

# Kansas Register

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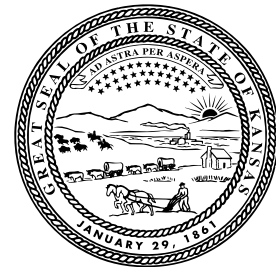
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State of Kansas

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. 12-1675(b)(c)(d) and K.S.A. 12-1675a(g).

Table with 2 columns: Term, Rate. Rows include 1-89 days (4.83%), 3 months (4.80%), 6 months (4.78%), 12 months (4.62%), 18 months (4.29%), 2 years (4.16%).

Joel Oliver
Executive Director
Chief Investment Officer
Pooled Money Investment Board

Doc. No. 051039

State of Kansas

Kansas Governor’s Grants Program

Notice of Available Grant Funding

Grant funds are available from the Local Safety and Security Equipment (LSSE) Grant Program to award approximately \$6.1 million for the purpose of improving the accessibility and efficiency of delivery of services to Kansans through investments to modernize information technology infrastructure, continuity of operations, and safety and security. The LSSE Grant Program also allows for replacement of wildland firefighting equipment. Eligible applicants for the LSSE grant funding include local governmental entities, specifically for the jurisdictions’ emergency response departments, including but not limited to, first responders, public safety answering points for 911 centers, law enforcement agencies, fire departments, and paramedics/emergency medical services. Grant projects will be funded for a period of 15 months from October 1, 2023 through December 31, 2024.

A copy of the LSSE solicitation, may be downloaded at https://grants.ks.gov/grant-programs/local-safety-and-security-equipment-grant-program-(lsse). All grant applications must be submitted by email no later than 11:59 p.m. June 30, 2023, to kggpapp@ks.gov. For more information, contact the Kansas Governor’s Grants Program at kggpapp@ks.gov or 785-291-3205.

A pre-application webinar will be held at 9:00 a.m. Wednesday, June 7, 2023. The webinar may be accessed at https://us06web.zoom.us/j/83233006816.

Juliene Maska
Administrator
Kansas Governor’s Grants Program

Doc. No. 051042

State of Kansas

Department of Health and Environment
Division of Health Care Finance

Public Notice

On March 16, 2023, The Kansas Department of Health and Environment, Division of Health Care Finance (KDHE-DHCF) published the CMS required 30-day public notice to amend the Kansas Medicaid State Plan. Community Health Workers (CHW) will be added as a service. The CHW must be certified in the State of Kansas to provide services within the scope of the certification program. The certified CHW will be supervised by a licensed practitioner. Reimbursement will be defined in the Medicaid fee schedule.

The time for comments for the required 30-day notice ended on April 17, 2023. Due to public interest in this State Plan Amendment (SPA), KDHE-DHCF is adding another two week public notice for further comments from the public. No changes have been made to the SPA under consideration.

The proposed effective date for the SPA remains the same, July 1, 2023.

Table with 2 columns: Fee-For-Service Only, Estimated Federal Financial Participation. Rows include FFY 2023 (\$2,693) and FFY 2024 (\$30,358).

To request a copy of the proposed SPA, to submit a comment, or to review comments, please contact William C. Stelzner by email at william.stelzner@ks.gov, or by mail at:

William C. Stelzner
Kansas Department of Health and Environment
Division of Health Care Finance
900 SW Jackson, Room 900N
Topeka, KS 66612.

The last day for comments for this additional two-week public notice is Friday, May 5, 2023.

(continued)

Draft copies of the proposed SPA may also be found at a Local Health Department (LHD).

Sarah Fertig  
State Medicaid Director  
Division of Health Care Finance  
Department of Health and Environment

Doc. No. 051062

**State of Kansas**

**Department of Health and Environment**

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

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 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-23-089**

**Application(s) for New or Expansion of Existing Swine Facilities**

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Clarke and Julia Nelson 1304 W. Fox Rd. Almena, KS 67647	Rolling Hills Pork 7755 Road E13 Almena, KS 67622
Legal Description	Receiving Water
SW/4 of Section 12 T02S, R21W Norton County	Upper Republican River Basin
Kansas Permit No. A-URNT-H011 Federal Permit No. KS0101290	

This is notification KDHE has received a complete permit application for the operation of a swine waste management facility capable of housing 6,800 head (2,720 animal units) of swine weighing more than 55 pounds, and 10,000 head (1,000 animal units) of swine weighing 55 pounds or less; for a total of 3,720 animal units. The complete application can be viewed online at <https://www.kdhe.ks.gov/493/Swine-Feedlot-Permit-Applications>, at the office of the Norton County Clerk, the KDHE Northwest District Office in Hays, Kansas or the KDHE Main Office in Topeka, Kansas. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

**Public Notice No. KS-AG-23-090**

**Application(s) for New or Expansion of Existing Swine Facilities**

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
N. Terry Nelson 1304 W. Fox Rd. Almena, KS 67647	Stillwater Swine 7755 Road E13 Almena, KS 67622
Legal Description	Receiving Water
SW/4 of Section 12 T02S, R21W Norton County	Upper Republican River Basin
Kansas Permit No. A-URNT-H010 Federal Permit No. KS0101281	

This is notification KDHE has received a complete permit application for the operation of a swine waste management facility capable of housing 6,800 head (2,720 animal units) of swine weighing more than 55 pounds, and 10,000 head (1,000 animal units) of swine weighing 55 pounds or less; for a total of 3,720 animal units. The complete application can be viewed online at <https://www.kdhe.ks.gov/493/Swine-Feedlot-Permit-Applications>, at the office of the Norton County Clerk, the KDHE Northwest District Office in Hays, Kansas or the KDHE Main Office in Topeka, Kansas. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

**Public Notice No. KS-AG-23-091/093**

**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Syracuse Dairy, LLC - Timeline Dairy 2000 E. Road 2 Johnson City, KS 67855	SW/4 of Section 06 & N/2 of Section 07 T27S, R40W and NE/4 of Section 12 T27S, R41W Stanton County	Cimarron River Basin
Kansas Permit No. A-CIST-D001 Federal Permit No. KS0094277		

The proposed action is to modify and reissue the existing NPDES permit for a facility for a proposed maximum capacity of 6,000 (8,400 animal units) of mature dairy cattle, 6,000 head (6,000 animal units) of beef cattle weighing more than 700 pounds, and 1,000 head (500 animal units) of dairy heifers weighing less than 700 pounds; for a total of 14,900 animal units. This represents an increase in the permitted animal units from the previous permit. There will be no change in the operation or the facility footprint. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Fly Creek Chad Canady 7248 SW 90th St. Chetopa, KS 67336	NE/4 of Section 21 T34S, R22E Cherokee County	Neosho River Basin
Kansas Permit No. A-NECK-F025		

The proposed action is to reissue an existing state permit for an existing facility for 33,000 (594 animal units) head of turkeys. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Wiggins Ranch 1297 210th St. Eureka, KS 67045	SE/4 of Section 34 T24S, R10E Greenwood County	Verdigris River Basin
Kansas Permit No. A-VEGW-B002		

The proposed action is to reissue an existing state permit for an existing facility for 120 head (120 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

**Public Notice No. KS-AG-R-23-007/008**

Per Kansas Statutes Annotated 65-171d, the following Registrations has been received for proposed facilities:

Name and Address of Registrant	Legal Description	County
Chase Bontrager 16014 254th Rd. Whiting, KS 66552	SW/4 of Section 20 T06S, R16E	Jackson
Name and Address of Registrant	Legal Description	County
Stringtown Ag, LLC Kevin Lueger 1229 120th Rd. Seneca, KS 66538	SW/4 of Section 13 T03S, R12E	Nemaha

**Public Notice No. KS-Q-23-049/053**

The requirements of the draft permit 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
Humboldt, City of PO Box 228 Humboldt, KS 66748	Neosho River via unnamed tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE36-OO01  
Federal Permit No. KS0022632

Legal Description: N ½, SE ¼, NW ¼, Section 9, Township 26S, Range 18E of Allen County, Kansas

Facility Location: Latitude: 37.80124, Longitude: -95.44578

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: Influent pumping station, peak flow holding basin, mechanical screening and grit removal, primary clarifiers (2), trickling filter/aerated solids contact basin, final clarifiers (2), UV disinfection, aerobic sludge digestion, and sludge drying beds. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. The proposed permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, and E. coli; as well as monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Unified Government of Wyandotte County/Kansas City, Kansas 701 N. 7th St. Kansas City, KS 66101	Missouri River via Sorter Creek	Treated Domestic Wastewater

Kansas Permit No. M-MO25-OO03  
Federal Permit No. KS0085600

Legal Description: S½, SE¼, NW¼, Section 23, Township 10S, Range 24E of Wyandotte County, Kansas

Facility Location: Latitude: 39.16436, Longitude: -94.70823

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: Smith and Loveless Package "Oxigest" Activated Sludge Plant, Final Clarifier, and UV Disinfection. The facility receives domestic wastewater from KVC Prairie Ridge facility, an apartment complex, and the Board of Public Utilities water treatment facility adjacent to the wastewater treatment plant. The proposed permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, and E. coli; as well as monitoring for Ammonia, Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Olathe, City of PO Box # Olathe, KS 66051-0768	Kansas River via Mill Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS52-IO01  
Federal Permit No. KS0045802

Legal Description: SW¼, SE¼, SE¼, Section 23, Township 13S, Range 23E of Johnson County, Kansas

Facility Location: Latitude: 38.89882, Longitude: -94.81964

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: mechanical bar screen, Eutek grit removal, primary clarification – chemically enhanced with ferric chloride, first stage trickling filters, Intermediate clarification, second stage (high rate) trickling filters, final clarification, UV disinfection, reaeration, anaerobic sludge digestion, extraneous flow basin, and centrifuge. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. The proposed permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, E. coli, Dissolved Oxygen, and Total Phosphorus; as well as monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, Total Nitrogen, Chlorides, and Copper.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Whispering Pines MHC, LLC 8201 Wolfenberger Rd. Rye, CO 81069	Cow Creek via Second Cow Creek	Treated Domestic Wastewater

Kansas Permit No. C-NE57-OO01  
Federal Permit No. KS0118354

Legal Description: SW¼ SW¼ SW¼, Section 25, Township 30S, Range 24E of Crawford County, Kansas

Facility Location: Latitude: 37.39678, Longitude: -94.74015

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of an activated sludge package plant (Oxigest) with chlorine disinfection. The facility receives domestic wastewater from residential areas. The proposed permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, E. coli, and Total Residual Chlorine; as well as monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Sulfate.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Yates Center, City of 117 E. Rutledge St. Yates Center, KS 66783	Owl Creek via South Owl Creek via unnamed tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE70-OO02  
Federal Permit No. KS0097446

Legal Description: SE¼, NE¼, SW¼, Section 14, Township 25S, Range 15E of Woodson County, Kansas

Facility Location: Latitude: 37.86858, Longitude: -95.72994

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: Mechanical bar screen, grit removal, extended aeration basin, clarifiers (2), UV disinfection, aerobic sludge digesters (2), and sludge drying beds. The facility receives domestic wastewater from residential and commercial areas. The proposed permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, and E. coli; as well as monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen. Permittee has received a Consent Order Case Docket No. 23-E-003 BOW from KDHE. Permittee shall implement the requirements of the Consent Order and any amendments or replacements thereto. Final ammonia limits shall be effective one year from effective date of the permit.

(continued)

**Public Notice No. KS-PT-23-006/007**

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

Name and Address of Applicant	POTW Receiving Wastes	Type of Discharge
Abco Wire and Metal Products PO Box 313 Russell, KS 67665	Russell MWWTP	Processed Wastewater

Kansas Permit No. P-SH31-0001  
Federal Permit No. KSP000001

Facility Address: 515 S. Front St., Russell, KS 67665

Facility Location: Latitude: 38.87770, Longitude: -98.85334

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility operates an iron phosphating (conversion coating) operation to prepare metal parts for paint, using a three-stage washer. The metal can then be painted with a powder coat process, if needed. Outfall 002A consists of wastes that overflow from process and rinse tanks in the washer into Pit#2. Outfall 001 was eliminated in 2007, when the plating operation ceased operating. The proposed permit contains limits for pH, Total Toxic Organics, Cadmium, Chromium, Copper, Lead, Nickel, Silver, Zinc, and Cyanide.

Name and Address of Applicant	POTW Receiving Wastes	Type of Discharge
Flint Hills Industries, LLC 220 Industrial Rd. Hillsboro, KS 67063	Hillsboro MWWTP	Processed Wastewater

Kansas Permit No. P-NE35-0001  
Federal Permit No. KSP000033

Facility Address: 220 Industrial Rd., Hillsboro, KS 67063

Facility Location: 220 Industrial Rd., Hillsboro, KS 67063

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility manufactures aluminum trailers and truck beds made of steel and aluminum. This facility performs conversion coating (iron phosphating) on steel, to prepare the steel for paint and chemical etching is performed on aluminum. Conversion coating and chemical etching are two of the six core processes under Metal Finishing standard. The proposed permit contains limits for pH, Total Toxic Organics, Cadmium, Chromium, Copper, Lead, Nickel, Silver, Zinc, and Cyanide.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or before May 20, 2023 will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-23-089/093, KS-AG-R-23-007/008, KS-Q-23-049/053, KS-PT-23-006/007) and name of the applicant/permittee when preparing comments.

All comments received will be responded to at the time the Secretary of Health and Environment issues 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). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

Comments or objections for agricultural related draft documents, permit applications, registrations or actions should be submitted to the attention of Erich Glave, Director, Bureau of Environmental Field Services (BEFS), 1000 SW Jackson, Suite 430, Topeka, KS 66612. Comments or objections for all other proposed permits or actions should be sent to Michael Beezhold at the KDHE, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612.

