



Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

**Department of Administration
Division of Facilities Management**

**Notice of Commencement of
Negotiations for Architectural Services**

Notice is hereby given of the commencement of negotiations for architectural services to remodel and add onto the Memorial Student Union (168,653 gsf over three levels) on the Emporia State University campus, Emporia. The original facility built in 1925 had a ballroom added in 1929, with additions in 1958, 1963 and 1972. Interested firms (and their consultants) should have at least 10 years of an extensive range of experience in the design/remodeling of university student unions. Pursuant to statute, a contract will be awarded to a firm maintaining an office in Kansas staffed by one or more Kansas licensed architects. The retention of regional or national consultants with student union experience is encouraged. Services will include architectural design, interior design, space planning, MEP engineering, structural engineering, fire protection/life safety, environmental and special food services, retail

services and data/telecommunication consultants. Estimated construction/renovation cost is \$18,000,000. A program is available in PDF format from the Division of Facilities Management, Phyllis.Fast@da.ks.gov.

For additional information, contact David Hendricks, Director of Memorial Student Union, Emporia State University, (620) 341-5901, dhendric@emporia.edu.

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a letter of interest, an SF330 Part I, information regarding similar projects, and an SF330 Part II for each firm and consultant. Proposals should be concise and follow the 2008 State Building Advisory Commission guidelines, available to firms at <http://da.ks.gov/fp/>. If copies of the guidelines are needed, contact Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, Phyllis.Fast@da.ks.gov. Submittals should be received by Phyllis Fast before noon March 28.

Marilyn Jacobson, Director
Division of Facilities Management

Doc. No. 035447

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City of Overland Park, Kansas

Notice of Public Information Meeting

The city of Overland Park will be conducting the third public meeting regarding the roadway improvement plan for 119th Street, U.S. 69 to Riley. This meeting has been scheduled to discuss the construction schedule for this project. The open house public meeting will be held from 6 to 7:30 p.m. Thursday, March 6, at the Tomahawk Ridge Community Center located in the southwest corner of 119th Street and Lowell, Overland Park. Parking and entrance are located on the west side of the building.

The city of Overland Park wants to ensure that the Overland Park community is aware of this public meeting and encourages community members to attend and share their thoughts and ideas about this project.

For more information, contact Wayne Gudenkauf, senior civil engineer, city of Overland Park, at (913) 895-6042.

Mary Lou McCann
Contract Specialist
Public Works Department
City of Overland Park, Kansas

Doc. No. 035453

State of Kansas

Social and Rehabilitation Services

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, April 29, in the SRS board room, sixth floor, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the revocation of an existing rule and regulation on a permanent basis effective 15 days after final publication in the Kansas Register. Telephone conference is not available.

This 60-day notice of the public hearing shall constitute a public comment period for the proposed regulation as stated in K.S.A. 2007 Supp. 77-421(a)(3). All interested parties may submit written comments prior to the hearing to Susan McDonald, SRS Legal Division, Room 650-S, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views, but it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Susan McDonald at (785) 296-1807 or by calling the Kansas Relay Center at (800) 766-3777.

The adoption of the regulation will take place at 1 p.m. May 5 in the SRS executive conference room, 603-N, Docking State Office Building. Telephone conference will not be available.

Copies of the regulation and the economic impact statement may be obtained by contacting Susan McDonald at

(785) 296-1807 or Susan.McDonald@srs.ks.gov, or from the SRS Web site at www.srskansas.org, under SRS News. A summary of the proposed regulation and the economic impact follows:

Article 64.—CASE MANAGEMENT

30-64-24. Case management requirements. This regulation is being revoked.

Federal Mandate: The revocation of this regulation is not expected to have any discernable economic impact.

Bearer of Cost: None.

Affected Parties: None.

Other Methods: None.

Don Jordan
Secretary of Social and
Rehabilitation Services

Doc. No. 035458

State of Kansas

Social and Rehabilitation Services

Notice of Interim Housing Grant

The Department of Social and Rehabilitation Services' Division of Disability and Behavioral Health Services-Mental Health (DBHS-MH), as the state mental health authority, announces the release of the Interim Housing Grant for fiscal year 2009. MH announces that its intended use of the grant is to continue or create new interim housing projects for persons experiencing severe and persistent mental illness and youth (18-21) with serious emotional disturbance. Interim housing means short-term (up to six months) project-based housing that provides immediate housing for persons living in the community but who are homeless, or for persons who are homeless who are leaving a state hospital, nursing facility for mental health or any other state-funded institution or system of care setting.

The goal of the Interim Housing Grant is for CMHCs to provide immediate housing, in lieu of discharging individuals to homeless shelters, and then assisting participants to rapidly obtain permanent housing. The funds may be used to buy household items for the properties. This grant will be awarded to community mental health centers or their affiliates that have the ability to make a community- and system-wide impact.

The RFP is posted on the SRS/DBHS/MH RFP Web site at <http://www.srskansas.org/hcp/MHSIP/MHSIPRFPs.htm>.

Direct written comments or questions regarding the intended use of Interim Housing Funds by March 7 to Christy McMurphy, SRS, Disability and Behavioral Health Services-Mental Health, 9th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1570.

Don Jordan
Secretary of Social and
Rehabilitation Services

Doc. No. 035446

State of Kansas

Social and Rehabilitation Services

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, April 29, in the SRS board room, sixth floor, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider the adoption of a new rule and regulation on a permanent basis effective 15 days after final publication in the Kansas Register. Telephone conference is not available.

This 60-day notice of the public hearing shall constitute a public comment period for the proposed regulation as stated in K.S.A. 2007 Supp. 77-421(a)(3). All interested parties may submit written comments prior to the hearing to Susan McDonald, SRS Legal Division, Room 650-S, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views, but it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Susan McDonald at (785) 296-1807 or by calling the Kansas Relay Center at (800) 766-3777.

The adoption of the regulation will take place at 1 p.m. May 5 in the SRS executive conference room, 603-N, Docking State Office Building. Telephone conference will not be available.

Copies of the regulation and the economic impact statement may be obtained by contacting Susan McDonald at (785) 296-1807 or Susan.McDonald@srs.ks.gov, or from the SRS Web site at www.srskansas.org, under SRS News. A summary of the proposed regulation and the economic impact follows:

Article 63.—CASE MANAGEMENT

30-63-32. Case management requirements. This is a new regulation to replace revoked regulation 30-64-24. It is being developed to more efficiently align MR/DD case management provider standards with the issuance of the SRS license, and to implement changes necessitated by a change in the case management funding mechanism. This regulation addresses standards concerning the provision of case management services. It involves the services the case manager may and may not provide and the rules of conduct for case managers. It clarifies the required qualifications for a case manager regarding experience and education. Other technical changes also have been made to this regulation.

Federal Mandate: N/A.
Bearer of Cost: None.
Affected Parties: None.
Other Methods: None.

Don Jordan
Secretary of Social and
Rehabilitation Services

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced February 14-20 by the 2008 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 2892, An act concerning underground crude oil storage; relating to rules and regulations, by Committee on Energy and Utilities.

HB 2893, An act concerning all-inclusive care for the elderly (PACE) program; amending K.S.A. 65-5112 and repealing the existing section, by Committee on Appropriations.

HB 2894, An act concerning the secretary of the department of health and environment; duties and powers in issuing approvals and permits; amending K.S.A. 65-3008 and repealing the existing section, by Committee on Appropriations.

HB 2895, An act concerning sales taxation; relating to exemptions; capitol restoration; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Appropriations.

HB 2896, An act concerning sales taxation; relating to exemptions; Wellington community food bank, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2897, An act concerning grain commodity commissions; amending K.S.A. 2-3005 and K.S.A. 2007 Supp. 2-3002, 2-3003 and 2-3007 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

HB 2898, An act concerning grain commodity commissions; relating to assessment refunds; amending K.S.A. 2007 Supp. 2-3007 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2899, An act concerning sales taxation; relating to exemptions; resource conservation and development councils; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2900, An act concerning insurance; enacting the controlled insurance programs act, by Committee on Judiciary.

HB 2901, An act concerning crimes, criminal procedure and punishment; relating to sentencing; postrelease supervision; amending K.S.A. 21-4704 and 22-3716 and repealing the existing sections; also repealing K.S.A. 21-4704b, by Committee on Judiciary.

HB 2902, An act concerning law enforcement officers; enacting the law enforcement family support act, by Committee on Judiciary.

HB 2903, An act concerning teachers; relating to licensure thereof, by Committee on Education.

HB 2904, An act relating to child support enforcement; concerning payments under certain insurance policies and workers' compensation; amending K.S.A. 39-759 and repealing the existing section, by Committee on Insurance and Financial Institutions.

HB 2905, An act relating to security; requiring each state agency within the capitol complex to designate a security liaison, by Committee on Veterans, Military and Homeland Security.

HB 2906, An act concerning family and medical leave insurance; establishing task force, by Committee on Health and Human Services.

HB 2907, An act concerning prescription drugs; relating to epilepsy and seizures, by Committee on Health and Human Services.

HB 2908, An act concerning farm wineries; relating to permit requirements; amending K.S.A. 2007 Supp. 41-308a, 41-311 and 41-2645 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

HB 2909, An act concerning recreation commissions; amending K.S.A. 2007 Supp. 12-1922a and repealing the existing section; also repealing K.S.A. 2007 Supp. 12-1922b, by Education Budget Committee.

HB 2910, An act concerning crimes, punishment and criminal procedure; relating to domestic violence; amending K.S.A. 20-369, 21-3110, 21-3412, 21-4603d, 21-4704, 22-3210 and 60-3107 and K.S.A. 2007 Supp. 12-4104, 72-1397, 72-5445 and 74-5602 and repealing the existing sec-

tions; also repealing K.S.A. 21-3110b, 21-3412a and 21-4704b, by Committee on Judiciary.

HB 2911, An act concerning school districts; relating to wellness programs, by Committee on Education.

HB 2912, An act concerning workers compensation; relating to benefits; amending K.S.A. 44-510c, 44-510d, 44-510e and 44-510f and K.S.A. 2007 Supp. 44-501 and repealing the existing sections, by Committee on Commerce and Labor.

HB 2913, An act concerning service members; relating to civil relief; enacting the Kansas military service relief act, by Committee on Commerce and Labor.

HB 2914, An act concerning pharmaceutical manufacturing companies; relating to disclosure of gifts, payments and other economic benefits; amending K.S.A. 46-253, 46-254, 46-289, 46-290, 46-291 and 46-292 and K.S.A. 2007 Supp. 46-288 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2915, An act concerning campaign finance; relating to electioneering communications, by Committee on Federal and State Affairs.

HB 2916, An act relating to salaries, compensation and certain expense allowances for state officers and employees; making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012, and June 30, 2013; amending K.S.A. 40-102, 46-137a and 46-137b and K.S.A. 2007 Supp. 75-3101, 75-3103, 75-3104, 75-3108, 75-3110 and 75-3111a and repealing the existing section; also repealing K.S.A. 75-5541, by Committee on Appropriations.

HB 2917, An act concerning cities; relating to annexation of territory; amending K.S.A. 2007 Supp. 12-520 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2918, An act concerning taxation; relating to homestead property tax refunds; certain social security payments; amending K.S.A. 2007 Supp. 79-4502 and repealing the existing section, by Committee on Taxation.

HB 2919, An act relating to citizens' utility ratepayers board; concerning negotiation for contracts for professional services by a negotiating committee, by Committee on Appropriations.

HB 2920, An act relating to healthy marriages and strong families grant program, by Committee on Appropriations.

House Resolutions

HR 6013, A resolution condemning harmful gangsta rap lyrics which have a detrimental effect on families and communities, and a demoralizing message against women and minorities.

