# Kansas Register

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In this issue	Page
Rates Pooled Money Investment Board	
Notice of Investment Rates	987
Notices	
Kansas Criminal Justice Coordinating Council Notice of Available Grant Funding for the Federal Edward Byrne Memorial	
Justice Assistance Grant	987
Kansas Housing Resources Corporation Notice of Hearing for Proposed Subrecipient to Provide Weatherization Services	
Kansas Department of Administration – Office of Facilities and Property Manag Notice of Requested Engineering Services for the University of Kansas	
Wichita State University	
Notice of Intent to Lease Real Property	
Notice of Intent to Lease Real Property	988
Allen Creek Watershed District No. 89	
Notice to Contractors for Detention Dam Rehabilitation Project in Lyon County	989
East Central Kansas Economic Opportunity Corporation	- 000
Notice to Bidders for 2023 General Contractor and HVAC Weatherization Crews	3989
Kansas Department of Administration – Office of Procurement and Contracts  Notice to Bidders for State Purchase	990
Kansas State Board of Regents Universities	
Notice to Bidders for University Purchase	990
Kansas Department of Health and Environment Notice of Application to Expand an Industrial Landfill for TAMKO Building	
Products, LLC	
Notice Concerning Water Pollution Control Permits and Applications	991
Kansas Department of Transportation Notice to Consulting Firms for Traffic Engineering Assistance Program	
Notice to Consulting Firms for Bridge Redeck Project in Sedgwick County Notice to Consulting Firms for Embedded Construction Inspector/Administrate	or
for District 1, Area 4, Topeka, Kansas Notice to Consulting Firms for Embedded Construction Inspector/Administrato	
for District 2, Area 1, Junction City, Kansas	
Viterra USA Grain	
Request for Proposals for Wichita, Kansas Rail Upgrade Project	1000
Monarch Cement Request for Proposals for Humboldt, Kansas Track Expansion Project	1001
Executive Branch	
Office of the Governor Executive Directive No. 23-573, Authorizing Expenditure of Federal Funds	1004
Regulations	
Kansas State Board of Examiners in Optometry Notice of Hearing on Proposed Administrative Regulations	1005
Kansas Department of Agriculture	
Notice of Hearing on Proposed Administrative Regulations	
Kansas Lottery Temporary Administrative Regulations	1007
• •	
Index to administrative regulations	1024

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#### State of Kansas

#### **Pooled Money Investment Board**

#### **Notice of Investment Rates**

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

#### Effective 8-14-23 through 8-20-23

Term	Rate
1-89 days	5.33%
3 months	5.36%
6 months	5.39%
12 months	5.33%
18 months	5.06%
2 years	4.80%

Joel Oliver Executive Director Chief Investment Officer Pooled Money Investment Board

Doc. No. 051408

#### State of Kansas

#### **Kansas Criminal Justice Coordinating Council**

#### **Notice of Available Grant Funding**

The Kansas Criminal Justice Coordinating oversees the Federal Edward Byrne Memorial Justice Assistance Grant (JAG). The JAG program guidelines establish eligibility criteria for all organizations receiving JAG funds. Eligible applicants for JAG funding include units of state and local government; Native American Tribes; and nonprofit, community, and faith-based organizations, including underserved and culturally specific populations.

Priority will be given to applications clearly supporting the objectives of the current Kansas Statewide Strategic Plan and submitting a complete application. A copy of the Strategic Plan, as well as a copy of the JAG solicitation, may be downloaded at <a href="https://grants.ks.gov/grant-programs/edward-j-byrne-memorial-justice-assistance-grant-(jag)">https://grants.ks.gov/grant-programs/edward-j-byrne-memorial-justice-assistance-grant-(jag)</a>. The solicitation is also available on the Kansas Governor's Grant Portal at <a href="https://www.kansas.gov/grants/index.do">https://www.kansas.gov/grants/index.do</a>.

All grant applications must be submitted via the Kansas Governor's Grant Portal by 11:59 p.m. September 14, 2023. To quickly locate the solicitation in the grant portal, use "JAG" for the keyword in your search. For more information, contact the Kansas Governor's Grants Program at 785-291-3205 or kggp@ks.gov.

Juliene Maska Administrator Kansas Governor's Grants Program

Doc. No. 051411

#### **State of Kansas**

#### **Kansas Housing Resources Corporation**

#### **Notice of Hearing**

The Kansas Housing Resources Corporation (KHRC) will be conducting a virtual public hearing to receive comments for and propose a subrecipient to take over

providing weatherization services to the eight counties, Shawnee, Jackson, Nemaha, Jefferson, Leavenworth, Atchison, Brown, and Doniphan, that were previously serviced by Community Action, Inc. for the Kansas Weatherization Assistance Program (KWAP).

The hearing will be held virtually at 10:00 a.m. August 31, 2023, at https://teams.microsoft.com/l/meetup-join/19%3a-meeting\_OGRIZmFINzUtOTg3YS00ZWNkLTImZ-jktYTRhY2E1OTJmOWI1%40thread.v2/0?contex-t=%7b%22Tid%22%3a%222432d7a6-c9d1-429f-991d-49c9e9dfdbd9%22%2c%22Oid%22%3a%222c8940b7-3f2f-44e4-8d77-af93d5ef76bf%22%7d; Meeting ID: 282 611 429 762; Passcode: u3ktBq. Comments and suggestions received will become part of the public record. Additionally, written comments may be submitted on the plan. All written comments must be received by 12:00 p.m. August 30, 2023. Please address comments to Tyler Wilson, Weatherization Program Manager, at twilson@kshousingcorp.org.

If you need a sign language interpreter, large print, or other material for accommodation to participate in this meeting, you must notify KHRC at least one week prior to the meeting. Requests may be addressed to the Weatherization Program, KHRC, 611 S. Kansas Ave., Suite 300, Topeka, KS 66603-3803, by telephone at 1-800-752-4422, or via the Kansas relay services.

Ryan Vincent Executive Director Kansas Housing Resources Corporation

Doc. No. 051409

#### State of Kansas

# Department of Administration Office of Facilities and Property Management

#### **Notice of Requested Engineering Services**

Notice is hereby given of the commencement of the selection process for engineering services for the University of Kansas Strong Hall Chilled Water Distribution and Hot and Chilled Water Conversion Project.

Strong Hall has air-cooled DX units or window AC units for cooling the spaces and perimeter steam radiators for heating. These units are at end of life or beyond it. Chilled water piping was run to Strong Hall as part of the north district chilled water project and exists in the subbasement. The project scope includes providing a steam-to-hot water converter and pumps. Running a vertical chilled and hot water riser system from the subbasement to the various floors throughout Strong Hall. From the vertical hydronic water riser, horizontal chilled and hot water lines will be run to serve all spaces in Strong Hall. The existing DX units and air handlers will be removed, and new air handlers will be installed. Steam radiators will have piping disconnected. The new air handlers will utilize the chilled water system to cool the building and hot water for heating. The project will also provide modern, direct digital controls (DDC) for the heating and cooling equipment. The project construction budget is \$5,300,000.

An architectural/engineering program is available at http://admin.ks.gov/offices/ofpm/dcc/arch-eng-programs. (continued)

For more information contact Mark Reiske at 785-864-5644 or dcmmlr@ku.edu.

To be considered, one (1) PDF file of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. These forms may be found at https://admin.ks.gov/offices/facilities-property-management/design-construction--compliance/forms-and-documents. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation, and an abbreviated project name in the title of the PDF document. Proposals should be less than 5 Mb and follow the current State Building Advisory Commission guidelines which can be found in Part B – Chapter 2 of the Building Design and Construction Manual at https://admin.ks.gov/offices/facilities-property-management/design-construction--compliance/building-design-and-construction-manual-bdcm. Paper copies and flash drives containing copies of the proposals are not required.

Proposals should be sent to professional qualifications@ks.gov. Proposals received after the date and time noted below will not be forwarded to the State Building Advisory Commission for review. If you have questions, call 785-296-0749. The PDF proposal submissions shall be delivered to the attention of the State Building Advisory Commission by 2:00 p.m. on or before September 1, 2023.

The State of Kansas, as a matter of public policy, encourages anyone doing business with the State of Kansas to take steps to discourage human trafficking. If prospective bidders/vendors/contractors have any policies or participate in any initiatives that discourage human trafficking, then the prospective bidder/vendor/contractor is encouraged to submit same as part of their bid response.

Frank Burnam Director

Office of Facilities and Property Management Department of Administration

Doc. No. 051418

#### State of Kansas

#### Wichita State University

#### Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to 1.22 acres of real property located on the northwest corner of the intersection of Fountain Avenue and 21st Street North, directly adjacent to the Wichita State University campus. This location would be designated for private development committed to supporting broadband infrastructure and internet exchanges. The university is interested in leasing such ground to any individual, organization, or entity whose presence would advance WSU's vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. WSU intends to lease such space for a mutually agreeable period of time, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with WSU's educational mission and identify anticipated benefits to the university, its students, and the surrounding community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, community benefit commitments, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU and the surrounding community, design concepts, financial stability, and proposed use. Interested tenants will be responsible for all costs associated with the development and ongoing maintenance costs of any improvements. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of the improvement, and benefit to WSU. WSU will consider serious offers and inquiries from any financially qualified individual, group, organization. If interested, please contact Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

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

Doc. No. 051201

#### State of Kansas

#### Wichita State University

#### Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to four acres of real property located on the Wichita State University's campus designated as the "Innovation Campus," for the private development and operation of a partnership building or buildings. The university is interested in leasing such ground to any individual, organization, or entity whose presence on campus would advance the university's applied learning vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. The university intends to lease such space for a mutually agreeable period of time up to sixty years, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with the university's educational mission and identify anticipated benefits to the university, its students, and the WSU community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU, design concepts, financial stability, and proposed use. Interested tenants will be required to construct adjacent and adequate surface parking that will not be included in the leased ground. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of building improvement, and benefit to the university. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Senior Vice President for Industry and Defense Programs, Dr. John Tomblin at john.tomblin@wichita.edu or Property Manager Crystal Stegeman at crystal.stegeman@ wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

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

Doc. No. 051304

(Published in the Kansas Register August 17, 2023.)

#### Allen Creek Watershed District No. 89

#### **Notice to Contractors**

Rehabilitation of Detention Dam Site 105 in Lyon County, Kansas, located approximately 3 miles north and 2.5 miles east of Americus, Kansas for Allen Creek Watershed District No. 89.

#### General Scope of Work

Rehabilitation of front slope of dam with 980 tons of rock riprap for wave protection, associated earthwork, seeding, and mulching.

#### **Site Showing**

To arrange a site visit prior to bidding, call Roger Wells, President, Allen Creek Watershed District No. 89 at 620-340-5808.

#### **Bid Opening**

Sealed bids will be received by Curtis Janssen, Engineer/CO, by hard copy at 280 K-68 Hwy., Lyndon, KS 66451, or electronically at cjanssen@sustainableenviro. com until 1:00 p.m., September 14, 2023. Any bid received after the specified time will not be considered.

#### **Bid Documents**

Hard copy or electronic Bid documents may be obtained by contacting Curtis Janssen, Engineer/CO, 280 K-68 Hwy., Lyndon, KS 66451 at 785-806-5904 or cjanssen@ sustainableenviro.com.

> Curtis Janssen Engineer/CO Allen Creek Watershed District No. 89

Doc. No. 051420

(Published in the Kansas Register August 17, 2023.)

#### **East Central Kansas Economic Opportunity Corporation**

#### **Notice to Bidders**

East Central Kansas Economic Opportunity Corporation (ECKAN) Weatherization located in Ottawa, Kansas,

is a non-profit corporation that does retrofit weatherization work on homes for the elderly, low-income, and individuals with disabilities. Currently, we are expressing the invitation for competitive bids to become a prequalified contractor for the Kansas Weatherization Assistance Program at ECKAN for:

- 2023 General Contractor Weatherization Crews
- 2023 HVAC Weatherization Crews

Weatherization services will be available in the following counties (includes a temporary expansion of counties): Allen, Anderson, Atchison, Bourbon, Brown, Chase, Coffey, Doniphan, Douglas, Franklin, Greenwood, Jackson, Jefferson, Johnson, Leavenworth, Linn, Lyon, Miami, Morris, Nemaha, Osage, Shawnee, Woodson, and Wyandotte. Please be specific on counties you are willing to perform work in.

ECKAN is an equal opportunity employer and will not do business with any firm or individual that in any way, directly or indirectly, discriminates against any person because of age, race, color, handicap, sex, national origin, or religious creed.

Contractors must bid on all the listed items, separated by material and labor. You will have to work on both frames built and mobile homes.

With a competitive proposal method of procurement, proposers will be evaluated on a weighted scale that considers some or all the following criteria as appropriate for the procurement:

- Adequacy of the proposed methodology.
- Skill and experience of key personnel.
- Demonstrated experience.
- Other technical specifications designated by the department requesting proposals.
- Compliance with administrative requirements of the request for proposal (format, due date, etc.).
- Contractor's financial stability.
- Contractor's demonstrated commitment to the nonprofit sector.
- Results of communications with references supplied by the vendor.
- Ability/commitment to meeting time deadlines.
- 11. Minority- or women-owned business status of vendor.
- 12. Other criteria (to be specified by the department requesting the proposal).

If your bid is accepted, you must supply ECKAN Weatherization with:

- Federal ID number (W-9)
- Proof of Liability Insurance and Workman's Compensation
- Licensed Renovation Firm Certificate
- **LEAD Training Certificate**

You are responsible for all permits if required. All material and labor must be under warranty for one (1) year from installation date for HVAC contractors and (1) year from final inspection date for general contractor services.

ECKAN Weatherization understands that all work is not identical. We will work with the winning bidders

if the actual cost exceeds the bid. Please bid only in the counties that you are willing to work.

The deadline to submit bid proposals is 12:00 p.m. Thursday, August 24, 2023. All bids must be submitted in an envelope marked "Weatherization Bid." Accepted bids will be notified by Thursday, August 31, 2023.

To obtain a bid and county selection form for either HVAC and/or general contracted services, Weatherization Contract, and to look at our SWS handbook that all work must follow, please visit our website at <a href="https://eckan.org/news-events-and-resources/">https://eckan.org/news-events-and-resources/</a>. You may also contact the ECKAN Weatherization office for information at 785-242-6413 or toll free 888-833-0832.

Linda Wood Weatherization Director East Central Kansas Economic Opportunity Corporation

Doc. No. 051412

#### State of Kansas

# Department of Administration Office of Procurement and Contracts

#### Notice to Bidders

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

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

09/05/2023	EVT0009330	Lab – BAX Kits
09/06/2023	EVT0009263	Call Center Staffing
09/11/2023	EVT0009331	Concrete Slab, Sidewalk, and
		Ramps+
09/11/2023	EVT0009333	Barber Services KJCC
09/11/2023	EVT0009348	Physical Therapy Services
09/12/2023	EVT0009335	Safe Cigarette Testing
09/12/2023	EVT0009339	WCF – Exterior Masonry Repairs:
		Tuck Point
09/12/2023	EVT0009343	KJB – Janitorial Services
09/13/2023	EVT0009346	On-Call Commercial Laundry
		Services, Repair and Part
09/13/2023	EVT0009347	Extractor Washing Machines
09/14/2023	EVT0009337	Business Recruitment Consultant -
		KC Metro Region
09/14/2023	EVT0009338	Business Recruitment Consultant -
		Western US
09/19/2023	EVT0009345	Medical Director Kansas Soldier's
		Home – Fort Dodge, KS
10/17/2023	EVT0009334	Kansas Management Information
		System (KMIS)

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

https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ ERP/c/SCP\_PUBLIC\_MENU\_FL.SCP\_PUB\_BID\_CMP\_ FL.GBL

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

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

08/30/2023	A-014678	KSU; Natatorium and
		Gymnasium –
		Demolition
09/06/2023	A-014163(b)Reb	LCF; Administration
		Building – HVAC
		Upgrades, Phase III
09/07/2023	A-013928RevReb	PSH&TC Spruce Cottage
		Renovation

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

Todd Herman
Director
Office of Procurement and Contracts
Department of Administration

Doc. No. 051421

#### State of Kansas

#### **Board of Regents Universities**

#### **Notice to Bidders**

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

Emporia State University – Bid postings: https://www.emporia.edu/about-emporia-state-university/business-office/purchasing. Additional contact info: phone: 620-341-5137, email: purchaseorders@emporia.edu. Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Cir., Emporia, KS 66801.

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

Kansas State University – Bid postings: https://bidportal.ksu.edu. Effective August 1, 2023, all bids, quotes, or proposals must be submitted via the Kansas State University Bid Portal at https://bidportal.ksu.edu. Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506. Additional contact information, phone: 785-532- 6214, email: kspurch@k-state.edu.

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

University of Kansas – Electronic bid postings: http://www.procurement.ku.edu/. The University of Kansas

exclusively uses the online eBid tool and will no longer accept paper responses unless otherwise specified in a solicitation. Additional contact information, email: purchasing@ku.edu. Mailing address: University of Kansas, Procurement Department, 1246 W. Campus Road Room 20, Lawrence, KS 66045.

University of Kansas Medical Center – Electronic bid postings: https://www.kumc.edu/finance/supply-chain/bid-opportunities.html. Additional contact information, phone: 913-588-1117, email: hunkemoore@kumc.edu. The University of Kansas Medical Center accepts only electronic bids.

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

Chris Robinson
Director
Purchasing and Contract Services
Kansas State University

Doc. No. 051386

#### State of Kansas

#### Department of Health and Environment

#### **Public Notice**

The Kansas Department of Health and Environment (KDHE) received an application from TAMKO Building Products, LLC to increase their industrial landfill facility acreage and increase total disposal capacity. The landfill site is located at 1598 N. US-183 Hwy., Phillipsburg, KS 67661. The applicant proposes a permit acreage increase from 49.2 acres to 51.8 acres, and a disposal capacity increase from 688,840 cubic yards to 872,700 cubic yards.

The Phillips County Commissioners have certified that the application described herein is consistent with their solid waste management plan and local land use restrictions or zoning. KDHE has reviewed the application and found it to be in conformance with the state solid waste statutes and regulations.

KDHE is providing public notice of their intent to issue a permit to TAMKO Building Products, LLC to allow the update of their permit acreage and disposal capacity as described herein. However, a final decision to issue the permit has not been made, and KDHE will consider information gathered during the public comment period before making a final decision. A copy of the permit application, engineering drawings and draft permit with respect to this permit action will be available for public review at <a href="http://www.kdhe.ks.gov/676/">http://www.kdhe.ks.gov/676/</a> from August 18, 2023 through September 18, 2023, during normal business hours at the following locations:

Kansas Department of Health and Environment 1000 SW Jackson, Suite 320 Topeka, KS 66612-1366 Contact: Kristofer Ho 785-296-2323 Phillipsburg City Library 888 4th St. Phillipsburg, KS 67661 Contact: Kimberly Bui 785-543-5325

Anyone wishing to comment on the proposed facility should submit a written statement by 5:00 p.m. September 18, 2023, to Kristofer Ho of KDHE at the address listed above, or via email to Kristofer.Ho@ks.gov. Comments that are postmarked by September 18, 2023 and received within one week thereafter will also be considered.

La noticia anterior se refiere a la solicitud de permiso para TAMKO Building Products, LLC en la 888 4th St., Phillipsburg, KS 67661. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE al 785-296-5156 o en KDHE.NonDiscrimination@ks.gov.

After consideration of all formal comments as described above, KDHE will make a final decision on whether to update the permit. Notice of the decision will be given to the applicant, anyone who submitted formal comments, and those who requested notice of the final permit decision.

Janet Stanek Secretary Department of Health and Environment

Doc. No. 051410

#### State of Kansas

#### Department of Health and Environment

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

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

Las acciones propuestas con respecto a los documentos preliminares se basan en la revisión del personal, aplicando los estándares, regulaciones y limitaciones de efluentes apropiados del estado de Kansas y de la Agencia de Protección Ambiental de Estados Unidos. La acción final resultará en la emisión de una Autorización Federal del Sistema Nacional de Eliminación de Descargas de Contaminantes y un permiso de Control de Contaminado

nación del Agua de Kansas, sujeto a ciertas condiciones, revocación y reemisión del permiso designado o terminación del permiso designado. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación al 785-296-5156 o en KDHE.NonDiscrimination@ks.gov.