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting Mirina Landry at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone 785-296-0076 or email at [kdhe.feedlots@ks.gov](mailto:kdhe.feedlots@ks.gov). For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Neal Niceswanger, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone 785-296-6804 or email at [Neal.Niceswanger@ks.gov](mailto:Neal.Niceswanger@ks.gov). 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 at <http://www.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Janet Stanek  
Secretary

Department of Health and Environment

Doc. No. 051049

State of Kansas

Wichita State University

Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to 1.22 acres of real property located on the northwest corner of the intersection of Fountain Avenue and 21st Street North, directly adjacent to the Wichita State University campus. This location would be designated for private development committed to supporting broadband infrastructure and Internet exchanges. The university is interested in leasing such ground to any individual, organization, or entity whose presence would advance WSU's vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. WSU intends to lease such space for a mutually agreeable period of time, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with WSU's educational mission and identify anticipated benefits to the university, its students, and the surrounding community (i.e. applied learning, joint research, faculty start-up,

WSU curriculum or program support, community benefit commitments, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU and the surrounding community, design concepts, financial stability, and proposed use. Interested tenants will be responsible for all costs associated with the development and ongoing maintenance costs of any improvements. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of the improvement, and benefit to WSU. WSU will consider serious offers and inquiries from any financially qualified individual, group, organization. If interested, please contact Property Manager Crystal Stegeman at [crystal.stegeman@wichita.edu](mailto:crystal.stegeman@wichita.edu). This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman  
 University Property Manager  
 Office of the Vice President for  
 Administration and Finance  
 Wichita State University

Doc. No. 050956

**State of Kansas**

**Wichita State University**

**Notice of Intent to Lease Real Property**

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to four acres of real property located on the Wichita State University's campus designated as the "Innovation Campus," for the private development and operation of a partnership building or buildings. The university is interested in leasing such ground to any individual, organization, or entity whose presence on campus would advance the university's applied learning vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. The university intends to lease such space for a mutually agreeable period of time up to sixty years, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with the university's educational mission and identify anticipated benefits to the university, its students, and the WSU community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU, design concepts, financial stability, and proposed use. Interested tenants will be required to construct adjacent and adequate surface parking that will not be included in the leased ground. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of building improvement, and benefit to the university. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Se-

nior Vice President for Industry and Defense Programs, Dr. John Tomblin at [john.tomblin@wichita.edu](mailto:john.tomblin@wichita.edu) or Property Manager Crystal Stegeman at [crystal.stegeman@wichita.edu](mailto:crystal.stegeman@wichita.edu). This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman  
 University Property Manager  
 Office of the Vice President for  
 Administration and Finance  
 Wichita State University

Doc. No. 051040

**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: <https://www.emporia.edu/about-emporia-state-university/business-office/purchasing>. Additional contact info: phone: 620-341-5137, email: [purchaseorders@emporia.edu](mailto:purchaseorders@emporia.edu). Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Cir., Emporia, KS 66801.

**Fort Hays State University** – Electronic bid postings: <http://www.fhsu.edu/purchasing/bids>. Additional contact info: phone: 785- 628-4251, email: [purchasing@fhsu.edu](mailto:purchasing@fhsu.edu). Mailing address: Fort Hays State University Purchasing Office, 601 Park St., Sheridan Hall 318, Hays, KS 67601.

**Kansas State University** – Bid postings: <https://dfs.ksucloud.net/rfq>. All bids must be submitted via Kansas State University's Vendor Bid Submission Secure File Upload portal, <https://www.k-state.edu/finsvcs/purchasing/bidsubmission.html>. Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506. Additional contact info: phone: 785-532- 6214, email: [kspurchase@k-state.edu](mailto:kspurchase@k-state.edu).

**Pittsburg State University** – Bid postings: <https://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4167, email: [swburke@pittstate.edu](mailto:swburke@pittstate.edu). Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762.

**University of Kansas** – Electronic bid postings: <http://www.procurement.ku.edu>. Due to Covid-19, the University of Kansas will not accept paper bids until further notice. Additional contact info: email: [purchasing@ku.edu](mailto:purchasing@ku.edu). Mailing address: University of Kansas, Procurement Department, 1246 W. Campus Rd., Room 20, Lawrence, KS 66045.

**University of Kansas Medical Center** – Electronic bid postings: <http://www.kumc.edu/finance/purchasing/bid->  
*(continued)*

[opportunities.html](#). Additional contact info: phone: 913-588-1117. Email: [hunkemoore@kumc.edu](mailto:hunkemoore@kumc.edu). Due to Covid-19, the University of Kansas Medical Center will not be accepting paper bids until further notice.

**Wichita State University** – Bid postings: [https://www.wichita.edu/services/purchasing/Bid\\_Documents/Bid\\_Documents.php](https://www.wichita.edu/services/purchasing/Bid_Documents/Bid_Documents.php). Additional contact info: phone: 316-978-3080, fax: 316-978-3738, email: [purchasing.office@wichita.edu](mailto:purchasing.office@wichita.edu). Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 38, Wichita, KS 67260-0038.

Ephrom Marks  
Assistant Director  
Purchasing/Strategic Sourcing  
University of Kansas

Doc. No. 050524

(Published in the Kansas Register April 20, 2023.)

## City of Overland Park, Kansas

### Notice to Bidders

Bids for Brookridge Initial Perimeter Public Street Improvements, Overland Park Project No. ST-2118, KDOT Project No. KA-6110-01, will be received by the City of Overland Park, Kansas, online through QuestCDN until 2:00 p.m. (Central Time) May 23, 2023. At that time all bids will be publicly opened and read aloud in the City Council Chamber, City Hall. Any bid received after the designated closing time will not be accepted.

In order to be considered a qualified bidder, the on-line bid must be completed and submitted, all addenda acknowledged, all KDOT Certifications uploaded to the site, and a copy of the bid bond or Surety2000 authorization code uploaded to the site.

The prime contractor selected to perform the work, shall be on KDOT's latest qualification list for class of work. Contractors desiring the contract documents for use in preparing bids may obtain a set of such documents from QuestCDN. Bid documents can be downloaded electronically for a non-refundable fee of \$20 by providing QuestCDN Project Number 8369366 on the Project Search Page at <https://www.questcdn.com>. You can contact QuestCDN at 1-952-233-1632 or [info@questcdn.com](mailto:info@questcdn.com) for assistance with membership registration, downloading, electronic bidding, and working with digital documents. For questions regarding the bid documents or for project information, please contact Kyle Dieckmann at 913-895-6053.

No oral, facsimile, or telephonic bids or alterations will be considered.

The following required KDOT certifications must be signed and submitted through QuestCDN at the time bids are submitted. The City of Overland Park will reject bids that fail to contain these certifications:

- Certification for e-Bid
- Certification – Noncollusion and History of Debarment
- Certification–Contractual Services with a Current Legislator or a Current Legislator's Firm
- Tax Clearance Certificate

Each bidder shall submit with its bid a PDF copy of the original bid bond in an amount of not less than five percent (5%) of the total bid, or the bidder may choose to provide a bid bond authorization code provided to them by Surety2000, which the bidder shall keep in effect until the city gives written notice that it may be released. If the bidder provides a PDF copy of a bid bond, the original must be provided to the city after the bid opening and by the end of business of the second business day after the bid opening. The bid security shall be retained by the City of Overland Park, Kansas until a contract for the project has been executed. Bid bonds will be returned or written notice of release will be given to the unsuccessful bidders, with the exception of the second qualifying bidder, at such time as their bids are rejected. In the event the successful bidder is unable to execute the contract, for whatever reason, the city may exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security.

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn through the QuestCDN site, prior to the time and date for bid opening; provided, however, that no bidder may withdraw its bid for a period of thirty (30) days from the date set for the opening thereof. All bidders agree that rejection shall create no liability on the part of the city because of such rejection. It is understood by all bidders that an unsuccessful bidder has no cause of action against the city for bid preparation costs. The filing of any bid in response to this invitation shall constitute an agreement of the bidder to these conditions.

A pre-bid conference will be held at 2:00 p.m. May 16, 2023, at the City of Overland Park Myron E. Scafe Building, Multi-Purpose Room, 8500 Antioch Rd., Overland Park, KS 66202.

Alisha Holcomb  
Contract Specialist  
Public Works Department  
City of Overland Park, Kansas

Doc. No. 051044

## State of Kansas

### Department of Administration Office of Facilities and Property Management

#### Notice to Bidders

Notice is hereby given for the receipt of subcontractor bids for the A-013731 Kansas Department of Health and Environment Topeka Laboratory project. This project is being delivered using procedures established under the Kansas alternate project delivery building construction procurement act (K.S.A 75-37,141 et seq.) for the Department of Administration. McCownGordon Construction is the construction manager. Contact person is Brian Pulcher at [bpulcher@mccowngordon.com](mailto:bpulcher@mccowngordon.com), phone 816-516-6814.

Subcontractor bids will be received for the following scopes of work:

- Polished concrete
- General trades
- Overhead doors



- Tiling
- Carpet and resilient flooring
- Resinous flooring and fiber reinforced abrasion resistant coatings
- Painting
- Laboratory casework and equipment
- Asphalt
- Fencing and gates
- Landscaping and irrigation

Bids will be received until 2:00 p.m. (Central Time) Wednesday, May 10, 2023, via electronic sealed bid submission utilizing BuildingConnected. All bidders must prequalify through McCownGordon.

McCownGordon utilizes a secure online system to administer the qualification review process. Bidders who are not prequalified should go to <https://mccowngordon.com/trade-partners> and click the "Prequalify Now" link to begin the process. Any questions regarding the prequalification process should be directed to Sam Dwyer at [sdwyer@mccowngordon.com](mailto:sdwyer@mccowngordon.com). By submitting a bid, your company agrees that it will submit a recent financial statement, references, and safety history prior to award of contract. Subcontractors will execute a copy of McCownGordon Construction's current Master Subcontract Agreement (MSA).

All bidders should advise of their intent to bid on BuildingConnected. Invitations to bid will be sent through BuildingConnected by the CMAR. This online system allows bidders to indicate their intent for bidding i.e., Undecided, Bidding, Not Bidding.

Bid documents will be available through the online bid solicitation software as well as at <https://app.buildingconnected.com/public/565cdb606895000f004164f2>. Any messages, addendum, notices of changes will be sent through this system. Please contact above project contact to be added to distribution list.

Construction manual including instructions to bidders, schedule, site logistics, scopes of work, bid form, insurance requirements, etc. will be issued via BuildingConnected. Notice of bid date change to be sent through BuildingConnected. Bids to be valid for 45 days.

Frank Burnman  
Director

Office of Facilities and Property Management  
Department of Administration

Doc. No. 051048

**State of Kansas**

**Department of Administration  
Office of Procurement and Contracts**

**Notice to Bidders**

Sealed bids for items listed will be received by the Office of Procurement and Contracts until 2:00 p.m. on the date indicated. For more information, call 785-296-2376.

All bids are to be submitted via email only to [procurement@ks.gov](mailto:procurement@ks.gov). For more information, please visit [https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP\\_PUBLIC\\_MENU\\_FL.SCP\\_PUB\\_BID\\_CMP\\_FL.GBL](https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL).

05/16/2023	EVT0009171	Laboratory Services
05/18/2023	EVT0009075	Pest Control

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

[https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP\\_PUBLIC\\_MENU\\_FL.SCP\\_PUB\\_BID\\_CMP\\_FL.GBL](https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL)

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

<https://admin.ks.gov/offices/procurement-contracts/bidding--contracts/additional-bid-opportunities>

05/09/2023	A-014580	Renovation of HHS Department for Kinesiology
05/16/2023	A-014734	Meadowlark Lodge Re-Roof
05/09/2023	A-014751	Phase Loss Protection

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

Todd Herman  
Director  
Office of Procurement and Contracts  
Department of Administration

Doc. No. 051056

**State of Kansas**

**Department of Transportation**

**Notice to Bidders**

Sealed bids for Seneca Yard mill/overlay will be accepted by the Kansas Department of Transportation until 2:00 p.m. May 9, 2023. The Invitation for Bid document can be accessed at <https://admin.ks.gov/offices/procurement-contracts/bidding--contracts>.

All bids shall be submitted electronically via email to [KDOT#Procurement@ks.gov](mailto:KDOT#Procurement@ks.gov) clearly marked as Bid Event 0009156.

Ami Fulghum  
Fiscal Bureau Chief  
Department of Transportation

Doc. No. 051050

**State of Kansas**

**Department of Transportation**

**Notice to Bidders**

Sealed bids for Paxico Rest Area – sidewalk/curb/gutter replacement will be accepted by the Kansas Department of Transportation until 2:00 p.m. May 23, 2023. The Invitation for Bid document can be accessed at <https://admin.ks.gov/offices/procurement-contracts/bidding--contracts>.

All bids shall be submitted electronically via email to [KDOT#Procurement@ks.gov](mailto:KDOT#Procurement@ks.gov) clearly marked as Bid Event 0009157.

Ami Fulghum  
Fiscal Bureau Chief  
Department of Transportation

Doc. No. 051051

## State of Kansas

## Department of Transportation

## Notice to Bidders

Sealed bids for Topeka Metro Radio Lots mill/overlay will be accepted by the Kansas Department of Transportation until 2:00 p.m. May 16, 2023. The Invitation for Bid document can be accessed at <https://admin.ks.gov/offices/procurement-contracts/bidding--contracts>.

All bids shall be submitted electronically via email to [KDOT#Procurement@ks.gov](mailto:KDOT#Procurement@ks.gov) clearly marked as Bid Event 0009161.

Ami Fulghum  
Fiscal Bureau Chief  
Department of Transportation

Doc. No. 051052

## State of Kansas

## Department of Transportation

## Notice to Bidders

Sealed bids for Topeka Metro Crew Lots mill/overlay will be accepted by the Kansas Department of Transportation until 2:00 p.m. May 16, 2023. The Invitation for Bid document can be accessed at <https://admin.ks.gov/offices/procurement-contracts/bidding--contracts>.

