

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 28, No. 6 February 5, 2009 Pages 125-152

In this issue . . .	Page
State Employees Health Care Commission	
Notice of meeting	127
Department of Administration—Division of Facilities Management	
Notice of commencement of negotiations for architectural services	127
Kansas Judicial Council	
Notice of meetings.....	127
Secretary of State	
Code mortgage rate for February	127
Usury rate for February	127
Executive appointments.....	128
Fort Hays State University	
Notice to bidders.....	129
Department of Administration—Division of Purchases	
Notice to bidders for state purchases.....	129
State Board of Technical Professions	
Notice of meetings.....	129
University of Kansas	
Notice to bidders.....	129
Kansas Housing Resources Corporation	
Request for proposals for the Weatherization Assistance Program	129
Board of Adult Care Home Administrators	
Notice of 2009 meeting schedule	130
Abstracters' Board of Examiners	
Notice of examination.....	130
Pooled Money Investment Board	
Notice of investment rates.....	130
Kansas Commission on Veterans' Affairs	
Notice of meeting	130
City of Kingman	
Notice of proposed DBE Program.....	130
City of Overland Park	
Notice of informational open house.....	130

(continued on next page)

Kansas Department of Transportation
 Notice to contractors..... 131
 Request for comments on the Statewide Transportation Improvement Program..... 131

Kansas Insurance Department
 Notice of hearing on proposed administrative regulations 132

Kansas Health Policy Authority and State Employees Health Care Commission
 Notice of hearing on proposed administrative regulations 132

Department of Agriculture—Division of Weights and Measures
 Notice of hearing on proposed administrative regulations 133

Department of Commerce
 Notice of hearings on the CDBG Program..... 133

U.S.D. 361, Harper County (Anthony-Harper)
 Notice of cancellation of bond sale 134

Notice of Bond Sale
 U.S.D. 210, Stevens County (Hugoton)..... 134

Department of Health and Environment
 Notice concerning water pollution control permits/applications 135
 Annual Program Report for the Voluntary Cleanup and Property Redevelopment Program..... 137
 Annual Program Report for the Environmental Use Control Program 140
 Requests for comments on proposed air quality permits..... 141, 142

Legislative bills and resolutions introduced January 22-28 142

Index to administrative regulations..... 147

The KANSAS REGISTER (USPS 0662-190) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly and a cumulative index is published annually by the Kansas Secretary of State, 1st Floor, Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594. One-year subscriptions are \$80 (Kansas residents must include applicable state and local sales tax). Single copies may be purchased, if available, for \$2 each. **Periodicals postage paid at Topeka, KS.**

POSTMASTER: Send change of address form to Kansas Register, Secretary of State, 1st Floor, Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594.

© Kansas Secretary of State 2009. Reproduction of this publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

PUBLISHED BY
Ron Thornburgh
Secretary of State
 1st Floor, Memorial Hall
 120 S.W. 10th Ave.
 Topeka, KS 66612-1594
 (785) 296-4564
 www.kssos.org



Register Office:
 1st Floor, Memorial Hall
 (785) 296-3489
 Fax (785) 368-8024
 kansasregister@kssos.org

**State of Kansas
State Employees Health Care Commission**

Notice of Meeting

The Kansas State Employees Health Care Commission will meet at 1:30 p.m. Friday, February 6, in the boardroom of the offices of the Kansas Public Employees Retirement System, 611 S. Kansas Ave., Topeka. For more information, contact Laurie Knowlton with the State Employee Health Plan at (785) 296-5443.

Duane A. Goossen
Chair

Doc. No. 036663

**State of Kansas
Department of Administration
Division of Facilities Management**

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

Notice is hereby given of the commencement of negotiations for architectural services for the design and construction of a new classroom, office and laboratory building to be constructed on the Edwards Campus of the University of Kansas, 127th and Quivira, Overland Park. The building is known as Edwards Campus Building #4 for Business, Engineering and Technology. The building program description calls for a 75,000 gross square foot facility and an estimated total project cost of \$24,950,000, including fees, sitework and all other costs.

The University of Kansas proposes to issue bonds for the cost of the project that will be financed by funds from the 1/8 cent sales tax approved by Johnson County. The Johnson County Education Research Triangle Authority will provide the funds for the project from the sales tax revenue. The sales tax revenues also will be used to operate and maintain the new facility.

Architectural programs and additional information on the project will be available from Jim Modig, Director of the KU Design and Construction Management Office on the Lawrence campus, at (785) 864-3431 or jmodig@ku.edu. The program booklet includes information on the scope of the facility, the budget and the site location at the Edwards Campus.

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a letter of interest, an SF330 Part I, information regarding similar projects, and an SF330 Part II for each firm and consultant. Proposals should be concise and follow the 2009 State Building Advisory Commission guidelines, available to firms at <http://da.ks.gov/fp/> or by contacting Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, Phyllis.Fast@da.ks.gov. Submittals should be received by Phyllis Fast before noon February 27.

Marilyn L. Jacobson, Director
Division of Facilities Management

Doc. No. 036668

**State of Kansas
Secretary of State**

Code Mortgage Rate for February

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of February 1, 2009 through February 28, 2009, is 12 percent.

Ron Thornburgh
Secretary of State

Doc. No. 036652

**State of Kansas
Secretary of State**

Usury Rate for February

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of February 1, 2009 through February 28, 2009, is 6.51 percent.

Ron Thornburgh
Secretary of State

Doc. No. 036651

**State of Kansas
Kansas Judicial Council**

Notice of Meetings

The Kansas Judicial Council, its Advisory Committees and the Commission on Judicial Performance will meet according to the following schedule at the Kansas Judicial Center, 301 S.W. 10th Ave., Topeka, unless otherwise designated:

Date	Committee	Time	Location
Feb. 6	Civil Code	9:00 a.m.	Room 269
Feb. 13	Commission on Judicial Performance	9:30 a.m.	Suite 140
Feb. 20	Administrative Procedure	9:30 a.m.	Suite 140
Feb. 20	Probate Law	9:30 a.m.	Suite 140
Feb. 27	Juvenile Offender/Child In Need of Care	9:30 a.m.	Suite 140
Feb. 27	Guardianship & Conservatorship	9:30 a.m.	Suite 140
March 6	Family Law	9:30 a.m.	Suite 140
March 13	Commission on Judicial Performance	9:30 a.m.	Suite 140
March 20	Administrative Procedure	9:30 a.m.	Suite 140
March 27	Juvenile Offender/Child In Need of Care	9:30a.m.	Suite140
March 27	Guardianship & Conservatorship	9:30 a.m.	Suite 140

Hon. Robert E. Davis
Chairman

Doc. No. 036656

State of Kansas

Secretary of State**Executive Appointments**

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

State Representative, 116th District

Patrick Maloney, 1720 N. Spruce, Kingman, 67068. Succeeds Dennis McKinney, resigned.

Harper County Commissioner

William A. McIntire, 1399 N.E. 130 Ave., Argonia, 67004. Succeeds Cecil Brazzell, deceased.

Wallace County Clerk

Jacalyn Mai, P.O. Box 2, Sharon Springs, 67758. Succeeds Melody Fulton, resigned.

Athletic Trainers Council

Travis L. Francis, 505 Franklin, Sedgwick, 67135. Term expires June 30, 2011. Reappointed.

Commission on Autism

Anita J. Zortman, 11322 Middle Road, Dodge City, 67801. Serves at the pleasure of the Governor. Succeeds John Cunningham.

Advisory Commission on Children with Special Health Care Needs

Dr. Stephen C. Meyers, 1008 Labrador Blvd., Garden City, 67846. Term expires February 27, 2013. Reappointed.

Kansas Council on Developmental Disabilities

Brian R. Jordan, 2303 N. Parkridge Court, Wichita, 67205. Term expires January 16, 2012. Succeeds Kim Swink.

Stephanie I. King, 506 N. Cherry, Ottawa, 66067. Term expires January 16, 2012. Succeeds Meri Gifford.

Dawn R. Wilson, 11165 Lakeview Drive, Erie, 66733. Term expires January 16, 2012. Succeeds Donna Beauchamp.

Board of Emergency Medical Services

Richard P. Rook, 700 N. Jefferson St., Junction City, 66441. Term expires May 31, 2011. Succeeds Mike Ryan.

Kansas Hispanic and Latino American Affairs Commission

Paul E. Cruz, 1701 E. Mona Lane, Wichita, 67216. Term expires June 30, 2011. Succeeds Abel Perez.

Historic Sites Board of Review

Dr. Leo E. Oliva, 2985 C Road, Woodston, 67675. Term expires June 30, 2011. Reappointed.

Billie Porter, 703 Osage, Neodesha, 66757. Term expires June 30, 2011. Reappointed.

Dr. Margaret Clare Wood, 1342 S.W. Wayne Ave., Topeka, 66604. Term expires June 30, 2011. Reappointed.

Kansas Statewide Independent Living Council

Tyler McCoy-Harms, 9006 W. 100th Terrace, Overland Park, 66212. Term expires August 17, 2011. Succeeds Dr. Robert Harder.

Information Network of Kansas

Cynthia C. Dunham, 2908 Oxford Road, Lawrence, 66049. Term expires September 30, 2011. Reappointed.

Kansas Innovation Consortium

David Disberger, AGCO Manufacturing, 420 Lincoln Blvd., Hesston, 67062. Serves at the pleasure of the Governor. Succeeds Andy Blandford.

Kansas Advisory Council on Intergovernmental Relations

Tom Finney, 1506 Deep Creek Lane, Manhattan, 66502. Term expires June 30, 2012. Reappointed.

Allyn Lockner, 2135 S.W. Potomac Drive, #4, Topeka, 66611. Term expires June 30, 2010.

Judge Advocate General of Kansas

Col. Scott Alan Dold, 972 E. 750th Road, Lawrence, 66047. Serves at the pleasure of the Governor.

State Board of Nursing

Brenda L. Moffitt, 414 N. Lakeside Drive, McPherson, 67460. Term expires June 30, 2011. Succeeds Linda Goodwin.

Commission on Peace Officers' Standards and Training

Richard Barta, Shawnee County Sheriff, 5332 N.W. Lincoln, Topeka, 66617. Term expires July 1, 2010. Succeeds Gary Steed.

Dean Bush, Ford County Sheriff, 507 Ave. L, Dodge City, 67801. Term expires July 1, 2010. Succeeds Bob O'Dell.

Physician Assistant Council

Robert Blanken, 7437 S.W. Ambassador Place, Topeka, 66610. Term expires October 31, 2012. Reappointment.

Task Force on Racial Profiling

Paula Flores, 1002 Nelson, Garden City, 67846. Term expires July 1, 2009. Succeeds Angelica Hahn.

Shala J. Perez, 9014 E. Scott St., Wichita, 67202. Term expires March 20, 2009. Succeeds James Terrones.

Kansas Sentencing Commission

Rep. Pat Colloton, 2513 W. 118th St., Leawood, 66211. Appointed by the Speaker of the House. Succeeds Rep. Kevin Yoder.

Ron Thornburgh
Secretary of State

Doc. No. 036658

State of Kansas

Fort Hays State University

Notice to Bidders

Fort Hays State University encourages interested vendors to visit the Fort Hays State University Purchasing Web site, <http://www.fhsu.edu/adminfin/purchasing/bids/>, for a complete list of all goods and services currently out for bid. Paper postings of all open bids may be reviewed at Purchasing, Room 318, Sheridan Hall, 601 Park St., Hays. Copies of open bids also may be requested by contacting Purchasing at (785) 628-4251, by fax at (785) 628-4046, or by e-mail at purchasing@fhsu.edu.

Kathy Herrman
Purchasing Director

Doc. No. 036655

State of Kansas

**Department of Administration
Division of Purchases**

Notice to Bidders

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

- 02/09/2009 11967 Agricultural Services (Fall River and Toronto Wildlife Areas)
- 02/17/2009 11961 Excavating Services and Road Rock (Milford Wildlife Area)
- 02/18/2009 11960 Outboard Boat Motors and Jon Boat
- 02/19/2009 11969 Ventilators
- 02/19/2009 11971 Gas Dryers
- 02/19/2009 11972 Ozone Generating System
- 02/20/2009 11959 Falling Weight Deflectometer, Trailer Mounted
- 02/27/2009 11974 Property Insurance
- 03/04/2009 11975 Hardware Maintenance for FileNet Plasmon
- 03/06/2009 11934 Comprehensive Dental Plan

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

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

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

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

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

- 02/24/2009 A-010992 KCI Office Restroom Renovations, Lansing Correctional Facility, Lansing
- 02/26/2009 A-010557(A) Cunningham Hall Sewer Improvements Phase 2, Fort Hays State University, Hays
- 03/10/2009 A-010700 12.5 Distribution System Modifications, Kansas State University, Manhattan

Chris Howe
Director of Purchases

Doc. No. 936677

State of Kansas

Board of Technical Professions

Notice of Meetings

The Kansas State Board of Technical Professions will conduct its Complaint Committee meeting at 8 a.m. Thursday, February 12, with the full board meeting following at 10 a.m., in Suite 507, Landon State Office Building, 900 S.W. Jackson, Topeka. The meetings are open to the public. For more information, call (785) 296-3053.

Jean Boline
Executive Director

Doc. No. 036674

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. 036650

State of Kansas

Kansas Housing Resources Corporation

Request for Proposals

The Kansas Housing Resources Corporation is issuing two requests for proposals on behalf of the Weatherization Assistance Program, which is funded through the U.S. Department of Energy and a percentage of the state's Low Income Energy Assistance Program Block Grant. The primary focus of the weatherization program is to make low-income housing more energy efficient through reduction of air infiltrations, i.e., by blowing insulation into attics and knee walls, repairing or tuning existing furnaces, etc.

The applicant must be a nonprofit entity and must demonstrate in the application a proven, successful record of operation based upon quality and timeliness of work accomplished. Certain staff of the selected applicant will be required to seek certification through KHRC's "inspector" certification process.

The proposals can be found through the KHRC's Web site at <http://www.kshousingcorp.org/NOFA.shtml>.

