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State of Kansas

Legislative Administrative Services

Interim Committee Schedule

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

Date	Room	Time	Committee	Agenda
Jan. 8	582-N	8:00 a.m.	Joint Committee on Special Claims Against the State	Review of claims against the State.
Jan. 8	112-N	10:00 a.m.	Joint Committee on Administrative Rules and Regulations	Rules and regulations of the State Bank Commissioner, Real Estate Commission, Department of Agriculture, Secretary of State, Board of Healing Arts, Department of Health and Environment

Tom Day, Director Legislative Administrative Services

Doc. No. 048712

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 12-21-20	through 12-27-20
Term	Rate
1-89 days	0.09%
3 months	0.07%
6 months	0.07%
12 months	0.10%
18 months	0.11%
2 years	0.12%

Scott Miller Director of Investments

Doc. No. 048702

State of Kansas

Department of Transportation

Request for Comments

The Kansas Department of Transportation (KDOT) requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 21-24. The comprehensive list of projects being amended to the STIP may be viewed online at http://www.ksdot.org/bureaus/burProgProjMgmt/stip/stip.asp. The project list includes projects for counties, cities, and projects on the state highway system. In addition to this list of projects is Administrative Narrative Modification #2 for updates that have occurred in the Metropolitan Transportation Improvement Programs and Federal Lands & Tribal Transportation Programs narrative sections of the STIP.

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

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

The comment period regarding the STIP amendment for these projects will conclude January 6th, 2021.

Julie Lorenz Secretary

Doc. No. 048704

State of Kansas

Department of Transportation

Notice to Contractors

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

the Kansas Department of Transportation *Standard Specifications for State Road and Bridge Construction*.

KDOT will only accept electronic internet proposals using the Bid Express website at http://www.bidx.com until 1:00 p.m. (CST) January 20, 2021. The KDOT bid letting will be conducted remotely by audio broadcast ONLY at 3:00 p.m. (CST) Wednesday, January 20, 2021. To join the conference call, dial 866-620-7326 and enter conference code 5895748207. KDOT has tested the process, but in the event of an unforeseen issue, KDOT will provide updates.

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

District One – Northeast

Atchison – 116-3 KA-3883-01 – K-116, bridge #037 over Spring Creek Drainage located 3.5 miles east of the east U.S. 159/K-116 junction, bridge replacement. (Federal Funds)

Brown – 36-7 KA-6005-01 – Various locations on U.S. 36, pavement marking, 24.3 miles. (Federal Funds)

Doniphan – 36-22 KA-6004-01 – Various locations on U.S. 36, pavement marking, 27.9 miles. (Federal Funds)

Johnson – 56-46 KA-5937-01 – U.S. 56, beginning 275 feet west of Old U.S. 56 highway in Gardner east to the south U.S. 56/I-35 junction, overlay, 1.2 miles. (Federal Funds)

Johnson – 69-46 KA-5965-01 – U.S. 69, from the Johnson/Miami county line north to 159th Street in Overland Park, ultra thin bonded asphalt surfacing, 7.1 miles. (Federal Funds)

Johnson – 35-46 KA-6051-01 – I-35 at various locations in the county, pavement marking, 7.5 miles. (Federal Funds)

Leavenworth – 32-52 KA-5176-01 – K-32 and 222nd Street, intersection improvement, 0.4 mile. (Federal Funds)

Lyon – 56 KA-5978-01 – U.S. 56, from the Lyon/Morris county line east to the Osage/Lyon county line and K-78, from the north city limits of Miller north to the U.S. 56/K-78 junction, milling and overlay, 23.2 miles. (State Funds)

Marshall – 9-58 KA-5934-01 – K-9, from the east U.S. 77/K-9 junction east to the south K-9/K-99 junction, milling and overlay, 12.3 miles. (Federal Funds)

Osage – 31-70 KA-5964-01 – K-31, from the south U.S. 75/K-31 junction southeast to the west K-31/I-35 junction, milling and overlay, 7.2 miles. (Federal Funds)

Pottawatomie – 24-75 KA-3921-01 – U.S. 24, bridge #006 over Blackjack Creek located 7.6 miles east of the Pottawatomie/Riley county line, bridge replacement. (Federal Funds)

Shawnee – 75-89 KA-5629-01 – U.S. 75, northbound U.S. 75 at ramp to SW 42nd Street in Topeka, lighting. (State Funds)

Wyandotte – 73-105 KA-5891-01 – U.S. 73, overhead sign truss (serial #105S0132) located over southbound U.S. 73 approximately 1,584 feet north of the U.S. 24/U.S. 73/K-7 junction at the ramp for westbound State Avenue in Kansas City, signing. (State Funds)

Wyandotte – 35-105 KA-6052-01 – I-35, at various locations in the county, pavement marking, 4.0 miles. (Federal Funds)

Wyandotte – 105 N-0701-01 – Riverview Avenue and 110th Street intersection to approximately 1,800 feet east and 110th Street from north of Speaker Road to north of Riverview Avenue in Edwardsville, grade and surfacing, 1.0 mile. (Federal Funds)

Statewide – 4-106 KA-5956-01 – K-4, from the east K-4/ U.S. 24 junction east to the Shawnee/Jefferson county line and from the Shawnee/Jefferson county line east to the K-4/K-92 junction, milling and overlay, 11.1 miles. (State Funds)

Statewide – 16-106 KA-5959-01 – K-16, from the U.S. 77/K-16 junction east to the west end of bridge #017 over the Big Blue River/ Tuttle Reservoir and from 639 feet east of the Pottawatomie/Riley county line (at the east end of bridge #017) east to the south K-16/K-99 junction, milling and overlay, 20.3 miles. (State Funds)

District Two - North Central

Cloud – 81-15 KA-5414-01 – U.S. 81, southbound outside lane from the south city limits of Concordia to 400 feet north of College Drive, grade and surfacing, 0.5 mile. (Federal Funds)

Saline – 135-85 KA-5680-01 – I-135, bridge #028 (over Union Pacific Railroad and stream) located 3.23 miles north of W. Magnolia Road; and bridges #033 (over Dry Creek Drainage), #035 (over the Kansas and Oklahoma Railroad), #037 (over Mulberry Creek) located 0.40 mile, 0.74 mile and 1.0 mile respectively north of K-140 (W. State Street), bridge. (Federal Funds)

