

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 28, No. 31 July 30, 2009 Pages 1147-1170

n this issue Pag	ıge
Legislative interim committee schedule	48
Department of Administration—Division of Facilities Management Notices of commencement of negotiations for architectural services 114 Requests for bids for construction services 1149, 115	
Kansas Insurance Department Notice of hearing on proposed administrative regulations	50
State Board of Technical Professions Notice of hearing on proposed administrative regulations	51
Kansas Water Authority Notice of meetings	
Kansas Department of Transportation	
Notice to contractors	
Kansas Housing Resources Corporation Notice of hearing on the 2010 Kansas Consolidated Plan	53
Kansas Commission on Veterans' Affairs Notice of meeting	53
Department of Administration—Division of Purchases Notice to bidders for state purchases	
Pooled Money Investment Board Notice of investment rates	
Notice of Bond Sale City of Gardner	55
City of Spring Hill	56
University of Kansas Notice to bidders	57
Kansas State University Notice to bidders	57
Department of Health and Environment	
Notice concerning water pollution control permits/applications	57 .60
City of Wichita Notice to bidders	
Kansas Department of Credit Unions Notices of application for change in field of membership	61
Permanent Administrative Regulations Racing and Gaming Commission	
Index to administrative regulations	

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of August 6-7. 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
Aug. 6 Aug. 7	545-N 545-N	10:00 a.m 9:00 a.m.	Kansas DUI Commission	Briefing on substance abuse interventions: evidence-based practices; briefing by staff on topics requested; briefing on regional issues in DUI prosecution; open forum; and an off-site demonstration of the ignition interlock device and the alcohol monitor.
Aug. 7	535-N	9:00 a.m.	2010 Commission	Review State General Fund tax receipts as related to education programs; and review early childhood programming and improving parent involvement in public schools.

Jeffrey M. Russell Director of Legislative Administrative Services

Doc. No. 037340

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.

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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



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Department of Administration Division of Facilities Management

Notice of Commencement of Negotiations for "On-Call" Architectural Services

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for restricted (small) projects for the state of Kansas, Department of Commerce, Main Street Program. Contracts will be for one year, renewable for two additional one-year periods.

For more information concerning the scope of services, contact Jeanne Stinson, (785) 296-3485. Firms interested in providing these services should be familiar with the requirements of Chapter 9 of the Building Design and Construction Manual at the Web site below.

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a State of Kansas Capital Improvement Project Qualifications form (including a letter of interest), information regarding similar projects, and a State of Kansas General Qualifications form for each firm and consultant.

Proposals should be concise and follow the 2009 State Building Advisory Commission guidelines, available to firms at http://da.ks.gov/fp/ or by contacting Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, Phyllis.Fast@da.ks.gov. Submittals should be received by Phyllis Fast before noon August 14.

Marilyn L. Jacobson, Director Division of Facilities Management

Doc. No. 037331

State of Kansas

Department of Administration Division of Facilities Management

Request for Bids for Construction Services

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

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

Package F: Multidisciplinary Research Building (MRB) Central Plant Upgrades

Special conditions for this project include, but are not limited to, special site conditions for parking and storage, usage and access, working hours, construction schedule requirements and phasing.

Subcontractors and suppliers are encouraged to carefully review all of the bidding documents for the unique aspects of the project.

Subcontractor and supplier bids will be received until 2 p.m. August 20. Bids will be received by J.E. Dunn Con-

struction Company, 2119 Simons Drive, Lawrence, KS 66047. Bids also may be e-mailed to Tracy.King@ jedunn.com. Bidders not already on the Kansas Division of Facilities Management's prequalified contractors list shall accompany their bid with a statement of qualifications indicating their organization's history and structure, past experience, claims and lawsuits, and bonding capacity. Alternatively, bidders may submit qualifications on either AIA Document A305 or AGC Document No. 221. All bidders must prequalify in J.E. Dunn's Subcontractor Management System (SMS). The link to the SMS Web site is www.jedunn.com/spq.

Plans and specifications for the project are available for review, print and download via the following link: http://www.m-repro.com/jedunn/kupharmacy. A copy of the bid documents will be available for review in J.E. Dunn's plan rooms located at 433 S. Kansas Ave., Topeka, 66603, and 1001 Locust, Kansas City, MO 64106.

A pre-bid conference will be held at a date and time to be determined in the Multidisciplinary Research Building, University of Kansas, Lawrence. Please check the calendar on My Smart Plans for this information.

> Marilyn L. Jacobson, Director Division of Facilities Management

Doc. No. 037333

State of Kansas

Department of Administration Division of Facilities Management

Notice of Commencement of Negotiations for "On-Call" Architectural Services

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for restricted (small) projects for the Kansas Commission on Veterans' Affairs. Contracts will be for one year, renewable for two additional one-year periods.

For more information concerning the scope of services, contact Jim Hays, (620) 221-9479 (ext. 201). Firms interested in providing these services should be familiar with the requirements of Chapter 9 of the Building Design and Construction Manual at the Web site below.

To be considered, five (5) bound proposals and one (1) PDF file on a CD of the following should be provided: a State of Kansas Capital Improvement Project Qualifications form (including a letter of interest), information regarding similar projects, and a State of Kansas General Qualifications form for each firm and consultant. Proposals should be concise and follow the 2009 State Building Advisory Commission guidelines, available to firms at http://da.ks.gov/fp/ or by contacting Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, Phyllis.Fast@da.ks.gov. Submittals should be received by Phyllis Fast before noon August 14.

Marilyn L. Jacobson, Director Division of Facilities Management

Kansas Insurance Department

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Monday, September 28, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka, to consider the adoption of proposed rules and regulations.

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 rules and regulations. All interested parties may submit written comments prior to the hearing to John Wine, Kansas Insurance Department, 420 S.W. 9th, Topeka, 66612-1678, via facsimile at (785) 291-3673, or via e-mail at jwine@ksinsurance.org. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing.

A summary of the proposed regulations and their economic impact follows:

K.A.R. 40-3-56, 40-3-57 and 40-3-58. The proposed regulations implement 2009 House Bill No. 2214, which adopts the controlled insurance programs act. Controlled insurance programs are commonly called wrap-up insurance programs and can apply to liability or workers compensation coverage, or both, in construction projects. New Section 3 specifically requires the Kansas Insurance Department to adopt regulations imposing the requirements set forth in these proposed regulations.

The proposed regulations are not mandated by federal law.

Controlled insurance programs are not prohibited by current law and are currently in place in some large construction projects. Adoption of these regulations, as required by H.B. 2214, will specify certain requirements for controlled insurance programs that could increase or decrease the cost to various parties to the contracts. Because little is known about the cost sharing of current programs, it is impossible to determine what, if any, additional costs will be incurred or what parties would be responsible for any increased costs. The proposed regulations will not have any ascertainable economic impact on private parties, government agencies, regulated entities, large or small businesses, or the general public.

The proposed regulations achieve the stated purpose of implementing H.B. 2214 by the most effective and least costly method and, therefore, no other methods were considered. Interested parties were given the opportunity to review the proposed regulations and did not have any less costly recommendations.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and the economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting John Wine at (785) 296-7847 or via e-mail at jwine@ksinsurance.org. Any individual desiring a copy of these regulations and/or the policy and procedure that is being adopted by reference, if applicable, may obtain a copy from the depart-

ment's Web site at www.ksinsurance.org (under the Legal Issues link) or by contacting John Wine. The charge for copies is 50 cents per page.

Sandy Praeger Kansas Insurance Commissioner

Doc. No. 037332

State of Kansas

Department of Administration Division of Facilities Management

Request for Bids for Construction Services

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

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

Bid Package J: Doors, Frames, and Door Hardware

Special conditions for this project include, but are not limited to, special site conditions for parking and storage, usage and access, working hours, construction schedule requirements and phasing.

Subcontractors and suppliers are encouraged to carefully review all of the bidding documents for the unique aspects of the project.

Subcontractor and supplier bids will be received until 2 p.m. August 20. Bids will be received by J.E. Dunn Construction Company, 2119 Simons Drive, Lawrence, KS 66047. Bids also may be e-mailed to Tracy.King@ jedunn.com. Bidders not already on the Kansas Division of Facilities Management's prequalified contractors list shall accompany their bid with a statement of qualifications indicating their organization's history and structure, past experience, claims and lawsuits, and bonding capacity. Alternatively, bidders may submit qualifications on either AIA Document A305 or AGC Document No. 221. All bidders must prequalify in J.E. Dunn's Subcontractor Management System (SMS). The link to the SMS Web site is www.jedunn.com/spq.

Plans and specifications for the project are available for review, print and download via the following link: http://www.m-repro.com/jedunn/kupharmacy. A copy of the bid documents will be available for review in J.E. Dunn's plan rooms located at 433 S. Kansas Ave., Topeka, 66603, and 1001 Locust, Kansas City, MO 64106.

A pre-bid conference will be held at a date, time and location to be determined. Please check the calendar on My Smart Plans for this information.

Marilyn L. Jacobson, Director Division of Facilities Management

Board of Technical Professions

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 11 a.m. Friday, October 2, in Suite 507, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed changes to existing rules and regulations of the Board of Technical Professions.

This 60–day notice of public hearing shall constitute a public comment period for the purpose of receiving public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Board of Technical Professions, Suite 507, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, or by e-mail to jeanb@ksbtp.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least 10 working days in advance of the hearing by contacting Jean Boline at (785) 296-3053 or by e-mail at jeanb@ksbtp.ks.gov.

The following is a brief summary of the substance of the proposed regulations:

Article 6

K.A.R. 66-6-4. Professional conduct. Paragraph (v) is being added to adopt by reference the "land survey reference report" form as adopted by the Kansas Society of Land Surveyors.

K.A.R. 66-6-6. Renewal of licenses and certificates of authorization. Paragraph (b) is being revised to conform to statutes revised by the 2009 Legislature. Renewals for certificates of authorization will now be split so that business entities whose name begins with a letter A-L will renew in even-numbered years and those whose name begins with a letter M-Z will renew in odd-numbered years. This split will occur after the December 2010 renewals.

K.A.R. 66-6-8. This regulation is being revoked. It is not necessary as it only repeats language from the statutes.

K.A.R. 66-6-9. This regulation is being revoked. It is not necessary as it only repeats language from the statutes.

Article 7

K.A.R. 66-7-2. Applications for certificate of authorization. This existing regulation is being revised to conform to revised statutes. "Corporation" is changed to "business entity" and types of documents required are changed.

Article 8

K.A.R. 66-8-1. This regulation is being revoked. The board will no longer proctor exam candidates from other jurisdictions.

K.A.R. 66-8-3. Engineering examinations; K.A.R. 66-8-4. Land surveyor examinations; K.A.R. 66-8-7. Geology examinations. These existing regulations are being revised to remove outdated language concerning transfer credits and to clarify that required experience must be completed before an application form is submitted.

Article 9

K.A.R. 66-9-4. Engineering curriculum approved by the board. This existing regulation is being revised to clarify that an engineering degree must be approved by the Engineering Accreditation Commission of the Accreditation Board for Engineering and Technology.

Article 10

K.A.R. 66-10-1. Architectural experience of a character satisfactory to the board. This existing regulation is being revised to remove the date reference from the IDP program to conform to the format used by the National Council of Architectural Registration Boards (NCARB).

K.A.R. 66-10-9. Engineering experience of a character that is satisfactory to the board. This existing regulation is being revised to remove outdated language and to add experience credit for a doctoral degree.

K.A.R. 66-10-14. Professional engineering, land surveying, and geology experience standards acceptable to the board for reciprocity applicants. This existing regulation is being revised to add engineering experience credit for a doctoral degree.

Article 11

K.A.R. 66-11-1. Intern engineer certificate; K.A.R. 66-11-1a. Intern geologist certificate; K.A.R. 66-11-1b. Intern land surveyor certificate. These existing regulations are being revised to conform to the revised statutes.

K.A.R. 66-11-4. Admission requirements for fundamentals of geology examination. This existing regulation is being revised to correct language describing the geology curriculum.

<u>Fiscal Impact Statement:</u> There is no anticipated economic impact on the Board of Technical Professions. These regulations are not mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program. There are no additional costs anticipated for licensees.

Copies of the full text of the regulations and the economic impact statement may be obtained by contacting the Board of Technical Professions at the address and phone number given above; from the board's Web site at www.kansas.gov/ksbtp; or by e-mail request to vickyg@ksbtp.ks.gov.

Jean Boline Executive Director

Kansas Water Authority

Notice of Meetings

The Kansas Water Authority will meet Thursday and Friday, August 13-14, at the Friendship Center, 746 Commanche Ave., Salina. The meeting begins at 11:30 a.m. Thursday, August 13, and at 8:45 a.m. Friday, August 14.

The agenda is posted on the Kansas Water Office's Web site at www.kwo.org or an agenda may be requested by calling (785) 296-3185 or toll free (888) 526-9283 (KANWATER). If special accommodations are needed at the meeting site, please contact the Kansas Water Office at least two days in advance of the meeting.

Steve Irsik Chairman

Doc. No. 037326

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Eisenhower State Office Building, fourth floor west wing, 700 S.W. Harrison, Topeka, until 1 p.m. August 19 and then publicly opened:

District One — Northeast

Johnson—46 C-4248-01 — 143rd Street over Captain Creek, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

Johnson—7-46 KA-0761-01 — K-7 and 67th Street in the city of Shawnee and K-7 and 83rd Street in the city of Lenexa, lighting. (Federal Funds)

Johnson—435-46 KA-1298-01 — I-435 bridge, 0.8 mile north of the junction of K-10, bridge repair. (State Funds)

Johnson—35-46 KA-1512-01 — 100 feet right of I-35 near the Johnson/Wyandotte county line, stream stabilization. (State Funds)

Leavenworth—52 C-4491-01 — Pedestrian and bicycle paths in the city of Tonganoxie. (Federal Funds)

Leavenworth—52 C-4551-01 — County bridge, 1.4 miles east of Jarbalo, 0.1 mile, bridge repair. (Federal Funds)

Leavenworth—52 U-2235-01 — U.S. 24 at Northstar Drive in Tonganoxie, traffic signals. (Federal Funds)

Marshall—9-58 KA-1676-01 — K-9 from the east junction of U.S. 77 east to the west city limits of Frankfort, 11.9 miles, crack repair. (State Funds)

District Two — Northcentral

Chase—177-9 KA-1798-01 — K-177 bridge over Rock Creek, 14.1 miles north of the Butler/Chase county line, joint repair. (State Funds)

Ellsworth-Lincoln—232-106 KA-1714-01 — K-232 from Old Highway 40 north to the Lincoln County line; K-232 from the Lincoln County line north to the Russell County line, 8.3 miles, seal. (State Funds)

Geary—70-31 KA-1250-01 — I-70 bridge, 2 miles east of the west junction of U.S. 40, bridge repair. (State Funds)

Mitchell—62 C-4572-01 — County routes 466 and 1029 south of Glen Elder then north 3 miles, surfacing. (Federal Funds)

Ottawa—106-72 KA-1614-01 — K-106 bridge, 0.2 mile west of U.S. 81, bridge repair. (State Funds)

District Three — Northwest

Rooks—82 C-4554-01 — County routes 916 and 1729 south of Woodston 2.6 miles, surfacing. (Federal Funds)

District Four — Southeast

Cherokee—11 K-6799-03 — U.S. 166 from the Kansas-Oklahoma state line north to Columbus, 9 miles, seeding. (State Funds).

Wilson—103 C-4395-02 — Pedestrian and bicycle path in Neodesha. (Federal Funds)

District Five — Southcentral

District—106 K-5928-04 — Various locations in District Five, 148.6 miles, signing. (Federal Funds)

Butler—8 N-0390-01 — Andover Road from Harry Street to 1,100 feet south of U.S. 54 in Andover, 0.8 mile, grading and surfacing. (Federal Funds)

Harper—160-39 KA-1597-01 — U.S. 160, 7.6 miles east of the north junction of K-2, bridge repair. (State Funds)

District Six — Southwest

Ford—400-29 K-8237-04 — U.S. 50, 1.5 miles west of U.S.50/U.S. 50B south to U.S. 56 at Dodge City, signing. (Federal Funds)

Scott—86 C-4579-01 — County road, 2 miles west of K-95, surfacing. (Federal Funds)

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

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

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

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

Deb Miller Secretary of Transportation

Department of Transportation

Public Notice

The Kansas Department of Transportation will designate 9.30 percent of all federal funds from October 1, 2009 to September 30, 2010, for participation of certified disadvantaged businesses with work involving KDOT, its consultants and contractors.

