



Kansas Register

Kris W. Kobach, Secretary of State

Vol. 31, No. 39

September 27, 2012

Pages 1203-1230

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State of Kansas
Board of Regents Universities

Notice to Bidders

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

Emporia State University – Bid postings: www.emporia.edu/busaff/. Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: thouse@emporia.edu. Mailing address: Emporia State University, Controller's Office/Purchasing, Campus Box 4021, 1200 Commercial, Emporia, KS 66801.

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

Kansas State University – Bid postings: www.k-state.edu/purchasing/rfq. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: ksurch@k-state.edu. Mailing address: Di-

vision of Financial Services/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

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

University of Kansas – Electronic bid postings: <http://www.purchasing.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: purchasing@ku.edu.

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

Wichita State University – Bid postings: www.wichita.edu/purchasing. Additional contact info: phone: 316-978-3080, fax: 316-978-3528. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Jim Hughes
Chair of Regents Purchasing Group
Director of Purchasing
Pittsburg State University

Doc. No. 040656

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

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Hard copy subscription information and current and back issues of the Kansas Register (PDF format) can be found at the following link: http://www.sos.ks.gov/pubs/pubs_kansas_register.asp

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

Legislature

Interim Committee Schedule

The Legislative Research Department gives notice that the following legislative committees plan to meet during the period of October 9-11, based on current information and subject to change. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at 785-296-2391 or TTY 711, or email LegServ@las.ks.gov.

Date	Room	Time	Committee	Agenda
Oct. 9	548-S	TBA	Joint Committee on Legislative Budget	Agenda not available.
Oct. 10	548-S	TBA	Joint Committee on Legislative Budget	Agenda not available.
Oct. 11	548-S	TBA	Joint Committee on Legislative Budget	Agenda not available.

Jeffrey M. Russell
Director of Legislative
Administrative Services

Doc. No. 040925

State of Kansas

Department for Aging and
Disability Services

Public Notice

In compliance with K.S.A. 59-2006b(a), the following per patient day costs for fiscal year 2013 will be the basic maximum daily rate of charge, effective July 1, 2012, for the following institutions:

Parsons State Hospital & Training Center	\$427.00
Kansas Neurological Institution	\$511.00

Shawn Sullivan
Secretary for Aging and
Disability Services

Doc. No. 040918

State of Kansas

Department for Aging and
Disability Services

Public Notice

In compliance with K.S.A. 59-200b(c), the following state institutions are hereby authorized to compute an individual patient charge on the basis of rates for services based on costs incurred by such state institutions determined by application of generally acceptable hospital accounting principles: Osawatomie State Hospital; Larned State Hospital, including the State Security Hospital; and Rainbow Mental Health Facility.

Shawn Sullivan
Secretary for Aging and
Disability Services

Doc. No. 040919

(Published in the Kansas Register September 27, 2012.)

City of Mission, Kansas

Notice of Public Information Meeting

The city of Mission, Kansas, will host a public meeting from 5 to 6:30 p.m. Wednesday, October 3, at the Sylvester Powell Jr. Community Center, 6200 Martway, Mission, to discuss the appraisal and right of way/easement acquisition process for the Johnson Drive (Lamar to Nall) Rehabilitation Project. All project-adjacent property owners have been personally invited to attend.

The Johnson Drive Rehabilitation Project will stretch from the west edge of Lamar Avenue to the west edge of Nall Avenue and will include full reconstruction of the pavement, curb, gutter and sidewalks; allow for utilities to relocate and upgrade their infrastructure; and include the installation of a new stormwater "interceptor" pipe under the street. This project also aims to improve the pedestrian friendliness of the downtown corridor and includes several landscape and streetscape amenities, such as seat walls and decorative street lights.

Given the scope of the project, the city of Mission will be seeking to acquire right of way and a variety of easements from many of the project-adjacent property owners. During this public meeting, the project management team, including the design engineer and property appraiser, will be available to describe the project scope, explain the construction impact to properties, detail the acquisition plans for each individual parcel and listen to any property owner concerns.

Justin Pregont, Project Manager
Public Works Department
City of Mission, Kansas

Doc. No. 040924

State of Kansas

Office of the Governor

Executive Directive No. 12-433
Authorizing Personnel Transactions

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:

The request of Kraig Knowlton, Director of the Office of Human Resources, to assign the following job classifications to the pay grade listed below and move employees assigned to positions in these job classifications to the same pay step on the new pay grade is hereby approved, effective September 16, 2012.

Job Classification	Pay Grade
Accounting Specialist	20
Activity Therapy Technician	15
Electrician	21
Electrician Senior	23
Electronics Technician	23
Electronics Technician Senior	25
Environmental Scientist I	28
Environmental Scientist II	30
Equipment Operator	17
Equipment Operator Senior	19
Equipment Operator Specialist	21
Equipment Operator Trainee	15
Licensed Mental Health Technician	18
Licensed Practical Nurse	20
Licensed Practical Nurse Senior	21
Mechanic	19
Mechanic Senior	21
Network Control Technician I	26
Network Control Technician II	29
Network Control Technician III	31
Painter	18
Painter Senior	21
Power Plant Operator	16
Power Plant Operator Senior	19
Refrigeration and Air Conditioning Service Technician	19
Refrigeration and Air Conditioning Service Technician Senior	21
Welder	20

The request of Kraig Knowlton, Director of the Office of Human Resources, to reassign the following job classifications to the pay grade listed below and move employees in positions assigned to these job classifications to the next higher pay step on the new pay grade is hereby approved, effective September 16, 2012.

Job Classification	Pay Grade
Corrections Counselor I	23
Corrections Counselor II	25
Corrections Officer IA	18
Corrections Officer IB	19
Corrections Officer II	20
Corrections Manager I	28
Corrections Manager II	30
Corrections Manager III	32
Corrections Specialist I	23
Corrections Specialist II	25
Corrections Specialist III	27
Historic Site Curator I	25
Historic Site Curator II	28

Juvenile Corrections Officer I	18
Juvenile Corrections Officer II	21
Juvenile Corrections Officer III	24
Law Enforcement Officer I	25
Law Enforcement Officer II	27
Law Enforcement Officer III	30
Parole Officer I	23
Parole Officer II	25
Parole Supervisor	27
Unit Team Manager	27

The request of Kraig Knowlton, Director of the Office of Human Resources, to establish step 6 of pay grade 18 as the entry rate for the Corrections Officer IA and Juvenile Corrections Officer I job classifications is hereby approved, effective September 16, 2012.

The request of Kraig Knowlton, Director of the Office of Human Resources, to provide employees in positions assigned to the following job classifications on September 16, 2012 with a one-time, lump sum payment equivalent to 25.0 percent of the annualized increase of the employee's base pay as provided in this Executive Directive, is hereby approved effective September 16, 2012.

Job Classification

Accounting Specialist
Activity Therapy Technician
Corrections Counselor I
Corrections Counselor II
Corrections Officer IA
Corrections Officer IB
Corrections Officer II
Corrections Manager I
Corrections Manager II
Corrections Manager III
Corrections Specialist I
Corrections Specialist II
Corrections Specialist III
Electrician
Electrician Senior
Electronics Technician
Electronics Technician Senior
Environmental Scientist I
Environmental Scientist II
Equipment Operator
Equipment Operator Senior
Equipment Operator Specialist
Equipment Operator Trainee
Historic Site Curator I
Historic Site Curator II
Juvenile Corrections Officer I
Juvenile Corrections Officer II
Juvenile Corrections Officer III
Licensed Mental Health Technician
Licensed Practical Nurse
Licensed Practical Nurse Senior
Mechanic
Mechanic Senior
Network Control Technician I
Network Control Technician II
Network Control Technician III
Painter
Painter Senior
Parole Officer I
Parole Officer II
Parole Supervisor

Power Plant Operator
 Power Plant Operator Senior
 Refrigeration and Air Conditioning Service Technician
 Refrigeration and Air Conditioning Service Technician Senior
 Unit Team Manager
 Welder

The request of Kraig Knowlton, Director of the Office of Human Resources, to change the title of the Veterinary Anesthesia Technician job classification to Veterinary Specialty Technician, is hereby approved, effective September 16, 2012.

I have conferred with the Secretary of Administration, the Director of the Budget, Human Resources, and members of my staff, and I have determined that the requested actions are appropriate.

Dated September 19, 2012.

Sam Brownback
 Governor

Doc. No. 040926

State of Kansas
Office of the Governor

Notice of Available Grant Funding

Grant funds are available from the Federal S.T.O.P. Violence Against Women Grant Program for calendar year 2013. The purpose of this grant program is to fund units of state or local government; Native American Tribes; and nonprofit, community and faith-based organizations in developing strategies and enhancing victim services in cases involving violent crimes against women.

There is approximately \$1.5 million available for grant awards. The allocation of grant funds will be made to each of the following areas: at least 25 percent for law enforcement; at least 25 percent for prosecution; at least 5 percent for courts; at least 30 percent for nonprofit, community and faith-based victim service organizations (with 10 percent to be distributed to culturally specific community-based organizations); and 15 percent for discretionary grant projects. Federal S.T.O.P. Violence Against Women Grant funds cannot be used to supplant federal, state or local funds that would otherwise be available for targeting violent crimes against women.

The application is available on the Governor's Grant Portal, <https://www.kansas.gov/grants/index.do>, or a copy of the application may be downloaded at https://governor.ks.gov/serving-kansans/grants-program/grant_opportunities/federal-stop-violence-against-women-grant. All grant applications must be submitted via the Governor's Grant Portal by 11:59 p.m. October 24. To quickly locate the grant in the grant portal, use WOMEN for the keywords in your search.

Jennifer Cook, Administrator
 Governor's Grants Program

Doc. No. 040931

State of Kansas

Department of Agriculture

**Notice of Hearing on Proposed
 Permanent Quarantine**

Pursuant to the provisions of K.S.A. 2-2117, a hearing will be conducted at 10 a.m. Tuesday, November 6, in the training room, fourth floor, Kansas Department of Agriculture, 109 S.W. 9th, Topeka, in the matter of the issuance of a permanent quarantine regarding Emerald Ash Borer (*Agrilus planipennis* [Coleoptera: Buprestidae]). The proposed quarantine would affect Wyandotte County, Kansas. The quarantine would prohibit movement of regulated items from the quarantined area, except under specific conditions. Regulated items under quarantine would include the following:

- The emerald ash borer (*Agrilus planipennis* [Coleoptera: Buprestidae]), in any living stage of development;
- Firewood of all hardwood (non-coniferous) species;
- Nursery stock of the genus *Fraxinus* (Ash);
- Green lumber of the genus *Fraxinus* (Ash);
- Other material living, dead, cut or fallen, including logs, stumps, roots, branches, and composted and uncomposted chips of the genus *Fraxinus* (Ash);
- Any other article, product or means of conveyance that an inspector determines presents a risk of spreading emerald ash borer and notifies the person in possession of the article, product or means of conveyance that it is subject to the restrictions of the regulations.

In addition, the quarantine would require anyone who discovers Emerald Ash Borer in an area not currently under quarantine to report the discovery to the Kansas Department of Agriculture within 72 hours.

All interested persons may attend the hearing and will be given the opportunity to express comments either orally or in writing, or both. Interested parties may appear in person or by counsel. Written comments and requests for information concerning the proposed quarantine should be directed to Jeff Vogel, Plant Protection & Weed Control Program Manager, Kansas Department of Agriculture, Forbes Field, Building 282, P.O. Box 19282, Topeka, 66619, or jeff.vogel@kda.ks.gov, at or before the time of hearing. For persons intending to present oral testimony at the hearing, prior notice to the department would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the quarantine in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Leslie Garner at 785-296-4623 or fax 785-368-6668. Handicapped parking is located at the southwest corner of 9th and Kansas Ave., and the north entrance to the building is accessible to individuals with disabilities.

Dale A. Rodman
 Secretary of Agriculture

Doc. No. 040913

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. 2011 Supp. 12-1675(b)(c)(d) and K.S.A. 2011 Supp. 12-1675a(g).

Effective 9-24-12 through 9-30-12

Term	Rate
1-89 days	0.15%
3 months	0.11%
6 months	0.14%
1 year	0.20%
18 months	0.24%
2 years	0.26%

Scott Miller
Director of Investments

Doc. No. 040912

State of Kansas

Department of Transportation

Notice of Public Auction

The Kansas secretary of transportation will offer for sale at public auction the following parcel:

Tract 2575-1
78,408 sq. ft.

NE corner 6th and Queens Road, Lawrence

1.8 acre +/- tract of land in SW/4 Sec. 28-12s-19e, subject to 0.53 +/- acre permanent easement, leaving a balance of +/- 1.27 acres for development. Approx. 317' frontage with Queens Road and 222' frontage on 6th. Above street level at the peak of a hill. Access from Queens Road. Current zoning UR-Urban Reserve District, could become RM-12 Medium Density Residential Development.

Note: The information contained in this document is accurate and correct to the best of owner's knowledge. Prospective buyers are encouraged to perform their own due diligence to verify the information provided, including the statements regarding access, zoning and availability of utilities.

The auction will begin at 3 p.m. Tuesday, October 30, on the premises. An inspection of property will take place at 2 p.m. on the day of the sale.

The minimum bid is \$80,000.

A complete legal description is available on request.

Terms of Sale:

Payment of \$8,000, representing 10 percent 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 p.m. Friday, November 30, 2012. The successful bidder will receive a bill of sale on the day of the sale and a quit claim deed after the balance is paid. If the balance of the purchase price is not paid on or before 3 p.m., Friday, November 30, 2012, the 10 percent down payment will be forfeited to the seller.

For additional terms and information contact the Bureau of Right of Way at 877-461-6817.

The seller reserves the right to reject any and all bids and is not responsible for accidents.

Sold Subject to the Following:

The 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 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.

The Kansas Department of Transportation ensures 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.

Mike King
Secretary of Transportation

Doc. No. 040916

State of Kansas

Department of Transportation

Notice to Consulting Firms

The Kansas Department of Transportation is seeking a qualified consulting firm, prequalified in Category 322 — Bridge and Structure Inspection, for the project as listed below. A PDF (1MB maximum size) of the interest response must be emailed to David J. Nagy, P.E., assistant to the Bureau Chief of Design/Contracts Engineer, at DavidN@ksdot.org. Interest and experience responses are limited to four pages, the subject line of the reply email and the PDF file name must read "106 KA-2799-01 Light Tower/Sign Structure Inspection — Firm Name," and must be received by noon October 4 for the consulting firm to be considered. Categories may be viewed at www.ksdot.org/divengdes/prequal.

106 KA-2799-01
Statewide

Two consultants will be selected to perform these services. The scope of service is to provide a full structural inspection for sign structures (approximately 650 each) and for high mast light towers (approximately 600 each) on the state highway system. The majority of these structures are concentrated in the metropolitan areas of Kansas (Kansas City, Wichita and Topeka), along interstates and major freeways. The workload will be divided geographically to minimize travel.

These inspections shall be performed in accordance with the FHWA's "Guidelines for the Installation, In-

spection, Maintenance and Repair of Structural Supports for Highway Signs, Luminaries, and Traffic Signals,” as well as the Kansas Department of Transportation’s “Policies and Procedures for the Inspection of Sign & Light Structures.” The structural inspection shall include:

- Verification of inventory items such as location and structural components/materials
- Determination of structural condition based on element level inspection methodology
- Provide recommendations for maintenance actions

The consultants will be required to provide data results in electronic format (Microsoft Excel, Access or other database format) for the existing inventory of the statewide system of sign and light structures. Electronic photos and inspection reports also will be required as a deliverable. The total project estimated cost is \$550,000 and should be completed in 12 months.

