

# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 28, No. 29 July 16, 2009 Pages 1087-1122

| In this issue . . .  | Page       |
|--|------------|
| <b>Legislative interim committee schedule</b> .....  | 1088       |
| <b>Facilities Closure and Realignment Commission</b>   |            |
| Notice of hearings .....   | 1089       |
| <b>Kansas Department of Transportation</b>   |            |
| Requests for comments on the Statewide Transportation Improvement Program .....              | 1089       |
| Request for bids for transit vehicles .....  | 1089       |
| <b>State Conservation Commission</b>   |            |
| Notice of meetings.....  | 1090       |
| <b>Secretary of State</b>  |            |
| Notice of corporations forfeited.....  | 1090       |
| <b>Department of Administration—Division of Purchases</b>                                    |            |
| Notice to bidders for state purchases.....   | 1090       |
| <b>Federal Emergency Management Agency</b>   |            |
| Public notices .....   | 1091, 1092 |
| <b>Department of Revenue</b>   |            |
| Notice of available publications.....  | 1093       |
| <b>Historic Sites Board of Review</b>  |            |
| Notice of meeting.....   | 1094       |
| <b>Department of Labor—Division of Workers Compensation</b>                                  |            |
| Notice of hearing on proposed administrative regulations.....                                | 1094       |
| <b>Kansas Sentencing Commission</b>  |            |
| Notice of committee meetings.....  | 1095       |
| <b>Notice of Bond Sale</b>   |            |
| City of Chanute .....  | 1095       |
| City of Wichita (corrected) .....  | 1096       |
| <b>City of Andale</b>  |            |
| Notice of intent to seek private placement of general obligation bonds .....                 | 1097       |
| <b>Department of Revenue—Division of Motor Vehicles</b>                                      |            |
| Notice of intent to establish a new line-make for an existing new motor vehicle dealer ..... | 1097       |
| <b>Kansas State University</b>   |            |
| Notice to bidders.....   | 1098       |
| <b>University of Kansas</b>  |            |
| Notice to bidders.....   | 1098       |
| <b>Department of Health and Environment</b>  |            |
| Notice concerning water pollution control permits/applications.....                          | 1098       |
| Notice of hearing on state implementation plan revision.....                                 | 1100       |
| <b>Pooled Money Investment Board</b>   |            |
| Notice of investment rates.....  | 1101       |
| <b>Temporary Administrative Regulations</b>  |            |
| Behavioral Sciences Regulatory Board .....   | 1101       |
| Board of Regents.....  | 1101       |
| Kansas Lottery.....  | 1109       |
| <b>Index to administrative regulations</b> .....   | 1116       |

## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of July 28-29. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://kslegislature.org/klrd>. 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 28 | 545-N | 10:00 a.m. | Joint Committee on                     | Budget updates from K-12 and higher education, and review a variety of K-12 issues.   |
| July 29 | 545-N | 9:00 a.m.  | Legislative Educational Planning       |   |
| July 29 | 535-N | 10:00 a.m. | Kansas Electric Transmission Authority | Possible matters of discussion: ITC/Great Plains docket before the KCC; Southwest Power Pool Regional State Committee and Board meetings; plans for a meeting of state infrastructure authorities; and other KETA business. |

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 037278

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

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

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

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



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

State of Kansas

**Facilities Closure and  
Realignment Commission**

**Notice of Hearings**

The Facilities Closure and Realignment Commission will be hosting public hearings in Topeka. The first hearing will be to discuss the Kansas State School for the Deaf and will begin at 1 p.m. Monday, July 27, in Room 143-N, State Capitol, 300 S.W. 10th Ave. The second hearing will be at 10:30 a.m. Tuesday, July 28, at the Rehabilitation Center for the Blind and Visually Impaired located at 2601 S.W. East Circle Drive North (1st and MacVicar, Kanza Business and Technology Park). For more information, contact the commission at Closure.Commission@ks.gov.

Rochelle Chronister  
Chair

Doc. No. 037286

State of Kansas

**Department of Transportation**

**Request for Comments**

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

**Project KA-1810-01**, Track and Bridge Rehabilitation, Nebraska Kansas Colorado Railway, Inc. at or near St. Francis in Cheyenne, Decatur, and Rawlins counties

**Project KA-1811-01**, Extend 10-Car Siding to 25-Car Capacity, Kansas and Oklahoma Railroad at Sawyer Farmers Coop, Pratt County

**Project KA-1812-01**, Construct 2,000 ft. of Siding and a New Switch, Kyle Railroad Company — Nesika Sidetrack, Republic County

**Project KA-1813-01**, Expand Siding from 4 Railcars to 15 Railcars, Kansas and Oklahoma Railroad at Alexander Mid-States Farmers Coop, Rush County

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

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

The comment period regarding the STIP amendment will conclude August 17.

Deb Miller  
Secretary of Transportation

Doc. No. 037283

State of Kansas

**Department of Transportation**

**Request for Bids**

The Kansas Department of Transportation's Office of Public Transportation announces that the Kansas Coordinated Transit District Council is now accepting courtesy bids for Kansas' transit vehicles.

These courtesy bids will cover six types of 2010 model-year transit vehicles, including minivans, ramp minivans, and 13- and 20-passenger small transit buses with optional wheelchair lifts. The transit vehicles will be funded by the Federal Transit Administration and the state of Kansas, and must comply with all applicable federal laws (including FMVSS and ADA requirements) and state laws for passenger vehicles of this type. These vehicles will be used in the KDOT Public Transportation Program to transport the elderly, disabled, and the general public.

The bid opening is scheduled for 9 a.m. Monday, August 31, in Wichita. Inquiries or requests for a bid package (on CD-ROM) should be made directly to Sarah Krom, Chairperson, Kansas Coordinated Transit District Council, P.O. Box 838, Great Bend, 67530, (620) 792-1321.

Deb Miller  
Secretary of Transportation

Doc. No. 037274

State of Kansas

**Department of Transportation**

**Request for Comments**

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

- The development of a Service Development Plan to prepare rationale (including purpose and need), service/operating plan and prioritized capital plan, and implementation plan (including project management approach, stakeholder agreements and financial plan) for potential expanded passenger rail service between Kansas City, Missouri, and Oklahoma City, Oklahoma, via Newton, Kansas.

The amendment of the STIP requires a 30-day public comment period. To receive more information on this project or to make comments on the STIP amendment, contact the Kansas Department of Transportation, Bureau of Transportation Planning, 2nd Floor Tower, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754, (785) 296-3228, fax (785) 296-0963.

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 17.

Deb Miller  
Secretary of Transportation

Doc. No. 037281

## State of Kansas

## State Conservation Commission

## Notice of Meetings

The State Conservation Commission will have a joint meeting with the Kansas Association of Conservation Districts Monday, August 3, at the Bank of America Community Building, 118 N. Main., Lindsborg. The regular business meeting of the commission will begin at approximately 10 a.m. and the joint meeting will begin at 8 a.m. If special accommodations are needed, individuals should contact the State Conservation Commission at least three business days prior to the meeting at (785) 296-3600.

Greg A. Foley  
Executive Director

Doc. No. 037276

## State of Kansas

## Secretary of State

## Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of June 2009 for failure to timely file an annual report and pay the annual report fee as required by the Kansas general corporation code:

## Domestic Corporations

Access to Services, Inc., Lawrence, KS.  
AccountData Staffing, Inc., Littleton, CO.  
Angel De La Guarda Inc., Overland Park, KS.  
Armour Insulation, L.L.C., Lenexa, KS.  
Better Business Bureau of Kansas Incorporated, Wichita, KS.  
Caney Valley Iron & Supply, Inc., Caney, KS.  
Coffelt Corp., Roeland Park, KS.  
COS, Incorporated, Mulvane, KS.  
Deer Creek Court Homes Association, Inc.,  
Overland Park, KS.  
Fencecorp, LLC, Valley Center, KS.  
Georgetown Village Home Health Agency, Inc., Wichita, KS.  
H. Wayne Palmer & Associates, Inc., Overland Park, KS.  
Hatcher Farms, Inc., Goodland, KS.  
Hughes Livestock, Inc., Syracuse, KS.  
Jet Connect, Inc., Oberlin, KS.  
Kansas Communication Systems, Inc., Chanute, KS.  
Keith's Irrigation, Inc., Kinsley, KS.  
KJF Enterprises, Inc., Ottawa, KS.  
L. J. Thompson, Inc., Newton, KS.  
McPherson Multi-List Service, Inc., McPherson, KS.  
Phazetwo, Inc., Leawood, KS.  
Pride Investments, Inc., Wichita, KS.  
Primus Healthcare Corporation, Overland Park, KS.  
Project Concern of Atchison, Atchison, KS.  
Reeves Services, Inc., Atwood, KS.  
RLB Management Company, Inc., Leawood, KS.  
Rosedale Optimist Club, Inc., Shawnee, KS.  
Se Lah Family Restaurant and Entertainment Center Inc.,  
Wichita, KS.  
Shawnee County Amateur Baseball Association, Inc.,  
Topeka, KS.  
Smiling Face Ministries, Inc., Lenexa, KS.

Spear's Food Service Company, Wichita, KS.  
Tech Build Company, Inc., Topeka, KS.  
The Blue Sky R/C IMAA Chapter #291, Inc., Topeka KS.  
The Kiwanis Club, Inc., Larned, Kansas, Larned, KS.  
Topeka, Kansas Chapter No.142 of the National Association of  
Women in Construction, Topeka, KS.  
United Fund of Hoisington, Hoisington, KS.  
Unruh Automotive Service, Inc., Wichita, KS.

## Foreign Corporations

Access Cash International L.L.C., Portland, OR.  
Advanced Delivery Systems, Inc., Westport, CT.  
Air Race Classic, Inc., Cheney, KS.  
Amata Oil Company, Inc., Council Bluffs, IA.  
Coleridge Design & Imaging, Inc., Kansas City, MO.  
EMC Residential Mortgage Corporation,  
Lewisville, TX.  
GMG Investments LLC, Thousand Oaks, CA.  
K & W Well Service, Inc., Cushing, OK.  
Lippert Mechanical Service Corp., Kansas City, MO.  
Oriental Culture Association, Farmington Hills, MI.  
Plymouth Park Tax Services LLC, Whippany, NJ.  
Points of Light Foundation, Washington, DC.  
Red Echo Group, Olathe, KS.  
Sharon, Inc., Tekamah, NE.  
Sloan Acquisition Corporation, Kansas City, MO.  
World Web Access, Inc., Pearl River, NY.

Ron Thornburgh  
Secretary of State

Doc. No. 037269

## 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:

|            |       |  |
|------------|-------|--|
| 07/27/2009 | 12398 | Site Work Jardine D  |
| 07/29/2009 | 12391 | Abandoned Well Plugging  |
| 07/29/2009 | 12395 | Digital Microwave Video Downlink System                              |
| 07/30/2009 | 12393 | Aggregate (AIC, MRA, AB, Riprap, Ditch Lining, Cover Material)       |
| 07/30/2009 | 12394 | The University of Kansas Medical Center ASL Interpreting Service     |
| 07/30/2009 | 12399 | Elevator Modernization   |
| 08/07/2009 | 12387 | Technical Environment Software AG (SAG) Products Assessment          |
| 08/11/2009 | 12390 | Independent Audits of Disproportionate Share Hospital (DSH) Payments |

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

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

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

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

Chris Howe  
Director of Purchases

Doc. No. 037282

(Published in the Kansas Register July 16, 2009.)

## Federal Emergency Management Agency

### Public Notice

The Department of Homeland Security, Federal Emergency Management Agency (FEMA), hereby gives notice to the public of its intent to reimburse state and local governments and agencies, and eligible private nonprofit organizations, for eligible costs incurred to repair and/or replace facilities damaged by severe winter storm and record and near record snowfall. This notice applies to the Public Assistance (PA) and Hazard Mitigation Grant (HMGP) programs implemented under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 USC §§ 5121-5206, as amended.

Under a major disaster declaration (FEMA-1848-DR-KS) signed by the President on June 24, 2009, the following counties in the state of Kansas have been designated for PA: Butler, Chase, Chautauqua, Coffey, Cowley, Dickinson, Elk, Grant, Greenwood, Harvey, Lyon, Marion, Sumner and Woodson.

This public notice concerns public assistance activities that may affect historic properties, activities that are located in or affect wetland areas or the 100-Year Floodplain (areas determined to have a 1 percent probability of flooding in any given year), and critical actions within the 500-Year Floodplain. Such activities may adversely affect the historic property, floodplain or wetland, or may result in continuing vulnerability to flood damage.

Such activities may include restoring facilities located in a floodplain with eligible damage to pre-disaster condition. Examples of such activities include, but are not limited to, the following:

1. Non-emergency debris removal and disposal;
2. Non-emergency protective measures;
3. Repair/replacement of roads, including streets, culverts, and bridges;
4. Repair/replacement of public dams, reservoirs and channels;
5. Repair/replacement of public buildings and related equipment;
6. Repair/replacement of public water control facilities, pipes and distribution systems;
7. Repair/replacement of public utilities, including sewage treatment plants, sewers and electrical power distribution systems; and
8. Repair/replacement of eligible private, nonprofit facilities (hospitals, educational centers, emergency and custodial care services, etc.).

The President's Executive Order 11988, Floodplain Management, and Executive Order 11990, Protection of Wetlands, requires that all federal actions in or affecting the 100-Year floodplain or wetland areas be reviewed for opportunities to move the facility out of the floodplain or wetland and to reduce the risk of future damage or loss from flooding and minimize harms to wetlands. However, FEMA has determined that in certain situations, there are no alternatives to restoring an eligible facility located in the floodplain to its pre-disaster condition. These situations meet all of the following criteria:

1. The FEMA estimated cost of repairs is less than 50 percent of the estimated cost to replace the facility and the replacement cost of the facility is less than \$100,000.
2. The facility is not located in a floodway or coastal high hazard area.
3. The facility has not sustained structural damage in a previous presidentially declared flood disaster or emergency.
4. The facility is not defined as critical (e.g., hospital, generating plant, contains dangerous materials, emergency operation center, etc.).

FEMA will provide assistance to restore the facilities described above to their pre-disaster condition except when measures to mitigate the effects of future flooding may be incorporated into the restoration work. For example, insufficient waterway openings under culverts and bridges may cause water backup to wash out the structures. The water backup could wash out the facility and could damage other facilities in the area. Increasing the size of the waterway opening would mitigate, or lessen, the potential for this damage. Additional examples of mitigation measures include providing erosion protection at bridge abutments or levees, and extending entrance tubes on sewage lift stations.

Disaster assistance projects to restore facilities, which do not meet the criteria listed above, must undergo a detailed review. The review will include a study to determine if the facility can be moved out of the floodplain. The public is invited to participate in the review. The public may identify alternatives for restoring the facility and may participate in analyzing the impact of the alternatives on the facility and the floodplain. An address and phone number for obtaining information about specific assistance projects is provided at the end of this notice. The final determination regarding the restoration of these facilities in a floodplain will be announced in future public notices.

Due to the urgent need for and/or use of the certain facilities in a floodplain, actions to restore the facility may have started before the federal inspector visits the site. Some of these facilities may meet the criteria for a detailed review to determine if they should be relocated. Generally, facilities may be restored in their original location where at least one of the following conditions applies:

1. The facility, such as a flood control device or bridge, is functionally dependent on its floodplain location.
2. The facilities, such as a park or other open-use space, already represent sound floodplain management and, therefore, there is no need to change it.
3. The facility, such as a road or a utility, is an integral part of a larger network that could not be relocated economically.
4. Emergency action is needed to address a threat to public health and safety.

The effects of not relocating the facilities will be examined. In each case, the examination must show an overriding public need for the facility at its original location that clearly outweighed the requirements in the Executive Order to relocate the facility out of the flood-

*(continued)*

plain. FEMA will also consult state and local officials to make certain that no actions taken will violate either state or local floodplain protection standards. The restoration of these facilities may also incorporate certain measures designed to mitigate the effects of future flooding. This will be the only notice to the public concerning these facilities.

FEMA also intends to provide Hazard Mitigation Grant Program (HMPG) funding under Section 404 of the Stafford Act to the state of Missouri for the purposes of mitigating future disaster damages. Hazard mitigation projects may involve the construction of a new facility (e.g., retention pond or debris dam), modification of an existing undamaged facility (e.g., improving waterway openings of bridges or culverts), and the relocation of facilities out of the floodplain. Subsequent notices will provide more specific information as project proposals are developed.

Information about assistance projects may be obtained by submitting a written request to the Regional Director, DHS-FEMA Region VII, 9221 Ward Parkway, Suite 300, Kansas City, MO 64114-3372. The information may also be obtained by calling (816) 283-7060 between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. Comments should be sent in writing to the Regional Director, at the above address, within 15 days of the date of publication of this notice.

