

Kansas Register

Ron Thornburgh, Secretary of State

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In this issue . . .	Page
Kansas Commission on Veterans' Affairs	
Notice of meeting	1075
State Banking Board	
Notice of change of meeting date	1075
Kansas State University—Salina	
Notice to bidders	1075
Pooled Money Investment Board	
Notice of investment rates.....	1075
Legislative interim committee schedule	1075
Kansas Department of Transportation	
Notices to consulting engineers	1076
University of Kansas	
Notice to bidders	1076
Secretary of State	
Notice of corporations forfeited	1077
Executive appointments	1078
Historic Sites Board of Review	
Notice of meeting	1079
Department of Health and Environment	
Notice of hearing on proposed SIP revision.....	1080
Notice of hearings on revised TMDLs.....	1080
Annual Program Report for the Voluntary Cleanup and Property Redevelopment Program.....	1081
Annual Program Report for the Environmental Use Control Program.....	1084
Notice concerning water pollution control permits/applications.....	1085
City of Kingman	
Notice of intent to seek private placement of general obligation bonds	1087
Kansas State University	
Request for proposals for cellular antenna facilities	1087
State Conservation Commission	
Notice of meeting	1088
Notice of Bond Sale	
City of Marquette	1088

(continued on next page)

Board of Emergency Medical Services
 Notice of meetings..... 1089
 Notice of hearing on proposed administrative regulations 1089

Department of Revenue
 Notice of available publications 1089

State Board of Pharmacy
 Notice of hearing on proposed administrative regulations 1090

Department of Administration—Division of Purchases
 Notice to bidders for state purchases..... 1090

Temporary Administrative Regulations
 Real Estate Commission 1090
 State Treasurer 1091
 Court of Tax Appeals 1091

Permanent Administrative Regulations
 Department of Credit Unions..... 1099

Index to administrative regulations 1099

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**State of Kansas
Commission on Veterans' Affairs**

Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet at 1 p.m. Friday, July 25, at the Timmerman Administration Building, Kansas Veterans' Home, 1220 WWII Memorial Drive, Winfield. The public is invited to attend. For more information, call (785) 296-3976.

George S. Webb
Executive Director

Doc. No. 035998

**State of Kansas
State Banking Board**

Notice of Change of Meeting Date

The State Banking Board meeting date for July has been changed from July 21 to July 28. The Banking Board will meet at 9 a.m. in the conference room of the Office of the State Bank Commissioner, Suite 300, Jayhawk Tower, 700 S.W. Jackson, Topeka. The board reviews matters relating to its supervisory authority as set forth in K.S.A. 9-1801 et seq., and amendments thereto, and carries out its function of serving in an advisory capacity to the Office of the State Bank Commissioner, pursuant to K.S.A. 74-3006, and amendments thereto. All interested individuals and organizations are invited to attend. For more information, contact the Office of the State Bank Commissioner at (785) 296-2266.

J. Thomas Thull
State Bank Commissioner

Doc. No. 035989

**State of Kansas
Kansas State University—Salina**

Notice to Bidders

Kansas State University at Salina is selling by sealed bid miscellaneous aircraft parts to include C-150 and Sun-downer parts. For details, bid sheet, bid deadline and contact information see K-State at Salina's Web site, <http://www.sal.ksu.edu/campusoffices/business/bid-items/index.html>.

Rhonda Riffel
Fiscal Affairs

Doc. No. 035675

**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 7-14-08 through 7-20-08

Term	Rate
1-89 days	1.98%
3 months	1.70%
6 months	2.00%
1 year	2.33%
18 months	2.52%
2 years	2.56%

Daniel J. Nackley
Director of Investments

Doc. No. 035980

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 18-23. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://kslegislature.org/klrd>.

Date	Room	Time	Committee	Agenda
July 18	Docking 783	9:00 a.m.	Joint Committee on Home- and Community-Based Services Oversight	Agenda not available.
July 18	136-N	10:00 a.m.	Kansas Performance Measurement Commission	Organization of committee; staff background; discussion of commission goals
July 22	431-N	9:30 a.m.	Kansas Criminal Code Recodification Commission Subcommittee	Agenda not available.
July 23	Docking 784	9:30 a.m.	Kansas Criminal Code Recodification Commission	Agenda not available.

Jeffrey M. Russell
Director of Legislative
Administrative Services

Doc. No. 036001

State of Kansas

Department of Transportation**Notice to Consulting Engineers**

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below. A response may be submitted by e-mail to neil@ksdot.org or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754. Responses shall be limited to four pages and must be received by noon August 7 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.

**70-89 KA-1266-01
Shawnee County**

The scope of services is to develop highway concepts that provide improvements on I-70 in the area of the I-70 Polk-Quincy viaduct and select a preferred alternative. Review project area issues, regional development in the area (riverfront and downtown Topeka), railroad impacts, adjacent projects and perform environmental studies. Regional traffic studies and analysis will be required. Public involvement will be needed for this project. The study estimated cost is \$650,000 and is scheduled to be completed in two years.

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. 035970

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. 035978

State of Kansas

Department of Transportation**Notice to Consulting Engineers**

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below. A response may be submitted by e-mail to neil@ksdot.org or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754. Responses shall be limited to four pages and must be received by noon August 14 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.

**56-106 KA-1496-01
US-56 Corridor Management Plan
(US-59 to I-35)**

The Kansas Department of Transportation, in partnership with Johnson County, Douglas County, Mid-America Regional Council (MARC), Lawrence-Douglas County Metropolitan Planning Organization, and the cities of Gardner, Edgerton and Baldwin City, is requesting

proposals from qualified engineering and planning firms for a study that will result in a plan for corridor management, access management, circulation and land use in the U.S. Highway 56 Corridor for an approximate distance of 22 miles from US-59 on the west to I-35 on the east, and for approximately 1 mile north and south of the US-56 centerline.

KDOT desires to hire a corridor management consultant (CMC) to manage the development of an access management plan, traffic circulation plan, growth and development plan, infrastructure extension plan and land use management plan. The managing consultant will develop a plan in a collaborative way among KDOT and the other entities affected, plus landowners, commercial stakeholders and the general public. The plan shall lay out recommendations for future access management and signalization. The plans will show how the future development anticipated along this corridor and the access to the highway and other nearby roads can be managed to accommodate this development and protect the operational integrity of this highway in southwest Johnson County and southeast Douglas County. The plan will identify short- and long-term improvements needed to be considered for both US-56 and other nearby roads.

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. 036004

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of June 2008 for failure to timely file an annual report and pay the annual report fee as required by the Kansas general corporation code:

Domestic Corporations

- Action Society for Kids, Olathe, KS.
- Caywood Farm, Inc., Raymond, KS.
- Cherokee Strip Land Rush Museum Inc., Arkansas City, KS.
- H & L Incorporated, Liberal, KS.
- Hershey Enterprises, Inc., Overland Park, KS.
- Kansas Alliance of Black School Educators, Inc., Wichita, KS.
- Kansas City Worker Justice Center, Inc., Kansas City, KS.
- Kansas Properties, L.L.C., Lenexa, KS.
- Kids With Dreams, Inc., McPherson, KS.
- Krannawitter Farms, Inc., Hoxie, KS.
- L. & L. Cycle Shop, Inc., Gaylord, KS.
- Lambda Chi Building Association, St. George, KS.
- Lucas Medical Foundation, Lucas, KS.

- Lutheran Social Service of Kansas and Oklahoma, Inc., Wichita, KS.
- M.C.E.A. of Kansas Corporation, Wichita, KS.
- MacPhillips, L.L.C., Olathe, KS.
- Maren Nelson Logan Memorial Fund, Mission, KS.
- Metropolitan Car Wash, Inc., Kansas City, MO.
- Monticello Ranch, Inc., Shawnee, KS.
- Nighthawks' Coffeehouse, Inc., Overland Park, KS.
- Noon Optimist Club of Kansas City, Kansas, Incorporated, Kansas City, KS.
- O. K. Real Estate & Auction Co., Inc., Wellington, KS.
- Opera House Foundation, Inc., Junction City, KS.
- Optimist Club of Wichita, Wichita, KS.
- Parkside Homes, Inc., Hillsboro, KS.
- Peerless Conveyor and Manufacturing Corporation, Kansas City, KS.
- PJ Enterprise Inc., Topeka, KS.
- Premium Beef Network, LLC, Ashland, KS.
- Roberson Construction Company, Inc., Silver Lake, KS.
- Rocking Leven, Inc., Belleville, KS.
- Roger Pavkov Associates, Inc., Salina, KS.
- Seabury Development Society, Winfield, KS.
- Second Story, Inc., Wichita, KS.
- Shawn Sign Service Inc., Wichita, KS.
- State Security Services, Wichita, KS.
- Stoneman Enterprises Inc., Overland Park, KS.
- Substance Abuse Assessment Center of Kansas, Inc., Wichita, KS.
- The Optimist Club of Northeast Wichita, Inc., Wichita, KS.
- Tower Plaza Investment, LLC, Bala Cynwyd, PA.
- Trend Properties, Inc., Olathe, KS.
- United Way of Dickinson County, Inc., Abilene, KS.
- USA Athletes International, Inc., Olathe, KS.
- Veterans of Modern Warfare Chapter 1, Inc., Kansas City, MO.
- Wichita Black Arts Festival Association, Wichita, KS.
- YOM7 Inc., Spring Hill, KS.

Foreign Corporations

- Brady & Horne Company, Jackson, TN.
- Camelot Cove, Inc., Larned, KS.
- Global Net Access Inc., Pearl River, NY.
- Heart of America, Minneapolis, MN
- Levi Strauss Global Fulfillment Services, Inc., San Francisco, CA
- Morgan Stanley & Co. Incorporated, New York, NY.
- National Marrow Donor Program, Minneapolis, MN.
- National Sunroom Association, Topeka, KS.
- NLC, Houston, TX.
- Robert & Williams Inc., York, NE.
- Sloan Acquisition Corporation, Kansas City, MO.
- Southstar Funding, LLC, Atlanta, GA.
- Sterling Textile & Drapery, Inc., Sikeston, MO.
- Sunset Direct Lending, LLC, Lake Oswego, OR.
- Terry Land Development, Inc., Paducah, KY.
- The Dunlap Company - Texas, Fort Worth, TX.
- Tremor, LLC, Provo, UT.
- Trump Mortgage, LLC, New York, NY.

Ron Thornburgh
Secretary of State

Doc. No. 035991

State of Kansas

Secretary of State**Executive Appointments**

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

Dickinson County Register of Deeds

Jill Freeman, 1301 Meadowlane, Abilene, 67410. Succeeds Linda Jones, resigned.

State Board of Accountancy

Paul S. Allen, 2740 N. North Shore, Wichita, 67205. Term expires July 31, 2011. Reappointed.

Kent Smoll, 1306 Evans Place, Dodge City, 67801. Term expires July 31, 2011. Reappointed.

Kansas Agricultural Remediation Board

Larry S. Shivers, Chair, 636 D E. Shipton Road, Salina, 67401. Term expires March 15, 2012. Reappointed.

Athletic Commission

Dan Pratt, 16561 Meadowlark, Bonner Springs, 66012. Term expires June 30, 2012. Reappointed.

State Banking Board

Michael R. Downing, 1503 Lakeview St., Ellis, 67637. Term expires March 15, 2011. Succeeds Michael D. Stevens.

Melvin Minor, 1338 N.E. 10th St., Stafford, 67578. Term expires March 15, 2011. Reappointed.

Winton A. Winter, Jr., 737 Indiana, Lawrence, 66044. Term expires March 15, 2011. Reappointed.

Kansas Bioscience Authority

John W. Carlin, 1208 Wyndham Heights Drive, Manhattan, 66503. Term expires March 15, 2012. Reappointment.

Sandra Lawrence, 2809 W. 117th St., Leawood, 66211. Term expires March 15, 2012. Reappointment.

Central Interstate Low-Level Radioactive Waste Commission

Shari Feist-Albrecht, 3121 S.W. Tutbury Town Road, Topeka, 66614. Serves at the pleasure of the Governor. Succeeds Joseph Harkins.

State Civil Service Board

Correne K. Greene, 7707 E. Central, #1, Wichita, 67206. Term expires March 15, 2010. Succeeds Glen Fisher.

Robert B. Van Cleave, 13327 W. 113th St., Overland Park, 66210. Term expires March 15, 2010. Succeeds William Dean.

Kansas Dental Board

Denise A. Maus, 1334 N. Coach House, Wichita, 67235. Term expires April 30, 2012. Reappointed.

Dr. Richelle Jane Roy, 1561 S.W. Lakeside Drive, Topeka, 66604. Term expires April 30, 2012. Reappointed.

Coordinating Council on Early Childhood Developmental Services

Dr. Linda M. Mitchell, Chairperson, 1741 N. Bryon, Wichita 67212. Term expires June 30, 2009. Reappointed.

State Board of Indigents' Defense Services

Lawrence P. Daniels, 1501 Ave. A, Dodge City, 67801. Term expires January 15, 2009. Reappointment.

Information Technology Executive Council

Mark M. Biswell, 8010 S.W. 23rd Terr., Topeka, 66614. Term expires October 10, 2008. Succeeds Carol McCoy.

John E. Fitzgerald, 4125 S.W. Woodbury Court North, Topeka, 66606. Term expires October 10, 2008. Reappointed.

Dan Strom, 3201 W. 69th Ave., Manhattan, 66503. Term expires October 10, 2008. Reappointed.

Richard L. Vogt, 524 Meadowlark Lane, Newton, 67114. Term expires October 10, 2008. Reappointed.

State Board of Nursing

Janice S. McCart, 1818 Harvey Court, Colby, 67701. Term expires June 30, 2012. Reappointed.

Dr. Mary Carol Pomatto, 309 W. Craig, Pittsburg, 66762. Term expires June 30, 2012. Succeeds Jean Sheverbush.