Senate Bills

SB 623, An act concerning school districts; relating to school finance; amending K.S.A. 2007 Supp. 72-6455 and repealing the existing section, by Committee on Education.

SB 624, An act concerning viatical settlements; amending K.S.A. 2007 Supp. 40-5001, 40-5002, 40-5003, 40-5006, 40-5008 and 40-5010 and repealing the existing sections; also repealing K.S.A. 2007 Supp. 40-5007 and 40-5009, by Committee on Financial Institutions and Insurance.

SB 625, An act concerning sales taxation; relating to exemptions; capitol restoration; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Ways and Means.

SB 626, An act concerning the Kansas commission on veterans affairs; establishing the veterans enhanced service delivery program within the veterans claims assistance program; prescribing guidelines and limitations; powers, duties and functions for veteran services; providing for annual reporting to and study and review by the legislative budget committee; amending K.S.A. 2007 Supp. 73-1236 and repealing the existing section, by Committee on Ways and Means.

SB 627, An act concerning school districts; relating to school finance; relating to supplemental general state aid; amending K.S.A. 72-6434 and repealing the existing section, by Committee on Federal and State Affairs.

SB 628, An act concerning school districts; relating to school finance; amending K.S.A. 2007 Supp. 72-6407 and repealing the existing section, by Committee on Federal and State Affairs.

SB 629, An act concerning insurance; relating to coverage for patient care services in a cancer clinical trial; amending K.S.A. 2007 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 630, An act concerning the environment; relating to conservation and electric generation, transmission, energy efficiency and air emissions; amending K.S.A. 65-3008b, 65-3012 and 66-104d and K.S.A. 2007

Supp. 65-3005, 65-3008a and 66-1,184 and repealing the existing sections, by Committee on Utilities.

SB 631, An act concerning sales taxation; relating to exemptions; Kansas CASA association, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

SB 632, An act concerning sales taxation; relating to exemptions; St. Francis community services, inc. and subsidiaries; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

SB 633, An act concerning sales taxation; relating to exemptions; Franklin county agricultural society, Paola senior center, Anderson county fair association, Linn county fair association, Miami county fair association and Douglas county senior services, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

SB 634, An act concerning economic development; relating to qualified goods manufacturers; providing certain income tax credits, by Committee on Commerce.

SB 635, An act concerning sales taxation; relating to exemptions; east central Kansas economic opportunity corporation; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

SB 636, An act concerning income taxation; relating to certain property depreciation deductions; amending K.S.A. 2007 Supp. 79-32,117 and 79-32,138 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 637, An act concerning the Kansas uninsurable health insurance plan act; increasing the lifetime maximum benefit; amending K.S.A. 2007 Supp. 40-2124 and repealing the existing section, by Committee on Ways and Means.

SB 638, An act authorizing the state board of regents to convey certain real estate, by Committee on Ways and Means.

SB 639, An act concerning public records; relating to certain records not required to be open; amending K.S.A. 2007 Supp. 45-221 and repealing the existing section, by Committee on Federal and State Affairs.

SB 640, An act relating to crimes, criminal procedure and punishments; concerning drug crimes; recodification of certain statutes; amending K.S.A. 12-4419, 12-4509, 21-3436, 21-3608a, 21-3718, 21-3826, 21-4203, 21-4204, 21-4226, 21-4502, 21-4603d, 21-4704, 21-4705, 21-4708, 21-4713, 21-4714, 21-4717, 21-4729, 22-2909, 22-3901, 22-4902, 36-601, 36-604, 65-4102 and 65-4127c and K.S.A. 2007 Supp. 8-1567, 12-4104, 60-4104, 72-89c01 and 75-52,144 and repealing the existing sections; also repealing K.S.A. 21-3445, 21-4214, 21-4215, 65-4105a, 65-4141, 65-4142, 65-4155, 65-4158, 65-4162, 65-4163, 65-4164 and 65-4165 and K.S.A. 2007 Supp. 8-1567b, 21-4704b, 65-4150, 65-4151, 65-4152, 65-4153, 65-4159, 65-4159a, 65-4160, 65-4161 and 65-4166, by Committee on Federal and State Affairs.

SB 641, An act concerning the secretary of commerce; creating an outfitter license; prescribing requirements therefor; amending K.S.A. 21-4619 and repealing the existing section, by Committee on Ways and Means.

SB 642, An act concerning the procurement of design and construction services for unified school district improvements contracts; enacting the Kansas unified school district alternative project delivery building construction procurement act, by Committee on Ways and Means.

SB 643, An act concerning food service establishments; relating to licensing fees; amending K.S.A. 2007 Supp. 36-503 and repealing the existing section, by Committee on Ways and Means.

SB 644, An act concerning protection of certain personal information; restricting disclosure or use of certain acts and providing penalties and remedies for violations; amending K.S.A. 2007 Supp. 50-702 and 50-723 and repealing the existing sections, by Committee on Ways and Means.

SB 645, An act concerning insurance; pertaining to insurance contracts with health care providers; prohibiting certain types of provisions; amending K.S.A. 40-4607 and repealing the existing section, by Committee on Federal and State Affairs.

Senate Concurrent Resolutions

SCR 1618, A concurrent resolution memorializing Congress to allow states greater flexibility in the use of federal health care funding.

SCR 1619, A proposition to amend section 5 of article 3 of the constitution of the state of Kansas, relating to the selection of justices of the supreme court.

Doc. No. 035439

State of Kansas

University of Kansas

Notice to Bidders

Sealed bids for the items listed below will be received by E&I Cooperative Service, Inc. Proposals for listed items will be received at the time and date indicated in the bid documents and then will be publicly opened. Interested bidders may call Bob Solak, (631) 630-8283, or go to www.eandi.org for additional information:

March 13, 2008

RFQ—E&I 682945

Express Package & Delivery Related Service

Barry Swanson
Associate Comptroller/
Director of Purchasing Services

Doc. No. 034543

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 listing of all transactions for which KU Purchasing Services, or one of the consortia commonly utilized by KU, are seeking competitive bids. Paper postings of KU Purchasing Services bid transactions may be viewed at the Purchasing Services office located at 1246 W. Campus Road, Room 7, Lawrence, 66045, or persons may contact Purchasing Services at (785) 864-3790, by fax at (785) 864-3454 or by e-mail at purchasing@ku.edu to request a copy of a current bid.

Barry K. Swanson
Associate Comptroller/
Director of Purchasing Services

Doc. No. 035440

State of Kansas

Board of Education

Notice of Hearing on Proposed
Administrative Regulations

The State Board of Education will conduct a public hearing at 1:30 p.m. Tuesday, May 13, in the board room of the State Education Building, 120 S.E. 10th Ave., Topeka, to consider proposed amendments to teacher licensure regulations K.A.R. 91-1-200, 91-1-201, 91-1-203, 91-1-204, 91-1-205, 91-1-207, 91-1-209, 91-1-210, 91-1-220, 91-1-221, 91-19-1 and 91-19-6. A summary of the proposed regulations and their economic impact follows:

K.A.R. 91-1-200. This regulation provides definition of terms. This regulation is being amended to add definitions for two new proposed licenses. In addition, the name "conditional" license is changed to "initial" license. This change appears throughout the entire set of regulations.

No economic impact is anticipated for the State Board of Education, school districts, other governmental entities, private businesses or individuals.

K.A.R. 91-1-201. This regulation establishes the types of licenses issued by the state board, including the grade levels and term of validity of each license.

This regulation is being amended to include two new licenses: an interim alternative license and a transitional license. Also, the validity period of an emergency substitute license is increased from one school year to two consecutive school years. The validity of a restricted teaching license is changed from the current school year to allow renewal for two additional consecutive school years if an appropriate progress report is submitted.

No economic impact is anticipated for the State Board of Education, school districts, governmental agencies or private businesses. Applicants for renewal of an emergency substitute license will save an annual licensure application fee by renewing every two years instead of every year.

K.A.R. 91-1-203. This regulation establishes the requirements for each type of license issued by the state board. This regulation is being amended to establish the requirements for a new transitional teaching license. The license is for educators new to Kansas who do not meet recency requirements and/or Kansas educators with expired licenses. The transitional teaching license provides immediate access to full-time teaching during the transitional period.

No economic impact is anticipated for the State Board of Education, other governmental agencies, private businesses, individuals or school districts. However, these amendments are intended to increase the supply of qualified teachers available for employment in Kansas schools by providing immediate access to practice to teachers who have been out of practice in recent years. Individuals who qualify for this license avoid the expense of obtaining licensure through another means, such as college courses.

K.A.R. 91-1-204. This regulation establishes the requirements for out-of-state applicants. It is being amended to add requirements for a new interim alternative license.

The requirements for a new interim alternative license are established to acknowledge those educators who have earned their out-of-state license through completion of an alternative teacher education program. Amendments also provide enhanced access to an out-of-state applicant to come in at the professional license level based on experience.

No economic impact is anticipated for the State Board of Education, other governmental agencies, school districts, private businesses or individuals. However, these amendments are intended to increase the supply of qualified teachers available for employment in Kansas schools by enhancing immediate access to practice for out-of-state applicants. Individuals who qualify for this license avoid the expense of obtaining licensure through another means, such as college courses.

K.A.R. 91-1-205. This regulation establishes renewal requirements for all types of licenses. The option of renewing a professional license on the basis of three years

of accredited experience for educators with graduate degrees is reinstated. This option is limited to two renewal periods. Persons participating in an educational retirement system may renew a professional license with half of the professional development points established for renewal. Educators teaching out-of-state may reinstate their expired Kansas license based on a minimum of three years of recent, out-of-state accredited experience.

No economic impact is anticipated for the State Board of Education, other governmental agencies, private businesses or school districts. These changes will allow currently-licensed educators with graduate degrees to renew on the basis of accredited experience only, potentially saving them the per credit hour cost of up to six semester credit hours of coursework. In addition, retired educators who choose to return to teaching will save 50 percent of the cost of renewal requirements with the amendment allowing reduction in the amount of professional development required for renewal.

K.A.R. 91-1-207. This regulation provides for renewal of certificates issued prior to July 1, 2003. The restriction on the advanced degree plus experience renewal option for persons earning the advanced degree after July 1, 2003, was removed. This amendment was required in order to reinstate this renewal option for any educator with an advanced degree as described under K.A.R. 91-1-205.

No economic impact is anticipated for the State Board of Education, school districts, other governmental entities, private businesses or individuals.

K.A.R. 91-1-209. This regulation provides requirements for adding additional endorsements to a teaching license. Two new sections are being added to this regulation. The first provides for teachers holding out-of-state licenses with an endorsement earned by completion of coursework specified by the other state to add that endorsement to their Kansas license with verification and successful completion of the appropriate content assessment. The second section provides for teachers holding a valid license to add additional teaching endorsements by successfully completing the content assessment for the new endorsement area. Teaching endorsements for early childhood, early childhood unified, K-6 generalist and special education are not included in this proposal.

No economic impact is anticipated for the State Board of Education, school districts, other governmental agencies or private businesses.

These changes allow currently-licensed teachers to add additional endorsements by completing content assessments. The fee for an assessment ranges from \$110 to \$120, but the reduced cost of eliminating credit hour requirements (depending upon the institution of enrollment) will range from about \$1,350 to \$4,500.

K.A.R. 91-1-210. This regulation provides for a license extension based upon military service. An editing change is being made to correct the wording from "school service" to "school specialist."

No economic impact is anticipated for the State Board of Education, school districts, other governmental entities, private businesses or individuals.

K.A.R. 91-1-220. This regulation sets forth the requirements for issuance of a restricted technical education certificate. This regulation is being amended to add a tran-

sitional technical certificate for persons with expired technical certificates.

