

# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 28, No. 27 July 2, 2009 Pages 1041-1070

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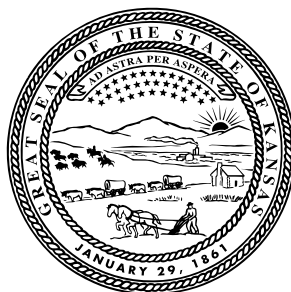
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## State of Kansas

**Criminal Justice Coordinating Council****Notice of Grant Award Meeting**

The Kansas Criminal Justice Coordinating Council will meet to determine final grant awards for the Federal Recovery Act Edward Byrne Memorial Justice Assistance Grant (Recovery Act-JAG) Program. The meeting is scheduled to begin at 9 a.m. Monday, July 20, in the Fatzer Courtroom of the Kansas Judicial Center, 301 S.W. 10th Ave., Topeka.

Juliene Maska, Administrator  
Governor's Grants Program

Doc. No. 037213

(Published in the Kansas Register July 2, 2009.)

**USDA—Natural Resources  
Conservation Service****Notice of Kansas Technical Committee Meeting**

The Kansas Technical Committee will meet from 10 a.m. to noon Tuesday, July 7, at the NRCS Conference Center, 747 S. Duvall, Salina. The purpose of this meeting is to cover the following items related to the Conservation Stewardship Program (CSP):

1. Identify priority resource concerns and specific geographic areas within Kansas.
2. Establish ranking pools for application evaluation purposes for Kansas.

For more information or to request special assistance to attend the meeting, contact Troy J. Munsch, Assistant State Conservationist for Programs, U.S. Department of Agriculture, Natural Resources Conservation Service, 760 S. Broadway, Salina, 67401-4604, (785) 823-4580, fax (785) 823-4540, or e-mail at troy.munsch@ks.usda.gov.

Eric B. Banks  
State Conservationist

Doc. No. 037232

## State of Kansas

**Board of Pharmacy****Notice of Hearing on Proposed  
Administrative Regulations**

A public hearing will be conducted at 9 a.m. Wednesday, September 2, at the SRS Learning Center, Conference Room D, 2600 S.W. East Circle Drive South, Topeka, to consider the adoption or amendment of K.A.R. 68-20-16, K.A.R. 68-2-22, K.A.R. 68-1-3a, K.A.R. 68-7-14, K.A.R. 68-7-21 and K.A.R. 68-1-1h of the Kansas Pharmacy Board.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed adoption or amendment of K.A.R. 68-20-16, K.A.R. 68-2-22, K.A.R. 68-1-3a, K.A.R. 68-7-14, K.A.R. 68-7-21 and K.A.R. 68-1-1h. All parties may submit written comments prior to the hearing to Debra Billingsley, Executive Secretary, Kansas Pharmacy Board, Room 560, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1231, or to phar-

macy@pharmacy.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally on the adoption or amendment of the regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting the Kansas Pharmacy Board at the address above, (785) 296-4056. Handicapped parking is located at the west and north sides of the building, and the north entrance to the building is accessible to individuals with disabilities.

A summary of the proposed regulations follows:

**K.A.R. 68-20-16. Records and inventories of registrants.** This regulation identifies that each registrant shall keep records and maintain inventories in conformance with recordkeeping and inventory requirements. The regulation will have an impact on each pharmacist-in-charge of a pharmacy whenever they are newly hired or leave employment in that they will be required to perform a scheduled drug inventory upon either occurrence. This will not have a fiscal impact but will impact their job duties by requiring a physical audit. This will impact the safety of the drug delivery system in that it will safeguard inventories at risk for diversion and will provide effective and efficient accountability.

**K.A.R. 68-1-1h. Foreign pharmacy graduate equivalency examination.** This regulation identifies the requirement to comply with K.A. R. 68-1-3a.

**K.A.R. 68-7-14. Prescription labels.** This regulation identifies the information that shall be included on labels.

**K.A.R. 68-1-3a. Qualifying pharmaceutical experience.** This regulation identifies qualifying pharmaceutical experience. This regulation will impact foreign pharmacy graduates in that before they can register as a pharmacy intern in Kansas they will be required to successfully pass an examination that tests for reading, listening, speaking and writing English, as well as a test that documents the educational equivalency of an applicant's foreign pharmacy education.

**K.A.R. 68-2-22. Electronic prescription transmission.** This regulation identifies the requirements for transmitting prescriptions by electronic transmission.

**K.A.R. 68-7-21. Institutional drug rooms.** This regulation identifies the policies and procedures governing the storage and proper and consistent controls of drugs administered or dispensed in an institutional drug room.

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

Debra Billingsley  
Executive Secretary

Doc. No. 037236

## State of Kansas

**Criminal Justice Coordinating Council****Notice of Grant Award Meeting**

The Kansas Criminal Justice Coordinating Council will meet to determine final grant awards for the Federal Edward Byrne Memorial Justice Assistance Grant (JAG) Program for SFY 2010. The meeting is scheduled to begin at 9 a.m. Monday, July 20, in the Fatzer Courtroom of the Kansas Judicial Center, 301 S.W. 10th Ave., Topeka.

Julienne Maska, Administrator  
Governor's Grants Program

Doc. No. 037212

## 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. July 15 and then publicly opened.

**District One—Northeast**

**Douglas**—10-23 KA-1592-01—K-10 bridge 7 miles east of U.S. 59, bridge repair. (State Funds)

**Johnson**—69-46 KA-0756-01—167th Street and U.S. 69, 179th Street and U.S. 69, and 199th Street and U.S. 69 in the city of Overland Park, lighting. (Federal Funds)

**Johnson**—435-46 KA-1189-01—I-435 from Metcalf Avenue east to the Kansas/Missouri state line, Intelligent Transportation System. (State Funds)

**Lyon**—99-56 K-9654-01—K-99 Eagle Creek bridge, 6 miles north of the Lyon-Greenwood county line, bridge replacement. (Federal Funds)

**Lyon**—56 C-4437-01—Approximately 0.5 mile west of Neosho Rapids on County Road 145, flood and erosion repair. (State Funds)

**Shawnee**—89 U-2008-01—Southwest 29th Street and Fairlawn Road in Topeka, 0.2 mile, intersection improvement. (Federal Funds)

**Wyandotte**—635-105 K-4890-05—I-635 from State Avenue north to the Missouri/Kansas line, Intelligent Transportation System. (State Funds)

**Wyandotte**—69-105 KA-1180-04—18th Street over the Kansas River, bridge repair. (Federal Funds).

**District Two—Northcentral**

**Geary**—31 C-4406-01—County road 3 miles south and 1 mile east of Junction City, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**District Four—Southeast**

**Anderson**—2 C-4562-01—County Route 1389, 4 miles south and 1.7 miles east of Harris, bridge repair. (Federal Funds)

**Bourbon**—6 U-2254-01—National Street from Linker Street to Wall Street in Fort Scott, 0.2 miles, surfacing. (Federal Funds)

**Chautauqua**—10 C-4563-01—Independence Road from County Route 97 east 3.5 miles, surfacing. (Federal Funds)

**Crawford**—19 U-2256-01—Broadway Street from Centennial to Williams in Pittsburg, 0.2 miles, surfacing. (Federal Funds)

**Crawford**—126-19 KA-1536-01—K-126 Little Cow Creek drainage bridge, 1.2 miles west of the Kansas/Missouri state line, grading and surfacing. (State Funds)

**Elk**—25 C-4567-01—Kansas Street from U.S. 160 to 6th Street in Longton, 0.4 mile, overlay. (Federal Funds)

**Franklin**—30 C-4565-01—John Brown Road from Kentucky Road to Florida Road, 5 miles, surfacing. (Federal Funds)

**Greenwood**—37 C-4566-01—County Route 291 from Hamilton to Virgil, 4 miles, surfacing. (Federal Funds)

**Montgomery**—63 U-2253-01—Fourth Avenue from U.S. 75 to Wood Street in Caney, 0.2 mile, milling and overlay. (Federal Funds)

**Miami**—61 U-2255-01—Eighth Street from the north city limits to Main Street in Osawatomie, 0.2 mile, surfacing. (Federal Funds)

**District Five—Southcentral**

**Cowley**—18 C-4220-01—County Route 164 from K-15 south 6.5 miles, surfacing. (Federal Funds)

**Sedgwick**—87 C-4343-01—Hydraulic Avenue over the Wichita Valley Center Floodway, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**Sedgwick**—135-87 KA-1006-02—I-135 and 47th street just north of the South Wichita Kansas Turnpike Authority entrance, grading, surfacing and bridge. (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. 037180

## State of Kansas

## Department of Transportation

## Notice Concerning DBE Goal

In accordance with the requirements of the U.S. Department of Transportation as set forth in 49 CFR, Part 26, as amended, the Kansas Department of Transportation, Office of Civil Rights, Topeka, hereby notifies the public that it recommends the following Federal Transportation Administration (FTA) Disadvantaged Business Enterprise (DBE) goal for applicable professional services and procurement contracts during federal fiscal year (FFY) 2010, which begins October 1, 2009 and ends September 30, 2010.

The overall total DBE goal for FFY 2010 is 0.72 percent for metropolitan planning projects and for coordinated transportation district grants that receive federal funding.

Information pertaining to this goal and a description of the background calculations are available for inspection at the Kansas Department of Transportation, Office of Civil Rights, Suite 350, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3745, for 30 calendar days following the date of publication of this notice. Written comments will be accepted on this goal methodology for 45 days from the date of this publication.

The comments are for informational purposes only and may be sent to the Office of Civil Rights at the address above or to the Regional Civil Rights Officer, Federal Transit Administration, Region 7, 901 Locust St., Suite 404, Kansas City, MO 64106.

Deb Miller  
Secretary of Transportation

Doc. No. 037218

## State of Kansas

## Board of Indigents' Defense Services

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted at 9 a.m. Tuesday, September 1, in Room 200, Jayhawk Walk, 714 S.W. Jackson, Topeka, to consider the adoption of a proposed regulation of the State Board of Indigents' Defense Services on a permanent basis.

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 Patricia A. Scalia, Executive Director, State Board of Indigents' Defense Services, 714 S.W. Jackson, Room 200, Topeka, 66603, or at pscalia@sbids.state.ks.us. 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.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic im-

pact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Patricia Scalia at pscalia@sbids.state.ks.us or at (785) 368-6295. The entrance to the Jayhawk Walk is accessible, and parking for persons with disabilities is in front of the building.

Copies of the proposed regulation may be obtained by contacting Patricia Scalia. A summary of the proposed regulation and the economic impact statement follows:

**K.A.R. 105-11-1** provides for the adoption by reference of the "attorney cost reimbursement tables: assigned counsel and public defender." This table is revised annually and is used by the court to order defendants to pay some or all of the cost of their defense.

This regulation is not mandated by federal law. There is no cost to any state or federal agency created by this regulation. However, this regulation provides the table for an assessment of defense cost against private persons for the professional services of public defenders or assigned counsel.

There is no environmental impact. This regulation is proposed on both a temporary and permanent basis.

Patricia A. Scalia  
Executive Director

Doc. No. 037231

## State of Kansas

## Department of Transportation

## Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 09-12 by adding the following projects:

**Project X-2762-01**, Flashing Light Straight Post Traffic Signals with Gates, Union Pacific Railroad Crossing and Eden Road 2 miles west of Abilene, Dickinson County

**Project X-2763-01**, Flashing Light Straight Post Traffic Signals with Gates, Union Pacific Railroad Crossing and 177th Street 1 mile east of Gorham, Russell County

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

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

The comment period regarding the STIP amendment will conclude August 3.