The Consultant Shortlist Committee will select four to six of the most highly qualified firms expressing interest and schedule an individual interview. The consulting firms can more thoroughly discuss their experience related to the project at the interview and will be expected to discuss their approach to this project in detail and the personnel to be assigned to this project.

The Consultant Selection Committee, appointed by the secretary of transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select one firm to perform the professional services required for completing the advertised project.

It is KDOT’s policy to use the following criteria as the basis for selection of the consulting engineering firms:

1. Size and professional qualifications.
2. Experience of staff.
3. Location of firm with respect to project(s).
4. Work load of firm.
5. Firm’s performance record.

The firm’s accounting systems must have the following capabilities before the firm may be awarded a contract:

- Valid, reliable and current costs must be available within the system to support cost and pricing data.
- Capability to provide a means of measuring the reasonableness of incurred costs.
- Capability to identify and accumulate allowable costs by contract or project records that will reconcile with the general ledger.
- Ability to provide supporting documentation of actual expenditures for each billing, based on costs.

For more information contact David Nagy at DavidN@ksdot.org.

Mike King
Secretary of Transportation

Doc. No. 040907

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Eisenhower State Office Building, fourth floor west wing, 700 S.W. Harrison, Topeka, until 1 p.m. October 17 and then publicly opened:

District One — Northeast

Wyandotte—105 N-0521-01 — State Avenue from 94th Street to 82nd Street, grading/bridge and surfacing, 1.5 miles. (Federal Funds)

Wyandotte—105 N-0551-01 — Walking trail between Shadyside and West Morse Avenue, surfacing, 0.9 mile. (Federal Funds)

Leavenworth—52 U-2120-02 — In Leavenworth, pedestrian and bicycle paths. (Federal Funds)

District Two — North Central

Ellsworth—70-27 KA-0728-02 — From the Russell/Ellsworth county line east, seeding/sodding, 8.3 miles. (Federal Funds)

Ellsworth—70-27 KA-0730-02 — From 0.745 mile west of K-14 east to the Ellsworth/Lincoln county line, seeding/sodding, 7.0 miles. (Federal Funds)

Mitchell—24-62 KA-1803-01 — 1.95 miles east of K-128 Limestone Creek, bridge replacement. (Federal Funds)

Jewell—14-45 KA-2931-01 — From the east U.S.36/K-14 junction north to the Kansas/Nebraska state line, milling and overlay, 15.2 miles. (State Funds)

Cloud—24-15 KA-2932-01 — From the Cloud/Mitchell county line east to U.S. 24/K-189, milling and overlay, 27.1 miles. (State Funds)

Saline—70-85 KA-3031-01 — Bridges #076 and #077 located 11.71 and 11.70 miles east of K-143, bridge repair. (State Funds)

Statewide—106 KA-2936-01 — K-9 from U.S. 24/K-9 east to the Mitchell/Cloud county line; K-9 from the Mitchell/Cloud county line east to Concordia, asphalt pavement, 28.9 miles. (State Funds)

District Three — Northwest

Rawlins—25-77 KA-2935-01 — From U.S. 36/K-25 north to the Kansas/Nebraska state line, overlay, 13.2 miles. (State Funds)

Logan—25-55 KA-2950-01 — From the U.S. 40/K-25 east junction north to the Logan/Thomas county line, overlay, 2.3 miles. (Federal Funds)

Thomas—25-97 KA-2951-01 — From the Logan/Thomas county line north to Colby, overlay, 15.5 miles. (Federal Funds)

Thomas—25-97 KA-2952-01 — From Colby north to the Thomas/Rawlins county line, asphalt pavement, 11.5 miles. (State Funds)

Wallace—27-100 KA-2953-01 — From the Wallace/Greeley county line north to Sharon Springs and from Sharon Springs north to the Wallace/Sherman county line, milling and overlay, 29.8 miles. (State Funds)

(continued)

Gove—23-32 KA-2961-01 — From the Gove/Lane county line north to the city of Gove, conventional seal, 17.4 miles. (State Funds)

Wallace—27-100 M-0020-01 — From the east U.S. 40/K-27 junction north to the Wallace/Sherman county line, stockpile bituminous material, 16.2 miles. (State Funds)

Cheyenne—36-12 M-0021-01 — From the east U.S. 36/K-27 junction east to the Cheyenne/Rawlins county line, stockpile bituminous material, 15.9 miles. (State Funds)

Rawlins—25-77 M-0022-01 — From U.S. 36/K-25 north to the Kansas/Nebraska state line, stockpile bituminous material, 13.2 miles. (State Funds)

Thomas—25-97 M-0025-01 — From the Thomas/Logan county line north to Colby, stockpile bituminous material, 15.5 miles. (State Funds)

Cheyenne—12 KA-2962-01 — U.S. 36 from the east U.S. 36/K-27 junction east to the Cheyenne/Rawlins county line; K-27 from the Cheyenne/Sherman county line north to the east U.S. 36/K-27 junction; K-217 from U.S. 36/K-217 north .5 mile, milling and overlay, 29.7 miles. (State Funds)

District Four — Southeast

Cherokee—11 C-4215-01 — 2 miles north and 3 miles west of Hallowell, grading, bridge and surfacing, 0.2 mile. (Federal Funds)

Franklin—35-30 KA-3112-01 — From 1.6 miles north of the south I-35/U.S. 59 junction north and east to 0.4 mile north of I-35/K-68, sealing, 3.0 miles. (State Funds)

District Five — South Central

Butler—8 C-0019-01 — 4.5 miles south of Whitewater, grading and bridge, 0.3 miles. (Federal Funds)

Sedgwick—87 C-0297-01 — In Cheney, pedestrian and bicycle paths. (Federal Funds)

Butler—8 C-4496-01 — 5 miles north of K-254 at Butler Road and NW 30th, grading and surfacing, 0.5 mile. (Federal Funds)

Sedgwick—235-87 KA-2040-01 — I-235 and 13th Street connection on west side of Wichita, grading, bridge and surfacing, 1.0 mile. (State Funds)

Harvey—135-40 KA-2779-01 — Bridge #023 on I-135 in Harvey County located 0.04 mile south of U.S. 50 north junction, bridge overlay. (State Funds)

Rush—183-83 KA-2999-01 — From the Rush/Pawnee county line north to La Crosse, ultra thin bonded asphalt surfacing, 12.0 miles. (State Funds)

Barton—56-5 KA-3000-01 — From the east city limits of Pawnee Rock northeast to Great Bend, milling and overlay, 11.5 miles. (State Funds)

Kingman—14-48 KA-3002-01 — From K-14/K-42 north to Kingman, milling and overlay, 12.1 miles. (State Funds)

Rice—4-80 KA-3037-01 — From the Rice/Barton county line east to the Rice/Ellsworth county line (except through Geneseo), milling and overlay, 24.9 miles. (State Funds)

Comanche—17 KA-2986-01 — U.S. 160 from the Comanche/Clark county line east to the Comanche/Barber county line; K-1 from the Kansas/Oklahoma state line north to U.S. 160/K-1, milling and overlay, 49.2 miles. (State Funds)

Barton—5 KA-2990-01 — K-4 from the Barton/Rush county line east to the U.S. 281/K-4 west junction and

from the east U.S. 281/K-4 junction east to the Barton/Rice county line; U.S. 281 from the east U.S. 281/K-4 junction west to the west U.S. 281/K-4 junction, milling and overlay, 30.7 miles. (State Funds)

Pratt—76 KA-2996-01 — K-64 from U.S. 281/K-64 east and north to U.S. 54/K-64; U.S. 54 from U.S. 54/K-61 east, milling and overlay, 8.0 miles. (State Funds)

District Six — Southwest

Ness—68 C-0030-01 — 3.8 miles north of K-96 and 1.0 miles east of county line, grading and bridge, 0.1 mile. (Federal Funds)

Ness—C-68 C-4272-01 — 5.9 miles south of K-4 and 1.0 mile east of county line, grading and bridge, 0.2 mile. (Federal Funds)

Greeley—96-36 KA-3020-01 — From the Kansas/Colorado state line east to K-96/K-27, asphalt pavement, 15.9 miles. (State Funds)

Scott—83-86 KA-3024-01 — From the railroad tracks (Scott City) north to the Scott/Logan county line, ultra thin bonded asphalt surfacing, 15.3 miles. (State Funds)

Haskell—83-41 KA-3026-01 — From U.S. 83/U.S. 160 north to the Haskell/Finney county line, ultra thin bonded asphalt surfacing, 12.0 miles. (State Funds)

Stevens—56-95 M-0026-01 — KDOT mix-strip on U.S. 56 located 0.75 mile south of the US-56/County Road 13 intersection, stockpile bituminous material. (State Funds)

Haskell—56-41 M-0027-01 — KDOT mix-strip located 0.5 mile north of the U.S. 56/U.S. 83 junction, stockpile bituminous material. (State Funds)

Finney—28 KA-3003-01 — U.S. 83 from 2.92 miles north of RS-247 north to bridge #17; on U.S. 83B from U.S. 83/U.S. 83B north to Garden City; on K-156 from 660 feet east of K-156/Crestway Drive east to Roman Road; on U.S. 50 from the PCCP north of U.S. 50 north to Schulman Avenue; ultra thin bonded asphalt surfacing, 11.1 miles. (State Funds)

Statewide—106 KA-3008-01 — U.S. 56 from end of full shoulders northeast to the Stevens/Seward county line; U.S. 56 from the Stevens/Seward county line northeast to the Seward/Haskell county line; U.S. 56 from the Seward/Haskell county line northeast to the Seward/Gray county line; U.S. 83 from 0.25 mile south of U.S. 83/U.S. 56 north to the Cimarron Valley Railroad tracks, milling and overlay, 41.5 miles. (State Funds)

Finney—28 KA-3017-01 — U.S. 50B from Campus Drive east to the U.S. 50B/U.S. 50 east junction; U.S. 50 from U.S. 50/U.S. 83 east junction east to Towns Road; 2-inch overlay, 3.0 miles. (State Funds)

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval

package will make the bid nonresponsive and not eligible for award consideration.

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

Mike King
Secretary of Transportation

Doc. No. 040899

(Published in the Kansas Register September 27, 2012.)

City of Overland Park, Kansas

Notice to Bidders

Sealed bids for **Turkey Creek Bicycle and Pedestrian Trail (PR-1067), KDOT Project No. 46 N-0553-01**, will be received by the city of Overland Park, Kansas, at the office of the city clerk, City Hall, 8500 Santa Fe Drive, Overland Park, 66212, until 2 p.m. local time October 30, 2012. At that time all sealed bids will be transferred to the City Council Chamber, City Hall, where they will be publicly opened and read aloud. Any bid received after the designated closing time will be returned unopened.

All bids shall be submitted in sealed envelopes addressed to the city clerk of Overland Park, Kansas, and marked "Bid For: Turkey Creek Bicycle and Pedestrian Trail (PR-1067)." Copies of plans, specifications, bid documents and other contract documents are on file at the office of Olsson Associates, 7301 W. 133rd St., Suite 200, Overland Park, 66213. Contractors desiring the contract documents for use in preparing bids may obtain a set of such documents from DREXEL Technology, Attn: Drexel Planroom, 10840 W. 86th Terrace, Lenexa, 66214, 913-371-4430. Hard copy sets of full-size plans and specifications will be available for a nonrefundable cost of \$85, with a check made payable to Olsson Associates. Questions regarding these documents may be addressed to Brad Sonner, Olsson Associates, at 913-381-1170.

Neither the city nor the consultant shall be responsible for the accuracy, completeness or sufficiency of any bid documents obtained from any source other than the source indicated above. Obtaining copies of plans, specifications, bid documents and other contract documents from any other source may result in obtaining incomplete and inaccurate information. Obtaining these documents from any source other than directly from the source listed herein also may result in failure to receive any addenda, corrections or other revisions to these documents that may be issued.

Contractors should read and be fully familiar with all contract documents before submitting a bid. In submitting a bid, the bidder warrants that it has read the contract documents and is fully familiar therewith and that it has visited the site of the work to fully inform itself as to all existing conditions and limitations and shall include in its bid a sum to cover the cost of all items of the work.

Should a bidder find "defects" as defined in paragraph GC-3 of the General Conditions, it shall follow the procedures outlined in paragraph GC-3 to bring same to the attention of city. Changes necessitated thereby shall be in the form of addenda issued by the consultant.

All bidders shall verify that they have considered all written addenda. Neither the city nor the consultant shall be responsible for oral instructions.

Any written addenda issued during the time of bidding shall be covered and included in the bid. There will be no clarifications or exceptions allowed on the bid. Bids are for a total bid package, total contract price.

Bids shall be made upon the form provided, in ink or typewritten. Numbers shall be stated both in writing and in figures, the signature shall be longhand and the complete form shall be without alteration or erasure. On alternate items for which a bid is not submitted, a written indication of "no bid" on the bid form is required.

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

The following items must be included in the sealed envelope with the bid:

- a. Bid
- b. 5% Bid Security — bid bond, cashier's check or certified check (see below)
- c. Signed Documents (KDOT Certifications)
 - DBE Contract Goal
 - Certification — Noncollusion & History of Debarment
 - Declaration — Limitations on Use of Federal Funds for Lobbying
 - Tax Clearance Certificate

Each bidder shall file with its bid a bid bond, a cashier's check or a certified check drawn on any acceptable bank, made payable to the city of Overland Park, Kansas, in an amount of not less than 5 percent of the total bid, which shall be retained by the city of Overland Park until a contract for the project has been executed. Bid bonds will be returned to the unsuccessful bidders, with the exception of the second qualifying bidder, at such time as their bids are rejected. The bid deposit of the successful bidder and the second qualifying bidder will be returned when satisfactory bonds in an amount equal to 100 percent of the contract amount, required insurance certificates and other required documents shall have been furnished and the contract documents have been executed.

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 by written request of the bidder received in the office of the city clerk prior to the time and date for bid opening; provided, however, that no bidder may withdraw its bid for a period of 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 1:30 p.m. October 23 in Conference Room 1, Overland Park City Hall.

Sally Wachtel, Contract Specialist
Public Works Department
City of Overland Park, Kansas

Doc. No. 040929

State of Kansas

Department of Health
and Environment

Request for Comments

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

Grandview Products Company, Inc., 1601 Superior Drive, Parsons, 67357, owns and operates a wood kitchen cabinet manufacturing facility located at 1601 Superior Drive and 2608 Flynn Drive, Parsons, 67357.

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

Direct written comments or questions regarding the proposed permit to Rasha Allen, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business October 29.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Sharon Burrell, KDHE, Bureau of Air, not later than the close of business October 29 in order for the secretary of health and environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or

unless the grounds for such objection arose after such period. Contact Ward Burns, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, 913-551-7312, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Robert Moser, M.D.
Secretary of Health
and Environment

Doc. No. 040917

State of Kansas

Department of Administration
Procurement and Contracts

Notice to Bidders

Sealed bids for items listed will be received by the director of procurement and contracts until 2 p.m. on the date indicated. For more information call 785-296-2373:

Please Note: Effective August 20, 2012, Procurement and Contracts will receive all bidding documents in its new location, Room 652-South, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. The Customer Service Center will no longer accept bid documents after this date.

