

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 28, No. 10 March 5, 2009 Pages 225-256

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State of Kansas

Secretary of State

Code Mortgage Rate for March

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of March 1, 2009 through March 31, 2009, is 12 percent.

Ron Thornburgh
Secretary of State

Doc. No. 036752

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 3-2-09 through 3-8-09

Term	Rate
1-89 days	0.21%
3 months	0.24%
6 months	0.49%
1 year	0.71%
18 months	0.78%
2 years	0.99%

Daniel J. Nackley
Director of Investments

Doc. No. 036740

State of Kansas

Secretary of State

Usury Rate for March

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 March 1, 2009 through March 31, 2009, is 6.53 percent.

Ron Thornburgh
Secretary of State

Doc. No. 036751

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

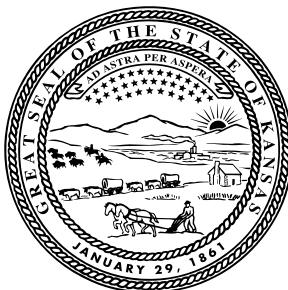
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State of Kansas

Department on Aging

Request for Proposals

The Kansas Department on Aging (KDOA) is accepting proposals for two grants being offered through the Senior Health Insurance Counseling for Kansas (SHICK) program. Each grant offering will make available \$60,000 to provide outreach for the Medicare Low-Income Subsidy (LIS) program, with emphasis in one of the following areas:

- **Statewide Coalition Building**—developing a statewide network of partner organizations that work with hard-to-reach populations and will screen their clients for LIS eligibility as well as participate with SHICK in public education efforts; or
- **Statewide Community Outreach**—developing and implementing a program of public education and outreach that targets hard-to-reach populations, with a focus on creating a statewide network of education partners that will continue to work with SHICK to provide education programs beyond the term of this grant.

These grant offerings are open to any public or private agency in the state. The objective of both offerings is to increase enrollment of eligible beneficiaries in the Medicare LIS program. One award will be made for the Statewide Coalition Building project and one award will be made for the Statewide Community Outreach project.

Requirements for both projects include the following:

- The networks developed must provide services to all areas of the state;
- the applicant must work with SHICK to integrate new partners into the existing SHICK network;
- the network must coordinate outreach and education efforts with SHICK through the SHICK LIS Outreach Coordinator; and
- the applicant must create a final report documenting best practices and opportunities that were identified but could not be followed up on before the end of the grant term.

The program proposal shall include the following:

- Qualifications of the applicant agency to develop a statewide network of partners.
- The process to be used to develop the network.
- Agencies/organizations that will be included in the network.
- Strategies the partners will use to conduct LIS outreach and increase LIS enrollment.
- Measurable outcomes for outreach/enrollment activities.
- Methods for evaluating effectiveness of the program.
- Itemized budget of the anticipated costs of the project.

Successful applicants must comply with all state and federal regulations. Grant applicants must submit one original and two copies of their proposal to KDOA by March 27 at the close of the business day. The grant period shall be between March 31, 2009 and September 30, 2009. Grant proposals must be submitted to the attention of Tina Langley, KDOA, 503 S. Kansas Ave., Topeka,

66603. For more information, contact Tina Langley at (785) 368-7331 or via e-mail at Tina.Langley@aging.ks.gov.

Kathy Greenlee
Secretary of Aging

Doc. No. 036760

State of Kansas

Department of Administration

Division of Purchases

Notice to Bidders

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

03/16/2009	12042	Abandoned Well Plugging, District 4, Hays
03/17/2009	12046	Bituminous Plant Mixture (Hot Mix-Cold Lay), District #4
03/17/2009	12047	Aggregate (District #4)
03/18/2009	12048	Bituminous Plant Mixture, Commercial Grade (District #4)
03/18/2009	12050	Bituminous Plant Mixture, Commercial Grade (District #2)
03/19/2009	12045	Consultant Services for Inmate Telephone Contract
03/19/2009	12052	Heating Systems
03/19/2009	12057	Bituminous Plant Mixture — Commercial Grade
03/20/2009	12055	Agricultural Services
03/20/2009	12058	Bituminous Plant Mixture
03/23/2009	12063	Bituminous Plant Mixture — Hot Mix/Cold Lay, District #5
03/23/2009	12064	Bituminous Plant Mixture — Commercial Grade
03/24/2009	12061	Retaining Wall Repairs and Tuckpointing
04/07/2009	12029	Lead Abatement Training Services

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

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

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

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

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

03/18/2009	A-010879	Vehicle Wash Bay — Lindsborg, Department of Transportation, Lindsborg
03/25/2009	A-010917	Campus Street and Drive Repairs, Wichita State University
03/26/2009	A-010925	Deferred Maintenance Project — Phase 1 — Renovation, Pittsburg State University, Pittsburg
04/01/2009	A-010874	Subarea by Extension — Wamego, Department of Transportation, Wamego

Chris Howe
Director of Purchases

Doc. No. 036759

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

City of Halstead, Kansas

Notice of Intent to Seek Private Placement General Obligation Sales Tax Bonds, Series 2009

Notice is hereby given that the city of Halstead, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$1,400,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated February 23, 2009.

Dianne Mueller
City Clerk

Doc. No. 036750

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced February 19-25 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 2352, An act concerning sales taxation; relating to exemptions; certain nonprofit organizations; amending K.S.A. 2008 Supp. 79-3603 and repealing the existing section, by Committee on Taxation.

HB 2353, An act concerning taxation; relating to the homestead property tax refund act; amending K.S.A. 2008 Supp. 79-4502 and repealing the existing section, by Committee on Taxation.

House Resolutions

HR 6011, A resolution requesting the State Corporation Commission to convene a group of stakeholders to study certain aspects of energy storage and to address cost recovery for and earnings on certain investments relating to energy storage.

HR 6012, A resolution congratulating the Pittsburg State University assistant head football coach and offensive coordinator Tim Beck.

HR 6013, A resolution congratulating the Pittsburg State University head football coach Chuck Broyles.

Senate Bills

SB 282, An act concerning the court of appeals; amending K.S.A. 2008 Supp. 20-3002 and repealing the existing section, by Committee on Ways and Means.

SB 283, An act concerning criminal procedure; relating to community corrections; amending K.S.A. 2008 Supp. 75-5291 and repealing the existing section, by Committee on Ways and Means.

SB 284, An act concerning energy efficiency and conservation programs; relating to the state corporation commission and authorizing establishment of a third party administrator program; establishing the third party administrator program fund, by Committee on Ways and Means.

SB 285, An act concerning the Kansas universal service fund; relating to KAN-ED funding; amending K.S.A. 2008 Supp. 66-2010 and repealing the existing section, by Committee on Ways and Means.

SB 286, An act concerning wildlife; relating to destruction of prairie dogs by authorization of townships; repealing K.S.A. 80-1201, 80-1202, 80-1203, 80-1204, 80-1205, 80-1206, 80-1207 and 80-1208, by Committee on Federal and State Affairs.

SB 287, An act concerning wildlife; relating to prairie dog management, control and conservation; also repealing K.S.A. 80-1201, 80-1202, 80-1203, 80-1204, 80-1205, 80-1206, 80-1207 and 80-1208, by Committee on Federal and State Affairs.

SB 288, 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 Committee on Ways and Means.

SB 289, An act concerning crimes and punishments; relating to leaving the scene of a vehicle accident; amending K.S.A. 2008 Supp. 8-1602 and repealing the existing section, by Committee on Ways and Means.

SB 290, An act concerning school districts; relating to teachers and teachers' contracts; amending K.S.A. 2008 Supp. 72-5413 and repealing the existing section, by Committee on Ways and Means.

Senate Concurrent Resolutions

SCR 1610, A concurrent resolution urging the Environmental Protection Agency to authorize the use of higher blends of ethanol in non-flex fuel vehicles.

Senate Resolutions

SR 1829, A resolution congratulating and recognizing Katie Weil and Audrey Baker as recipients of the 2009 Horizon Award.

SR 1830, A resolution congratulating and commending Dr. Suzanne Blair for earning the 2008 American Star of Teaching award for Kansas.

SR 1831, A resolution congratulating and commending Emily Deaver for being Miss Kansas 2008.

Doc. No. 036741

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
March 6	Family Law	9:30 a.m.	Suite 140
March 13	Commission on Judicial Performance	9:30 a.m.	Room 269
March 20	Administrative Procedure	9:30 a.m.	Suite 140
March 27	Civil Code	9:00 a.m.	Room 269
March 27	Juvenile Offender/ Child in Need of Care	9:30 a.m.	Suite 140
March 27	Guardianship & Conservatorship	9:30 a.m.	Suite 140
April 3	Family Law	9:30 a.m.	Suite 140
April 10	Commission on Judicial Performance	9:30 a.m.	Suite 140
April 17	Probate Law	9:30 a.m.	Suite 140
April 17	Administrative Procedure	9:30 a.m.	Suite 140
April 24	Juvenile Offender/ Child in Need of Care	9:30 a.m.	Suite 140
April 24	Guardianship & Conservatorship	9:30 a.m.	Suite 140

Hon. Lawton R. Nuss
Chairman

Doc. No. 036749

State of Kansas

Department of Transportation

Notice to Contractors

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

District One — Northeast

Atchison—59-3 K-8238-02 — U.S. 59, Amelia Earhart bridge over the Missouri River at Atchison, 3.7 miles, bridge replacement. (Federal Funds)

Atchison-Doniphan—7-106 KA-1329-01 — K-7 from the north city limits of Atchison north to the Atchison/Doniphan county line; K-7 from the Atchison/Doniphan county line north to the beginning of the new K-7 construction, 11 miles, surface recycle and seal. (State Funds)

Jefferson-Leavenworth—92-106 KA-1531-01 — K-92/K-16 Junction north to the Jefferson-Leavenworth county line; K-92 from the Jefferson-Leavenworth county line east to 15th Street in Leavenworth, 21.5 miles, surface recycle and seal. (State Funds)

Johnson—7-46 KA-1299-01 — K-7 bridge 2.5 miles north of the junction of K-7/K-10, bridge repair. (State Funds)

Leavenworth—73-52 KA-1300-01 — U.S. 73 bridge 1.8 miles north of the Wyandotte/Leavenworth county line, bridge repair. (State Funds)

Riley—77-81 KA-1303-01 — U.S. 77 bridge 3.7 miles east of the north junction of K-82, bridge repair. (State Funds)

Riley—81 U-2156-01 — Juliette and Bluemont streets in Manhattan, intersection improvement. (Federal Funds)

Shawnee—24-89 KA-1157-01 — U.S. 24, Bridge 82 in Shawnee County, bridge repair. (State Funds)

Wyandotte—70-105 KA-1248-01 — I-70 and I-670 interchange, bridge repair. (State Funds)

Wyandotte—105 KA-1552-01 — K-7, State Avenue and I-435 in Wyandotte County, 9.4 miles, milling. (State Funds)

District Two — Northcentral

Chase-Saline—106 KA-1548-01 — Milled rumble strips on U.S. 50 in Chase County and I-70 in Saline County, 24.2 miles, milling. (State Funds)

Cloud—81-15 KA-1284-01 — U.S. 81 from the Ottawa-Cloud county line north to the Cloud-Republic county line, 24 miles, pavement marking. (Federal Funds)

Dickinson—21 KA-1295-01 — County bridges 2.6 miles east of K-15 and 2.4 miles north of the east junction of K-18, bridge repair. (State Funds)

Dickinson—15-21 KA-1375-01 — K-15 from the Marion/Dickinson county line north to the K-15/K-18 junction (except in Abilene), 26.7 miles, overlay. (State Funds)

Dickinson—43-21 KA-1249-01 — K-43 bridge, 3.8 miles south of I-70, bridge repair. (State Funds)

Dickinson-Geary—18-21 KA-1386-01 — K-18 from the K-15 east junction east to the Dickinson/Geary county line; K-18 from the Dickinson/Geary county line east to

the U.S. 77/K-18 north junction, 14.2 miles, surface recycle and seal. (State Funds)

Geary—18-31 K-6795-02 — K-18 north of the east junction of I-70 northeast to the Geary-Riley county line, 4.3 miles, seeding and sodding. (Federal Funds)