Deb Miller  
Secretary of Transportation

Doc. No. 037215

## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 6-10. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://kslegislature.org/kldr>. Interim committee memberships can be found on the Legislative Research Department's Web site at <http://skyways.lib.ks.us/ksleg/KLRD/Committees.htm>.

Date	Room	Time	Committee	Agenda
July 6	545-N	10:00 a.m.	Legislative Coordinating Council	Legislative matters.
July 6	535-N	9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review of the rules and regulations proposed for adoption by: Dept. of Wildlife and Parks; Board of Healing Arts; Racing and Gaming Commission; KDHE; State Fire Marshal; KCC; Health Policy Authority; State Treasurer; and State Dental Board.
<del>July 7</del>	<del>535-N</del>	<del>9:00 a.m.</del>		
<b>Note: July 7th meeting cancelled.</b>				
July 9	535-N	10:00 a.m.	Joint Committee on Corrections and Juvenile Justice Oversight	Agenda not available.
July 10	535-N	9:00 a.m.		

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 037235

## State of Kansas

## Department of Transportation

## Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 09-12 by adding the following project:

**Project K-8237-04**, Adjustment of Off System Signing, US-50 1.5 miles west of US-50/US-50B south to US-56, Ford County

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

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

The comment period regarding the STIP amendment will conclude August 3.

Deb Miller  
Secretary of Transportation

Doc. No. 037229

## 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
July 10	Commission on Judicial Performance	9:30 a.m.	Suite 140
July 17	Criminal Law	9:30 a.m.	Suite 140
July 24	Pattern Instruction for Kansas - Criminal	9:30 a.m.	Room 269
July 24	Juvenile Offender/Child in Need of Care	9:30 a.m.	Suite 140
July 31	HB 2253 (Homeowners' Association)	9:30 a.m.	Suite 140
August 7	Family Law	9:30 a.m.	Suite 140
August 14	Municipal Court Manual	9:30 a.m.	Suite 140
August 21	Criminal Law	9:30 a.m.	Suite 140
August 21	Administrative Procedure	9:30 a.m.	Room 269
August 28	Civil Code	9:30 a.m.	Room 269
August 28	Juvenile Offender/Child in Need of Care	9:30 a.m.	Suite 140

Hon. Lawton R. Nuss  
Chairman

Doc. No. 037209

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 6-29-09 through 7-5-09**

Term	Rate
1-89 days	0.20%
3 months	0.11%
6 months	0.27%
1 year	0.41%
18 months	0.73%
2 years	1.10%

Elizabeth B.A. Miller  
 Director of Investments

Doc. No. 037206

State of Kansas  
**Office of the State Bank Commissioner**

**Notice of Hearing on Proposed  
 Administrative Regulations**

A public hearing will be conducted at 9 a.m. Monday, August 31, in the Office of the State Bank Commissioner, 700 S.W. Jackson, Suite 300, Topeka, to consider adoption of proposed and/or amended regulations governing the conduct of residential mortgage loan business.

This 60-day notice of hearing shall constitute a public comment period for the purpose of receiving written public comments on the above-referenced regulations. All interested parties may submit comments prior to the hearing to Donna Martin, Office of the State Bank Commissioner, 700 S.W. Jackson, Suite 300, Topeka, 66603, or by e-mail to donna.martin@osbckansas.org. All interested parties will be given reasonable opportunity to present their views concerning the adoption of the regulations during the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the regulations 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 Donna Martin at (785) 296-2266, ext. 203, or donna.martin@osbckansas.org. Handicapped parking is located in front of the building on Jackson Street, and the northwest entrance to the building is accessible.

A summary of the proposed or amended regulations to be considered at the hearing follows:

**K.A.R. 17-24-2. Mortgage business fees.** The proposed amendments to this existing regulation change the license fees for entities that maintain licenses pursuant to the Kansas Mortgage Business Act, K.S.A. 9-2201 et seq. (KMBA). The proposed fee structure will generate approximately \$215,000 in additional revenue to cover the expense of regulation.

**K.A.R. 17-24-3. Prelicensing and continuing education; requirements.** The proposed amendments to this existing regulation implement new requirements for pre-

licensing education and amend the existing requirements for continuing education for individuals required to be registered as loan originators pursuant to the KMBA. These amendments ensure that the state of Kansas meets the minimum requirements set out in the Federal S.A.F.E. Mortgage Licensing Act of 2008, P.L. 110-289 (S.A.F.E. Act). A variety of state-approved sponsors currently offer more than 130 continuing education courses for loan originators. The S.A.F.E. Act requires education be approved by an entity called the National Mortgage Licensing System (NMLS). It is anticipated the majority of state-approved sponsors will be approved by the NMLS. Sponsors establish fees for their own courses, which range from approximately \$50 to \$150 for an eight-hour course. Existing loan originators will receive credit for all previous courses and new loan originators after July 2010 will be required to obtain 20 hours of prelicense education.

**K.A.R. 17-24-4. Record retention.** This existing regulation contains amendments to the record retention requirements for KMBA licensees. There should be no additional fiscal impact, as retention requirements generally match existing federal retention requirements.

**K.A.R. 17-24-5. Prelicensure testing.** This is a new regulation that will require all individuals who register as loan originators under the KMBA to pass a written test to determine their knowledge of the mortgage origination process and other aspects of mortgage business. This regulation is required in order for Kansas to comply with the requirements of the S.A.F.E. Act. At this time, the written test and related requirements are still under development by the NMLS. It is the OSBC's understanding the test will be in place in 2010. The NMLS reports that fees associated with the prelicense testing will be approximately \$90 plus an additional \$70 per state for each state in which the loan originator becomes licensed. These fees are retained by the NMLS.

**K.A.R. 17-24-6. Bond requirements.** This is a new regulation that establishes bond requirements for KMBA licensees. Bond requirements were previously dictated by statute, but in the 2009 session of the Kansas Legislature, SB 240 was passed and provides that specific requirements concerning bonds be addressed through rule and regulation. The S.A.F.E. Act requires that bond amounts be determined on the volume of business, and this regulation is designed to comply with that requirement. The new bond structure requirements should have minimal fiscal impact on licensees, as the required bond amounts will approximate existing bond amounts already in place under current law.

**K.A.R. 75-6-1. Making transactions outside of the scope of the Kansas Uniform Consumer Credit Code (UCCC) subject to same.** This proposed amendment specifies that an agreement to make the loan subject to the UCCC must be executed simultaneously with the contractual agreement evidencing the original credit transaction. This amendment is intended to clarify a timing issue for executing a document, and should not result in any economic impact.

**K.A.R. 75-6-9. Additional charges.** This regulation sets out what charges can be considered "additional charges"

*(continued)*

that may be excluded from the finance charge in a consumer credit transaction. Proposed amendments are to update the statutory references, as they have changed. No economic impact is associated with these changes.

**K.A.R. 75-6-31. Bond requirements.** This regulation amends bond requirements for UCCC licensees. The S.A.F.E. Act requires that bond amounts be determined on the volume of business, and this regulation is being amended to comply with that requirement. The new bond structure requirements should have minimal fiscal impact on licensees, as the required bond amounts will approximate existing bond amounts already in place under current law.

**K.A.R. 75-6-33. Record retention.** This regulation is being revoked, and a new record retention regulation is proposed to be adopted at K.A.R. 75-6-38. No economic impact will result from this revocation.

**K.A.R. 75-6-34. Balloon payment on consumer loan secured by motor vehicle.** This regulation was originally adopted to provide additional consumer protections for car loans with a balloon payment at the end. Due to a change in the law, K.S.A. 16a-3-308, balloon car loans will now be treated as other balloon loans that are not secured by real estate under the code, and they must be refinanced on terms that are no less favorable to the borrower than the terms of the original transaction. This regulation is no longer needed and is being revoked. This revocation should have no economic impact.

**K.A.R. 75-6-36. Prelicensing and continuing education; requirements.** This is a new regulation that implements requirements for prelicensing education and imposes requirements for continuing education for individuals registered as residential mortgage loan originators. A variety of state-approved sponsors currently offer more than 130 continuing education courses for loan originators. The S.A.F.E. Act requires education be approved by the NMLS. It is anticipated the majority of state-approved sponsors will also be approved by the NMLS. Sponsors establish fees for their own courses, which range from approximately \$50 to \$150 for an eight-hour course. Existing loan originators will receive credit for all previous courses and new loan originators after July 2010 will be required to obtain 20 hours of prelicense education.

**K.A.R. 75-6-37. Prelicensure testing.** This is a new regulation that will require all individuals who register as residential mortgage loan originators under the UCCC to pass a written test to determine their knowledge of the mortgage origination process and other aspects of mortgage business. This regulation is required in order for Kansas to comply with the requirements of the S.A.F.E. Act. At this time the written test and related requirements are still under development by the NMLS. It is the OSBC's understanding the test will be in place in 2010. The NMLS reports that fees associated with the prelicense testing will be approximately \$90 dollars plus an additional \$70 per state for each state in which the loan originator becomes licensed. These fees are retained by the NMLS.

**K.A.R. 75-6-38. Record retention.** This regulation replaces the existing record retention regulation, K.A.R. 75-6-33, which is being revoked. There should be no addi-

tional fiscal impact, as retention requirements generally match existing federal retention requirements.

Copies of the regulations and economic impact are posted on the agency's Web site at [www.osbckansas.org](http://www.osbckansas.org) or may be obtained by contacting Donna Martin at the contact information above.

J. Thomas Thull  
State Bank Commissioner

Doc. No. 037224

## State of Kansas

### Department of Administration Division of Facilities Management

#### Request for Bids for Construction Services

Notice is hereby given for the receipt of subcontractor and supplier bids for **Bid Package G — Building Envelope for the University of Kansas, School of Pharmacy, Lawrence, Kansas, Project Number A-010933 and KU Project No. 225-8094.** This project will be delivered under the construction management at-risk statute, K.S.A. 75-37,144. J.E. Dunn Construction is the construction manager.

Subcontractor and supplier bids will be received for work as shown on the plans and as specified in Divisions 1 — 33. The project includes, but is not limited to:

#### Package G: Building Envelope

Special conditions for this project include, but are not limited to, special site conditions for parking and storage, usage and access, working hours, construction schedule requirements and phasing. Subcontractors and suppliers are encouraged to carefully review all of the bidding documents for the unique aspects of the project.

Subcontractor and supplier bids will be received until 2 p.m. July 23. Bids will be received by J.E. Dunn Construction Company at 225 Maine St., Lawrence, 66044. Bids also may be e-mailed to [Tracy.King@jedunn.com](mailto:Tracy.King@jedunn.com) or faxed to (785) 331-4209. Bidders not already on the Kansas Division of Facilities Management's prequalified contractors list shall accompany their bid with a statement of qualifications indicating their organization's history and structure, past experience, claims and lawsuits, and bonding capacity. Alternatively, bidders may submit qualifications on either AIA Document A305 or AGC Document No. 221. All bidders must prequalify in J.E. Dunn's Subcontractor Management System (SMS). The link to the SMS Web site is [www.jedunn.com/spq](http://www.jedunn.com/spq).

Plans and specifications for the project are available for review, print and download via the following link: <http://www.m-repro.com/jedunn/kupharmacy>. A copy of the bid documents will be available for review in J.E. Dunn's plan rooms located at 433 S. Kansas Ave., Topeka, 66603, and 1100 Walnut, Kansas City, MO 64016.

A pre-bid conference will be held at a date and time to be determined in the Burge Union, University of Kansas, Lawrence. The pre-bid conference date and time will be posted on the My Smart Plans site. This site can be accessed by following the link listed above.