KDOT's Office of Civil Rights will accept comments on this policy prior to October 1. Comments must be written and may be mailed, faxed or e-mailed to Debra Hepp, KDOT Civil Rights, Suite 350, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603, fax (785) 296-0723, e-mail dhepp@ksdot.org.

The goal and rational are available for inspection at the KDOT Office of Civil Rights during normal business hours, 8 a.m. to 4 p.m. Monday through Friday, for 30 days following the publication date of this notice.

Any business may apply for DBE certification. To be eligible, a firm must meet the criteria of 49 Code of Federal Regulation, Part 26, Subpart D. For more information or an application, call the KDOT Office of Civil Rights at (785) 296-7940.

Deb Miller Secretary of Transportation

Doc. No. 037337

State of Kansas

Kansas Housing Resources Corporation

Notice of Hearing

The state of Kansas will conduct a public hearing from 1 to 2:30 p.m. Thursday, August 6, in the Derrick Room of Perkins Restaurant, 2920 10th St., Great Bend, on housing needs and issues for citizens to have input into the development of the 2010 Kansas Consolidated Plan. The Consolidated Plan is the state's policy framework for federal community development and housing programs.

Resources available in 2010 are estimated to include approximately \$17,215,000 from the Community Development Block Grant (CDBG), \$8,552,000 from HOME Investment Partnerships (HOME), \$896,000 from the Emergency Shelter Grant (ESG), and \$357,000 from Housing Opportunities for Persons with AIDS (HOPWA) programs.

Individuals with disabilities or limited English proficiency are welcome to attend and participate in the public hearing. Persons in need of a sign language interpreter, an assistive listening device, large print or Braille material, or other accommodation to attend this hearing are asked to notify KHRC at least five days prior to the hearing. Requests may be addressed to KHRC, 611 S. Kansas Ave., Suite 300, Topeka, 66603-3803, or by calling (785) 296-5865 or via the Kansas Relay Service, (800) 766-3777.

Gary Allsup Executive Director

Doc. No. 037339

State of Kansas

Commission on Veterans' Affairs

Notice of Meeting

The Kansas Commission on Veterans' Affairs will meet at 10 a.m. Wednesday, August 12, in the Florentine Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend. For more information, call (785) 296-3976.

Jack Fowler Executive Director

Doc. No. 037322

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:

08/12/2009	12396	Translation & Interpretation Services (Languages and Disability Related)
08/25/2009	12414	Physical Therapy Services
08/25/2009	12415	Highway 400 Reclamation Project
08/28/2009	12392	Environmental Services for Dry-
		cleaning Facility Release Trust
		Fund Program
09/01/2009	12406	Enrollment Management Consult-
		ing Services

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

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

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

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

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

08/18/2009	A-010995	School of Medicine — Wichita
		Electrical Infrastructure Upgrade,
		University of Kansas, Wichita
08/20/2009	A-011106	Center for Child Development —
		Sanitary Sewer, Kansas Štate
		University, Manhattan
08/25/2009	A-011178	Various Buildings — Metal Roof
		Retrofit, Norton Correctional
		Facility, Norton
08/27/2009	A-010970	Pharmacy and Standardized
		Training Addition — University
		of Kansas School of Medicine-
		Wichita

Chris Howe Director of Purchases

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 7-27-09 through 8-2-09

Term	Rate
1-89 days	0.15%
3 months	0.14%
6 months	0.25%
1 year	0.45%
18 months	0.77%
2 years	1.04%

Elizabeth B.A. Miller Director of Investments

Doc. No. 037319

(Published in the Kansas Register July 30, 2009.)

Summary Notice of Bond Sale City of Gardner, Kansas \$7,705.000*

General Obligation Bonds, Series 2009A (General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the notice of sale dated August 3, 2009, bids will be received on behalf of the city of Gardner, Kansas, at the offices of Springsted Incorporated, 380 Jackson St., Suite 300, St. Paul, MN 55101-2887, by delivery; by telephone at (651) 223-3000 or via facsimile at (651) 223-3046; or, in the case of electronic proposals, via PARITY electronic bid submission system, until 11 a.m. August 17, 2009, for the purchase of \$7,705,000* principal amount of General Obligation Bonds, Series 2009A. No bid of less than the 98.9 percent of the par value of the bonds, plus accrued interest to the date of delivery, will be considered.

Bond Details

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

Year	Principal Amount*
2010	\$505,000
2011	510,000
2012	520,000
2013	535,000
2014	540,000
2015	560,000
2016	575,000
2017	590,000
2018	605,000
2019	635,000

2020	390,000
2021	410,000
	,
2022	430,000
2023	440,000
2024	460,000

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States, a wire transfer in the manner that complies with the requirements set forth in the notice of sale, 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 bonds.

Delivery

The city will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about September 9, 2009, at the offices of the Depository Trust Company, New York, New York.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2008 is \$155,132,731. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$76,870,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from Laura Gourley, the city's finance director, at (913) 856-7535; from the city's financial advisor, Springsted Incorporated of St. Paul, Minnesota, (651) 223-3000; 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 30, 2009.

City of Gardner, Kansas By Laura Gourley, Finance Director 120 E. Main Gardner, KS 66030

*Subject to change. Doc. No. 037343 (Published in the Kansas Register July 30, 2009.)

Summary Notice of Bond Sale Unified School District No. 467 Wichita County, Kansas (Leoti) \$4,500,000

General Obligation School Building Bonds Series 2009

(General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated July 13, 2009, written and electronic bids will be received on behalf of the clerk of Unified School District No. 467, Wichita County, Kansas (Leoti) (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 2 p.m. August 10, 2009, for the purchase of the above-referenced bonds. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

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

	Principal
Year	Amount
2010	\$100,000
2011	145,000
2012	150,000
2013	160,000
2014	165,000
2015	175,000
2016	185,000
2017	195,000
2018	200,000
2019	215,000
2020	225,000
2021	235,000
2022	245,000
2023	260,000
2024	270,000
2025	285,000
2026	300,000
2027	315,000
2028	330,000
2029	345,000

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

Book-Entry-Only System

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

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$90,000.

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 September 3, 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 \$32,379,828. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$4,500,000.

Approval of Bonds

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

Pat Bishop, Clerk

Office of the Board of Education

106 S. Indian Road

Leoti, KS 67861-0967

(620) 375-4677

Fax (620) 375-2304

E-mail: pbishop@leoti.org

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

George K. Baum & Company

100 N. Main, Suite 810

Wichita, KS 67202

Attn: Charles M. Boully

(316) 264-9351

Fax (316) 264-9370

E-mail: boully@gkbaum.com

Dated July 13, 2009.

Unified School District No. 467 Wichita County, Kansas (Leoti)

(Published in the Kansas Register July 30, 2009.)

Summary Notice of Bond Sale City of Spring Hill, Kansas \$4,980,000*

General Obligation Bonds, Series 2009B (General obligation bonds payable from

(General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the notice of bond sale dated July 31, 2009, bids will be received on behalf of the city clerk of the city of Spring Hill, Kansas, on behalf of the governing body at the offices of Springsted Incorporated, 380 Jackson St., Suite 300, St. Paul, MN 55101-2887; by telephone at (651) 223-3000 or via facsimile at (651) 223-3046: or, in the case of electronic proposals, via PARITY electronic bid submission system, until 11 a.m. August 13, 2009, for the purchase of \$4,980,000* principal amount of General Obligation Bonds, Series 2009B. No bid of less than the entire par value of the bonds, except a discount of not greater than 1 percent of the par value of the bonds, plus accrued interest to the date of delivery, will be considered.

The city is offering all of the bonds as either (1) taxexempt obligations (the tax-exempt bonds) or (2) taxable obligations designated as Qualified Build America Bonds permitted by the American Recovery and Reinvestment Act of 2009 in respect of which the city will elect the "direct credit payment to issuer" option as provided in Section 6431 of the Internal Revenue Code of 1986, as amended (the taxable bonds). A bidder may (1) bid on all of the bonds as tax-exempt bonds, (2) bid on all of the bonds as taxable bonds, or (3) submit separate alternate bids for all of the bonds as tax-exempt bonds and as taxable bonds. If the Series 2009B Bonds are issued as taxable bonds (1) the bonds will be designated "General Obligation Bonds (Taxable Build America Bonds – Direct Pay to Issuer), Series 2009B" and (2) the owners of, and the owners of beneficial interests in, the taxable bonds will not receive any tax credits with respect to the taxable bonds.

Bond Details

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

	Principal
Year	Amount*
2010	\$ 55,000
2011	70,000
2012	85,000
2013	95,000
2014	115,000
2015	130,000
2016	150,000
2017	170,000
2018	190,000
2019	220,000
2020	225,000
2021	255,000

2022	280,000
2023	310,000
2024	345,000
2025	380,000
2026	415,000
2027	455,000
2028	495,000
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, which interest will be payable semi-annually on March 1 and September 1 in each year, beginning March 1, 2010. A bidder may elect to have all or a portion of the 2009B Bonds scheduled to mature in consecutive years issued as term bonds subject to the requirements set forth in the notice of sale.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States, a wire transfer in the manner that complies with the requirements set forth in the notice of sale, or a financial surety bond in a form that complies with the requirements set forth in the notice of bond sale in an amount equal to 2 percent of the principal amount of bonds.

Delivery

The city will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about September 10, 2009, at the offices of the Depository Trust Company, New York, New York.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2008 is \$65,723,129. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds being sold, is \$32,225,000.

Approval of Bonds

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

Additional Information

Additional information regarding the bonds may be obtained from Melanie Landis, the city's finance director, at (913) 592-3664; from the financial advisor, Springsted Incorporated of St. Paul, Minnesota, (651) 223-3000; 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 30, 2009.

City of Spring Hill, Kansas By Glenda Gerrity, Deputy City Clerk Spring Hill City Hall 401 N. Madison Spring Hill, KS 66083

*Subject to change. Doc. No. 037342

University of Kansas

Notice to Bidders

The University of Kansas encourages interested vendors to visit the University of Kansas Purchasing Services Web site at http://www.purchasing.ku.edu/ for a complete listing of all transactions for which KU Purchasing Services, or one of the consortia commonly utilized by KU, is seeking competitive bids. Paper postings of KU Purchasing Services bid transactions may be viewed at the Purchasing Services office located at 1246 W. Campus Road, Room 7, Lawrence, 66045, or persons may contact Purchasing Services at (785) 864-3790, by fax at (785) 864-3454, or by e-mail at purchasing@ku.edu to request a copy of a current bid.

Barry K. Swanson Associate Comptroller/ Director of Purchasing Services

Doc. No. 037320

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 to request a copy of a current bid.

Carla Bishop Director of Purchasing

Doc. No. 037321

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-09-197/200 Pending Permits for Confined Feeding Facilities

Name and Address Receiving Legal of Applicant Description Water Smoky Hill Feedlot SW/4 of Section 30 Smoky Hill River Glenn A. Mull & NW/4 of Section Basin 553 R Road 31, T16S, R04W, Pawnee Rock, KS 67567 Saline County

Kansas Permit No. A-SHSA-C001 Federal Permit No. KS0045489 This is a reissuance of a permit for an existing facility for 6,000 head (6,000 animal units) of cattle weighing greater than 700 pounds and 3,000 head (1,500 animal units) of cattle weighing less than 700 pounds.

Name and Address of Applicant Description Water

Bonnie Brow Farms SE/4 of Section 18, Lower Republican River Basin 2217 N. 70th Road Jamestown, KS 66948

Legal Receiving Water

SE/4 of Section 18, Lower Republican River Basin County

Kansas Permit No. A-LRCD-S008

This permit is being reissued for an existing facility with a maximum capacity of 558 head (223.2 animal units) of swine more than 55 pounds and 700 head (70 animal units) of swine 55 pounds or less, for a total of 293.2 animal units. There is no change in the permitted capacity from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Larry Dennis	NE/4 of Section 26,	Solomon River
1270 East Eagle Road	T01S, R16W,	Basin
Kensington, KS 66951	Phillips County	

Kansas Permit No. A-SOPL-B014

This permit is being reissued for an existing facility with a maximum capacity of 25 head (35 animal units) of mature dairy cattle, 150 head (150 animal units) of beef cattle more than 700 pounds and 150 head (75 animal units) of beef cattle 700 pounds or less, for a total of 260 animal units. This represents a decrease in animal units from the previous permit due to a change of operations by the facility.

Name and Address of Applicant Description Water

Duane Doyle E/2 of Section 23, Lower Republican 4012 DD Road T01S, R11W, Smith Lebanon, KS 66952 County

Kansas Permit No. A-LRSM-M001

This permit is being reissued for an existing facility with a maximum capacity of 175 head (245 animal units) of mature dairy cattle. There is no change in the permitted animal units from the previous permit.

Public Notice No. KS-Q-09-108/115

Name and Address of Applicant	Receiving Stream	Type of Discharge
Admire, City of 505 Main St.	One Hundred Forty-Two Mile	Treated Domestic Wastewater
Admire, KS 66830	Creek via Hill Creek	

Kansas Permit No. M-MC01-OO01 Federal Permit No. KS0081795 Legal Description: SW¹/₄, NE¹/₄, S29, T16S, R12E, Lyon County

(continued)

Name and Address of Applicant	Receiving Stream	Type of Discharge
Allen, City of	Hill Creek via	Treated Domestic
P.O. Box 383	Unnamed Tributary	Wastewater
Allen, KS 66833	,	

Kansas Permit No. M-MC02-OO01 Federal Permit No. KS0080055 Legal Description: NW¼, SE¼, SW¼, S14, T16S, R11E, Lyon County

Name and Address	Receiving	Type of
of Applicant	Stream	Discharge
Reading, City of	Marais des Cygnes	Treated Domestic
P.O. Box 7	River via Unnamed	Wastewater
Reading, KS 66868	Tributary	

Kansas Permit No. M-MC41-OO01 Federal Permit No. KS0047414 Legal Description: SE¹/₄, SE¹/₄, SE¹/₄, S34, T175, R13E, Lyon County

Facility Description: The proposed action consists of reissuance of the existing Kansas/NPDES Water Pollution Control permits for the above-referenced existing facilities. The proposed permits contain limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia and pH. The permits 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	Receiving	Type of
of Applicant	Stream	Discharge
Assaria, City of	Smoky Hill River	Treated Domestic
P.O. Box 267	, and the second second	Wastewater
Accorio VC 67/116		

Kansas Permit No. M-SH02-OO01 Federal Permit No. KS0082295 Legal Description: N½, NE¼, NW¼, S7, T16S, R2W, Saline County

Name and Address of Applicant	Receiving Stream	Type of Discharge
Fulton, City of	Little Osage River	Treated Domestic
214 W. Osage	J	Wastewater
Fulton, KS 66738		

Kansas Permit No. M-MC12-OO01 Federal Permit No. KS0081701 Legal Description: NW¼, SE¼, S25, T23S, R24E, Bourbon County

Name and Address	Receiving	Type of
of Applicant	Stream	Discharge
Sundowner West Meadows	Mulberry Creek via	Treated Domestic
Improvement District	Unnamed Tributary	Wastewater
215 S. Santa Fe, Suite 201	•	

Kansas Permit No. M-SA20-OO01 Federal Permit No. KS0094161 Legal Description: SW¹/₄, S28, T13S, R4W, Saline County

Facility Description: The proposed action consists of reissuance of the existing Kansas/NPDES Water Pollution Control permits for the above-referenced existing facilities. The proposed permits contain limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli and pH. The permits 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
LaCygne, City of	Marais des Cygnes	Treated Domestic
P.O. Box 600	River	Wastewater
LaCygne, KS 66040		

Kansas Permit No. M-MC18-OO01 Federal Permit No. KS0030546 Legal Description: NE¹/₄, NW¹/₄, NW¹/₄, S9, T20S, R24E, Linn County

Name and Address of Applicant	Receiving Stream	Type of Discharge
Savonburg, City of	Canville Creek via	Treated Domestic
101 S. Walnut Št.	Unnamed Tributary	Wastewater
Savonburg, KS 66772	,	

Kansas Permit No. M-NE60-OO01 Federal Permit No. KS0079952 Legal Description: NW¼, SW¼, S29, T26S, R21E, Allen County

Facility Description: The proposed action consists of reissuance of the existing Kansas/NPDES Water Pollution Control permits for the above-referenced existing facilities. The two proposed permits each

contain limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, total recoverable copper and pH. The permits 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-NQ-09-014

Name and Address of Applicant	Legal Location	Type of Discharge
Fred Mason	SE1/4, S11, T9S,	Nonoverflowing
3970 Tennessee Road	R20E Franklin	O .
Ottawa KS 66067	County	

Kansas Permit No. C-MC31-NO06 Federal Tracking No. KSJ000181 Facility Name: Antiques & More

Facility Description: The proposed action is to reissue an existing waste-water permit for an existing nonoverflowing wastewater retention system. The proposed permit requires weekly monitoring of the water level. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with this permit. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit.