Ellsworth—70-27 KA-1251-01 — I-70 bridge 4 miles east of K-232, 0.5 mile, bridge repair. (State Funds)

Ellsworth—140-27 KA-1308-01 — K-140 bridge, 0.4 mile east of K-156, bridge repair. (State Funds)

Morris—56-64 KA-0902-01 — U.S. 56 culvert, 0.4 mile east of the bridge over the Neosho River at Council Grove, culvert repair. (State Funds)

Republic—81-79 KA-1285-01 — U.S. 81 from the Cloud-Republic county line north to the Nebraska state line, 24.7 miles, pavement marking. (Federal Funds)

Washington—101 KA-1409-01 — U.S. 36 from the Republic/Washington county line east to the city of Washington; K-22 from the U.S. 36 Junction north until the route ends, 20.7 miles, overlay. (State Funds)

District Three — Northwest

Ellis—183-26 KA-1246-01 — U.S. 183 culvert 0.25 mile east of the junction of Alternate U.S. 183/K-274, culvert repair. (State Funds)

Gove-Russell—70-106 KA-0766-01 — I-70 Exit 85 in Gove County and Exit 180 in Russell County, lighting. (Federal Funds)

Sheridan—90 C-4475-01 — County road 0.5 mile south and 1.6 miles west of Hoxie, 0.2 mile, grading and bridge. (Federal Funds)

Wallace—100 C-4430-01 — County road 10.9 miles south and 1 mile west of Sharon Springs, 0.2 mile, grading and bridge. (Federal Funds)

District Four — Southeast

Bourbon—39-6 KA-1307-01 — K-39 bridge 2.1 miles east of the east junction of K-3, 0 mile, bridge repair. (State Funds)

Bourbon—54-6 KA-1418-01 — U.S. 54 from the Allen/Bourbon county line to 0.7 mile west of the north junction of U.S. 69, 20.7 miles, overlay. (State Funds)

District—106 KA-1546-01 — Various locations in district four, milling. (State Funds)

Greenwood—99-37 KA-1317-01 — K-99 bridge 1.6 miles south of the Lyon county line, bridge repair. (State Funds)

Labette—400-50 - K-9195-01 — Intersection of U.S. 400 and 32nd Street in Parsons, 0.1 mile, intersection improvement. (State Funds)

District Five — Southcentral

Barber—160-4 KA-1468-01 — U.S. 160 from the junction of U.S. 281/U.S. 169 east to the Barber/Harper county line, 13.8 miles, overlay. (State Funds)

Cowley—166-18 KA-1460-01 — U.S. 166 from the east junction of U.S. 77 east to the Cowley/Chautauqua county line, overlay. (State Funds)

Reno—78 KA-0153-01 — Halstead Street from 4th Avenue to 11th Avenue in Hutchinson, 0.4 mile, grading and surfacing. (State Funds)

Reno—50-78 KA-1547-01 — 0.5 mile west of the U.S. 50/K-96 interchange to the K-61/U.S. 50 east junction, 1.6 miles, milling. (State Funds)

(continued)

Rush—183-83 KA-1312-01 — U.S. 183 bridge, 3.7 miles north of the Pawnee/Rush county line, bridge repair. (State Funds.)

Sedgwick—87 C-4178-01 — 199th Street west from U.S. 54 to 21st Street north, 4 miles, grading and surfacing. (Federal Funds)

Sedgwick—54-87 KA-1243-01 — U.S. 54 bridge 2 miles east of the junction of U.S. 54/I-235, 1.5 miles, bridge repair. (State Funds)

Sumner—53-96 KA-1469-01 — Beginning of K-53 east to the west city limits of Mulvane, 16 miles, surface recycle and seal. (State Funds)

District Six — Southwest

Finney-Scott—83-106 KA-1545-01 — U.S. 83 from the junction of U.S. 50 north to Scott City, 60.5 miles, milling. (State Funds)

Ford—400-29 KA-1253-01 — U.S. 400 bridge 14.2 miles southeast of the junction of U.S. 56/U.S. 400, bridge repair. (State Funds)

Ness—68 C-4174-01 — County road 2 miles south and 0.8 mile east of Ness City, 0.3 mile, grading and bridge. (Federal Funds)

Seward—88 C-4079-01 — County Route 1987 from U.S. 54 west 0.8 mile and north 3 miles, 3.7 miles, surfacing. (Federal Funds)

Seward—54-88 K-7283-04 — U.S. 54 from the Oklahoma-Kansas state line northeast to Western Avenue in Liberal, 3.7 miles, seeding, sodding. (Federal Funds)

Seward—160-88 K-7420-01 — U.S. 160 from the south junction of U.S. 83 east to the Seward-Meade county line, 12.9 miles, surfacing. (Federal Funds)

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

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

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

Deb Miller
Secretary of Transportation

Doc. No. 036736

State of Kansas

Department of Transportation

Notice to Consulting Engineers

With the approval of the Economic Recovery Program, the Kansas Department of Transportation is seeking qualified consulting engineering firms to perform construction inspection, as needed, statewide. Firms with current contracts need not respond to this request because their contracts will continue. A response may be submitted by e-mail to neil@ksdot.org or seven signed copies of the response can be mailed to Neil Rusch, P.E., Assistant to the Director, KDOT, Division of Engineering and Design, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754. Responses shall be limited to four pages and must be received by noon March 19 for the consulting engineering firm to be considered.

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

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

Construction Inspection, As-Needed Statewide

The scope of services is to provide construction inspection services on an as-needed basis statewide. Firms selected will be required to provide the following services:

1. Grading inspection
2. Structures inspection
3. Asphalt inspection (plant and/or road)
4. Concrete pavement inspection (plant and/or road)
5. Materials testing
6. Contract documentation
7. Traffic control inspection
8. Seeding
9. Other similar services, etc.

The firms must be able to staff the project with KDOT-certified inspectors.

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

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

The firm's accounting system must have the following capabilities before the firm may be awarded a contract:

- Valid, reliable and current costs must be available within the system to support cost and pricing data;
- capability to provide a means of measuring the reasonableness of incurred costs;
- capability to identify and accumulate allowable costs by contract or project records that will reconcile with the general ledger; and
- ability to provide supporting documentation of actual expenditures for each billing, based on costs.

Deb Miller
Secretary of Transportation

Doc. No. 036734

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

Summary Notice of Sale
City of De Soto, Kansas
\$2,045,000
General Obligation Refunding and
Improvement Bonds, Series 2009-A
(General obligation bonds payable from
unlimited ad valorem taxes)

Bids

Subject to the notice of sale dated February 19, 2009, written bids will be received on behalf of the clerk of the city of De Soto, Kansas (the issuer), in the case of facsimile bids, at (913) 248-8900, and in the case of electronic bids, through www.columbiacapitalauction.com, until 11 a.m. March 19, 2009, for the purchase of the above-referenced bonds. No bid of less than 98 percent of the principal amount of the bonds and accrued interest thereon to the issue date 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 the issue date, and will become due September 1 in the years as follows:

Year	Principal Amount
2021	\$ 60,000
2022	55,000
2023	70,000
2024	70,000
2025	75,000
2026	90,000
2027	90,000
2028	95,000
2029	100,000
2030	105,000
2031	110,000
2032	115,000
2033	125,000
2034	130,000
2035	135,000
2036	145,000
2037	150,000
2038	160,000
2039	165,000

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 September 1, 2009.

Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States or a qualified financial surety bond in the amount of 2 percent of the principal amount of the bonds.

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about April 14, 2009, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the issuer for the year 2009 is \$65,085,495. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, but excluding temporary notes and the bonds to be retired in conjunction therewith, is \$18,120,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, 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.

Financial Advisor — Facsimile Bid and Good Faith Deposit Delivery Address:

Columbia Capital Management, LLC
6330 Lamar Ave., Suite 200
Overland Park, KS 66202
Attn: Kelsi Powell or Jeff White
(913) 312-8055
Fax (913) 248-8900

Dated February 19, 2009.

City of De Soto, Kansas
By Lana McPherson, Clerk
32905 W. 84th St.
De Soto, KS 66018
(913) 583-1182
Fax (913) 208-0467

Doc. No. 036758

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

Summary Notice of Sale
Salina Airport Authority
(Salina, Kansas)
\$2,100,000*
General Obligation Bonds
Series 2009-A
\$6,300,000*
Taxable General Obligation Bonds
Series 2009-B
(General obligations payable from
unlimited ad valorem taxes)

Subject to the notice of sale dated February 25, 2009, written and electronic bids for the purchase of the above-referenced bonds of the Salina Airport Authority (Salina, Kansas) (the issuer) will be received on behalf of the issuer by the issuer's manager of administration and finance, in the case of written bids, at the address hereinafter set forth, and in the case of electronic bids, via PARITY, until noon March 18, 2009 (the sale date). No bid for less than 98.50* percent of the principal amount of the Series 2009-A Bonds and 98.50* percent of the principal amount of the Series 2009-B Bonds will be considered. All bids will be publicly evaluated at said time and place and the award of the bonds will be acted upon by the governing body at its meeting to be held on the sale date. No oral or auction bids will be considered.

Terms of the Bonds

Bond Details. The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated April 1, 2009, and will become due on September 1 in the years as follows:

Series 2009-A Bonds

Maturity Date (September 1)	Principal Amount*
2010	\$30,000
2011	75,000
2012	75,000
2013	80,000
2014	85,000
2015	85,000
2016	90,000
2017	90,000
2018	95,000
2019	100,000
2020	105,000
2021	110,000
2022	115,000
2023	120,000
2024	125,000
2025	130,000
2026	135,000
2027	145,000
2028	150,000
2029	160,000

Series 2009-B Bonds	
Maturity Date (September 1)	Principal Amount*
2011	\$175,000
2012	190,000
2013	205,000
2014	215,000
2015	230,000
2016	245,000
2017	255,000
2018	275,000
2019	290,000
2020	310,000
2021	330,000
2022	350,000
2023	375,000
2024	400,000
2025	425,000
2026	455,000
2027	490,000
2028	525,000
2029	560,000

The bonds will bear interest from the date thereof at rates to be determined when such bonds are sold, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2010.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Book-Entry-Only System

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

Good Faith Deposit

Each bid for a series of the bonds shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located in the United States, a financial surety bond, or, if no surety bonds are available, a wire of Federal Reserve funds in the amount of 2 percent of the principal amount of the bonds of such series, payable to the order of the issuer.

Pre-Bid Revisions

The issuer reserves the right to issue a supplemental notice of sale not later than 48 hours prior to the sale date via the MUNIFACTS News Service. If issued, the supplemental notice of sale may (i) modify the principal amount of one or more series of the bonds, (ii) withdraw a series of the bonds from the sale, and/or (iii) modify such other terms of this notice of sale as the issuer determines.

Adjustment of Issue Size

The issuer reserves the right on the date of the award to, in its sole discretion, increase or decrease the total principal amount of a series of the bonds and/or to increase or decrease individual principal maturities, depending on the interest rates bid and the issue price specified, in order to properly structure the financing for the projects to be paid for with proceeds of the bonds.

Delivery and Payment

The issuer will pay for preparing the bonds and will deliver the same properly prepared, executed, and registered without cost to the successful bidder(s), on or

about April 1, 2009, to DTC for the account(s) of the successful bidder(s).

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the issuer for the year 2008 is \$451,333,804. The total general obligation bonded indebtedness of the issuer as of the date of the bonds, including the bonds being issued, but excluding the temporary notes to be retired with the proceeds of the bonds, is \$21,975,000.

Approval of the Bonds

The bonds will be sold subject to the approving legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, bond counsel, which opinion will be furnished and paid for by the issuer and will accompany the bonds and be delivered to the successful bidder when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the office of the manager of administration and finance at (785) 827-3914; from George K. Baum & Company, financial advisor, at (816) 474-1100; or from bond counsel, Gilmore & Bell, P.C., 2405 Grand Blvd., Suite 1100, Kansas City, MO 64108, at (816) 221-1000.

Financial Advisor:

George K. Baum & Co.
Public Finance Department
4801 Main St.
Kansas City, MO 64112
(816) 474-1100
Fax (816) 283-5326

Dated February 25 2009.