Marilyn L. Jacobson, Director  
Division of Facilities Management

Doc. No. 037228



## State of Kansas

**Department of Administration  
Division of Facilities Management**

**Request for Bids for Construction Services**

Notice is hereby given for the receipt of subcontractor bids for the **University of Kansas Medical Center, Applegate Energy Center and Utility Distribution Systems, Kansas City, Kansas, Project Number A-010677(d)**. This project will be delivered under the construction management at-risk statute, K.S.A. 75-37,144. Turner Construction Company is the construction manager.

Electrical and mechanical subcontractor bids will be received for work as shown on the plans and specifications. The project includes demolition of existing emergency generators and accessories, installation of new fire pump and fire pump controller, renovation of 13.8kV emergency distribution system including purchasing and installing several gas switches, and electrical supply and replacement for an existing chiller. Special conditions for this project include, but are not limited to, special site conditions for parking and storage, usage and access, working hours, construction schedule requirements and phasing. Subcontractors and suppliers are encouraged to carefully review all of the bidding documents for the unique aspects of the project.

Subcontractor bids will be received until 2 p.m. July 16 at the office of Turner Construction Company. Fax and e-mail bids will be accepted. Contact Jason Sanders at Turner Construction Company, 2345 Grand Blvd., Suite 1000, Kansas City, MO 64108, (816) 283-0555, fax (816) 283-0348, or e-mail [jsanders@tcco.com](mailto:jsanders@tcco.com). Bidders not already on the Division of Facilities Management's pre-qualified contractors list shall accompany their bid with a statement of qualifications indicating the organization's history and structure; past experience; claims and lawsuits; and, if applicable, bonding capacity. Alternatively, bidders may submit qualifications on either AIA Document A305 or AGC Document No. 221. Bidders who are not on the Turner Construction Company preapproved bidders list and wish to bid must also complete and submit a Turner Construction Prequalification Statement prior to submitting a bid. Please contact either Jason Sanders (e-mail [jsanders@tcco.com](mailto:jsanders@tcco.com)) or Erin Goodman (e-mail [egoodman@tcco.com](mailto:egoodman@tcco.com)) to obtain a copy of the Prequalification Statement.

Plans and specifications will be available from the Division of Facilities Management's Plan Room or contact the Division of Facilities Management, Facilities Planning, Design and Construction, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-8899, fax 785-296-8898, Internet <http://www.da.ks.gov/fp/>.

A pre-bid conference and walkthrough will be held at 10:30 a.m. July 9 at the Applegate Energy Center, University of Kansas Medical Center, Kansas City, Kansas.

Marilyn L. Jacobson, Director  
Division of Facilities Management

Doc. No. 037230

## State of Kansas

**Pittsburg State University**

**Notice to Bidders**

Pittsburg State University encourages interested vendors to visit the Pittsburg State University Purchasing Office Web site at <http://www.pittstate.edu/purch/> for a complete list of all goods and services currently out for bid. Paper postings of all open bids may be reviewed at the Purchasing Office, Room 110, Russ Hall, 1701 S. Broadway, Pittsburg. Copies of open bids also may be requested by contacting Purchasing at (620) 235-4169, by fax at (620) 235-4166, or by e-mail at [jensch@pittstate.edu](mailto:jensch@pittstate.edu).

Jim Hughes  
Director of Purchasing

Doc. No. 037208

## State of Kansas

**Department of Administration  
Division of Facilities Management**

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

Notice is hereby given of the commencement of negotiations for architectural services for the renovation of Tower "D" of Jayhawker Towers Residence Hall at the University of Kansas in Lawrence. The Tower is approximately 76,840 square feet in size and six stories in height, contains 74 apartments and was built in 1968. The project consists of a complete interior renovation and will include, but not be limited to, replacement of plumbing, electrical and HVAC systems as necessary. It also may include replacement of all or parts of the elevators. Floor and wall finishes will be upgraded and/or replaced as will bathroom and kitchenette equipment and fixtures. Television and data cabling will be improved. Firms providing proposals for this project should provide evidence of their ability to work quickly and efficiently on a project of this size and should include proof of experience on renovations of this nature. References of previous clients will be required. The project schedule is to occupy in August 2010. Estimated construction cost is \$6,468,000.

A written program is available from the Division of Facilities Management. For more information concerning the scope of services, contact Jim Modig, (785) 864-3431.

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a letter of interest, an SF330 Part I, information regarding similar projects, and a State of Kansas general qualifications form for each firm and consultant. Proposals should be concise and follow the 2009 State Building Advisory Commission guidelines, available to firms at <http://da.ks.gov/fp/> or by contacting Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, [Phyllis.Fast@da.ks.gov](mailto:Phyllis.Fast@da.ks.gov). Submittals should be received by Phyllis Fast before noon July 17.

Marilyn L. Jacobson, Director  
Division of Facilities Management

Doc. No. 037217

## 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](mailto:purchasing@ku.edu) to request a copy of a current bid.

Barry K. Swanson  
Associate Comptroller/  
Director of Purchasing Services

Doc. No. 037210

## State of Kansas

Department of Administration  
Division of Facilities ManagementNotice of Commencement of  
Negotiations for Architectural Services

Notice is hereby given of the commencement of negotiations for architectural services for Phase 2 of the Jardine Apartment redevelopment project at Kansas State University in Manhattan. Six existing apartment buildings and three wash houses will be razed. New construction will consist of 166 new apartments (324 new beds, mostly one- and two-bedroom apartments with some four-bedroom and loft apartments) matching Phase 1 design, in conjunction with the Jardine master plan and the university's master plan. Phase 2 will also complete the site improvements of green spaces, streets, on-site parking, playgrounds, utilities and landscaping. Estimated construction cost is \$22,000,000.

A written program is available from the Division of Facilities Management. For more information concerning the scope of services, contact Abe Fattaey, (785) 532-1725.

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a letter of interest, an SF330 Part I, information regarding similar projects, and a State of Kansas general qualifications form for each firm and consultant. Proposals should be concise and follow the 2009 State Building Advisory Commission guidelines, available to firms at <http://da.ks.gov/fp/> or by contacting Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, [Phyllis.Fast@da.ks.gov](mailto:Phyllis.Fast@da.ks.gov). Submittals should be received by Phyllis Fast before noon July 17.

Marilyn L. Jacobson, Director  
Division of Facilities Management

Doc. No. 037221

## State of Kansas

## Kansas State University

## Notice to Bidders

Kansas State University encourages interested vendors to visit the Kansas State University Controller's Office/Purchasing Web site at <http://www.ksu.edu/purchasing/rfq> for a complete listing of all transactions for which Kansas State University Purchasing, or one of the consortia commonly utilized by K-State, is seeking competitive bids. Paper postings of Kansas State University Purchasing's bid transactions may be viewed at the Purchasing Office, 21 Anderson Hall, Manhattan, or persons may contact Purchasing at (785) 532-6214, by fax at (785) 532-5577, or by e-mail at [cbishop@ksu.edu](mailto:cbishop@ksu.edu) to request a copy of a current bid.

Carla Bishop  
Director of Purchasing

Doc. No. 037242

## State of Kansas

Department of Administration  
Division of Purchases

## Notice to Bidders

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

07/13/2009	11398 Rebid	Clothing, Seasonal — Group 10 (in part)
07/13/2009	12375	Seating
07/17/2009	13266	Janitorial Services
07/17/2009	12373	Ice and Snow Removal Chemicals

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/](http://www.da.ks.gov/fp/).

07/21/2009	A-011023(A)	Ceiling and Lighting Improvements — Coles Hall, Kansas State University, Manhattan
07/21/2009	A-011138	Fume Hood — Room 214 — Shellenberger Hall, Kansas State University, Manhattan
07/23/2009	A-011168	Metal Roof Retrofit — East F Cell House, El Dorado Correctional Facility, El Dorado

Chris Howe  
Director of Purchases

Doc. No. 037241

## 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](mailto:purchasing@fhsu.edu).

Kathy Herrman  
Purchasing Director

Doc. No. 037214

## State of Kansas

## Kansas Development Finance Authority

## Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, July 16, in the conference room of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the K DFA to issue approximately \$45 million principal amount of revenue bonds on behalf of K-State Olathe Innovation Campus, Inc., a Kansas nonprofit corporation affiliated with Kansas State University (the borrower). The bonds will be issued, pursuant to K.S.A. 74-8901 *et seq.*, and other statutory authority including K.S.A. 19-5001 *et seq.* (the Johnson County Education Research Triangle Authority Act), pursuant to which in 2008 voters in Johnson County passed a sales tax initiative to provide funds for the purpose of supporting state university research programs, including the costs of constructing and equipping the first campus building on the 38-acre KOIC Olathe Campus located at 22004 College Boulevard, Olathe, Kansas 66061 (the project). The project will include 103,000 square feet of educational, administrative and research space, with a focus on food safety and security and animal health.

The bonds, when issued, will be a limited obligation of the K DFA and will not constitute a general obligation or indebtedness of the state of Kansas, the city of Olathe or Johnson County, Kansas, or any political subdivision thereof, including the K DFA, nor will the bonds constitute an indebtedness for which the faith and credit and taxing powers of the state of Kansas are pledged. The bonds will be payable solely from revenues pledged by the borrower in amounts sufficient to pay the principal of, interest and redemption premium, if any, on the bonds when they become due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the K DFA at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the K DFA.

Steven R. Weatherford  
President

Doc. No. 037233

## State of Kansas

## Department of Wildlife and Parks

## Notice of 2009 Recreational Boating Safety Grant Opportunities and Deadlines

Application materials for Recreational Boating Safety (RBS) subgrants are now available from the Kansas Department of Wildlife and Parks (KDWP). The RBS is a federal grant program, which is funded in part by CFDA 97.012 U.S. Coast Guard, Department of Homeland Security, and administered in Kansas by the Kansas Department of Wildlife and Parks. The priority of this program is to fund projects that benefit the safety of recreational boaters through such activities as education, enforcement of boating laws and regulations, boating access, and rescue activities.

During 2009, KDWP will distribute a portion of these funds to other organizations through a subgrant process. The RBS subgrants will fund activities to assist local efforts to provide and upgrade equipment on waters of the state of Kansas that are open to the public for recreational boating. Grants will provide up to 50 percent of the project costs and must be matched with cash only. Eligible applicants are local governments and nonprofit corporations. Eligible activities for the equipment program will be limited to the purchase of equipment for the protection of emergency response personnel who respond to recreational boating incidents and for the more effective performance of their duties.

A maximum of \$400,000 will be available for this program in 2009. The minimum grant award will be \$5,000, which would be half of a \$10,000 project. No equipment with an individual value of \$5,000 or more will be eligible for funding in this round of grants. Subgrant awards may be made for less than the requested amount at the discretion of KDWP. The implementation of the subgrant program is contingent on approval of the funds by the Coast Guard.

Applications will be evaluated for eligibility under program guidelines. Funding will then be provided as funds allow. Applications must be postmarked by August 7 or delivered in person to the office of the Secretary, Department of Wildlife and Parks, by the close of business on that day. Applications may be submitted and awarded prior to this date. Applicants will be notified of the awards by mail only after the selections are made. No expenses may be incurred until the award has been made and a contract is signed between the subgrant recipient and KDWP.

For more information concerning this program or to request application materials, contact the Office of Federal Aid, Kansas Department of Wildlife and Parks, 1020 S.W. Kansas Ave., Room 200, Topeka, 66612, (785) 296-1618. Persons with special communication needs may utilize the Kansas Relay Center at (800) 766-3777.