Scott Sanders  
Public Information Officer  
FEMA External Affairs

Doc. No. 037284

(Published in the Kansas Register July 16, 2009.)

## Federal Emergency Management Agency

### Public Notice

The Department of Homeland Security, Federal Emergency Management Agency (FEMA), hereby gives notice to the public of its intent to reimburse state and local governments and agencies, and eligible private nonprofit organizations, for eligible costs incurred to repair and/or replace facilities damaged by severe storms, flooding, straight-line winds and tornados. This notice applies to the Public Assistance (PA) and Hazard Mitigation Grant (HMGP) programs implemented under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 USC §§ 5121-5206, as amended.

Under a major disaster declaration (FEMA-1849-DR-KS) signed by the President on June 25, 2009, the following counties in the state of Kansas have been designated for PA: Anderson, Barber, Bourbon, Butler, Chase, Cherokee, Coffey, Cowley, Crawford, Elk, Finney, Greenwood, Harper, Harvey, Kingman, Labette, Linn, Lyon, Marion, Marshall, Montgomery, Morris, Neosho, Reno, Rice, Sumner, Wabaunsee and Wilson.

This public notice concerns public assistance activities that may affect historic properties, activities that are located in or affect wetland areas or the 100-Year Floodplain (areas determined to have a 1 percent probability of flooding in any given year), and critical actions within

the 500-Year Floodplain. Such activities may adversely affect the historic property, floodplain or wetland, or may result in continuing vulnerability to flood damage.

Such activities may include restoring facilities located in a floodplain with eligible damage to pre-disaster condition. Examples of such activities include, but are not limited to, the following:

1. Non-emergency debris removal and disposal;
2. Non-emergency protective measures;
3. Repair/replacement of roads, including streets, culverts, and bridges;
4. Repair/replacement of public dams, reservoirs and channels;
5. Repair/replacement of public buildings and related equipment;
6. Repair/replacement of public water control facilities, pipes and distribution systems;
7. Repair/replacement of public utilities, including sewage treatment plants, sewers and electrical power distribution systems; and
8. Repair/replacement of eligible private, nonprofit facilities (hospitals, educational centers, emergency and custodial care services, etc.).

The President's Executive Order 11988, Floodplain Management, and Executive Order 11990, Protection of Wetlands, requires that all federal actions in or affecting the 100-Year floodplain or wetland areas be reviewed for opportunities to move the facility out of the floodplain or wetland and to reduce the risk of future damage or loss from flooding and minimize harms to wetlands. However, FEMA has determined that in certain situations, there are no alternatives to restoring an eligible facility located in the floodplain to its pre-disaster condition. These situations meet all of the following criteria:

1. The FEMA estimated cost of repairs is less than 50 percent of the estimated cost to replace the facility and the replacement cost of the facility is less than \$100,000.
2. The facility is not located in a floodway or coastal high hazard area.
3. The facility has not sustained structural damage in a previous presidentially declared flood disaster or emergency.
4. The facility is not defined as critical (e.g., hospital, generating plant, contains dangerous materials, emergency operation center, etc.).

FEMA will provide assistance to restore the facilities described above to their pre-disaster condition except when measures to mitigate the effects of future flooding may be incorporated into the restoration work. For example, insufficient waterway openings under culverts and bridges may cause water backup to wash out the structures. The water backup could wash out the facility and could damage other facilities in the area. Increasing the size of the waterway opening would mitigate, or lessen, the potential for this damage. Additional examples of mitigation measures include providing erosion protection at bridge abutments or levees, and extending entrance tubes on sewage lift stations.

Disaster assistance projects to restore facilities, which do not meet the criteria listed above, must undergo a de-

tailed review. The review will include a study to determine if the facility can be moved out of the floodplain. The public is invited to participate in the review. The public may identify alternatives for restoring the facility and may participate in analyzing the impact of the alternatives on the facility and the floodplain. An address and phone number for obtaining information about specific assistance projects is provided at the end of this notice. The final determination regarding the restoration of these facilities in a floodplain will be announced in future public notices.

Due to the urgent need for and/or use of the certain facilities in a floodplain, actions to restore the facility may have started before the federal inspector visits the site. Some of these facilities may meet the criteria for a detailed review to determine if they should be relocated. Generally, facilities may be restored in their original location where at least one of the following conditions applies:

1. The facility, such as a flood control device or bridge, is functionally dependent on its floodplain location.
2. The facilities, such as a park or other open-use space, already represent sound floodplain management and, therefore, there is no need to change it.
3. The facility, such as a road or a utility, is an integral part of a larger network that could not be relocated economically.
4. Emergency action is needed to address a threat to public health and safety.

The effects of not relocating the facilities will be examined. In each case, the examination must show an overriding public need for the facility at its original location that clearly outweighed the requirements in the Executive Order to relocate the facility out of the floodplain. FEMA will also consult state and local officials to make certain that no actions taken will violate either state or local floodplain protection standards. The restoration of these facilities may also incorporate certain measures designed to mitigate the effects of future flooding. This will be the only notice to the public concerning these facilities.

FEMA also intends to provide Hazard Mitigation Grant Program (HMGP) funding under Section 404 of the Stafford Act to the state of Missouri for the purposes of mitigating future disaster damages. Hazard mitigation projects may involve the construction of a new facility (e.g., retention pond or debris dam), modification of an existing undamaged facility (e.g., improving waterway openings of bridges or culverts), and the relocation of facilities out of the floodplain. Subsequent notices will provide more specific information as project proposals are developed.

Information about assistance projects may be obtained by submitting a written request to the Regional Director, DHS-FEMA Region VII, 9221 Ward Parkway, Suite 300, Kansas City, MO 64114-3372. The information may also be obtained by calling (816) 283-7060 between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. Comments should be sent in writing to the Regional Director,

at the above address, within 15 days of the date of publication of this notice.

Scott Sanders  
Public Information Officer  
FEMA External Affairs

Doc. No. 037285

## State of Kansas

### Department of Revenue

#### Notice of Available Publications

Listed below are all the Private Letter Rulings, Opinion Letters, Final Written Determinations, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&A's, Information Guides and Notices published by the Department of Revenue for June 2009. Copies can be obtained by accessing the Policy Information Library located on the Internet at [www.ksrevenue.org](http://www.ksrevenue.org) or by calling the Office of Policy and Research at (785) 296-3081.

#### Private Letter Rulings

- P-2009-004 Sales Tax Application to Electricity, Gas, and Water Used In Nursing Homes and in Other Assisted Living Units.  
P-2009-005 Monthly Fees to Access and Use a Pre-Written Computer Software Program.

#### Opinion Letters

- O-2009-010 Wholesale diesel and gasoline fuel supplies.

#### Final Written Determinations

No new publications

#### Revenue Rulings

- 19-2009-01 Tax Treatment of Computer Software Maintenance Agreements in Kansas.  
19-2009-02 Application of Senate Substitute for House Bill 2365 Statute of Limitations for Sales and Use Tax Refunds During Field Audits.

#### Notices

- 09-05 Manufacturer's Rebate on the Purchase or Lease of New Motor Vehicles.  
09-06 Sales Tax Base on Motor Fuel Purchases Includes Federal Excise Taxes.  
09-07 Sales and Use Tax Refund Statute of Limitations Reduced to One Year.  
09-08 Kansas Discount Rates for Colorado Retailers.  
09-09 Reduction of Tax Credits by 2009 House Bill 2365.

#### Memorandums

2009 Legislative Enactments & Changes

#### Property Valuation Division Directives

No new publications

#### Q&A's

No new publications

#### Information Guides

No new publications

Joan Wagon  
Secretary of Revenue

Doc. No. 037270

## State of Kansas

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

The Kansas Historic Sites Board of Review will meet at 9 a.m. Saturday, August 15, in classrooms A and B in the Kansas Museum of History, 6425 S.W. 6th Ave., Topeka. The board will consider the following items concerning the National Register of Historic Places and the Register of Historic Kansas Places:

**Nominations to the National Register of Historic Places**

**Fort Scott Downtown Historic District** — Oak to 3rd St., Scott Ave. to National Ave., Fort Scott, Bourbon County

**Helmert Manufacturing Company Building** — 300 Santa Fe St. / 2500 S. 2nd St., Leavenworth, Leavenworth County

**Garfield Elementary School** — 300 N.W. 7th St., Abilene, Dickinson County (Nominated as part of the "Historic Public Schools of Kansas" MPS)

**Old Gray County Courthouse** — 117 S. Main St., Cimarron, Gray County

**Penley House** — 3400 Penley Drive, Wichita, Sedgwick County (Nominated as part of the "Residential Resources of Wichita" MPS)

**Wichita High School** — 324 N. Emporia, Wichita, Sedgwick County (Nominated as part of the "Historic Public Schools of Kansas" MPS)

**G.W. Norris House** — 301 E 12th Ave., Hutchinson, Reno County

**Cuba Blacksmith Shop** — ½ block west of Baird St. on Lynn St., Cuba, Republic County

**Wathena Fruit Growers Association Building** — 104 3rd St., Wathena, Doniphan County

**Nominations to the Register of Historic Kansas Places**

**St. Joseph's Catholic Church & Cemetery** — 13497 Lower McDowell Creek Road, Geary County

**Request for Removal from National Register of Historic Places**

**Shedd & Marshall Store** — 243 Whiting, Whiting, Jackson County

**Request for Removal from the Register of Historic Kansas Places**

**Nelson Building** — 106-108 E. Wall St., Fort Scott, Bourbon County

**Miller Block** — 1-5 S Main, Fort Scott, Bourbon County

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

Jennie Chinn  
Executive Director

Doc. No. 037280

## State of Kansas

**Department of Labor  
Division of Workers Compensation****Notice of Hearing on Proposed  
Administrative Regulations**

A public hearing will be conducted at 1 p.m. Friday, September 18, in Hearing Room 2 in the lower level of the US Bank Building, 800 S.W. Jackson, Topeka, to consider the adoption of an amendment to a permanent regulation of the Division of Workers Compensation.

The 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to the director of the Division of Workers Compensation, 800 S.W. Jackson, Suite 600, Topeka, 66612-1227, or by e-mail to Dr. Terry Tracy [terry.tracy@dol.ks.gov](mailto:terry.tracy@dol.ks.gov) or Anne Haught at [anne.haught@dol.ks.gov](mailto:anne.haught@dol.ks.gov). 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 oral presentation to 10 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. Request for accommodation should be made at least five working days in advance of the hearing by contacting Dr. Terry A. Tracy at (785) 296-0846 or [terry.tracy@dol.ks.gov](mailto:terry.tracy@dol.ks.gov). Parking for individuals with disabilities is located on the second level of the US Bank Building's enclosed parking. Also, the west entrance of the US Bank Building is accessible to individuals with disabilities.

A complete copy of the regulation and the economic impact statement may be obtained by contacting the division. The following is a brief summary of the proposed regulation:

**K.A.R. 51-9-7, Fees for medical and hospital services.** The proposed change to this regulation is made in accordance with K.S.A. 44-510i(c)(2), which requires the schedule of maximum fees to be revised as necessary at least every two years by the director of Workers Compensation to assure that the schedule is current, reasonable and fair. The fee schedule establishes the maximum fees for medical, surgical, hospital, dental, nursing, vocational rehabilitation or any other treatment or services provided or ordered by health care providers and rendered to employees under the Workers Compensation Act.

Copies of the regulation and its economic impact statement may be obtained from the Division of Workers Compensation at the address above or through e-mail request to Dr. Terry Tracy at [terry.tracy@dol.ks.gov](mailto:terry.tracy@dol.ks.gov) or Anne Haught at [anne.haught@dol.ks.gov](mailto:anne.haught@dol.ks.gov).

Paula Greathouse, Director  
Division of Workers Compensation

Doc. No. 037268



**State of Kansas  
Kansas Sentencing Commission**

**Notice of Committee Meetings**

The Kansas Sentencing Commission’s Proportionality of Sentencing Subcommittee will meet from 9:30 a.m. to noon July 23 and August 27 in the Senate Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. Requests for accommodation to attend the meetings should be made at least five working days in advance of the meeting by contacting Brenda Harmon at (785) 296-0923.

Helen Pedigo  
Executive Director

Doc. No. 037273

(Published in the Kansas Register July 16, 2009.)

**Summary Notice of Bond Sale  
City of Chanute, Kansas  
\$3,575,000\*  
General Obligation Sales Tax Bonds  
Series 2009-C**

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

**Bids**

Subject to the notice of bond sale dated July 15, 2009, written and electronic bids will be received on behalf of the director of finance of the city of Chanute, 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 27, 2009, for the purchase of the above-referenced bonds. No bid of less than 99.15 percent of the principal amount of the bonds and any accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated August 11, 2009, and will become due on September 1 in the years as follows:

| Year | Principal Amount* |
|------|-------------------|
| 2010 | \$295,000         |
| 2011 | 310,000           |
| 2012 | 320,000           |
| 2013 | 330,000           |
| 2014 | 345,000           |
| 2015 | 360,000           |
| 2016 | 375,000           |
| 2017 | 395,000           |
| 2018 | 415,000           |
| 2019 | 430,000           |

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

**Book-Entry-Only System**

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

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier’s or certified check drawn on a bank located in the United States, or a qualified financial surety bond or a wire transfer in Federal Reserve funds, immediately available for use by the issuer in the amount of \$71,500.

**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 11, 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 \$51,935,046. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$22,905,000\*.

**Approval of Bonds**

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

**Additional Information**

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

**Written Bid and Good Faith Deposit**

**Delivery Address:**

City Hall  
101 S. Lincoln, P.O. Box 907  
Chanute, KS 66720-0907  
(620) 431-5200  
Fax (620) 431-5225  
E-mail: jmcewen@chanute.org

**Financial Advisor - Facsimile Bid and Good Faith Deposit Delivery Address:**

UMB Bank, N.A.  
1010 Grand Blvd.  
2nd Floor – Investment Banking  
Kansas City, MO 64106  
Attn: Philip B. Richter or S. Michael Drum  
(816) 860-1526  
Fax (816) 860-4829  
E-mail: philip.richter@umb.com  
michael.drum@umb.com

Dated July 15, 2009.

City of Chanute, Kansas  
By: James McEwen  
Director of Finance

\*Subject to change.

Doc. No. 037275

(Published in the Kansas Register July 16, 2009.)

**Corrected Summary Notice of Sale  
City of Wichita, Kansas  
\$27,350,000\*  
Aggregate Principal Amount  
General Obligation Bonds  
Series 797, 798 and 798A**

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

**Bids**

Subject to the official notice of sale dated July 7, 2009, bids will be received by the director of finance on behalf of the city of Wichita, Kansas, at the office of the Department of Finance, 12th Floor, City Hall, 455 N. Main, Wichita, KS 67202-1697, via PARITY electronic bid submission system until 10 a.m. Tuesday, July 21, 2009, for the purchase of the city's \$11,240,000\* principal amount of General Obligation Bonds, Series 797; \$8,460,000\* principal amount of General Obligation Bonds, Series 798; and \$7,650,000\* principal amount of General Obligation Bonds, Series 798A. The Series 797, the Series 798 and the Series 798A Bonds are herein collectively referred to as the bonds. All bids shall be publicly read and tabulated on said date and at said time and place. The bids will be considered and each series of bonds will be awarded by the City Council in the Council Chamber at City Hall at its earliest convenience following the bid opening.

No oral or auction bid for the bonds shall be considered, and no bid of less than the entire principal amount of each series of bonds, plus accrued interest to the date of delivery, will be considered.

Bids may be submitted electronically through PARITY. Each bidder shall be solely responsible for making the necessary arrangements to access PARITY for the purpose of submitting its electronic bid in a timely manner and in compliance with the notice of sale. To the extent any instructions or directions set forth in PARITY conflict with the notice of sale, the terms of the notice of sale shall control. The city shall not be responsible for any failure, misdirection or error in the transmission of a bid through PARITY. For further information about the electronic bidding services of PARITY, potential bidders may contact Ipreo, 1359 Broadway, 2nd Floor, New York, NY 10018, (212) 849-5021.