Salina Airport Authority
(Salina, Kansas)
Shelli Swanson
Manager of Administration
and Finance
3237 Arnold Ave.
Salina, KS 67402
(785) 827-3914
Fax (785) 827-2221

*Preliminary; subject to change.

Doc. No. 036761

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-09-066/071

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Kansas-Smith Farms, LLC Farm 1-2-8 Alfred Smith-Operation Manager 23179 #5 Road Plains, KS 67869	S/2 of Section 12, T33S, R31W, Seward County	Cimarron River Basin
Kansas Permit No. A-CISW-H001		Federal Permit No. KS0043567
This is a reissuance of a permit for an existing and expanding facility for 21,063 head (8,425.2 animal units) of swine weighing greater than 55 pounds and 12,150 head (1,215 animal units) of swine weighing 55 pounds or less, for a total of 9,640.2 animal units of swine. The facility is proposing a building capacity increase and an addition of goats to bring the total maximum capacity to 21,030 head (8,412 animal units) of swine weighing greater than 55 pounds, 27,500 head (2,750 animal units) of swine weighing 55 pounds or less and 600 head (60 animal units) of goats, for a total of 11,222 animal units of swine and goats. No construction is proposed.		

Name and Address of Applicant	Legal Description	Receiving Water
Nelson Poultry Farms, Inc.-Leather Hill Greg Nelson 8530 E. Hwy. 24 Manhattan, KS 66502	NW/4 of Section 31, T09S, R09E, Pottawatomie County	Kansas River Basin
Kansas Permit No. A-KSPT-F002		
This is a reissuance of a permit with reapproval of construction plans. The facility has capacity for 80,000 head of chickens (640 animal units).		

Name and Address of Applicant	Legal Description	Receiving Water
Golden Belt Feeders-Lyons, LLC Galen Mitchell / Merlin Grimes 2240 Ave. P Lyons, KS 67554	NW/4 of Section 22, T20S, R07W, Rice County	Lower Arkansas River Basin
Kansas Permit No. A-ARRC-C001		Federal Permit No. KS0080730
This permit is being reissued and modified for an existing facility with a maximum capacity of 6,000 head (6,000 animal units) of beef cattle more than 700 pounds to add items to the Section E, Schedule of Compliance. There is no change in the permitted animal units from the previous permit. Only portions of the permit being modified are subject to comment.		

Name and Address of Applicant	Legal Description	Receiving Water
Hilltop Farms Gene Neuforth 387 N.W. 70th Ave. Great Bend, KS 67530	NE/4 of Section 07, T19S, R14W, Barton County	Upper Arkansas River Basin
Kansas Permit No. A-UABT-S001		
This is a reissuance of a permit for an existing facility with a maximum capacity of 300 head (30 animal units) of swine 55 pounds or less		

(continued)

and 690 head (276 animal units) of swine more than 55 pounds, for a total of 990 head (306 animal units). There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
3K Holstein Farm, Inc. Daniel K. Kerschen 430 S. 263rd West Garden Plain, KS 67050	SW/4 of Section 22, T27S, R03W, Sedgwick County	Lower Arkansas River Basin

Kansas Permit No. A-ARSG-M043

This is a reissuance of a permit for an existing facility for 160 head (224 animal units) of mature dairy cattle.

Name and Address of Applicant	Legal Description	Receiving Water
Dean Goetz 2849 P Road Hill City, KS 67642	NW/4 of Section 19, T08S, R22W, Graham County	Solomon River Basin

Kansas Permit No. A-SOGH-S004

This existing permit is being reissued for a maximum capacity of 1,200 head (480 animal units) of swine more than 55 pounds and 600 head (60 animal units) of swine 55 pounds or less, for a total of 540 animal units. There is no change in the permitted animal units from the previous permit.

Public Notice No. KS-Q-09-027/030

Name and Address of Applicant	Receiving Stream	Type of Discharge
Grandview Plaza, City of 402 State Ave. Grandview Plaza, KS 66441	Lower Smoky Hill River via Frank's Creek	Treated Domestic Wastewater

Kansas Permit No. M-SH13-OO01 Federal Permit No. KS0116521

Legal Description: SW¼, NE¼, S5, T12S, R6E, Geary County, KS
 Facility Description: The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, chlorides, sulfates 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.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Nelson Quarries P.O. Box 100 Gas, KS 66742	Verdigris River via Buffalo Creek via via Elder Branch	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-VE02-PO02 Federal Permit No. KS0089940

Legal Description: S½, S36, T27S, R15E, & NW¼, SW¼, S31, T27S, R16E, Wilson County

Facility Name: Benedict Quarry
 Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations. This facility is a limestone quarrying and crushing operation with occasional rock washing. Washwater is treated using a settling pond. An asphalt plant is on-site but does not generate wastewater discharge. The proposed permit contains limits for total suspended solids and pH. Contained in the permit is a schedule of compliance requiring the permittee to develop and implement a stormwater pollution prevention plan 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.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Palco, City of P.O. Box 257 Palco, KS 67657	Spring Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-SO30-OO02 Federal Permit No. KS0093122

Legal Description: NW¼, NW¼, SE¼, S21, T9S, R20W, Rooks County

Facility Description: The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, sulfates, total recoverable selenium 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.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Whitaker Companies, Inc. 121 - 2600th St. Savonburg, KS 66772	Pottawatomie Creek via Cedar Creek via Unnamed Tributary	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-MC53-PO01 Federal Permit No. KS0116025

Legal Description: E½, NE¼, SE¼, S32, T21S, R19E, Anderson County

Facility Name: Welda Quarry

Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations. This facility is a limestone quarrying and crushing operation with no rock washing. Outfall 001 consists of pit dewatering and stormwater runoff. 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.

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

All comments regarding the draft documents or application notices received on or before April 4 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-09-066/071, KS-Q-09-027/030) 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

State of Kansas

Department of Health
and Environment

Notice of Hearing on Federal Block Grants

The Kansas Department of Health and Environment will conduct a public hearing to solicit comments from interested persons on the state plans for the Maternal and Child Health Services Block Grant and the Preventive Health and Health Services Block Grant. The hearing will be in the House Appropriations Committee of the Kansas Legislature at 9 a.m. Wednesday, March 18, in Room 143-N, State Capitol, 300 S.W. 10th Ave., Topeka.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 036746

State of Kansas

Department of Health
and EnvironmentNotice of Hearing on Proposed
Administrative Regulations

The Kansas Department of Health and Environment, Division of Environment, Bureau of Environmental Field Services, will conduct a public hearing to consider the proposed revisions to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28g, including revisions to the Kansas Surface Water Register. The hearing will be held via video conferencing at 2 p.m. Thursday, May 7, at the following locations: KDHE Northwest District Office, 2301 E. 13th, Hays; KDHE North Central District Office, 2501 Market Place, Suite D, Salina; KDHE Northeast District Office, 800 W. 24th, Lawrence; KDHE Southwest District Office, 302 W. McArtor Road, Dodge City; KDHE South Central District Office, 130 S. Market, 6th Floor, Wichita; KDHE Southeast District Office, 1500 W. 7th, Chanute; and Curtis State Office Building, Suite 010 in IS Conference Room B, Garden Level, 1000 S.W. Jackson, Topeka.

The following is a summary of the proposed amendments:

K.A.R. 28-16-28g is the classification and use designation section of the Kansas Surface Water Quality Standards. Designated uses of surface waters are listed in the Kansas Surface Water Register, which is adopted by reference in K.A.R. 28-16-28g. The register identifies major classified streams, lakes, and wetlands and the uses that are existing or attainable. In the period of January 1, 2007, through July 30, 2008, 954 stream segments and 71 lakes were evaluated by a designated use attainability analysis (UAA) to determine the appropriate use designations. These proposed revisions identify the designated use changes for 731 stream segments and 71 lakes as a result of UAA findings. Four stream segments are proposed for deletion from the Kansas Surface Water Register (removed from classification); one stream segment has been rerouted and combined to form one segment; 19 stream segments are proposed for secondary contact recreation;

18 stream segments are proposed for primary contact recreation; and 726 stream segments added or changed designated use assignments for aquatic life support use, food procurement, domestic water supply, industrial water supply, livestock watering irrigation and groundwater recharge. One lake is proposed for deletion and 70 lakes are proposed for domestic water supply, industrial water supply, livestock watering, irrigation and groundwater recharge.

There are no additional costs of compliance resulting from these changes in designated use designations. The department estimates an annual cost to perform 500 UAAs as required by K.S.A. 82a-2001 and K.S.A. 82a-2004 to be approximately \$300,000 per year. Currently, this cost is funded by the State Water Plan, state general fund, and state general fund use attainability analysis special appropriation.

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

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

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

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 036754

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

(continued)

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 Cunningham compressor station located at Section 24, T27S, R11W, Pratt 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 April 6.

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 April 6 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

State of Kansas

Department of Agriculture

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Wednesday, May 6, in Room 401 of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka, to consider the adoption of a proposed regulation for plants and plant products.

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 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 regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

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

K.A.R. 4-15-5: This regulation establishes the fee for the live plant dealer licenses required for persons selling more than \$10,000 in retail sales of live plants in Kansas. This proposed regulation raises the fee from \$50 to \$60, the statutory maximum. Businesses with less than \$10,000 in retail sales are issued the license at no charge.

Economic impact summary: In FY 2008, the program issued 1,884 live plant dealer licenses. Of those, 1,416 paid \$50 per license and 468 were issued at no charge. Adopting this regulation will potentially increase the revenue received from \$70,800 per year to \$84,960, a net increase of \$14,160 per year. Each business selling live plants in Kansas, with annual retail sales of more than \$10,000, will pay an additional \$10 annually for their live plant dealer license. Those businesses with less than \$10,000 in retail sales will not be affected.

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 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.

A copy of the regulation and the economic impact statement may be obtained by contacting Leslie Garner at the contact information above or by accessing the department's Web site at <http://www.ksda.gov>.

Adrian J. Polansky
Secretary of Agriculture

State of Kansas

Real Estate Appraisal Board

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, May 12, in the offices of the Kansas Real Estate Appraisal Board, Suite 1102, Roof Garden Level, Jayhawk Tower, 700 S.W. Jackson, Topeka, to consider the adoption of amendments to K.A.R. 117-3-1, 117-4-1 and 117-6-1.

This 60-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Kansas Real Estate Appraisal Board, Suite 1102, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603. 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 each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Sally Pritchett at (785) 296-6736 or cheryl.magathan@kreab.ks.gov.

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

117-3-1. General classification; education requirements. This change will set in place a reduced qualifying education requirement for appraisers holding a valid state license or residential certification.

117-4-1. Residential classification; education requirements. This change will set in place a reduced qualifying education requirement for appraisers holding a valid state license.

117-6-1. Continuing education; renewal requirements. This change will reduce the number of continuing education hours required of an appraiser whose license/certificate has been in force for less than 185 days.

Copies of the regulations and the economic impact statement may be obtained by contacting the Kansas Real Estate Appraisal Board at (785) 296-6736, by fax at (785) 368-6443, by e-mail at cheryl.magathan@kreab.ks.gov, or from the board's Web site at <http://www.kansas.gov/kreab>.

Sally Pritchett
Executive Director

Doc. No. 036755

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, is 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. 036742

State of Kansas

Governmental Ethics Commission

Opinion No. 2009-01

Written February 18, 2009, to Dean Newton, Prairie Village.

This opinion is in response to your letter received by email on February 2, 2009, requesting an opinion from the Kansas Governmental Ethics Commission concerning the distribution of residual campaign funds, K.S.A. 25-4157a. We note at the outset that the Commission's jurisdiction concerning your question is limited to K.S.A. 25-4142 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement:

We understand that you are asking for this opinion in your capacity as a former State legislator to determine whether certain contributions from your campaign fund would be permissible under Kansas law, including provisions of K.S.A. 25-4157a. The organizations to which you would like to contribute are: Church of the Resurrection, KU Williams Fund, Juvenile Diabetes Research Foundation, Harvesters Food Network, Operation Breakthrough and the KU Endowment. For each of the aforementioned, you posit they are 501 (c) (3) organizations and provide their tax exempt ID number.

Question:

Is it permissible, under the Campaign Finance Act, for you to distribute your residual campaign funds to those entities which you listed?