J. Michael Hayden  
Secretary of Wildlife  
and Parks

Doc. No. 037226

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.

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, total suspended solids, ammonia, E. coli, dissolved oxygen and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen and effluent flow. 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
GPI-Interim, Inc. 33 Commercial Suite B51-2Z Foxboro, MA 02035	Smoky Hill River via Mud Creek via Storm Sewer	Process Wastewater

Kansas Permit No. I-SH01-PO03 Federal Permit No. KS0089834  
Legal Description: NE¼, S20, T13S, R2E, Dickinson County

Facility Description: This action consists of renewal of an existing NPDES/ Kansas water pollution control permit for an existing facility. Groundwater contaminated with volatile organic chemicals is treated in an air stripping tower prior to discharge to the storm sewer. Average discharge is 0.266 million gallons per day. The proposed permit contains limits for trichloroethylene, tetrachlorethylene and pH, as well as monitoring of effluent flow. 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
Herington, City of P.O. Box 31 Herington, KS 67449	Lyon Creek via Lime Creek	Treated Domestic Wastewater

Kansas Permit No. M-SH17-OO01 Federal Permit No. KS0022811  
Legal Description: NE¼, NW¼, NW¼, S12, T16S, R4E, Dickinson 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, total suspended solids, ammonia, E. coli and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen and effluent flow. 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
Junction City, City of P.O. Box 287 Junction City, KS 66441	Smoky Hill River	Treated Domestic Wastewater

Kansas Permit No. M-SH45-OO02 Federal Permit No. KS0092151  
Legal Description: SW¼, SW¼, NE¼, S27, T12S, R5E, Geary County

Facility Name: Southwest Wastewater Treatment Facility  
Facility Location: 3200 Industrial St., Junction City, Kansas

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, total suspended solids, ammonia, E. coli, total residual chlorine, chlorides, oil and grease, and pH, as well as monitoring for sulfates, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, priority pollutants, whole effluent toxicity and effluent flow. Contained in the permit is a schedule of compliance requiring the permittee to conduct a study to assess the cost and feasibility of nutrient removal by this facility. The report is to be completed within two years 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
Miami County Engineer 201 S. Pearl, Suite 201 Paola, KS 66071-1794	Bull Creek via 10 Mile Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-MC63-OO01 Federal Permit No. KS0095290

Public Notice No. KS-AG-09-178  
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Kendal Grecian 1133-A 350th Ave. Palco, KS 67657	SE¼ of Section 30, T10S, R21W, Graham County	Saline River Basin

Kansas Permit No. A-SAGH-B003

This permit is being reissued for 500 head (500 animal units) of beef cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit.

Public Notice No. KS-Q-09-089/095

Name and Address of Applicant	Receiving Stream	Type of Discharge
Chapman, City of P.O. Box 321 Chapman, KS 67431	Smoky Hill River	Treated Domestic Wastewater

Kansas Permit No. M-SH04-OO01 Federal Permit No. KS0029114  
Legal Description: NE¼, NE¼, SW¼, S32, T12S, R4E, Dickinson 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, total suspended solids, ammonia, E. coli and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen and effluent flow. 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
Garnett, City of P.O. Box H Garnett, KS 66032	South Fork Pottawatomie Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-MC13-OO03 Federal Permit No. KS0096377  
Legal Description: SW¼, SE¼, SE¼, S30, T20S, R20E, Anderson County

Legal Description: SE¼, NW¼, NW¼, S23, T15S, R24E, Miami County  
 Facility Name: Miami County Sewer District No. 2 (Bucyrus)  
 Facility Location: 21900 S. Bucyrus Road, Bucyrus, KS 66013

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, total suspended solids, ammonia, E. coli, total residual chlorine and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen and effluent flow. 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
Osawatomie, City of P.O. Box 37 Osawatomie, KS 66064	Marais des Cygnes River	Treated Domestic Wastewater

Kansas Permit No. M-MC30-0001 Federal Permit No. KS0021865

Legal Description: NW¼, SW¼, NE¼, S12, T18S, R22E, Miami 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, total suspended solids, ammonia, E. coli and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen and effluent flow. 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 St., Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before August 1 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-09-178, KS-Q-09-089/095) and name of the applicant/permittee when preparing comments.

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

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

Roderick L. Bremby  
 Secretary of Health  
 and Environment

Doc. No. 037220

**State of Kansas**  
**Department of Health and Environment**  
**Notice of Hearing on Proposed Administrative Regulations**

The Kansas Department of Health and Environment, Division of Health, Bureau of Child Care and Health Facilities, will conduct a public hearing at 1 p.m. Monday, September 14, in Room 530 of the Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider revocation of maternity center regulations, K.A.R. 28-4-370 through 28-4-379, and the adoption of the following proposed birth center regulations: K.A.R. 28-4-1300 through 28-4-1318. A summary of the proposed regulations and the estimated economic impact follows:

**Summary of Regulations:**

**28-4-370 through 28-4-379. Revoked.** These are the previous maternity center regulations.

**28-4-1300.** Provides specific definitions of terms used throughout the regulations, including the definition of a birth center, which is the new term for maternity center.

**28-4-1301.** States the age requirement for an applicant if an individual and maintenance of good standing with Kansas Secretary of State if a corporation.

**28-4-1302.** Describes documentation required for submitting an application for a license; identifies all information required to be on file at the time of initial inspection; states the secretary may refuse to grant a license if applicant is not in compliance with specific statutes and regulations.

**28-4-1303.** Prohibits exceeding the capacity authorized on the temporary permit or license; requires that the temporary permit or license be posted; states that the temporary permit or license is valid only for the licensee and address specified on the temporary permit or license; states that advertising shall conform to statement of services; states that an applicant may withdraw an application or licensee may request to close a birth center.

**28-4-1304.** Requires license or temporary permit before providing services; states under what circumstances require a new temporary permit or license; addresses requirements for requesting an amended license or a license exception; requires the secretary to be notified in writing before making changes to the services or physical structure; explains license renewal requirements; describes late fees; requires a copy of current regulations be kept on premises.

**28-4-1305.** States that licensee is responsible for operation of the birth center; requires all contracts, agreements, and policies and procedures be reviewed annually and updated as needed; requires all employees to be informed of and follow policies, procedures, and clinical protocols; requires administrator to oversee daily operations and maintenance; requires clinical director to provide direc-

*(continued)*

tion and oversight of clinical services; requires written policies and procedures regarding patient's options if a fetal death occurs.

**28-4-1306.** Describes clinical staff requirements; requires sufficient qualified staff on duty and on call; requires orientation and on-going training for all employees.

**28-4-1307.** Describes requirements for recordkeeping, including policies and procedures, employee records, patient records, quality assurance documentation, record of all disaster and evacuation drills, and documentation of any changes approved by the secretary.

**28-4-1308.** Lists requirements for reporting incidents to the department; requires reportable infectious or contagious diseases be reported to county health department.

**28-4-1309.** Requires development and implementation of a quality assurance program.

**28-4-1310.** Requires that clinical services are limited to services associated with a normal, uncomplicated pregnancy and delivery; requires that only clinical services approved by the clinical director are performed; requires each clinical staff member to work under direction of the clinical director; lists information to be available to each patient in writing; limits the patients to women initially determined to be at low risk and evaluated regularly to ensure they continue to be low risk for poor pregnancy outcome; describes elements of the maternity risk assessment; outlines requirements for screening criteria of the assessment; requires each patient found to be at high risk be referred to qualified physician; requires a program of education that prepares patients and their families for childbirth; requires policies, procedures, and clinical protocols be followed during labor, delivery, and postpartum care; describes who can admit a patient for labor; requires at least one clinical staff for each patient in labor and at least two for each patient during delivery; requires a clinical staff member monitor the progress of the labor and condition of patient and fetus; requires patient or newborn be transferred to a medical care facility if medical or surgical intervention is needed; requires patient's family or support person be instructed as needed to assist patient during labor and delivery; limits the surgical procedures that can be performed; requires policies and procedures for discharge of postpartum patients and newborns.

**28-4-1311.** Outlines requirements for transfer of patients and newborns when complications arise during pregnancy or delivery.

**28-4-1312.** Prohibits the use of tobacco; outlines health requirements for the licensee and employees; states the requirements for tuberculin testing; requires licensee and each individual working in the birth center be immunized against hepatitis B.

**28-4-1313.** Describes environmental standards; lists the premises, general building, and structural requirements.

**28-4-1314.** Requires the furnishings, equipment, and supplies in the quantity necessary to meet the needs of patients, newborns, and employees; requires specialized furnishings, equipment, and supplies necessary for clinical staff to perform clinical services; requires all furnishings, equipment, and supplies be kept clean and free from safety hazards; lists the furnishings, equipment, and sup-

plies required; requires all equipment, furnishings, and supplies be used as intended and securely stored when not in use.

**28-4-1315.** Requires the building be kept clean; lists the conditions to be met under the birth center's maintenance plan.

**28-4-1316.** Outlines the safety requirements, including a working telephone, marked exits, locking of drugs, chemicals and medications; requires a disaster plan for evacuation and safety of patients, newborns, employees, and visitors; identifies requirements for any heating appliances used; requires policies and procedures on storage and handling of firearms and other weapons and posting a notice in compliance with K.S.A. 75-7c11 if licensee prohibits concealed weapons. Prohibits pets and other animals, with the exception of service animals.

**28-4-1317.** Outlines food safety requirements, including the source of any foods, food handling and storage, and the use of prepackaged, disposable formula when newborns are not breast-fed.

**28-4-1318.** Describes requirements for any laundry done at the birth center; requires space be provided and area designated for separating clean and soiled laundry; requires commercial laundry use if laundry facilities not available at birth center.

#### **Economic Impact:**

Cost to the agency: There is no additional cost to the agency. Any costs will be absorbed in the current budget.

Cost to licensees: There is no known additional cost.

Costs to other governmental agencies or units: There is no known additional cost.

The time period between publication of this notice and the scheduled hearing serves as the required public comment period of at least 60 days for the purpose of receiving written public comments on the proposed regulations. At any time during the public comment period any interested parties may submit written comments to Dorothy Tenney, KDHE, Child Care Licensing and Registration Program, 1000 S.W. Jackson, Suite 200, Topeka, 66612-1274, or by e-mail to [dtenney@kdheks.gov](mailto:dtenney@kdheks.gov). All interested parties intending to provide oral comments will be given a reasonable opportunity to present their view of the proposed new regulations during the hearing. In order to give each individual or entity an opportunity to present their view, it may be necessary for the hearing officer to request that each presenter limit any of their presentation to an appropriate time frame.

Complete copies of the proposed regulations and the corresponding economic impact statement may be obtained on the Child Care Licensing Web site at [www.kdheks.gov/kidsnet/](http://www.kdheks.gov/kidsnet/) or by contacting Dorothy Tenney at the address above, (785) 296-1270 or fax (785) 296-0803.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and regulatory impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Dorothy Tenney.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 037207

## State of Kansas

**Behavioral Sciences Regulatory Board****Notice of Hearing on Proposed  
Administrative Regulations**

The Behavioral Sciences Regulatory Board will conduct a public hearing from 10 to 11 a.m. Tuesday, September 8, in the board conference room at 712 S. Kansas Ave., Topeka, to consider adopting proposed amendments to a permanent rule and regulation for psychology.