# Public Notice No. KS-AG-23-238/248 Pending Permits for Confined Feeding Facilities

#### Name and Address **Legal Description Receiving Water** of Applicant Friona Industries, L.P. - All of Section 25 & Cimarron Friona Cattle NE/4 of Section 36 & River Basin Feeders North #2 W/2 & SE/4 of Section 24 1174 Empire Circle Satanta, KS 67870 T28S, R34W Haskell County

Kansas Permit No. A-CIHS-C007 Federal Permit No. KS0088391

The proposed action is to modify and reissue an existing NPDES permit for an expanding facility for 87,000 head (87,000 animal units) of beef cattle weighing greater than 700 pounds. This permit is being modified to add a manure storage area and retention control structure. There is no change in the permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Circle Land & Cattle Corporation Marc Gigot 955 S. Circle Land Rd. Garden City, KS 67846	E/2 of Section 21 & W/2 of Section 22 & W/2 of Section 27 All of Section 28 T24S, R33W and W/2 of Section 03 & E/2 of Section 04 T25S, R33W Finney County	Upper Arkansas River Basin

Kansas Permit No. A-UAFI-C015 Federal Permit No. KS0079901

The proposed action is to modify and reissue the existing NPDES permit for a facility for a proposed maximum capacity of 21,500 head (21,500 animal units) of cattle weighing greater than 700 pounds. This permit is also being modified to add 2 new retention structures and the expansion of an existing retention structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
JED Trailer Rinse Out Troy Kramer 52nd Rd. Corning, KS 66417	SE/4 of Section 35 T04S, R12E Nemaha County	Kansas River Basin

Kansas Permit No. A-KSNM-T001

The proposed action is to issue a new State permit for a truck washing facility. The facility will consist of one (1) enclosed wash bay and one (1) earthen retention structure. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Shaw Feedyard, Inc. William Shaw 2428 CR 15 Ashland, KS 67831	NW/4 of Section 32 T33S, R23W Clark County	Cimarron River Basin
Kansas Permit No. A-CICA-C004 Federal Permit No. KS0085227		

The proposed action is to modify and reissue the existing State/NP-DES permit for a facility for a proposed maximum capacity of 8,500 head (8,500 animal units) of cattle weighing more than 700 pounds. This represents an increase in the permitted animal units from the previous permit. This permit is also being modified to include the addition of 8.3 acres of open lot pens, and the modification of existing storage structures. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
HRC Feed Yards, LLC 6550 W. K-96 Hwy. Scott City, KS 67871	S/2 of Section 13 T18S, R34W Scott County	Upper Arkansas River Basin

Kansas Permit No. A-UASC-C004 Federal Permit No. KS0039292

The proposed action is to reissue an existing NPDES permit for an existing facility for 26,000 head (26,000 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
James Meyer 1537 200th Rd. Bern, KS 66408	SW/4 of Section 28 T01S, R13E Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-S043

The proposed action is to reissue an existing state permit for an existing facility for 300 head (120 animal units) of swine more than 55 pounds and 120 head (60 animal units) of cattle 700 pounds or less, for a total of 420 head (180 animal units) of swine and cattle. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Rempe Farms, LLC Dan Rempe 850 K-63 Hwy. Corning, KS 66417	SE/4 of Section 26 T04S, R12E Nemaha County	Missouri River Basin

Kansas Permit No. A-MONM-S042

Kansas Permit No. A-MONM-S024

The proposed action is to reissue an existing state permit for an existing facility for 900 head (360 animal units) of swine weighing greater than 55 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Swine Suites Dan and Marlene Rempe 857 K-63 Hwy. Corning, KS 66417	S/2 of NE/4 of Section 26 & NW/4 of Section 25 T04S, R12E Nemaha County	Missouri River Basin

The proposed action is to reissue an existing state permit for an existing facility for 2,499 head (999.6 animal units) of swine weighing greater than 55 pounds, 234 head (234 animal units) of cattle weighing greater than 700 pounds, and 24 head (12 animal units) of cattle weighing 700 pounds or less; for a total of 1,245.6 animal units at this facility. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved

Name and Address of Applicant	Legal Description	Receiving Water
Tiffany Cattle Co., Inc. 758 Pioneer Rd. Marquette, KS 67464	SE/4 & S/2 of NE/4 of Section 20 T18S, R04W McPherson County	Smoky Hill River Basin

Waste Management Plan on file with KDHE.

Kansas Permit No. A-SHMP-C001 Federal Permit No. KS0116351

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 13,000 head (13,000 animal units) of beef cattle weighing more than 700 pounds. The facility's NMP was updated to include a change in the application rate limitation for their fields. The fields' application rate limitations for seven fields have become less restrictive than the previous NMP. There are no changes to the permit or in the permitted number of animal units. Only the updated portion of the Nutrient Management Plan is subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

# Name and Address of Applicant Tiffany Cattle Co., Inc. – Allen NW/4 of Section 12 & Marais des Cygnes NW/4 of Section 13 River Basin Tiffany Cattle Co., Inc. – Allen NW/4 of Section 13 River Basin Tiffs, R11E Lyon County

Kansas Permit No. A-MCLY-C002 Federal Permit No. KS0115606

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 3,500 head (1,750 animal units) of beef cattle weighing 700 pounds or less. The facility's NMP update included changes in the application rate limitations for their fields. One of the field's application rate limitations has become less restrictive than the previous NMP. Only the updated portion of the Nutrient Management Plan and permit are subject to comment.

Name and Address of Applicant	Legal Description	Receiving Water
Tiffany Cattle Co., Inc. 1333 S. 2500 Rd. Herington, KS 67449-5021	E/2 of Section 31 & W/2 of Section 32 T15S, R06E and NW/4 of Section 05 T16S, R06E Morris County	Neosho River Basin

Kansas Permit No. A-NEMR-C001 Federal Permit No. KS0117218

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 18,000 head (18,000 animal units) of cattle weighing more than 700 pounds and 2,000 head (1,000 animal units) of cattle weighing 700 pounds or less, for a total of 19,000 animal units of cattle. The facility's NMP was updated to include a change in the application rate limitation for their fields. The fields' application rate limitations for thirteen fields have become less restrictive than the previous NMP. There are no changes to the permit or in the permitted number of animal units. Only the updated portion of the Nutrient Management Plan is subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

#### Public Notice No. KS-AG-R-23-021

Per Kansas Statutes Annotated 65-171d, the following registration has been received for a proposed facility:

Name and Address of Registrant	Legal Description	County
Dustin Richter 15351 Bodaville Rd. Barnes, KS 66933	NW/4 of Section 18 T06S, R05E	Riley

#### Public Notice No. KS-Q-23-155

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

Name and Address	Receiving Stream	Type of Discharge
of Applicant	· ·	

Fort Scott, City of Marmaton River Treated Domestic One E. Third St. Wastewater Fort Scott, KS 66701

Kansas Permit No. M-MC11-OO02 Federal Permit No. KS0095923

Legal Description: E½, SE¼, SE¼, Section 19, and E½, SW¼, SW¼, Section 20, Township 25S, Range 25E of Bourbon County, Kansas

Facility Location: Latitude: 37.85002, Longitude: -94.69689

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is an activated sludge mechanical treatment plant operating in parallel with a three-cell lagoon with aeration. The mechanical wastewater treatment plant (Internal Monitoring Location 004M (previously 001M1) has an average daily design flow of 2.0 MGD and consists of: influent pump station, bar screen and grit chambers, two activated sludge chambers, final clarification, UV disinfection of the effluent, and aerobic sludge digestion. The lagoon facility is a three-cell system with Cell 1 having aeration and a baffle with an average daily design flow of 1.0 MGD (Internal Monitoring Location 003L (previously 001L1)). The two systems operate in parallel and discharge to a common outfall (Outfall 001X) at the Marmaton River. The permit requires the facility to maximize the flow through the mechanical plant up to its hydraulic capacity while diverting such flow as is necessary to maintain biological activity in the alternate lagoon treatment facility to meet the effluent requirements of this permit. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. Treated effluent wastewater is pumped to nearby biodiesel plant for reuse. Trucked in waste from ADM bio-diesel is discharged in the lagoon treatment facility. The proposed permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, and E. coli; as well as monitoring for Dissolved Oxygen, Copper, Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen. Permittee shall complete Lagoon Aeration - Phase 2 project by May 31, 2024. SCHEDULE OF COMPLIANCE: The permittee is also required to continue to submit monthly progress reports are required by the KDHE Response to Enforcement Directive letter dated January 31, 2023.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or before September 16, 2023 will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-23-238/248, KS-AG-R-23-021, KS-Q-23-155) and name of the applicant/permittee when preparing comments.

All comments received will be responded to at the time the Secretary of Health and Environment issues a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

Comments or objections for agricultural related draft documents, permit applications, registrations or actions should be submitted to the attention of Casey Guccione, (continued)

Section Chief, Livestock Waste Management Section at the KDHE Bureau of Environmental Field Services (BEFS), 1000 SW Jackson, Suite 430, Topeka, KS 66612. Comments or objections for all other proposed permits or actions should be sent to Andrew Bowman at the KDHE Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612.

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting Mirina Landry at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone 785-296-0076 or email at kdhe.feedlots@ks.gov. Las preguntas o comentarios por escrito deben dirigirse a Erich Glave, Director, Bureau of Environmental Field Services en KDHE: 1000 SW Jackson St., Suite 430, Topeka, KS 66612-1367; por correo electrónico: kdhe.feedlots@ks.gov; por teléfono: 785-296-6432. For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Neal Niceswanger, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone 785-296-6804 or email at Neal.Niceswanger@ks.gov. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available at http://www. kdhe.ks.gov/livestock. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

> Janet Stanek Secretary

Department of Health and Environment

Doc. No. 051419

#### **State of Kansas**

#### Department of Transportation

#### **Notice to Consulting Firms**

#### **Background and Purpose of Project**

The Kansas Department of Transportation (KDOT) is seeking consulting engineering firm(s) prequalified in category 231–Traffic Control Analysis and Design to provide services for the project as listed below.

• Project 106 C-4855-24

#### Schedule/Deadlines

Proposals are due on or before 12:00 p.m. (Central Time) August 31, 2023, and should be transmitted via email to Bill.Legge@ks.gov. Ranking and selection should occur by September 22, 2023. Negotiations with the most highly ranked firms to commence on or about October 6, 2023. Agreement(s) should be in place November of 2023.

#### Scope of Services to be Performed

The Bureau of Local Projects has a Traffic Engineering Assistance Program (TEAP). This program enables the KDOT to utilize federal funds to assist local political subdivisions in solving traffic engineering operational and safety improvements when they do not have the traffic engineering expertise available.

The firms(s) selected are to provide traffic engineering services throughout the state during Federal Fiscal Years (FFY) 2024, 2025, and 2026 with an option to extend the services by one year through FFY 2027. The development of detailed plans, designs, specifications, or estimates will not be undertaken in this program.

The following is a list of possible areas where the consultant may be called upon to do work. Work will not be limited to these categories and will depend upon the nature of a project and its impact on traffic safety.

- Traffic Accident Analysis
- Traffic Counts
- Speed Surveys
- Minor Traffic Generation Studies
- Limited Transit Analysis
- Parking Problems
- Capacity Analysis
- Lighting and Visibility Analysis
- Traffic Signal Progression and Delay Problems
- Intersection Related Safety Problems
- Alignment Problems
- Sight Distance Difficulties
- Railroad Crossings
- Central Business District (CBD) Circulation Studies
- Pavement Marking Analysis
- High Accident Analysis
- School Signing and Markings
- Signal Needs Study
- Major Street Operational Analysis
- CBD Operation, Parking, or Capacity Analysis

#### **Instructions for Proposal**

No costs shall be contained in the proposal. The proposal must not exceed six pages total (including any cover letter, index, etc.) and 5MB to address the pertinent topics. Proposals submitted will consist of the proposal and a completed and signed "Certificate of Final Indirect Costs," "Tax Clearance Certificate," and "Policy Regarding Sexual Harassment." Completed attachments do not count against the page limitation. The proposal shall indicate the consultant's ability to meet the needs described above. The proposal shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under "Scope of Services."

#### **Evaluation Factors**

Proposals will be evaluated based on the factors listed below, evenly weighted, to select the most qualified firms.

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

The firms 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 which will reconcile with the general ledger.

Ability to provide supporting documentation of actual expenditures for each billing, based on costs.

The four highest ranked firm(s) will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with one of the four ranked firm(s), it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm(s), and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives. Firms not selected will be notified.

#### Required Attachments to Request for Proposal

- Certificate of Final Indirect Costs
- Tax Clearance Certificate
- Policy Regarding Sexual Harassment

#### **Contract Terms and Conditions**

A multi-phase professional services agreement will be utilized and executed with the consultant. Special attachments for the Kansas "Tax Clearance Certificate," the "Certification of Final Indirect Costs," and the Special Attachment No. 10 ("Policy Regarding Sexual Harassment"), submitted with the proposal, will also eventually become attachments to the contract. Questions about this Request for Proposal shall be sent to KDOT by proposers via email to Bill.Legge@ks.gov.

Calvin Reed Secretary Department of Transportation

Doc. No. 051398

#### State of Kansas

#### Department of Transportation

#### **Notice to Consulting Firms**

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must email a proposal to KDOT.DesignContracts@ks.gov by 12:00 p.m. (Central Time) August 30, 2023, to be considered for selection.

#### **Consultant Prequalification**

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in category(s):

- 221 Non- Standard Span Bridge Design
- 231 Traffic Control Analysis and Design
- 302 Engineering Surveying

If a firm is not currently prequalified by KDOT, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this notice for the project. Firms must use the KDOT prequalification form to provide this documentation. KDOT 1050 Prequalification Category Definitions (Blue Book) can be found at <a href="http://www.ksdot.org/descons.asp">http://www.ksdot.org/descons.asp</a>. Consultants may create a team to meet the prequalification requirements. All firms doing business with KDOT must be registered and

in good standing under the laws of the State of Kansas at the time of contracting and must comply with applicable state and federal laws, rules, and regulations.

Table 1: Background and Scope of Project

Project Number	Background and Scope of Project
KA-6962-01	Bridge Redeck

**Table 2: Project Summary** 

Project Number	Route and Scope	Length (mi)	Project Location
KA-6962-01	135-087 Bridge Redeck, Column Repair	0.5	I-135 in Sedgwick County located at junction I-135/ US-54/Kellogg Avenue
Project Number	Structure BR#, Structure Scope, Structure Size and Type		
KA-6962-01	087-0299, Redeck, 1660 foot long 24-foot roadway, Steel Welded Girder Continuous		

#### **Anticipated Consultant Scope**

KDOT anticipates the following to be included in the consultant's scope:

- Survey Services
- Preliminary Design Services
- Final Design Services
- Letting and Construction Phase Services

The scope of services may include traffic engineering and designer construction services. The consultant is to provide survey as needed for guardrail needs. The project is a bridge redeck. Provide cost estimates at major project milestones.

#### **Project Details Link**

https://sokansas-my.sharepoint.com/personal/dominique\_shannon\_kdot\_ks\_gov/\_layouts/15/onedrive.aspx?id=%2Fpersonal%2Fdominique%5Fshannon%5Fkdot%5Fks%5Fgov%2FDocuments%2FSet%20Aside%20Projects%2FKA%2D6962%2D01%20Existing%20Info&ga=1

#### **Special Contract Conditions**

This project will be tied to KA-6517-01.

#### **Anticipated Schedule and Key Dates**

- 1. Proposals are due by or before 12:00 p.m. (Central Time) August 30, 2023.
- 2. Ranking of proposals is expected to occur on or around September 20, 2023. Negotiations with the most highly ranked firm are expected to begin on or around September 27, 2023. An executed agreement is anticipated around October 17, 2023.
- 3. The program fiscal year for this project is FY2026 (July 2025–June 2026).
  - a. Field check: October 17, 2024.
  - b. Plans Complete: May 20, 2025.
  - c. Letting: September 2025.

#### **Instructions for Proposal**

- 1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
- 2. The consultant's proposal must not exceed 4 pag-(continued)

- es total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
- 3. A single PDF (2MB maximum size) of the proposal including all attachments must be emailed to KDOT.DesignContracts@ks.gov by the proposal due date and time.
- 4. The subject line of the email and the PDF file name must read:
  - a. "KA-6962-01\_Bridge Redeck\_FIRM NAME"
- 5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate") and No. 10 ("Policy Regarding Sexual Harassment"). If you need a Tax Clearance Certificate, you can request one at <a href="https://www.ksrevenue.gov/taxclearance.html">https://www.ksrevenue.gov/taxclearance.html</a>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team.
- 6. The outline in Table 3 below describes the expected proposal organization and content sections.
- 7. Table 4 lists the evaluation criteria and associated weights which will be used to make a selection.

**Table 3: Proposal Content** 

Section	Description of Intent	Page Limit
Cover Letter		1 Page
Project Approach	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	
Approach to Schedule	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	
Approach to Quality Control	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	
Qualifications and Experience	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
Past Performance	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	
Familiarity with KDOT and Project Area	Describe team's familiarity with KDOT's design process and standards. Describe familiarity with the project area and any identified special site conditions.	

**Table 4: Evaluation Factors** 

Evaluation Factor	Weight
Qualifications and experience of project manager and other key project team members proposed for services	25%
Project approach	10%
Approach and commitment to meet advertised schedule	15%
Past performance history for similar projects/services for KDOT	15%
Understanding of the project area	15%
Understanding of KDOT Technical Policies	10%
Identification of special conditions to be considered for the project	10%

#### **Contract Terms and Conditions**

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

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

#### Questions

All questions regarding this Request for Proposals shall be emailed to KDOT.DesignContracts@ks.gov.

Questions can be submitted until August 17, 2023; answers will be provided to all prequalified consultants on August 24, 2023.

Calvin Reed Secretary Department of Transportation

Doc. No. 051394

#### State of Kansas

#### **Department of Transportation**

#### **Notice to Consulting Firms**

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to supply personnel to perform professional services as described below. Interested consultants must email a proposal to KDOT.DesignContracts@ks.gov by 12:00 p.m. (Central Time) August 30, 2023, to be considered for selection.

#### **Consultant Prequalification**

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in Category 241 Construction Inspection and Testing.

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

#### **Anticipated Consultant Scope**

KDOT anticipates the following to be included in the consultant's scope: Construction Inspection/Testing in the form of full time, in-house, technical and construction contract administration assistance to KDOT's District 1, Area 4 Topeka, Kansas Construction Office. Scope will include assistance with construction project supervision, inspection staffing, and contract administration. Consultant staff may serve as project supervisor of complex construction projects and/or multiple smaller projects.

Consultant staff will be utilized a minimum of 40 hours per week excluding holidays. Hours may be split between two employees of the firm. Contract period will be one year with an optional one-year extension.

#### **Anticipated Schedule and Key Dates**

- 1. Proposals are due by or before 12:00 p.m. (Central Time) August 30, 2023.
- 2. Anticipated Start Date: As soon as under contract.

#### **Instructions for Proposal**

- 1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
- 2. The consultant's proposal must not exceed 4 pages total (including any cover letter, index, etc.).
- 3. A PDF (2MB maximum size) of the proposal must be emailed to KDOT.DesignContracts@ks.gov by the proposal due date and time.
- 4. The subject line of the email and the PDF file name must read:
  - a. "FC-1001-24–EmbedConstInsp.Admin in D1A4 Topeka FIRM NAME"
- 5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate") and No. 10 ("Policy Regarding Sexual Harassment"). If you need a Tax Clearance Certificate, you can request one at <a href="https://www.ksrevenue.gov/taxclearance.html">https://www.ksrevenue.gov/taxclearance.html</a>. Allow 2-3 business days for processing.
- 6. The outline in Table 1 below describes the expected proposal organization and content sections.
- 7. Table 2 lists the evaluation criteria and associated weights which will be used to make a selection.

**Table 1: Proposal Content** 

Section	Description of Intent
Cover Letter	(no more than 1 page)
Project Approach	Describe how your firm will meet the fluctuating needs of the project.
Approach to Quality Control	Describe methods or procedures your firm will use to provide all services with professional quality and technical accuracy.
Qualifications and Experience	For key personnel to be assigned to the project provide names, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.

Past Performance	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.
Familiarity with KDOT and Project Area	Describe team's familiarity with KDOT's processes and standards. Describe familiarity with the project area and any identified special site conditions.

**Table 2: Evaluation Factors** 

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

#### **Contract Terms and Conditions**

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

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

#### **Ouestions**

All questions regarding this Request for Proposals shall be emailed to KDOT.DesignContracts@ks.gov.

Questions can be submitted until August 17, 2023; answers will be provided to all pre-qualified consultants on August 24, 2023.

#### **Additional Details**

# Construction Project Supervision and Contract Administration

Under the direction of the Metro Engineer (ME, Field Engineering Administrator (FEA) or Construction Engineer (CE), assist with construction project supervision, inspection staffing, and contract administration. The consultant may serve as project supervisor of complex construction projects and/or multiple smaller projects.

Duties include, but are not limited to:

- Provide recommendations to the ME, FEA and CE regarding project actions, staffing and any other project related matters.
- Responsible for the review or compilation of project documentation for all phases of work performed to substantiate the contract payments. This documentation includes daily diaries, weekly recaps, test reports, final papers, and data entered into AASHTOWare.
- Make determination on the charges of working days.
   (continued)

- Represent KDOT in all project-related meetings and conferences.
- Provide guidance to the construction staff in the review of construction plans such as verifying steel quantities, grade computations, and earthwork quantities.
- Maintain contact with the contractor's project manager on the project.
- Represent KDOT on construction project related decisions.

#### Mentoring Resource

The consultant will serve as a mentor and provide effective leadership to less experienced technicians and engineering associates. The consultant will identify and recommend areas of additional training needed within the construction office. This information will be used to assist the ME, FEA or CE to organize effective training programs for the construction office.

Provides other project related construction assistance to the ME, FEA and CE as directed.

#### Construction Plan Development

Reviews or prepares documents for field-designed projects such as 1R projects, bridge set-aside projects, culvert set-aside projects, and 3R major modifications. This includes field measuring, quantity computations, drafting of plan sheets and field surveys. This also includes participation in field checks and plan reviews as necessary.

#### Qualifications

- A minimum of 5 years of experience managing large or complex KDOT construction projects.
- Current CIT certifications in basic inspection, asphalt paving inspection, concrete paving inspection, structures inspection, ACI concrete field-testing technician, aggregate field technician.
- Expert proficiency with KDOT's construction management software AASHTOWare.

This is expected to be a full-time (40-60 hours per week excluding holidays) assignment based at the District 1, Area 4 Office in Topeka, Kansas. The hours will be through one main person with two delegates. The delegates are intended to be used when the main person is on leave, unavailable or the workload has created a need for additional staff for a short period of time. The contract period will be one calendar year with an option for KDOT to add a one-year extension.

Calvin Reed Secretary Department of Transportation

Doc. No. 051403

#### State of Kansas

#### Department of Transportation

#### **Notice to Consulting Firms**

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to supply personnel to perform professional services as described below. Interested consultants must email a proposal to KDOT.DesignContracts@ks.gov by 12:00 p.m. (Central Time) August 30, 2023, to be considered for selection.

#### **Consultant Prequalification**

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in Category 241 Construction Inspection and Testing.