Opinion:

K.S.A. 25-4157a, which addresses the use of campaign contributions, states in pertinent part:

(d) At the time of termination of any campaign and prior to the filing of a termination report in accordance with K.S.A. 25-4156, and amendments thereto, all residual funds, otherwise not obligated for the payment of ex-

(continued)

penses incurred in such campaign or the holding of office shall be contributed to a charitable organization, as defined by the laws of the state, contributed to a party committee or returned as a refund in whole or in part to any contributor or contributors from whom received or paid into the general fund of the state.

K.S.A. 17-1760 defines charitable organization as:

(a) "Charitable organization" means any person who engages in the activity of soliciting funds or donations for, or purported to be for, any fraternal, benevolent, social, education, alumni, historical, human, public health or other charitable purpose. Charitable organization does not include political parties, political candidates or committees formed in support of political candidates or political parties;

Further, charitable purpose is defined in K.S.A. 17-1760 as:

(b) "charitable purpose" means any purpose which promotes or purports to promote, directly or indirectly, the well-being of the public at large or any number of persons, or any human purpose, whether such well-being is in general or limited to certain activities, endeavors or projects;

Each of the entities that you list meet the statutory definition of charitable organization with a charitable purpose. Therefore, you may donate residual campaign funds to those organizations.

Opinion No. 2009-02

Written February 18, 2009, to Julene Miller, General Counsel, Kansas Board of Regents, Topeka.

This opinion is in response to your letter dated January 13, 2009, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the State level governmental ethics laws, specifically K.S.A. 2008 Supp. 46-233. We note at the outset that the Commission's jurisdiction is limited to the application of K.S.A. 46-215 *et seq.*, and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement:

The University of Kansas has allowed certain scientific laboratories to provide testing and analytical services to outside entities. The University of Kansas labs are not permitted to do so unless prior approval is obtained in accordance with University of Kansas policy.

The University of Kansas has determined that it would be in the best interests of the University to provide research and/or services to a faculty-owned start up company, including the circumstance in which the University lab providing research and/or services is managed by a faculty owner of the start up company.

Question:

We understand that you request this opinion in your capacity as the General Counsel for the Kansas Board of Regents per a request from the University of Kansas. The letter from the University of Kansas asks the Commission to opine on the application of K.S.A. 2008 Supp. 46-233. In particular, you inquire whether the attenuated involvement of a faculty member in reviewing the scope of work attached to a service agreement for a laboratory while

having an ownership interest in the laboratory is violative of K.S.A. 2008 Supp. 46-233.

In response to the aforementioned statute, the University proposes a plan in order to manage potential conflicts.

(1) An agreement would be drafted and negotiated by staff in a separate administrative office of the University that does not report to the faculty member. The agreement would be approved and executed by a Vice Provost or Assistant Vice Provost of the University of Kansas. The University would advise the faculty member in writing that he/she could not be substantially involved in the preparation of or participate in the making of the contract services with the faculty start up company. In addition, the University would also advise the start up company in writing that it could not negotiate or interact with the faculty member regarding any agreement for research or services, in his/her capacity as owner of the company. As a result, the start up company would be required to identify an alternative individual with authority to bind the company who would negotiate with the University.

(2) Rates to be charged by the lab would be determined independently of the faculty member.

(3) Other terms of the agreement would be negotiated by the University's administrative staff. It is possible, however, that the faculty member, because of the highly specialized nature of the work, would need to be involved in the review of the scope of work.

Other safeguards would be implemented by the University. These are:

(1) Appointment of an administrator without ties to the start up company to provide administrative oversight of the services provided by the lab to the start up company. This person would review and approve service lab expenditures related to the services.

(2) Increased oversight of the area in question by financial/accounting staff.

(3) Requiring the faculty member to certify in writing that he/she will not share confidential University information with the company unless authorized by the University.

(4) Requiring the faculty member to comply with University policies regarding time and effort devoted to outside activities. This would include prior approval of the time and effort to be devoted to providing services to the company and approval of outside activities on behalf of the company.

(5) Limiting the faculty member's ability to make personnel related decisions for University employees engaged in providing services to the company.

(6) Prohibiting the faculty member from advising, grading or providing academic supervision of any students involved in the provision of services to the company.

(7) Limiting the length of the term of any service contract to a period of not more than 2 years.

Opinion:

K.S.A. 2008 Supp. 46-233(a)(1) provides that: "[n]o state officer or employee shall in the capacity as such officer or employee be substantially involved in the preparation of or participate in the making of a contract with any person

or business by which such officer or employee is employed or in whose business such officer or employee or any member of such officer's or employee's immediate family has a substantial interest.

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

K.S.A. 46-229(a) defines "substantial interest" as "[i]f an individual or an individual's spouse, either individually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business."

As owner of the laboratory, the faculty member has a substantial interest in the laboratory. In order to comply with these statutes, the faculty member may not in his/her capacity with the University of Kansas be substantially involved in preparing any negotiated contract or participate in the making of any negotiated contract between the University and the laboratory that the faculty member owns.

In addition, K.S.A. 46-241 should be considered. It provides that "[n]o state officer or employee shall disclose or use confidential information acquired in the course of his or her official duties in order to further his or her own economic interest or those of any other person."

Therefore, in the scenario provided by the University, as long as the faculty member does not participate in the making of a contract with his/her laboratory or misuse confidential information, the faculty member would not be violating the conflict of interest laws. (See Advisory Opinion 2003-06).

Opinion No. 2009-03

Written February 18, 2009, to Kenny Johnston, Executive Director, Kansas Democratic Party, Topeka.

This opinion is in response to your letter of February 3, 2009, in which you request an opinion from the Kansas Governmental Ethics Commission concerning the Campaign Finance Act (K.S.A. 25-4142 *et seq.*). We note at the outset that the Commission's jurisdiction concerning your question is limited to the application of K.S.A. 25-4142 *et seq.* Thus, whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement:

We understand that you request this opinion in your capacity as the Executive Director for the Kansas Democratic Party. You inquire as to the donation limits of corporations to a building fund held by the Kansas Democratic State Committee ("KSDC"). You state that these donations made to a building fund would not be used for the express purpose of nominating, electing or defeating a clearly identified candidate for a state or local office and would be solely used for expenditures directly related to building costs.

Question:

You ask the Kansas Governmental Ethics Commission if the KSDC wishes to accept donations for a building

fund, what limits, if any, apply to donations received by the state party for such purposes.

In addition, you ask if the following expenses would be permissible expenditures paid from the building fund:

1. Lease payments of satellite offices;
2. Office supplies;
3. Copier/fax lease payments and maintenance;
4. Telephone, internet and cable equipment and services;
5. Office furniture and computer equipment; or
6. Maintenance and cleaning.

Opinion:

As you state in your letter, prior to 2002, under federal law, regardless of state law, a state party committee could raise corporate funds without limit for the purpose of purchasing or constructing a party office building. In the passage of the Bipartisan Campaign Reform Act of 2002, Congress removed this preemption; consequently, building fund activity is now regulated by state law exclusively.

K.S.A. 25-4143 (e) (1) defines contribution as:

(A) Any advance, conveyance, deposit, distribution, gift, loan or payment of money or any other thing of value given to a candidate, candidate committee, party committee or political committee for the express purpose of nominating, electing or defeating a clearly identified candidate for a state or local office;

(B) Any advance, conveyance, deposit, distribution, gift, loan or payment of money or any other thing of value made to expressly advocate the nomination, election or defeat of a clearly identified candidate for a state or local office;

(C) a transfer of funds between any two or more candidate committees, party committees or political committees;

(D) the payment, by any person other than a candidate, candidate committee, party committee or political committee, of compensation to an individual for the personal services rendered without charge to or for a candidate's campaign or to or for any such committee;

(E) the purchase of tickets or admissions to, or advertisements in journals or programs for, testimonial events;

(F) a mailing of materials designed to expressly advocate the nomination, election or defeat of a clearly identified candidate, which is made and paid for by a party committee with the consent of such candidate.

Under K.S.A. 25-4143 (g) (1) expenditure means:

(A) Any purchase, payment, distribution, loan, advance, deposit or gift of money or any other thing of value made by a candidate, candidate committee, party committee or political committee for the express purpose of nominating, electing or defeating a clearly identified candidate for a state or local office;

(B) Any purchase, payment, distribution, loan, advance, deposit or gift of money or any other thing of value made to expressly advocate the nomination, election or defeat of a clearly identified candidate for a state or local office;

(C) any contract to make an expenditure;

(D) a transfer of funds between any two or more candidate committees, party committees or political committees; or

(continued)

(E) payment of a candidate's filing fees.

It is the opinion of the Kansas Governmental Ethics Commission that donations and disbursements made to the KSDC for the purpose of purchasing or constructing a party office building and not for the purpose of influencing any Kansas state or local election are permissible and do not fall under the definition of contributions. Thus, there would be no limitations under K.S.A. 25-4142 *et seq.*

The proposed expenses are, however, more troubling. The Commission opines that the lease payments of satellite offices, office furniture, maintenance and cleaning would fall outside the purpose of influencing state or local elections and would be not be limited by K.S.A. 25-4142 *et seq.* However, it would be more difficult to assess how office supplies, copier/fax lease payments and maintenance, telephone, internet and cable equipment and services, and computer equipment would be used. It appears more likely that these expenditures could drift in the direction of use for the purpose of influencing state or local elections.

In summary, the receipt of funds for the purpose of purchasing or constructing a party office building as well as the lease payments of satellite offices, office furniture, maintenance and cleaning which fall outside the purpose of influencing state or local elections would not be subject to the limitations in K.S.A. 25-4142 *et seq.* Contributions received for anticipated expenditures for office supplies, copier/fax lease payments and maintenance, telephone, internet and cable equipment and services, and computer equipment, would fall under the limits set forth in K.S.A. 25-4153 if used for the express purpose of nominating, electing or defeating a clearly identified candidate for a state or local office.

Opinion No. 2009-04

Written February 18, 2009, to Tony A. Scott, J.D., C.P.A., Executive Director, Kansas Society of Certified Public Accountants, Topeka.

This opinion is in response to your letter of January 12, 2009 in which you request an opinion from the Kansas Governmental Ethics Commission concerning the interpretation of K.S.A. 25-4153a. Specifically, you ask the Commission to define the word "accept" as it is used in K.S.A. 25-4153a (b). We note at the outset that the Commission's jurisdiction is limited to the application of K.S.A. 25-4142 *et seq.* and whether some other statutory system, common law theory or agency rule or regulation applies to your inquiry is not covered by this opinion.

Factual Statement:

We understand that you request this opinion as the Executive Director of the Kansas Society of Certified Public Accountants and that your organization issued contributions to persons statutorily defined as "legislator" and/or "State officer elect." Those contributions were mailed by your organization on December 31, 2008 but were not received by the recipients until January 2, 2009.

Question:

Based on the above facts, you ask for the Commission's opinion as to whether the contributions mailed on the

31st of December 2008 and received by the "legislator" and/or "State officer elect" on the 2nd of January 2009 can be legally accepted by the recipients.

K.S.A. 25-4153a (b) states, in relevant part, that "[n]o legislator, officer, candidate or committee . . . shall accept . . . any contribution as defined by K.S.A. 25-4143, and amendments thereto, from any registered lobbyist, political committee or person, other than an individual, during such period of time described in subsection (a). That period of time referred to in the aforementioned statute is 'after January 1 of each year and prior to adjournment sine die of the regular session of the legislature or at any other time in which the legislature is in session.'" You specifically ask the Commission to define "accept" as used in the statute.

Opinion:

According to Webster's Dictionary, "accept" is defined as "to receive willingly." Further, Webster's dictionary defines "receive" as "to come in possession of." Under these definitions, the donations mailed by your organization were not in the recipients' possession until January 2, 2009, which is after the January 1st deadline.

It is the opinion of the Kansas Governmental Ethics Commission that if a donation is received by a legislator and/or State officer elect after the statutory deadline of January 1st, such person would be in violation of K.S.A. 25-4153a if the donation is accepted.

Sabrina K. Standifer
Chairwoman

Doc. No. 036737

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 53.—CHARITABLE HEALTH CARE PROVIDERS

28-53-1. Definitions. (a) "Agreement" means a written understanding between the secretary and a "charitable health care provider," as defined in K.S.A. 75-6102 and amendments thereto, regarding the rendering of professional services to a medically indigent person.