10/09/2012	EVT0001714	Perimeter Detection System
10/10/2012	EVT0001715	Trailers, Equipment, 20-Ton Tandem Axle
10/10/2012	EVT0001724	Construct Water Supply Line — Meade Fish Hatchery
10/11/2012	EVT0001729	Install KDOT Perimeter Fence — Oskaloosa
10/11/2012	EVT0001732	Trucking Services — On-Call
10/17/2012	EVT0001725	Audit Services
10/23/2012	EVT0001621	Technical Assistance for Public Water Supplier (PWS)
10/23/2012	EVT0001720	Examination Services
10/24/2012	EVT0001717	Services, Medical Director
10/30/2012	EVT0001711	Fitness Equipment

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

<http://www.da.ks.gov/purch/contracts/bids.aspx>

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

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

10/16/2012	A-012063	Restroom Remodel — North Riser — LSOB, Office of Facilities & Property Management, Topeka
10/30/2012	A-011514	Fine & Performing Arts Center, Pittsburg State University, Pittsburg

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

Chris Howe, Director
Procurement and Contracts

Doc. No. 040930

(Published in the Kansas Register September 27, 2012.)

North Central Regional Planning Commission

Notice to Bidders

Sealed bids for one (1) BATT-S Armored Vehicle manufacturer to specification will be accepted by the North Central Regional Planning Commission, 109 N. Mill St., Beloit, 67420, until 3 p.m. Thursday, October 18, at which time they will be publicly opened and read aloud at the same address. Copies of Instructions to Bidders and project specifications can be accessed by going to www.procurement.ncrpc.org/HS/projects.html or by contacting the NCRPC at 785-738-2218 or jcyr@nckcn.com. This action is being taken on behalf of the Northeast Kansas Regional Homeland Security Council. The estimated project value exceeds \$50,000.

John R. Cyr
Special Project Coordinator

Doc. No. 040923

State of Kansas

Department of Health and Environment

Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-12-284/290

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Neosho Valley Feeders, LLC Gary Beachner 26059 Victory Road Parsons, KS 67357	All of Section 05 and E/2 of Section 06, T31S, R21E, Labette County, and S/2 of Section 32, T30S, R21E, Neosho County	Neosho River Basin
Kansas Permit No. A-NELB-C001	Federal Permit No. KS0041726	

This is a permit modification and reissuance for an existing facility with the maximum capacity for 18,000 head (18,000 animal units) of cattle weighing greater than 700 pounds. The facility consists of approximately 189 acres of open lot pens, feed mill area and miscellaneous feedlot areas. Surface runoff and process water are collected by two earthen waste storage ponds. Proposed modifications to the facility include the construction of an additional earthen waste storage pond, a waste transfer pipeline and two waste application pipelines. The mortality composting area has also been included in the permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Holthaus Brothers Eugene Holthaus 531 State Highway 9 Centralia, KS 66415	SE/4 of Section 11, T04S, R11E, Nemaha County	Big Blue River Basin
Kansas Permit No. A-BBNM-S011		

This permit is being reissued for an existing facility for 900 head (360 animal units) of swine weighing more than 55 pounds. There is no change in the permitted animal units, nor changes to the facility.

Name and Address of Applicant	Legal Description	Receiving Water
Heinen Acres Feedlot #10 Kent Heinen 1619 O Road Seneca, KS 66538	SE/4 of Section 18, T03S, R13E, Nemaha County	Missouri River Basin
Kansas Permit No. A-MONM-B002		

This permit is being reissued for an existing facility with 500 head (250 animal units) of cattle 700 pounds or less. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Doug Toll P.O. Box 186 Clifton, KS 66937	SW/4 of Section 25, T05S, R01E, Washington County	Lower Republican River Basin
Kansas Permit No. A-LRWS-H005	Federal Permit No. KS0079537	

A permit is being reissued for an existing facility with a maximum capacity of 3,940 head (1,576 animal units) of swine weighing more than 55 pounds. The animal unit capacity has not changed since the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Edward Busenitz 4423 S.E. 12th St. Newton, KS 67114	NE/4 of Section 25, T23S, R01E, Harvey County	Little Arkansas River Basin
Kansas Permit No. A-LAHV-S005		

This permit is being reissued for an existing facility for 472 head (188.8 animal units) of swine weighing more than 55 pounds, 376 head (37.6 animal units) of swine weighing 55 pounds or less and 200 head (200 animal units) of cattle weighing more than 700 pounds, for a total permitted capacity of 226.4 animal units of swine and 200 animal units of beef cattle. There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Empire Calf Ranch, LLC Roy N. Brown 1174 Empire Circle Satanta, KS 67870	N/2 and SE/4 of Section 28, T27S, R33W, Haskell County	Upper Arkansas River Basin
Kansas Permit No. A-UAHS-C001	Federal Permit No. KS0099465	

This is a permit modification and reissuance for an expanding livestock facility with the proposed maximum capacity of 52,000 head (26,000 animal units) of cattle weighing 700 pounds or less. This represents an increase in the permitted animal units from the previous permit. The facility consists of approximately 129.2 acres of open lot pens, calf hutches and associated feedlot areas. The waste management system includes drainage channels and lanes, a concrete collection pit, a manure screen separator, two sediment basins and an earthen

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retention control structure. Proposed modifications to the facility include the construction of approximately 45.4 acres of open lot pens and associated feedlot areas, and an earthen retention control structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
O'Brien Ranch Ent. Bernard O'Brien 979 N. 90th St. Hepler, KS 66746	NE/4 of Section 01, T28S, R22E, Crawford County	Neosho River Basin

Kansas Permit No. A-NECR-B003

This permit is being reissued for an existing facility for a maximum capacity of 999 head (499.5 animal units) of beef cattle weighing less than 700 pounds. There is no change in the permitted animal units from the previous permit.

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

All comments regarding the draft documents or application notices received on or before October 27 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-12-284/290) and name of the applicant/permittee when preparing comments.

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

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

Robert Moser, M.D.
Secretary of Health
and Environment

Doc. No. 040927

State of Kansas

Kansas Housing Resources Corporation

Notice of Hearing on the 2013 Kansas Consolidated Plan

The Kansas Housing Resources Corporation will conduct a public hearing from 10:30 a.m. to noon Thursday, October 11, in the KHRC's main conference room, 611 S. Kansas Ave., Suite 300, Topeka, to provide an opportunity for citizens to review and comment upon the preliminary draft of the 2013 Action Plan of the 2009 — 2013 Kansas Consolidated Plan. The Consolidated Plan is the state's policy framework for federal community development and housing programs.

The proposed Action Plan will be available for public examination beginning October 1 on the Web at www.kshousingcorp.org. Limited hard copies will be available at the public hearing site and upon request. The public comment period ends October 30.

Estimated resources available in 2013 will include approximately \$14,000,000 from the Community Development Block Grant (CDBG), \$4,702,293 from the HOME Investment Partnerships (HOME), \$1,618,260 from the Emergency Shelter Grant (ESG) and \$386,858 from the Housing Opportunities for Persons with AIDS (HOPWA) programs.

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

Dennis L. Mesa
Executive Director

Doc. No. 040928

State of Kansas

Board of Regents

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, November 27, in the Board of Regents' board room, 1000 S.W. Jackson, Suite 520, Topeka, to consider the amendment of nine existing regulations and 16 new regulations, all relating to qualified admissions.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comment on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to Julene Miller, Kansas Board of Regents, 1000 S.W. Jackson, Suite 520, Topeka, 66612-1368, or jmiller@ksbor.org. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and

may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Renee Burlingham at 785-296-3689.

Copies of the regulations and the economic impact statement may be found at http://www.kansasregents.org/qualified_admissions_rules_regulations or by contacting Renee Burlingham. A summary of the proposed regulations and the economic impact follows:

Article 29.—QUALIFIED ADMISSION

K.A.R. 88-29-1 defines key terms for the regulations. The regulation is being amended so that it sunsets when the KU specific regulations take effect in 2016. At that time, K.A.R. 88-29a-1 will become the definition section for all the other state universities and K.A.R. 88-29b-1 will become the definition section for KU. Other amendments are nonsubstantive.

K.A.R. 88-29-7 establishes admission standards for nonresident freshmen. The amendments are nonsubstantive, cleanup in nature.

K.A.R. 88-29-8 describes how universities shall calculate the size of the exception window for resident freshman class admissions, which is a method to admit a limited number of residents who do not meet the requisite minimum admission standards. The amendments implement provisions of 2012 House Bill No. 2435 requiring preference be given to persons in the military service when determining which students to admit as exceptions, and requiring adoption of a plan for success for each student admitted as an exception. Other amendments are nonsubstantive.

K.A.R. 88-29-8a describes how universities shall calculate the size of the exception window for resident transfer admissions. The amendments implement provisions of 2012 House Bill No. 2435 requiring preference be given to persons in the military service when determining which students to admit as exceptions, and requiring adoption of a plan for success for each student admitted as an exception. Other amendments are nonsubstantive.

K.A.R. 88-29-8b describes how universities shall calculate the size of the exception window for nonresident transfer admissions. The amendments implement provisions of 2012 House Bill No. 2435 requiring preference be given to persons in the military service when determining which students to admit as exceptions, and requiring adoption of a plan for success for each student admitted as an exception. Other amendments are nonsubstantive.

K.A.R. 88-29-8c describes how universities shall calculate the size of the exception window for nonresident freshmen class admissions. The amendments implement provisions of 2012 House Bill No. 2435 requiring preference be given to persons in the military service when determining which students to admit as exceptions, and requiring adoption of a plan for success for each student admitted as an exception. Other amendments are nonsubstantive.

Article 29a.—STATE UNIVERSITY ADMISSIONS

K.A.R. 88-29a-1 defines key terms for the regulations in Article 29a. Prior to the 2016 summer session, the

K.A.R. 88-29-1 definitions apply to the Article 29a regulations as well as the Article 29 regulations. Beginning with the 2016 summer session, K.A.R. 88-29-1 will sunset and the K.A.R. 88-29a-1 definitions will apply to the Article 29 regulations as well as the Article 29a regulations. The main difference between K.A.R. 88-29a-1 and K.A.R. 88-29-1 is the definition of “state educational institution.” For Article 29, the definition includes KU; for Article 29a, it does not.

K.A.R. 88-29a-2 specifies that the provisions in Article 29a apply only to degree-seeking students, unless otherwise expressly stated.

K.A.R. 88-29a-7 establishes admission standards for nonresident freshmen under age 21 who apply for admission for the 2015 summer session or later. The amendments are nonsubstantive, cleanup in nature.

K.A.R. 88-29a-8 describes how universities shall calculate the size of the exception window for resident freshman class admissions, which is a method to admit a limited number of residents who do not meet the requisite minimum admission standards. The amendments reduce the size of the window from 15 to 10 percent and implement provisions of 2012 House Bill No. 2435 requiring preference be given to persons in the military service when determining which students to admit as exceptions, and requiring adoption of a plan for success for each student admitted as an exception. Other amendments are nonsubstantive.

K.A.R. 88-29a-8c describes how universities shall calculate the size of the exception window for nonresident freshmen class admissions. The amendments reduce the size of the window from 15 to 10 percent and implement provisions of 2012 House Bill No. 2435 requiring preference be given to persons in the military service when determining which students to admit as exceptions, and requiring adoption of a plan for success for each student admitted as an exception. Other amendments are nonsubstantive.

Article 29b.—UNIVERSITY OF KANSAS ADMISSIONS

The Article 29b regulations will first be effective with students applying for admission for the 2016 summer session. This is the first day of the fourth academic year following the year in which the regulations will be adopted, as required by law for adoption of more rigorous standards.

K.A.R. 88-29b-1 defines key terms for the regulations in Article 29b, all of which are specific to the University of Kansas. The main difference between K.A.R. 88-29a-1 and K.A.R. 88-29b-1 is the definition of “state educational institution.” For Article 29b, the definition includes the University of Kansas; for Article 29a, it does not.

K.A.R. 88-29b-2 specifies that the provisions in Article 29b apply only to degree-seeking students, unless otherwise expressly stated.

K.A.R. 88-29b-3 establishes admission categories. The only differences between K.A.R. 88-29b-3 and K.A.R. 88-29-3 are to make K.A.R. 88-29b-3 specific to KU; e.g., changing the term “state educational institution” to “the university of Kansas.”

(continued)

K.A.R. 88-29b-4 establishes the University of Kansas' admission standards for transfer students. Automatic admission standards apply for students who apply for admission on or before July 1 of the academic year for which the student is applying. The main difference between KU's automatic admission standards for transfer students and the board's admission standards for transfer students is that KU will require a 2.5 cumulative GPA on all transferable college coursework rather than a 2.0. Those students who do not meet the automatic admission standards or who apply after July 1 will be reviewed by the university's admission review committee. Any student admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29-4 must be admitted as an exception.

K.A.R. 88-29b-5 establishes the University of Kansas' admission standards for resident freshmen who are under age 21. Automatic admission standards apply for students who apply for admission on or before February 1 and require either a 3.0 cumulative high school GPA and a 24 on the ACT, or a 3.25 cumulative high school GPA and a 21 on the ACT; students also will have to have completed the Board of Regents' qualified admission curriculum or equivalent with a 2.0 or better GPA and achieved a cumulative GPA of 2.5 or better on all transferable college coursework. The high school GPA and KBOR curriculum requirements will not apply to students who have obtained a GED. Those students who do not meet the automatic admission standards or who apply after February 1 will be reviewed by the university's admission review committee. Any student admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29a-5 must be admitted as an exception.

K.A.R. 88-29b-6 establishes the University of Kansas' admission standards for resident freshmen who are age 21 or older. The primary difference between K.A.R. 88-29b-6 and K.A.R. 88-29a-6 is the application deadline. Those students applying after the February 1 application deadline will be reviewed by the university's admission review committee. Any student admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29a-6 must be admitted as an exception.

K.A.R. 88-29b-7 establishes the University of Kansas' admission standards for nonresident freshmen. Automatic admission standards apply for students who apply for admission on or before February 1 and require either a 3.0 cumulative high school GPA and a 24 on the ACT, or a 3.25 cumulative high school GPA and a 21 on the ACT; students also will have to have completed the Board of Regents' qualified admission curriculum or equivalent with a 2.5 or better GPA and achieved a cumulative GPA of 2.5 or better on all transferable college coursework. The high school GPA and KBOR curriculum requirements will not apply to students who have obtained a GED. Those students who do not meet the automatic admission standards or who apply after February 1 will be reviewed by the university's admission review committee. Any stu-

dent admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29a-7 must be admitted as an exception.

K.A.R. 88-29b-7a establishes the University of Kansas' admission standards for nonresident applicants who are age 21 or older. The primary difference between K.A.R. 88-29b-7a and K.A.R. 88-29a-7a is the application deadline. Those students applying after the February 1 application deadline will be reviewed by the university's admission review committee. Any student admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29a-6 must be admitted as an exception.

K.A.R. 88-29b-8 describes how the University of Kansas shall calculate the size of the exception window for resident freshman class admissions, which is a method to admit a limited number of residents who do not meet the requisite minimum admission standards. This regulation mirrors K.A.R. 88-29a-8.

K.A.R. 88-29b-8a describes how the University of Kansas shall calculate the size of the exception window for resident transfer admissions. This regulation mirrors K.A.R. 88-29-8a. There is no K.A.R. 88-29a-8a.

K.A.R. 88-29b-8b describes how the University of Kansas shall calculate the size of the exception window for nonresident transfer admissions. This regulation mirrors K.A.R. 88-29-8b. There is no K.A.R. 88-29a-8b.

K.A.R. 88-29b-8c describes how the University of Kansas shall calculate the size of the exception window for nonresident freshmen class admissions. This regulation mirrors K.A.R. 88-29a-8c.

K.A.R. 88-29b-9 requires the University of Kansas to adopt admission policies, which are subject to board approval. The only substantive difference between this regulation and K.A.R. 88-29a-9 is that the provisions for class rank have been removed, since the university will not be utilizing class rank in its admission decisions except when necessary to determine whether a student must be admitted as an exception.