No economic impact is anticipated for the State Board of Education, school districts, other governmental entities, private businesses or individuals.

K.A.R. 91-1-221. This regulation sets forth the requirements for issuance of a technical education special needs certificate. This regulation is being amended to add a transitional technical certificate for persons with expired technical special needs certificates.

No economic impact is anticipated for the State Board of Education, school districts, other governmental entities, private businesses or individuals.

K.A.R. 91-19-1. This regulation deals with student teaching. It provides the definition of student teacher, co-operating teacher education institution and approved education agency. Editorial changes are proposed simply to alphabetize the definitions.

No economic impact is anticipated for the State Board of Education, school districts, other governmental entities, private businesses or individuals.

K.A.R. 91-19-6. This regulation deals with student teacher contracts, liabilities and responsibilities. An amendment would remove the prohibition on compensation being paid to student teachers.

No economic impact is anticipated for the State Board of Education, governmental agencies or private businesses.

School districts would have the option of compensating persons performing as student teachers under terms provided by this regulation. Districts that chose to compensate student teachers would incur expenses. Individuals engaged in student teaching would be allowed to receive compensation for their services.

A copy of each of the proposed regulations and its economic impact statement may be obtained by contacting the secretary of the State Board of Education at the address above prior to the date of the hearing or by e-mail to pplamann@ksde.org. The regulations also may be accessed online at conferences.ksde.org/regulatorycomments.

All interested persons will be given a reasonable opportunity at the hearing to present their views or arguments, either orally or in writing, in regard to the proposed regulations. In addition, the period of public notice hereby provided constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. Such written comments may be submitted by mail to the secretary of the State Board of Education at the address above or by e-mail to pplamann@ksde.org. The hearing shall be conducted in compliance with the public hearing procedures of the State Board of Education.

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 Karen Watney at (785) 296-3906 or (TDD) (785) 296-8172, or by e-mail to kwatney@ksde.org

Alexa Posny
Commissioner of Education

Doc. No. 034545

State of Kansas

Department of Transportation

Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below. A response may be submitted by e-mail to neil@ksdot.org or eight signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754. Responses shall be limited to four pages and must be received by noon March 13 for the consulting engineering firm to be considered.

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

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

435-46 KA-1002-01**Johnson County**

Provide a corridor study along I-435 from Quivira Road west and north to 95th Street, along I-35 from 119th Street north to 95th Street, and along K-10 from Ridgeview Road east to I-435. The study will evaluate past studies, adjacent projects, project area issues and regional development and will develop long-term highway concepts that include coordination with the railroad and public transit. A logical project phasing plan will be developed to complete the long-term solution as well as identifying interim solutions to help relieve traffic congestion. Public involvement and regional traffic studies will be required for his project. An environmental assessment will be required; however, the environmental documentation will not be part of this study. The study is to be completed by January 1, 2011.

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. 035419

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Eisenhower State Office Building, fourth floor west wing, 700 S.W. Harrison, Topeka, until 1 p.m. March 19 and then publicly opened:

District One — Northeast

Douglas—23 U-2125-01 — 19th Street from Ohio Street to Alabama Street in Lawrence, grading, surfacing and traffic signals. (Federal Funds)

Johnson—35-46 — K-9903-01 — I-35 from Antioch Road north to the Johnson-Wyandotte county line, 1.7 miles, overlay. (State Funds)

Johnson—69-46 KA-0865-01 — Four U.S. 69 bridges north of the Johnson-Miami county line, bridge repair. (State Funds)

Leavenworth-Wyandotte—5-106 KA-1214-01 — K-5/U.S. 73 junction then south 7.6 miles to the Leavenworth-Wyandotte county line; K-5 from the Leavenworth-Wyandotte county line then 1.8 miles south, 9.4 miles, crack repair. (State Funds)

Riley—81 U-2103-01 — Claflin and Sunset in Manhattan, intersection improvement. (Federal Funds)

Shawnee—89 KA-0792-01 — Kansas River boat ramp access road, 0.6 mile, grading and surfacing. (State Funds)

Wyandotte—105 C-3864-01 — Woodend Road over Wolf Creek in Bonner Springs, 1 mile, grading, bridge and surfacing. (Federal Funds)

Wyandotte—70-105 KA-1213-01 — I-70 and 18th Street then west 0.7 mile, overlay. (State Funds)

Wyandotte—435-105 KA-1217-01 — I-435 from 98th Street north to the Leavenworth Road Interchange, 4 miles, overlay. (State Funds)

Wyandotte—35-105 KA-1220-01 — I-35 from Lamar Avenue to Southwest Boulevard, including ramps, 1.8 miles, pavement patching, surfacing, pavement markings. (State Funds)

District Two — Northcentral

Geary—70-31 K-8255-02 — Intersection improvement including roundabout at the I-70 Exit 298/Chestnut Street/East Street, intersection improvement. (State Funds)

Geary—31 U-1946-01 — East Chestnut Street east of U.S. 40B at Junction City, 0.4 mile, grading and surfacing. (Federal Funds)

Washington—101 C-4094-01 — County road 0.2 mile north and 1.3 miles east of Morrowville, 0.2 mile, grading and bridge. (Federal Funds)

Mitchell—62 C-4188-01 — County road 6 miles east of Hunter, then east 7 miles, surfacing. (Federal Funds)

Ellsworth—27 C-4229-01 — County road 4.1 miles east of Kanopolis, 0.2 mile, grading and bridge. (Federal Funds)

District Three — Northwest

Gove—23-32 KA-0884-01 — K-23 bridge at the junction of I-70, bridge repair. (State Funds)

Logan—83-55 KA-0885-01 — U.S. 83 bridge, 8.1 miles south of U.S. 40, bridge repair. (State Funds)

Russell—281-84 KA-1206-01 — U.S. 281 from the Barton-Russell county line north to the south city limits of Russell, 11.7 miles, seal. (State Funds)

Sheridan—23-90 KA-0146-01 - K-23 from Utah Avenue north to Queen Avenue in Hoxie, 0.3 mile, grading and surfacing. (State Funds)

Thomas—70-97 KA-0886-01 — I-70 bridge east of the Thomas-Sheridan county line, bridge repair. (State Funds)

Trego—98 C-4309-01 — County road 5.7 miles north and 9 miles east of WaKeeney, 0.2 mile, grading and bridge. (Federal Funds)

Trego—147-98 KA-1205-01 — K-147 from the Ness-Trego county line north, 22 miles, seal. (State Funds)

District Four — Southeast

Franklin—35-30 KA-0896-01 — I-35 bridge, 8.3 miles east of the Franklin-Osage county line, bridge repair. (State Funds)

District Five — Southcentral

Barber—4 KA-0485-01 — County Road 1346 from U.S. 160 north 5.3 miles, grading and surfacing. (Federal Funds)

Barton—156-5 KA-1221-01 — K-156 from the U.S. 56 junction to the Barton-Ellsworth county line, 17.3 miles, seal. (State Funds)

Barber-Pratt-Kingman—106 X-2665-01 — Kansas and Oklahoma Rail Line in Pratt, Kingman and Barber counties, signing. (State Funds)

Harper—2-39 KA-1218-01 — K-2 from the north city limits of Anthony to the junction of K-14, 8.3 miles, crack seal. (State Funds)

Sedgwick—87 N-0368-01 — 71st Street south from U.S. 81 to the Kansas Turnpike Authority ramp at Haysville, 0.4 mile, grading and surfacing. (Federal Funds)

Sumner—49-96 KA-1219-01 — K-49 from the north city limits of Caldwell to the U.S. 160 Junction, 16.7 miles, crack repair. (State Funds)

District Six — Southwest

Gray—35 KA-1210-01 — U.S. 50 from the Finney-Gray county line east to west city limits of Cimarron; K-23 from the junction of U.S. 56 north to the south city limits of Cimarron, 30.1 miles, crack repair. (State Funds)

Lane—96-51 KA-1208-01 — K-96 from the Scott-Lane county line east to the west city limits of Dighton, 11.4 miles, seal. (State Funds)

Morton—51-65 KA-1207-01 — K-51 from the Colorado-Kansas state line east to the west K-27/K-51 junction, 7.9 miles, seal. (State Funds)

Scott—96-86 KA-1209-01 — K-96 from the east city limits of Scott City east to the Scott/Lane county line, 11.5 miles, crack repair. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against

anyone because of race, age, religion, color, sex, handicap or national origin in the award of contracts.

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

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

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

Deb Miller
Secretary of Transportation

Doc. No. 035456

State of Kansas

Department of Health and Environment

Notice of Hearing

A public hearing will be conducted at 2 p.m. Monday, March 31, in the Azure Conference Room, fourth floor, Curtis State Office Building, 1000 S.W. Jackson, Topeka, to discuss a proposed amendment to the Kansas Public Water Supply Loan Fund (KPWSLF) Intended Use Plan (IUP) for the 2008 program year. The amendment will add at least seven projects to the Project Priority List, adjust the 2008 Capitalization Grant amounts to reflect the actual funds available, and discuss the implementation of cross collateralization between the Kansas Public Water Supply Loan Fund and the Kansas Pollution Control Revolving Loan Fund. Copies of the proposed 2008 IUP Amendment #1 and/or the new Project Priority List can be obtained by calling Linda White at (785) 296-5514 or fax (785) 296-5509.

Any individual with a disability may request accommodation to participate in the public hearing. Requests for accommodation should be made at least five working days before the hearing by contacting Linda White.

Comments can be presented at the hearing or in writing prior to the hearing. Written comments should be addressed to Linda White, KDHE, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 035444

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 Clifton compressor station located at Section 07, T06S, R02E, Clay 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 North Central District Office, 2501 N. Market Place, Suite D, Salina. 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 Jennifer Nichols, (785) 827-9639, at the KDHE North Central 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 March 31.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Christy Thurman, Bureau of Air and Radiation, not later than the close of business March 31 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. 035450

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:

03/07/2008	11128	Elevator Modernization and Upgrade
03/07/2008	11129	Elevator Modernization and Upgrade
03/11/2008	11093	Bottle Gases
03/11/2008	11098	Office-Type Furniture
03/11/2008	11131	Chemistry Analyzer
03/13/2008	11130	Agricultural Services
03/13/2008	11138	Furnish and Install Temperature Control System
03/13/2008	11141	Bituminous Plant Mixture
03/14/2008	11120	Aircraft Engine Overhaul
03/14/2008	11133	Agricultural Services
03/14/2008	11140	Bituminous Plant Mixture, Commercial Grade
03/17/2008	11144	Investment Performance Analysis Services
03/18/2008	11076	Clothing, Marching Band Uniforms
03/18/2008	11126	American Power Conversion Corporation Catalog Contract
03/26/2008	11073	Auctioneering Services, eBay
04/02/2008	11027	Financial Management System Software and Associated Integration Services

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

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

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

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

Contractors wishing to bid on the projects listed below must be prequalified. Information regarding prequalification, projects and bid documents can be obtained by calling (785) 296-8899 or by visiting www.da.ks.gov/fp/.

03/20/2008	A-010585	Renovation—Nickell Memorial Armory, Adjutant General's Department, Topeka
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Chris Howe
Director of Purchases

Doc. No. 035455

(Published in the Kansas Register February 28, 2008.)

Heartland Works, Inc.

Request for Proposals

Heartland Works, Inc. is accepting proposals for the purchase, installation and maintenance of a Web-based software system that will serve as a soft skills assessment matching tool. Heartland Works is seeking an accurate, comprehensive assessment that identifies an individual's strengths and skills in core areas such as cognition, career interests and behavior. Such a system also will help to increase the opportunity for a successful match to a work environment that is supportive and responsive to a job seeker's needs while meeting the specific needs of a business.