Norma Phillips
Deputy Director

Doc. No. 036676

State of Kansas

Board of Adult Care Home Administrators

Notice of 2009 Meeting Schedule

The Complaint Investigatory Committee of the Board of Adult Care Home Administrators will meet at 11 a.m. Friday, March 27, in the Santa Fe Room, Suite 200, Curtis State Office Building, 1000 S.W. Jackson, Topeka. The regular quarterly meeting of the Board of Adult Care Home Administrators will follow at 1 p.m. at the same location.

The Complaint Investigatory Committee of the Board of Adult Care Home Administrators will meet at 11 a.m. and the regular quarterly meeting of the Board of Adult Care Home Administrators will follow at 1 p.m. at the Kansas National Education Association (KNEA) Building, Room C, 715 S.W. 10th Ave., Topeka, on the following dates: June 12, September 11 and December 11.

Marla Rhoden, Director
Health Occupations Credentialing

Doc. No. 036665

State of Kansas

Abstracters' Board of Examiners

Notice of Examination

An examination for persons desiring to secure registration and become subject to license to engage in the business of making, compiling or completing and selling abstracts of title to real estate in Kansas will be conducted by the Abstracters' Board of Examiners at 8 a.m. Friday, March 6, at the Grand Prairie Hotel and Convention Center, Hutchinson.

In order to take the exam, an application and \$70 examination fee (\$40 for retakes) must be submitted before February 27 to the executive secretary of the Abstracters' Board of Examiners, P.O. Box 549, Hugoton, 67951. For more information, contact Glen McQueen at (620) 544-2311.

Glen R. McQueen
Executive Secretary

Doc. No. 036670

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. 2008 Supp. 12-1675(b)(c)(d) and K.S.A. 2008 Supp. 12-1675a(g).

Effective 2-2-09 through 2-8-09

Term	Rate
1-89 days	0.21%
3 months	0.22%
6 months	0.41%
1 year	0.57%
18 months	0.58%
2 years	0.79%

Daniel J. Nackley
Director of Investments

Doc. No. 036649

State of Kansas

Commission on Veterans' Affairs

Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet at 1 p.m. Friday, February 13, in the Florentine Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend. For more information, call (785) 296-3976.

Jack Fowler
Executive Director

Doc. No. 036675

(Published in the Kansas Register February 5, 2009.)

City of Kingman, Kansas

Notice of Proposed DBE Program

The city of Kingman, Kansas, has established a Disadvantaged Business Enterprise (DBE) Program in accordance with regulations of the U.S. Department of Transportation, 49 CFR Part 26, for the Kingman Airport — Clyde Cessna Field. The city anticipates receiving federal financial assistance from the Department of Transportation, and, as a condition of receiving this assistance, the city will sign an assurance that it will comply with 49 CFR Part 26.

The city's overall project-specific goal for FY 09 is 0.72 percent of the federal financial assistance.

The proposed DBE Program is available for public inspection and comment at City Hall, 324 N. Main St., Kingman, 67068-0168. The city will accept comments on the goals for 30 days from the date of this notice. Comments can be sent to Frank Soukup, City Manager.

Frank Soukup
City Manager

Doc. No. 036654

(Published in the Kansas Register February 5, 2009.)

City of Overland Park, Kansas

Notice of Informational Open House

The city of Overland Park will conduct an informational open house meeting from 5:30 to 7:30 p.m. Tuesday, February 10, at the Overland Park City Hall, Conference Room 1, 8500 Santa Fe Drive, Overland Park, regarding the roadway improvement plan for U.S. Highway 69, from 75th Street to 103rd Street. This meeting has been scheduled to review the status of this project and discuss right-of-way concerns before construction begins.

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

For more information, contact Justin Nickel, Civil Engineer II, city of Overland Park, at (913) 895-6180.

Nancy Sappington
Contract Specialist
Public Works Department
City of Overland Park, Kansas

Doc. No. 036672

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Eisenhower State Office Building, fourth floor west wing, 700 S.W. Harrison, Topeka, until 1 p.m. February 18 and then publicly opened:

District One — Northeast

Doniphan—36-22 KA-0760-01 — U.S. 36 and the east junction of K-7; the west junction of U.S. 36 and K-7; and the U.S. 36 and K-120 junction, lighting. (Federal Funds)

Johnson—10-46 KA-0803-01 — K-10 and Lexington Road in De Soto, lighting. (Federal Funds)

District Two — Northcentral

Dickinson—21 C-4474-01 — County road 1.5 miles west of Chapman, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

District Three — Northwest

Osborne—71 K-9679-01 — From U.S. 24 south and east to 3rd and Commercial Street in Downs, 1.5 miles, grading and surfacing.

District Four — Southeast

Labette—50 KA-1419-01 — U.S. 59 from the north city limits of Oswego to the west junction of U.S. 160; U.S. 160 from the east city limits of Altamont to the west junction of U.S. 59, 9.4 miles, overlay.

Miami—61 C-4422-01 — Old K-7 over Big Bull Creek at Paola, 0.1 mile, bridge.

District Five — Southcentral

Barton—56-5 KA-0131-01 — U.S. 56 from west of Harrison Street east to Washington Street in Great Bend, 0.5 mile, grading and surfacing.

Butler—8 K-9652-01 — K-196 and K-254; U.S. 54 and Haverhill Road and U.S. 54/U.S. 400/U.S. 77 in Butler County, lighting. (Federal Funds)

Sedgwick—135-87 K-7332-01 — I-135 and U.S. 54 interchange and southbound I-135 from Lincoln to Harris in Wichita, pavement reconstruction.

District Six — Southwest

Haskell—41 C-3832-01 — County road 8 miles north and 6 miles west of Sublette, then north 6 miles, surfacing.

Finney—50-28 K-8246-01 — U.S. 50 1 mile west of Holcomb to 1.4 miles east of the west junction of U.S. 83, grading, bridge and surfacing.

Finney—50 U-2066-01 — U.S. 50B and U.S. 83B from U.S. 50/U.S. 83/U.S. 400 south to Mary Street in Garden City, 1 mile, grading and surfacing.

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

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

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

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

Deb Miller
Secretary of Transportation

Doc. No. 036641

State of Kansas

Department of Transportation

Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 2009-2012 by adding the following projects:

Project X-2747-01, Flashing Light Straight-Post Traffic Signals with Gates, Union Pacific Railroad Crossing and Hamilton Road northwest of Lancaster, Atchison County

Project X-2748-01, Flashing Light Straight-Post Traffic Signals with Gates, Union Pacific Railroad Crossing and Greeley Road northwest of Lancaster, Atchison County

Project X-2749-01, Flashing Light Straight Post Traffic Signals with Gates, Union Pacific Railroad Crossing and Bittersweet Road east of Sabetha, Brown County

Project X-2750-01, Flashing Light Straight-Post Traffic Signals with Gates, Union Pacific Railroad Crossing and E Road east of Baileyville, Marshall County

The amendment of the STIP requires a 30-day public comment period. To receive more information on any of these projects or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Bureau of Program and Project Management, 2nd Floor Tower, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754, (785) 296-3526, fax (785) 368-6664.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Bureau of Transportation Information, (785) 296-3585 (Voice/TTY).

The comment period regarding the STIP amendment will conclude March 9.

Deb Miller
Secretary of Transportation

Doc. No. 036669

State of Kansas

Kansas Insurance Department

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 1:30 p.m. Friday, April 10, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of a proposed 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 John Wine, Kansas Insurance Department, 420 S.W. 9th, Topeka. 66612-1678, via facsimile at (785) 291-3673 or via e-mail at jwine@ksinsurance.org. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing.

A summary of the proposed regulation and its economic impact follows:

K.A.R. 40-7-20a. Agents; continuing education; approval of courses; requirements. This regulation is being amended to describe the requirements for online courses and make several small clarifying changes. Currently, providers of continuing education courses for insurance agents do not have clear guidelines on how to administer online courses. The other changes provide clarity to the existing regulation and do not make substantive changes.

The proposed amendment to K.A.R. 40-720a is not mandated by federal law.

The proposed amendment will not require any courses to be offered online so there will not be any economic impact on insurance companies, government agencies, regulated entities, large or small businesses, or the general public.

The proposed amendment to K.A.R. 40-7-20a achieves the stated purpose of providing the method of offering continuing education online by the most effective and least costly method in accordance with K.S.A. 40-409(d)(i), and therefore no other methods were considered.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and the 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 John Wine at (785) 296-7847 or via e-mail at jwine@ksinsurance.org. Any individual desiring a copy of this regulation and/or the policy and procedure that is being adopted by reference, if applicable, may obtain a copy from the department's Web site at www.ksinsurance.org (under the Legal Issues link) or by contacting John Wine. The charge for copies is 50 cents per page.

Sandy Praeger
Kansas Insurance Commissioner

Doc. No. 036657

State of Kansas

Kansas Health Policy Authority
State Employees Health Care CommissionNotice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 9:30 a.m. Wednesday, May 20, in Room 106 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed changes to an existing regulation of the Kansas State Employees Health Care Commission.

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. All interested parties may submit written comments prior to the hearing to the State Employee Health Plan, KHPA, Room 900-N, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, or to lea.selleck@khpa.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed amendments during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed 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 Lea Selleck at (785) 368-6361 or through the Kansas Relay Center (1-800-766-3777), or by e-mail at lea.selleck@khpa.ks.gov. 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 the economic impact follows:

K.A.R. 108-1-4. Local unit of government employee health care plan: Revisions to this regulation align it with the dependent requirements for eligibility of state employee dependents as outlined in K.A.R. 108-1-1. The revisions clarify who is eligible to be covered as a dependent in the local unit of government portion of the State Employee Health Plan. The revisions also allow local environmental protection programs, city and county health departments, local housing authorities and nonprofit independent living centers to join the State Employee Health Plan.

Other governmental units, private citizens and consumers will not be affected by this change.

A copy of the proposed regulation and the economic impact statement may be obtained on the KHPA Web site at www.khpa.ks.gov or by contacting Lea Selleck.

Marcia J. Nielsen, Ph.D., MPH
KHPA Executive Director

Doc. No. 036640

State of Kansas

**Department of Agriculture
Division of Weights and Measures**

**Notice of Hearing on Proposed
Administrative Regulations**

A public hearing will be conducted at 10 a.m. Wednesday, April 8, in the fourth floor training room of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka, to consider the adoption of proposed regulations for weights and measures.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Agriculture, 109 S.W. 9th, 4th Floor, Topeka, 66612, or by e-mail at leslie.garner@kda.ks.gov. Comments also may be made through the department's Web site, <http://www.ksda.gov>, under the proposed regulation. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

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

K.A.R. 99-25-5 — Institutes a \$20 fee for the continuing education and testing of service technicians. This is to help cover the cost of the class and the testing as allowed in K.S.A. 83-302 and 83-402.

K.A.R. 99-26-1 — Increases the hourly rate charged by the Kansas Department of Agriculture for National Type Evaluation (NTEP) testing for a Certificate of Conformance (COC) issued by the National Conference of Weights and Measures (NCWM). The current rate is \$75 per hour and is the lowest per hour rate of any state lab in the country. The increased rate is equal to national median average for NTEP testing.

Economic summary: Anticipated financial impact upon other governmental agencies, private business or individuals is as follows:

K.A.R. 99-25-5 — Technical representatives will be charged \$20 per department seminar attended. Total projected revenue is \$9,000. In fiscal year 2008, 453 technicians attended department seminars.

K.A.R. 99-26-1 — In fiscal year 2008, 295.75 hours were billed for the NTEP testing. With the change to \$95 per hour, revenue should increase by \$5,915. This will affect any business for which KDA Weights and Measures does an NTEP test. In fiscal year 2008, all companies billed were out-of-state companies. The department expects this to continue.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Leslie Garner at (785) 296-

4623 or fax (785) 368-6668. Handicapped parking is located at the southwest corner of 9th and Kansas Ave., and the north entrance to the building is accessible to individuals with disabilities.

Copies of the regulations and their economic impact statements may be obtained by contacting Leslie Garner or by accessing the department's Web site at <http://www.ksda.gov>.

Adrian J. Polansky
Secretary of Agriculture

Doc. No. 036667

State of Kansas

Department of Commerce

Notice of Hearings

The Kansas Department of Commerce, Division of Rural Development, will conduct two public hearings on the proposed FFY 2010 Community Development Block Grant Program. The purpose of these hearings is to gain citizen input on the proposed changes to the federally funded CDBG program, as well as take comments on the performance of past administration of this program. No preregistration is required. All citizens are invited to attend the public hearings, scheduled as follows:

Date	Time	Location
Wed., Feb. 25	10:30 to 11:30 a.m.	Kansas Department of Commerce Curtis State Office Building 1000 S.W. Jackson, Suite 100 Topeka
Thurs., Feb. 26	9 to 10 a.m.	Commerce Office Hays Workforce Center 332 E. 8th St., Hays

Anyone needing special accommodations should contact the Kansas Department of Commerce at least five business days in advance of the hearing at (785) 296-3737, fax (785) 296-3776 or TTY (785) 296-3487.

Proposed changes listed below will be discussed at the public hearings:

1. Increase housing rehabilitation limit to \$20,000 per home.
2. Limit population on KAN STEP applications to 2,500.
3. Allow 10 percent or \$10,000, whichever is less, on Urgent Need for administration.
4. Propose a KIAC type format for Community Facility applications.
5. Discuss public hearing requirements on applications.
6. Increase water/sewer limit to \$500,000.
7. Look at cost per user (rates) on water/sewer projects.
8. Change CDBG administrative allowance on annual competition applications:
 - a. \$15,000 for projects \$250,000 and below or 10 percent, whichever is less.
 - b. \$20,000 for projects over \$250,000.
 - c. Add an additional \$5,000 to each for housing.

David D. Kerr
Secretary of Commerce

Doc. No. 036653

(Published in the Kansas Register February 5, 2009.)

**Notice of Cancellation of Bond Sale
Unified School District No. 361
Harper County, Kansas (Anthony-Harper)
\$6,500,000**

**General Obligation School Building Bonds
Series 2009**

The sale of the above-referenced bonds scheduled for February 9, 2009, is cancelled.