All bids shall be submitted electronically via email to [KDOT#Procurement@ks.gov](mailto:KDOT#Procurement@ks.gov) clearly marked as Bid Event 0009173.

Ami Fulghum  
Fiscal Bureau Chief  
Department of Transportation

Doc. No. 051053

## State of Kansas

## Department of Transportation

## Notice to Bidders

Sealed bids for Bonner Springs Yard mill/overlay will be accepted by the Kansas Department of Transportation until 2:00 p.m. May 9, 2023. The Invitation for Bid document can be accessed at <https://admin.ks.gov/offices/procurement-contracts/bidding--contracts>.

All bids shall be submitted electronically via email to [KDOT#Procurement@ks.gov](mailto:KDOT#Procurement@ks.gov) clearly marked as Bid Event 0009176.

Ami Fulghum  
Fiscal Bureau Chief  
Department of Transportation

Doc. No. 051054

## State of Kansas

## Department of Transportation

## Notice to Bidders

Sealed bids for Hill City Yard mill/overlay will be accepted by the Kansas Department of Transportation until 2:00 p.m. May 9, 2023. The Invitation for Bid document can be accessed at <https://admin.ks.gov/offices/procurement-contracts/bidding--contracts>.

All bids shall be submitted electronically via email to [KDOT#Procurement@ks.gov](mailto:KDOT#Procurement@ks.gov) clearly marked as Bid Event 0009177.

Ami Fulghum  
Fiscal Bureau Chief  
Department of Transportation

Doc. No. 051055

## State of Kansas

## Department of Transportation

## Notice to Contractors

Electronic copies of the letting proposals and plans are available on the Kansas Department of Transportation (KDOT) website at <https://kdotapp.ksdot.org/Proposal/Proposal.aspx>. The website will allow the contractor to request approval from KDOT to bid as a prime contractor and be included on the "Bid Holders List," or to be included on the "Non-Bid Holders List" as a subcontractor/supplier. KDOT's approval is required to bid as a prime contractor. To bid as a prime contractor, KDOT needs to be notified of the intent to bid no later than the close of business on the Monday preceding the scheduled letting date. Failure to obtain prior approval to bid as a prime contractor on any projects listed below will be reason to reject your bid. The Secretary reserves the right to reject bids that do not comply with all requirements for preparing a bidding proposal as specified in the 2015 edition of the Kansas Department of Transportation *Standard Specifications for State Road and Bridge Construction*.

KDOT will only accept electronic internet proposals using the Bid Express website at <https://bidx.com/ks/main> until 1:00 p.m. (Central Time) on letting day. The KDOT bid letting will be conducted remotely by audio broadcast only at 3:00 p.m. (Central Time) on letting day. For the conference call information see <https://www.ksdot.org/bureaus/burconsmain/lettinginfo.asp>. KDOT has tested the process, but in the event of an unforeseen issue, KDOT will provide updates.

Each bidder shall certify that such person, firm, association, or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This certification shall be in the form of a required contract provision provided by the state to each prospective bidder. Failure to complete the required contract provision and certify the completeness of the preceding statement when electronically signing the proposal will make the bid non-responsive and not eligible for award consideration.

## Projects for the May 24, 2023 Letting

## District One – Northeast

**Douglas** – 24-23 KA-6282-01 – US-24/US-40/US-59, intersection located north of Lawrence, lighting. (Federal Funds)

**Douglas** – 40-23 KA-2841-02 – US-40, (6th Street)/K-10 interchange at Lawrence, interchange/s. (Federal Funds)

**Osage** – 75-70 KA-6736-01 – US-75, four bridges – the locations are over Frog Creek 0.6 mile north of the Coffey

County line, 1 mile north of the Coffey County line, 2.1 miles north of the Coffey County line and 3 miles north of the Coffey County line, bridge repair. (State Funds)

**Shawnee** – 89 TE-0505-03 – Topeka, on Tyler Street from Paramore Street to Lyman Road, and Waddell Street, from Tyler Street to Soldier Creek, pedestrian and bicycle paths, 0.9 mile. (Federal Funds)

**Wabaunsee** – 99 KA-6943-01 – Former K-99, 0.8 mile of roadway, milling and overlay. (State Funds)

#### District Two – North Central

**Geary** – 70-31 KA-6773-01 – I-70, bridge over Franks Creek located 3.1 miles east of west US-40B3/I-70 (westbound) junction, bridge deck patching. (State Funds)

**Geary** – 40-31 KA-5996-01 – US-40B3, Washington Street roundabout in Junction City, includes approaches and Washington Street from south ramp terminals of I-70 to roundabout, pavement reconstruction, 0.1 mile. (Federal Funds)

**Geary** – 70-31 KA-6062-01 – I-70, from 1 mile east of US-77/I-70 junction east to the east city limits of Grandview Plaza, pavement reconstruction, 4.7 miles. (Federal Funds)

**Saline** – 70-85 KA-6893-01 – I-70, high mast light tower #085L0052 located at westbound I-70 rest area ramp near North Amos Road, lighting. (State Funds)

#### District Three – Northwest

**Logan** – 83-55 KA-6714-01 – US-83, from the west US-40/US-83 junction north to the Thomas/Logan County line, milling and overlay, 1 mile. (State Funds)

**Thomas** – 24-97 KA-6438-01 – US-24, from Walker Avenue to Riddle Avenue in Colby, grading and surfacing, 0.5 mile. (Federal Funds)

**Thomas** – 83-97 KA-6713-01 – US-83, from the Logan/Thomas County line north 10 miles to end of 10-foot shoulders, milling and overlay, 10 miles. (State Funds)

**Trego** – 98 C-5151-01 – County bridge, over the North Fork Saline River located 6.4 miles north and 5 miles west of WaKeeney, bridge replacement, 0.2 mile. (Federal Funds)

**Statewide** – 106 KA-6919-01 – Multiple locations in District Three–Sherman, Wallace, Thomas, Decatur, Norton and Phillips counties, milling. (State Funds)

#### District Five – South Central

**Cowley** – 166-18 KA-6917-01 – US-166, from the US-166/US-77 junction east to the Cowley/Chautauqua County line, pavement marking, 28.4 miles. (Federal Funds)

**Harvey** – 135-40 KA-6731-01 – I-135, bridge located 1 mile north of the K-196/I-135 junction, bridge repair. (State Funds)

**Reno** – 61-78 KA-6911-01 – K-61, bridge over Medora Road located 1 mile north of South Dean Road, milling and overlay, 0.1 mile. (State Funds)

**Sedgwick** – 235-87 KA-6918-01 – I-235, from the I-235/I-135 junction in Wichita north to North Broadway Street, pavement marking, 15.6 miles. (Federal Funds)

**Sumner** – 160-96 KA-3888-01 – US-160, bridge over Hargis Creek located 0.3 mile east of the east US-81 junction, bridge replacement. (Federal Funds)

#### District Six – Southwest

**Clark** – 160-13 KA-6362-01 – US-160, pedestrian ramp and crosswalks in the city of Ashland, special, 1.4 miles. (State Funds)

**Ford** – 34-29 KA-6920-01 – K-34, from the west K-34/US-54 junction north to the US-400/K-34 junction, sealing, 3.6 miles. (State Funds)

**Statewide** – 106 KA-6268-01 – K-23, US-54, K-98 and US-160 in Meade, Clark and Gray counties, signing. (Federal Funds)

Calvin Reed  
Acting Secretary  
Department of Transportation

Doc. No. 051063

#### State of Kansas

### Department of Transportation

#### Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform construction inspection services on multiple projects in various counties. Summary information for each project is provided below in Table 1.

Interested consultants must email a proposal to [KDOT. DesignContracts@ks.gov](mailto:DesignContracts@ks.gov) by 12:00 p.m. (Central Time) May 3, 2023, to be considered for selection.

#### Consultant Prequalification

Consulting firms interested in providing service on any project listed below must be prequalified by KDOT in Category 241–Construction Inspection and Testing.

If a firm is not currently prequalified by KDOT, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this notice for the project. Firms must use the KDOT prequalification form to provide this documentation. KDOT 1050 Prequalification Category Definitions (Blue Book) can be found at <http://www.ksdot.org/descons.asp>. Consultants may create a team to meet the prequalification requirements. All firms doing business with KDOT must be registered and in good standing under the laws of the State of Kansas at the time of contracting and must comply with applicable state and federal laws, rules, and regulations.

#### Background and Scope of Projects

With this single solicitation, KDOT is requesting consulting services for construction inspections on the projects listed in Table 1. This table provides summary information for each project. One consultant will be selected to perform services associated with each group listed. Firms can express interest in the groups for which they would like to be considered by submitting a response as indicated below. There is no guarantee that a firm which has expressed interest will be selected for any project(s).

(continued)

Table 1: Summary of Project Information

Group	RT-CO	Project #	Scope, County	Anticipated Start	Working Days	Completion Date	Office	Comments
141	- 106	KA-6254-01	Signing, Multiple	July 1, 2023	190	-	Topeka/ Emporia	
230	U036- 045	KA-6572-01	Resurfacing, Jewell	August 1, 2023	35	-	Belleville	This project is slated to be performed by the same contractor.
230	K112- 045	KA-6573-01	Resurfacing, Jewell	August 1, 2023	35	-	Belleville	This project is slated to be performed by the same contractor.
230	K014- 062	KS-6613-01	Resurfacing, Mitchell	August 31, 2023	95	-	Belleville	This project is slated to be performed by the same contractor.
230	K014- 045	KA-6614-01	Resurfacing, Jewell	August 31, 2023	95	-	Belleville	This project is slated to be performed by the same contractor.
231	U036- 045	KA-6587-01	Resurfacing, Jewell	August 1, 2023	40	-	Belleville	This project is slated to be performed by the same contractor.
231	K199- 079	KA-6590-01	Resurfacing, Republic	August 1, 2023	40	-	Belleville	This project is slated to be performed by the same contractor.
236	K061- 059	KA-6544-01	Pavement Marking, McPherson	May 22, 2023	30	-	Marion	
237	U056- 059	KA-6574-01	Resurfacing, McPherson	May 22, 2023	50	-	Salina	
238	I070- 106	KA-6806-01	Bridge Approach Replacement, Multiple	June 5, 2023	160	-	Salina	
239	U077- 057	KA-6593-01	Resurfacing, Marion	August 21, 2023	35	-	Marion	
337	K009- 074	KA-3962-01	Grading, Bridge, and Surfacing, Phillips	June 1, 2023	-	January 31, 2025	Phillipsburg	Contractor option for 2023 or 2024 construction, see work schedule provision.
337	K009- 069	KA-3935-01	Grading, Bridge, and Surfacing, Norton	June 1, 2023	-	January 31, 2025	Phillipsburg	Contractor option for 2023 or 2024 construction, see work schedule provision. Construction will not coincide with tied project K9-74 KA-3935-01.
337	K009- 074	KA-3934-01	Grading, Bridge, and Surfacing, Phillips	June 1, 2023	-	January 31, 2025	Phillipsburg	Contractor option for 2023 or 2024 construction, see work schedule provision. Construction will not coincide with tied project K9-74 KA-3934-01.
431	K047- 019	KA-6624-01	Resurfacing, Crawford	May 15, 2023	65	-	Pittsburg	This project is slated to be performed by the same contractor.
431	K047- 067	KA-6707-01	Resurfacing, Neosho	May 15, 2023	35	-	Pittsburg	This project is slated to be performed by the same contractor.
431	U059- 050	KA-6709-01	Resurfacing, Labette	May 15, 2023	30	-	Pittsburg	This project is slated to be performed by the same contractor.
431	K047- 067	KA-6623-01	Resurfacing, Neosho	May 15, 2023	65	-	Pittsburg	This project is slated to be performed by the same contractor.
431	K039- 067	KA-6621-01	Resurfacing, Neosho	May 15, 2023	25	-	Pittsburg	This project is slated to be performed by the same contractor.
431	U059- 067	KA-6622-01	Resurfacing, Neosho	May 15, 2023	25	-	Pittsburg	This project is slated to be performed by the same contractor.
431	U059- 050	KA-6625-01	Resurfacing, Labette	May 15, 2023	30	-	Pittsburg	This project is slated to be performed by the same contractor.

Additional project information including construction scope to be inspected, a detailed description of the project location, and resources and inspection scope specifically requested from consultants in this request can be viewed in an online table at <https://www.ksdotike.org/about/construction-inspection-rfps>. Upon publication of this Request for Proposals (RFP), KDOT anticipates each of these inspection efforts will require full teams (project manager and inspectors, as opposed to single role staff augmentation as is occasionally requested) for various types of construction inspection except as noted in the table. Watch the website linked above for updated information. Tabulated information (both in this RFP and on the website) shall not be relied upon during inspections. It is provided for the convenience of consultants, specifically to aid in making decisions about which projects they are interested in performing.

Specific project needs are subject to modification and/or cancellation at KDOT's discretion.

**Anticipated Consultant Scope**

The scope of construction inspection services and certifications required will vary for each project and are listed in the table available on the website noted above. Inspection efforts will be managed out of the offices listed. Also included for the convenience of consultants are indications of which grouped projects are currently slated to be performed by the same contractors.

**Anticipated Schedule and Key Dates**

1. Proposals are due by or before 12:00 p.m. (Central Time) May 3, 2023.
2. Ranking of proposals is expected to occur on or around May 10, 2023. Negotiations with the most highly ranked firm are expected to begin on or around May 17, 2023. An executed agreement is anticipated shortly thereafter.
3. Anticipated scope start dates and working days or anticipated calendar completion dates are shown in the table. All dates are subject to change.