**Bond Details**

The bonds will be in book-entry-only form. The bonds will be issued in the denomination of \$5,000 or any integral multiple thereof, will be dated August 1, 2009 (the dated date), and will become due in the years as follows:

**Maturity Schedule - Series 797 Bonds**

| <b>Maturing<br/>December 1</b> | <b>Principal<br/>Amount*</b> |
|--------------------------------|------------------------------|
| 2010                           | \$ 870,000                   |
| 2011                           | 905,000                      |
| 2012                           | 940,000                      |
| 2013                           | 975,000                      |
| 2014                           | 1,015,000                    |
| 2015                           | 1,055,000                    |
| 2016                           | 1,100,000                    |
| 2017                           | 1,145,000                    |

|      |           |
|------|-----------|
| 2018 | 1,190,000 |
| 2019 | 1,235,000 |
| 2020 | 150,000   |
| 2021 | 155,000   |
| 2022 | 160,000   |
| 2023 | 170,000   |
| 2024 | 175,000   |

**Maturity Schedule - Series 798 Bonds**

| <b>Maturing<br/>December 1</b> | <b>Principal<br/>Amount*</b> |
|--------------------------------|------------------------------|
| 2010                           | \$455,000                    |
| 2011                           | 470,000                      |
| 2012                           | 480,000                      |
| 2013                           | 495,000                      |
| 2014                           | 510,000                      |
| 2015                           | 525,000                      |
| 2016                           | 545,000                      |
| 2017                           | 560,000                      |
| 2018                           | 575,000                      |
| 2019                           | 595,000                      |
| 2020                           | 610,000                      |
| 2021                           | 630,000                      |
| 2022                           | 650,000                      |
| 2023                           | 670,000                      |
| 2024                           | 690,000                      |

**Maturity Schedule - Series 798A Bonds**

| <b>Maturing<br/>December 1</b> | <b>Principal<br/>Amount*</b> |
|--------------------------------|------------------------------|
| 2010                           | \$255,000                    |
| 2011                           | 265,000                      |
| 2012                           | 280,000                      |
| 2013                           | 290,000                      |
| 2014                           | 300,000                      |
| 2015                           | 315,000                      |
| 2016                           | 325,000                      |
| 2017                           | 340,000                      |
| 2018                           | 350,000                      |
| 2019                           | 365,000                      |
| 2020                           | 380,000                      |
| 2021                           | 395,000                      |
| 2022                           | 410,000                      |
| 2023                           | 430,000                      |
| 2024                           | 445,000                      |
| 2025                           | 465,000                      |
| 2026                           | 480,000                      |
| 2027                           | 500,000                      |
| 2028                           | 520,000                      |
| 2029                           | 540,000                      |

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. Interest on the Series 797, 798 and 798A Bonds will be payable semiannually on June 1 and December 1 in each year, beginning June 1, 2010.

**Principal Amounts Subject to Change**

The city reserves the right to decrease the total principal amount of each series of bonds and the principal amount of any maturity in order to properly size a bond issue including adjustments based on net bond proceeds received by the city as a result of any premium bid. Ad-

justments, if required, will be made proportionately to each maturity as permitted by the authorized denominations of such series of bonds. The successful bidder may not withdraw its bid or change the interest rates bid as a result of any changes made to the principal amount of a series of bonds as described. If there is an adjustment in the final aggregate principal amount of a series of bonds or the schedule of principal payments as described above, any premium bid on such series of bonds will be proportionately adjusted. At the request of the city, each successful bidder agrees to resize the applicable bond issue, adjust the premium and provide a revised maturity schedule to the city promptly after receipt of notification of such a request by the city.

#### **Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

#### **Good Faith Deposit**

Each bid for each series of bonds 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 an amount equal to 2 percent of the principal amount of the series of bonds for which the bid is submitted.

#### **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(s) on or about August 20, 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 is \$3,547,637,000. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds, is \$696,213,385.

#### **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 each series of bonds will be furnished and paid for by the city and delivered to the successful bidder(s) when the bonds are delivered.

#### **Additional Information**

Additional information regarding the bonds may be obtained from the city's Department of Finance, City Hall, 12th Floor, 455 N. Main, Wichita, KS 67202-1679 (Catherine Gilley, Debt Coordinator), (316) 268-4143; or from bond counsel, Kutak Rock LLP, 1010 Grand Blvd., Suite 500, Kansas City, MO 64106-2220, (816) 960-0090, Attention: Dorothea Riley.

Dated July 9, 2009.

City of Wichita, Kansas  
By Karen Sublett, City Clerk  
City Hall, 13th Floor  
455 N. Main  
Wichita, KS 67202-1679  
(316) 268-4529

\*Subject to change.

Doc. No. 037277

(Published in the Kansas Register July 16, 2009.)

### **City of Andale, Kansas**

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

Notice is hereby given that the city of Andale, 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 \$410,000. 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 22, 2009.

Virigina Edwards  
City Clerk

Doc. No. 037267

### **State of Kansas**

#### **Department of Revenue Division of Motor Vehicles**

#### **Notice of Intent to Establish a New Line-Make for an Existing New Motor Vehicle Dealer**

Notice has been received from Chrysler Group, LLC, a manufacturer of Bud Brown Chrysler Inc., Kansas D719, that the existing Chrysler line-make will be awarded to Overland Park Jeep Inc., D237, 8775 Metcalf, Overland Park, Kansas, 66212, and terminating the Chrysler line-make located at Bud Brown Chrysler, Inc., 9101 Metcalf, Overland Park, Kansas, 66212.

Pursuant to K.S.A. 8-2430(a)(5), any existing new motor vehicle dealer may protest the proposed addition of the new-line make at Overland Park Jeep, Inc., if that existing new motor vehicle dealer has a franchise agreement for the same line-make vehicles as that which is to be sold or offered for sale by Overland Park Jeep, Inc., at 8775 Metcalf, Overland Park, Kansas, and provided that the existing new motor vehicle dealer is physically located such that its relevant market area, as defined in K.S.A. 8-2430(e), includes the location where the new Chrysler dealership will be located.

Pursuant to K.S.A. 8-2430(a), any petition or complaint by any dealer with standing to protest must be filed with the Director of Vehicles within 30 days of this notice. Such petitions or complaints must be directed to the Kansas Department of Revenue, Director of Vehicles, 1st Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612.

Michael J. McLin, Bureau Manager  
Titles and Registration/  
Dealer Licensing Bureau

Doc. No. 037272

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. 037264

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. 037265

State of Kansas

**Department of Health  
and Environment**

**Notice Concerning Kansas/Federal Water  
Pollution Control Permits and Applications**

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of

Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

**Public Notice No. KS-AG-09-183/189**

**Pending Permits for Confined Feeding Facilities**

| Name and Address of Applicant                           | Legal Description                                   | Receiving Water         |
|---|---|-------------------------|
| Raymond J. Muetting<br>102 176 Road<br>Axtell, KS 66403 | NW/4 of Section 18,<br>T02S, R11E,<br>Nemaha County | Big Blue River<br>Basin |

Kansas Permit No. A-BBNM-S003

This is a reissuance of a permit with a modification for an existing facility for 481 head (192.4 animal units) of swine weighing greater than 55 pounds, 160 head (16 animal units) of swine weighing 55 pounds or less and 25 head (12.5 animal units) of cattle weighing less than 700 pounds, for a total of 220.9 animal units of swine and cattle. The modification is due to the listing of cattle confined on site but not included in previous permits.

| Name and Address of Applicant   | Legal Description                                    | Receiving Water       |
|---|--|-----------------------|
| Iwig Family Dairy, LLC<br>Tim Iwig<br>3320 S.E. Tecumseh Road<br>Tecumseh, KS 66542 | SE/4 of Section 13,<br>T12S, R16E,<br>Shawnee County | Kansas River<br>Basin |

Kansas Permit No. A-KSSN-M003

This is a reissuance of a permit for an existing facility for 100 head (140 animal units) of mature dairy cows, 40 head (40 animal units) of dairy heifers weighing more than 700 pounds and 40 head (20 animal units) of dairy calves weighing less than 700 pounds, for a total of 180 head (200 animal units). The facility consists of a milk parlor, milk bottling plant, 0.3 acre of concrete lots, concrete manure storage pad, sediment basin, 3 retention control structures, 2.1 acres of dirt lots, and various locations for calf hutches.

| Name and Address of Applicant                                      | Legal Description                                | Receiving Water               |
|--|--|-------------------------------|
| Dewey Feedyard<br>Jeff Dewey<br>P.O. Box 269<br>Cimarron, KS 67835 | N/2 of Section 24,<br>T26S, R27W, Gray<br>County | Upper Arkansas<br>River Basin |

Kansas Permit No. A-UAGY-C012 Federal Permit No. KS0093483

This is a reissuance of a permit for an existing facility for 5,000 head (5,000 animal units) of cattle weighing greater than 700 pounds.

| Name and Address of Applicant   | Legal Description                                   | Receiving Water       |
|---|---|-----------------------|
| J-Bar Farms, Inc.<br>Russell Janzen<br>15461 N.W. 180<br>Newton, KS 67114 | NE/4 of Section 05,<br>T23S, R03E, Butler<br>County | Walnut River<br>Basin |

Kansas Permit No. A-WABU-B005

This is a reissuance of a permit for an existing facility for 975 head (975 animal units) of cattle weighing greater than 700 pounds.

| Name and Address of Applicant   | Legal Description                                  | Receiving Water       |
|---|--|-----------------------|
| Kroupa Feedlot<br>Marty Kroupa<br>2560 Ulysses Road<br>Lincolnton, KS 66858 | N/2 of Section 34,<br>T18S, R04E, Marion<br>County | Neosho River<br>Basin |

Kansas Permit No.: A-NEMN-B012

This permit is being reissued for an existing facility with 950 head (950 animal units) of beef cattle more than 700 pounds. There is no change in the permitted animal units from the previous permit.

| Name and Address of Applicant  | Legal Description                                    | Receiving Water               |
|--|--|-------------------------------|
| Fanshier Pork<br>Randy Fanshier<br>2008 N.W. 10th Ave.<br>Great Bend, KS 67530 | W/2 of Section 04,<br>T21S, R13W,<br>Stafford County | Upper Arkansas<br>River Basin |

Kansas Permit No. A-UASF-H001 Federal Permit No. KS0095281  
This is a reissuance of a permit for an existing facility for 3,600 head (1,440 animal units) of swine weighing greater than 55 pounds.

| Name and Address of Applicant                                      | Legal Description                                   | Receiving Water               |
|--|---|-------------------------------|
| Keast Feedlot<br>Scott T. Keast<br>1744 Q Road<br>Larned, KS 67550 | SW/4 of Section 29,<br>T21S, R17W,<br>Pawnee County | Upper Arkansas<br>River Basin |

Kansas Permit No. A-UAPN-B009  
This is a reissuance of a permit for an existing facility for 900 head (900 animal units) of cattle weighing greater than 700 pounds.

**Public Notice No. KS-Q-09-096/100**

| Name and Address of Applicant  | Receiving Stream                      | Type of Discharge          |
|--|---------------------------------------|----------------------------|
| Department of the Army,<br>Fort Riley<br>Directorate of Environment<br>and Safety<br>407 Pershing Court<br>Fort Riley, KS 66442-6121 | Funston Lake via<br>Unnamed Tributary | Groundwater<br>Remediation |

Kansas Permit No. F-KS97-PO03 Federal Permit No. KS0099881  
Legal Description: NW¼, S13, T11S, R6E, Riley County  
Facility Name: Fort Riley Groundwater Remediation - Camp Funston  
Facility Description: The proposed action consists of issuance of a new Kansas Water Pollution Control Permit/NPDES permit for a new facility. Groundwater contaminated with petroleum hydrocarbon compounds is treated before discharge into Funston Lake, an oxbow lake in the Kansas River Basin. The daily discharge is about 14,400 gallons per day. The proposed permit contains limits for benzene, TPH-diesel range organics and TPH-gasoline range organics, and pH, as well as monitoring for lead, BTEX 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                             |
|--|--------------------------------------|---|
| Department of the Army,<br>Fort Riley<br>Directorate of Environment<br>and Safety<br>407 Pershing Court<br>Fort Riley, KS 66442-6121 | Kansas River via<br>Three Mile Creek | Process and<br>Treated Domestic<br>Wastewater |

Kansas Permit No. F-KS51-OO01 Federal Permit No. KS0099759  
Facility Name: Fort Riley Military Base Camp Funston  
Facility Location: Lat. 39° 05' 29", Long. 96° 44' 32"  
Facility Description: The proposed action consists of issuance of a new Kansas Water Pollution Control/NPDES permit for a new facility. Fort Riley is a government-owned, government-operated military installation. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, total nitrogen, whole effluent toxicity and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, sulfate, chlorides, total recoverable heavy metals and effluent flow. The permittee shall also provide an annual engineering report summarizing the previous calendar year operations and evaluating if the facility can meet the effluent levels of Total N of 5.0 mg/l and Total P of 0.5 mg/l on a 12-month running average basis. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria.

| Name and Address of Applicant                                      | Receiving Stream                              | Type of Discharge                        |
|--|---|--|
| Whitaker Companies, Inc.<br>121 - 2600 Road<br>Savonburg, KS 66772 | Marais des Cygnes<br>River via Sugar<br>Creek | Pit Dewatering &<br>Stormwater<br>Runoff |

Kansas Permit No. I-MC64-PO01 Federal Permit No. KS0092975  
Legal Description: NE¼, NW¼, NE¼, S20, T21S, R22E, Linn County  
Facility Name: Centerville Quarry  
Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarrying operations. This facility is a limestone quarrying and crushing operation with some washing. Outfall 001 consists of treated washwater, pit dewatering and stormwater runoff. The proposed permit contains limits for total suspended solids and pH. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria.

| Name and Address of Applicant                                      | Receiving Stream   | Type of Discharge                        |
|--|--|--|
| Whitaker Companies, Inc.<br>121 - 2600 Road<br>Savonburg, KS 66772 | Marais des Cygnes<br>River via<br>Pottawatomie<br>Creek via Unnamed<br>Tributary | Pit Dewatering &<br>Stormwater<br>Runoff |

Kansas Permit No. I-MC13-PO02 Federal Permit No. KS0080420  
Legal Description: SW¼, NW¼, NW¼, S1, T20S, R19E, Anderson County  
Facility Name: Garnett Quarry  
Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarrying operations. This facility is engaged in the quarrying, crushing and washing of limestone rock. The proposed permit contains limits for total suspended solids and pH. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria.

| Name and Address of Applicant                                      | Receiving Stream   | Type of Discharge                        |
|--|--|--|
| Whitaker Companies, Inc.<br>121 - 2600 Road<br>Savonburg, KS 66772 | Neosho River via<br>Canville Creek via<br>Little Canville<br>Creek | Pit Dewatering &<br>Stormwater<br>Runoff |

Kansas Permit No. I-NE62-PO02 Federal Permit No. KS0099061  
Legal Description: SE¼, S12, T27S, R20E, Neosho County  
Facility Name: Stark Quarry  
The proposed action consists of issuing a new permit for discharge of wastewater from a new quarrying operation. This facility is a limestone quarrying and crushing operation with no washing. Outfall 001 consists of pit dewatering and stormwater runoff. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria.

**Public Notice No. KS-EG-09-002**

In accordance with K.A.R. 28-46-7 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for the use of the well(s) described below within the state of Kansas:

**Name and Address of Applicant**  
Occidental Chemical Corporation  
P.O. Box 12283  
Wichita, KS 67277-2283  
Facility Location: Wichita Kansas

| Well and Permit Number          | Location   |
|---------------------------------|--|
| Harrington 4-1<br>KS-03-173-274 | 456.6 feet from south line and 4000.0 feet from east line of Section 30-29-02W, Sedgwick County, KS (SW SE SW) |

(continued)

|                                 |  |
|---------------------------------|--|
| Harrington 4-2<br>KS-03-173-275 | 664.3 feet from south line and 3784.7 feet from east line of Section 30-29-02W, Sedgwick County, KS (SW SE SW) |
| Harrington 4-3<br>KS-03-173-276 | 240.0 feet from south line and 3791.1 feet from east line of Section 30-29-02W, Sedgwick County, KS (SW SE SW) |
| Harrington 4-4<br>KS-03-173-277 | 242.9 feet from south line and 4215.4 feet from east line of Section 30-29-02W, Sedgwick County, KS (SE SW SW) |
| Harrington 4-5<br>KS-03-173-278 | 667.1 feet from south line and 4208.9 feet from east line of Section 30-29-02W, Sedgwick County, KS (SE SW SW) |

Facility Description: The proposed action is to issue five new Class III injection well permits. The injection fluids consist of fresh water and unsaturated brine. Injection is to be made into the Hutchinson Salt member of the Wellington formation. The top of the cavity shall not be shallower than 250 feet below land surface and mining shall not extend into the upper 40 feet of the salt deposit. The maximum operation injection pressure is not to exceed 130 pounds per square inch at the well head. All construction, monitoring and operation of these wells will meet the requirements that apply to Class III Injection wells under the Kansas Underground Injection Control Regulations, K.A.R. 28-43-1 through 28-43-11, and Kansas Underground Injection Control Regulations, K.A.R. 28-46-1 through 28-46-44.