K.A.R. 88-29b-10 establishes methods for the University of Kansas to evaluate qualifications for admission. The only substantive differences between this regulation and K.A.R. 88-29a-10 are 1) most of the provisions for class rank have been removed, since the university will not be utilizing class rank in its admission decisions except when necessary to determine whether a student must be admitted as an exception; and 2) GPA will need to be calculated for both the Board of Regents' qualified admissions curriculum and the overall high school curriculum because the University of Kansas' GPA standards apply to overall curriculum, but to determine whether a student must be admitted as an exception, the board's qualified admissions curriculum GPA must be used.

Economic Impact: With regard to the new and amended regulations relating to the University of Kansas' qualified admission standards, the university indicates that its studies reflect more than 30 percent of students with a 28-36 ACT are leaving the state to go to college. The goal of the university's new requirements is to increase quality and diversity of incoming freshmen while

maintaining quantity. It is anticipated that any short-term economic impact due to a decrease in incoming students would be negated with the flattening of the attrition curve. Thus, these proposed changes are expected to be revenue-neutral for the university.

There is no anticipated economic impact on the other state universities, high schools or students/parents, except for any additional costs associated with the pre-college curriculum GPA calculation. The board and the Kansas State Department of Education are working together to provide alternatives for high schools and students, including use of a service (Docufide) to calculate the curriculum GPA when transcripts are sent electronically by the high school to the state university. All Kansas high schools already have the option of signing up for this service for purposes of transcript delivery and, because of federal grant moneys coming to the state, neither the high schools nor the students are required to pay for the service at this time. Furthermore, the electronic transcript service requires no investment in additional hardware, software or ongoing maintenance by the school district, and districts have reported a reduction in school district staff's time to process high school transcript requests when districts use the Docufide service. When the grant moneys are no longer available for this service, districts may choose to pay for the service or to pass the costs on to students in the form of a small fee for each transcript sent. The exact cost to have Docufide program the GPA calculations is not known at this time. Students will continue to have the option of having high school transcripts delivered by mail if that option is offered by their high school, with the GPA calculation being done manually by either the high school or the university.

With regard to the amendments relating to implementation of 2012 House Bill No. 2435, particularly the requirement for each student admitted as an exception to adopt a success plan prior to enrollment, the research universities should experience minimal economic impact but the regional universities will likely experience more of an impact. Each university may need to shift resources to accommodate the requirement that the plans be adopted prior to enrollment and to single out the students admitted as exceptions for different treatment, but because the research universities admit so few students as exceptions any costs they may experience should be minor. Because the regional institutions admit a higher percentage of exceptions, their costs will likely be more significant. It is not yet known how the additional costs will be financed. Universities might be able to absorb additional costs, shift resources from other programs, or pass some or all of the additional costs on in the form of increased tuition or fees. There will be no economic impact on other agencies or private business as a result of these regulations.

Andy Tompkins
President and CEO

Doc. No. 040922

State of Kansas

Board of Regents

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 8:30 a.m. Tuesday, November 27, in the Board of Regents' board room, 1000 S.W. Jackson, Suite 520, Topeka, to consider proposed amendments to the regulation dealing with in-state tuition for members of the military.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comment on the proposed regulation. All interested parties may submit written comments prior to the hearing to Theresa Schwartz, Kansas Board of Regents, 1000 S.W. Jackson, Suite 520, Topeka, 66612-1368. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Renee Burlingham at 785-296-3689.

Copies of the regulation and the economic impact statement may be found at http://www.kansasregents.org/residency_rules_regulations or by contacting Renee Burlingham. A summary of the proposed regulation and the economic impact follows:

K.A.R. 88-3-8a. This regulation was first promulgated in 2007, pursuant to K.S.A. 76-730. The language of the current version of the regulation clearly provides for in-state tuition rates for members of the military (and their spouse/dependents) if the member of the military lives in Kansas but would not otherwise qualify as a Kansas resident. The purpose of the proposed amendment to K.A.R. 88-3-8a is to expand the scope of coverage for in-state tuition rates to include members of the military who do not reside in Kansas but who have been stationed in Kansas in order to serve active duty.

Economic Impact: The board anticipates no state general fund impact as a result of expanding eligibility for in-state tuition. Currently, the universities are funded using a SGF block grant concept rather than an enrollment-driven formula; therefore, the universities receive no additional SGF funding for any increase in the number of individuals eligible for the in-state tuition rate.

The six state universities are the entities that might be impacted by this amendment. Because there is no way to predict how many in-state tuition rate applications might be received from active members of the military (or their spouses or dependents) who are stationed in Kansas (but do not reside in the state), the possible economic impact of expanding eligibility for in-state tuition rates cannot be determined. Tuition discounting or "waiving" is the forgiveness of all or part of a student's published tuition price. Discounting can be a way to "attract" students to fill seats or maximize revenue. Although an increase in

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the number of persons eligible for resident tuition versus nonresident tuition is possible and would hypothetically reduce tuition revenues to the state university, it is impossible to know whether or how many eligible students would enroll or not "but for the benefit of the tuition waiver."

There would be a positive economic impact for those active members of the military (or their spouse or dependents) who are stationed in Kansas. There is no anticipated direct economic impact upon other private citizens who do not fall under the scope of this regulation.

Because the sole goal of the proposed amendment is to ensure that this Kansas regulation complies with federal law, no other methods were considered.

Andy Tompkins
President and CEO

Doc. No. 040921

State of Kansas

Department of Corrections

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Wednesday, November 28, in the Department of Corrections' main conference room, fourth floor, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of certain permanent amendments to certain Kansas Department of Corrections administrative regulations.

The regulations proposed for permanent amendments are as follows: K.A.R. 44-5-115, 44-6-101, 44-6-114e, 44-6-115a, 44-6-115b, 44-6-115c, 44-6-125, 44-6-127, 44-6-134, 44-6-135, 44-6-135a and 44-6-138.

This 60-day notice constitutes a public comment period for the purpose of receiving written public comments on the proposed permanent amendments. All interested parties may submit written comments prior to the hearing to Linden G. Appel, Chief Legal Counsel, Kansas Department of Corrections, 4th Floor, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1284. All interested parties will be given a reasonable opportunity at the hearing to present their views orally on the adoption of the proposed amendments. In order to give all parties an opportunity to express their views, it may be necessary to request each participant to limit oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed amendments and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Linden Appel at 785-296-4508 or 785-296-8443 (TDD), fax at 785-296-0014, or by email at LindenA@doc.ks.gov. Handicapped parking is located on the south end of Landon State Office Building, and the north entrance to the building, which is the public access entrance, is accessible to individuals with disabilities.

The amendments are proposed for adoption on a permanent basis. A summary of the proposed amendments and their economic impact follows:

K.A.R. 44-5-115. Service fees. This regulation is amended by raising the amount of the monthly supervision fee for offenders on some form of postincarceration supervision, house arrest, or interstate compact parole and probation supervision, from \$25 to \$30.

Accordingly, offenders on some form of supervision will therefore experience a monthly fee increase of \$5 and an annual cost of \$60.

As further detailed in the department's economic impact statement, the department anticipates an increase in collections of monthly supervision fees in the approximate amount of \$8,677 per month, for a gross annual total of supervision fees in the amount of \$104,126, for FY 2013 (though the latter amount must be reduced proportionately for the time during which this proposed amendment is still pending and not in effect), and \$9,027 per month, and a gross annual total of \$108,324, for FY 2014.

K.A.R. 44-6-101. Definitions. This regulation is amended by modifying the current definition for "prior penal credit," renaming it as "prison service credit," and broadening the definition to conform to established practice so as to include all time spent incarcerated on a sentence while released to the custody of another law enforcement agency as a species of sentence credit. The definition of "postincarceration supervision" also is modified to include the supervision status of conditional release, which was inadvertently omitted in the 2008 amendment that added this definition. The regulation also is updated to substitute the term "prisoner review board" as the successor to the Kansas Parole Board under terms of Executive Reorganization Order No. 11-34 (Ch. 130, 2011 Session Laws of Kansas), and to update various statutory citations in the text, as well as in the history section.

No economic impact on offenders, the department, any other governmental agency or body, or private individuals in the public is now anticipated as a result of these amendments.

K.A.R. 44-6-114e. Guidelines release date. This regulation is amended by addition of language in subsections (a) and (b) to recognize and reflect the amendment by the 2012 Legislature of K.S.A. 2011 Supp. 21-6821 (formerly, K.S.A. 21-4722, prior to re-codification of the Kansas Criminal Code, effective July 1, 2011), in regard to good time earnings rates for drug crimes. (See Chapter 150, §37, 2012 Session Laws.) In conjunction with a 2012 amendment of K.S.A. 2011 Supp. 21-6805 (formerly, K.S.A. 21-4705), the statute establishing the sentencing guidelines grid for drug crimes, so as to provide for a new, lower drug severity level 5 classification, and attendant reclassification of a number of drug crimes, the new legislation provides that up to 20 percent of the prison portion of a guidelines or determinate sentence may be earned in good time credits for offenders who commit drug crimes at grid severity levels 3 or 4 on or after January 1, 2008, but prior to July 1, 2012. Further, that for offenders who commit drug crimes at severity levels 4 or 5 on or after July 1, 2012, the same 20 percent good time earnings rate applies, while offenders committing drug severity level 3 crimes on or after July 1, 2012, may earn only up to 15 percent of the prison portion of their sentence in good time credits.

No quantifiable economic impact upon the department, offenders, other state agencies or private citizens is now anticipated as a result of this amendment.

K.A.R. 44-6-115a. Awarding and withholding good time credits for incarcerated offenders. Numerous amendments are made throughout this regulation. Limitations in regard to withholding of good time for failure to complete assigned programs and removal from a work detail in certain circumstances are made, and the mandatory minimum withholding rates for the three classes of disciplinary offense convictions are removed, permitting greater discretion to unit team members in determining the amount of good time credits to be withheld. Further changes are made in regard to withholding rules in the event of removal from a program due to a disciplinary conviction, and permitting adjustments to prior awards upon discovery of a computation error. Effective January 1, 2013, on a prospective basis only, good time credits that are withheld may be restored according to procedures and criteria set forth in internal policies and procedures promulgated by the secretary of corrections. Finally, it is provided that good time forfeitures levied in the inmate disciplinary process may not be restored without the approval of the secretary of corrections or the secretary's designee.

As further detailed in the department's economic impact statement also made a part of this filing, it is now anticipated that this amendment may yield, at the outset, as much as \$172,260 in savings due to reduced inmate population.

No quantifiable economic impact upon inmates, offenders, other state agencies or private citizens is now anticipated as a result of this amendment.

K.A.R. 44-6-115b. Awarding and withholding good time credits for offenders on supervised release. Again, numerous amendments are made throughout this regulation. It has been re-titled, by adding the verb "restoring" after the current verbs "awarding and withholding." Subsections of the regulation dealing with length of periods of postrelease supervision are amended to reflect changes in those periods made by the same legislation referenced in regard to K.A.R. 44-6-114e above, concerning the reform of drug crimes severity levels. Withholding of good time credits for a review period during which a violation resulting in revocation of postrelease supervision occurs is mandated. Various violations of post-release supervision, or other misconduct, are shifted and rearranged among the four levels of mandatory minimum withholding rates, and the fourth and lowest level is decreased from a 20 percent rate of withholding to a 10 percent rate. Effective January 1, 2013, good time credits that are withheld due solely to nonpayment of supervision fees may be restored according to procedures and criteria set forth in internal policies and procedures promulgated by the secretary of corrections. Finally, a statutory reference is updated, and various stylistic changes, including re-titling of the regulation, are made.

As further detailed in the department's economic impact statement, the department is unable, at present, to calculate any amounts in regard to economic impact upon the department, though a positive benefit is expected due to decreased time for offenders spent under supervision

if and when good time is restored, and also due to the fact that the department will require that any outstanding supervision fees must be paid prior to restoration of good time withheld during supervision.

No quantifiable economic impact upon offenders, other state agencies or private citizens is now anticipated as a result of this regulation.

K.A.R. 44-6-115c. Service of postrelease supervision revocation incarceration penalty period; awarding, withholding, and forfeiture of good time credits for offenders serving incarceration penalty period. This regulation is amended by providing that on and after January 1, 2013, good time credits awarded during the period of service of the incarceration penalty, which serve to shorten the period of incarceration, shall not apply to the overall period of postrelease supervision. References to the Kansas Parole Board are updated to reflect its replacement by the Prisoner Review Board, various stylistic changes are made, and history citations are updated as well.

No quantifiable economic impact upon offenders, other state agencies or private citizens is now anticipated as a result of this regulation.

K.A.R. 44-6-125. Good time forfeitures not restored; exceptions; limits; parole; guidelines release date. This regulation has been re-titled, to add "program credits; withholding of good time credits subject to restoration," after the final subtopic of "guidelines release date," and amended in two major respects. First, it has been amended to consistently include program credits as also being affected by all its provisions. Secondly, its scope has been expanded to also include a provision dealing with withholding of good time credits, in new subsection (g), so as to integrate and dovetail this regulation with those other regulations concerning awarding and withholding of good time and program credits. In accordance with changes to K.A.R. 44-6-115a and 44-6-115b detailed above, new subsection (g) provides that, with the exception of credits withheld due to violation of postrelease supervision conditions resulting in revocation, withheld good time or program credits may be restored in accord with internal policies and procedures adopted by the secretary of corrections. Also, it has been re-titled, and history citations have been updated.

No quantifiable economic impact upon offenders, other state agencies or private citizens is now anticipated as a result of this regulation.

K.A.R. 44-6-127. Program credits. This regulation is amended to recognize eligibility of offenses for award of program credits in terms of the drug crimes reform legislation referenced previously. The history citation also is updated.

No quantifiable economic impact upon offenders, other state agencies or private citizens is now anticipated as a result of this regulation.

K.A.R. 44-6-134. Jail credit time. This regulation is amended to reflect renaming of the term "prior penal credit" to that of "prison service credit," in accordance with amendment of the definition of that term in K.A.R. 44-6-101 detailed above, and amendment of K.A.R. 44-6-

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135, prior penal credit, as detailed below. History citations also are updated.

No quantifiable economic impact upon offenders, other state agencies or private citizens is now anticipated as a result of this regulation.

K.A.R. 44-6-135. Prior penal credit. This regulation is re-titled as "prison service credit," to reflect the expansion of the concept of penal or incarceration service credit to include periods of time spent during release to custody of other law enforcement agencies. This change reflects long-established practice, and so will not have a significant substantive impact on sentence computation. A new provision specifically addressing the amount of prison service credit available for aggregated guidelines sentences is added. Certain stylistic changes are made, and history citations are updated.

No quantifiable economic impact upon offenders, other state agencies or private citizens is now anticipated as a result of this regulation.

K.A.R. 44-6-135a. Maximum sentence credit. This regulation is amended to reflect renaming of the term "prior penal credit" to that of "prison service credit," in accordance with amendment of the definition of that term in K.A.R. 44-6-101 detailed above, and amendment of K.A.R. 44-6-135, prior penal credit, also as detailed above. Stylistic changes are made, and history citations also are updated.

No quantifiable economic impact upon offenders, other state agencies or private citizens is now anticipated as a result of this regulation.