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

#### **Anticipated Consultant Scope**

KDOT anticipates the following to be included in the consultant's scope: Construction Inspection/Testing in the form of full time, in-house, technical and construction contract administration assistance to KDOT's District 2, Area 1 Junction City, Kansas Construction Office. Scope will include assistance with construction project supervision, inspection staffing, and contract administration. Consultant staff may serve as project supervisor of complex construction projects and/or multiple smaller projects.

Consultant staff will be utilized a minimum of 40 hours per week excluding holidays. Hours may be split between two employees of the firm. Contract period will be one year with an optional one-year extension.

#### Anticipated Schedule and Key Dates

- Proposals are due by or before 12:00 p.m. (Central Time) August 30, 2023.
- Anticipated Start Date: As soon as under contract.

#### **Instructions for Proposal**

- 1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
- 2. The consultant's proposal must not exceed 4 pages total (including any cover letter, index, etc.)
- 3. A PDF (2MB maximum size) of the proposal must be emailed to KDOT.DesignContracts@ks.gov by the proposal due date and time.
- 4. The subject line of the email and the PDF file name must read:
  - a. "FC-2001-24–EmbedConstInsp.Admin in D2A1 Junction City\_FIRM NAME"
- 5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate") and No. 10 ("Policy Regarding Sexual Harassment"). If you need a Tax Clearance Certificate, you can request one at <a href="https://www.ksrevenue.gov/taxclearance.html">https://www.ksrevenue.gov/taxclearance.html</a>. Allow 2-3 business days for processing.
- 6. The outline in Table 1 below describes the expected proposal organization and content sections.
- 7. Table 2 lists the evaluation criteria and associated weights which will be used to make a selection.

**Table 1: Proposal Content** 

0	
Section	Description of Intent
Cover Letter	(no more than 1 page)
Project Approach	
	fluctuating needs of the project.
Approach to	Describe methods or procedures your
Quality Control	firm will use to provide all services with
	professional quality and technical accuracy.
	For key personnel to be assigned to the project
Qualifications	provide names, qualifications, education,
and Experience	training, and expertise. Identify their area(s)
	of responsibility and percent of their time
	dedicated to the project. List work for which
	you do not have in-house capability and name
	the firm you propose to subcontract with.
	Describe team's past performance with
Past Performance	respect to ability to meet project schedules;
	quality of work; and ability to control costs
	on similar transportation projects, especially
	those performed for KDOT. Include three
	references and contact information.
Familiarity with	Describe team's familiarity with KDOT's
KDOT and	processes and standards. Describe
Project Area	familiarity with the project area and any
	identified special site conditions.

**Table 2: Evaluation Factors** 

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

#### **Contract Terms and Conditions**

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

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

#### Questions

All questions regarding this Request for Proposals shall be emailed to KDOT.DesignContracts@ks.gov.

Questions can be submitted until August 17, 2023; answers will be provided to all pre-qualified consultants on August 24, 2023.

#### **Additional Details**

# Construction Project Supervision and Contract Administration

Under the direction of the Construction Manager (PSA III) or Construction Engineer (CE), assist with construction project supervision, inspection staffing, and contract administration. The consultant may serve as project supervisor of complex construction projects and/or multiple smaller projects.

Duties include, but are not limited to:

- Provide recommendations to the PSA III and CE regarding project actions, staffing and any other project related matters.
- Responsible for the review or compilation of project documentation for all phases of work performed to substantiate the contract payments. This documentation includes daily diaries, weekly recaps, test reports, final papers, and data entered into AASHTOWare.
- Make determination on the charges of working days.
- Represent KDOT in all project-related meetings and conferences.
- Provide guidance to the construction staff in the review of construction plans such as verifying steel quantities, grade computations, and earthwork quantities.
- Maintain contact with the contractor's project manager on the project.
- Represent KDOT on construction project related decisions.

#### Mentoring Resource

The consultant will serve as a mentor and provide effective leadership to less experienced technicians and engineering associates. The consultant will identify and recommend areas of additional training needed within the construction office. This information will be used to assist the PSA III or CE to organize effective training programs for the construction office.

Provides other project related construction assistance to the PSA III and CE as directed.

#### Construction Plan Development

Reviews or prepares documents for field-designed projects such as 1R projects, bridge set-aside projects, culvert set-aside projects, and 3R major modifications. This includes field measuring, quantity computations, drafting of plan sheets and field surveys. This also includes participation in field checks and plan reviews as necessary.

#### Qualifications

- A minimum of 10 years of experience managing large or complex KDOT construction projects.
- Current CIT certifications in basic inspection, asphalt paving inspection, concrete paving inspection, structures inspection, ACI Concrete field-testing technician, aggregate field technician.
- Expert proficiency with KDOT's construction management software AASHTOWare.

This is expected to be a full-time (40 hours per week excluding holidays) assignment based at the District 2, Area 1 Office in Junction City, Kansas. The hours may be split between two employees of the consultant, but both must meet the qualifications. Adjusted hours can be approved as long as the CE/PSA III and Consulting firm approve a minimum of one week in advance. The contract period will be one calendar year with an option for KDOT to add a one-year extension.

Calvin Reed Secretary Department of Transportation

Doc. No. 051404

(Published in the Kansas Register August 17, 2023.)

#### Viterra USA Grain

#### **Request for Proposals**

Interested parties are invited to submit a proposal to complete the below scope of repairs for the proposed Viterra USA Grain – Wichita, Kansas - P#87 RA-9866-23 project.

#### Scope of Work

Provide all necessary labor, equipment, materials, and logistical services to supply materials called for. Complete all administrative, rehabilitation and track construction work, rail, switches, ties, ballast, tamping, and regulating required for the Viterra USA Grain – Wichita, Kansas track rehabilitation project. The scope is defined further as follows:

- Rail Upgrade Elevator and Tail 3 Tracks:
  - Replace existing 90lb rail with 115lb rail:
    - All new rail joints are to be UT welded by certified welder(s).
  - Replace 1,440 damaged/rotted cross ties:
    - Dispose of all damaged/rotted cross ties.
    - Replace 1,440 cross ties with new 6"x8"x8'6" grade #3 or better cross ties.
    - Any remaining new ties will be placed in Tail 2 track.
  - Furnish labor, equipment, and materials to install new rail and cross ties.
  - Add 1,200 tons of clean 2" railroad ballast rock:
    - Tamp and regulate to proper height and cross-level.
    - Machine regulate and dress on accessible track. Hand regulate where not accessible by machine.
  - Furnish labor, equipment, and materials to add 1,400 tons of ballast, tamp, and regulate.
- Rail Upgrade–Tail 2 Track:
  - Replace existing 90lb rail with 115lb rail:
    - All new rail joints are to be UT welded by certified welder(s).
  - Adjust Tail 2's northern curve to create a smoother turn from K&O's switch.
  - Furnish labor, equipment, and materials to install new rail.
- Drainage System:
  - Remove existing and install five new culvert sections on Elevator 3 Track.
  - Remove existing catch basin #2 and install new catch basin.
  - Remove existing and install two new culverts on Tail 3 track.
  - Recreate groundwork elevation to ensure future stormwater empties where new culverts were added.
  - Furnish labor, equipment, and materials.

#### MSA and Roadway Worker Protection

Contractors must complete, and have on file, a current Master Service Agreement or Construction Agreement with Viterra USA Grain before the works begins.

 Contractor shall comply with all parts of 49 CFR Part 214 and 219 regarding FRA Roadway Worker Safety

- at all times. Personnel and equipment shall remain clear of the track unless they have gained Roadway Worker Protection from a qualified person.
- 2. Contractor shall wear required Personal Protective Equipment (PPE) at all times while on property. Minimum PPE includes hard hat, safety glasses (with side shields), Class III high visibility vest or clothing, leather gloves, and steel toed leather work boots.
- 3. Contractor, contractor employees, agents, and/or subcontractors must be enrolled and comply with FRA 219 approved drug testing program.
- Any subcontracted work shall have written approval by the Viterra Wichita project manager prior to construction.
- 5. Contractor is responsible for securing roadway worker protection (flagger protection) when working within 25 feet of adjacent K&O mainline rail.

#### **Work Windows**

Impact to current railroad operations must be kept to a minimum. When work must take place that causes an active track to be taken out of service for the purposes of performing the work that pertains to this project, the contractor must arrange a defined work window with Viterra USA Grain prior to commencing work. Contractor can anticipate a minimum eight hours with no more than one scheduled interruption in the work window between the hours of 07:00 and 17:00. This project will need to be completed by first half of April 2024. Project can be broken up into two phases consisting of two-week rail shutdowns each. This topic will be further discussed and clarified at the pre-proposal meeting.

#### **Standards**

All standards referenced by the project plans, scope of work, and specifications, as well as applicable AREMA standards much be upheld during all phases of the project. All rail shall be replaced with a standard gauge of 56-1/2".

#### Submittals

The following documents shall be submitted, at the time listed, by the contractor as part of the project:

- 1. Schedule of Work Submitted with proposal.
- Certificate of Insurance Submitted prior to construction.
- 3. Safety Plan Submitted prior to construction.
- 4. Proof of Roadway Worker Training Submitted prior to construction.
- 5. Rail Testing (if AREMA #1 relay is used) Submitted prior to construction.
- 6. Rail Weld UT Test Requirements (All Rail Comp Welds) Submitted with billing.

#### Other Responsibilities

- 1. Permits Contractor is responsible for all federal, state, and local permits for the work.
- 2. Utilities Contractor is responsible to locate and protect site utilities.
- 3. Site Clean-up Contractor is responsible for proper site disposal of materials in accordance with local, state, and federal laws. Contractor is responsible for site restoration. Contractor is responsible for securing dumpster and hauling off used material. No old ties will be allowed to be stored on site in a pile.

- 4. Right of Way Access Contractor is responsible for obtaining proper right of way entry prior to leaving Viterra USA Grain property and entering Watco Companies (K&O Railroad) property.
- 5. KDOT Grant all requirements applicable to the Contractor pursuant to the grant provided to Viterra USA Grain from the Kansas Department of Transportation in connection with the project.

#### Insurance

Contractor shall purchase required insurance coverage and submit verification of Certificate of Insurance prior to construction. Contractor shall address insurance requirements by Watco Companies (K&O Railroad) and submit proof to both Viterra USA Grain and Watco Companies.

#### **Materials**

All material shall meet or exceed the requirements found in the project plans and/or specifications as well as applicable AREMA requirements. Material storage is granted within the pre-determined and designated area located on Viterra USA Grain property. No materials shall be stored in the event that railroad tracks are fouled at any time. Material and equipment laydown areas shall be discussed and further clarified at the pre-proposal meeting. Contractor is responsible for furnishing all required materials to complete project.

#### **Non-Project Areas**

Viterra USA Grain has secured access to the project through the K&O Railroad. Other access may be obtained by the contractor if they so choose. All areas (public, private, and railroad right of way) that are used to access the project, including areas of the railroad right of way which have no proposed work, shall be maintained and/or remediated, incidental to the project, by the contractor to the satisfaction of the property owner if damage to those areas occur.

#### **Project Completion**

All work pertaining to this project shall be completed by April 15, 2024. Failure to complete the work by April 15, 2024, may result in the contractor's removal from the property or charges of \$2,500/day until completed to satisfaction.

#### **Submission of Proposal**

All proposals must be submitted no later than September 11, 2023. All submitted proposals shall be reviewed by Viterra USA Grain. Please ensure the submitted proposal includes all required information. Any late or incomplete proposal will be rejected. The structure of the proposal must be clearly understood and shall provide the following line items and provide cost as required below:

- 1. Provide total sum of all line items on the proposal.
- 2. Mobilization and demobilization Lump sum.
- 3. Labor Lump sum.
- 4. Materials (ballast, rail, turnouts, switches, OTM, ties, and other miscellaneous supplies).
- 5. Tamp and regulate Lump sum.
- 6. Performance bond (sum not less than amount of awarded contract) Lump sum.

#### **Pre-Proposal Meeting**

Viterra USA Grain shall hold a pre-proposal meeting at the project site at 9:00 a.m. (Central Time) Friday, August 25, 2023. The meeting shall be held at Viterra USA Grain – Wichita, KS, 5755 S. Hoover Rd., Wichita, KS 67215. Contractors are required to be present at this meeting to submit a proposal or their proposal can be rejected.

#### **Work Reporting**

Daily work reports must be filled out and submitted to the designated Viterra USA Grain project manager. Weekly reports shall include updates to project schedules, any delays, or any change to the original scope of work. A detailed summary report shall be submitted at the completion of the project.

For further information or questions regarding the Request for Proposals or submitting a proposal, please email Carlos Bravo, Project Manager at carlos.bravo@viterra.com, phone 402-699-5731.

Carlos Bravo Project Manager Viterra USA Grain

Doc. No. 051390

(Published in the Kansas Register August 17, 2023.)

#### Monarch Cement

#### **Request for Proposals**

Interested parties are invited to submit a proposal to complete the below scope of work for the proposed Monarch Cement track expansion project in Humboldt, Kansas.

#### Scope of Work

Project is in Humboldt, Kansas on proposed track expansion coming off an existing lead track just southwest of existing crossing at 1200th Street. This proposal requests contractor provides all necessary labor, equipment, and logistical services for installation of all track including grading, subballast, drainage, erosion control, crossings, signalization, culverts to complete all rehabilitation, and track construction work, ties, ballast, etc. The scope is further described as follows:

- Grading site including clearing, stripping, excavation, embankment, subballast, and earthen bumpers. 11,179 tons of sub-ballast to be supplied and installed per KDOT specifications. Overburden material not placed as fill shall be wasted on site at the contractor's expense. Owner reserves the right to supply any or all track and aggregate materials without impact to other scope items.
- Obtain, manage, and closeout SWPPP for project including supply and install of erosion control measures: silt fence, check dams, and slope stabilization per plan. Drainage to be maintained at all times during construction activities. Contractor to monitor and modify SWPPP as required throughout construction and maintain a log of changes and monitoring by date.
- Construction surveying to include final as-built survey to be completed within 90 days of Final Project

- Supply, assemble, and install pricing for approximately 5,506 track feet of 115# jointed relay rail on new 7x9x8.6' wood crossties. Owner reserves the right to supply any or all track and aggregate materials without impact to other scope items.
- Supply, assemble, and install pricing for approximately 1,000 track feet of track rehabilitation including 50% tie replacement, ballast, tamping, and regulating.
- Supply, assemble, and install pricing for two each AREMA industrial turn out to be built using 115# rail, Sampson Points, solid manganese self-guarded frog, wood ties, and OTM – plates, spikes, anchors, bolt/washer/nut assemblies. Owner reserves the right to supply any or all track and aggregate materials without impact to other scope items.
- Supply, install, and backfill 405 linear feet of proposed 24" culvert, removal, and proper disposal of existing 12" culvert. Cap and fill 12" culvert for 70 linear feet is also required for abandoning an existing culvert in place. Existing drainage conditions to be maintained during installation. All pipe installations must be bedded based on plan specifications.
- Contractor responsibility for demolition of one structure and two buried concrete footing obstructions within the grading limits of the project. All removed materials are to be disposed of at the contractor's expense.
- Contractor responsibility to install roadway protection to satisfy MSHA Regulation 56.9300. Slope protection consist of guardrail, berm, or slope remediation to satisfy site management and site operations team.
- One power pole is to be removed and relocated outside the track grading limits as part of the contractor scope. All removed materials are to be disposed of at the contractor's expense.
- Road crossing and signalization rehabilitation including required temporary traffic control and signage and local protection to maintain public safety required by state, local, and federal regulations. Signalization and crossing panels to be replaced in kind and in place. All track to be continuously welded through crossings.
- Aggregate roadway installation at 1' depth and passive crossing signage is to be installed in accordance with the plans. Aggregate roadway and signage installation to maintain public safety required by state, local, and federal regulations during construction. All track to be continuously welded through crossings.
- Supply and install pricing for 4,356 tons of ballast, tamping, and regulating. Owner reserves the right to supply any or all track and aggregate materials without impact to other scope items.
- Any pre-existing rail, ties, or OTM that is removed when installing switch components, must be removed, and disposed of according to all state, local, and federal regulations.
- Fence removal of 69 linear feet within grading limits to be removed at nearest limits of fence posts outside of construction limits.

- The contractor shall supply all required labor, supervision, materials, erection and installation services, construction equipment, start-up and commissioning assistance, and all other items necessary for a complexly functioning rail coal unloading station including supply and installation of a pre-engineered metal building (PEMB).
- Concrete work including PEMB support foundations, retaining walls and wing walls, slab on grade, and miscellaneous concrete work is to be installed in accordance with the plans.
- The contractor shall supply and install the grizzly, support steel, miscellaneous grating, handrail, ladder, stairs, all structural bolts, washers, nuts, shims and grout, and touch-up paint. This list is not intended to be comprehensive.
- The contractor shall design required blasting for excavation of the slop of the pit chute. The contractor may need to use explosives to remove the rock and excavate the foundations per the design drawings.
- The contractor shall include a blasting consultant as part of their design team in order to develop blasting plans.
- A geotechnical engineer shall be on-site during construction to review excavation operations and to verify the stability of the excavated areas. All the bed excavations shall be smooth and level as per the design drawings.
- Additional details concerning the scope of work needing to be done with each portion of the project, will be addressed at the pre-bid meeting.

#### **Minimum Requirements**

#### MSHA and Roadway Worker Protection

Contractors must complete, and have on file, a current Master Services Agreement with owner prior to submitting a proposal.

- Contractors shall comply with all parts of 49 CFR Part 214 and 219 regarding FRA Roadway Worker Safety at all times. Personnel and equipment shall remain clear of the track unless they have gained Roadway Worker Protection from a qualified person.
- 2. Contractor, contractor employees, agents, and/or subcontractors must be enrolled and comply with the FRA 219 approved drug testing program.
- 3. Any subcontracted work will need to be approved prior to any work starting.
- 4. Contractors must complete and abide by Mine Safety and Health Administration (MSHA) Training Requirements and fill out customer provided paperwork prior to commencing work. If paperwork is not completed by start date, owner reserves the right to select alternate contractor.

#### Work Windows

Impact to current railroad and site operations must be kept to a minimum. When work must take place that causes an active track to be taken out of service for the purposes of performing work that pertains to the project, the contractor must pre-arrange a defined work window with Watco/South Kansas and Oklahoma Railroad (SKOL). Contractor can anticipate a minimum work window of eight hours with no more than one schedule of interruption in that time frame between the hours of 07:00 and 17:00. This topic will be further discussed and clarified during the pre-proposal meeting.

#### Standards

All standards referenced by the project plans and specifications, as well as all applicable AREMA standards must be upheld during all phases of the project work, unless certain standards are excluded from the project with written approval. All rail shall be replaced at standard gauge of 56-1/2".

#### Submittals

The following documents shall be submitted by the Contractor as part of the project at the times listed:

- 1. Schedule of Work Submitted with proposal.
- 2. Certificate of Insurance Submitted prior to construction to meet all owner provided Insurance guidelines.
- 3. Contractor Job Safety Plan (safety checklist and project descriptions).
- Contractor Welding Certification Requirements (acknowledgement).
- MSHA Form 5000-23 (Certificate of Training MHSA Training).
- Proof of Roadway Worker Training Submitted prior to construction.
- 7. Rail Testing (if AREMA #1 Relay Rail is used) Submitted prior to construction.
- 8. Rail Weld UT Test Requirements (all rail comp welds) Submitted with billing.

#### Other Responsibilities

- 1. Permits Contractor is responsible for all local, state, and federal permits required for the work.
- 2. Utilities Contractor is responsible to locate and protect site utilities as well as coordinate with utility companies for modifications.
- Site Clean-up Contractor is responsible for proper site restoration and proper disposal of materials removed in accordance with all local, state, and federal laws.

#### Insurance

Contractor shall purchase coverage and submit for verification a Certificate of Insurance to meet all requirements specified in Monarch Cement "Contractor and Subcontractor Insurance Requirements" form.

#### Materials

All non-owner supplied materials shall meet the requirements found in the project plans and/or specifications as well as applicable AREMA requirements. Material storage is granted on railroad right of way to the contractor. However, no materials shall be stored closer than 25' from the centerline of any active track at any time. Material and equipment laydown areas and reclaimed materials stockpiling locations shall be discussed and further clarified at the pre-proposal meeting. All removed materials remain property of the SKOL, to be stockpiled as directed by a representative.

#### **Non-Project Areas**

Watco has secured access to the project through 1200th Street. All areas (public, private, and railroad right of way) that are used for access to the project, including parts of the railroad right of way which have no proposed

work, shall be maintained and/or remediated, incidental to the project, by the contractor to the satisfaction of the property owner if any damage to these areas occurs.

#### **Pre-Proposal Meeting**

Watco shall hold a pre-proposal meeting at the project site as indicated by the project manager. The meeting shall be held on site in Humboldt, Kansas at 10:00 a.m. August 22, 2023. Contractors are required to be present at this meeting to submit a proposal or their proposal can be rejected.

#### **Project Completion**

In service date for this project is expected to be November 30, 2024, subject to change after submittal of schedule with bid proposal. Contractor is to build schedule to meet this date and coordinate in service schedule. All work pertaining to this project shall be completed as indicated on the contractor supplied schedule. Failure to complete work by the scheduled date may result in the contractor's removal from the property or charges of \$1,500/day until completed to satisfaction.

#### Submission of a Proposal

All proposals must be submitted no later than September 5, 2023, to be reviewed by Watco Purchasing Department. Please ensure your proposal includes all required information. All late or incomplete proposals shall be rejected. Contractors who wish to submit a proposal must attend the pre-proposal meeting. Proposals will be submitted to Amie Proudfit via email at amie. proudfit@watco.com. The structure of your proposal must be able to be clearly understood, all proposals shall provide the following line items and provide costs as required below.