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

All comments regarding the draft documents or application notices received on or before August 15 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-09-183/189, KS-Q-09-096/100, KS-EG-09-002) and name of the applicant/permittee when preparing comments.

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

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

Roderick L. Bremby  
Secretary of Health  
and Environment

## State of Kansas

### Department of Health and Environment

#### Notice of Hearing

The Kansas Department of Health and Environment is proposing to revise the State of Kansas Implementation Plan for the Attainment and Maintenance of National Ambient Air Quality Standards. A hearing for this action will be conducted at 10 a.m. Thursday, August 27, in Room 530 of the Curtis State Office Building, 1000 S.W. Jackson, Topeka. Specifically, in response to comments received and changes made by the department to the Kansas Regional Haze Plan after the first public hearing, the department has decided to hold a second public hearing. This SIP revision fulfills the requirements of Section 169A (b)(2) of the Clean Air Act, which requires states to address the impacts of regional haze in mandatory federal Class I areas. The SIP revision contains the requirements for Best Available Retrofit Technology (BART) and outlines the reasonable progress goals and long-term emissions reduction strategy to reduce visibility impairment in Class I areas of neighboring states.

This proposed SIP revision does not include any rule-making action. Details concerning this revision can be obtained by contacting Douglas Watson, KDHE, Bureau of Air and Radiation, at (785) 296-0910. Copies of the proposed plan also may be viewed at the following locations: Department of Air Quality, Unified Government of Wyandotte County - Kansas City, Kansas Health Department, 619 Ann Ave., Kansas City, Kansas; Johnson County Environmental Department, 11811 S. Sunset Drive, Suite 2700, Olathe; KDHE Northwest District Office, 2301 E. 13th St., Hays; KDHE North Central District Office, 2501 Market Place, Suite D, Salina; KDHE Northeast District Office, 800 W. 24th St., Lawrence; KDHE Southeast District Office, 1500 W. 7th St., Chanute; City of Wichita Environmental Services, 1900 E. 9th St., Wichita; KDHE Southwest District Office, 302 W. McArtor Road, Dodge City; and Curtis State Office Building, 1000 S.W. Jackson, Suite 310, Topeka. The plan also is posted on the Bureau of Air and Radiation's Web site at [http://www.kdheks.gov/bar/public\\_notice.html](http://www.kdheks.gov/bar/public_notice.html).

Comments from the interested public should be addressed to KDHE, Bureau of Air and Radiation, Attention: Douglas Watson, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. Comments must be received by the Bureau of Air and Radiation not later than the close of business August 27 to assure full consideration of this proposed revision to the SIP.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed plan in accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Douglas Watson at (785) 296-0910.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 037271

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 7-13-09 through 7-19-09**

| Term      | Rate  |
|-----------|-------|
| 1-89 days | 0.16% |
| 3 months  | 0.13% |
| 6 months  | 0.25% |
| 1 year    | 0.42% |
| 18 months | 0.65% |
| 2 years   | 0.92% |

Elizabeth B.A. Miller  
 Director of Investments

Doc. No. 037266

State of Kansas  
**Behavioral Sciences Regulatory Board**

**Temporary Administrative Regulations**

**Article 1.—CERTIFICATION OF PSYCHOLOGISTS**

**102-1-13. Fees.** (a) Each applicant for licensure as a psychologist shall pay the appropriate fee as specified in this subsection:

- (1) Application for a license, \$225;
- (2) original license, \$50;
- (3) renewal, \$200;
- (4) duplicate license, \$20;
- (5) temporary license, \$150;
- (6) temporary license renewal fee, \$150;
- (7) specialty endorsement, \$130;
- (8) temporary, 15-day permit for an out-of-state professional, \$200; or
- (9) temporary, 15-day permit for an out-of-state professional extension, \$200.

(b) Each applicant for a license renewal after its expiration date shall pay an additional fee of \$200, as well as the renewal fee of \$200.

(c) Fees paid to the board shall not be refundable. (Authorized by K.S.A. 2008 Supp. 74-5316, K.S.A. 2008 Supp. 74-5316a, K.S.A. 74-5319, K.S.A. 74-5349, and K.S.A. 2008 Supp. 74-7507; implementing K.S.A. 74-5310, as amended by 2009 HB 2162, sec. 2, K.S.A. 74-5310a, K.S.A. 2008 Supp. 74-5316, K.S.A. 2008 Supp. 74-5316a, K.S.A. 74-5319, K.S.A. 74-5320, and K.S.A. 74-5349; effective May 1, 1984; amended, T-85-35, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1987; amended, T-102-5-1-90, May 1, 1990; amended June 11, 1990; amended, T-102-11-29-90, Nov. 29, 1990; amended Jan. 21, 1991; amended Aug. 23, 1993; amended Aug. 4, 1995; amended Oct. 24, 1997; amended July 1, 2005; amended, T-102-7-2-07, July 2, 2007; amended Nov. 30, 2007; amended, T-102-6-26-09, June 26, 2009.)

Phyllis Gilmore  
 Executive Director

Doc. No. 037249

State of Kansas  
**Board of Regents**  
**Temporary Administrative Regulations**

**Article 29.—QUALIFIED ADMISSION**

**88-29-1. Definitions.** The following terms, wherever used in this article, shall have the meanings specified in this regulation: (a) "Accelerated course" means a course that meets all of the following criteria:

- (1) Is designed for students performing above their grade level as determined by standardized testing;
- (2) if the course is designed to be a ½-unit course, is completed in less than 40 clock-hours;
- (3) if the course is designed to be a one-unit course, is completed in less than 80 clock-hours; and
- (4) has been determined by the board of regents to include similar or greater content, depth, and complexity as a one-unit course completed in 120 clock-hours or a ½-unit course completed in 60 clock-hours.

(b) "Accredited high school" means one or more educational institutions that provide secondary instruction to students in grades 9, 10, 11, and 12 and that are designated accredited by a regional accrediting agency recognized by the United States department of education, by the Kansas state board of education, or by an agency with standards equivalent to those of the United States department of education or the Kansas state board of education.

(c) "Admission" means the permission given by the admission officer of a state educational institution to an applicant to enroll as a degree-seeking student in a state educational institution.

(d) "Admission category" means one of the admission categories adopted by a state educational institution pursuant to K.A.R. 88-29-3.

(e) "Complete application file" means the entire set of the following student records that have been received in the admission office of a state educational institution:

- (1) A completed application to the state educational institution;
- (2) verification that all applicable application fees have been paid;
- (3) an official copy of the final transcript from each high school attended, including a transcript documenting graduation from high school, or a GED certificate; and
- (4) any other materials required by the state educational institution for advising or placement purposes.

(f) "Degree-seeking student" means a student who has been accepted for enrollment at a state educational institution and who has formally indicated to the state educational institution the intent to complete a program of study that is designated by the United States department of education as a program that is eligible for federal financial aid.

(g) "Earned the general educational development (GED) certificate with an overall score of not less than 50 points" means one of the following:

- (1) Took the GED test on or after January 1, 2002, with an overall score of at least 2,550 points and a minimum score of 510 points on each subtest; or

(continued)

(2) took the GED test before January 1, 2002, with an overall score of at least 250 points and a minimum score of 50 points on each subtest.

(h) "Institution of higher education" means an educational institution in any state, territory or country that meets all of the following criteria:

(1) Meets one of the following requirements:

(A) Offers a course of instruction designated by the United States department of education as a program that is eligible for federal financial aid; or

(B) offers a course of instruction that is equivalent to a program designated by the United States department of education as a program that is eligible for federal financial aid;

(2) is legally authorized within the state, territory, or country that appears on the transcript to provide a program of education beyond secondary education; and

(3) meets one of the following requirements:

(A) Is accredited by an accrediting agency or association that is recognized by the United States department of education or an international accrediting agency; or

(B) has been granted preaccreditation status by an accrediting agency or association that is recognized by either the United States department of education or an international accrediting agency.

(i) "Integrated course" means a course that redistributes the content of two or more qualified admission pre-college curriculum courses into a nontraditional combination. A nontraditional combination may combine the content of qualified admission algebra I and qualified admission geometry over a period of four semesters in a sequence of courses titled integrated math I and II.

(j) "Kansas resident" means a person determined to be a resident for fee purposes pursuant to K.S.A. 76-729 and amendments thereto.

(k) "Non-accredited private secondary school" means a private secondary school, as defined in K.S.A. 72-53,100 and amendments thereto, which may include a home school.

(l) "Non-degree-seeking student" means a student who has been accepted for enrollment in a state educational institution and who has formally indicated to the state educational institution the intent to enroll for self-enrichment or other reasons, excluding the intent to complete a course of study that is designated by the United States department of education as a program that is eligible for federal financial aid.

(m) "Precollege," when used to describe a course or curriculum, means a type of course or curriculum offered at an accredited high school that meets each of the following criteria:

(1) The course or curriculum is designed for a student performing at or above the student's grade level as determined by standardized testing.

(2) The content and requirements of the course or curriculum have been determined by the board of regents or the board's designee to reflect a pace of instruction, intensity and depth of material, level of abstraction, and application of critical thinking necessary to prepare students for study at state educational institutions.

(n) "State educational institution" has the meaning specified in K.S.A. 76-711 and amendments thereto.

(o) "Ten percent exception window for resident freshman class admissions" means a method by which a Kansas resident who does not meet the applicable requirements specified in K.A.R. 88-29-4 through 88-29-6 and who is not eligible for admission pursuant to the ten percent exception window for resident transfer admissions may be admitted to a state educational institution pursuant to K.A.R. 88-29-8.

(p) "Ten percent exception window for resident transfer admissions" means a method by which a Kansas resident who has earned at least 24 credit hours of transferable coursework at an accredited community college, university, or other college but who is not eligible for admission pursuant to K.A.R. 88-29-4 may be admitted to a state educational institution pursuant to K.A.R. 88-29-8a.

(q) "Ten percent exception window for nonresident transfer admissions" means a method by which a person who is not a resident of Kansas and who has earned at least 24 credit hours of transferable coursework but who is not eligible for admission pursuant to K.A.R. 88-29-4 may be admitted to a state educational institution pursuant to K.A.R. 88-29-8b.

(r) "Unit" means a measure of secondary credit that may be awarded to a student for satisfactory completion of a particular course or subject. One unit of credit is credit that is awarded for satisfactory completion of a course or subject that is offered for and generally requires 120 clock-hours to complete. Credit may be awarded in increments based upon the amount of time a course or subject is offered and the requirements for completion.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-4. Qualifications required for the admission of an applicant with 24 or more transferable credit hours.**

(a) The requirements established in this regulation shall apply to any applicant who has earned 24 or more credit hours from an institution of higher education that are transferable to a state educational institution. If an applicant does not meet the requirements of this regulation, the applicant may be admitted by means of the ten percent exception window for resident transfer admissions described in K.A.R. 88-29-8a or the ten percent exception window for nonresident transfer admissions described in K.A.R. 88-29-8b.

(b) Each state educational institution shall admit any Kansas resident who meets the following criteria:

(1) Has earned 24 or more credit hours from an institution of higher education that are transferable to a state educational institution; and

(2) has earned a cumulative grade point average of 2.0 or higher on a 4.0 scale in all postsecondary coursework.

(c) Any state educational institution may admit a nonresident who meets the following criteria:

(1) Has earned 24 or more credit hours from an institution of higher education that are transferable to a state educational institution; and

(2) has earned a cumulative grade point average of 2.0 or higher on a 4.0 scale in all postsecondary coursework.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as



amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-5. Qualifications required for the admission of a Kansas resident who is under the age of 21.** (a) The requirements established in this regulation shall apply to any applicant who is a Kansas resident and is under the age of 21, except that the requirements shall not apply to any applicant who has earned 24 or more credit hours from an institution of higher education that are transferable to a state educational institution. If an applicant to whom this regulation is applicable does not meet the requirements of this regulation, the applicant may be admitted by means of the ten percent exception window for resident freshman class admissions described in K.A.R. 88-29-8.

(b) Each state educational institution shall admit any Kansas resident under the age of 21 who meets each of the following requirements:

(1) Has graduated from an accredited high school in Kansas or, pursuant to K.S.A. 72-116 and amendments thereto, an accredited high school located out of state; and

(2) meets at least one of the following criteria:

(A) Achieved a composite score on the ACT of at least 21 points;

(B) ranked in the top third of the applicant's high school class upon completion of seven or eight semesters; or

(C) completed the qualified admission precollege curriculum described in K.A.R. 88-29-11, or its functional equivalent described in K.A.R. 88-29-18, with a minimum grade point average of 2.0 on a 4.0 scale.

(c) Each state educational institution shall admit any Kansas resident under the age of 21 who meets both of the following requirements:

(1) Has graduated from a non-accredited private secondary school, as defined in K.S.A. 72-53,100, and amendments thereto; and

(2) has achieved a composite score on the ACT of at least 21 points.

(d) Each state educational institution shall admit any Kansas resident who is under the age of 21 and who has earned the general educational development (GED) certificate with an overall score of not less than 50 points, as defined in K.A.R. 88-29-1.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-7. Qualifications required for the admission of a nonresident.** (a) The requirements established in this regulation shall apply to any applicant who is a nonresident, except that the requirements shall not apply to any applicant who has earned 24 or more credit hours from an institution of higher education that are transferable to a state educational institution. If an applicant does not meet the requirements prescribed in this regulation, the applicant may be admitted into the conditional admission category adopted in the state educational institution's admission policy for conditional admission established in accordance with K.A.R. 88-29-9.

(b) Any state educational institution may admit any nonresident who meets both of the following requirements:

(1) Has graduated from an accredited high school; and

(2) meets at least one of the following criteria:

(A) Achieved a composite score on the ACT of at least 21 points;

(B) ranked in the top third of the applicant's high school class upon completion of seven or eight semesters; or

(C) completed the qualified admission precollege curriculum described in K.A.R. 88-29-11, or its functional equivalent described in K.A.R. 88-29-19, with a minimum grade point average of at least 2.5 on a 4.0 scale.

(c) Any state educational institution may admit any nonresident who meets both of the following requirements:

(1) Has graduated from a non-accredited private secondary school meeting requirements substantially equivalent to those in K.S.A. 72-53,100 through 72-53,102, and amendments thereto; and

(2) has achieved a composite score on the ACT of at least 21 points.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-8. The ten percent exception window for resident freshman class admissions.** (a) Any state educational institution may admit any Kansas resident who does not meet the applicable requirements specified in K.A.R. 88-29-5 or K.A.R. 88-29-6 and who has earned fewer than 24 credit hours from an institution of higher education that are transferable to the state educational institution by means of the ten percent exception window for resident freshman class admissions created pursuant to K.S.A. 76-717(a)(5), and amendments thereto. The maximum number of students admitted by means of this ten percent exception window shall be calculated as follows:

(1) The total number of admitted new students who have earned fewer than 24 credit hours from an institution of higher education that are transferable to the state educational institution, regardless of admission category, shall be counted on the twentieth day of the fall, spring, and summer sessions of each academic year.

(2) The maximum number of admissions calculated using the ten percent exception window shall be equal to 10 percent of the sum of the three numbers counted in paragraph (a)(1).

(b) If the state educational institution exceeds the allotted number of admissions using this ten percent exception window, the excess over the allowable total number of exceptions shall be subtracted from the subsequent year's allowable total number of exceptions for resident freshman class admissions.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-8a. The ten percent exception window for resident transfer admissions.** Any state educational in-

(continued)

stitution may admit any Kansas resident who has earned 24 or more credit hours from an institution of higher education that are transferable to a state educational institution, but who does not meet the applicable requirements specified in K.A.R. 88-29-4, by means of the ten percent exception window for resident transfer admissions created pursuant to K.S.A. 76-717(a)(6), and amendments thereto.

(a) The maximum number of students admitted by means of this ten percent exception window shall be calculated as follows:

(1) The total number of admitted new resident students who have earned at least 24 transferable credit hours from an institution of higher education that are transferable to the state educational institution, regardless of admission category, shall be counted on the twentieth day of the fall, spring, and summer sessions of each academic year.

(2) The maximum number of admissions calculated using this ten percent exception window shall be equal to 10 percent of the sum of the three numbers counted in paragraph (a)(1).

(b) If the state educational institution exceeds the allotted number of admissions using the ten percent exception window, the excess over the allowable total number of exceptions shall be subtracted from the subsequent year's allowable total number of exceptions for resident transfer admissions.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective, T-88-6-26-09, July 1, 2009.)

**88-29-8b. The ten percent exception window for nonresident transfer admissions.** Any state educational institution may admit any nonresident who has earned 24 or more credit hours from an institution of higher education that are transferable to a state educational institution, but who does not meet the applicable requirements specified in K.A.R. 88-29-4, by means of the ten percent exception window for nonresident transfer admissions created pursuant to K.S.A. 76-717(a)(9), and amendments thereto.