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

All comments regarding the draft documents or application notices received on or before August 29 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-09-197/200, KS-Q-09-108/115, KS-NQ-09-014) and name of the applicant/permittee when preparing comments.

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

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

Roderick L. Bremby Secretary of Health and Environment

Doc. No. 037330

Salina, KS 67401

Department of Health and Environment

Request for Comments

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

Kansas City, Kansas Board of Public Utilities, 540 Minnesota Ave., Kansas City, Kansas, owns and operates Kaw Power Station, a fossil fuel electric power generating plant located at 2015 Kansas Ave., Kansas City, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the Department of Air Quality, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permits and supporting documentation, contact Katrin Ellefson, (913) 573-6700, at the Department of Air Quality. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Katrin Ellefson, Department of Air Quality, 619 Ann Ave., Kansas City, KS 66101. In order to be considered in formulating a final permit decision, written comments must be received before noon August 31.

Any member of the public may request a public hearing be conducted to receive comments on the proposed issuance of the draft air quality permit. Written requests to hold a public hearing should be sent to the attention of Katrin Ellefson at the address above or by fax to (913) 342-5634 and must be received by noon August 31 in order for the Secretary of Health and Environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Patricia Scott, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7622, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby Secretary of Health and Environment

Doc. No. 037325

State of Kansas

Department of Health and Environment

Request for Comments

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

Prestige Cabinets, Inc., 400 E. Orangethorpe Ave., Anaheim, California, owns and operates a wood kitchen cabinet manufacturing facility located at 2612 N. Highway 169, Coffeyville, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the KDHE central office; and to review the proposed permit only, contact Doug Cole, (620) 431-2390, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rasha Allen, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 31.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sharon Burrell, Bureau of Air and Radiation, not later than the close of business August 31 in order for the Secretary of Health and Environment to consider the request.

(continued)

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

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

Roderick L. Bremby Secretary of Health and Environment

Doc. No. 037329

(Published in the Kansas Register July 30, 2009.)

City of Wichita, Kansas

Notice to Bidders

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67202, until 10 a.m. Friday, August 28, for the following project:

KDOT Project No. 87N-0238-01/472-84269/ 205397/669662/779606) (OCA Code 706931/620544/636217) Paving

13th & Mosley Intersection Improvements

Requests for the bid documents and plans should be directed to City Blue Print at (316) 265-6224 or Marty Strayer at (316) 268-4488. Other questions should be directed to the respective design engineer, (316) 268-4501.

All bids received will thereafter be publicly opened, read aloud, and considered by the Board of Bids and Contracts. All work is to be done under the direction and supervision of the city manager and according to plans and specifications on file in the office of the city engineer. Bidders are required to enclose a bid bond in the amount of 5 percent with each bid as a guarantee of good faith. The Wichita City Council reserves the right to reject any and all bids.

The successful bidder may contact Kim Pelton at (316) 268-4499 for extra sets of plans and specifications.

Marty Strayer Administrative Aide City of Wichita—Engineering

Doc. No. 037323

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding two proposed air quality permits. Nesika Energy, Inc. has applied for a construction permit modification in accordance with the provisions of K.A.R. 28-19-300 and a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of carbon monoxide (CO), oxides of nitrogen (NOx), sulfur dioxide (SO2), volatile organic compounds (VOC), particulate matter (PM/PM-10) and hazardous air pollutants (HAPs) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Nesika Energy, Inc., 1020 70th Road, Scandia, owns and operates an ethanol facility located at 1020 70th Road, Scandia, which manufactures a maximum throughput of 25 million gallons per year of fuel grade ethanol (ethyl alcohol).

A copy of the proposed permits, permit applications, all supporting documentation and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and at the KDHE North Central District Office, 2501 Market Place, Suite D, Salina. To obtain or review the proposed permits and supporting documentation, contact Sergio Guerra, (785) 296-0365, at the KDHE central office; and to review the proposed permit only, contact Stan Marshal, (785) 827-9639, at the KDHE North Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permits to Sergio Guerra, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business August 31.

A person may request a public hearing be held on the proposed permits. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sharon Burrell, Bureau of Air and Radiation, not later than the close of business August 31 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby Secretary of Health and Environment

Department of Credit Unions

Notice of Application for Change in Field of Membership

The Kansas Department of Credit Unions has received an application for a change in field of membership from Bell-Government Credit Union, 212 E. Frontview, Suite C, Dodge City, KS 67801. The proposed change in field of membership is as follows:

Membership in this credit union is limited to persons residing, working, or worshiping in or organizations located in the counties of Ford, Meade, Hodgeman, Kiowa, Gray, Edwards, Clark, Grant, Kearny, Wichita, Scott, Lane, Finney, Haskell, Seward, Ness, Rush, Pawnee, Stevens, Greeley, Hamilton, Stanton, Morton, Barton, Stafford, Pratt, Barber and Comanche and to members of their immediate families. Membership, once established, may continue even though the credit union member would not be eligible for new membership.

Questions concerning the application may be directed to Cheryl Bishop, Kansas Department of Credit Unions, 400 S. Kansas Ave., Suite B, Topeka, 66603-3438, (785) 296-3021.

John P. Smith Administrator

Doc. No. 037293

State of Kansas

Department of Credit Unions

Notice of Application for Change in Field of Membership

The Kansas Department of Credit Unions has received an application for a change in field of membership from McCormick Midwest Employees Credit Union, 625 Commercial St., Suite 6, Atchison, Kansas. The proposed change in field of membership is as follows:

Membership in this credit union is limited to those who live, work or worship in or organizations located in the counties of Atchison, Brown, Doniphan, Jackson, Jefferson and Leavenworth, as well as employees of MGP Ingredients, Inc., McCormick Distilling Co., Inc., Blish-Mize Company, Fargo Assembly of PA, Inc., Atchison Plant, Kansas City Ingredient Technology, Inc., Atchison by BIC, Berger Company, Bottorff Construction and Free Country Design, and to members of their immediate families. Membership, once established, may continue even though the credit union member would not be eligible for new membership.

Questions concerning the application may be directed to Cheryl Bishop, Kansas Department of Credit Unions, 400 S. Kansas Ave., Suite B, Topeka, 66603-3438, (785) 296-3021.

John P. Smith Administrator

Doc. No. 037324

State of Kansas

Racing and Gaming Commission

Permanent Administrative Regulations

Article 102.—GAMING SUPPLIER AND NON-GAMING SUPPLIER CERTIFICATION

112-102-1. Prohibition against uncertified business. No person identified in K.A.R. 112-102-2 as a gaming or non-gaming supplier may provide any equipment or services to a gaming facility or manager unless the person is certified by the commission with a current gaming supplier certificate, non-gaming supplier certificate, or temporary supplier permit. (Authorized by and implementing K.S.A. 2008 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)

112-102-2. Gaming supplier and non-gaming supplier defined. (a) Each person that performs one or more of the following shall be considered a gaming supplier:

- (1) Manufactures, sells, leases, supplies, or distributes devices, machines, equipment, accessories, or items that meet at least one of the following conditions:
 - (A) Are designed for use in a gaming facility;
 - (B) are needed to carry out a lottery facility game;
- (C) have the capacity to affect the result of the play of a lottery facility game; or
- (D) have the capacity to affect the calculation, storage, collection, or control of the revenues from a gaming facility;
- (2) provides maintenance services or repairs gaming equipment, including slot machines;
- (3) provides services directly related to the management or administration of a gaming facility;
 - (4) provides junket services; or
- (5) provides items or services that the commission has determined are used in or are incidental to gaming or to an activity of a gaming facility.
- (b) Any person that is not a gaming supplier but otherwise meets one or more of the following may be considered a non-gaming supplier:
- (1) Acts as a manager of an ancillary lottery gaming facility;
- (2) is not a public utility and provides goods or services to a facility manager or ancillary lottery gaming facility in an amount of \$100,000 or more within a one-year period; or
- (3) provides goods or services to a gaming facility and could present a security, integrity, or safety concern to the gaming operations as determined by the executive director. (Authorized by and implementing K.S.A. 2008 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)

112-102-3. Gaming and non-gaming supplier employees. Any employee or agent of a gaming or non-gaming supplier may be required by the commission to be separately investigated or licensed. (Authorized by and implementing K.S.A. 2007 Supp. 74-8772; effective Aug. 14, 2009.)

(continued)

- **112-102-4.** Application for a certificate. Each person that does not qualify for reciprocal certification under K.S.A. 74-8751(b), and amendments thereto, and any directives of the executive director and is seeking a gaming supplier certificate or a non-gaming supplier certificate shall submit the following to the commission staff:
- (a) A completed application for the certificate on a commission-approved form;
 - (b) any supporting documents;
- (c) a copy of the applicant's contractual agreement or statement of intent with a facility manager that the applicant expects to be supplying its goods or services. As a part of that contract or statement of intent, the applicant shall describe any arrangement it has made with the facility manager to cover the fees and costs incurred by the commission in performing the background investigation of the applicant pursuant to K.A.R. 112-102-7; and
- (d) any other information that the commission deems necessary for investigating or considering the applicant. (Authorized by and implementing K.S.A. 2008 Supp. 74-8751; effective Aug. 14, 2009.)
- **112-102-5. Temporary supplier permit.** (a) The commission staff may issue a temporary supplier permit if all of the following conditions are met:
- (1) The commission staff determines that the applicant has filed a completed application for a gaming or nongaming supplier certificate.
- (2) The applicant has no immediately known present or prior activities, criminal records, reputation, habits, or associations that meet either of these conditions:
- (A) Pose a threat to the public interest or to the effective regulation of gaming; or
- (B) create or enhance the dangers of unfair or illegal practices in the conduct of gaming.
- (3) The applicant has completed a supplier-sponsored agreement with each gaming facility that the applicant proposes to conduct business with.
- (b) A temporary supplier permit may be issued for a period not to exceed 90 days. Any temporary supplier permit may be extended by the commission's licensing staff for an additional 90 days.
- (c) The issuance of a temporary supplier permit shall not extend the duration of the gaming or non-gaming supplier certificate for which the applicant has applied. (Authorized by and implementing K.S.A. 2007 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)
- **112-102-6.** Affirmative duty to demonstrate qualifications. Each applicant for a certificate as a gaming supplier or non-gaming supplier shall have an affirmative duty to the commission to demonstrate that the applicant, including the applicant's directors, officers, stockholders, and principal employees and any persons deemed necessary by the executive director because of that person's relationship to the applicant, is qualified for certification. (Authorized by and implementing K.S.A. 2007 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)
- **112-102-7.** Background investigations. (a) Each applicant and each person whom the executive director deems to have a material relationship to the applicant, including officers, directors, key gaming employees, and

any persons known to directly or indirectly own an interest of at least 0.5% in the applicant, shall submit to a background investigation conducted by the commission's director of security or other person designated by the executive director.

For purposes of this regulation, a material relationship shall mean a relationship in which a person participates in the business decisions or finances of the applicant or can exhibit control over the applicant, as determined by the executive director.

- (b) To determine the known owners as required in subsection (a), each applicant or certificate holder that is a publicly traded company or is owned by a publicly traded company shall rely on the publicly traded company's most recent annual certified shareholder list.
- (c) Each applicant or certificate holder shall identify any passive investing company that owns between 0.5% and 10% as a candidate for completing a commission-approved institutional investor background form. (Authorized by and implementing K.S.A. 2008 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)
- **112-102-8. Disqualification criteria.** (a) A certificate shall be denied or revoked by the commission if the applicant or certificate holder has been convicted of any felony, crime involving gambling, or crime of moral turpitude.
- (b) A certificate may be denied, suspended, or revoked by the commission, and a certificate holder may be sanctioned by the commission under K.A.R. 112-113-1 if the certificate holder or its officers, directors, key gaming employees, or any person known to directly or indirectly own an interest of at least 0.5% in the applicant meets any of the following conditions:
- (1) Has knowingly provided false or misleading material information through its employees to the commission or commission staff;
- (2) fails to notify the commission staff about a material change in the application within 11 days;
- (3) has violated any provision of the act or any regulation adopted under the act;
- (4) has failed to meet any monetary or tax obligation to the federal government or to any state or local government;
 - (5) is financially delinquent to any third party;
- (6) has failed to provide information or documentation requested in writing by the commission in a timely manner:
- (7) does not consent to or cooperate with investigations, inspections, searches, or having photographs and finger-prints taken for investigative purposes;
- (8) has failed to meet the requirements of K.A.R. 112-102-6;
- (9) has any officers, directors, key gaming employees, or any person known to directly or indirectly own an interest of at least 0.5% in the applicant that has any present or prior activities, criminal records, reputation, habits, or associations meeting either of the following criteria:
- (A) Pose a threat to the public interest or to the effective regulation of gaming; or
- (B) create or enhance the dangers of unfair or illegal practices in the conduct of gaming; or

- (10) has violated any contract with the Kansas lottery. (Authorized by and implementing K.S.A. 2007 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)
- **112-102-9. Certificate duration.** Each certificate for a gaming supplier or non-gaming supplier shall be issued by the commission for no longer than two years and one month. Each certificate shall expire on the last day of the month of the anniversary date of issue. (Authorized by and implementing K.S.A. 2007 Supp. 74-8751; effective Aug. 14, 2009.)
- **112-102-10.** Certificate renewal application. Each renewal application for a gaming or non-gaming supplier certificate shall be filed with the commission staff at least 120 days before the expiration date of the license. Each certificate holder shall submit the renewal application on a commission-approved form along with any supporting documents. (Authorized by and implementing K.S.A. 2007 Supp. 74-8751; effective Aug. 14, 2009.)
- **112-102-11.** Change in ownership. (a) Each change in either of the following shall be sufficient cause for revoking any certificate or temporary permit granted by the commission:
- (1) The ownership of the applicant or the holder of a gaming supplier or non-gaming supplier certificate; or
- (2) the ownership of any holding or intermediary company of the applicant or certificate holder, unless the holding or intermediary company is a publicly traded corporation.
- (b) Each proposed new owner shall submit to the commission an application for initial certification as a gaming supplier or non-gaming supplier and all supporting material. (Authorized by and implementing K.S.A. 2007 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)
- 112-102-12. Certificates, temporary supplier permits, and badges to be commission property. (a) Each gaming supplier certificate, non-gaming supplier certifi-

- cate, temporary supplier permit, and badge issued by the commission shall be the property of the commission.
- (b) Possession of a certificate, temporary supplier permit, or badge shall not confer any right upon the certificate holder or temporary permittee to contract with or work for a gaming facility.
- (c) Each certificate holder or temporary permittee shall return that person's certificate or temporary supplier permit and each badge in that person's possession to commission staff no later than one day after the certificate holder's or temporary supplier permit holder's business is terminated. (Authorized by and implementing K.S.A. 2007 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)
- 112-102-13. Records. (a) Each gaming supplier and each non-gaming supplier certified by the commission shall maintain that supplier's business records in a place secure against loss and destruction. Each certificate holder shall make these records available to the commission upon the commission's request. The records shall include the following:
- (1) Any correspondence with the commission and any other governmental agencies;
- (2) any correspondence related to the business with a gaming facility, whether proposed or existing;
 - (3) a copy of any publicity and promotional materials;
- (4) the personnel files for every employee of the certified gaming supplier or non-gaming supplier, including sales representatives; and
- (5) the financial records for all the transactions related to the certificate holder's business with a gaming facility, whether proposed or existing.
- (b) Each certificate holder shall keep the records listed in subsection (a) for at least five years from the date of creation. (Authorized by and implementing K.S.A. 2007 Supp. 74-8751 and 74-8772; effective Aug. 14, 2009.)