Provide a total sum of all Line Items on the proposal:

- 1. Mobilization and demobilization Lump sum.
- 2. Clearing and grubbing 4.88 acres.
- 3. Excavation (track) 9,700 CY (in place measure).
- 4. Embankment (track) 5,723 CY (in place measure).
- 5. Excavation (crossing) 982 CY (in place measure).
- 6. Roadway protection one LS.
- 7. Erosion control: silt fence 6,807 linear feet.
- 8. Erosion control: ditch checks 19 each.
- 9. 24" CMP installation 405 linear feet (various locations as shown in plans).
- 10. 12" culvert abandon, fill, and cap one each.
- 11. 12" CMP removal one each.
- 12. Road crossing replacement 48 linear feet (replace in-kind, CWR crossings).
- 13. Road crossing signalization one each (replace in-kind as required).
- 14. Passive crossing signage Lump sum at new aggregate road crossing.
- 15. Track removal 1,278 track feet.
- 16. Contractor surveying Lump sum.
- 17. Earthen bumpers one each.
- 18. Slope protection one each.
- 19. SWPPP Lump sum.
- 20. Sub-ballast supply 11,179 tons.
- 21. Sub-ballast install (track)– 10,072 tons.
- 22. Sub-ballast install (crossing) 1,107 tons.
- 23. Track rehabilitation 1,000 track feet.

- 24. Supply 5,506 track feet of new rail built with 115# RE rail.
- 25. Assemble and install 5,506 track feet of new rail built with 115# RE rail on wood cross ties, bolted as indicated in plans.
- 26. Supply 4,356 tons ballast.
- 27. Distribute approximately 4,356 tons ballast.
- 28. Tamp and regulate Lump sum.
- 29. Supply two Each #9 turn out (AREMA Industrial 115# RE rail, rail self-guarded manganese frog, hardwood switch ties and HSS switch stand).
- 30. Assemble and install two each #9 turn out per plan.
- 31. Clean up work site to completion signoff by Watco Management.
- 32. Concrete removal three each (two footings, one building with pipes).
- 33. Fence removal 69 linear feet (two Locations as shown in plans).
- 34. Power pole relocation one each (relocate pole outside grading limits).
- 35. Pit blasting.
- 36. Excavations in rock and backfills.
- 37. Pit floor concrete slab and curb.
- 38. Pit concrete retaining wall.
- 39. West wing wall concrete footing.
- 40. West concrete wing wall.
- 41. West abutment wall concrete footing.
- 42. West abutment concrete wall.
- 43. East wing wall concrete footing.
- 44. East concrete wing wall.
- 45. East abutment wall concrete footing.
- 46. East abutment concrete wall.
- 47. Pier wall concrete footing.
- 48. Pier concrete wall.
- 49. Pit stepped concrete footing.
- 50. Pit sloped concrete slabs.
- 51. Backwall concrete retaining wall footing.
- 52. Concrete backwall.
- 53. Car shaker foundation.
- 54. Concrete grade beams.
- 55. PEMB concrete foundation.
- 56. COL footing and pedestal.
- 57. Sidewalk concrete slabs.
- 58. Building slab on grade.
- 59. Stair concrete pad.
- 60. Bridge steel (LS).
- 61. Steel platform inside PEMB with handrails.
- 62. Sidewalk guardrails.
- 63. Heavy duty grating.
- 64. 3/8" checkered plates.
- 65. Ladders.
- 66. Concrete Lump sum.
- 67. Structural steel and miscellaneous steel (supply/install) Lump sum.
- 68. Pre-engineered metal building (supply) Lump sum.
- 69. Pre-engineered metal building (install) Lump sum.
- 70. Checkout/commissioning/start-up Lump sum.

#### **Work Reporting**

Contractors will be required to complete right of entry forms and be Railroad Certified Contractors prior to commencing work. Daily work reports must be filled out and submitted to:

- Paul Leonards, Watco VP Construction and
- Bryan Waldon, Watco Senior Project Manager

Weekly Reports should include updates to project schedules, any delays or any change in the scope of work. A detailed summary report must be submitted at the completion of the project. Daily reporting shall consist of daily progress reports in format to be provided at award.

For further information or questions regarding the Request for Proposals or submitting a proposal, please send an email request to Paul Leonards at pleonards@watco.com, phone 601-506-1800.

Drew White Director of Engineering Watco

Doc. No. 051401

#### State of Kansas

#### Office of the Governor

# Executive Directive No. 23-573 Authorizing Expenditure of Federal Funds

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

Pursuant to the authority of the Secretary of the Kansas Department of Agriculture to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 193 of Chapter 82 of *The 2023 Session Laws of Kansas*, approval is hereby granted to the Kansas Department of Agriculture for expenditure in FY 2024 of monies in the federal fund entitled "Resilient Food Systems Infrastructure Program Cooperative AMS Grant."

Pursuant to the authority of the Secretary of the Kansas Department of Commerce to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 193 of Chapter 82 of *The 2023 Session Laws of Kansas*, approval is hereby granted to the Kansas Department of Commerce for expenditure in FY 2024 of monies in the federal fund entitled "Middle Mile Broadband Grant Fund."

Pursuant to the authority of the Secretary of the Kansas Department of Health and Environment to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 193 of Chapter 82 of *The 2023 Session Laws of Kansas*, approval is hereby granted to the Kansas Department of Health and Environment for expenditure in FY 2024 of monies in the federal fund entitled the "Climate Pollution Reduction Grants Fund."

Pursuant to the authority of the Chairperson of the State Corporation Commission to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 193 of Chapter 82 of *The 2023 Session Laws of Kansas*, approval is hereby granted to the State Corporation Commission for expenditure in FY 2024 of monies in the federal fund entitled "Grid Resilience BIL Formula Grant."

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

Dated August 7, 2023.

Laura Kelly Governor

Doc. No. 051415

#### State of Kansas

#### **Board of Examiners in Optometry**

# Notice of Hearing on Proposed Administrative Regulations

The Kansas State Board of Examiners in Optometry will conduct a public hearing at 1:00 p.m. Wednesday, October 18, 2023, in the Kansas State Capitol, Committee Room 218-N, 310 SW 10th St., Topeka, KS 66612, to consider the adoption of the proposed regulations K.A.R. 65-4-4 and 65-5-4 of the Kansas State Board of Examiners in Optometry on a permanent basis.

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 regulations. All interested parties may submit written comments prior to the hearing by mailing them to the Kansas Board of Examiners in Optometry, 3109 W. 6th St., Suite A, Lawrence, KS 66049 or by email to kssbeo@ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulations during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to ask that each participant limit any oral presentation to an appropriate time frame.

Complete copies of the proposed regulations and economic impact statement may be found on the Board's website at https://kssbeo.ks.gov or by contacting Jan Murray at jan.murray@ks.gov.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation to participate in the hearing should be made at least five (5) working days in advance of the hearing by contacting Jan Murray at 785-832-9986.

A summary of the proposed regulations and their economic impacts are as follows:

K.A.R. 65-4-4 – Notice to the Board. K.A.R. 65-4-4 is an amended permanent regulation that updates notifications made to the Board.

Economic Impact: The adoption of this regulation has no economic impact. There is no environmental impact.

K.A.R. 65-5-4 – Approved schools or colleges of optometry. K.A.R. 65-5-4 is an amended permanent regulation that updates requirements for an approved school or college of optometry.

Economic Impact: The adoption of this regulation has no economic impact. There is no environmental impact.

Jan Murray Executive Officer Board or Examiners in Optometry State of Kansas

#### **Department of Agriculture**

# Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10:00 a.m. October 19, 2023, in the 1st floor meeting room 124 of the Kansas Department of Agriculture, 1320 Research Park Dr., Manhattan, Kansas, to consider the adoption of proposed regulations. The public hearing will be conducted in person and via video conferencing system. Members of the public who wish to attend the public hearing virtually must pre-register at <a href="https://kansasag.zoom.us/meeting/register/tzIsfumorDwuHdLVuq2h9q7\_UyzX7tDSjzm3">https://kansasag.zoom.us/meeting/register/tzIsfumorDwuHdLVuq2h9q7\_UyzX7tDSjzm3</a>.

After registering, you will receive a confirmation email containing information about joining the meeting.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments regarding the proposed regulations. All interested parties may submit written comments prior to the hearing by mail or email to Kansas Department of Agriculture, Attn: Ronda Hutton, 1320 Research Park Dr., Manhattan, KS 66502, or ronda.hutton@ks.gov. Comments may also be made via the Kansas Department of Agriculture's website at https://www.agriculture.ks.gov/document-services/public-comment.

All interested parties will also be given a reasonable opportunity to orally present their views regarding the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes. These regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and their economic impact follows.

The Kansas Department of Agriculture (Department) is proposing four new regulations and amendments to two existing regulations for the administration of the Kansas Seed Law, K.S.A. 2-1415 et seq., and amendments thereto. The proposed new regulations would implement revisions that were made to the Kansas Seed Law during the 2022 Legislative Session, while the proposed amendments simply implement minor clarifications. A summary of the proposed regulations is as follows:

The proposed amendment to K.A.R. 4-2-1 revises an outdated reference to the Kansas State Board of Agriculture to refer to the Kansas Department of Agriculture;

K.A.R. 4-2-8a is a proposed new regulation that provides that the term "noxious weed seed" used in K.A.R. 4-2-8 refers to prohibited weed seed, noxious weed seed, and restricted weed seed as those terms are defined in K.S.A. 2-1415, and amendments thereto;

K.A.R. 4-2-8b is a proposed new regulation that provides that an analysis conducted by a person other than an authorized representative of the Department may be considered as evidence that a violation of the Kansas Seed Law has been remedied following the issuance of a stop sale order pursuant to K.S.A. 2-1423(c), and amendments thereto, but that the analysis conducted by an authorized representative of the Department is to be the

Doc. No. 051417

official analysis upon which a determination of whether a violation of the Kansas Seed Law has occurred;

K.A.R. 4-2-9a is a proposed new regulation that establishes the species of weeds whose seeds are considered restricted weed seeds and establishes the permissible rate per pound at which such weed seeds may be present in agricultural seed. The list of restricted weed seeds contained in this regulation is largely the same as the list of restricted weed seeds that was previously contained in K.S.A. 2-1415, and amendments thereto, with the addition of Caucasian bluestem and yellow bluestem to the restricted weed seed list;

K.A.R. 4-2-9b is a proposed new regulation that establishes the species of weeds whose seeds are considered prohibited weed seeds and provides that such weed seeds are not to be present in agricultural seed in any amount. Prohibited weed seeds include Texas blueweed, Columbus grass, and any weed species whose seeds cannot be distinguished from Johnsongrass seed. This regulation presents no practical changes to the Kansas Seed Law, as agricultural seed containing the seeds of these species in any amount was previously prohibited from being offered for sale by K.S.A. 2-1421, and amendments thereto; and

K.A.R. 4-2-14 is an existing regulation that provides that agricultural seed that is exposed in a salesroom, storeroom, warehouse, or other place where seed is sold for sowing purposes is to be offered or exposed for sale unless the seed is clearly labeled otherwise. The proposed amendment to this regulation clarifies that such labels must also be permanent.

The proposed rules and regulations do not exceed any requirements of federal law. Federal law does not impose any significant requirements substantially similar to those contained in these regulations, as federal law in the area of agricultural seed deals primarily with the importation of seed into the United States and with seed moved in interstate commerce. The overall approach taken by contiguous states in regulating agricultural seed is similar to the approach taken by these regulations, with the major difference being that contiguous states do not restrict the number of Caucasian or yellow bluestem seeds that are permitted in agricultural seed.

These regulations will not significantly restrict business activities or growth. The only change imposed by these regulations that has the potential to have a practical effect on the agricultural seed industry is the addition of Caucasian bluestem and yellow bluestem seeds to the list of restricted weed seeds in K.A.R. 4-2-9a. With that regulation in place, agricultural seed producers will have to ensure that Caucasian bluestem and yellow bluestem seeds are not present in quantities greater than the allowed tolerance in seed they intend to offer for sale. However, producers are already required to remove the seeds that were previously designated prohibited weed seeds from seed offered for sale and to ensure that restricted weed seeds present in seed offered for sale do not exceed existing tolerances. As such, agricultural seed producers should already have the necessary equipment and personnel to perform this task. Accordingly, any additional costs imposed on affected business by these regulations will be minimal. Making Caucasian bluestem and yellow bluestem restricted weed seeds has the potential to benefit certain sectors of the agricultural and tourism economies of the state long-term by helping to reduce the presence within the state of these highly invasive weed species, which harm native grass species and negatively impact the biodiversity of Kansas prairies.

The proposed rules and regulations will not increase or decrease revenues of cities, counties or school districts, or impose functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability. The Department sent letters to the League of Kansas Municipalities, Kansas Association of Counties, and the Kansas Association of School Boards requesting input as to the effect of the proposed rules and regulations on those entities. To date, neither the Kansas Association of Counties or the Kansas League of Municipalities has responded to that inquiry. The Kansas Association of School Boards did respond and reported that it expects no impact to that organization as a result of the proposed regulations.

In developing the proposed regulations, the Department also sought input from the Kansas Seed Improvement Association, the Kansas Corn Growers Association, the Kansas Soybean Association, Kansas Grain Sorghum, the Kansas Grain and Feed Association, the Kansas Wheat Alliance, and Kansas Farm Bureau.

Any individual with a disability may request accommodations to participate in the public hearing and may request the proposed regulations and their economic impact statement in an accessible format. Requests for accommodations should be made at least five working days in advance of the hearing by contacting Ronda Hutton, via telephone at 785-564-6715 or via fax at 785-564-6777. Handicapped parking is located on the west side of the building at 1320 Research Park Dr., Manhattan, Kansas, and the west entrance to the building is accessible to individuals with disabilities.

Copies of the regulations and their economic impact statement may be obtained by contacting the Department via mail at Kansas Department of Agriculture, Attn: Ronda Hutton, 1320 Research Park Dr., Manhattan, KS 66502, via telephone at 785-564-6715, or via the Department's website at http://www.agriculture.ks.gov.

Michael M. Beam Secretary Department of Agriculture

Doc. No. 051413

#### State of Kansas

#### **Department of Agriculture**

# Notice of Hearing on Proposed Administrative Regulation

A public hearing will be conducted at 10:00 a.m. November 2, 2023, in the 1st floor meeting room 124 of the Kansas Department of Agriculture, 1320 Research Park Dr., Manhattan, Kansas, to consider the adoption of a proposed regulation. The public hearing will be conducted in person and via video conferencing system. Members of the public who wish to attend the public hearing virtual-

ly must pre-register at https://kansasag.zoom.us/meeting/register/tZYodOuprzkjHdc6WknFVu1FEj7VG-CruohA. After registering, you will receive a confirmation email containing information about joining the meeting.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments regarding the proposed regulation. All interested parties may submit written comments prior to the hearing by mail or email to Kansas Department of Agriculture, Attn: Ronda Hutton, 1320 Research Park Dr., Manhattan, KS 66502, or ronda.hutton@ks.gov. Comments may also be made via the Kansas Department of Agriculture's website at <a href="https://www.agriculture.ks.gov/document-services/public-comment">https://www.agriculture.ks.gov/document-services/public-comment</a>.

All interested parties will also be given a reasonable opportunity to orally present their views regarding the adoption of the proposed regulation during the hearing. To provide 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 the economic impact follows:

The Kansas Department of Agriculture (KDA) is proposing revisions to K.A.R. 4-7-716 to update references to the current Grade A Pasteurized Milk Ordinance, the current Methods of Making Sanitation Ratings of Milk Shippers, the current Procedures Governing the Cooperative State Public Health Service/Food and Drug Administration Program of the National Conference on Interstate Milk Shipments, and the current Evaluation of Milk Laboratories documents. These Food and Drug Administration documents are the standards that are adopted and used by state departments of agriculture dairy programs to ensure public health compliance in the production, transportation and processing of milk and dairy products. While these regulations are not mandated by the federal government, they are necessary if the state wishes to ship milk interstate under state inspection and K.S.A. 65-775 requires that the Secretary promulgate regulations that conform, insofar as possible, with the pasteurized milk ordinance, and the policies adopted by the interstate milk shippers conference. The updates to these adoptions by reference do not change the scope or intent of the current regulation and simply reflect changes to dairy industry practices, technology, and science.

The proposed regulation is not mandated by the federal government, and the adopted standards do not exceed any requirements of the federal government. The Food and Drug Administration documents adopted by reference are the standards that are adopted by every state dairy program to ensure public health compliance. If the most current versions of these documents are not adopted into the state Dairy Law, it may impose an embargo on Kansas products.

The proposed regulation does not significantly change the existing requirements imposed on the Kansas dairy industry. KDA does not anticipate that the proposed regulation will significantly enhance or restrict business activity or growth in Kansas or present significant implementation and compliance costs to any of the state's businesses, sectors, public utility ratepayers, individuals, or local governments. The proposed regulation will have no effect or a very minimal effect on the state economy as a whole. The benefits of the proposed regulation significantly outweigh the costs because the proposed updates allow Kansas to be consistent with other states' regulations, meet FDA requirements, and allow for interstate movement of Kansas produced or processed milk.

KDA does not anticipate that the proposed regulation will significantly increase or decrease revenues of cities, counties, or school districts, or impose functions or responsibilities on cities, counties or school districts that will increase their expenditures or fiscal liability. Letters of request were sent to the League of Kansas Municipalities, the Kansas Association of School Boards, and the Kansas Association of Counties. No responses were received from those entities.

KDA also consulted with the regulated public by submitting letters to all license holders and stakeholders, including the Kansas Livestock Association, the Kansas Dairy Association, and the Kansas Farm Bureau describing the proposed changes to the Kansas Dairy Law.

Any individual with a disability may request accommodations to participate in the public hearing and may request the proposed regulation and the economic impact statement in an accessible format. Requests for accommodations should be made at least five working days in advance of the hearing by contacting Ronda Hutton, via telephone at 785-564-6715 or via fax at 785-564-6777. Handicapped parking is located on the west side of the building at 1320 Research Park Dr., Manhattan, Kansas, and is accessible to individuals with disabilities.

Copies of the regulation, the updated Kansas Food Code, and the economic impact statement may be obtained by contacting the KDA via mail at Kansas Department of Agriculture, Attn: Ronda Hutton, 1320 Research Park Dr., Manhattan, KS 66502, via telephone at 785-564-6715, or via the Department's website at http://www.agriculture.ks.gov.

Michael M. Beam Secretary Department of Agriculture

Doc. No. 051416

State of Kansas

#### **Kansas Lottery**

**Temporary Administrative Regulations** 

#### Article 4.—INSTANT GAMES AND DRAWINGS

**111-4-3547.** 2023 Kansas State Fair second-chance drawing. (a) The Kansas lottery may conduct a second-chance drawing in conjunction with the Kansas State Fair event giving away five \$500 cash prizes. The drawing will be on September 21, 2023, and the winners will be announced on September 22, 2023.

(b) To enter the drawing, a player shall purchase one or more Kansas lottery tickets with a total value of at least \$20 in a single transaction at the Kansas lottery's selling location at the Kansas State Fair. A player may purchase lottery products during the hours the Kansas lottery sell-

ing location at the Kansas State Fair is open each day to the public beginning September 8, 2023, through September 17, 2023. For each qualifying purchase, the player will be given an official entry form by the representative selling the ticket(s). A player shall complete the entry form in a legible manner and deposit the entry form into receptacles designated for the purpose of this drawing no later than 2:00 p.m. on September 17, 2023. Only one name shall appear on an eligible entry.

(c) After the close of entries, the entry forms shall be transported by Kansas lottery security officials, or security designee as appointed by the security person on duty, in a sealed container from the selling location at the Kansas State Fair to Kansas lottery headquarters and secured until the drawing occurs.

(d) On the designated date, the drawing shall be conducted by a drawing official designated by the executive director of the Kansas lottery in accordance with the Kansas lottery's established drawing procedures.

Five entries shall be drawn. The person whose name appears on each valid entry drawn shall be the winner of a prize described in these rules. After five entries have been drawn and verified as valid, five more valid entries will be drawn, one at a time, which entries drawn will serve as alternate entries. The alternate entries will be marked in the order drawn, 1A, 2A, 3A, 4A, and 5A.

Each person who is selected as a prize winner in the drawing described above, will be sent an email with an electronic claim form attached, followed by the same documentation sent by U.S. mail. That winner must return his or her completed claim form, electronically, by U.S. mail, or hand-delivered to the Kansas lottery claims center, and the claim form must be received by the Kansas lottery within 14 days following the date the winners are announced. If the prize winner cannot be located, is declared ineligible, or fails to return the completed claim form in the allotted time, the prize will be awarded to an alternate winner. In the event an alternate winner is awarded a prize, that alternate winner must return his or her completed claim form, electronically, by U.S. mail, or hand-delivered, and the claim form must be received by the Kansas lottery within 14 calendar days following the date the alternate winner was sent a claim form electronically or by U. S. mail or another alternate will be selected until all alternates are exhausted. The Kansas lottery is not responsible for electronic malfunction or player error.

- (e) There is no limit on the number of entries a person may make, but a person may only win one \$500 prize.
- (f) Eligible entrants in the 2023 Kansas State Fair second-chance drawing must be 18 years of age or older.
- (g) The Kansas lottery shall not be responsible for any lost, destroyed, mutilated, illegible, or altered entries into the Kansas State Fair drawing. Illegible or incomplete entries shall be discarded.
- (h) Rules applicable to this drawing are contained in K.A.R. 111-4-3547, K.A.R. 111-3-1 *et seq.*, and K.A.R. 111-6-1 *et seq.* (Authorized by K.S.A. 2022 Supp. 74-8710 and 74-8748; implementing K.S.A. 2022 Supp. 74-8710; effective, T-111-11-16-18, Aug. 8, 2018; amended, T-111-6-19-19, May 22, 2019; amended, T-111-7-22-21, July 14, 2021; amended, T-111-7-27-22, July 13, 2022; amended, T-111-8-1-23, July 12, 2023.)