(a) The maximum number of students admitted by means of this ten percent exception window shall be calculated as follows:

(1) The total number of admitted new nonresident students who have earned at least 24 transferable credit hours from an institution of higher education that are transferable to the state educational institution, regardless of admission category, shall be counted on the twentieth day of the fall, spring, and summer sessions of each academic year.

(2) The maximum number of admissions calculated using this ten percent exception window shall be equal to 10 percent of the sum of the three numbers counted in paragraph (a)(1).

(b) If the state educational institution exceeds the allotted number of admissions using this ten percent exception window, the excess over the allowable total number of exceptions shall be subtracted from the subsequent year's allowable total number of exceptions for nonresident transfer admissions.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective, T-88-6-26-09, July 1, 2009.)

**88-29-9. Admission policies for state educational institutions.** The chancellor or president of each state educational institution or a designee shall establish admission policies that meet all of the following requirements:

(a) The policies shall not conflict with the provisions of this article.

(b) The policies shall specify the materials required for a complete application file.

(c) The policies shall address the enrollment of both degree-seeking and non-degree-seeking students as well as each student's transition from degree-seeking to non-degree-seeking status or from non-degree-seeking to degree-seeking status. Policies shall mandate that each non-degree-seeking student who applies to enroll as a degree-seeking student shall be admitted only if one of the following conditions is met:

(1) The student meets the applicable requirements specified in K.A.R. 88-29-4 through 88-29-7.

(2) The student is admitted by means of the ten percent exception window for resident freshmen class admissions described in K.A.R. 88-29-8.

(3) The student is admitted by means of the ten percent exception window for resident transfer admissions described in K.A.R. 88-29-8a.

(4) The student is admitted by means of the ten percent exception window for nonresident transfer admissions described in K.A.R. 88-29-8b.

(5) The student is admitted into the conditional admission category adopted in the state educational institution's admission policy for conditional admission established in accordance with this regulation.

(d) The policies shall include an explanation of the ten percent exception windows and the state educational institution's method to determine which applicants would be admitted if there were more applicants than the state educational institution is allowed under K.A.R. 88-29-8, K.A.R. 88-29-8a, or K.A.R. 88-29-8b.

(e) The policies may include the establishment of subcategories of non-degree-seeking students.

(f) The policies shall include a statement indicating whether the state educational institution will consider, in the admission decision, any postsecondary credit from an institution that is not accredited and has not been granted preaccreditation status by an agency recognized by the United States department of education or by an equivalent international agency. If the state educational institution considers these credits, the admission decision shall be made in accordance with K.A.R. 88-29-4.

(g) The policies shall include a statement of whether the state educational institution enrolls students in the temporary, provisional, or conditional admission category.

(1) If the state educational institution enrolls any students in the temporary admission category, the policies shall include all of the following:

(A) A description of requirements for exiting the temporary admission category and entering another admission category;

(B) a statement that a temporarily admitted student may be denied admission to a specific degree program; and

(C) a statement that each student who fails to exit from the temporary admission category within the specified period of time shall be disenrolled.

(2) If the state educational institution enrolls any students in the provisional admission category, the policies shall include all of the following:

(A) A description of requirements for exiting the provisional admission category and entering another admission category;

(B) a statement that any student admitted in the provisional admission category may be denied admission to a specific degree program; and

(C) a statement that each student who fails to exit from the provisional admission category within the period of time specified by the state educational institution shall be disenrolled.

(3) If the state educational institution enrolls any students in the conditional admission category, the policies shall include all of the following:

(A) A statement that the maximum number of students admitted in the conditional admission category shall be equal to 50 students or 10 percent of the total number of new nonresident freshman class admissions, whichever is greater. This 10 percent shall be calculated as follows:

(i) Ten percent of the total number of nonresident freshman class admissions shall be calculated as follows: the total number of admitted new students who have earned fewer than 30 credit hours from an institution of higher education and who are nonresidents shall be counted on the twentieth day of the fall, spring, and summer sessions of each academic year. Ten percent of the sum of these counts shall be calculated; and

(ii) if the state educational institution exceeds the allotted number of admissions in the conditional admission category described in paragraph (g)(3)(A), the excess over the allowable total number of admissions shall be subtracted from the subsequent year's allowable total;

(B) a statement that a student enrolled in the conditional admission category shall not be admitted to a specific degree program until the student enters the regular admission category; and

(C) a statement listing the requirements that each student admitted in the conditional admission category shall complete at the state educational institution in order to exit the conditional admission category and enter the regular admission category.

(4) The state educational institution's policy shall mandate that a student who meets the criteria for more than one of the temporary, provisional, and conditional admission categories shall not be granted regular admission until the student fulfills the requirements for exiting each of the categories in which the student is initially enrolled.

(h) The admission policy of each state educational institution shall be required to be approved in advance by the board of regents.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-11. Requirements for the qualified admission precollege curriculum.** In order to admit any applicant under the qualified admission precollege curriculum criterion, each state educational institution shall require the applicant to provide an official high school transcript documenting completion of the approved qualified admission precollege curriculum that meets the following requirements:

(a) For each student graduating from high school before 2010, the transcript shall indicate the following distribution of courses:

(1) One unit of approved qualified admission computer technology courses, with the content described in K.A.R. 88-29-13;

(2) four units of approved qualified admission English courses, with the content described in K.A.R. 88-29-14;

(3) three units of approved qualified admission mathematics courses that have the content described in K.A.R. 88-29-15 and that meet the following requirements:

(A) Are at or above the level of qualified admission algebra I; and

(B) were taken during ninth through twelfth grades;

(4) three units of approved qualified admission natural science courses that have the content described in K.A.R. 88-29-16 and that meet the following requirements:

(A) The three units shall be selected from any of the following courses, with at least one unit in each selected course:

(i) Qualified admission biology;

(ii) qualified admission advanced biology;

(iii) qualified admission chemistry;

(iv) qualified admission physics;

(v) qualified admission earth-space science; or

(vi) qualified admission principles of technology; and

(B) at least one unit shall be selected from a qualified admission chemistry course or a qualified admission physics course; and

(5) three units of approved qualified admission social science courses that have the content described in K.A.R. 88-29-17 and that are distributed according to the following requirements:

(A) A minimum of ½ unit shall be a qualified admission United States government course;

(B) a minimum of ½ unit shall be selected from any of the following courses:

(i) Qualified admission world history;

(ii) qualified admission world geography; or

(iii) qualified admission international relations;

(C) a minimum of one unit shall be a qualified admission United States history course;

(D) up to one unit shall be selected from any of the following courses:

(i) A qualified admission anthropology course;

(ii) a qualified admission current social issues course;

(iii) a qualified admission economics course;

(iv) a qualified admission race and ethnic group relations course;

(v) a qualified admission sociology course;

(vi) a qualified admission psychology course;

(vii) a qualified admission United States history course;

or

(continued)

(viii) a qualified admission United States government course;

(E) a ½-unit course shall not be used to fulfill more than one requirement of this regulation for more than one discipline in the qualified admissions precollege curriculum; and

(F) a one-unit course may be used to fulfill two ½-unit requirements of this regulation.

(b) Except as otherwise stated in paragraph (b)(2)(B), for each student graduating from high school in 2010 and thereafter, the qualified admission precollege curriculum shall consist of the following distribution of courses:

(1) Four units of approved qualified admission English courses that have the content described in K.A.R. 88-29-14;

(2) three units of approved qualified admission mathematics courses that have the content described in K.A.R. 88-29-15 and that meet the following requirements:

(A) The course shall be completed in the seventh through twelfth grades;

(B) for each student graduating from high school in 2014 and thereafter, at least one of the courses shall be completed in the twelfth grade; and

(C) the course shall be selected from any of the following courses:

- (i) Qualified admission algebra I;
- (ii) qualified admission geometry;
- (iii) qualified admission algebra II; or
- (iv) any mathematics course that has qualified admission algebra II as a prerequisite;

(3) three units of approved qualified admission natural science courses that have the content described in K.A.R. 88-29-16 and that meet the following requirements:

(A) The three units shall be selected from any of the following courses:

- (i) Qualified admission biology;
- (ii) qualified admission advanced biology;
- (iii) qualified admission chemistry;
- (iv) qualified admission physics;
- (v) qualified admission earth-space science; or
- (vi) qualified admission principles of technology; and

(B) at least one unit shall be selected from a qualified admission chemistry course or a qualified admission physics course; and

(4) three units of approved qualified admission social science courses that have the content described in K.A.R. 88-29-17 and that are distributed according to the following requirements:

(A) A minimum of ½ unit shall be a qualified admission United States government course;

(B) a minimum of ½ unit shall be selected from any of the following courses:

- (i) Qualified admission world history;
  - (ii) qualified admission world geography; or
  - (iii) qualified admission international relations;
- (C) a minimum of one unit shall be a qualified admission United States history course;

(D) not more than one unit shall be selected from any of the following courses:

- (i) Qualified admission anthropology;
- (ii) qualified admission current social issues;
- (iii) qualified admission economics;

(iv) qualified admission psychology;

(v) qualified admission race and ethnic group relations;

(vi) qualified admission sociology;

(vii) qualified admission United States history; or

(viii) qualified admission United States government;

(E) a ½-unit course shall not be used to fulfill more than one requirement of this regulation for more than one discipline in the qualified admissions precollege curriculum; and

(F) a one-unit course may be used to fulfill two ½-unit requirements of this regulation.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197 §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-12. Establishment of a qualified admission precollege curriculum by an accredited high school in Kansas.**

(a) The administrator of any accredited high school in Kansas may establish a qualified admission precollege curriculum. Failure to establish a qualified admission precollege curriculum shall render the high school's graduates ineligible for admission to a state educational institution under the qualified admission precollege curriculum criterion specified in K.A.R. 88-29-5 and 88-29-7. If an administrator establishes a qualified admission precollege curriculum, the curriculum shall meet the requirements of this regulation. No exemption to these requirements shall be granted.

(b) Each course to be included in an accredited high school's qualified admission precollege curriculum shall be approved in advance by the chief executive officer of the board of regents or the chief executive officer's designee. The approval procedures shall be distributed to accredited high schools in Kansas and shall include the following:

(1) Each administrator of an accredited high school in Kansas who desires to establish and maintain a qualified admission precollege curriculum shall submit materials to the board of regents in accordance with procedures established by the board of regents or the board's designee. Failure to submit materials in a timely manner may disqualify the high school's students for admission to a state educational institution under the qualified admission precollege curriculum criterion specified in K.A.R. 88-29-5 and 88-29-7.

(2) Each administrator of an accredited high school in Kansas with an approved qualified admission precollege curriculum shall notify the board of regents about any changes in course titles, deletion of courses, changes in course content, and changes in contact information in a manner prescribed by the board of regents or the board's designee.

(c) Each course for inclusion in an accredited high school's qualified admission precollege curriculum shall be approved according to the following procedures:

(1) A course shall be approved only if the content of the course meets the applicable requirements of K.A.R. 88-29-13 through 88-29-17.

(2) Two ½-unit courses may be approved to fulfill one unit of the qualified admission precollege curriculum only if the content of the resultant combination meets the

applicable requirements of K.A.R. 88-29-13 through 88-29-17 and is equally distributed between the two ½-unit courses.

(3) Any college course offered by an eligible institution of higher education may be approved for inclusion in an accredited high school's qualified admission precollege curriculum if the course meets all of the following conditions:

(A) The content of the college course meets the applicable requirements in K.A.R. 88-29-13 through 88-29-17.

(B) The number of credit hours for the college course is three or more.

(C) The college course appears on the official high school transcript.

(4) Any integrated course that is not also an accelerated course may be approved by the chief executive officer or the chief executive officer's designee if the integrated course meets at least one of the following conditions:

(A) If all requirements for qualified admission algebra I and qualified admission geometry, as described in K.A.R. 88-29-15, are covered in an integrated course over a period of time equivalent to the time for two one-unit courses, two units of integrated mathematics may be approved to substitute for qualified admission algebra I and qualified admission geometry.

(B) If all requirements for qualified admission algebra I and II and qualified admission geometry, as described in K.A.R. 88-29-15, are covered in an integrated course over a period of time equivalent to the time for three one-unit courses, three units of integrated mathematics may be approved to substitute for qualified admission algebra I and II and qualified admission geometry.

(C) If a course meets all requirements for both a qualified admission English course and a qualified admission social studies course, as described in K.A.R. 88-29-14 and 88-29-17, and meets for a length of time equivalent to the time for two one-unit courses, the integrated course may be approved to substitute for one unit of English and one unit of social studies in the qualified admission precollege curriculum.

(D) If the content of an integrated course meets all requirements for two qualified admission natural science courses, as described in K.A.R. 88-29-16, and covers the material over a period of time equivalent to the time for two one-unit courses, the integrated course may be substituted for two units of natural science in the qualified admission precollege curriculum.

(5)(A) A one-unit integrated science course shall not be approved unless the course is also an accelerated course.

(B) Any accelerated course may be approved for inclusion in the qualified admission precollege curriculum.

(d) The list of courses that have been approved to be included in the qualified admission precollege curriculum for each accredited high school in Kansas shall be available from the board.

(e) Upon receipt of information that an approved course in the qualified admission precollege curriculum does not meet the applicable content requirements specified in these regulations, the content of that approved course may be reviewed by the chief executive officer of the board of regents or the chief executive officer's designee to verify that the course continues to meet the ap-

licable content requirements in K.A.R. 88-29-13 through 88-29-17.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-18. Functional equivalents of the qualified admission precollege curriculum; residents.** In order to admit an applicant under the criterion of successful completion of the functional equivalent of the qualified admission precollege curriculum, the admission officer of each state educational institution shall require each applicant who is a Kansas resident to meet one or more of the sets of requirements specified in subsections (a) through (d). An admission officer of a state educational institution shall not grant any exception to this regulation.

(a) To demonstrate successful completion of the functional equivalent of the qualified admission precollege English courses described in K.A.R. 88-29-11, each applicant shall provide both of the following:

(1) Documentation on the official high school transcript of completion of any three units of high school English with no grade lower than a C; and

(2) official documentation of achievement of at least one of the following:

(A) A score of three or higher in either of the following college board advanced placement (AP) courses:

(i) Language and composition; or

(ii) literature and composition; or

(B) a grade of B or higher in a general education English course taken before high school graduation and either offered by or accepted in transfer by a state educational institution.

(b) To demonstrate successful completion of the functional equivalent of the qualified admission precollege mathematics courses as described in K.A.R. 88-29-11, each applicant shall provide both of the following:

(1) Documentation on the official high school transcript of completion of any two units of high school mathematics courses with no grade lower than a C; and

(2) official documentation of achievement of at least one of the following:

(A) A score of three or higher in any of the following college board advanced placement (AP) courses:

(i) Calculus AB; or

(ii) calculus BC; or

(B) a grade of C or higher in a general education mathematics course taken before high school graduation and either offered by or accepted in transfer by a state educational institution.

(c) To demonstrate successful completion of the functional equivalent of the qualified admission precollege natural science courses described in K.A.R. 88-29-11, each applicant shall provide both of the following:

(1) Documentation on the official high school transcript of completion of any two units of high school science courses with no grade less than a C; and

(2) official documentation of achievement of at least one of the following:

*(continued)*

(A) A score of three or higher in any of the following college board advanced placement (AP) courses:

- (i) Biology;
- (ii) chemistry; or
- (iii) physics B; or

(B) a grade of C or higher in a general education natural science laboratory course taken before high school graduation and either offered by or accepted in transfer by a state educational institution.

(d) To demonstrate successful completion of the functional equivalent of the qualified admission precollege social science courses described in K.A.R. 88-29-11, each applicant shall provide both of the following:

(1) Documentation on the official high school transcript of completion of any two units of high school social science courses with no grade lower than a C; and

(2) official documentation of achievement of at least one of the following:

(A) A score of three or higher in any of the following college board advanced placement (AP) courses:

- (i) Microeconomics;
- (ii) macroeconomics;
- (iii) comparative government and policies;
- (iv) United States government and policies;
- (v) European history;
- (vi) United States history; or
- (vii) psychology; or

(B) a grade of B or higher in a general education social science course taken before high school graduation and either offered by or accepted in transfer by a state educational institution.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

**88-29-19. Functional equivalents of the qualified admission precollege curriculum; nonresidents.** In order to admit an applicant under the criterion of successful completion of the functional equivalent of the precollege curriculum, the admission officer of each state educational institution shall require each applicant who is not a resident of Kansas to meet one or more of the sets of requirements specified in subsections (a) through (e). An admission officer of a state educational institution shall not grant any exception to this regulation.