This 60-day notice of the public hearing constitutes a public comment period for purposes of receiving written public comments on the proposed amendments. All interested parties may submit written comments prior to the hearing to Phyllis Gilmore, Executive Director, Behavioral Sciences Regulatory Board, 712 S. Kansas Ave., Topeka, 66603-3817, or by e-mail to [phyllis.gilmore@bsrb.state.ks.us](mailto:phyllis.gilmore@bsrb.state.ks.us). All interested parties will be given a reasonable opportunity to present their views orally at 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 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 Phyllis Gilmore at (785) 296-3240 or the Kansas Relay Center at (800) 766-3777. There is designated accessible parking on Kansas Avenue, and the front entrance to the board office also is accessible.

A copy of the full text of the regulation and the economic impact statement may be reviewed or obtained at the board office and also is available on the board's Web site at [www.ksbsrb.org](http://www.ksbsrb.org), under "public information." The following is a summary of the proposed amendment and economic impact statement. The board does not have a less costly or less intrusive method for achieving the stated purpose of the regulation.

**K.A.R. 102-1-13** contains the fee requirements for psychology licensees of the Behavioral Sciences Regulatory Board. The amendment increases the fee for the initial review of an applicant for a psychology license and reduces the fee for the original license. This amendment enables implementation of HB 2162, which was passed by the 2009 Legislature and went into effect May 28, 2009. There is no change in the net revenue to the board.

**Economic impact:** There would be no economic impact to the licensees of the Behavioral Sciences Regulatory Board. There could be a positive impact to the board and the state of Kansas depending on the number of licensure applicants who apply, but do not ultimately obtain a Kansas license.

Phyllis Gilmore  
Executive Director

Doc. No. 037237

(Published in the Kansas Register July 2, 2009.)

**City of Ogden, Kansas****Notice of Intent to Seek Private Placement  
General Obligation Bonds, Series A, 2009**

Notice is hereby given that the city of Ogden, 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 \$1,960,000. 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 June 17, 2009.

Vincent L. Kramer II  
City Clerk

Doc. No. 037223

(Published in the Kansas Register July 2, 2009.)

**Summary Notice of Bond Sale  
City of Derby, Kansas**

**\$10,150,000\***

**General Obligation Bonds  
Series 2009-A**

**\$2,680,000**

**General Obligation Bonds  
Series 2009-B**

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

**Bids**

Subject to the notice of bond sale dated June 23, 2009, written and electronic bids will be received on behalf of the clerk of the city of Derby, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 11 a.m. July 14, 2009, for the separate purchase of each series of the above-referenced bonds (the Series 2009-A Bonds, the Series 2009-B Bonds, or collectively, the bonds). No bid shall be for less than 99 percent of the principal amount of the Series 2009-A Taxable Bonds and 100 percent of the principal amount of Series 2009-A Tax-Exempt Bonds and the Series 2009-B Bonds (as said terms are defined in the notice of bond sale).

**Alternative Bids for the Series 2009-A Bonds as Taxable  
Build America Bonds**

Bids will be accepted for the Series 2009-A Bonds as either traditional tax-exempt bonds or as taxable, direct-pay Build America Bonds.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof; will be dated August 1, 2009; and will bear interest at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semi-

(continued)

nually on June 1 and December 1 in each year, beginning June 1, 2010.

#### Series 2009-A

The Series 2009-A Bonds will become due in principal installments on December 1 in the years and the amounts hereinafter set forth:

Year	Principal Amount*
2010	\$250,000
2011	380,000
2012	390,000
2013	395,000
2014	405,000
2015	420,000
2016	440,000
2017	455,000
2018	470,000
2019	490,000
2020	505,000
2021	525,000
2022	545,000
2023	565,000
2024	585,000
2025	605,000
2026	635,000
2027	670,000
2028	695,000
2029	725,000

\***Adjustment of Issue Size.** The issuer reserves the right to increase or decrease the total principal amount of the Series 2009-A Bonds, depending on the purchase price, interest rates bid and the offering prices specified by the successful bidder, as set forth in the notice of bond sale.

#### Series 2009-B

The Series 2009-B Bonds will become due in principal installments on December 1 in the years and the amounts hereinafter set forth:

Year	Principal Amount
2010	\$105,000
2011	145,000
2012	150,000
2013	155,000
2014	160,000
2015	165,000
2016	170,000
2017	175,000
2018	185,000
2019	190,000
2020	200,000
2021	205,000
2022	215,000
2023	225,000
2024	235,000

#### 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, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$203,000 for the Series 2009-A Bonds and \$53,600 for the Series 2009-B Bonds.

#### Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about August 4, 2009, to DTC for the account of the successful bidder.

#### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2008 is \$189,071,357. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$89,980,000\*.

#### Approval of Bonds

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

#### Additional Information

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

#### Written and Facsimile Bid and Good Faith Deposit

##### Delivery Address:

Jean Epperson, Clerk  
City Hall  
611 N. Mulberry  
Derby, KS 67037  
(316) 788-1519  
Fax (316) 788-6067  
E-mail: jeaneperson@derbyweb.com

##### Financial Advisor - Good Faith Deposit

##### Delivery Address:

Piper Jaffray & Co.  
11150 Overbrook, Suite 310  
Leawood, KS 66211  
Attn: Greg Vahrenberg  
(913) 345-3374  
Fax (913) 345-3393  
E-mail: gregory.m.vahrenberg@pjc.com  
The Public Finance Group, Inc.  
151 S. Whittier  
Wichita, KS 67218  
Attn: Charley Young  
(316) 689-4295  
Fax (316) 681-4499  
E-mail: charleyyoung@publicfinancegroup.com

Dated June 23, 2009.

City of Derby, Kansas

Doc. No. 037240



(Published in the Kansas Register July 2, 2009.)

**Summary Notice of Bond Sale  
City of Salina, Kansas  
\$25,320,000\***

**General Obligation Internal Improvement Bonds  
Series 2009-A**

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

**Bids**

Subject to the notice of bond sale dated June 22, 2009, written and electronic bids will be received on behalf of the clerk of the city of Salina, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 2 p.m. July 13, 2009, for the purchase of the above-referenced bonds. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated July 15, 2009, and will become due on October 1 in the years as follows:

Year	Principal Amount*
2010	\$1,590,000
2011	1,795,000
2012	1,850,000
2013	1,905,000
2014	1,945,000
2015	1,990,000
2016	2,040,000
2017	2,100,000
2018	2,155,000
2019	2,225,000
2020	675,000
2021	700,000
2022	725,000
2023	750,000
2024	780,000
2025	385,000
2026	400,000
2027	420,000
2028	435,000
2029	455,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 2010.

**Book-Entry-Only System**

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

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial

surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$506,400.

**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 July 30, 2009, to DTC for the account of the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2008 is \$451,333,804. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold but excluding temporary notes to be retired with the proceeds of the bonds and other funds of the issuer, is \$57,970,000.

**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.

**Written and Facsimile Bid and Good Faith Deposit**

**Delivery Address:**

Lieu Ann Elsey, Clerk  
City of Salina, Kansas  
300 W. Ash  
Salina, KS 67402  
Attn: Rod Franz, Finance Director  
(785) 309-5735  
Fax (785) 309-5738

**Financial Advisor:**

George K. Baum & Co.  
4801 Main St., Suite 500  
Kansas City, MO 64112  
Attn: David Arterberry  
(816) 474-1100  
Fax (816) 283-5326

Dated June 22, 2009.

City of Salina, Kansas

**\*Preliminary; subject to change.**

Doc. No. 037238

(Published in the Kansas Register July 2, 2009.)

**City of McPherson, Kansas**

**Notice of Intent to Seek Private Placement  
General Obligation Bonds, Series 133 of 2009**

Notice is hereby given that the city of McPherson, 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 \$1,500,000. 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 June 29, 2009.

Gary L. Meagher  
City Clerk

Doc. No. 037239

(Published in the Kansas Register July 2, 2009.)

**Summary Notice of Bond Sale  
City of Abilene, Kansas  
\$1,805,000\*  
General Obligation Bonds  
Series 2009**

**Details of the Sale**

Subject to the terms and requirements of the official notice of bond sale dated June 22, 2009, of the city of Abilene, Kansas, bids to purchase the city's General Obligation Bonds, Series 2009, will be received at the office of the finance director at City Hall, 419 Broadway, Abilene, KS 67410, or by telefacsimile at (785) 263-2552 or electronically through PARITY, until 2 p.m. Monday, July 13, 2009. The bids will be considered by the governing body at its meeting at 4 p.m. on the sale date.

No oral or auction bids for the bonds shall be considered, and no bids for less than 100 percent of the total principal amount of the bonds and accrued interest to the date of delivery shall be considered.

**Good Faith Deposit**

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

**Details of the Bonds**

The bonds are dated July 15, 2009, and will be issued as registered bonds in the denomination of \$5,000, or any integral multiple thereof. Interest on the bonds is payable semiannually on March 1 and September 1 of each year, beginning March 1, 2010. Principal of the bonds becomes due on September 1 in the years and amounts as shown below:

Maturity Schedule	
Principal Amount*	Maturity Date
\$ 50,000	2010

65,000	2011
70,000	2012
70,000	2013
80,000	2014
80,000	2015
80,000	2016
80,000	2017
95,000	2018
95,000	2019
100,000	2020
100,000	2021
110,000	2022
115,000	2023
120,000	2024
90,000	2025
95,000	2026
95,000	2027
105,000	2028
110,000	2029

**Payment of Principal and Interest**

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

**Book-Entry Bonds**

The bonds will be issued and registered under a book-entry-only system administered by the Depository Trust Company, New York, New York (DTC).

**Delivery of the Bonds**

The city will prepare the bonds at its expense and will deliver the bonds to the purchaser on or about July 29, 2009, through the facilities of DTC.

**Legal Opinion**

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

**Financial Matters**

The city's current assessed valuation for purposes of calculating statutory debt limitations is \$61,222,423. As of July 15, 2009, the city's total outstanding general obligation debt (including the bonds), is \$11,870,000, which excludes temporary notes outstanding in the amount of \$1,721,880, which will be retired out of the proceeds of the bonds herein offered for sale.

**Additional Information**

For additional information, contact the city clerk at the address and telephone number shown below or the city's financial advisor, Dustin Avey, Piper Jaffray & Co., 11150 Overbrook Road, Suite 300, Leawood, KS 66211, (800) 829-5377.

City of Abilene, Kansas  
By Penny Soukup, City Clerk  
City Hall, 419 Broadway  
Abilene, KS 67410  
(785) 263-2550  
Fax (785) 263-2552

\*Principal amounts subject to change.

Doc. No. 037211

(Published in the Kansas Register July 2, 2009.)

**City of St. George, Kansas**

**Notice of Intent to Seek Private Placement  
General Obligation Bonds, Series 2009-A**

Notice is hereby given that the city of St. George, Kansas (the issuer), proposes to seek a private placement of its Series 2009-A General Obligation Bonds. The maximum aggregate principal amount of the bonds shall not exceed \$1,200,000. The proposed sale of the bonds is in all respects subject to approval of an appropriate 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 July 2, 2009.

Carol Soupene  
City Clerk

Doc. No. 037225

(Published in the Kansas Register July 2, 2009.)