Washington – 101 KA-6037-01 – K-148, from the K-148/U.S. 36 junction north to the Nebraska state line; K-234, from the east city limits of Hanover east to the K-148/K-234 junction; K-243, from the K-148/K-243 junction east to the access road to the Pony Express Station, sealing, 12.3 miles. (State Funds)

Statewide – 4-106 KA-4745-02 – K-4, in Ellsworth, McPherson, and Saline counties, K-141 in Ellsworth County, and K-104 in Saline County, signing, 54.6 miles. (Federal Funds)

Statewide – 77-106 KA-6033-01 – U.S. 77, from the south Morris/Dickinson county line (Point 1) northeast to the Morris/Dickinson county line (Point 2), from the Morris/Geary county line north to the concrete pavement located 2.5 miles south of I-70, from the U.S. 77/K-209 junction north to the Morris/Dickinson county line and from the Morris/Dickinson county line north to the Morris/Geary county line, sealing, 13.4 miles. (State Funds)

District Three - Northwest

Trego – 70-98 KA-5686-01 – I-70, bridge #002 located 2.02 miles east of the Gove County Line, bridge. (Federal Funds) **Statewide** – 106 KA-4746-01 – K-253, K-267, K-27 and U.S. 24B in Cheyenne, Sherman, and Wallace counties, signing, 31.6 miles. (Federal Funds)

District Four – Southeast

Bourbon – 39-6 KA-3910-01 – K-39, bridge #045 over Pawnee Creek located 7.43 miles east of the east K-3 junction, bridge replacement. (Federal Funds)

Chautauqua – 99-10 KA-5411-01 – K-99, from the north K-99/U.S. 166B junction north to the Chautauqua/Elk county line, shoulders, 13.5 miles. (Federal Funds)

Cherokee – 160-11 KA-3904-01 – U.S. 160, bridge #050 over the Neosho River Drainage located 0.94 mile east of the Cherokee/Labette county line, bridge replacement. (Federal Funds)

Cherokee – 166-11 KA-3905-01 – U.S. 166, bridges #025, #026, #027, #028, #029 and #030 over the Neosho River Drainage located 0.25 mile, 0.85 mile, 1.29 miles, 1.73 miles,1.84 miles, and 2.25 miles respectively east of the Labette/Cherokee county line, bridge replacement. (Federal Funds)

Coffey – 131-16 KA-5941-01 – K-131, from the north city limits of Lebo north to the K-131/I-35 junction, overlay, 0.5 mile. (Federal Funds)

Crawford – 19 TE-0475-01 – S. Western Avenue from W. Buffalo Street north to north of K-47; K-47, from S. Western Avenue east to N. Carbon Street; and S. Carbon Street from W. Prairie Avenue north to W. Forest Street in the city of Girard, pedestrian and bicycle paths, 0.6 mile. (Federal Funds)

Crawford – 19 KA-5967-01 – U.S. 69, from the U.S. 400/U.S. 69 junction north to the K-126/U.S. 69 junction and from the north city limits of Pittsburg north to the K-47/U.S. 69 junction, and U.S. 69B2, from the K-47/U.S. 69B2 junction north to the U.S. 69/U.S.69B2 junction, milling and overlay, 14.6 miles. (State Funds)

Greenwood – 99-37 KA-3911-01 – K-99, bridge #032 over Fall River located 2.3 miles south of the west U.S. 54 junction, bridge replacement. (Federal Funds)

Montgomery – 166-63 KA-5685-01 – U.S. 166, bridge #039 (eastbound) over Onion Creek located 13.79 miles east of the south U.S. 75/U.S. 166 junction, bridge repair. (Federal Funds)

Neosho – 146-67 KA-5966-01 – K-146, from the U.S. 59/ K-146 junction east to the Neosho/Crawford county line, milling and overlay, 9.0 miles. (Federal Funds)

Statewide – 169-106 KA-3255-01 – U.S. 169, from approximately 3.0 miles north of the U.S. 169/K-47 junction, north to 1.7 miles north of the Neosho/Allen county line, pavement reconstruction, 13.4 miles. (Federal Funds)

District Five – South Central

Butler – 400-8 KA-5689-01 – U.S. 400, bridge #042 over the Little Walnut River located 3.7 miles east of east U.S. 77/U.S. 400 junction, bridge. (Federal Funds)

Butler – 177-8 KA-5691-01 – K-177, bridge #123 over El Dorado Lake located 2.5 miles north of U.S. 54, bridge. (Federal Funds)

Butler – 77-8 KA-6028-01 – U.S. 77, from the Cowley/ Butler county line north to approximately 1,742 feet south of the Walnut River, sealing, 12.7 miles. (State Funds)

Sedgwick – 87 N-0694-01 – North Main Street, from Grand Avenue north to the Wichita Valley Center Floodway Bridge in Haysville, pavement reconstruction, 0.5 mile. (Federal Funds)

Statewide – 106 KA-4748-01 – U.S. 54 and U.S. 400 in Ford, Kiowa, and Pratt counties, signing, 36.7 miles. (Federal Funds)

Statewide – 106 KA-4748-02 – K-1 and U.S. 160 in Barber, Clark, and Comanche counties, signing, 49.2 miles. (Federal Funds)

District Six – Southwest

Hamilton – 27-38 KA-3271-01 – K-27, from the south city limits of Syracuse north to the east K-27/U.S. 50 junction, pavement reconstruction, 0.6 mile. (Federal Funds)

Meade – 60 C-4927-01 – Bridges AA-30, 31-AA, and 31-CC, guard fence, 0.2 mile. (Federal Funds)

Julie Lorenz Secretary

Doc. No. 048703

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 160-11 KA 3904-01. The project is to replace Bridge #050 (Neosho River drainage) on US-160 located 0.94 miles east of the Labette County line in Cherokee County.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) January 6, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about January 20, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about February 3, 2021. The contractor is expected to start the project around February or March of 2021.

