25, p. 1304
121-5-1	Amended	V. 25, p. 1727
121-5-2	Revoked (T)	V. 25, p. 1304
121-5-2	Revoked	V. 25, p. 1727
121-5-3	New (T)	V. 25, p. 1304
121-5-3	New	V. 25, p. 1727
121-7-1	New	V. 25, p. 1728
121-8-1	New (T)	V. 25, p. 1304

121-8-1	New	V. 25, p. 1728
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**AGENCY 123: JUVENILE JUSTICE
AUTHORITY**

Reg. No.	Action	Register
123-6-101 through 123-6-106	New	V. 25, p. 1634, 1635

**AGENCY 129: KANSAS HEALTH
POLICY AUTHORITY**

Reg. No.	Action	Register
129-5-1	Amended	V. 26, p. 281
129-5-88	New	V. 25, p. 1830
129-5-108	New	V. 25, p. 1571
129-5-118	New	V. 25, p. 665
129-5-118b	New	V. 25, p. 665
129-6-38	New	V. 25, p. 1030
129-6-77	New	V. 25, p. 847
129-6-151	New	V. 25, p. 848
129-6-152	New	V. 25, p. 848
129-7-65	New	V. 25, p. 848
129-14-22	New	V. 25, p. 1030
129-14-27	New	V. 25, p. 849
129-14-51	New	V. 25, p. 849
129-14-52	New	V. 25, p. 849

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In this issue . . .

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

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