K.A.R. 44-6-138. Sentence begins date. This regulation is amended in a number of regards. A provision concerning computation of the sentence begins date in the instance of vacation of sentences in an aggregated sentence structure is added, to conform to existing practice. Another provision concerning computation of the sentence begins date for instances of a sentencing guidelines sentence run consecutively to a sentence for a crime committed prior to July 1, 1993, again conforming the regulation to established practice, also is added. A similar provision regarding computation of the sentence begins date for sentencing guidelines sentences run consecutively to previously-imposed guidelines sentences also is added. The change in terminology from "prior penal credit" to "prison service credit" is reflected, and both regulatory and statutory citations in the text of the regulation are updated. Likewise, history citations are updated.

No quantifiable economic impact upon offenders, other state agencies or private citizens is now anticipated as a result of this regulation.

A complete copy of the proposed permanent amendments of existing regulations and complete economic impact statement may be obtained by contacting Linden G. Appel, Department of Corrections, 4th Floor, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1284, 785-296-4508 or 785-296-8443 (TDD), or email at LindenA@doc.ks.gov, between 8 a.m. and 5 p.m. Monday through Friday.

Ray Roberts
Secretary of Corrections

Doc. No. 040914

State of Kansas

Department of Agriculture Division of Animal Health

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, November 27, in the fourth floor training room of the Kansas Department of Agriculture, 109 S.W. 9th, Topeka, to consider the adoption of a proposed regulation.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to the Secretary of Agriculture, 109 S.W. 9th, 4th Floor, Topeka, 66612, or by e-mail at leslie.garner@kda.ks.gov. Comments also may be made through the department's website at <http://www.ksda.gov>, under the proposed regulation.

All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

This regulation is proposed for adoption on a permanent basis. A summary of the proposed regulation and economic impact follows:

K.A.R. 9-7-4 clarifies current testing requirements for cattle, eliminates some outdated language in the existing regulation and sets out new testing requirements regarding trichomoniasis.

Economic Impact Statement: The Kansas Department of Agriculture will not have any costs associated with modifying the language. The seller of a non-virgin bull will bear testing costs of the animal to validate that it is free of the tritrichomonas organism. Testing costs are currently the responsibility of owners to meet import requirements of other states.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Leslie Garner at 785-296-4623 or fax 785-368-6668. Handicapped parking is located at the southwest corner of 9th and Kansas Ave., and the north entrance to the building is accessible to individuals with disabilities.

Copies of the regulation and the economic impact statement may be obtained by contacting Leslie Garner at the contact information above or by accessing the department's website at <http://www.ksda.gov>.

Dale A. Rodman
Secretary of Agriculture

Doc. No. 040920

State of Kansas

Commission on Peace Officers' Standards and Training

Permanent Administrative Regulations

(Editor's Note: The Kansas Commission on Peace Officers' Standards and Training (KSCPOST) was created pursuant to L. 2006, Ch. 170, which became effective July 1, 2006. KSCPOST is the successor in authority to the Law Enforcement Training Commission (Agency 106). L. 2006, Ch. 170 also transferred certain powers, duties and functions from the Law Enforcement Training Center (Agency 107) to the Kansas Commission on Peace Officers' Standards and Training.)

Article 1.—PEACE OFFICERS STANDARDS AND TRAINING

106-1-1 and 106-1-2. (Authorized by and implementing K.S.A. 1983 Supp. 74-5616; effective, T-84-31, Nov. 22, 1983; effective May 1, 1984; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

106-1-3. (Authorized by and implementing K.S.A. 1983 Supp. 74-5616; effective, T-84-31, Nov. 22, 1983; effective May 1, 1984; amended May 1, 1985; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

106-1-4, 106-1-5, and 106-1-6. (Authorized by and implementing K.S.A. 1983 Supp. 74-5616; effective, T-84-31, Nov. 22, 1983; effective May 1, 1984; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

106-1-7 and 106-1-8. (Authorized by and implementing K.S.A. 1983 Supp. 74-5616; effective, T-84-31, Nov. 22, 1983; effective May 1, 1984; amended May 1, 1985; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

Article 2.—DEFINITIONS

106-2-1. General definitions. (a) "Applicant" means a person seeking certification as an officer.

(b) "Appointing authority" means a person or group of persons empowered by a statute, local ordinance, or other lawful authority to make human resource decisions that affect the employment of officers. A sheriff shall be deemed to be that individual's own appointing authority.

(c) "Basic training course" means a curriculum of instruction that meets the training requirements for certification as an officer.

(d) "Criminal history record information" has the same meaning as that specified in K.S.A. 22-4701, and amendments thereto.

(e) "Legitimate law enforcement purpose" means a goal within the lawful authority of an officer that is to be achieved through methods or conduct condoned by the officer's appointing authority.

(f) "Officer" means a "police officer" or "law enforcement officer," as defined in K.S.A. 74-5602 and amendments thereto, who has been granted any certification by the commission.

(g) "Official document or official communication" means information created or transferred, in any medium, in the course of performing the duties of an officer

required by law or by policies or procedures of an appointing authority.

(h) "Other training authority" means an organization or individual with a curriculum of instruction and assessments in firearms or emergency vehicle operation that the director of police training has determined may provide training equivalent to instructor courses offered at the training center.

(i) "Public safety concern" means reason to believe that the health, safety, or welfare of the public at large would be adversely affected as a result of the reduced availability of law enforcement officers.

(j) "Trainee" means a person who is enrolled in a basic training course at a training school.

(k) "Training school" means a training organization operated by a law enforcement agency to provide basic training courses. This term shall include the training center. (Authorized by K.S.A. 2011 Supp. 74-5603, as amended by L. 2012, ch. 89, sec. 3, and K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5; implementing K.S.A. 2011 Supp. 74-5603, as amended by L. 2012, ch. 89, sec. 3, K.S.A. 2011 Supp. 74-5604a, K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5, and K.S.A. 74-5616, as amended by L. 2012, ch. 89, sec. 8; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-2-2. Certain misdemeanors constituting grounds for disqualification of applicants. Pursuant to K.S.A. 74-5605 and amendments thereto, an applicant shall not have had a conviction for misdemeanor theft, as defined in K.S.A. 2011 Supp. 21-5801 and amendments thereto, occurring within 12 months before the date of application for certification. (Authorized by and implementing K.S.A. 2011 Supp. 74-5605, as amended by L. 2012, ch. 89, sec. 4; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-2-2a. Certain misdemeanors constituting grounds for denial or discipline. (a) Pursuant to K.S.A. 74-5616 and amendments thereto, an applicant or officer shall not engage in conduct, whether or not charged as a crime or resulting in a conviction, that would constitute any of the following misdemeanor offenses:

(1) Vehicular homicide, as defined in K.S.A. 2011 Supp. 21-5406 and amendments thereto;

(2) interference with parental custody, as defined in K.S.A. 2011 Supp. 21-5409 and amendments thereto;

(3) interference with custody of a committed person, as defined in K.S.A. 2011 Supp. 21-5410 and amendments thereto;

(4) criminal restraint, as defined in K.S.A. 2011 Supp. 21-5411 and amendments thereto;

(5) assault or assault of a law enforcement officer, as defined in K.S.A. 2011 Supp. 21-5412 and amendments thereto;

(6) battery, battery against a law enforcement officer, or battery against a school employee, as defined in K.S.A. 2011 Supp. 21-5413 and amendments thereto;

(7) mistreatment of a confined person, as defined in K.S.A. 2011 Supp. 21-5416 and amendments thereto;

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(8) mistreatment of a dependent adult, as defined in K.S.A. 2011 Supp. 21-5417 and amendments thereto;

(9) unlawful administration of a substance, as defined in K.S.A. 2011 Supp. 21-5425 and amendments thereto;

(10) stalking, as defined in K.S.A. 2011 Supp. 21-5427 and amendments thereto;

(11) criminal sodomy, as defined in K.S.A. 2011 Supp. 21-5504(a)(2) and amendments thereto;

(12) sexual battery, as defined in K.S.A. 2011 Supp. 21-5505 and amendments thereto;

(13) lewd and lascivious behavior, as defined in K.S.A. 2011 Supp. 21-5513 and amendments thereto;

(14) endangering a child, as defined in K.S.A. 2011 Supp. 21-5601 and amendments thereto;

(15) contributing to a child's misconduct or deprivation, as defined in K.S.A. 2011 Supp. 21-5603 and amendments thereto;

(16) furnishing alcoholic liquor or cereal malt beverage to a minor, as defined in K.S.A. 2011 Supp. 21-5607 and amendments thereto;

(17) except when related to a legitimate law enforcement purpose, unlawful cultivation or distribution of controlled substances, as defined in K.S.A. 2011 Supp. 21-5705 and amendments thereto;

(18) except when related to a legitimate law enforcement purpose, unlawful possession of controlled substances, as defined in K.S.A. 2011 Supp. 21-5706 and amendments thereto;

(19) except when related to a legitimate law enforcement purpose, unlawfully obtaining and distributing a prescription-only drug, as defined in K.S.A. 2011 Supp. 21-5708 and amendments thereto;

(20) except when related to a legitimate law enforcement purpose, unlawful possession of certain drug precursors and paraphernalia, as defined in K.S.A. 2011 Supp. 21-5709 and amendments thereto;

(21) except when related to a legitimate law enforcement purpose, unlawful distribution of certain drug precursors and drug paraphernalia, as defined in K.S.A. 2011 Supp. 21-5710 and amendments thereto;

(22) except when related to a legitimate law enforcement purpose, unlawful abuse of toxic vapors, as defined in K.S.A. 2011 Supp. 21-5712 and amendments thereto;

(23) except when related to a legitimate law enforcement purpose, unlawful distribution or possession of a simulated controlled substance, as defined in K.S.A. 2011 Supp. 21-5713 and amendments thereto;

(24) except when related to a legitimate law enforcement purpose, unlawful representation that noncontrolled substance is controlled substance, as defined in K.S.A. 2011 Supp. 21-5714 and amendments thereto;

(25) unlawfully hosting minors consuming alcoholic liquor or cereal malt beverage, as defined in K.S.A. 2011 Supp. 21-5608 and amendments thereto;

(26) theft, as defined in K.S.A. 2011 Supp. 21-5801 and amendments thereto;

(27) theft of property lost, mislaid or delivered by mistake, as defined in K.S.A. 2011 Supp. 21-5802 and amendments thereto;

(28) criminal deprivation of property, as defined in K.S.A. 2011 Supp. 21-5803 and amendments thereto;

(29) criminal trespass, as defined in K.S.A. 2011 Supp. 21-5808 and amendments thereto;

(30) criminal damage to property, as defined in K.S.A. 2011 Supp. 21-5813 and amendments thereto;

(31) giving a worthless check, as defined in K.S.A. 2011 Supp. 21-5821 and amendments thereto;

(32) counterfeiting, as defined in K.S.A. 2011 Supp. 21-5825 and amendments thereto;

(33) criminal use of a financial card, as defined in K.S.A. 2011 Supp. 21-5828 and amendments thereto;

(34) unlawful acts concerning computers, as defined in K.S.A. 2011 Supp. 21-5839 and amendments thereto;

(35) interference with law enforcement, as defined in K.S.A. 2011 Supp. 21-5904 and amendments thereto;

(36) interference with the judicial process, as defined in K.S.A. 2011 Supp. 21-5905 and amendments thereto;

(37) criminal disclosure of a warrant, as defined in K.S.A. 2011 Supp. 21-5906 and amendments thereto;

(38) simulating legal process, as defined in K.S.A. 2011 Supp. 21-5907 and amendments thereto;

(39) intimidation of a witness or victim, as defined in K.S.A. 2011 Supp. 21-5909 and amendments thereto;

(40) obstructing apprehension or prosecution, as defined in K.S.A. 2011 Supp. 21-5913 and amendments thereto;

(41) false impersonation, as defined in K.S.A. 2011 Supp. 21-5917 and amendments thereto;

(42) tampering with a public record, as defined in K.S.A. 2011 Supp. 21-5920 and amendments thereto;

(43) tampering with a public notice, as defined in K.S.A. 2011 Supp. 21-5921 and amendments thereto;

(44) violation of a protective order, as defined in K.S.A. 2011 Supp. 21-5924 and amendments thereto;

(45) official misconduct, as defined in K.S.A. 2011 Supp. 21-6002 and amendments thereto;

(46) misuse of public funds, as defined in K.S.A. 2011 Supp. 21-6005 and amendments thereto;

(47) breach of privacy, as defined in K.S.A. 2011 Supp. 21-6101 and amendments thereto;

(48) denial of civil rights, as defined in K.S.A. 2011 Supp. 21-6102 and amendments thereto;

(49) criminal false communication, as defined in K.S.A. 2011 Supp. 21-6103 and amendments thereto;

(50) disorderly conduct, as defined in K.S.A. 2011 Supp. 21-6203 and amendments thereto;

(51) harassment by telecommunication device, as defined in K.S.A. 2011 Supp. 21-6206 and amendments thereto;

(52) criminal distribution of firearms to a felon, as defined in K.S.A. 2011 Supp. 21-6303 and amendments thereto;

(53) promoting obscenity or promoting obscenity to minors, as defined in K.S.A. 2011 Supp. 21-6401 and amendments thereto;

(54) promotion to minors of material harmful to minors, as defined in K.S.A. 2011 Supp. 21-6402 and amendments thereto;

(55) except when related to a legitimate law enforcement purpose, prostitution, as defined in K.S.A. 2011 Supp. 21-6419 and amendments thereto;

(56) except when related to a legitimate law enforcement purpose, promoting prostitution, as defined in K.S.A. 2011 Supp. 21-6420 and amendments thereto;

(57) except when related to a legitimate law enforcement purpose, patronizing a prostitute, as defined in K.S.A. 2011 Supp. 21-6421 and amendments thereto; or

(58) a second or subsequent occurrence of driving under the influence, as defined in K.S.A. 8-1567 and amendments thereto.

(b) In determining any conduct that requires the intent to permanently deprive an owner or lessor of the possession, use, or benefit of property, prima facie evidence of intent shall include any act described in K.S.A. 2011 Supp. 21-5804, and amendments thereto.

(c) A certified copy of the order or journal entry documenting conviction of a misdemeanor shall constitute prima facie evidence of having engaged in such conduct. (Authorized by and implementing K.S.A. 2011 Supp. 74-5616, as amended by L. 2012, ch. 89, sec. 8; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-2-3. Unprofessional conduct. “Unprofessional conduct,” pursuant to K.S.A. 74-5616 and amendments thereto, means any of the following:

(a) Willfully or repeatedly violating one or more regulations promulgated by the commission;

(b) having had a license, certification, or other credential to act as an officer denied, revoked, conditioned, or suspended; having been publicly or privately reprimanded or censured by the licensing authority of another state, agency of the United States government, territory of the United States, or country; or having had other disciplinary action taken against the applicant or licensee by a licensing authority of another state, agency of the United States government, territory of the United States, or country. A certified copy of the record or order of public or private reprimand or censure, denial, suspension, condition, revocation, or other disciplinary action of the licensing authority of another state, agency of the United States government, territory of the United States, or country shall constitute prima facie evidence of such a fact for purposes of this subsection;

(c) willfully failing to report to the appointing authority or its designee knowledge gained through observation that another officer engaged in conduct that would be grounds for discipline by the commission;

(d) willfully disclosing criminal history record information or other information designated as confidential by statute or regulation, except for a legitimate law enforcement purpose or when required by order of a court or agency of competent jurisdiction;

(e) taking, threatening to take, or failing to take action as an officer if the action is or reasonably would appear to be motivated by a familial, financial, social, sexual, romantic, physical, intimate, or emotional relationship;

(f) using excessive physical force in carrying out a law enforcement objective. As used in this subsection, physical force shall be deemed excessive if it is greater than what a reasonable and prudent officer would use under the circumstances;

(g) exploiting or misusing the position as an officer to obtain an opportunity or benefit that would not be available but for that position;

(h) exploiting or misusing the position as an officer to establish or attempt to establish a financial, social, sexual, romantic, physical, intimate, or emotional relationship;

(i) failing to report, in the manner required by the revised Kansas code for care of children, reasonable suspicion that a child has been harmed as a result of physical, mental, or emotional abuse or neglect; or

(j) engaging in any of the following conduct, except for a legitimate law enforcement purpose:

(1) Intentionally using a false or deceptive statement in any official document or official communication;

(2) committing conduct likely to endanger the public;

(3) performing duties as an officer while using or under the influence of alcohol;

(4) using any prescription-only drug, as defined by K.S.A. 65-1626 and amendments thereto, that impairs the officer’s skill or judgment in performance of duties as an officer; or

(5) using any controlled substance that is unlawful to possess, as defined by K.S.A. 2011 Supp. 21-5706 and amendments thereto. (Authorized by and implementing K.S.A. 2011 Supp. 74-5616, as amended by L. 2012, ch. 89, sec. 8; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-2-4. Good moral character. (a) “Good moral character,” pursuant to K.S.A. 74-5605 and amendments thereto, shall include the following personal traits or qualities:

(1) Integrity;

(2) honesty;

(3) upholding the laws of the state and nation;

(4) conduct that warrants the public trust; and

(5) upholding the oath required for certification as specified in K.A.R. 106-3-6.

