



Kansas Register

Kris W. Kobach, Secretary of State

Vol. 34, No. 16

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State of Kansas

Department of Corrections

Request for Proposals

The Kansas Department of Corrections and the Kansas Advisory Group announce the availability of an RFP for new and continuing applications for Title II funds for Alternatives to Detention and Disproportionate Minority Contact through the Office of Juvenile Justice and Delinquency Prevention on April 15, 2015. Priority will be given to Alternatives to Detention applications from jurisdictions that have exhibited a willingness to participate in reform strategies through the Juvenile Detention Alternative Initiative. Applications can be downloaded at the KDOC website: <http://www.doc.ks.gov/juvenile-services/grants/applications>.

For more information contact Joni Cattoor, juvenile justice specialist, at 785-296-0745 or jonib.cattoor@doc.ks.gov.

Ray Roberts
Secretary of Corrections

Doc. No. 043450

(Published in the Kansas Register April 16, 2015.)

Heartland Works, Inc.

Request for Insurance Agent Services

Heartland Works, Inc., 5020 S.W. 28th St., Suite 100, Topeka, 66614-2348, is soliciting responses to interview for one insurance agent with one independent insurance agency to broker Commercial Insurance Package Policy including: General Liability, Property, Inland Marine, Crime, Employee Benefit Liability, Non-Owned Auto, Commercial Umbrella Liability, Directors and Officers Liability and Workers Compensation Insurance. It is not required that all policies be provided by one carrier. To receive information regarding this request to obtain insurance agent/agency services call 785-234-0500. The deadline to respond is April 24, 2015. Heartland Works, Inc. welcomes all interested business insurance agents/agencies to respond.

David Brennan
Executive Director

Doc. No. 043458

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Register Office:
1st Floor, Memorial Hall
785-296-3489
Fax 785-296-8577
kansasregister@sos.ks.gov

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North Central Regional Planning Commission

Notice to Bidders

Sealed bids for body armor will be accepted by the North Central Regional Planning Commission, 109 N. Mill St., Beloit, KS 67420, until 4 p.m. Thursday, April 30, 2015, at which time they will be publicly opened and read aloud at the same address. Copies of Instructions to Bidders and project specifications can be accessed by going to www.procurement.ncrpc.org/HS/projects.html or by contacting the NCRPC at 785-738-2218 or lpeters@nckcn.com. This action is being taken on behalf of the South Central Kansas Regional Homeland Security Council. The estimated project value exceeds \$50,000.

Lisa Peters
Homeland Security Clerk

Doc. No. 043446

State of Kansas

Department of Administration Office of Facilities and Procurement Management

Notice of Requested Architectural Services

Notice is hereby given of the commencement of the selection process for architectural services for Fort Hays State University. The project consists of providing a new Track and Field Facility to be located on FHSU property, adjacent to the existing FHSU Soccer Facility and Hays Sports Complex, including running track, field event areas, support structures and utility extensions. Note: This project is contingent upon Kansas Board of Regents approval in May 2015.

For more information contact Dana Cunningham at 785-628-4424. Architectural programs are available at <http://admin.ks.gov/offices/ofpm/dcc/arch-eng-programs>.

To be considered, one (1) PDF file of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. These forms may be found at <http://admin.ks.gov/offices/ofpm/dcc/f-and-d>. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation and an abbreviated project name in the title of the PDF document. Proposals should be less than 5MB and follow the current State Building Advisory Commission guidelines found in Part B—Chapter 2 of the Building Design and Construction Manual at <http://www.admin.ks.gov/offices/ofpm/dcc/bdcm>. Proposals should be sent on a CD, DVD or flash drive along with a transmittal to Randy Riveland, Office of Facilities and Procurement Management, Suite 700, 800 S.W. Jackson, Topeka, 66612-1216. Proposals sent via email will no longer be accepted and paper copies of the proposals are no longer required. It is the proposer's responsibility to ensure proposals are received by the closing date and time. Delays in mail delivery or any other means of transmittal,

including couriers or agents of the issuing entity, shall not excuse late proposal submissions. Proposals received after the date and time noted below will not be forwarded to the State Building Advisory Commission for review. If you have questions call 785-296-0749. The PDF proposal submissions shall be delivered to the attention of Randy Riveland by 2 p.m. on or before May 2, 2015.

Mark J. McGivern, Director
Office of Facilities and
Procurement Management

Doc. No. 043456

State of Kansas

Department of Administration Office of Facilities and Procurement Management

Notice of Requested Engineering Services

Notice is hereby given of the commencement of the selection process for civil engineering services for the Kansas Highway Patrol Training Academy. This project will entail repair and/or replacement of the retaining wall at the KHP Training Academy in Salina.

For more information contact Sharon K. Marcum at 785-296-5989. An engineering program is available at <http://admin.ks.gov/offices/ofpm/dcc/arch-eng-programs>.

To be considered, one (1) PDF file of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. These forms may be found at <http://admin.ks.gov/offices/ofpm/dcc/f-and-d>. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation and an abbreviated project name in the title of the PDF document. Proposals should be less than 5MB and follow the current State Building Advisory Commission guidelines found in Part B—Chapter 2 of the Building Design and Construction Manual at <http://www.admin.ks.gov/offices/ofpm/dcc/bdcm>. Proposals should be sent on a CD, DVD or flash drive along with a transmittal to Randy Riveland, Office of Facilities and Procurement Management, Suite 700, 800 S.W. Jackson, Topeka, 66612-1216. Proposals sent via email will no longer be accepted and paper copies of the proposals are no longer required. It is the proposer's responsibility to ensure proposals are received by the closing date and time. Delays in mail delivery or any other means of transmittal, including couriers or agents of the issuing entity, shall not excuse late proposal submissions. Proposals received after the date and time noted below will not be forwarded to the State Building Advisory Commission for review. If you have questions call 785-296-0749. The PDF proposal submissions shall be delivered to the attention of Randy Riveland by 2 p.m. on or before May 2, 2015.

Mark J. McGivern, Director
Office of Facilities and
Procurement Management

Doc. No. 043457

State of Kansas

State Employees Health Care Commission

Notice of Meeting

The Kansas State Employees Health Care Commission will meet at 1:30 p.m. Monday, April 20, in the KPERS boardroom, 611 S. Kansas Ave., Topeka. For more information contact Laurie Knowlton with the State Employee Health Plan at 785-296-6280.

Jim Clark
Chair

Doc. No. 043445

State of Kansas

Board of Regents Universities

Notice to Bidders

The universities of the Kansas Board of Regents encourage interested vendors to visit the various universities' purchasing offices' websites for a listing of all transactions, including construction projects, for which the universities' purchasing offices, or one of the consortia commonly utilized by the universities, are seeking information, competitive bids or proposals. The referenced construction projects may include project delivery construction procurement act projects pursuant to K.S.A. 76-7,125 et seq.

Emporia State University — Bid postings: www.emporia.edu/busaff/. Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: tshepher@emporia.edu. Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801-5415.

Fort Hays State University — Bid postings: www.fhsu.edu/purchasing/bids. Additional contact info: phone: 785-628-4251, fax: 785-628-4046, email: purchasing@fhsu.edu. Mailing address: Fort Hays State Purchasing Office, 601 Park St., 318 Sheridan Hall, Hays, KS 67601.

Kansas State University — Bid postings: www.k-state.edu/purchasing/rfq. Additional contact info: phone: 785-532-5214, fax: 785-532-5577, email: kspurch@k-state.edu. Mailing address: Division of Financial Services/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

Pittsburg State University — Bid postings: www.pittstate.edu/office/purchasing. Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: purch@pittstate.edu. Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762-7549.

University of Kansas — Electronic bid postings: <http://www.procurement.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 20, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: purchasing@ku.edu.

University of Kansas Medical Center — Bid postings: <http://www2.kumc.edu/finance/purchasing/bids.html>. Additional contact info: phone: 913-588-1100, fax: 913-588-1102. Mailing address: University of Kansas Medical Center, Purchasing Department, Mail Stop 2034, 3901 Rainbow Blvd., Kansas City, KS 66160.

Wichita State University — Bid postings: www.wichita.edu/purchasing. Additional contact info: phone: 316-978-3080, fax: 316-978-3528. Mailing address: Wichita State University, Office

of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Steve White
Chair of Regents Purchasing Group
Director of Purchasing
Wichita State University

Doc. No. 042813

State of Kansas

Department of Administration
Procurement and Contracts

Notice to Bidders

Sealed bids for items listed will be received by the director of Procurement and Contracts until 2 p.m. on the date indicated. For more information call 785-296-2376:

04/28/2015	EVT0003696	Clothing, Law Enforcement
04/29/2015	EVT0003694	Bituminous Distributor, Truck Mounted
04/29/2015	EVT0003695	Pressure Washers
05/07/2015	EVT0003691	Printing/Banking, Farmers Senior Market
05/12/2015	EVT0003693	Legal Services
05/13/2015	EVT0003697	Washington DC Legal Counsel
05/14/2015	EVT0003641	Professional & Consultant Services
05/19/2015	EVT0003651	Mental Health Cost Analysis

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

<http://admin.ks.gov/offices/procurement-and-contracts/bid-solicitations>

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

<http://admin.ks.gov/offices/procurement-and-contracts/additional-files-for-bid-solicitations>

04/28/2015	A-012762	KDOT Water Well Road Salt Dome Reroof, Salina
04/29/2015	A-01244REV	Skylight Infill, KBI; Great Bend Regional Office, Great Bend
04/29/2015	A-012607	Pittsburg State University Weede P.E. Bldg. Pool Renovation, Pittsburg
05/07/2015	A-012575	KDOT Wichita West Subarea Reroof, Wichita
05/07/2015	A-012614	Kansas State Historical Society Kansas Museum of History; Chiller Replacement
05/07/2015	A-012680	Wichita State University 17th Street Entry Drive/Parking - Phase I, Wichita

Information regarding prequalification, projects and bid documents can be obtained by calling 785-296-8899 or online at <http://admin.ks.gov/offices/ofpm/dcc>.

Tracy T. Diel, Director
Procurement and Contracts

Doc. No. 043455

**State of Kansas
Pooled Money Investment Board**

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 2014 Supp. 12-1675(b)(c)(d) and K.S.A. 2014 Supp. 12-1675a(g).

Effective 4-13-15 through 4-19-15

Term	Rate
1-89 days	0.12%
3 months	0.02%
6 months	0.10%
12 months	0.27%
18 months	0.46%
2 years	0.59%

Scott Miller
Director of Investments

Doc. No. 043440

**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 17, 28-18a-1 through 33, 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-15-142/146

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Douglas Unruh Prairie-Sun Holsteins 6917 N. Oliver Road Walton, KS 67151	NE/4 of Section 23, T22S, R01E, Harvey County	Little Arkansas River Basin
Kansas Permit No. A-LAHV-M011		

This is a permit reissuance for an existing facility for 120 head (168 animal units) of mature dairy cattle. There is no change in animal units from the previous permit.

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

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

Name and Address of Applicant	Legal Description	Receiving Water
Jerry Sleichter 733 2500 Ave. Abilene, KS 67410	SW/4 of Section 31, T12S, R02E, Dickinson County	Smoky Hill River Basin

Kansas Permit No. A-SHDK-S020
This permit is being reissued for an existing facility with a maximum capacity of 790 head (316 animal units) of swine more than 55 pounds and 320 head (32 animal units) of swine 55 pounds or less, for a total of 348 animal units. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
David Pruitt Pruitt Farms 650 KS 14 Highway Beloit, KS 67420	SE/4 of Section 17, T09S, R07W, Mitchell County	Solomon River Basin

Kansas Permit No. A-SOMC-B012
This permit is being reissued for an existing facility with a maximum capacity of 999 head (999 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Steve Lockman Lockman Genetics P.O. Box 43 Dighton, KS 67839	SE/4 of Section 17, T18S, R30W, Lane County	Upper Arkansas River Basin

Kansas Permit No. A-UALE-S005
This is a reissuance of a permit for a maximum capacity of 126 head (50.4 animal units) of swine weighing greater than 55 pounds and 250 head (50 animal units) weighing less than 55 pounds for a total of 75.4 animal units. This represents a decrease in the permitted animal units from the previous permit by 224 head (89.6 animal units) swine weighing greater than 55 pounds and 2,750 head (275 animal units) weighing less than 55 pounds.

Public Notice No. KS-Q-15-026/042

The requirements of the draft permits public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria:

Name and Address of Applicant	Receiving Stream	Type of Discharge
Air Products and Chemicals, Inc. Route 2, Box 233 Liberal, KS 67901	Cimarron River via Unnamed Tributary	Process Wastewater

Kansas Permit No. I-CI10-PO04 Federal Permit No. KS0087203
Legal Description: NE¹/₄, S23, T33S, R32W, Seward County, KS
Facility Name: Air Products and Chemicals – Liberal
Facility Address: Highway 54 & Panhandle Road, Liberal, KS 67901
The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. This facility
(continued)

separates, purifies, and liquefies helium from the raw feed by mechanical and cryogenic processes. Cooling tower blowdown, compressor condensate, equipment and floor wash down water, and stormwater run-off; is treated using pH adjustment and oil/water separator(s) and discharged into a Concrete swale. Storm water run-off from uncontaminated areas and process wastewater from 001A1 are discharged into a concrete swale surrounding the property. The flow in the swale enters a 15 inch HDPE underground pipeline running along the county road and finally discharges to Cimarron River via unnamed tributary. The proposed permit contains limits for oil & grease, total residual chlorine and pH, as well as monitoring for temperature, sulfates, total recoverable selenium, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Air Products Manufacturing Corporation P.O. Box 12291 Wichita, KS 67277	Ninnescah River via Spring Creek via Dry Creek via Unnamed Tributary	Process Wastewater

Kansas Permit No. I-AR94-PO18 Federal Permit No. KS0080659
 Legal Description: NE $\frac{1}{4}$, S33, T28S, R1W, Sedgwick County, KS
 Facility Name: Air Products & Chemicals Wichita Plant
 Facility Address: 6601 S. Ridge Road, Haysville, KS 67060

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. This facility produces and purifies amines and specialty chemicals used as urethane catalysts and specialty chemicals. Boiler blowdown, steam condensate, domestic wastewater, and all plant process are disposed in an on-site Class I deep injection well. The Class I Well is regulated by the KDHE Underground Injection Control Program. Reverse osmosis reject water, multimedia filters a nanofilter, and cooling tower blowdown are combined in a clarifier and/or a sump prior to discharge. The proposed permit contains limits for total residual chlorine, whole effluent toxicity, and pH, as well as monitoring for sulfates, chlorides, total recoverable metals, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Delia, City of P.O. Box 17 Delia, KS 66418	Cross Creek via Salt Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS10-OO01 Federal Permit No. KS0046443
 Legal Description: SE $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$, S28, T9S, R13E, Jackson County, KS

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
El Dorado, City of 105 W. Wetlands Drive El Dorado, KS 67042	Walnut River	Treated Domestic Wastewater

Kansas Permit No. M-WA09-OO02 Federal Permit No. KS0097667
 Legal Description: SE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, S11, T26S, R5E, Butler County, KS

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, whole effluent toxicity, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, total recoverable selenium, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Ellsworth County Rural Water District 103 N. Douglas Ellsworth, KS 67439	Smoky Hill River	Process Wastewater

Kansas Permit No. I-SH53-PO01 Federal Permit No. KS0099287
 Legal Description: NW $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$, S11, T17S, R6W, Ellsworth County, KS
 Facility Name: Post Rock Water Treatment Plant

Facility Location: 2015 Highway 141, Marquette, KS 67464

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for a discharge of wastewater from a public water supply treatment facility. Raw water from Kanopolis Lake is treated using primary clarifier basins and filters before being sent to storage for distribution. The raw water is treated with lime, alum, various polymers, chlorine dioxide, fluoride, ammonium sulfate and polyphosphate. Sludge from the primary clarifier basins, filter-to-waste and filter backwash water are routed to a single cell lagoon prior to discharge. The proposed permit contains limits for total suspended solids, total residual chlorine, and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Greenleaf, City of 507 5th St. Greenleaf, KS 66943	Coon Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-BB08-OO01 Federal Permit No. KS0048411
 Legal Description: NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, S9, T4S, R4E, Washington County, KS

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Holton, City of 430 Pennsylvania Ave. Holton, KS 66436	Elk Creek via Banner Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS23-OO03 Federal Permit No. KS0097951
 Legal Description: SE $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$, S3, T7S, R15E, Jackson County, KS

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, dissolved oxygen, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Jefferson County Commission Jefferson County Health Department 1212 Walnut Oskaloosa, KS 66070	Perry Lake via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-KS56-OO04 Federal Permit No. KS0093807
 Legal Description: NE $\frac{1}{4}$, NE $\frac{1}{4}$, SE $\frac{1}{4}$, S23, T10S, R17E, Jefferson County, KS

Facility Name: Jefferson County Sewer District #7 & #8 – Lake Ridge Estates
 Facility Location: 6766 Lake Ridge Parkway, Ozawie, KS 66070

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli, as well as monitoring for ammonia, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, pH, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Linn County Commission P.O. Box 350 Mound City, KS 66056	Big Sugar Creek via Sugar Creek	Treated Domestic Wastewater

Kansas Permit No. M-MC64-OO01 Federal Permit No. KS0092941
 Legal Description: NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, S17, T21S, R22E, Linn County, KS
 Facility Name: Linn County Sewer District #1 (Centerville)

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Marysville, City of 209 North 8th St. Marysville, KS 66508	Big Blue River	Treated Domestic Wastewater
Kansas Permit No. M-BB13-OO02 Federal Permit No. KS0092142		
Legal Description: NW¼, NW¼, SE¼, S31, T2S, R7E, Marshall County, KS		

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli, as well as monitoring for ammonia, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, total recoverable copper, pH, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Miami County Commission Director of Engineering Services 201 S. Pearl, Suite 201 Paola, KS 66071	Ten Mile Creek via Unnamed Tributary via Community Lake	Treated Domestic Wastewater
Kansas Permit No. M-MC60-OO02 Federal Permit No. KS0093441		
Legal Description: SW¼, SW¼, NW¼, S7, T16S, R24E, Miami County, KS		

Facility Name: Walnut Creek Estates Sewer District
Facility Location: Crestview Court, Hillsdale, Kansas

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Milford, City of P.O. Box 279 Milford, KS 66514	Republican River via Milford Reservoir	Treated Domestic Wastewater
Kansas Permit No. M-LR17-OO01 Federal Permit No. KS0086231		
Legal Description: SE¼, SE¼, NE¼, S19, T10S, R5E, Geary County, KS		

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli, as well as monitoring for ammonia, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, and total nitrogen.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Riley, City of P.O. Box 314 Riley, KS 66531	Wildcat Creek	Treated Domestic Wastewater
Kansas Permit No. M-KS62-OO02 Federal Permit No. KS0093301		
Legal Description: SE¼, SW¼, SW¼, S2, T9S, R5E, Riley County, KS		

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Shawnee County Public Works Dept. 1515 N.W. Saline Street Topeka, KS 66618	Kansas River via Shunganunga Creek	Treated Domestic Wastewater
Kansas Permit No. M-KS72-OO27 Federal Permit No. KS0117731		
Legal Description: SW¼, NE¼, SW¼, S17, T12S, R15E, Shawnee County, KS		

Facility Name: Sherwood Regional Wastewater Treatment Facility
Facility Location: 3540 S.W. Nottingham Road, Topeka, KS 66614

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, whole effluent toxicity, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, dissolved oxygen, priority pollutants, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
University Park Sewer Benefit District Riley County Public Works Department 110 Courthouse Plaza Manhattan, KS 66502	Tuttle Creek Reservoir	Treated Domestic Wastewater
Kansas Permit No. M-BB25-OO04 Federal Permit No. KS0079243		
Legal Description: SE¼, SW¼, NW¼, S12, T8S, R6E, Riley County, KS		

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, and pH, as well as monitoring for total residual chlorine, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Waverly, City of P.O. Box 308 Waverly, KS 66871	Rock Creek via Unnamed Tributary	Treated Domestic Wastewater
Kansas Permit No. M-MC47-OO01 Federal Permit No. KS0022705		
Legal Description: SW¼, SW¼, NE¼, S14, T19S, R16E, Coffey County, KS		

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Whiting, City of P.O. Box 126 Whiting, KS 66552	Negro Creek via Unnamed Tributary	Treated Domestic Wastewater
Kansas Permit No. M-KS81-OO01 Federal Permit No. KS0083372		
Legal Description: SW¼, SW¼, SE¼, S27, T5S, R16E, Jackson County, KS		

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

Public Notice No. KS-PT-15-003/004

The requirements of the draft permits public noticed below are pursuant to the Kansas Administrative Regulations 26-16-82 through 28-16-98, and U.S. Environmental Protection Agency Pretreatment Regulation 40 CFR 403:

Name and Address of Applicant	Receiving Facility	Type of Discharge
CELO 124 N. Lawrence Anthony, KS 67003	Anthony MWWTP	Process Wastewater

Facility Name: Central Electropolishing Co.
Kansas Permit No. P-AR04-OO01 Federal Tracking No. KSP000102

The proposed action consists of reissuance of an existing pretreatment permit for an existing facility. This facility performs electropolishing, passivating and chemical etching and milling on metal parts. Outfall 001 consists of contaminated rinse water from these operations,

(continued)

which is treated before being released to the city sanitary sewer. The proposed permit contains limits for total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, total cyanide, and pH, as well as monitoring of flow.