Scope of Services to Be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes grading, subgrade/base, concrete, HMA CG, bridge(s), pavement patching, traffic control, seeding, erosion control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager and primary inspector. Construction is anticipated to be completed in 170working days and cleanup days. Work may be suspend-(confinued) ed for the winters and resume in springs. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics. RFPs submitted will consist of the technical proposal and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs 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 to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

- 1. How the consultant plans to meet the fluctuating inspection needs of the project;
- Employee names (project manager and primary inspector), certifications, and qualifications proposed for services;
- 3. Past performance history on similar projects (list project numbers) for KDOT;
- 4. Anticipated time to close out project paperwork;
- 5. Proximity of inspectors to project;
- 6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, 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.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")

• Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for compensation, and Special Attachments for the Kansas "Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposal shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E. Division of Engineering and Design

Doc. No. 048698

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 70-84 KA 5687-01. The project on I-70 and is for repairs of Bridge #026 located 13.06 miles east of US-281 and Bridge #030 located 14.58 miles east of US-281 in Russell County.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) January 6, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about January 20, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about February 3, 2021. The contractor is expected to start the project in early April of 2021.

Scope of Services to Be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes concrete, bridge repair, pavement marking, traffic control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager. Construction is anticipated to be completed in 90-working days and cleanup days. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics. RFPs submitted will consist of the technical proposal and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs 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 to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

- 1. How the consultant plans to meet the fluctuating inspection needs of the project;
- 2. Employee names (project manager), certifications and qualifications proposed for services;
- 3. Past performance history on similar projects (list project numbers) for KDOT;
- 4. Anticipated time to close out project paperwork;
- 5. Proximity of inspectors to project;
- Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, 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.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection Agreement will be used for this project. Current rate factors will be used for compensation, and Special Attachments for the Kansas "Tax Clearance Certificate," the "Certificate of Final Indirect Costs" and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E. Division of Engineering and Design

Doc. No. 048699

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 106 KA 5874-01. The project is mill, overlay, and paved shoulders on K-14 and K-96 in Reno and Sedgwick Counties. K-14 in Reno County from the junction of K-14/K-96 west to the east junction of US-50/K-14/K-96. K-96 in Reno County from the junction of K-14/K-96 east to the Reno/Sedgwick County line. K-96 in Sedgwick County from the Sedgwick/Reno County line east about 15.3 miles to about RP 278.8 west of Maize Road.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) January 8, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about January 22, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about February 17, 2021. An agreement should be in place on or about March 3, 2021. Project will be built in 2021. The contractor is expected to start the project around the middle of June 2021, this date could move based on contractor's schedule.

Scope of Services to be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes HMA roadway, HMA plant, pavement marking, traffic control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager and HMA plant inspector. Construction is anticipated to be completed in 95-working days and cleanup days. Provide all the equipment necessary to inspect and test materials.

(continued)

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics. RFPs submitted will consist of the technical proposal and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs 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 to be Performed." The RFP shall also include items such as:

- Project manager and HMA plant inspector
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

Letters of Interest (LOIs) will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

- 1. How the consultant plans to meet the fluctuating inspection needs of the project;
- 2. Employee names (project manager and HMA plant inspector), certifications, and qualifications proposed for services;
- 3. Past performance history on similar projects (list project numbers) for KDOT;
- 4. Anticipated time to close out project paperwork;
- 5. Proximity of inspectors to project;
- 6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, 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.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for compensation, and Special Attachments for the Kansas "Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E. Division of Engineering and Design

Doc. No. 048714

State of Kansas

Department of Wildlife, Parks and Tourism

Notice of Requested "On-Call" Mechanical-Electrical-Plumbing Engineering Services

Notice is hereby given of the commencement of the selection process for "on-call" mechanical-electrical-plumbing engineering services for the Kansas Department of Wildlife, Parks and Tourism. Services are required for restricted (small) projects with a project budget of \$1,000,000 or less. Multiple firms may be selected. The contract will be for three years. For more information, contact Brett Blackburn at brett.blackburn@ks.gov, phone 785-296-8404.

Respondents should demonstrate their capacity for success on projects involving mechanical-electrical-plumbing engineering projects in Kansas and/or surrounding states. Vendors shall have a strong understanding, and success in the application of the underlying principles of mechanical-electrical-plumbing engineering using a combination of engineering best management practices and techniques with10 or more verifiable years' experience (15 or more preferred).

Preferred qualifications/experience for a licensed mechanical-electrical-plumbing engineering consultant include but may not be limited to experience and competency in:

- Design of electrical services and potable water supply lines for campgrounds.
- Evaluation and design of new (and expansion) electrical systems (power pedestals, main panels, service lines) and water supply/hydrants to support RV sites.
- Design/planning and upgrade for new IT, security, A/V, and electrical systems.
- Design/planning, troubleshooting, and upgrade to existing HVAC systems.
- Design/planning/upgrade of site electrical facilities including addition of solar systems in remote locations.
- Upgrades to the mechanical, electrical, and plumbing systems in older existing facilities and sites (including manual to motor upgrades).
- Design, planning, and upgrade of potable water supply and waste systems design including gravity waste systems, dump stations, and grinder pumps.
- Proficiency specifying, examining, and inspecting materials/designs to be used for structures includ-

- ing, pre-manufactured restrooms, shelters, shower buildings, cabins, and other needed items.
- Familiarity with the requirements in the Building Design and Construction Manual at http://admin.ks.gov/offices/ofpm/dcc/f-and-d, as well as KS_DAOFPM submission procedures if needed.
- Working knowledge of pumps, pumphouses, including power analysis and design of transfer systems in wildlife and low water areas.
- Experience developing conceptual, constructionready, and as-built designs for projects (e.g., including appropriately "stamped" drawings as applicable).
- Successful preparation of federal and state permit applications and associated plans for related projects.
- Ability and willingness to build upon previously developed assessments, adjust design concepts, and work with local, federal, and state officials to meet project goals.
- Experience providing effective presentation of project related information to the public or other stakeholders, if needed.
- Experience working with multiple stakeholders including landowners, state and local agencies/ boards, and project administrators related to reporting site specific project details before, during and after construction.
- Successful preparation of bid documents and demonstrated effectiveness facilitating pre-bid meetings, site visits, and all related correspondence.
- Construction oversight of contractors implementing plans, design specifications, and meeting permit conditions for related projects.
- A demonstrated ability to meet project goals within the projected timeline and budget.
- Ability to respond timely to solicitation from agency and timely initiate consultation/design and project needs.
- Respondent must show proof of registration and or certification with the Kansas State Board of Technical Professions for applicable work classifications.
- Ten or more years of verifiable experience in licensed mechanical-electrical-plumbing engineering (15 or more preferred)

Proposals should include a PDF of the following: Statement of professional qualifications (similar to State of Kansas DCC Forms 050,052,054), and information regarding similar work experience. Include firm name, address, contact phone number, and email.