- **111-4-3751.** "Ca\$h Windfall" instant ticket lottery game number 324. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Ca\$h Windfall." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3751.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

s game are as follows:	
Play Symbols	Captions
1	ONE
2	TWO
3	THR
<b>4</b>	FOR
5	FIV
6	SIX
7	SVN
8	EGH
9	NIN
11	ELEVN
12	TWELV
13	THRTN
14	FORTN
15	FIFTN
16	SIXTN
17	SVNTN
18	EGHTN
19	NINTN
21	TWYON
22	TWYTW
23	TWYTR
24	TWYFR
25	TWYFV
26	TWYSX
27	TWYSV
28	TWYET
29	TWYNI
30	THRTY
31	THYON
32	THYTW
33	THYTR
34	THYFR
35	THYFV
36	THYSX
37	THYSV
38	THYET
39	THYNI
41	FRYON
42	FRYTW
43	FRYTR
44	FRYFR
45	FRYFV
46	FRYSX FRYSV
47	
48	FRYET
49 Symbol of a bankgall	FRYNI
Symbol of a bankroll	WIN
Symbol of a \$100 burst	WIN\$100
Symbol of a \$200 burst	WIN\$200

**TWENTY** 

**FORTY** 

**FIFTY** 

ONEHUN

**TWOHUN** 

**FIVHUN ONETHO** 

Regulations	Kans	as Register
Symbol of a \$500 burst	WIN\$500	\$20.00
- ,		\$40.00
Prize Symbols	Captions	\$50.00
\$10.00	TEN\$	\$100
\$20 <sup>.00</sup>	·	\$200
\$40 <sup>.00</sup>	TWENTY FORTY	\$500
•		\$1,000
\$50 <sup>.00</sup>	FIFTY	
\$100	ONEHUN	(c) For this gam
\$200	TWOHUN	93 play spots with
\$500	FIVHUN	(d) The ticket n
\$1,000	ONETHO	game shall start w
\$10,000	10-THOU	(e) The price of
\$150,000	150-THOU	game shall be \$20 (f) "Ca\$h Wind
BONUS GAME 1:		symbol match play
Play Symbols	Captions	number match bo
51	FTYON	Each area plays se
52	FTYTW	player will scratch
53	FTYTR	bols with a prize a
54	FTYFR	reveals a symbol
55	FTYFV	amount shown be symbol of a \$100 b
56	FTYSX	er instantly wins t
57	FTYSV	of the ticket, the
58	FTYET	bonus play areas
59	FTYNI	in each bonus pl
60	SIXTY	in each bonus pla
BONUS GAME 2:	31/11	low each "YOŪR "YOUR NUMBEI
		same bonus game
Play Symbols	Captions	below the matchin
61	SXYON	(g) Each ticket i
62	SXYTW	(h) Approximat
63	SXYTR	tially for this insta
64	SXYFR	have the same pri
65	SXYFV	per prize pool of
66	SXYSX	were contained in
67	SXYSV	(i) The expected
68	SXYET	this game shall be
69	SXYNI	WTT 1 . T
70	SVNTY	"Ticket Front"
	U , . , I I	\$10

- game, a play/prize symbol shall appear in vithin the play area or areas.
- et numbers in each book of tickets in this t with 000 and end with 014.
- of instant tickets sold by a retailer for this
- indfall" is an instant win game with one play area on the front of the ticket and three bonus play areas on the back of the ticket. s separately. On the front of the ticket, the atch the play area to reveal 30 play symze amount shown below each. If the player ol of a bankroll, the player wins the prize below that symbol. If the player reveals a 00 burst, \$200 burst or \$500 burst, the playns the amount of that symbol. On the back e player will scratch each of the separate eas to reveal one "WINNING NUMBER" play area and five "YOUR NUMBERS" play area with a prize amount shown be-JR NUMBER." If the player matches any BER" to the "WINNING NUMBER" in the ame, the player wins the amount shown ching "YOUR NUMBER."
  - et in this game may win up to 45 times.
- nately 300,000 tickets shall be ordered inistant game. Additional ticket orders shall prize structure, the same number of prizes of 240,000 tickets, and the same odds as in the initial ticket order.
- ted number and value of instant prizes in be as follows:

O			Winners Pe	r
"Ticket Front"	"Ticket Back"	Prize	300,000	Prize Cost
\$10	\$10	\$20	20,000	\$400,000
	\$20	\$20	10,000	\$200,000
\$20		\$20	20,000	\$400,000
\$10 x 4		\$40	5,000	\$200,000
\$20	\$10 x 2	\$40	5,000	\$200,000
\$20	\$20	\$40	5,000	\$200,000
	\$40	\$40	5,000	\$200,000
\$40		\$40	15,000	\$600,000
\$10 x 2	\$10 x 3	\$50	2,500	\$125,000
\$40	\$10	\$50	1,250	\$62,500
(\$20 x 2) + \$10		\$50	1,250	\$62,500
(\$20 x 2)	\$10	\$50	1,250	\$62,500
	\$50	\$50	1,250	\$62,500
\$50		\$50	2,500	\$125,000
\$20 x 4	\$10 x 2	\$100	400	\$40,000
\$100 BURST		\$100	815	\$81,500
\$40	\$20 + \$40	\$100	310	\$31,000
\$50	\$50	\$100	625	\$62,500
	\$100	\$100	400	\$40,000
\$100		\$100	1,150	\$115,000
\$100 BURST	\$100	\$200	125	\$25,000
			(	continued)

**BONUS GAME 3:** 

DOINGS GITTIES.	
Play Symbols	Captions
71	SVYON
72	SVYTW
73	SVYTR
74	SVYFR
75	SVYFV
76	SVYSX
77	SVYSV
78	SVYET
79	SVYNI
80	EGHTY
ALL BONUS GAMES:	
Prize Symbols	Captions
\$10.00	TEN\$

**TWYET** 

**TWYNI** 

THYON

THYTW

**THYTR** 

**THYFR** 

**THYFV** 

THYSX

**THYSV** 

THYET

**THYNI** 

**FORTY** 

**FRYON** 

**FRYTW** 

FRYTR

**FRYFR** 

**FRYFV** 

**FRYSX** 

**FRYSV** 

**FRYET** 

FRYNI

**AUTOWIN** 

WINALL

Captions

TEN\$

FIFTN\$

**TWENTY** 

**TWENFIV** 

**THIRTY** 

**FIFTY** 

**ONEHUN** 

Symbol of a money bag

**Prize Symbols** 

\$10.00

\$15.00

\$20.00

\$25.00

\$30.00

\$50.00

\$100

\$100	\$20 x 5	\$200	95	\$19,000	28
\$200 BURST		\$200	90	\$18,000	29
\$20 x 10		\$200	90	\$18,000	
\$50 x 2	\$100	\$200	65	\$13,000	31
	\$200	\$200	55	\$11,000	32
\$200		\$200	55	\$11,000	33
(\$20 x 5) + (\$100 BURST					34
(\$200 BURST)	\$20 + (\$40 x 2)	\$500	90	\$45,000	35
$($20 \times 5) + ($10 \times 20)$	$($20 \times 5) + ($10 \times 10)$		90	\$45,000	
\$20 x 15	\$50 x 4	\$500	85	\$42,500	36
\$500 BURST		\$500	85	\$42,500	37
	\$500	\$500	50	\$25,000	38
\$500		\$500	50	\$25,000	39
(\$40 x 5) + (\$20 x 20)	(\$40 x 5) + (\$20 x 10)	\$1,000	10	\$10,000	
(\$100 x 4) + (\$50 x 10)	\$20 x 5	\$1,000	5	\$5,000	40
\$20 x 30	(\$40 x 5) + (\$20 x 10)	\$1,000	10	\$10,000	41
	\$1,000	\$1,000	5	\$5,000	42
\$1,000		\$1,000	5	\$5,000	43
	(\$500 x 6) + \$200 +				
\$200 x 30	(\$100 x 8)	\$10,000	2	\$20,000	44
\$1,000 x 5	\$1,000 x 5	\$10,000	2	\$20,000	45
\$10,000		\$10,000	1	\$10,000	46
\$150,000		\$150,000	4	\$600,000	47
	S	Sub-Total:	99,769	\$4,295,000	
Player Loyalty Program	n			\$42,950	48
		Total:	99,769	\$4,337,950	49
(*) PPI 1.1					Symbol of a star
(i) The odds o	of winning a nri	ze in th	is cam	e are an-	- /

- (j) The odds of winning a prize in this game are approximately one in 3.01. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)
- **111-4-3752.** "Cash Flow" instant ticket lottery game number 350. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Cash Flow." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3752.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

me are as follows:		ψ100	CIVELLOIN
Play Symbols	Captions	\$150	ONHFTY
	-	\$250	TWHNFTY
1	ONE	\$500	FIVHUN
2	TWO	\$1,000	ONETHO
3	THR	\$10,000	10-THOU
4	FOR	\$150,000	150-THOU
5	FIV	4-00/000	
6	SIX	BONUS GAMES:	
7	SVN	DOTTOS GITTIES.	
8	EGH	Play Symbols	Captions
9	NIN	Symbol of a bell	BELL
11	ELEVN	Symbol of a bow	BOW
12	TWELV	Symbol of a chest	CHEST
13	THRTN	Symbol of a four leaf clover	CLOVER
14	FORTN	Symbol of a crown	CROWN
16	SIXTN	Symbol of a diamond	DMND
17	SVNTN	Symbol of two cherries	CHERRY
18	EGHTN	Symbol of grapes	GRAPE
19	NINTN	Symbol of a necklace	NKLACE
21	TWYON	Symbol of a piggy bank	PIGBNK
22	TWYTW	Symbol of a pot of gold	POT
23	TWYTR	Symbol of a ring	RING
24	TWYFR	Symbol of a safe	SAFE
26	TWYSX	Symbol of a horseshoe	SHOE
27	TWYSV	Symbol of a wallet	WALLET

Symbol of a \$100 burst	WIN\$100
Symbol of a \$250 burst	WIN\$250
Symbol of a \$500 burst	WIN\$500

- (c) For this game, a play/prize symbol shall appear in 51 play spots within the play area or areas.
- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 014.
- (e) The price of instant tickets sold by a retailer for this game shall be \$20.00 each.
- (f) "Cash Flow" is a key number match game with instant wins and three bonus symbol match areas. The player will scratch the play area to reveal eight "WINNING NUMBERS" and 20 "YOUR NUMBERS" with a prize amount beside each of the "YOUR NUMBERS." If a player matches any of the "YOUR NUMBERS" to any of the "WINNING NUMBERS," the player wins the prize shown beside that number. If a player reveals a symbol of a star, the player wins the amount shown beside that symbol. If a player reveals a symbol of a moneybag, the player wins all 20 prize amounts shown. The player will scratch the three bonus play areas; if the player reveals a symbol of a \$100 burst, \$250 burst or \$500 burst, the player instantly wins the amount of that symbol.
  - (g) Each ticket in this game may win up to 23 times.
- (h) Approximately 300,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 240,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

		Winners Per	r
	Prize	300,000	Prize Cost
\$10 x 2	\$20	25,000	\$500,000
\$20 w/ STAR	\$20	10,000	\$200,000
\$20	\$20	10,000	\$200,000
\$10 + \$15	\$25	10,000	\$250,000
\$25 w/ STAR	\$25	5,000	\$125,000
\$25	\$25	5,000	\$125,000
\$10 x 3	\$30	5,000	\$150,000
\$10 + \$20	\$30	5,000	\$150,000
\$30 w/ STAR	\$30	5,000	\$150,000
\$30	\$30	5,000	\$150,000
\$10 x 5	\$50	2,500	\$125,000
\$10 x 3 + \$20	\$50	2,250	\$112,500
\$30 + \$20	\$50	2,000	\$100,000
\$20 x 2 + \$10	\$50	2,000	\$100,000
\$10 + \$15 + \$25	\$50	2,000	\$100,000
\$25 x 2	\$50	1,250	\$62,500
\$50 w/ STAR	\$50	750	\$37,500
\$50	\$50	500	\$25,000
\$10 x 10	\$100	525	\$52,500
\$20 x 5	\$100	400	\$40,000
\$25 x 4	\$100	400	\$40,000
\$30 x 3 + \$10	\$100	400	\$40,000
$$30 \times 2 + $20 \times 2$	\$100	400	\$40,000
$$20 \times 3 + $10 \times 4$	\$100	400	\$40,000
\$50 + \$20 + \$10 x 3	\$100	400	\$40,000
\$50 x 2	\$100	400	\$40,000
\$10 + \$15 + \$25 x 3	\$100	150	\$15,000
\$100 w/\$100 BURST	\$100	150	\$15,000
\$100 w/ STAR	\$100	75	\$7,500

\$100	\$100	75	\$7,500
\$25 x 10	\$250	125	\$31,250
$$10 \times 10 + $50 \times 3$	\$250	95	\$23,750
\$20 x 10 + \$50	\$250	90	\$22,500
\$50 x 5	\$250	90	\$22,500
\$50 + ((\$100 w/\$100 BURST) x 2)	\$250	125	\$31,250
\$50 + \$100 + (\$100 w/\$100 BURST)	\$250	75	\$18,750
\$50 + \$100 x 2	\$250	75	\$18,750
\$250 w/ STAR	\$250	25	\$6,250
\$250 \$250	\$250	25	\$6,250
MONEYBAG w/ \$25 x 20	\$500	50	\$25,000
\$10 + \$30 x 8 + \$250	\$500	50	\$25,000
\$10 + \$30 x 8 + (\$250 w/\$250 BURST)		100	\$50,000
\$50 x 4 + ((\$100 w/\$100 BURST) x 3)	\$500	100	\$50,000
\$50 x 4 \ ((\$100 W/\$100 BCR31) x 3)	\$500	100	\$50,000
MONEYBAG w/ (\$30 x 10) +	\$300	100	\$30,000
(\$20 x 10)	\$500	25	\$12,500
\$50 x 8 + \$100	\$500	25	\$12,500
\$25 x 10 + (\$250 w/\$250 BURST)	\$500	50	\$25,000
\$100 x 4 + (\$100 w/\$100 BURST)	\$500	50	\$25,000
· · · · · · · · · · · · · · · · · · ·		50	
\$50 + \$100 x 2 + (\$250 w/\$250 BURST	-		\$25,000
\$500 w/\$500 BURST	\$500	50	\$25,000
\$250 + (\$250 w/\$250 BURST)	\$500	25	\$12,500
\$500 w/ STAR	\$500	15	\$7,500
\$500	\$500	10	\$5,000
MONEYBAG w/ \$50 x 20	\$1,000	5	\$5,000
\$10 x 15 + \$20 x 5 + (\$250 w/\$250	d1 000	_	#F 000
BURST) + (\$500 w/\$500 BURST)	\$1,000	5	\$5,000
\$100 x 5 + \$50 x 10	\$1,000	5	\$5,000
\$100 x 5 + (\$500 w/\$500 BURST)	\$1,000	5	\$5,000
\$50 x 3 + \$100 + \$250 + \$500	\$1,000	5	\$5,000
\$50 x 3 + (\$100 w/\$100 BURST) +			
(\$250 w/\$250 BURST) + (\$500 w/\$500 BURST)	\$1,000	5	\$5,000
\$500 x 2	\$1,000	5	\$5,000
\$100 x 2 + \$50 x 2 + \$25 x 16 +	φ1,000	5	\$5,000
((\$100 w/\$100 BURST) x 3)	\$1,000	5	\$5,000
\$1,000 w/ STAR	\$1,000	5	\$5,000
\$1,000 W/ STARC \$1,000	\$1,000	5	\$5,000
\$500 x 14 + \$250 x 6 +	Ψ1,000	3	ψ5,000
((\$500 w/\$500 BURST) x 3)	\$10,000	1	\$10,000
\$500 x 17 + \$250 x 3 +	Ψ10,000	-	Ψ10,000
((\$250 w/\$250 BURST) x 3)	\$10,000	1	\$10,000
\$50 + \$100 x 11 + \$1,000 x 8 +	, .,		, ,,,,,,
(\$100 w/\$100 BURST) +			
(\$250 w/\$250 BURST) +			
(\$500 w/\$500 BURST)	\$10,000	1	\$10,000
\$1,000 x 10	\$10,000	1	\$10,000
\$150 + \$1,000 x 9 +			
(\$100 w/\$100 BURST) +			
(\$250 w/\$250 BURST) +	¢10.000	1	¢10.000
(\$500 w/\$500 BURST)	\$10,000	1	\$10,000
\$10,000 w/ STAR	\$10,000	1	\$10,000
\$10,000	\$10,000	1	\$10,000
\$150,000	\$150,000	4	\$600,000
	Sub-Total:	103,511	\$4,291,250
Player Loyalty Program	-	400 = 1	\$42,913
	Total:	103,511	\$4,334,163

(j) The odds of winning a prize in this game are approximately one in 2.90. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)

**111-4-3753.** "Rivalry Riches" instant ticket lottery game number 348. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Rivalry Riches." (continued)

The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3753.

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

Play Symbols	Captions
Symbol of a diamond	DMND
Symbol of a wallet	WALLET
Symbol of a gold bar	GOLD
Symbol of a piggy bank	PGBNK
Symbol of a chest	CHEST
Symbol of a vault	VAULT
Symbol of a gold nugget	NUGT
Symbol of a stack of money	BILLS
Symbol of a coin	COIN
Symbol of a bank	BANK
Symbol of a star	STAR
Symbol of a whistle	WHSTLE
Symbol of a horseshoe	SHOE
Symbol of a four leaf clover	CLOVR
Symbol of a pot of gold	PTGLD
Symbol of a water bottle	WTRBTL
Symbol of a cherry	CHRY
Symbol of a referee	REFREE
Symbol of a medal	MEDAL
Symbol of a jersey	JERSEY
Symbol of a hotdog	HOTDOG
Symbol of a money bag	MNYBAG
Symbol of a trophy	WIN
Symbol of 1X	1TIMES
Symbol of 2X	2TIMES
Symbol of 5X	5TIMES
Symbol of 10X	10TIMES
Symbol of 20X	20TIMES

Prize Symbols	Captions
FREE	TICKET
\$5.00	FIVE\$
$10^{.00}$	TEN\$
$15^{.00}$	FIFTEEN
25.00	TWEN-FIV
$50^{.00}$	FIFTY
75.00	SVTYFIV
\$100	ONE-HUN
\$500	FIVE-HUN
\$5000	FIVTHOU
\$50000	50-THOU

- (c) For this game, a play/prize symbol shall appear in 60 play spots within the play area or areas.
- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 059.
- (e) The price of instant tickets sold by a retailer for this game shall be \$5.00 each.
- (f) "Rivalry Riches" is a symbol match game with an instant win and multiplier features. The player will scratch the 20 "GAMES" to reveal a play symbol, a prize symbol and a multiplier symbol for each "GAME." Each "GAME" plays separately. If the player reveals a symbol

of a trophy, the player wins the prize amount multiplied by the multiplier symbol revealed for that "GAME."

(g) Each ticket in this game may win up to 20 times.

- (h) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 150,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

	Prize	Winners Per 600,000	Prize Cost
\$5 FREE TICKET	\$5	48000	\$240,000
\$5	\$5	56360	\$281,800
\$10	\$10	12800	\$128,000
\$5 (2X)	\$10	13600	\$136,000
\$5 + \$5	\$10	12400	\$124,000
\$15	\$15	8000	\$120,000
\$5 + \$10	\$15	8000	\$120,000
\$5 (2X) + \$5	\$15	8800	\$132,000
\$25	\$25	1600	\$40,000
\$10 + \$15	\$25	1600	\$40,000
\$10 (2X) + \$5	\$25	2000	\$50,000
$(\$5 \times 2) + \$15$	\$25	1600	\$40,000
\$5 (5X)	\$25	2012	\$50,300
\$50	\$50	400	\$20,000
\$10 (5X)	\$50	560	\$28,000
\$5 (10X)	\$50	520	\$26,000
\$15 + \$10 + \$25	\$50	560	\$28,000
\$10 (2X) + \$5 + \$25	\$50	600	\$30,000
\$75	\$75	240	\$18,000
\$25 + \$5 (10X)	\$75	240	\$18,000
\$5 (5X) + (\$5 x 5) + \$25	\$75	260	\$19,500
$(\$5 \times 11) + \$10 (2X)$	\$75	260	\$19,500
\$100	\$100	140	\$14,000
\$5 (20X)	\$100	160	\$16,000
\$10 (10X)	\$100	160	\$16,000
$(\$5 \times 16) + \$10 (2X)$	\$100	160	\$16,000
\$15 (5X) + \$15 + \$5 (2X)	\$100	160	\$16,000
\$500	\$500	48	\$24,000
$(\$10 \times 5) + (\$25 \times 12) + (\$50 \times 3)$	\$500	48	\$24,000
$(\$10 \times 5) + \$5 (10X) + \$10 (20X) +$			
(\$100 x 2)	\$500	48	\$24,000
\$5,000	\$5,000	2	\$10,000
\$500 x 10	\$5,000	2	\$10,000
\$50,000	\$50,000	4	\$200,000
	SUB-TOTAL:	181,344	\$2,079,100
Players Loyalty Program			\$21,002
	TOTAL:	181,344	\$2,100,102

- (j) The odds of winning a prize in this game are approximately one in 3.31. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)
- **111-4-3754.** "Sparkling Cash" instant ticket lottery game number 354. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Sparkling Cash." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3754.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

Play Symbols	Captions
06	SIX

07	SEV
08	EGT
09	NIN
11	ELVN
12	TWLV
13	THRN
14	FRTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGTN
19	NINTN
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
26	TWYSIX
27	TWYSEV
28	TWYEGT
29	TWYNIN
30	THRTY
31	THRONE
32	THRTWO
33	THRTHR
34	THRFOR
2X	2TIMES
5X	5TIMES

Prize Symbols	Captions
FREE	TICKET
\$2.00	TWO\$
\$4.00	FOUR\$
$10^{.00}$	TEN\$
$20^{.00}$	TWENTY
$50^{.00}$	FIFTY
\$200	TWO-HUN
\$500	FIVE-HUN
\$10000	10-THOU

BONUS	<b>Play Symbols</b>	<b>Captions</b>
	Symbol of a star	STAR
	Symbol of a wreath	WREATH
	Symbol of a stocking	STCKNG
	Symbol of an ornament	ORNMNT
	Symbol of a diamond	WIN\$10

- (c) For this game, a play/prize symbol shall appear in 35 play spots within the play area or areas.
- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.
- (e) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.
- (f) "Sparkling Cash" is a key number match game with instant wins, multiplier features and a bonus symbol match area. The player will scratch the play area to reveal four "WINNING NUMBERS" and 15 "YOUR NUMBERS" with a prize amount below each of the "YOUR NUMBERS." If a player matches any of the "YOUR

NUMBERS" to any of the "WINNING NUMBERS," the player wins the prize shown below that number. If a player reveals a symbol of a 2X, the player wins two times the amount shown below that symbol. If a player reveals a symbol of a 5X, the player wins five times the amount shown below that symbol. The player will scratch the bonus play area; if the player reveals a symbol of a diamond, the player wins \$10.