Serena Stutzman, 12045 S. Homestead Lane, Olathe, 66061. Term expires June 30, 2012. Succeeds Judith Hiner.

Pooled Money Investment Board

Norman B. Dawson, 2100 Cedar Ridge Drive, Leavenworth, 66048. Term expires March 15, 2012. Reappointed.

Public Employee Relations Board

Kenneth W. Gorman, 1142 S.W. Kent Place, Topeka, 66604. Term expires March 15, 2011. Reappointed.

Respiratory Care Council

Mavis Glenn, 5616 S.W. 19th St., Topeka, 66604. Term expires February 28, 2010. Succeeds Lloyd Culbertson.

Grace A. Marion, 1367 E. 2076 Road, Eudora, 66025. Term expires February 28, 2010. Reappointed.

State Employee Pay Plan Oversight Committee

Jane Carter, 1301 S.W. Topeka Blvd., Topeka, 66612. Serves at the pleasure of the Governor.

Kathy J. Greenlee, Secretary of Aging, 503 S. Kansas Ave., Topeka, 66603. Serves at the pleasure of the Governor.

Kansas State Fair Board

Charles Craig, 5812 132nd Road, Winfield, 67156. Term expires March 15, 2011. Reappointed.

Jeff H. Deeds, 1416 Arcade, Goodland, 67735. Term expires March 15, 2011. Reappointed.

Michael Gaskill, 1505 Tulane Ct., Liberal, 67905. Term expires March 15, 2011. Reappointed.

State Board of Technical Professions

George P. Barbee, 83 Pepper Tree Lane, Topeka, 66611. Term expires June 30, 2012. Reappointed.

Steven Brosemer, 1512 W. 6th Ave., Suite 1, Emporia, 66801. Term expires June 30, 2012.

George R. Dean, 2646 Exchange Place, Wichita, 67217. Term expires June 30, 2012. Reappointed.

Richard L. Moberly, 32324 W. 91st St., De Soto, 66018. Term expires June 30, 2012. Reappointed.

Thomas E. Mulinazzi, 4010 Learned Hall, University of Kansas, Lawrence, 66045. Term expires June 30, 2012. Reappointed.

Wendy Ornelas, 2809 Marque Hill Road, Manhattan, 66502. Term expires June 30, 2012.

Timothy R. Sloan, 208 West St., Riley, 66531. Term expires June 30, 2012. Reappointed.

University of Kansas Hospital Authority

Robert W. Honse, 1533 Fountain Drive, Lawrence, 66047. Term expires March 15, 2010. Reappointed.

Ron Thornburgh
Secretary of State

Doc. No. 035992

State of Kansas**Historic Sites Board of Review****Notice of Meeting**

The Kansas Historic Sites Board of Review will meet at 9 a.m. Saturday, August 16, in classrooms A and B in the Kansas Museum of History on the grounds of the Kansas History Center, 6425 S.W. 6th Ave., Topeka. The board will consider the following properties for listing in the National Register of Historic Places and/or the Register of Historic Kansas Places:

National Register of Historic Places

- Northeast Junior High School — 400 Troup Ave., Kansas City, Wyandotte County
Nominated as part of the "Historic Public Schools of Kansas" MPS
- Persons Barn & Granary — 2103 Highway 18 (Zeandale Road), Manhattan vicinity, Riley County
Nominated as part of the "Historic Agriculture-Related Resources of Kansas" MPS
- Teske Farmstead — 20795 Major Jenkins Road, Onaga vicinity, Pottawatomie County
Nominated as part of the "Historic Agriculture-Related Resources of Kansas" MPS
- Elliason Barn — 147 Highway 4, Gypsum vicinity, Dickinson County
Nominated as part of the "Historic Agriculture-Related Resources of Kansas" MPS
- Thornburg Farm — County Road A .5 mile west of D Road, Utica vicinity, Ness County
Nominated as part of the "Historic Agriculture-Related Resources of Kansas" MPS
- Shafer Barn — .25 mile north of CR 80E & 50S, Hoxie vicinity, Sheridan County

Nominated as part of the "Historic Agriculture-Related Resources of Kansas" MPS

- Brown Barn — 5879 CR4300, Independence vicinity, Montgomery County
Nominated as part of the "Historic Agriculture-Related Resources of Kansas" MPS
- St. Joseph's Church and Parochial School — 210 & 217 W. 13th St., Hays, Ellis County
- Ranson Hotel — 4918 E. Main, Medora, Reno County
- Farmers State Bank — 101 S. Main, Lindsborg, McPherson County
- Elizabeth McLean Residence - 2359 N. McLean, Wichita, Sedgwick County
Nominated as part of the "Residential Resources of Wichita, Sedgwick County, KS" MPS
- St. John African Methodist Episcopal Church — 701 S.W. Topeka Blvd., Topeka, Shawnee County
- Graham, Seward, House — 115 Miami St., Hiawatha, Brown County
- Lion Block — 216 W. Main, Ness City, Ness County
- Shimanek Barn — 1806 220 Road, Munden, Republic County
Nominated as part of the "Historic Agriculture-Related Resources of Kansas" MPS
- Hanway, Judge James, House — Lane vicinity, Franklin County
- First Congregational Church — 700 Poyntz Ave., Manhattan, Riley County
- Beckett, Charles K., House — 210 W. Main St., Sterling, Rice County, KS
- Kiowa County Courthouse — 211 E. Florida, Greensburg, Kiowa County
- Robinette Building — 148 S. Main, Greensburg, Kiowa County

Proposed Relocation of National Register-listed Structure

- Sand Creek Truss Leg Bedstead Bridge — Road Y, .5 mile west of intersection with Route 283, Lenora vicinity, Norton County

Register of Historic Kansas Places

- Paola Free Library — 101 E. Peoria, Paola, Miami County
- Paola City Hall - 19 E. Peoria, Paola, Miami County

Persons needing special accommodations should contact the Cultural Resources Division of the Kansas State Historical Society, 6425 S.W. 6th Ave., Topeka, 66615-1099, (785) 272-8681, ext., 240, at least two weeks prior to the meeting to discuss how the board can ensure participation.

Jennie Chinn
Executive Director

Doc. No. 035990

State of Kansas

Department of Health
and Environment

Notice of Hearing

The Kansas Department of Health and Environment is proposing to revise the State of Kansas Implementation Plan for the Attainment and Maintenance of National-Ambient Air Quality Standards. The hearing for this action will be at 10 a.m. Wednesday, August 20, in Room 530, Curtis State Office Building, 1000 S.W. Jackson, Topeka. Specifically, KDHE is proposing to adopt the Kansas Regional Haze Plan. This SIP revision fulfills the requirements of Section 169A (b)(2) of the Clean Air Act, which requires states to address the impacts of regional haze in mandatory federal Class I areas. The SIP revision contains the requirements for best available retrofit technology (BART) and outlines the reasonable progress goals and long-term emissions reduction strategy to reduce visibility impairment in Class I areas of neighboring states.

This proposed SIP revision does not include any rule-making action. Details concerning this revision can be obtained by contacting Erika Stanley, KDHE, Bureau of Air and Radiation, at (785) 296-1994. Copies of the proposed plan also may be viewed at the following locations: Department of Air Quality, Unified Government of Wyandotte County - Kansas City, Kansas Health Department, 619 Ann Ave., Kansas City, Kansas; Johnson County Environmental Department, 11811 S. Sunset Drive, Suite 2700, Olathe; KDHE Northwest District Office, 2301 E. 13th, Hays; KDHE North Central District Office, 2501 Market Place, Suite D, Salina; KDHE Northeast District Office, 800 W. 24th, Lawrence; KDHE Southeast District Office, 1500 W. 7th, Chanute; Wichita-Sedgwick County Dept. of Community Health, 1900 E. 9th, Wichita; KDHE Southwest District Office, 302 W. McArtor Road, Dodge City; and Curtis State Office Building, 1000 S.W. Jackson, Suite 310, Topeka. The plan also is posted on the Bureau of Air and Radiation's Web site at <http://www.kdheks.gov/bar/index.html>.

Comments from the interested public should be addressed to the Kansas Department of Health and Environment, Bureau of Air and Radiation, Attention: Erika Stanley, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. Comments must be received by the Bureau of Air and Radiation not later than the close of business August 20 to assure full consideration of this proposed revision to the SIP.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed plan in accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Erika Stanley at (785) 296-1994.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 036003

State of Kansas

Department of Health
and Environment

Notice of Hearings

The Kansas Department of Health and Environment has prepared eight Total Maximum Daily Loads (TMDLs) for lakes in the Neosho, Verdigris and Walnut River Basins that are impaired by not meeting state water quality standards. These TMDLs address impairment issues that KDHE has identified with the help of the Basin Advisory Committees and represent the second round of TMDLs for waters in the Verdigris and Walnut basins since 2002 and the third round of TMDLs for waters in the Neosho basin since 2002 and 2005.

The TMDLs subject to public review are:

Neosho Basin

1. Council Grove Lake — Eutrophication revision
2. Marion Lake — Eutrophication revision

Verdigris Basin

3. Big Hill Lake — Eutrophication
4. Elk City Lake — Eutrophication bundled with siltation
5. Eureka Lake — Eutrophication bundled with siltation
6. Fall River Lake — Eutrophication bundled with siltation and dissolved oxygen
7. Toronto Lake — Eutrophication bundled with siltation and dissolved oxygen

Walnut Basin

8. Winfield City Lake — Eutrophication

Public hearings to take testimony from interested parties will be conducted as follows:

Tuesday, July 22 — Walnut Basin

5 to 5:30 p.m. at the Ridge Restaurant, Winfield

Wednesday, July 23 — Verdigris Basin

Noon to 1 p.m. at the Housing Authority Building, Neodesha

Thursday, July 24 — Neosho Basin

Noon to 1 p.m. at the Coffey County Courthouse, Burlington

The first portion of the hearing will be a briefing by the Watershed Planning Section, outlining each of the TMDLs. Public comments and queries regarding these TMDLs will be taken by KDHE until August 22. After reviewing the public comments, KDHE will make any appropriate revisions to the TMDLs and will submit them to Region VII of the U.S. Environmental Protection Agency.

These TMDLs are available for review at the Kansas Department of Health and Environment TMDL Web site at <http://www.kdheks.gov/tmdl/index.htm>. Additionally, copies of the TMDLs can be obtained by contacting the Bureau of Water, Watershed Planning Section, at (785) 296-6170.

Requests or questions should be directed to Tom Stiles, KDHE, Watershed Planning Section, 1000 S.W. Jackson,

Suite 420, Topeka, 66612-1367, (785) 296-6170, fax (785) 291-3266, or e-mail at tstiles@kdhe.state.ks.us.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 035600

State of Kansas

Department of Health and Environment

Annual Program Report for the Voluntary Cleanup and Property Redevelopment Program

Activities from January 1, 2007 to December 31, 2007

Background

The Voluntary Cleanup and Property Redevelopment Act was enacted by the Kansas Legislature on July 1, 1997 (Kansas Statutes Annotated 65-34,161 through 65-34,174). The purpose of the Act is to allow voluntary cleanups of contaminated properties with oversight by the Kansas Department of Health and Environment to promote the transfer, redevelopment, and reuse of contaminated properties and protect public health and the environment. Article 71 of Kansas Administrative Regulations, specifically K.A.R. 28-71-1 through 28-71-12, was promulgated on June 26, 1998, officially establishing the Voluntary Cleanup and Property Redevelopment Program (VCPRP). The law and program are administered by the Kansas Department of Health and Environment (the "Department").

Under the VCPRP, voluntary parties with properties meeting the statutory criteria of low to medium priority and minimal risk can receive a "no further action" (NFA) determination from the Department. An NFA provides some protection from potential environmental liability. Properties that are adjacent to contaminated sites but did not contribute to the contamination may also receive a no further action determination. The VCPRP uses a streamlined approach to investigate and cleanup properties in an expeditious manner, thereby encouraging the redevelopment or enhancement of such properties. Clearly defined cleanup standards identifying the extent of cleanup have been developed and are provided to the voluntary party early in the program so that time and costs involved in cleanup can be determined. The VCPRP is truly voluntary and is designed for industries and businesses to properly address contamination on their properties through a private/state partnership. There are no additional burdens or requirements on voluntary parties participating in the program.

A Memorandum of Agreement (MOA) between KDHE and Region VII of the United States Environmental Protection Agency became effective March 2, 2001. The MOA provides USEPA's acknowledgment of the adequacy of Kansas' VCPRP program and also provides assurances to voluntary parties that there will be no federal involvement at properties properly addressed within the VCPRP. The additional assurance from USEPA enhances the De-

partment's actions in issuing an NFA determination letter in terms of relieving environmental liability.

Report Summary

In accordance with K.S.A. 65-34,173, the Department shall publish annually in the Kansas Register a summary of the number of applicants, the general categories of those applicants and the number of cleanups completed pursuant to this act. This annual report describes the activities accomplished by the Department in the VCPRP for the period of January 1, 2007 to December 31, 2007.

Since the inception of the Voluntary Cleanup Program on July 1, 1997, the Department has received a total of 491 completed application packages of which 481 properties have been determined eligible to participate in the program. A total of 469 voluntary agreements have been signed. Investigations have been initiated and/or completed at 408 properties. Currently, 169 properties are in one of three cleanup phases: the preliminary proposal stage, planning stage, or the active cleanup stage. Cleanups have been successfully completed at 48 properties. To date, the Department has issued a total of 152 NFA letters, achieving cleanup of 1,671.54 acres.

A total of 62 applications have been received by the VCPRP during calendar year 2007. The monthly average of new applications received by the Department during 2007 was 5 applications per month, which is an increase over the 42 applications received in 2006 (3.5 per month). The number of applications received by the VCPRP each year has generally shown a slight increase except for 2005. Although it is difficult to predict future trends, there is no apparent reason to expect the number of applications submitted per year to change significantly.