**Summary Notice of Bond Sale  
City of Ottawa, Kansas  
\$1,065,000\*  
General Obligation Bonds, Series 2009  
(General obligation bonds payable from  
unlimited ad valorem taxes)**

**Bids**

Subject to the notice of bond sale dated July 2, 2009, bids will be received by the finance director of the city of Ottawa, Kansas, on behalf of the governing body at the address set forth herein, or, in the case of electronic proposals, via PARITY electronic bid submission system, until 10 a.m. July 15, 2009, for the purchase of \$1,065,000\* principal amount of General Obligation Bonds, Series 2009. No bid of less than the entire par value of the bonds, plus accrued interest to the date of delivery, will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated August 1, 2009 (the dated date), and will become due on October 1 in the years as follows:

Year	Principal Amount*
2010	\$40,000
2011	55,000
2012	55,000
2013	60,000
2014	60,000
2015	65,000
2016	65,000
2017	70,000
2018	75,000
2019	75,000
2020	80,000

2021	85,000
2022	90,000
2023	95,000
2024	95,000

The bonds will bear interest from the dated date at rates to be determined when the bonds are sold as provided in the notice of sale, which interest will be payable semi-annually on April 1 and October 1 in each year, beginning April 1, 2010. A bidder may elect to have all or a portion of the bonds scheduled to mature in consecutive years issued as term bonds subject to the requirements set forth in the notice of sale.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States or a financial surety bond in a form that complies with the requirements set forth in the notice of sale in the amount of \$21,300 (2 percent of the principal amount of the bonds).

**Delivery**

The city will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about August 4, 2009, at the offices of the Depository Trust Company, New York, New York.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2008 is \$92,197,989. The total general obligation bonded indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$16,750,000. Of this amount, \$1,120,000 in general obligation temporary notes will be refunded with the proceeds of the bonds.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Kutak Rock LLP, Kansas City, Missouri, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city and delivered to the successful bidder when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the finance director or from Kutak Rock LLP, Bond Counsel, 1010 Grand Blvd., Suite 500, Kansas City, MO 64106-2220, (816) 960-0090, Attention: Dorothea Riley.

Dated July 2, 2009.

City of Ottawa, Kansas  
By Scott D. Bird, Finance Director  
Ottawa City Hall  
101 S. Hickory St.  
Ottawa, KS 66067-2347  
(785) 229-3600

\*Subject to change.

Doc. No. 037227

## State of Kansas

## State Conservation Commission

## Notice to Contractors

Sealed bids for the construction of a 70,000 cubic yard detention dam, Site D-49 in Jefferson County, will be received by the Delaware Watershed Joint District No. 10 at the district office, 125 W. 4th St., Holton, 66436, until 1:30 p.m. July 23 and then opened. A copy of the invitation for bids and the plans and specifications can be reviewed and/or obtained from the Delaware Watershed District Office, (785) 364-4309. If mailing is requested for plans and specifications, the cost will be \$25.

Greg A. Foley  
Executive Director

Doc. No. 037222

(Published in the Kansas Register July 2, 2009.)

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

#### Notice of Intent to Seek Private Placement General Obligation School Building Bonds Series 2009-B

Notice is hereby given that Unified School District No. 210, Stevens County, Kansas (Hugoton) (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$2,000,000. 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 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 June 15, 2009.

Donice M. Medina  
Clerk

Doc. No. 037234

## State of Kansas

## Board of Healing Arts

Permanent Administrative  
Regulations

## Article 29.—PHYSICAL THERAPY

**100-29-16. Supervision of physical therapist assistants and support personnel.** (a) Each physical therapist shall be responsible for the following:

(1) The physical therapy services provided to a patient or client by any physical therapist assistant working under the direction of the physical therapist; and

(2) the tasks relating to the physical therapy services provided to a patient or client by any support personnel working under the personal supervision of the physical therapist or by the physical therapist assistant acting under the direction of the physical therapist.

(b) Each physical therapist and each physical therapist assistant acting under the direction of a physical therapist shall provide personal supervision of the support personnel during any session in which support personnel are utilized to carry out a task.

(1) "Personal supervision" shall mean oversight by a physical therapist or by a physical therapist assistant acting under the direction of the physical therapist who is on-site and immediately available to the support personnel.

(2) "Support personnel" shall mean any person other than a physical therapist or physical therapist assistant. Support personnel may be designated as or describe themselves as physical therapy aides, physical therapy technicians, physical therapy paraprofessionals, rehabilitation aides, or rehabilitation technicians.

(3) "Task" shall mean an activity that does not require the formal education or training of a physical therapist or a physical therapist assistant.

(c) The determination by the physical therapist to utilize a physical therapist assistant for selected components of physical therapy interventions shall require the education, expertise, and professional judgment of the physical therapist. Before delegating an intervention by a physical therapist to a physical therapist assistant and before delegating a designated task to support personnel, the physical therapist shall consider the following:

(1) The education, training, experience, and skill level of the physical therapist assistant;

(2) the complexity and acuteness of the patient's or client's condition or health status;

(3) the predictability of the consequences;

(4) the setting in which the care is being delivered to the patient or client; and

(5) the frequency of reexamination of the patient or client.

(d) Only a physical therapist may perform any of the following:

(1) Interpretation of a referral;

(2) performance and documentation of an initial examination, testing, evaluation, diagnosis, and prognosis;

(3) development or modification of a plan of care that is based on a reexamination of the patient or client that includes the physical therapy goals for intervention;

(4) determination of the qualifications of support personnel performing an assigned task;

(5) delegation of and instruction about the service to be rendered by the physical therapist assistant;

(6) timely review of documentation, reexamination of the patient or client, and revision of the plan of care when indicated;

(7) establishment and documentation of the discharge plan and discharge summary; and

(8) oversight of all documentation for services, including documents for billing, rendered to each patient or client under the care of the physical therapist.

(e) In all practice settings, the performance of selected interventions by the physical therapist assistant and the delegation of designated tasks to support personnel shall be consistent with the safe and legal practice of physical therapy and shall be based on the following factors:

(1) The complexity and acuteness of the patient's or client's condition or health status;

(2) the physical therapist's proximity and accessibility to the patient or client;

(3) the supervision available for all emergencies or critical events;

(4) the type of setting in which the physical therapy intervention is provided;

(5) the ability of the physical therapist assistant to perform the selected interventions or the support personnel to perform designated tasks; and

(6) an assessment by the physical therapist of the ability of the support personnel to perform designated tasks.

(f) Except as specified in this subsection, a physical therapist shall not have more than four physical therapist assistants working concurrently under the direction of that physical therapist. A request by a physical therapist to supervise additional physical therapist assistants may be granted by the board if it finds that significant hardship to the health and welfare of the community will occur if the physical therapist's request to supervise more than four physical therapist assistants is not granted.

(g) Each physical therapist wishing to provide personal supervision to more than four physical therapist assistants in a clinic or hospital setting shall provide a written and signed request to the physical therapy council with the following information:

(1) The name of each physical therapist assistant to whom the physical therapist proposes to provide personal supervision;

(2) the reason for the request; and

(3) a written statement from the clinic or hospital director documenting the hardship and the plan for alleviating future staffing shortages of physical therapists.

(h) The physical therapy council shall review each request granted by the board pursuant to subsection (f) at least every six months to determine whether a significant hardship to the health and welfare of the community will exist if the request is no longer granted. The physical therapy council shall prepare and submit a written recommendation of each review to the board. A determination of whether the exemption should be renewed for another six-month period shall be made by the board at the recommendation of the physical therapy council.

(i) Failure to meet the requirements of this regulation shall constitute unprofessional conduct. (Authorized by K.S.A. 2008 Supp. 65-2911; implementing K.S.A. 2008 Supp. 65-2912; effective July 14, 2006; amended July 17, 2009.)

#### Article 55.—RESPIRATORY THERAPY

##### **100-55-7. Continuing education; license renewal.**

(a) Each licensee shall submit documented evidence of completion of at least 12 contact hours of continuing education since April 1 of the previous year, before or with the request for renewal.

(b) Any licensee who suffered an illness or injury that made it impossible or extremely difficult to reasonably obtain the required contact hours may be granted an extension of not more than six months.

(c) Each respiratory therapist initially licensed after September 30 and before the following March 31 shall be

exempt from the continuing education required by subsection (a) for the first renewal period.

(d) A contact hour shall be 50 minutes of instruction or its equivalent.

(e) The purpose of continuing education shall be to provide evidence of continued competency in the advancing art and science of respiratory therapy. All program objectives, curricular content, presenter qualifications, and outcomes shall be subject to review. Contact hours shall be determined based on program content, outcomes, and participant involvement.

(f) Continuing education shall be acquired from the following:

(1) Offerings approved by the American association of respiratory care. Any licensee may obtain all contact hours from any continuing education offerings approved by the American association of respiratory care and its state affiliates.

(2) Seminars and symposiums. At least six contact hours shall be obtained each reporting year from seminars or symposiums that provide for direct interaction between the speakers and the participants. A seminar shall mean directed advanced study or discussion in a specific field of interest. A symposium shall mean a conference of more than a single session organized for the purpose of discussing a specific subject from various viewpoints and by various speakers.

(3) Nontraditional or alternative educational programs. A nontraditional or alternative educational program shall be defined as one that is not presented in the typical conference setting. Educational programs may be provided by any print medium or presented through the internet or other electronic medium. The licensee shall submit proof of successful completion of a test administered as part of the nontraditional or alternative educational program. A maximum of six contact hours each reporting year may be obtained from nontraditional or alternative educational programs.

(4) Clinical instruction. Clinical instruction shall mean the education and evaluation of a respiratory therapy student in the clinical setting. A maximum of three contact hours may be given for clinical instruction.

(5) Presentations of a seminar or a nontraditional or alternative program. Each licensee who presents a continuing education seminar or a nontraditional or alternative educational program shall receive two contact hours for each hour of presentation. No credit shall be granted for any subsequent presentations on the same subject content.

(6) Academic coursework. Successful completion of academic coursework shall mean obtaining a grade of at least C or the equivalent in any courses on respiratory care or other health-related field of study in a bachelor's degree program or higher educational degree program. One credit hour of academic coursework shall be equal to one contact hour of continuing education. A maximum of six contact hours may be obtained through academic coursework each reporting year.

(7) Advanced lifesaving courses. Contact hours shall be restricted to first-time attendees of advanced lifesaving courses and the associated instructor courses. Advanced

*(continued)*

lifesaving courses shall include neonatal resuscitation provider (NRP), pediatric advanced life support (PALS), neonatal advanced life support (NALS), and advanced cardiac life support (ACLS).

(8) Voluntary recertification. Each licensee who completes voluntary recertification shall receive the number of contact hours approved by the American association for respiratory care.

(g) The following shall not be eligible for continuing education credit:

(1) Learning activities in the work setting designed to assist the individual in fulfilling employer requirements, including in-service education and on-the-job training; and

(2) basic life support courses and cardiopulmonary resuscitation courses. (Authorized by K.S.A. 65-5505; implementing K.S.A. 2008 Supp. 65-5512; effective, T-88-17, July 1, 1987; effective May 1, 1988; amended Jan. 3, 1997; amended June 30, 2000; amended July 17, 2009.)

Jack Confer  
Executive Director

Doc. No. 037216

## State of Kansas

### State Employees Health Care Commission Kansas Health Policy Authority

#### Permanent Administrative Regulations

#### Article 1.—ELIGIBILITY REQUIREMENTS

#### **108-1-4. Local unit of government employee health care benefits plan.** (a) Definitions.

(1) "Commission" means the Kansas state employees health care commission.

(2) "Health care benefits program" means the state of Kansas health care benefits program established by the commission.