To be considered, proposals should be sent via email along with a transmittal to brett.blackburn@ks.gov. It is the proposer's responsibility to ensure proposals are received by the closing date and time. Delays in email delivery or any other means of transmittal shall not excuse late proposal submissions. Proposals received after the date and time noted below will not be considered. The PDF proposal submissions shall be delivered to the attention of brett.blackburn@ks.gov no later than 5:00 p.m. on or before January 5, 2020.

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 pro-

spective bidders/vendors/contractors have any policies or participate in any initiatives that discourage human trafficking, the prospective bidder/vendor/contractor is encouraged to submit same as part of their bid response.

> Brad Loveless Secretary

Doc. No. 048706

State of Kansas

Department of Wildlife, Parks and Tourism

Notice of Requested "On-Call" Civil Engineering Services

Notice is hereby given of the commencement of the selection process for "on-call" civil engineering services for the Kansas Department of Wildlife, Parks and Tourism. Services are required for restricted (small) projects with a project budget of \$1,000,000 or less. Multiple firms may be selected. The contract will be for three years. For more information, contact Brett Blackburn at brett.blackburn@ks.gov, phone 785-296-8404.

Respondents should demonstrate their capacity for success on projects involving civil engineering projects in Kansas and/or surrounding states. Vendors shall have a strong understanding and success in the application of the underlying principles of civil engineering using a combination of engineering best management practices and techniques with ten or more verifiable years experience (15 or more preferred).

Preferred qualifications/experience for a licensed civil engineering consultant include but may not be limited to:

- Experience in design of roadway improvements, including curb and gutter, storm sewer, and pavement markings/signing (including utility line alignment and improvements).
- Experience in site development including parking lot improvement, site drainage assessments, and other improvements including stormwater BMP's and erosion control.
- Experience in design of waterline and water mains for campgrounds.
- Experience in wastewater design including gravity sanitary sewers, force mains, pump stations and grinder pumps, lagoon design, sizing and rehabilitation, and septic systems.
- An understanding of KDHE and other regulatory agencies concerning wastewater/stormwater management, regulation, permitting, and compliance.
- Experience working with FEMA, USACE, DWR, and other regulatory agencies to obtain permitting/ approval for applicable projects (including NPDES, SWPPP, etc.).
- Bridge inspection and design.
- Dam safety inspections, slide mitigation (including RSS slope stabilization), and dam/spillway improvement design (including tower, inlet /outlet, spillway, valve, etc.).
- Inundation mapping review, hydrologic and hydraulic analysis/modeling for lake/dam study,
 (continued)

- FEMA grant submission knowledge, and other dam/lake related management functions.
- Pond/dike design, modification and repair, and working knowledge of pumps, pumphouses, including design of transfer systems in wildlife, and low water areas.
- Boat ramp design and repair.
- Shooting range component design and improvements.
- Concrete, asphalt, and aggregate parking lot, roadway, and path design and maintenance.
- Experience developing conceptual, construction-ready, and as-built designs for projects (e.g. including appropriately "stamped" drawings as applicable).
- Successful preparation of federal and state permit applications and associated plans for related projects.
- Ability and willingness to build upon previously developed assessments, adjust design concepts, and work with local, federal, and state officials to meet project goals.
- Ability to perform/provide proper topographical surveys and related information.
- Experienced in providing, hiring, or collaborating work product with qualified geotechnical professionals as needed for design, analysis, and project completion.
- Experience providing effective presentation of project related information to the public or other stakeholders, if needed.
- Experience working with multiple stakeholders including landowners, state and local agencies/ boards, and project administrators related to reporting site specific project details before, during, and after construction.
- Successful preparation of bid documents and demonstrated effectiveness facilitating pre-bid meetings, site visits, and all related correspondence.
- Construction oversight of contractors implementing plans, design specifications, and meeting permit conditions for related projects.
- A demonstrated ability to meet project goals within the projected timeline and budget.
- Ability to respond timely to solicitation from agency and timely initiate consultation/design and project needs.
- Respondent must show proof of registration and or certification with the Kansas State Board of Technical Professions for applicable work classifications.
- Ten or more years of verifiable experience in licensed civil engineering (15 or more preferred).

Proposals should include a PDF of the following: Statement of professional qualifications (similar to State of Kansas DCC Forms 050,052,054, and information regarding similar work experience. Include firm name, address, contact phone number, and email.

To be considered, proposals should be sent via email along with a transmittal to brett.blackburn@ks.gov. It is the proposer's responsibility to ensure proposals are received by the closing date and time. Delays in email delivery or any other means of transmittal shall not excuse late proposal submissions. Proposals received after the

date and time noted below will not be considered. The PDF proposal submissions shall be delivered to the attention of brett.blackburn@ks.gov no later than 5:00 p.m. on or before January 5, 2020.

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Brad Loveless Secretary

Doc. No. 048707

State of Kansas

Department of Wildlife, Parks and Tourism

Notice of Requested "On-Call" Civil/Structural Engineering Services

Notice is hereby given of the commencement of the selection process for "on-call" civil/structural engineering services for the Kansas Department of Wildlife, Parks and Tourism. Services are required for restricted (small) projects with a project budget of \$1,000,000 or less. Multiple firms may be selected. The contract will be for three years. For more information, contact Brett Blackburn at brett.blackburn@ks.gov, 785-296-8404.

Respondents should demonstrate their capacity for success on projects involving civil/structural engineering projects in Kansas and/or surrounding states. Vendors shall have a strong understanding and success in the application of the underlying principles of civil/structural engineering using a combination of engineering best management practices and techniques with ten or more verifiable years' experience (15 or more preferred)

Preferred qualifications for a licensed civil/structural engineering consultant include but may not be limited to:

- Experience in design of roadway improvements, including curb and gutter, storm sewer, and pavement markings/signing, utility line alignment, and improvements.
- Experience in design of waterline and water mains for campgrounds.
- Experience in wastewater design including gravity sanitary sewers, force mains, pump stations and grinder pumps, lagoon design, sizing and rehabilitation, and septic systems.
- An understanding of KDHE and other regulatory agency's regulations/statutes concerning wastewater/stormwater management, regulation, permitting, and compliance.
- Proficiency in the analysis, design, construction, and maintenance of load bearing structures that reinforce or counteract loads in dams, bridges, buildings, and other structures.
- Proficiency specifying, examining, and inspecting materials to be used for the construction of complex structures including, dams, bridges, premanufactured restrooms, shelters, shower buildings, cabins, and other load bearing structures.