(a) To demonstrate successful completion of the functional equivalent of the qualified admission precollege English courses described in K.A.R. 88-29-11, each applicant shall provide both of the following:

(1) Documentation on the official high school transcript of completion of any three units of high school English with no grade lower than a C and at least one grade of B or higher; and

(2) official documentation of achievement of at least one of the following:

(A) A score of three or higher in either of the following college board advanced placement (AP) courses:

- (i) Language and composition; or
- (ii) literature and composition; or

(B) a grade of B or higher in a general education English course taken before high school graduation and either of-

ferred by or accepted in transfer by a state educational institution.

(b) To demonstrate successful completion of the functional equivalent of the qualified admission precollege mathematics courses described in K.A.R. 88-29-11, each applicant shall provide both of the following:

(1) Documentation on the official high school transcript of completion of any two units of high school mathematics courses with no grade lower than a C and at least one grade of B or higher; and

(2) official documentation of achievement of at least one of the following:

(A) A score of three or higher in either of the following college board advanced placement (AP) courses:

- (i) Calculus AB; or
- (ii) calculus BC; or

(B) a grade of C or better in a general education mathematics course taken before high school graduation and either offered by or accepted in transfer by a state educational institution.

(c) To demonstrate successful completion of the functional equivalent of the qualified admission precollege natural science courses described in K.A.R. 88-29-11, each applicant shall provide both of the following:

(1) Documentation on the official high school transcript of completion of any two units of high school science courses with no grade less than a C and at least one grade of B or higher; and

(2) official documentation of achievement of at least one of the following:

(A) A score of three or higher in any of the following college board advanced placement (AP) courses:

- (i) Biology;
- (ii) chemistry; or
- (iii) physics B; or

(B) a grade of C or higher in a general education natural science laboratory course taken before high school graduation and either offered by or accepted in transfer by a state educational institution.

(d) To demonstrate successful completion of the functional equivalent of the qualified admission precollege social science courses described in K.A.R. 88-29-11, each applicant shall provide both of the following:

(1) Documentation on the official high school transcript of completion of any two units of high school social science course with no grade lower than a C and at least one grade of B or higher; and

(2) official documentation of achievement of at least one of the following:

(A) A score of three or higher in any of the following college board advanced placement (AP) courses:

- (i) Microeconomics;
- (ii) macroeconomics;
- (iii) comparative government and policies;
- (iv) United States government and policies;
- (v) European history;
- (vi) United States history; or
- (vii) psychology; or

(B) a grade of B or higher in a general education social science course taken before high school graduation and either offered by or accepted in transfer by a state educational institution.

(e) To demonstrate successful completion of the functional equivalent of all of the courses described in K.A.R. 88-29-11, each applicant who has attended an accredited high school located outside the United States shall provide official documentation of a study in mathematics, science, literature, and composition and completion of this study at a level that exceeds the minimum graduation standards of that accredited high school.

This regulation shall be effective on and after July 1, 2009. (Authorized by and implementing K.S.A. 76-717, as amended by 2009 HB 2197, §1; effective Aug. 1, 2007; amended, T-88-6-26-09, July 1, 2009.)

Reginald L. Robinson  
President and CEO

Doc. No. 037250

State of Kansas

Kansas Lottery

Temporary Administrative  
Regulations

Article 4.—INSTANT GAMES AND DRAWINGS

**111-4-2849. “Snowflake Bingo” instant ticket lottery game number 191.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled “Snowflake Bingo” commencing on or after July 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2849.

(b) The “play symbols” for the four bingo “CARD” play areas for this game are as follows:

|    |    |    |    |    |      |           |    |    |    |
|----|----|----|----|----|------|-----------|----|----|----|
| 01 | 02 | 03 | 04 | 05 | 06   | 07        | 08 | 09 | 10 |
| 11 | 12 | 13 | 14 | 15 | 16   | 17        | 18 | 19 | 20 |
| 21 | 22 | 23 | 24 | 25 | 26   | 27        | 28 | 29 | 30 |
| 31 | 32 | 33 | 34 | 35 | 36   | 37        | 38 | 39 | 40 |
| 41 | 42 | 43 | 44 | 45 | 46   | 47        | 48 | 49 | 50 |
| 51 | 52 | 53 | 54 | 55 | 56   | 57        | 58 | 59 | 60 |
| 61 | 62 | 63 | 64 | 65 | 66   | 67        | 68 | 69 | 70 |
| 71 | 72 | 73 | 74 | 75 | FREE | SNOWFLAKE |    |    |    |

In the “CALLER’S CARD” play area, a letter/number combination game symbol appears in each of the 24 play spots. In the “BONUS NUMBERS” play area, a letter/combination game symbol appears in each of the six play spots. “Play symbols” for the “CALLER’S CARD,” and the “BONUS NUMBERS” play areas for this instant game are the following:

|     |     |     |     |     |
|-----|-----|-----|-----|-----|
| B01 | I16 | N31 | G46 | O61 |
| B02 | I17 | N32 | G47 | O62 |
| B03 | I18 | N33 | G48 | O63 |
| B04 | I19 | N34 | G49 | O64 |
| B05 | I20 | N35 | G50 | G65 |
| B06 | I21 | N36 | G51 | O66 |
| B07 | I22 | N37 | G52 | O67 |
| B08 | I23 | N38 | G53 | O68 |
| B09 | I24 | N39 | G54 | O69 |
| B10 | I25 | N40 | G55 | O70 |
| B11 | I26 | N41 | G56 | O71 |
| B12 | I27 | N42 | G57 | O72 |
| B13 | I28 | N43 | G58 | O73 |
| B14 | I29 | N44 | G59 | O74 |

B15 I30 N45 G60 O75

(c) There are no “play symbol captions” for this game.  
(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |          |
|-----|---|----------|
| TWO | = | \$2.00   |
| FOR | = | \$4.00   |
| FIV | = | \$5.00   |
| SEV | = | \$7.00   |
| NIN | = | \$9.00   |
| TEN | = | \$10.00  |
| FTN | = | \$15.00  |
| NTN | = | \$19.00  |
| TWY | = | \$20.00  |
| FTY | = | \$50.00  |
| STF | = | \$75.00  |
| HUN | = | \$100.00 |
| HFY | = | \$150.00 |
| THN | = | \$200.00 |
| THY | = | \$250.00 |
| FHN | = | \$500.00 |

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) “Snowflake Bingo” is a two-part vertically oriented game. The first part consists of the “CALLER’S CARD” and the “BONUS NUMBERS.” The “CALLER’S CARD” contains 24 draw numbers covered by opaque latex. The “BONUS NUMBERS” consist of six draw numbers covered by opaque latex.

The second part consists of four “GAME CARDS” each containing 23 numbers, a “FREE” space in the center of each card, and a “SNOWFLAKE” symbol, for a total of 25 squares. The “GAME CARDS” are each covered by translucent blue scratch-off.

A player removes the scratch-off material from the areas on the ticket indicated by the words “CALLER’S CARD” and “BONUS NUMBERS” to reveal a total of 30 “SNOWFLAKE BINGO” letter/number combinations. A player wins by matching the “CALLER’S CARD” and “BONUS NUMBERS” to the numbers on the four “GAME CARDS.” If the player finds a diagonal, vertical, or horizontal straight line, or four corners of the grid, or an “X” pattern, the player wins a prize according to the prize legend beside the respective “GAME CARD.”

A “SNOWFLAKE” symbol will appear at random in each of the four “GAME CARDS.” The “SNOWFLAKE” symbol will act as a “FREE” space, and if the “SNOWFLAKE” symbol is included in any winning pattern, the corresponding prize is doubled.

(h) Each ticket in this game may win up to four times. Only the highest prize won on each card will be awarded.

(i) Approximately 1,200,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(continued)

(j) The expected number and value of instant prizes in this game shall be as follows:

|  | Prizes   | Expected Number of Prizes in Game | Expected Value in Game |
|--|----------|-----------------------------------|------------------------|
| Line - Card 1                          | \$2      | 56,000                            | \$112,000              |
| Line - Card 2                          | \$2      | 56,000                            | 112,000                |
| Line - Cards 1 & 2                     | \$4      | 40,000                            | 160,000                |
| Line - Card 1 (DBL)                    | \$4      | 32,000                            | 128,000                |
| Line - Card 2 (DBL)                    | \$4      | 32,000                            | 128,000                |
| Line - Card 3                          | \$5      | 18,000                            | 90,000                 |
| Line - Cards 2 & 3                     | \$7      | 20,000                            | 140,000                |
| Line - Cards 1 & 2 & 3                 | \$9      | 6,000                             | 54,000                 |
| Line - Card 4                          | \$10     | 4,000                             | 40,000                 |
| Line - Card 3 (DBL)                    | \$10     | 8,000                             | 80,000                 |
| Line - Cards 3 & 4                     | \$15     | 3,000                             | 45,000                 |
| Line - Cards 1 & 2 & 3 & 4             | \$19     | 2,400                             | 45,600                 |
| 4 Corners - Card 1                     | \$20     | 1,000                             | 20,000                 |
| Line - Card 4 (DBL)                    | \$20     | 2,400                             | 48,000                 |
| 4 Corners - Card 2                     | \$50     | 400                               | 20,000                 |
| 4 Corners - Cards 1 & 2, Line - Card 3 | \$75     | 200                               | 15,000                 |
| X - Card 1                             | \$100    | 72                                | 7,200                  |
| 4 Corners - Card 3                     | \$100    | 108                               | 10,800                 |
| 4 Corners - Card 4                     | \$100    | 108                               | 10,800                 |
| 4 Corners - Cards 2 & 3                | \$150    | 60                                | 9,000                  |
| 4 Corners - Cards 2 & 4                | \$150    | 60                                | 9,000                  |
| 4 Corners - Cards 3 & 4                | \$200    | 72                                | 14,400                 |
| 4 Corners - Cards 2 & 3 & 4            | \$250    | 36                                | 9,000                  |
| X - Card 2                             | \$500    | 24                                | 12,000                 |
| X - Card 3                             | \$1,000  | 20                                | 20,000                 |
| X - Card 4                             | \$10,000 | 12                                | 120,000                |
| TOTAL                                  |          | <u>281,972</u>                    | <u>\$1,459,800</u>     |

(DBL) - denotes doubler feature

(k) The odds of winning a prize in this game are approximately one in 4.26. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

**111-4-2850. "Holiday Crossword" instant ticket lottery game number 192.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Holiday Crossword" commencing on or after July 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-2850.

(b) The "play symbols" for this game are as follows:

Play Symbols

- A
- B
- C
- D
- E
- F
- G
- H
- I
- J
- K
- L
- M
- N
- O
- P
- Q
- R
- S

- T
- U
- V
- W
- X
- Y
- Z

(c) For this game, a play symbol shall appear in each of a variable number of play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |             |
|-----|---|-------------|
| FRE | = | Free Ticket |
| FIV | = | \$5.00      |
| TEN | = | \$10.00     |
| TWY | = | \$20.00     |
| HUN | = | \$100.00    |
| FHN | = | \$500.00    |

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) "Holiday Crossword" consists of three play areas. In the upper part of the ticket there is a crossword puzzle grid that contains 11 spaces (height) by 11 spaces (width) covered by transparent latex. In the "YOUR LETTERS" play area, located in the lower part of the ticket, there are 18 letters located under opaque latex. To the right of the "YOUR LETTERS" play area is the "BONUS" play area in which there are two letters covered by opaque latex. Imaged around each of the 18 "YOUR LETTERS" and two "BONUS" letters there will be a four-sided box composed of solid lines. A player will remove the latex from the "YOUR LETTERS" and "BONUS" play areas one letter at a time, and then for each matching letter in the crossword puzzle grid scratch off the transparent latex. Each letter revealed in the "YOUR LETTERS" and "BONUS" play areas may be used an unlimited number of times in the crossword puzzle grid. If a player reveals at least three complete words in the crossword puzzle grid, the player wins the corresponding prize in the prize legend. The prize legend on the front of the ticket indicates prizes won for number of words revealed, as is also set forth in subsection (k) hereinafter.

(h) To qualify as a complete word to win a prize in this game, the words revealed must meet the following requirements:

- (1) must contain at least three letters;
- (2) cannot be formed diagonally, run right to left or from bottom to top;
- (3) must appear in an unbroken horizontal or vertical string of letters in the "crossword" puzzle;
- (4) an unbroken string of letters cannot be interrupted by a black space and must contain every single letter square between two black spaces;
- (5) every single letter in the unbroken string must be revealed in "YOUR LETTERS," or "BONUS" areas and be included to form a word; and



(6) the three small letters outside the squares in the "YOUR LETTERS" area are for validation purposes and cannot be used to play "Holiday Crossword."

(i) Each ticket in this game may win up to one time. Only the highest prize won on each ticket will be awarded.

(j) Approximately 1,200,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(k) The expected number and value of instant prizes in this game shall be as follows:

| Prize        | Expected Number of Prizes in Game | Expected Value in Game |
|--------------|-----------------------------------|------------------------|
| Free Ticket  | 200,000                           | \$0                    |
| \$5          | 52,000                            | 260,000                |
| \$10         | 27,600                            | 276,000                |
| \$20         | 9,200                             | 184,000                |
| \$100        | 1,200                             | 120,000                |
| \$500        | 184                               | 92,000                 |
| \$2,000      | 44                                | 88,000                 |
| \$20,000     | 8                                 | 160,000                |
| <b>TOTAL</b> | <b>290,236</b>                    | <b>\$1,180,000</b>     |

(l) The odds of winning a prize in this game are approximately one in 4.13. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

**111-4-2851. "Huntin' Season" instant ticket lottery game number 197.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Huntin' Season" commencing on or after July 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2851.

(b) The "play and prize symbols" and "captions" for this game are as follows:

| Play Symbols                   | Play Symbol Captions |
|--------------------------------|----------------------|
| Symbol of an antler            | ANTLR                |
| Symbol of an ATV               | ATV                  |
| Symbol of a decoy              | DECOY                |
| Symbol of a pair of binoculars | BNOCLR               |
| Symbol of a hunting hat        | HAT                  |
| Symbol of a tree               | TREE                 |
| Symbol of a dog                | DOG                  |
| Symbol of a whistle            | WHISTL               |
| Symbol of a knife              | KNIFE                |
| Symbol of a cross bow          | BOW                  |
| Symbol of a coin               | 1XPRIZE              |
| Symbol of a stack of cash      | 2XPRIZE              |

| Prize Symbols     | Play Symbol Captions |
|-------------------|----------------------|
| Free              | TICKET               |
| \$1 <sup>00</sup> | ONE\$                |
| \$2 <sup>00</sup> | TWO\$                |
| \$3 <sup>00</sup> | THR\$                |
| \$4 <sup>00</sup> | FOUR\$               |
| \$5 <sup>00</sup> | FIVE\$               |
| \$6 <sup>00</sup> | SIX\$                |
| 10 <sup>00</sup>  | TEN\$                |
| 20 <sup>00</sup>  | TWENTY               |
| 25 <sup>00</sup>  | TWEN-FIV             |

|                  |         |
|------------------|---------|
| 50 <sup>00</sup> | FIFTY   |
| \$100\$          | ONE-HUN |
| \$150\$          | ONHNFTY |
| \$300\$          | THRHUN  |
| \$3000           | THRTHOU |

(c) For this game, a play symbol shall appear in each of 11 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |             |
|-----|---|-------------|
| FRE | = | Free Ticket |
| ONE | = | \$1.00      |
| TWO | = | \$2.00      |
| FOR | = | \$4.00      |
| SIX | = | \$6.00      |
| TEN | = | \$10.00     |
| TWY | = | \$20.00     |
| FTY | = | \$50.00     |
| HUN | = | \$100.00    |
| THH | = | \$300.00    |

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Huntin' Season" is a tic-tac-toe game. A player will remove the scratch-off material to reveal nine play symbols, one prize symbol, and one "BONUS" symbol. If a player reveals three "ANTLER" symbols in any one row, column, or diagonal, the player wins the prize shown in the prize box. If the player reveals a "STACK OF CASH" symbol in the "BONUS" box, the player wins double the prize.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

| Prize       | Expected Number of Prizes in Game | Expected Value in Game |
|-------------|-----------------------------------|------------------------|
| Free Ticket | 40,000                            | \$0                    |
| \$1         | 40,000                            | 40,000                 |
| \$2         | 16,000                            | 32,000                 |
| \$1 DBL     | 16,000                            | 32,000                 |
| \$4         | 7,000                             | 28,000                 |
| \$2 DBL     | 7,000                             | 28,000                 |
| \$6         | 4,000                             | 24,000                 |
| \$3 DBL     | 4,000                             | 24,000                 |
| \$10        | 1,800                             | 18,000                 |
| \$5 DBL     | 1,800                             | 18,000                 |
| \$20        | 500                               | 10,000                 |
| \$10 DBL    | 500                               | 10,000                 |
| \$50        | 220                               | 11,000                 |
| \$25 DBL    | 220                               | 11,000                 |
| \$100       | 36                                | 3,600                  |
| \$50 DBL    | 36                                | 3,600                  |
| \$300       | 16                                | 4,800                  |

(continued)

|           |         |                |                  |
|-----------|---------|----------------|------------------|
| \$150 DBL | \$300   | 16             | 4,800            |
| \$3,000   | \$3,000 | <u>8</u>       | <u>24,000</u>    |
| TOTAL     |         | <u>139,152</u> | <u>\$326,800</u> |

DBL - denotes doubler feature

(k) The odds of winning a prize in this game are approximately one in 4.31. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

**111-4-2852. "Cash Happy" instant ticket lottery game number 198.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Cash Happy" commencing on or after July 1, 2008. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2852.