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

(c) "Federally qualified health center" means one of the following:

(1) An entity that meets the requirements for federal funding in 42 USC 1396d(1)(2)(B) and has been designated as a "federally qualified health center" by the federal government; or

(2) an entity that, based on the recommendation of the federal health resources and services administration, is deemed to meet the requirements of the federal grant program and has been designated a "federally qualified health center look-alike" by the federal government but does not receive the federal grant funding specified in 42 USC 1396d(1)(2)(B).

(d) "Indigent health care clinic" has the meaning specified in K.S.A. 75-6102, and amendments thereto.

(e) "Local health department" has the meaning specified in K.S.A. 65-241, and amendments thereto.

(f) (1) "Point of entry" means an entity that performs the following:

(A) Determines whether an individual meets the criteria for a medically indigent person;

(B) refers any medically indigent person to a charitable health care provider;

(C) has submitted a completed application to the department on forms prescribed by the department; and

(D) agrees to maintain records and submit an annual activity report as prescribed by the secretary.

(2) This term may include either of the following:

(A) An entity meeting the definition of "federally qualified health center" or "federally qualified health center look-alike"; or

(B) an entity meeting the definition of "charitable health care provider" in K.S.A. 75-6102, and amendments thereto.

(g) "Secretary" means the secretary of the Kansas department of health and environment. (Authorized by and implementing K.S.A. 75-6120; effective April 1, 1991; amended July 13, 1992; amended March 20, 2009.)

28-53-2. Agreement. (a) Each person or entity applying for an agreement shall submit a completed application to the department on forms prescribed by the department.

(b) An agreement may be terminated by the secretary or the charitable health care provider with 30 days of prior written notice to the department. Failure of the charitable health care provider to maintain the required licensure shall constitute concurrent cancellation of the agreement. (Authorized by and implementing K.S.A. 75-6120; effective April 1, 1991; amended July 13, 1992; amended March 20, 2009.)

28-53-3. Eligibility criteria for a medically indigent person. An individual shall qualify as a medically indigent person if a point of entry determines that the individual meets either of the following requirements:

(a) Is determined to be a member of a family unit earning at or below 200% of the current federal poverty level and is not indemnified against costs arising from medical and dental care by a policy of accident and sickness insurance, an employee health benefits plan, or any similar coverage; or

(b) is eligible for publicly funded health care programs administered by the Kansas health policy authority or the department or is qualified for Indian health services. (Authorized by and implementing K.S.A. 75-6120; effective April 1, 1991; amended March 20, 2009.)

28-53-4. Records and reports. (a) Each charitable health care provider shall ensure that each point of entry through which the charitable health care provider delivers care meets the following requirements:

(1) Maintains the completed forms prescribed by the department; and

(2) submits a completed annual activity report to the department on a form prescribed by the department.

(b) Failure of the charitable health care provider or the point of entry to comply with this regulation shall be grounds for termination of the agreement with the charitable health care provider. (Authorized by and implementing K.S.A. 75-6120; effective April 1, 1991; amended March 20, 2009.)

28-53-5. Referrals. Each referral of professional services shall be documented in the records of the point of entry. (Authorized by and implementing K.S.A. 75-6120; effective April 1, 1991; amended March 20, 2009.)

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 036745

State of Kansas

Department of Agriculture Division of Water Resources

Permanent Administrative Regulations

Article 3.—APPROPRIATION RIGHTS

5-3-4a. Hearing before issuance of an order. (a) A hearing may be held pursuant to K.A.R. 5-14-3a by the chief engineer, or a person designated by the chief engineer, before the chief engineer issues an order if one of the following conditions is met:

(1) The chief engineer finds it to be in the public interest to hold a hearing.

(2) A hearing has been requested by a person who shows to the satisfaction of the chief engineer that approval of the application could cause impairment of senior water rights or permits.

(3) The chief engineer desires public input on the matter.

(b) The hearing shall be electronically recorded by the chief engineer.

(c) If all of the parties agree, an informal conference instead of a hearing may be held by the chief engineer pursuant to K.A.R. 5-14-3a. (Authorized by K.S.A. 82a-706a; implementing K.S.A. 82a-706a, K.S.A. 2008 Supp. 82a-708b, 82a-711, and 82a-737; effective May 1, 1980; amended May 31, 1994; amended March 20, 2009.)

Article 14.—ENFORCEMENT AND APPEALS

5-14-3. Orders. (a) An order subject to review pursuant to K.S.A. 82a-1901, and amendments thereto, shall be issued by the chief engineer in each of the following matters:

(1) The approval or dismissal of an application to change the place of use, the point of diversion, the use made of water, or any combination of these, filed pursuant to K.S.A. 82a-708b and amendments thereto;

(2) the approval or dismissal of an application to appropriate water for beneficial use filed pursuant to K.S.A. 82a-711 and amendments thereto;

(3) the declaration of abandonment and termination of a water right pursuant to K.S.A. 82a-718 and amendments thereto; and

(continued)

(4) the suspension of the use of water under a term permit, an approved application for a permit to appropriate water for beneficial use, an appropriation right, or a vested right, pursuant to K.S.A. 82a-770 and amendments thereto.

(b) Each order that is issued pursuant to K.S.A. 82a-737, and amendments thereto, and is subject to review pursuant to K.S.A. 82a-1901, and amendments thereto, shall be issued by the chief engineer, or the chief engineer's designee, in the assessment of civil penalty, the modification of a person's water right or permit to use water, the suspension of a person's water right or permit to use water, or any combination of these.

(c) Unless limited or prohibited by statute, any person to whom the order is directed or who has a property interest that could be adversely affected by the action or proposed action may request a review pursuant to K.S.A. 82a-1901, and amendments thereto, without filing a request for a hearing before the chief engineer.

(d) The chief engineer shall not be required to hold a hearing before issuing an order unless required by statute.

(e)(1) Any person to whom an order will be directed may request a hearing before the chief engineer before the issuance of an order by the chief engineer. The person shall then be notified by the chief engineer that, if the request is granted by the chief engineer, the person shall not be allowed to have a second hearing before the chief engineer after the issuance of the order. Within 15 days after the notice is sent, the person shall notify the chief engineer whether the requestor wants to proceed with a hearing before the chief engineer issues the order.

(2) If a hearing is held by the chief engineer before the issuance of the order by the chief engineer and the person to whom the order is directed still desires to have the order reviewed, the person shall seek review pursuant to K.S.A. 82a-1901, and amendments thereto, if that type of review is authorized by statute.

(f) If a person to whom an order was directed did not have a hearing before the issuance of an order, that person may request a hearing before the chief engineer after issuance of the order. The person shall submit a written request for hearing to the chief engineer within 15 days of service of the order pursuant to K.S.A. 77-531, and amendments thereto. If a hearing is not requested, the person may seek review pursuant to K.S.A. 82a-1901, and amendments thereto, within 30 days of service of the order pursuant to K.S.A. 77-531 and amendments thereto, if that type of review is authorized by statute. Each request for a hearing shall meet the following requirements:

(1) Be filed in writing with the chief engineer within 15 days after the date of service of the order; and

(2) set forth the factual and legal basis for the hearing request. The factual basis may be stated generally and shall not be required to be specific if the written request clearly establishes the existence of disputed facts. The request for hearing may be denied if the request fails to clearly establish factual or legal issues.

(g) A request for intervention in a matter pending hearing from a person or persons other than those to whom the order is directed may be granted by the chief engineer if all of the following conditions are met:

(1) The chief engineer has issued a notice of hearing.

(2) The person requesting to intervene has filed a notice with the chief engineer that the order in the pending matter could adversely affect one or more of the following:

(A) The person's property interest in the pending matter;

(B) the person's water right or permit to appropriate water; or

(C) the person's statutory duty to act.

(3) The chief engineer has determined that the interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing the intervention. (Authorized by K.S.A. 82a-706a; implementing K.S.A. 82a-706a, K.S.A. 2008 Supp. 82a-708b, 82a-711, 82a-718, 82a-737, 82a-770, and 82a-1901; effective Sept. 22, 2000; amended March 20, 2009.)

5-14-3a. Hearing procedure. The procedures specified in this regulation shall apply to any hearing held by the chief engineer pursuant to K.A.R. 5-14-3. Upon notice to all parties, these procedures may be applied by the chief engineer to any other hearings held under the Kansas water appropriation act. (a) Unless otherwise required by statute, the following persons and entities shall be allowed to be parties to a formal hearing before the chief engineer:

(1) The division of water resources, Kansas department of agriculture (DWR);

(2) the person or persons to whom the order is, or will be, directed;

(3) the applicant to change the place of use, the point of diversion, the use made of water, or any combination of these, under K.S.A. 82a-708b and amendments thereto, or the applicant to appropriate water for beneficial use under K.S.A. 82a-711, and amendments thereto;

(4) the owners of the proposed place of use and the owners of the place of use authorized under the application, water right, or permit to appropriate water; and

(5) any other person who has filed a timely petition for intervention in accordance with K.A.R. 5-14-3(e).

(b) The hearing shall be presided over by the chief engineer or the chief engineer's designee. Authority may be delegated by the chief engineer to the presiding officer to issue the order or to make written recommendations to the chief engineer after the hearing.

(c) Unless otherwise required by statute, the presiding officer shall issue a written notice of hearing to all parties and to any person who requests notice of a hearing.

(1) Notice of hearing shall be served on the parties as required by statute, but not later than 15 days before the hearing.

(2) The notice of hearing shall be served by mail, facsimile, electronic mail, or hand-delivery and shall be evidenced by a certificate of service. If due diligence fails to locate a person allowed to be a party, then notice by publication shall be made in the manner indicated in K.A.R. 5-14-3a (d) (2).

(3) The notice of hearing shall include the following:

(A) A case or other identification number and a descriptive title, which shall appear on all correspondence relating to the docket. If more than one matter has been consolidated for hearing, all numbers and descriptive titles shall appear on all correspondence;

(B) the names and mailing addresses of all parties;

(C) a statement of the time, place and nature of the hearing. If more than one matter has been consolidated for hearing, statement of the nature of the hearing shall include all matters to be heard;

(D) a statement that the presiding officer may complete the hearing without the participation of any party who fails to attend or participate in a prehearing conference, hearing, or other stage in the proceeding; and

(E) if nonparties are provided an opportunity to submit comments, the time and place where oral comments will be accepted and the deadline and mailing address for the submission of written comments.

(4) For abandonment hearings under K.S.A. 82a-718, and amendments thereto, the notice of hearing shall include a copy of the verified report of the chief engineer or the chief engineer's representative.

(d) Unless otherwise required by statute, if members of the public will be given an opportunity to submit oral and written comments, notice of the hearing shall be caused by the chief engineer to be distributed in the place or places where the action or proposed action will be effective.

(1) Notice of hearing shall be given as required by statute, but no later than 15 days before the hearing.

(2) The notice of hearing may be published in a newspaper of general circulation where the action or proposed action will be effective as required by statute, but shall be published at least 15 days before the hearing. The notice of hearing shall not be required to be in the form of a legal notice. The notice may be also be given by any other means reasonably calculated to reach the residents of the area.

(e) Only the parties named in the notice of hearing or otherwise designated by the chief engineer may participate in the hearing.

(1) Any party may participate in person or, if the party is a corporation or other artificial person, by an authorized representative.

(2) Any party may be represented, at the party's own expense, by legal counsel or, if permitted by law, some other representative.

(3) The presiding officer may refuse to allow representation that would constitute the unauthorized practice of law.

(4) The presiding officer may give nonparties the opportunity to present oral or written statements to be included in the record of the proceedings.

(5) The presiding officer may consider only oral statements that are given under oath or affirmation and signed written statements.

(6) The presiding officer shall allow all parties a reasonable opportunity to challenge or rebut all oral and written statements received.

(f) The presiding officer may allow any party to participate in prehearing conferences, the hearing, or any other stage of the proceedings by telephone or videoconference.

(1) Unless otherwise authorized by the presiding officer, the party wishing to participate by telephone shall notify the presiding officer at least 48 hours in advance of the prehearing conference. The party wishing to par-

ticipate by telephone may be granted a continuance if the presiding officer is not able to grant the request.