- Familiarity with the requirements which can be found in the Building Design and Construction Manual at http://admin.ks.gov/offices/ofpm/dcc/fand-d, as well as KS_DAOFPM submission procedures.
- Experience working with FEMA, USACE, DWR, and other regulatory agencies to obtain permitting/ approval for applicable projects (including NPDES, SWPPP, etc.).
- Bridge inspection and design.
- Dam safety inspections, slide mitigation (including RSS slope stabilization), and dam/spillway improvement design (including tower, inlet/outlet, spillway, valve, etc.).
- Inundation Mapping review, hydrologic, and hydraulic analysis/modeling for lake/dam study, FEMA grant submission knowledge, and other dam/lake related management functions.
- Pond/dike design, modification and repair, and working knowledge of pumps, pumphouses, including design of transfer systems in wildlife, and low water areas.
- Boat ramp design and repair.
- Shooting range component design and improvements.
- Concrete, asphalt, and aggregate parking lot, roadway, and path design and maintenance.
- Experience developing conceptual, constructionready, and as-built designs for projects (e.g., including appropriately "stamped" drawings as applicable.
- Successful preparation of federal and state permit applications and associated plans for related projects.
- Ability and willingness to build upon previously developed assessments, adjust design concepts, and work with local, federal, and state officials to meet project goals.
- Ability to perform/provide proper topographical surveys and related information.
- Experienced in providing, hiring, or collaborating work product with qualified geotechnical professionals as needed for design, analysis, and project completion.
- Experience providing effective presentation of project related information to the public or other stakeholders, if needed.
- Experience working with multiple stakeholders including landowners, state, and local agencies/ boards, and project administrators related to reporting site specific project details before, during, and after construction.
- Successful preparation of bid documents and demonstrated effectiveness facilitating pre-bid meetings, site visits, and all related correspondence.
- Construction oversight of contractors implementing plans, design specifications, and meeting permit conditions for related projects.
- A demonstrated ability to meet project goals within the projected timeline and budget.
- Ability to respond timely to solicitation from agency and timely initiate consultation/design and project needs.

- Respondent must show proof of registration and or certification with the Kansas State Board of Technical Professions for applicable work classifications.
- Ten or more years of verifiable experience in licensed civil/structural engineering (15 or more preferred).

Proposals should include a PDF of the following: Statement of professional qualifications (similar to State of Kansas DCC Forms 050,052,054), and information regarding similar work experience. Include firm name, address, contact phone number, and email.

To be considered, proposals should be via sent email along with a transmittal to brett.blackburn@ks.gov. It is the proposer's responsibility to ensure proposals are received by the closing date and time. Delays in email delivery or any other means of transmittal shall not excuse late proposal submissions. Proposals received after the date and time noted below will not be considered. The PDF proposal submissions shall be delivered to the attention of brett.blackburn@ks.gov no later than 5:00 p.m. on or before January 5, 2020.

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Brad Loveless Secretary

Doc. No. 048708

State of Kansas

Wichita State University

Notice of Intent to Lease Land and/or Building Space

Beginning Publication Date: Vol. 39, No. 43, October 22, 2020 Ending Publication Date: Vol. 40, No. 4, January 28, 2021

Public notice is hereby given that Wichita State University intends to lease available land and building space located on WSU's main campus, WSU's Innovation Campus and on property owned by WSU adjacent to the main campus on 17th and Hillside streets. The university will consider leasing such property and/or space to those 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, or otherwise provide supporting services and amenities to the campus community. Such projects could include, but not be limited to: (1) development of a partnership building to provide office and/or laboratory space to support education and research, advance innovation, foster microenterprises, and/or lease to industry partnerships in any market that aligns with University programs; (2) child care facilities; (3) adult living and retirement facilities; (4) restaurants; (5) retail, grocery, or pharmacy establishments; (6) financial institutions; (7) event and/or performance center; and (8) parking garage. Because tenant development and/or use must be a good (continued)

fit with the university's educational mission and available space, please be prepared to provide the following information: (1) name; (2) square footage of space needs and desired lease term and location; (3) equipment, design, or other special needs; (4) description of anticipated use; and (5) the anticipated benefits to the university, its students and the WSU community (e.g. applied learning, joint research, faculty start-up, etc.). Additional information such as renderings, architectural and design plans, project timeline, and subcontractor list is encouraged. The university will consider serious proposals and inquiries from any financially qualified individual, group, organization, or company. If interested, please contact Wichita State University 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. 048611

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: 620-341-5134, fax: 620-341-6770, email: purchaseorders@emporia.edu. Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801.

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

Kansas State University – Bid postings: https://www.k-state.edu/purchasing/rfq. Due to Covid-19, Kansas State University will not be accepting paper bids until further notice. Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: kspurch@k-state.edu.

Pittsburg State University – Bid postings: https://www.pittstate.edu/office/purchasing/. Additional contact info:

phone: 620-235-4169, email: bstefanoni@pittstate.edu. Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762.

University of Kansas – Electronic bid postings: http://www.procurement.ku.edu/. Due to Covid-19, the University of Kansas will not be accepting paper bids until further notice. KU Purchasing Services, 1246 W. Campus Road, Room 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: purchasing@ku.edu.

University of Kansas Medical Center – Bid postings: http://www.kumc.edu/finance/purchasing/bid-opportunities.html. Additional contact info: phone: 913-588-1117. Mailing address: University of Kansas Medical Center, Purchasing Department, Mail Stop 2034, 3901 Rainbow Blvd., Kansas City, KS 66160.