NFAs are issued for properties at various points in the VCPRP process, including: 1) following cleanup of contamination; 2) following investigation that indicates no, or insignificant, contamination present; and 3) when a property is impacted but the contamination is determined to have originated from an off-property source. Since the inception of the VCPRP, approximately 15 NFAs have been issued per year. The number of NFAs issued by the Department for the 2007 calendar year was 13, which is a slight decrease relative to the overall average.

Approximately 76% of the properties participating in the VCPRP are from three industrial categories, including the oil and gas industry (29% of the total), manufacturing (21%) and agri-business (26%). Participation by other categories includes commercial (12%), railroad (7%), government (2%) and private citizen (3%). Approximately 80% of all properties participating in the VCPRP involve groundwater contamination, which typically requires years to complete cleanups.

Tables 1 and 2 below summarize the number of applicants, the general categories of those applicants and the number of voluntary actions completed pursuant to K.S.A. 65-34,161 through 65-34,174. Figure 1 depicts the cumulative voluntary actions within the VCPRP, and Figure 2 depicts the percentage of applications received relative to applicant category.

(continued)

**TABLE 1
SUMMARY OF VOLUNTARY APPLICATIONS**

Applicant Category	Contaminant Class Category*				Total Applications
	Class I	Class II	Class III	Class IV	
Agri-Business	0	14	46	66	126
Industry	12	12	48	29	101
Commercial	23	7	23	6	59
Oil/Gas Related	1	22	71	51	145
Governmental Entity	1	5	4	1	11
Private Citizen	7	4	2	1	14
Railroad Related	0	1	19	15	35
Class Category Total	44	65	212	170	491

TOTAL APPLICATIONS: 491

***Definition of Classes:**

Class I - means suspected or confirmed contamination is determined to exist on the eligible property, and the eligible property is not a source of contamination or is located adjacent to a property with a known source of contamination.

Class II - means suspected or confirmed soil contamination is determined to exist on the eligible property, there is no known or suspected soil contamination emanating off the eligible property and there is no known or suspected ground water contamination.

Class III - means suspected or confirmed soil or ground water contamination, or both, is determined to exist on the eligible property, and there is no known or suspected soil or ground water contamination that has migrated off the eligible property.

Class IV - means suspected or confirmed soil or ground water contamination, or both, and the contamination exists on and off the eligible property.

**TABLE 2
SUMMARY OF VOLUNTARY ACTIONS**

Cumulative Voluntary Action Totals

Type of Voluntary Action	2007	2006*	2005*	2004*	2003*	2002*	2001*	2000*	1999*	1998*	1997*
Applications Denied/Withdrawn	24	13	10	10	9	5	4	2	1	1	0
Applications in Review	0	9	4	0	2	0	4	0	3	0	0
Applications Approved	481	416	376	353	300	265	219	173	100	56	6
Voluntary Agreements Signed	469	409	372	341	298	259	206	162	96	46	3
Vol. Investigations Initiated	408	362	331	306	271	230	156	114	57	19	0
Vol. Investigations Completed	255	226	208	171	133	121	83	41	23	5	0
Voluntary Cleanups Initiated	169	147	135	124	104	74	39	27	17	3	0
Voluntary Cleanups Completed	48	40	29	25	21	15	11	6	2	0	0
No Further Actions Issued **	152	139	113	92	69	58	38	16	7	3	0

* From Annual Report to Legislature for respective year.

** Cumulative Totals Revised as of 12-31-07.

Figure 1 - Voluntary Actions

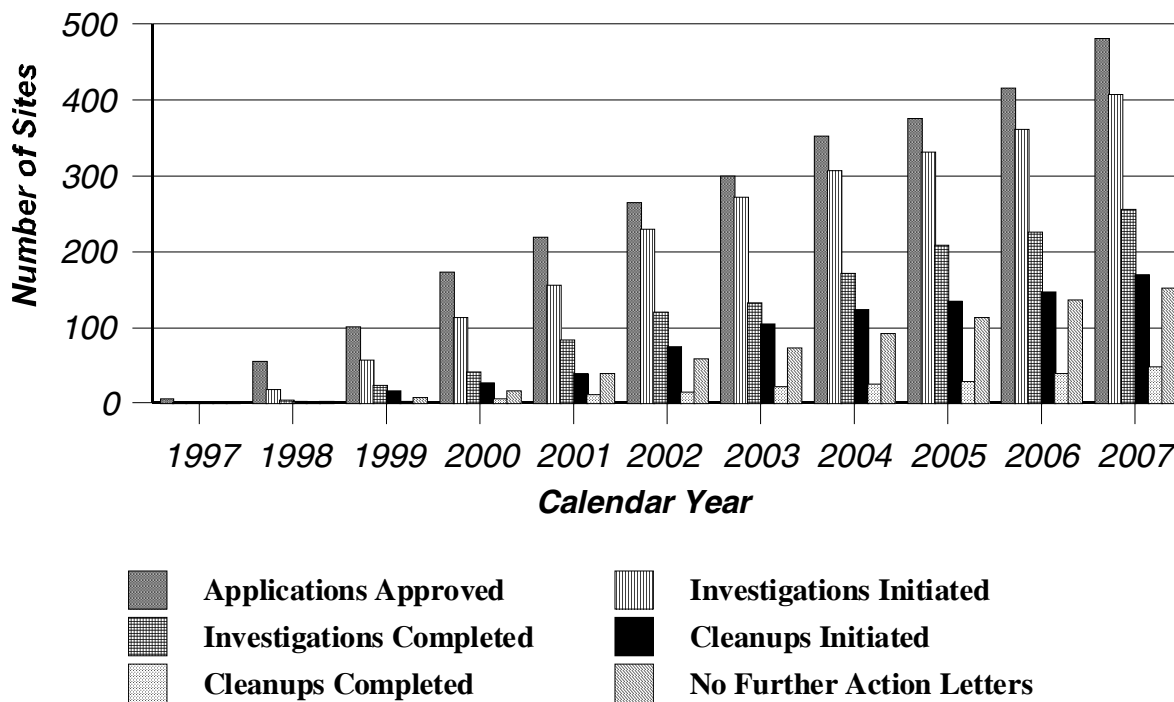
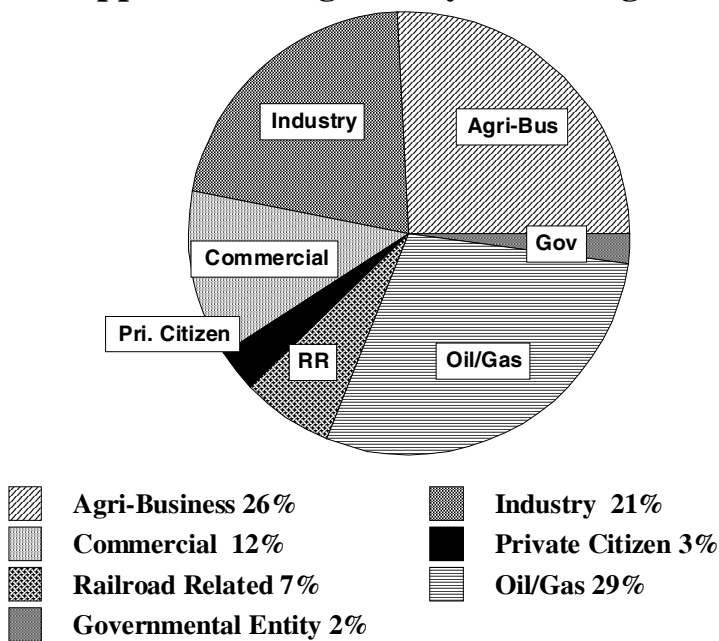


Figure 2 - Applicant Categories by Percentage of Participation



Roderick L. Bremby
Secretary of Health
and Environment

State of Kansas

Department of Health and Environment

Annual Program Report for the Environmental Use Control Program

Activities from January 1, 2007 to December 31, 2007

Background

On April 21, 2003, Governor Sebelius signed House Bill 2247. This bill established the use of Environmental Use Controls (EUCs) for property with environmental contamination above unrestricted use standards. The Kansas Department of Health and Environment (KDHE) worked with a stakeholder committee in the fall of 2002 in developing the bill. This committee consisted of the following stakeholders: Kansas Association of Counties, Sierra Club, Kansas Agricultural Remediation Board, Westar Energy, Kansas Agribusiness Retailers Association, Department of the Army, Kansas Natural Resource Council, Kansas Farm Bureau, Kansas Livestock Association, City of Wichita, Petroleum Marketers Association, Kansas Petroleum Council and KDHE. The bill was introduced during the 2003 Legislature and was subsequently passed by the House 111 to 12 and the Senate 34 to 0. House Bill 2247 became law on July 1, 2003. New Sections of HB 2247 are now referred to as Kansas Statutes Annotated 65-1,221 through 65-1,235.

Subsequently, as required by K.S.A. 65-1,232, the secretary of KDHE adopted rules and regulations to implement the provisions of the act. KDHE presented draft regulations (K.A.R. 28-73-1 through K.A.R. 28-73-7), including the financial assurance guidance document entitled *Procedures for Demonstrating Financial Assurance at Property with Environmental Use Controls* to the Legislative Joint Committee on Administrative Rules and Regulations on January 9, 2006. In response to comments received, K.A.R. 28-73-7 was modified slightly and resubmitted to the Department of Administration and the Attorney General's office for approval. The revised regulations were published in the March 23, 2006 edition of the Kansas Register and went into effect on April 7, 2006.

EUCs are commonly known as institutional controls to be used in conjunction with environmental cleanup to restrict or prohibit human activities and property use in such a way as to prevent or reduce exposures to contamination. Some examples of environmental use controls include preventing disturbance of soil caps, covers, berms, etc.; prohibiting the drilling of water wells for domestic or other purposes; restricting and providing notification during utility excavation of an area; restricting use of a property for residential purposes; and, restricting access to the property.

The law provides a mechanism for a landowner with contaminated property to voluntarily restrict certain activities to mitigate the risk posed to human health and the environment from contamination at their property. The landowner would apply to KDHE for such restrictions. The EUC Program is managed within the KDHE's Bureau of Environmental Remediation (BER).

Report Summary

This annual report describes the activities accomplished by the EUC Program for the period of January 1, 2007 to December 31, 2007. In addition, as required by K.S.A. 65-1,233, KDHE will publish an annual summary in the Kansas Register of the number of approved EUC Agreements (EUCAs).

During the reporting period, KDHE staff focused on further development and implementation of the EUC Program utilizing federal grant funding. Program staff routinely responded to inquiries from the industry and consultants regarding the program. In addition, program staff routinely provided support to other KDHE programs to foster understanding of the EUC program and encourage integration of EUCs, where applicable, in the corrective or remedial action process. Program staff attended the Association of State and Territorial Solid Waste Management Officials (ASTSWMO) Long-Term Stewardship Roundtable and Training in early April 2007. In addition, program staff gave a presentation regarding the EUC program at the 2007 Kansas Environmental Conference in August 2007. During the reporting period, the application and companion fact sheet were updated and posted on the KDHE web site, plus a newsletter article and a program brochure were developed and distributed to educate the general public about the program. Notably, this was a year of staffing transition with a key program staff person retiring in June 2007 and the position eventually filled in October 2007.

Twenty-two EUC applications were received by KDHE from landowners of environmentally contaminated property in 2007 and processed in accordance with the statutes and regulations. Landowners formally recorded EUCAs with the appropriate county Register of Deeds on thirteen properties. Of the remaining EUC applications received in 2007, either final EUCAs have been sent to landowners for signature/recording; draft EUCAs have been prepared and are in concurrence routing; or the EUC application is in various stages of the application review/completion process before drafting an EUCA. KDHE anticipates formal recording of many of the 2007 EUCAs in the near future. In general, the agency anticipates a continued increase in EUC applications in 2008 as awareness of program benefit and utility increases.

Term	Number of Applications Received
*July 1, 2003, to December 31, 2003	2
January 1, 2004, to December 31, 2004	4
January 1, 2005, to December 31, 2005	16
January 1, 2006, to December 31, 2006	20
January 1, 2007, to December 31, 2007	22 (as of December 28, 2007)

* Inception of the program.

Roderick L. Bremby
Secretary of Health and Environment

Doc. No. 035996

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-08-249/255
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Kansas Dairies I, LLC dba Frontier Dairy Eric Goedhart, Managing Partner 11501 S.W. County Road 31 Syracuse, KS 67878	E/2 of Section 31 & SW/4 of Section 31, T25S, R42W, Hamilton County	Cimarron River Basin
Kansas Permit No. A-CIHM-D002 Federal Permit No. KS0094366		

This is an expansion for an existing dairy facility. The permittee is proposing to construct an area of open lots with runoff controls to the west of the existing dairy units and an additional commodities storage area to the east of the existing dairy units. The permittee is required to construct a collection system for the equipment wash pad. The modifications increase the current animal unit capacity of 7,150 head (9,110 animal units) to a new capacity of 16,050 head (16,440 animal units) of dairy cattle.

Name and Address of Applicant	Legal Description	Receiving Water
Prairie Valley Farms, LLC Theodore H. Frederick P.O. Box 208 Hugoton, KS 67951	E/2 of Section 28 & W/2 of Section 33, T34S, R40W, Morton County	Cimarron River Basin
Kansas Permit No. A-CIMT-H005 Federal Permit No. KS0093181		

This is a renewal permit for an existing facility for 43,200 head (17,280 animal units) of swine weighing more than 55 pounds. The swine are divided equally among the facility's four locations - Site 208, Site 210, Site 214 and Site 216. Each location has 10 enclosed buildings. Site 208 and Site 210 share a retention control structure (RCS) and Site 214 and Site 216 share a RCS.