(2) The presiding officer may require the party wishing to participate by telephone to initiate the call.

(3) The presiding officer may refuse to allow any party to participate by telephone if the party has not notified the presiding officer in advance and made arrangements for that participation or if any party objects.

(g) The presiding officer may hold one or more prehearing conferences as necessary to address preliminary matters or to facilitate the hearing.

(1) Notice of all prehearing conferences shall be given by the presiding officer to all parties and to all persons who have requested that notice. Notice may also be given to other interested persons at least 15 days before the prehearing conference.

(2) The notice of prehearing conference shall include the following:

(A) The names and mailing addresses of all parties;

(B) a statement of the time, place, and nature of the prehearing conference; and

(C) a statement that the presiding officer may complete the hearing without the participation of any party who fails to attend or participate in a prehearing conference, hearing, or other stage in the proceeding.

(3) The presiding officer shall issue a prehearing order after each prehearing conference.

(h) Discovery shall be limited to matters that are clearly relevant to the proceeding.

(i) Each party shall have the opportunity to file pleadings, objections, and motions. At the presiding officer's discretion, any party may be given an opportunity to file briefs, proposed findings of fact and conclusions of law, and proposed orders.

(1) Each party shall serve a copy of any written filings on each of the other parties.

(A) Service may be made by mail, facsimile, electronic mail, or hand-delivery.

(B) Service shall be presumed if the person making service signs a written certificate of service.

(C) Service by mail shall be complete upon mailing.

(2) The presiding officer shall notify all parties of the deadlines for written filings and may extend the deadlines upon request of any party.

(A) Unless otherwise stated in the notice or order of the presiding officer, all deadlines to file documents within a specific number of days shall end at the close of business on the third working day after the deadline set in the notice or order mailed out by the presiding officer.

(B) In computing any deadline, the day of service shall not be included. Working days shall not include Saturdays, Sundays, state holidays, and federal holidays.

(3) The presiding officer shall not be required to consider any written filing that has not been filed on or before the deadline or that is not served on all parties.

(4) Service upon an attorney of record shall be deemed to be service upon the party represented by the attorney.

(j) After the presiding officer has issued a notice of hearing and before an order is issued, no party or its attorneys shall discuss the merits of the proceedings with the presiding officer or with any other person named in

(continued)

the prehearing order as assisting the presiding officer in the hearing, unless all parties have the opportunity to participate.

(1) If the presiding officer receives an ex parte communication, the presiding officer shall notify all parties that an ex parte communication has been received and place the notice in the record of the pending matter. The notice shall contain the following:

(A) A copy of any written ex parte communication received and any written response to the communication; and

(B) a memorandum stating the substance of any oral ex parte communication received, any oral response made, and the identity of each person from whom the oral ex parte communication was received.

(2) Any party may submit written rebuttal to an ex parte communication within 15 days after service of notice of the communication. If any party submits a written rebuttal to an ex parte communication, that party shall simultaneously serve a copy on all other parties and the presiding officer. All timely filed written rebuttals shall be placed in the record of the pending matter.

(3) A presiding officer who has received an ex parte communication shall withdraw from the pending matter if the presiding officer determines that the communication has rendered the presiding officer no longer qualified to hear the pending matter because of bias, prejudice, or interest.

(4) Any party may petition for the disqualification of a presiding officer upon discovering facts establishing grounds for disqualification because of bias, prejudice, or interest.

(5) Each presiding officer whose disqualification is requested shall determine whether to grant the petition, stating facts and reasons for the determination. The facts and reasons for the presiding officer's decision shall be entered into the record.

(k) The presiding officer may consolidate any proceedings if there are common issues to be resolved or a common factual basis for the proceedings. The presiding officer may consolidate proceedings on the presiding officer's own motion or upon the request of the parties to all proceedings.

(l) The presiding officer may continue the hearing or any other proceeding on that person's own motion or at the request of a party.

(1) A party shall notify all other parties before requesting a continuance.

(2) The presiding officer shall not be required to continue the hearing if all other parties have not been consulted or if any party objects.

(3) Each party who requires a continuance because of an emergency shall notify the presiding officer and any other party as soon as the party reasonably determines that an emergency exists.

(m) Each party shall have a reasonable opportunity to be heard. Each party shall be given the opportunity to present evidence and argument, conduct cross-examination, and submit rebuttal evidence, except as may be restricted by a prehearing order or limited grant of intervention.

(1) Unless otherwise limited by this regulation or the presiding officer, each party and each intervenor shall be given an opportunity to make opening statements and closing arguments.

(2) Unless the parties have been required to exchange exhibits before the hearing, each party shall bring a copy of each document offered as evidence for each party and at least two copies for the presiding officer. If possible, the original document, or a certified copy of the document, shall be offered into evidence at the hearing.

(3) All hearings shall be open to the public.

(4) All testimony of parties and witnesses shall be made under oath or affirmation.

(5) The direct examination of each witness shall be followed by cross-examination of the witness. Cross-examination shall be limited in scope to the testimony upon direct examination. Redirect examination shall be limited in scope to the testimony upon cross-examination. Recross-examination shall be limited in scope to the testimony upon redirect.

(6) No more than one attorney for each party shall examine or cross-examine a witness. The presiding officer may require that only one attorney be allowed to cross-examine a witness on behalf of all parties united in interest.

(7) All testimony shall be taken on the record unless the presiding officer grants a request to go off the record.

(8) At the time determined by the presiding officer, the presiding officer shall announce that the record of exhibits and testimony shall be closed and, if applicable, that the matter has been taken under advisement.

(9) The record shall not be reopened except upon order of the presiding officer or the chief engineer.

(n)(1) In any hearing concerning an application filed under K.S.A. 82a-708b or K.S.A. 82a-711 and amendments thereto, the applicant shall bear the burden of proving, by a preponderance of the evidence, that the application should be approved.

(2) If the DWR does not offer opinion testimony concerning whether and how the application complies or does not comply with the applicable regulations, its participation in the hearing shall be limited as follows:

(A) The DWR shall make a proffer of the records of the agency pertaining to the pending matter and may offer the testimony of fact witnesses to lay foundation for the proffer. These witnesses may be cross-examined, but cross-examination shall be limited to the scope of the direct questioning.

(B) If any member of the DWR's staff is called as a witness for or is cross-examined by another party, the DWR shall be allowed to conduct cross-examination of the witnesses offered by that party.

(3) The applicant shall be heard after the DWR's proffer, unless the presiding officer determines that another order of presentation will facilitate the conduct of the hearing.

(4) If the DWR offers opinion testimony concerning whether and how the application complies or does not comply with the applicable regulations, the DWR shall be heard after the applicant and the DWR may participate in the hearing to the same extent as the applicant, unless

the presiding officer determines that a different order of presentation will facilitate the conduct of the hearing.

(5) The presiding officer shall determine the order in which other parties and interveners may be heard.

(o) In hearings concerning the assessment of a civil penalty, the modification of a water right, the suspension of a water right, or the suspension of the use of water under a water right, the following requirements shall be met:

(1) The DWR shall bear the burden of proving, by a preponderance of the evidence, that a violation under K.S.A. 82a-737 and amendments thereto or K.S.A. 82a-770 and amendments thereto, or both, has occurred.

(2) The DWR shall be heard first at the hearing, unless the presiding officer determines that a different order of presentation will facilitate the conduct of the hearing. The presiding officer shall determine the order in which other parties and interveners may be heard.

(p) In an abandonment hearing pursuant to K.S.A. 82a-718 and amendments thereto, the DWR shall first present the verified report specified in K.S.A. 82a-718, and amendments thereto.

(1) The verified report shall be a report of the DWR's investigation into the water use history and shall contain the following:

(A) Documentation that shows the use or nonuse of water authorized by the water right as established by the contents of the DWR water right file and as reported to the DWR, pursuant to K.S.A. 82a-732 and amendments thereto;

(B) the analysis of the documentation used in the verified report by the preparer of the verified report;

(C) a conclusion citing the specific successive years of nonuse to meet the criteria for abandonment found in K.S.A. 82a-718 and amendments thereto; and

(D) the years for which due and sufficient cause for nonuse pursuant to K.A.R. 5-7-1 was reported to the chief engineer pursuant to K.S.A. 82a-732, and amendments thereto, and verified by the DWR.

(2)(A) If the verified report specified by K.S.A. 82a-718(a), and amendments thereto, establishes that there has been no lawful, beneficial use of water for the period of time specified in K.S.A. 82a-718(a) and amendments thereto and that due and sufficient cause for the nonuse of water has not been reported to the DWR pursuant to K.S.A. 82a-732 and amendments thereto during this period, this shall be considered to be prima facie evidence that the water right has been abandoned.

(B) Upon a determination by the presiding officer that prima facie evidence of abandonment exists, the water right owner shall bear the burden of rebutting the prima facie evidence by a preponderance of the evidence establishing that there had been lawful, beneficial use of water during the time period in question or that due and sufficient cause existed for the nonuse of water during the period of time in question, or both, to avoid the application of K.S.A. 82a-718(a) and amendments thereto.

(3) The DWR may participate in the hearing to the same extent as the owner or owners of the water right.

(4) The DWR shall be heard first at the hearing, unless the presiding officer determines that another order of presentation will facilitate the conduct of the hearing.

(5) The presiding officer shall determine the order in which other parties and interveners may be heard.

(q) During the hearing, all of the following shall apply:

(1) The presiding officer shall not be bound by the technical rules of evidence.

(2) The presiding officer shall give the parties a reasonable opportunity to be heard and to present evidence.

(3) The presiding officer shall give effect to the privileges listed in K.S.A. 60-426 through 436, and amendment thereto, and any other privileges recognized by law.

(4) Evidence shall not be required to be excluded solely if the evidence is hearsay.

(5) All parties may note, in the record, their exceptions to any ruling or other action of the presiding officer.

(6) If the presiding officer sustains an objection to evidence or testimony, the party may make a proffer of the excluded evidence. The presiding officer may add other statements to clearly show the character of the evidence, the form in which the evidence was offered, and the objection and the ruling made. Upon request, the excluded testimony or evidence shall be marked and preserved for the record upon appeal.

(7) Without notice to the parties and without receiving a request from any party, the presiding officer may take administrative notice of the following:

(A) The Kansas water appropriation act and other Kansas statutes;

(B) regulations promulgated by the chief engineer;

(C) orders issued by or on behalf of the chief engineer; and

(D) specific facts and propositions of general knowledge that are so universally known or known within the profession that they cannot reasonably be the subject of dispute or that are capable of immediate and accurate determination by using easily accessible sources of indisputable accuracy.

(8) Upon reasonable notice to the parties and the opportunity to contest and offer rebuttal evidence, the presiding officer may also take administrative notice of any of the following:

(A) Scientific or technical matters within the DWR's specialized knowledge;

(B) the record of other proceedings before the DWR; and

(C) codes and standards that have been adopted by an agency of the United States, the state of Kansas, or any other state or by a nationally recognized organization or association.

(r) The hearing and all prehearing conferences shall be electronically recorded at the expense of the Kansas department of agriculture (KDA).

(1) Copies of electronic recordings may be obtained from the DWR. Written transcripts of the recording shall be available by request, and the requestor shall pay the cost of transcription.

(2) The DWR shall hire and pay for a court reporter if deemed necessary by the presiding officer for the presiding officer's use or for the preservation of testimony for later use in a court proceeding. Written transcripts shall be obtained directly from the court reporter at the requestor's expense.

(continued)

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

HOUSE BILL No. 2026

AN ACT concerning sales taxation; relating to countywide retailers' sales tax in Lyon and Rawlins counties; amending K.S.A. 2008 Supp. 12-187 and 12-189 and repealing the existing sections.

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

Section 1. K.S.A. 2008 Supp. 12-187 is hereby amended to read as follows: 12-187. (a) No city shall impose a retailers' sales tax under the provisions of this act without the governing body of such city having first submitted such proposition to and having received the approval of a majority of the electors of the city voting thereon at an election called and held therefor. The governing body of any city may submit the question of imposing a retailers' sales tax and the governing body shall be required to submit the question upon submission of a petition signed by electors of such city equal in number to not less than 10% of the electors of such city.