Name and Address of Applicant	Receiving Facility	Type of Discharge
Alexander Manufacturing Company Inc. 1407 Corporate Drive Parsons, KS 67357	Parsons MWWTP	Process Wastewater

Kansas Permit No. P-NE55-0005 Federal Tracking No. KSP000065

The proposed action consists of reissuing an existing pretreatment permit for an existing facility. This facility processes metal parts in a three stage phosphating (conversion coating) operation, prior to the parts being coated. Most of the time, wastes from this operation is shipped off-site for disposal. The second phosphating operation on-site is inactive. Phosphating is considered one of the six core processes under the Metal Finishing Standard. (Part 433.17) The painting operation is dry and the paint on paint hooks are burned off in an oven. The proposed permit contains limits for total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, total cyanide, and pH, as well as monitoring of flow.

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 May 16 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-15-142/146, KS-Q-15-026/042, KS-PT-15-003/004) 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 document/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.

Susan Mosier, M.D.
Acting Secretary of Health
and Environment

Doc. No. 043448

(Published in the Kansas Register April 16, 2015.)

City of Sedgwick, Kansas

Notice of Intent to Seek Private Placement \$255,000 General Obligation Bonds Series A, 2015

Notice is hereby given that the city of Sedgwick, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$255,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Janise P. Enterkin
City Clerk

Doc. No. 043442

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, April 30, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFA to issue its Agricultural Development Revenue Bonds for the projects numbered below in the respective maximum principal amounts. The bonds will be issued to assist the borrowers named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The projects shall be located as shown:

Project No. 000921 - Maximum Principal Amount: \$146,250. Owner/Operator: David W. Mueller. Description: Acquisition of 60 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for David W. Mueller and is located at the South Half of the North Half of the West Half of the Northwest Quarter of Section 4, Township 24 South, Range 2 West of the 6th PM, and the South Half of the North Half of the Southeast Quarter of Section 32, Township 23 South, Range 2 West of the 6th PM, Harvey County, Kansas, approximately 2 miles west of Halstead, Kansas, on SW 36th and ¼ mile north.

Project No. 000922 - Maximum Principal Amount: \$146,250. Owner/Operator: Jesse W. Mueller. Description: Acquisition of 60 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Jesse W. Mueller and is located at the North Half of the North Half of the West Half of the Northwest Quarter of Section 4, Township 24 South, Range 2 West of the 6th PM, and the North Half of the North Half of the Southeast Quarter of Section 32, Town-

ship 23 South, Range 2 West of the 6th PM, Harvey County, Kansas, approximately 2 miles west of Halstead, Kansas, on SW 36th St. and ¼ mile north.

Project No. 000924 - Maximum Principal Amount: \$162,436.55. Owner/Operator: Kyle D. and Katelyn R. Bretton. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Kyle D. and Katelyn R. Bretton and is located at Section 22, Sherman Township, Ottawa County, Kansas, approximately 7.5 miles north of Wells, Kansas, on 210th Road.

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

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

Tim Shallenburger
President

Doc. No. 043447

State of Kansas Department of Transportation

Public Notice

The Kansas Department of Transportation will designate 10.79 percent of federal funds from October 1, 2015, to September 30, 2018, for participation of certified disadvantaged businesses enterprises (DBE) with work involving KDOT, its consultants and contractors.

KDOT's Office of Contract Compliance will accept comments on this policy prior to July 1, 2015. Comments must be written and may be mailed to Debra Hepp, KDOT Office of Contract Compliance, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603; sent by fax to 785-296-0723; or sent by email to CivilRights@ksdot.org.

This DBE goal of 10.79 percent will be available for inspection from 8 a.m. to 3 p.m. Monday through Friday at KDOT's Office of Contract Compliance for 60 days (following date of 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, contact the KDOT Office of Contract Compliance at 785-296-7940 or visit www.ksdot.org.

Mike King
Secretary of Transportation

Doc. No. 043449

State of Kansas

Wildlife, Parks and Tourism Commission

Notice of Hearing on Proposed Administrative Regulation

A public hearing will be conducted by the Wildlife, Parks and Tourism Commission at 6:30 p.m. Thursday, June 18, at Robbins Center, Fort Hays State University, 1 Tiger Place, Hays, to consider the approval and adoption of a proposed regulation of the Kansas Department of Wildlife, Parks and Tourism.

A general discussion and workshop meeting on business of the Wildlife, Parks and Tourism Commission will begin at 1 p.m. June 18 at the location listed above. The meeting will recess at approximately 5 p.m., then resume at 6:30 p.m. at the same location for the regulatory hearing and more business. There will be public comment periods at the beginning of the afternoon and evening meeting for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete business matters, the commission will reconvene at 9 a.m. June 19 at the same location.

Any individual with a disability may request accommodation in order to participate in the public meeting and may request the meeting materials in an accessible format. Requests for accommodation to participate should be made at least five working days in advance of the meeting by contacting Sheila Kemmis, commission secretary, at 620-672-5911. Persons with a hearing impairment may call the Kansas Commission for the Deaf and Hard of Hearing at 800-432-0698 to request special accommodations.

This 60-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed administrative regulation. All interested parties may submit written comments prior to the hearing to the chairman of the commission, Kansas Department of Wildlife, Parks and Tourism, 1020 S. Kansas Ave., Suite 200, Topeka, 66612, or to sheila.kemmis@ksoutdoors.com if electronically. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulation. During the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for approving, amending and approving, or rejecting the proposed regulation.

The regulation that will be heard during the regulatory hearing portion of the meeting is as follows:

K.A.R. 115-25-9a. This exempt regulation establishes deer open season, bag limit, and permits; additional considerations; Fort Riley. The proposed version of the regulation merely changes the season dates to accommodate the training mission on Fort Riley.

Economic Impact Summary: The proposed version of the regulation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

(continued)

Copies of the complete text of the regulation and its respective economic impact statements may be obtained by writing the chairman of the commission at the address above, electronically on the department's website at www.kdwpt.state.ks.us, or by calling 785-296-2281.

Gerald Lauber
Chairman

Doc. No. 043441

State of Kansas

State Corporation Commission

Notice of Hearing on Proposed Administrative Regulation (Revised)

(Editor's Note: The public hearing on proposed administrative regulation K.A.R. 82-4-3a, scheduled for June 10, 2015, notice of which was published in the April 9, 2015, Kansas Register, has been cancelled. The hearing has been rescheduled for June 16, 2015, at 10 a.m., as published in the following notice.)

The State Corporation Commission will conduct a public hearing at 10 a.m. Tuesday, June 16, in the first floor hearing room at the commission's office, 1500 S.W. Arrowhead Road, Topeka, to consider the adoption of a proposed rule and regulation of the commission on a permanent basis.

This notice replaces the previous notice that incorrectly scheduled the public hearing for June 10, 2015. This notice also exceeds the 60-day notice requirement of the pending public hearing and shall constitute the beginning of the public comment period for the purpose of receiving written public comments on the proposed rule and regulation. A complete copy of the proposed regulation and economic impact statement may be obtained on the Kansas Corporation Commission website at <http://kcc.ks.gov> or by contacting Michael Duenes at m.duenes@kcc.ks.gov.

All interested parties may submit written comments prior to the hearing to Michael Duenes, litigation counsel, State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, 66604, or by email to m.duenes@kcc.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulation during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to ask that each participant limit any oral presentation to five minutes.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Danelle Harsin at 785-271-3161 or the Kansas Relay Center at 800-766-3777. The main entrance located on the southwest side of the building is handicapped accessible. Handicapped parking is located on the southwest side of the State Corporation Commission's parking lot.

A summary of the proposed regulation and its economic impact follows: (Note: Statements indicating that a regulation is "not anticipated to have any economic impact" are intended to indicate that no economic impact on the State Corporation Commission, other state agen-

cies, state employees, or the general public has been identified.)

K.A.R. 82-4-3a. Hours of service. This existing regulation adopts relevant portions of the Federal Motor Carrier Safety Administration (FMCSA) regulations (49 C.F.R. Part 395), which establish the hours of service requirements to be followed by motor carriers and their employees. The proposed amendments to this regulation are aimed at bringing Kansas in line with previously enacted federal regulations on the 34-hour restart rule, as well as incorporating edits to reflect minor grammatical and form corrections, recent updates to other FMCSA regulations, deletions of provisions applicable only to Alaska, and exemptions for certain intrastate tow truck operations from these hours of service requirements.

Prior to December 11, 2014, 49 C.F.R. 395.3 required motor carrier drivers to restart any period of seven or eight consecutive work days by taking an off-duty period of 34 or more consecutive hours, including two periods of 1 a.m. to 5 a.m. On December 11, 2014, Congress did away with the 1 a.m. to 5 a.m. requirement. However, K.A.R. 82-4-3a currently retains the 1 a.m. to 5 a.m. requirement for the restart rule. Thus, interstate motor carriers need not comply with the 1 a.m. to 5 a.m. requirement, while intrastate motor carriers are still under the rule. Thus, the commission's proposed amendment would cause K.A.R. 82-4-3a to mirror the federal rule.

The Transportation Division of the commission anticipates a slight economic benefit to motor carriers that rely on the 34-hour restart rule because motor carrier drivers will now be able to restart their weekly hours with less delay. The Transportation Division is unable to put a specific dollar figure on this benefit.

Neysa Thomas
Acting Secretary

Doc. No. 043451

State of Kansas

Department of Health and Environment Division of Health Care Finance Permanent Administrative Regulations

Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

129-5-1. Prior authorization. (a) Any medical service may be placed by the Kansas department of health and environment, division of health care finance on the published list of services requiring prior authorization or precertification for any of the following reasons:

- (1) To ensure that provision of the service is medically necessary;
- (2) to ensure that services that could be subject to overuse are monitored for appropriateness in each case; and
- (3) to ensure that services are delivered in a cost-effective manner.

(b) Administration of covered pharmaceuticals in the following classes shall require prior authorization. A

cross-reference of generic and brand names shall be made available upon request:

- (1) Ace inhibitors:
 - (A) Quinapril;
 - (B) moexipril;
 - (C) perindopril;
 - (D) ramipril; and
 - (E) trandolopril;
 - (2) retinoids:
 - (A) Tretinoin;
 - (B) alitretinoin; and
 - (C) bexarotene;
 - (3) adjunct antiepileptic drugs:
 - (A) Gabitril;
 - (B) zonegran;
 - (C) clobazam;
 - (D) lacosamide;
 - (E) rufinamide;
 - (F) eslicarbazepine;
 - (G) perampanel;
 - (H) ezogabine;
 - (I) oxcarbazepine; and
 - (J) vigabatrin;
 - (4) angiotensin II receptor antagonists:
 - (A) Candesartan;
 - (B) candesartan-HCTZ;
 - (C) eprosartan;
 - (D) eprosartan-HCTZ;
 - (E) olmesartan;
 - (F) olmesartan-HCTZ;
 - (G) azilsartan;
 - (H) irbesartan;
 - (I) irbesartan-HCTZ;
 - (J) telmisartan; and
 - (K) telmisartan-HCTZ;
 - (5) antibiotics:
 - (A) Telithromycin; and
 - (B) rifaximin;
 - (6) anticholinergic urinary incontinence drugs:
 - (A) Flavoxate;
 - (B) oxybutynin XL;
 - (C) oxybutynin patches;
 - (D) trospium chloride;
 - (E) darifenacin;
 - (F) oxybutynin, topical;
 - (G) tolterodine; and
 - (H) tolterodine ER;
 - (7) antiemetics:
 - (A) Nabilone;
 - (B) doxylamine succinate-pyridoxine hydrochloride;
- and
- (C) dronabinol;
 - (8) antipsoriatics:
 - (A) Alefacept; and
 - (B) ustekinumab;
 - (9) antiretroviral drugs:
 - (A) Enfuvirtide; and
 - (B) maraviroc;
 - (10) antirheumatics:
 - (A) Leflunomide;
 - (B) infliximab;
 - (C) anakinra;

- (D) adalimumab;
- (E) etonercept;
- (F) abatacept;
- (G) rituximab;
- (H) golimumab;
- (I) certolizumab;
- (J) tocilizumab;
- (K) tofacitinib; and
- (L) apremilast;
- (11) cervical dystonias:
 - (A) Onabotulinum toxin A;
 - (B) abobotulinum toxin A;
 - (C) rimabotulinum toxin B; and
 - (D) incobotulinum toxin A;
- (12) drugs for the treatment of osteoporosis:
 - (A) teriparatide;
 - (B) zoledronic acid; and
 - (C) denosumab;
- (13) antituberculosis products:
 - (A) Aminosalicylate sodium;
 - (B) capreomycin;
 - (C) ethambutol;
 - (D) ethionamide;
 - (E) isoniazid;
 - (F) pyrazinamide; and
 - (G) rifampin and rifampin-isoniazid combinations;
- (14) all decubitus and wound care products;
- (15) all intravenous and oral dietary and nutritional products, including the following:
 - (A) Amino acids, injectable;
 - (B) 1-cysteine;
 - (C) lipids, injectable; and
 - (D) sodium phenylbutyrate;
- (16) beta-blockers:
 - (A) Betaxolol;
 - (B) bisoprolol;
 - (C) carteolol;
 - (D) penbutolol;
 - (E) propranolol XL; and
 - (F) nebivolol;
- (17) short-acting, inhaled beta 2 agonists:
 - (A) Metaproterenol inhaler;
 - (B) levalbuterol solution;
 - (C) albuterol solutions: 0.021% and 0.042%;
 - (D) levalbuterol inhaler; and
 - (E) pirbuterol inhaler;
- (18) calcium channel blockers:
 - (A) Diltiazem extended release, with the following brand names:
 - (i) Cardizen SR®;
 - (ii) Cardizem CD®;
 - (iii) Cartia XT®;
 - (iv) Dilacor XR®;
 - (v) Taztia XT®; and
 - (vi) Cardizem LA®;
 - (B) verapamil sustained release, with the following brand names:
 - (i) Covera HS®; and
 - (ii) Verelan PM®;
 - (C) nifedipine sustained release, with the following brand names:
 - (i) Nifedical XL®; and
 - (ii) Procardia XL® and all generic equivalents;

(continued)