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

Debbie Redeker Chair of Regents Purchasing Group Purchasing Director Emporia State University

Doc. No. 048393

State of Kansas

Department of Administration Office of Procurement and Contracts

Notice to Bidders

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

01/05/2021	EVT0007749	Tractor Lease
01/12/2021	EVT0007753	Vehicle Painting
01/12/2021	EVT0007754	One-Ton Truck
01/21/2020	EVT0007759	Programable Paper Cutter
		(Champion 370 TC)
01/26/2021	EVT0007756	Home Office and State Hospital
		Cost Reporting Services

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

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

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

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

01/07/2021	A-014163	LCF – Administration Building –
		Phase 1 Replacement of Vav
		Boxes
01/12/2021	A-014226	LDH – Activity Therapy Building
		Replace Pool Piping
01/21/2021	A-014186(A)	HCF – KCI Max Industrial
• •	()	Building Phase II

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

Richard Beattie, Director Office of Procurement and Contracts

Doc. No. 048713

State of Kansas

Department of Health and Environment

Notice Concerning Proposed Kansas Air Quality Class I Operating Permit

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

Ducommun AeroStructures, Inc., 3333 Main St., Parsons, KS 67357, owns and operates an aerospace structural component manufacturing facility located at 3333 Main St., Parsons, Labette County, KS 67357.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review, during normal business hours, at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Southeast District Office, 308 W. 14th St., Chanute, KS 66720. To obtain or review the proposed permit and supporting documentation, contact Stephen Bartels, 785-296-6024, at the central office of KDHE or Caitlin Mills, 620-860-7235, at the Southeast District Office. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website, http://www.kdheks. gov/bar/publicnotice.html.

Please direct written comments or questions regarding the proposed permit to Stephen Bartels, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, January 25, 2021.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Stephen Bartels, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, January 25, 2021 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the public comment period, within which to object to the

proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Keith Johnson, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, KS 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Lee A. Norman, M.D. Secretary

Doc. No. 048705

State of Kansas

Department of Health and Environment

Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

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

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

Public Notice No. KS-AG-20-306/316

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant

Mueller Dairy SW/4 of Section 8 Neosho River Basin Curtis M. Mueller T26S, R19E
2040 Delaware Rd. Allen County
Humboldt, KS 66748

Kansas Permit No. A-NEAL-B002

This is a renewal permit for an existing facility with a maximum of 200 head (100 animal units) of beef cattle weighing less than 700 pounds each. There has been no change in animal units from the previous permit.

(continued)

Name and Address of Applicant	Legal Description	Receiving Water
Woodside Feedlot Alan and Eric Woodside 837 W. Kiowa Rd. Prairie View, KS 67664	SW/4 of Section 20 T025, R19W Phillips County	Solomon River Basin

Kansas Permit No. A-SOPL-B006

This is a renewal permit for a facility with the maximum capacity of 599 head (299.5 animal units) of cattle weighing 700 pounds or less and 400 head (400 animal units) of cattle weighing more than 700 pounds, for a total of 999 head (699.5 animal units) of cattle. There has been no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Clare Shriwise, Inc. David Webb 22709 NW 217 Road Jetmore, KS 67854	NE/4 of Section 35 T22S, R24W Hodgeman County	Upper Arkansas River Basin

Kansas Permit No. A-UAHG-B012

This is a renewal permit for an existing facility for 999 head (999 animal units) of cattle weighing greater than 700 pounds. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Martin Dairy Roland Martin 1772 Road 30 Hartford, KS 66854	SE/4 of Section 23 T21S, R12E Lyon County	Neosho River Basin

Kansas Permit No. A-NELY-M002

This is a renewal permit for an existing facility with the maximum capacity of 300 head (300 animal units) of cattle weighing more than 700 pounds. There has been no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Harder & Son Tim Harder 6893 NE 75th St.	SE/4 of Section 25 T24S, R06E Butler County	Walnut River Basin
El Dorado, KS 67042	•	

Kansas Permit No. A-WABU-S015

The existing swine facility consists of four (4) enclosed buildings for a maximum capacity of 1,452 head (580.8 animal units) of swine weighing more than 55 pounds and 660 head (66 animal units) of swine weighing 55 pounds or less for a total capacity of 2,112 head (646.8 animal units). There has been no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Cedar Creek Ranch Mike and Josh Mayes 1611 Little Cedar Creek Rd. Matfield Green, KS 66862	SW/4 of Section 9 T22S, R08E Chase County	Neosho River Basin

Kansas Permit No. A-NECS-B003

This is a renewal permit for an existing facility for 800 head (400 animal units) of cattle weighing less than 700 pounds. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Billie Christine Roth Trust 19 Park View Rd. Hesston, KS 67062	NW/4 of Section 35 T22S, R01W Harvey County	Little Arkansas River Basin

Kansas Permit No. A-LAHV-B006

This is a reissuance of an existing permit for the maximum capacity of 100 head (100 animal units) of cattle greater than 700 pounds, and 100 head (50 animal units) of cattle weighing less than 700 pounds; for a total of 150 animal units of cattle. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Holste Homestead, Inc. 25765 Road U Ludell, KS 67744	SE/4 of Section 19 T02S, R32W Rawlins County	Upper Arkansas River Basin

Kansas Permit No. A-URRA-M003

This is a renewal permit for an existing facility with a maximum capacity of 190 head (200 animal units) of cattle more than 700 pounds and 190 head (95 animal units) of cattle 700 pounds or less, for a total of 285 animal units. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
J-Six Enterprises, LLC - Land Holding Series Barnes #1 Jennifer A. Gerety 604 Nemaha St. Seneca, KS 66538	NE/4 of Section 26 T04S, R05E Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-S062

This is a renewal permit for an existing swine facility with the maximum capacity for 2,490 head (996 animal units) of swine weighing greater than 55 pounds. The facility consists of two enclosed swine buildings. Manure and accumulated waste are collected and stored in two underground concrete pits. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Kroupa Feedlot Marty Kroupa 2560 Ulysses Rd. Lincolnville, KS 66858	N/2 of Section 34 T18S, R04E Marion County	Neosho River Basin

Kansas Permit No. A-NEMN-B012

This is a renewal permit for an existing facility for the maximum capacity of 950 head (950 animal units) of cattle weighing more than 700 pounds. There has been no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Ranger Feeders II, LLC PO Box 880 Dighton, KS 67839		Upper Arkansas River Basin
Kansas Permit No. A-UALE-C002 Federal Permit No. KS0115096		

An update to the Nutrient Management Plan for this existing facility for 18,000 head (18,000 animal units) of cattle weighing more than 700 pounds was received. The facility's NMP was updated to include a change in the application rate limitation for field NW 34-17-29 to a less restrictive application rate. There are no changes to the permit or in the permitted number of animal units. Only the updated portions of the Nutrient Management Plan are subject to comment.