Name and Address of Applicant	Legal Description	Receiving Water
Rolling Hills Pork LLC Pete Sherlock, DVM 312 N. B St. Washington, KS 66968	SW/4 of Section 25, T01S, R03E, Washington County	Big Blue River Basin
Kansas Permit No. A-BBWS-H008 Federal Permit No. KS0096784		

This permit is being reissued to an existing swine facility with a capacity for 3,005 head (1,202 animal units) of swine more than 55 pounds

and 4,050 head (405 animal units) of swine 55 pounds or less, for a total of 1,607 animal units. There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Kenneth N. Gasper Box 131 Tipton, KS 67485	NE/4 of Section 35, T08S, R11W, Osborne County	Solomon River Basin
Kansas Permit No. A-SOOB-B011		

This permit is being reissued for an existing facility with a maximum capacity of 250 head (125 animal units) of cattle less than 700 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Joseph F. Wetter 1308 Pony Express Hwy. Marysville, KS 66508	SW/4 of Section 30, T02S, R08E, Marshall County	Big Blue River Basin
Kansas Permit No. A-BBMS-S050		

This is a reissuance of a permit for an existing facility for 520 head (208 animal units) of swine weighing greater than 55 pound and 250 head (25 animal units) of swine weighing 55 pounds or less, for a total of 233 animal units of swine.

Name and Address of Applicant	Legal Description	Receiving Water
Cooper Farms Dwight Cooper 743 1000 Road Edna, KS 67342	SW/4 of Section 11, T35S, R18E, Labette County	Verdigris River Basin
Kansas Permit No. A-VELB-S001		

This is a reissuance of a permit for an existing facility for 500 head (200 animal units) of swine weighing greater than 55 pounds and 200 head (20 animal units) of swine weighing 55 pounds or less, for a total of 220 animal units of swine.

Name and Address of Applicant	Legal Description	Receiving Water
Goertzen Farms, LLC Steven B. Goertzen, member 1040 Falcon Newton, KS 67114	SW/4 of Section 18, T21S, R02E, Marion County	Neosho River Basin
Kansas Permit No. A-NEMN-S021		

This is a reissuance of a permit for an existing facility for 738 head (295.2 animal units) of swine weighing greater than 55 pounds, 480 head (48 animal units) of swine weighing 55 pounds or less, 230 head (230 animal units) of cattle weighing greater than 700 pounds and 120 head (60 animal units) of cattle weighing less than 700 pounds, for a total of 633.2 animal units of swine and cattle.

Public Notice No. KS-Q-08-141/146

Name and Address of Applicant	Receiving Stream	Type of Discharge
APAC - Kansas, Inc. - Shears Division P.O. Box 1605 Hutchinson, KS 67504	Neosho River via Eagle Creek via Fourmile Creek	Pit Dewatering & Stormwater Runoff
Kansas Permit No. I-NE33-PO01 Federal Permit No. KS0086657		

Legal Description: NE¼, S3, T21S, R13E, Lyon County

Facility Name: Hartford/Nelson Quarry
Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry operation with some washing. All wash-water is recycled via settling ponds and does not discharge. Outfalls 001 and 002 consist of stormwater runoff only. 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 a stormwater pollution prevention plan (SWP2 Plan) within one year of the effective date of the permit. The permit requirements are pursuant to the

(continued)

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
Ash Grove Aggregates, Inc. P.O. Box 70 Butler, MO 64730	Marais des Cygnes River via Unnamed Tributary	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-MC18-PO05 Federal Permit No. KS0089141

Facility Name: Amsterdam/LaCygne Quarry

Legal Description: NE¼, S23, T19S, R25E, Linn County

Facility Description: The proposed action is to modify an existing permit for the discharge of wastewater during quarry operation. The modification consists of eliminating Section 34, Township 19S, Range 25E, from quarry activities. All other terms, conditions and provisions of the original permit shall remain in effect.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Herzog Contracting Corporation P.O. Box 1089 St. Joseph, MO 64507	Missouri River via Unnamed Tributary	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-MO23-PO01 Federal Permit No. KS0002780

Legal Description: NW¼, S15, T3S, R22E, Doniphan County

Facility Name: Wathena Quarry

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarrying and crushing operation that occasionally washes rock. Washwater is treated by two ponds in series. However, these ponds do not discharge and the washwater is recycled. This facility also has four outfalls that consist of treated stormwater runoff. The proposed permit includes generic water-quality language to protect waters of the state. 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
Mulberry Limestone Company 325 N. 260th St. Mulberry, KS 66756	Neosho River via Lightning Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-NE12-PO03 Federal Permit No. KS0093084

Legal Description: NW¼, S30, T30S, R24E, Crawford County

Facility Name: Pittsburg Quarry

Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations. This facility is a limestone quarrying 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. 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
Wade Quarries P.O. Box 38 LaCygne, KS 66080	Marais des Cygnes River via Elm Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-MC18-PO10 Federal Permit No. KS0097322

Legal Description: S32, T19S, R23E, Linn County

Facility Name: Cadmus Quarry

Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations. This facility is a limestone quarrying operation with some washing. Outfall 001 consists of treated washwater from three settling ponds in series that receive washwater and stormwater runoff from the plant area. The proposed permit contains limits for total suspended solids and pH. Contained in the permit is a schedule of compliance requiring the permittee to develop and implement a stormwater pollution prevention plan (SWP2 Plan) within one year of the effective

date of the permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Department of Army Headquarters Directorate of Environment & Safety 407 Pershing Court Fort Riley, KS 66442-6121	Kansas River Basin	Process Wastewater

Kansas Permit No. F-KS97-PO02 Federal Permit No. KS0096598

Receiving Stream: Outfall 001X1: Three Mile Creek via Forsythe Creek
Outfall 004: Three Mile Creek via Unnamed Tributary
Outfall 005: Three Mile Creek via Unnamed Tributary

Facility Description: The proposed action is to reissue an existing permit for an existing wastewater treatment facility. A rock borrow area (quarry) is being added to the permit, in addition to continuation of the permit for: (1) an existing Advanced Waste Water Treatment Plant (AWWTP) that treats wastewater from the Custer Hill, Main Post and Camp Forsyth areas; (2) a Central Vehicle Wash Facility (CVWF) discharging lagoon system; (3) a Multipurpose Range Complex nondischarging domestic lagoon system; and (4) industrial stormwater discharges at various locations within the base boundary. Fort Riley is a military installation consisting of activities and facilities for housing, training, and supporting trained and ready forces to meet Joint Force requirements. The AWWTP influent, consisting of domestic wastewater, vehicle maintenance area wastewater, aircraft maintenance area wastewater, silver recovery effluent from spent photo fixer, medical facility wastewater, and cooling tower heat exchanger wastewater is treated in bar screens, an oxidation ditch, two secondary clarifiers, two UV channels through two flow meters and a cascade aeration system. Sludge is directed to an aerated holding tank, a gravity belt thickener, three aerobic digesters, a digested sludge holding tank and a belt filter press. Design flow is about 2.35 mgd. Outfall 004A Custer Hill Wash Facility - Central Vehicle Wash Facility (CVWF) consists of three stages: a pre-wash assembly area, a bird-bath, and a post-wash area. The bird-bath is connected to a two-cell concrete basin and an oil water separator. Post wash is connected to a separate concrete sediment basin. Overflow from the bird-bath and postwash basins discharges into cell #1 of the 4-cell lagoon system. The Tactical Equipment Shop (TES) wash rack systems are connected concrete basins each with an oil/water separator discharging into the old wash rack reservoir that discharges into cell #2 of the four-cell lagoon system. Outfall 005 consists of stormwater runoff from the quarry.

Multipurpose Range Complex wastewater lagoon - this is a nondischarging wastewater stabilization lagoon system that treats domestic wastes from units associated with the Multipurpose Range Complex.

The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, oil and grease, and pH. Monitoring of total phosphorus, nitrate, nitrite, total Kjeldahl nitrogen, total nitrogen, sulfate, chloride, TPH-diesel range organics, total recoverable heavy metals, volatile organic chemicals and effluent flow also will be required. The permittee will be required to perform a chronic whole effluent toxicity test annually. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Public Notice No. KS-NQ-08-029

Name and Address of Applicant	Legal Description	Type of Discharge
Ellinwood Packing Plant, Inc. P.O. Box 425 Ellinwood, KS 67526	E½, S36, T19S, R23W, Barton County	Nonoverflowing

Kansas Permit No. I-AR32-NP01 Federal Tracking No. KSJ000519

Facility Description: The proposed action is to reissue an existing permit for an existing nonoverflowing wastewater system. This facility is a

slaughterhouse and meat packing plant. A weekly average of 150 hogs and 35 cattle are slaughtered. No curing of hides is done on site. Livestock holding pens drain through an underground holding tank into a bentonite lined waste stabilization lagoon No.1. Plant process wastewater and domestic waste are directed through a settling tank and a lift station and also flow into lagoon No.1. Overflow from lagoon No. 1 flows into (old) lagoon No. 2. Effluent from lagoon No. 2 is pumped out to irrigate the permittee's 10 acres of crop land. The average wastewater flow into the lagoon system is about 12,000 gpd. Permittee will be required to submit an annual land irrigation/application report. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit.

Public Notice No. KS-PT-08-010

Name and Address of Applicant	Receiving Facility	Type of Discharge
Elevator Solutions International Inc. Strother Field Industrial Park Arkansas City, KS 67005-0987	Strother Field WWTP	Process Wastewater

Kansas Permit No. P-WA17-IO03 Federal Tracking No. KSP000021
 Facility Description: The proposed action is to reissue an existing pretreatment permit for this facility. This facility manufactures elevator cabs, doors, frames and fixtures, and mechanical door equipment. The facility operates a two-stage parts cleaning line, using a phosphating (conversion coating) process to prepare steel for paint. The proposed permit includes limits for total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, total cyanide and pH, as well as monitoring of effluent flow. The permit limits are pursuant to state and federal pretreatment requirements.

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 August 16 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-08-249/255, KS-Q-08-141/146, KS-NQ-08-029, KS-PT-08-010) 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. 035999

(Published in the Kansas Register July 17, 2008.)

City of Kingman, Kansas

Notice of Intent to Seek Private Placement General Obligation Tax Increment Bond, Series 2008

Notice is hereby given that the city of Kingman, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$425,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bond and the execution of various documents necessary to deliver the bonds.

Dated July 10, 2008.

Cindy Conrardy
 City Clerk

Doc. No. 036002

**State of Kansas
 Kansas State University**

Request for Proposals

Kansas State University is seeking proposals from cellular service providers or their representatives desiring to locate cellular antenna facilities on the K-State Manhattan campus at the corner of Marlatt Avenue and Denison Avenue. The intent of the university is to enter into individual site license agreements with qualified carriers that will enable the carriers to enhance their cellular coverage on the K-State Manhattan campus and surrounding area.

Qualified carriers should express interest to Carla Bishop at the K-State Purchasing Office by calling (785) 532-6214 or e-mail to cbishop@ksu.edu not later than noon August 15. Interested parties will be invited to a meeting (approximately August 22) on the K-State Manhattan campus to discuss specific details of the agreement with the university.

Carla K. Bishop
 Director of Purchasing

Doc. No. 035993

State of Kansas

State Conservation Commission

Notice of Meeting

The State Conservation Commission will conduct a joint meeting with the Kansas Association of Conservation Districts August 4 at the Dodge House Hotel & Convention Center, 2408 W. Wyatt Earp Blvd., Dodge City. The regular business meeting of the commission will begin at approximately 8 a.m. and the joint meeting will follow. Persons requiring special accommodations should contact the commission at least three business days prior to the meeting at (785) 296-3600.

Greg A. Foley
Executive Director

Doc. No. 035979

(Published in the Kansas Register July 17, 2008.)

**Summary Notice of Bond Sale
City of Marquette, Kansas
\$465,000
General Obligation Bonds, Series 2008
(General obligation bonds payable from
unlimited ad valorem taxes)**

Bids

Subject to the notice of bond sale dated July 1, 2008, written and electronic bids will be received on behalf of the clerk of the city of Marquette, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 4 p.m. August 5, 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 August 15, 2008, and will become due on October 1 in the years as follows:

Year	Principal Amount
2015	\$20,000
2016	20,000
2017	25,000
2018	25,000
2019	25,000
2020	30,000
2021	30,000
2022	35,000
2023	30,000
2024	35,000
2025	35,000
2026	40,000
2027	55,000
2028	60,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 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 \$9,300 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about August 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 \$3,214,570. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$925,000, of which \$166,000 is exempt from the computation of the legal limitation of bonded indebtedness.

Approval of Bonds

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

Additional Information

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

Written and Facsimile Bid and Good Faith Deposit

Delivery Address:

Fred Peterson, Clerk
113 Washington
Marquette, KS 67464
(785) 546-2205
Fax (785) 546-2205
E-mail: marquette@ks-usa.net

Financial Advisor -Facsimile Bid and Good Faith

Deposit Delivery Address:

Stifel, Nicholas and Company, Incorporated
301 N. Main, Suite 800
Wichita, KS 67202
Attn: Patricia A. Hinojos
(316) 337-8498
Fax (316) 337-8492
E-mail: hinojosp@stifel.com

Dated July 1, 2008.

City of Marquette, Kansas

Doc. No. 036007

**State of Kansas
Board of Emergency Medical Services**

Notice of Meetings

The Board of Emergency Medical Services will meet at 9 a.m. Friday, August 1, in the fourth floor auditorium in the Eisenhower State Office Building, 700 S.W. Harrison, Topeka. The committee meetings for the Planning and Operations Committee, the Education, Examination, Certification and Training Committee, and the Executive Committee will be at 9 a.m. Thursday, July 31, at the same location. The Investigations Committee will meet at 11 a.m. August 1 following the full board meeting.

Items on the agenda for the board meeting can be found on the board's Web site at <http://www.ksbems.org>.