- (D) nisoldipine;
 (E) felodipine;
 (F) isradipine;
 (G) nicardipine SR; and
 (H) nifedipine immediate release, with the following brand names:
 (i) Adalat® and all generic equivalents; and
 (ii) Procardia® and all generic equivalents;
 (19) fibric acid derivatives:
 (A) Antara®;
 (B) Lofibra®;
 (C) Fenoglide®;
 (D) Tricor®;
 (E) Triglide®; and
 (F) Trilipix®;
 (20) all growth hormones and growth hormone stimulating factor, including the following:
 (A) Somatrem;
 (B) somatropin;
 (C) sermorelin; and
 (D) mecasermin rinfabate;
 (21) intranasal corticosteroids:
 (A) Flunisolide;
 (B) beclomethasone;
 (C) ciclesonide;
 (D) triamcinolone; and
 (E) budesonide;
 (22) inhaled corticosteroids:
 (A) Flunisolide-menthol;
 (B) flunisolide; and
 (C) budesonide inhaled suspension;
 (23) proton pump inhibitors:
 (A) Esomeprazole;
 (B) omeprazole;
 (C) omeprazole OTC;
 (D) lansoprazole;
 (E) pantoprazole;
 (F) rabeprazole;
 (G) omeprazole NaHCO₃; and
 (H) dexlansoprazole;
 (24) monoclonal antibody for respiratory syncytial virus (RSV), including palivizumab;
 (25) muscle relaxants:
 (A) Tizanidine;
 (B) orphenadrine;
 (C) carisoprodol;
 (D) carisoprodol-aspirin;
 (E) carisoprodol-aspirin-cafeine;
 (F) cyclobenzaprine;
 (G) metaxolone;
 (H) dantrolene; and
 (I) orphenadrine-aspirin-cafeine;
 (26) narcotics:
 (A) Buprenorphine-naloxone;
 (B) buprenorphine;
 (C) morphine-naltrexone;
 (D) hydromorphone HCL ER;
 (E) morphine sulfate ER;
 (F) tapentadol;
 (G) oxymorphone;
 (H) tramadol ER; and
 (I) hydrocodone bitartrate ER;
 (27) nonsteroidal, anti-inflammatory drugs:
 (A) Nabumetone;
 (B) diclofenac patches;
 (C) diclofenac, topical; and
 (D) ketorolac, intranasal;
 (28) drugs for the treatment of obesity:
 (A) Orlistat;
 (B) phentermine;
 (C) lorcaserin;
 (D) phentermine-topiramate ER; and
 (E) naltrexone-bupropion;
 (29) oxazolidinones, including linezolid;
 (30) HMG-CoA reductase inhibitors:
 (A) Pravastatin;
 (B) fluvastatin;
 (C) lovastatin;
 (D) pitavastatin; and
 (E) rosuvastatin;
 (31) nonsedating antihistamines:
 (A) Desloratidine;
 (B) fexofenadine;
 (C) levocetirizine; and
 (D) loratadine;
 (32) H₂ antagonists: nizatidine;
 (33) triptans:
 (A) Zolmitriptan;
 (B) frovatriptan;
 (C) almotriptan;
 (D) Alsuma®;
 (E) Sumavel®;
 (F) rizatriptan;
 (G) sumatriptan pens, vials, cartridges, and nasal sprays; and
 (H) naratriptan;
 (34) antidiabetic drugs:
 (A) Glipizide XL;
 (B) glipizide-metformin;
 (C) repaglinide;
 (D) acarbose;
 (E) Glucophage XR®;
 (F) Fortamet®;
 (G) Glumetza®;
 (H) exenatide;
 (I) pramlintide acetate;
 (J) liraglutide;
 (K) canagliflozin;
 (L) dapagliflozin;
 (M) empagliflozin; and
 (N) dulaglutide;
 (35) the following types of syringes, penfills, and cartridges of insulin:
 (A) Humalog®;
 (B) Humalog Mix®;
 (C) Humulin R®;
 (D) Humulin N®;
 (E) Humulin 70/30®;
 (F) Novolog®;
 (G) Novolog Mix®;
 (H) Novolin R®;
 (I) Novolin N®;
 (J) Novolin 70/30®;
 (K) Velosulin BR®

- (L) insulin detemir;
- (36) hypnotics:
- (A) Zaleplon;
- (B) zolpidem;
- (C) zolpidem CR;
- (D) eszopiclone; and
- (E) tasimelteon;
- (37) serotonin 5-HT₃ receptor antagonist antiemetics:
- (A) Granisetron;
- (B) dolasetron; and
- (C) ondansetron film;
- (38) influenza vaccines: Flumist®;
- (39) monoclonal antibody for asthma: omalizumab;
- (40) bisphosphonates:
- (A) Risedronate; and
- (B) risedronate-calcium;
- (41) combination products for hypertension:
- (A) Enalapril maleate-felodipine;
- (B) trandolapril-verapamil; and
- (C) telmisartan-amlodipine;
- (42) ophthalmic prostaglandin analogues:
- (A) Bimatoprost; and
- (B) unoprostone;
- (43) topical immunomodulators:
- (A) Protopic® (topical formulation);
- (B) Elidel®; and
- (C) Restasis®;
- (44) narcotic analgesics: any transmucosal form of fentanyl;
- (45) tramadol and all opioids, opioid combinations, and skeletal muscle relaxants, at any dose greater than the maximum recommended dose in a 31-day period;
- (46) progestin for preterm labor: Makena®;
- (47) aromatase inhibitors:
- (A) Letrozole;
- (B) anastrozole; and
- (C) exemestane;
- (48) long-acting, inhaled beta 2 agonists:
- (A) Salmeterol;
- (B) formoterol;
- (C) arformoterol; and
- (D) indacaterol;
- (49) miscellaneous biologic agents:
- (A) Canakinumab;
- (B) natalizumab;
- (C) denosumab; and
- (D) rilonacept;
- (50) hematopoietic agents:
- (A) Eltrombopag;
- (B) filgrastim;
- (C) oprelvekin;
- (D) pegfilgrastim;
- (E) plerixafor;
- (F) romiplostim; and
- (G) sargramostim;
- (51) antidotes: methylnaltrexone;
- (52) complement inhibitors:
- (A) C1 esterase inhibitor;
- (B) ecallantide;
- (C) icatibant; and
- (D) eculizumab;
- (53) anti-hepatitis C virus agents:
- (A) Boceprevir;
- (B) telaprevir;
- (C) simeprevir;
- (D) sofosbuvir;
- (E) ledipasvir-sofosbuvir; and
- (F) ombitasvir-paritaprevir-ritonavir-dasabuvir;
- (54) cystic fibrosis agents: ivacaftor;
- (55) agents for gout:
- (A) Febuxostat; and
- (B) pegloticase;
- (56) phenylketonurics: sapropterin;
- (57) topical anesthetics: lidocaine;
- (58) long-acting, inhaled beta 2 agonists and anticholinergic products: umeclidinium-vilanterol;
- (59) anti-malarials: quinine;
- (60) hormone analog for precocious puberty: histrelin acetate;
- (61) agents for chorea associated with Huntington's disease: tetrabenazine;
- (62) enzyme preparations: collagenase clostridium histolyticum;
- (63) agents for cataplexy: sodium oxybate;
- (64) topical acne agents:
- (A) Adapalene;
- (B) adapalene-benzyl peroxide;
- (C) azelaic acid;
- (D) dapsone;
- (E) tazarotene; and
- (F) tretinoin-clindamycin;
- (65) interferons:
- (A) Interferon alfacon-1;
- (B) interferon alfa-2b;
- (C) interferon beta-1a;
- (D) interferon beta-1b;
- (E) peginterferon alfa-2a; and
- (F) peginterferon alfa-2b;
- (66) pulmonary arterial hypertension agents:
- (A) Ambrisentan;
- (B) bosentan;
- (C) epoprostenol;
- (D) iloprost;
- (E) macitentan;
- (F) riociguat;
- (G) sildenafil;
- (H) tadalafil; and
- (I) treprostinil;
- (67) testosterone agents:
- (A) Androderm Transdermal®;
- (B) AndroGel®;
- (C) Axiron Topical Solution®;
- (D) Delatestryl®;
- (E) Fortesta Gel®;
- (F) Striant Buccal®;
- (G) Testim Gel®; and
- (H) Testopel Pellets®;
- (I) Vogelxo®;
- (J) Natesto®; and
- (K) testosterone powder;
- (68) antineoplastic agents:
- (A) Afatinib;
- (B) dabrafenib;

(continued)

- (C) everolimus;
- (D) methotrexate;
- (E) sipuleucel-T;
- (F) trametinib; and
- (G) trastuzumab;
- (69) multiple sclerosis agents:
 - (A) Dalfampridine;
 - (B) dimethyl fumarate;
 - (C) fingolimod;
 - (D) glatiramer;
 - (E) teriflunomide; and
 - (F) alemtuzumab;
- (70) immunosuppressive agents: belimumab;
- (71) long-acting, inhaled beta 2 agonists and corticosteroid products:
 - (A) Budesonide-formoterol; and
 - (B) fluticasone-vilanterol;
- (72) ammonia detoxicants:
 - (A) Glycerol phenylbutyrate; and
 - (B) sodium phenylbutyrate;
- (73) heavy metal antagonists:
 - (A) Deferasirox;
 - (B) deferiprone; and
 - (C) trientine;
- (74) pituitary corticotropin: H.P. Acthar® Gel;
- (75) ocular agents:
 - (A) Ocriplasmin; and
 - (B) ranibizumab;
- (76) miscellaneous antilipemic agents:
 - (A) Lomitapide; and
 - (B) mipomersen;
- (77) miscellaneous analgesics: ziconotide intrathecal infusion;
- (78) miscellaneous central nervous system agents: riluzole;
- (79) calcimimetics: cinacalcet;
- (80) radioactive agents: radium Ra 223 dichloride;
- (81) dipeptidyl peptidase IV inhibitors:
 - (A) Alogliptin; and
 - (B) linagliptin;
- (82) antimuscarinics-antispasmodics: acridinium bromide;
- (83) ophthalmic antihistamine-mast cell stabilizer combinations:
 - (A) Bepotastine;
 - (B) epinastine;
 - (C) alcaftadine; and
 - (D) azelastine;
- (84) inhaled tobramycin products: Tobi Podhaler®;
- (85) oral mesalamine products:
 - (A) Mesalamine DR; and
 - (B) mesalamine ER;
- (86) pancreatic enzyme replacements: pancrelipase;
- (87) alpha-1 proteinase inhibitors:
 - (A) Aralast NP®;
 - (B) Glassia®;
 - (C) Prolastin C®; and
 - (D) Zemaira®;
- (88) enzyme replacement therapy:
 - (A) Eliglustat;
 - (B) imiglucerase;
 - (C) taliglucerase alfa; and

- (D) velaglucerase alfa;
- (89) cholesterol absorption inhibitor: ezetimibe;
- (90) gonadotropin-releasing hormone agonist: leuprolide;
- (91) constipation agents:
 - (A) Linaclotide; and
 - (B) lubiprostone; and
- (92) idiopathic pulmonary fibrosis agents:
 - (A) Nintedanib; and
 - (B) pirfenidone.
- (c) Failure to obtain prior authorization, if required, shall negate reimbursement for the service and any other service resulting from the unauthorized or noncertified treatment. The prior authorization shall affect reimbursement to all providers associated with the service.

(d) The only exceptions to prior authorization shall be the following:

(1) Emergencies. If certain surgeries and procedures that require prior authorization are performed in an emergency situation, the request for authorization shall be made within two working days after the service is provided.

(2) Situations in which services requiring prior authorization are provided and retroactive eligibility is later established. When an emergency occurs or when retroactive eligibility is established, prior authorization for that service shall be waived, and if medical necessity is documented, payment shall be made.

(e) Services requiring prior authorization shall be considered covered services within the scope of the program, unless the request for prior authorization is denied. (Authorized by K.S.A. 2014 Supp. 39-7,120, K.S.A. 75-5625; implementing K.S.A. 2014 Supp. 39-7,120 and K.S.A. 2014 Supp. 39-7,121a; effective Oct. 28, 2005; amended June 2, 2006; amended Aug. 11, 2006; amended Nov. 17, 2006; amended March 16, 2007; amended Oct. 19, 2007; amended May 23, 2008; amended Feb. 17, 2012; amended Oct. 19, 2012; amended Aug. 1, 2014; amended, T-129-1-23-15, Jan. 23, 2015; amended May 1, 2015.)

Michael Randol, Director
Division of Health Care Finance

Doc. No. 043443

State of Kansas
Board of Emergency Medical Services
Permanent Administrative Regulations

Article 10.—CURRICULA

109-10-1. (Authorized by and implementing K.S.A. 1999 Supp. 65-6110 and 65-6111; effective, T-109-1-19-89, Jan. 19, 1989; effective July 17, 1989; amended Aug. 27, 1990; amended April 10, 1995; amended Sept. 22, 1995; amended Nov. 1, 1996; amended Nov. 12, 1999; amended Nov. 13, 2000; amended Nov. 9, 2001; revoked May 1, 2015.)

109-10-1c. Approved advanced emergency medical technician education standards. (a) The board's document titled "Kansas emergency medical services education standards: advanced emergency medical technician," dated October 2014, is hereby adopted by

reference to implement the new scope of practice pursuant to K.S.A. 65-6120, and amendments thereto, for advanced emergency medical technician initial courses of instruction.

(b) Proposed curricula or proposed curricular revisions may be approved by the board to be taught as a pilot project, for a maximum of three initial courses of instruction, so that the board can evaluate the proposed curricula or proposed curricular revisions and consider permanent adoption of the proposed curricula or proposed curricular revisions. Students of each approved pilot project course shall, upon successful completion of the approved pilot project course, be eligible to take the board-approved examination for certification at the attendant level for the approved pilot project course. All examination regulations shall be applicable to students successfully completing an approved pilot project course. (Authorized by K.S.A. 2014 Supp. 65-6110 and 65-6111; implementing K.S.A. 2014 Supp. 65-6111; effective March 2, 2012; amended May 1, 2015.)

109-10-1e. Approved instructor-coordinator standards. (a) Each instructor-coordinator initial course of instruction shall teach modules 2 through 23 in the "2002 national guidelines for educating EMS instructors," dated August 2002 and published by the United States department of transportation, United States department of health and human services, and national association of EMS educators, excluding bibliographical references, which are hereby adopted by reference for instructor-coordinator (IC) initial courses of instruction.

(b) Each instructor-coordinator initial course of instruction shall include an evaluated assistant teaching experience for each student as specified in K.A.R. 109-9-1.

(c) Each instructor-coordinator initial course of instruction shall teach and require the student to demonstrate competency in the psychomotor skills examined for certification as EMR and EMT.

(d) Proposed curricula or proposed curricular revisions may be approved by the board to be taught as a pilot project, for a maximum of three initial courses of instruction, so that the board can evaluate the proposed curricula or proposed curricular revisions and consider permanent adoption of the proposed curricula or proposed curricular revisions. Students of each approved pilot project course shall, upon successful completion of the approved pilot project course, be eligible to take the board-approved examination for certification at the attendant level for the approved pilot project course. All examination regulations shall be applicable to students successfully completing an approved pilot project course. (Authorized by and implementing K.S.A. 2014 Supp. 65-6110 and 65-6111; effective, T-109-2-7-11, Feb. 7, 2011; effective June 3, 2011; amended May 1, 2015.)

109-10-2. (Authorized by and implementing K.S.A. 1998 Supp. 65-6110 and 65-6111; effective Aug. 30, 1993; amended Nov. 12, 1999; revoked May 1, 2015.)

109-10-7. Distance learning. (a) Any EMS educational program accredited by the committee on accreditation of educational programs for the emergency medical services professions or offered by an accredited

postsecondary institution may be granted approval to provide an initial course of instruction or continuing education programs in a distance learning format.

(b) Any instructor-coordinator or training officer not affiliated with a program accredited by the committee on accreditation of educational programs for the emergency medical services professions or with an accredited postsecondary institution may be granted approval to offer an initial course of instruction or continuing education programs in a distance learning format if the course or program meets the requirements of this regulation.

(c) Each instructor-coordinator or training officer not affiliated with a program specified in subsection (a) shall submit a request for initial course approval or an application for single-program provider to the executive director or the executive director's designee. The request or application shall include the following, in addition to meeting the requirements of K.A.R. 109-5-3, 109-5-6, 109-10-6, 109-11-1a, 109-11-3a, 109-11-4a, 109-11-6a, and 109-11-7:

(1) The procedures to be used for conducting progress counseling sessions for all students, including at those sites where distance learning is provided;

(2) the process by which students can access the instructor for an initial course of instruction or continuing education program;

(3) the procedures to be used for ensuring timely delivery of and feedback on written materials at all sites;

(4) the procedures to be followed for ensuring that students are participating in the course;

(5) the procedures to be used to ensure the competency of those completing didactic and psychomotor skills training;

(6) identification of the learning management system to be used during the course; and

(7) identification of each program's quality assurance plan that at a minimum shall include the following:

(A) An advisory committee that includes the program coordinator, program medical adviser, and representatives of the following:

(i) Current students;

(ii) former students;

(iii) graduates;

(iv) employees;

(v) faculty;

(vi) all communities of interest; and

(vii) local ambulance service;

(B) an advisory committee meeting schedule; and

(C) a copy of the evaluation tools to be completed by the students, employees, staff, faculty, medical adviser, and program coordinator.

(d) Any approved class may be monitored by the executive director or the executive director's designee. (Authorized by and implementing K.S.A. 2014 Supp. 65-6110 and 65-6111; effective Feb. 12, 2010; amended May 1, 2015.)

Article 11.—COURSE APPROVALS

109-11-3a. Emergency medical technician (EMT) course approval. (a) Emergency medical technician

(continued)

(EMT) initial courses of instruction pursuant to K.S.A. 65-6121, and amendments thereto, may be approved by the executive director and shall be conducted only by sponsoring organizations.

(b) Each sponsoring organization requesting approval to conduct initial courses of instruction shall meet the following requirements:

(1) Meet the course requirements specified in K.A.R. 109-11-1a (b)-(e); and

(2) in each initial course of instruction, include hospital clinical training and ambulance field training that provide the following:

(A) An orientation to the hospital and to the ambulance service; and

(B) supervised participation in patient care and assessment, including the performance of a complete patient assessment on at least one patient in compliance with K.S.A. 65-6129a and amendments thereto. In the absence of participatory clinical or field training, contrived experiences may be substituted.

(c) Each sponsoring organization shall ensure that the instructor-coordinator provides any course documentation requested by the executive director.

(d) Any approved course may be monitored by the executive director.

(e) Program approval may be withdrawn by the board if the sponsoring organization fails to comply with or violates any regulation or statute that governs sponsoring organizations. (Authorized by K.S.A. 2014 Supp. 65-6110 and 65-6111; implementing K.S.A. 2014 Supp. 65-6110, 65-6111, and 65-6121; effective, T-109-2-7-11, Feb. 7, 2011; effective June 3, 2011; amended May 1, 2015.)

109-11-4a. Advanced emergency medical technician (AEMT) course approval. (a) AEMT initial courses of instruction pursuant to K.S.A. 65-6120, and amendments thereto, may be approved by the executive director to be conducted only by sponsoring organizations.

(b) Each sponsoring organization requesting approval to conduct AEMT initial courses of instruction shall meet the course requirements in K.A.R. 109-11-1a (b)-(e).

(c) Each approved AEMT course shall ensure, and shall establish in writing, how each student is provided with experiences, which shall include at a minimum the following:

(1) Successfully perform 20 venipunctures, of which 10 shall be for the purpose of initiating intravenous infusions;

(2) administer one nebulized breathing treatment during clinical training;

(3) successfully perform five intraosseous infusions;

(4) perform a complete patient assessment on each of 15 patients, of which at least 10 shall be accomplished during field internship training;

(5) while directly supervised by an AEMT, a paramedic, a physician, an advanced practice registered nurse, or a professional nurse, respond to 10 ambulance calls;

(6) perform 10 intramuscular or subcutaneous injection procedures;

(7) complete 10 patient charts or patient care reports, or both; and

(8) perform the application and interpretation of the electrocardiogram on eight patients during clinical training and field internship training.

(d) Any approved course may be monitored by the executive director.

(e) Each sponsoring organization shall ensure that the instructor-coordinator provides any course documentation requested by the executive director.

(f) Program approval may be withdrawn by the board if the sponsoring organization fails to comply with or violates any regulation or statute that governs sponsoring organizations. (Authorized by K.S.A. 2014 Supp. 65-6110 and 65-6111; implementing K.S.A. 2014 Supp. 65-6110 and 65-6111 and K.S.A. 65-6129a; effective March 2, 2012; amended May 1, 2015.)