Public Notice No. KS-Q-20-210/211

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

Receiving Stream

Type of Discharge

Coffeyville, City of 102 W. 7th Coffeyville, KS 67337

Verdigris River

Process Wastewater

Kansas Permit No. I-VE09-PO13 Federal Permit No. KS0101621

Legal Description: NW1/4, SE1/4, S26, T34S, R16E, Montgomery County, Kansas

Facility Name: City of Coffeyville Water Treatment Plant Facility Location: 1702 N. River Rd., Coffeyville, KS 67337

The proposed action is to issue a new State/NPDES permit for a new facility. This is a water treatment plant that draws water from the Verdigris River. The water from the river enters the system at the pumping station thru a screen and is immediately treated with potassium permanganate and a 2099 polymer, then is pumped to two sedimentation basins. It is then further treated with more 2099 polymer and a weighting agent to help with sedimentation on its way to the upflow clarifier. After leaving the upflow carrier it is treated with chlorine gas and powdered activated carbon on its way to the final clarifier. Immediately at the end of the final clarifier, it is treated with ammonium sulfate and more chlorine on its way to sand and anthracite filtration. After filtration, it gets another dose of chlorine on its way to the clearwell. In compliance with Kansas and federal law, KDHE has approved an antidegradation review for this facility for increased concentrations and mass of some pollutants to the receiving stream. The water quality of the receiving stream will not be lowered below the quality necessary to support existing designated uses. The proposed permit contains limits for total residual chlorine, total suspended solids, and pH, as well as monitoring for flow and ammonia.

Name and Address Receiving Stream of Applicant

Type of Discharge

Water District No. 1 of Kansas River Johnson County 10747 Renner Blvd. Lenexa, KS 66219 Process Wastewater

Kansas Permit No. I-KS27-PO28 Federal Permit No. KS0087211

Legal Description: NW¼, SE¼, SE¼, S31, T11S, R24E, Wyandotte County, Kansas

Facility Name: Kansas River Intake and Presedimentation Facility Facility Location: 8715 Holiday Dr., Kansas City, KS 66106

The proposed action is to issue a new State/NPDES permit for a new facility. The WaterOne Kansas River intake located at river mile 15 and presedimentation facility located at 8715 Holiday Drive can screen, settle and pretreat up to 72 MDG of river water. The intake draws water from the Kansas River and delivers it to the presedimentation facility. The river water is screened to remove natural debris and pumped into one of three sedimentation basins where particles originating from the river are settled out of the water. The concentrated residual material from the initial step in water treatment is returned to the Kansas River downstream of the intake and the settled water continues to the Hansen Treatment facility for further potable water. In compliance with Kansas and federal law, KDHE has approved an antidegradation review for this facility for increased concentrations and mass of some pollutants to the receiving stream. The water quality of the receiving stream will not be lowered below the quality necessary to support existing designated uses. The proposed permit contains generic language to protect the waters of the state.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should

be submitted to the attention of the Livestock Waste Management Section for agricultural related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612-1367.

All comments regarding the draft documents or application notices received on or before January 23, 2021, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-20-306/316, KS-Q-20-210/211) and name of the applicant/permittee when preparing comments.

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

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. 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.kdheks.gov/feedlots. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Lee A. Norman, M.D. Secretary

Doc. No. 048710

State of Kansas

Department of Health and Environment

Notice of Hearing

A public hearing is scheduled to be conducted at 1:00 p.m. Monday, January 25, 2021, in the Azure Conference Room, 4th Floor, Curtis State Office Building, 1000 SW Jackson St., Topeka, Kansas, to discuss the 2021 Intended Use Plan amendments for the Kansas Public Water Supply Loan Fund (KPWSLF) and the Kansas Water Pollution Control Revolving Fund (KWPCRF). These amendments will make additions to the Project Priority List of each program. Copies of the draft IUPs can be obtained online at www.kdheks.gov/pws/loansgrants/loanfund documentsadministration.html.

Any individual with a disability may request accommodation to participate in the public hearing. Requests for accommodation should be made at least five working days before the hearing by contacting Linda White at 785-296-5514.

Comments can be presented at the hearing or in writing prior to the hearing. Due to the uncertainty of gathering restrictions that may be in effect at the time and loca(continued)

tion of the scheduled public hearing, written comments are strongly encouraged. Written comments should be addressed to William Carr, Bureau of Water, Kansas Department of Health and Environment, 1000 SW Jackson St., Suite 420, Topeka, KS 66612.

Lee A. Norman, MD Secretary

Doc. No. 048709

(Published in the Kansas Register December 24, 2020.)

Saline County, Kansas

Notice of Intent to Seek Private Placement General Obligation Bonds, Series 2021-A

Notice is hereby given that Saline County, Kansas (the "Issuer") proposes to seek a private placement of the above-referenced bonds (the "Bonds"). The maximum aggregate principal amount of the Bonds shall not exceed \$500,000. The proposed sale of the Bonds is in all respects subject to approval of a bond purchase agreement between the Issuer and the purchaser of the Bonds and the adoption of a resolution by the governing body authorizing the issuance of the Bonds and the execution of various documents necessary to deliver the Bonds.

Dated December 24, 2020.

Jamie R. Doss County Clerk

Doc. No. 048711

State of Kansas

Department of Agriculture

Permanent Administrative Regulations

Article 34.—INDUSTRIAL HEMP

- **4-34-22.** License required to cultivate or produce industrial hemp for commercial purposes. (a) K.A.R. 4-34-22 through 4-34-30 shall apply only to the commercial production of industrial hemp pursuant to K.S.A. 2-3901 et seq., and amendments thereto, and, unless otherwise stated, shall not apply to research conducted as part of the pilot program pursuant to K.S.A. 2-3902, and amendments thereto, and regulated by K.A.R. 4-34-2 through 4-34-21.
- (b) No individual may cultivate or produce industrial hemp for commercial purposes without a license issued by the secretary. A license shall not be required for employees, agents, contractors, or volunteers of a licensee.

(c) Only individuals shall be eligible to apply for licenses to cultivate or produce industrial hemp.

(d) Each individual who applies for a license to cultivate or produce industrial hemp shall be required to submit to a fingerprint-based state and national criminal history record check to verify that the individual has not been convicted of a felony violation of K.S.A. 2019 Supp. 21-5701 et seq., and amendments thereto, or a substantially similar offense in another jurisdiction, within the 10 years immediately preceding submission of that individual's application.