**Instructions for Proposal**

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed the page limit laid out in Table 2 below (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be count as two or more pages depending on size.
3. A single PDF (2MB maximum size) of the proposal including all attachments must be emailed to [KDOT.DesignContracts@ks.gov](mailto:KDOT.DesignContracts@ks.gov) by the proposal due date and time.
4. The subject line of the email and the PDF file name must read:
  - a. "ConstInsp Multiple Projects\_2023.04 Release\_FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate") and No. 10 ("Policy Regarding Sexual Harassment"). If you need a Tax Clearance Certificate, you can request one at <https://www.ksrevenue.gov/taxclearance.html>.

[html](https://www.ksrevenue.gov/taxclearance.html). Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team.

6. The outline in Table 2 below describes the expected proposal organization, content sections, and limits on number of pages.
  - a. Each team is limited to a single, one-page cover letter.
  - b. Consultants may indicate interest in any and all projects, indicate preference(s) for up to three projects, and shall both indicate interest and preferences on the "March 2023 Construction Inspections Interest & Preference Form" (available at <https://www.ksdotike.org/about/construction-inspection-rfps>). Also, consultants are to use the bottom of that form to indicate any capacity limitations that need to be taken into account when making selections.
  - c. Thereafter, each team is limited to two pages per project in which they express interest. In these pages, consultants shall:
    - i. Describe the approach they plan to execute to deliver success on the project.
    - ii. Present the relevant qualifications and experience of the people they are proposing will provide the services.
    - iii. Provide the firm's familiarity with KDOT and the project area.
  - d. Finally, consultants are limited to a single, one-page description of general qualifications ("Past Performance" section plus "Approach to Quality Control" section) regardless of the number of projects in which they are expressing interest.
7. Table 3 lists the evaluation criteria and associated weights which will be used by KDOT when making selections.
8. Although not anticipated at this time, KDOT reserves the right to interview for the requested services associated with any of the listed projects prior to making final selections.

**Table 2: Proposal Content**

Section	Description of Intent	Page Limit
Cover Letter		1 Page
Consultant Project Interest and Preference	Fill out "March 2023 Construction Inspections Interest & Preference Form" and submit with your proposal.	1 Page
Project Approach	Describe how your firm will meet the fluctuating inspection needs of the project.	2 pages per project in which team is interested
Qualifications and Experience	For key personnel to be assigned to the project provide names, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
Familiarity with KDOT and Project Area	Describe team's familiarity with KDOT's inspection processes and standards. Describe familiarity with the project area and any identified special site conditions.	

(continued)

<b>Past Performance</b>	Describe team’s past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	1 page total
<b>Approach to Quality Control</b>	Describe methods or procedures your firm will use to provide all services with professional quality and technical accuracy.	

**Table 3: Evaluation Factors**

Evaluation Factor	Weight
The quality and completeness of the response	10%
Availability to respond to the work	20%
Qualifications and experience of project manager and other key project team members proposed for services	20%
Past performance history for similar projects/services for KDOT	20%
Understanding of the project area	10%
Understanding of KDOT contract administration and closeout procedures	20%

**Contract Terms and Conditions**

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 (“Tax Clearance Certificate”)
- Special Attachment No. 10 (“Policy Regarding Sexual Harassment”)

**Questions**

All questions regarding this RFP shall be emailed to [KDOT.DesignContracts@ks.gov](mailto:KDOT.DesignContracts@ks.gov).

Questions can be submitted until April 20, 2023; answers will be provided to all prequalified consultants on April 26, 2023.

Marcia Turner, P.E.  
Contracts Manager  
Division of Engineering and Design  
Department of Transportation

Doc. No. 051035

**State of Kansas**

**Department of Transportation**

**Notice of Constructability Review Request**

The Kansas Department of Transportation (KDOT) is currently preparing plans for the reconstruction of I-70 from MacVicar Avenue to 6th Street in Topeka, Kansas. The project is currently scheduled to be let in Fiscal Year 2025. An overview of the project can be found at <http://www.polkquincy.org>. A set of plans and the questions to be asked the contractors have also been placed on KDOT’s website at <https://kdotapp.ksdot.org/ProjectLetting/> under Project No. 70-89 KA-1266-04.

KDOT is asking contractors to assist with evaluating construction staging and risks to constructing the proposed

project with minimal impacts to the traveling community. KDOT requests one-on-one meetings with potential construction contractors to review the proposed concepts and provide feedback. We are planning to use Microsoft Teams software for virtual meetings. The meetings are voluntary and expected to last approximately 90 minutes. All contractors will be asked the same posted questions.

April 24 through April 28, 2023 has been selected as KDOT’s desired window for constructability reviews. However, the project team is flexible if something would work better with your schedule. Please contact Greg Gonzales, Project Manager, at 785-368-8293 or [greg.gonzales@ks.gov](mailto:greg.gonzales@ks.gov) to schedule a virtual meeting.

KDOT cannot compensate contractors for these one-on-one meetings. Contractors will not be disqualified from submitting bids for construction if they participate or refrain from participating in a one-on-one meeting.

Calvin Reed  
Acting Secretary  
Department of Transportation

Doc. No. 051060

**State of Kansas**

**Department of Transportation**

**Notice of Public Auction**

The Secretary of Transportation of the State of Kansas will offer for sale at public auction the following parcel:

**Tract CA 2272– 57**  
**6.33 acres +/-, Labette Co.**  
**SE Quadrant 24000 Road and US-400**  
**Project: 160-50 K-5345-01**

A tract of land in the Section 14, Township31 South, Range 20 East, other geographically descriptive language. Complete legal description available on request.

Sale will be conducted on the premises at 11:00 a.m. Wednesday, May 10, 2023. Inspection of property will take place at 10:00 a.m. on day of sale. In case of inclement weather, please call 877-461-6817 for alternate sale location and adjusted auction time. Minimum acceptable bid is \$15,000.

**Terms of Sale**

Payment of \$1,500 representing ten percent (10%) of the minimum acceptable bid, is due at the time of the sale. The balance of the purchase price must be paid on or before 3:00 p.m. Wednesday, June 7, 2023. Successful bidder will receive a Bill of Sale on the day of the sale and a Quit Claim Deed after balance is paid. If the balance of the purchase price is not paid on or before 3:00 p.m. Wednesday, June 7, 2023, the ten percent (10%) down payment will be forfeited to the seller.

For additional terms and information contact the Bureau of Right of Way at 1-877-461-6817. Seller reserves the right to reject any and all bids. Not responsible for accidents.

**Sold Subject to the Following**

Tract will be sold subject to the easement for the right of ingress and egress, reconstruction and maintenance of all existing utilities and appurtenances thereto, as well as the following restrictive covenant:

Grantees, for their heirs and assigns, do hereby covenant and agree, said covenant to run with the land, that the land conveyed herein shall not be used for billboards, signboards or other outdoor advertising purposes. The prospective buyer is encouraged to research the chain of title of the tract.

The Kansas Department of Transportation (KDOT) makes no representations concerning the condition, value, or suitability of use for this property or the improvements, attachments, fixtures, apparatuses, and appliances thereof, if any. The property and said improvements, etc. will be sold in the present as is condition, without warranties or guarantees of any kind.

KDOT insures the acceptance of any bid pursuant to this notice will be without discrimination on the grounds of sex, race, color, religion, physical handicap or national origin.

Calvin Reed  
Acting Secretary  
Department of Transportation

Doc. No. 051045

**State of Kansas**

**Department of Transportation**

**Notice of Public Auction**

The Secretary of Transportation of the State of Kansas will offer for sale at public auction the following parcel:

**Tract CA 2272- 58**  
**9.88 acres +/-, Labette Co.**  
**SW Quadrant 24000 Road and US-400**  
**Project: 160-50 K-5345-01**

A tract of land in the Section 14, Township31 South, Range 20 East, other geographically descriptive language. Complete legal description available on request.

Sale will be conducted on the premises at 1:00 p.m. Wednesday, May 10, 2023. Inspection of property will take place at 12:00 p.m. on day of sale. In case of inclement weather, please call 877-461-6817 for alternate sale location and adjusted auction time. Minimum acceptable bid is \$23,500.

**Terms of Sale**

Payment of \$2,350 representing ten percent (10%) of the minimum acceptable bid, is due at the time of the sale. The balance of the purchase price must be paid on or before 3:00 p.m. Wednesday, June 7, 2023. Successful bidder will receive a Bill of Sale on the day of the sale and a Quit Claim Deed after balance is paid. If the balance of the purchase price is not paid on or before 3:00 p.m. Wednesday, June 7, 2023, the ten percent (10%) down payment will be forfeited to the seller.

For additional terms and information contact the Bureau of Right of Way, at 1-877-461-6817. Seller reserves the right to reject any and all bids. Not responsible for accidents.

**Sold Subject to the Following**

Tract will be sold subject to the easement for the right of ingress and egress, reconstruction and maintenance of all existing utilities and appurtenances thereto, as well as the following restrictive covenant:

Grantees, for their heirs and assigns, do hereby covenant and agree, said covenant to run with the land, that the land conveyed herein shall not be used for billboards, signboards or other outdoor advertising purposes. The prospective buyer is encouraged to research the chain of title of the tract.

The Kansas Department of Transportation (KDOT) makes no representations concerning the condition, value or suitability of use for this property or the improvements, attachments, fixtures, apparatuses and appliances thereof, if any. The property and said improvements, etc. will be sold in the present as is condition, without warranties or guarantees of any kind.

KDOT insures the acceptance of any bid pursuant to this notice will be without discrimination on the grounds of sex, race, color, religion, physical handicap or national origin.

Calvin Reed  
Acting Secretary  
Department of Transportation

Doc. No. 051046

**State of Kansas**

**Department of Transportation**

**Request for Comments**

The Kansas Department of Transportation (KDOT) requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 23-26. The comprehensive list of project(s) being amended to the STIP may be viewed online at <http://www.ksdot.org/bureaus/burProgProjMgmt/stip/stip.asp>. The project list includes projects for counties, cities, and projects on the state highway system. In addition to the project list is Administrative Modification #4 for narrative updates in the STIP.

The amendment of the STIP requires a public comment period of 14 days. To make comment on this STIP amendment, contact KDOT's Division of Program and Project Management, 2nd Floor Tower, 700 SW Harrison, Topeka, KS 66603-3754; phone 785-296-3254.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Office of Public Affairs at 785-296-3585 (Voice/Hearing Impaired-711).

The comment period regarding the STIP amendment for these projects will conclude May 3, 2023.

Calvin Reed  
Acting Secretary  
Department of Transportation

Doc. No. 051041

**State of Kansas**

**Department for Children and Families**

**Request for Comments**

The Kansas Department for Children and Families (DCF) will accept public comments on the State Fiscal Year 2024 Social Services Block Grant. A copy of the plan, paper or electronic, may be obtained by contact-

*(continued)*

ing Kim Holter by telephone at 785-368-8109, by email at [Kimberly.Holter@ks.gov](mailto:Kimberly.Holter@ks.gov), or under the Quick Links, Newsroom section of the DCF website at <http://www.dcf.ks.gov/Newsroom>. Comments must be submitted in writing and received by DCF by May 22, 2023.

Laura Howard  
Secretary

Department for Children and Families

Doc. No. 051020

## State of Kansas

### Office of the Governor

#### Executive Directive No. 23-569

#### Authorizing Expenditure of Federal Fund

By virtue of the authority vested in the Governor as the head of the Executive Branch of the State of Kansas, the following transactions are hereby authorized:

Pursuant to the authority of the Chief Justice of the Judiciary to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 196 of Chapter 81 of *The 2022 Session Laws of Kansas*, approval is hereby granted to the Judicial Branch for expenditure in FY 2023 of monies in the federal fund entitled "Justice Reinvestment Initiative Fund."

Pursuant to the authority of the Secretary of the Kansas Department for Aging and Disability Services to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 196 of Chapter 81 of *The 2022 Session Laws of Kansas*, approval is hereby granted to the Kansas Department for Aging and Disability Services for expenditure in FY 2023 of monies in the federal fund entitled "Kansas Certified Community Behavioral Health Clinic (CCBHC) Planning Grant Fund."

Pursuant to the authority of the Secretary of the Kansas Department of Health and Environment to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 196 of Chapter 81 of *The 2022 Session Laws of Kansas*, approval is hereby granted to the Kansas Department of Health and Environment for expenditure in FY 2023 of monies in the federal fund entitled the "Plant and Animal Disease, Pest Control, and Animal Care Fund."

I have conferred with the Director of the Budget and members of my staff, and I have determined that the guidelines set forth in KSA 75-3711 and 75-3711c have been applied and that none of the foregoing actions exceeds the limitations contained therein.

Dated April 5, 2023.

Laura Kelly  
Governor

Doc. No. 051043

## State of Kansas

### Legislative Administrative Services

#### Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced April 6–12 during the 2023 session of the Kansas Legislature. Full text of bills, bill tracking,

and other information may be accessed at <http://www.kslegislature.org/li/>.

### House Resolutions

**HR 6023**, A RESOLUTION commemorating the 20th anniversary of the bilateral relations between Kansas and the Republic of Armenia, by Representatives B. Carpenter and Turk.

### Senate Bills

**SB 325**, AN ACT concerning economic development; enacting the transformation of passenger and freight vehicle industry act; relating to tax and other incentives for projects in specified industries or for a national corporate headquarters with specified job requirements of at least 250 new employees and specified capital investment requirements; providing for a refundable income, privilege and premium tax credit for a portion of any specified capital investment requirement; retention of certain payroll withholding taxes; sales tax exemption for project construction; establishing the transformation of passenger and freight vehicle industry act new employee training and education fund; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Ways and Means.

### Senate Concurrent Resolutions

**SCR 1612**, A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for a period of time during the 2023 regular session of the legislature, by Senators Master-son, Alley and Sykes.