109-11-6a. Paramedic course approval. (a) Paramedic initial courses of instruction pursuant to K.S.A. 65-6119, and amendments thereto, may be approved by the executive director and shall be conducted only by sponsoring organizations that are accredited postsecondary educational institutions.

(b) Each sponsoring organization requesting approval to conduct paramedic initial courses of instruction shall meet the following requirements:

(1) Meet the requirements in K.A.R. 109-11-1a (b)-(e);

(2) provide letters from the director of each ambulance service that will provide field training to the students and the administrator or the administrator's designee of each hospital in which the clinical training is provided, indicating their commitment to provide the support as defined in the curriculum;

(3) require that, on or before completion of the required paramedic course, each student provide confirmation of eligibility to be conferred, at a minimum, an associate degree in applied science by the postsecondary institution; and

(4)(A) Provide verification that the sponsoring organization has applied for accreditation to the committee on accreditation of allied health education programs' joint review committee for emergency medical technician-paramedic; or

(B) provide evidence of accreditation from the committee on accreditation of allied health education programs' joint review committee for emergency medical technician-paramedic before the commencement of the third course.

(c) Each application shall be received in the board office not later than 30 calendar days before the first scheduled class. Only a complete application packet shall be processed.

(d) Each approved paramedic course shall meet the following requirements:

(1) Meet or exceed the curriculum requirements in K.A.R. 109-10-1d;

(2) consist of at least 1,200 hours of training, including at least the following:

(A) 400 hours of didactic and psychomotor skills laboratory instruction by qualified instructors;

(B) 232 hours of clinical training at a hospital by qualified instructors; and

(C) 400 hours of field internship training with an ambulance service operating with a valid permit and under the direct supervision of a paramedic; and

(3) ensure, and establish in writing, how each student is provided with experiences, which shall include at least the following:

(A) The performance of 20 successful venipunctures, of which at least 10 shall be for the purpose of initiating intravenous infusions;

(B) successful performance of three endotracheal intubations on live patients, with written verification by a physician or licensed registered nurse anesthetist competent in the procedure that the student is competent in performing the procedure;

(C) successful performance of five intraosseous infusions;

(D) administration of one nebulized breathing treatment during clinical training;

(E) performance of a complete patient assessment on 50 patients, of which at least 25 shall be accomplished during field internship training;

(F) participation in, as an observer or as an assistant, three vaginal-delivered childbirths during clinical training;

(G) in increasing positions of responsibility, being a part of a service crew responding to 30 ambulance calls for an ambulance service operating with a valid permit;

(H) performance of 10 intramuscular or subcutaneous injections;

(I) completion of 30 patient charts or patient care reports, or both; and

(J) performance of monitoring and interpreting the electrocardiogram on 30 patients during clinical training and field internship training.

(e) The primary instructor shall provide the executive director with an application for certification form from each student within 20 days after the first class session.

(f) Any approved class may be monitored by the executive director.

(g) Each sponsoring organization shall ensure that the instructor-coordinator provides any course documentation requested by the executive director.

(h) Course approval may be withdrawn by the board if the sponsoring organization fails to comply with or violates any regulation or statute that governs sponsoring organizations. (Authorized by K.S.A. 2014 Supp. 65-6110 and 65-6111; implementing K.S.A. 2014 Supp. 65-6110, 65-6111, and 65-6119 and K.S.A. 65-6129a; effective, T-109-2-7-11, Feb. 7, 2011; effective June 3, 2011; amended May 1, 2015.)

109-11-10. (Authorized by K.S.A. 2000 Supp. 65-6110, 65-6111; implementing K.S.A. 2000 Supp. 65-6111; effective Nov. 9, 2001; revoked May 1, 2015.)

Joseph House
Executive Director

Doc. No. 043454

State of Kansas

Kansas Housing Resources Corporation

Permanent Administrative Regulations

Article 2.—KANSAS MANUFACTURED HOUSING INSTALLATION

127-2-2. Installation standards. (a) Except as specified in this regulation, each of the terms defined in K.S.A. 58-4202, and amendments thereto, shall have the meaning specified in that statute.

(b) The definition of “manufactured home” in 24 C.F.R. 3280.2, as promulgated by the U.S. department of housing and urban development and in effect on February 8, 2008, is hereby adopted by reference.

(c) The following federal regulations promulgated by the U.S. department of housing and urban development, as in effect on November 10, 2014, are hereby adopted by reference:

(1) The following provisions of 24 C.F.R. Part 3280:

(A) In 3280.302, the definitions of “anchor assembly,” “anchoring equipment,” “anchoring system,” “diagonal tie,” “foundation system,” “ground anchor,” “stabilizing devices,” and “support system”; and

(B) 3280.306(b)(2)(iii) and (iv); and

(2) the following provisions of 24 C.F.R. Part 3285:

(A) The following sections of subpart A:

(i) 3285.2(c) and (d);

(ii) 3285.4(b), (c), (d), (e), (f), (g), (h)(2) and (3), (i), and (j);

(iii) 3285.5; and

(iv) 3285.6;

(B) the following sections or portions of sections of subpart B:

(i) The first sentence of 3285.101;

(ii) 3285.102; and

(iii) 3285.103;

(C) subpart C, except that registered manufacturer’s installation instructions may be substituted for 3285.204;

(D) subpart D, except that 3285.302 shall not be adopted and except that registered manufacturer’s installation instructions may be substituted for the following:

(i) 3285.301;

(ii) the first sentence of 3285.302;

(iii) tables 1 and 2 to 3285.303;

(iv) figure A, “typical mate-line column pier and mating wall support when frame only blocking is required,” to 3285.310;

(v) figure B, “typical mate-line column pier and mating wall support when perimeter blocking is required,” to 3285.310(b);

(vi) 3285.312(b); and

(vii) figure A, “typical blocking diagrams for single section homes,” and figure B, “typical blocking diagram for multi-section home,” to 3285.312;

(E) subpart E, except that registered manufacturer’s installation instructions may be substituted for 3285.404;

(F) subpart F;

(G) subpart G;

(H) subpart H; and

(continued)

(l) subpart I, except that registered manufacturer's installation instructions may be substituted for 3285.802.

(d) Any manufacturer's installation designs and instructions that have been approved by the secretary of the U.S. department of housing and urban development or by a design approval primary inspection agency (DAPIA), as provided in 24 C.F.R. 3285.2, may be filed with the corporation. On and after the date on which designs and instructions are filed, they shall be considered "registered manufacturer's installation instructions" for purposes of subsection (c).

(e)(1) Each addition, modification, replacement, or removal of any equipment that affects the installation of a manufactured home and is made by the installer before completion of the installation of the home shall meet or exceed the protections and requirements of the installation standards specified in this regulation.

(2) An alteration specified in paragraph (e)(1) shall not affect the applicability of the manufactured home construction and safety standards. An alteration specified in paragraph (e)(1) shall not impose additional loads on the manufactured home or its foundation, unless the alteration meets the following requirements:

(A)(i) Is included in the manufacturer's DAPIA-approved designs and installation instructions; or

(ii) is designed by a registered professional engineer or architect and is consistent with the manufacturer's design; and

(B) conforms to the requirements of the manufactured home construction and safety standards. (Authorized by K.S.A. 58-4218 and 58-4225; implementing K.S.A. 58-4217 and 58-4218; effective March 6, 2009; amended May 1, 2015.)

Dennis L. Mesa
Executive Director

Doc. No. 043444

State of Kansas

Secretary of State

Certification of New State Laws

I, Kris W. Kobach, Secretary of State of the State of Kansas, do hereby certify that each of the following bills is a correct copy of the original enrolled bill now on file in my office.

Kris W. Kobach
Secretary of State

(Published in the Kansas Register April 16, 2015.)

HOUSE BILL No. 2336

AN ACT concerning children and minors; relating to juvenile offenders; risk assessment tool; placement in the custody of the secretary of corrections; amending K.S.A. 2014 Supp. 38-2361, 38-2366 and 38-2369 and repealing the existing sections.

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

Section 1. On and after July 1, 2015, K.S.A. 2014 Supp. 38-2361 is hereby amended to read as follows: 38-2361. (a) Upon adjudication as a juvenile offender pursuant to K.S.A. 2014 Supp. 38-2356, and amendments thereto, modification of sentence pursuant to K.S.A. 2014 Supp. 38-2367, and amendments thereto, or violation of a condition of sentence

pursuant to K.S.A. 2014 Supp. 38-2368, and amendments thereto, and subject to ~~subsection (a)~~ of K.S.A. 2014 Supp. 38-2365(a), and amendments thereto, the court may impose one or more of the following sentencing alternatives. In the event that any sentencing alternative chosen constitutes an order authorizing or requiring removal of the juvenile from the juvenile's home and such findings either have not previously been made or the findings are not or may no longer be current, the court shall make determinations as required by K.S.A. 2014 Supp. 38-2334 and 38-2335, and amendments thereto.

(1) Place the juvenile on probation through court services or community corrections for a fixed period, subject to terms and conditions the court deems appropriate consistent with juvenile justice programs in the community.

(2) Order the juvenile to participate in a community based program available in such judicial district subject to the terms and conditions the court deems appropriate. This alternative shall not be ordered with the alternative in paragraph (12) and when ordered with the alternative in paragraph (10) shall constitute a recommendation. Requirements pertaining to child support may apply if custody is vested with other than a parent.

(3) Place the juvenile in the custody of a parent or other suitable person, subject to terms and conditions consistent with juvenile justice programs in the community. This alternative shall not be ordered with the alternative in paragraph (10) or (12). Requirements pertaining to child support may apply if custody is vested with other than a parent.

(4) Order the juvenile to attend counseling, educational, mediation or other sessions, or to undergo a drug evaluation pursuant to subsection (b).

(5) Suspend or restrict the juvenile's driver's license or privilege to operate a motor vehicle on the streets and highways of this state pursuant to subsection (c).

(6) Order the juvenile to perform charitable or community service work.

(7) Order the juvenile to make appropriate repair or restitution pursuant to subsection (d).

(8) Order the juvenile to pay a fine not exceeding \$1,000 pursuant to subsection (e).

(9) Place the juvenile under a house arrest program administered by the court pursuant to K.S.A. 2014 Supp. 21-6609, and amendments thereto.

(10) Place the juvenile in the custody of the ~~commissioner~~ *secretary of corrections* as provided in K.S.A. 2014 Supp. 38-2365, and amendments thereto. This alternative shall not be ordered with the alternative in paragraph (3) or (12). Except for a mandatory drug and alcohol evaluation, when this alternative is ordered with alternatives in paragraphs (2), (4) and (9), such orders shall constitute a recommendation by the court. Requirements pertaining to child support shall apply under this alternative.

(11) Commit the juvenile to a sanctions house for a period no longer than 28 days subject to the provisions of subsection ~~(f)~~(g).

(12) Commit the juvenile directly to the custody of the ~~commissioner~~ *secretary of corrections* for a period of confinement in a juvenile correctional facility and a period of aftercare pursuant to K.S.A. 2014 Supp. 38-2369, and amendments thereto. The provisions of K.S.A. 2014 Supp. 38-2365, and amendments thereto, shall not apply to juveniles committed pursuant to this provision, provided however, that 21 days prior to the juvenile's release from a juvenile correctional facility, the ~~commissioner~~ *secretary of corrections* or designee shall notify the court of the juvenile's anticipated release date. The court shall set and hold a permanency hearing pursuant to K.S.A. 2014 Supp. 38-2365, and amendments thereto, within seven days after the juvenile's release. This alternative may be ordered with the alternative in paragraph (7). Requirements pertaining to child support shall apply under this alternative.

(b) If the court orders the juvenile to attend counseling, educational, mediation or other sessions, or to undergo a drug and alcohol evaluation pursuant to subsection (a)(4), the following provisions apply:

(1) The court may order the juvenile offender to participate in counseling or mediation sessions or a program of education, including placement in an alternative educational program approved by a local school board. The costs of any counseling or mediation may be assessed as expenses in the case. No mental health center shall charge a fee for court-ordered counseling greater than what the center would have charged the person receiving the counseling if the person had requested counseling on the person's own initiative. No mediator shall charge a fee for court-ordered mediation greater than what the mediator would have charged the person participating in the mediation if the person had requested mediation on the person's own initiative. Mediation may include the victim but shall not be mandatory for the victim; and

(2) if the juvenile has been adjudicated to be a juvenile by reason of a violation of a statute that makes such a requirement, the court shall order and, if adjudicated for any other offense, the court may order the juvenile to submit to and complete a drug and alcohol evaluation by a community-based drug and alcohol safety action program certified pursuant to K.S.A. 8-1008, and amendments thereto, and to pay a fee not to exceed the fee established by that statute for such evaluation. The court may waive the mandatory evaluation if the court finds that the juvenile completed a drug and alcohol evaluation, approved by the community-based alcohol and drug safety action program, within 12 months before sentencing. If the evaluation occurred more than 12 months before sentencing, the court shall order the juvenile to resubmit to and complete the evaluation and program as provided herein. If the court finds that the juvenile and those legally liable for the juvenile's support are indigent, the court may waive the fee. In no event shall the fee be assessed against the ~~commissioner or the juvenile justice authority secretary of corrections or the department of corrections~~ nor shall the fee be assessed against the secretary of the department for children and families or the Kansas department for children and families if the juvenile is in the secretary's care, custody and control.

(c) If the court orders suspension or restriction of a juvenile offender's driver's license or privilege to operate a motor vehicle on the streets and highways of this state pursuant to subsection (a)(5), the following provisions apply:

(1) The duration of the suspension ordered by the court shall be for a definite time period to be determined by the court. Upon suspension of a license pursuant to this subsection, the court shall require the juvenile offender to surrender the license to the court. The court shall transmit the license to the division of motor vehicles of the department of revenue, to be retained until the period of suspension expires. At that time, the licensee may apply to the division for return of the license. If the license has expired, the juvenile offender may apply for a new license, which shall be issued promptly upon payment of the proper fee and satisfaction of other conditions established by law for obtaining a license unless another suspension or revocation of the juvenile offender's privilege to operate a motor vehicle is in effect. As used in this subsection, "highway" and "street" have the meanings provided by K.S.A. 8-1424 and 8-1473, and amendments thereto. Any juvenile offender who does not have a driver's license may have driving privileges revoked. No Kansas driver's license shall be issued to a juvenile offender whose driving privileges have been revoked pursuant to this section for a definite time period to be determined by the court; and

(2) in lieu of suspending a juvenile offender's driver's license or privilege to operate a motor vehicle on the highways of this state, the court may enter an order which places conditions on the juvenile offender's privilege of operating a motor vehicle on the streets and highways of this state, a certified copy of which the juvenile offender shall be required to carry any time the juvenile offender is operating a motor vehicle on the streets and highways of this state. The order shall prescribe a definite time period for the conditions imposed. Upon entering an order restricting a juvenile offender's license, the court shall require the juvenile offender to surrender such juvenile offender's license to the court. The court shall transmit the license to the division of vehicles, together with a copy of the order. Upon receipt thereof, the division of vehicles shall issue without charge a driver's license which shall indicate on its face that conditions have been imposed on the juvenile offender's privilege of operating a motor vehicle and that a certified copy of the order imposing the conditions is required to be carried by the juvenile offender when operating a motor vehicle on the streets and highways of this state. If the juvenile offender is a nonresident, the court shall cause a copy of the order to be transmitted to the division and the division shall forward a copy of it to the motor vehicle administrator of the juvenile offender's state of issuance. The court shall furnish to any juvenile offender whose driver's license has had conditions imposed on it under this section a copy of the order, which shall be recognized as a valid Kansas driver's license until the division issues the restricted license provided for in this subsection. Upon expiration of the period of time for which conditions are imposed pursuant to this subsection, the juvenile offender may apply to the division for the return of the license previously surrendered by the juvenile offender. In the event the license has expired, the juvenile offender may apply to the division for a new license, which shall be issued immediately by the division upon payment of the proper fee and satisfaction of the other conditions established by law unless such juvenile offender's privilege to operate a motor vehicle on the streets and highways of this state has been suspended or revoked prior thereto. If any juvenile offender violates any of the conditions imposed under this subsection, the juvenile offender's driver's license or privilege to operate a motor vehicle on the streets and highways of this state shall be revoked for a period as determined by

the court in which the juvenile offender is convicted of violating such conditions.

(d) The following provisions apply to the court's determination of whether to order reparation or restitution pursuant to subsection (a)(7):

(1) The court shall order the juvenile to make reparation or restitution to the aggrieved party for the damage or loss caused by the juvenile offender's offense unless it finds compelling circumstances that would render a plan of reparation or restitution unworkable. If the court finds compelling circumstances that would render a plan of reparation or restitution unworkable, the court shall enter such findings with particularity on the record. In lieu of reparation or restitution, the court may order the juvenile to perform charitable or social service for organizations performing services for the community; and

(2) restitution may include, but shall not be limited to, the amount of damage or loss caused by the juvenile's offense. Restitution may be made by payment of an amount fixed by the court or by working for the parties sustaining loss in the manner ordered by the court. An order of monetary restitution shall be a judgment against the juvenile that may be collected by the court by garnishment or other execution as on judgments in civil cases. Such judgment shall not be affected by the termination of the court's jurisdiction over the juvenile offender.

(e) If the court imposes a fine pursuant to subsection (a)(8), the following provisions apply:

(1) The amount of the fine may not exceed \$1,000 for each offense. The amount of the fine should be related to the seriousness of the offense and the juvenile's ability to pay. Payment of a fine may be required in a lump sum or installments;

(2) in determining whether to impose a fine and the amount to be imposed, the court shall consider that imposition of a fine is most appropriate in cases where the juvenile has derived pecuniary gain from the offense and that imposition of a restitution order is preferable to imposition of a fine; and

(3) any fine imposed by court shall be a judgment against the juvenile that may be collected by the court by garnishment or other execution as on judgments in civil cases. Such judgment shall not be affected by the termination of the court's jurisdiction over the juvenile.

(f) *Before the court places the juvenile in a detention center as part of probation or community corrections pursuant to subsection (a)(1), places the juvenile under a house arrest program pursuant to subsection (a)(9), places the juvenile in the custody of the secretary of corrections pursuant to subsection (a)(10), commits the juvenile to a sanctions house pursuant to subsection (a)(11) or commits the juvenile directly to the custody of the secretary of corrections for a period of confinement in a juvenile correctional facility pursuant to subsection (a)(12), the court shall administer a risk assessment tool, as described in K.S.A. 2014 Supp. 38-2360, and amendments thereto, or review a risk assessment tool that was administered within the past six months to the juvenile.*

~~(f)(g)~~ If the court commits the juvenile to a sanctions house pursuant to subsection (a)(11), the following provisions shall apply:

(1) The court may order commitment for up to 28 days for the same offense or violation of sentencing condition. The court shall review the commitment every seven days and, may shorten the initial commitment or, if the initial term is less than 28 days, may extend the commitment;

(2) if, in the sentencing order, the court orders a sanctions house placement for a verifiable probation violation and such probation violation occurs, the juvenile may immediately be taken to a sanctions house and detained for no more than 48 hours, excluding Saturdays, Sundays, holidays, and days on which the office of the clerk of the court is not accessible, prior to court review of the placement. The court and all parties shall be notified of the sanctions house placement; and

(3) a juvenile over 18 years of age and less than 23 years of age at sentencing shall be committed to a county jail, in lieu of a sanctions house, under the same time restrictions imposed by paragraph (1), but shall not be committed to or confined in a juvenile detention facility.