Stephen L. Martino **Executive Director**

Doc. No. 037327

INDE	X TO ADMINIS REGULATIO		4-7-900 4-7-901 4-7-902	Amended Revoked Amended	V. 27, p. 1022 V. 27, p. 1022 V. 27, p. 1022	4-16-300 4-16-301 4-16-302	Amended Revoked Amended	V. 27, p. 1025 V. 27, p. 1025 V. 27, p. 1025
new, ame tive regul number which m Tempora with a (T mulative umes and	dex lists in numer ended and revok ations and the vo of the <i>Kansas Re</i> ore information ry regulations a) in the Action co index supplement the 2008 Suppler	ed administra- lume and page egister issue in can be found. are designated olumn. This cuts the 2006 Vol- nent of the Kan-	4.7-903 4-7-904 4-13-1 4-13-3 4-13-9 4-13-11 4-13-13 4-13-20 4-13-21 4-13-22 4-13-23 4-13-24	Amended Amended Amended Amended Amended Revoked Amended Amended Amended Amended Amended Amended Amended	V. 27, p. 1023 V. 27, p. 1023 V. 27, p. 186 V. 27, p. 187 V. 27, p. 188 V. 27, p. 188 V. 27, p. 188 V. 27, p. 190 V. 27, p. 191 V. 27, p. 191	4-16-303 4-16-304 4-16-305 4-17-300 4-17-301 4-17-302 4-17-304 4-17-305 4-20-11 4-28-5 4-28-8	Amended Amended Amended Amended Revoked Amended Amended Amended Amended Amended Amended	V. 27, p. 1025 V. 27, p. 1025 V. 27, p. 1025 V. 27, p. 1026 V. 27, p. 1027 V. 27, p. 1027 V. 27, p. 1027 V. 27, p. 1042
	iistrative Regulatio Y 3: KANSAS STAT		4-13-33 4-13-40	Amended Amended	V. 27, p. 191 V. 27, p. 1023	through 4-28-16	New	V. 27, p. 191-195
Reg. No. 3-3-1	Action Amended (T)	Register V. 27, p. 1091	4-13-41 4-13-42 4-13-60 4-13-61	Revoked Revoked Amended Revoked	V. 27, p. 1023 V. 27, p. 1023 V. 27, p. 1023 V. 27, p. 1023 V. 27, p. 1023	AC	GENCY 5: DEPA RICULTURE—I WATER RESO	RTMENT OF DIVISION OF
3-3-1 3-3-2	Amended New (T)	V. 27, p. 1517 V. 27, p. 1091	4-13-64 4-13-65	Amended Amended	V. 27, p. 1023 V. 27, p. 1024	Reg. No.	Action	Register
3-3-2 A C	New GENCY 4: DEPARTN AGRICULTUR		4-15-5 4-15-11 4-15-12	Amended Amended Revoked	V. 28, p. 690 V. 27, p. 1024 V. 27, p. 1024	5-1-1 5-1-2 5-1-7	Amended Amended Amended	V. 27, p. 1549 V. 27, p. 1553 V. 27, p. 1553
Reg. No.	Action	Register	4-15-13 4-15-14	Amended Amended	V. 27, p. 1024 V. 27, p. 1024	5-2-4 5-3-3	New Amended	V. 27, p. 1554 V. 27, p. 1554
4-6-1 4-6-2 4-6-3	New New New	V. 27, p. 1741 V. 27, p. 1741 V. 27, p. 1741	4-16-1a 4-16-1c 4-16-7a	Amended Amended Amended	V. 27, p. 1741 V. 27, p. 1742 V. 27, p. 1024	5-3-4 5-3-4a	Amended Amended	V. 27, p. 1555 V. 28, p. 241 (continued)