Doc. No. 051057

## State of Kansas

### Secretary of State

#### Certification of New State Laws

I, Scott Schwab, 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.

Scott Schwab  
Secretary of State

(Published in the Kansas Register April 20, 2023.)

### Senate Substitute for House Bill No. 2016

AN ACT concerning civil actions and civil procedure; enacting the act against abusive website access litigation; creating a civil action for determining whether litigation that alleges any website access violation under the Americans with disabilities act or similar law constitutes abusive litigation and authorizing penalties for such abusive litigation.

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

Section 1. (a) (1) This section shall be known and may be cited as the act against abusive website access litigation.

(2) The purpose of this section is to restrict abusive litigation while allowing for meritorious litigation. It has long been declared to be the policy of this state pursuant to the Kansas act against discrimination, K.S.A. 44-1001, et seq., and amendments thereto, that people with disabilities must be assured equal opportunities to full access to public accommodations and that they are empowered to enforce the right to equal access through litigation, if necessary. The legislature recognizes, however, that in a small minority of cases, the use of litigation to assert the right to equal access is being abused for the primary purpose of obtaining an award of attorney fees for the plaintiff instead of remedying the alleged access violation. This small minority of cases often involve an alleged lack of equal access to a public accommodation's internet site and are almost always filed in another state's court system against smaller Kansas businesses. In most cases, the litigation is filed without



notifying the public accommodation of the alleged violation, attempting to resolve the issue pre-litigation and providing a reasonable opportunity for the public accommodation to revise its website to remedy the alleged access violation. In order to address the abuse of the legal system by litigants claiming lack of equal access to websites under state and federal anti-discrimination statutes, the state intends to provide a process to curb abusive litigation to mitigate the harms that abusive litigation perpetuates. The state, however, intends that this process shall not be used to preclude a person with a disability from asserting their right to equal access to a public accommodation under the law either as an individual or as a class through litigation in a court in this state brought in good faith to remedy an alleged equal access violation and not for the primary purpose to obtain an award of attorney fees for the plaintiff. The lack of standards issued by the federal department of justice concerning website accessibility under title III of the federal Americans with disabilities act has resulted in the need for this process.

(b) (1) Pursuant to chapter 60 of the Kansas Statutes Annotated, and amendments thereto, the attorney general, on behalf of a class of residents under K.S.A. 60-223, and amendments thereto, that is subject to litigation that alleges any website access violation and any resident of this state that is subject to litigation that alleges any website access violation may file a civil action in any court of competent jurisdiction within this state against the party, attorney or law firm that initiated such litigation for a determination as to whether or not such litigation alleging a website access violation is abusive litigation.

(2) In determining whether any litigation that alleges any website access violation constitutes abusive litigation, the trier of fact shall consider the totality of the circumstances to determine if the primary purpose of the litigation that alleges a website access violation is obtaining a payment from a defendant due to the costs of defending the action in court. For the purposes of making this determination, the trier of fact may assess the following factors and any other factors the trier of fact deems relevant:

(A) The number of substantially similar actions filed by the same plaintiff, lawyer or law firm or the history of such plaintiff, lawyer or law firm in bringing frivolous litigation or other litigation declared by a court to be abusive litigation in the past 10 years;

(B) the number of full-time employees employed by the defendant and the resources available to the defendant to engage in the litigation;

(C) the resources available to the defendant to correct the alleged website access violation;

(D) whether the jurisdiction or venue where the action is brought is a substantial obstacle to defending against the litigation;

(E) whether the filing party or lawyer filing the litigation is a resident of this state or is licensed to practice law in this state;

(F) the nature of settlement discussions and the reasonableness of settlement offers and refusals to settle. The application of such settlement information shall only be used as provided by this section and shall not otherwise alter the rules of evidence applicable to such court; and

(G) whether any factors under K.S.A. 60-211(b), and amendments thereto, exist in the litigation and whether sanctions are appropriate under K.S.A. 60-211(c), and amendments thereto.

(3) Except as provided further, if the defendant in the litigation that alleges a website access violation in good faith attempts to cure the alleged violation within 30 days after being provided written notice or being served a petition or complaint with sufficient detail to identify and correct the alleged violation, there shall be a rebuttable presumption that the subsequent initiation or continuance of litigation that alleges a website access violation constitutes abusive litigation. There shall not be a rebuttable presumption that such litigation is abusive litigation if the alleged website access violation is not corrected, as determined by the court, within 90 days after being provided written notice or being served a petition or complaint with sufficient detail to identify and correct the alleged violation. The trier of fact shall not determine whether such litigation is abusive litigation until after such 90-day period expires or the alleged violation is corrected, as determined by the court, whichever occurs first.

(c) If the Kansas attorney general determines in writing that the litigation alleging a website access violation is not abusive and such written determination is attached to the petition in the litigation alleging a website access violation, there shall be a rebuttable presumption that such litigation is not abusive.

(d) If the trier of fact determines that an initiator of an action under subsection (b) is a defendant in abusive litigation, the court may award reasonable attorney fees and costs in bringing the action under

subsection (b) as well as defending against the abusive litigation to be paid by the party bringing the abusive litigation. In addition, the court may award punitive damages or sanctions not to exceed three times the amount of attorney fees awarded by the court.

(e) At the conclusion of the litigation alleging a website access violation, the court shall review any determination that litigation is abusive and any award of attorney fees under the Kansas rules of professional conduct to determine the reasonableness of the award before issuing a judgment. The results obtained in the litigation alleging a website access violation shall be weighed heavily, particularly if the litigation was resolved in favor of the plaintiff.

(f) As used in this section:

(1) "Access violation" means any allegation that a public accommodation does not provide sufficient access under the federal Americans with disabilities act, chapter 39, 44 or 58 of the Kansas Statutes Annotated, and amendments thereto, or any other similar allegation under state or federal law;

(2) "public accommodation" means the same as defined in 42 U.S.C. § 2000 et seq. For the purposes of this section, "public accommodation" includes a website operated by a resident of this state; and

(3) "resident of this state" means any person residing in Kansas and any entity that has filed with the Kansas secretary of state's office pursuant to chapter 17 of the Kansas Statutes Annotated, and amendments thereto.

(g) If the federal department of justice issues standards concerning website accessibility under title III of the federal Americans with disabilities act, the attorney general shall certify to the secretary of state that such standards have been issued. Upon receipt of such certification, the secretary of state shall cause a notice of such certification to be published in the Kansas register. The provisions of this section shall expire on the date such certification is published in the Kansas register.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 051065

(Published in the Kansas Register April 20, 2023.)

## Substitute for House Bill No. 2121

AN ACT concerning crimes, punishment and criminal procedure; relating to trials; speedy trial; extending the suspension and providing that time during the COVID-19 public health emergency shall not be assessed against the state; amending K.S.A. 2022 Supp. 22-3402 and repealing the existing section.

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

Section 1. K.S.A. 2022 Supp. 22-3402 is hereby amended to read as follows: 22-3402. (a) If any person charged with a crime and held in jail solely by reason thereof shall not be brought to trial within 150 days after such person's arraignment on the charge, such person shall be entitled to be discharged from further liability to be tried for the crime charged, unless the delay shall happen as a result of the application or fault of the defendant or a continuance shall be ordered by the court under subsection (e).

(b) If any person charged with a crime and held to answer on an appearance bond shall not be brought to trial within 180 days after arraignment on the charge, such person shall be entitled to be discharged from further liability to be tried for the crime charged, unless the delay shall happen as a result of the application or fault of the defendant, or a continuance shall be ordered by the court under subsection (e).

(c) If any trial scheduled within the time limitation prescribed by subsection (a) or (b) is delayed by the application of or at the request of the defendant, the trial shall be rescheduled within 90 days of the original trial deadline.

(d) After any trial date has been set within the time limitation prescribed by subsection (a), (b) or (c), if the defendant fails to appear for the trial or any pretrial hearing, and a bench warrant is ordered, the trial shall be rescheduled within 90 days after the defendant has appeared in court after apprehension or surrender on such warrant. However, if the defendant was subject to the 180-day deadline prescribed by subsection (b) and more than 90 days of the original time limitation remain, then the original time limitation remains in effect.

*(continued)*

(e) For those situations not otherwise covered by subsection (a), (b) or (c), the time for trial may be extended for any of the following reasons:

(1) The defendant is incompetent to stand trial. If the defendant is subsequently found to be competent to stand trial, the trial shall be scheduled as soon as practicable and in any event within 90 days of such finding;

(2) a proceeding to determine the defendant's competency to stand trial is pending. If the defendant is subsequently found to be competent to stand trial, the trial shall be scheduled as soon as practicable and in any event within 90 days of such finding. However, if the defendant was subject to the 180-day deadline prescribed by subsection (b) and more than 90 days of the original time limitation remain, then the original time limitation remains in effect. The time that a decision is pending on competency shall never be counted against the state;

(3) there is material evidence ~~which that~~ is unavailable, ~~that~~ reasonable efforts have been made to procure such evidence; and ~~that~~ there are reasonable grounds to believe that such evidence can be obtained and trial commenced within the next succeeding 90 days. Not more than one continuance may be granted to the state on this ground, unless for good cause shown, where the original continuance was for less than 90 days, and the trial is commenced within 120 days from the original trial date; or

(4) because of other cases pending for trial, the court does not have sufficient time to commence the trial of the case within the time fixed for trial by this section. Not more than one continuance of not more than 30 days may be ordered upon this ground.

(f) In the event a mistrial is declared, a motion for new trial is granted or a conviction is reversed on appeal to the supreme court or court of appeals, the time limitations provided for ~~herein in this section~~ shall commence to run from the date the mistrial is declared, the date a new trial is ordered or the date the mandate of the supreme court or court of appeals is filed in the district court.

(g) If a defendant, or defendant's attorney in consultation with the defendant, requests a delay and such delay is granted, the delay shall be charged to the defendant regardless of the reasons for making the request, unless there is prosecutorial misconduct related to such delay. If a delay is initially attributed to the defendant, but is subsequently charged to the state for any reason, such delay shall not be considered against the state under ~~subsections subsection~~ (a), (b) or (c) and shall not be used as a ground for dismissing a case or for reversing a conviction unless not considering such delay would result in a violation of the constitutional right to a speedy trial or there is prosecutorial misconduct related to such delay.

(h) When a scheduled trial is scheduled within the period allowed by ~~subsections subsection~~ (a), (b) or (c) and is delayed because a party has made or filed a motion, or because the court raises a concern on its own, the time elapsing from the date of the making or filing of the motion, or the court's raising a concern, until the matter is resolved by court order shall not be considered when determining if a violation under ~~subsections subsection~~ (a), (b) or (c) has occurred. If the resolution of such motion or concern by court order occurs at a time when less than 30 days remains under the provisions of ~~subsections subsection~~ (a), (b) or (c), the time in which the defendant shall be brought to trial is extended 30 days from the date of the court order.

(i) If the state requests and is granted a delay for any reason provided in this ~~statute section~~, the time elapsing because of the order granting the delay shall not be subsequently counted against the state if an appellate court later determines that the district court erred by granting the state's request unless not considering such delay would result in a violation of the constitutional right to a speedy trial or there is prosecutorial misconduct related to such delay.

(j) The provisions of this section shall be suspended until ~~May 1, 2023~~ *March 1, 2024*, in all criminal cases.

(k) When prioritizing cases for trial, trial courts shall consider relevant factors, including, but not limited to, the:

- (1) Trial court's calendar;
- (2) relative prejudice to the defendant;
- (3) defendant's assertion of the right to speedy trial;
- (4) calendar of trial counsel;
- (5) availability of witnesses; and
- (6) relative safety of the proceedings to participants as a result of the response to the COVID-19 public health emergency in the judicial district.

(l) The office of judicial administration shall prepare and submit a report to the senate standing committee on judiciary and the house of

representatives standing committee on judiciary on or before January 17, 2022, and January 16, 2023, containing the following information disaggregated by judicial district:

(1) The number of pending criminal cases on January 1, 2022, and January 1, 2023, respectively;

(2) the number of criminal cases resolved during fiscal years 2021 and 2022, respectively, and the method of disposition in each case;

(3) the number of jury trials conducted in criminal cases during fiscal years 2021 and 2022, respectively; and

(4) the number of new criminal cases filed in fiscal years 2021 and 2022, respectively.

(m) *No time between March 19, 2020, and March 1, 2024, shall be assessed against the state for any reason. Any person arraigned before March 1, 2024, shall be deemed to have been arraigned on March 1, 2024, for the application of the time limitations provided in subsection (a), (b) or (c).*

(n) The amendments made to this section by ~~this act~~ *section 1 of chapter 12 of the 2021 Session Laws of Kansas* are procedural in nature and shall be construed and applied retroactively.

Sec. 2. K.S.A. 2022 Supp. 22-3402 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 051058

(Published in the Kansas Register April 20, 2023.)

## Senate Bill No. 49

AN ACT concerning wind energy conversion systems; relating to aviation obstruction lighting; requiring new wind energy conversion systems to be constructed with light-mitigating technology systems prior to the commencement of operations; requiring existing wind energy conversion systems to install light-mitigating technology systems upon execution of a long-term power offtake agreement; authorizing any county to issue revenue bonds to finance some or all of the costs of the installation of a light-mitigating technology system; making all such installations subject to the approval of the federal aviation administration.

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

Section 1. (a) On and after July 1, 2023, no new wind energy conversion system shall commence commercial operations in this state unless the developer, owner or operator of the wind energy conversion system applies to the federal aviation administration for installation of a light-mitigating technology system that complies with federal aviation administration regulations 14 C.F.R. § 1.1 et seq. If approved by the federal aviation administration, the developer, owner or operator of such wind energy conversion system shall install the light-mitigating technology system on approved turbines within 24 months after receipt of such approval.