Unified School District No. 361
Harper County, Kansas
(Anthony-Harper)

Doc. No. 036678

(Published in the Kansas Register February 5, 2009.)

**Summary Notice of Bond Sale
Unified School District No. 210
Stevens County, Kansas (Hugoton)
\$9,500,000**

**General Obligation School Building Bonds
Series 2009**

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

Bids

Subject to the notice of bond sale dated January 26, 2009, written and electronic bids will be received on behalf of the clerk of Unified School District No. 210, Stevens County, Kansas (Hugoton) (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 3 p.m. February 17, 2009, 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 February 1, 2009, and will become due on September 1 in the years as follows:

Year	Principal Amount
2010	\$200,000
2011	515,000
2012	555,000
2013	570,000
2014	590,000
2015	610,000
2016	630,000
2017	645,000
2018	670,000
2019	690,000
2020	710,000
2021	735,000
2022	760,000
2023	795,000
2024	825,000

The bonds will bear interest from the date thereof at

rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2010.

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 \$190,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about March 10, 2009, 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 2008 is \$328,158,919. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$19,000,000.

Approval of Bonds

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

Additional Information

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

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

Donice M. Medina, Clerk
Office of the Board of Education
205 E. 6th
Hugoton, KS 67951
(620) 544-4397
Fax (620) 544-7138
E-mail: dmedina@usd210.org

Financial Advisor — Good Faith Deposit**Delivery Address:**

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

Dated January 26, 2009.

Unified School District No. 210
Stevens County, Kansas (Hugoton)

Doc. No. 036678

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-09-032
Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant	Owner of Property Where Facility Will Be Located	Receiving Water
Leland Schrock 916 E. Red Rock Road Hutchinson, KS 67501	Leland Schrock 916 E. Red Rock Road Hutchinson, KS 67501	Lower Arkansas River Basin
Legal Description SE/4 of Section 19, T24S, R05W, Reno County		
Kansas Permit No. A-ARRN-M047		
This is an application for a reissuance of a permit for 45 head (63 animal units) of mature dairy cattle and 120 head (48 animal units) of swine weighing more than 55 pounds. Modifications to the existing wastewater control system will include a new proposed solids storage structure and a new wastewater retention structure. A new or modified permit will not be issued without additional public notice.		

Public Notice No. KS-AG-09-033/043
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Leland Schrock Dairy 916 E. Red Rock Road Hutchinson, KS 67501	SE/4 of Section 19, T24S, R05W, Reno County	Lower Arkansas River Basin
Kansas Permit No. A-ARRN-M047		
This is a reissued permit for an existing, expanding, modified facility for 45 head (63 animal units) of mature dairy cattle and 120 head (48 animal units) of swine greater than 55 pounds. The facility will be modified by constructing a new concrete solids storage structure northeast of the barn and a new earthen wastewater retention structure north of the existing wastewater retention structure.		

Name and Address of Applicant	Legal Description	Receiving Water
Perry and Irene Summy 6072 Trego Road Chetopa, KS 67336	NE/4 of Section 14, T34S, R20E, Labette County	Neosho River Basin
Kansas Permit No. A-NELB-L001		

This is a new permit for a new facility for 175 head (17.5 animal units) of dairy goats. The facility will consist of one building, one concrete storage tank and 40.0 acres of pasture. The building will be divided into a livestock holding area, a milk parlor and a milk storage room.

Name and Address of Applicant	Legal Description	Receiving Water
Miller Feed Yard, Inc. Lloyd W. Miller P.O. Box 459 Satanta, KS 67870	E/2 of Section 19, T30S, R34W, Haskell County	Cimarron River Basin
Kansas Permit No. A-CIHS-C006		

Federal Permit No. KS0115231
This is a new permit for an expanding facility for 17,500 head (17,500 animal units) of beef cattle weighing more than 700 pounds. The facility currently consists of 72.8 acres of confinement lots, 61.3 acres of extraneous areas, a freshwater pond and six retention control structures (RCS). The facility is proposing to raise the outlet elevation of an existing emergency spillway, install a concrete outlet channel, construct a new RCS and raise the berm of an existing RCS. Head count at the facility will not change as a result of the construction.

Name and Address of Applicant	Legal Description	Receiving Water
Charles and Beverly Regier Hog Farm 4828 N.E. 24th Newton, KS 67114	SW/4 of Section 06, T23S, R02E, Harvey County	Walnut River Basin
Kansas Permit No. A-WAHV-S001		

This is a reissuance of a permit with a modification for an existing facility for 460 head (184 animal units) of swine weighing more than 55 pounds and 400 head (40 animal units) of swine weighing 55 pounds or less. The permittee is adding a manure and mortality composting area. There will be no change in the number of animals at the facility.

Name and Address of Applicant	Legal Description	Receiving Water
Zoltenko Farms Inc. James A. Zoltenko P.O. Box 39 Hardy, NE 68943	SE/4 of Section 11 & N/2 of Section 14, T01S, R06W, Jewell County	Lower Republican River Basin
Kansas Permit No. A-LRJW-S023		

This is a reissuance of a the permit in order to address modification of the facility. Dogs will be eliminated from the permitted capacity and the buildings converted to housing of an additional 148 head of swine (568 head total). In addition, two inactive partially enclosed swine areas will be reactivated to cattle production (600 head total, less than 700 pounds each); a partially open swine lot; two settling basins and a waste storage lagoon will be eliminated; and a new totally enclosed swine building constructed.

Name and Address of Applicant	Legal Description	Receiving Water
Hays Feeders, LLC Jerry Bohn & Bill Sleigh P.O. Box 310 Hays, KS 67601	N/2 of Section 11 & NW/4 of Section 12, T13S, R19W, Ellis County	Smoky Hill River Basin
Kansas Permit No. A-SHEL-C002		

Federal Permit No. KS0037630
This is a reissuance of a permit for an existing facility for 30,000 head (30,000 animal units) of cattle weighing greater than 700 pounds.

Name and Address of Applicant	Legal Description	Receiving Water
Jovina Farm John Maxwell Route 2, Box 104 Atwood, KS 67730	NE/4 of Section 23, T03S, R35W, Rawlins County	Upper Republican River Basin
Kansas Permit No. A-URRA-M002		

This is a reissuance of a permit for an existing facility for 140 head (196 animal units) of mature dairy cattle and 40 head (40 animal units)

(continued)

of dairy heifers weighing greater than 700 pounds, for a total of 180 head (236 animal units).

Name and Address of Applicant	Legal Description	Receiving Water
Southwind Finishers LeRoy Penner 1702 E. 20th Peabody, KS 66866	SW/4 of Section 26, T22S, R03E, Marion County	Walnut River Basin

Kansas Permit No. A-WAMN-S002

This permit is being reissued for an existing facility with a maximum capacity of 2,400 head (960 animal units) of swine. There is no change to the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Jay Carswell 2628 W. 40th Drive Alton, KS 67623	SE/4 of Section 22, T06S, R15W, Osborne County	Solomon River Basin

Kansas Permit No. A-SOQB-S007

This is a reissuance of a permit for an existing facility for 500 head (200 animal units) of swine weighing greater than 55 pounds, 90 head (90 animal units) of cattle weighing greater than 700 pounds and 30 head (15 animal units) of cattle weighing less than 700 pounds, for a total of 305 animal units of swine and cattle.

Name and Address of Applicant	Legal Description	Receiving Water
Keesecker Agri Business, Inc. Dale Keesecker 2069 Prairie Road Washington, KS 66968	NE/4 of Section 21, T02S, R03E, Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-S043

This is a reissuance of a permit for an existing facility for 9,990 head (999 animal units) of swine weighing 55 pounds or less.

Name and Address of Applicant	Legal Description	Receiving Water
Golden Rule Farms, Inc. Donovan Claassen 10449 N.W. 120th St. Whitewater, KS 67154	NE/4 of Section 06, T24S, R04E, Butler County	Walnut River Basin

Kansas Permit No. A-WABU-S010

This is a reissuance of a permit with a change in operation for an existing facility for 2,140 head (856 animal units) of swine weighing greater than 55 pounds and 1,140 head (114 animal units) of swine weighing 55 pounds or less, for a total of 970 animal units of swine. The change in operation includes the addition of an existing building to the permit. No construction or expansion is proposed.

Public Notice No. KS-Q-09-005/008

Name and Address of Applicant	Receiving Stream	Type of Discharge
Martin Marietta Aggregates 11900 W. 87th Parkway Suite 200 Lenexa, KS 66215	Long Creek via Frog Creek	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-MC23-PO02 Federal Permit No. KS0089711

Legal: S½, NW¼, and N½, SW¼, S16, T18S, R16E, Osage County

Facility Name: Melvern Quarry

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operations. This facility is engaged in limestone quarrying operations with some rock washing. Outfall 001 consists of a discharge from a settling pond that treats wash water and Outfall 002 consists of stormwater runoff. The proposed permit includes limits for total suspended solids and pH. Contained in the permit is a schedule of compliance requiring the permittee to develop and implement an industrial stormwater pollution prevention plan within one year of the effective date of the permit. The permit requirements are pursuant to the Kansas Surface

Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Sunflower Redevelopment, LLC P.O. Box 528 Clearview City, KS 66019	Kansas River via Various Tributaries	Contaminated Stormwater Runoff

Kansas Permit No. I-KS12-PO08 Federal Permit No. KS0028321

Facility Name: Former Sunflower Army Ammunition Plant

Facility Location: 35425 W. 103rd St., De Soto, KS 66018

Facility Description: The proposed action consists of renewal of an existing NPDES/ Kansas water pollution control permit. This facility is the formerly government-owned Sunflower Army Ammunition Plant (SFAAP) undergoing closure. The facility is inactive but historically was a military industrial facility that produced military propellant and propellant ingredients utilizing nitroguanidine, nitroglycerine and nitrocellulose. Discharges from the site will be monitored and controlled in accordance with an area specific stormwater pollution prevention plan. The city of De Soto's public water supply system located on-site will remain active. All facility water distribution, wastewater collection, and wastewater treatment systems will be closed in accordance with KDHE Consent Order No. 05-E-0111 Item No. 55 and Bureau of Water approval. Contained in the permit is a schedule of compliance requiring the permittee to develop and implement an industrial stormwater pollution prevention plan within one year of the effective date of the permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Western Plains Energy, LLC 3022 County Road 18 Oakley, KS 67748	South Fork Saline River via Unnamed Tributary	Process Wastewater

Kansas Permit No. I-SA24-PO01 Federal Permit No. KS0093076

Legal Description: NW¼, S2, T11S, R31W, Gove County

Facility Name: Western Plains Energy - Ethanol Plant

Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater. This facility uses grain to manufacture ethanol by natural fermentation. About 186,000 gallons/day of wastewater consisting of reverse osmosis (RO) concentrate, cooling towers blowdown, and softener back wash and regenerate are discharged from a polishing pond. Domestic wastewater is connected to a septic tank - lateral field system. The proposed permit contains limits for total residual chlorine and whole effluent toxicity, as well as monitoring of pH, sulfate, nitrate, fluoride, chloride and total recoverable copper, lead and selenium. Contained in the permit is a schedule of compliance requiring the permittee to submit a report evaluating the source of sulfate in the facility effluent, including recommended improvements and costs. The permittee also is required to construct a KDHE-approved downgradient alluvial aquifer monitoring well. 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
Wichita, City of Wichita Water Utilities 1815 W. Pine Wichita, KS 67203	Arkansas River via Ditch	Process Wastewater

Kansas Permit No. I-AR94-PO10 Federal Permit No. KS0099767

Legal Description: SW¼, NE¼, NW¼, S19, T27S, R1E, Sedgwick County

Facility Description: The proposed action is to issue a new permit for discharge of wastewater from an existing public water treatment plant. This permit is for the temporary discharge of nonchlorinated filter backwash water and miscellaneous nonchlorinated wastewaters from on-line monitoring equipment, etc. The nonchlorinated wastewaters are routed without treatment to the Arkansas River via a ditch. The proposed permit contains limits for total suspended solids and pH. The permit requirements are pursuant to the Kansas

Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria, and are water-quality based.

Public Notice No. KS-NQ-09-001

Name and Address of Applicant	Legal Description	Receiving Water
Greensburg, City of 239 S. Main St. Greensburg, KS 67054	SW¼, SW¼, NE¼, S14, T28S, R18W, Kiowa County	Nonoverflowing

Kansas Permit No. M-AR38-NO01 Federal Tracking No. KSJ000460

Facility Description: The proposed action is to reissue an existing wastewater permit for an existing nonoverflowing wastewater stabilization lagoon system. The proposed permit requires monitoring of biochemical oxygen demand, total suspended solids, ammonia, E. coli, total phosphorus, water level in the final cell and flow of treated wastewater used for irrigation. The proposed permit contains a schedule of compliance requiring the permittee to provide KDHE with an overview map of the cell locations and of the fields to be irrigated, as well as a basic soil analysis twice during the term of this permit. A minimum of three feet of freeboard is required by December 1 each year. Discharge of wastewater from this treatment facility to surface waters of the state of Kansas is prohibited by this permit.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural-related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before March 7 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-09-032/043, KS-Q-09-005/008, KS-NQ-09-001) 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.kdheks.gov/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. 036671

State of Kansas

**Department of Health
and Environment**

**Annual Program Report for the
Voluntary Cleanup and Property
Redevelopment Program**

**(Pursuant to the requirements of
K.S.A. 65-34,161 et seq.)**

Activities from January 1, 2008 to December 31, 2008

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 the 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 Department'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

(continued)

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, 2008 to December 31, 2008.

Since the inception of the Voluntary Cleanup Program on July 1, 1997, the Department has received a total of 510 completed application packages of which 502 properties have been determined eligible to participate in the program. A total of 493 voluntary agreements have been signed. Investigations have been initiated and/or completed at 446 properties. Currently, 187 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 50 properties. To date, the Department has issued a total of 166 NFA letters, achieving cleanup of 1,720.45 acres.