~~(g)(h)~~ Any order issued by the judge pursuant to this section shall be in effect immediately upon entry into the court's minutes.

~~(h)(i)~~ In addition to the requirements of K.S.A. 2014 Supp. 38-2373, and amendments thereto, if a person is under 18 years of age and convicted of a felony or adjudicated as a juvenile offender for an offense if committed by an adult would constitute the commission of a felony, the court shall forward a signed copy of the journal entry to the ~~commissioner secretary of corrections~~ within 30 days of final disposition.

~~(i)(j)~~ Except as further provided, if a juvenile has been adjudged to be a juvenile offender for an offense that if committed by an adult would constitute the commission of: (1) Aggravated human trafficking, as defined in ~~subsection (b) of K.S.A. 2014 Supp. 21-5426(b)~~, and amendments thereto, if the victim is less than 14 years of age; (2) rape, as defined in ~~subsection (a)(3) of K.S.A. 2014 Supp. 21-5503(a)(3)~~, and amendments

(continued)

thereto; (3) aggravated indecent liberties with a child, as defined in ~~sub-section (b)(3) of K.S.A. 2014 Supp. 21-5506(b)(3), and amendments thereto; (4) aggravated criminal sodomy, as defined in subsection (b)(1) or (b)(2) of K.S.A. 2014 Supp. 21-5504(b)(1) or (b)(2), and amendments thereto; (5) commercial sexual exploitation of a child, as defined in K.S.A. 2014 Supp. 21-6422, and amendments thereto, if the victim is less than 14 years of age; (6) sexual exploitation of a child, as defined in subsection (a)(1) or (a)(4) of K.S.A. 2014 Supp. 21-5510(a)(1) or (a)(4), and amendments thereto, if the victim is less than 14 years of age; or (7) an attempt, conspiracy or criminal solicitation, as defined in K.S.A. 2014 Supp. 21-5301, 21-5302 or 21-5303, and amendments thereto, of an offense defined in ~~parts paragraphs~~ (1) through (6); the court shall issue an order prohibiting the juvenile from attending the attendance center that the victim of the offense attends. If only one attendance center exists, for which the victim and juvenile are eligible to attend, in the school district where the victim and the juvenile reside, the court shall hear testimony and take evidence from the victim, the juvenile, their families and a representative of the school district as to why the juvenile should or should not be allowed to remain at the attendance center attended by the victim. After such hearing, the court may issue an order prohibiting the juvenile from attending the attendance center that the victim of the offense attends.~~

(j)(k) The sentencing hearing shall be open to the public as provided in K.S.A. 2014 Supp. 38-2353, and amendments thereto.

Sec. 2. K.S.A. 2014 Supp. 38-2366 is hereby amended to read as follows: 38-2366. (a) When a juvenile offender who is:

(1) Under 16 years of age at the time of the sentencing, has been prosecuted and convicted as an adult or under the extended jurisdiction juvenile prosecution, and has been placed in the custody of the secretary of the department of corrections, the secretary shall notify the sheriff having the offender in custody to convey such juvenile offender at a time designated by the ~~juvenile justice authority~~ department of corrections to a juvenile correctional facility. The ~~commissioner~~ secretary shall notify the court, in writing, of the initial placement of the offender in the specific juvenile correctional facility as soon as the placement has been accomplished.

(2) *At least 16 but less than 18 years of age at the time of sentencing, has been prosecuted and convicted as an adult or under the extended jurisdiction juvenile prosecution, and has been placed in the custody of the secretary, the secretary shall notify the sheriff having the offender in custody to convey such juvenile offender at a time designated by the department of corrections to a juvenile correctional facility or adult correctional institution. The secretary shall notify the court, in writing, of the initial placement of the offender in the specific juvenile correctional facility or adult correctional institution as soon as the placement has been accomplished.*

The ~~commissioner~~ secretary shall not permit the juvenile offender to remain detained in any jail for more than 72 hours, excluding Saturdays, Sundays, legal holidays, and days on which the office of the clerk of the court is not accessible, after the ~~commissioner~~ secretary has received the written order of the court placing the offender in the custody of the ~~commissioner~~ secretary. If such placement cannot be accomplished, the offender may remain in jail for an additional period of time, not exceeding 10 days, which is specified by the ~~commissioner~~ secretary and approved by the court.

(b) *Except as provided in subsection (a), a juvenile who has been prosecuted and convicted as an adult shall not be eligible for admission to a juvenile correctional facility. All other conditions of the offender's sentence imposed under this code, including restitution orders, may remain intact. The provisions of this subsection shall not apply to an offender who: (1) Is under 16 years of age at the time of the sentencing; (2) has been prosecuted as an adult or under extended juvenile jurisdiction, and (3) has been placed in the custody of the secretary of corrections, requiring admission to a juvenile correctional facility pursuant to subsection (a).*

Sec. 3. On and after July 1, 2015, K.S.A. 2014 Supp. 38-2369 is hereby amended to read as follows: 38-2369. (a) For the purpose of committing juvenile offenders to a juvenile correctional facility, the following placements shall be applied by the judge in felony or misdemeanor cases. If used, the court shall establish a specific term of commitment as specified in this subsection, unless the judge conducts a departure hearing and finds substantial and compelling reasons to impose a departure sentence as provided in K.S.A. 2014 Supp. 38-2371, and amendments thereto. *Before a juvenile offender is committed to a juvenile correctional facility pursuant to this section, the court shall administer a risk assessment tool, as described in K.S.A. 2014 Supp. 38-2360, and amendments thereto, or review a risk assessment tool that was administered within the past six months to the juvenile.*

(1) *Violent Offenders.* (A) The violent offender I is defined as an offender adjudicated as a juvenile offender for an offense which, if committed by an adult, would constitute an off-grid felony. Offenders in this category may be committed to a juvenile correctional facility for a minimum term of 60 months and up to a maximum term of the offender reaching the age of 22 years, six months. The aftercare term for this offender is set at a minimum term of six months and up to a maximum term of the offender reaching the age of 23 years.

(B) The violent offender II is defined as an offender adjudicated as a juvenile offender for an offense which, if committed by an adult, would constitute a nondrug severity level 1, 2 or 3 felony. Offenders in this category may be committed to a juvenile correctional facility for a minimum term of 24 months and up to a maximum term of the offender reaching the age 22 years, six months. The aftercare term for this offender is set at a minimum term of six months and up to a maximum term of the offender reaching the age of 23 years.

(2) *Serious Offenders.* (A) The serious offender I is defined as an offender adjudicated as a juvenile offender for an offense:

(i) Which, if committed by an adult, would constitute a nondrug severity level 4, 5 or 6 person felony;

(ii) committed prior to July 1, 2012, which, if committed by an adult prior to July 1, 2012, would constitute a drug severity level 1 or 2 felony; or

(iii) committed on or after July 1, 2012, which, if committed by an adult on or after July 1, 2012, would constitute a drug severity level 1, 2 or 3 felony.

Offenders in this category may be committed to a juvenile correctional facility for a minimum term of 18 months and up to a maximum term of 36 months. The aftercare term for this offender is set at a minimum term of six months and up to a maximum term of 24 months.

(B) The serious offender II is defined as an offender adjudicated as a juvenile offender for an offense which, if committed by an adult, would constitute a nondrug severity level 7, person felony with one prior felony adjudication. Offenders in this category may be committed to a juvenile correctional facility for a minimum term of nine months and up to a maximum term of 18 months. The aftercare term for this offender is set at a minimum term of six months and up to a maximum term of 24 months.

(C) The serious offender III is defined as an offender adjudicated as a juvenile offender for an offense which, if committed by an adult, would constitute a nondrug severity level 8, 9 or 10 person felony with one prior felony adjudication. Offenders in this category may only be committed to a juvenile correctional facility if the judge conducts a departure hearing and finds substantial and compelling reasons to impose a departure sentence as provided in K.S.A. 2014 Supp. 38-2371, and amendments thereto. If a departure sentence is imposed, offenders in this category may be committed to a juvenile correctional facility for a minimum term of nine months and up to a maximum term of 18 months. The aftercare term for this offender is set at a minimum term of six months and up to a maximum term of 24 months.

(3) *Chronic Offenders.* (A) The chronic offender I, chronic felon is defined as an offender adjudicated as a juvenile offender for an offense:

(i) Which, if committed by an adult, would constitute one present nonperson felony adjudication and two prior felony adjudications;

(ii) committed prior to July 1, 2012, which, if committed by an adult prior to July 1, 2012, would constitute one present drug severity level 3 felony adjudication and two prior felony adjudications; or

(iii) committed on or after July 1, 2012, which, if committed by an adult on or after July 1, 2012, would constitute one present drug severity level 4 felony adjudication and two prior felony adjudications.

Offenders in this category may only be committed to a juvenile correctional facility if the judge conducts a departure hearing and finds substantial and compelling reasons to impose a departure sentence as provided in K.S.A. 2014 Supp. 38-2371, and amendments thereto. If a departure sentence is imposed, offenders in this category may be committed to a juvenile correctional facility for a minimum term of six months and up to a maximum term of 18 months. The aftercare term for this offender is set at a minimum term of six months and up to a maximum term of 12 months.

(B) The chronic offender II, escalating felon is defined as an offender adjudicated as a juvenile offender for an offense:

(i) Which, if committed by an adult, would constitute one present felony adjudication and either two prior misdemeanor adjudications or one prior person or nonperson felony adjudication;

(ii) which, if committed by an adult, would constitute one present felony adjudication and two prior drug severity level 4 or 5 adjudications;

(iii) committed prior to July 1, 2012, which, if committed by an adult prior to July 1, 2012, would constitute one present drug severity level 3

felony adjudication and either two prior misdemeanor adjudications or one prior person or nonperson felony adjudication;

(iv) committed prior to July 1, 2012, which, if committed by an adult prior to July 1, 2012, would constitute one present drug severity level 3 felony adjudication and two prior drug severity level 4 or 5 adjudications;

(v) committed on or after July 1, 2012, which, if committed by an adult on or after July 1, 2012, would constitute one present drug severity level 4 felony adjudication and either two prior misdemeanor adjudications or one prior person or nonperson felony adjudication; or

(vi) committed on or after July 1, 2012, which, if committed by an adult on or after July 1, 2012, would constitute one present drug severity level 4 felony adjudication and two prior drug severity level 4 or 5 adjudications.

Offenders in this category may only be committed to a juvenile correctional facility if the judge conducts a departure hearing and finds substantial and compelling reasons to impose a departure sentence as provided in K.S.A. 2014 Supp. 38-2371, and amendments thereto. If a departure sentence is imposed, offenders in this category may be committed to a juvenile correctional facility for a minimum term of six months and up to a maximum term of 18 months. The aftercare term for this offender is set at a minimum term of six months and up to a maximum term of 12 months.

(C) The chronic offender III, escalating misdemeanor is defined as an offender adjudicated as a juvenile offender for an offense:

(i) Which, if committed by an adult, would constitute one present misdemeanor adjudication and either two prior misdemeanor adjudications or one prior person or nonperson felony adjudication and two placement failures;

(ii) which, if committed by an adult, would constitute one present misdemeanor adjudication and two prior drug severity level 4 or 5 felony adjudications and two placement failures;

(iii) Which, if committed by an adult, would constitute one present drug severity level 4 felony adjudication and either two prior misdemeanor adjudications or one prior person or nonperson felony adjudication and two placement failures;

(iv) which, if committed by an adult, would constitute one present drug severity level 4 felony adjudication and two prior drug severity level 4 or 5 felony adjudications and two placement failures;

(v) committed on or after July 1, 2012, which, if committed by an adult on or after July 1, 2012, would constitute one present drug severity level 5 felony adjudication and either two prior misdemeanor adjudications or one prior person or nonperson felony adjudication and two placement failures; or

(vi) committed on or after July 1, 2012, which, if committed by an adult on or after July 1, 2012, would constitute one present drug severity level 5 felony adjudication and two prior drug severity level 4 or 5 adjudications and two placement failures.

Offenders in this category may only be committed to a juvenile correctional facility if the judge conducts a departure hearing and finds substantial and compelling reasons to impose a departure sentence as provided in K.S.A. 2014 Supp. 38-2371, and amendments thereto. If a departure sentence is imposed, offenders in this category may be committed to a juvenile correctional facility for a minimum term of three months and up to a maximum term of six months. The aftercare term for this offender is set at a minimum term of three months and up to a maximum term of six months.

(4) *Conditional Release Violators.* Upon finding the juvenile violated a requirement or requirements of conditional release, the court may:

(A) Subject to the limitations in ~~subsection (a)~~ of K.S.A. 2014 Supp. 38-2366(a), and amendments thereto, commit the offender directly to a juvenile correctional facility for a minimum term of three months and up to a maximum term of six months. The aftercare term for this offender shall be a minimum of two months and a maximum of six months, or the length of the aftercare originally ordered, whichever is longer.

(B) Enter one or more of the following orders:

(i) Recommend additional conditions be added to those of the existing conditional release.

(ii) Order the offender to serve a period of sanctions pursuant to ~~subsection (f)~~ of K.S.A. 2014 Supp. 38-2361(g), and amendments thereto.

(iii) Revoke or restrict the juvenile's driving privileges as described in ~~subsection (c)~~ of K.S.A. 2014 Supp. 38-2361(c), and amendments thereto.

(C) Discharge the offender from the custody of the ~~commissioner~~ *secretary of corrections*, release the ~~commissioner~~ *secretary of corrections* from further responsibilities in the case and enter any other appropriate orders.

(b) As used in this section:

(1) "Placement failure" means a juvenile offender in the custody of the ~~juvenile justice authority~~ *secretary of corrections* has significantly failed the terms of conditional release or has been placed out-of-home in a community placement accredited by the ~~commissioner~~ *secretary of corrections* and has significantly violated the terms of that placement or violated the terms of probation.

(2) "Adjudication" includes out-of-state juvenile adjudications. An out-of-state offense, which if committed by an adult would constitute the commission of a felony or misdemeanor, shall be classified as either a felony or a misdemeanor according to the adjudicating jurisdiction. If an offense which if committed by an adult would constitute the commission of a felony is a felony in another state, it will be deemed a felony in Kansas. The state of Kansas shall classify the offense, which if committed by an adult would constitute the commission of a felony or misdemeanor, as person or nonperson. In designating such offense as person or nonperson, reference to comparable offenses shall be made. If the state of Kansas does not have a comparable offense, the out-of-state adjudication shall be classified as a nonperson offense.

(c) All appropriate community placement options shall have been exhausted before a chronic offender III, escalating misdemeanor shall be placed in a juvenile correctional facility. A court finding shall be made acknowledging that appropriate community placement options have been pursued and no such option is appropriate.

(d) The ~~commissioner~~ *secretary of corrections* shall work with the community to provide on-going support and incentives for the development of additional community placements to ensure that the chronic offender III, escalating misdemeanor sentencing category is not frequently utilized.

(e) Any juvenile offender committed to a juvenile correctional facility who is adjudicated for an offense committed while such juvenile was committed to a juvenile correctional facility, may be adjudicated to serve a consecutive term of commitment in a juvenile correctional facility.

Sec. 4. K.S.A. 2014 Supp. 38-2366 is hereby repealed.

Sec. 5. On and after July 1, 2015, K.S.A. 2014 Supp. 38-2361 and 38-2369 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 16, 2015.)

HOUSE BILL No. 2275

AN ACT concerning the uniform controlled substances act; relating to substances included in schedules I, II, III and IV; amending K.S.A. 2014 Supp. 65-4105, 65-4107, 65-4109 and 65-4111 and repealing the existing sections.

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

Section 1. K.S.A. 2014 Supp. 65-4105 is hereby amended to read as follows: 65-4105. (a) The controlled substances listed in this section are included in schedule I and the number set forth opposite each drug or substance is the DEA controlled substances code which has been assigned to it.