(b) Any single incident or event may suffice to show that an applicant or licensee lacks or has failed to maintain good moral character. (Authorized by K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5; implementing K.S.A. 2011 Supp. 74-5605, as amended by L. 2012, ch. 89, sec. 4; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

Article 3.—OFFICER CERTIFICATION STANDARDS

106-3-1. Provisional certificate conditioned on attendance at next available basic training course. Each provisional certificate issued to an officer newly appointed or elected on a provisional basis shall be conditioned upon the officer’s attendance at the next available basic training course, unless the appointing authority gives written notice and a detailed explanation to the director of police training of both of the following:

(a) The required attendance creates a public safety concern.

(b) The officer should be permitted to attend a subsequent basic training course scheduled to commence within the officer’s provisional appointment. (Authorized by K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5; implementing K.S.A. 2011 Supp. 74-5607a, as amended by L. 2012, ch. 89, sec. 6; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-3-2. Provisional certification; working as officer during basic training course. Each officer who has

(continued)

been granted provisional certification shall work as an officer while enrolled and attending a basic training course only as required by the course curriculum, except whenever the director of police training announces that the training center is closed or otherwise will not conduct basic training courses. (Authorized by and implementing K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-3-3. Standards for approval of psychological testing. (a) Each assessment of an applicant for certification that is performed to determine the absence of a mental or personality disorder shall, at a minimum, include a psychological test that is generally accepted in the community of licensed psychologists to be valid for law enforcement candidate selection consistent with the standards provided by the society for industrial and organizational psychology, inc. in "principles for the validation and use of personnel selection procedures," fourth edition, dated 2003. Pages 3 through 61 of this document are hereby adopted by reference.

(b) Each psychological test administered shall be scored and interpreted according to the recommendations of the test's publisher and by a person appropriately licensed to score and interpret psychological testing. (Authorized by K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5; implementing K.S.A. 2011 Supp. 74-5605, as amended by L. 2012, ch. 89, sec. 4; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-3-4. Verification of high school equivalence. Verification of "the equivalent of a high school education," pursuant to K.S.A. 74-5605 and amendments thereto, shall mean any of the following:

(a) A general education development (GED) credential;
 (b) proof of program completion and hours of instruction at a non-accredited private secondary school registered with the state board of education of Kansas, or of the state in which instruction was completed, and a score in at least the 50th percentile on either of the following tests:

(1) American college test (ACT); or
 (2) scholastic aptitude test (SAT); or
 (c) proof of admission to a postsecondary state educational institution accredited by the Kansas state board of regents or by another accrediting body having minimum admission standards at least as stringent as those of the Kansas state board of regents. (Authorized by and implementing K.S.A. 2011 Supp. 74-5605, as amended by L. 2012, ch. 89, sec. 4; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-3-5. Determination of work hours for part-time certification. Calculation of the number of work hours for part-time certification of an officer shall be based on a calendar year and shall include the total cumulative number of hours that the officer worked for each appointing authority during a calendar year. (Authorized by K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5; implementing K.S.A. 2011 Supp. 74-5602, as amended by L. 2012, ch. 89, sec. 2, and K.S.A. 2011 Supp. 74-5607a, as amended by L. 2012, ch. 89, sec.

6; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

106-3-6. Oath required for certification. As a condition to certification as an officer, each applicant shall swear or affirm the following: "On my honor, I will never betray my badge, my integrity, my character, or the public trust. I will always have the courage to hold myself and others accountable for our actions. I will always uphold the constitution of the United States and of the state of Kansas, my community, and the agency I serve." (Authorized by and implementing K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

Article 4.—TRAINING SCHOOL STANDARDS

106-4-1. Approval of training schools. Each training school offering a basic training course shall meet the requirements of this regulation for approval by the commission:

(a) Each training school shall be certified by the director of police training. The administrator of each training school seeking certification shall submit the following in writing to the director of police training at least 45 days before the proposed date of operation:

(1) A completed application on a form furnished by the director of police training;

(2) a description of the basic training course to be offered that demonstrates that the course meets or exceeds the training objectives of the basic training course curriculum adopted pursuant to K.S.A. 74-5603, and amendments thereto;

(3) a description of the requirements for the satisfactory completion of a basic training course offered by the training school;

(4) a description of each facility where the basic training course will be conducted; and

(5) a list of the instructors who will provide training, along with a summary of their qualifications to instruct.

(b) Requirements for the successful completion of a basic training course shall include the following:

(1) Written testing that is designed to assess the trainees' learning. The design of the test instrument, the testing procedures, the testing results to be included in the final average score, and the method for calculating the final average score shall be developed by the training school. Each trainee shall be required to achieve a final average score of at least 70 percent on written testing;

(2) firearms proficiency that demonstrates a qualifying score of at least 70 percent on a course of fire approved by the director of police training;

(3) emergency vehicle operation proficiency as determined by the training school based upon the requirements of the approved curriculum, the driving facilities, and the space available;

(4) demonstrated understanding of the legal limitations of an officer's authority to use force evaluated by written or performance assessments, or a combination of both, with a description of the assessments and the standard for successful completion;

(5) other written or performance assessments specified by the training school, with a description of each assessment and the standard for successful completion;

(6) a requirement that each trainee attend at least 90 percent of the basic training course and successfully complete all coursework in the approved curriculum; and

(7) a requirement that trainees attend 100 percent of the mandated training in firearms and emergency vehicle operation.

(c) The equipment and the facilities where each basic training course is conducted shall provide a safe and effective learning environment and shall include the following at a minimum:

(1) Classroom space and instructional equipment conducive to learning;

(2) a firing range;

(3) a driver training area for emergency vehicle operation; and

(4) space and equipment for training in physical and defensive tactics.

(d) Each instructor providing instruction in a basic training course shall be knowledgeable in both the subject area to be taught and instructional methodology. Each instructor providing firearms instruction in a basic training course shall have satisfactorily completed a course for firearms instructors provided by the training center or other training authority. Each instructor providing emergency vehicle operation instruction shall have satisfactorily completed a course for emergency vehicle operation instruction provided by the training center or other training authority.

(e) At the completion of each basic training course offered by a training school, the school administrator shall submit to the director of police training evidence of successful completion for each officer enrolled in the basic training course who has satisfied the requirements provided to the director of police training in the initial application for school certification.

(f) Each training school shall maintain records of all basic training courses offered. Records may be maintained in electronic format. The records shall include the following:

(1) A master copy of all written testing instruments;

(2) a schedule of all training provided during the basic training course;

(3) a record of daily trainee attendance;

(4) a list of each trainee enrolled in the basic training course, whether the trainee successfully completed the basic training course; and

(5) a record of scores or other measures of evaluation for each trainee that assess each trainee's successful completion of all requirements.

(g) In determining whether to certify a training school, the director of police training may consider both the information contained in the current application for certification and the manner in which the training school has previously been operated. The director of police training may refuse to certify a training school upon a finding of any of the following:

(1) The training either proposed or actually provided by the training school does not meet or exceed the training objectives of the appropriate approved basic training course.

(2) The instructors who are designated in the application for certification or who actually provide instruction

in a basic training course do not meet the minimum qualifications for instructors.

(3) The facilities either proposed in the application or actually used in the basic training course fail to provide a safe and effective learning environment.

(4) The written or performance assessments either proposed in the application or actually used in the training course do not meet the standards provided or otherwise do not provide a basis for evaluation that satisfies the director of police training that the trainees will meet or have met the learning objectives specified in a basic training course curriculum.

(5) With the assistance or knowledge of the training school staff, trainees have met in whole or in part requirements for successful completion by fraud, misrepresentation, or cheating on or attempting to subvert the validity of examinations or assessments.

(6) The approved basic training course as described in the training school application for certification deviates from the basic training course as actually administered.

(h) The certification of each training school shall expire one year from the date of issuance. (Authorized by and implementing K.S.A. 2011 Supp. 74-5607, as amended by L. 2012, ch. 89, sec. 5, and K.S.A. 2011 Supp. 74-5604a; effective, T-106-6-28-12, July 1, 2012; effective Oct. 12, 2012.)

Article 1.—CERTIFICATION OF LAW ENFORCEMENT OFFICERS AND TRAINING SCHOOLS

107-1-1. (Authorized by and implementing K.S.A. 1984 Supp. 74-5603 and 74-5604a; effective, T-85-5, Feb. 21, 1984; effective May 1, 1985; amended May 1, 1986; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

107-1-2. (Authorized by K.S.A. 1984 Supp. 74-5603 and 74-5604a; implementing K.S.A. 1984 Supp. 74-5607a, 74-5605, 74-5604a, and K.S.A. 74-5608a; effective, T-85-5, Feb. 21, 1984; effective May 1, 1985; amended May 1, 1986; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

107-1-3. (Authorized by K.S.A. 1984 Supp. 74-5604a and 74-5603; implementing K.S.A. 1984 Supp. 74-5604a; effective, T-85-5, Feb. 21, 1984; effective May 1, 1985; amended May 1, 1986; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

107-1-4. (Authorized by K.S.A. 1984 Supp. 74-5603 and 74-5604a; implementing K.S.A. 1984 Supp. 74-5604a; effective, T-85-5, Feb. 21, 1984; effective May 1, 1985; amended May 1, 1986; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

107-1-5. (Authorized by K.S.A. 1983 Supp. 74-5603 and 74-5604a; implementing K.S.A. 1983 Supp. 74-5603, 74-5607a and 74-5604a; effective, T-85-5, Feb. 21, 1984; effective May 1, 1985; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

Article 2.—CONTINUING EDUCATION

107-2-1. (Authorized by and implementing K.S.A. 1984 Supp. 74-5607a; effective, T-85-5, Feb. 21, 1984; effective Oct. 12, 2012.)

(continued)

fective May 1, 1985; amended May 1, 1986; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

K.S.A. 1984 Supp. 74-5605, and K.S.A. 1984 Supp. 74-5618; effective May 1, 1985; amended May 1, 1986; revoked, T-106-6-28-12, July 1, 2012; revoked Oct. 12, 2012.)

John L. Carmichael
Chairman

Article 3.—PRE-TRAINING EVALUATION

107-3-1. (Authorized by K.S.A. 1984 Supp. 74-5603 and 74-5604a; implementing K.S.A. 1984 Supp. 74-5604a,

Doc. No. 040915

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2009 Volumes of the *Kansas Administrative Regulations* and the 2011 Supplement of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-9-5a	New (T)	V. 30, p. 983
1-9-5a	New	V. 30, p. 1414
1-64-1	Revoked	V. 31, p. 171
1-65-1	New	V. 30, p. 44
1-66-1	New	V. 30, p. 44
1-66-2	New	V. 30, p. 45
1-66-3	New	V. 30, p. 45
1-67-1	New	V. 30, p. 45
1-67-2	New	V. 30, p. 45
1-67-3	New	V. 30, p. 45
1-68-1	New	V. 30, p. 45
1-68-2	New	V. 30, p. 46

AGENCY 4: DEPARTMENT OF AGRICULTURE

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4-1-5	Amended	V. 30, p. 635
4-1-6	Revoked	V. 30, p. 636
4-1-8	Revoked	V. 30, p. 636
4-1-9	Amended	V. 30, p. 636
4-1-9a	New	V. 30, p. 636
4-1-9b	New	V. 30, p. 637
4-1-11	Revoked	V. 30, p. 637
4-1-13	Amended	V. 30, p. 637
4-1-14	Amended	V. 30, p. 637
4-1-17	Amended	V. 30, p. 638
4-3-47	Amended (T)	V. 30, p. 25
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4-3-48	Revoked	V. 30, p. 411
4-3-49	Amended	V. 30, p. 1179
4-3-50	Amended	V. 30, p. 411
4-3-51	Amended	V. 30, p. 1179
4-15-4	Amended	V. 31, p. 570
4-15-5	Amended (T)	V. 30, p. 1628
4-15-5	Amended	V. 31, p. 301
4-15-6	Amended	V. 31, p. 301
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4-15-8	Amended	V. 31, p. 570
4-15-9	Amended	V. 31, p. 571
4-15-9a	New	V. 31, p. 571
4-15-10	Amended	V. 31, p. 571
4-15-13	Amended	V. 31, p. 572
4-27-1	Amended (T)	V. 30, p. 985
4-27-1	Amended	V. 30, p. 1414
4-28-6	Amended (T)	V. 31, p. 998
4-28-7	Amended (T)	V. 30, p. 985
4-28-7	Amended	V. 30, p. 1414
4-28-31	New (T)	V. 31, p. 998

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

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5-16-1	Amended (T)	V. 30, p. 1237

5-16-1	Amended	V. 30, p. 1629
5-16-3	Amended (T)	V. 30, p. 1237
5-16-3	Amended	V. 30, p. 1629
5-16-5	Amended (T)	V. 30, p. 1238
5-16-5	Amended	V. 30, p. 1630
5-21-4	Amended	V. 30, p. 369
5-22-4a	Amended	V. 30, p. 1025
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14-13-12	Amended	V. 30, p. 1023
14-13-13	Amended (T)	V. 31, p. 999
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22-10-3	Amended	V. 30, p. 47
22-11-6	Revoked	V. 30, p. 48
22-11-8	Amended	V. 30, p. 48
22-15-7	Revoked	V. 30, p. 49
22-18-3	Amended	V. 30, p. 49
22-19-2	Amended	V. 30, p. 1024
22-19-3	Revoked	V. 30, p. 1025
22-19-5	Amended	V. 30, p. 1025
22-25-1	New	V. 31, p. 973
22-25-2	New	V. 31, p. 974

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-1-1	Amended	V. 30, p. 915
26-1-5	Amended	V. 30, p. 916
26-1-6	Amended	V. 30, p. 916
26-1-7	Revoked	V. 30, p. 917
26-1-8	New	V. 30, p. 917
26-2-3	Amended	V. 30, p. 917
26-2-9	Revoked	V. 30, p. 918
26-2-10	New	V. 30, p. 919
26-3-1	Amended	V. 30, p. 920
26-3-4	Revoked	V. 30, p. 921
26-4-1	Amended	V. 30, p. 921
26-4-6	through	
26-4-15	Revoked	V. 30, p. 921
26-4a-1	Revoked	V. 30, p. 921
26-4a-2	New	V. 30, p. 921
26-5-2	through	
26-5-10	Revoked	V. 30, p. 922
26-8-2	Amended	V. 30, p. 922
26-8-5	Amended	V. 30, p. 922
26-8-8	Amended	V. 30, p. 922
26-9-1	Amended	V. 30, p. 922
26-11-1	through	
26-11-3	Revoked	V. 30, p. 923
26-42-103	New	V. 30, p. 1349