5-3-5d	Amended	V. 27, p. 1555	AGENO		MENTAL ETHICS	28-36-70		
5-3-16 5-4-2	Amended New	V. 27, p. 1555		COMMISS	SION	through 28-36-89	New	V. 27, p. 73-87
5-4-2 5-5-6c	New	V. 27, p. 1556 V. 27, p. 1556	Reg. No.	Action	Register	28-38-18	Amended	V. 27, p. 73-87 V. 27, p. 1742
5-5-13	Amended	V. 27, p. 1556 V. 27, p. 1556	19-20-4	Amended	V. 27, p. 1020	28-38-19	Amended	V. 27, p. 1742 V. 27, p. 1743
5-5-14	Amended	V. 27, p. 1557 V. 27, p. 1557	19-20-5	New	V. 27, p. 1021	28-38-21	Amended	V. 27, p. 1743 V. 27, p. 1743
5-6-2	Amended	V. 27, p. 1557 V. 27, p. 1557	19-27-2	Amended	V. 27, p. 1021	28-38-22	Amended	V. 27, p. 1743 V. 27, p. 1744
5-6-5	Amended	V. 27, p. 1557			FIRE MARSHAL	28-38-23	Amended	V. 27, p. 1744 V. 27, p. 1744
5-9-1a	1 milenaea	<u>2</u> . / p. 100.			TIKE WIAKSHAL	28-38-29	Amended	V. 27, p. 1745
through			Reg. No.	Action	Register	28-39-145a	Revoked	V. 28, p. 623
5-9-1d	New	V. 27, p. 1557, 1558	22-6-1	Amended	V. 27, p. 1834	28-39-146	Revoked	V. 28, p. 623
5-14-3	Amended	V. 28, p. 241	22-6-2	Revoked	V. 27, p. 1834	28-39-147	Revoked	V. 28, p. 623
5-14-3a	New	V. 28, p. 242	22-6-3	Revoked	V. 27, p. 1834	28-39-148	Revoked	V. 28, p. 623
5-14-10	Amended	V. 27, p. 1558	22-6-4	Revoked	V. 27, p. 1834	28-39-164		
5-40-24	Amended	V. 27, p. 1438	22-6-5	Amended	V. 27, p. 1834	through		
5-45-1	Amended	V. 27, p. 1439	22-6-6	Revoked	V. 27, p. 1834	28-39-168	Amended	V. 28, p. 798-800
5-45-4	Amended	V. 27, p. 1440	22-6-7	Revoked	V. 27, p. 1835	28-39-240		• •
5-45-19			22-6-8	Revoked	V. 27, p. 1835	through		
through			22-6-9	Amended	V. 27, p. 1835	28-39-253	Revoked	V. 28, p. 672
5-45-23	New	V. 27, p. 1441, 1442	22-6-12	Amended	V. 27, p. 1835	28-39-275		-
AGE	NCY 7: SECRET	ARY OF STATE	22-6-13	Revoked	V. 27, p. 1835	through		
	Action		22-6-14	Revoked	V. 27, p. 1835	28-39-288	Revoked	V. 28, p. 672
Reg. No.		Register	22-6-18			28-39-425		
7-16-1	Amended	V. 27, p. 1548	through			through		
7-16-2	Amended	V. 27, p. 1548	22-6-27	New	V. 27, p. 1835-1837	28-39-436	Revoked	V. 28, p. 672
7-17-1	Amended	V. 27, p. 965	AGENO	CY 26: DEPARTM	MENT ON AGING	28-45b-1		
7-17-4	Amended	V. 27, p. 966				through		
7-17-11	Amended	V. 27, p. 966	Reg. No.	Action	Register	28-45b-28	New	V. 28, p. 973-988
7-17-19	Amended	V. 27, p. 966	26-39-100			28-53-1		
7-17-21	Amended	V. 27, p. 966	through			through		
7-17-22	Amended	V. 27, p. 966	26-39-105	New	V. 28, p. 615-623	28-53-5	Amended	V. 28, p. 240, 241
7-17-24	Amended	V. 27, p. 967	26-39-144	Revoked	V. 28, p. 623	28-59-5	Amended	V. 27, p. 462
7-21-1	Amended	V. 27, p. 967	26-39-243	Revoked	V. 28, p. 649	28-61-11	Amended	V. 27, p. 464
7-21-2	Amended	V. 27, p. 967	26-39-278	Revoked	V. 28, p. 649	28-70-4	New	V. 28, p. 800
7-21-3	Revoked	V. 27, p. 967	28-39-427	Revoked	V. 28, p. 649	28-73-1	Amended	V. 28, p. 74
7-21-4	New	V. 27, p. 967	26-41-101			A	AGENCY 30: SC	OCIAL AND
7-23-13 7-37-2	Revoked	V. 27, p. 968	through			RE	EHABILITATIO	N SERVICES
7-37-2 7-38-2	Revoked Revoked	V. 27, p. 968 V. 27, p. 968	26-41-106	New	V. 28, p. 649-651			
7-36-2 7-41-1	Revokeu	v. 27, p. 908	26-41-200			Reg. No.	Action	Register
through			through			30-4-90	Amended	V. 28, p. 916
7-41-7	Amended	V. 28, p. 193-195	26-41-207	New	V. 28, p. 652-657	30-5-78	Revoked	V. 27, p. 1022
7-41-8	Revoked	V. 28, p. 195 V. 28, p. 195	26-42-101	New	V. 28, p. 657	30-10-15a	Revoked	V. 27, p. 1345
7-41-9	Revoked	V. 28, p. 195	26-42-102	New	V. 28, p. 658	30-10-15b	Revoked	V. 27, p. 1345
7-41-10	revoled	v. 20, p. 130	26-42-104	New	V. 28, p. 659	30-10-17	Revoked	V. 27, p. 1345
through			26-42-105	New	V. 28, p. 659	30-10-18	Revoked	V. 27, p. 1345
7-41-17	Amended	V. 28, p. 195, 196	26-42-200			30-10-23a	Revoked	V. 27, p. 1346
7-41-18		, F,	through	N.T.	V 20 (F0 ((4	30-10-23b	Revoked	V. 27, p. 1346
through			26-42-207	New	V. 28, p. 659-664	30-10-25	Revoked	V. 27, p. 1346
			26 44 101				Darralead	V 27 n 1246
7-41-29	Revoked	V. 28, p. 196	26-44-101			30-10-26	Revoked	V. 27, p. 1346
7-41-29 7-41-30	Revoked Amended	V. 28, p. 196 V. 28, p. 196	through	Now	V 28 n 664 667	30-10-27	Revoked	V. 27, p. 1346
		V. 28, p. 196	through 26-44-106	New	V. 28, p. 664-667	30-10-27 30-10-200	Revoked Revoked	V. 27, p. 1346 V. 27, p. 1346
7-41-30	Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 196	through 26-44-106 26-43-200	New	V. 28, p. 664-667	30-10-27 30-10-200 30-10-210	Revoked Revoked Revoked	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346
7-41-30 7-41-31	Amended Revoked	V. 28, p. 196 V. 28, p. 196	through 26-44-106 26-43-200 through		•	30-10-27 30-10-200 30-10-210 30-45-20	Revoked Revoked	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966
7-41-30 7-41-31 7-41-32	Amended Revoked Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196	through 26-44-106 26-43-200 through 26-43-207	New	V. 28, p. 667-671	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10	Revoked Revoked Revoked New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966
7-41-30 7-41-31 7-41-32 7-41-33	Amended Revoked Amended Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197	through 26-44-106 26-43-200 through 26-43-207	New Y 28: DEPARTM	V. 28, p. 667-671 IENT OF HEALTH	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17	Revoked Revoked Revoked New Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1	Amended Revoked Amended Amended New New New	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968	through 26-44-106 26-43-200 through 26-43-207	New	V. 28, p. 667-671 IENT OF HEALTH	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32	Revoked Revoked Revoked New Amended Amended New	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35	Amended Revoked Amended Amended New New	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197	through 26-44-106 26-43-200 through 26-43-207	New Y 28: DEPARTM	V. 28, p. 667-671 IENT OF HEALTH	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17	Revoked Revoked Revoked New Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2	Amended Revoked Amended Amended New New New New	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968	through 26-44-106 26-43-200 through 26-43-207 AGENC	New Y 28: DEPARTM AND ENVIRO Action	V. 28, p. 667-671 IENT OF HEALTH DNMENT Register	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24	Revoked Revoked Revoked New Amended Amended New Revoked	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2	Amended Revoked Amended Amended New New New New	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20	New Y 28: DEPARTM AND ENVIRO Action Amended	V. 28, p. 667-671 IENT OF HEALTH NMENT Register V. 27, p. 989	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24	Revoked Revoked Revoked New Amended Amended New Revoked	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN	Amended Revoked Amended Amended New New New New New CY 11: STATE (COMMIS	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117	New Y 28: DEPARTM AND ENVIRO Action Amended Amended	V. 28, p. 667-671 IENT OF HEALTH DIMENT Register V. 27, p. 989 V. 27. p. 990	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN	Amended Revoked Amended Amended New New New New VCY 11: STATE (V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended Amended	V. 28, p. 667-671 IENT OF HEALTH DNMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1	Amended Revoked Amended Amended New New New New New CY 11: STATE (COMMIS	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New	V. 28, p. 667-671 HENT OF HEALTH DOMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No.	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANS DEPARTN Action	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through	Amended Revoked Amended Amended New New New New CY 11: STATE (COMMIS Action	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-122	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended	V. 28, p. 667-671 IENT OF HEALTH DIMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6	Amended Revoked Amended Amended New New New New NCY 11: STATE (COMMIS Action	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-311	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New	V. 28, p. 667-671 HENT OF HEALTH DOMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTN Action Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1	Amended Revoked Amended Amended New New New New STY 11: STATE COMMIS Action New Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-111 28-4-121 28-4-311 28-4-312	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended	V. 28, p. 667-671 IENT OF HEALTH DIMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112
7-41-30 7-41-31 7-41-32 7-41-33 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2	Amended Revoked Amended Amended New New New New ACY 11: STATE C COMMIS Action New Amended Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-311	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended	V. 28, p. 667-671 MENT OF HEALTH DOMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317	30-10-27 30-10-200 30-10-210 30-45-20 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended Amended New Amended New Amended New	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3	Amended Revoked Amended Amended New New New VICY 11: STATE COMMIS Action New Amended Amended Amended Amended Revoked	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-311 28-4-312 through	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended	V. 28, p. 667-671 HENT OF HEALTH DIMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-35	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANS DEPARTN Action Amended Amended New Amended New Amended New Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4	Amended Revoked Amended Amended New New New New SCY 11: STATE 6 COMMIS Action New Amended Amended Amended Amended Amended Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1376 V. 27, p. 1377	through 26-44-106 26-43-207 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-311 through 28-4-317	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended	V. 28, p. 667-671 MENT OF HEALTH DOMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37v	Revoked Revoked Revoked New Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 643
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6	Amended Revoked Amended Amended New New New New SICY 11: STATE (COMMIS Action New Amended Amended Amended Amended Amended Amended Amended Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-312 through 28-4-317 28-4-310 28-4-317 28-4-480 through	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Amended Amended	V. 28, p. 667-671 MENT OF HEALTH DOMMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317, 318 V. 27, p. 991	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37v 40-4-41	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANS DEPARTN Action Amended Amended New Amended New Amended New Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915
7-41-30 7-41-31 7-41-32 7-41-33 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY	Amended Revoked Amended Amended New New New New SCY 11: STATE of COMMIS Action New Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-111 28-4-312 through 28-4-317 28-4-312 through 28-4-317 28-4-300 28-4-800	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended	V. 28, p. 667-671 HENT OF HEALTH DIMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317	30-10-27 30-10-200 30-10-210 30-45-20 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-35 40-4-37v 40-4-41a	Revoked Revoked Revoked New Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 643
7-41-30 7-41-31 7-41-32 7-41-33 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY	Amended Revoked Amended Amended New New New New SICY 11: STATE G COMMIS Action New Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE—	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-312 through 28-4-317 28-4-430 28-4-800 through 28-4-825 28-16-28g	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Amended Amended Amended	V. 28, p. 667-671 HENT OF HEALTH DIMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37v 40-4-41a through	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended New Amended New Amended New Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 643 V. 27, p. 434
7-41-30 7-41-31 7-41-32 7-41-33 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY	Amended Revoked Amended Amended New New New New SCY 11: STATE of COMMIS Action New Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE—	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-112 128-4-312 through 28-4-317 28-4-30 28-4-800 through 28-4-825 28-16-28g 28-23-16	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Amended Newneded Amended Revoked Amended	V. 28, p. 667-671 IENT OF HEALTH DNMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317, 318 V. 27, p. 317 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-35 40-4-41 40-4-41a through 40-4-41j	Revoked Revoked Revoked New Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 643 V. 27, p. 434
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY	Amended Revoked Amended Amended New New New New SCY 11: STATE COMMIS Action New Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— LICOHOLIC	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-111 28-4-312 through 28-4-312 through 28-4-317 28-4-800 through 28-4-825 28-16-28g 28-23-16 28-32-1	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Revoked Amended	V. 28, p. 667-671 IENT OF HEALTH DNMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37 40-4-41 40-4-41a through 40-4-41j 40-7-20a	Revoked Revoked Revoked New Amended New Revoked NCY 40: KANSA DEPARTN Action Amended Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 643 V. 27, p. 434
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY I Reg. No.	Amended Revoked Amended Amended New New New New ICY 11: STATE C COMMIS Action New Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— LCOHOLIC CONTROL Register	through 26-44-106 26-43-207 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-311 28-4-312 through 28-4-825 28-16-28g 28-23-16 28-32-1 28-32-2	New Y 28: DEPARTM AND ENVIRO Action Amended Amended New Amended Amended Amended Amended Revoked Amended New Amended Revoked Revoked Revoked Revoked Revoked Revoked	V. 28, p. 667-671 HENT OF HEALTH DIMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37 40-4-41 40-4-41a through 40-4-41j 40-7-20a	Revoked Revoked Revoked Revoked New Amended New Revoked NCY 40: KANSA DEPARTN Action Amended Amended New Amended New Amended New Amended New Amended New Amended New Amended Revoked Amended Revoked Amended ENCY 44: DEPA	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 27, p. 134 V. 27, p. 434 V. 27, p. 434 V. 27, p. 434
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY I Reg. No. 14-8-6	Amended Revoked Amended Amended New New New New SICY 11: STATE COMMIS Action New Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— ALCOHOLIC CONTROL Register V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-312 through 28-4-317 28-4-430 28-4-800 through 28-4-825 28-16-28g 28-23-16 28-32-1 28-32-2 28-32-4	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Amended Revoked Amended Revoked Revoked Revoked Revoked Revoked Revoked Revoked	V. 28, p. 667-671 HENT OF HEALTH DIMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247 V. 27, p. 247 V. 27, p. 247 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37 40-4-41 40-4-41a through 40-4-41j 40-7-20a	Revoked Revoked Revoked New Amended New Revoked NCY 40: KANSA DEPARTN Action Amended Amended New Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 112 V. 27, p. 134 V. 27, p. 134 V. 27, p. 434 V. 27, p. 434 V. 27, p. 434 ARTMENT OF
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 AGENCY I Reg. No. 14-8-6 14-8-7	Amended Revoked Amended Amended New New New New ICY 11: STATE C COMMIS Action New Amended Attion Revoked Amended	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— LICOHOLIC CONTROL Register V. 27, p. 1214 V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-112 128-4-312 through 28-4-317 28-4-30 28-3-16 28-32-1 28-32-1 28-32-2 28-32-4 28-32-5	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Revoked Amended New Amended Revoked	V. 28, p. 667-671 IENT OF HEALTH INMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 799 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37v 40-4-41 40-4-41a through 40-4-41j 40-7-20a AGG	Revoked Revoked Revoked Revoked New Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended New Amended New Amended New Amended New Amended New Amended Revoked Amended ENCY 44: DEPA CORRECT	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 643 V. 27, p. 434 V. 27, p. 434 V. 27, p. 434 V. 27, p. 434 V. 28, p. 604 ARTMENT OF
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY I Reg. No. 14-8-6 14-8-7 14-8-8	Amended Revoked Amended Amended New New New New ICY 11: STATE (COMMIS Action New Amended Amended Amended Amended Amended Amended Amended Amended ICH: DEPARTM DIVISION OF A BEVERAGE C Action Revoked Amended Revoked	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— ALCOHOLIC CONTROL Register V. 27, p. 1214 V. 27, p. 1214 V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-112 28-4-311 28-4-312 through 28-4-800 through 28-4-825 28-16-28g 28-23-16 28-32-1 28-32-2 28-32-4 28-32-5 28-32-6	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended Amended Amended Amended Revoked Amended New Amended Revoked	V. 28, p. 667-671 IENT OF HEALTH DNMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37v 40-4-41 40-4-41a through 40-4-41j 40-7-20a AG Reg. No.	Revoked Revoked Revoked Revoked New Amended New Revoked NCY 40: KANSA DEPARTN Action Amended Amended New Amended New Amended New Amended New Amended New Amended New Amended Revoked Amended ENCY 44: DEPA CORRECT Action	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 664 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 112 V. 27, p. 434 V. 27, p. 434 V. 27, p. 434 V. 27, p. 434 ARTMENT OF
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY I Reg. No. 14-8-6 14-8-7 14-8-8 14-8-12	Amended Revoked Amended Amended New New New New SCY 11: STATE COMMIS Action New Amended Revoked Revoked Revoked	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-311 28-4-312 through 28-4-825 28-16-28g 28-23-16 28-32-1 28-32-2 28-32-4 28-32-5 28-32-6 28-32-7	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Revoked Amended New Amended Revoked	V. 28, p. 667-671 IENT OF HEALTH INMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 799 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-35 40-4-411 40-4-41a through 40-4-41j 40-7-20a AG Reg. No. 44-6-101	Revoked Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTN Action Amended New Amended New Amended New Amended New Amended New Amended Revoked Amended ENCY 44: DEPA CORRECT Action Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 28, p. 966 V. 27, p. 1709 V. 28, p. 973 V. 28, p. 112 V. 27, p. 133 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 643 V. 27, p. 434 V. 27, p. 434 V. 27, p. 434, 435 V. 28, p. 604 ARTMENT OF TIONS Register V. 27, p. 1126
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY I Reg. No. 14-8-6 14-8-7 14-8-8 14-8-12 14-17-7	Amended Revoked Amended Amended New New New New SCY 11: STATE 6 COMMIS Action New Amended Revoked Revoked Revoked New	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— LCOHOLIC CONTROL Register V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-121 28-4-317 28-4-312 through 28-4-317 28-4-312 28-4-317 28-4-312 28-32-1 28-32-1 28-32-1 28-32-1 28-32-2 28-32-4 28-32-5 28-32-6 28-32-7 28-32-8	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended Amended Amended Amended Revoked Amended New Amended Revoked	V. 28, p. 667-671 IENT OF HEALTH DNMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-35 40-4-41 40-4-41 40-4-41 40-4-41 40-7-20a AG Reg. No. 44-6-101 44-6-101	Revoked Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended New Amended New Amended New Amended New Amended Revoked Amended ENCY 44: DEPA CORRECT Action Amended Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 966 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 434 V. 27, p. 434 V. 27, p. 434, 435 V. 28, p. 604 ARTMENT OF HONS Register V. 27, p. 1126 V. 27, p. 1128
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY 1 Reg. No. 14-8-6 14-8-7 14-8-8 14-8-12 14-17-7	Amended Revoked Amended Amended New New New New SCY 11: STATE G COMMIS Action New Amended Revoked Amended Revoked Revoked New AGENCY 17: OFI	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— LICOHOLIC CONTROL Register V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-111 28-4-312 through 28-4-317 28-4-30 28-4-800 through 28-4-825 28-16-28g 28-23-16 28-32-1 28-32-2 28-32-4 28-32-5 28-32-6 28-32-7 28-32-8 through	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Amended Revoked	V. 28, p. 667-671 IENT OF HEALTH INMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-35 40-4-37v 40-4-41a through 40-4-41j 40-7-20a AG Reg. No. 44-6-101 44-6-115a	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended Amended Amended Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 973 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 915 V. 28, p. 643 V. 27, p. 434 V. 27, p. 434 V. 27, p. 434 ARTMENT OF TIONS Register V. 27, p. 1126 V. 27, p. 1128 V. 27, p. 1134
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY 1 Reg. No. 14-8-6 14-8-7 14-8-8 14-8-12 14-17-7	Amended Revoked Amended Amended New New New New SCY 11: STATE 6 COMMIS Action New Amended Revoked Revoked Revoked New	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— LICOHOLIC CONTROL Register V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-112 128-4-312 through 28-4-317 28-4-310 28-4-800 through 28-4-825 28-16-28 32-1 28-32-2 28-32-4 28-32-5 28-32-6 28-32-7 28-32-8 through 28-32-14	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended Amended Amended Amended Revoked Amended New Amended Revoked	V. 28, p. 667-671 IENT OF HEALTH DNMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-35 40-4-35 40-4-41a through 40-4-41i 40-7-20a AG Reg. No. 44-6-115 44-6-115a 44-6-115a	Revoked Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended New Amended New Amended New Amended New Amended Revoked Amended ENCY 44: DEPA CORRECT Action Amended Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 967 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 973 V. 28, p. 9112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 915 V. 28, p. 943 V. 27, p. 434 V. 27, p. 434, 435 V. 28, p. 604 ARTMENT OF HONS Register V. 27, p. 1126 V. 27, p. 1128
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY 1 Reg. No. 14-8-6 14-8-7 14-8-8 14-8-12 14-17-7	Amended Revoked Amended Amended New New New New SCY 11: STATE G COMMIS Action New Amended Revoked Amended Revoked Revoked New AGENCY 17: OFI	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1633, 1634 V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1377 V. 27, p. 1377 ENT OF REVENUE— LICOHOLIC CONTROL Register V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-112 28-4-311 28-4-312 through 28-4-317 28-4-317 28-4-800 through 28-4-825 28-16-28 32-1 28-32-1 28-32-2 28-32-4 28-32-6 28-32-7 28-32-8 through 28-32-14 28-36-33	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Amended Revoked	V. 28, p. 667-671 IENT OF HEALTH INMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-37v 40-4-41 40-4-41a through 40-4-41j 40-7-20a AG Reg. No. 44-6-101 44-6-115a 44-6-115a 44-6-125 44-6-125	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended Amended Amended Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 966 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 915 V. 28, p. 643 V. 27, p. 434 V. 27, p. 434, 435 V. 28, p. 604 ARTMENT OF TIONS Register V. 27, p. 1126 V. 27, p. 1128 V. 27, p. 1134
7-41-30 7-41-31 7-41-32 7-41-33 7-41-34 7-41-35 7-45-1 7-45-2 AGEN Reg. No. 11-6-1 through 11-6-6 11-12-1 11-12-2 11-12-3 11-12-4 11-12-6 AGENCY I Reg. No. 14-8-6 14-8-7 14-8-8 14-8-12 14-17-7 A ST.	Amended Revoked Amended Amended New New New New SCY 11: STATE of COMMIS Action New Amended Action Revoked Action Revoked Amended Revoked Amended Revoked New ACENCY 17: OFI ATE BANK CO	V. 28, p. 196 V. 28, p. 196 V. 28, p. 196 V. 28, p. 197 V. 27, p. 968 V. 27, p. 968 CONSERVATION SION Register V. 27, p. 1374 V. 27, p. 1375 V. 27, p. 1376 V. 27, p. 1377 V. 27, p. 1214	through 26-44-106 26-43-200 through 26-43-207 AGENC Reg. No. 28-1-20 28-4-117 28-4-120 28-4-112 128-4-312 through 28-4-317 28-4-310 28-4-800 through 28-4-825 28-16-28 32-1 28-32-2 28-32-4 28-32-5 28-32-6 28-32-7 28-32-8 through 28-32-14	New Y 28: DEPARTM AND ENVIRO Action Amended Amended Amended New Amended Amended Amended Amended Revoked	V. 28, p. 667-671 IENT OF HEALTH INMENT Register V. 27, p. 989 V. 27, p. 990 V. 27, p. 990 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 317 V. 27, p. 318 V. 27, p. 991 V. 27, p. 318-334 V. 27, p. 779 V. 27, p. 191 V. 27, p. 247	30-10-27 30-10-200 30-10-210 30-45-20 30-46-10 30-46-17 30-63-32 30-64-24 AGEI Reg. No. 40-1-37 40-1-48 40-2-28 40-3-30 40-3-52 40-4-35 40-4-35 40-4-41a through 40-4-41i 40-7-20a AG Reg. No. 44-6-115 44-6-115a 44-6-115a	Revoked Revoked Revoked New Amended Amended New Revoked NCY 40: KANSA DEPARTM Action Amended Amended New Amended Amended Amended Amended Amended	V. 27, p. 1346 V. 27, p. 1346 V. 27, p. 1346 V. 28, p. 966 V. 28, p. 966 V. 28, p. 966 V. 27, p. 665 AS INSURANCE MENT Register V. 28, p. 966 V. 27, p. 1709 V. 28, p. 273 V. 28, p. 112 V. 27, p. 133 V. 28, p. 915 V. 28, p. 915 V. 28, p. 643 V. 27, p. 434 V. 27, p. 434, 435 V. 28, p. 604 ARTMENT OF TIONS Register V. 27, p. 1126 V. 27, p. 1128 V. 27, p. 1134