To receive a request for proposal, including all specifications, contact the Heartland Works office at 610 S.W. 10th Ave., Suite 210, Topeka, 66612-1616, (785) 234-0500. Proposals must be received not later than 1 p.m. Wednesday, April 2. Heartland Works, Inc. welcomes all interested companies to submit a proposal.

Nancy Leonard
Executive Assistant

Doc. No. 035459

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-08-048
Application(s) for New or Expansion of
Existing Swine Facilities**

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Steve Luthi, Luthi Farms 1178 Navajo Road Clay Center, KS 67432	Steve Luthi 1178 Navajo Road Clay Center, KS 67432

Legal Description

NW/4 of Section 08 &
NE/4 of Section 07,
T09S, R03E, Clay County
Kansas Permit No. A-LRCY-S017

Receiving Water

Lower Republican River Basin

This is an application for a permit for new construction at an existing swine facility for 1,860 head (744 animal units) of swine more than 55 pounds, 900 head (90 animal units) of swine 55 pounds or less, 60 head (60 animal units) of cattle more than 700 pounds and 60 head (30 animal units) of cattle less than 700 pounds. A new or modified permit will not be issued without additional public notice.

Public Notice No. KS-AG-08-049/055

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Richard and Eric Conrad 30 C 661 Ave. Gaylord, KS 67638 Kansas Permit No. A-SOQB-B013	NW/4 of Section 08, T06S, R13W, Osborne County	Solomon River Basin

This is a new permit for an existing facility for 999 head (999 animal units) of beef cattle weighing more than 700 pounds. The facility will construct additional pens, two sedimentation basins, a vegetative wastewater treatment strip, a wastewater retention structure and freshwater diversion berms.

Name and Address of Applicant	Legal Description	Receiving Water
Dan and Marlene Rempe 595 K Road Corning, KS 66417 Kansas Permit No. A-KSNM-S034	NE/4 of Section 10, T05S, R12E, Nemaha County	Kansas River Basin

This is a new permit for a new facility for 2,400 head (960 animal units) of swine weighing more than 55 pounds. A new enclosed swine building for 2,400 head of swine weighing more than 55 pounds, with concrete manure storage below the floor, will be constructed.

Name and Address of Applicant	Legal Description	Receiving Water
Promax Inc. Dwight Busenitz 6698 N.W. Indianola Road Whitewater, KS 67154 Kansas Permit No. A-WABU-S009	NW/4 of Section 35, T24S, R03E, Butler County	Walnut River Basin

This is an expansion permit for an existing facility for 1,420 head (568 animal units) of swine weighing more than 55 pounds and 900 head (90 animal units) of swine weighing 55 pounds or less, for a total of 2,320 head (658 animal units). The facility consists of six enclosed buildings and three lagoons. The facility is proposing to remove one of the enclosed buildings and construct a new enclosed building. Also being proposed is to increase the facility capacity by 140 sows bringing the total facility capacity from 602 animal units to 658 animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Ingalls Feed Yard 10505 U.S. Hwy. 50 Ingalls, KS 67853	S/2 of Section 23 & NW/4 of Section 26 & All of Section 27, T25S, R29W, Gray County	Upper Arkansas River Basin

Kansas Permit No. A-UAGY-C006 Federal Permit No. KS0115274
This is a reissuance of a permit for an existing facility for 40,000 head (40,000 animal units) of cattle weighing greater than 700 pounds.

Name and Address of Applicant	Legal Description	Receiving Water
Quaney Farms Inc. J. Martin Quaney 7087 W. 125th Burlingame, KS 66413 Kansas Permit No. A-MCOS-B005	NW/4 of Section 06, T15S, R14E, Osage County	Marais des Cygnes River Basin

This permit is being reissued to an existing facility for a maximum capacity of 140 head (140 animal units) of cattle more than 700 pounds

(continued)

and 300 head (150 animal units) of cattle less than 700 pounds, for a total of 290 animal units. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Trail Ridge Farms James Badger 2305 E. 149th Carbondale, KS 66414	NE/4 of Section 33 & SE/4 of Section 27, T14S, R16E, Osage County	Kansas River Basin

Kansas Permit No. A-KSOS-S001

This permit is being reissued to an existing swine facility for a maximum capacity of 191 head (76.4 animal units) of swine more than 55 pounds and 110 head (11 animal units) of swine 55 pounds or less, for a total of 87.4 animal units. The facility has downsized since the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
DELE Dairy Douglas Enneking 2808 N Road Bern, KS 66408	W/2 of Section 17, T01S, R13E, Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-M006

This permit is being reissued to an existing facility for a maximum capacity of 86 head (120.4 animal units) of dairy cows (lactating and dry), 45 head (45 animal units) of dairy cattle more than 700 pounds, and 60 head (30 animal units) of dairy cattle less than 700 pounds, for a total of 195.4 animal units. This permit is an increase in animal unit capacity because calves; heifers and dry cows were not counted on the previous permit.

Public Notice No. KS-08-036/042

Name and Address of Applicant	Receiving Stream	Type of Discharge
Basehor, City of P.O. Box 406 Basehor, KS 66007-0406	Stranger Creek via Hog Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS04-0007 Federal Permit No. KS0094382

Legal Description: W¹/₂, SW¹/₄, SE¹/₄, S34. T10S, R22E, Leavenworth County

Facility Description: The proposed action is to modify an existing permit for an existing wastewater treatment facility. The proposed facility will consist of an activated sludge system with biological nutrient removal, final clarification, UV disinfection, aerated sludge holding tank and a belt filter press for sludge dewatering. The proposed modifications will increase the design flow from 0.569 MGD to 1.12 MGD. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, fecal coliform/E. coli, dissolved oxygen and pH. Monitoring for total phosphorus, nitrate, nitrite, total Kjeldahl nitrogen, total nitrogen, total removable copper and effluent flow also will be required. An antidegradation review has been approved by KDHE for an expansion of this facility. 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
Gary Servaes Enterprises 4756 - 254th Road Atchison, KS 66002	Walnut Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-MO01-PO13 Federal Permit No. KS0098973

Legal: NE¹/₄, S30, T6S, R21E, Atchison County

Facility Name: Atchison Quarry

Facility Description: The proposed action is to issue a new permit for the discharge of wastewater from an existing quarry operation. This facility is a limestone quarrying and crushing operation with no washing. Outfall 001 consists of pit dewatering and stormwater runoff. The proposed permit includes 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. An antidegradation review has been developed and approved by KDHE. 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
Hartford, City of P.O. Box 176 Hartford, KS 66854	Neosho River via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE33-0001 Federal Permit No. KS0025682

Legal Description: W¹/₂, NE¹/₄, NE¹/₄ and E¹/₂, NW¹/₄, NE¹/₄, S22, T20S, R13E, Lyon County

Facility Description: The proposed action is to reissue an existing permit for discharge from an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids. Monitoring for ammonia, fecal coliform/ E. coli and pH also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Johnson County Unified Wastewater Districts 11811 S. Sunset Drive Suite 2500 Olathe, KS 66061-7061	Blue River via Wolf Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-MO14-0003 Federal Permit No. KS0082970

Legal Description: E¹/₂, SE¹/₄, SW¹/₄, S33, T14S, R24E, Johnson County

Facility Name: Timber Wolf Estates - Blue River S.S.D. #4, L.S.D. #1

Facility Description: The proposed action is to reissue an existing permit for discharge from an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids. Monitoring for ammonia, fecal coliform/ E. coli and pH also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
McCune, City of P.O. Box 87 McCune, KS 66753	Lightning Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE47-0001 Federal Permit No. KS0021393

Legal Description: SW¹/₄, NW¹/₄, SW¹/₄, S9, T31S, R22E, Crawford County

Facility Description: The proposed action is to reissue an existing permit for discharge from an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids. Monitoring for ammonia, fecal coliform/ E. coli and pH also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
New Strawn, City of P.O. Box 22 New Strawn, KS 66839	Neosho River via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE51-0001 Federal Permit No. KS0117030

Legal Description: NE¹/₄, NW¹/₄, NE¹/₄, S3, T21S, R15E, Coffey County

Facility Description: The proposed action is to reissue an existing permit for discharge from an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids. Monitoring for ammonia, fecal coliform/ E. coli and pH also will be required. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-

16-28(b-f), and Federal Surface Water Criteria, and are technology based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Wetmore, City of P.O. Box 248 Wetmore, KS 66550	Spring Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-KS78-OO02 Federal Permit No. KS0099431
Legal Descripton: SE¼, S12, T5S, R14E, Nemaha County

Facility Description: The proposed action is to issue a new permit for discharge from a new wastewater treatment facility. The proposed facility consists of a three-cell wastewater stabilization lagoon system that will replace the existing mechanical wastewater treatment for the city when completed. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia and pH. An antidegradation permit has been approved by KDHE for the facility. 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 March 29 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-08-048/055, KS-08-036/042) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

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

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 035448

State of Kansas

Department of Health
and Environment

Notice of Hearing

The Kansas Department of Health and Environment will conduct a public hearing to solicit comments from interested persons on the state plans for the Maternal and Child Health Services Block Grant and the Preventive Health and Health Services Block Grant. The hearing will be in the House Appropriations Committee of the Kansas Legislature at 9 a.m. Monday, March 17, in Room 514-S, State Capitol, 300 S.W. 10th Ave., Topeka.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 035437

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 12-1675(b)(c)(d), 75-4201(l) and 75-4209(a)(1)(B).

Effective 2-25-08 through 3-2-08

Term	Rate
1-89 days	2.98%
3 months	2.07%
6 months	2.07%
1 year	1.89%
18 months	1.89%
2 years	1.98%

Daniel J. Nackley
Director of Investments

Doc. No. 035438

State of Kansas

Kansas Housing Resources Corporation

Notice of Annual Performance Report on the
Kansas Consolidated Plan

The Kansas Housing Resources Corporation will publish a preliminary draft of the Annual Performance Report on the Kansas Consolidated Plan for community and housing development for program year 2007. The Annual Performance Report on the 2007 Kansas Consolidated Plan will be available for public review and comment March 7-21. The Annual Performance Report will be available online at www.kshousingcorp.org beginning March 7. Limited hard copies of the Annual Performance Report are available through the Kansas Housing Resources Corporation, 611 S. Kansas Ave., Suite 300, Topeka, 66603, (785) 296-5865, fax (785) 296-8985, or e-mail at info@kshousingcorp.org.

Gary Allsup
Acting Executive Director

Doc. No. 035451

State of Kansas

State Fair Board

Notice of Meeting

The Kansas State Fair Board will meet at 1 p.m. Sunday, March 2, in Hutchinson. For more information, contact Denny Stoecklein at (620) 669-3600.

John C. Bottenberg
President

Doc. No. 035436

State of Kansas

Governmental Ethics Commission

Opinion No. 2008-04

Written February 20, 2008, to Senator Tim Huelskamp, Chairman of the Senate Elections and Local Government Committee, Topeka.

This opinion is in response to your letter dated February 11, 2008, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the state level conflict of interest laws, K.S.A. 46-215 *et seq.* We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement:

You are asking for this opinion in your capacity as Chairman of the Senate Elections and Local Government Committee. You state that legislators periodically receive scholarships or stipends to attend meetings of groups such as the National Conference on State Legislatures, the American Legislative Exchange Council, and other non-partisan groups. These scholarships often cover travel expenses and/or registration costs. Your question is whether legislators who receive scholarships are required to report those scholarships on their Statement of Substantial Interests Form.

Question:

Are legislators who receive scholarships required to report those scholarships on their Statement of Substantial Interests Form?