(3) "Local unit" means any of the following:

(A) Any county, township, or city;

(B) any community mental health center;

(C) any groundwater management district, rural water-supply district, or public wholesale water supply district;

(D) any county extension council or extension district;

(E) any hospital established, maintained, and operated by a city of the first or second class, a county, or a hospital district in accordance with applicable law;

(F)(i) Any city, county, or township public library created under the authority of K.S.A. 12-1215 et seq., and amendments thereto;

(ii) any regional library created under the authority of K.S.A. 12-1231, and amendments thereto;

(iii) any library district created under the authority of K.S.A. 12-1236, and amendments thereto;

(iv) the Topeka and Shawnee county library district established under the authority of K.S.A. 12-1260 et seq., and amendments thereto;

(v) the Leavenworth and Leavenworth county library district established under the authority of K.S.A. 12-1270, and amendments thereto;

(vi) any public library established by a unified school district under the authority of K.S.A. 72-1623, and amendments thereto; or

(vii) any regional system of cooperating libraries established under the authority of K.S.A. 75-2547 et seq., and amendments thereto;

(G) any housing authority created pursuant to K.S.A. 17-2337 et seq., and amendments thereto;

(H) any local environmental protection program obtaining funds from the state water fund in accordance with K.S.A. 75-5657, and amendments thereto;

(I) any city-county, county, or multicounty health board or department established pursuant to K.S.A. 65-204 and 65-205, and amendments thereto; or

(J) any nonprofit independent living agency, as defined in K.S.A. 65-5101 and amendments thereto.

(4) "Local unit employee" means any individual who meets one or more of the following criteria:

(A) The individual is an appointed or elective officer or employee of a qualified local unit whose employment is not seasonal or temporary and whose employment requires at least 1,000 hours of work per year.

(B) The individual is an appointed or elective officer or employee who is employed concurrently by two or more qualified local units in positions that involve similar or related tasks and whose combined employment by the qualified local units is not seasonal or temporary and requires at least 1,000 hours of work per year.

(C) The individual is a member of a board of county commissioners of a county that is a qualified local unit, and the compensation paid for service on the board equals or exceeds \$5,000 per year.

(D) The individual is a council member or commissioner of a city that is a qualified local unit, and the compensation paid for service as a council member or commissioner equals or exceeds \$5,000 per year.

(5) "Local unit plan" means the local unit employee health care benefits component of the health care benefits program.

(6) "Qualified local unit" means a local unit that meets the terms, conditions, limitations, exclusions, and other provisions established by the commission for participation in the local unit employee health care benefits component of the health care benefits program and that has entered into a written agreement with the commission to participate in the program.

(b) Active participants. Subject to the provisions of subsection (c), each local unit employee shall be eligible to participate as an active participant in the local unit plan. Eligibility and participation shall be subject to terms, conditions, limitations, exclusions, and other provisions established by the commission, including the amount and method of payment for employee and employer contributions.

(c) Waiting periods.

(1) Each local unit employee whose first day of work for a qualified local unit is on or after the first day on which the employee's qualified local unit participates in the local unit plan shall become eligible for coverage following completion of a 60-day waiting period beginning with the first day of work for the qualified local unit. Each

local unit employee shall have 31 days after becoming eligible to elect health insurance coverage.

(2) The waiting period established in paragraph (c)(1) shall not apply if all of the following conditions are met:

(A) The person is returning to work for the qualified local unit, is transferring from another qualified local unit under this regulation, or is transferring from a position that is eligible for coverage under K.A.R. 108-1-1 or K.A.R. 108-1-3.

(B) Immediately before leaving the prior position, the person was enrolled in the health care insurance plan provided by the state of Kansas under K.A.R. 108-1-1, the school district plan under K.A.R. 108-1-3, or the qualified local unit plan under K.A.R. 108-1-4.

(C) The break in service between the prior position and the new position does not exceed the following time periods:

(i) 30 or fewer calendar days; or

(ii) 365 or fewer days, if the person was laid off in accordance with the practices of the prior qualified local unit.

(3) The waiting period established in paragraph (c)(1) shall not apply to any person who, on that person's first day of work for the qualified local unit, is enrolled in the local unit plan, the school district plan under K.A.R. 108-1-3, or the health care benefits plan under K.A.R. 108-1-1 on any of the following bases:

(A) As a direct bill participant;

(B) under the continuation of benefits coverage provided under public law 99-272, as amended; or

(C) as a spouse or dependent of an active participant in any of those plans.

(4) The waiting period established in paragraph (c)(1) may be waived if the chief administrative officer of the qualified local unit, or the chief administrative officer's designee, meets the following requirements:

(A) The chief administrative officer or the chief administrative officer's designee shall provide both of the following certifications to the commission, or its designee, in writing:

(i) A potential new local unit employee is not entitled to continuation of health benefits available from prior insurance coverage.

(ii) The waiting period poses, or will pose, an obstacle to recruitment.

(B) The chief administrative officer or the chief administrative officer's designee shall submit the request for a waiver before the employee's acceptance of the position.

(5) Each local unit employee who is employed by the employee's qualified local unit immediately before the first day on which the employee's qualified local unit participates in the local unit plan shall be subject to transitional provisions established by the commission regarding waiting periods and the date on which the employee becomes eligible to participate in the local unit plan.

(6) The waiting period described in this subsection may be waived by the commission if the commission determines that failure to grant a waiver would create a manifest injustice or undue hardship on the local unit employee.

(d) Categories of direct bill participants. Subject to the provisions of subsection (e), the classes of persons eligible

to participate as members of the local unit plan on a direct bill basis shall be the following:

(1) Any retired local unit employee who meets one of the following conditions:

(A) The employee is receiving state warrants for retirement benefits under the Kansas public employees retirement system or the Kansas police and firemen's retirement system; or

(B) if the qualified local unit is not a participating employer under either the Kansas public employees retirement system or the Kansas police and firemen's retirement system, the employee is receiving retirement benefits under the retirement plan provided by the qualified local unit;

(2) any totally disabled former local unit employee who meets one of the following conditions:

(A) The employee is receiving benefits under the Kansas public employees retirement system or the Kansas police and firemen's retirement system; or

(B) if the qualified local unit is not a participating employer under either the Kansas public employees retirement system or the Kansas police and firemen's retirement system, the employee is receiving disability benefits under the retirement or disability plan provided by the qualified local unit;

(3) any surviving spouse or dependent of a qualifying participant in the local unit plan;

(4) any person who is a local unit employee and who is on approved leave without pay in accordance with the practices of the qualified local unit; and

(5) any individual who was covered by the health care plan offered by the qualified local unit on the day immediately before the first day on which the qualified local unit participates in the local unit plan, except that no individual who is an employee of the qualified local unit and who does not meet the definition of local unit employee in subsection (a) shall be qualified as a direct bill participant under this paragraph.

(e) Conditions for direct bill participants. Each person who is within a class listed in subsection (d) shall be eligible to participate on a direct bill basis only if the person meets both of the following requirements:

(1) The person was covered by the local unit plan or the health care insurance plan offered by the qualified local unit on one of the following bases:

(A) Immediately before the date the person ceased to be eligible for coverage or, for any person identified in paragraph (d)(5), immediately before the first day on which the qualified local unit participates in the local unit plan, the person either was covered as an active participant under subsection (b) or was covered by the health care insurance plan offered by the employee's qualified local unit.

(B) The person is a surviving spouse or dependent of a person who was enrolled as a plan participant under subsection (b) or (d) at the time the plan participant died, and the person was enrolled in spouse or dependent coverage under subsection (g) at the time the plan participant died.

(C) The person is a surviving spouse or dependent of a person who was enrolled as a plan participant under

*(continued)*

the health care insurance plan offered by the participant's qualified local unit at the time the participant died, and the person was covered under the same plan at the time the participant died.

(2) The person completes an enrollment form requesting transfer to the direct bill program and submits the form to the health care benefits program. The form shall be submitted no more than 30 days after the person ceased to be eligible for coverage or, in the case of any individual identified in paragraph (d)(5), no more than 30 days after the first day on which the qualified local unit participates in the local unit plan.

(f) Consolidated omnibus budget reconciliation act (COBRA) participants. Any individual with rights to extend coverage under provisions of public law 99-272, as amended, may participate in the local unit plan, subject to the provisions of that federal law.

(g) Eligible dependent participants.

(1) Any person who is enrolled in the local unit plan under subsection (b), (d), or (f) as a primary participant may enroll the following dependents, subject to the same conditions and limitations that apply to the primary participant:

(A) The primary participant's lawful wife or husband; and

(B) any of the primary participant's eligible dependent children.

(2) An eligible dependent child who is enrolled by one primary participant shall not be eligible to be enrolled by another primary participant in the health care benefits program.

(3) An individual who is eligible to enroll as a primary participant in the health care benefits program shall not be eligible to be enrolled under this subsection as a dependent in the health care benefits program.

(h) Eligible dependent participants; definitions. For purposes of subsection (g), the following terms shall be defined as follows:

(1) "Primary participant" means any person enrolled in the health care benefits program under subsection (b), (d), or (f).

(2) "Child" means any of the following:

(A) A natural son or daughter of a primary participant;

(B) a lawfully adopted son or daughter of a primary participant. The term "lawfully adopted" shall include those instances in which a primary participant has filed the petition for adoption with the court, has a placement agreement for adoption, or has been granted legal custody;

(C) a stepchild of a primary participant. However, if the natural or adoptive parent of the stepchild is divorced from the primary participant, the stepchild shall no longer qualify;

(D) a child of whom the primary participant has legal custody; or

(E) a grandchild, if at least one of the following conditions is met:

(i) The primary participant has legal custody of the grandchild or has lawfully adopted the grandchild;

(ii) the grandchild lives in the home of the primary participant and is the child of a covered eligible dependent

child, and the primary participant provides more than 50% of the support for the grandchild; or

(iii) the grandchild is the child of a covered eligible dependent child and is considered to reside with the primary participant even when temporarily absent due to special circumstances including education of the covered eligible dependent child, and the primary participant provides more than 50% of the support for the grandchild.

(3) "Eligible dependent child" means any child who meets the criteria in either paragraph (h)(3)(A) or paragraph (h)(3)(B):

(A) The child meets all of the following criteria:

(i) The child is under 23 years of age.

(ii) The child is unmarried.

(iii) The child does not file a joint tax return with another taxpayer.

(iv) The child receives more than 50% of the child's support from the primary participant.

(v) The child is a United States citizen, a United States national, or a resident of the United States, Canada, or Mexico at some time during the tax year and resides with the primary participant for more than six months of the year. The eligible dependent child is considered to reside with the primary participant when temporarily absent due to special circumstances, including illness, education, business, vacation, and military service.

(B) The child is over the age of 23, is not capable of self-support because of mental retardation or a severe physical handicap, and has continuously maintained group coverage as a dependent child before attaining the age of 23. The child shall be chiefly dependent on the primary participant for support.

(i) Direct bill participants; continuous coverage provisions.

(1) Except as otherwise provided in this subsection, each direct bill participant enrolled in the health care benefits program shall maintain continuous coverage in the program or shall lose eligibility to be in the health care benefits program as a direct bill participant under subsection (d).

(2) Any person who discontinued direct bill coverage in the health care benefits program before January 21, 2001 and was not participating on a direct bill basis on that date may return one time to the health care benefits program if the person meets the criteria specified in subsections (d) and (e) and if that person has not previously discontinued and returned to direct bill coverage before January 21, 2001. (Authorized by K.S.A. 2007 Supp. 75-6501, as amended by L. 2008, ch. 164, sec. 10, and K.S.A. 75-6510; implementing K.S.A. 2007 Supp. 75-6501, as amended by L. 2008, ch. 164, sec. 10, and K.S.A. 75-6508; effective August 30, 2002; amended March 28, 2003; amended Jan. 9, 2004; amended June 18, 2004; amended March 10, 2006; amended July 17, 2009.)