- (g) Each ticket in this game may win up to 16 times.
- (h) Approximately 1,200,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 150,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

	Bonus	Prize	Winners Per 1,200,000	Prize Cost
\$2 (Free Ticket)		\$2	160,000	\$320,000
\$2		\$2	122,400	\$244,800
\$4		\$4	24,000	\$96,000
\$2 (2X)		\$4	32,000	\$128,000
\$10		\$10	3,200	\$32,000
	\$10	\$10	5,200	\$52,000
\$4 (2X) + \$2		\$10	5,200	\$52,000
\$2 (5X)		\$10	5,200	\$52,000
\$2 x 5		\$10	3,200	\$32,000
\$20		\$20	2,000	\$40,000
\$4 (5X)		\$20	2,400	\$48,000
\$4 (2X) + \$2	\$10	\$20	2,400	\$48,000
\$2 x 5	\$10	\$20	1,600	\$32,000
\$4 x 5		\$20	1,600	\$32,000
\$50		\$50	800	\$40,000
(\$4 x 10) + (\$2 x 5)		\$50	960	\$48,000
\$20 (2X)	\$10	\$50	960	\$48,000
\$10 (5X)		\$50	880	\$44,000
\$200		\$200	56	\$11,200
\$50 (2X) + \$50 + (\$10 x 5)		\$200	64	\$12,800
$$20 (5X) + ($50 \times 2)$		\$200	80	\$16,000
(\$20 x 5) + (\$10 x 8) +				
\$4 (2X) + \$2	\$10	\$200	80	\$16,000
\$500		\$500	16	\$8,000
$$200 (2X) + ($50 \times 2)$		\$500	24	\$12,000
\$10,000		\$10,000	8	\$80,000
	SUB-	-TOTAL:	374,328	\$1,544,800
Players Loyalty Program		\$15,655		\$15,655
2nd Chance Drawing		\$5,000		\$5,000
		TOTAL:	374,328	\$1,565,455

- (j) The odds of winning a prize in this game are approximately one in 3.21. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)
- **111-4-3755.** "Sparkling Cash Winnings" instant ticket lottery game number 355. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Sparkling Cash Winnings." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3755.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

Play Symbols	Captions
06	SIX
	(continued)

**TWYSEV** 

**TWYEGT** 

**TWYNIN** 

THRTY

**THRONE** 

**THRTWO** 

**THRTHR** 

**THRFOR** 

THRFIV

**THRSIX** 

**THRSEV** 

THREGT

**THRNIN** 

**FORTY** 

**FRYONE** 

**FRYTWO** 

**FRYTHR** 

**FRYFOR** 

FRYFIV

FRYSIX

**FRYSEV** 

FRYEGT

**FRYNIN** 

**FTYONE** 

**FTYTWO** 

**FTYTHR** 

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07	SEV		\$500	FIVE-HUN
08	EGT		\$1000	ONETHOU
09	NIN		\$25000	25-THOU
11	ELVN			
12	TWLV	BONUS	Play Symbols	Captions
13	THRN		Symbol of a star	STAR
14	FRTN		Symbol of a wreath	WREATH
16	SIXTN		Symbol of a tree	TREE
17	SEVTN		Symbol of a stocking	STCKNG
18	EGTN		Symbol of a snowflake	SNOFLK
19	NINTN		Symbol of an ornament	ORNMNT
21	TWYONE		Symbol of a diamond	WIN\$20
22	TWYTWO	<del>.</del>	•	•
23	TWYTHR		his game, a play/prize syr	
24	TWYFOR		ots within the play area or	
25	TWYFIV		ticket numbers in each bo	
26	TWYSIX	game shal	l start with 000 and end w	ith 059.

- ear in
- n this
- (e) The price of instant tickets sold by a retailer for this game shall be \$5.00 each.
- (f) "Sparkling Cash Winnings" is a key number match game with instant wins, multiplier features and two bonus symbol match areas. The player will scratch the play area to reveal five "WINNING NUMBERS" and 20 "YOUR NUMBERS" with a prize amount below each of the "YOUR NUMBERS." If a player matches any of the "YOUR NUMBERS" to any of the "WINNING NUM-BERS," the player wins the prize shown below that number. If a player reveals a symbol of a 2X, the player wins two times the amount shown below that symbol. If a player reveals a symbol of a 5X, the player wins five times the amount shown below that symbol. If a player reveals a symbol of a 10X, the player wins 10 times the amount shown below that symbol. The player will scratch the two bonus play areas; if the player reveals a symbol of a diamond in either or both of the bonus areas, the player wins \$20 for every symbol shown.
  - (g) Each ticket in this game may win up to 22 times.
- (h) Approximately 750,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 150,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

Bonus Bonus

Winners Per

2X	2TIMES		1	2	Prize	750,000	Prize Cost
5X	5TIMES	\$5 FREE TICKET			\$5	50,000	\$250,000
10X	10TIMES	\$5			\$5	87,500	\$437,500
10%	TOTTIVIES	\$10			\$10	19,000	\$190,000
		\$5 (2X)			\$10	21,200	\$212,000
Prize Symbols	Captions	\$5 + \$5			\$10	19,000	\$190,000
FREE	TICKET	\$15			\$15	10,000	\$150,000
		\$5 (2X) + \$5			\$15	9,000	\$135,000
\$5.00	FIVE\$	\$5 + \$10			\$15	10,000	\$150,000
$10^{.00}$	TEN\$	\$5 x 3			\$15	10,000	\$150,000
$15^{.00}$	FIFTEEN	\$20			\$20	2,000	\$40,000
$20^{.00}$	TWENTY		\$20		\$20	1,500	\$30,000
50 <sup>.00</sup>	FIFTY			\$20	\$20	1,500	\$30,000
		\$5 x 4			\$20	2,000	\$40,000
75 <sup>.00</sup>	SVTYFIV	\$10 (2X)			\$20	2,500	\$50,000
\$100	ONE-HUN	\$50			\$50	600	\$30,000
		\$20 + \$10	\$20		\$50	600	\$30,000

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2X

5X

10X

**THRFOR** 

**THRFIV** 

**THRSIX** 

**THRSEV** 

THREGT

**THRNIN** 

FORTY FRYONE

**FRYTWO** 

**FRYTHR** 

**FRYFOR** 

FRYFIV FRYSIX

**FRYSEV** 

FRYEGT

**FRYNIN** 

**FTYONE** 

**FTYTWO** 

**FTYTHR** 

**FTYFOR** 

**FTYFIV** 

**FTYSIX** 

**FTYSEV** 

**FTYEGT** 

**FTYNIN** 

2TIMES

5TIMES

10TIMES

\$5 (10X)			\$50	650	\$32,500
\$10 (5X)			\$50	750	\$37,500
\$75			\$75	300	\$22,500
\$5 x 11	\$20		\$75	300	\$22,500
\$5 (10X) + \$5		\$20	\$75	300	\$22,500
\$15 (5X)			\$75	400	\$30,000
\$100			\$100	125	\$12,500
\$5 x 16	\$20		\$100	125	\$12,500
\$20 (5X)			\$100	215	\$21,500
\$10 (10X)			\$100	150	\$15,000
\$500			\$500	25	\$12,500
\$50 (5X) + (\$20 x 11) + \$10		\$20	\$500	25	\$12,500
\$100 (2X) + (\$50 x 5) + \$10	\$20	\$20	\$500	25	\$12,500
(\$10 x 7) + (\$5 x 8) + (\$50 x 3) +					
(\$100 x 2)	\$20	\$20	\$500	25	\$12,500
\$1,000			\$1,000	15	\$15,000
\$500 x 2			\$1,000	15	\$15,000
\$100 (5X) + (\$100 x 5)			\$1,000	15	\$15,000
\$25,000			\$25,000	5	\$125,000
		SUE	B-TOTAL:	249,865	\$2,563,500
Players Loyalty Program			\$25,996		\$25,996
2nd Chance Draw			\$10,000		\$10,000
			TOTAL:	249,865	\$2,599,496

- (j) The odds of winning a prize in this game are approximately one in 3.00. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)
- **111-4-3756.** "Sparkling Cash Wishes" instant ticket lottery game number 356. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Sparkling Cash Wishes." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3756.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

Play Symbols         Captions           03         THR         Prize Symbols         Captions           04         FOR         FREE         TICKET           06         SIX         \$5.00         FIVE\$           07         SEV         10.00         TEN\$           08         EGT         15.00         FIFTEN           09         NIN         20.00         TWENTY           11         ELVN         25.00         TWENTY           12         TWLV         50.00         FIFTY           13         THRN         75.00         SVTYFIV           14         FRTN         \$100         ONE-HUN           16         SIXTN         \$500         FIVE-HUN           17         SEVTN         \$500         FIVE-HUN           18         EGTN         \$1000         ONE-HUN           19         NINTN         \$75000         75-THOU           19         NINTN         \$75000         75-THOU           21         TWYONE         Symbol of a star         STAR           24         TWYFOR         Symbol of a wreath         WREATH           26         TWYSIX         Symbol of a tree         <	as follows:	-		20X	20TIMES
04         FOR         FREE         TICKET           06         SIX         \$5.00         FIVE\$           07         SEV         10.00         TEN\$           08         EGT         15.00         FIFTEEN           09         NIN         20.00         TWENTY           11         ELVN         25.00         TWENTY           12         TWLV         50.00         FIFTY           13         THRN         75.00         SVTYFIV           14         FRTN         \$100         ONE-HUN           16         SIXTN         \$500         FIVE-HUN           17         SEVTN         \$500         FIVE-HUN           18         EGTN         \$1000         ONE-HUN           19         NINTN         \$75000         75-THOU           19         NINTN         \$75000         75-THOU           21         TWYONE         Symbol of a star         STAR           24         TWYFOR         Symbol of a wreath         WREATH           26         TWYSIX         Symbol of a stocking         STCKNG           28         TWYEGT         Symbol of a snowflake         SNOFLK           29	Play Symbols	Captions			
04         FOR         FREE         TICKET           06         SIX         \$5.00         FIVE\$           07         SEV         10.00         TEN\$           08         EGT         15.00         FIFTEEN           09         NIN         20.00         TWENTY           11         ELVN         25.00         TWENTY           12         TWLV         50.00         FIFTY           13         THRN         75.00         SVTYFIV           14         FRTN         \$100         ONE-HUN           16         SIXTN         \$100         ONE-HUN           17         SEVTN         \$500         FIVE-HUN           18         EGTN         \$1000         ONETHOU           19         NINTN         \$75000         75-THOU           19         NINTN         \$75000         75-THOU           21         TWYONE         Symbol of a star         STAR           24         TWYFOR         Symbol of a wreath         WREATH           26         TWYSIX         Symbol of a stocking         STCKNG           28         TWYEGT         Symbol of a snowflake         SNOFLK           29	03	THR		Prize Symbols	Captions
07         SEV         10.00         TEN\$           08         EGT         15.00         FIFTEEN           09         NIN         20.00         TWENTY           11         ELVN         25.00         TWEN-FIV           12         TWLV         50.00         FIFTY           13         THRN         75.00         SVTYFIV           14         FRTN         \$100         ONE-HUN           16         SIXTN         \$500         FIVE-HUN           17         SEVTN         \$1000         ONETHOU           18         EGTN         \$1000         ONETHOU           19         NINTN         \$75000         75-THOU           21         TWYONE         Symbol of a star         STAR           24         TWYTHR         Symbol of a wreath         WREATH           26         TWYSIX         Symbol of a tree         TREE           27         TWYSEV         Symbol of a stocking         STCKNG           28         TWYEGT         Symbol of a snowflake         SNOFLK           29         TWYNIN         Symbol of a diamond         WIN\$50           31         THRONE         (c) For this game, a play/prize symbol shall app<	04	FOR			<del>-</del>
08         EGT         15.00         FIFTEEN           09         NIN         20.00         TWENTY           11         ELVN         25.00         TWEN-FIV           12         TWLV         50.00         FIFTY           13         THRN         75.00         SVTYFIV           14         FRTN         \$100         ONE-HUN           16         SIXTN         \$500         FIVE-HUN           17         SEVTN         \$1000         ONETHOU           18         EGTN         \$75000         75-THOU           19         NINTN         \$75000         75-THOU           21         TWYONE         Symbol of a star         STAR           22         TWYTHR         Symbol of a wreath         WREATH           26         TWYSIX         Symbol of a tree         TREE           27         TWYSEV         Symbol of a stocking         STCKNG           28         TWYEGT         Symbol of a nornament         ORNMNT           30         THRTY         Symbol of a diamond         WIN\$50           31         THRONE         (c) For this game, a play/prize symbol shall app           68 play spots within the play area or areas.	06	SIX		\$5.00	FIVE\$
09 NIN 20.00 TWENTY 11 ELVN 25.00 TWENTY 12 TWLV 50.00 FIFTY 13 THRN 75.00 SVTYFIV 14 FRTN 16 SIXTN 17 SEVTN 18 EGTN 19 NINTN 17 SEVTN 19 NINTN 19 NINTN 21 TWYONE 22 TWYTWO 21 TWYONE 22 TWYTWO 23 TWYTHR 24 TWYFOR 25 Symbol of a star 26 TWYSIX 27 TWYSEV 28 TWYSEV 29 TWYNIN 30 THRTY 30 THRTY 31 THRONE 32 THRTWO 32 THRTWO 46 Play Spmbol of a diamond 56 play spots within the play area or areas.				$10^{.00}$	TEN\$
09 NIN 11 ELVN 12 TWLV 12 TWLV 13 THRN 13 THRN 14 FRTN 16 SIXTN 17 SEVTN 18 EGTN 19 NINTN 19 NINTN 20 BONUS 21 TWYONE 22 TWYTWO 23 TWYTHR 24 TWYFOR 25 Symbol of a star 24 TWYFOR 25 Symbol of a star 26 TWYSIX 27 TWYSEV 28 TWYSEV 29 TWYNIN 30 THRTY 30 THRTY 31 THRONE 32 THRTWO 32 TWYTHR 32 THRONE 33 THRTY 34 CC) For this game, a play/prize symbol shall app 35 68 play spots within the play area or areas.	08	EGT		$15^{.00}$	FIFTEEN
11 ELVN 12 TWLV 13 THRN 13 THRN 14 FRTN 16 SIXTN 17 SEVTN 18 EGTN 19 NINTN 21 TWYONE 22 TWYTWO 23 TWYTHR 24 TWYFOR 25.00 FIVE-HUN 27 SOUD ONE-HUN 28 Symbol of a star 29 TWYSEV 29 TWYSEV 29 TWYNIN 30 THRTY 31 THRONE 32 THRTWO 32 THRTWO 33 THRONE 34 THRONE 35 THRONE 36 FIVE-HUN 575.000 ONE-HUN 575.000 ONE-HUN 575.000 ONE-HUN 575.000 FIVE-HUN 575.000 ONE-HUN 575.000 FIVE-HUN 575.000 ONE-HUN 575.000 FIVE-HUN 575.000 ONE-HUN 575.00	09				
TWLV THRN TS-00 THRN TFTY TS-00 THRN TS-00 THRN TS-00 THRN TS-00 THRN TS-00 THRN TS-00 THRN TS-00 THRTY TS-00 TS-THOU TS-THRTY TS-THOU THRTY TS-THRTY TS-THRT	11				
THRN  TFRTN  TFRTN  SIMON  SVTYFIV  14  FRTN  FRTN  SIMON  SIXTN  SSEVTN  SEVTN  SEVTN  SEVTN  SEVTN  SEVTN  SIMON  ONE-HUN  STOOD  ONETHOU  STOOD  ONE-HUN  S		TWLV			
14 FRTN 16 SIXTN 16 SIXTN 17 SEVTN 18 EGTN 19 NINTN 21 TWYONE 22 TWYTWO 23 TWYTHR 24 TWYFOR 26 TWYSIX 27 TWYSEV 28 TWYSEV 29 TWYSEV 30 THRTY 30 THRTY 31 THRONE 32 THRTWO 31 THRONE 32 THRTWO 31 THRONE 32 THRTWO 32 THRTWO 33 THRTY 34 FRTN 35 SEVTN 350 FIVE-HUN 3500 ONE-HUN 3500 ONE-HUN 3500 FIVE-HUN 3500 ONE-HUN 3500 FIVE-HUN 3500 ONE-HUN 3500 FIVE-HUN 3500 ONE-HUN 3500 ONE-HUN 3500 ONE-HUN 3500 FIVE-HUN 3500 ONE-HUN 3500 ONETHOU 3500 ONE-HUN 3500 O					
SIXTN  SEVTN  SE				\$100	
\$1000 ONETHOU \$1000 ONETHOU \$75000 T5-THOU \$75000 T					
18 EGTN 19 NINTN 21 TWYONE 22 TWYTWO 23 TWYTHR 24 TWYFOR 26 TWYSIX 27 TWYSEV 27 TWYSEV 28 TWYEGT 29 TWYNIN 30 THRTY 31 THRONE 32 THRTWO 31 THRONE 32 THRTWO 32 THRTWO 33 TWYTHR 34 TWYFOR 35 Symbol of a star 375-THOU 375-				-	
TWYONE TWYTWO TWYTHR  BONUS  BONUS  Play Symbols  Captions  Symbol of a star  STAR  Symbol of a wreath WREATH  Symbol of a tree TREE  TWYSIX  TWYSEV Symbol of a stocking STCKNG  Symbol of a stocking STCKNG  Symbol of a snowflake SNOFLK  Symbol of a nornament Symbol of an ornament ORNMNT  Symbol of an ornament ORNMNT  Symbol of a diamond WIN\$50  THRTY Symbol of a diamond WIN\$50  THRONE THRTWO  THRTWO  Separations  Symbol of a stocking STCKNG Symbol of a snowflake SNOFLK Symbol of an ornament ORNMNT Symbol of a diamond WIN\$50  (c) For this game, a play/prize symbol shall app 68 play spots within the play area or areas.				•	
TWYTWO Symbols TWYTHR Symbol of a star TWYFOR TWYSIX TWYSIX TWYSEV TWYSEV Symbol of a stocking Symbol of a stocking STCKNG Symbol of a stocking STCKNG Symbol of a stocking STCKNG Symbol of a snowflake SNOFLK Symbol of an ornament Symbol of an ornament ORNMNT Symbol of a diamond WIN\$50 THRTY Symbol of a diamond WIN\$50 THRONE THRTWO Splay Symbol of a play/prize symbol shall app 68 play spots within the play area or areas.				φ. 2000	70 1110 0
TWYTHR  Symbol of a star  STAR  SYMBOL of a star  STAR  SYMBOL OF A WREATH  Symbol of a tree  TREE  TWYSIX  Symbol of a tree  TREE  TWYSEV  Symbol of a stocking  STCKNG  SYMBOL OF A STOCKING  SYMBOL			RONLIS	Play Symbols	Cantions
TWYFOR Symbol of a wreath WREATH  TWYFOR Symbol of a tree TREE  TWYSIX Symbol of a tree TREE  TWYSEV Symbol of a stocking STCKNG  Symbol of a snowflake SNOFLK  TWYNIN Symbol of an ornament ORNMNT  THRTY Symbol of a diamond WIN\$50  THRONE			ВОПОЗ	• •	-
TWYSIX  TWYSEV  TWYSEV  Symbol of a tree  TREE  TREE  TWYSEV  Symbol of a stocking  STCKNG  Symbol of a snowflake  SNOFLK  Symbol of an ornament  ORNMNT  THRTY  Symbol of a diamond  WIN\$50  THRONE  THRTWO  TREE  TREE  TREE  TREE  Symbol of a tree  TREE  TREE  TREE  Symbol of a tree  TREE  Symbol of a diamond  WIN\$50  (c) For this game, a play/prize symbol shall app  68 play spots within the play area or areas.				-	
TWYSEV Symbol of a stocking STCKNG Symbol of a snowflake SNOFLK Symbol of a snowflake SNOFLK Symbol of an ornament ORNMNT THRTY Symbol of a diamond WIN\$50 THRONE THRTWO THRTWO Symbol of a diamond WIN\$50 (c) For this game, a play/prize symbol shall app 68 play spots within the play area or areas.					
28 TWYEGT Symbol of a snowflake SNOFLK 29 TWYNIN Symbol of an ornament ORNMNT 30 THRTY Symbol of a diamond WIN\$50 31 THRONE 32 THRTWO (c) For this game, a play/prize symbol shall app 68 play spots within the play area or areas.					
TWYNIN Symbol of an ornament ORNMNT Symbol of a diamond WIN\$50  THRONE THRTWO THRTWO Symbol of a diamond WIN\$50  (c) For this game, a play/prize symbol shall app 68 play spots within the play area or areas.					
30 THRTY Symbol of a diamond WIN\$50 31 THRONE 32 THRTWO (c) For this game, a play/prize symbol shall app 68 play spots within the play area or areas.					
31 THRONE 32 THRTWO 68 play spots within the play area or areas.				•	
32 THRTWO (c) For this game, a play/prize symbol shall app 68 play spots within the play area or areas.				Symbol of a diamond	WIN\$50
68 play spots within the play area or areas.			(c) For t	his game a play/prize svi	mbol shall appear in
THRTHR 30 PM Spots Wallet the PM area of areas.					
(con	33	THRTHR	55 P.m.) 5P	and the play area of	(continued)

- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 029.
- (e) The price of instant tickets sold by a retailer for this game shall be \$10.00 each.
- (f) "Sparkling Cash Wishes" is a key number match game with instant wins, multiplier features and three bonus symbol match areas. The player will scratch the play area to reveal five "WINNING NUMBERS" and 30 "YOUR NUMBERS" with a prize amount below each of the "YOUR NUMBERS." If a player matches any of the "YOUR NUMBERS" to any of the "WINNING NUM-BERS," the player wins the prize shown below that number. If a player reveals a symbol of a 2X, the player wins two times the amount shown below that symbol. If a player reveals a symbol of a 5X, the player wins five times the amount shown below that symbol. If a player reveals a symbol of a 10X, the player wins 10 times the amount shown below that symbol. If a player reveals a symbol of a 20X, the player wins 20 times the amount shown below that symbol. The player will scratch the three bonus play areas; if the player reveals a symbol of a diamond in any or all of the bonus areas, the player wins \$50 for every symbol shown.
  - (g) Each ticket in this game may win up to 33 times.
- (h) Approximately 400,020 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 200,010 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

		Bonus		ъ.	Winners Per	<b>D</b> : 6 :
	1	2	3	Prize	400,020	Prize Cost
\$10 Free Ticket				\$10	44,000	\$440,000
\$10				\$10	21,000	\$210,000
\$5 (2X)				\$10	17,000	\$170,000
\$15				\$15	13,500	\$202,500
\$5 (2X) + \$5				\$15	9,500	\$142,500
\$20				\$20	5,400	\$108,000
\$10 (2X)				\$20	5,000	\$100,000
\$10 x 2				\$20	5,600	\$112,000
\$25				\$25	4,200	\$105,000
\$10 (2X) + \$5				\$25	4,000	\$100,000
\$5 (5X)				\$25	4,200	\$105,000
\$50				\$50	1,000	\$50,000
	\$50			\$50	800	\$40,000
		\$50		\$50	800	\$40,000
			\$50	\$50	800	\$40,000
\$10 (5X)				\$50	1,040	\$52,000
\$5 (10X)				\$50	1,040	\$52,000
\$10 x 5				\$50	1,000	\$50,000
\$75				\$75	420	\$31,500
\$25	\$50			\$75	314	\$23,550
\$5 (10X) + \$10 + \$15				\$75	520	\$39,000
$(\$10 \times 5) + \$5 (5X)$				\$75	360	\$27,000
\$10 + \$15		\$50		\$75	360	\$27,000
(\$10 x 6) + \$15				\$75	360	\$27,000
\$100				\$100	300	\$30,000
\$10 (10X)				\$100	400	\$40,000
\$5 (20X)				\$100	400	\$40,000
\$20 x 5				\$100	300	\$30,000
		\$50	\$50	\$100	300	\$30,000
\$500				\$500	40	\$20,000
(\$10 x 20) + (\$15 x 10)	\$50	\$50	\$50	\$500	50	\$25,000
\$50 x 8		\$50	\$50	\$500	40	\$20,000

$(\$100 \times 2) + (\$20 \times 2)$			
$10) + (\$25 \times 4)$	\$500	40	\$20,000
\$25 (20X)	\$500	40	\$20,000
\$1000	\$1,000	6	\$6,000
(\$75 x 3) + \$500 +			
$($25 \times 7) + ($20 \times 5)$	\$1,000	6	\$6,000
\$500 x 2	\$1,000	6	\$6,000
\$100 (10X)	\$1,000	6	\$6,000
\$75,000	\$75,000	4	\$300,000
	SUB-TOTAL:	144,152	\$2,893,050
Players Loyalty Program	\$25,200		\$25,200
2nd Chance Drawing	\$15,000		\$15,000
	TOTAL:	144,152	\$2,933,250

- (j) The odds of winning a prize in this game are approximately one in 2.77. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)
- **111-4-3757.** "Stocking Stuffer" instant ticket lottery game number 353. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Stocking Stuffer." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3757.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

Play Symbols	Captions
03	THR
04	FOR
06	SIX
07	SEV
08	EGT
09	NIN
11	ELVN
12	TWLV
13	THRN
14	FRTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGTN
19	NINTN

Prize Symbols	Captions
FREE	TICKET
\$1.00	ONE\$
\$2.00	TWO\$
\$5.00	FIVE\$
$10^{.00}$	TEN\$
$20^{.00}$	TWENTY
$50^{.00}$	FIFTY
\$100	ONE-HUN

- (c) For this game, a play/prize symbol shall appear in 11 play spots within the play area or areas.
- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.
- (e) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.
- (f) "Stocking Stuffer" is a key number match game. The player will scratch the play area to reveal one "WIN-NING NUMBER" and five "YOUR NUMBERS" with a

prize amount below each of the "YOUR NUMBERS." If a player matches any of the "YOUR NUMBERS" to the "WINNING NUMBER," the player wins the prize shown below that number.

- (g) Each ticket in this game may win 5 times.
- (h) Approximately 1,500,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

	Prize Amount	Winners Per 1,500,000	Prize Cost
\$1 FREE TICKET	\$1	100,000	\$100,000
\$1	\$1	200,000	\$200,000
\$2	\$2	125,000	\$250,000
\$5	\$5	7,500	\$37,500
$$1 + ($2 \times 2)$	\$5	7,500	\$37,500
\$1 x 5	\$5	7,500	\$37,500
\$20	\$20	750	\$15,000
\$5 x 4	\$20	750	\$15,000
\$10 x 2	\$20	750	\$15,000
$(\$5 \times 2) + \$10$	\$20	750	\$15,000
\$100	\$100	1,150	\$115,000
\$50 x 2	\$100	1,150	\$115,000
	SUB-TOTAL:	452,800	\$952,500
Players Loyalty Program	\$9,621		\$9,621
	TOTAL:	452,800	\$962,121

- (j) The odds of winning a prize in this game are approximately one in 3.31. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)
- **111-4-3758.** "\$50, \$100 or \$200!" instant ticket lottery game number 370. (a) The Kansas lottery may conduct an instant winner lottery game entitled "\$50, \$100 or \$200!" The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3758.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

Play Symbols	Captions
1	ONE
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SVN
8	EGT
9	NIN
10	TEN
11	ELEVN
12	TWELV
13	THRTN
14	FORTN
15	FIFTN
16	SIXTN
17	SVNTN
18	EGHTN

19	NINTN
20	<b>TWNTY</b>
21	<b>TWYON</b>
22	TWYTW
23	TWYTR
24	TWYFR
25	<b>TWYFV</b>
26	<b>TWYSX</b>
27	<b>TWYSV</b>
28	<b>TWYET</b>
29	TWYNI
30	THRTY
31	THYON
32	THYTW
33	THYTR
34	THYFR
35	THYFV
36	THYSX
37	THYSV
38	THYET
39	THYNI
40	FORTY
41	FRYON
42	FRYTW
43	FRYTR
44	FRYFR
45	FRYFV
46	FRYSX
47	FRYSV
48	FRYET
49	FRYNI
Symbol of a money bag	WIN

BAR CHRY
CHRY
COOKIE
SHOE
DMD
CRN
CHEST
SAFE
PIGBNK
CLOVER
FIFTY
ONEHUN
TWOHUN
Captions
FIFTY
ONEHUN
TWOHUN

(c) For this game, a play/prize symbol shall appear in 59 play spots within the play area or areas.

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- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 029.
- (e) The price of instant tickets sold by a retailer for this game shall be \$10.00 each.
- (f) "\$50, \$100 or \$200!" is a key number match game with three bonus play spots. A player will scratch the play area to reveal six "WINNING NUMBERS" and 25 "YOUR NUMBERS" with a prize amount shown below each "YOUR NUMBER." If a player matches any of the "YOUR NUMBERS" to any of the "WINNING NUM-BERS," the player wins the prize amount shown below the "YOUR NUMBER." If the player reveals a symbol of a money bag, the player wins the prize amount shown for that symbol automatically. In the bonus play area, if the player reveals a symbol of \$50, \$100 or \$200, the player wins the prize amount shown.
  - (g) Each ticket in this game may win up to two times.
- (h) Approximately 510,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 240,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

	Winners Per		
	Prize	510,000	Prize Cost
\$50	\$50	42,500	\$2,125,000
\$50 x 2	\$100	2,125	\$212,500
\$100	\$100	3,060	\$306,000
\$100 x 2	\$200	2,125	\$425,000
\$200	\$200	2,890	\$578,000
	Sub-Total:	52,700	\$3,646,500
Player Loyalty Program			\$36,465
	Total:	52,700	\$3,682,965

- (j) The odds of winning a prize in this game are approximately one in 9.68. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)
- 111-4-3759. "\$100, \$200 or \$500!" instant ticket lottery game number 371. (a) The Kansas lottery may conduct an instant winner lottery game entitled "\$100, \$200 or \$500!" The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-3759.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

Play Symbols	Captions
1	ONE
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SVN
8	EGT
9	NIN
10	TEN
11	ELEVN
12	TWELV
13	THRTN

15	FIFTN
16	SIXTN
17	SVNTN
18	EGHTN
19	NINTN
20	TWNTY
21	TWYON
22	TWYTW
23	TWYTR
24	TWYFR
25	TWYFV
26	TWYSX
27	TWYSV
28	TWYET
29	TWYNI
30	THRTY
31	THYON
32	THYTW
33	THYTR
34	THYFR
35	THYFV
36	THYSX
37	THYSV
38	THYET
39	THYNI
40	FORTY
41	FRYON
42	FRYTW
43	FRYTR
44	FRYFR
45	FRYFV
46	FRYSX
47	FRYSV
48	FRYET
49	FRYNI
50	FIFTY
Symbol of a money bag	WIN

14

1 =

BONUS	Play Symbol	Caption
	Symbol of a star	
	Symbol of a slice of watermelon	MELN
	Symbol of a bell	BELL
	Symbol of a ring	RING
	Symbol of a party hat	HAT
Symbol of a stack of coins		COINS
Symbol of a cart		CART
Symbol of a pot of gold		GOLD
Symbol of a wishbone		WISH
Symbol of a stack of wood		WOOD
Symbol of \$100		ONEHUN
Symbol of \$200 Symbol of \$500		TWOHUN
		FIVHUN
	Prize Symbols	Captions
	\$100	ONEHUN

\$200	TWOHUN
\$500	FIVHUN

- (c) For this game, a play/prize symbol shall appear in 59 play spots within the play area or areas.
- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 014.
- (e) The price of instant tickets sold by a retailer for this game shall be \$20.00 each.
- (f) "\$100, \$200 or \$500!" is a key number match game with three bonus play spots. A player will scratch the play area to reveal six "WINNING NUMBERS" and 25 "YOUR NUMBERS" with a prize amount shown below each "YOUR NUMBER." If a player matches any of the "YOUR NUMBERS" to any of the "WINNING NUMBERS," the player wins the prize amount shown below the "YOUR NUMBER." If the player reveals a symbol of a money bag, the player wins the prize amount shown for that symbol automatically. In the bonus play area, if the player reveals a symbol of \$100, \$200 or \$500, the player wins the prize amount shown.
  - (g) Each ticket in this game may win up to two times.
- (h) Approximately 390,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 240,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

	Winners Per		
	Prize	390,000	Prize Cost
\$100	\$100	32,500	\$3,250,000
\$200	\$200	4,875	\$975,000
\$100 x 2	\$200	3,250	\$650,000
\$500	\$500	1,950	\$975,000
	Sub-Total:	42,575	\$5,850,000
Player Loyalty Program			\$58,500
	Total:	42,575	\$5,908,500

- (j) The odds of winning a prize in this game are approximately one in 9.16. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)
- **111-4-3760.** "Super Red Hot Crossword" instant ticket lottery game number 349. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Super Red Hot Crossword." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3760.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

Prize Symbols	Captions
\$5.00	FIVE\$
$10^{.00}$	TEN\$
$15^{.00}$	FIFTEEN
$20^{.00}$	TWENTY
$25^{.00}$	TWEN-FIV
$50^{.00}$	FIFTY
$75^{.00}$	SVTYFIV
\$100	ONE-HUN

#### Play Symbols

В C D E F G Η Ι K L M Ν O P Q R S T U V W Χ Υ

- (c) The ticket numbers in each book of tickets in this game shall start with 000 and end with 059.
- (d) The price of instant tickets sold by a retailer for this game shall be \$5.00 each.
- (e) "Super Red Hot Crossword" will feature four separate play areas: "YOUR LETTERS," two "CROSSWORD" puzzles, and a "BONUS" area. The top puzzle grid will be imaged in black. The bottom puzzle grid will be imaged in red.

In the "CROSSWORD" games, the player will scratch the "YOUR LETTERS" play area to reveal 20 "YOUR LETTERS." Each of the "YOUR LETTERS" may be used in both crossword puzzles. A player matches the corresponding letters in both crossword puzzles by removing the translucent scratch-off material covering the matching letter. If a player scratches a total of four or more completed words across both puzzles, the player wins the corresponding prize in the prize legend. The entire word must be uncovered to win the corresponding prize. Only the highest corresponding prize can be won.

In the "BONUS" play area, if a player reveals two matching prize symbols, the player wins that amount instantly. A player can win once in this game play area.

The following prize legend will be displayed on the ticket:

FIND	WIN
4 black words	Free Ticket
2 black words + 2 red words	\$5
4 red words	\$10
5 black words	\$20

3 black words + 2 red words	\$25
2 black words + 3 red words	\$50
6 black words	\$100
4 black words + 2 red words	\$200
3 black words + 3 red words	\$1,000
2 black words + 4 red words	\$5,000
6 red words	\$50,000

- (f) To qualify as a complete word to win a prize in this game, the words revealed must meet the following requirements:
  - (1) must contain at least three letters;
- (2) cannot be formed diagonally, run right to left or from bottom to top;
- (3) must appear in an unbroken horizontal or vertical string of letters in the "crossword" puzzle;
- (4) an unbroken string of letters cannot be interrupted by a black space and must contain every single letter square between two black spaces;
- (5) every single letter in the unbroken string must be revealed in the "YOUR LETTERS" area and be included to form a word.
  - (g) Each ticket in this game may win up to two times.
- (h) Approximately 1,500,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

			Winners Per	
Crossword	Bonus	Prize	1,500,000	Prize Cost
\$5 FREE TICKET		\$5	250,000	\$1,250,000
\$5		\$5	47,850	\$239,250
\$10		\$10	28,500	\$285,000
	\$10	\$10	8,000	\$80,000
\$5	\$5	\$10	10,000	\$100,000
\$20		\$20	14,500	\$290,000
	\$20	\$20	6,500	\$130,000
\$10	\$10	\$20	6,500	\$130,000
\$25		\$25	7,950	\$198,750
	\$25	\$25	5,650	\$141,250
\$10	\$15	\$25	5,500	\$137,500
\$50		\$50	7,000	\$350,000
	\$50	\$50	4,450	\$222,500
\$25	\$25	\$50	4,500	\$225,000
	\$75	\$75	1,000	\$75,000
\$50	\$25	\$75	1,000	\$75,000
\$100		\$100	3,620	\$362,000
	\$100	\$100	1,000	\$100,000
\$50	\$50	\$100	2,250	\$225,000
\$200		\$200	190	\$38,000
\$1,000		\$1,000	125	\$125,000
\$5,000		\$5,000	30	\$150,000
\$50,000		\$50,000	5	\$250,000
	SUB-	-TOTAL	: 416,120	\$5,179,250
Players Loyalty Program		\$39,608		\$39,608
		TOTAL:	416,120	\$5,218,858

(j) The odds of winning a prize in this game are approximately one in 3.60. (Authorized by K.S.A. 2022 Supp. 74-8710; implementing K.S.A. 2022 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-8-1-23, July 12, 2023.)

# Article 18.—GENERIC PLAYER LOYALTY CLUB RULES

- **111-18-2. Definitions.** Unless otherwise provided in these regulations, all definitions contained in the Kansas lottery act shall apply to all regulations in this section and K.A.R. 111-19-1 *et seq*.
- (a) "Account," "PlayOn account," or "player loyalty account" refers to a record of a member's point activity.
- (b) "APP" or "app" means a self-contained program or piece of software designed to fulfill a particular purpose such as an application downloaded by a user to a mobile device
- (c) "Challenges" refers to activities set forth in the player loyalty program which gives players the opportunity to earn points.
- (d) "Collecting Points" means the accumulation of points in a player's loyalty program account.
- (e) "Download" means to copy data from one related computer system to another, typically over the Internet.
- (f) "Drawing" or "online drawing" means the act of drawing or selecting winners by means of an electronic drawing or other method from among the entries that were entered for prizes.
- (g) "Free Points Awards" means points collected by a player which are distributed from time to time from the player loyalty program as a bonus without requiring the player to earn the points.
- (h) "Game ticket code(s)" refers to a draw game webcode or instant ticket code printed on Kansas lottery ticket products which can be entered by a member for the purpose of collecting points in the Kansas lottery's player loyalty program.
- (i) "Instant Ticket Code" refers to the code printed on Kansas lottery instant game tickets which is used by the member as a game ticket code.
- (j) "Member" or "members" refers to a Kansas lottery player(s) who has completed a member profile, agreed to the terms of service, and is registered to participate in PlayOn.
- (k) "Member Profile" refers to the personal data and releases that are collected from the player who joins the players loyalty program and which may serve as verification that a player is at least 18 years of age.
- (l) "Mobile device" means a portable computing device, including but not limited to a smartphone or tablet.
- (m) "Online entry" or "online entries" means the method of entering a contest, game, drawing, promotion or other event sponsored by the Kansas lottery's player loyalty program by entering a ticket number or code electronically rather than via a physical ticket.
- (n) "Non-winning ticket(s)" means any Kansas lottery ticket specifically designated by the Kansas lottery which is not a winner of any prize for the game in which it was originally eligible.
- (o) "Player(s) Loyalty Program" refers to the Kansas lottery's online loyalty program where a player can seek information and participate in activities, promotions and services related to the program including, but not limited to the opportunity to collect points by submitting eligible Kansas lottery game ticket codes. The players loyalty program can be accessed through the Kansas lottery's

website or any mobile version or mobile application (related apps) offered by the Kansas lottery.

- (p) "PlayOn" refers to the name of the Kansas lottery's player loyalty program, and which is a registered trademark of Pollard Banknote Limited used under license.
- (q) "Points" refers to a variable number value system as set forth in the guidelines of the player loyalty program which are distributed to a player loyalty account. Points are collected by a member and used to participate in drawings, and other promotional offers as provided by the player loyalty program.
- (r) "Random number generator" or "RNG" means the drawing machine or equipment used to randomly select the drawing winners.
- (s) "Redemption of Points" means the act of a member releasing or using his or her points accumulated in the player's respective player loyalty account in exchange for the opportunity to enter a drawing or to obtain other prizes or other promotional opportunities as set forth in the guidelines of the players loyalty program.
- (t) "Registration" means the act of creating an official record in PlayOn by completing a member profile including the required fields and agreeing to the terms and conditions of PlayOn.
- (u) "Rewards" refers to the prize or entry given to a member in exchange for point redemption.
- (v) "Rewards Catalog" refers to a listing of prizes available to be selected by a member upon the redemption of points.
- (w) "Second-chance drawings" or "second-chance prizes" refers to prizes later awarded in drawings that are entered from winning or non-winning tickets that were sold for a specific promotion.
- (x) "Terms and Conditions" means the arrangements and conditions set out by the Kansas lottery in PlayOn to which a member agrees upon registration.
- (y) "URL" means a location or address identifying where documents can be found on the Internet.
- (z) "Webcode" refers to the code printed on Kansas lottery draw game tickets which is used by the member as a game ticket code.
- (aa) "Winning ticket" means any Kansas lottery ticket specifically designated by the Kansas lottery which is a winner of any prize for the game in which it was eligible.
- (bb) "www.kslottery.com" refers to the Kansas lottery's website where a player can join the Kansas lottery's player loyalty program. (Authorized by K.S.A. 2022 Supp. 74-8710 and 74-8748; implementing K.S.A. 2022 Supp. 74-8710; effective, T-111-2-24-17, Jan. 11, 2017; amended, T-111-8-1-23, July 12, 2023.)
- 111-18-3. PlayOn program overview; registration. (a) The PlayOn program shall be administered by Pollard Banknote Limited or a third party vendor approved by the Kansas lottery. PlayOn can be accessed through the Kansas lottery's website at <a href="https://www.kslottery.com">www.kslottery.com</a> or any mobile version of PlayOn or mobile application which allows access to PlayOn. PlayOn offers Kansas lottery players various opportunities to earn and collect points which can be used to participate in drawings and other promotional opportunities.
- (b) Any natural person, at least 18 years of age and who is a bona fide resident of the United States or a United

- States territory, is eligible to join PlayOn through the registration process which requires a player to complete a member profile and provide personal information, including but not limited to age verification. Members may be required to provide a physical address for shipping certain prizes or whenever required by the Kansas lottery for drawing, security, or other related purposes.
- (c) Members can earn points by submitting eligible Kansas lottery ticket product code entries on the PlayOn site or mobile application and by participating in challenges and other activities or through free points awards offered by the Kansas lottery. A member is limited to entering a total of 50 tickets per calendar day, which includes game tickets for any second-chance drawing promotion.
- (d) Members can use points to participate in drawings and other promotional offers provided by PlayOn.
- (e) Points have no monetary or property value and shall not necessarily be associated with the face value of tickets.
- (f) Point value will be revealed upon the successful submission of each eligible ticket or completion of a promotion or activity. Each eligible ticket has a point value based upon a range of values assigned by the Kansas lottery and is subject to change.
- (g) Points are not transferable for any reason, including upon the death of a member or in a domestic dispute matter. Point balances from more than one account shall not be combined.
- (h) Each member shall be responsible to ensure that his or her account points are properly credited. A member may submit a claim by email via the PlayOn "Contact & Support" link within five days of the date of claimed accrual of points; otherwise, such claims are null and void.
- (i) Members are solely responsible for all activity on their accounts and for the security of their computer systems.
- (j) Members shall be responsible for ensuring that the contact information provided for the account is current and valid. Failure to keep such information updated may result in forfeiture of prizes or disqualification from the PlayOn program.
- (k) A member shall utilize no more than one single active PlayOn account.
- (l) An account shall be deemed inactive if there has not been any activity associated with such account during the previous 365 days.
- (m) Members enrolled in PlayOn are subject at all times to the terms and conditions, privacy policy, Kansas lottery rules, regulations, policies, directives, and procedures, the Kansas lottery act, and other applicable laws.
- (n) Terms and conditions shall apply no matter how the programs described are accessed.
- (o) The Kansas lottery PlayOn program shall be provided to individuals only. Corporations, associations, or groups may not participate in the program.
- (p) Participation in PlayOn shall be voluntary and conditioned upon acceptance, without modification, of the terms and conditions and certification of eligibility requirements set forth in applicable regulations.
- (q) Any activities associated with PlayOn shall be void where prohibited by law.