Opinion:

K.S.A. 46-229 defines "substantial interest" in pertinent part as follows:

(c) If an individual . . . has received directly or indirectly in the preceding 12 months, gifts or honoraria having an aggregate value of \$500 or more from any person, the individual has a substantial interest in that person. If a gift is received for which the value is unknown, the individual shall be deemed to have a substantial interest in the donor. . . .

"Person" is defined in K.S.A. 46-223 as follows:

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

"Gift" is defined in K.A.R. 19-40-3a as follows:

(b) "Gift" means the transfer of money or *anything of value* unless legal consideration of a reasonably equal or greater value is received in return.

(1) The value of a gift shall be the fair market value or a reasonable estimate thereof. Where a transfer is made for less than reasonable consideration, the amount by which the value of the transfer exceeds the value of the consideration shall be deemed a gift." (Emphasis added.)

A scholarship would be considered a "gift" under the definition above. A group is included in the definition of "person" under the state conflict of interest statutes. Therefore, a legislator who receives a scholarship having a value of \$500 or more has a substantial interest in the group providing the scholarship, and must report the scholarship as a "gift" on their Statement of Substantial Interests Form.

Opinion No. 2008-05

Written February 20, 2008, to Patricia Long, Topeka.

This opinion is in response to your letter dated January 29, 2008, requesting an opinion from the Kansas Governmental Ethics Commission concerning state level conflict of interest laws, K.S.A. 46-215 *et seq.* We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement:

You request this opinion in your capacity as a program administrator for the Division of Children and Family Services of Social and Rehabilitation Services (SRS). You explain that your responsibility includes administration and oversight of the foster care and adoption programs. Services under these child welfare programs are delivered by licensed child placing agencies under contract with SRS. The contracts are the result of negotiated, competitive bids submitted in response to a request for proposals (RFP). The next RFP is being developed, and you are participating in the RFP development process.

You indicate that your brother-in-law has accepted a position with TFI Family Services Inc. (TFI) starting February 11, 2008. TFI was one of five successful bidders during the last procurement process. You state that whether TFI submits a proposal or not, you will not participate in the review of proposals, the selection of bids or the negotiation process for the new contracts resulting from the RFP which is now being developed.

Question:

Do the conflict of interest laws prohibit or limit your participation in the RFP development process?

Opinion:

K.S.A. 2007 Supp. 46-233 places restrictions on a state employee's participation in state contracts. That statute states in pertinent part as follows:

(a)(1) No state officer or employee shall in the capacity as such officer or employee be substantially involved in the preparation of or participate in the making of a contract with any person or business by which such officer or employee is employed or in whose business such of-

(Published in the Kansas Register February 28, 2008.)

ficer or employee or any member of such officer's or employee's *immediate family* has a substantial interest. . . .

(e) When used in this section:

(1) "Substantial interest" shall have the same meaning ascribed thereto by K.S.A. 46-229, and amendments thereto, and any such interest held within the preceding 12 months of the act or event of participating in the preparation of making a contract.

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

In Opinion No. 1998-1, the Commission determined that an employee who assisted in the drafting of an RFP had "provided significant factual or specific information or advice or recommendations in relation to the negotiated terms of the contract." Therefore, by participating in developing the RFP, you are substantially involved in the making of a contract. According to K.S.A. 2007 Supp. 46-233, you are prohibited from such participation in the making of a contract with any business in which a member of your immediate family has a substantial interest.

K.S.A. 46-229 defines "substantial interest" in pertinent part as follows:

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

Thus, your brother-in-law would have a substantial interest in TFI, for purposes of K.S.A. 2007 Supp. 46-233, from the time his taxable income from TFI equals or exceeds \$2,000. If your brother-in-law is considered a member of your "immediate family" under K.S.A. 2007 Supp. 46-233, you would be prohibited from participating in the RFP development from the time that your brother-in-law's interest in TFI becomes a substantial interest.

The term "immediate family" is not defined in K.S.A. 2007 Supp. 46-233 or anywhere in the state level conflict of interest laws. "Family member" is defined in a regulation concerning nepotism under the state level conflict of interest laws, K.A.R. 19-40-4(b)(1). That definition includes "parent, child, or sibling related by marriage as denoted by the suffix of 'in-law'." It is significant that the nepotism law uses the more general term, "family member," while K.S.A. 2007 Supp. 46-233 uses the qualifier "immediate" before "family." We believe that "immediate family" is more limited than "family member." Black's Law Dictionary defines "immediate family" as a "[t]erm general referring to one's parents, wife or husband, children, and brothers and sisters." Black's Law Dictionary 750 (6th ed. 1990). It is our opinion that the term "immediate family" as used in K.S.A. 2007 Supp. 46-233 includes a spouse but does not include persons related by marriage as denoted by the suffix of "in-law."

Therefore, the state conflict of interest laws do not prohibit or limit your participation in the RFP development process which may result in a contract between SRS and your brother-in-law's employer.

Sabrina K. Standifer
Chairwoman

Doc. No. 035452

City of Wellington, Kansas
\$2,300,000*

Electric, Waterworks and Sewage Utility System
Refunding Revenue Bonds, Series 2008

Bids

Subject to the notice of bond sale dated February 19, 2008, written and electronic bids will be received on behalf of the clerk of the city of Wellington, Kansas (the issuer), in the case of written bids at the address set forth below, and in the case of electronic bids, via PARITY, until 2 p.m. March 4, 2008, for the purchase of the above-referenced bonds. No bid of less than 99.25 percent of the principal amount of the Series 2008 Bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The Series 2008 Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Series 2008 Bonds will be dated April 1, 2008, and will become due on May 1 in the years as follows:

Year	Principal Amount
2009	\$555,000
2010	565,000
2011	575,000
2012	605,000

The Series 2008 Bonds will bear interest from the date thereof at rates to be determined when the Series 2008 Bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning May 1, 2008.

Adjustment of Issue Size

The issuer reserves the right to increase or decrease the total principal amount of the Series 2008 Bonds, depending on the purchase price and interest rates bid and the offering prices specified by the successful bidder. The principal amount of any maturity may be adjusted by the issuer in order to properly size the bond issue based on the required size of the bonds to be refunded with proceeds of the Series 2008 Bonds and discount and interest rates bid on the Series 2008 Bonds. The successful bidder may not withdraw its bid or change the interest rates bid as a result of any changes made to the principal amount of the Series 2008 Bonds or principal of any maturity as described herein. If there is an increase or decrease in the final aggregate principal amount of the Series 2008 Bonds or the schedule of principal payments as described above, the issuer will notify the successful bidder by means of telephone or facsimile transmission, subsequently confirmed in writing, not later than 2 p.m. Central Time on the business day immediately following the sale date. The actual purchase price for the Series 2008 Bonds shall be calculated by applying the percentage of par value bid by the successful bidder against the final aggregate principal amount of the Series 2008 Bonds, as adjusted, plus accrued interest from the date of the Series 2008 Bonds to the date of delivery.

(continued)

Book-Entry-Only System

The Series 2008 Bonds will be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Delivery

The issuer will pay for printing the Series 2008 Bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about April 1, 2008, to DTC for the account of the successful bidder.

Approval of Series 2008 Bonds

The Series 2008 Bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the Series 2008 Bonds will be furnished and paid for by the issuer, printed on the Series 2008 Bonds and delivered to the successful bidder when the Series 2008 Bonds are delivered.

Additional Information

Additional information regarding the Series 2008 Bonds may be obtained from the undersigned or from the financial advisor at the addresses set forth below.

Issuer's Address:

Rose Miller, Clerk
317 S. Washington
Wellington, KS 67152
(620) 326-2811
Fax (620) 326-8506
E-mail: rosemiller@cityofwellington.net

Financial Advisor - Facsimile Bid Delivery Address:

Ranson Financial Consultants, L.L.C.
200 W. Douglas, Suite 600
Wichita, KS 67202
Attn: John Haas
(316) 264-3400
Fax (316) 265-5403
E-mail: jhaas@ransonfinancial.com

Dated February 19, 2008.

City of Wellington, Kansas

*Subject to change.

Doc. No. 035460

(Published in the Kansas Register February 28, 2008.)

**Summary Notice of Bond Sale
Unified School District No. 491
Douglas County, Kansas (Eudora)
\$11,250,000**

**General Obligation School Building Bonds
Series 2008-A**

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

Bids

Subject to the notice of bond sale dated February 14, 2008, written and electronic bids will be received on behalf of the clerk of Unified School District No. 491, Douglas County, Kansas (Eudora) (the issuer), in the case of

written bids, at the address set forth below, and in the case of electronic bids, through *PARITY*, until 3 p.m. March 13, 2008, 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 March 1, 2008, and will become due on September 1 in the years as follows:

Year	Principal Amount
2014	\$ 25,000
2015	50,000
2016	100,000
2017	150,000
2018	185,000
2019	225,000
2020	275,000
2021	325,000
2022	375,000
2023	975,000
2024	1,090,000
2025	1,210,000
2026	1,340,000
2027	1,485,000
2028	1,640,000
2029	1,800,000

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, 2009.

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 \$225,000 (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 15, 2008, 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 2007 is \$65,256,823. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$32,925,000.

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 Bid and Good Faith Deposit

Delivery Address:

Eva Deonier, Clerk
Office of the Board of Education
1002 Elm St.
P.O. Box 500
Eudora, KS 66025-0500
(785) 542-4910
Fax (785) 542-4909
E-mail: usd491boe@eudoraschools.org

Financial Advisor - Facsimile Bid and Good Faith

Deposit Delivery Address:

George K. Baum & Company
100 N. Main, Suite 810
Wichita, KS 67202
Attn: Stephen E. Shogren
(316) 264-9351
Fax (316) 264-9370
E-mail: shogren@gkbaum.com

Dated February 14, 2008.

Unified School District No. 491
Douglas County, Kansas (Eudora)

Doc. No. 035449

State of Kansas

Secretary of State

Certification of New State Laws

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

Ron Thornburgh
Secretary of State

(Published in the Kansas Register February 28, 2008.)

SENATE BILL No. 157

AN ACT concerning the department of wildlife and parks; relating to the purchase of liability insurance.

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

Section 1. (a) The department of wildlife and parks shall purchase vessel liability insurance for the protection and benefit of the state, the department and officers, agents and employees of the department responsible for the operation of vessels owned, operated, maintained or controlled by the department, and of persons while riding in or upon such vessels.

(b) As used in this section, the term "vessel" shall include motorized and nonmotorized vessels, and other methods of aquatic transportation used by the department.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 32.—TESTING HUMAN BREATH FOR LAW ENFORCEMENT PURPOSES

28-32-1 and 28-32-2. (Authorized by K.S.A. 65-1,107; implementing L. 1986, Ch. 40, Sec. 7; effective, E-74-11, Dec. 14, 1973; effective, E-76-2, Jan. 1, 1975; effective May 1, 1976; amended, T-87-35, Nov. 19, 1986; amended May 1, 1987; revoked March 14, 2008.)

28-32-4 through 28-32-5. (Authorized by K.S.A. 65-1,107; implementing L. 1986, Ch. 40, Sec. 7; effective, E-74-11, Dec. 14, 1973; effective, E-76-2, Jan. 1, 1975; effective May 1, 1976; amended, T-87-35, Nov. 19, 1986; amended May 1, 1987; revoked March 14, 2008.)

28-32-6 through 28-32-7. (Authorized by K.S.A. 65-1,107; implementing L. 1986, Ch. 40, Sec. 7; effective, T-87-35, Nov. 19, 1986; effective May 1, 1987; revoked March 14, 2008.)

28-32-8. Definitions. The following terms and abbreviations as used in this article shall have the following meanings, unless the context requires otherwise.

(a) "Agency" means any law enforcement agency under whose authority evidential breath alcohol tests are performed.

(b) "Agency custodian" means the employee at a certified agency who is responsible for administering the certified agency's EBAT program.