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

Robert Waller
Administrator

Doc. No. 036005

**State of Kansas
Department of Revenue**

Notice of Available Publications

Listed below are all the Private Letter Rulings, Opinion Letters, Final Written Determinations, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&A's, Information Guides and Notices published by the Department of Revenue for June 2008. Copies can be obtained by accessing the Policy Information Library located on the Internet at www.ksrevenue.org or by calling the Office of Policy and Research at (785) 296-3081.

Private Letter Rulings

No new publications

Opinion Letters

No new publications

Final Written Determinations

No new publications

Revenue Rulings

No new publications

Notices

No new publications

Memorandums

No new publications

Property Valuation Division Directives

No new publications

Q&A's

How are telephone answering services taxed in Kansas?

Information Guides

No new publications

Joan Wagnon
Secretary of Revenue

Doc. No. 035988

**State of Kansas
Board of Emergency Medical Services**

**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 10 a.m. Monday, September 15, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of a proposed new rule and regulation.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to manager of technician services, Room 1031, 900 S.W. Jackson, Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentations 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 Ann Stevenson at (785) 296-7296. Handicapped parking is located at the south end of Landon State Office Building, directly across the street from the building's north entrance, and on Ninth Street. The north entrance to the building is accessible to individuals with disabilities.

The regulation is proposed for adoption on a permanent basis. A summary of the proposed regulation and its economic impact follows:

K.A.R. 109-5-5. Retroactive approval of continuing education course. This is a new regulation that clarifies the approval process for those emergency medical services attendants who have completed a continuing education course, whether in Kansas or another jurisdiction, that had not received prior approval to be used as a continuing education offering for emergency medical services attendants in the state of Kansas.

This new regulation benefits both those individuals wishing to attain continuing education credit for courses that were not approved for such at the time the course was conducted and the Kansas Board of Emergency Medical Services by providing guidelines for approval of such offerings.

Copies of the regulation and the economic impact statement may be obtained from the Kansas Board of Emergency Medical Services, 10th Floor, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-7296.

Robert Waller
Administrator

Doc. No. 036008

State of Kansas

Board of Pharmacy

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9 a.m. Wednesday, September 24, at the Topeka and Shawnee County Public Library, Room 101B, 1515 S.W. 10th Ave., Topeka, to consider amendments to K.A.R. 68-11-2 and K.A.R. 68-7-12b of the Kansas Pharmacy Board.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed amendments of K.A.R. 68-11-2 and K.A.R. 68-7-12b. All parties may submit written comments prior to the hearing to Debra Billingsley, executive secretary of the Kansas Pharmacy Board, Room 560, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1231, pharmacy@pharmacy.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally on the amendment of the regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the 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 the Kansas Pharmacy Board at the address above, (785) 296-4056. Handicapped parking is located at the west and north sides of the building, and the north entrance to the building is accessible to individuals with disabilities.

A summary of the proposed regulations follows:

K.A.R. 68-11-2. Fees for premises registrations and permits. This regulation identifies various registration and permit fees. A new registration fee of \$300 is proposed for each place of business that sells durable medical equipment.

K.A.R. 68-7-12b. Incident reports. This regulation identifies the information that shall be included in an incident report when a pharmacist becomes aware of a reportable incident. The regulation also specifies what constitutes a reportable incident and the recordkeeping requirements regarding an incident report.

Copies of the regulations and the economic impact statements may be obtained from the Kansas Pharmacy Board at the contact information above or by accessing the board's Web site at <http://www.accesskansas.org/pharmacy/leg.html>.

Debra Billingsley
Executive Secretary

Doc. No. 035995

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:

07/29/2008	11499	Raze Dormitory Buildings
07/30/2008	11503	Maintenance of Highway Lighting
07/30/2008	11507	Ice and Snow Removal Chemicals
07/30/2008	11510	Physical Therapy Services
07/30/2008	11512	Physical Therapy and Occupational Services
07/30/2008	11513	Aggregate

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>

Chris Howe
Director of Purchases

Doc. No. 036006

State of Kansas

Real Estate Commission

Temporary Administrative
Regulations

Article 3.—PERSONS HOLDING LICENSES; DUTIES

86-3-19. Disclosure of interest in property purchased, sold, leased, or exchanged. (a) A licensee shall not buy, sell, lease, or exchange real estate in which the licensee, an immediate family member of the licensee, or both the licensee and an immediate family member of the licensee have an interest without disclosing the following in the real estate contract or lease:

- (1) The licensee's licensure status;
- (2) specification of whether the licensee has an interest in the property or transaction; and
- (3) specification of whether the licensee's immediate family member has an interest in the property or transaction.

(b) For purposes of subsection (a), "interest" shall have the meaning specified in K.S.A. 58-3035, and amendments thereto.

(c) For purposes of subsection (a), "exchange" shall have the meaning specified in K.S.A. 58-3035, and amendments thereto.

(d) For purposes of subsection (a), "immediate family member" shall mean spouse, parent, child, or sibling. (Authorized by K.S.A. 74-4202(b); implementing K.S.A. 2007 Supp. 58-3035, as amended by 2008 HB 2746, Sec. 1, and K.S.A. 2007 Supp. 58-3062, as amended by 2008 HB 2746, Sec. 5; effective May 1, 1982; amended, T-86-6-25-08, July 1, 2008.)

86-3-30. Advertising. For purposes of determining whether the supervising broker's business name or trade name is prominently and conspicuously displayed or announced in a readable and identifiable manner regardless of the type of media used, the following shall be considered by the commission:

(a) The terms being used, including the style, size, contrast, and color of the type or font used; and

(b) the location or audibility of the supervising broker's trade name or business name as the name appears or is represented in the advertisement. (Authorized by K.S.A. 74-4202(b); implementing 2008 HB 2746, Sec. 6, effective, T-86-6-25-08, July 1, 2008.)

Sherry C. Diel
Executive Director

Doc. No. 035982

State of Kansas

Kansas State Treasurer

Temporary Administrative Regulations

Article 3.—LINKED DEPOSIT LOAN PROGRAMS

3-3-1. Agricultural production loans. For each agricultural production loan authorized by K.S.A. 75-4270 et seq. and amendments thereto, the "eligible agricultural borrower" shall be a resident of the state of Kansas, and a majority of the farm for which the proceeds of the loan are expended shall be located within the state of Kansas. A limited liability agricultural company, limited agricultural partnership, or family farm corporation shall be considered a resident if it meets the requirements of K.S.A. 17-5903, and amendments thereto. (Authorized by K.S.A. 2007 Supp. 75-4270; implementing K.S.A. 2007 Supp. 75-4270, 75-4271, and 75-4272; effective, T-3-7-3-00, July 3, 2000; effective Oct. 27, 2000; amended, T-3-6-25-08, July 1, 2008.)

3-3-2. Kansas housing loans. The proceeds of all housing loans authorized by 2008 SB 387, and amendments thereto, shall be used only for building houses that initially sell or are appraised for less than 350% of the Kansas median household income, based on the most recent data available from the United States census bureau on July 1 and January 1 each year. The loans shall be awarded on a first-come, first-served basis, reserving at least 50% of the funds available for houses located within one mile of the city limits of any of the following Kansas cities: Chanute, Coffeyville, Erie, Fredonia, Greensburg, Independence, Iola, Neodesha, or Osawatimie. A house shall be considered to be located within one mile of the city limits if the majority of the tract of real estate upon which the house is placed is within one mile of the city limits. (Authorized by 2008 SB 387, sec. 4(a); implementing 2008 SB 387, sec. 3(e) and sec. 5(g); effective, T-3-6-25-08, July 1, 2008.)

Lynn Jenkins
State Treasurer

Doc. No. 035981

State of Kansas

Court of Tax Appeals

Temporary Administrative Regulations

(Editor's Note: The State Court of Tax Appeals was created pursuant to Substitute for House Bill 2018, which became effective July 1, 2008. The State Court of Tax Appeals is the successor in authority to the State Board of Tax Appeals, which has been abolished.)

Article 2.—PROCEEDINGS BEFORE THE COURT

94-2-1. Definitions. (a) "Chief judge" means the chief judge of the Kansas court of tax appeals, appointed as provided in K.S.A. 74-2433, and amendments thereto.

(b) "Court" means the Kansas court of tax appeals.

(c) "Counsel" means legal counsel.

(d) "Entry of appearance" means a pleading listing the following information:

(1) The name, address, and telephone number of the attorney entering an appearance;

(2) the Kansas supreme court registration number, or its equivalent, of the attorney entering an appearance; and

(3) the name of the party represented by the attorney.

The entry of appearance shall be signed by the attorney entering an appearance on behalf of the party. This signature shall constitute a certificate as prescribed in K.S.A. 60-211, and amendments thereto.

(e) "Executive director" means the individual appointed pursuant to K.S.A. 74-2433, and amendments thereto.

(f) "Party" means any of the following:

(1) Any taxpayer or applicant bringing the action, a governmental unit bringing or defending the action, or both;

(2) any intervenor permitted to intervene by the court; or

(3) any person joined as a contingently necessary party.

(g) "Pleadings" means any of the following:

(1) Notice of appeal;

(2) application;

(3) motion;

(4) brief;

(5) proposed findings of fact and conclusions of law; or

(6) any other similar document formally filed with the court.

(h) "Presiding officer" means any of the following:

(1) A panel of judges;

(2) the judge assigned pursuant to K.S.A. 77-514, and amendments thereto, to conduct the status conference, prehearing, oral arguments, hearing, or similar proceedings; or

(3) a court staff attorney in a status or prehearing conference to which a court staff attorney has been assigned according to K.A.R. 94-2-6.

(i) "Secretary" means the secretary of the court of tax appeals. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

(continued)

94-2-2. Information, hearings, and assistance. (a) To the extent that the Kansas administrative procedure act or other statutes or regulations do not apply, the rules of civil procedure, and particularly articles 1, 2, and 4 of chapter 60 of the Kansas statutes annotated, shall be followed by the court. However, the rules of evidence may be modified by the presiding officer in accordance with the Kansas administrative procedure act if it will be in the public interest and will aid in ascertaining the facts.

(b) Hearings before the court shall be open to the public at all times except at those proceedings specified in K.A.R. 94-2-14. Hearings may be held in the court's hearing room or at other places throughout the state of Kansas whenever the public interest may be better served. Reasonable written notice shall be given to all parties pursuant to K.S.A. 77-518, and amendments thereto.

(c) Upon request, the staff attorneys for the court shall advise any party concerning the form of the notice of appeal or other application to be filed with the court or concerning the procedure to be followed in initiating a proceeding before the court.

(d) All communications to the court shall be addressed to the offices of the court in Topeka and shall meet the procedural requirements specified in these regulations. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-3. Form of pleadings. (a) Each pleading, except any pleading described in subsection (b), shall contain the following:

(1) The heading "BEFORE THE COURT OF TAX APPEALS OF THE STATE OF KANSAS," centered at the top of the page;

(2) the name of the case, which shall consist of a brief description of the nature of the action and shall contain a citation to the particular statute under which the appeal or application is authorized, placed immediately below the heading at the left margin of the page;

(3) the docket number, if one has been assigned, which shall appear to the right of the name at the right margin of the page;

(4) the title of the pleading, which shall identify the document being filed, shall be placed immediately below the name and centered on the page;

(5) the pertinent allegations of fact and law in simple, concise, and direct terms, which shall be in numbered paragraphs, with each paragraph containing a statement of a single set of circumstances or separate transaction or series of events;

(6) following each numbered paragraph, a concise and complete statement of all relief sought by the pleader; and

(7) the signature of the party filing the pleading or the party's attorney. The addresses and telephone numbers of the party and the party's attorney of record shall appear following the signature or elsewhere in the pleading. All pleadings shall be verified, unless the pleading is signed by either of the following:

(A) Counsel regularly admitted to practice before the supreme court of the state of Kansas; or

(B) counsel duly licensed and admitted to practice before the supreme court of another state if the counsel li-

censed from another state is associated with local counsel and the local counsel also signs the pleading, as required by Kansas supreme court rule 116 relating to district courts.

(b) Notice of appeals or applications filed pursuant to the statutory procedures enumerated in K.S.A. 74-2439, K.S.A. 79-1609, and K.S.A. 79-213, and amendments thereto, shall be prepared on forms approved by the court. Each taxpayer or applicant shall provide all information and supporting documentation requested on the forms or by the court. If any information requested is not provided, the appeal or application may be rejected by the court or may be returned to the taxpayer or applicant for correction.

(c) Each pleading, except a pleading described in subsection (b), shall be typed on 8½ × 11 inch white paper and shall be double-spaced, except that single spacing may be used for subparagraphs, legal descriptions of real estate, itemizations, quotations, and similar portions of the document. Typing shall appear on only one side of the paper, and the margins shall be at least one inch at the top of the page and ¾ of an inch at the sides and bottom of the page. Taxpayers not represented by counsel shall not be held in strict compliance with this regulation. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-4. Filing procedure and time limits. (a)(1) Each party filing any action with the court shall file the application or appeal and shall pay any applicable fees required by K.A.R. 94-2-21. Each document filed shall be deemed to have been filed when actually received and file-stamped by the secretary or the secretary's designee, and the action shall commence on that date if the document is in the form prescribed by these regulations or by statute.

(2) Each application and appeal shall be accompanied or followed by any applicable filing fees, as specified in K.A.R. 94-2-21.

(b) In computing any period of time prescribed by statute or these regulations for any appeal or application, the computation shall be made pursuant to K.S.A. 60-206, and amendments thereto, unless the method of computation is otherwise specified in these regulations or by statute. A legal holiday shall be each day designated in K.A.R. 1-9-2.

(c) When by these regulations or by notice given by the court, an act is required to be completed within a specified time, the time for completing the act may be extended by the court, if a motion is filed by a party before the expiration of the specified time. A motion for extension of time filed after the time limit has expired may be granted by the court only if the failure to act within the time limit was the result of excusable neglect.