(b) The "play symbols" and "captions" for this game are as follows:

| Play Symbols               | Play Symbol Captions |
|----------------------------|----------------------|
| Symbol of a money bag      | MNYBAG               |
| Symbol of a pot of gold    | POTGLD               |
| Symbol of a treasure       | TRSURE               |
| Symbol of a gold bar       | GLDBAR               |
| Symbol of a stack of coins | STKCNS               |
| Symbol of a stack of bills | BILLS                |
| Symbol of a vault          | VAULT                |
| Symbol of a coin           | COIN                 |

(c) For this game, a play symbol shall appear in each of 10 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |             |
|-----|---|-------------|
| FRE | = | Free Ticket |
| TWO | = | \$2.00      |
| FOR | = | \$4.00      |
| TEN | = | \$10.00     |
| TWY | = | \$20.00     |
| FRY | = | \$40.00     |
| HUN | = | \$100.00    |
| FRH | = | \$400.00    |

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Cash Happy" is a key symbol match game. The ticket features a "WIN UP TO \$4,000!" game play area and a "PRIZE LEGEND." A player will remove the scratch-off material in the game play area to reveal 10 play symbols. If the player reveals a "MONEY BAG" symbol in the game play area, the player wins a prize according to the "PRIZE LEGEND" on the ticket front.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

| Number of Money Bag Symbols | Prize       | Expected Number of Prizes in Game | Expected Value in Game |
|-----------------------------|-------------|-----------------------------------|------------------------|
| 1                           | Free Ticket | 40,000                            | \$0                    |
| 2                           | \$2         | 50,000                            | 100,000                |
| 3                           | \$4         | 30,000                            | 120,000                |
| 4                           | \$10        | 4,000                             | 40,000                 |
| 5                           | \$20        | 900                               | 18,000                 |
| 6                           | \$40        | 250                               | 10,000                 |
| 7                           | \$100       | 50                                | 5,000                  |
| 8                           | \$400       | 12                                | 4,800                  |
| 9                           | \$1,000     | 6                                 | 6,000                  |
| 10                          | \$4,000     | <u>6</u>                          | <u>24,000</u>          |
| TOTAL                       |             | <u>125,224</u>                    | <u>\$327,800</u>       |

(k) The odds of winning a prize in this game are approximately one in 4.79. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

**111-4-2853. "Triple Tripler" instant ticket lottery game number 199.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Triple Tripler" commencing on or after July 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2853.

(b) The "play and prize symbols" and "captions" for this game are as follows:

| Prize Symbols      | Captions |
|--------------------|----------|
| \$1. <sup>00</sup> | ONE\$    |
| \$2. <sup>00</sup> | TWO\$    |
| \$3. <sup>00</sup> | THR\$    |
| \$5. <sup>00</sup> | FIVE\$   |
| 10. <sup>00</sup>  | TEN\$    |
| 18. <sup>00</sup>  | EGTEEN   |
| 30. <sup>00</sup>  | THIRTY   |
| 90. <sup>00</sup>  | NINETY   |
| \$1000             | ONETHOU  |
| \$2000             | TWOTHOU  |
| \$6000             | SIXTHOU  |

| Play Symbols   |
|----------------|
| SINGLE PRIZE   |
| TRIPLE PRIZE   |
| TRIPLE TRIPLER |

(c) For this game, a play symbol shall appear in each of seven play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |         |
|-----|---|---------|
| ONE | = | \$1.00  |
| THR | = | \$3.00  |
| FIV | = | \$5.00  |
| SIX | = | \$6.00  |
| NIN | = | \$9.00  |
| FTN | = | \$15.00 |
| EGN | = | \$18.00 |
| TRY | = | \$30.00 |
| NTY | = | \$90.00 |

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Triple Tripler" is a match three of six game with a triple prize and a "Triple Tripler" feature. A player will remove the scratch-off material covering the game play area to reveal six prize amounts and a "YOUR PRIZE LEVEL." The "YOUR PRIZE LEVEL" will be either the words "SINGLE PRIZE," the words "TRIPLE PRIZE," or the words "TRIPLE TRIPLER." If a player matches three like prize amounts and the words "SINGLE PRIZE" are revealed, the player will win the prize amount matched. If a player matches three like prize amounts and the words "TRIPLE PRIZE" are revealed, the player will win triple the prize amount matched. If a player matches three like prize amounts and the words "TRIPLE TRIPLER" are revealed, the player will win nine times the prize matched.

(h) Each ticket in this game may win one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

|                              | Prize   | Expected Number of Prizes in Game | Expected Value in Game |
|------------------------------|---------|-----------------------------------|------------------------|
| 3 - \$1's + single prize     | \$1     | 50,000                            | \$50,000               |
| 3 - \$1's + triple prize     | \$3     | 15,000                            | 45,000                 |
| 3 - \$3's + single prize     | \$3     | 15,200                            | 45,600                 |
| 3 - \$5's + single prize     | \$5     | 9,000                             | 45,000                 |
| 3 - \$2's + triple prize     | \$6     | 4,600                             | 27,600                 |
| 3 - \$1's + triple tripler   | \$9     | 3,600                             | 32,400                 |
| 3 - \$5's + triple prize     | \$15    | 1,500                             | 22,500                 |
| 3 - \$2's + triple tripler   | \$18    | 600                               | 10,800                 |
| 3 - \$18's + single prize    | \$18    | 640                               | 11,520                 |
| 3 - \$30's + single prize    | \$30    | 240                               | 7,200                  |
| 3 - \$10's + triple prize    | \$30    | 220                               | 6,600                  |
| 3 - \$10's + triple tripler  | \$90    | 80                                | 7,200                  |
| 3 - \$90's + single prize    | \$90    | 70                                | 6,300                  |
| 3 - \$1,000's + triple prize | \$3,000 | 2                                 | 6,000                  |
| 3 - \$6,000's + single prize | \$6,000 | 2                                 | 12,000                 |
| 3 - \$2,000's + triple prize | \$6,000 | 3                                 | 18,000                 |
| TOTAL                        |         | <u>100,757</u>                    | <u>\$353,720</u>       |

(k) The odds of winning a prize in this game are approximately one in 5.95. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

**111-4-2854. "Keep the Change" instant ticket lottery game number 200.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Keep the Change" commencing on or after July 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2854.

(b) The "prize and play symbols" and "captions" for this game are as follows:

| Prize Symbols      | Captions |
|--------------------|----------|
| FREE               | TICKET   |
| \$2. <sup>00</sup> | TWO\$    |
| \$5. <sup>00</sup> | FIVE\$   |
| 10. <sup>00</sup>  | TEN\$    |
| 25. <sup>00</sup>  | TWEN-FIV |
| 50. <sup>00</sup>  | FIFTY    |

|                     |                 |
|---------------------|-----------------|
| \$500\$             | FIVE-HUN        |
| \$5,000             | FIVTHOU         |
| <b>Play Symbols</b> | <b>Captions</b> |
| FREE                | TICKET          |
| 01¢                 | PENNY           |
| 05¢                 | NICKEL          |
| 10¢                 | DIME            |
| 25¢                 | QUARTER         |
| 50¢                 | HALF            |

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |             |
|-----|---|-------------|
| FRE | = | Free Ticket |
| TWO | = | \$2.00      |
| FIV | = | \$5.00      |
| TEN | = | \$10.00     |
| TWF | = | \$25.00     |
| FTY | = | \$50.00     |
| FHN | = | \$500.00    |

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Keep the Change" is an add-up game. A player will remove the latex material covering the game play area to reveal five play symbols or coins and one prize symbol. If the five coins add up to \$1.00 or more, the player wins the prize in the "PRIZE" box.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(j) The expected number and value of instant prizes in this game shall be as follows:

| Prize       | Expected Number of Prizes in Game | Expected Value in Game |
|-------------|-----------------------------------|------------------------|
| Free Ticket | 60,000                            | \$0                    |
| \$2         | 38,000                            | 76,000                 |
| \$5         | 19,000                            | 95,000                 |
| \$10        | 6,000                             | 60,000                 |
| \$25        | 1,240                             | 31,000                 |
| \$50        | 360                               | 18,000                 |
| \$500       | 12                                | 6,000                  |
| \$5,000     | 6                                 | 30,000                 |
| TOTAL       | <u>124,618</u>                    | <u>\$316,000</u>       |

(k) The odds of winning a prize in this game are approximately one in 4.81. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

**111-4-2855. "Bonus Crossword" instant ticket lottery game number 201.** (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Bonus  
(continued)

Crossword” commencing on or after July 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2855.

(b) The “play symbols” for this game are as follows: A - B - C - D - E - F - G - H - I - J - K - L - M - N - O - P - Q - R - S - T - U - V - W - X - Y - Z. There are no “play symbol captions” in this game.

(c) For this game, a play symbol shall appear in each of 18 play spots within the “YOUR LETTERS” play area, in each of two play spots within the “BONUS” play area, and a variable number of times within the crossword puzzle grid.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |             |
|-----|---|-------------|
| FRE | = | Free ticket |
| FIV | = | \$5.00      |
| TEN | = | \$10.00     |
| TWY | = | \$20.00     |
| HUN | = | \$100.00    |
| FHN | = | \$500.00    |

(f) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(g) “Bonus Crossword” consists of three play areas. In the upper part of the ticket there is a crossword puzzle grid that contains 11 spaces (height) by 11 spaces (width) covered by transparent latex. In the “YOUR LETTERS” play area, located in the lower part of the ticket, there are 18 letters located under opaque latex. To the right of the “YOUR LETTERS” play area is the “BONUS” play area in which there are two letters covered by opaque latex. Imaged around each of the 18 “YOUR LETTERS” and two “BONUS” letters there will be a four-sided box composed of solid lines. A player will remove the latex from the “YOUR LETTERS” and “BONUS” play areas one letter at a time, and then for each matching letter in the crossword puzzle grid scratch off the transparent latex. Each letter revealed in the “YOUR LETTERS” and “BONUS” play areas may be used an unlimited number of times in the crossword puzzle grid. If a player reveals at least three complete words in the crossword puzzle grid, the player wins the corresponding prize in the prize legend. The prize legend on the front of the ticket indicates prizes won for number of words revealed, as is also set forth in subsection (k) hereinafter.

(h) To qualify as a complete word to win a prize in this game, the words revealed must meet the following requirements:

- (1) must contain at least three letters;
- (2) cannot be formed diagonally, run right to left or from bottom to top;
- (3) must appear in an unbroken horizontal or vertical string of letters in the “crossword” puzzle;
- (4) an unbroken string of letters cannot be interrupted by a black space and must contain every single letter square between two black spaces;

(5) every single letter in the unbroken string must be revealed in “YOUR LETTERS,” or “BONUS” areas and be included to form a word; and

(6) the three small letters outside the squares in the “YOUR LETTERS” area are for validation purposes and cannot be used to play “Bonus Crossword.”

(i) Each ticket in this game may win up to one time. Only the highest prize won on each ticket will be awarded.

(j) Approximately 3,600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(k) The expected number and value of instant prizes in this game shall be as follows:

| Match      | Prizes      | Expected Number of Prizes in Game | Expected Value in Game |
|------------|-------------|-----------------------------------|------------------------|
| 3 - words  | FREE TICKET | 600,000                           | \$0                    |
| 4 - words  | \$5         | 156,000                           | 780,000                |
| 5 - words  | \$10        | 82,800                            | 828,000                |
| 6 - words  | \$20        | 27,600                            | 552,000                |
| 7 - words  | \$100       | 3,600                             | 360,000                |
| 8 - words  | \$500       | 552                               | 276,000                |
| 9 - words  | \$2,000     | 132                               | 264,000                |
| 10 - words | \$20,000    | 24                                | 480,000                |
| TOTAL      |             | <u>870,708</u>                    | <u>\$3,540,000</u>     |

(l) The odds of winning a prize in this game are approximately one in 4.13. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

**Article 9.—PULL-TAB GAMES**

**111-9-157. “Fire & Dice” pull tab ticket lottery game number 189.** (a) The Kansas lottery shall conduct a pull tab lottery game entitled “Fire & Dice” commencing on or after July 1, 2009. The rules for this game are contained in K.A.R. 111-8-1 *et seq.* and K.A.R. 111-9-157.

(b) The price of pull tab tickets sold by a retailer for this game shall be \$2.00 each.

(c) Approximately 600,000 tickets shall be ordered initially for this pull tab game which shall be packaged in packs of 150 tickets each. The ticket numbers in each pack in this game shall start with 000 and end with 149. Additional ticket orders shall have the same prize structure, the same number of prizes per pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(d) The play symbols for this game are as follows:

- Symbol of a dice
- Symbol of a 7
- Symbol of a roulette table
- Symbol of the ace of spades
- Symbol of a poker chip
- Symbol of a double bar
- Symbol of a single bar
- Symbol of a cherry

(e) For this game, three play symbols shall appear under each of eight tabs on the back of each ticket. On the front of each ticket shall appear a legend of all winning combinations using the play symbols for this game along

with the corresponding prize amount for each combination, as follows: three cherry symbols equal \$2.00; three single bar symbols equal \$5.00; three double bar symbols equal \$10.00; three poker chip symbols equal \$25.00; three ace of spades symbols equal \$50.00; three roulette table symbols equal \$100.00; three "7" symbols equal \$250.00; three die symbols equal \$2,500.00.

(f) All tabs on the back of each ticket are to be pulled open. For each combination of three play symbols matching the legend on the front of the ticket, the player wins the prize amount corresponding to each combination as shown in (h) below. All winning combinations shall be within a single window in a horizontal line.

(g) The three letters comprising the retailer validation codes used in this game shall appear in three of 24 varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |          |
|-----|---|----------|
| TWO | = | \$2.00   |
| FOR | = | \$4.00   |
| FIV | = | \$5.00   |
| SEV | = | \$7.00   |
| TEN | = | \$10.00  |
| TWF | = | \$25.00  |
| THF | = | \$35.00  |
| FTY | = | \$50.00  |
| HUN | = | \$100.00 |
| THY | = | \$250.00 |

(h) The number and value of prizes in this game and winning combinations shall be as follows: (See corresponding play symbol values in subsection (e) above.)

| Get                                      | Prizes  | Expected Number of Prizes in Game | Expected Value in Game |
|--|---------|-----------------------------------|------------------------|
| \$2                                      | \$2     | 82,000                            | \$164,000              |
| \$2 + \$2                                | \$4     | 28,120                            | 112,480                |
| \$5                                      | \$5     | 26,000                            | 130,000                |
| \$5 + \$2                                | \$7     | 16,000                            | 112,000                |
| \$10                                     | \$10    | 4,000                             | 40,000                 |
| \$5 + \$5                                | \$10    | 4,000                             | 40,000                 |
| \$25                                     | \$25    | 1,000                             | 25,000                 |
| \$5 + \$10 + \$10                        | \$25    | 1,100                             | 27,500                 |
| \$5 + \$5 + \$5 + \$5 + \$5              | \$25    | 1,200                             | 30,000                 |
| \$2 + \$2 + \$2 + \$2 + \$2 + \$5 + \$10 | \$25    | 1,200                             | 30,000                 |
| \$5 + \$5 + \$5 + \$5 + \$5 + \$5 + \$5  | \$35    | 500                               | 17,500                 |
| \$5 + \$10 + \$10 + \$10                 | \$35    | 500                               | 17,500                 |
| \$50                                     | \$50    | 250                               | 12,500                 |
| \$5 + \$5 + \$5 + \$5 + \$25             | \$50    | 250                               | 12,500                 |
| \$100                                    | \$100   | 100                               | 10,000                 |
| \$250                                    | \$250   | 40                                | 10,000                 |
| \$2,500                                  | \$2,500 | 10                                | 25,000                 |
| TOTAL                                    |         | <u>166,270</u>                    | <u>\$815,980</u>       |

(i) Each ticket in this game may have up to seven winning combinations.