(b) (1) The board of county commissioners of any county may submit the question of imposing a countywide retailers' sales tax to the electors at an election called and held thereon, and any such board shall be required to submit the question upon submission of a petition signed by electors of such county equal in number to not less than 10% of the electors of such county who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within such county which contains a population of not less than 25% of the entire population of the county, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within such county which levy not less than 25% of the property taxes levied by all taxing subdivisions within the county.

(2) The board of county commissioners of Anderson, Atchison, Barton, Brown, Butler, Chase, Cowley, Cherokee, Crawford, Ford, Franklin, Jefferson, Linn, Lyon, Marion, Miami, Montgomery, Neosho, Osage, Ottawa, Reno, Riley, Saline, Seward, Sumner, Wabaunsee, Wilson and Wyandotte counties may submit the question of imposing a countywide retailers' sales tax and pledging the revenue received therefrom for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire when sales tax sufficient to pay all of the costs incurred in the financing of such facility has been collected by retailers as determined by the secretary of revenue. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Butler, Chase, Cowley, Lyon, Montgomery, Neosho, Riley, Sumner or Wilson county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189, and amendments thereto.

(3) (A) Except as otherwise provided in this paragraph, the result of the election held on November 8, 1988, on the question submitted by the board of county commissioners of Jackson county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the Banner Creek reservoir project. The tax imposed pursuant to this paragraph shall take effect on the effective date of this act and shall expire not later than five years after such date.

(B) The result of the election held on November 8, 1994, on the question submitted by the board of county commissioners of Ottawa county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the erection, construction and furnishing of a law enforcement center and jail facility.

(C) Except as otherwise provided in this paragraph, the result of the election held on November 2, 2004, on the question submitted by the board of county commissioners of Sedgwick county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be used only to pay the costs of: (i) Acquisition of a site and constructing and equipping thereon a new regional

(s) If the chief engineer has not delegated authority to the presiding officer to issue an order, the presiding officer shall issue written recommendations to the chief engineer after the record of the hearing is closed.

(1) The recommendations shall be signed by the presiding officer and shall contain a statement of the recommended decision and the facts and conclusions of law upon which the recommended decision is based.

(2) The presiding officer shall serve the original, signed recommendations on the chief engineer and a copy of the recommendations on each party and on its counsel of record, if any, in the manner specified in this regulation.

(3) The recommendations shall state that the parties have at least 15 days after service in which to provide written comments to the chief engineer and shall contain a certificate of service. After the record of the hearing is closed, no party may submit additional evidence unless specifically permitted to do so by the presiding officer in advance of the submission. In order to receive permission to submit additional evidence, the party shall file a written request with the presiding officer, in advance, with a copy to each other party. Each other party shall be given a reasonable chance to respond to the request to submit additional information. If additional evidence is allowed, each other party shall be allowed a reasonable opportunity to rebut the additional evidence submitted.

(4) All comments submitted within the specified time frame shall be considered by the chief engineer before issuing an order.

(5) The order shall state that it is subject to review by the secretary of agriculture pursuant to K.S.A. 82a-1901, and amendments thereto.

(t) An order shall be issued by the chief engineer or, if so authorized, the presiding officer after the record of the hearing is closed.

(1) The order shall be signed by the chief engineer or the presiding officer and shall contain a statement of the relevant law and the facts upon which the decision is based.

(2) The order shall be served on each party or its counsel of record in the manner specified in these regulations and shall contain a certificate of service.

(3) If the presiding officer made recommendations to the chief engineer, the order shall state which recommendations, if any, have been accepted by the chief engineer. (Authorized by K.S.A. 82a-706a; implementing K.S.A. 2008 Supp. 82a-708b, 82a-711, 82a-718, 82a-737, 82a-770, 82a-1038, and 82a-1901; effective March 20, 2009.)

Adrian J. Polansky
Secretary of Agriculture

Doc. No. 036753

State of Kansas

Secretary of State

Certification of New State Laws

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

Ron Thornburgh
Secretary of State

events center, associated parking and infrastructure improvements and related appurtenances thereto, to be located in the downtown area of the city of Wichita, Kansas, (the "downtown arena"); (ii) design for the Kansas coliseum complex and construction of improvements to the pavilions; and (iii) establishing an operating and maintenance reserve for the downtown arena and the Kansas coliseum complex. The tax imposed pursuant to this paragraph shall commence on July 1, 2005, and shall terminate not later than 30 months after the commencement thereof.

(D) *Except as otherwise provided in this paragraph, the result of the election held on August 5, 2008, on the question submitted by the board of county commissioners of Lyon county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended for the purposes of ad valorem tax reduction and capital outlay. The tax imposed pursuant to this paragraph shall terminate not later than five years after the commencement thereof.*

(E) *Except as otherwise provided in this paragraph, the result of the election held on August 5, 2008, on the question submitted by the board of county commissioners of Rawlins county for the purpose of increasing its countywide retailers' sales tax by .75% is hereby declared valid, and the revenue received therefrom by the county shall be expended for the purposes of financing the costs of a swimming pool. The tax imposed pursuant to this paragraph shall terminate not later than 15 years after the commencement thereof or upon payment of all costs authorized pursuant to this paragraph in the financing of such project.*

(4) The board of county commissioners of Finney and Ford counties may submit the question of imposing a countywide retailers' sales tax at the rate of .25% and pledging the revenue received therefrom for the purpose of financing all or any portion of the cost to be paid by Finney or Ford county for construction of highway projects identified as system enhancements under the provisions of paragraph (5) of subsection (b) of K.S.A. 68-2314, and amendments thereto, to the electors at an election called and held thereon. Such election shall be called and held in the manner provided by the general bond law. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Finney or Ford county pursuant to this paragraph to exceed the maximum rate prescribed in K.S.A. 12-189, and amendments thereto. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Finney county, the state treasurer shall remit such funds to the treasurer of Finney county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Ford county, the state treasurer shall remit such funds to the treasurer of Ford county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund.

(5) The board of county commissioners of any county may submit the question of imposing a retailers' sales tax at the rate of .25%, .5%, .75% or 1% and pledging the revenue received therefrom for the purpose of financing the provision of health care services, as enumerated in the question, to the electors at an election called and held thereon. Whenever any county imposes a tax pursuant to this paragraph, any tax imposed pursuant to paragraph (2) of subsection (a) by any city located in such county shall expire upon the effective date of the imposition of the countywide tax, and thereafter the state treasurer shall remit to each such city that portion of the countywide tax revenue collected by retailers within such city as certified by the director of taxation. The tax imposed pursuant to this paragraph shall be deemed to be in addition to the rate limitations prescribed in K.S.A. 12-189, and amendments thereto. As used in this paragraph, health care services shall include but not be limited to the following: Local health departments, city or county hospitals, city or county nursing homes, preventive health care services including immunizations, prenatal care and the postponement of entry into nursing homes by home care services, mental health services, indigent health care, physician or health care worker recruitment, health education, emergency medical services, rural health clinics, integration of health care services, home health services and rural health networks.

(6) The board of county commissioners of Allen county may submit the question of imposing a countywide retailers' sales tax at the rate of .5% and pledging the revenue received therefrom for the purpose of financing the costs of operation and construction of a solid waste disposal area or the modification of an existing landfill to comply with federal regulations to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs incurred in the financing of the project undertaken. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Allen county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189 and amendments thereto.

(7) The board of county commissioners of Clay, Dickinson and Miami county may submit the question of imposing a countywide retailers' sales tax at the rate of .50% in the case of Clay and Dickinson county and at a rate of up to 1% in the case of Miami county, and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. Except as otherwise provided, the tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected. The result of the election held on November 2, 2004, on the question submitted by the board of county commissioners of Miami county for the purpose of extending for an additional five-year period the countywide retailers' sales tax imposed pursuant to this subsection in Miami county is hereby declared valid. The countywide retailers' sales tax imposed pursuant to this subsection in Clay and Miami county may be extended or reenacted for additional five-year periods upon the board of county commissioners of Clay and Miami county submitting such question to the electors at an election called and held thereon for each additional five-year period as provided by law.

(8) The board of county commissioners of Sherman county may submit the question of imposing a countywide retailers' sales tax at the rate of 1% and pledging the revenue received therefrom for the purpose of financing the costs of street and roadway improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(9) The board of county commissioners of Cowley, Crawford, Russell and Woodson county may submit the question of imposing a countywide retailers' sales tax at the rate of .5% in the case of Crawford, Russell and Woodson county and at a rate of up to .25%, in the case of Cowley county and pledging the revenue received therefrom for the purpose of financing economic development initiatives or public infrastructure projects. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(10) The board of county commissioners of Franklin county may submit the question of imposing a countywide retailers' sales tax at the rate of .25% and pledging the revenue received therefrom for the purpose of financing recreational facilities. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such facilities.

(11) The board of county commissioners of Douglas county may submit the question of imposing a countywide retailers' sales tax at the rate of .25% and pledging the revenue received therefrom for the purposes of preservation, access and management of open space, and for industrial and business park related economic development.

(12) The board of county commissioners of Shawnee county may submit the question of imposing a countywide retailers' sales tax at the rate of .25% and pledging the revenue received therefrom to the city of Topeka for the purpose of financing the costs of rebuilding the Topeka boulevard bridge and other public infrastructure improvements associated with such project to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such project.

(13) The board of county commissioners of Jackson county may submit the question of imposing a countywide retailers' sales tax at a rate of .4% and pledging the revenue received therefrom as

(continued)

follows: 50% of such revenues for the purpose of financing for economic development initiatives; and 50% of such revenues for the purpose of financing public infrastructure projects to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after seven years from the date such tax is first collected.

(14) The board of county commissioners of Neosho county may submit the question of imposing a countywide retailers' sales tax at the rate of .5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(15) The board of county commissioners of Saline county may submit the question of imposing a countywide retailers' sales tax at the rate of up to .5% and pledging the revenue received therefrom for the purpose of financing the costs of construction and operation of an expo center to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(16) The board of county commissioners of Harvey county may submit the question of imposing a countywide retailers' sales tax at the rate of 1.0% and pledging the revenue received therefrom for the purpose of financing the costs of property tax relief, economic development initiatives and public infrastructure improvements to the electors at an election called and held thereon.

(17) The board of county commissioners of Atchison county may submit the question of imposing a countywide retailers' sales tax at the rate of .25% and pledging the revenue received therefrom for the purpose of financing the costs of construction and maintenance of sports and recreational facilities to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such facilities.

(18) The board of county commissioners of Wabaunsee county may submit the question of imposing a countywide retailers' sales tax at the rate of .5% and pledging the revenue received therefrom for the purpose of financing the costs of bridge and roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 15 years from the date such tax is first collected.

(19) The board of county commissioners of Jefferson county may submit the question of imposing a countywide retailers' sales tax at the rate of 1% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after six years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this paragraph may be extended or reenacted for additional six-year periods upon the board of county commissioners of Jefferson county submitting such question to the electors at an election called and held thereon for each additional six-year period as provided by law.

(20) The board of county commissioners of Riley county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of bridge and roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(21) The board of county commissioners of Johnson county may submit the question of imposing a countywide retailers' sales tax at the rate of .25% and pledging the revenue received therefrom for the purpose of financing the construction and operation costs of public safety projects, including, but not limited to, a jail, detention center, sheriff's resource center, crime lab or other county administrative or operational facility dedicated to public safety, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected. The countywide retailers' sales tax imposed pursuant to this subsection may be extended or reenacted for additional periods not exceeding 10 years upon the board of county commissioners of Johnson county submitting such question

to the electors at an election called and held thereon for each additional ten-year period as provided by law.

(22) The board of county commissioners of Wilson county may submit the question of imposing a countywide retailers' sales tax at the rate of up to 1% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvements to federal highways, the development of a new industrial park and other public infrastructure improvements to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project or projects.

(23) The board of county commissioners of Butler county may submit the question of imposing a countywide retailers' sales tax at the rate of either .25%, .5%, .75% or 1% and pledging the revenue received therefrom for the purpose of financing the costs of public safety capital projects or bridge and roadway construction projects, or both, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such projects.