(d) Any individual or entity may file documents at the court office between the hours of 8:00 a.m. and 5:00 p.m. on any business day. Each document, whether mailed, hand-delivered, or sent by facsimile machine or as electronic mail, shall be received by 5:00 p.m. to be file-stamped and considered filed on that date. The time of

receipt shall be that time shown by the court's time clock, the time printed by the court's facsimile machine on the final page of the facsimile-received document, or the time shown as received by the court's electronic mail system. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1987; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-8-28-03, Aug. 28, 2003; amended Dec. 5, 2003; amended, T-94-6-25-08, July 1, 2008.)

94-2-5. Service. (a) Each party filing any pleading or other document with the court shall serve the pleading or other document on all other parties in person or by mail, facsimile, or electronic mail, except when a statute requires a specific manner of service. Postage or costs of service shall be paid by the person serving the pleading.

(b) Service on an attorney of record shall be deemed to be service upon the party represented by that attorney, although nothing in these regulations shall prohibit service on the interested party also. Service by mail shall be considered to be complete upon mailing.

(c) The party responsible for effecting service shall endorse a certificate of mailing or service, or both, upon the pleading showing compliance with these regulations. In the absence of this proof of service or the equivalent, any pleading may be disregarded and deemed null and void. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-8. Discovery procedure. (a) Any party before the court may use the discovery procedures provided under the code of civil procedure of this state, the procedures authorized under the provisions of the Kansas administrative procedures act, K.S.A. 77-522 and amendments thereto, or both. Unless otherwise expressly approved by the court or presiding officer, a party shall have completed all discovery procedures by 20 calendar days before the date set for the hearing.

(b) The admissibility of any evidence obtained during this discovery process shall be governed by one or more of the following:

(1) The code of civil procedure, K.S.A. 60-101 et seq., and amendments thereto;

(2) the Kansas administrative procedures act, K.S.A. 77-501 et seq., and amendments thereto; or

(3) case law of this state.

(c) Each motion for summary judgment shall be filed with the court in accordance with K.S.A. 60-256, and amendments thereto, and Kansas supreme court rule 141 relating to district courts. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-9. Subpoenas. (a) Any party may request that the court issue a subpoena or subpoena duces tecum by filing a request for the same with the court at least 10 business days before the date on which the hearing commences or the deposition is scheduled. The request shall state the following information:

(1) The name of the witness;

(2) the address, including street address, city, and county where the witness can be served;

(3) the date, time, and location the witness is expected to appear;

(4) the matter in which the witness is expected to testify; and

(5) if a subpoena duces tecum, the material, listed in detail, to be brought by the witness to the hearing or deposition.

(b) A request for a subpoena or subpoena duces tecum shall not be granted by the court if filed fewer than 10 business days before the date on which the hearing commences or the deposition is scheduled, except by approval of the court upon a showing of good cause.

(c) Except as provided in subsection (b), upon receipt of a properly filed request, the appropriate subpoena shall be issued by the court or the court's designee, who shall also arrange for its service pursuant to K.S.A. 77-522, and amendments thereto.

(d) Witness fees and mileage shall be allowed pursuant to K.S.A. 28-125, and amendments thereto. (Authorized by K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13, and 74-2437a, as amended by 2008 HB 2018, sec. 14; effective May 1, 1981; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-10. Hearing procedure. (a) Any party may appear at any hearing or other proceeding before the court and be heard in person or may be represented by an attorney who is regularly admitted to practice before the supreme court of the state of Kansas and who has filed an entry of appearance in the proceeding with the court. Any party may be represented by out-of-state counsel if that counsel has complied with Kansas supreme court rule 116 relating to the admission of an attorney from another state. An elected or appointed official or the official's designee of a county, city, or other taxing district or a corporation's officer or employee may appear and testify on behalf of the county, city, taxing district, or corporation and, except as otherwise provided in these regulations, may fully participate as a party.

(1) The county, city, or other taxing district or corporation may be required by the court to be represented by an attorney regularly admitted to practice before the supreme court of the state of Kansas. As provided in this subsection, only the party or an attorney regularly admitted to practice before the supreme court of the state of Kansas may perform any of the following:

(A) Make a legal argument;

(B) object to the admission of evidence;

(C) conduct direct examination or cross-examination of witnesses;

(D) introduce evidence;

(E) sign any pleading as defined in K.A.R. 94-2-1; or

(F) perform any other activity construed as the practice of law by the Kansas supreme court.

(2) Each individual who is not a party or an attorney authorized to practice in the supreme court of the state

(continued)

of Kansas shall be limited to one or both of the following types of participation in a hearing:

- (A) Testifying; or
- (B) providing nonlegal advice to a party or an attorney.

(b) On the date and at the place and time stated in the notice of hearing, the docket shall be made to be called by the chief judge or the presiding officer. A statement may be made by the chief judge or presiding officer as to the scope and purpose of the hearing at the opening of the hearing. Each party or witness who is to testify shall be sworn by the reporter or any judge of the court.

(c) If a party does not appear for the scheduled hearing, either or both of the following may occur:

(1) The opposing party or parties may go on the record to introduce evidence.

(2) A default order may be issued by the court in favor of the opposing party or parties.

(d) If a party or attorney objects to the admissibility of any evidence or to the validity of any proceeding before the court, the presiding officer may rule upon the objection immediately or may admit the evidence or permit the procedure subject to a later ruling by the court. The presiding officer may rule upon the admissibility of any evidence and may order the discontinuation of the presentation of cumulative evidence.

(e) Each party shall examine each witness orally and under oath, in the order determined by that party. Each opposing party may cross-examine each witness.

(f) To facilitate the orderly and expeditious conduct of hearings, one of the court's staff attorneys may be assigned by the presiding officer to assist procedurally any individual taxpayer not represented by counsel. Assistance shall not extend to assisting the taxpayer in presenting the taxpayer's case or advising the taxpayer about the substantive nature of the case, but shall be confined to procedural assistance.

(g) (1) Each hearing shall be recorded by either of the following means:

(A) A certified shorthand reporter retained by the court for that purpose; or

(B) any other recording device.

This record shall be the only official record of any proceeding before the court.

(2) A person may obtain a transcript of any tape-recorded hearing before the court by making a request to the court and advancing the costs of providing the transcript. A person may obtain a transcript of any hearing recorded by a certified shorthand reporter by making a request to the reporter and advancing to the reporter the costs of providing the transcript.

(h) The use of recording, photographic, or television devices during any hearing before the court shall be authorized, pursuant to K.S.A. 75-4318, and amendments thereto. To insure orderly hearings before the court, cameras, photographic lights, and recording devices shall be permitted during the sworn testimony of witnesses only if the use of these devices is not disruptive to the witnesses and the hearing.

(i) Official notice shall be taken in accordance with K.S.A. 77-524, and amendments thereto.

(j) The submission of briefs and proposed findings of fact and conclusions of law may be required by the court

at the conclusion of any hearing, and any party desiring to submit the same may do so upon approval by the court. The deadline for filing these documents and any reply briefs shall be set by the court in a prehearing order or by the presiding officer at the hearing. The filing party shall file the originals of these documents with the court and shall serve copies on each party. Proof of service shall be filed as required in these regulations. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1987; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-11. Petitions for reconsideration; deadline for responses. Each petition for reconsideration of a final order of the court shall be made pursuant to K.S.A. 77-529, and amendments thereto. Each response to a petition for reconsideration shall be filed with the court within 11 calendar days after the petition for reconsideration is filed with the court. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-12. Orders of the court. (a) Each order of the court shall be sent by U.S. mail or, for state agencies located in Topeka, by building mail or hand delivery, unless otherwise prescribed by law. The order shall be mailed or hand-delivered to each party and the party's attorney at the addresses of record set forth in the pleadings.

(b) If clear evidence of the date of receipt of any court order is not available, it shall be presumed that a party received the order on the third day following the date the court mailed the order to that party at the party's address of record as set forth in the pleadings filed by the party or the party's attorney. (Authorized by K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; implementing K.S.A. 74-2426, as amended by 2008 HB 2018, sec. 1, and K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1981; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-13. Exchange of evidence and witness lists.

(a) At least 10 calendar days before a scheduled hearing involving single-family residential property, each party shall have exchanged copies of each document, photograph, or other evidence that the party intends to present to the court at the hearing.

(b) At least 20 calendar days before a scheduled hearing, except a single-family residential property hearing as specified in subsection (a), each party shall have exchanged copies of each document, photograph, or other evidence that the party intends to present to the court at the hearing and a list of witnesses to be called at the hearing. At least 10 calendar days before the scheduled hearing, each party shall have exchanged copies of any evidence developed in response to the evidence that was exchanged 20 calendar days before the scheduled hearing.

(c) Each attorney who is representing a party at any proceeding before the court shall file an entry of appearance with the court and shall serve copies on each party.

(d) In computing any time periods specified in subsections (a) and (b) the day of the scheduled hearing shall not be included. If the 10th or 20th calendar day before the hearing falls on a Saturday, Sunday, or legal holiday, the last business day before the Saturday, Sunday, or legal holiday shall be the deadline for the exchange of evidence.

(e) If the parties fail to exchange evidence and witness lists in compliance with this regulation, the evidence may be excluded from the proceedings, and the witnesses not listed may be excluded from testifying. The time periods specified in subsections (a) and (b) may be shortened or extended by the court or presiding officer upon a showing of good cause. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-14. Procedure to keep business records confidential. (a)(1) Each party who has confidential financial or trade secret records that are to be admitted into evidence in a court proceeding but who desires to keep the records confidential shall file a motion for a protective order with the court and serve the motion on each party. The party may make the motion orally at the hearing. This motion shall address the following:

- (A) Identification of the record to be kept confidential;
- (B) the extent to which the information is known outside the business;
- (C) the extent to which the information is known to those inside the business, including the employees;
- (D) the precautions taken by the holder of the trade secret or confidential commercial information to guard the secrecy of the information;
- (E) the savings effected and the value to the holder in keeping the information from competitors;
- (F) the amount of effort or money expended in obtaining and developing the information; and
- (G) the amount of time and expense it would take for others to acquire and duplicate the information.

(2) In ruling on the motion, the following criteria shall be considered by the court:

- (A) What risk of financial or competitive harm the party seeking to prevent disclosure faces;
- (B) whether or not disclosure will aid the court in its duties;
- (C) whether or not disclosure serves or might harm the public interests; and
- (D) whether or not alternatives to full disclosure exist.

(b) If the court grants the motion for protective order, the following procedure shall be followed by the court at the hearing in which the records are considered and admitted:

- (1) A formal motion shall be made by a judge to move into executive session to consider either of the following:
 - (A) Confidential data relating to financial affairs; or
 - (B) confidential trade secrets of corporations, partnerships, trusts, or individual proprietorships.

(2) The motion shall contain a statement of justification for closure, the subject to be discussed, and the time and the place the court will resume its open meeting.

(3) The motion shall be made, seconded, and carried by a majority of the judges present and hearing the case.

(c) Other procedures to keep business records confidential may be implemented in court proceedings if those procedures are agreed to by all parties, are approved by the court, and are not inconsistent with or contrary to current Kansas law. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-15. Continuances. (a) A request for a continuance may be made by motion or in the form specified by the court or presiding officer.

(b) Each party filing a motion for continuance shall file the motion in writing with the court, with service of this motion on each party in accordance with K.A.R. 94-2-5. The motion shall be filed no fewer than 30 days before the date of the scheduled hearing. The motion shall set forth the reason or reasons for the motion.

(c) The 30-day time period may be shortened by the court, upon a showing of good cause. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-16. Dismissals. Any action pending before the court may be dismissed by the party that filed the action at any time before or during the hearing and, at the court's discretion, at any time after the hearing, but before the court issues the order. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-2-19. Facsimile filing. (a)(1) The court's facsimile machine shall be available on a 24-hour basis, seven days per week. However, this provision shall not prevent the court from sending documents by fax or providing for normal repairs and maintenance of the facsimile machine.

(2) Each complete facsimile filing received in the court's office at or before 5:00 p.m. on a regular workday shall be deemed filed on that day. Each filing received after 5:00 p.m. shall be filed as if received on the next regular court workday. The time of receipt shall be the time printed by the court's facsimile machine on the final page of the facsimile-received document. Each filing received on a Saturday, Sunday, or legal holiday shall be filed as if received on the next regular court workday.

(3) Each application and appeal filed by facsimile shall be followed by any applicable filing fees as specified in K.A.R. 94-2-21.

(b) Each pleading or other paper filed by facsimile transmission shall have the same effect as that of any document filed with the court by any other means. A facsimile signature shall have the same effect as that of an original signature. Only one copy of the pleading or other paper shall be transmitted.

(c) Each certificate of service shall state the date of service and the facsimile telephone numbers of both the sender and the receiver.

(continued)

(d) The sender may petition the court for an order filing the document *nunc pro tunc* if a facsimile filing is not filed with the court because of either of the following:

- (1) An error in the transmission of the document, the occurrence of which was unknown to the sender; or
- (2) a failure to process the facsimile filing when received by the court.

The motion shall be accompanied by the transmission record, a copy of the document transmitted, and an affidavit of transmission by fax as set forth in Kansas supreme court rule 119 relating to district courts, appendix B. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 24, 2002; amended, T-94-8-28-03, Aug. 28, 2003; amended Dec. 5, 2003; amended, T-94-6-25-08, July 1, 2008.)

94-2-20. Electronic mail filing. (a)(1) Electronic mail shall be sent to the court's central electronic mail address in order to be considered filed with the court. The format for documents shall be as specified in K.A.R. 94-2-3. Electronic mail sent to any individual judge's or to any court staff's personal electronic mail address shall not be considered to be filed with the court.

(2) Each application and appeal filed by electronic mail shall be followed by any applicable filing fees as specified in K.A.R. 94-2-21.