A total of 19 applications were received by the VCPRP during calendar year 2008, which is approximately 2 applications per month. This is a significant decrease with respect to the 62 applications received during 2007 (5 per month). The number of applications received by the VCPRP each year has generally shown a slight increase except for 2005 and 2008. This is the first year since the inception of the program to show a significant drop in the number of applications. The decrease can be attributed to the difficult economic conditions experienced during the year, in particular since mid-2008. Although it is difficult to predict future trends, the number of applications received is expected to return to a normal level when the economic climate improves.

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 14 NFAs have been issued per year. The number of NFAs issued by the Department for the 2008 calendar year was 14.

Approximately 75% 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 (25%). Participation by other categories includes commercial (12%), railroad (7%), government (3%) and private citizen (3%). Approximately 75% of all properties participating in the VCPRP involve groundwater contamination, which typically requires years to cleanup.

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.

Table 1
Summary of Voluntary Applications

Applicant Category	Contaminant Class Category*				Total Applications
	Class I	Class II	Class III	Class IV	
Agri-Business	0	15	47	68	130
Industry	13	11	52	28	107
Commercial	25	8	24	7	64
Oil/Gas Related	1	22	70	51	146
Governmental Entity	1	6	6	1	14
Private Citizen	7	4	2	1	14
Railroad Related	0	1	19	15	35
Class Category Total	47	67	220	171	510

*** 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 migrating 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	2008	2007*	2006*	2005*	2004*	2003*	2002*	2001*	2000*	1999*	1998*	1997*
Applications Denied/Withdrawn	29	24	13	10	10	9	5	4	2	1	1	0
Applications in Review	0	0	9	4	0	2	0	4	0	3	0	0
Applications Approved	502	481	416	376	353	300	265	219	173	100	56	6
Voluntary Agreements Signed	493	469	409	372	341	298	259	206	162	96	46	3
Vol. Investigations Initiated	446	408	362	331	306	271	230	156	114	57	19	0
Vol. Investigations Completed	283	255	226	208	171	133	121	83	41	23	5	0
Voluntary Cleanups Initiated	187	169	147	135	124	104	74	39	27	17	3	0
Voluntary Cleanups Completed	50	48	40	29	25	21	15	11	6	2	0	0
No Further Actions Issued **	166	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

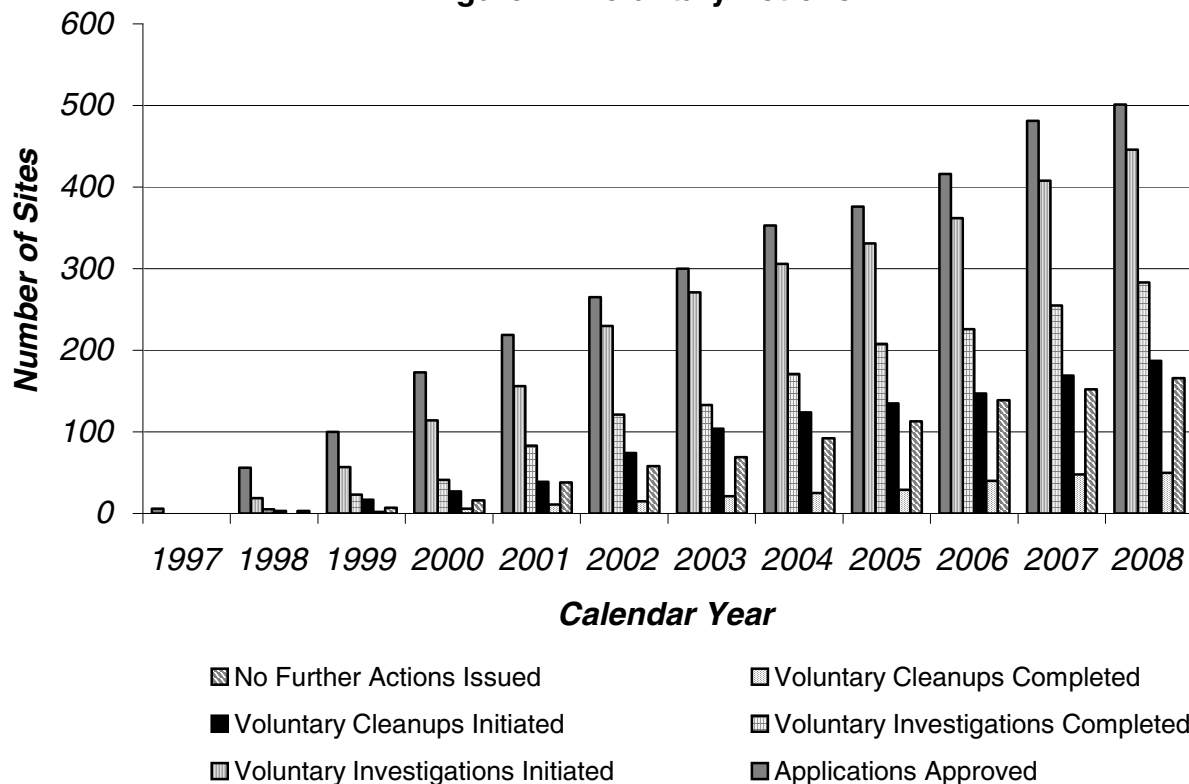
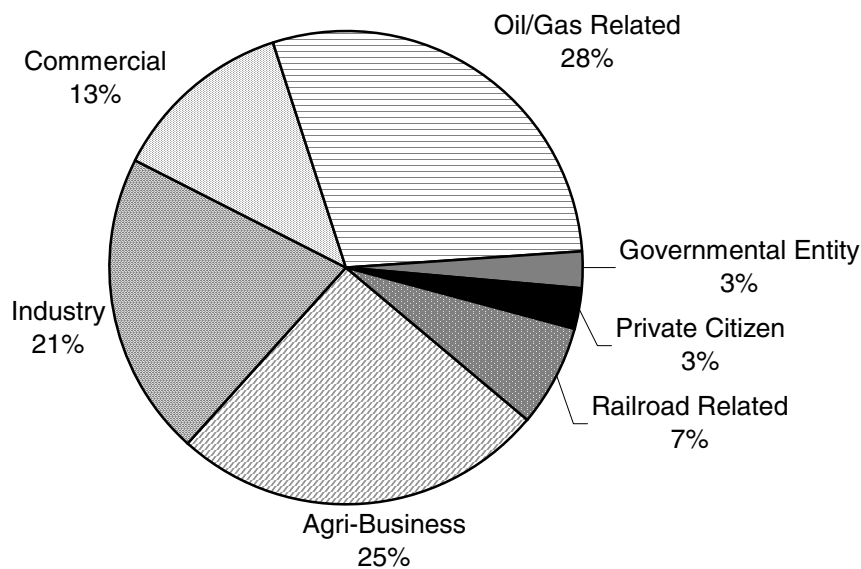


Figure 2 - Applicant Categories by Percentage of Participation



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**

**(Pursuant to the requirements of
K.S.A. 65-1,221 et seq.)**

Activities from January 1, 2008 to December 31, 2008

Background

On April 21, 2003, Governor Sebelius signed House Bill (HB) 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. HB 2247 became law on July 1, 2003. New sections of HB 2247 are now referred to as Kansas Statutes Annotated (K.S.A.) 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 (Kansas Administrative 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, commonly known as institutional controls, are 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 choose to restrict certain activities to mitigate the risk posed to human health and the environment from contamination at their property. The landowner would make application 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, 2008 to December 31, 2008. 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-BER 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 and distributed program brochures to educate the general public about 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.

KDHE-BER is currently in the process of amending regulation 28-73-1 (c) and has met with the Joint Regulatory Committee on Rules and Regulations. The regulation package has gone through the public comment period with no comments. The amended regulation will likely be published in the Kansas Register during the next reporting period. The EUC Program continues to conduct EUC inspections, and identify and resolve issues at sites with recorded EUC Agreements.

Twenty-five signed EUC applications were received by KDHE from landowners of environmentally contaminated property in 2008 and processed in accordance with the statutes and regulations. Landowners formally recorded EUCAs with the appropriate county Register of Deeds on twenty-one properties in 2008. Of the remaining EUC applications received, 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 2008 EUCAs in the near future. In general, the agency anticipates a continued increase in EUC applications in 2009 as awareness of program benefit and utility increases.

Term	Number of Signed Applications Received	Number of EUCAs Recorded
*July 1, 2003, to December 31, 2003	2	0
January 1, 2004, to December 31, 2004	4	2
January 1, 2005, to December 31, 2005	16	7
January 1, 2006, to December 31, 2006	20	18
January 1, 2007, to December 31, 2007	22	13
January 1, 2008, to December 31, 2008	25 (as of December 9, 2007)	21
Total	91	61

* Inception of the program.

Roderick Bremby
Secretary of Health
and Environment

Doc. No. 036662

State of Kansas

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

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

Anadarko Gathering Company, Houston, Texas, owns and operates Hugoton compressor station located at Section 22, T33S, R37W, Stevens County, Kansas.

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

Direct written comments or questions regarding the proposed permit to Michael J. Parhomek, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business March 5.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sharon Burrell, Bureau of Air and Radiation, not later than the close of business March 5 in order for the Secretary of Health and Environment to consider the request.

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

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

unless the grounds for such objection arose after such period. Contact Patricia Scott, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7312, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 036664

State of Kansas

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

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

Coffeyville Resources Terminal, LLC, Phillipsburg, owns and operates a bulk petroleum terminal located at 1589 Highway 183, Phillipsburg, Phillips County.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE Northwest District Office, 2301 E. 13th, Hays. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office; and to review the proposed permit only, contact Richard Robinson, (785) 625-5663, at the KDHE Northwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Allen, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business March 5.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sharon Burrell, Bureau of Air and Radiation, not later than the close of business March 5 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day public comment period, within which to object to

(continued)

the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Patricia Scott, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7312, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 036666

State of Kansas

Department of Health and Environment

Request for Comments

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

Northern Natural Gas, 1111 S. 103rd St., Omaha, Nebraska, owns and operates Bushton compressor station located at Section 6, T18S, R9W, Rice County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permit and supporting documentation, contact Michael J. Parhomek, (785) 296-1580, at the KDHE central office; and to review the proposed permit only, contact Stan Marshall, (785) 827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Michael J. Parhomek, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulat-

ing a final permit decision, written comments must be received before the close of business March 5.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sharon Burrell, Bureau of Air and Radiation, not later than the close of business March 5 in order for the Secretary of Health and Environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Patricia Scott, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7312, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 036660

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced January 22-28 by the 2009 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-4096. Full texts of bills, bill tracking and other information may be accessed at www.kslegislature.org.

House Bills

HB 2055, An act concerning the department on aging; relating to the senior services fund; creating the health care for seniors fund; disposition of certain additional lottery proceeds; prescribing certain powers, duties and functions for the secretary of aging; amending K.S.A. 2008 Supp. 74-8768 and repealing the existing section, by Committee on Aging and Long Term Care.

HB 2056, An act concerning the department on aging; relating to the senior services fund; creating the health care for seniors fund; disposition of certain additional tobacco litigation settlement proceeds; prescribing certain powers, duties and functions for the secretary of aging; amending K.S.A. 38-2101 and repealing the existing section, by Committee on Aging and Long Term Care.

HB 2057, An act enacting the geriatric mental health act; establishing a geriatric mental health program administered by the department on aging, by Committee on Aging and Long Term Care.

HB 2058, An act; creating the health care for seniors fund; concerning the disposition of a sales tax and compensating use tax proceeds; prescribing certain powers, duties and functions for the secretary of aging and secretary of revenue; amending K.S.A. 2008 Supp. 79-3620 and 79-3710 and repealing the existing sections, by Committee on Aging and Long Term Care.

HB 2059, An act concerning proceeds derived from violation of the uniform controlled substances act or any substantially similar offense from another jurisdiction; amending K.S.A. 65-4142 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2060, An act concerning crimes and punishment; relating to battery against a law enforcement officer; amending K.S.A. 2008 Supp. 21-4704 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2061, An act establishing the board of professional educators; prescribing the powers and duties thereof, by Representative Sloan.

HB 2062, An act concerning alcoholic beverages; amending K.S.A. 41-210, 41-211, 41-304, 41-307, 41-308, 41-601, 41-602, 41-701, 41-708, 41-717, 41-718, 41-724, 41-725, 41-726, 41-729, 41-806, 41-901, 41-905, 41-1001, 41-1002, 41-1004, 41-1101, 41-1102, 41-1122, 41-1123, 41-1125, 41-2604, 41-2610, 41-2614, 41-2632, 41-2637, 41-2641, 41-2642, 41-2643, 41-2705, 41-2706, 41-2707, 41-2709, 41-2722, 41-2726, 79-4101, 79-4102, 79-4103, 79-4104, 79-41a01, 79-41a02, 79-41a04, 79-41a06, 79-41a07 and 79-41a08 and K.S.A. 2008 Supp. 41-102, 41-104, 41-209, 41-308b, 41-712, 41-805, 41-2611, 41-2645, 41-2701, 41-2704, 41-2728, 79-3606, 79-4108 and 79-41a03 and repealing the existing sections; also repealing K.S.A. 41-403 and 41-2712 and K.S.A. 2008 Supp. 41-2702, 41-2703 and 41-2708, by Committee on Federal and State Affairs.

HB 2063, An act concerning weights and measures; relating to fees charged by the secretary of agriculture; amending K.S.A. 2008 Supp. 83-214, 83-219, 83-302 and 83-402 and repealing the existing sections; also repealing K.S.A. 2008 Supp. 83-502, by Committee on Agriculture and Natural Resources.

HB 2064, An act enacting the night sky protection act; relating to light emissions affecting luminance of the nighttime sky for certain protected places, by Committee on Energy and Utilities.

HB 2065, An act concerning intensive groundwater control areas; amending K.S.A. 82a-1036 and repealing the existing section, by Joint Committee on Administrative Rules and Regulations.