(b) Any of the following opiates, including their isomers, esters, ethers, salts, and salts of isomers, esters and ethers, unless specifically excepted, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation:

(1) Acetyl-alpha-methylfentanyl (N-[1-(1-methyl-2-phenethyl)-4-piperidinyl]-N-phenylacetamide)	9815
(2) Acetylmethadol	9601
(3) Allylprodine	9602
(4) Alphacetylmethadol	9603
(except levo-alpha-cetylmethadol also known as levo-alpha-acetylmethadol, levomethadyl acetate or LAAM)	
(5) Alphameprodine	9604
(6) Alphamethadol	9605
(7) Alpha-methylfentanyl (N-[1-(alpha-methyl-beta-phenyl)ethyl-4-piperidyl] propionanilide; 1-(1-methyl-2-phenylethyl)-4-(N-propanilido) piperidine)	9814
(8) Alpha-methylthiofentanyl (N-[1-methyl-2-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide)	9832
(9) Benzethidine	9606
(10) Betacetylmethadol	9607
(11) Beta-hydroxyfentanyl (N-[1-(2-hydroxy-2-phenethyl)-4-piperidinyl]-N-phenylpropanamide)	9830

(continued)

(12) Beta-hydroxy-3-methylfentanyl (other name: N-[1-(2-hydroxy-2-phenethyl)-3-methyl-4-piperidinyl]-N-phenylpropanamide 9831

(13) Betameprodine 9608

(14) Betamethadol 9609

(15) Betaprodine 9611

(16) Clonitazene 9612

(17) Dextromoramide 9613

(18) Diampromide 9615

(19) Diethylthiambutene 9616

(20) Difenoxin 9168

(21) Dimenoxadol 9617

(22) Dimpheptanol 9618

(23) Dimethylthiambutene 9619

(24) Dioxaphetyl butyrate 9621

(25) Dipipanone 9622

(26) Ethylmethylthiambutene 9623

(27) Etonitazene 9624

(28) Etoxidine 9625

(29) Furethidine 9626

(30) Hydroxypethidine 9627

(31) Ketobemidone 9628

(32) Levomoramide 9629

(33) Levophenacymorphan 9631

(34) 3-Methylfentanyl (N-[3-methyl-1-(2-phenylethyl)-4-piperidyl]-N-phenylpropanamide) 9813

(35) 3-Methylthiofentanyl (N-[(3-methyl-1-(2-thienyl)ethyl-4-piperidinyl]-N-phenylpropanamide) 9833

(36) Morpheridine 9632

(37) MPPP (1-methyl-4-phenyl-4-propionoxypiperidine) 9661

(38) Noracymethadol 9633

(39) Norlevorphanol 9634

(40) Normethadone 9635

(41) Norpipanone 9636

(42) Para-fluorofentanyl (N-(4-fluorophenyl)-N-[1-(2-phenethyl)-4-piperidinyl]propanamide 9812

(43) PEPAP (1-(2-phenethyl)-4-phenyl-4-acetoxypiperidine) 9663

(44) Phenadoxone 9637

(45) Phenampromide 9638

(46) Phenomorphan 9647

(47) Phenoperidine 9641

(48) Piritramide 9642

(49) Proheptazine 9643

(50) Properidine 9644

(51) Propiram 9649

(52) Racemoramide 9645

(53) Thiofentanyl (N-phenyl-N-[1-(2-thienyl)ethyl-4-piperidinyl]-propanamide 9835

(54) Tilidine 9750

(55) Trimeperidine 9646

(c) Any of the following opium derivatives, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation:

(1) Acetorphine 9319

(2) Acetyldihydrocodeine 9051

(3) Benzylmorphine 9052

(4) Codeine methylbromide 9070

(5) Codeine-N-Oxide 9053

(6) Cyprenorphine 9054

(7) Desomorphine 9055

(8) Dihydromorphine 9145

(9) Drotebanol 9335

(10) Etorphine (except hydrochloride salt) 9056

(11) Heroin 9200

(12) Hydromorphanol 9301

(13) Methyldesorphine 9302

(14) Methyldihydromorphine 9304

(15) Morphine methylbromide 9305

(16) Morphine methylsulfonate 9306

(17) Morphine-N-Oxide 9307

(18) Myrophine 9308

(19) Nicocodeine 9309

(20) Nicomorphine 9312

(21) Normorphine 9313

(22) Pholcodine 9314

(23) Thebacon 9315

(d) Any material, compound, mixture or preparation which contains any quantity of the following hallucinogenic substances, their salts,

isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation:

(1) 4-bromo-2,5-dimethoxy-amphetamine 7391

Some trade or other names: 4-bromo-2,5-dimethoxy-alpha-methylphenethylamine; 4-bromo-2,5-DMA.

(2) 2,5-dimethoxyamphetamine 7396

Some trade or other names: 2,5-dimethoxy-alpha-methylphenethylamine; 2,5-DMA.

(3) 4-methoxyamphetamine 7411

Some trade or other names: 4-methoxy-alpha-methylphenethylamine; paramethoxyamphetamine; PMA.

(4) 5-methoxy-3,4-methylenedioxy-amphetamine 7401

(5) 4-methyl-2,5-dimethoxy-amphetamine 7395

Some trade or other names: 4-methyl-2,5-dimethoxy-alpha-methylphenethylamine; "DOM"; and "STP".

(6) 3,4-methylenedioxy amphetamine 7400

(7) 3,4-methylenedioxymethamphetamine (MDMA) 7405

(8) 3,4-methylenedioxy-N-ethylamphetamine (also known as N-ethyl-alpha-methyl-3,4 (methylenedioxy) phenethylamine, N-ethyl MDA, MDE, and MDEA) 7404

(9) N-hydroxy-3,4-methylenedioxyamphetamine (also known as N-hydroxy-alpha-methyl-3,4-(methylenedioxy) phenethylamine, and N-hydroxy MDA) 7402

(10) 3,4,5-trimethoxy amphetamine 7390

(11) Bufotenine 7433

Some trade or other names: 3-(Beta-Dimethylaminoethyl)-5-hydroxyindole; 3-(2-dimethylaminoethyl)-5-indolol; N,N-dimethylserotonin; 5-hydroxy-N,N-dimethyltryptamine; mappine.

(12) Diethyltryptamine 7434

Some trade or other names: N,N-Diethyltryptamine; DET.

(13) Dimethyltryptamine 7435

Some trade or other names: DMT.

(14) Ibogaine 7260

Some trade or other names: 7-Ethyl-6,6 Beta,7,8,9,10,12,13-octahydro-2-methoxy-6,9-methano -5H-pyrido[1',2':1,2]azepino [5,4-b]indole; Tabernanthe iboga

(15) Lysergic acid diethylamide 7315

(16) ~~Marihuana~~ Marijuana 7360

(17) Mescaline 7381

(18) Parahexyl 7374

Some trade or other names: 3-Hexyl-1-hydroxy-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-dibenzo[b,d]pyran; Synhexyl.

(19) Peyote 7415

Meaning all parts of the plant presently classified botanically as *Lophophora williamsii* Lemaire, whether growing or not, the seeds thereof, any extract from any part of such plant, and every compound, manufacture, salts, derivative, mixture or preparation of such plant, its seeds or extracts.

(20) N-ethyl-3-piperidyl benzilate 7482

(21) N-methyl-3-piperidyl benzilate 7484

(22) Psilocybin 7437

(23) Psilocyn 7438

(24) Ethylamine analog of phencyclidine 7455

Some trade or other names: N-ethyl-1-phenyl-cyclohexylamine; (1-phenylcyclohexyl)ethylamine; N-(1-phenylcyclohexyl)ethylamine; cyclohexamine; PCE.

(25) Pyrrolidine analog of phencyclidine 7458

Some trade or other names: 1-(1-phenylcyclohexyl)-pyrrolidine; PCPy; PHP.

(26) Thiophene analog of phencyclidine 7470

Some trade or other names: 1-[1-(2-thienyl)-cyclohexyl]-piperidine; 2-thienyl analog of phencyclidine; TPCP; TCP.

(27) 1-[1-(2-thienyl)-cyclohexyl] pyrrolidine 7473

Some other names: TCPy.

(28) 2,5-dimethoxy-4-ethylamphetamine 7399

Some trade or other names: DOET.

(29) *Salvia divinorum* or *salvinorum A*; all parts of the plant presently classified botanically as *salvia divinorum*, whether growing or not, the seeds thereof, any extract from any part of such plant, and every compound, manufacture, salts, derivative, mixture or preparation of such plant, its seeds or extracts.

- (30) *Datura stramonium*, commonly known as gypsum weed or jimson weed; all parts of the plant presently classified botanically as *datura stramonium*, whether growing or not, the seeds thereof, any extract from any part of such plant, and every compound, manufacture, salts, derivative, mixture or preparation of such plant, its seeds or extracts.
- (31) N-benzylpiperazine 7493
Some trade or other names: BZP.
- (32) 1-(3-[trifluoromethylphenyl]piperazine
Some trade or other names: TFMPP.
- (33) 4-Bromo-2,5-dimethoxyphenethylamine 7392
- (34) 2,5-dimethoxy-4-(n)-propylthiophenethylamine (2C-T-7),
its optical isomers, salts and salts of optical isomers 7348
- (35) Alpha-methyltryptamine (other name: AMT) 7432
- (36) 5-methoxy-N,N-diisopropyltryptamine (5-MeO-DIPT), its
isomers, salts and salts of isomers 7439
- (37) 2-(2,5-Dimethoxy-4-ethylphenyl)ethanamine (2C-E) 7509
- (38) 2-(2,5-Dimethoxy-4-methylphenyl)ethanamine (2C-D) 7508
- (39) 2-(4-Chloro-2,5-dimethoxyphenyl)ethanamine (2C-C) 7519
- (40) 2-(4-Iodo-2,5-dimethoxyphenyl)ethanamine (2C-I) 7518
- (41) 2-[4-(Ethylthio)-2,5-dimethoxyphenyl]ethanamine
(2C-T-2) 7385
- (42) 2-[4-(Isopropylthio)-2,5-dimethoxyphenyl]ethanamine
(2C-T-4) 7532
- (43) 2-(2,5-Dimethoxyphenyl)ethanamine (2C-H) 7517
- (44) 2-(2,5-Dimethoxy-4-nitrophenyl)ethanamine (2C-N) 7521
- (45) 2-(2,5-Dimethoxy-4-(n)-propylphenyl)ethanamine (2C-P) 7524
- (46) 5-methoxy-N,N-dimethyltryptamine (5-MeO-DMT) 7431
Some trade or other names: 5-methoxy-3-[2-
(dimethylamino)ethyl]indole.
- (47) 2-(4-iodo-2,5-dimethoxyphenyl)-N-
(2-methoxybenzyl)ethanamine 7538
Some trade or other names: 25I-NBOMe; 2C-I-NBOMe;
25I; Cimbi-5.
- (48) 2-(4-chloro-2,5-dimethoxyphenyl)-N-
(2-methoxybenzyl)ethanamine 7537
Some trade or other names: 25C-NBOMe; 2C-C-NBOMe;
25C; Cimbi-82.
- (49) 2-(4-bromo-2,5-dimethoxyphenyl)-N-
(2-methoxybenzyl)ethanamine 7536
Some trade or other names: 25B-NBOMe; 2C-B-NBOMe;
25B; Cimbi-36.
- (50) 2-(2,5-dimethoxyphenyl)-N-(2-
methoxybenzyl)ethanamine
Some trade or other names: 25H-NBOMe.
- (51) 2-(2,5-dimethoxy-4-methylphenyl)-N-
(2-methoxybenzyl)ethanamine
Some trade or other names: 25D-NBOMe; 2C-D-NBOMe.
- (e) Any material, compound, mixture or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers, and salts of isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:
 - (1) Mecloqualone 2572
 - (2) Methaqualone 2565
 - (3) Gamma hydroxybutyric acid
- (f) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers and salts of isomers:
 - (1) Fenethylamine 1503
 - (2) N-ethylamphetamine 1475
 - (3) (+)cis-4-methylaminorex ((+)-cis-4,5-dihydro-4-methyl-5-phenyl-2-oxazolamine) 1590
 - (4) N,N-dimethylamphetamine (also known as N,N-alpha-trimethyl-benzeneethanamine; N,N-alpha-trimethylphenethylamine) 1480
 - (5) Cathinone (some other names: 2-amino-1-phenol-1-propanone, alpha-amino propiophenone, 2-amino propiophenone and norphedrone) 1235
 - (6) Substituted cathinones
Any compound, except bupropion or compounds listed under a different schedule, structurally derived from 2-aminopropan-1-one by substitution at the 1-position with either phenyl, naphthyl, or thiophene ring systems, whether or not the compound is further modified in any of the following ways:

- (A) By substitution in the ring system to any extent with alkyl, alkylendioxy, alkoxy, haloalkyl, hydroxyl, or halide substituents, whether or not further substituted in the ring system by one or more other univalent substituents;
- (B) by substitution at the 3-position with an acyclic alkyl substituent;
- (C) by substitution at the 2-amino nitrogen atom with alkyl, dialkyl, benzyl, or methoxybenzyl groups; or
- (D) by inclusion of the 2-amino nitrogen atom in a cyclic structure.
- (g) Any material, compound, mixture or preparation which contains any quantity of the following substances:
 - (1) N-[1-benzyl-4-piperidyl]-N-phenylpropanamide (benzylfentanyl), its optical isomers, salts and salts of isomers 9818
 - (2) N-[1-(2-thienyl)methyl-4-piperidyl]-N-phenylpropanamide (thienylfentanyl), its optical isomers, salts and salts of isomers 9834
 - (3) Aminorex (some other names: Aminoxaphen 2-amino-5-phenyl-2-oxazoline or 4,5-dihydro-5-phenyl-2-oxazolamine, its salts, optical isomers and salts of optical isomers) 1585
 - (4) Alpha-ethyltryptamine, its optical isomers, salts and salts of isomers 7249
Some other names: etryptamine, alpha-methyl-1H-indole-3-ethanamine; 3-(2-aminobutyl) indole.
- (h) Any of the following cannabinoids, their salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation:
 - (1) Tetrahydrocannabinols 7370
Meaning tetrahydrocannabinols naturally contained in a plant of the genus *Cannabis* (*cannabis* plant), as well as synthetic equivalents of the substances contained in the plant, or in the resinous extractives of *Cannabis*, sp. and/or synthetic substances, derivatives, and their isomers with similar chemical structure and pharmacological activity such as the following: Delta 1 cis or trans tetrahydrocannabinol, and their optical isomers Delta 6 cis or trans tetrahydrocannabinol, and their optical isomers Delta 3,4 cis or trans tetrahydrocannabinol, and its optical isomers (Since nomenclature of these substances is not internationally standardized, compounds of these structures, regardless of numerical designation of atomic positions covered.)
 - (2) Naphthoylindoles
Any compound containing a 3-(1-naphthoyl)indole structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl group, whether or not further substituted in the indole ring to any extent and whether or not substituted in the naphthyl ring to any extent.
 - (3) Naphthylmethylindoles
Any compound containing a 1H-indol-3-yl-(1-naphthyl)methane structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl group whether or not further substituted in the indole ring to any extent and whether or not substituted in the naphthyl ring to any extent.
 - (4) Naphthoylpyrroles
Any compound containing a 3-(1-naphthoyl)pyrrole structure with substitution at the nitrogen atom of the pyrrole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl group 2-(4-morpholinyl)ethyl group whether or not further substituted in the pyrrole ring to any extent, whether or not substituted in the naphthyl ring to any extent.
 - (5) Naphthylmethylindenes
Any compound containing a naphthylideneindene structure with substitution at the 3-position of the indene ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl group whether or not further substituted in the indene ring to any extent, whether or not substituted in the naphthyl ring to any extent.

(continued)

- (6) Phenylacetylindoles
Any compound containing a 3-phenylacetylindole structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl group whether or not further substituted in the indole ring to any extent, whether or not substituted in the phenyl ring to any extent.
- (7) Cyclohexylphenols
Any compound containing a 2-(3-hydroxycyclohexyl) phenol structure with substitution at the 5-position of the phenolic ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl group whether or not substituted in the cyclohexyl ring to any extent.
- (8) Benzoylindoles
Any compound containing a 3-(benzoyl)indole structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, 1-(N-methyl-2-piperidinyl)methyl or 2-(4-morpholinyl)ethyl group whether or not further substituted in the indole ring to any extent and whether or not substituted in the phenyl ring to any extent.
- (9) 2,3-Dihydro-5-methyl-3-(4-morpholinylmethyl)pyrrolo [1, 2,3-de]-1,4-benzoxazin-6-yl]-1-naphthalenylmethanone.
Some trade or other names: WIN 55,212-2.
- (10) 9-(hydroxymethyl)-6, 6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol
Some trade or other names: HU-210, HU-211.
- (11) Tetramethylcyclopropanoylindoles
Any compound containing a 3-tetramethylcyclopropanoylindole structure with substitution at the nitrogen atom of the indole ring by an alkyl, haloalkyl, cyanoalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, 1-(N-methyl-2-piperidinyl)methyl, 2-(4-morpholinyl)ethyl, 1-(N-methyl-2-pyrrolidinyl)methyl, 1-(N-methyl-3-morpholinyl)methyl, or tetrahydropyranylmethyl group, whether or not further substituted in the indole ring to any extent and whether or not substituted in the benzyl or tetramethylcyclopropyl ring rings to any extent.
- (12) Indole-3-carboxylate esters
Any compound containing a 1H-indole-3-carboxylate ester structure with the ester oxygen bearing a naphthyl, quinolinyl, ~~isoquinolinyl~~ isoquinolinyl or adamantyl group and substitution at the 1 position of the indole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-piperidinylmethyl or 2-(4-morpholinyl) ethyl group, whether or not further substituted on the indole ring to any extent and whether or not further substituted on the naphthyl, quinolinyl, ~~isoquinolinyl~~ isoquinolinyl, adamantyl or benzyl groups to any extent.
- (13) Indazole-3-carboxamides
Any compound containing a 1H-indazole-3-carboxamide structure with substitution at the nitrogen of the carboxamide by a naphthyl, quinolinyl, ~~isoquinolinyl~~ isoquinolinyl, adamantyl or 1-amino-1-oxoalkan-2-yl group and substitution at the 1 position of the indazole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-piperidinylmethyl, or 2-(4-morpholinyl)ethyl group, whether or not further substituted on the indazole ring to any extent and whether or not further substituted on the naphthyl, quinolinyl, ~~isoquinolinyl~~ isoquinolinyl, adamantyl, 1-amino-1-oxoalkan-2-yl, or benzyl groups to any extent.
- (14) (1H-indazol-3-yl)methanones
Any compound containing a (1H-indazol-3-yl)methanone structure with the carbonyl carbon bearing a naphthyl group and substitution at the 1 position of the indazole ring by an alkyl, haloalkyl, alkenyl, cycloalkylmethyl, cycloalkylethyl, benzyl, N-methyl-2-piperidinylmethyl, or 2-(4-morpholinyl) ethyl group, whether or not further substituted on the indazole ring to any extent and whether or not substituted on the naphthyl or benzyl groups to any extent.

Sec. 2. K.S.A. 2014 Supp. 65-4107 is hereby amended to read as follows: 65-4107. (a) The controlled substances listed in this section are included in schedule II and the number set forth opposite each drug or substance is the DEA controlled substances code which has been assigned to it.

(b) Any of the following substances, except those narcotic drugs listed in other schedules, whether produced directly or indirectly by

extraction from substances of vegetable origin or independently by means of chemical synthesis or by combination of extraction and chemical synthesis:

(1) Opium and opiate and any salt, compound, derivative or preparation of opium or opiate, excluding apomorphine, dextrorphan, nalbuphine, nalmeferne, naloxone and naltrexone and their respective salts, but including the following:

(A) Raw opium	9600
(B) Opium extracts	9610
(C) Opium fluid	9620
(D) Powdered opium	9639
(E) Granulated opium	9640
(F) Tincture of opium	9630
(G) Codeine	9050
(H) Ethylmorphine	9190
(I) Etorphine hydrochloride	9059
(J) Hydrocodone	9193
(K) Hydromorphone	9150
(L) Metopon	9260
(M) Morphine	9300
(N) Oxycodone	9143
(O) Oxymorphone	9652
(P) Thebaine	9333
(Q) Dihydroetorphine	9334
(R) Oripavine	9330

(2) Any salt, compound, isomer, derivative or preparation thereof which is chemically equivalent or identical with any of the substances referred to in paragraph (1), but not including the isoquinoline alkaloids of opium.

(3) Opium poppy and poppy straw.

(4) Coca leaves (9040) and any salt, compound, derivative or preparation of coca leaves, but not including decocainized coca leaves or extractions which do not contain cocaine (9041) or ecgonine (9180).

(5) Cocaine, its salts, isomers and salts of isomers (9041).

(6) Ecgonine, its salts, isomers and salts of isomers (9180).

(7) Concentrate of poppy straw (the crude extract of poppy straw in either liquid, solid or powder form which contains the phenanthrene alkaloids of the opium poppy) (9670).