(c) "Alcohol" means any substance containing any form of alcohol, including ethanol, methanol, propanol, and isopropanol.

(d) "Alcohol concentration" means the number of grams of alcohol per 100 milliliters of blood or per 210 liters of breath.

(e) "Certified agency" means a law enforcement agency that meets the requirements of K.A.R. 28-32-9.

(f) "Certified operator" means an individual who meets the requirements of K.A.R. 28-32-10.

(g) "Department" means the Kansas department of health and environment.

(h) "Device custodian" means the certified operator employed by a certified agency who is responsible for oversight of the certified agency's EBAT device.

(i) "Evidential breath alcohol test" and "EBAT" mean a quantitative chemical test for alcohol performed on a sample or samples of breath of an individual suspected of an offense that subjects the individual to the provisions of K.S.A. 8-1001 through K.S.A. 8-1022 and amendments thereto.

(j) "Evidential breath alcohol test device" and "EBAT device" mean an instrument designed to perform a quantitative chemical test for alcohol on a sample of breath of an individual, which yields test results that are admissible as evidence in a court of law.

(continued)

(k) "Preliminary breath-screening test device" means an instrument designed to perform a qualitative or quantitative chemical test for alcohol on a sample of breath of an individual to determine the presence or absence of alcohol pursuant to K.S.A. 8-1012 and amendments thereto.

(l) "Quality control" means a test of an evidential breath alcohol test device that is administered at the direction of the secretary and that uses a known alcohol standard to evaluate the accuracy of the device.

(m) "Secretary" means the secretary of the Kansas department of health and environment or the secretary's designee. (Authorized by and implementing K.S.A. 2006 Supp. 65-1,107; effective March 14, 2008.)

28-32-9. Agency certification. (a) Application. Each agency head seeking agency certification shall submit an application for agency certification on forms provided by the department.

(b) Certification requirements. Each agency for which certification is sought shall demonstrate to the secretary that all of the following requirements are met:

(1) The agency head shall specify each certified EBAT device proposed for conducting evidential breath alcohol testing.

(2) The agency head shall provide and maintain a roster of the certified operators who perform evidential breath alcohol testing for the agency.

(3) Each certified operator shall use only EBAT devices certified by the secretary.

(4) Each certified operator shall follow the standard operating procedure provided by the secretary for the EBAT device in use.

(5) For quality control, each device custodian or the device custodian's designee shall test each EBAT device once each calendar week using the alcohol standards furnished by the department. The agency custodian shall report the test results to the department monthly on forms provided by the department.

(c) Inspection. An annual inspection of each certified agency shall be made by the secretary or the secretary's designee to ensure compliance with this article.

(d) Certificate term. Each agency that meets the requirements of this regulation shall be issued a certificate by the secretary. Each certificate shall expire at midnight on December 31 of the year of the certificate's issuance.

(e) Certificate renewal. Each agency head of a certified agency seeking to renew the agency's certificate shall submit an application for renewal on forms provided by the department. If an application for renewal is submitted and approved before the expiration date, the certificate shall be considered renewed even if the agency does not have physical possession of the renewal certificate.

(f) Certificate suspension or revocation. The failure to comply with this regulation may be grounds for suspension or revocation of the agency's certification. (Authorized by and implementing K.S.A. 2006 Supp. 65-1,107; effective March 14, 2008.)

28-32-10. Operator certification. (a) Application. Each individual seeking certification shall submit an application for operator certification through that individual's certified agency on forms provided by the department. Each applicant shall be a duly appointed Kansas law enforcement officer or have the written endorsement

of a supervisory law enforcement officer or an agency custodian.

(b) Certification requirements. Each applicant for operator certification shall be required to successfully complete the course of instruction and written examination approved by the secretary. Additional instruction may be required by the secretary to qualify a certified operator to perform evidential breath alcohol tests using additional EBAT devices.

(c) Certificate term. Each applicant that meets the requirements for conducting evidential breath alcohol testing shall be issued a certificate by the secretary. Each operator certificate that is issued in an even-numbered year shall expire at midnight on December 31 of the next even-numbered year. Each operator certificate that is issued in an odd-numbered year shall expire at midnight on December 31 of the next odd-numbered year.

(d) Certificate renewal. Each certified operator seeking to renew the operator certificate shall submit an application for renewal through that individual's certified agency on forms provided by the department. As a condition of an operator's certificate renewal, each certified operator shall biennially complete EBAT continuing education as approved by the secretary. If an application for renewal is submitted and approved before the certificate's expiration date, the certificate shall be considered renewed even if the operator does not have physical possession of the renewal certificate.

(e) Effect of military service or official leave of absence.

(1) Any operator who returns from active military service or an official leave of absence that does not exceed two years may renew an inactive certification by meeting all of the following requirements and submitting the required information to the department on forms provided by the department:

(A) Provide proof of active military duty or official leave of absence;

(B) provide proof of the last operator certification before going on active duty or taking leave of absence;

(C) pass the current department-approved written operator examination; and

(D) provide proof of satisfactory performance of EBAT device operation in the presence of a device custodian.

(2) Any operator who returns from active military service or an official leave of absence that exceeds two years may renew an expired certification by meeting all of the following requirements and submitting the required information to the department on forms provided by the department:

(A) Provide proof of active military duty or official leave of absence;

(B) provide proof of the last operator certification before going on active duty or taking leave of absence;

(C) provide proof of completion of EBAT continuing education within 180 days of the date of return to the agency;

(D) pass the current department-approved written operator examination; and

(E) provide proof of satisfactory performance of EBAT device operation in the presence of a device custodian.

(f) Certificate denial, suspension, and revocation. The failure of an applicant or a certified operator to comply

with this regulation may be grounds for denial of the application or renewal or for suspension or revocation of the operator's certificate. (Authorized by and implementing K.S.A. 2006 Supp. 65-1,107; effective March 14, 2008.)

28-32-11. EBAT device certification. (a) Application. Each agency custodian seeking EBAT device certification shall submit an application on forms provided by the department for certification of each EBAT device the certified agency intends to use in the certified agency's EBAT program.

(b) EBAT device list. The "conforming products list of evidential breath measurement devices" (CPL) established by the national highway traffic safety administration (NHTSA) and published in 71 fed. reg. 37159-37162 (2006) is hereby adopted by reference. Only an EBAT device listed on the CPL shall be submitted to the secretary for consideration for certification as an EBAT device.

(c) Initial certification requirements. Each EBAT device shall be certified by the secretary if the secretary determines that the EBAT device meets NHTSA's performance criteria when operated according to the manufacturer's instruction manual.

(d) Inspection. Once an EBAT device is certified, an inspection of the EBAT device may be made by the secretary at any time. Any EBAT device may be removed from service at the time of the inspection if deemed necessary.

(e) Device maintenance. Each EBAT device shall be maintained by the device custodian or the device custodian's designee as directed by the secretary.

(f) Device repair. Each EBAT device removed from service for repair shall be repaired by the manufacturer or the manufacturer's authorized repair service. When the device is returned to the agency, the EBAT device shall be tested for accuracy by the device custodian or the device custodian's designee. The device custodian or the device custodian's designee shall notify the department of the date the instrument is placed back into service.

(g) Device modification. No modification shall be made to any EBAT device without the prior written consent of the secretary. For purposes of this regulation, "modification" shall mean any change in the operating software or any physical change to a certified EBAT device that alters the accuracy or precision of the device. (Authorized by and implementing K.S.A. 2006 Supp. 65-1,107; effective March 14, 2008.)

28-32-12. Certified operator instruction and continuing education requirements. (a) Agency personnel may be trained to administer evidential breath alcohol tests by any of the following entities:

- (1) The department;
- (2) a certified agency;
- (3) a college or university; or
- (4) a law enforcement training center.

(b) Both of the following shall be approved in advance by the secretary:

- (1) Each course instructor; and
- (2) each course of instruction offered to fulfill operator certification and EBAT continuing education requirements. (Authorized by and implementing K.S.A. 2006 Supp. 65-1,107; effective March 14, 2008.)

28-32-13. Records and reports. (a) Records.

(1) Each agency custodian or the agency custodian's designee shall maintain the following records on file at the certified agency's office for at least three years:

- (A) Records of each current certified operator;
- (B) records showing that a quality control check was completed at least once each week for each EBAT device assigned to the agency; and
- (C) records documenting any maintenance or repair made to each EBAT device.

(2) The records specified in this subsection shall be subject to inspection by the secretary at least annually.

(b) Reports. Each agency custodian or the agency custodian's designee shall maintain a record of the number of individuals tested by each certified operator under the certified agency's supervision and shall submit a quarterly report to the department on forms provided by the department. (Authorized by and implementing K.S.A. 2006 Supp. 65-1,107; effective March 14, 2008.)

28-32-14. Preliminary breath-screening test devices. (a) Each preliminary breath-screening test conducted shall be performed on a preliminary breath-screening test device approved by the secretary. The devices approved for use as preliminary breath-screening test devices in Kansas shall consist of the following devices and any other device approved by the secretary as specified in subsection (b):

Manufacturer	Model
Alcohol Countermeasure Systems Corp.	Alert J5
CMI, Inc.	Intoxilyzer 300
CMI, Inc.	Intoxilyzer 400
CMI, Inc.	Intoxilyzer S-D2
CMI, Inc.	Intoxilyzer S-D5
Draeger Safety, Inc.	Alcotest 6510
Draeger Safety, Inc.	Alcotest 6810
Draeger Safety, Inc.	Breathalyzer 7410
Guth Laboratories, Inc.	WAT89EC-1
Guth Laboratories, Inc.	Alcotector BAC-100
Intoximeters, Inc.	Alco-Sensor
Intoximeters, Inc.	Alco-Sensor Pass-Warn-Fail
Intoximeters, Inc.	Alco-Sensor III
Intoximeters, Inc.	Alco-Sensor Digital
Intoximeters, Inc.	Alco-Sensor IV Digital
Intoximeters, Inc.	Alco-Sensor IV Pass-Warn-Fail
Intoximeters, Inc.	Alco-Sensor FST
Lifeloc Technologies, Inc.	FC10
Lifeloc Technologies, Inc.	FC10Plus
Lifeloc Technologies, Inc.	FC20
Lifeloc Technologies, Inc.	PBA 3000
Sound-Off, Inc.	AlcoData

(b) Each agency custodian seeking to use a preliminary breath-screening test device that is not specified in subsection (a) shall submit the device to the secretary for examination and evaluation to determine if the device meets the criteria for approval. In order for a preliminary breath-screening test device to be approved, whether the device meets the following requirements shall be determined by the secretary:

(1) Each preliminary breath-screening test device shall meet the manufacturer's performance criteria when operated according to the procedures specified in the manufacturer's instruction manual for the device in use.

(2) Each reusable preliminary breath-screening test device shall have a disposable mouthpiece.

(continued)

(c) Each approved preliminary breath-screening test device shall be operated according to the procedures specified in the manufacturer's instruction manual for the device in use.

(d) All training of preliminary breath-screening test device operators shall be the responsibility of each agency. All training shall follow the operational instructions sup-

plied by the manufacturer for the device in use. (Authorized by and implementing K.S.A. 2006 Supp. 65-1,107; effective March 14, 2008.)