(24) The board of county commissioners of Barton county may submit the question of imposing a countywide retailers' sales tax at the rate of up to .5% and pledging the revenue received therefrom for the purpose of financing the costs of roadway and bridge construction and improvement and infrastructure development and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after 10 years from the date such tax is first collected.

(25) The board of county commissioners of Jefferson county may submit the question of imposing a countywide retailers' sales tax at the rate of .25% and pledging the revenue received therefrom for the purpose of financing the costs of the county's obligation as participating employer to make employer contributions and other required contributions to the Kansas public employees retirement system for eligible employees of the county who are members of the Kansas police and firemen's retirement system, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized in financing such purpose.

(c) The boards of county commissioners of any two or more contiguous counties, upon adoption of a joint resolution by such boards, may submit the question of imposing a retailers' sales tax within such counties to the electors of such counties at an election called and held thereon and such boards of any two or more contiguous counties shall be required to submit such question upon submission of a petition in each of such counties, signed by a number of electors of each of such counties where submitted equal in number to not less than 10% of the electors of each of such counties who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within each of such counties which contains a population of not less than 25% of the entire population of each of such counties, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within each of such counties which levy not less than 25% of the property taxes levied by all taxing subdivisions within each of such counties.

(d) Any city retailers' sales tax being levied by a city prior to July 1, 2006, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax or until repealed by the adoption of an ordinance for such repeal. Any countywide retailers' sales tax in the amount of .5% or 1% in effect on July 1, 1990, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax.

(e) Any city or county proposing to adopt a retailers' sales tax shall give notice of its intention to submit such proposition for approval by the electors in the manner required by K.S.A. 10-120, and amendments thereto. The notices shall state the time of the election and the rate and effective date of the proposed tax. If a majority of the electors voting thereon at such election fail to approve the proposition, such proposition may be resubmitted under the conditions and in the manner provided in this act for submission of the proposition. If a majority of the electors voting thereon at such election shall approve the levying of such tax, the govern-

ing body of any such city or county shall provide by ordinance or resolution, as the case may be, for the levy of the tax. Any repeal of such tax or any reduction or increase in the rate thereof, within the limits prescribed by K.S.A. 12-189, and amendments thereto, shall be accomplished in the manner provided herein for the adoption and approval of such tax except that the repeal of any such city retailers' sales tax may be accomplished by the adoption of an ordinance so providing.

(f) The sufficiency of the number of signers of any petition filed under this section shall be determined by the county election officer. Every election held under this act shall be conducted by the county election officer.

(g) The governing body of the city or county proposing to levy any retailers' sales tax shall specify the purpose or purposes for which the revenue would be used, and a statement generally describing such purpose or purposes shall be included as a part of the ballot proposition.

Sec. 2. K.S.A. 2008 Supp. 12-189 is hereby amended to read as follows: 12-189. The rate of any city retailers' sales tax shall be fixed in increments of .05% and in an amount not to exceed 2% for general purposes and not to exceed 1% for special purposes which shall be determined by the governing body of the city. For any retailers' sales tax imposed by a city for special purposes, such city shall specify the purposes for which such tax is imposed. All such special purpose retailers' sales taxes imposed by a city shall expire after 10 years from the date such tax is first collected. The rate of any countywide retailers' sales tax shall be fixed in an amount of either .25%, .5%, .75% or 1% which amount shall be determined by the board of county commissioners, except that:

(a) The board of county commissioners of Wabaunsee county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.25%; the board of county commissioners of Osage or Reno county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.25% or 1.5%; the board of county commissioners of Cherokee, Crawford, Ford, Saline, Seward or Wyandotte county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5%, the board of county commissioners of Atchison county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5% or 1.75%; the board of county commissioners of Anderson, Barton, Jefferson or Ottawa county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2%; the board of county commissioners of Marion county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2.5%; the board of county commissioners of Franklin, Linn and Miami counties, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at a percentage which is equal to the sum of the rate allowed to be imposed by the respective board of county commissioners on July 1, 2007, plus up to 1.0%; and the board of county commissioners of Brown county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at up to 2%;

(b) the board of county commissioners of Jackson county, for the purposes of paragraph (3) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2%;

(c) the boards of county commissioners of Finney and Ford counties, for the purposes of paragraph (4) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at .25%;

(d) the board of county commissioners of any county for the purposes of paragraph (5) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at a percentage which is equal to the sum of the rate allowed to be imposed by a board of county commissioners on the effective date of this act plus .25%, .5%, .75% or 1%, as the case requires;

(e) the board of county commissioners of Dickinson county, for the purposes of paragraph (7) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5%, and the board of county commissioners of Miami county, for the purposes of paragraph (7) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.25%, 1.5%, 1.75% or 2%;

(f) the board of county commissioners of Sherman county, for the purposes of paragraph (8) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2.25%;

(g) the board of county commissioners of Crawford or Russell county for the purposes of paragraph (9) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5%;

(h) the board of county commissioners of Franklin county, for the purposes of paragraph (10) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.75%;

(i) the board of county commissioners of Douglas county, for the purposes of paragraph (11) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.25%;

(j) the board of county commissioners of Jackson county, for the purposes of subsection (b)(13) of K.S.A. 12-187 and amendments thereto, may fix such rate at 1.4%;

(k) the board of county commissioners of Sedgwick county, for the purposes of paragraph (3)(C) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2%;

(l) the board of county commissioners of Neosho county, for the purposes of paragraph (14) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.0% or 1.5%;

(m) the board of county commissioners of Saline county, for the purposes of subsection (15) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at up to 1.5%;

(n) the board of county commissioners of Harvey county, for the purposes of paragraph (16) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2.0%;

(o) the board of county commissioners of Atchison county, for the purpose of paragraph (17) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at a percentage which is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Atchison county on the effective date of this act plus .25%;

(p) the board of county commissioners of Wabaunsee county, for the purpose of paragraph (18) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at a percentage which is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Wabaunsee county on July 1, 2007, plus .5%;

(q) the board of county commissioners of Jefferson county, for the purpose of paragraphs (19) and (25) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2.25%;

(r) the board of county commissioners of Riley county, for the purpose of paragraph (20) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at a percentage which is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Riley county on July 1, 2007, plus up to 1%;

(s) the board of county commissioners of Johnson county for the purposes of paragraph (21) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at a percentage which is equal to the sum of the rate allowed to be imposed by the board of county commissioners of Johnson county on July 1, 2007, plus .25%;

(t) the board of county commissioners of Wilson county for the purposes of paragraph (22) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at up to 2%;

(u) the board of county commissioners of Butler county for the purposes of paragraph (23) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at a percentage which is equal to the sum of the rate otherwise allowed pursuant to this section, plus .25%, .5%, .75% or 1%; **and**

(v) the board of county commissioners of Barton county, for the purposes of paragraph (24) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at up to 1.5%; **and**

(w) the board of county commissioners of Lyon county, for the purposes of paragraph (3)(D) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5%; **and**

(x) the board of county commissioners of Rawlins county, for the purposes of paragraph (3)(E) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.75%.

Any county or city levying a retailers' sales tax is hereby prohibited from administering or collecting such tax locally, but shall utilize the services of the state department of revenue to administer, enforce and collect such tax. Except as otherwise specifically provided in K.S.A. 12-189a, and amendments thereto, such tax shall be identical in its application, and exemptions therefrom, to

(continued)

the Kansas retailers' sales tax act and all laws and administrative rules and regulations of the state department of revenue relating to the Kansas retailers' sales tax shall apply to such local sales tax insofar as such laws and rules and regulations may be made applicable. The state director of taxation is hereby authorized to administer, enforce and collect such local sales taxes and to adopt such rules and regulations as may be necessary for the efficient and effective administration and enforcement thereof.

Upon receipt of a certified copy of an ordinance or resolution authorizing the levy of a local retailers' sales tax, the director of taxation shall cause such taxes to be collected within or without the boundaries of such taxing subdivision at the same time and in the same manner provided for the collection of the state retailers' sales tax. Such copy shall be submitted to the director of taxation within 30 days after adoption of any such ordinance or resolution. All moneys collected by the director of taxation under the provisions of this section shall be credited to a county and city retailers' sales tax fund which fund is hereby established in the state treasury, except that all moneys collected by the director of taxation pursuant to the authority granted in paragraph (22) of subsection (b) of K.S.A. 12-187, and amendments thereto, shall be credited to the Wilson county capital improvements fund. Any refund due on any county or city retailers' sales tax collected pursuant to this act shall be paid out of the sales tax refund fund and reimbursed by the director of taxation from collections of local retailers' sales tax revenue. Except for local retailers' sales tax revenue required to be deposited in the redevelopment bond fund established under K.S.A. 74-8927, and amendments thereto, all local retailers' sales tax revenue collected within any county or city pursuant to this act shall be apportioned and remitted at least quarterly by the state

treasurer, on instruction from the director of taxation, to the treasurer of such county or city.

Revenue that is received from the imposition of a local retailers' sales tax which exceeds the amount of revenue required to pay the costs of a special project for which such revenue was pledged shall be credited to the city or county general fund, as the case requires.

The director of taxation shall provide, upon request by a city or county clerk or treasurer or finance officer of any city or county levying a local retailers' sales tax, monthly reports identifying each retailer doing business in such city or county or making taxable sales sourced to such city or county, setting forth the tax liability and the amount of such tax remitted by each retailer during the preceding month and identifying each business location maintained by the retailer and such retailer's sales or use tax registration or account number. Such report shall be made available to the clerk or treasurer or finance officer of such city or county within a reasonable time after it has been requested from the director of taxation. The director of taxation shall be allowed to assess a reasonable fee for the issuance of such report. Information received by any city or county pursuant to this section shall be confidential, and it shall be unlawful for any officer or employee of such city or county to divulge any such information in any manner. Any violation of this paragraph by a city or county officer or employee is a class A misdemeanor, and such officer or employee shall be dismissed from office. Reports of violations of this paragraph shall be investigated by the attorney general. The district attorney or county attorney and the attorney general shall have authority to prosecute violations of this paragraph.

Sec. 3. K.S.A. 2008 Supp. 12-187 and 12-189 are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its publication in the Kansas register.

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2006 Volumes 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		
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
7-41-1 through		
7-41-7	Amended	V. 28, p. 193-195
7-41-8	Revoked	V. 28, p. 195
7-41-9	Revoked	V. 28, p. 195
7-41-10 through		
7-41-17	Amended	V. 28, p. 195, 196
7-41-18 through		
7-41-29	Revoked	V. 28, p. 196
7-41-30	Amended	V. 28, p. 196
7-41-31	Revoked	V. 28, p. 196
7-41-32	Amended	V. 28, p. 196
7-41-33	Amended	V. 28, p. 197
7-41-34	New	V. 28, p. 197
7-41-35	New	V. 28, p. 197

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		
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
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

60-2-105 Amended V. 28, p. 197
 60-2-106 Amended V. 28, p. 197
 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
 60-9-105 Amended V. 28, p. 197
 60-9-107 Amended V. 28, p. 198
 60-13-103 Amended V. 28, p. 200
 60-13-104 Amended V. 28, p. 200
 60-15-101 Amended V. 28, p. 200
 60-15-102 Amended V. 28, p. 201
 60-15-104 Amended V. 28, p. 202

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
68-20-23	New	V. 28, p. 192

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

(continued)

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
92-26-1	Amended	V. 28, p. 170
92-26-4	Amended	V. 28, p. 170
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

Reg. No.	Action	Register
110-13a-1	New	V. 27, p. 1063
110-13a-2	New	V. 27, p. 1063

110-13a-3	New	V. 27, p. 1064
110-19-1		
through		
110-19-4	New	V. 27, p. 1064, 1065
110-20-1		
through		
110-20-4	New	V. 27, p. 1065, 1066

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed by the Kansas Lottery from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. A list of regulations filed by the Kansas Lottery from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 Kansas Register. A list of regulations filed by the Kansas Lottery from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register. The following regulations were filed after January 1, 2008:

Reg. No.	Action	Register
111-2-211	New	V. 27, p. 992
111-2-212	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

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 127: KANSAS HOUSING RESOURCES CORPORATION

Reg. No.	Action	Register
127-2-1	New	V. 28, p. 192
127-2-2	New	V. 28, p. 192
127-2-3	New	V. 28, p. 193

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

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