AGEN	CY 49: DEPARTM	ENT OF LABOR	AGENO	CY 71: KANSAS D	ENTAL BOARD	88-29-11	Amended (T)	V. 28, p. 1105
Reg. No.	Action	Register	Reg. No.	Action	Register	88-29-12 88-29-18	Amended (T)	V. 28, p. 1106
49-45-1	Amended	V. 27, p. 1466	71-9-1			88-29-19	Amended (T) Amended (T)	V. 28, p. 1107 V. 28, p. 1108
49-45-2	Amended	V. 27, p. 1466	through	More	V 27 - 1070	AG	ENCY 91: DEPAI	
49-45-3 49-45-4	Amended Amended	V. 27, p. 1466 V. 27, p. 1466	71-9-4 71-10-1	New	V. 27, p. 1878		EDUCATION	
49-45-4a	Amended	V. 27, p. 1466 V. 27, p. 1466	through			Reg. No.	Action	Register
49-45-5	Amended	V. 27, p. 1466	71-10-4	New	V. 27, p. 1879	91-1-200	Amended	V. 27, p. 1027
49-45-6	Amended	V. 27, p. 1466	AGENC	Y 74: BOARD OF	ACCOUNTANCY	91-1-201	Amended	V. 27, p. 1028
49-45-7 49-45-8	Amended Amended	V. 27, p. 1467 V. 27, p. 1467	Reg. No.	Action	Register	91-1-203 91-1-204	Amended Amended	V. 27, p. 1030 V. 27, p. 1034
49-45-9	Amended	V. 27, p. 1467	74-4-7	Amended	V. 28, p. 643	91-1-205	Amended	V. 27, p. 1036
49-45-20	Amended	V. 27, p. 1467	74-4-8 74-4-9	Amended	V. 28, p. 644	91-1-207	Amended	V. 27, p. 1037
49-45-28 49-45-29	Amended Amended	V. 27, p. 1467 V. 27, p. 1467	74-4-9 74-4-10	Amended Amended	V. 27, p. 627 V. 27, p. 627	91-1-209 91-1-210	Amended Amended	V. 27, p. 1037 V. 27, p. 1038
49-45-29b	New	V. 27, p. 1467 V. 27, p. 1467	74-5-2	Amended	V. 28, p. 645	91-1-210	Amended	V. 27, p. 1038 V. 27, p. 1038
49-45-31	Amended	V. 27, p. 1467	74-5-2a	New	V. 28, p. 646	91-1-221	Amended	V. 27, p. 1040
49-45-34	Amended	V. 27, p. 1467	74-5-101 74-5-102	Amended Amended	V. 28, p. 646 V. 28, p. 646	91-19-1 91-19-6	Amended	V. 27, p. 1041
49-45-35 49-45-37	Amended Amended	V. 27, p. 1467 V. 27, p. 1467	74-5-103	Amended	V. 28, p. 646	91-40-1	Amended Amended	V. 27, p. 1041 V. 27, p. 274
		-	74-5-201	Amended	V. 28, p. 646	91-40-2	Amended	V. 27, p. 279
	NCY 60: BOARD		74-5-202 74-5-301	Amended Amended	V. 28, p. 646 V. 28, p. 647	91-40-3	Amended	V. 27, p, 279
Reg. No.	Action	Register	74-5-301	Amended	V. 28, p. 647 V. 28, p. 647	91-40-5 91-40-7	Amended	V. 27, p. 280
60-1-103	Amended	V. 27, p. 1603	74-5-401	Amended	V. 28, p. 647	through		
60-1-104 60-2-101	Amended Amended	V. 27, p. 1603 V. 27, p. 1604	74-5-403 74-5-405a	Amended	V. 28, p. 647	91-40-12	Amended	V. 27, p. 281-284
60-2-102	Amended	V. 27, p. 1605, 1670	74-5-405a 74-5-406	Amended Amended	V. 28, p. 647 V. 28, p. 647	91-40-16 91-40-17	Amended Amended	V. 27, p. 285 V. 27, p. 285
60-2-104	Amended	V. 27, p. 1606	74-7-4	Amended	V. 28, p. 648	91-40-21	Amended	V. 27, p. 286 V. 27, p. 286
60-2-105	Amended	V. 28, p. 197	74-11-6	Amended	V. 28, p. 648	91-40-22	Amended	V. 27, p. 287
60-2-106 60-2-107	Amended Amended	V. 28, p. 197 V. 27, p. 1606		GENCY 81: OFFIC		91-40-26		
60-2-108	Amended	V. 27, p. 1607	SE	CURITIES COMN	MISSIONER	through 91-40-31	Amended	V. 27, p. 287-289
60-3-106	Amended	V. 27, p. 1607	Reg. No.	Action	Register	91-40-33	Amended	V. 27, p. 290
60-3-106a 60-3-113	Amended New	V. 27, p. 1608	81-3-2	Amended	V. 27, p. 1801	91-40-34	Amended	V. 27, p. 290
60-3-114	New	V. 27, p. 1608 V. 27, p. 1608	81-3-6 81-5-7	Amended Amended	V. 28, p. 606 V. 27, p. 1156	91-40-35 91-40-37	Amended Revoked	V. 27, p. 290 V. 27, p. 291
60-7-111	New	V. 27, p. 1609	81-5-14	Amended	V. 28, p. 571	91-40-38	Amended	V. 27, p. 291 V. 27, p. 291
60-9-105	Amended	V. 28, p. 197	81-7-2	Amended	V. 27, p. 1156	91-40-39	Revoked	V. 27, p. 291
60-9-107 60-13-103	Amended Amended	V. 28, p. 198	81-14-1	Amended	V. 27, p. 1157	91-40-41	Amended	V. 27, p. 291
60-13-103	Amended	V. 28, p. 200 V. 28, p. 200	81-14-2 81-14-5	Amended Amended	V. 27, p. 1801 V. 28, p. 610	91-40-42 91-40-42a	Amended New	V. 27, p. 291 V. 27, p. 292
60-15-101	Amended	V. 28, p. 200	81-14-9	Amended	V. 27, p. 1163	91-40-43	Amended	V. 27, p. 293
60-15-102	Amended	V. 28, p. 201	AGEN	NCY 82: STATE CO	ORPORATION	91-40-44	Amended	V. 27, p. 293
60-15-104	Amended	V. 28, p. 202		COMMISSI	ON	91-40-45 91-40-46	Amended Amended	V. 27, p 293 V. 27, p. 294
AGENCY		IORTUARY ARTS	Reg. No.	Action	Register	91-40-48	Amended	V. 27, p. 294 V. 27, p. 294
Reg. No.	Action	Register	82-3-107	Amended	V. 27, p. 1518	91-40-50	Amended	V. 27, p. 294
63-2-26	New	V. 27, p. 108	82-3-108	Amended	V. 27, p. 1519	91-40-51	Amended	V. 27, p. 295
63-4-1	Amended	V. 27, p. 108	82-3-111 82-3-135a	Amended Amended	V. 27, p. 1520 V. 27, p. 1521	AGENCY	Y 92: DEPARTME	NT OF REVENUE
AGEN	ICY 66: BOARD O		82-3-135b	Amended	V. 27, p. 1521 V. 27, p. 1521	Reg. No.	Action	Register
	PROFESSIO	NS	82-3-138	Amended	V. 27, p. 1521	92-12-114	New	V. 27, p. 865
Reg. No.	Action	Register	82-3-402 82-4-30a	Amended Amended	V. 27, p. 1521	92-12-140		
66-6-1	Amended	V. 27, p. 315	82-11-4	Amended	V. 27, p. 1020 V. 28, p. 917	through 92-12-145	New	V. 27, p. 866, 867
66-6-4 66 10 1	Amended Amended	V. 27, p. 316	82-11-10	Amended	V. 28, p. 922	92-12-145	Amended	V. 28, p. 604
66-10-1 66-11-5	Amended	V. 27, p. 317 V. 28, p. 44	82-14-1			92-19-70	Revoked	V. 27, p. 868
66-12-1	Amended	V. 28, p. 44	through 82-14-5	Amended	V. 28, p. 967-971	92-26-1	Amended	V. 28, p. 170
66-14-1	Amended	V. 28, p. 44	82-14-6	New	V. 28, p. 972	92-26-4 92-28-1	Amended	V. 28, p. 170
66-14-2 66-14-3	Amended Amended	V. 28, p. 45 V. 28, p. 45	AG	ENCY 84: PUBLIC		through		
66-14-4	Revoked	V. 28, p. 45 V. 28, p. 45		RELATIONS B	OARD	92-28-4	New	V. 28, p. 113
66-14-5	Amended	V. 28, p. 45	Reg. No.	Action	Register	92-52-14 92-52-15	New New	V. 27, p. 1214 V. 27, p. 1214
66-14-7	Amended	V. 28, p. 45	84-2-1	Amended	V. 28, p. 872	92-52-16	New	V. 27, p. 1214 V. 27, p. 1215
AGEN	ICY 68: BOARD O	F PHARMACY	AGENCY	Y 86: REAL ESTAT	TE COMMISSION	AGENO	CY 94: COURT O	•
Reg. No.	Action	Register	Reg. No.	Action	Register	Reg. No.	Action	Register
68-7-12b	Amended	V. 27, p. 1518	86-3-19	Amended (T)	V. 27, p. 1090	94-2-1		6
68-7-20	Amended	V. 27, p. 435	86-3-19	Amended	V. 27, p. 1517	through		
68-11-2 68-16-3	Amended Amended	V. 27, p. 1518 V. 28, p. 342	86-3-30	New (T)	V. 27, p. 1091	94-2-5	Amended (T)	V. 27, p.1091-1093
68-16-3 68-18-1	New	V. 28, p. 342 V. 27, p. 1857	86-3-30	New	V. 27, p. 1517	94-2-1 through		
68-18-2	New	V. 27, p. 1857		NCY 88: BOARD		through 94-2-5	Amended	V. 27, p.1522-1524
68-18-3	New	V. 27, p. 1858	Reg. No.	Action	Register	94-2-8		/ p.1021
68-19-1 68-20-23	New New (T)	V. 28, p. 342 V. 27, p. 1709	88-29-1	Amended (T)	V. 28, p. 1101	through	A 1 1 (700)	17 07 4000 4007
68-20-23	New (1)	V. 27, p. 1709 V. 28, p. 192	88-29-4 88-29-5	Amended (T)	V. 28, p. 1102 V. 28, p. 1103	94-2-16 94-2-8	Amended (T)	V. 27, p. 1093-1095
	Y 69: BOARD OF	-	88-29-3	Amended (T) Amended (T)	V. 28, p. 1103 V. 28, p. 1103	through		
Reg. No.	Action	Register	88-29-8	Amended (T)	V. 28, p. 1103	94-2-16	Amended	V. 27, p. 1524-1526
-			88-29-8a	New (T)	V. 28, p. 1103	94-2-19	Amended (T) Amended	V. 27, p. 1095
69-3-8 69-11-1	Amended (T) Amended	V. 28, p. 923 V. 28, p. 298	88-29-8b 88-29-9	New (T) Amended (T)	V. 28, p. 1104 V. 28, p. 1104	94-2-19	Amended	V. 27, p. 1527 (continued)
		20, p. 200	55 27 7	(1)	20, p. 1101			(coiiiiiiii)