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-27	New	V. 30, p. 111
28-1-30	New	V. 30, p. 369
28-1-31	New	V. 30, p. 370
28-1-32	New	V. 30, p. 370
28-4-93	New	V. 31, p. 80
28-4-113	Amended	V. 31, p. 80
28-4-114	Amended	V. 31, p. 81
28-4-114a	New	V. 31, p. 83
28-4-115	Amended	V. 31, p. 83
28-4-115a	New	V. 31, p. 85
28-4-116	Amended	V. 31, p. 86
28-4-116a	New	V. 31, p. 87
28-4-120	Revoked	V. 31, p. 88
28-4-121	Revoked	V. 31, p. 88
28-4-428a	New	V. 31, p. 88
28-4-440	Amended	V. 31, p. 89
28-16-28g	Amended	V. 30, p. 1023
28-19-645a	New (T)	V. 30, p. 232
28-19-645a	New	V. 30, p. 1181
28-29-1a	New	V. 30, p. 1541
28-31-1	Revoked	V. 30, p. 414
28-31-2	Revoked	V. 30, p. 414
28-31-3	Revoked	V. 30, p. 414
28-31-4	Amended	V. 30, p. 414
28-31-5	Revoked	V. 30, p. 415
28-31-6	Amended	V. 30, p. 415
28-31-7	Revoked	V. 30, p. 415
28-31-8	Revoked	V. 30, p. 415
28-31-8b	Revoked	V. 30, p. 415
28-31-9	Revoked	V. 30, p. 415
28-31-10	Amended	V. 31, p. 196
28-31-12	Amended	V. 30, p. 416
28-31-13	Amended	V. 30, p. 417
28-31-14	Revoked	V. 30, p. 417
28-31-15	Revoked	V. 30, p. 417
28-31-16	Revoked	V. 30, p. 417
28-31-100	New	V. 30, p. 417
28-31-100a	New	V. 30, p. 418
28-31-100d	New	V. 30, p. 418
28-31-100e	New	V. 30, p. 419
28-31-100f	New	V. 30, p. 420
28-31-100p	New	V. 30, p. 420
28-31-100q	New	V. 30, p. 420
28-31-100r	New	V. 30, p. 420

28-31-100s	New	V. 30, p. 421
28-31-124	New	V. 30, p. 422
28-31-124a	New	V. 30, p. 423
28-31-124b	New	V. 30, p. 423
28-31-124c	New	V. 30, p. 423
28-31-124d	New	V. 30, p. 424
28-31-124e	New	V. 30, p. 424
28-31-260	New	V. 30, p. 425
28-31-260a	New	V. 30, p. 426
28-31-261	New	V. 30, p. 426
28-31-261a	New	V. 30, p. 427
28-31-262	New	V. 30, p. 427
28-31-262a	New	V. 30, p. 427
28-31-263	New	V. 30, p. 428
28-31-263a	New	V. 30, p. 429
28-31-264	New	V. 30, p. 429
28-31-264a	New	V. 30, p. 431
28-31-265	New	V. 30, p. 432
28-31-265a	New	V. 30, p. 433
28-31-266	New	V. 30, p. 433
28-31-267	New	V. 30, p. 434
28-31-267a	New	V. 30, p. 434
28-31-268	New	V. 30, p. 434
28-31-270	New	V. 30, p. 434
28-31-270a	New	V. 30, p. 435
28-31-273	New	V. 30, p. 436
28-31-279	New	V. 30, p. 436
28-31-279a	New	V. 30, p. 437
28-34-126	New (T)	V. 30, p. 1000
28-34-126	New	V. 30, p. 1471
28-34-127	New (T)	V. 30, p. 1000
28-34-127	New	V. 30, p. 1472
28-34-129	through	
28-34-144	New (T)	V. 30, p. 1000-1006
28-34-129	through	
28-34-144	New	V. 30, p. 1472-1478
28-35-135l	Amended	V. 30, p. 195
28-35-135t	Amended	V. 30, p. 196
28-35-135w	Amended	V. 30, p. 197
28-35-175a	Amended	V. 30, p. 198
28-35-178b	Amended	V. 30, p. 198
28-35-178e	Amended	V. 30, p. 200
28-35-178j	Amended	V. 30, p. 201
28-35-180b	Amended	V. 30, p. 201
28-35-181a	Amended	V. 30, p. 203
28-35-181e	Revoked	V. 30, p. 203
28-35-181j	Amended	V. 30, p. 203
28-35-181m	Amended	V. 30, p. 204
28-35-181o	Amended	V. 30, p. 205
28-35-192b	Amended	V. 30, p. 206
28-35-192c	Amended	V. 30, p. 206
28-35-192d	Revoked	V. 30, p. 207
28-35-192e	Amended	V. 30, p. 207
28-35-192g	Amended	V. 30, p. 207
28-35-194a	Amended	V. 30, p. 207
28-35-212a	Amended	V. 30, p. 208
28-35-216a	Amended	V. 30, p. 209
28-35-225b	New	V. 30, p. 210
28-35-231c	Amended	V. 30, p. 210
28-35-242	Amended	V. 30, p. 210
28-35-264	Amended	V. 30, p. 210
28-35-334	Amended	V. 30, p. 211
28-35-346	Amended	V. 30, p. 212
28-35-411	Amended	V. 30, p. 212
28-35-600	through	
28-35-608	New	V. 31, p. 90-93
28-38-18	Amended	V. 30, p. 1346
28-39-169a	Amended	V. 30, p. 1346
28-39-169b	Amended	V. 30, p. 1347
28-39-169c	Amended	V. 30, p. 1348
28-53-1	Amended	V. 30, p. 463
28-53-2	Amended	V. 30, p. 463
28-53-4	Amended	V. 30, p. 463
28-54-1	through	
28-54-5	Amended	V. 31, p. 280-282
28-56-1	through	
28-56-10	New	V. 31, p. 708-711
28-61-2	Amended	V. 30, p. 336
28-61-3	Amended	V. 30, p. 337
28-61-4	Amended	V. 30, p. 337

AGENCY 30: DEPARTMENT FOR CHILDREN AND FAMILIES (FORMERLY DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES)

Reg. No.	Action	Register
30-46-10	Amended (T)	V. 31, p. 887
30-46-10	Amended	V. 31, p. 1126

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-22	Amended	V. 30, p. 722
40-1-37	Amended	V. 31, p. 887
40-1-48	Amended	V. 31, p. 887
40-3-33	Revoked	V. 30, p. 232
40-4-42c	Amended	V. 31, p. 170
40-5-7	Revoked	V. 31, p. 114
40-10-16	New	V. 30, p. 556

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-5-115	Amended	V. 31, p. 301
44-9-101	Amended	V. 31, p. 302
44-9-105	Amended	V. 31, p. 303
44-9-107	New	V. 31, p. 304
44-9-501	through	
44-9-504	New	V. 31, p. 304, 305
44-11-111	Amended	V. 31, p. 193
44-11-113	Amended	V. 31, p. 194
44-11-119	Amended	V. 31, p. 195
44-11-121	Amended	V. 31, p. 195
44-11-123	Amended	V. 31, p. 195
44-11-127	Amended	V. 31, p. 195
44-11-129	Amended	V. 31, p. 196
44-11-132	Amended	V. 31, p. 196

AGENCY 45: PRISONER REVIEW BOARD

Reg. No.	Action	Register
45-100-1	Revoked	V. 31, p. 306
45-500-1	through	
45-500-4	Revoked	V. 31, p. 306

AGENCY 51: DEPARTMENT OF LABOR—DIVISION OF WORKERS COMPENSATION

Reg. No.	Action	Register
51-3-8	Amended	V. 30, p. 1649
51-7-8	Amended	V. 30, p. 1541
51-9-7	Amended	V. 30, p. 1577

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-11-101	Amended	V. 31, p. 572
60-11-102	Amended	V. 31, p. 573
60-11-103	Amended	V. 31, p. 573
60-11-104	Amended	V. 31, p. 574
60-11-104a	Amended	V. 31, p. 574
60-11-105	Amended	V. 31, p. 574
60-11-106	Amended	V. 31, p. 575
60-11-107	Amended	V. 31, p. 575
60-11-113	Amended	V. 31, p. 575
60-11-116	Amended	V. 31, p. 575
60-11-118	Amended	V. 31, p. 576
60-11-119	Amended	V. 31, p. 576
60-11-120	Amended	V. 31, p. 576
60-11-121	Amended	V. 31, p. 576
60-13-112	Amended	V. 31, p. 576
60-16-102	Amended	V. 31, p. 577
60-16-103	Amended	V. 31, p. 577
60-16-104	Amended	V. 31, p. 578
60-17-101	Amended	V. 31, p. 580
60-17-104	Amended	V. 31, p. 580
60-17-105	Amended	V. 31, p. 581
60-17-110	Amended	V. 31, p. 581
60-17-111	Amended	V. 31, p. 581

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-6	Amended	V. 30, p. 1215
63-4-1	Amended	V. 30, p. 1215
63-6-2	Amended	V. 30, p. 1215
63-6-3	Amended	V. 30, p. 1216
63-7-1	Amended	V. 30, p. 1216
63-7-2	Amended	V. 30, p. 1217
63-7-6	Amended	V. 30, p. 1217

63-7-7	Amended	V. 30, p. 1217
63-7-9	New	V. 30, p. 1218
63-7-10	New	V. 30, p. 1218
63-7-11	New	V. 30, p. 1218

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-7-1	Amended	V. 30, p. 1681
66-9-7	Amended	V. 30, p. 1681
66-10-1	Amended	V. 30, p. 1681
66-10-3	Amended	V. 30, p. 1681
66-12-1	Amended	V. 30, p. 1681

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-2-22	Amended	V. 30, p. 537
68-20-10a	Amended	V. 30, p. 538
68-20-24	New (T)	V. 30, p. 357
68-20-25	New (T)	V. 30, p. 357
68-20-26	New (T)	V. 30, p. 357
68-20-27	New (T)	V. 30, p. 357
68-20-28	New (T)	V. 30, p. 635
68-20-29	New (T)	V. 30, p. 635
68-20-30	New (T)	V. 31, p. 1049
68-21-2	Amended	V. 30, p. 370
68-22-1	through	
68-22-5	New	V. 30, p. 1515

AGENCY 70: BOARD OF VETERINARY MEDICAL EXAMINERS

Reg. No.	Action	Register
70-7-1	Amended	V. 31, p. 14

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-4-1	Amended	V. 30, p. 1680

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-1-4	Amended	V. 31, p. 607
74-2-7	Amended	V. 31, p. 607
74-4-3a	Amended	V. 31, p. 608
74-4-7	Amended	V. 31, p. 608
74-4-8	Amended	V. 31, p. 609
74-4-10	Amended	V. 31, p. 610
74-5-2	Amended	V. 31, p. 610
74-5-101	Amended	V. 31, p. 611
74-5-202	Amended	V. 31, p. 612
74-5-302	Revoked	V. 31, p. 612
74-11-6	Amended	V. 31, p. 612

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-2-1	Amended	V. 30, p. 1048
81-5-21	New	V. 30, p. 1049
81-20-1	Revoked	V. 30, p. 866
81-20-2	Revoked	V. 30, p. 866
81-22-1	Amended	V. 30, p. 866
81-22-2	Revoked	V. 30, p. 866
81-23-1	Revoked	V. 30, p. 867
81-23-2	Revoked	V. 30, p. 867
81-24-1	Revoked	V. 30, p. 867
81-25-1	Revoked	V. 30, p. 867
81-25-2	Revoked	V. 30, p. 867
81-25-3	Revoked	V. 30, p. 867
81-26-3	Revoked	V. 30, p. 867
81-28-1	Revoked	V. 30, p. 867
81-28-2	Revoked	V. 30, p. 867
81-30-1	Revoked	V. 30, p. 867

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-4-1	Amended	V. 30, p. 1478
82-4-2a	New	V. 30, p. 1480
82-4-3a	Amended	V. 30, p. 1480
82-4-3f	Amended	V. 30, p. 1481
82-4-3g	Amended	V. 30, p. 1484
82-4-3i	Amended	V. 30, p. 1486
82-4-6d	Amended	V. 30, p. 1488
82-4-8a	Amended	V. 30, p. 1489
82-4-20	Amended	V. 30, p. 1489
82-11-4	Amended	V. 30, p. 1026
82-11-10	Amended	V. 30, p. 1030

(continued)

82-12-7 Amended V. 30, p. 1085

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-28-1	Amended	V. 30, p. 193
88-28-6	Amended (T)	V. 30, p. 1047
88-28-6	Amended	V. 30, p. 1377
88-29-1	Amended	V. 31, p. 380
88-29-3		
through		
88-29-7	Amended	V. 30, p. 947, 948
88-29-5	Amended	V. 31, p. 381
88-29-6	Amended	V. 31, p. 382
88-29-7	Amended	V. 31, p. 382
88-29-7a	Amended	V. 31, p. 382
88-29-8	Amended	V. 30, p. 949
88-29-8c	New	V. 30, p. 949
88-29-9		
through		
88-29-12	Amended	V. 30, p. 949-952
88-29-10	Amended	V. 31, p. 382
88-29-18	Amended	V. 30, p. 953
88-29-19	Amended	V. 30, p. 953
88-29a-5	Amended	V. 31, p. 383
88-29a-6	Amended	V. 31, p. 384
88-29a-7	Amended	V. 31, p. 384
88-29a-7a	Amended	V. 31, p. 385
88-29a-8	New	V. 30, p. 956
88-29a-8c	New	V. 30, p. 956
88-29a-9	New	V. 30, p. 956
88-29a-10	Amended	V. 31, p. 385
88-29a-11	Amended	V. 31, p. 387
88-29a-18	Amended	V. 31, p. 388
88-29a-19	Amended	V. 31, p. 389
88-30-1	Amended	V. 30, p. 194

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-200		
through		
91-1-204	Amended	V. 30, p. 1050-1057
91-1-209	Amended	V. 31, p. 974
91-1-230	Amended	V. 30, p. 1060
91-1-231	Amended	V. 30, p. 1060
91-1-232	Amended	V. 30, p. 1061
91-1-235	Amended	V. 30, p. 1062
91-1-236	Amended	V. 30, p. 1063

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-66a	Amended	V. 30, p. 1415
92-19-3	Revoked	V. 30, p. 280
92-19-3a	New	V. 30, p. 280
92-19-3b	New	V. 30, p. 283
92-19-3c	New	V. 30, p. 285
92-19-10	Revoked	V. 30, p. 285
92-19-16a	Amended	V. 30, p. 285
92-19-16b	Revoked	V. 30, p. 286
92-19-40	Revoked	V. 30, p. 286
92-19-42	Revoked	V. 30, p. 286
92-19-49b	Amended	V. 30, p. 286
92-19-55b	New	V. 30, p. 287
92-19-59	Amended	V. 30, p. 289
92-19-73	Amended	V. 30, p. 289

AGENCY 94: COURT OF TAX APPEALS

Reg. No.	Action	Register
94-3-2	Amended	V. 30, p. 1213
94-5-8	Amended	V. 30, p. 1213

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-28a-5	Amended	V. 31, p. 323
100-28a-10	Amended	V. 31, p. 324