Duane Goossen  
HCC Chair

Andrew Allison  
KHPA Executive Director

Doc. No. 037219



**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
4-15-5	Amended	V. 28, p. 690
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
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4-28-16	New	V. 27, p. 191-195

**AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES**

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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
5-3-4a	Amended	V. 28, p. 241
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
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5-9-1d	New	V. 27, p. 1557, 1558
5-14-3	Amended	V. 28, p. 241
5-14-3a	New	V. 28, p. 242
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
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5-45-23	New	V. 27, p. 1441, 1442

**AGENCY 7: SECRETARY OF STATE**

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7-16-2	Amended	V. 27, p. 1548
7-17-1	Amended	V. 27, p. 965
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7-17-11	Amended	V. 27, p. 966
7-17-19	Amended	V. 27, p. 966
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7-17-22	Amended	V. 27, p. 966
7-17-24	Amended	V. 27, p. 967
7-21-1	Amended	V. 27, p. 967
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7-21-3	Revoked	V. 27, p. 967
7-21-4	New	V. 27, p. 967
7-23-13	Revoked	V. 27, p. 968
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7-38-2	Revoked	V. 27, p. 968
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7-41-31	Revoked	V. 28, p. 196
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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
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**AGENCY 11: STATE CONSERVATION COMMISSION**

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11-6-6	New	V. 27, p. 1633, 1634
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11-12-2	Amended	V. 27, p. 1375
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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**

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14-8-6	Revoked	V. 27, p. 1214
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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**

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17-25-1	New	V. 27, p. 356

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19-20-4	Amended	V. 27, p. 1020
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19-27-2	Amended	V. 27, p. 1021

**AGENCY 22: STATE FIRE MARSHAL**

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22-6-1	Amended	V. 27, p. 1834
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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
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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 26: DEPARTMENT ON AGING**

Reg. No.	Action	Register
26-39-100		
through		
26-39-105	New	V. 28, p. 615-623
26-39-144	Revoked	V. 28, p. 623
26-39-243	Revoked	V. 28, p. 649
26-39-278	Revoked	V. 28, p. 649
28-39-427	Revoked	V. 28, p. 649
26-41-101		
through		
26-41-106	New	V. 28, p. 649-651
26-41-200		
through		
26-41-207	New	V. 28, p. 652-657
26-42-101	New	V. 28, p. 657
26-42-102	New	V. 28, p. 658
26-42-104	New	V. 28, p. 659
26-42-105	New	V. 28, p. 659
26-42-200		
through		
26-42-207	New	V. 28, p. 659-664
26-44-101		
through		
26-44-106	New	V. 28, p. 664-667
26-43-200		
through		
26-43-207	New	V. 28, p. 667-671

**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

(continued)

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
28-39-145a	Revoked	V. 28, p. 623
28-39-146	Revoked	V. 28, p. 623
28-39-147	Revoked	V. 28, p. 623
28-39-148	Revoked	V. 28, p. 623
28-39-164		
through		
28-39-168	Amended	V. 28, p. 798-800
28-39-240		
through		
28-39-253	Revoked	V. 28, p. 672
28-39-275		
through		
28-39-288	Revoked	V. 28, p. 672
28-39-425		
through		
28-39-436	Revoked	V. 28, p. 672
28-45b-1		
through		
28-45b-28	New	V. 28, p. 973-988
28-53-1		
through		
28-53-5	Amended	V. 28, p. 240, 241
28-59-5	Amended	V. 27, p. 462
28-61-11	Amended	V. 27, p. 464
28-70-4	New	V. 28, p. 800
28-73-1	Amended	V. 28, p. 74

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

Reg. No.	Action	Register
30-4-90	Amended	V. 28, p. 916
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
30-45-20	New	V. 28, p. 966
30-46-10	Amended	V. 28, p. 966
30-46-17	Amended	V. 28, p. 967
30-63-32	New	V. 27, p. 664
30-64-24	Revoked	V. 27, p. 665

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-37	Amended	V. 28, p. 966
40-1-48	Amended	V. 27, p. 1709
40-2-28	New	V. 28, p. 273
40-3-30	Amended	V. 28, p. 112
40-3-52	New	V. 27, p. 133
40-4-35	Amended	V. 28, p. 915
40-4-37v	New	V. 28, p. 643
40-4-41	Amended	V. 27, p. 434
40-4-41a		
through		
40-4-41j	Revoked	V. 27, p. 434, 435
40-7-20a	Amended	V. 28, p. 604

**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
68-16-3	Amended	V. 28, p. 342
68-18-1	New	V. 27, p. 1857
68-18-2	New	V. 27, p. 1857
68-18-3	New	V. 27, p. 1858
68-19-1	New	V. 28, p. 342
68-20-23	New (T)	V. 27, p. 1709
68-20-23	New	V. 28, p. 192

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-3-8	Amended (T)	V. 28, p. 923
69-11-1	Amended	V. 28, p. 298

**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. 28, p. 643
74-4-8	Amended	V. 28, p. 644
74-4-9	Amended	V. 27, p. 627
74-4-10	Amended	V. 27, p. 627
74-5-2	Amended	V. 28, p. 645
74-5-2a	New	V. 28, p. 646
74-5-101	Amended	V. 28, p. 646
74-5-102	Amended	V. 28, p. 646
74-5-103	Amended	V. 28, p. 646
74-5-201	Amended	V. 28, p. 646
74-5-202	Amended	V. 28, p. 646
74-5-301	Amended	V. 28, p. 647
74-5-302	Amended	V. 28, p. 647
74-5-401	Amended	V. 28, p. 647
74-5-403	Amended	V. 28, p. 647
74-5-405a	Amended	V. 28, p. 647
74-5-406	Amended	V. 28, p. 647
74-7-4	Amended	V. 28, p. 648
74-11-6	Amended	V. 28, p. 648

**AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER**

Reg. No.	Action	Register
81-3-2	Amended	V. 27, p. 1801
81-3-6	Amended	V. 28, p. 606
81-5-7	Amended	V. 27, p. 1156
81-5-14	Amended	V. 28, p. 571
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. 28, p. 610
81-14-9	Amended	V. 27, p. 1163

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-3-107	Amended	V. 27, p. 1518
82-3-108	Amended	V. 27, p. 1519
82-3-111	Amended	V. 27, p. 1520
82-3-135a	Amended	V. 27, p. 1521
82-3-135b	Amended	V. 27, p. 1521
82-3-138	Amended	V. 27, p. 1521
82-3-402	Amended	V. 27, p. 1521
82-4-30a	Amended	V. 27, p. 1020
82-11-4	Amended	V. 28, p. 917
82-11-10	Amended	V. 28, p. 922
82-14-1		
through		
82-14-5	Amended	V. 28, p. 967-971
82-14-6	New	V. 28, p. 972

**AGENCY 84: PUBLIC EMPLOYEE RELATIONS BOARD**

Reg. No.	Action	Register
84-2-1	Amended	V. 28, p. 872

**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
92-12-145	Amended	V. 28, p. 604
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
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**Agency 97: COMMISSION ON VETERANS' AFFAIRS**

Reg. No.	Action	Register
97-1-1	Revoked	V. 28, p. 459
97-1-1a	New	V. 28, p. 459
97-1-2	Revoked	V. 28, p. 460
97-1-2a	New	V. 28, p. 460
97-1-3	Revoked	V. 28, p. 460
97-1-3a	New	V. 28, p. 460
97-1-4	Revoked	V. 28, p. 460
97-1-4a	New	V. 28, p. 460
97-1-5	Revoked	V. 28, p. 461
97-1-5a	New	V. 28, p. 461
97-1-6a	New	V. 28, p. 461
97-2-1	Revoked	V. 28, p. 462
97-2-1a	New	V. 28, p. 462
97-2-2	Revoked	V. 28, p. 462
97-2-2a	New	V. 28, p. 462
97-2-3		
through		
97-2-8	Revoked	V. 28, p. 462
97-3-1	Revoked	V. 28, p. 462
97-3-1a	New	V. 28, p. 462
97-3-2	Revoked	V. 28, p. 462
97-3-2a	New	V. 28, p. 462
97-3-3	Revoked	V. 28, p. 463
97-3-3a	New	V. 28, p. 463
97-3-4		
through		
97-3-9	Revoked	V. 28, p. 463
97-4-1a	New	V. 28, p. 463

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

Reg. No.	Action	Register
99-25-1	Amended	V. 27, p. 108
99-25-5	Amended	V. 28, p. 522
99-25-9	Amended	V. 27, p. 108
99-25-11	New	V. 27, p. 109
99-26-1	Amended	V. 28, p. 522
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
100-28a-10	Amended	V. 28, p. 572
100-29-7	Amended	V. 27, p. 209
100-49-4	Amended (T)	V. 28, p. 923
100-54-4	Amended	V. 27, p. 209
100-55-4	Amended	V. 27, p. 209
100-55-9	Amended	V. 28, p. 572
100-69-1	Amended	V. 27, p. 1672
100-69-2	Revoked	V. 27, p. 1672
100-69-10	Amended	V. 28, p. 572
100-72-1	Amended (T)	V. 27, p. 1602
100-72-1	Amended	V. 28, p. 112
100-72-7	Amended	V. 28, p. 273
100-73-1	Amended (T)	V. 28, p. 923
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
109-2-9	Amended	V. 28, p. 1030
109-3-1	Amended	V. 28, p. 1030
109-5-2	Amended	V. 28, p. 574
109-5-3	Amended	V. 28, p. 574
109-5-5	New	V. 27, p. 1548
109-5-6	New	V. 28, p. 575
109-6-3	Revoked	V. 28, p. 575
109-15-1	New	V. 28, p. 575
109-15-2	New	V. 28, p. 576

**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
111-2-216	Amended	V. 28, p. 383
111-2-217	Amended	V. 28, p. 383
111-2-219		
through		
111-2-223	New	V. 28, p. 46, 47
111-2-224	New	V. 28, p. 853
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

(continued)

			AGENCY 112: RACING AND GAMING COMMISSION					
	Reg. No.	Action	Register					
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						
111-4-2767 through								
111-4-2779	New	V. 28, p. 274-278						
111-4-2781	New	V. 28, p. 278						
111-4-2782	New	V. 28, p. 279						
111-4-2783	New	V. 28, p. 281						
111-4-2784	New	V. 28, p. 298						
111-4-2785 through								
111-4-2790	New	V. 28, p. 342-346						
111-4-2791 through								
111-4-2799	New	V. 28, p. 383-389						
111-4-2800 through								
111-4-2814	New	V. 28, p. 516-522						
111-4-2815 through								
111-4-2838	New	V. 28, p. 853-871						
111-4-2840 through								
111-4-2848	New	V. 28, p. 1031-1034						
111-5-23 through								
111-5-28	Amended	V. 28, p. 299-302						
111-5-33	Amended	V. 28, p. 303						
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						
111-5-170 through								
111-5-174	New	V. 28, p. 347, 348						
111-7-80a	Amended	V. 28, p. 282						
111-7-223 through								
111-7-232	New	V. 27, p. 1493-1495						
111-7-223a	New	V. 27, p. 1762						
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111-7-237	New	V. 28, p. 57, 58						
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111-7-242	New	V. 28, p. 283, 284						
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						
111-9-156	New	V. 28, p. 390						
111-14-4	New	V. 28, p. 22						
111-14-5	New	V. 28, p. 23						
111-14-6	New	V. 28, p. 24						
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						
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	Reg. No.	Action	Register					
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117-3-1		Amended	V. 28, p. 1027					
117-3-2a		Amended	V. 28, p. 373					
117-4-1		Amended	V. 28, p. 1028					
117-4-2a		Amended	V. 28, p. 374					
117-5-2		Amended	V. 28, p. 374					
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