- (r) All questions or disputes regarding eligibility for any PlayOn activities or member compliance shall be resolved by the Kansas lottery in its sole discretion.
- (s) The Kansas lottery may send emails that include information that the Kansas lottery believes members may be interested in as a PlayOn member, including emails to reset passwords, account activity, and program updates.
- (t) Members may discontinue receiving emails by opting out or cancelling their PlayOn membership. Upon cancellation of a PlayOn account, the cancelling member shall no longer have access to any PlayOn areas of the Kansas lottery website and related apps, and any points accrued to date of cancellation shall be forfeited.
- (u) Members shall be responsible for the payment of any and all applicable taxes which may result from participation in any PlayOn activities and/or promotions unless those taxes are paid by the Lottery as part of a prize.
- (v) Any content available on the PlayOn website and related apps which is owned by the Kansas lottery or other third parties is protected by copyrights, trademarks, and other intellectual property rights.
- (w) A player must be a member of PlayOn to be eligible to participate in drawings, activities, and events sponsored by the player loyalty program.
- (x) All information posted by a member in the Play-On program becomes the property of the Kansas lottery to use as it deems necessary. Any re-use of information does not entitle a member to any future compensation.
- (y) Prizes will be issued in the winner's name only. The winner is the name that was entered during the PlayOn registration. (Authorized by K.S.A. 2022 Supp. 74-8710 and 74-8748; implementing K.S.A. 2022 Supp. 74-8710; effective, T-111-2-24-17, Jan. 11, 2017; amended, T-111-6-20-22, June 8, 2022; amended, T-111-8-1-23, July 12, 2023.)
- **111-18-5. Drawings.** (a) Following the close of drawing entries, a random number generator will be used to select winners of prizes.
- (b) Drawing prizes may be cash or other prizes including second-chance prizes.
- (c) All drawings shall be held under the supervision of Kansas lottery security staff members. Drawings may be conducted by Kansas lottery staff or vendor staff, at a location determined by the Kansas lottery. The drawings shall be conducted pursuant to written procedures developed by the Kansas lottery and approved by the executive director of the Kansas lottery.
- (d) Persons interested in attending drawings are invited to receive detailed information by contacting the Kansas lottery director of security either by telephone, email, or by postal mail to: Security director, Kansas lottery, 128 North Kansas Avenue, Topeka, Kansas 66603. Requests to witness a drawing must be received by the Kansas lottery security director no less than 24 hours in advance of the drawing. Persons attending drawings conducted by the Kansas lottery must show valid photo identification and be supervised by a member of the Kansas lottery security division or a security designee during the drawing.
- (e) A PlayOn member must be opted in for email including emails to reset password, account activity, and program updates to be eligible to be a drawing winner of the player loyalty program.

- (f) Each person who enters a drawing agrees to release the Kansas lottery and its respective officers, directors, employees, agents, and sponsors from liability of any kind or nature for any loss, claims, damages, illness, or injuries of any kind associated with participation in the drawing or with acceptance and use of any prize.
- (g) The Kansas lottery reserves the right to substitute prizes at its sole and total discretion of approximate equal value.
- (h) A selected entry in a drawing will be reviewed by Kansas lottery security staff or designated vendor staff under Kansas lottery supervision to determine whether the entry meets qualifications for the drawing. If the entrant is declared to be an eligible entry, the entrant will be contacted via email address, telephone, and/or mailing address provided by the member's account and must present acceptable matching identification of his or her registration information including verification of age eligibility prior to being awarded a prize. The selected entrant must complete, sign, and submit a furnished prize claim form within the time set forth in the specific rules for the drawing.
- (i) Unless otherwise provided in the regulation establishing the drawing, there shall be five additional entries selected in each drawing which shall serve as alternate winners in the order drawn in the event a winner fails to properly claim a prize.
- (j) If selected entrant(s) do not qualify for the drawing, cannot provide acceptable matching identification, or fail to submit a completed claim form within the time frame specified for the drawing, that entrant will not be awarded a prize and an alternate winner shall be selected in a like manner as the original entrant was selected from the entries for that drawing.
- (k) Qualifying winning entrants will be determined by the Kansas lottery at its sole discretion.
- (l) A winner or alternate winner of a prize shall be notified via email that he or she has won a prize. At that time, the winner or alternate winner shall be instructed how to verify his or her personal identification.
- (m) A winner or alternate winner shall be sent a claim form via U. S. mail at the time the winner or alternate winner is notified he or she has won a prize.
- (n) A player who is selected as a prize winner in a drawing must return his or her completed claim form, and must be received by the Kansas lottery within 10 days following the date of the winner is announced unless otherwise provided in the regulation establishing the drawing. A player who is determined to be a winner as a result of being used as an alternate winner in a drawing must return his or her completed claim form and must be received by the Kansas lottery within 10 days following the date the alternate winner was sent a claim form unless otherwise provided in the regulation establishing the drawing.
- (o) Completed claim forms can be mailed by the winner or alternate winner via U.S. Mail to: Kansas lottery, 128 North Kansas Avenue, Topeka, Kansas 66603, emailed to an email address designated by the Kansas lottery, or the winner can deliver the completed claim form to the Kansas lottery claims center in Topeka, Kansas, during the hours the claim center is open for business.

- (p) If a player fails to answer any email, respond to any request for information, or fill out any forms required by the Kansas lottery within the time allotted in the winner's notification of winning a prize, said prize shall be forfeited and awarded to an alternate winner selected in a like manner as the original entrant was selected from the entries for that drawing.
- (q) A drawing entry is eligible for only one drawing unless otherwise indicated in a specific drawing rule.
- (r) A member may not win more than one prize in any drawing.
  - (s) All entries into a drawing are final.
- (t) Drawing entries may not be cancelled or returned by a player, and any points used for an entry may not be returned or restored by the lottery. The Kansas lottery reserves the right to cancel or amend any entry at its sole discretion.
- (u) Prizes will be issued in the winner's name only. The winner is the name that was entered during the PlayOn registration. (Authorized by K.S.A. 2022 Supp. 74-8710 and 74-8748; implementing K.S.A. 2022 Supp. 74-8710; effective, T-111-2-24-17, Jan. 11, 2017; amended, T-111-8-1-23, July 12, 2023.)

# Article 19.—SPECIFIC PLAYER LOYALTY CLUB RULES

# **111-19-160.** Sparkling Cash Family Bonus Promotion. (a) The Kansas lottery may conduct a "Sparkling Cash Family Bonus" promotion drawing awarding four cash prizes. The Kansas lottery will accept entries into the drawing beginning at 12:01 a.m. the day the instant tickets designated in subsection (b) are first offered for sale to the general public and ending at 11:59 p.m. on January 28, 2024. The drawing will be conducted sometime after entry into the drawing has closed but before noon on February 1, 2024, at which time the winners will be announced.

- (b) The specific tickets eligible for entry into this drawing shall be the following Kansas lottery games: \$2 "Sparkling Cash" game number 354; \$5 "Sparkling Cash Winnings" game number 355; \$10 "Sparkling Cash Wishes" game number 356; and \$20 "Sparkling Cash Riches" game number 357.
- (c) A player shall enter the drawings through the Play-On program available at www.kslottery.com. The player shall follow the hyperlink specifically designated for the purpose of accessing the "Sparkling Cash Family Bonus" promotion. The player may enter the required data from the entry ticket manually for entry into the drawing. If the player does not enter the ticket data manually, the player may scan, if available, the ticket to enter data to be used for entry into the drawing using a mobile device and a downloaded Kansas Lottery PlayOn app. After the ticket data is successfully entered either manually or scanned using an app, the player will receive one entry per each dollar based on the cost of the ticket.
- (d) The procedures set forth in K.A.R. 111-18-5 for selecting winners and alternate winners shall be followed. The first four winners selected will receive cash prizes. The first winner selected will receive \$20,000, the second winner selected will receive \$15,000, the third winner se-

- lected will receive \$10,000 and the fourth winner selected will receive \$5,000.
- (e) There is no limit on the number of tickets a player may enter, but a player may only win one prize in this drawing.
- (f) The procedures set forth in K.A.R. 111-18-5 for contacting winners and the claiming of prizes shall be followed, except that in this promotion the 10-day deadline for the four winners to return their claim forms shall commence with the date of the announcement of the winners. The Kansas lottery is not responsible for electronic malfunction or player error.
- (g) By entering the promotion, entrant agrees to Play-On terms and conditions.
- (h) Winners are responsible for state and federal income taxes.
- (i) Rules applicable to this promotion are contained in K.A.R. 111-19-160 and K.A.R. 111-18-1 *et seq.* (Authorized by K.S.A. 2022 Supp. 74-8710 and 74-8748; implementing K.S.A. 2022 Supp. 74-8710; effective, T-111-8-1-23, July 12, 2023.)
- **111-19-161.** Maui Jim Maui Invitational Chaminade Experience Drawing. (a) The Kansas lottery may conduct a drawing entitled "Maui Jim Maui Invitational Chaminade Experience" awarding a trip prize package to the player selected as the winner. The Kansas lottery will accept entries into the drawing beginning at 12:01 a.m. on August 21, 2023, and ending at 11:59 p.m. on October 1, 2023. The drawing will be conducted sometime after entry into the drawing has closed but before noon on October 5, 2023, at which time the winner will be announced.
- (b) Only registered Kansas Lottery PlayOn members may enter the drawing. PlayOn members must enter themselves into the drawing according to the terms and conditions of PlayOn. Entries shall not be accepted that are submitted by any method other than through PlayOn.
- (c) A total of 1,480 player loyalty club points are required for a PlayOn member to enter once in the drawing. A player may enter the drawing as many times as his or her points allow.
- (d) The procedures set forth in K.A.R. 111-18-5 for selecting the winner and alternate winners shall be followed.
- (e) One drawing will be conducted to select a winner of a trip prize package for two persons to the Maui Jim Maui Invitational collegiate basketball tournament at the Lahaina Civic Center in Maui, Hawaii, from November 19 through November 24, 2023. The trip prize package shall include:
- (1) Round trip coach airfare from an airport and on an airline approved by the Kansas lottery;
- (2) Five nights' hotel accommodations (double occupancy, room and tax only);
  - (3) Two tickets to one VIP event;
- (4) Two tickets to three Kansas University men's basketball games at the Maui Jim Maui Invitational;
  - (5) \$250 Uber gift card;
  - (6) \$1,000 VISA gift card;
  - (8) Two jerseys; and
- (9) State and federal mandatory income withholding taxes paid by the Kansas lottery.

- (f) The prize package is valued at approximately \$13,802.82.
- (g) The procedures set forth in K.A.R. 111-18-5 for contacting the winner and the claiming of the prize shall be followed, except that in this promotion the 10-day deadline for the winner to return their claim forms shall commence with the date of the announcement of the winner.
- (h) The winner must travel by air on November 19, 2023, and November 24, 2023, or provide his or her own transportation to and/or from Maui.
- (i) All winners and guests must comply with all applicable laws, and any terms, conditions, or restrictions applicable to any prize or portion of any prize, including but not limited to: airlines, hotels, concert or event venues, and all vouchers, certificates, or pre-paid gift cards. Lost, mutilated, or stolen tickets, vouchers, certificates, or pre-paid gift cards will not be replaced.
- (j) Prizes are not exchangeable for cash. The Kansas lottery retains the right to substitute an alternate prize of approximate equal value.

- (k) In the event the trip prize package awarded for this drawing is postponed, changed, or canceled in whole or in part, no cash prize substitutions shall be provided.
- (l) All winners and guests shall release the Kansas lottery from any liability for injuries sustained while redeeming any portion of the prize.
- (m) A player must have a smart phone to accept game tickets
- (n) By entering the drawing, entrant agrees to PlayOn terms and conditions.
- (o) Rules applicable to this promotion are contained in K.A.R. 111-19-161 and K.A.R. 111-18-1 *et seq.* (Authorized by K.S.A. 2022 Supp. 74-8710 and 74-8748; implementing K.S.A. 2022 Supp. 74-8710; effective, T-111-8-1-23, July 12, 2023.)

111-4-3716

111-4-3717

111-4-3718

111-4-3719

111-4-3720

111-4-3721

111-4-3722

111-4-3723

111-4-3724

111-4-3725

111-4-3726

111-4-3727

111-4-3728

111-4-3729

111-4-3730

111-4-3731

111-4-3732

111-4-3733

111-4-3734

111-4-3735

111-4-3736

111-4-3737

111-4-3738

New

Stephen W. Durrell Executive Director Kansas Lottery

V. 41, Issue 24

V. 41, Issue 24

V. 41, Issue 29

V. 41, Issue 33

V. 41, Issue 33

V. 41, Issue 33

V. 41, Issue 33

V. 41, Issue 40

V. 41, Issue 44

V. 41, Issue 44

V. 41, Issue 51

Doc. No. 051414

### INDEX TO ADMINISTRATIVE REGULATIONS

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

## AGENCY 40: INSURANCE DEPARTMENT

Reg. No.	Action	Register		
40-1-53	New	V. 42, Issue 24		
40-1-54	New	V. 42, Issue 30		

#### **AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-20-32	New (T)	V. 42. Issue 30

#### AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-13	Amended (T)	V. 42, Issue 30
102-2-3	Amended (T)	V. 42, Issue 30
102-3-2	Amended (T)	V. 42, Issue 30
102-4-2	Amended (T)	V. 42, Issue 30
102-5-2	Amended (T)	V. 42, Issue 30
102-7-2	Amended (T)	V. 42, Issue 30

#### **AGENCY 111: KANSAS LOTTERY**

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

of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 Kansas Register. A list of regulations filed from December 1, 2009, through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 Kansas Register. A list of regulations filed from December 22, 2011, through November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 Kansas Register. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 Kansas Register. A list of regulations filed from 2016 through 2017, can be found in the Vol. 36, No. 52, December 28, 2017 Kansas Register. A list of regulations filed from 2018 through 2019, can be found in the Vol. 38, No. 52, December 26, 2019 Kansas Register. A list of regulations filed from 2020 through 2021, can be found in the Vol. 40, No. 52, December 30, 2021 Kansas Register

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2021 Kansas Register.				111-4-3739	New	V. 41, Issue 51
	Reg. No.	Action	Register	111-4-3740	New	V. 42, Issue 7
	111-2-329	New	V. 41, Issue 40	111-4-3741	New	V. 42, Issue 15
	111-4-3547	Amended	V. 41, Issue 33	111-4-3742	New	V. 42, Issue 15
	111-4-3681	Amended	V. 41, Issue 6	111-4-3743	New	V. 42, Issue 18
	111-4-3695	New	V. 41, Issue 6	111-4-3744	New	V. 42, Issue 22
	111-4-3696	New	V. 41, Issue 6	111-4-3745	New	V. 42, Issue 22
	111-4-3697	New	V. 41, Issue 6	111-4-3746	New	V. 42, Issue 22
	111-4-3698	New	V. 41, Issue 6	111-4-3747	New	V. 42, Issue 22
	111-4-3699	New	V. 41, Issue 6	111-4-3748	New	V. 42, Issue 22
	111-4-3700	New	V. 41, Issue 6	111-4-3749	New	V. 42, Issue 28
	111-4-3701	New	V. 41, Issue 6	111-4-3750	New	V. 42, Issue 28
	111-4-3702	New	V. 41, Issue 6	111-5-230	Amended	V. 42, Issue 18
	111-4-3703	New	V. 41, Issue 9	111-5-248	New	V. 41, Issue 12
	111-4-3704	New	V. 41, Issue 9	111-5-249	New	V. 42, Issue 15
	111-4-3705	New	V. 41, Issue 9	111-9-229	New	V. 41, Issue 12
	111-4-3706	New	V. 41, Issue 9	111-9-230	New	V. 41, Issue 12
	111-4-3707	New	V. 41, Issue 9	111-9-231	New	V. 41, Issue 51
	111-4-3708	Amended	V. 41, Issue 19	111-9-232	New	V. 41, Issue 51
	111-4-3709	Amended	V. 41, Issue 19	111-15-1	Amended	V. 42, Issue 28
	111-4-3710	New	V. 41, Issue 19	111-15-3	Amended	V. 42, Issue 33
	111-4-3711	New	V. 41, Issue 19	111-18-3	Amended	V. 41, Issue 29
	111-4-3712	New	V. 41, Issue 19	111-18-8	New	V. 41, Issue 29
	111-4-3713	Amended	V. 41, Issue 29	111-19-2a	Amended	V. 41, Issue 12
	111-4-3714	New	V. 41, Issue 19	111-19-121	New	V. 41, Issue 9
	111-4-3715	New	V. 41, Issue 24	111-19-122	New	V. 41, Issue 9

111-19-123	New	V. 41, Issue 12	111-19-145	New	V. 42, Issue 15	111-501-126	Amended	V. 41, Issue 24
111-19-124	New	V. 41, Issue 24	111-19-146	New	V. 42, Issue 15	111-501-127	Amended	V. 41, Issue 24
111-19-125	New	V. 41, Issue 24	111-19-147	New	V. 42, Issue 15	111-501-148a	New	V. 41, Issue 51
111-19-126	New	V. 41, Issue 29	111-19-148	New	V. 42, Issue 15	111-501-154	Amended	V. 41, Issue 33
111-19-127	New	V. 41, Issue 29	111-19-149	New	V. 42, Issue 18	111-501-155	Amended	V. 41, Issue 33
111-19-128	New	V. 41, Issue 29	111-19-150	New	V. 42, Issue 18	111-601-51	New	V. 42, Issue 11
111-19-129	New	V. 41, Issue 29	111-19-151	New	V. 42, Issue 18	111-601-52	New	V. 42, Issue 11
111-19-130	New	V. 41, Issue 29	111-19-152	New	V. 42, Issue 18	111-601-53	New	V. 42, Issue 11
111-19-131	New	V. 41, Issue 33	111-19-153	New	V. 42, Issue 22	111-601-54	New	V. 42, Issue 11
111-19-132	New	V. 41, Issue 33	111-19-154	New	V. 42, Issue 22	111-601-55	New	V. 42, Issue 11
111-19-133	New	V. 41, Issue 40	111-19-155	New	V. 42, Issue 28	111-701-1	New	V. 41, Issue 35
111-19-134	New	V. 41, Issue 44	111-19-156	New	V. 42, Issue 28	111-701-20	New	V. 41, Issue 35
111-19-135	New	V. 41, Issue 44	111-19-157	New	V. 42, Issue 28	111-701-30	New	V. 41, Issue 35
111-19-136	New	V. 41, Issue 44	111-19-158	New	V. 42, Issue 28	111-701-31	New	V. 41, Issue 35
111-19-137	Amended	V. 41, Issue 51	111-19-159	New	V. 42, Issue 28	111-701-32	New	V. 41, Issue 35
111-19-138	New	V. 41, Issue 51	111-302-4	Amended	V. 42, Issue 18	111-701-33	New	V. 41, Issue 35
111-19-139	New	V. 41, Issue 51	111-501-6	Amended	V. 41, Issue 24	111-701-34	New	V. 41, Issue 35
111-19-140	New	V. 41, Issue 51	111-501-45a	New	V. 41, Issue 51	111-701-35	New	V. 41, Issue 35
111-19-141	New	V. 41, Issue 51	111-501-122	Amended	V. 41, Issue 29	111-701-36	New	V. 41, Issue 35
111-19-142	New	V. 42, Issue 21	111-501-123	Amended	V. 41, Issue 24	111-701-50	New	V. 41, Issue 35
111-19-143	New	V. 42, Issue 11	111-501-124	Amended	V. 41, Issue 24	111-701-60	New	V. 41, Issue 35
111-19-144	New	V. 42, Issue 11	111-501-125	Amended	V. 41, Issue 24	111-701-70	New	V. 41, Issue 35

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