HB 2066, An act concerning elections; pertaining to compliance with the Help America Vote Act (HAVA); amending K.S.A. 25-2354 and 25-3304 and K.S.A. 2008 Supp. 25-1122, 25-1122d, 25-1123, 25-2309 and 25-2908 and repealing the existing sections, by Committee on Elections.

HB 2067, An act concerning the Kansas home inspectors registration board; amending K.S.A. 2008 Supp. 58-4503 and repealing the existing section, by Committee on Commerce and Labor.

HB 2068, An act concerning real estate brokers and salespersons; relating to licensure; amending K.S.A. 2008 Supp. 58-3035, 58-3046a, 58-3050, 58-3062, 58-3080, 58-3082, 58-3083, 58-3084, 58-3085 and 58-3086 and repealing the existing sections, by Committee on Commerce and Labor.

HB 2069, An act concerning state government; relating to compensation of legislators; providing for a reduction in hours of work for certain executive branch positions; concerning nonessential state owned buildings; amending K.S.A. 2008 Supp. 46-137a and repealing the existing section, by Representative Otto.

HB 2070, An act concerning income taxation; repealing the income tax credit under the Kansas community services program act; amending K.S.A. 40-253a and K.S.A. 2008 Supp. 40-2803, 40-2804, 74-50,208, 79-32,117 and 79-32,215 and repealing the existing sections; also repealing K.S.A. 79-32,194 and 79-32,199 and K.S.A. 2008 Supp. 79-32,117m, 79-32,195, 79-32,196, 79-32,197, 79-32,197a, 79-32,198, 79-32,199a and 79-32,199b, by Committee on Taxation.

HB 2071, An act concerning sales taxation; relating to countywide retailers' sales tax in Rawlins county; amending K.S.A. 2008 Supp. 12-187 and 12-189 and repealing the existing sections, by Committee on Taxation.

HB 2072, An act concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; disability benefits; amending K.S.A. 2008 Supp. 74-4960a and repealing the existing section, by Joint Committee on Pensions, Investments and Benefits.

HB 2073, An act concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; purchase of service credit, by Joint Committee on Pensions, Investments and Benefits.

HB 2074, An act concerning property taxation; relating to real property taxes due and unpaid; interest and penalties; redemption procedures; amending K.S.A. 2008 Supp. 79-2004 and 79-2401a and repealing the existing sections, by Committee on Taxation.

HB 2075, An act concerning insurance; providing coverage for colorectal cancer screening; amending K.S.A. 2008 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Representatives K. Wolf, Benlon, Bowers, Brookens, Burgess, Burroughs, Carlin, Colloton, Craft, Crow, Feuerborn, Frownfelter, Furtado, Garcia, D. Gatewood, S. Gatewood, George, Goyle, Grange, Grant, Hawk, Hill, Hineman, C. Holmes, Horst, Huntington, Kleeb, Lane, Loganbill, Lukert, Maloney, McCray-Miller, Menghini, Moxley, Neighbor, Otto, Palmer, Pauls, Phelps, Pottorff, Prescott, Proehl, Quigley, Rardin, Ruiz, Sawyer, Sloan, Spalding, Svaty, Swanson, Swenson, Tietze, Trimmer, Vickrey, Wetta, Williams, Winn, B. Wolf and Worley.

HB 2076, An act concerning abortion; regarding the woman's right-to-know act; amending K.S.A. 65-6709 and 65-6710 and repealing the existing sections, by Representatives Kinzer, A. Brown, Brunk, DeGraaf, Donohoe, Faber, George, Goico, Grange, Hermanson, Huebert, Jack, Kelley, Kiegerl, Knox, Landwehr, Lukert, Mast, McLeland, Merrick, Morrison, Myers, O'Brien, Olson, Otto, Palmer, Patton, Pauls, Peck, Powell, Rhoades, Schroeder, Schwab, Shultz, Siegfried, Vickrey, Watkins, Williams and B. Wolf.

HB 2077, An act concerning elections; amending K.S.A. 2008 Supp. 25-1122, 25-1123, 25-2908 and 25-3002 and repealing the existing sections, by Committee on Elections.

HB 2078, An act concerning income taxation; relating to certain net operating losses; amending K.S.A. 2008 Supp. 79-32,143 and repealing the existing section, by Special Committee on Assessment and Taxation.

HB 2079, An act concerning sales taxation; relating to refunds; certain purchases of telecommunications machinery and equipment, by Special Committee on Assessment and Taxation.

HB 2080, An act; concerning solid waste; relating to the waste tire management fund; amending K.S.A. 2008 Supp. 65-3424g and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2081, An act concerning milk and dairy products; relating to certain fees fixed by the secretary of agriculture; amending K.S.A. 2008 Supp. 65-771, 65-778 and 65-781 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

HB 2082, An act concerning the advertising and conducting of certain live musical performances or productions; providing for certain restrictions enforcement and penalties, by Committee on Federal and State Affairs.

HB 2083, An act concerning historic preservation; pertaining to environs review; amending K.S.A. 2008 Supp. 75-2724 and repealing the existing section, by Committee on Local Government.

HB 2084, An act concerning cities; relating to annexation of territory; amending K.S.A. 2008 Supp. 12-520 and repealing the existing section, by Representatives Wetta and DeGraaf.

HB 2085, An act concerning veterans; relating to the veterans claims assistance program; service grant eligibility requirements; amending K.S.A. 2008 Supp. 73-1234 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2086, An act concerning veterans; relating to the veterans claims assistance advisory board; board composition; amending K.S.A. 2008 Supp. 73-1235 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2087, An act enacting the Kansas professional employer organization licensing act, by Committee on Insurance.

HB 2088, An act concerning insurance; providing reimbursement for certain services; amending K.S.A. 2008 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Insurance.

HB 2089, An act relating to insurance; concerning life insurance; valuation of policies; reserves; amending K.S.A. 2008 Supp. 40-409 and repealing the existing section, by Committee on Insurance.

HB 2090, An act concerning retirement and pensions; relating to the Kansas public employees retirement system; affiliation by county for county detention officers; normal retirement date; costs, by Joint Committee on Pensions, Investments and Benefits.

HB 2091, An act relating to manufactured housing; concerning modular homes; amending K.S.A. 58-4203 and repealing the existing section, by Committee on Financial Institutions.

(continued)

HB 2092, An act relating to real property; prohibiting certain transfer fee covenants, by Committee on Financial Institutions.

HB 2093, An act making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010 and June 30, 2011, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 2008 Supp. 55-193, 79-2978, 79-2979, 79-3425i, 79-34,156, 79-4801 and 82a- 953a and repealing the existing sections, by Committee on Appropriations.

HB 2094, An act making and concerning appropriations for the fiscal years ending June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, and June 30, 2014, for the department on aging, the department of social and rehabilitation services and the department of health and environment — division of health; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing, by Committee on Appropriations.

HB 2095, An act concerning school districts; relating to school finance; relating to the powers and duties of school boards; amending K.S.A. 2008 Supp. 10-1116a, 72-6433, 72-8801 and 72-8814 and repealing the existing sections; also repealing K.S.A. 2008 Supp. 72-6433c, by Committee on Appropriations.

HB 2096, An act concerning crimes and punishment; relating to electronic solicitation; amending K.S.A. 21-3523 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2097, An act concerning criminal procedure; relating to jury selection; alternate or additional jurors; amending K.S.A. 22-3412 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2098, An act concerning crimes, punishment and criminal procedure; relating to sexual offenses; amending K.S.A. 21-3525 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2099, An act concerning criminal procedure; relating to withdrawal of guilty pleas; amending K.S.A. 22-3210 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2100, An act concerning crimes and punishment; relating to unlawful sexual relations; amending K.S.A. 21-3520 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2101, An act concerning school districts; relating to school finance; relating to supplemental general state aid; amending K.S.A. 2008 Supp. 72-6434 and repealing the existing section, by Committee on Education.

HB 2102, An act concerning school districts; relating to the powers and duties of the governing bodies thereof; amending K.S.A. 2008 Supp. 72-1046b and repealing the existing section, by Representative Aurand.

HB 2103, An act concerning school districts; relating to school finance; amending K.S.A. 2008 Supp. 72-6412 and repealing the existing section, by Committee on Education.

HB 2104, An act concerning school districts; relating to school finance; amending K.S.A. 2008 Supp. 72-6412, 72-6455 and 72-6459 and repealing the existing sections, by Committee on Education.

HB 2105, An act concerning school districts; relating to contracts of employment; amending K.S.A. 72-5452 and K.S.A. 2008 Supp. 72-5437 and repealing the existing sections, by Committee on Education.

HB 2106, An act concerning retirement and pensions; relating to the Kansas public employees retirement system; employment after retirement; amending K.S.A. 2008 Supp. 74-4914 and repealing the existing section, by Committee on Higher Education.

HB 2107, An act concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation of adjutant general; membership of certain firefighters; contributions, by Committee on Higher Education.

HB 2108, An act concerning income taxation; relating to credits; education expenses, by Committee on Higher Education.

HB 2109, An act concerning health care; enacting the Kansas uniform health care decisions act; amending K.S.A. 39-1401, 40-2130 and 65-1734 and K.S.A. 2008 Supp. 58-654, 59-3075, 65-2837 and 65-4974 and repealing the existing sections; also repealing K.S.A. 58-625, 58-626, 58-627, 58-628, 58-629, 58-630, 58-631, 58-632, 65-28,101, 65-28,102, 65-28,103, 65-28,104, 65-28,105, 65-28,106, 65-28,108, 65-28,109, 65-4941, 65-4942, 65-4943, 65-4944, 65-4945, 65-4946, 65-4947 and 65-4948 and K.S.A. 2008 Supp. 65-28,107, by Committee on Judiciary.

HB 2110, An act concerning civil procedure; relating to property damage amount; amending K.S.A. 60-2006 and repealing the existing section, by Committee on Judiciary.

HB 2111, An act concerning the Kansas commission on judicial performance; relating to sunset provisions; amending K.S.A. 20-3201 and K.S.A. 2008 Supp. 20-367, 28-172a, 59-104, 60-1621, 60-2001, 61-2704 and 61-4001 and repealing the existing sections, by Committee on Judiciary.

HB 2112, An act concerning consumer protection; amending K.S.A. 50-623, 50-624, 50-634 and 50-636 and repealing the existing sections, by Committee on Judiciary.

HB 2113, An act concerning crimes and punishment; relating to certain crimes against court services officers; amending K.S.A. 21-3409, 21-3411, 21-3413 and 21-3415 and K.S.A. 2008 Supp. 21-3110 and 75-5133 and repealing the existing sections, by Committee on Judiciary.

HB 2114, An act amending the uniform commercial code; concerning the payment of presented checks; amending K.S.A. 84-4-404 and repealing the existing section, by Committee on Financial Institutions.

HB 2115, An act repealing K.S.A. 21-4211, relating to interference with an emergency call, by Committee on Energy and Utilities.

HB 2116, An act concerning utilities; relating to base load projections and energy efficiency and load management programs, by Committee on Energy and Utilities.

HB 2117, An act concerning utilities; establishing a retail tariff for wind generation, by Committee on Energy and Utilities.

HB 2118, An act concerning social workers; social worker safety training; amending K.S.A. 2008 Supp. 65-6313 and repealing the existing section, by Committee on Health and Human Services.

HB 2119, An act relating to taxation; imposing a special tax on wages paid by certain employers; concerning procedures relating thereto, by Representative Otto.

HB 2120, An act concerning tourism; creating the Kansas tourism corporation and providing for the powers and duties thereof; transferring the powers and duties of the division of travel and tourism development to the Kansas tourism corporation; providing for tourism development and funding; amending K.S.A. 73-2103 and K.S.A. 2008 Supp. 73-2402, 73-2404, 74-5005 and 79-3620 and repealing the existing sections; also repealing K.S.A. 74-5032, 74-5032a and 74-5090 and K.S.A. 2008 Supp. 74-5089, 74-5091, 74-9001, 74-9002, 74-9003, 74-9004 and 74-9005, by Committee on Economic Development and Tourism.

HB 2121, An act concerning agriculture; relating to pesticide and fertilizer programs of the department of agriculture; concerning fees for such programs; definitions; amending K.S.A. 2-2203, 2-2205, 2-2206, 2-2207, 2-2209, 2-2214, 2-2440a, 2-2440c, 2-2440e, 2-2446, 2-2449, 2-2450, 2-2454, 2-2455, 2-2470 and 2-2471 and K.S.A. 2008 Supp. 2-1205, 2-2202, 2-2204, 2-2438a, 2-2440, 2-2440b, 2-2441a, 2-2443a, 2-2445a, 2-2469, 2-2905, 2-2906, 2-3304, 2-3306 and 2-3309 and repealing the existing sections; also repealing K.S.A. 2-1211 and 2-2466, by Committee on Agriculture and Natural Resources.

HB 2122, An act concerning the highway advertising control act; amending K.S.A. 2008 Supp. 68-2232, 68-2233 and 68-2234 and repealing the existing sections, by Representative Otto.

HB 2123, An act concerning the courts; creating the court of appeals nominating commission; appointment of judges; amending K.S.A. 20-3004, 20-3005, 20-3006, 20-3007 and 20-3010 and K.S.A. 2008 Supp. 20-3002 and repealing the existing sections; also repealing K.S.A. 20-3008 and 20-3009, by Committee on Judiciary.

HB 2124, An act concerning planning and zoning; dealing with certain easements; amending K.S.A. 19-2633 and 19-2961 and K.S.A. 2008 Supp. 12-752 and repealing the existing sections, by Committee on Local Government.

HB 2125, An act concerning registers of deeds; pertaining to duties regarding plats; amending K.S.A. 19-1207, 58-3115 and 58-3707 and repealing the existing sections, by Committee on Local Government.

HB 2126, An act concerning telecommunications; relating to providing caller location in emergency situations, by Committee on Energy and Utilities.

HB 2127, An act concerning utilities; establishing the renewable energy standards act; establishing the net metering and easy connection act; relating to energy efficiency for state buildings; amending K.S.A. 2008 Supp. 66-1,184 and By Committee on Energy and Utilities.