94-2-20 94-2-20	Amended (T) Amended	V. 27, p. 1096 V. 27, p. 1527	AGENO	CY 102: BEHAVI REGULATOR	IORAL SCIENCES	111-2-219 through		
94-2-21	Amended (T)	V. 27, p. 1096	D N			111-2-223	New	V. 28, p. 46, 47
94-2-21	Amended	V. 27, p. 1528	Reg. No.	Action	Register	111-2-224	New	V. 28, p. 853
94-3-1	Amended (T)	V. 27, p. 1097	102-1-8a	New	V. 28, p. 114	111-4-2614	Amended	V. 27, p. 964
94-3-1	Amended	V. 27, p. 1529	102-1-12	Amended	V. 27, p. 407	111-4-2645		
94-3-2	Amended (T)	V. 27, p. 1098	102-1-13 102-2-7	Amended (T) Amended	V. 28, p. 1101	through		******
94-3-2	Amended	V. 27, p. 1529	102-2-7	Amended	V. 27, p. 1801 V. 28, p. 114	111-4-2656	New	V. 27, p. 436-442
94-4-1	Amended (T)	V. 27, p. 1098	102-2-11a	New	V. 28, p. 114 V. 28, p. 116	111-4-2657		
94-4-1	Amended	V. 27, p. 1530	102-2-12	Amended	V. 28, p. 116	through 111-4-2662	New	V. 27, p. 992-996
94-4-2 94-4-2	Amended (T)	V. 27, p. 1098	102-3-9b	New	V. 28, p. 117	111-4-2663	New	V. 27, p. 392-390 V. 27, p. 1489
	Amended	V. 27, p. 1530	102-3-12a	Amended	V. 27, p. 1117	111-4-2664	14011	v. 27, p. 1107
Ag	gency 97: COMMIS		102-4-1a	Amended	V. 27, p. 1803	through		
	VETERANS' AFI	FAIRS	102-4-6a	Amended	V. 27, p. 1805	111-4-2683	New	V. 27, p. 1560-1570
Reg. No.	Action	Register	102-4-6b 102-4-9b	New New	V. 27, p. 1806	111-4-2680	Amended	V. 28, p. 11
97-1-1	Revoked	V. 28, p. 459	102-4-90 102-4-10a	Amended	V. 28, p. 117 V. 27, p. 1806	111-4-2684		
97-1-1a	New	V. 28, p. 459	102-4-12	Amended	V. 27, p. 1000 V. 27, p. 1120	through	N.T.	V 07 1604 1644
97-1-2	Revoked	V. 28, p. 460	102-5-9a	New	V. 28, p. 118	111-4-2702	New	V. 27, p. 1634-1644
97-1-2a	New	V. 28, p. 460	102-5-12	Amended	V. 27, p. 1122	111-4-2695 111-4-2703	Amended	V. 27, p. 1709
97-1-3	Revoked	V. 28, p. 460	102-6-9a	New	V. 28, p. 118	through		
97-1-3a	New	V. 28, p. 460	102-6-12	Amended	V. 27, p. 1124	111-4-2710	New	V. 27, p. 1672-1677
97-1-4	Revoked	V. 28, p. 460		AGENCY 105: E	BOARD OF	111-4-2711	- 10	, F
97-1-4a	New	V. 28, p. 460		IGENTS' DEFE		through		
97-1-5	Revoked	V. 28, p. 461	Reg. No.	Action	Register	111-4-2715	New	V. 27, p. 1677-1680
97-1-5a 97-1-6a	New New	V. 28, p. 461 V. 28, p. 461	-		Ü	111-4-2716		
97-1-6a 97-2-1	Revoked		105-11-1	Amended	V. 27, p. 1838	through		
97-2-1 97-2-1a	New	V. 28, p. 462 V. 28, p. 462	105-11-1	Amended (T)	V. 28, p. 1079	111-4-2726	New	V. 27, p. 1709-1718
97-2-1a 97-2-2	Revoked	V. 28, p. 462 V. 28, p. 462	AGE	NCY 108: STAT	E EMPLOYEES	111-4-2727		
97-2-2a	New	V. 28, p. 462	HE	EALTH CARE C	OMMISSION	through	3.7	V 05 4544 4544
97-2-3	11011	v. 20, p. 102	Reg. No.	Action	Register	111-4-2744	New	V. 27, p. 1746-1761
through			•		· ·	111-4-2745		
97-2-8	Revoked	V. 28, p. 462	108-1-4	Amended	V. 28, p. 1062	through 111-4-2754	New	V. 28, p. 11-20
97-3-1	Revoked	V. 28, p. 462		AGENCY 109: E		111-4-2755	INCW	v. 20, p. 11-20
97-3-1a	New	V. 28, p. 462	EME	RGENCY MEDI	CAL SERVICES	through		
97-3-2	Revoked	V. 28, p. 462	Reg. No.	Action	Register	111-4-2766	New	V. 28, p. 47-55
97-3-2a	New	V. 28, p. 462	109-2-9	Amended	V. 28, p. 1030	111-4-2767		, ,
97-3-3	Revoked	V. 28, p. 463	109-3-1	Amended	V. 28, p. 1030 V. 28, p. 1030	through		
97-3-3a	New	V. 28, p. 463	109-5-2	Amended	V. 28, p. 574	111-4-2779	New	V. 28, p. 274-278
97-3-4			109-5-3	Amended	V. 28, p. 574	111-4-2781	New	V. 28, p. 278
through	D 1 4	V 20 - 462	109-5-5	New	V. 27, p. 1548	111-4-2782	New	V. 28, p. 279
97-3-9	Revoked	V. 28, p. 463	100 5 (N.T.		111 4 0000	Maria	T/ 20 201
	More	V 28 n 162	109-5-6	New	V. 28, p. 575	111-4-2783	New	V. 28, p. 281
97-4-1a	New	V. 28, p. 463	109-5-6 109-6-3	New Revoked	V. 28, p. 575 V. 28, p. 575	111-4-2784	New	V. 28, p. 281 V. 28, p. 298
AG	ENCY 99: DEPART	TMENT OF	109-6-3 109-15-1	Revoked New	V. 28, p. 575 V. 28, p. 575	111-4-2784 111-4-2785		
AG AG	ENCY 99: DEPART	TMENT OF VISION OF	109-6-3	Revoked	V. 28, p. 575	111-4-2784 111-4-2785 through	New	V. 28, p. 298
AG AG	ENCY 99: DEPART	TMENT OF VISION OF	109-6-3 109-15-1 109-15-2	Revoked New New	V. 28, p. 575 V. 28, p. 575	111-4-2784 111-4-2785 through 111-4-2790		
AG AG	ENCY 99: DEPART	TMENT OF VISION OF	109-6-3 109-15-1 109-15-2 AGENCY	Revoked New New 110: DEPARTMI	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791	New	V. 28, p. 298
AG AG W	ENCY 99: DEPART RICULTURE—DIV EIGHTS AND ME Action	TMENT OF VISION OF EASURES Register	109-6-3 109-15-1 109-15-2 AGENCY 2 Reg. No.	Revoked New New 110: DEPARTMI Action	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register	111-4-2784 111-4-2785 through 111-4-2790	New	V. 28, p. 298 V. 28, p. 342-346
AG AG W Reg. No.	ENCY 99: DEPART RICULTURE—DIV EIGHTS AND ME	TMENT OF VISION OF EASURES Register V. 27, p. 108	109-6-3 109-15-1 109-15-2 AGENCY 1 Reg. No. 110-13a-1	Revoked New New 110: DEPARTMI Action New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through	New New	V. 28, p. 298
AG AG W Reg. No. 99-25-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended	TMENT OF VISION OF EASURES Register	109-6-3 109-15-1 109-15-2 AGENCY 2 Reg. No. 110-13a-1 110-13a-2	Revoked New New 110: DEPARTMI Action New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2799	New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389
AG AG W Reg. No. 99-25-1 99-25-5	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended	MENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522	109-6-3 109-15-1 109-15-2 AGENCY 1 Reg. No. 110-13a-1 110-13a-2 110-13a-3	Revoked New New 110: DEPARTMI Action New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814	New New	V. 28, p. 298 V. 28, p. 342-346
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9	ENCY 99: DEPART RICULTURE—DIV /EIGHTS AND MI Action Amended Amended Amended New Amended	MENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 108	109-6-3 109-15-1 109-15-2 AGENCY 2 Reg. No. 110-13a-1 110-13a-2	Revoked New New 110: DEPARTMI Action New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815	New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-26-1 99-27-2	ENCY 99: DEPART RICULTURE—DIV /EIGHTS AND ME Action Amended Amended Amended New	MENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 108 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019	109-6-3 109-15-1 109-15-2 AGENCY : Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1	Revoked New New 110: DEPARTMI Action New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through	New New New	V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522
AG AG W Reg. No. 99-25-1 99-25-5 99-25-11 99-26-1 99-27-2 99-27-3	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended New Amended Amended Amended Amended Amended Amended Revoked	MENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1019	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through	Revoked New New 110: DEPARTMI Action New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2838	New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389
AG AG W Reg. No. 99-25-1 99-25-5 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended New Amended Amended Amended Amended Amended Amended Amended Revoked Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 108 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-3 110-19-1 through 110-19-4 110-20-1 through	Revoked New New 110: DEPARTMI Action New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2838 111-4-2840	New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522
AG AG W Reg. No. 99-25-1 99-25-5 99-25-11 99-26-1 99-27-2 99-27-3	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended New Amended Amended Amended Amended Amended Amended Revoked	MENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1019	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-19-4 110-20-1	Revoked New New 110: DEPARTMI Action New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2838 111-4-2840 through	New New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871
AG AG W Reg. No. 99-25-1 99-25-5 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended New Amended Amended Amended Amended Amended Amended Amended Revoked Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-3 110-19-1 through 110-19-4 110-20-1 through	Revoked New New 110: DEPARTMI Action New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064 V. 27, p. 1065, 1066	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2840 through 111-4-2840	New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended New Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-19-4 110-20-1 through 110-20-4 AGI	Revoked New New 110: DEPARTMI Action New New New New New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2840	New New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No.	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended New Amended Antion	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-19-1 through 110-19-4 110-20-1 through 110-20-4 AGI	Revoked New New 110: DEPARTMI Action New New New New New New New New New Location New New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2840 through 111-4-2840	New New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No.	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended New Amended Amended Revoked Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-19-4 110-20-1 through 110-20-4 AGI A complete Kansas	Revoked New New 110: DEPARTMI Action New New New New New Low New New New New New New New New New Ne	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2840 through 111-4-2849 through	New New New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-11-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended New Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-19-4 110-20-1 through 110-20-4 AGI A complete Kansas found in the	Revoked New New 110: DEPARTMI Action New New New New New Low New New New New New Lottery from 199 ne Vol. 19, No. 5	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2848 111-4-2849 through 111-4-2849	New New New New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-12-8	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Attion Amended Revoked	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357	109-6-3 109-15-1 109-15-2 AGENCY 3 Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-19-4 110-20-1 through 110-20-4 A comple the Kansas found in the Kansas Reg.	Revoked New New 110: DEPARTMI Action New New New New New Lottery New ENCY 111: KAN ete index listing Lottery from 198 ne Vol. 19, No. 8 gister. A list of r	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2840 through 111-4-2849 through 111-4-2855 111-5-23 through	New New New New New New Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-11-1 100-22-8 100-22-8a	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended Amended Amended Amended Revoked Amended Amended Amended Amended Amended Too: BOARD OF Action Amended Revoked New Amended Revoked Amended Action	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-19-1 through 110-19-4 110-20-1 through 110-20-4 AGI A complette Kansas found in the Kansas Reg Kansas Lo	Revoked New New 110: DEPARTMI Action New New New New New Loter index listing Lottery from 199 gister. A list of rettery from 2001	V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2849 through 111-4-2845 111-5-28 111-5-23 through	New New New New New New Amended Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-11-1 100-22-8 100-22-8a 100-28-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Too: BOARD OF Action Amended Revoked New Amended New Amended New Amended New Amended New Amended New Amended (T)	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357 V. 27, p. 1602	109-6-3 109-15-1 109-15-2 AGENCY : Reg. No. 110-13a-1 110-13a-2 110-19-1 through 110-19-4 110-20-1 through 110-20-4 AGI A complete Kansas found in the Kansas Reg Kansas Lo	Revoked New New 110: DEPARTMI Action New New New New New Loter index listing Lottery from 198 ne Vol. 19, No. 5 gister. A list of rettery from 2001 ne Vol. 22, No. 5	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through 111-4-2840 through 111-4-2848 111-4-2848 111-4-2849 through 111-5-23 through	New New New New New New Amended Amended Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-22-8 100-22-8 100-28a-1 100-28a-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Too: BOARD OF I Action Amended Revoked New Amended New Amended Amended T) Amended New Amended Amended T) Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-20-1 through 110-20-4 AGI A comple the Kansas found in the Kansas Reg Kansas Leg Kansas Reg	Revoked New New 110: DEPARTMI Action New New New New New Low New New Lottery from 199 ne Vol. 19, No. 5 gister. A list of r tery from 2001 ne Vol. 22, No. 5 gister. A list of r	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064 V. 27, p. 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through 111-4-2816 through 111-4-2840 through 111-4-2849 through 111-4-2855 111-5-23 through 111-5-23 111-5-23 111-5-83	New New New New New Amended Amended Amended Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-12-8 100-22-8 100-22-8a 100-28a-1 100-28a-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended Amended Amended Amended Amended Amended Amended Arevoked Amended Amended Amended Amended Amended Amended Amended Amended Amended Too: BOARD OF I	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 112 V. 28, p. 112 V. 28, p. 572	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-19-1 through 110-19-4 110-20-1 through 110-20-4 AGI A complete Kansas found in the Kansas Reg. Kansas Lofound in the Kansas Reg. Kansas Reg	Revoked New New 110: DEPARTMI Action New New New New New New Lotter from 199 gister. A list of rettery from 2001 the Vol. 22, No. 5 gister. A list of rettery from 2001 the Vol. 24, No. 5	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2810 through 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2849 through 111-4-2855 111-5-23 through 111-5-28 111-5-28 111-5-81 111-5-81	New New New New New New Amended Amended Amended Amended Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490 V. 27, p. 1490
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-22-8 100-28a-1 100-28a-1 100-28a-1 100-29-7	ENCY 99: DEPART RICULTURE—DIV EIGHTS AND ME Action Amended Too: BOARD OF I Action Amended Revoked New Amended Revoked New Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 112 V. 28, p. 112 V. 28, p. 112 V. 28, p. 572 V. 27, p. 209	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-19-4 AGI A complethe Kansas found in the Kansas Reg. Kansas Lofound in the Kansas Reg.	Revoked New New New 110: DEPARTMI Action New New New New New New ENCY 111: KAN ete index listing Lottery from 194 gister. A list of r ttery from 2001 ne Vol. 22, No. 5 gister. A list of r ttery from 2004 ne Vol. 24, No. 5 gister. A list of r	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2849 through 111-4-2855 111-5-23 through 111-5-28 111-5-28 111-5-81 111-5-81 111-5-84 111-5-90	New New New New New New Amended Amended Amended Amended Amended Amended Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 1491
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-12-8 100-22-8 100-22-8a 100-28a-1 100-28a-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Amended Amended Amended Amended Amended Amended Amended Amended Arended Amended Amended Amended (* 100: BOARD OF B	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357 V. 27, p. 357 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 572 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1060	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-20-4 AGI A complethe Kansas found in the Kansas Lofound in the Kansas Regental Kansas Logaration Regental Kansas Regental Kansas Logaration Regental Kansas Regental Kansas Logaration Regental R	Revoked New New 110: DEPARTMI Action New New New New New New ENCY 111: KAN ete index listing Lottery from 190 ete Vol. 19, No. 5 gister. A list of r ttery from 2004 the Vol. 24, No. 5 gister. A list of r ttery from 2004	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 29, 2005 egulations filed by the through 2007 can be	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through 111-4-2840 through 111-4-2848 111-4-2849 through 111-5-23 through 111-5-28 111-5-81 111-5-83 111-5-81 111-5-90 111-5-90 111-5-127	New New New New New New Amended Amended Amended Amended Amended Amended Amended Amended Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 4491 V. 27, p. 4421
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-11-1 100-22-8 100-28-1 100-28-1 100-28-1 100-29-7	ENCY 99: DEPART RICULTURE—DIV EIGHTS AND ME Action Amended Too: BOARD OF I Action Amended Revoked New Amended Revoked New Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 112 V. 28, p. 112 V. 28, p. 112 V. 28, p. 572 V. 27, p. 209	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-20-1 through 110-20-4 AGI A complethe Kansas found in the Kansas Reg. Kansas Lofound in the Kansas Reg. Kansas Lofou	Revoked New New New 110: DEPARTMI Action New New New New New New ENCY 111: KAN ete index listing Lottery from 190 ne Vol. 19, No. 5 gister. A list of r ttery from 2004 ne Vol. 24, No. 5 gister. A list of r ttery from 2004 ne Vol. 24, No. 5 gister. A list of r ttery from 2006 ne Vol. 26, No. 5	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 29, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 27, 2007	111-4-2784 111-4-2785 through 111-4-2790 111-4-2799 111-4-2800 through 111-4-2815 through 111-4-2845 through 111-4-2848 111-4-2848 111-4-2849 through 111-5-23 through 111-5-23 111-5-23 111-5-81 111-5-83 111-5-81 111-5-90 111-5-127 111-5-128	New New New New New New New Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 1491 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 442 V. 27, p. 443
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-22-8 100-22-8 100-28a-1 100-28a-1 100-29-1 100-29-16 100-49-4	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Too: BOARD OF Action Amended Revoked New Amended Revoked New Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 112 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1060 V. 28, p. 1060 V. 28, p. 1060 V. 28, p. 1060 V. 28, p. 923 V. 27, p. 209	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-19-4 AGI A complethe Kansas found in the Kansas found in the Kansas Rege Kansas Lofound in the Kansas Rege Kansas Reger No.	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 19th ne Vol. 19, No. 3 gister. A list of r ttery from 2004 ne Vol. 24, No. 3 gister. A list of r ttery from 2004 ne Vol. 24, No. 3 gister. A list of r ttery from 2006 ne Vol. 26, No. 3 gister. The follow	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 29, 2005 egulations filed by the through 2007 can be	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2810 111-4-2814 111-4-2815 through 111-4-2840 through 111-4-2840 through 111-4-2849 through 111-5-23 through 111-5-28 111-5-33 111-5-81 111-5-81 111-5-81 111-5-82 111-5-81 111-5-128	New New New New New New Amended Amended Amended Amended Amended Amended Amended Amended Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 4491 V. 27, p. 4421
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-11-1 100-22-8 100-28a-1 100-28a-1 100-28a-1 100-29-7 100-29-16 100-49-4	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended Too: BOARD OF I Action Amended Revoked New Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 112 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1060 V. 28, p. 1060 V. 28, p. 923	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-20-1 through 110-20-4 AGI A complethe Kansas found in the Kansas Reg Kansas Lofound in the Kansas Reg	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 199 ne Vol. 19, No. 5 gister. A list of r ttery from 2004 ne Vol. 24, No. 5 gister. A list of r ttery from 2004 ne Vol. 24, No. 5 gister. A list of r ttery from 2006 ne Vol. 26, No. 5 gister. The follow anuary 1, 2008:	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 27, 2007 egulations filed by the through 2007 can be 52, December 27, 2007 wing regulations were	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2810 through 111-4-2814 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2849 through 111-4-2855 111-5-23 through 111-5-28 111-5-33 111-5-81 111-5-81 111-5-81 111-5-81 111-5-82 111-5-132 111-5-128 111-5-127 111-5-128 111-5-128 111-5-132 111-5-135	New New New New New New New Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 1491 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 442 V. 27, p. 443
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-12-8 100-28-1 100-28-1 100-28-1 100-29-7 100-29-16 100-49-4 100-55-4 100-55-7 100-55-9	ENCY 99: DEPART RICULTURE—DIV EIGHTS AND ME Action Amended (7 100: BOARD OF 1) Action Amended Revoked New Amended (T) Amended Revoked New Amended (T) Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 402 V. 28, p. 112 V. 28, p. 572 V. 28, p. 1060 V. 28, p. 923 V. 27, p. 209 V. 27, p. 209 V. 27, p. 209 V. 27, p. 209	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-19-4 AGI A complethe Kansas found in the Kansas found in the Kansas Rege Kansas Lofound in the Kansas Rege Kansas Reger No.	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 19th ne Vol. 19, No. 3 gister. A list of r ttery from 2004 ne Vol. 24, No. 3 gister. A list of r ttery from 2004 ne Vol. 24, No. 3 gister. A list of r ttery from 2006 ne Vol. 26, No. 3 gister. The follow	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 29, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 27, 2007	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2810 111-4-2814 111-4-2815 through 111-4-2840 through 111-4-2840 through 111-4-2849 through 111-5-23 through 111-5-28 111-5-33 111-5-81 111-5-81 111-5-81 111-5-82 111-5-81 111-5-128	New New New New New New New Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 1491 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 442 V. 27, p. 443
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AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-11-1 100-22-8 100-28a-1 100-28a-1 100-28a-1 100-29-7 100-29-7 100-55-4 100-55-4 100-55-7 100-55-9 100-69-1 100-69-2	ENCY 99: DEPART RICULTURE—DIV EIGHTS AND ME Action Amended (7 100: BOARD OF 1) Action Amended Amended Revoked New Amended	REGISTER V. 27, p. 108 V. 28, p. 522 V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357 V. 27, p. 357 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1060 V. 28, p. 1060 V. 28, p. 1060 V. 28, p. 1060 V. 28, p. 1061 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1061 V. 28, p. 572 V. 27, p. 1672 V. 27, p. 1672 V. 27, p. 1672	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-20-1 through 110-20-4 AGI A complethe Kansas found in the Kansas Reg. Kansas Lofound in the Kansas Reg. Kansas Lof	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 190 ne Vol. 19, No. 5 gister. A list of r ttery from 2004 ne Vol. 24, No. 5 gister. A list of r ttery from 2006 ne Vol. 24, No. 5 gister. A list of r ttery from 2006 ne Vol. 26, No. 5 gister. The follow anuary 1, 2008: Action	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 27, 2007 wing regulations were	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through 111-4-2815 through 111-4-2840 through 111-4-2848 111-4-2849 through 111-5-28 111-5-33 111-5-81 111-5-83 111-5-81 111-5-81 111-5-81 111-5-80 111-5-127 111-5-128 111-5-128 111-5-169	New New New New New New Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 443 V. 27, p. 1493 V. 27, p. 443
AG AG: W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-22-8 100-28a-1 100-28a-1 100-28a-1 100-28a-1 100-29-7 100-29-16 100-49-4 100-55-4 100-55-7 100-55-9 100-69-1 100-69-2	ENCY 99: DEPART RICULTURE—DIV EIGHTS AND ME Action Amended (7 100: BOARD OF 1) Action Amended (T) Amended Revoked New Amended (T) Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 572 V. 28, p. 112 V. 28, p. 572 V. 27, p. 209 V. 28, p. 923 V. 27, p. 209 V. 28, p. 1061 V. 28, p. 572 V. 27, p. 1672 V. 27, p. 1672 V. 28, p. 572 V. 27, p. 1672 V. 28, p. 572 V. 27, p. 1672 V. 28, p. 572	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-20-4 AGI A complethe Kansas found in the Kansas Reg. Kansas Lofound in the Kansas Reg.	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 196 gister. A list of r ttery from 2001 ne Vol. 22, No. 3 gister. A list of r ttery from 2004 ne Vol. 24, No. 3 gister. A list of r ttery from 2004 ne Vol. 24, No. 3 gister. A list of r ttery from 2004 ne Vol. 26, No. 3 gister. The follor anuary 1, 2008: Action New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 27, 2007 wing regulations were Register V. 27, p. 992	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2840 through 111-4-2849 through 111-4-2849 through 111-5-23 through 111-5-23 through 111-5-28 111-5-33 111-5-81 111-5-84 111-5-165 through 111-5-165 through 111-5-169 111-5-169 111-5-170 through	New New New New New New New Amended New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 443 V. 27, p. 1491 V. 27, p. 443 V. 27, p. 1491-1493 V. 28, p. 347, 348
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-22-8 100-28-1 100-28-1 100-28-1 100-29-7 100-29-16 100-49-4 100-55-4 100-55-7 100-55-7 100-69-1 100-69-1 100-69-1 100-72-1	ENCY 99: DEPART RICULTURE—DIV EIGHTS AND ME Action Amended (100: BOARD OF I Action Amended (T) Amended Revoked New Amended (T) Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 28, p. 572 V. 27, p. 357 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1060 V. 28, p. 923 V. 27, p. 209 V. 27, p. 209 V. 28, p. 1061 V. 28, p. 572 V. 27, p. 1672 V. 27, p. 1672 V. 27, p. 1672 V. 28, p. 572 V. 27, p. 1602	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-20-1 through 110-20-4 AGI A complethe Kansas found in the Kansas Reg Kansas Lofound in the Kansas Reg Ka	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 190 gister. A list of r ttery from 2001 ne Vol. 22, No. 9 gister. A list of r ttery from 2004 he Vol. 24, No. 9 gister. A list of r ttery from 2004 he Vol. 24, No. 9 gister. A list of r ttery from 2004 he Vol. 26, No. 9 gister. The follow anuary 1, 2008: Action New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 27, 2007 wing regulations were Register V. 27, p. 992 V. 27, p. 1559	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2815 through 111-4-2815 through 111-4-2840 through 111-4-2848 111-4-2849 through 111-5-28 111-5-33 111-5-81 111-5-81 111-5-81 111-5-81 111-5-81 111-5-169 111-5-169 111-5-169 111-5-169 111-5-170 through 111-5-174 111-7-80a	New New New New New New Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 443 V. 27, p. 1491
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-12-8 100-28-1 100-28-1 100-28-1 100-29-7 100-29-16 100-49-4 100-55-7 100-55-7 100-55-9 100-69-1 100-69-1 100-69-1 100-72-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended (7 100: BOARD OF) Action Amended Revoked New Amended Revoked New Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 209 V. 28, p. 572 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1060 V. 28, p. 923 V. 27, p. 209 V. 28, p. 1061 V. 28, p. 572 V. 27, p. 1602 V. 28, p. 572 V. 27, p. 1672 V. 28, p. 572 V. 27, p. 1672 V. 28, p. 572 V. 27, p. 1602 V. 28, p. 572	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-19-1 through 110-20-1 through 110-20-4 AGI A complete Kansas found in the Kansas Reg. Kansas Lofound in the K	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 196 gister. A list of r ttery from 2001 ne Vol. 22, No. 3 gister. A list of r ttery from 2004 ne Vol. 24, No. 3 gister. A list of r ttery from 2004 ne Vol. 26, No. 0 gister. The follor anuary 1, 2008: Action New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2005 can be 52, December 27, 2007 egulations filed by the through 2007 can be 52, December 27, 2007 wing regulations were Register V. 27, p. 992 V. 27, p. 1559 V. 27, p. 1560	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2848 111-4-2849 through 111-5-23 through 111-5-23 through 111-5-81 111-5-81 111-5-81 111-5-81 111-5-80 111-5-165 through 111-5-169 111-5-169 111-5-170 through 111-7-170 through	New New New New New New New Amended New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 443 V. 27, p. 1491 V. 27, p. 443 V. 27, p. 1491
AG AG W Reg. No. 99-25-1 99-25-5 99-25-5 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-22-8 100-28a-1 100-28a-1 100-28a-1 100-29-1 100-29-1 100-55-4 100-55-4 100-55-7 100-55-9 100-69-1 100-69-1 100-69-1 100-72-1 100-72-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended (7 100: BOARD OF) Action Amended Revoked New Amended Revoked New Amended	REGISTER V. 27, p. 108 V. 28, p. 522 V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 209 V. 28, p. 112 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1060 V. 28, p. 923 V. 27, p. 209 V. 28, p. 1061 V. 28, p. 572 V. 27, p. 1672 V. 27, p. 1672 V. 27, p. 1672 V. 28, p. 572 V. 27, p. 1602 V. 28, p. 572 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 572 V. 27, p. 1602 V. 28, p. 112 V. 28, p. 273	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-13a-3 110-19-1 through 110-20-4 AGI A complethe Kansas found in the Kansas Reg. Kansas Lofound in the Kansas Reg. No. 111-2-211 111-2-212 111-2-213 111-2-214 through	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 190 gister. A list of r ttery from 2001 ne Vol. 22, No. 9 gister. A list of r ttery from 2004 he Vol. 24, No. 9 gister. A list of r ttery from 2004 he Vol. 24, No. 9 gister. A list of r ttery from 2008: Action New New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2007 can be 52, December 27, 2007 wing regulations were Register V. 27, p. 992 V. 27, p. 1559 V. 27, p. 1559 V. 28, p. 10, 11	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2810 through 111-4-2814 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2840 through 111-4-2849 through 111-4-2849 through 111-5-23 through 111-5-23 through 111-5-128 111-5-81 111-5-81 111-5-81 111-5-81 111-5-127 111-5-127 111-5-127 111-5-127 111-5-127 111-5-127 111-5-127 111-5-127 111-5-127 111-5-127 111-5-127 111-5-128 111-5-132 111-5-165 through 111-5-170 through 111-5-170 through 111-7-203 through	New New New New New New New Amended	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 443 V. 27, p. 1491 V. 27, p. 443 V. 27, p. 1491 V. 27, p. 443 V. 28, p. 347, 348 V. 28, p. 282
AG AG W Reg. No. 99-25-1 99-25-5 99-25-9 99-25-11 99-26-1 99-27-2 99-27-3 99-27-4 99-27-5 AGENCY Reg. No. 100-11-1 100-12-8 100-28-1 100-28-1 100-28-1 100-29-7 100-29-16 100-49-4 100-55-7 100-55-7 100-55-9 100-69-1 100-69-1 100-69-1 100-72-1	ENCY 99: DEPART RICULTURE—DIV ZEIGHTS AND ME Action Amended (7 100: BOARD OF) Action Amended Revoked New Amended Revoked New Amended	RMENT OF VISION OF EASURES Register V. 27, p. 108 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 109 V. 28, p. 522 V. 27, p. 1019 HEALING ARTS Register V. 27, p. 1602 V. 28, p. 112 V. 27, p. 357 V. 27, p. 209 V. 28, p. 572 V. 28, p. 572 V. 27, p. 209 V. 28, p. 1060 V. 28, p. 923 V. 27, p. 209 V. 28, p. 1061 V. 28, p. 572 V. 27, p. 1602 V. 28, p. 572 V. 27, p. 1672 V. 28, p. 572 V. 27, p. 1672 V. 28, p. 572 V. 27, p. 1602 V. 28, p. 572	109-6-3 109-15-1 109-15-2 AGENCY: Reg. No. 110-13a-1 110-13a-2 110-19-1 through 110-20-1 through 110-20-4 AGI A complete Kansas found in the Kansas Reg. Kansas Lofound in the K	Revoked New New New 110: DEPARTMI Action New New New New New New New ENCY 111: KAN ete index listing Lottery from 196 gister. A list of r ttery from 2001 ne Vol. 22, No. 3 gister. A list of r ttery from 2004 ne Vol. 24, No. 3 gister. A list of r ttery from 2004 ne Vol. 26, No. 0 gister. The follor anuary 1, 2008: Action New New New	V. 28, p. 575 V. 28, p. 575 V. 28, p. 575 V. 28, p. 576 ENT OF COMMERCE Register V. 27, p. 1063 V. 27, p. 1063 V. 27, p. 1064 V. 27, p. 1064, 1065 V. 27, p. 1065, 1066 SAS LOTTERY all regulations filed by 88 through 2000 can be 52, December 28, 2000 egulations filed by the through 2003 can be 52, December 25, 2003 egulations filed by the through 2005 can be 52, December 29, 2005 egulations filed by the through 2005 can be 52, December 27, 2007 egulations filed by the through 2007 can be 52, December 27, 2007 wing regulations were Register V. 27, p. 992 V. 27, p. 1559 V. 27, p. 1560	111-4-2784 111-4-2785 through 111-4-2790 111-4-2791 through 111-4-2800 through 111-4-2814 111-4-2815 through 111-4-2838 111-4-2840 through 111-4-2848 111-4-2849 through 111-5-23 through 111-5-23 through 111-5-81 111-5-81 111-5-81 111-5-81 111-5-80 111-5-165 through 111-5-169 111-5-169 111-5-170 through 111-7-170 through	New New New New New New New Amended New New	V. 28, p. 298 V. 28, p. 342-346 V. 28, p. 383-389 V. 28, p. 516-522 V. 28, p. 853-871 V. 28, p. 1031-1034 V. 28, p. 1109-1113 V. 28, p. 1109-1113 V. 28, p. 299-302 V. 28, p. 303 V. 27, p. 1490 V. 27, p. 1490 V. 27, p. 1491 V. 27, p. 442 V. 27, p. 443 V. 27, p. 1491 V. 27, p. 443 V. 27, p. 1491