(j) The overall odds of winning a prize in this game are approximately one in 3.61. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

**111-9-158. "Payday" pull tab ticket lottery game number 190.** (a) The Kansas lottery shall conduct a pull tab lottery game entitled "Payday" commencing on or after July 1, 2009. The rules for this game are contained in K.A.R. 111-8-1 *et seq.* and K.A.R. 111-9-158.

(b) The price of pull tab tickets sold by a retailer for this game shall be \$2.00 each.

(c) Approximately 600,000 tickets shall be ordered initially for this pull tab game which shall be packaged in packs of 150 tickets each. The ticket numbers in each pack in this game shall start with 000 and end with 149. Additional ticket orders shall have the same prize structure, the same number of prizes per pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(d) The play symbols for this game are as follows:

- Symbol of a stack of bills
- Symbol of \$
- Symbol of an ATM machine
- Symbol of a credit card
- Symbol of Benjamin Franklin
- Symbol of a piggy bank
- Symbol of a stack of gold coins
- Symbol of a gold token

(e) For this game, three play symbols shall appear under each of eight tabs on the back of each ticket. On the front of each ticket shall appear a legend of all winning combinations using the play symbols for this game along with the corresponding prize amount for each combination, as follows: three gold token symbols equal \$2.00; three stack of gold coins symbols equal \$5.00; three piggy bank symbols equal \$10.00; three Benjamin Franklin symbols equal \$25.00; three credit card symbols equal \$50.00; three ATM machine symbols equal \$100.00; three \$ symbols equal \$250.00; three stack of bills symbols equal \$2,500.00.

(f) All tabs on the back of each ticket are to be pulled open. For each combination of three play symbols matching the legend on the front of the ticket, the player wins the prize amount corresponding to each combination as shown in (h) below. All winning combinations shall be within a single window in a horizontal line.

(g) The three letters comprising the retailer validation codes used in this game shall appear in three of 24 varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

|     |   |          |
|-----|---|----------|
| TWO | = | \$2.00   |
| FOR | = | \$4.00   |
| FIV | = | \$5.00   |
| SEV | = | \$7.00   |
| TEN | = | \$10.00  |
| TWF | = | \$25.00  |
| THF | = | \$35.00  |
| FTY | = | \$50.00  |
| HUN | = | \$100.00 |
| THY | = | \$250.00 |

(h) The number and value of prizes in this game and winning combinations shall be as follows: (See corresponding play symbol values in subsection (e) above.)

| Get       | Prizes | Expected Number of Prizes in Game | Expected Value in Game |
|-----------|--------|-----------------------------------|------------------------|
| \$2       | \$2    | 82,000                            | \$164,000              |
| \$2 + \$2 | \$4    | 28,120                            | 112,480                |
| \$5       | \$5    | 26,000                            | 130,000                |
| \$5 + \$2 | \$7    | 16,000                            | 112,000                |

(continued)

|  |       |       |        |
|--|-------|-------|--------|
| \$10                                     | \$10  | 4,000 | 40,000 |
| \$5 + \$5                                | \$10  | 4,000 | 40,000 |
| \$25                                     | \$25  | 1,000 | 25,000 |
| \$5 + \$10 + \$10                        | \$25  | 1,100 | 27,500 |
| \$5 + \$5 + \$5 + \$5 + \$5              | \$25  | 1,200 | 30,000 |
| \$2 + \$2 + \$2 + \$2 + \$2 + \$5 + \$10 | \$25  | 1,200 | 30,000 |
| \$5 + \$5 + \$5 + \$5 + \$5 + \$5 + \$5  | \$35  | 500   | 17,500 |
| \$5 + \$10 + \$10 + \$10                 | \$35  | 500   | 17,500 |
| \$50                                     | \$50  | 250   | 12,500 |
| \$5 + \$5 + \$5 + \$5 + \$25             | \$50  | 250   | 12,500 |
| \$100                                    | \$100 | 100   | 10,000 |
| \$250                                    | \$250 | 40    | 10,000 |

|         |         |         |           |
|---------|---------|---------|-----------|
| \$2,500 | \$2,500 | 10      | 25,000    |
| TOTAL   |         | 166,270 | \$815,980 |

(i) Each ticket in this game may have up to seven winning combinations.  
 (j) The overall odds of winning a prize in this game are approximately one in 3.61. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-6-29-09, June 17, 2009.)

Ed Van Petten  
 Executive Director

Doc. No. 037252

**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    |
| 4-28-8   |         |                   |
| through  |         |                   |
| 4-28-16  | New     | V. 27, p. 191-195 |

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

| Reg. No. | Action  | Register             |
|----------|---------|----------------------|
| 5-1-1    | Amended | V. 27, p. 1549       |
| 5-1-2    | Amended | V. 27, p. 1553       |
| 5-1-7    | Amended | V. 27, p. 1553       |
| 5-2-4    | New     | V. 27, p. 1554       |
| 5-3-3    | Amended | V. 27, p. 1554       |
| 5-3-4    | Amended | V. 27, p. 1555       |
| 5-3-4a   | 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       |
| 5-9-1a   |         |                      |
| through  |         |                      |
| 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       |
| 5-45-19  |         |                      |
| through  |         |                      |
| 5-45-23  | New     | V. 27, p. 1441, 1442 |

**AGENCY 7: SECRETARY OF STATE**

| Reg. No. | Action  | Register          |
|----------|---------|-------------------|
| 7-16-1   | Amended | V. 27, p. 1548    |
| 7-16-2   | Amended | V. 27, p. 1548    |
| 7-17-1   | Amended | V. 27, p. 965     |
| 7-17-4   | Amended | V. 27, p. 966     |
| 7-17-11  | Amended | V. 27, p. 966     |
| 7-17-19  | Amended | V. 27, p. 966     |
| 7-17-21  | Amended | V. 27, p. 966     |
| 7-17-22  | Amended | V. 27, p. 966     |
| 7-17-24  | Amended | V. 27, p. 967     |
| 7-21-1   | Amended | V. 27, p. 967     |
| 7-21-2   | Amended | V. 27, p. 967     |
| 7-21-3   | Revoked | V. 27, p. 967     |
| 7-21-4   | New     | V. 27, p. 967     |
| 7-23-13  | Revoked | V. 27, p. 968     |
| 7-37-2   | Revoked | V. 27, p. 968     |
| 7-38-2   | Revoked | V. 27, p. 968     |
| 7-41-1   |         |                   |
| through  |         |                   |
| 7-41-7   | Amended | V. 28, p. 193-195 |
| 7-41-8   | Revoked | V. 28, p. 195     |
| 7-41-9   | Revoked | V. 28, p. 195     |

|         |         |                    |
|---------|---------|--------------------|
| 7-41-10 |         |                    |
| through |         |                    |
| 7-41-17 | Amended | V. 28, p. 195, 196 |
| 7-41-18 |         |                    |
| through |         |                    |
| 7-41-29 | Revoked | V. 28, p. 196      |
| 7-41-30 | Amended | V. 28, p. 196      |
| 7-41-31 | Revoked | V. 28, p. 196      |
| 7-41-32 | Amended | V. 28, p. 196      |
| 7-41-33 | Amended | V. 28, p. 197      |
| 7-41-34 | New     | V. 28, p. 197      |
| 7-41-35 | New     | V. 28, p. 197      |
| 7-45-1  | New     | V. 27, p. 968      |
| 7-45-2  | New     | V. 27, p. 968      |

**AGENCY 11: STATE CONSERVATION COMMISSION**

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

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

| Reg. No. | Action  | Register       |
|----------|---------|----------------|
| 14-8-6   | Revoked | V. 27, p. 1214 |
| 14-8-7   | Amended | V. 27, p. 1214 |
| 14-8-8   | Revoked | V. 27, p. 1214 |
| 14-8-12  | Revoked | V. 27, p. 1214 |
| 14-17-7  | New     | V. 27, p. 1214 |

**AGENCY 17: OFFICE OF THE STATE BANK COMMISSIONER**

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

**AGENCY 19: GOVERNMENTAL ETHICS COMMISSION**

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

**AGENCY 22: STATE FIRE MARSHAL**

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

## AGENCY 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      |
| 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 |

(continued)

|           |         |               |
|-----------|---------|---------------|
| 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      |

**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  |
| 100-29-16  | Amended     | V. 28, p. 1060 |
| 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  |
| 100-55-7   | Amended     | V. 28, p. 1061 |
| 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     | V. 27, p. 1838 |
| 105-11-1 | Amended (T) | V. 28, p. 1079 |

**AGENCY 108: STATE EMPLOYEES  
HEALTH CARE COMMISSION**

| Reg. No. | Action  | Register       |
|----------|---------|----------------|
| 108-1-4  | Amended | V. 28, p. 1062 |

**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        |
| <b>AGENCY 110: DEPARTMENT OF COMMERCE</b> |               |                      |
| <b>Reg. No.</b>                           | <b>Action</b> | <b>Register</b>      |
| 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      |
| 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      |
| 111-7-233 through 111-7-237   | New     | V. 28, p. 57, 58    |
| 111-7-238 through 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        |

**AGENCY 112: RACING AND GAMING COMMISSION**

| Reg. No.                      | Action | Register            |
|-------------------------------|--------|---------------------|
| 112-12-15                     | New    | V. 28, p. 797       |
| 112-13-6                      | New    | V. 28, p. 376       |
| 112-100-1 through 112-100-7   | New    | V. 27, p. 1378      |
| 112-101-1 through 112-101-16  | New    | V. 28, p. 376-379   |
| 112-103-1 through 112-103-12  | New    | V. 28, p. 376-382   |
| 112-103-15                    | New    | V. 28, p. 382       |
| 112-103-16                    | New    | V. 28, p. 382       |
| 112-104-1 through 112-104-33  | New    | V. 27, p. 1378-1406 |
| 112-105-1 through 112-105-7   | New    | V. 27, p. 1406-1408 |
| 112-106-1 through 112-106-7   | New    | V. 27, p. 1408-1411 |
| 112-107-1                     | New    | V. 28, p. 424       |
| 112-107-2                     | New    | V. 28, p. 424       |
| 112-107-3                     | New    | V. 28, p. 424       |
| 112-107-5                     | New    | V. 28, p. 428       |
| 112-107-6                     | New    | V. 28, p. 428       |
| 112-107-7                     | New    | V. 28, p. 428       |
| 112-107-9                     | New    | V. 28, p. 429       |
| 112-107-10                    | New    | V. 28, p. 429       |
| 112-107-11                    | New    | V. 28, p. 430       |
| 112-107-13 through 112-107-32 | New    | V. 28, p. 430-440   |

|                              |     |                     |
|------------------------------|-----|---------------------|
| 112-107-34                   | New | V. 28, p. 441       |
| 112-110-1 through 112-110-13 | New | V. 28, p. 464-470   |
| 112-111-1 through 112-111-5  | New | V. 28, 470-472      |
| 112-112-1 through 112-112-9  | New | V. 27, p. 1411-1413 |
| 112-113-1                    | New | V. 28, p. 382       |
| 112-114-1 through 112-114-6  | New | V. 28, p. 472       |
| 112-114-8 through 112-114-12 | New | V. 28, p. 472, 473  |
| 112-114-14                   | New | V. 28, p. 473       |

**AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS**

| Reg. No.  | Action  | Register       |
|-----------|---------|----------------|
| 115-2-1   | Amended | V. 27, p. 1704 |
| 115-2-3   | Amended | V. 27, p. 1264 |
| 115-2-3a  | Amended | V. 27, p. 1705 |
| 115-2-5   | Amended | V. 27, p. 1265 |
| 115-4-1   | Amended | V. 28, p. 569  |
| 115-4-4   | Amended | V. 27, p. 403  |
| 115-4-4a  | Amended | V. 27, p. 403  |
| 115-4-6   | Amended | V. 27, p. 109  |
| 115-4-6a  | Revoked | V. 27, p. 112  |
| 115-4-13  | Amended | V. 27, p. 404  |
| 115-4-14  | Revoked | V. 27, p. 112  |
| 115-7-1   | Amended | V. 27, p. 1707 |
| 115-7-2   | Amended | V. 27, p. 1708 |
| 115-7-8   | Amended | V. 27, p. 405  |
| 115-7-9   | Amended | V. 27, p. 406  |
| 115-8-1   | Amended | V. 28, p. 571  |
| 115-8-9   | Amended | V. 27, p. 1265 |
| 115-8-10  | Amended | V. 27, p. 1265 |
| 115-8-13  | Amended | V. 27, p. 112  |
| 115-15-1  | Amended | V. 28, p. 1079 |
| 115-15-2  | Amended | V. 28, p. 1080 |
| 115-18-7  | Amended | V. 27, p. 406  |
| 115-18-21 | New     | V. 27, p. 1708 |

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

| Reg. No. | Action  | Register       |
|----------|---------|----------------|
| 117-1-1  | Amended | V. 28, p. 373  |
| 117-2-2a | Amended | V. 28, p. 373  |
| 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  |
| 117-5-2a | Amended | V. 28, p. 375  |
| 117-6-1  | Amended | V. 28, p. 1029 |
| 117-7-1  | Amended | V. 28, p. 375  |
| 117-10-1 | New     | V. 28, p. 375  |

**AGENCY 121: DEPARTMENT OF CREDIT UNIONS**

| Reg. No. | Action  | Register       |
|----------|---------|----------------|
| 121-9-1  | Amended | V. 28, p. 457  |
| 121-10-1 | New     | V. 27, p. 1099 |
| 121-10-2 | New     | V. 27, p. 1099 |
| 121-11-1 | New     | V. 28, p. 457  |
| 121-11-2 | New     | V. 28, p. 457  |
| 121-12-1 | New     | V. 28, p. 459  |

**AGENCY 127: KANSAS HOUSING RESOURCES CORPORATION**

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

**AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION**

| Reg. No. | Action  | Register      |
|----------|---------|---------------|
| 128-1-1  | New (T) | V. 27, p. 106 |
| 128-1-1  | New     | V. 27, p. 358 |
| 128-2-1  | New     | V. 27, p. 360 |

(continued)

|          |         |                   |                                  |               |                 |            |     |                |
|----------|---------|-------------------|----------------------------------|---------------|-----------------|------------|-----|----------------|
| 128-2-3  |         |                   | 128-6-1                          | New           | V. 27, p. 368   | 129-10-15a | New | V. 27, p. 1346 |
| through  |         |                   | 128-6-2                          | New           | V. 27, p. 371   | 129-10-15b | New | V. 27, p. 1348 |
| 128-2-13 | New     | V. 27, p. 360-362 | 128-6-4                          | New           | V. 27, p. 374   | 129-10-17  | New | V. 27, p. 1348 |
| 128-2-12 | New (T) | V. 27, p. 107     | <b>AGENCY 129: KANSAS HEALTH</b> |               |                 |            |     |                |
| 128-3-1  | New     | V. 27, p. 362     | <b>POLICY AUTHORITY</b>          |               |                 |            |     |                |
| 128-4-1  |         |                   | <b>Reg. No.</b>                  | <b>Action</b> | <b>Register</b> | 129-10-23a | New | V. 27, p. 1353 |
| through  |         |                   | 129-5-1                          | Amended       | V. 27, p. 628   | 129-10-23b | New | V. 27, p. 1353 |
| 128-4-9  | New     | V. 27, p. 363-367 | 129-5-78                         | New           | V. 27, p. 1022  | 129-10-25  | New | V. 27, p. 1354 |
| 128-4a-1 | New     | V. 27, p. 367     | 129-5-108                        | Amended       | V. 27, p. 1346  | 129-10-26  | New | V. 27, p. 1355 |
| 128-5-1  | New     | V. 27, p. 367     |                                  |               |                 | 129-10-27  | New | V. 27, p. 1356 |
| 128-5-2  | New     | V. 27, p. 368     |                                  |               |                 | 129-10-200 | New | V. 27, p. 1356 |
|          |         |                   |                                  |               |                 | 129-10-210 | New | V. 27, p. 1358 |

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

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

**\$15 each, includes shipping and handling.**

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



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

Please send \_\_\_\_\_

Clip and mail

**Kansas Register Binders @ \$15**

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

Total enclosed \_\_\_\_\_

Ship to:

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

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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

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

---

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

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

**Total Enclosed**  
**(Make check payable to the Kansas Register)**

**Send to:** \_\_\_\_\_

(Please, no  
more than  
4 address  
lines.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Zip code must be included


Rec. No. \_\_\_\_\_ Exp. \_\_\_\_\_ Code \_\_\_\_\_

This space for Register office use only.

---

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

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



Indicate change of name or address  
here:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

---

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