HB 2128, An act relating to insurance; concerning the assignment of insurance payments for covered services; amending K.S.A. 2008 Supp. 40-2,103, 40-19c06 and 40-19c09 and repealing the existing sections, by Committee on Insurance.

HB 2129, An act relating to driver's licenses; concerning the classes thereof; amending K.S.A. 8-234b and repealing the existing section, by Committee on Transportation.

HB 2130, An act relating to motor vehicles; providing for the support Kansas arts license plate; amending K.S.A. 2008 Supp. 8-1,141 and repealing the existing section, by Committee on Transportation.

HB 2131, An act relating to motor vehicles; concerning license plates for disabled veterans; amending K.S.A. 8-160 and repealing the existing section, by Committee on Transportation.

HB 2132, An act regulating traffic; prohibiting the sending, reading or writing of text messages while operating a motor vehicle; amending K.S.A. 2008 Supp. 8-2118 and repealing the existing section, by Committee on Transportation.

HB 2133, An act regulating traffic; concerning certain right-of-way violations; providing for increased penalties, by Committee on Transportation.

HB 2134, An act relating to motor vehicles; concerning distinctive license plates; amending K.S.A. 2008 Supp. 8-1,141 and repealing the existing section, by Committee on Transportation.

HB 2135, An act regulating traffic; concerning traffic-control lights; amending K.S.A. 8-1508 and repealing the existing section, by Committee on Transportation.

HB 2136, An act relating to drivers' licenses; requiring certain examinations for issuance or renewal of; amending K.S.A. 2008 Supp. 8-240 and 8-247 and repealing the existing sections, by Representative Mast.

HB 2137, An act relating to license plates; concerning the county designation thereon; amending K.S.A. 2008 Supp. 8-132, 8-134 and 8-147 and repealing the existing sections, by Representative Burroughs.

HB 2138, An act relating to motor vehicles; providing for a Kansas military family license plate; amending K.S.A. 2008 Supp. 8-1,141 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2139, An act concerning the disposition of district court fines, penalties and forfeitures; relating to the percentage credited to the department of corrections alcohol and drug abuse treatment program; amending K.S.A. 2008 Supp. 74-7336 and repealing the existing section, by Committee on Appropriations.

HB 2140, An act concerning retirement and pensions; relating to the Kansas public employees retirement system and certain systems thereunder; federal nontaxable distributions to certain retirants, by Committee on Appropriations.

HB 2141, An act concerning employment security law; relating to unemployment benefits for privately contracted school bus drivers; amending K.S.A. 2008 Supp. 44-706 and repealing the existing section, by Committee on Commerce and Labor.

HB 2142, An act concerning licensure and continuing education requirements for certain trades and crafts; amending K.S.A. 2008 Supp. 12-1509, 12-1526 and 12-1542 and repealing the existing sections, by Committee on Commerce and Labor.

House Concurrent Resolutions

HCR 5003, A proposition to amend article 15 of the constitution of the state of Kansas by adding a new section thereto, concerning equal rights for men and women.

HCR 5004, A concurrent resolution urging the United States Congress to oppose federal legislation that interferes with a state's ability to direct the transport or processing of horses.

HCR 5005, A proposition to amend section 5 of article 3 of the constitution of the state of Kansas, relating to the selection of justices of the supreme court.

HCR 5006, A proposition to amend section 1 of article 10 of the constitution of the state of Kansas, relating to the reapportionment of senatorial and representative districts.

House Resolutions

HR 6006, A resolution recognizing and thanking Jesse Solis and the city of Emporia, Kansas for the dedication of an American Braille tactile flag.

Senate Bills

SB 66, An act concerning district courts; relating to change of venue in care and treatment cases for mentally ill persons and care and treatment cases for persons with an alcohol or substance abuse problem; transmittal of documents; amending K.S.A. 59-2971 and 59-29b71 and repealing the existing sections, by Committee on Judiciary.

SB 67, An act concerning crimes and punishment; creating the crime of endangering a dependent adult; relating to mistreatment of a de-

pendent adult; amending K.S.A. 21-3437 and repealing the existing section, by Committee on Judiciary.

SB 68, An act concerning docket fees; relating to the prosecuting attorneys' training fund; amending K.S.A. 20-362 and repealing the existing section, by Committee on Judiciary.

SB 69, An act concerning crime stoppers; establishing an advisory council; imposing certain fees; providing for certain grants; creating the Kansas crime stopper trust fund, by Committee on Judiciary.

SB 70, An act concerning trusts; relating to the uniform principal and income act, by Committee on Judiciary.

SB 71, An act concerning certain elections; amending K.S.A. 25-901 and repealing the existing section, by Committee on Education.

SB 72, An act concerning credit unions; pertaining to membership of a credit union; amending K.S.A. 2008 Supp. 17-2205 and repealing the existing section, by Committee on Financial Institutions and Insurance.

SB 73, An act concerning school districts; relating to school finance; amending K.S.A. 2008 Supp. 72-6433 and repealing the existing section; also repealing K.S.A. 2008 Supp. 72-6433c, by Committee on Ways and Means.

SB 74, An act concerning the cash-basis law; relating to exceptions thereto; amending K.S.A. 2008 Supp. 10-1116a and repealing the existing section, by Committee on Ways and Means.

SB 75, An act concerning governmental consolidation and reorganization; amending K.S.A. 12-3901, 12-3902, 12-3903, 12-3904, 12-3909 and 19-205 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 76, An act concerning alcoholic beverages; amending K.S.A. 41-210, 41-211, 41-304, 41-307, 41-308, 41-601, 41-602, 41-701, 41-708, 41-717, 41-718, 41-724, 41-725, 41-726, 41-729, 41-806, 41-901, 41-905, 41-1001, 41-1002, 41-1004, 41-1101, 41-1102, 41-1122, 41-1123, 41-1125, 41-2604, 41-2610, 41-2614, 41-2632, 41-2637, 41-2641, 41-2642, 41-2643, 41-2705, 41-2706, 41-2707, 41-2709, 41-2722, 41-2726, 79-4101, 79-4102, 79-4103, 79-4104, 79-41a01, 79-41a02, 79-41a04, 79-41a06, 79-41a07 and 79-41a08 and K.S.A. 2008 Supp. 41-102, 41-104, 41-209, 41-308b, 41-712, 41-805, 41-2611, 41-2645, 41-2701, 41-2704, 41-2728, 79-3606, 79-4108 and 79-41a03 and repealing the existing sections; also repealing K.S.A. 41-403 and 41-2712 and K.S.A. 2008 Supp. 41-2702, 41-2703 and 41-2708, by Committee on Federal and State Affairs.

SB 77, An act concerning the state use law committee; date for expiration thereof; amending K.S.A. 2008 Supp. 75-3322c and repealing the existing section, by Committee on Commerce.

SB 78, An act concerning transportation development districts; amending K.S.A. 2008 Supp. 12-17,140, 12-17,141, 12-17,143, 12-17,145 and 12-17,148 and repealing the existing sections, by Committee on Commerce.

SB 79, An act concerning elections; pertaining to filing deadlines for candidates; amending K.S.A. 25-205 and 25-4004 and repealing the existing sections, by Committee on Ethics and Elections.

SB 80, An act concerning cities; dealing with certain elections; amending K.S.A. 15-809 and repealing the existing section, by Committee on Ethics and Elections.

SB 81, An act enacting the Kansas nonsmoker protection act; repealing K.S.A. 21-4009, 21-4010, 21-4011, 21-4012, 21-4013 and 21-4014 and repealing the existing sections, by Committee on Public Health and Welfare.

SB 82, An act repealing K.S.A. 2008 Supp. 65-1,214; relating to residential childhood lead poisoning prevention; concerning sunset provision, by Committee on Public Health and Welfare.

SB 83, An act re-establishing the Kansas autism task force; relating to the powers and duties thereof; repealing K.S.A. 2008 Supp. 46-1208d, by Committee on Public Health and Welfare.

SB 84, An act concerning schools; relating to personal financial literacy courses; amending K.S.A. 2008 Supp. 72-7535 and repealing the existing section, by Committee on Education.

SB 85, An act concerning the secretary of state; relating to return of filings to corporations and limited partnerships; amending K.S.A. 17-6003, 17-7301, 17-7678 and 56-1a156 and repealing the existing sections, by Committee on Judiciary.

SB 86, An act concerning the secretary of state; relating to letters of good standing; amending K.S.A. 17-7506 and repealing the existing section, by Committee on Judiciary.

SB 87, An act concerning public agencies; relating to disclosure of certain records; administrative procedure; judicial review; amending K.S.A. 77-501, 77-503, 77-511, 77-512, 77-513, 77-519, 77-520, 77-521, 77-

(continued)

523, 77-525, 77-528, 77-531, 77-532, 77-534, 77-537, 77-601, 77-612, 77-614, 77-617 and 77-621 and K.S.A. 2008 Supp. 45-221, 77-514, 77-527, 77-529, 77-549, 77-550, 77-551 and 77-603 and repealing the existing sections; also repealing K.S.A. 77-507, 77-507a and 77-605 and K.S.A. 2003 Supp. 77-514, as amended by section 39 of chapter 145 of the 2004 Session Laws of Kansas, and K.S.A. 77-551, as amended by section 43 of chapter 145 of the 2004 Session Laws of Kansas, by Committee on Judiciary.

SB 88, An act concerning children; relating to permanency; priority of certain orders; amending K.S.A. 38-1116, 60-3103 and 60-3107 and K.S.A. 2008 Supp. 38-1121, 38-2201, 38-2202, 38-2203, 38-2208, 38-2212, 38-2242, 38-2243, 38-2251, 38-2255, 38-2258, 38-2264, 38-2272, 38-2279, 38-2304, 38-2305, 38-2344, 38-2357, 38-2364, 38-2365, 38-2373 and 60-1610 and repealing the existing sections, by Committee on Judiciary.

SB 89, An act relating to workers compensation; concerning certain records; amending K.S.A. 2008 Supp. 44-550b and repealing the existing section, by Committee on Financial Institutions and Insurance.

SB 90, An act relating to the insurance department; concerning the electronic filing of certain documents; providing for rules and regulations, by Committee on Ways and Means.

SB 91, An act concerning planning and zoning; dealing with vesting of development rights; amending K.S.A. 12-764 and repealing the existing section, by Committee on Local Government.

SB 92, An act concerning the Kansas code for care of children; relating to jurisdiction; amending K.S.A. 2008 Supp. 38-2203 and repealing the existing section, by Committee on Ways and Means.

SB 93, An act concerning the joint committee on special claims against the state; relating to membership thereof; amending K.S.A. 46-912 and repealing the existing section, by Committee on Ways and Means.

SB 94, An act concerning the Kansas code for care of children; relating to placement of children into custody; amending K.S.A. 2008 Supp. 38-2232, 38-2242, 38-2243 and 38-2255 and repealing the existing sections, by Committee on Ways and Means.

SB 95, An act concerning crimes and punishment; relating to traffic in contraband in a correctional institution or care and treatment facility; amending K.S.A. 21-3826 and repealing the existing section, by Committee on Judiciary.

SB 96, An act concerning retirement and pensions; relating to the Kansas public employees retirement act of 2009; providing permanent annual cost-of-living adjustment for certain retirees; member contributions; amending K.S.A. 2008 Supp. 74-49,210 and repealing the existing section, by Joint Committee on Pensions, Investments and Benefits.

SB 97, An act concerning the liquor enforcement tax; relating to violations by retailers; prescribing penalties therefor, by Committee on Assessment and Taxation.

SB 98, An act concerning income taxation; relating to refund claims and adjustments of income; period of limitations; amending K.S.A. 2008 Supp. 79-3230 and repealing the existing section, by Committee on Assessment and Taxation.

SB 99, An act concerning sales taxation; relating to countywide retailers' sales tax in Lyon county; amending K.S.A. 2008 Supp. 12-187 and 12-189 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 100, An act concerning sales taxation; relating to imposition of tax; exemptions; hunting and fishing; amending K.S.A. 2008 Supp. 79-3603 and 79-3606 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 101, An act concerning tanning facilities; regulating minors' use of tanning device, by Committee on Public Health and Welfare.

SB 102, An act concerning emergency medical services; relating to use of automated external defibrillator; amending K.S.A. 2008 Supp. 65-6149a and repealing the existing section, by Committee on Public Health and Welfare.

SB 103, An act concerning elections; relating to certain primary elections; amending K.S.A. 2008 Supp. 25-2021, 25-2108a and 71-1415 and repealing the existing sections, by Committee on Ethics and Elections.

SB 104, An act concerning insurance; providing reimbursement for certain services; amending K.S.A. 2008 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 105, An act enacting the public adjusters licensing act, by Financial Institutions and Insurance.

SB 106, An act concerning cigarette lighters; amending K.S.A. 21-3105 and repealing the existing section, by Committee on Federal and State Affairs.

SB 107, An act concerning bingo games; relating to operation thereof and prizes awarded; amending K.S.A. 2008 Supp. 79-4701, 79-4706 and 79-4717 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 108, An act concerning the economic revitalization and reinvestment act; relating to the secretary of commerce and the Kansas development finance authority; authorizing the issuance of bonds for certain economic development projects; amending K.S.A. 2008 Supp. 74-50,136 and repealing the existing section, by Committee on Ways and Means.

SB 109, An act amending the grandparents as caregivers act; amending K.S.A. 2008 Supp. 38-145, 38-146 and 38-147 and repealing the existing sections, by Committee on Ways and Means.

SB 110, An act concerning criminal procedure; relating to a defendant's competency; amending K.S.A. 22-3302 and repealing the existing section, by Committee on Ways and Means.

SB 111, An act concerning political subdivision budget expenditures from revenues produced by property tax levies; providing limitations thereon; repealing K.S.A. 2008 Supp. 79-2925b, by Special Committee on Assessment and Taxation.

SB 112, An act concerning the Kansas act against discrimination; relating to disability; amending K.S.A. 44-1001, 44-1002 and 44-1006 and repealing the existing sections, by Committee on Judiciary.

SB 113, An act pertaining to the legislature; relating to the size thereof; amending K.S.A. 4-101 and repealing the existing section, by Senator Steineger.