(b) (1) On and after January 1, 2026, any developer, owner or operator of a wind energy conversion system that has commenced commercial operations in the state without a light-mitigating technology system shall apply to the federal aviation administration for installation and operation of a light-mitigating technology system that complies with federal aviation administration regulations 14 C.F.R. § 1.1 et seq. within six months after the execution of a new power offtake agreement related to such wind energy conversion system. If approved by the federal aviation administration, the developer, owner or operator of such wind energy conversion system shall install the light-mitigating technology system on approved turbines within 24 months following such approval.

(2) Any county may issue revenue bonds pursuant to K.S.A. 12-1741b, and amendments thereto, for the purpose of paying all or part of the costs of the purchase, acquisition and equipping of a light-mitigating technology system, subject to the approval of the federal aviation administration, for a wind energy conversion system that has commenced commercial operations in the state without a light-mitigating technology system.

(c) Any vendor that is selected for installation of a light-mitigating technology system on a wind energy conversion system pursuant to the requirements of this section and is approved by the federal aviation administration for such installation shall provide to the Kansas department of transportation aviation division, in the form and manner

prescribed by the division, notice of the progress of the installation of such light-mitigating technology system. If the installation of the light-mitigating technology system is delayed beyond the 24-month installation requirement established pursuant to this section, such vendor shall provide notice to the Kansas department of transportation aviation division not less than once every three months to provide an update on the reasons for the delay and the current status of the installation. The division may establish policies and procedures to establish a uniform schedule for submitting notice pursuant to this subsection.

(d) Any costs associated with the installation, implementation, operation and maintenance of a light-mitigating technology system shall be the responsibility of the developer, owner or operator of the wind energy conversion system.

(e) As used in this section:

(1) "Light-mitigating technology system" means aircraft detection lighting or any other comparable system capable of reducing the impact of facility obstruction lighting while maintaining conspicuity sufficient to assist aircraft in identifying and avoiding collision with a wind energy conversion system.

(2) "Power offtake agreement" means a long-term contract that provides for:

(A) The provision of the whole or any part of the available capacity or the sale or other disposal of the whole or any part of the output of a wind energy conversion system; or

(B) a contract for differences or financial hedge tied to the output from the wind energy conversion system.

(3) "Wind energy conversion system" means an electric generation facility consisting of five or more wind turbines that are 50 feet or taller in height and any accessory structures and buildings, including substations, meteorological towers, electrical infrastructure, transmission lines and other appurtenant structures.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 051059

(Published in the Kansas Register April 20, 2023.)

## House Substitute for Senate Bill No. 208

AN ACT concerning campaign finance; relating to the governmental ethics commission; modifying the investigatory and enforcement powers thereof and the schedule of registration fees for political committees; expanding the list of allowable expenditures from contributions; amending K.S.A. 25-4143, 25-4145, 25-4153a, 25-4157a, 25-4158, 25-4161, 25-4163, 25-4165, 25-4181 and 25-4182 and repealing the existing sections.

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

New Section 1. (a) The provisions of the Kansas administrative procedure act, the Kansas code of civil procedure and the Kansas judicial review act shall apply to actions by the governmental ethics commission or commission staff, including, but not limited to, applications for judicial relief in district court. All actions filed by the commission in district court pursuant to this act shall constitute a claim for purposes of the Kansas public speech protection act.

(b) Any action before the commission shall be brought within five years of the act giving rise to the cause of action or complaint.

(c) No action by the commission, including, but not limited to, the issuance of any consent order, order dismissing a complaint or any other preliminary or final order by the commission, shall require a respondent to waive any civil or legal rights to judicial recourse in any manner.

(d) The commission shall provide by rules and regulations the standards by which any member of the commission, the executive director or any other person employed or engaged by the commission shall recuse themselves from any matter before the commission by reason of a conflict of interest, appearance of impropriety or other basis affecting the ability of the commission to neutrally and fairly enforce the campaign finance act.

Sec. 2. K.S.A. 25-4143 is hereby amended to read as follows: 25-4143. As used in the campaign finance act, unless the context otherwise requires:

(a) "Agent" means an individual who is:

- (1) A candidate;
- (2) a chairperson of a candidate, political or party committee;
- (3) a treasurer; or
- (4) any director, officer, employee, paid consultant or other person who is authorized to act on behalf of persons listed in this subsection.

(b) "Candidate" means an individual who:

- (1) Appoints a treasurer or a candidate committee;
- (2) makes a public announcement of intention to seek nomination or election to state or local office;
- (3) makes any expenditure or accepts any contribution for such person's nomination or election to any state or local office; or
- (4) files a declaration or petition to become a candidate for state or local office.

(b)(c) "Candidate committee" means a committee appointed by a candidate to receive contributions and make expenditures for the candidate.

(e)(d) "Clearly identified candidate" means a candidate who has been identified by the:

- (1) Use of the name of the candidate;
- (2) use of a photograph or drawing of the candidate; or
- (3) unambiguous reference to the candidate whether or not the name, photograph or drawing of such candidate is used.

(d)(e) "Commission" means the governmental ethics commission.

(e)(f) (1) "Contribution" means:

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

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

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

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

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

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

(2) "Contribution" does not include:

(A) The value of volunteer services provided without compensation;

(B) costs to a volunteer related to the rendering of volunteer services not exceeding a fair market value of \$50 during an allocable election period as provided in K.S.A. 25-4149, and amendments thereto;

(C) payment by a candidate or candidate's spouse for personal meals, lodging and travel by personal automobile of the candidate or candidate's spouse while campaigning; or

(D) the value of goods donated to events such as testimonial events, bake sales, garage sales and auctions by any person not exceeding a fair market value of \$50 per event.

(f)(g) "Election" means:

- (1) A primary or general election for state or local office; and
- (2) a convention or caucus of a political party held to nominate a candidate for state or local office.

(g)(h) (1) "Expenditure" means:

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

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

(C) any contract to make an expenditure;

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

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

(2) "Expenditure" does not include:

(continued)

(A) The value of volunteer services provided without compensation;  
 (B) costs to a volunteer incidental to the rendering of volunteer services not exceeding a fair market value of \$50 during an allocable election period as provided in K.S.A. 25-4149, and amendments thereto;

(C) payment by a candidate or candidate's spouse for personal meals, lodging and travel by personal automobile of the candidate or candidate's spouse while campaigning or payment of such costs by the treasurer of a candidate or candidate committee;

(D) the value of goods donated to events such as testimonial events, bake sales, garage sales and auctions by any person not exceeding fair market value of \$50 per event; or

(E) any communication by an incumbent elected state or local officer with one or more individuals unless the primary purpose thereof is to expressly advocate the nomination, election or defeat of a clearly identified candidate.

~~(h)(i)~~ "Expressly advocate the nomination, election or defeat of a clearly identified candidate" means any communication ~~which that~~ uses phrases including, but not limited to:

- (1) "Vote for the secretary of state";
- (2) "re-elect your senator";
- (3) "support the democratic nominee";
- (4) "cast your ballot for the republican challenger for governor";
- (5) "Smith for senate";
- (6) "Bob Jones in '98";
- (7) "vote against Old Hickory";
- (8) "defeat" accompanied by a picture of one or more candidates;

or

(9) "Smith's the one."

~~(h)(j)~~ "Party committee" means:

(1) The state committee of a political party regulated by article 3 of chapter 25 of the Kansas Statutes Annotated, and amendments thereto;

(2) the county central committee or the state committee of a political party regulated under article 38 of chapter 25 of the Kansas Statutes Annotated, and amendments thereto;

(3) the bona fide national organization or committee of those political parties regulated by the Kansas Statutes Annotated;

(4) ~~not more than one~~ the political committee established by the state committee of any such political party and designated as a recognized political committee for the senate;

(5) ~~not more than one~~ the political committee established by the state committee of any such political party and designated as a recognized political committee for the house of representatives; or

(6) ~~not more than one~~ the political committee per congressional district established by the state committee of a political party regulated under article 38 of chapter 25 of the Kansas Statutes Annotated, and amendments thereto, and designated as a congressional district party committee.

~~(h)(k)~~ "Person" means any individual, committee, corporation, partnership, trust, organization or association.

~~(h)(l)~~ (1) "Political committee" means any combination of two or more individuals or any person other than an individual, a major purpose of which is to expressly advocate the nomination, election or defeat of a clearly identified candidate for state or local office or make contributions to or expenditures for the nomination, election or defeat of a clearly identified candidate for state or local office.

(2) "Political committee" shall not include a candidate committee or a party committee.

~~(h)(m)~~ "Receipt" means a contribution or any other money or thing of value, but not including volunteer services provided without compensation, received by a treasurer in the treasurer's official capacity.

~~(h)(n)~~ "State office" means any state office as defined in K.S.A. 25-2505, and amendments thereto.

~~(h)(o)~~ "Testimonial event" means an event held for the benefit of an individual who is a candidate to raise contributions for such candidate's campaign. "Testimonial events ~~include~~" includes, but are not limited to, dinners, luncheons, rallies, barbecues and picnics.

~~(h)(p)~~ "Treasurer" means a treasurer of a candidate or of a candidate committee, a party committee or a political committee appointed under the campaign finance act or a treasurer of a combination of individuals or a person other than an individual which is subject to ~~paragraph (2) of subsection (a) of~~ K.S.A. 25-4172(a)(2), and amendments thereto.

~~(h)(q)~~ "Local office" means a member of the governing body of a city of the first class, any elected office of a unified school district having 35,000 or more pupils regularly enrolled in the preceding school year, a county or of the board of public utilities.

Sec. 3. K.S.A. 25-4145 is hereby amended to read as follows: 25-4145. (a) Each party committee and each political committee which anticipates receiving contributions or making expenditures shall appoint a chairperson and a treasurer. The chairperson of each party committee and each political committee which anticipates receiving contributions or making expenditures for a candidate for state office shall make a statement of organization and file it with the secretary of state not later than 10 days after establishment of such committee. The chairperson of each political committee which anticipates receiving contributions or making expenditures for any candidate for local office, shall make a statement of organization and file it with the county election officer not later than 10 days after establishment of such committee.

(b) Every statement of organization shall include:

(1) The name and address of the committee. The name of the committee shall reflect the full name of the organization with which the committee is connected or affiliated or sufficiently describe such affiliation. If the political committee is not connected or affiliated with any one organization, the name shall reflect the trade, profession or primary interest of the committee as reflected by the statement of purpose of such organization;

(2) the names, addresses and email addresses, which such email addresses shall be optional, of the chairperson and treasurer of the committee;

(3) the names and addresses of affiliated or connected organizations; and

(4) in the case of a political committee, the full name of the organization with which the committee is connected or affiliated or, name or description sufficiently describing the affiliation or, if the committee is not connected or affiliated with any one organization, the trade, profession or primary interest of the political committee as reflected by the statement of purpose of such organization.

(c) Any change in information previously reported in a statement of organization shall be reported on a supplemental statement of organization and filed not later than 10 days following the change.

(d) (1) Each political committee which anticipates receiving contributions shall register annually with the commission on or before July 1 of each year. Each political committee registration shall be in the form and contain such information as may be required by the commission.

(2) *Each registration by a political committee anticipating the receipt of more than \$15,000 in any calendar year shall be accompanied by an annual registration fee of \$750.*

(3) Each registration by a political committee anticipating the receipt of ~~\$2,501~~ or more than \$7,500 but less than \$15,001 in any calendar year shall be accompanied by an annual registration fee of ~~\$300~~ \$500.

~~(3)(4)~~ Each registration by a political committee anticipating the receipt of more than ~~\$500~~ \$2,500 but less than ~~\$2,501~~ \$7,501 in any calendar year shall be accompanied by an annual registration fee of ~~\$50~~ \$250.

~~(4)(5)~~ Each registration by a political committee anticipating the receipt of ~~\$500~~ \$2,500 or less in any calendar year shall be accompanied by an annual registration fee of ~~\$25~~ \$50.

~~(5)(6)~~ Any political committee ~~which that~~ is currently registered under subsection ~~(d)(3)~~ (d)(4) or ~~(d)(4)~~ (d)(5) and ~~which that~~ receives contributions in excess of ~~\$2,500~~ the registered amount for a calendar year, shall file, within three days of the date when contributions exceed such amount, an amended registration form ~~which that~~ shall be accompanied by an additional fee for such year equal to the difference between ~~\$300~~ the fee owed and the amount of the fee that accompanied the current registration.

~~(6)~~ Any political committee ~~which is currently registered under subsection (d)(4) and which receives contributions in excess of \$500 but which are less than \$2,501, shall file, within three days of the date when contributions exceed \$500, an amended registration form which shall be accompanied by an additional fee of \$25 for such year.~~

(e) All such fees received by or for the commission shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the governmental ethics commission fee fund.

Sec. 4. K.S.A. 25-4153a is hereby amended to read as follows: 25-4153a. (a) No registered lobbyist, political committee or person, other than an individual, shall make a contribution after January 1 of each year and prior to adjournment sine die of the regular session of the legislature or at any other time in which the legislature is in session to a:

- (1) Legislator;
- (2) candidate for membership in the legislature;

(3) state officer elected on a statewide basis;  
 (4) candidate for state officer elected on a statewide basis;  
 (5) candidate committee of persons described in paragraphs (1) through (4); or

(6) political committee established by a state committee of any political party and designated as a recognized political committee for the senate or house of representatives.

(b) No legislator, officer, candidate or committee described in subsection (a)(1) through (6) shall accept or knowingly solicit any contribution as defined by K.S.A. 25-4143, and amendments thereto, from any registered lobbyist, political committee or person, other than an individual, during such period of time described in subsection (a), except that a general public solicitation which does not solicit a specific individual and is distributed via social media shall be permissible. *No solicitation shall be considered a violation of this act if such solicitation is accompanied with a disclaimer that it is not intended for lobbyists, political committees or persons other than individuals.*

(c) For the purposes of this act, "social media" means an electronic medium which allows users to create and view user-generated content, including, but not limited to, uploaded or downloaded videos or photographs, blogs, audio files, instant messages or email.