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-5-3	Amended	V. 30, p. 371
102-6-1	Revoked	V. 31, p. 114
102-6-2	Revoked	V. 31, p. 114
102-6-4	Revoked	V. 31, p. 114
102-6-5	Revoked	V. 31, p. 114
102-6-8	Revoked	V. 31, p. 114
102-6-9	Revoked	V. 31, p. 114
102-6-9a	Revoked	V. 31, p. 114
102-6-10	Revoked	V. 31, p. 114

102-6-11	Revoked	V. 31, p. 114
102-6-12	Revoked	V. 31, p. 114
102-7-1	New (T)	V. 30, p. 1542
102-7-1	New	V. 31, p. 16
102-7-2	New (T)	V. 30, p. 1543
102-7-2	New	V. 31, p. 17
102-7-3	New (T)	V. 30, p. 1543
102-7-3	New	V. 31, p. 17
102-7-4	New (T)	V. 30, p. 1546
102-7-4	New	V. 31, p. 20
102-7-4a	New (T)	V. 30, p. 1548
102-7-4a	New	V. 31, p. 21
102-7-4b	New (T)	V. 30, p. 1548
102-7-4b	New	V. 31, p. 22
102-7-5	New (T)	V. 30, p. 1549
102-7-5	New	V. 31, p. 23
102-7-6	New (T)	V. 30, p. 1550
102-7-6	New	V. 31, p. 23
102-7-7	New (T)	V. 30, p. 1552
102-7-7	New	V. 31, p. 25
102-7-7a	New (T)	V. 30, p. 1552
102-7-7a	New	V. 31, p. 25
102-7-8	New (T)	V. 30, p. 1552
102-7-8	New	V. 31, p. 26
102-7-9	New (T)	V. 30, p. 1552
102-7-9	New	V. 31, p. 26
102-7-10	New (T)	V. 30, p. 1553
102-7-10	New	V. 31, p. 27
102-7-11	New (T)	V. 30, p. 1554
102-7-11	New	V. 31, p. 27
102-7-11a	New (T)	V. 30, p. 1556
102-7-11a	New	V. 31, p. 29
102-7-12	New (T)	V. 30, p. 1556
102-7-12	New	V. 31, p. 29

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-3-2	Amended (T)	V. 31, p. 1002
105-4-2	Amended (T)	V. 30, p. 1086
105-4-2	Amended	V. 30, p. 1466
105-4-3	Amended (T)	V. 30, p. 1086
105-4-3	Amended	V. 30, p. 1466
105-11-1	Amended (T)	V. 30, p. 1086
105-11-1	Amended	V. 30, p. 1466

AGENCY 106: COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING (FORMERLY LAW ENFORCEMENT TRAINING COMMISSION)

Reg. No.	Action	Register
106-1-1		
through		
106-1-8	Revoked (T)	V. 31, p. 1002
106-2-1	New (T)	V. 31, p. 1002
106-2-2	New (T)	V. 31, p. 1003
106-2-2a	New (T)	V. 31, p. 1003
106-2-3	New (T)	V. 31, p. 1004
106-2-4	New (T)	V. 31, p. 1005
106-3-1		
through		
106-3-6	New (T)	V. 31, p. 1005, 1006
106-4-1	New (T)	V. 31, p. 1006

AGENCY 107: LAW ENFORCEMENT TRAINING CENTER

Reg. No.	Action	Register
107-1-1		
through		
107-1-5	Revoked (T)	V. 31, p. 1007
107-2-1	Revoked (T)	V. 31, p. 1007
107-3-1	Revoked (T)	V. 31, p. 1007

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-1	Amended	V. 30, p. 166
108-1-3	Amended	V. 30, p. 168
108-1-4	Amended	V. 30, p. 170

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 31, p. 48
109-1-1a	New (T)	V. 30, p. 138
109-1-1a	New	V. 30, p. 573
109-1-2	Amended	V. 31, p. 51
109-2-1	Amended	V. 31, p. 51

109-2-2	Amended	V. 31, p. 51
109-2-4	Revoked	V. 31, p. 52
109-2-5	Amended	V. 31, p. 52
109-2-6	Amended	V. 31, p. 54
109-2-8	Amended	V. 31, p. 55
109-2-10a	New	V. 31, p. 56
109-2-11	Amended	V. 31, p. 57
109-2-12	Amended	V. 31, p. 58
109-2-13	Amended	V. 31, p. 58
109-3-3	New	V. 31, p. 246
109-3-4	New	V. 31, p. 247
109-3-5	New	V. 31, p. 247
109-5-1	Amended (T)	V. 30, p. 138
109-5-1	Amended	V. 30, p. 573
109-5-1a	New (T)	V. 30, p. 139
109-5-1a	New	V. 30, p. 574
109-5-1b	New (T)	V. 30, p. 139
109-5-1b	New	V. 30, p. 574
109-5-1c	New	V. 31, p. 247
109-5-1d	New (T)	V. 30, p. 139
109-5-1d	New	V. 30, p. 574
109-5-1e	New (T)	V. 30, p. 139
109-5-1e	New	V. 30, p. 574
109-5-1f	New (T)	V. 30, p. 139
109-5-1f	New	V. 30, p. 574
109-5-5	Amended	V. 30, p. 1154
109-5-7a	New (T)	V. 30, p. 139
109-5-7a	New	V. 30, p. 574
109-5-7b	New (T)	V. 30, p. 140
109-5-7b	New	V. 30, p. 575
109-5-7c	New (T)	V. 31, p. 245
109-5-7c	New	V. 31, p. 497
109-5-7d	New (T)	V. 30, p. 141
109-5-7d	New	V. 30, p. 576
109-7-1	Amended	V. 31, p. 248
109-8-1	Amended (T)	V. 30, p. 141
109-8-1	Amended	V. 30, p. 576
109-8-2	New	V. 31, p. 225
109-9-1	Amended	V. 30, p. 1154
109-9-4	Amended	V. 30, p. 1154
109-10-1a	New (T)	V. 30, p. 141
109-10-1a	New	V. 30, p. 577
109-10-1b	New (T)	V. 30, p. 142
109-10-1b	New	V. 30, p. 577
109-10-1c	New	V. 31, p. 225
109-10-1d	New (T)	V. 30, p. 142
109-10-1d	New	V. 30, p. 577
109-10-1e	New (T)	V. 30, p. 142
109-10-1e	New	V. 30, p. 577
109-10-1f	New (T)	V. 30, p. 142
109-10-1f	New	V. 30, p. 577
109-10-1g	New (T)	V. 30, p. 142
109-10-1g	New	V. 30, p. 578
109-10-3	Amended	V. 30, p. 1155
109-10-5	Revoked	V. 30, p. 1155
109-10-6	Amended (T)	V. 30, p. 143
109-10-6	Amended	V. 30, p. 578
109-11-1a	New (T)	V. 30, p. 143
109-11-1a	New	V. 30, p. 578
109-11-3a	New (T)	V. 30, p. 144
109-11-3a	New	V. 30, p. 579
109-11-4a	New	V. 31, p. 225
109-11-6a	New (T)	V. 30, p. 144
109-11-6a	New	V. 30, p. 579
109-13-1	Amended	V. 31, p. 248
109-15-1	Amended	V. 30, p. 1155
109-15-2	Amended	V. 30, p. 1156

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-4-1		
through		
110-4-5	Amended	V. 30, p. 25-27
110-21-1		
through		
110-21-5	New	V. 30, p. 411-413
110-22-1		
through		
110-22-5	New (T)	V. 30, p. 984, 985
110-22-1		
through		
110-22-6	New	V. 30, p. 1416, 1417

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. The following regulations were filed after December 22, 2011:

Reg. No.	Action	Register
111-2-270 through 111-2-276	New	V. 31, p. 114-116
111-2-277 through 111-2-282	New	V. 31, p. 582, 583
111-2-283 through 111-2-286	New	V. 31, p. 648
111-4-3135	New	V. 31, p. 116
111-4-3136	New	V. 31, p. 121
111-4-3137 through 111-4-3142	New	V. 31, p. 274-278
111-4-3143 through 111-4-3158	New	V. 31, p. 345-354
111-4-3159 through 111-4-3162	New	V. 31, p. 583-587
111-4-3163 through 111-4-3171	New	V. 31, p. 613-617
111-4-3172 through 111-4-3181	New	V. 31, p. 649-656
111-5-23 through 111-5-28	Amended	V. 31, p. 355-358
111-5-31	Amended	V. 31, p. 359
111-5-33	Amended	V. 31, p. 279
111-5-82	Amended	V. 31, p. 657
111-5-83	Amended	V. 31, p. 657
111-5-194	Amended	V. 31, p. 359
111-5-200	New	V. 31, p. 360
111-5-201 through 111-5-206	New	V. 31, p. 618, 619
111-9-174	New	V. 31, p. 122
111-9-175	New	V. 31, p. 123
111-9-176	New	V. 31, p. 124
111-9-177	New	V. 31, p. 360
111-17-3	New	V. 31, p. 279
111-17-4	New	V. 31, p. 619
111-201-14	Amended	V. 31, p. 361
111-301-6	Amended	V. 31, p. 658
111-401-1 through 111-401-50	New	V. 31, p. 389-407
111-401-51 through 111-401-118	New	V. 31, p. 427-449
111-401-119 through 111-401-166	New	V. 31, p. 528-552
111-501-9	Amended	V. 31, p. 124
111-501-12	Amended	V. 31, p. 659
111-501-14 through 111-501-26	New	V. 31, p. 124-129
111-501-35 through 111-501-81	New	V. 31, p. 129-146
111-501-82 through 111-501-102	New	V. 31, p. 620-628

AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-100-2	Amended	V. 30, p. 1605
112-101-6	Amended	V. 30, p. 290
112-101-8	Amended	V. 30, p. 1605
112-102-2	Amended	V. 30, p. 1605
112-102-8	Amended	V. 30, p. 290
112-102-10	Amended	V. 30, p. 1605
112-103-2	Amended	V. 30, p. 291
112-103-4	Amended	V. 30, p. 292
112-103-5	Amended	V. 30, p. 292
112-103-8	Amended	V. 30, p. 292
112-103-11	Amended	V. 30, p. 1605
112-103-15	Amended	V. 30, p. 292
112-104-1	Amended	V. 30, p. 293
112-104-5	Amended	V. 30, p. 1606
112-104-6	Amended	V. 30, p. 1606
112-104-8	Amended	V. 30, p. 294
112-104-13	Amended	V. 30, p. 295
112-104-14	Amended	V. 30, p. 297
112-104-15	Amended	V. 30, p. 297
112-104-16	Amended	V. 30, p. 298
112-104-32	Amended	V. 30, p. 300
112-104-42	New	V. 30, p. 1608
112-105-1	Amended	V. 30, p. 301
112-105-2	Amended	V. 30, p. 301
112-105-3	Amended	V. 30, p. 301
112-106-1	Amended	V. 30, p. 301
112-106-2	Amended	V. 30, p. 303
112-106-5	Amended	V. 30, p. 303
112-106-6	Amended	V. 30, p. 304
112-107-3	Amended	V. 30, p. 304
112-107-5	Amended	V. 30, p. 307
112-107-10	Amended	V. 30, p. 308
112-107-21	Amended	V. 30, p. 309
112-107-22	Amended	V. 30, p. 310
112-108-18	Amended	V. 30, p. 311
112-108-23	Amended	V. 30, p. 1609
112-108-36	Amended	V. 30, p. 312
112-108-55	Amended	V. 30, p. 313
112-110-1	Amended	V. 30, p. 1611
112-110-3	Amended	V. 30, p. 313
112-110-14	Amended	V. 30, p. 1612
112-112-1	Amended	V. 30, p. 314
112-112-3	Amended	V. 30, p. 314
112-112-4	Amended	V. 30, p. 314
112-112-7	Amended	V. 30, p. 315
112-112-9	Amended	V. 30, p. 315

AGENCY 115: DEPARTMENT OF WILDLIFE, PARKS, AND TOURISM

Reg. No.	Action	Register
115-1-1	Amended	V. 30, p. 943
115-2-2	Amended	V. 30, p. 1665
115-2-3	Amended	V. 30, p. 1466
115-2-3a	Revoked	V. 30, p. 1180
115-4-2	Amended	V. 31, p. 425
115-4-4	Amended	V. 31, p. 426
115-4-4a	Amended	V. 31, p. 427
115-4-6b	New	V. 30, p. 332
115-4-11	Amended	V. 30, p. 332
115-5-1	Amended	V. 30, p. 944
115-5-2	Amended	V. 30, p. 945
115-7-3	Amended	V. 30, p. 1665
115-7-6	Amended	V. 30, p. 1665
115-7-9	Amended	V. 30, p. 536
115-7-10	Amended	V. 30, p. 1665
115-8-1	Amended	V. 30, p. 1467
115-8-2	Amended	V. 31, p. 953
115-8-6	Amended	V. 30, p. 1665
115-8-9	Amended	V. 30, p. 1467
115-8-10	Amended	V. 30, p. 1468
115-8-12	Amended	V. 30, p. 1666
115-8-13	Amended	V. 30, p. 1180

115-8-23	New	V. 31, p. 953
115-8-24	New	V. 31, p. 954
115-14-1 through 115-14-6	Revoked	V. 31, p. 1142
115-14-8	Revoked	V. 31, p. 1142
115-14-9	Revoked	V. 31, p. 1142
115-14-10	Revoked	V. 31, p. 1142
115-14-11 through 115-14-15	New	V. 31, p. 1142-1151
115-16-3	Amended	V. 30, p. 1180
115-16-5	Amended	V. 30, p. 334
115-17-1	Amended	V. 30, p. 1468
115-17-2	Amended	V. 30, p. 1468
115-17-2a	New	V. 30, p. 1469
115-17-3	Amended	V. 30, p. 1469
115-17-4	Amended	V. 30, p. 1470
115-17-5	Amended	V. 30, p. 1470
115-17-6 through 115-17-9	Amended	V. 31, p. 954, 955
115-17-10	Amended	V. 30, p. 1470
115-17-11	Amended	V. 30, p. 1470
115-17-12	Amended	V. 30, p. 1471
115-18-1	Amended	V. 31, p. 1152
115-20-7	Amended	V. 31, p. 956
115-30-13	New	V. 30, p. 1666

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-2-2	Amended	V. 31, p. 1066
117-2-2a	Amended	V. 31, p. 1067
117-3-2	Amended	V. 31, p. 1067
117-3-2a	Amended	V. 31, p. 1068
117-4-2	Amended	V. 31, p. 1069
117-4-2a	Amended	V. 31, p. 1070
117-5-2	Amended	V. 31, p. 1070
117-5-2a	Amended	V. 31, p. 1071
117-7-1	Amended	V. 31, p. 683
117-8-1	Revoked	V. 31, p. 1071
117-20-1 through 117-20-7	New (T)	V. 31, p. 997

AGENCY 120: KANSAS HEALTH POLICY AUTHORITY (FORMERLY HEALTH CARE DATA GOVERNING BOARD)

Reg. No.	Action	Register
120-1-2	Revoked	V. 30, p. 1024

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

Reg. No.	Action	Register
129-5-1	Amended	V. 31, p. 171
129-10-31	New	V. 30, p. 92

AGENCY 130: HOME INSPECTORS REGISTRATION BOARD

Reg. No.	Action	Register
130-2-1	Amended (T)	V. 30, p. 1629
130-2-1	Amended	V. 31, p. 224

AGENCY 131: COMMITTEE ON SURETY BONDS AND INSURANCE

Reg. No.	Action	Register
131-1-1	New	V. 30, p. 195

AGENCY 132: KANSAS 911 COORDINATING COUNCIL

Reg. No.	Action	Register
132-2-1	New	V. 31, p. 223
132-4-1	New	V. 31, p. 224

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