SB 114, An act concerning zoning; relating to group homes; amending K.S.A. 12-736 and repealing the existing section, by Committee on Federal and State Affairs.

SB 115, An act relating to fire departments; concerning certain powers; amending K.S.A. 31-145 and repealing the existing section, by Committee on Federal and State Affairs.

SB 116, An act concerning private detectives; relating to permits to carry concealed firearms; amending K.S.A. 2008 Supp. 12-4516, 21-4619, 75-7b01 and 75-7b17 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 117, An act concerning elections; relating to disclosures on certain political advertisements, by Committee on Ethics and Elections.

SB 118, An act concerning elections; relating to campaign finance; amending K.S.A. 2008 Supp. 25-4148 and repealing the existing section, by Committee on Ethics and Elections.

SB 119, An act enacting the community improvement district act, by Committee on Commerce.

SB 120, An act concerning the Kansas investments in major projects and comprehensive training; relating to the secretary of commerce; authorizing the funding of certain economic development projects; amending K.S.A. 2008 Supp. 74-50,103 and repealing the existing section, by Committee on Commerce.

SB 121, An act concerning health care; relating to reform in funding and structure of the federal and state programs, by Committee on Public Health and Welfare.

SB 122, An act relating to motor vehicles; concerning rebuilt salvage vehicles; amending K.S.A. 79-5104 and K.S.A. 2008 Supp. 8-135 and repealing the existing sections, by Committee on Transportation.

SB 123, An act relating to antique vehicles; concerning certain license plates; amending K.S.A. 2008 Supp. 8-172 and repealing the existing section, by Committee on Transportation.

SB 124, An act concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation by Kansas department of wildlife and parks; membership of certain officers and employees; employer and employee contributions, by Committee on Transportation.

SB 125, An act concerning the grandparents as caregivers act; relating to eligibility requirements; amending K.S.A. 2008 Supp. 38-145 and repealing the existing section, by Senator Faust-Goudeau.

SB 126, An act concerning insurance; enacting the controlled insurance programs act, by Committee on Financial Institutions and Insurance.

SB 127, An act concerning taxation of alcoholic liquor; relating to distribution of revenue; amending K.S.A. 19-101a and K.S.A. 2008 Supp. 79-41a03 and repealing the existing sections; also repealing K.S.A. 19-101m, 79-41a04 and 79-41a05, by Committee on Assessment and Taxation.

SB 128, An act creating and implementing the fatherhood initiative program; relating to the duties of the department of social and rehabilitation services, by Senator Faust-Goudeau.

SB 129, An act concerning the state medicaid plan; requiring certain changes regarding county jail inmates, by Committee on Local Government.

SB 130, An act concerning school districts; concerning school terms, holidays and in-service training; amending K.S.A. 72-1106 and repealing the existing section, by Committee on Education.

SB 131, An act concerning technical colleges; relating to the powers and duties of the governing bodies thereof, by Committee on Education.

SB 132, An act enacting the business entity transaction act; amending K.S.A. 17-7675, 17-7681, 56a-401, 56a-502, 56a-905, 56a-906, 56a-907 and 56a-908 and repealing the existing sections; also repealing K.S.A. 17-7684, 17-7685, 56a-901, 56a-902, 56a-903 and 56a-904, by Committee on Judiciary.

SB 133, An act concerning the Kansas sports hall of fame; relating to funding thereof, by Committee on Ways and Means.

SB 134, An act concerning court fees and costs; amending K.S.A. 2008 Supp. 8-2107, 8-2110, 23-108a, 28-170, 28-172a, 28-177, 38-2215, 38-2314, 59-104, 60-1621, 60-2001, 60-2203a, 61-2704 and 61-4001 and repealing the existing sections; also repealing K.S.A. 2008 Supp. 38-1511 and 38-1613, by Committee on Judiciary.

SB 135, An act concerning the Kansas open meetings act; relating to serial meetings; amending K.S.A. 2008 Supp. 75-4318 and repealing the existing section, by Committee on Judiciary.

SB 136, An act relating to insurance; concerning the patient protection act; prohibited provisions in agreement; amending K.S.A. 40-4607 and repealing the existing section, by Committee on Financial Institutions and Insurance.

SB 137, An act concerning viatical settlements; exempting actions by the securities commissioner from the viatical settlements act of 2002;

amending K.S.A. 2008 Supp. 40-5012a and repealing the existing section, by Committee on Financial Institutions and Insurance.

SB 138, An act concerning tax increment financing; regarding bond revenue sources; amending K.S.A. 2008 Supp. 12-1770a, 12-1774, 12-17,166, 12-17,175, 79-3620 and 79-3620b and repealing the existing sections, by Committee on Commerce.

SB 139, An act relating to insurance; concerning deposits and securities; relating to the federal home loan bank; amending K.S.A. 40-2a20 and 40-2b20 and K.S.A. 2008 Supp. 40-229a and repealing the existing sections, by Committee on Financial Institutions and Insurance.

Senate Concurrent Resolutions

SCR 1602, A proposition to amend section 1 of article 11 of the constitution of the state of Kansas, relating to the classification and taxation of watercraft.

SCR 1603, A concurrent resolution concerning endorsement of the Unified Greeley County government.

SCR 1604, A concurrent resolution encouraging the Kansas State Historical Society to develop a plan to commemorate the sesquicentennial of the admission of Kansas to the Union.

SCR 1605, A proposition to amend section 2 of article 5 of the constitution of the state of Kansas, relating to qualification of voters.

Senate Resolutions

SR 1806, A resolution honoring and thanking Shirley Higgins.

SR 1807, A resolution recognizing and thanking Jesse Solis and the city of Emporia, Kansas for the dedication of an American Braille tactile flag.

Doc. No. 036659

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 2008 Supplement of the *Kansas Administrative Regulations*.

AGENCY 3: KANSAS STATE TREASURER

Reg. No.	Action	Register
3-3-1	Amended (T)	V. 27, p. 1091
3-3-1	Amended	V. 27, p. 1517
3-3-2	New (T)	V. 27, p. 1091
3-3-2	New	V. 27, p. 1517

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-6-1	New	V. 27, p. 1741
4-6-2	New	V. 27, p. 1741
4-6-3	New	V. 27, p. 1741
4-7-900	Amended	V. 27, p. 1022
4-7-901	Revoked	V. 27, p. 1022
4-7-902	Amended	V. 27, p. 1022
4-7-903	Amended	V. 27, p. 1023
4-7-904	Amended	V. 27, p. 1023
4-13-1	Amended	V. 27, p. 186
4-13-3	Amended	V. 27, p. 187
4-13-9	Amended	V. 27, p. 188
4-13-11	Revoked	V. 27, p. 188
4-13-13	Amended	V. 27, p. 188
4-13-20	Amended	V. 27, p. 190
4-13-21	Amended	V. 27, p. 191
4-13-22	Amended	V. 27, p. 191
4-13-23	Amended	V. 27, p. 191
4-13-24	Amended	V. 27, p. 191
4-13-33	Amended	V. 27, p. 191
4-13-40	Amended	V. 27, p. 1023
4-13-41	Revoked	V. 27, p. 1023
4-13-42	Revoked	V. 27, p. 1023
4-13-60	Amended	V. 27, p. 1023

4-13-61	Revoked	V. 27, p. 1023
4-13-64	Amended	V. 27, p. 1023
4-13-65	Amended	V. 27, p. 1024
4-15-11	Amended	V. 27, p. 1024
4-15-12	Revoked	V. 27, p. 1024
4-15-13	Amended	V. 27, p. 1024
4-15-14	Amended	V. 27, p. 1024
4-16-1a	Amended	V. 27, p. 1741
4-16-1c	Amended	V. 27, p. 1742
4-16-7a	Amended	V. 27, p. 1024
4-16-300	Amended	V. 27, p. 1025
4-16-301	Revoked	V. 27, p. 1025
4-16-302	Amended	V. 27, p. 1025
4-16-303	Amended	V. 27, p. 1025
4-16-304	Amended	V. 27, p. 1025
4-16-305	Amended	V. 27, p. 1025
4-17-300	Amended	V. 27, p. 1026
4-17-301	Revoked	V. 27, p. 1026
4-17-302	Amended	V. 27, p. 1026
4-17-303	Amended	V. 27, p. 1026
4-17-304	Amended	V. 27, p. 1026
4-17-305	Amended	V. 27, p. 1027
4-20-11	Amended	V. 27, p. 1027
4-28-5	Amended	V. 27, p. 1742
4-28-8		
through		
4-28-16	New	V. 27, p. 191-195

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-1-1	Amended	V. 27, p. 1549
5-1-2	Amended	V. 27, p. 1553
5-1-7	Amended	V. 27, p. 1553
5-2-4	New	V. 27, p. 1554
5-3-3	Amended	V. 27, p. 1554
5-3-4	Amended	V. 27, p. 1555
5-3-5d	Amended	V. 27, p. 1555
5-3-16	Amended	V. 27, p. 1555
5-4-2	New	V. 27, p. 1556
5-5-6c	New	V. 27, p. 1556
5-5-13	Amended	V. 27, p. 1556
5-5-14	Amended	V. 27, p. 1557
5-6-2	Amended	V. 27, p. 1557
5-6-5	Amended	V. 27, p. 1557
5-9-1a		
through		
5-9-1d	New	V. 27, p. 1557, 1558

5-14-10	Amended	V. 27, p. 1558
5-40-24	Amended	V. 27, p. 1438
5-45-1	Amended	V. 27, p. 1439
5-45-4	Amended	V. 27, p. 1440
5-45-19		
through		
5-45-23	New	V. 27, p. 1441, 1442

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-16-1	Amended	V. 27, p. 1548
7-16-2	Amended	V. 27, p. 1548
7-17-1	Amended	V. 27, p. 965
7-17-4	Amended	V. 27, p. 966
7-17-11	Amended	V. 27, p. 966
7-17-19	Amended	V. 27, p. 966
7-17-21	Amended	V. 27, p. 966
7-17-22	Amended	V. 27, p. 966
7-17-24	Amended	V. 27, p. 967
7-21-1	Amended	V. 27, p. 967
7-21-2	Amended	V. 27, p. 967
7-21-3	Revoked	V. 27, p. 967
7-21-4	New	V. 27, p. 967
7-23-13	Revoked	V. 27, p. 968
7-37-2	Revoked	V. 27, p. 968
7-38-2	Revoked	V. 27, p. 968
7-45-1	New	V. 27, p. 968
7-45-2	New	V. 27, p. 968

AGENCY 11: STATE CONSERVATION COMMISSION

Reg. No.	Action	Register
11-6-1		
through		
11-6-6	New	V. 27, p. 1633, 1634
11-12-1	Amended	V. 27, p. 1374
11-12-2	Amended	V. 27, p. 1375
11-12-3	Amended	V. 27, p. 1376
11-12-4	Amended	V. 27, p. 1377
11-12-6	Amended	V. 27, p. 1377

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

Reg. No.	Action	Register
14-8-6	Revoked	V. 27, p. 1214
14-8-7	Amended	V. 27, p. 1214
14-8-8	Revoked	V. 27, p. 1214

(continued)

14-8-12 Revoked V. 27, p. 1214
 14-17-7 New V. 27, p. 1214

AGENCY 17: OFFICE OF THE STATE BANK COMMISSIONER

Reg. No. Action Register
 17-25-1 New V. 27, p. 356

AGENCY 19: GOVERNMENTAL ETHICS COMMISSION

Reg. No. Action Register
 19-20-4 Amended V. 27, p. 1020
 19-20-5 New V. 27, p. 1021
 19-27-2 Amended V. 27, p. 1021

AGENCY 22: STATE FIRE MARSHAL

Reg. No. Action Register
 22-6-1 Amended V. 27, p. 1834
 22-6-2 Revoked V. 27, p. 1834
 22-6-3 Revoked V. 27, p. 1834
 22-6-4 Revoked V. 27, p. 1834
 22-6-5 Amended V. 27, p. 1834
 22-6-6 Revoked V. 27, p. 1834
 22-6-7 Revoked V. 27, p. 1835
 22-6-8 Revoked V. 27, p. 1835
 22-6-9 Amended V. 27, p. 1835
 22-6-12 Amended V. 27, p. 1835
 22-6-13 Revoked V. 27, p. 1835
 22-6-14 Revoked V. 27, p. 1835
 22-6-18 through
 22-6-27 New V. 27, p. 1835-1837

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No. Action Register
 28-1-20 Amended V. 27, p. 989
 28-4-117 Amended V. 27, p. 990
 28-4-120 Amended V. 27, p. 990
 28-4-121 New V. 27, p. 990
 28-4-122 Amended V. 27, p. 317
 28-4-311 Amended V. 27, p. 317
 28-4-312 through
 28-4-317 Revoked V. 27, p. 317, 318
 28-4-430 Amended V. 27, p. 991
 28-4-800 through
 28-4-825 New V. 27, p. 318-334
 28-16-28g Amended V. 27, p. 779
 28-23-16 Revoked V. 27, p. 191
 28-32-1 Revoked V. 27, p. 247
 28-32-2 Revoked V. 27, p. 247
 28-32-4 Revoked V. 27, p. 247
 28-32-5 Revoked V. 27, p. 247
 28-32-6 Revoked V. 27, p. 247
 28-32-7 Revoked V. 27, p. 247
 28-32-8 through
 28-32-14 New V. 27, p. 247-249
 28-36-33 through
 28-36-49 Revoked V. 27, p. 73
 28-36-70 through
 28-36-89 New V. 27, p. 73-87
 28-38-18 Amended V. 27, p. 1742
 28-38-19 Amended V. 27, p. 1743
 28-38-21 Amended V. 27, p. 1743
 28-38-22 Amended V. 27, p. 1744
 28-38-23 Amended V. 27, p. 1744
 28-38-29 Amended V. 27, p. 1745
 28-59-5 Amended V. 27, p. 462
 28-61-11 Amended V. 27, p. 464
 28-73-1 Amended V. 28, p. 74