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 035454

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 and the 2007 Supplement of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-64-1	New	V. 26, p. 1393

AGENCY 3: KANSAS STATE TREASURER

Reg. No.	Action	Register
3-4-1	Amended	V. 26, p. 1045
3-4-2	Amended	V. 26, p. 1045
3-4-4	Amended	V. 26, p. 1045
3-4-5	Amended	V. 26, p. 1045
3-4-6	Amended	V. 26, p. 1045

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-2-8	Amended	V. 27, p. 16
4-2-20	Amended	V. 27, p. 16
4-3-47	Amended	V. 27, p. 16
4-3-49	Amended	V. 27, p. 16
4-3-51	Amended	V. 27, p. 16
4-8-14a	Amended	V. 26, p. 489
4-8-27	Amended	V. 26, p. 489
4-8-28	Amended	V. 26, p. 489
4-8-29	Amended	V. 26, p. 489
4-8-30	Amended	V. 26, p. 489
4-8-31	Amended	V. 26, p. 489
4-8-33	Amended	V. 26, p. 489
4-8-34	Amended	V. 26, p. 489
4-8-35	Amended	V. 26, p. 489
4-8-39	Amended	V. 26, p. 490
4-8-42	Amended	V. 26, p. 490
4-11-2	Amended	V. 26, p. 100
4-11-3	Amended	V. 26, p. 100
4-11-15	New	V. 26, p. 101
4-13-1	Amended	V. 27, p. 186
4-13-3	Amended	V. 27, p. 187
4-13-9	Amended	V. 27, p. 188
4-13-11	Revoked	V. 27, p. 188
4-13-13	Amended	V. 27, p. 188
4-13-20	Amended	V. 27, p. 190
4-13-21	Amended	V. 27, p. 191
4-13-22	Amended	V. 27, p. 191
4-13-23	Amended	V. 27, p. 191
4-13-24	Amended	V. 27, p. 191
4-13-33	Amended	V. 27, p. 191
4-15-9	Amended	V. 26, p. 81
4-19-1	Amended	V. 26, p. 173
4-28-8 through 4-28-16	New	V. 27, p. 191-195

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-40-1	Amended	V. 26, p. 642
5-40-2	Amended	V. 26, p. 644

5-40-2a	New	V. 26, p. 646
5-40-2b	New	V. 26, p. 647
5-40-3	Amended	V. 26, p. 647
5-40-4	Amended	V. 26, p. 647
5-40-5	Amended	V. 26, p. 648
5-40-5a	New	V. 26, p. 648
5-40-8	Amended	V. 26, p. 648
5-40-9	Revoked	V. 26, p. 648
5-40-10	Revoked	V. 26, p. 648
5-40-11	Revoked	V. 26, p. 648
5-40-12	Amended	V. 26, p. 648
5-40-13	Revoked	V. 26, p. 649
5-40-20	New	V. 26, p. 649
5-40-21	New	V. 26, p. 649
5-40-22	New	V. 26, p. 649
5-40-23	New	V. 26, p. 650
5-40-24	New	V. 26, p. 650
5-40-26	New	V. 26, p. 651
5-40-30	New	V. 26, p. 651
5-40-31	New	V. 26, p. 652
5-40-32	New	V. 26, p. 653
5-40-33	New	V. 26, p. 653
5-40-40	New	V. 26, p. 653
5-40-41	New	V. 26, p. 654
5-40-42	New	V. 26, p. 654
5-40-43	New	V. 26, p. 655
5-40-44	New	V. 26, p. 655
5-40-45	New	V. 26, p. 655
5-40-46	New	V. 26, p. 655
5-40-50	New	V. 26, p. 656
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5-40-52	New	V. 26, p. 657
5-40-53	New	V. 26, p. 657
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5-40-55	New	V. 26, p. 658
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5-40-73	New	V. 26, p. 659
5-40-73a	New	V. 26, p. 660
5-40-74	New	V. 26, p. 661
5-40-75	New	V. 26, p. 661
5-40-76	New	V. 26, p. 662
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5-40-104	New	V. 26, p. 664
5-40-105	New	V. 26, p. 664
5-40-106	New	V. 26, p. 664
5-42-1	Amended	V. 26, p. 664
5-42-5	New	V. 26, p. 665
5-44-7	New	V. 26, p. 666

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	V. 26, p. 505, 506

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Reg. No.	Action	Register
10-20-1	Amended	V. 26, p. 507
10-20-2	Amended	V. 26, p. 507

10-20-2a	Amended	V. 26, p. 507
10-20-4	Amended	V. 26, p. 507

AGENCY 11: STATE CONSERVATION COMMISSION

Reg. No.	Action	Register
11-8-3	Amended	V. 26, p. 1543
11-8-4	Amended	V. 26, p. 1543
11-12-1 through 11-12-7	New	V. 26, p. 1184-1187

AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

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14-8-2	Amended	V. 26, p. 1906
14-8-3	Amended	V. 26, p. 1906
14-16-23	Revoked	V. 26, p. 1906
14-16-24	Revoked	V. 26, p. 1906
14-24-1 through 14-24-6	New	V. 26, p. 1907

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

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28-1-5	Amended	V. 26, p. 1115
28-1-6	Amended	V. 26, p. 1115
28-15-35	Amended	V. 26, p. 825
28-15-36	Amended	V. 26, p. 829
28-15-36a	Amended	V. 26, p. 829
28-15-37	Amended	V. 26, p. 830
28-16-28g	Amended	V. 26, p. 691
28-16-56c	Amended	V. 26, p. 283
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28-18-1	Amended	V. 26, p. 284
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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. 1929
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. 1929
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
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28-18a-33	New	V. 26, p. 303
28-19-720	Amended	V. 26, p. 951
28-19-728	New	V. 26, p. 951
28-19-728a through 28-19-728f	New	V. 26, p. 951, 952
28-19-735	Amended	V. 26, p. 953
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28-23-16	Revoked	V. 27, p. 191
28-24-1 through 28-24-14	Amended	V. 26, p. 1510-1514
28-24-15	Revoked	V. 26, p. 1514

28-24-16	Revoked	V. 26, p. 1514
28-24a-1	New	V. 26, p. 1514
28-24a-2	New	V. 26, p. 1514
28-24a-3	New	V. 26, p. 1515
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28-29-32	Amended	V. 26, p. 1614
28-29-33	Amended	V. 26, p. 1615
28-29-2011	New	V. 26, p. 1615
28-29-2101	Amended	V. 26, p. 1615
28-35-135a	Amended	V. 26, p. 1142
28-35-135d	Amended	V. 26, p. 1144
28-35-135n	Amended	V. 26, p. 1145
28-35-135p	Amended	V. 26, p. 1145
28-35-135r	Amended	V. 26, p. 1147
28-35-177a	Amended	V. 26, p. 1148
28-35-178a	Amended	V. 26, p. 1149
28-35-178b	Amended	V. 26, p. 1150
28-35-180a	Amended	V. 26, p. 1151
28-35-181d	Amended	V. 26, p. 1152
28-35-181m	Amended	V. 26, p. 1153
28-35-181n	Amended	V. 26, p. 1154
28-35-181o	Amended	V. 26, p. 1155
28-35-182c	Amended	V. 26, p. 1155
28-35-184a	Amended	V. 26, p. 1156
28-35-201	Amended	V. 26, p. 1156
28-35-202	Revoked	V. 26, p. 1158
28-35-203	Amended	V. 26, p. 1158
28-35-216a	Amended	V. 26, p. 1159
28-35-230g	New	V. 26, p. 1159
28-35-289	Amended	V. 26, p. 1160
28-35-292	Amended	V. 26, p. 1162
28-35-308	Amended	V. 26, p. 1162
28-35-349	Amended	V. 26, p. 1162
28-35-450	Amended	V. 26, p. 1162
28-36-33 through 28-36-49	Revoked (T)	V. 26, p. 1682
28-36-33 through 28-36-49	Revoked	V. 27, p. 73
28-36-70 through 28-36-89	New (T)	V. 26, p. 1682-1696
28-36-70 through 28-36-89	New	V. 27, p. 73-87
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28-36-109	New	V. 26, p. 1780
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
28-54-1 through 28-54-7	New	V. 26, p. 1640-1642

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

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30-4-98	Amended	V. 26, p. 1905
30-5-65	Revoked	V. 26, p. 1091

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-37	Amended	V. 26, p. 1393
40-1-51	Revoked	V. 26, p. 1364
40-2-20	Amended	V. 26, p. 101
40-2-29	New	V. 27, p. 15
40-2-30	New	V. 26, p. 1545
40-3-25	Amended	V. 27, p. 15
40-3-34	Revoked	V. 26, p. 1423
40-3-52	New	V. 27, p. 133

40-7-19	Amended	V. 26, p. 881
40-7-20a	Amended	V. 26, p. 103
40-7-25	Amended	V. 26, p. 488

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-6-101	Amended	V. 26, p. 817
44-6-125	Amended	V. 26, p. 818
44-6-136	Amended	V. 26, p. 819
44-11-111	Amended	V. 26, p. 819
44-11-113	Amended	V. 26, p. 820
44-11-123	Amended	V. 26, p. 820
44-12-103	Amended	V. 26, p. 1074
44-12-105	Amended	V. 26, p. 1075
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44-12-107	Amended	V. 26, p. 1075
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44-12-211	New	V. 26, p. 1075
44-12-212	New	V. 26, p. 1075
44-12-304	Amended	V. 26, p. 1075
44-12-306	Amended	V. 26, p. 1076
44-12-308	Amended	V. 26, p. 1076
44-12-312	Amended	V. 26, p. 1076
44-12-315	Amended	V. 26, p. 1076
44-12-320a	New	V. 26, p. 1076
44-12-325	Amended	V. 26, p. 1076
44-12-601	Amended	V. 26, p. 1077
44-12-901	Amended	V. 26, p. 1079
44-12-902	Amended	V. 26, p. 1079
44-12-903	New	V. 26, p. 1079
44-12-1101	Amended	V. 26, p. 1080
44-12-1201	Amended	V. 26, p. 1080
44-12-1301	Amended	V. 26, p. 1080
44-12-1302	Amended	V. 26, p. 1081
44-12-1303	Amended	V. 26, p. 1081
44-12-1306	Amended	V. 26, p. 1081
44-12-1308	Amended	V. 26, p. 1081
44-13-101a	Amended	V. 26, p. 1082
44-13-106	Amended	V. 26, p. 1082
44-13-201	Amended	V. 26, p. 1082
44-13-201a	New	V. 26, p. 1083
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44-13-202	Amended	V. 26, p. 1084
44-13-307	Amended	V. 26, p. 1085
44-13-402	Amended	V. 26, p. 1085
44-13-403	Amended	V. 26, p. 1085
44-13-404	Amended	V. 26, p. 1087
44-13-405a	Amended	V. 26, p. 1088
44-13-406	Amended	V. 26, p. 1089
44-13-408	Amended	V. 26, p. 1089
44-13-603	Amended	V. 26, p. 1089
44-13-610	Amended	V. 26, p. 1089
44-13-701	Amended	V. 26, p. 1090
44-13-703	Amended	V. 26, p. 1090
44-13-704	Amended	V. 26, p. 1090
44-15-101a	Amended	V. 26, p. 820
44-15-102	Amended	V. 26, p. 821
44-15-104	Amended	V. 26, p. 822
44-16-104a	New	V. 26, p. 822

AGENCY 49: DEPARTMENT OF LABOR

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49-45-36	New	V. 26, p. 1647
49-50-6	Amended	V. 26, p. 1647
49-50-20	Amended	V. 26, p. 1647

AGENCY 50: DEPARTMENT OF LABOR— DIVISION OF EMPLOYMENT

Reg. No.	Action	Register
50-3-2	Amended	V. 26, p. 1642

AGENCY 51: DEPARTMENT OF LABOR— DIVISION OF WORKERS COMPENSATION

Reg. No.	Action	Register
51-9-7	Amended	V. 26, p. 1639

AGENCY 60: BOARD OF NURSING

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60-4-101	Amended	V. 26, p. 446
60-7-106	Amended	V. 26, p. 447
60-8-101	Amended	V. 26, p. 448
60-9-106	Amended	V. 26, p. 1112