(c) Any of the following opiates, including their isomers, esters, ethers, salts and salts of isomers, esters and ethers, whenever the existence of these isomers, esters, ethers and salts is possible within the specific chemical designation dextrorphan and levopropoxyphene excepted:

(1) Alfentanil	9737
(2) Alphaprodine	9010
(3) Anileridine	9020
(4) Bezitramide	9800
(5) Bulk dextropropoxyphene (nondosage forms)	9273
(6) Carfentanil	9743
(7) Dihydrocodeine	9120
(8) Diphenoxylate	9170
(9) Fentanyl	9801
(10) Isomethadone	9226
(11) Levomethorphan	9210
(12) Levorphanol	9220
(13) Metazocine	9240
(14) Methadone	9250
(15) Methadone-intermediate, 4-cyano-2-dimethyl amino-4,4-diphenyl butane	9254
(16) Moramide-intermediate, 2-methyl-3-morpholino-1, 1-diphenylpropane-carboxylic acid	9802
(17) Pethidine (meperidine)	9230
(18) Pethidine-intermediate-A, 4-cyano-1-methyl-4-phenylpiperidine	9232
(19) Pethidine-intermediate-B, ethyl-4-phenyl-piperidine-4-carboxylate	9233
(20) Pethidine-intermediate-C, 1-methyl-4-phenyl-piperidine-4-carboxylic acid	9234
(21) Phenazocine	9715
(22) Piminodine	9730
(23) Racemethorphan	9732
(24) Racemorphan	9733
(25) Sufentanil	9740
(26) Levo-alpha-acetyl methadol	9648
Some other names: levo-alpha-acetyl methadol, levomethadyl acetate or LAAM.	
(27) Remifentanil	9739

(28) Tapentadol 9780

(d) Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant effect on the central nervous system:

(1) Amphetamine, its salts, optical isomers and salts of its optical isomers 1100

(2) Phenmetrazine and its salts 1631

(3) Methamphetamine, including its salts, isomers and salts of isomers 1105

(4) Methylphenidate 1724

(5) Lisdexamfetamine, its salts, isomers, and salts of its isomers 1205

(e) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances having a depressant effect on the central nervous system, including its salts, isomers and salts of isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific chemical designation:

(1) Amobarbital 2125

(2) Glutethimide 2550

(3) Secobarbital 2315

(4) Pentobarbital 2270

(5) Phencyclidine 7471

(f) Any material, compound, mixture, or preparation which contains any quantity of the following substances:

(1) Immediate precursor to amphetamine and methamphetamine:

(A) Phenylacetone 8501
Some trade or other names: phenyl-2-propanone; P2P; benzyl methyl ketone; methyl benzyl ketone.

(2) Immediate precursors to phencyclidine (PCP):

(A) 1-phenylcyclohexylamine 7460

(B) 1-piperidinocyclohexanecarbonitrile (PCC) 8603

(g) Any material, compound, mixture or preparation which contains any quantity of the following hallucinogenic substance, its salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation:

Nabilone 7379
[Another name for nabilone: (±)-trans-3-(1,1-dimethylheptyl)-6,6a,7,8,10,10a-hexahydro-1-hydroxy-6,6-dimethyl-9H-dibenzo[b,d]pyran-9-one]

(h) Any material, compound, mixture or preparation containing any of the following narcotic drugs or any salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

(1) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) or any of its salts per 100 milliliters or not more than 15 milligrams per dosage unit with a fourfold or greater quantity of an isoquinoline alkaloid of opium 9805

(2) Not more than 300 milligrams of dihydrocodeinone (hydrocodone) or any of its salts per 100 milliliters or not more than 15 milligrams per dosage unit with one or more active, nonnarcotic ingredients in recognized therapeutic amounts ... 9806

Sec. 3. K.S.A. 2014 Supp. 65-4109 is hereby amended to read as follows: 65-4109. (a) The controlled substances listed in this section are included in schedule III and the number set forth opposite each drug or substance is the DEA controlled substances code which has been assigned to it.

(b) Unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system:

(1) Any compound, mixture or preparation containing:

(A) Amobarbital 2126

(B) Secobarbital 2316

(C) Pentobarbital 2271
or any salt thereof and one or more other active medicinal ingredients which are not listed in any schedule.

(2) Any suppository dosage form containing:

(A) Amobarbital 2126

(B) Secobarbital 2316

(C) Pentobarbital 2271
or any salt of any of these drugs and approved by the Food and Drug Administration for marketing only as a suppository.

(3) Any substance which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid, except those substances which are specifically listed in other schedules 2100

(4) Chlorhexadol 2510

(5) Lysergic acid 7300

(6) Lysergic acid amide 7310

(7) Methyprylon 2575

(8) Sulfondiethylmethane 2600

(9) Sulfonethylmethane 2605

(10) Sulfonmethane 2610

(11) Tiletamine and zolazepam or any salt thereof 7295
Some trade or other names for a tiletamine-zolazepam combination product: Telazol
Some trade or other names for tiletamine: 2-(ethylamino)-2-(2-thienyl)-cyclohexanone
Some trade or other names for zolazepam: 4-(2-fluorophenyl)-6,8-dihydro-1,3,8-trimethylpyrazolo-[3,4-e][1,4]-diazepin-7(1H)-one, flupyrzapon

(12) Ketamine, its salts, isomers, and salts of isomers 7285
Some other names for ketamine: (±)-2-(2-chlorophenyl)-2-(methylamino)-cyclohexanone

(13) Gamma hydroxybutyric acid, any salt, hydroxybutyric compound, derivative or preparation of gamma hydroxybutyric acid contained in a drug product for which an application has been approved under section 505 of the federal food, drug and cosmetic act

(14) Embutramide 2020

(15) Perampanel, its salts, isomers, and salts of isomers 2261
Some other names for perampanel: 2-(2-oxo-1-phenyl-5-pyridin-2-yl-1,2-dihydropyridin-3-yl) benzonitrile

(c) Nalorphine 9400

(d) Any material, compound, mixture or preparation containing any of the following narcotic drugs or any salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

(1) Not more than 1.8 grams of codeine or any of its salts per 100 milliliters or not more than 90 milligrams per dosage unit with an equal or greater quantity of an isoquinoline alkaloid of opium 9803

(2) not more than 1.8 grams of codeine or any of its salts per 100 milliliters or not more than 90 milligrams per dosage unit with one or more active, nonnarcotic ingredients in recognized therapeutic amounts 9804

~~(3)~~ not more than 300 milligrams of dihydrocodeinone (hydrocodone) or any of its salts per 100 milliliters or not more than 15 milligrams per dosage unit with a fourfold or greater quantity of an isoquinoline alkaloid of opium 9805

~~(4)~~ not more than 300 milligrams of dihydrocodeinone (hydrocodone) or any of its salts per 100 milliliters or not more than 15 milligrams per dosage unit with one or more active, nonnarcotic ingredients in recognized therapeutic amounts 9806

~~(5)~~(3) not more than 1.8 grams of dihydrocodeine or any of its salts per 100 milliliters or not more than 90 milligrams per dosage unit with one or more active, nonnarcotic ingredients in recognized therapeutic amounts 9807

~~(6)~~(4) not more than 300 milligrams of ethylmorphine or any of its salts per 100 milliliters or not more than 15 milligrams per dosage unit with one or more active, nonnarcotic ingredients in recognized therapeutic amounts 9808

~~(7)~~(5) not more than 500 milligrams of opium per 100 milliliters or per 100 grams or not more than 25 milligrams per dosage unit with one or more active, nonnarcotic ingredients in recognized therapeutic amounts 9809

~~(8)~~(6) not more than 50 milligrams of morphine or any of its salts per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts 9810

~~(9)~~(7) any material, compound, mixture or preparation containing any of the following narcotic drugs with their salts, as set forth below:

(A) Buprenorphine 9064

(e) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical,

(continued)

position or geometric) and salts of such isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific chemical designation:

- (1) Those compounds, mixtures or preparations in dosage unit form containing any stimulant substance listed in schedule II, which compounds, mixtures or preparations were listed on August 25, 1971, as excepted compounds under section 308.32 of title 21 of the code of federal regulations, and any other drug of the quantitative composition shown in that list for those drugs or which is the same, except that it contains a lesser quantity of controlled substances 1405
- (2) Benzphetamine 1228
- (3) Chlorphentermine 1645
- (4) Chlorlertamine 1647
- (5) Phendimetrazine 1615
- (f) Anabolic steroids 4000

“Anabolic steroid” means any drug or hormonal substance, chemically and pharmacologically related to testosterone (other than estrogens, progestins, and corticosteroids) that promotes muscle growth, and includes:

- (1) Boldenone
- (2) chlorotestosterone (4-chlorotestosterone)
- (3) clostebol
- (4) dehydrochloromethyltestosterone
- (5) dihydrotestosterone (4-dihydrotestosterone)
- (6) drostanolone
- (7) ethylestrenol
- (8) fluoxymesterone
- (9) formebolone (formebolone)
- (10) mesterolone
- (11) methandienone
- (12) methandranone
- (13) methandriol
- (14) methandrostenolone
- (15) methasterone (2α,17α-dimethyl-5α-androstan-17β-ol-3-one)
- (16) methenolone
- (17) methyltestosterone
- (18) mibolerone
- (19) nandrolone
- (20) norethandrolone
- (21) oxandrolone
- (22) oxymesterone
- (23) oxymetholone
- (24) prostanazol (17β-hydroxy-5α-androstano[3,2-c]pyrazole)
- (25) stanolone
- (26) stanozolol
- (27) testolactone
- (28) testosterone
- (29) trenbolone
- (30) any salt, ester, or isomer of a drug or substance described or listed in this paragraph, if that salt, ester, or isomer promotes muscle growth.

(A) Except as provided in (B), such term does not include an anabolic steroid which is expressly intended for administration through implants to cattle or other nonhuman species and which has been approved by the United States’ secretary of health and human services for such administration.

(B) If any person prescribes, dispenses or distributes such steroid for human use, such person shall be considered to have prescribed, dispensed or distributed an anabolic steroid within the meaning of this subsection (f).

(g) Any material, compound, mixture or preparation which contains any quantity of the following hallucinogenic substance, its salts, isomers and salts of isomers, unless specifically excepted, whenever the existence of these salts, isomers and salts of isomers is possible within the specific chemical designation:

- (1) Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a United States food and drug administration approved product 7369
- Some other names for dronabinol: (6aR-trans)-6a,7,8,10a-tetrahydro-6-6-9-trimethyl-3-pentyl-6H-dibenzo(b,d)pyran-1-0l, or (-)-delta-9-(trans)-tetrahydrocannabinol.

(h) The board may except by rule any compound, mixture or preparation containing any stimulant or depressant substance listed in subsection (b) from the application of all or any part of this act if the compound, mixture or preparation contains one or more active medicinal ingredients not having a stimulant or depressant effect on the central

nervous system and if the admixtures are included therein in combinations, quantity, proportion or concentration that vitiate the potential for abuse of the substances which have a stimulant or depressant effect on the central nervous system.

Sec. 4. K.S.A. 2014 Supp. 65-4111 is hereby amended to read as follows: 65-4111. (a) The controlled substances listed in this section are included in schedule IV and the number set forth opposite each drug or substance is the DEA controlled substances code which has been assigned to it.

(b) Any material, compound, mixture or preparation which contains any quantity of the following substances including its salts, isomers and salts of isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific chemical designation and having a potential for abuse associated with a depressant effect on the central nervous system:

- (1) Alprazolam 2882
- (2) Barbitol 2145
- (3) Bromazepam 2748
- (4) Camazepam 2749
- (5) Carisoprodol 8192
- (6) Chloral betaine 2460
- (7) Chloral hydrate 2465
- (8) Chlordiazepoxide 2744
- (9) Clobazam 2751
- (10) Clonazepam 2737
- (11) Clorazepate 2768
- (12) Clotiazepam 2752
- (13) Cloxazolam 2753
- (14) Delorazepam 2754
- (15) Diazepam 2765
- (16) Dichloralphenazone 2467
- (17) Estazolam 2756
- (18) Ethchlorvynol 2540
- (19) Ethinamate 2545
- (20) Ethyl loflazepate 2758
- (21) Fludiazepam 2759
- (22) Flunitrazepam 2763
- (23) Flurazepam 2767
- (24) Fospropofol 2138
- (25) Halazepam 2762
- (26) Haloxazolam 2771
- (27) Ketazolam 2772
- (28) Loprazolam 2773
- (29) Lorazepam 2885
- (30) Lormetazepam 2774
- (31) Mebutamate 2800
- (32) Medazepam 2836
- (33) Meprobamate 2820
- (34) Methohexital 2264
- (35) Methylphenobarbital (mephobarbital) 2250
- (36) Midazolam 2884
- (37) Nimetazepam 2837
- (38) Nitrazepam 2834
- (39) Nordiazepam 2838
- (40) Oxazepam 2835
- (41) Oxazolam 2839
- (42) Paraldehyde 2585
- (43) Petrichloral 2591
- (44) Phenobarbital 2285
- (45) Pinazepam 2883
- (46) Prazepam 2764
- (47) Quazepam 2881
- (48) Temazepam 2925
- (49) Tetrazepam 2886
- (50) Triazolam 2887
- (51) Zolpidem 2783
- (52) Zaleplon 2781
- (53) Zopiclone 2784
- (54) 2-[(dimethylamino)methyl]-1-(3-methoxyphenyl)cyclohexanol, its salts, optical and geometric isomers and salts of these isomers (including tramadol) 9752
- (55) Alfaxalone 2731
- (56) Suvorexant 2223

(c) Any material, compound, mixture, or preparation which contains any quantity of fenfluramine (1670), including its salts, isomers (whether optical, position or geometric) and salts of such isomers, whenever the existence of such salts, isomers and salts of isomers is possible. The provisions of this subsection (c) shall expire on the date fenfluramine

and its salts and isomers are removed from schedule IV of the federal controlled substances act (21 U.S.C. § 812; 21 code of federal regulations 1308.14).

(d) Any material, compound, mixture or preparation which contains any quantity of lorcaserin (1625), including its salts, isomers and salts of such isomers, whenever the existence of such salts, isomers and salts of isomers is possible (21 U.S.C. § 812; 21 code of federal regulations 1308.14).

(e) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system, including its salts, isomers (whether optical, position or geometric) and salts of such isomers whenever the existence of such salts, isomers and salts of isomers is possible within the specific chemical designation:

- (1) Cathine ((+)-norpseudoephedrine) 1230
- (2) Diethylpropion 1610
- (3) Fencamfamin 1760
- (4) Fenproporex 1575
- (5) Mazindol 1605
- (6) Mefenorex 1580
- (7) Pemoline (including organometallic complexes and chelates thereof) 1530
- (8) Phentermine 1640

The provisions of this subsection (e)(8) shall expire on the date phentermine and its salts and isomers are removed from schedule IV of the federal controlled substances act (21 U.S.C. § 812; 21 code of federal regulations 1308.14).

- (9) Pipradrol 1750
- (10) SPA((-)-1-dimethylamino-1, 2-diphenylethane) 1635

- (11) Sibutramine 1675
- (12) Mondafinil 1680

(f) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation which contains any quantity of the following, including salts thereof:

- (1) Pentazocine 9709
- (2) Butorphanol (including its optical isomers) 9720

(g) Unless specifically excepted or unless listed in another schedule, any material, compound, mixture or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as set forth below:

- (1) Not more than 1 milligram of difenoxin and not less than 25 micrograms of atropine sulfate per dosage unit 9167
- (2) Dextropropoxyphene (alpha-(+)-4-dimethylamino-1, 2-diphenyl-3-methyl-2-propion-oxybutane) 9278

(h) Butyl nitrite and its salts, isomers, esters, ethers or their salts.

(i) The board may except by rule and regulation any compound, mixture or preparation containing any depressant substance listed in subsection (b) from the application of all or any part of this act if the compound, mixture or preparation contains one or more active medicinal ingredients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system.

Sec. 5. K.S.A. 2014 Supp. 65-4105, 65-4107, 65-4109 and 65-4111 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the Kansas register.