Sec. 5. K.S.A. 25-4157a is hereby amended to read as follows: 25-4157a. (a) (1) No moneys received by any candidate or candidate committee of any candidate as a contribution under this act shall be used or be made available for the personal use of the candidate and no such moneys shall be used by such candidate or the candidate committee of such candidate except for:

(1)(A) Legitimate campaign purposes;  
 (2)(B) expenses of holding political office;  
 (3)(C) contributions to the party committees of the political party of which such candidate is a member;  
 (4)(D) any membership dues related to the candidate's campaign paid to a community service or civic organization in the name of the candidate;

(5)(E) any donations paid to any organization which is recognized as a 501(c)(3) tax exempt organization or any religious organization, community service or civic organization in the name of the candidate or candidate committee of any candidate but only if the candidate receives no goods or services unrelated to the candidate's campaign as a result of the payment of such donations;

(6)(F) expenses incurred in the purchase of tickets to meals and special events sponsored by any organization the major purpose of which is to promote or facilitate the social, business, commercial or economic well being of the local community; ~~or~~

(7)(G) expenses incurred in the purchase and mailing of greeting cards to voters and constituents;

(H) *expenses, compensation or gifts provided to any volunteer, staff member or contractor of the candidate's campaign or provided to any volunteer or staff of the candidate's political office if the total amount of such expenses, compensation or gifts provided to such persons from all sources does not exceed the total fair market value of services provided to the candidate's campaign or political office;*

(I) *payment of any civil penalty or fine imposed by the commission pursuant to this act related to the candidate's campaign and that is incurred by the candidate, candidate committee, treasurer or other agent of the candidate; or*

(J) *payment of legal fees related to any investigation or action under this act.*

(2) For the purpose of this subsection, expenditures for "personal use" ~~shall include~~ *includes* expenditures to defray normal living expenses for the candidate or the candidate's family and expenditures for the personal benefit of the candidate having no direct connection with or effect upon the campaign of the candidate or the holding of public office.

(b) No moneys received by any candidate or candidate committee of any candidate as a contribution shall be used to pay interest or any other finance charges upon moneys loaned to the campaign by such candidate or the spouse of such candidate.

(c) No candidate or candidate committee shall accept from any other candidate or candidate committee for any candidate for local, state or national office, any moneys received by such candidate or candidate committee as a campaign contribution. The provisions of this subsection shall not be construed to prohibit a candidate or candidate committee from accepting moneys from another candidate or candidate committee if such moneys constitute a reimbursement for one candidate's proportional share of the cost of any campaign activity participated in

by both candidates involved. Such reimbursement shall not exceed an amount equal to the proportional share of the cost directly benefiting and attributable to the personal campaign of the candidate making such reimbursement.

(d) At the time of the termination of any campaign and prior to the filing of a termination report in accordance with K.S.A. 25-4157, and amendments thereto, all residual funds otherwise not obligated for the payment of expenses incurred in such campaign or the holding of office shall be contributed to a charitable organization, as defined by the laws of the state, contributed to a party committee or returned as a refund in whole or in part to any contributor or contributors from whom received or paid into the general fund of the state.

Sec. 6. K.S.A. 25-4158 is hereby amended to read as follows: 25-4158. (a) The secretary of state shall:

(1) Furnish forms prescribed and provided by the commission for making reports and statements required to be filed in the office of the secretary of state by the campaign finance act; and

(2) make such reports and statements available for public inspection and copying during regular office hours.

(b) The county election officer shall:

(1) Furnish forms prescribed and provided by the commission for making reports and statements required to be filed in the office of the county election officer by the campaign finance act; and

(2) make such reports and statements available for public inspection and copying during regular office hours.

(c) The commission may investigate, or cause to be investigated, any matter required to be reported upon by any person under the provisions of the campaign finance act, or any matter to which the campaign finance act applies irrespective of whether a complaint has been filed in relation thereto.

(d) (1) After a preliminary investigation of any matter reported to the commission pursuant to subsection (c), and upon specific written findings of fact and conclusions of law by the commission that there is a reasonable suspicion that a violation of the campaign finance act has occurred, the commission or any officer designated by the commission may apply to the district court of Shawnee county for an order to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, agreements, or other documents or records which the commission deems relevant or material to the investigation. *All applications for a court order shall be made under seal of the court.* The commission shall reimburse the reasonable costs of production of documents subject to subpoena. All subpoenas and subpoenas duces tecum issued under this section shall be authorized by the affirmative vote of not less than  $\frac{3}{4}$   $\frac{2}{3}$  of the members of the commission. ~~Any vote authorizing the issuance of a subpoena or subpoena duces tecum shall be taken at a meeting where the commissioners are in physical presence.~~ Subpoenas duces tecum shall be limited to items reasonably relevant to such alleged violations. ~~Upon the request of any person subpoenaed to appear and give testimony or to produce books, papers or documents, the commission shall provide a copy of the written findings of facts and conclusions of laws relating to the alleged violation committed by such person.~~ No subpoena or other process issued by the commission pursuant to this section shall be served upon any person unless an application has been filed in the district court of Shawnee county pursuant to this section.

(2) ~~In case of contumacy by, or refusal to obey a subpoena issued to any person, the district court of Shawnee county, upon application by the commission, or any officer designated by the commission, may~~ Upon application by the commission or any officer designated by the commission for a court order pursuant to paragraph (1), the district court of Shawnee county, after review of the sufficiency of the written findings of fact and conclusions of law, the record before the commission and the reasonableness and scope of the subpoena, shall issue to that person an order requiring the person to appear before the commission or any officer designated by the commission, there to produce documentary evidence if so ordered or to give evidence touching the matter under investigation or in question. Any failure to obey the order of the court may be punished by the court as a contempt of court. *Upon the filing of an application for a court order pursuant to paragraph (1), the commission shall provide a copy of the written findings of fact and conclusions of law relating to the alleged violation and persons under investigation along with a copy of the issued subpoena and notices required by paragraph (5) to the recipient of the subpoena.*

(3) *The commission shall take reasonable steps to avoid imposing an undue burden or expense on a person subject to the subpoena. Any person subject*  
 (continued)

to a subpoena shall be informed that such person may apply to the district court for relief on the basis that responding to the subpoena will cause an undue burden or expense. The district court on review of any such application for relief, may impose an appropriate sanction on the commission including an order requiring the commission to reimburse the person for lost earnings and attorney fees.

(4) Any person subpoenaed to testify or produce documents under this section shall be informed that the person has a right to be advised by counsel and that the person may not be required to make any self-incriminating statements. Upon a request by such person for counsel, no further examination of the witness shall take place until counsel is present. In the event that counsel of the witness' choice is not available, the person shall be required to obtain other counsel within three days in order that the examination may proceed. If such person is indigent and unable to obtain the services of counsel, the judge shall appoint counsel to assist the person who shall be compensated as counsel appointed for indigent defendants in the district court. Counsel for any witness shall be present while the witness is testifying and may interpose objections on behalf of the witness. Counsel shall not be permitted to examine or cross-examine the client or any other witness during the examination.

(5) Every subpoena issued by the commission pursuant to paragraph (1) shall be accompanied by a notice containing the information required to be provided under paragraphs (3) and (4) and the following statement: "This subpoena is not enforceable unless a district court of competent jurisdiction issues an order to enforce the subpoena. The recipient of this subpoena has rights under law including those listed in K.S.A. 25-4158(d)(3), and amendments thereto, and other laws to seek relief from complying with this subpoena, as well as a right to be represented by counsel in this matter pursuant to K.S.A. 25-4158(d)(4), and amendments thereto."

Sec. 7. K.S.A. 25-4161 is hereby amended to read as follows: 25-4161. (a) If a complaint is filed and the commission determines that such verified complaint does not allege facts, directly or upon information and belief, sufficient to constitute a violation of any provision of the campaign finance act, it shall dismiss the complaint and notify the complainant and respondent thereof.

(b) Whenever a complaint is filed with the commission alleging a violation of a provision of the campaign finance act, such filing and the allegations therein shall be confidential and shall not be disclosed except as provided in the campaign finance act.

(c) If a complaint is filed and the commission determines that such verified complaint does allege facts, directly or upon information and belief, sufficient to constitute a violation of any of the provisions of the campaign finance act, the commission shall promptly investigate the alleged violation.

(d) The commission shall notify the attorney general of any apparent violation of criminal law or other laws not administered by the commission, which is discovered during the course of any such investigation.

(e) If after the investigation, the commission finds that probable cause does not exist for believing the allegations of the complaint, the commission shall dismiss the complaint. If after such investigation, the commission finds by an affirmative vote of not less than  $\frac{2}{3}$  of the members of the commission that probable cause exists for believing the allegations of the complaint, such complaint shall no longer be confidential and may be disclosed. Upon making any such finding, the commission shall fix a time for a hearing of the matter, which shall be not more than 30 days after such finding a hearing shall be ordered pursuant to this act. In either event the commission shall notify the complainant and respondent of its determination.

(f) The remedies and protections provided by K.S.A. 75-2973, and amendments thereto, shall be available to any state employee against whom disciplinary action has been taken for filing a complaint pursuant to this act.

(g) Any attorney or staff member representing the complainant before the commission in any matter shall not engage in ex parte communications with or otherwise advise, represent or assist the commission regarding the same or related matter before the commission. The commission shall obtain separate independent legal counsel when needed to comply with this section.

(h) (1) All hearings conducted under this act shall be in accordance with the provisions of the Kansas administrative procedure act and the Kansas code of civil procedure. Upon the request of the respondent, any hearing held under this act may be removed for hearing before a presiding officer from the office of administrative hearings. The commission shall review an initial order resulting from a hearing under this section.

(2) The commission is hereby authorized to enter into a contract with the office of administrative hearings and to provide for reimbursement for actual

and necessary expenses and compensation for such person serving as a presiding officer.

(i) The duties of confidentiality under this section shall apply only to members of the commission, the executive director or any person employed or engaged by the commission.

Sec. 8. K.S.A. 25-4163 is hereby amended to read as follows: 25-4163. (a) After a verified complaint alleging violation of a provision of the campaign finance act has been filed with the commission, the respondent shall be entitled to examine and make copies of all evidence in the possession of the commission relating to the complaint, including the transcript of the hearing, if any. If a hearing is to be held pursuant to K.S.A. 25-4161, and amendments thereto, then a subcommittee of the commission or the presiding officer, before the hearing has commenced, shall issue subpoenas and subpoenas duces tecum at the request of any party. The commission shall reimburse the reasonable costs of production of documents subject to subpoena. Any hearing held under K.S.A. 25-4161, and amendments thereto, may be conducted and held by a subcommittee of not less than five members of the commission, of whom not more than a majority shall be of the same political party. Upon a request by a respondent that the hearing be held before a presiding officer from the office of administrative hearings, all pre-hearing procedures shall be conducted by such presiding officer. The hearing shall be conducted in the manner prescribed by the Kansas administrative procedure act. Final determination of all complaints shall be made by the commission as a whole. The chairperson of the commission or other member presiding over the commission or the presiding member of any subcommittee of the commission shall have the power to: (1) Administer oaths and affirmations; and (2) compel, by subpoena, the attendance of witnesses and the production of pertinent books, papers and documents. Witnesses shall be entitled to receive fees and mileage as provided by law for witnesses in civil actions, which shall be paid out of appropriations to the commission. Depositions may be taken and used in the same manner as in civil actions. Any person subpoenaed to appear and give testimony or to produce books, papers or documents, who fails or refuses to appear or to produce such books, papers or documents, or any person, having been sworn to testify, who refuses to answer any proper question, may be cited for contempt of the district court of Shawnee county, Kansas. The commission shall report to such court the facts relating to any such contempt. Thereupon proceedings before such court shall be had as in cases of other civil contempt. The commission shall not conduct another hearing on the matter but shall make final determination based on the record of the hearing before the presiding officer or subcommittee of the commission.

(b) At every hearing held by the commission under this act:

(1) Oral evidence shall be taken only on oath or affirmation.

(2) Each party shall have the right to be represented by legal counsel, to call and examine witnesses, to introduce evidence and to cross-examine opposing witnesses.

(3) The provisions of K.S.A. 25-4161(g), and amendments thereto, shall apply to legal counsel representing a complainant employed or engaged by the commission.

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

Sec. 9. K.S.A. 25-4165 is hereby amended to read as follows: 25-4165. (a) The commission shall maintain a record of its investigations, inquiries, and proceedings. All records, complaints, documents, reports filed with or submitted to or made by the commission, and all records and transcripts of any investigations, inquiries or hearings of the commission under the campaign finance act shall be confidential and shall not be open to inspection by any individual other than a member of the commission, an employee of the commission, or a state officer or employee designated to assist the commission, except as otherwise specifically provided in the campaign finance act. The commission may, by adoption of a resolution, authorize the release to the attorney general or to the county or district attorney of the appropriate county of any information, records, complaints, documents, reports, and transcripts in its possession material to any matter pending before the attorney general or any county or district attorney. All matters presented at a public hearing of the commission and all reports of the commission stating a final finding of fact pursuant to K.S.A. 25-4164, and amendments thereto, shall be public records and open to public inspection.

(b) The duties under this section shall apply only to members of the commission, the executive director or any person employed or engaged by the commission.