60-11-119	Amended	V. 26, p. 448
60-17-102	Amended	V. 26, p. 448
60-17-103	Amended	V. 26, p. 449
60-17-104	Amended	V. 26, p. 449
60-17-105	Amended	V. 26, p. 450
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60-17-108	Amended	V. 26, p. 451
60-17-110	Amended	V. 26, p. 451

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
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63-2-26	New	V. 27, p. 108
63-4-1	Amended	V. 27, p. 108
63-5-1	Amended	V. 26, p. 126

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-9-5	Amended	V. 26, p. 1024
66-10-10a	Amended	V. 26, p. 1024
66-11-5	Amended	V. 26, p. 1025

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

Reg. No.	Action	Register
67-5-3	Revoked	V. 26, p. 692
67-5-4	Amended	V. 26, p. 692
67-5-5	New	V. 26, p. 692

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-5-16	Amended	V. 26, p. 488
68-7-11	Amended	V. 26, p. 1112
68-7-12	Amended	V. 26, p. 1114
68-20-17	Amended	V. 26, p. 488

AGENCY 69: BOARD OF COSMETOLOGY (by Dept. of Health and Environment)

Reg. No.	Action	Register
69-12-6	Revoked	V. 26, p. 1515
69-12-13	Revoked	V. 26, p. 1515

AGENCY 70: BOARD OF VETERINARY EXAMINERS

Reg. No.	Action	Register
70-5-1	Amended	V. 26, p. 1863

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-1-2	Amended	V. 26, p. 1954
74-1-3	Amended	V. 26, p. 1954
74-1-6	Amended	V. 26, p. 1955
74-1-8	Amended	V. 26, p. 1955
74-2-7	Amended	V. 26, p. 1955
74-4-1a	Amended	V. 26, p. 126
74-5-2	Amended	V. 26, p. 1956
74-5-101	Amended	V. 26, p. 1957
74-5-105	Revoked	V. 26, p. 127
74-5-201	Amended	V. 26, p. 1957
74-5-202	Amended	V. 26, p. 1957
74-5-204	Revoked	V. 26, p. 1957
74-5-403	Amended	V. 26, p. 128
74-5-405a	New	V. 26, p. 1957
74-5-406	Amended	V. 26, p. 1958
74-5-408	New	V. 26, p. 128
74-6-1	Amended	V. 26, p. 1958
74-7-2	Amended	V. 26, p. 1958
74-11-6	Amended	V. 26, p. 128

AGENCY 82: STATE CORPORATION COMMISSION

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82-3-103	Amended	V. 26, p. 1609
82-3-119	Revoked	V. 26, p. 1643
82-3-123	Amended	V. 26, p. 1643
82-3-123a	Amended	V. 26, p. 1644
82-3-124	Amended	V. 26, p. 1644
82-3-131	Amended	V. 26, p. 1645
82-3-140	Amended	V. 26, p. 1645
82-3-300	Amended	V. 26, p. 1645

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82-3-303	Amended	V. 26, p. 823
82-3-304	Amended	V. 26, p. 824
82-3-408	Amended	V. 26, p. 1646
82-3-603a	New	V. 26, p. 1610
82-4-30a	Amended (T)	V. 26, p. 1930
82-11-1	Amended	V. 27, p. 43
82-11-3	Amended	V. 27, p. 43
82-11-4	Amended	V. 27, p. 44
82-11-7	Amended	V. 27, p. 49
82-11-8	Amended	V. 27, p. 49

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-2	Amended	V. 26, p. 1728
86-1-5	Amended	V. 26, p. 1728
86-1-10	Amended	V. 26, p. 1729
86-1-11	Amended	V. 26, p. 1730
86-1-13	Amended	V. 26, p. 1731
86-1-15	Amended	V. 26, p. 1732
86-1-17	Amended	V. 26, p. 1732
86-1-18	Amended	V. 26, p. 1733
86-1-19	Amended	V. 26, p. 1733
86-1-20	New	V. 26, p. 1734
86-2-3	Revoked	V. 26, p. 1734
86-2-5	Revoked	V. 26, p. 1734
86-2-7	Revoked	V. 26, p. 1734
86-3-3	Revoked	V. 26, p. 1734
86-3-8	Amended	V. 26, p. 1734
86-3-9	Amended	V. 26, p. 1734
86-3-15	Amended	V. 26, p. 1734
86-3-21	Amended	V. 26, p. 1735
86-3-22	Amended	V. 26, p. 1735
86-3-26a	New	V. 26, p. 1736

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-3-8	Revoked	V. 26, p. 1141
88-3-8a	New	V. 26, p. 1141
88-3-12	Amended	V. 26, p. 1141
88-24-1	Amended	V. 26, p. 1142
88-24-2	Amended	V. 26, p. 1142
88-29-1		
through		
88-29-19	New	V. 26, p. 216-229
88-30-1	New	V. 26, p. 1544
88-30-2	New	V. 26, p. 1544
88-30-3	New	V. 26, p. 1544

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-201	Amended	V. 26, p. 1217
91-1-202	Amended	V. 26, p. 1218
91-1-203	Amended	V. 26, p. 1220
91-1-204	Amended	V. 26, p. 1224
91-1-209	Amended	V. 26, p. 1226
91-1-234	New	V. 26, p. 1226

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-19-16a	Amended	V. 26, p. 408
92-19-16b	New	V. 26, p. 409
92-19-55a	Revoked	V. 26, p. 409
92-19-81	Amended	V. 26, p. 409
92-21-7	Revoked	V. 26, p. 409
92-21-8	Revoked	V. 26, p. 409
92-21-10	Revoked	V. 26, p. 409
92-21-14	Amended	V. 26, p. 409
92-21-16	Revoked	V. 26, p. 409
92-21-17	Revoked	V. 26, p. 409
92-27-1		
through		
92-27-5	New	V. 26, p. 1648, 1649

AGENCY 97: KANSAS COMMISSION ON VETERANS' AFFAIRS

Reg. No.	Action	Register
97-6-1	New	V. 26, p. 484
97-6-2	New	V. 26, p. 485
97-6-4		
through		
97-6-11	New	V. 26, p. 485-488

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

Reg. No.	Action	Register
99-25-1	Amended	V. 27, p. 108
99-25-9	Amended	V. 27, p. 108
99-25-11	New	V. 27, p. 109

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended	V. 26, p. 1258
100-15-5	Amended	V. 26, p. 384
100-15-6	Amended	V. 26, p. 385
100-22-6	New	V. 26, p. 1642
100-22-7	New	V. 26, p. 1043
100-22-8	New	V. 26, p. 1367
100-22-8	Revoked (T)	V. 26, p. 1929
100-22-8a	New (T)	V. 26, p. 1929
100-28a-1	Amended	V. 26, p. 1753
100-29-7	Amended	V. 27, p. 209
100-49-4	Amended	V. 26, p. 1258
100-49-10	New	V. 26, p. 1367
100-54-4	Amended	V. 27, p. 209
100-54-7	Amended	V. 26, p. 1043
100-54-8	Amended	V. 26, p. 1044
100-55-4	Amended	V. 27, p. 209
100-73-1	Amended	V. 26, p. 1258
100-73-9	New	V. 26, p. 1044

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-7	Revoked	V. 26, p. 881
102-1-13	Amended	V. 26, p. 1774
102-2-3	Amended	V. 26, p. 1775
102-2-10	Revoked	V. 26, p. 881
102-3-2	Amended	V. 26, p. 1775
102-3-8a	Revoked	V. 26, p. 881
102-4-2	Amended	V. 26, p. 1775
102-4-8a	Revoked	V. 26, p. 881
102-5-2	Amended	V. 26, p. 1776
102-5-8	Revoked	V. 26, p. 881
102-6-8	Amended	V. 26, p. 881

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-11-1	Amended	V. 26, p. 1752

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-13-10	Amended	V. 26, p. 1752
110-15-1		
through		
110-15-4	New	V. 26, p. 1864
110-16-1		
through		
110-16-4	New	V. 26, p. 1865, 1866
110-17-1		
through		
110-17-4	New	V. 26, p. 1866, 1867
110-18-1		
through		
110-18-4	New	V. 26, p. 1867, 1868

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. A list of regulations filed by the Kansas Lottery from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register.

AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-4-9a	Amended	V. 27, p. 19
112-4-14a	Amended	V. 27, p. 19

112-5-1	Amended	V. 27, p. 19
112-6-1	Amended	V. 27, p. 20
112-7-6	Amended	V. 27, p. 20
112-7-8	Amended	V. 27, p. 21
112-7-15a	Amended	V. 27, p. 21
112-7-16	Amended	V. 27, p. 22
112-7-18a	Amended	V. 27, p. 22
112-7-20	Amended	V. 27, p. 23
112-8-9	Amended	V. 27, p. 23
112-10-12	Amended	V. 27, p. 23
112-10-32	Amended	V. 27, p. 23
112-11-10	Amended	V. 27, p. 24
112-11-20	Amended	V. 27, p. 24
112-18-1	Amended	V. 27, p. 26

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 26, p. 1722
115-2-3a	Amended	V. 26, p. 1723
115-4-4	Amended	V. 26, p. 410
115-4-4a	Amended	V. 26, p. 411
115-4-6	Amended	V. 27, p. 109
115-4-6a	Revoked	V. 27, p. 112
115-4-13	Amended	V. 26, p. 1111
115-4-14	Revoked	V. 27, p. 112
115-7-1	Amended	V. 26, p. 1725
115-7-8	Amended	V. 26, p. 1726
115-7-9	New	V. 26, p. 1727
115-8-7	Amended	V. 26, p. 1364
115-8-13	Amended	V. 27, p. 112
115-9-9	Amended	V. 26, p. 641
115-18-10	Amended	V. 26, p. 1727
115-18-12	Amended	V. 26, p. 1728
115-18-20	Amended	V. 26, p. 1728
115-30-1	Amended	V. 26, p. 1364
115-30-5	Amended	V. 26, p. 1365
115-30-7	Amended	V. 26, p. 1365
115-30-8	Amended	V. 26, p. 1365
115-30-10	Amended	V. 26, p. 1366
115-30-12	New	V. 26, p. 1366

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 26, p. 1259
117-2-1	Amended	V. 26, p. 1259
117-2-2	Amended	V. 26, p. 1260
117-2-2a	Amended	V. 27, p. 16
117-2-3	Amended	V. 26, p. 1261
117-2-4	Amended	V. 26, p. 1261
117-3-1	Amended	V. 26, p. 1262
117-3-2	Amended	V. 26, p. 1265
117-3-2a	Amended	V. 27, p. 17
117-3-4	Amended	V. 26, p. 1264
117-4-1	Amended	V. 26, p. 1264
117-4-2	Amended	V. 26, p. 1265
117-4-2a	Amended	V. 27, p. 17
117-4-3	Amended	V. 26, p. 1266
117-4-4	Amended	V. 26, p. 1266
117-5-2a	Amended	V. 27, p. 18
117-6-1	Amended	V. 26, p. 1266
117-6-2	Amended	V. 26, p. 1267
117-7-1	Amended	V. 27, p. 18
117-8-1	Amended	V. 27, p. 19

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
121-2-1	Amended	V. 26, p. 1908
121-3-1	Amended	V. 26, p. 1908
121-5-4	New	V. 26, p. 1909
121-9-1	New	V. 26, p. 1910

AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION

Reg. No.	Action	Register
128-1-1	New (T)	V. 27, p. 106
128-2-12	New (T)	V. 27, p. 107

AGENCY 129: KANSAS HEALTH POLICY AUTHORITY

Reg. No.	Action	Register
129-5-1	Amended	V. 26, p. 1579
129-5-65	New	V. 26, p. 1091

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