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No. Action Register
 30-5-78 Revoked V. 27, p. 1022
 30-10-15a Revoked V. 27, p. 1345
 30-10-15b Revoked V. 27, p. 1345
 30-10-17 Revoked V. 27, p. 1345
 30-10-18 Revoked V. 27, p. 1345

30-10-23a Revoked V. 27, p. 1346
 30-10-23b Revoked V. 27, p. 1346
 30-10-25 Revoked V. 27, p. 1346
 30-10-26 Revoked V. 27, p. 1346
 30-10-27 Revoked V. 27, p. 1346
 30-10-200 Revoked V. 27, p. 1346
 30-10-210 Revoked V. 27, p. 1346
 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
 40-1-48 Amended V. 27, p. 1709
 40-3-30 Amended V. 28, p. 112
 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

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No. Action Register
 44-6-101 Amended V. 27, p. 1126
 44-6-114e Amended V. 27, p. 1128
 44-6-115a Amended V. 27, p. 1134
 44-6-125 Amended V. 27, p. 1135
 44-6-127 through
 44-6-132 New V. 27, p. 1135-1138

AGENCY 49: DEPARTMENT OF LABOR

Reg. No. Action Register
 49-45-1 Amended V. 27, p. 1466
 49-45-2 Amended V. 27, p. 1466
 49-45-3 Amended V. 27, p. 1466
 49-45-4 Amended V. 27, p. 1466
 49-45-4a Amended V. 27, p. 1466
 49-45-5 Amended V. 27, p. 1466
 49-45-6 Amended V. 27, p. 1466
 49-45-7 Amended V. 27, p. 1467
 49-45-8 Amended V. 27, p. 1467
 49-45-9 Amended V. 27, p. 1467
 49-45-20 Amended V. 27, p. 1467
 49-45-28 Amended V. 27, p. 1467
 49-45-29 Amended V. 27, p. 1467
 49-45-29b New V. 27, p. 1467
 49-45-31 Amended V. 27, p. 1467
 49-45-34 Amended V. 27, p. 1467
 49-45-35 Amended V. 27, p. 1467
 49-45-37 Amended V. 27, p. 1467

AGENCY 60: BOARD OF NURSING

Reg. No. Action Register
 60-1-103 Amended V. 27, p. 1603
 60-1-104 Amended V. 27, p. 1603
 60-2-101 Amended V. 27, p. 1604
 60-2-102 Amended V. 27, p. 1605, 1670
 60-2-104 Amended V. 27, p. 1606
 60-2-107 Amended V. 27, p. 1606
 60-2-108 Amended V. 27, p. 1607
 60-3-106 Amended V. 27, p. 1607
 60-3-106a Amended V. 27, p. 1608
 60-3-113 New V. 27, p. 1608
 60-3-114 New V. 27, p. 1608
 60-7-111 New V. 27, p. 1609

AGENCY 63: BOARD OF MORTUARY ARTS

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

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
 66-10-1 Amended V. 27, p. 317
 66-11-5 Amended V. 28, p. 44
 66-12-1 Amended V. 28, p. 44
 66-14-1 Amended V. 28, p. 44
 66-14-2 Amended V. 28, p. 45
 66-14-3 Amended V. 28, p. 45

66-14-4 Revoked V. 28, p. 45
 66-14-5 Amended V. 28, p. 45
 66-14-7 Amended V. 28, p. 45

AGENCY 68: BOARD OF PHARMACY

Reg. No. Action Register
 68-7-12b Amended V. 27, p. 1518
 68-7-20 Amended V. 27, p. 435
 68-11-2 Amended V. 27, p. 1518
 68-18-1 New V. 27, p. 1857
 68-18-2 New V. 27, p. 1857
 68-18-3 New V. 27, p. 1858
 68-20-23 New (T) V. 27, p. 1709

AGENCY 71: KANSAS DENTAL BOARD

Reg. No. Action Register
 71-9-1 through
 71-9-4 New V. 27, p. 1878
 71-10-1 through
 71-10-4 New V. 27, p. 1879

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No. Action Register
 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

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No. Action Register
 81-3-2 Amended V. 27, p. 1801
 81-5-7 Amended V. 27, p. 1156
 81-7-2 Amended V. 27, p. 1156
 81-14-1 Amended V. 27, p. 1157
 81-14-2 Amended V. 27, p. 1801
 81-14-5 Amended V. 27, p. 1159
 81-14-9 Amended V. 27, p. 1163

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No. Action Register
 82-3-107 Amended V. 27, p. 1518
 82-3-108 Amended V. 27, p. 1519
 82-3-111 Amended V. 27, p. 1520
 82-3-135a Amended V. 27, p. 1521
 82-3-135b Amended V. 27, p. 1521
 82-3-138 Amended V. 27, p. 1521
 82-3-402 Amended V. 27, p. 1521
 82-4-30a Amended V. 27, p. 1020

AGENCY 86: REAL ESTATE COMMISSION

Reg. No. Action Register
 86-3-19 Amended (T) V. 27, p. 1090
 86-3-19 Amended V. 27, p. 1517
 86-3-30 New (T) V. 27, p. 1091
 86-3-30 New V. 27, p. 1517

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
 91-1-203 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
 91-19-1 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
92-19-70	Revoked	V. 27, p. 868
92-28-1		
through		
92-28-4	New	V. 28, p. 113
92-52-14	New	V. 27, p. 1214
92-52-15	New	V. 27, p. 1214
92-52-16	New	V. 27, p. 1215

AGENCY 94: COURT OF TAX APPEALS

Reg. No.	Action	Register
94-2-1		
through		
94-2-5	Amended (T)	V. 27, p.1091-1093
94-2-1		
through		
94-2-5	Amended	V. 27, p.1522-1524
94-2-8		
through		
94-2-16	Amended (T)	V. 27, p. 1093-1095
94-2-8		
through		
94-2-16	Amended	V. 27, p. 1524-1526
94-2-19	Amended (T)	V. 27, p. 1095
94-2-19	Amended	V. 27, p. 1527
94-2-20	Amended (T)	V. 27, p. 1096
94-2-20	Amended	V. 27, p. 1527
94-2-21	Amended (T)	V. 27, p. 1096
94-2-21	Amended	V. 27, p. 1528
94-3-1	Amended (T)	V. 27, p. 1097
94-3-1	Amended	V. 27, p. 1529
94-3-2	Amended (T)	V. 27, p. 1098
94-3-2	Amended	V. 27, p. 1529
94-4-1	Amended (T)	V. 27, p. 1098
94-4-1	Amended	V. 27, p. 1530
94-4-2	Amended (T)	V. 27, p. 1098
94-4-2	Amended	V. 27, p. 1530

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 (T)	V. 27, p. 1602
100-11-1	Amended	V. 28, p. 112
100-22-8	Revoked	V. 27, p. 357

100-22-8a	New	V. 27, p. 357
100-28a-1	Amended (T)	V. 27, p. 1602
100-28a-1	Amended	V. 28, p. 112
100-29-7	Amended	V. 27, p. 209
100-54-4	Amended	V. 27, p. 209
100-55-4	Amended	V. 27, p. 209
100-69-1	Amended	V. 27, p. 1672
100-69-2	Revoked	V. 27, p. 1672
100-72-1	Amended (T)	V. 27, p. 1602
100-72-1	Amended	V. 28, p. 112
100-73-9	Amended	V. 27, p. 315

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-8a	New	V. 28, p. 114
102-1-12	Amended	V. 27, p. 407
102-2-7	Amended	V. 27, p. 1801
102-2-8	Amended	V. 28, p. 114
102-2-11a	New	V. 28, p. 116
102-2-12	Amended	V. 28, p. 116
102-3-9b	New	V. 28, p. 117
102-3-12a	Amended	V. 27, p. 1117
102-4-1a	Amended	V. 27, p. 1803
102-4-6a	Amended	V. 27, p. 1805
102-4-6b	New	V. 27, p. 1806
102-4-9b	New	V. 28, p. 117
102-4-10a	Amended	V. 27, p. 1806
102-4-12	Amended	V. 27, p. 1120
102-5-9a	New	V. 28, p. 118
102-5-12	Amended	V. 27, p. 1122
102-6-9a	New	V. 28, p. 118
102-6-12	Amended	V. 27, p. 1124

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-11-1	Amended (T)	V. 27, p. 1233
105-11-1	Amended	V. 27, p. 1838

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-5-5	New	V. 27, p. 1548

AGENCY 110: DEPARTMENT OF COMMERCE

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
111-2-212	New	V. 27, p. 1559
111-2-213	New	V. 27, p. 1560
111-2-214		
through		
111-2-218	New	V. 28, p. 10, 11

111-2-219		
through		
111-2-223	New	V. 28, p. 46, 47
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
111-4-2663	New	V. 27, p. 1489
111-4-2664		
through		
111-4-2683	New	V. 27, p. 1560-1570
111-4-2680	Amended	V. 28, p. 11
111-4-2684		
through		
111-4-2702	New	V. 27, p. 1634-1644
111-4-2695	Amended	V. 27, p. 1709
111-4-2703		
through		
111-4-2710	New	V. 27, p. 1672-1677
111-4-2711		
through		
111-4-2715	New	V. 27, p. 1677-1680
111-4-2716		
through		
111-4-2726	New	V. 27, p. 1709-1718
111-4-2727		
through		
111-4-2744	New	V. 27, p. 1746-1761
111-4-2745		
through		
111-4-2754	New	V. 28, p. 11-20
111-4-2755		
through		
111-4-2766	New	V. 28, p. 47-55
111-5-81	Amended	V. 27, p. 1490
111-5-83	Amended	V. 27, p. 1490
111-5-84	Amended	V. 27, p. 1491
111-5-90	Amended	V. 27, p. 1491
111-5-127	Amended	V. 27, p. 442
111-5-128	Amended	V. 27, p. 443
111-5-132	Amended	V. 27, p. 443
111-5-165		
through		
111-5-169	New	V. 27, p. 1491-1493
111-7-223		
through		
111-7-232	New	V. 27, p. 1493-1495
111-7-223a	New	V. 27, p. 1762
111-7-233		
through		
111-7-237	New	V. 28, p. 57, 58
111-9-152	New	V. 27, p. 1762
111-9-153	New	V. 28, p. 20
111-9-154	New	V. 28, p. 21
111-9-155	New	V. 28, p. 22
111-14-4	New	V. 28, p. 22
111-14-5	New	V. 28, p. 23
111-14-6	New	V. 28, p. 24

AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-100-1		
through		
112-100-7	New	V. 27, p. 1378
112-104-1		
through		
112-104-33	New	V. 27, p. 1378-1406
112-105-1		
through		
112-105-7	New	V. 27, p. 1406-1408
112-106-1		
through		
112-106-7	New	V. 27, p. 1408-1411
112-112-1		
through		
112-112-9	New	V. 27, p. 1411-1413

(continued)

AGENCY 115: DEPARTMENT OF
WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 27, p. 1704
115-2-3	Amended	V. 27, p. 1264
115-2-3a	Amended	V. 27, p. 1705
115-2-5	Amended	V. 27, p. 1265
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. 27, p. 1707
115-7-2	Amended	V. 27, p. 1708
115-7-8	Amended	V. 27, p. 405
115-7-9	Amended	V. 27, p. 406
115-8-1	Amended	V. 27, p. 572
115-8-9	Amended	V. 27, p. 1265
115-8-10	Amended	V. 27, p. 1265
115-8-13	Amended	V. 27, p. 112
115-18-7	Amended	V. 27, p. 406
115-18-21	New	V. 27, p. 1708

AGENCY 117: REAL ESTATE
APPRAISAL BOARD

Reg. No.	Action	Register
117-6-1	Amended	V. 27, p. 357

AGENCY 121: DEPARTMENT OF
CREDIT UNIONS

Reg. No.	Action	Register
121-10-1	New	V. 27, p. 1099
121-10-2	New	V. 27, p. 1099

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
129-5-78	New	V. 27, p. 1022
129-5-108	Amended	V. 27, p. 1346
129-10-15a	New	V. 27, p. 1346
129-10-15b	New	V. 27, p. 1348
129-10-17	New	V. 27, p. 1348
129-10-18	New	V. 27, p. 1350
129-10-23a	New	V. 27, p. 1353
129-10-23b	New	V. 27, p. 1353
129-10-25	New	V. 27, p. 1354
129-10-26	New	V. 27, p. 1355
129-10-27	New	V. 27, p. 1356
129-10-200	New	V. 27, p. 1356
129-10-210	New	V. 27, p. 1358

Order a custom-made loose-leaf binder for the Kansas Register!

Custom-made binders are available to attractively hold up to a year's worth of your copies of the Kansas Register for permanent use. The high quality, durable casebound swinge-hinge binders are manufactured by ABZ Binder. (A swinge-hinge binder has more capacity and allows for easier interfiling than standard ring binders.) The three-inch binder features dark blue supported vinyl covering and gold imprinting, with a label holder on the spine.

\$15 each, includes shipping and handling.
 (Kansas residents must include applicable state and local sales tax.)



In this issue . . .

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

Please send _____

Total enclosed _____

Clip and mail

Kansas Register Binders @ \$15

(Note: Kansas residents must include applicable state and local sales tax.)

Ship to:

Shipping is by
 U.P.S. Delivery Service—
 Street address is necessary.

Mail this form, with payment, to: Kansas Register, Secretary of State, 1st Floor,
 Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594

**Kansas Register
Secretary of State
1st Floor, Memorial Hall
120 S.W. 10th Ave.
Topeka, KS 66612-1594**

Use this form or a copy of it to enter a subscription:

_____ **One-year subscription @ \$80 ea.**
**(Kansas residents must include
applicable state and local sales tax.)**

Total Enclosed
(Make check payable to the Kansas Register)

Send to: _____

(Please, no
more than
4 address
lines.)


Zip code must be included

Rec. No. _____ Exp. _____ Code _____

This space for Register office use only.

Use this form or a copy of it to enter a name or address change:

Remove your mailing label (above) and affix it here:



Indicate change of name or address
here:

**Mail either form to: Kansas Register, Secretary of State, 1st Floor,
Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594**