Sec. 10. K.S.A. 25-4181 is hereby amended to read as follows: 25-4181. (a) The commission, in addition to any other penalty prescribed

under the campaign finance act, may assess a civil fine, after proper notice and an opportunity to be heard, against any person for a violation of the campaign finance act in an amount not to exceed \$5,000 for the first violation, \$10,000 for the second violation and \$15,000 for the third violation and for each subsequent violation. *Except as otherwise provided, the fine imposed by the commission in any one matter shall not exceed an amount that is triple the applicable fine for a single violation in such matter. In the event the respondent derived pecuniary gain from the specific violations, then, in lieu of the above fine amounts, the fine imposed may be fixed at an amount greater than that provided in this section, but in no event shall such amount exceed double the pecuniary gain derived from the violation by the respondent. Nothing in this section shall prevent the imposition of a separate fine by a court in a criminal proceeding.* Whenever any civil fine or penalty is proposed to be assessed against the treasurer of any candidate who is not also the candidate, such notice shall be given to both the treasurer and the candidate prior to the assessment of such fine or penalty. All fines assessed and collected under this section shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the ~~governmental ethics commission fee~~ state general fund.

(b) No individual who has failed to pay any civil penalty or civil fine assessed, or failed to file any report required to be filed under the campaign finance act, unless such penalty or fine has been waived or is under appeal, shall be eligible to become a candidate for state office or local office until such penalty or fine has been paid or such report has been filed or both such penalty or fine has been paid and such report filed.

(c) *The commission shall not order community service or any other specific performance in lieu of a civil fine as part of a consent decree or final order. Nothing in this section shall prohibit the commission from requiring training regarding or compliance with any provision of this act as part of a consent decree or final order.*

(d) *The commission shall not enter into any agreement with any person that legally binds the commission from enforcing any law against that person in exchange for the person's cooperation with or assistance of the commission in any matter unless such person has received immunity from criminal prosecution in the same matter from a county or district attorney or the attorney general pursuant to K.S.A. 22-3415, and amendments thereto.*

Sec. 11. K.S.A. 25-4182 is hereby amended to read as follows: 25-4182. (a) If the commission determines after notice and opportunity for a hearing that any person has engaged or is engaging in any act or practice constituting a violation of any provision of the campaign finance act or any rule and regulation or order hereunder, the commission by order may require that such person cease and desist from the unlawful act or practice and take such affirmative action as in the judgment of the commission will carry out the purposes of such act.

(b) If the commission makes written findings of fact that the public interest will be irreparably harmed by delay in issuing an order under subsection (a), the commission may issue an emergency temporary cease and desist order. Such order, even when not an order within the meaning of K.S.A. 77-502, and amendments thereto, shall be subject to the same procedures as an emergency order issued under K.S.A. 77-536, and amendments thereto. Upon the entry of such an order, the commission shall promptly notify the person subject to the order that it has been entered, of the reasons therefor and that upon written request the matter will be set for a hearing which shall be conducted in accordance with the provisions of the Kansas administrative procedure act. *Upon the request of the respondent, any hearing held under this act may be removed for hearing before a presiding officer from the office of administrative hearings as provided in K.S.A. 25-4161, and amendments thereto.* If no hearing is requested and none is ordered by the commission, the order will remain in effect until it is modified or vacated by the commission. If a hearing is requested or ordered, the commission, after notice of and opportunity for hearing to the person subject to the order, shall by written findings of fact and conclusions of law vacate, modify or make permanent the order. Any such order shall be enforceable in any court of competent jurisdiction.

Sec. 12. K.S.A. 25-4143, 25-4145, 25-4153a, 25-4157a, 25-4158, 25-4161, 25-4163, 25-4165, 25-4181 and 25-4182 are hereby repealed.

Sec. 13. This act shall take effect and be in force from and after its publication in the Kansas register.

## State of Kansas

### Wildlife and Parks Commission

#### Notice of Hearing on Proposed Administrative Regulation

A public hearing will be conducted by the Wildlife and Parks Commission at 12:00 p.m. Thursday, June 22, 2023, at the Acorns Resort, 3710 Farnum Creek Rd., Milford, Kansas, to consider the approval and adoption of a proposed administrative regulation of the Kansas Department of Wildlife and Parks.

The public hearing will begin at 12:00 p.m. June 22, 2023, at the location above. Other commission business will follow and will include general discussions, which may include educational presentations, workshop sessions, and public comment opportunities following the public hearing and again toward the end of the meeting. The meeting will continue until all business is complete.

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 statements in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing 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 and Parks, 1020 S. Kansas Ave., Suite 200, Topeka, KS 66612 or to [sheila.kemmis@ks.gov](mailto:sheila.kemmis@ks.gov), if submitted electronically. All interested parties will be given a reasonable opportunity at the hearing to express their views orally regarding 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. 115-8-23.** The proposed amendment will clarify that the prohibition on baiting wildlife KDWP lands and waters does not apply to fur harvesters; and that prohibition does include walk-in hunting areas (WIHA) and integrated walk-in hunting areas (iWHA).

**Economic Impact Summary:** This amendment is not expected to have any significant economic impact on the department, other agencies, or the public.

Copies of the complete text of the regulation and economic impact statements may be obtained by writing the chairman of the Commission at the address above, electronically on the department's website at <https://www.ksoutdoors.com>, or by calling 785-296-2281.

Gerald Lauber  
Chairman

Wildlife and Parks Commission

## State of Kansas

## Department of Revenue

## Permanent Administrative Regulations

## Article 2.—INHERITANCE TAXES

**92-2-54.** (Authorized by K.S.A. 1979 Supp. 79-1583, 79-1569; effective, E-80-26, Dec. 12, 1979; effective May 1, 1980; revoked May 5, 2023.)

**92-2-56 and 92-2-57.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1537; effective May 1, 1986; revoked May 5, 2023.)

**92-2-58.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1537a; effective May 1, 1986; revoked May 5, 2023.)

**92-2-59.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1537b, 79-1539, 79-1540; effective May 1, 1986; revoked May 5, 2023.)

**92-2-60.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1537c, 79-1539, 79-1540; effective May 1, 1986; revoked May 5, 2023.)

**92-2-61.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1537d; effective May 1, 1986; revoked May 5, 2023.)

**92-2-62.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1538; effective May 1, 1986; revoked May 5, 2023.)

**92-2-63.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1539; effective May 1, 1986; revoked May 5, 2023.)

**92-2-64.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1540; effective May 1, 1986; revoked May 5, 2023.)

**92-2-65.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1541; effective May 1, 1986; revoked May 5, 2023.)

**92-2-66.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1543, 79-1546 to 79-1557; effective May 1, 1986; revoked May 5, 2023.)

**92-2-67.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1545, as amended by L. 1985, Ch. 316, Sec. 1; effective May 1, 1986; revoked May 5, 2023.)

**92-2-68.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1545b, as amended by L. 1985, Ch. 316, Sec. 2; effective May 1, 1986; revoked May 5, 2023.)

**92-2-69.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1549; effective May 1, 1986; revoked May 5, 2023.)

**92-2-70.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1550; effective May 1, 1986; revoked May 5, 2023.)

**92-2-71.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1551; effective May 1, 1986; revoked May 5, 2023.)

**92-2-72.** (Authorized by K.S.A. 79-1583; implement-

ing K.S.A. 79-1552; effective May 1, 1986; revoked May 5, 2023.)

**92-2-73.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1553; effective May 1, 1986; revoked May 5, 2023.)

**92-2-74.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1554; effective May 1, 1986; revoked May 5, 2023.)

**92-2-75.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1555; effective May 1, 1986; revoked May 5, 2023.)

**92-2-76.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1556; effective May 1, 1986; revoked May 5, 2023.)

**92-2-77.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1557; effective May 1, 1986; revoked May 5, 2023.)

**92-2-78.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1560; effective May 1, 1986; revoked May 5, 2023.)

**92-2-79.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1561; effective May 1, 1986; revoked May 5, 2023.)

**92-2-80.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1562; effective May 1, 1986; revoked May 5, 2023.)

**92-2-81.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1563; effective May 1, 1986; revoked May 5, 2023.)

**92-2-82.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1564; effective May 1, 1986; revoked May 5, 2023.)

**92-2-83.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1574; effective May 1, 1986; revoked May 5, 2023.)

**92-2-84.** (Authorized by K.S.A. 79-1583; implementing K.S.A. 79-1580; effective May 1, 1986; revoked May 5, 2023.)

## Article 26.—AGRICULTURAL ETHYL ALCOHOL PRODUCER INCENTIVE

**92-26-1.** (Authorized by K.S.A. 2008 Supp. 79-34,163; implementing K.S.A. 2008 Supp. 79-34,161 and 79-34,163; effective, T-88-34, Sept. 17, 1987; amended May 1, 1988; amended Feb. 27, 2009; revoked May 5, 2023.)

**92-26-2.** (Authorized by and implementing L. 1987, Ch. 388, Sec. 4; effective, T-88-34, Sept. 17, 1987; amended May 1, 1988; revoked May 5, 2023.)

**92-26-3.** (Authorized by L. 1987, Ch. 388, Sec. 4; implementing L. 1987, Ch. 388, Sec. 4, K.S.A. 79-3403; effective, T-88-34, Sept. 17, 1987; amended May 1, 1988; revoked May 5, 2023.)

**92-26-4.** (Authorized by K.S.A. 2008 Supp. 79-34,163; implementing K.S.A. 2008 Supp. 79-34,161 and 79-34,163; effective, T-88-34, Sept. 17, 1987; amended May 1, 1988; amended Nov. 12, 2004; amended Feb. 27, 2009; revoked May 5, 2023.)



**92-26-5, 92-26-6, and 92-26-7.** (Authorized by and implementing L. 1987, Ch. 388, Sec. 4; effective, T-88-34, Sept. 17, 1987; amended May 1, 1988; revoked May 5, 2023.)

**Article 27.—QUALIFIED BIODIESEL  
FUEL PRODUCER INCENTIVE**

**92-27-1.** (Authorized by and implementing K.S.A. 2006 Supp. 79-34,158; effective Nov. 2, 2007; revoked May 5, 2023.)

**92-27-2.** (Authorized by K.S.A. 2006 Supp. 79-34,158; implementing K.S.A. 2006 Supp. 79-34,155, as amended by L. 2007, ch. 180, sec. 15, and K.S.A. 2006 Supp. 79-34,158; effective Nov. 2, 2007; revoked May 5, 2023.)

**92-27-3.** (Authorized by and implementing K.S.A. 2006 Supp. 79-34,158; effective Nov. 2, 2007; revoked May 5, 2023.)

**92-27-4.** (Authorized by K.S.A. 2006 Supp. 79-34,158; implementing K.S.A. 2006 Supp. 79-3415, 79-3420, and 79-34,158; effective Nov. 2, 2007; revoked May 5, 2023.)

**92-27-5.** (Authorized by and implementing K.S.A. 2006 Supp. 79-34,158; effective Nov. 2, 2007; revoked May 5, 2023.)

Mark A. Burghart  
Secretary  
Department of Revenue

Doc. No. 051061

State of Kansas

**Board of Healing Arts**

**Permanent Administrative Regulation**

**Article 54.—OCCUPATIONAL THERAPY**

**100-54-13. Professional liability insurance.** (a) Each individual licensed by the board as an occupational therapist shall, before rendering professional services within Kansas, submit to the board evidence that the individual has one of the following types of professional liability insurance coverage:

(1) Individual coverage of not less than \$100,000 per claim, subject to an annual aggregate of not less than \$300,000 for all claims made during the period of coverage; or

(2) coverage through the individual's employer under an additional insured policy for which the limit is not less than \$1,000,000 per claim, subject to an annual aggregate of not less than \$3,000,000.

(b) Each individual licensed by the board as an occupational therapist and rendering professional services in Kansas shall submit, with the annual application for renewal of the license, evidence that the individual has the professional liability insurance coverage specified in subsection (a). (Authorized by and implementing K.S.A. 2022 Supp. 65-5423; effective, T-100-1-6-23, Jan. 6, 2023; effective May 5, 2023.)

Susan Gile  
Executive Director  
Board of Healing Arts

Doc. No. 051066

**INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended, and revoked administrative regulations with a future effective date and the *Kansas Register* issue in which the regulation can be found. A complete listing and the complete text of all currently effective regulations required to be published in the *Kansas Administrative Regulations* can be found at [https://www.sos.ks.gov/pubs/pubs\\_kar.aspx](https://www.sos.ks.gov/pubs/pubs_kar.aspx).

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-21-5	New	V. 42, Issue 14
7-29-3	New	V. 42, Issue 14
7-45-2	New	V. 42, Issue 14

**AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT**

Reg. No.	Action	Register
28-15-56	Amended	V. 42, Issue 14

**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*. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 *Kansas Register*. A list of regulations filed from 2016 through 2017, can be found in the Vol. 36, No. 52, December 28, 2017 *Kansas Register*. A list of regulations filed from 2018 through 2019, can be found in the Vol. 38, No. 52, December 26, 2019 *Kansas Register*. A list of regulations filed from 2020 through 2021, can be found in the Vol. 40, No. 52, December 30, 2021 *Kansas Register*.

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111-2-329	New	V. 41, Issue 40	111-19-122	New	V. 41, Issue 9
111-4-3547	Amended	V. 41, Issue 33	111-19-123	New	V. 41, Issue 12
111-4-3681	Amended	V. 41, Issue 6	111-19-124	New	V. 41, Issue 24
111-4-3695	New	V. 41, Issue 6	111-19-125	New	V. 41, Issue 24
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111-4-3708	Amended	V. 41, Issue 19	111-19-138	New	V. 41, Issue 51
111-4-3709	Amended	V. 41, Issue 19	111-19-139	New	V. 41, Issue 51
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111-18-3	Amended	V. 41, Issue 29			
111-18-8	New	V. 41, Issue 29			
111-19-2a	Amended	V. 41, Issue 12			

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

Reg. No.	Action	Register
115-8-9	Amended	V. 42, Issue 14
155-8-25	New	V. 42, Issue 14



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

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