(b) Electronic mail shall have a return electronic mail address along with the name of the individual sending the electronic mail and a telephone number by which that individual can be contacted.

(c) Each pleading or other document filed by electronic mail shall have the same effect as that of any document filed with the court by any other means. Only one copy of the pleading or document shall be transmitted. An electronic signature or the symbol "/s/" on the signature line in place of a signature shall have the same effect as that of an original signature.

(d) Electronic mail received in the court's office at the central electronic mail address on or before 5:00 p.m. shall be deemed filed on that day. Electronic mail received after 5:00 p.m. shall be deemed to be filed as if received on the next regular workday of the court. The time of receipt shall be the time shown by the court's electronic mail system. Electronic mail received on a Saturday, Sunday, or legal holiday shall be deemed to be filed as if received on the next regular workday of the court.

(e) Electronic mail shall be printed by the court and a copy placed in the appropriate file or files. A copy of any associated transmission acknowledgment shall also be placed in the file or files.

(f) If an electronic mail message indicates that there is an attachment but the attachment is not sent or the attachment cannot be opened, the party that sent the message shall be apprised of this fact by the court. If the attachment is then sent and the court is able to open the attachment, the file date and time shall be the date and time the opened attachment was actually received by the court. Each attachment shall be sent in a format specified by the court.

(g) The sender may petition the court for an order filing the document *nunc pro tunc* if an electronic mail document is not filed with the court because of either of the following:

- (1) An error in the transmission of the document, the occurrence of which was unknown to the sender; or
- (2) a failure to process the electronic mail document when received by the court.

The motion shall be accompanied by the transmission record, a copy of the document transmitted, and an affidavit of transmission by electronic mail in the form as set forth in Kansas supreme court rule 119, appendix B relating to facsimile filings.

(h) Each party who files a document by electronic mail shall retain a copy of that document in the party's possession or control during the pendency of the action and shall produce the document upon request pursuant to K.S.A. 60-234, and amendments thereto, by the court or any party to the action. Failure to produce the document may result in the document being stricken from the record and may result in sanctions pursuant to K.S.A. 60-211, and amendments thereto.

(i) Each party utilizing electronic mail shall comply with K.S.A. 77-525, and amendments thereto, regarding ex parte communications and with K.A.R. 94-2-5, which requires that a copy of any correspondence with the court be exchanged with all parties. A certificate of service shall be included on pleadings. For letters, there shall be an indication on the letter that a copy was sent to all parties. (Authorized by and implementing K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 24, 2002; amended, T-94-8-28-03, Aug. 28, 2003; amended Dec. 5, 2003; amended, T-94-6-25-08, July 1, 2008.)

94-2-21. Filing fees. (a) The following fees shall be in effect for applications and appeals filed with the regular division of the court, except as specified in subsection (f):

- (1) Economic development exemption applications filed pursuant to Kansas constitution article 11, § 13 \$250.00
- (2) Industrial revenue bond exemption applications filed pursuant to K.S.A. 79-201a *Second*, and amendments thereto \$250.00
- (3) Tax exemption applications not included in paragraphs (a)(1), (2), and (6) of this regulation \$50.00
- (4) Tax grievance applications filed pursuant to K.S.A. 79-332a, 79-1422, 79-1427a, or 79-1702, and amendments thereto \$15.00
- (5) Equalization appeals filed pursuant to K.S.A. 79-1609, and amendments thereto, and payment-under-protest appeals filed pursuant to K.S.A. 79-2005, and amendments thereto, involving real estate, excluding appeals of the valuation or classification of single-family residential properties and farmsteads and excluding appeals by not-for-profit organizations specified in paragraph (a)(6) of this regulation, for the following valuations:
 - \$250,000 or less \$50.00 per parcel
 - more than \$250,000 but not more than \$1,000,000 \$75.00 per parcel
 - more than \$1,000,000 but not more than \$5,000,000 \$125.00 per parcel
 - more than \$5,000,000 but not more than \$10,000,000 \$175.00 per parcel
 - more than \$10,000,000 \$200.00 per parcel
- (6) Applications and appeals filed by not-for-profit organizations if the valuation of the property at issue is less than \$100,000 \$10.00

(7) Equalization appeals filed pursuant to K.S.A. 79-1609, and amendments thereto, and payment-under-protest appeals filed pursuant to K.S.A. 79-2005, and amendments thereto, involving the assessment of personal property \$50.00

(8) Appeals of mortgage registration fees filed pursuant to K.S.A. 79-3107c, and amendments thereto \$15.00

(9) Appeals from final decisions of the director, or the director's designee, of the Kansas department of revenue, division of property valuation, for the following amounts in controversy:

\$500 or less	\$25.00
More than \$500 but not more than \$1,000 ..	\$50.00
More than \$1,000 but not more than \$5,000	\$100.00
More than \$5,000 but not more than \$10,000	\$175.00
More than \$10,000	\$250.00

(10) Appeals from final decisions of the secretary, or the secretary's designee, of the Kansas department of revenue, division of taxation, excluding homestead property tax refund appeals under K.S.A. 79-4501 *et seq.*, and amendments thereto, and excluding food sales tax refund appeals under K.S.A. 79-3632 *et seq.*, and amendments thereto, for the following amounts in controversy:

\$500 or less	\$25.00
More than \$500 but not more than \$1,000 ..	\$50.00
More than \$1,000 but not more than \$5,000	\$100.00
More than \$5,000 but not more than \$10,000	\$175.00
More than \$10,000	\$250.00

(11) No-fund warrants, temporary notes or bond applications, requests to exceed the adopted budget, and mill levy disagreements filed pursuant to K.S.A. 79-2938, 79-2939, 79-2951, 79-5023, 12-110a, 12-1662 *et seq.*, or 19-2752a, and amendments thereto, or any other related statute \$50.00

(12) Applications by school districts to levy an ad valorem tax as provided in K.S.A. 72-6441, and amendments thereto no filing fee

(13) Requests for reappraisal and complaints filed pursuant to K.S.A. 79-1413a, 79-1479, or 79-1481, and amendments thereto \$50.00

(b) The following fees shall be in effect for applications and appeals filed with the small claims division of the court, except as specified in subsection (f):

(1) Equalization appeals filed pursuant to K.S.A. 79-1609, and amendments thereto, and payment-under-protest appeals filed pursuant to K.S.A. 79-2005, and amendments thereto, involving real estate, excluding appeals of the valuation or classification of single-family residential properties and farmsteads and excluding appeals by not-for-profit organizations specified in paragraph (b)(2) of this regulation \$20.00 per parcel

(2) Applications and appeals filed by not-for-profit organizations if the valuation of the property at issue is less than \$100,000 \$10.00

(3) Equalization appeals filed pursuant to K.S.A. 79-1609, and amendments thereto, and payment-under-protest appeals filed pursuant to K.S.A. 79-2005, and amendments thereto, involving the assessment of personal property \$20.00

(4) Appeals from final decisions of the secretary, or the secretary's designee, of the Kansas department of revenue,

division of taxation, excluding homestead property tax refund appeals under K.S.A. 79-4501 *et seq.*, and amendments thereto, and excluding food sales tax refund appeals under K.S.A. 79-3632 *et seq.*, and amendments thereto, and appeals from final decisions of the director, or the director's designee, of the Kansas department of revenue, division of property valuation \$20.00

(c) For purposes of this regulation, "valuation" shall mean the valuation shown on the county notice of valuation or the valuation at the time of the filing of the appeal with the regular division of the court if the valuation has been reduced by the county appraiser at the informal hearing, by the hearing officer panel, or by the small claims division. The filing fee on multiple, contiguous parcels that comprise one economic unit and are owned by the same person or entity shall require one filing fee for the highest-valued parcel, as specified in paragraphs (a)(5) and (b)(1) of this regulation, and \$15.00 for each additional parcel.

(d) Except as specified in this subsection, each application and appeal listed in subsections (a) and (b) shall be accompanied by the applicable filing fee in the form of a check or money order made payable to the court of tax appeals or shall be paid by credit card. If the fee does not accompany the filed application or appeal, the fee shall be received by the court within seven business days of the receipt of the application or appeal. If the fee is not received within this time period, the application or appeal shall be considered not appropriately filed with the court, and the application or appeal shall be dismissed.

(e)(1) If an applicant or taxpayer by reason of poverty is unable to pay a filing fee and files an affidavit that states this reason and is accompanied by supporting documentation, the filing fee may be waived by the court.

(2) If an applicant or taxpayer asserts that multiple applications or appeals should be filed as one application or appeal, upon written request and demonstration that the matters should be filed as one application or appeal, all fees or a portion of the fees may be waived by the court. If the fees have already been paid, all fees paid or a portion of the fees paid may be refunded by the court.

(f) Public school districts shall be exempt from paying filing fees. (Authorized by and implementing K.S.A. 2007 Supp. 74-2438a, as amended by 2008 HB 2018, sec. 17; effective, T-94-8-28-03, Aug. 28, 2003; effective Dec. 5, 2003; amended, T-94-5-27-04, May 27, 2004; amended Oct. 1, 2004; amended, T-94-6-25-08, July 1, 2008.)

Article 3.—ECONOMIC DEVELOPMENT REVENUE BONDS

94-3-1. Definition of terms. As used in this article, the following meanings shall apply, to the extent that they are not inconsistent with K.S.A. 12-1744a through K.S.A. 12-1744d, and amendments thereto, or unless the context clearly indicates otherwise.

(a) "The act" means K.S.A. 12-1740 *et seq.*, and amendments thereto, which relate to the issuance of certain revenue bonds for the promotion of economic development by cities or counties and prescribe certain powers and impose certain duties upon the chief judge of the court of tax appeals.

(continued)

(b) "Bonds" means economic development revenue bonds issued by any city, county, or qualified improvement district under the authority of K.S.A. 12-1740 *et seq.*, and amendments thereto.

(c) "Chief judge" means the chief judge of the court of tax appeals appointed pursuant to K.S.A. 74-2433, and amendments thereto.

(d) "Informational statement" means the form, including all amendments, papers, documents, and exhibits incidental to the form, prescribed by the chief judge for the filing of notice pursuant to the act. (Authorized by K.S.A. 74-2437, as amended by 2008 HB 2018, sec. 13; effective May 1, 1983; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-3-2. Filing, fees, and form. Each informational statement required to be filed pursuant to the act shall be governed by the following procedures:

(a) Filing procedures.

(1) The informational statement, together with the fees required in paragraph (b)(1) of this regulation, shall be deemed filed and the requisite seven-day filing period shall commence upon the date the informational statement and fees are received in the office of the court. Each applicant shall address or deliver all communications, documents, information, and inquiries to the office of the secretary, court of tax appeals.

(2) Each applicant shall file one informational statement for each proposed issuance of bonds.

(3) If the informational statement is not complete as originally filed, the applicant shall be notified of the incomplete filing. The applicant shall correct the deficiency in writing.

(4) If the chief judge finds, following a review of the informational statement, that all information and documents required to be filed are complete and, based upon the proposed date of issuance of the bonds, that the statement has been filed in a timely manner, an order or letter indicating that finding shall be rendered by the chief judge to the appropriate government officials and bond counsel.

(5) The following disclaimer shall appear in boldface type upon the second page of each preliminary offering document:

"THE CHIEF JUDGE OF THE KANSAS COURT OF TAX APPEALS HAS NOT REVIEWED ANY INFORMATION OR DOCUMENT FILED PURSUANT TO THIS INFORMATIONAL FILING FOR THE ADEQUACY OR ACCURACY OF THE DISCLOSURE THEREIN. THIS INFORMATIONAL FILING DOES NOT CONSTITUTE A RECOMMENDATION OR AN ENDORSEMENT BY THE CHIEF JUDGE OR THE COURT."

Evidence that this disclaimer appears in boldface type upon the second page of each preliminary offering document shall be filed contemporaneously with the certificate of issuance required by K.S.A. 12-1744c, and amendments thereto.

(6) The certificate of issuance required to be filed by K.S.A. 12-1744c, and amendments thereto, shall include the court of tax appeals' filing number.

(b) Fees.

(1) Each informational statement shall be accompanied by a filing fee of \$250.00. All fees shall accompany the application and shall be paid by check or money order made payable to the court of tax appeals. A cash remittance shall not be accepted. If the chief judge receives notice of refusal of payment of the check or money order presented in payment of these fees, the application shall be deemed to be incomplete and not timely filed as required by the act.

(2) Copies of documents filed and recorded in the office of the court of tax appeals shall be available upon request. Postage and copy fees shall be paid in advance and in conformity with K.S.A. 45-204, and amendments thereto.

(c) Forms. The informational statement shall be submitted on forms approved by the chief judge. (Authorized by K.S.A. 12-1744a, as amended by 2008 HB 2018, sec. 29, and K.S.A. 12-1744b, as amended by 2008 HB 2018, sec. 30; implementing K.S.A. 12-1744a, as amended by 2008 HB 2018, sec. 29; effective May 1, 1983; amended, T-85-38, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1987; amended May 1, 1988; amended Aug. 15, 1997; amended May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

Article 4.—COURT MEMBER CONTINUED EDUCATION

94-4-1. Court judge continued education. (a) Each judge of the court shall complete the education and training courses required by K.S.A. 74-2433, and amendments thereto, within either of the following, whichever is shorter:

(1) 24 months immediately following the date of the judge's confirmation of appointment to the court; or

(2) the term to which the judge is appointed.

(b) The time period specified in paragraph (a)(1) may be extended by the executive director depending on the availability of the required courses and the workload of the court. (Authorized by and implementing K.S.A. 2007 Supp. 74-2433, as amended by 2008 HB 2018, sec. 2; effective May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

94-4-2. Administration of judge continued education. The judge education and training program shall be administered by the executive director. All records of completed courses shall be maintained in the personnel office of the court of tax appeals and shall be open for inspection at any time during normal business hours. (Authorized by and implementing K.S.A. 2007 Supp. 74-2433, as amended by 2008 HB 2018, sec. 2; effective May 24, 2002; amended, T-94-6-25-08, July 1, 2008.)