111-7-233 through			112-111-1 through			AG	ENCY 121: DEPA CREDIT UN	
111-7-237 111-7-238	New	V. 28, p. 57, 58	112-111-5 112-112-1	New	V. 28, 470-472	Reg. No.	Action	Register
through			through			121-9-1	Amended	V. 28, p. 457
111-7-242	New	V. 28, p. 283, 284	112-112-9	New	V. 27, p. 1411-1413	121-10-1	New	V. 27, p. 1099
111-9-152	New	V. 27, p. 1762	112-113-1	New	V. 28, p. 382	121-10-2	New	V. 27, p. 1099
111-9-153	New	V. 28, p. 20	112-114-1			121-11-1	New	V. 28, p. 457
111-9-154	New	V. 28, p. 21	through	**	17.00 470	121-11-2	New	V. 28, p. 457
111-9-155	New	V. 28, p. 22	112-114-6	New	V. 28, p. 472	121-12-1	New	V. 28, p. 459
111-9-156 111-9-157	New New	V. 28, p. 390	112-114-8			AGE	NCY 127: KANS	AS HOUSING
111-9-157	New	V. 28, p. 1114 V. 28, p. 1115	through	Maria	V 28 - 472 472	RI	ESOURCES COF	RPORATION
111-14-4	New	V. 28, p. 1113 V. 28, p. 22	112-114-12 112-114-14	New New	V. 28, p. 472, 473 V. 28, p. 473	Reg. No.	Action	Register
111-14-5	New	V. 28, p. 23			•	Ü		Ü
111-14-6	New	V. 28, p. 24	AG		ARTMENT OF	127-2-1	New	V. 28, p. 192
		*		WILDLIFE AN	ID PARKS	127-2-2	New	V. 28, p. 192
		RACING AND DMMISSION	Reg. No.	Action	Register	127-2-3	New	V. 28, p. 193
	Action		115-2-1	Amended	V. 27, p. 1704			T OF COMMERCE—
Reg. No.		Register	115-2-3	Amended	V. 27, p. 1264	KAN	SAS ATHLETIC	COMMISSION
112-12-15	New	V. 28, p. 797	115-2-3a	Amended	V. 27, p. 1705	Reg. No.	Action	Register
112-13-6	New	V. 28, p. 376	115-2-5	Amended	V. 27, p. 1265	128-1-1	New (T)	V. 27, p. 106
112-100-1			115-4-1	Amended	V. 28, p. 569	128-1-1	New (1)	V. 27, p. 100 V. 27, p. 358
through	3.7	II 05 4050	115-4-4	Amended	V. 27, p. 403	128-2-1	New	V. 27, p. 338 V. 27, p. 360
112-100-7	New	V. 27, p. 1378	115-4-4a	Amended	V. 27, p. 403	128-2-3	ivew	v. 27, p. 300
112-101-1			115-4-6	Amended	V. 27, p. 109	through		
through	Maria	V 28 - 276 270	115-4-6a	Revoked	V. 27, p. 112	128-2-13	New	V. 27, p. 360-362
112-101-16 112-103-1	New	V. 28, p. 376-379	115-4-13	Amended	V. 27, p. 404	128-2-12	New (T)	V. 27, p. 107
through			115-4-14	Revoked	V. 27, p. 112	128-3-1	New	V. 27, p. 362
112-103-12	New	V. 28, p. 376-382	115-7-1	Amended	V. 27, p. 1707	128-4-1	11011	
112-103-15	New	V. 28, p. 382	115-7-2	Amended	V. 27, p. 1708	through		
112-103-16	New	V. 28, p. 382	115-7-8	Amended	V. 27, p. 405	128-4-9	New	V. 27, p. 363-367
112-104-1		z, F. 222	115-7-9	Amended	V. 27, p. 406	128-4a-1	New	V. 27, p. 367
through			115-8-1	Amended	V. 28, p. 571	128-5-1	New	V. 27, p. 367
112-104-33	New	V. 27, p. 1378-1406	115-8-9	Amended	V. 27, p. 1265	128-5-2	New	V. 27, p. 368
112-105-1		•	115-8-10	Amended	V. 27, p. 1265	128-6-1	New	V. 27, p. 368
through			115-8-13	Amended	V. 27, p. 112	128-6-2	New	V. 27, p. 371
112-105-7	New	V. 27, p. 1406-1408	115-15-1	Amended	V. 28, p. 1079	128-6-4	New	V. 27, p. 374
112-106-1			115-15-2	Amended	V. 28, p. 1080	AG	ENCY 129: KAN	SAS HEALTH
through			115-18-7	Amended	V. 27, p. 406		POLICY AUT	
112-106-7	New	V. 27, p. 1408-1411	115-18-21	New	V. 27, p. 1708	D M		
112-107-1	New	V. 28, p. 424	Α	GENCY 117: R	EAL ESTATE	Reg. No.	Action	Register
112-107-2 112-107-3	New New	V. 28, p. 424 V. 28, p. 424		APPRAISAL	BOARD	129-5-1	Amended	V. 27, p. 628
112-107-5	New	V. 28, p. 424 V. 28, p. 428	Pag No	Action	Pagistar	129-5-78	New	V. 27, p. 1022
112-107-6	New	V. 28, p. 428 V. 28, p. 428	Reg. No.		Register	129-5-108	Amended	V. 27, p. 1346
112-107-7	New	V. 28, p. 428	117-1-1	Amended	V. 28, p. 373	129-10-15a	New	V. 27, p. 1346
112-107-9	New	V. 28, p. 429	117-2-2a	Amended	V. 28, p. 373	129-10-15b	New	V. 27, p. 1348
112-107-10	New	V. 28, p. 429	117-3-1	Amended	V. 28, p. 1027	129-10-17	New	V. 27, p. 1348
112-107-11	New	V. 28, p. 430	117-3-2a	Amended	V. 28, p. 373	129-10-18	New	V. 27, p. 1350
112-107-13		•	117-4-1	Amended	V. 28, p. 1028	129-10-23a	New	V. 27, p. 1353
through			117-4-2a	Amended	V. 28, p. 374	129-10-23b	New	V. 27, p. 1353
112-107-32	New	V. 28, p. 430-440	117-5-2	Amended	V. 28, p. 374	129-10-25	New	V. 27, p. 1354
112-107-34	New	V. 28, p. 441	117-5-2a	Amended	V. 28, p. 375	129-10-26	New	V. 27, p. 1355
112-110-1			117-6-1	Amended	V. 28, p. 1029	129-10-27	New	V. 27, p. 1356
through	NT.	V 00 464 450	117-7-1	Amended	V. 28, p. 375	129-10-200	New	V. 27, p. 1356
112-110-13	New	V. 28, p. 464-470	117-10-1	New	V. 28, p. 375	129-10-210	New	V. 27, p. 1358

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