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2009 Volumes of the *Kansas Administrative Regulations* and the 2014 Supplement of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-9-22	Amended	V. 33, p. 885
1-14-11	Amended	V. 33, p. 886

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-7-1	Amended	V. 33, p. 325
5-7-4	Amended	V. 33, p. 325
5-7-4b	New	V. 33, p. 326

AGENCY 9: DEPARTMENT OF AGRICULTURE—DIVISION OF ANIMAL HEALTH

Reg. No.	Action	Register
9-3-6 through 9-3-17	New	V. 33, p. 922-926
9-29-1 through 9-29-15	Revoked	V. 33, p. 927

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Reg. No.	Action	Register
10-10-5	Amended (T)	V. 33, p. 627
10-10-5	Amended	V. 33, p. 921

AGENCY 16: ATTORNEY GENERAL

Reg. No.	Action	Register
16-11-7	Amended (T)	V. 33, p. 730
16-11-7	Amended	V. 33, p. 1047
16-13-1	New (T)	V. 33, p. 731
16-13-1	New	V. 33, p. 1048

AGENCY 17: OFFICE OF THE STATE BANK COMMISSIONER

Reg. No.	Action	Register
17-11-18	Amended	V. 33, p. 684
17-11-21	Amended	V. 33, p. 684
17-24-2	Amended	V. 33, p. 946
17-25-1	Amended	V. 33, p. 946

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-8-4	Revoked	V. 33, p. 371
22-8-7	Revoked	V. 33, p. 371
22-8-11	Amended	V. 33, p. 371
22-8-12	Amended	V. 33, p. 371

AGENCY 26: DEPARTMENT FOR AGING AND DISABILITY SERVICES

Reg. No.	Action	Register
26-39-500 through 26-39-506	New (T)	V. 33, p. 956-959
26-39-500 through 26-39-506	New	V. 33, p. 1171-1174

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-23	New	V. 33, p. 309
28-4-550	Amended	V. 33, p. 200
28-4-552	Revoked	V. 33, p. 202
28-4-556	Revoked	V. 33, p. 202
28-4-564	Amended	V. 33, p. 202
28-4-565	Amended	V. 33, p. 203
28-4-568	Amended	V. 33, p. 203
28-4-569	Amended	V. 33, p. 204
28-4-573	New	V. 33, p. 204
28-4-1250 through 28-4-1269	New (T)	V. 33, p. 8-24
28-4-1250 through 28-4-1269	New	V. 33, p. 262-278

28-14-1	Amended	V. 33, p. 518
28-14-2	Amended	V. 33, p. 518
28-16-28b	Amended	V. 34, p. 190
28-16-28c	Amended	V. 34, p. 194
28-16-28d	Amended	V. 34, p. 196
28-16-28e	Amended	V. 34, p. 197
28-16-28f	Amended	V. 34, p. 199
28-16-28g	Amended	V. 33, p. 643
28-16-58	Amended	V. 34, p. 200
28-19-720	Amended	V. 33, p. 1125
28-19-750	Amended	V. 33, p. 1126

AGENCY 30: DEPARTMENT FOR CHILDREN AND FAMILIES

Reg. No.	Action	Register
30-6-34	Revoked	V. 33, p. 142
30-6-35	Revoked	V. 33, p. 142
30-6-36	Revoked	V. 33, p. 142
30-6-39	Revoked	V. 33, p. 142
30-6-40	Revoked	V. 33, p. 142
30-6-41	Revoked	V. 33, p. 142
30-6-50 through 30-6-56	Revoked	V. 33, p. 142, 143
30-6-60	Revoked	V. 33, p. 143
30-6-63	Revoked	V. 33, p. 143
30-6-65	Revoked	V. 33, p. 143
30-6-70	Revoked	V. 33, p. 143
30-6-78	Revoked	V. 33, p. 143
30-6-80	Revoked	V. 33, p. 143
30-6-81	Revoked	V. 33, p. 143
30-6-82	Revoked	V. 33, p. 143
30-6-85 through 30-6-89	Revoked	V. 33, p. 143
30-6-91	Revoked	V. 33, p. 143
30-6-94	Revoked	V. 33, p. 143
30-6-95	Revoked	V. 33, p. 143
30-6-103	Revoked	V. 33, p. 144
30-6-106 through 30-6-113	Revoked	V. 33, p. 144, 145
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30-14-21	Revoked	V. 33, p. 145
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30-14-26	Revoked	V. 33, p. 145
30-14-28		
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30-14-31	Revoked	V. 33, p. 145
30-14-50	Revoked	V. 33, p. 145

AGENCY 40: KANSAS INSURANCE DEPARTMENT

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40-1-28	Amended	V. 34, p. 216
40-1-37	Amended	V. 34, p. 120
40-1-48	Amended	V. 34, p. 120
40-3-59	New	V. 33, p. 68
40-4-37e	Amended	V. 34, p. 120
40-9-118	Amended	V. 34, p. 103
40-9-126	New	V. 34, p. 103
40-16-1	New	V. 33, p. 69
40-16-2	New	V. 33, p. 69

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-12-211	Amended	V. 33, p. 577
44-12-212	Amended	V. 33, p. 577
44-12-601	Amended	V. 33, p. 577

AGENCY 51: DEPARTMENT OF LABOR—DIVISION OF WORKERS COMPENSATION

Reg. No.	Action	Register
51-9-7	Amended	V. 33, p. 1253

AGENCY 54: STATE LIBRARY OF KANSAS

Reg. No.	Action	Register
54-4-1	New	V. 33, p. 225

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-4-101	Amended	V. 33, p. 580
60-4-103	Amended	V. 34, p. 260
60-8-101	Amended	V. 33, p. 580
60-11-119	Amended	V. 33, p. 580
60-13-101	Amended	V. 33, p. 580

AGENCY 61: BOARD OF BARBERING

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61-3-7	Amended	V. 34, p. 190
61-3-22	Amended	V. 34, p. 190

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-1	Amended (T)	V. 33, p. 627
66-6-1	Amended	V. 33, p. 950
66-6-4	Amended (T)	V. 33, p. 628
66-6-4	Amended	V. 33, p. 950
66-6-6	Amended	V. 33, p. 951
66-6-10	New	V. 33, p. 951
66-8-4	Amended	V. 33, p. 952
66-8-6	Amended	V. 33, p. 952
66-8-7	Amended (T)	V. 33, p. 629
66-8-7	Amended	V. 33, p. 952
66-8-8	Amended	V. 33, p. 952
66-9-5	Amended	V. 33, p. 952
66-9-6	Amended (T)	V. 33, p. 629
66-9-6	Amended	V. 33, p. 953
66-9-7	Amended	V. 33, p. 953
66-10-1	Amended	V. 33, p. 953
66-10-10	Amended	V. 33, p. 953
66-10-10a	Amended	V. 33, p. 953
66-10-11	Revoked	V. 33, p. 953
66-10-12	Amended	V. 33, p. 953
66-10-13	Amended (T)	V. 33, p. 629
66-10-13	Amended	V. 33, p. 954
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66-10-14	Amended	V. 33, p. 954
66-11-1a	Amended (T)	V. 33, p. 630
66-11-1a	Amended	V. 33, p. 954
66-11-1b	Amended	V. 33, p. 955
66-11-4	Amended (T)	V. 33, p. 630
66-11-4	Amended	V. 33, p. 955
66-11-5	Amended	V. 33, p. 955

66-12-1	Amended (T)	V. 33, p. 630
66-12-1	Amended	V. 33, p. 955
66-14-6	Amended	V. 33, p. 955

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-2-22	Amended	V. 34, p. 70
68-11-1	Amended	V. 33, p. 493
68-11-2	Amended	V. 33, p. 493
68-16-1		
through		
68-16-9	Revoked	V. 34, p. 70
68-20-10a	Amended	V. 34, p. 70
68-20-31	New (T)	V. 34, p. 103
68-21-1	Amended	V. 33, p. 493
68-21-2	Amended	V. 33, p. 494
68-21-7	Amended	V. 33, p. 1150

AGENCY 69: BOARD OF COSMETOLOGY

Reg. No.	Action	Register
69-3-27	Amended	V. 33, p. 108
69-3-29	New	V. 33, p. 108
69-11-1	Amended	V. 33, p. 108
69-11-2	Amended	V. 33, p. 108
69-12-5	Amended	V. 33, p. 108
69-15-1	Amended	V. 33, p. 517
69-15-3	Amended	V. 33, p. 108
69-15-4	Amended	V. 33, p. 109
69-15-5	Amended	V. 33, p. 109
69-15-7	Amended	V. 33, p. 109
69-15-12		
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69-15-15	Amended	V. 33, p. 109-111
69-15-17	Amended	V. 33, p. 111
69-15-30	Amended	V. 33, p. 518

AGENCY 71: KANSAS DENTAL BOARD

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71-4-1	Amended	V. 33, p. 492

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-2-1	Amended	V. 33, p. 241
74-2-7	Amended	V. 33, p. 242
74-4-9	Amended	V. 33, p. 242
74-5-2	Amended	V. 33, p. 243
74-5-101	Amended	V. 33, p. 244
74-5-202	Amended	V. 33, p. 244
74-5-406	Amended	V. 33, p. 244
74-5-407	Amended	V. 33, p. 245
74-6-2	Amended	V. 33, p. 245
74-11-6	Amended	V. 33, p. 245
74-11-7	Amended	V. 33, p. 246
74-11-15	Revoked	V. 33, p. 246

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-11-1	Amended	V. 33, p. 1308
82-11-4	Amended	V. 33, p. 1308
82-11-11	Amended	V. 33, p. 1313

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85-4-1	Amended	V. 34, p. 177
85-7-1	Amended	V. 34, p. 177

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Reg. No.	Action	Register
88-24-2	Amended	V. 34, p. 247
88-26-1		
through		
88-26-8	Amended	V. 34, p. 247-250
88-26-9		
through		
88-26-16	Revoked	V. 34, p. 250
88-28-6	Amended	V. 34, p. 250
88-29-1	Amended	V. 34, p. 313
88-29-5	Amended	V. 34, p. 314
88-29-6	Amended	V. 34, p. 314
88-29-7	Amended	V. 34, p. 315
88-29-7a	Amended	V. 34, p. 315
88-29-11	Amended	V. 34, p. 315

88-29a-1	Amended	V. 34, p. 316
88-29a-5	Amended	V. 34, p. 318
88-29a-6	Amended	V. 34, p. 318
88-29a-7	Amended	V. 34, p. 318
88-29a-7a	Amended	V. 34, p. 319
88-29b-1	Amended	V. 34, p. 319
88-29b-4	Amended	V. 34, p. 320
88-29b-5	Amended	V. 34, p. 321
88-29b-6	Amended	V. 34, p. 322
88-29b-7	Amended	V. 34, p. 323
88-29b-7a	Amended	V. 34, p. 324

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-200		
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91-1-204	Amended (T)	V. 33, p. 764-772
91-1-200		
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91-1-204	Amended	V. 33, p. 1049-1057
91-1-214	Amended	V. 33, p. 1081
91-1-220	Amended (T)	V. 33, p. 775
91-1-220	Amended	V. 33, p. 1060

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-146		
through		
92-12-149	New	V. 33, p. 1194
92-14-6	Amended	V. 33, p. 1028
92-14-9	Revoked	V. 33, p. 1028
92-56-1	Amended	V. 33, p. 371
92-56-2	Amended	V. 33, p. 372
92-56-4	Amended	V. 33, p. 374
92-56-5	Amended	V. 33, p. 375
92-56-6		
through		
92-56-9	New	V. 33, p. 375, 376

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-4-2		
through		
93-4-6	Amended	V. 33, p. 974, 975
93-9-1	New	V. 34, p. 260

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-3-3a	Amended	V. 33, p. 1219

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-11-1	Amended	V. 33, p. 1253

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-1	Amended	V. 33, p. 1284
108-1-3	Amended	V. 33, p. 1286
108-1-4	Amended	V. 33, p. 1288

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-2-7	Amended	V. 33, p. 644
109-2-8	Amended	V. 34, p. 71
109-2-11	Amended	V. 33, p. 644
109-2-13	Amended	V. 33, p. 646
109-3-5	Amended	V. 33, p. 849
109-15-1	Amended	V. 33, p. 1283

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005

Kansas Register. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 Kansas Register. A list of regulations filed from December 1, 2009 through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 Kansas Register. A list of regulations filed from December 22, 2011 through November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 Kansas Register. The following regulations were filed after December 15, 2013:

Reg. No.	Action	Register
111-2-314	New	V. 33, p. 59
111-2-315	New	V. 33, p. 758
111-2-316	New	V. 33, p. 1101
111-2-317	New	V. 33, p. 1101
111-4-3295		
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111-4-3305	New	V. 33, p. 35-44
111-4-3306		
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111-4-3310	New	V. 33, p. 60-64
111-4-3311		
through		
111-4-3316	New	V. 33, p. 395-397
111-4-3317		
through		
111-4-3325	New	V. 33, p. 646-653
111-4-3326		
through		
111-4-3333	New	V. 33, p. 685-688
111-4-3334	New	V. 33, p. 709
111-4-3335	New	V. 33, p. 710
111-4-3336		
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111-4-3340	New	V. 33, p. 732-736
111-4-3341	New	V. 33, p. 758
111-4-3342	New	V. 33, p. 759
111-4-3343	New	V. 33, p. 760
111-4-3344	New	V. 33, p. 887
111-4-3345	New	V. 33, p. 761
111-4-3346		
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111-4-3355	New	V. 33, p. 888-898
111-4-3356		
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111-4-3362	New	V. 33, p. 998-1003
111-4-3363		
through		
111-4-3368	New	V. 33, p. 1101-1106
111-4-3369	New	V. 33, p. 1195
111-4-3370	New	V. 34, p. 6
111-4-3371	New	V. 34, p. 7
111-4-3372		
through		
111-4-3379	New	V. 34, p. 90-93
111-4-3380		
through		
111-4-3383	New	V. 34, p. 121-123
111-4-3384	New	V. 34, p. 244
111-5-23	Amended	V. 33, p. 397
111-5-25	Amended	V. 33, p. 398
111-5-26	Amended	V. 33, p. 398
111-5-28	Amended	V. 33, p. 399
111-5-31	Amended	V. 33, p. 400
111-5-200	Amended	V. 33, p. 400
111-5-212a	New	V. 33, p. 688
111-5-213		
through		
111-5-217	New	V. 33, p. 689, 690
111-5-218	New	V. 33, p. 898
111-7-261	New	V. 33, p. 654
111-7-262	New	V. 33, p. 898
111-7-263	New	V. 33, p. 1196
111-7-264	New	V. 34, p. 245
111-9-199		
through		
111-9-203	New	V. 33, p. 45-47
111-9-204	New	V. 33, p. 690
111-9-205	New	V. 33, p. 691
111-9-206	New	V. 33, p. 737

111-9-207	New	V. 33, p. 737
111-9-208		
through		
111-9-211	New	V. 33, p. 1196-1198
111-9-212	New	V. 34, p. 246
111-9-213	New	V. 34, p. 246
111-15-1	Amended	V. 33, p. 1004
111-15-2	Amended	V. 33, p. 1004
111-15-3	Amended	V. 33, p. 1005
111-15-5	Amended	V. 33, p. 1006
111-15-8	Amended	V. 33, p. 1006
111-15-21	Amended	V. 33, p. 1007
111-17-9	Amended	V. 33, p. 48
111-17-10	Amended	V. 33, p. 48
111-17-12	New	V. 33, p. 65
111-17-13	New	V. 33, p. 403
111-17-14	New	V. 33, p. 738
111-17-15	Amended	V. 33, p. 899
111-17-16	New	V. 33, p. 1007
111-17-17	New	V. 34, p. 93
111-301-17	Amended	V. 34, p. 123
111-301-18	Amended	V. 33, p. 900
111-301-19	Amended	V. 34, p. 124
111-301-22	Amended	V. 33, p. 473
111-301-26	Amended	V. 33, p. 473
111-301-28	Amended	V. 33, p. 474
111-301-29	Amended	V. 33, p. 474
111-301-45	New	V. 33, p. 901
111-301-46	Amended	V. 33, p. 1107
111-312-5	Amended	V. 33, p. 763
111-312-7	Amended	V. 33, p. 763
111-401-129	Amended	V. 34, p. 94
111-401-195	Amended	V. 34, p. 96
111-401-196		
through		
111-401-200	New	V. 34, p. 97, 98
111-501-6	Amended	V. 33, p. 65
111-501-101	Amended	V. 33, p. 67

AGENCY 115: DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

Reg. No.	Action	Register
115-2-1	Amended	V. 33, p. 1126
115-2-3	Amended	V. 33, p. 1127
115-4-2	Amended	V. 33, p. 708
115-4-4	Amended	V. 33, p. 921
115-4-13	Amended	V. 34, p. 312
115-4-15	Amended	V. 33, p. 90
115-7-2	Amended	V. 34, p. 103
115-7-3	Amended	V. 33, p. 1128
115-7-10	Amended	V. 33, p. 1128
115-8-1	Amended	V. 33, p. 709
115-9-6	Amended	V. 34, p. 104
115-15-1	Amended	V. 33, p. 1129
115-15-2	Amended	V. 33, p. 1130
115-18-21	Revoked	V. 33, p. 1131
115-30-1	Amended	V. 34, p. 104

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-2-1	Amended	V. 33, p. 1253
117-2-2	Amended	V. 33, p. 1254
117-2-2a	Amended	V. 33, p. 1255
117-2-3	Amended	V. 33, p. 1256
117-3-1	Amended	V. 33, p. 1256
117-3-2	Amended	V. 33, p. 1257
117-3-2a	Amended	V. 33, p. 1258
117-3-3	Amended	V. 33, p. 1258
117-4-1	Amended	V. 33, p. 1259
117-4-2	Amended	V. 33, p. 1260
117-4-2a	Amended	V. 33, p. 1261
117-4-3	Amended	V. 33, p. 1261
117-5-1	Amended	V. 33, p. 1261
117-5-2	Amended	V. 33, p. 1261
117-5-2a	Amended	V. 33, p. 1262
117-6-1	Amended	V. 33, p. 1262
117-6-2	Amended	V. 33, p. 1263
117-6-3	Amended	V. 33, p. 1264
117-7-1	Amended	V. 33, p. 473
117-20-4	Amended	V. 33, p. 834

AGENCY 123: DEPARTMENT OF CORRECTIONS—DIVISION OF JUVENILE SERVICES

Reg. No.	Action	Register
123-6-105	Amended (T)	V. 33, p. 732
123-6-105a	New (T)	V. 33, p. 732

AGENCY 125: KANSAS AGRICULTURAL REMEDIATION BOARD

Reg. No.	Action	Register
125-1-7	Amended	V. 34, p. 17

AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION

Reg. No.	Action	Register
128-2-1	Amended	V. 33, p. 946
128-2-3	Amended	V. 33, p. 947
128-2-4	Amended	V. 33, p. 947
128-2-12	Amended	V. 33, p. 947
128-2-13	Amended	V. 33, p. 948
128-3-1	Amended	V. 33, p. 949

AGENCY 129: DEPARTMENT OF HEALTH AND ENVIRONMENT—DIVISION OF HEALTH CARE FINANCE

Reg. No.	Action	Register
129-1-1	New	V. 33, p. 146
129-2-1	New	V. 33, p. 146
129-2-2	New	V. 33, p. 146
129-5-1	Amended	V. 33, p. 754
129-5-1	Amended (T)	V. 34, p. 100
129-6-30	New	V. 33, p. 146
129-6-34	New	V. 33, p. 146
129-6-35	New	V. 33, p. 148
129-6-36	New	V. 33, p. 148
129-6-38	Revoked	V. 33, p. 148
129-6-39	New	V. 33, p. 148
129-6-41	New	V. 33, p. 149
129-6-42	New	V. 33, p. 149
129-6-50		
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129-6-57	New	V. 33, p. 149-154
129-6-60	New	V. 33, p. 156
129-6-63	New	V. 33, p. 157
129-6-65	New	V. 33, p. 157
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129-6-74	New	V. 33, p. 157, 158
129-6-77	Revoked	V. 33, p. 159
129-6-80		
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129-6-89	New	V. 33, p. 159-161
129-6-91	New	V. 33, p. 161
129-6-94		
through		
129-6-97	New	V. 33, p. 161, 162
129-6-103	New	V. 33, p. 162
129-6-106		
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129-6-113	New	V. 33, p. 163-171
129-6-120	New	V. 33, p. 172
129-6-140	New	V. 33, p. 173
129-6-150	New	V. 33, p. 173
129-6-151	Amended	V. 33, p. 173
129-6-152	Amended	V. 33, p. 174
129-6-153	New	V. 33, p. 174
129-14-2	New	V. 33, p. 174
129-14-3	New	V. 33, p. 175
129-14-20	New	V. 33, p. 175
129-14-21	New	V. 33, p. 175
129-14-22	Revoked	V. 33, p. 175
129-14-23	New	V. 33, p. 176
129-14-25	New	V. 33, p. 176
129-14-26	New	V. 33, p. 176
129-14-27	Amended	V. 33, p. 177
129-14-28	New	V. 33, p. 177
129-14-30		
through		
129-14-37	New	V. 33, p. 178-180
129-14-40	New	V. 33, p. 180
129-14-50	New	V. 33, p. 180
129-14-51	Amended	V. 33, p. 180
129-14-52	Amended	V. 33, p. 180

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