Rebecca W. Crotty
Chief Judge

Doc. No. 035983

State of Kansas

Department of Credit Unions

Permanent Administrative Regulations

Article 10.—CREDIT UNION ANNUAL AUDIT REQUIREMENTS

121-10-1. Definitions. For purposes of this article, the following definitions shall apply:

(a) "Agreed-upon procedures engagement" means an engagement to report on findings based on specific agreed-upon procedures performed by an independent certified public accountant. The nature and extent of the procedures to be performed shall be agreed to and specified in a written agreement between the supervisory committee and the independent certified public accountant.

(b) "Audit" means a review of a credit union's receipts, disbursements, income, assets, and liabilities.

(c) "Financial statement audit" and "opinion audit" mean the examination of a credit union's financial statements performed by an independent certified public accountant for the purpose of expressing an opinion as to whether those financial statements of the credit union present fairly, in all material respects, the financial position and results of operations of the credit union.

(d) "Independent certified public accountant" means a certified public accountant who meets the following requirements:

(1) Holds a permit to practice issued by the Kansas board of accountancy. The independent certified public accountant's firm shall be registered with the Kansas board of accountancy; and

(2) is independent of the credit union as defined by the code of professional conduct issued by the American institute of certified public accountants.

(e) "Supervisory committee annual audit and internal control checklist" means the audit and list of a credit union's work procedures that a credit union submits to the Kansas department of credit unions on a form supplied by the department. (Authorized by and implementing K.S.A. 17-2211; effective Aug. 1, 2008.)

121-10-2. Credit union audit reporting requirements. (a) The supervisory committee of each new credit union shall be required to obtain an audit of that credit union as specified in subsection (b) at least once during the first year of operation.

(b) The supervisory committee of each established credit union shall be required to obtain, at least once during each calendar year, an audit of that credit union that covers the entire period of time that has elapsed since the previous audit. The type of audit required shall be one of the following, as applicable:

(1) For a credit union with total prior year-end assets of \$10 million or less, a supervisory committee annual audit and internal control checklist, an agreed-upon procedures engagement, or a financial statement audit;

(2) for a credit union with total prior year-end assets greater than \$10 million but less than \$250 million, an agreed-upon procedures engagement or a financial statement audit; or

(3) for a credit union with total prior year-end assets of \$250 million or greater, a financial statement audit. (Authorized by and implementing K.S.A. 17-2211; effective Aug. 1, 2008.)

John P. Smith
Administrator

Doc. No. 035994

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	4-13-41	Revoked	V. 27, p. 1023
4-3-49	Amended	V. 27, p. 16	4-13-42	Revoked	V. 27, p. 1023
4-3-51	Amended	V. 27, p. 16	4-13-60	Amended	V. 27, p. 1023
4-7-900	Amended	V. 27, p. 1022	4-13-61	Revoked	V. 27, p. 1023
4-7-901	Revoked	V. 27, p. 1022	4-13-64	Amended	V. 27, p. 1023
4-7-902	Amended	V. 27, p. 1022	4-13-65	Amended	V. 27, p. 1024
4-7-903	Amended	V. 27, p. 1023	4-15-9	Amended	V. 26, p. 81
4-7-904	Amended	V. 27, p. 1023	4-15-11	Amended	V. 27, p. 1024
4-8-14a	Amended	V. 26, p. 489	4-15-12	Revoked	V. 27, p. 1024
4-8-27	Amended	V. 26, p. 489	4-15-13	Amended	V. 27, p. 1024
4-8-28	Amended	V. 26, p. 489	4-15-14	Amended	V. 27, p. 1024
4-8-29	Amended	V. 26, p. 489	4-16-7a	Amended	V. 27, p. 1024
4-8-30	Amended	V. 26, p. 489	4-16-300	Amended	V. 27, p. 1025
4-8-31	Amended	V. 26, p. 489	4-16-301	Revoked	V. 27, p. 1025
4-8-33	Amended	V. 26, p. 489	4-16-302	Amended	V. 27, p. 1025
4-8-34	Amended	V. 26, p. 489	4-16-303	Amended	V. 27, p. 1025
4-8-35	Amended	V. 26, p. 489	4-16-304	Amended	V. 27, p. 1025
4-8-39	Amended	V. 26, p. 490	4-16-305	Amended	V. 27, p. 1025
4-8-42	Amended	V. 26, p. 490	4-17-300	Amended	V. 27, p. 1026
4-11-2	Amended	V. 26, p. 100	4-17-301	Revoked	V. 27, p. 1026
4-11-3	Amended	V. 26, p. 100	4-17-302	Amended	V. 27, p. 1026
4-11-15	New	V. 26, p. 101	4-17-303	Amended	V. 27, p. 1026
4-13-1	Amended	V. 27, p. 186	4-17-304	Amended	V. 27, p. 1026
4-13-3	Amended	V. 27, p. 187	4-17-305	Amended	V. 27, p. 1027
4-13-9	Amended	V. 27, p. 188	4-19-1	Amended	V. 26, p. 173
4-13-11	Revoked	V. 27, p. 188	4-20-11	Amended	V. 27, p. 1027
4-13-13	Amended	V. 27, p. 188	4-28-8		
4-13-20	Amended	V. 27, p. 190	through		
4-13-21	Amended	V. 27, p. 191	4-28-16	New	V. 27, p. 191-195
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			
4-13-40	Amended	V. 27, p. 1023			

(continued)

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Table with 3 columns: Reg. No., Action, Register. Lists regulations 5-40-1 through 5-44-7 with their respective actions and register references.

AGENCY 7: SECRETARY OF STATE

Table with 3 columns: Reg. No., Action, Register. Lists regulations 7-17-1 through 7-38-2 with their respective actions and register references.

Table with 3 columns: Reg. No., Action, Register. Lists regulations 7-44-1 through 7-45-2 with their respective actions and register references.

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Table with 3 columns: Reg. No., Action, Register. Lists regulations 10-20-1 through 10-20-4 with their respective actions and register references.

AGENCY 11: STATE CONSERVATION COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations 11-8-3 through 11-12-7 with their respective actions and register references.

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

Table with 3 columns: Reg. No., Action, Register. Lists regulations 14-8-2 through 14-24-6 with their respective actions and register references.

AGENCY 17: OFFICE OF THE STATE BANK COMMISSIONER

Table with 3 columns: Reg. No., Action, Register. Lists regulation 17-25-1 with its respective action and register reference.

AGENCY 19: GOVERNMENTAL ETHICS COMMISSION

Table with 3 columns: Reg. No., Action, Register. Lists regulations 19-20-4 through 19-27-2 with their respective actions and register references.

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Table with 3 columns: Reg. No., Action, Register. Lists regulations 28-1-5 through 28-18a-1 with their respective actions and register references.

Table with 3 columns: Reg. No., Action, Register. Lists regulations 28-18a-2 through 28-36-89 with their respective actions and register references.

28-36-101		
through		
28-36-108	Amended	V. 26, p. 1776-1779
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
28-59-5	Amended	V. 27, p. 462
28-61-11	Amended	V. 27, p. 464

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-98	Amended	V. 26, p. 1905
30-5-65	Revoked	V. 26, p. 1091
30-5-78	Revoked	V. 27, p. 1022
30-63-32	New	V. 27, p. 664
30-64-24	Revoked	V. 27, p. 665

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
40-4-41	Amended	V. 27, p. 434
40-4-41a		
through		
40-4-41j	Revoked	V. 27, p. 434, 435
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
44-12-106	Amended	V. 26, p. 1075
44-12-107	Amended	V. 26, p. 1075
44-12-208	Amended	V. 26, p. 1075
44-12-210	Amended	V. 26, p. 1075
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

44-13-201b	Amended	V. 26, p. 1084
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

Reg. No.	Action	Register
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

Reg. No.	Action	Register
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
60-17-107	Amended	V. 26, p. 450
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
63-1-1	Amended	V. 26, p. 126
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
66-6-1	Amended	V. 27, p. 315
66-6-4	Amended	V. 27, p. 316
66-9-5	Amended	V. 26, p. 1024
66-10-1	Amended	V. 27, p. 317
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
68-7-20	Amended	V. 27, p. 435
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
74-4-7	Amended	V. 27, p. 626
74-4-8	Amended	V. 27, p. 626
74-4-9	Amended	V. 27, p. 627
74-4-10	Amended	V. 27, p. 627
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

Reg. No.	Action	Register
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
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
82-4-30a	Amended	V. 27, p. 1020
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

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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
91-1-200	Amended	V. 27, p. 1027
91-1-201	Amended	V. 27, p. 1028
91-1-202	Amended	V. 26, p. 1218
91-1-203	Amended	V. 27, p. 1030
91-1-204	Amended	V. 27, p. 1034
91-1-205	Amended	V. 27, p. 1036
91-1-207	Amended	V. 27, p. 1037
91-1-209	Amended	V. 27, p. 1037
91-1-210	Amended	V. 27, p. 1038
91-1-220	Amended	V. 27, p. 1038
91-1-221	Amended	V. 27, p. 1040
91-1-234	New	V. 26, p. 1226
91-19-1	Amended	V. 27, p. 1041
91-19-6	Amended	V. 27, p. 1041
91-40-1	Amended	V. 27, p. 274
91-40-2	Amended	V. 27, p. 279
91-40-3	Amended	V. 27, p. 279
91-40-5	Amended	V. 27, p. 280
91-40-7 through 91-40-12	Amended	V. 27, p. 281-284
91-40-16	Amended	V. 27, p. 285
91-40-17	Amended	V. 27, p. 285
91-40-21	Amended	V. 27, p. 286
91-40-22	Amended	V. 27, p. 287
91-40-26 through 91-40-31	Amended	V. 27, p. 287-289
91-40-33	Amended	V. 27, p. 290
91-40-34	Amended	V. 27, p. 290
91-40-35	Amended	V. 27, p. 290
91-40-37	Revoked	V. 27, p. 291
91-40-38	Amended	V. 27, p. 291
91-40-39	Revoked	V. 27, p. 291
91-40-41	Amended	V. 27, p. 291
91-40-42	Amended	V. 27, p. 291
91-40-42a	New	V. 27, p. 292
91-40-43	Amended	V. 27, p. 293
91-40-44	Amended	V. 27, p. 293
91-40-45	Amended	V. 27, p. 293
91-40-46	Amended	V. 27, p. 294
91-40-48	Amended	V. 27, p. 294
91-40-50	Amended	V. 27, p. 294
91-40-51	Amended	V. 27, p. 295

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-114	New	V. 27, p. 865
92-12-140 through 92-12-145	New	V. 27, p. 866, 867
92-19-16a	Amended	V. 26, p. 408
92-19-16b	New	V. 26, p. 409
92-19-55a	Revoked	V. 26, p. 409
92-19-70	Revoked	V. 27, p. 868
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
99-27-2	Amended	V. 27, p. 1019
99-27-3	Revoked	V. 27, p. 1019
99-27-4	Amended	V. 27, p. 1019
99-27-5	Amended	V. 27, p. 1019

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
100-22-8	Revoked	V. 27, p. 357
100-22-8a	New (T)	V. 26, p. 1929
100-22-8a	New	V. 27, p. 357
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	Amended	V. 27, p. 315

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-7	Revoked	V. 26, p. 881
102-1-12	Amended	V. 27, p. 407
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
110-13a-1	New	V. 27, p. 1063
110-13a-2	New	V. 27, p. 1063
110-13a-3	New	V. 27, p. 1064
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

110-19-1 through 110-19-4	New	V. 27, p. 1064, 1065
110-20-1 through 110-20-4	New	V. 27, p. 1065, 1066

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. The following regulations were filed after January 1, 2008:

Reg. No.	Action	Register
111-2-211	New	V. 27, p. 992
111-4-2614	Amended	V. 27, p. 964
111-4-2645 through 111-4-2656	New	V. 27, p. 436-442
111-4-2657 through 111-4-2662	New	V. 27, p. 992-996
111-5-127	Amended	V. 27, p. 442
111-5-128	Amended	V. 27, p. 443
111-5-132	Amended	V. 27, p. 443

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. 27, p. 570
115-4-4	Amended	V. 27, p. 403
115-4-4a	Amended	V. 27, p. 403
115-4-6	Amended	V. 27, p. 109
115-4-6a	Revoked	V. 27, p. 112
115-4-13	Amended	V. 27, p. 404
115-4-14	Revoked	V. 27, p. 112
115-7-1	Amended	V. 26, p. 1725
115-7-8	Amended	V. 27, p. 405
115-7-9	Amended	V. 27, p. 406
115-8-1	Amended	V. 27, p. 572
115-8-7	Amended	V. 26, p. 1364
115-8-13	Amended	V. 27, p. 112
115-9-9	Amended	V. 26, p. 641
115-18-7	Amended	V. 27, p. 406
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. 27, p. 357
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
128-1-1	New	V. 27, p. 358
128-2-1	New	V. 27, p. 360

128-2-3	through	
128-2-13	New	V. 27, p. 360-362
128-2-12	New (T)	V. 27, p. 107
128-3-1	New	V. 27, p. 362
128-4-1	through	
128-4-9	New	V. 27, p. 363-367
128-4a-1	New	V. 27, p. 367
128-5-1	New	V. 27, p. 367
128-5-2	New	V. 27, p. 368
128-6-1	New	V. 27, p. 368
128-6-2	New	V. 27, p. 371
128-6-4	New	V. 27, p. 374

AGENCY 129: KANSAS HEALTH POLICY AUTHORITY

Reg. No.	Action	Register
129-5-1	Amended	V. 27, p. 628
129-5-65	New	V. 26, p. 1091
129-5-78	New	V. 27, p.1022

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