- (e)(1) Each individual submitting a license application shall submit the application on a form provided by the secretary, which shall include the following:
 - (A) The individual's full legal name and date of birth;
- (B) the individual's current mailing address, telephone number, and electronic-mail address;
- (C) the legal description and global positioning system coordinates of the entrance to the proposed licensed growing area and the entrance to each lot that will be used to cultivate or produce industrial hemp and a map of the proposed licensed growing area and each lot;
- (D) the total number of acres or square feet that will be used to cultivate or produce industrial hemp;
- (E) the number of acres or square feet that will be used to cultivate or produce industrial hemp in each lot;
- (F) the variety of industrial hemp to be cultivated or produced in each lot;
- (G) a completed fingerprint card for submission to the Kansas bureau of investigation; and
- (H) any other relevant information requested by the secretary.
- (2) Each individual submitting a license application shall include with the application a \$100 application fee and the fee established by the Kansas bureau of investigation for performing a state and national criminal history record check. A single criminal history record check conducted in accordance with the act may be used to satisfy the act's criminal history record check requirement for multiple licenses in a single license year.
- (f) All license applications shall be submitted no later than March 15 of each year in which an applicant intends to grow industrial hemp. Any individual who submits a license application after March 15, 2020 may be granted a license if good cause is shown and the secretary determines that granting the license is necessary to assist with the transition from the pilot program to the commercial industrial hemp program during 2020.
- (g) Each license shall allow the cultivation and production of industrial hemp within one licensed growing area.
- (h) Upon approval of a license application by the secretary, the applicant shall submit a license fee of \$1,200 to the secretary within 15 days of notice of the approval.
 - (i) All licenses shall expire annually on December 31.
- (j) In addition to providing the department with the information required by this regulation, each individual who is issued a license shall report the following directly to the United States department of agriculture farm service agency for each license:
- (1) The street address and, to the extent practicable, the global positioning system coordinates for each growing area and for each lot or greenhouse where industrial hemp will be produced;
- (2) the number of acres that will be used to cultivate or produce industrial hemp;
 - (3) the assigned license number; and
- (4) any other information required by the United States department of agriculture.
- (k) Acceptance of a license shall constitute a grant of authority by each licensee allowing the secretary to supply information to the United States department of agriculture and post information on the department's

web site, including the industrial hemp producer license number, the full legal name of the licensee, the licensee's contact information, descriptions of all locations identified for cultivating or producing industrial hemp, and any information related to modifications to ensure that the information remains accurate.

- (l) Each licensee shall be held responsible for any plant cultivated or produced in violation of the act and for the actions of all employees, agents, contractors, and volunteers engaged in the cultivation or production of industrial hemp under the supervision or direction of, or otherwise in conjunction with, the licensee. Each licensee shall be subject to the same disciplinary actions for a violation of the act committed by any employee, agent, contractor, or volunteer of that licensee as if the licensee had committed the violation.
- (m) Each licensee requesting a license modification after issuance of a license shall submit the modification request to the secretary on a form provided by the secretary. Each modification request form shall be accompanied by a \$50 fee. Upon the secretary's review and approval of the modification request, a modified license shall be issued and may include any additional terms and conditions that the secretary deems necessary to implement the requested modification and to protect the public health, safety, and welfare. If the secretary denies the modification request, the licensee shall remain subject to the terms of the original license.
- (n) Each license shall be nontransferable, unless the secretary determines that a transfer is necessary because the licensee dies or becomes disabled or because an individual who is an employee or agent of a bank, financial institution, or other creditor that has a legal right to take possession of industrial hemp for the purposes of settling a debt is required to obtain a license to do so. A license that is transferable may be transferred to the individual requesting the transfer upon that individual's submission of a modification request, a \$50 modification fee, the fee established by the Kansas bureau of investigation for performing a state and national criminal history record check, and satisfactory completion of a fingerprint-based state and national criminal history record check. A modification request shall be submitted within 60 days of the licensee's death or within 60 days of the date that the right of the bank, financial institution, or other creditor to take possession of the industrial hemp arises. If a modification request is not submitted within the time frame required by this regulation, all industrial hemp being cultivated or produced pursuant to the license shall be subject to an order to be destroyed. The individual applying for the transfer shall assume the full liability for all of the previous licensee's actions related to the cultivation or production of hemp.
- (o) Each individual who materially falsifies any information in a license application or modification request shall be ineligible to receive a license to cultivate or produce industrial hemp pursuant to the act. (Authorized by K.S.A. 2019 Supp. 2-3906; implementing K.S.A. 2019 Supp. 2-3903 and 2-3906; effective Jan. 8, 2021.)
- **4-34-23.** Planting and pre-harvest requirements. (a) All industrial hemp cultivated or produced shall have originated from authorized seed or clone plants.

- (b) Each licensee shall maintain written certification for all authorized seed or clone plants cultivated or produced, which shall consist of either of the following:
- (1) A certificate of analysis, or a similar document, stating that the source of the authorized seed or clone plants was cultivated or produced with a delta-9 tetrahydrocannabinol concentration less than 0.3 percent on a dryweight basis during the most recent growing season; or
- (2) documentation that the authorized seed or clone plants are certified pursuant to K.S.A. 2-1415 et seq., and amendments thereto.
- (c) All industrial hemp seed shall be considered agricultural seed. Before selling agricultural seed in Kansas, each individual shall obtain a license pursuant to K.S.A. 2-1415 et seq., and amendments thereto.
- (d) Each licensee shall submit a planting report to the department within 15 days after each planting, including replanting seeds or propagules or establishing plants. Each planting report shall identify the following:
- (1) The official name of the industrial hemp variety that was cultivated or produced in each lot;
- (2) the global positioning system coordinates for the licensed growing area and each lot where industrial hemp plants, plant parts, grain, or seeds are being cultivated or produced;
- (3) the total number of acres planted in the licensed growing area;
 - (4) the number of acres planted in each lot; and
- (5) a statement of the intended end-use for all industrial hemp plants, plant parts, grain, or seeds being cultivated or produced.
- (e) Before harvesting industrial hemp, each licensee shall provide the secretary at least 30 days' notice of the intended harvest date on a form provided by the secretary and, if the harvest does not begin on that date, shall provide an updated notice of the anticipated harvest date before harvesting any industrial hemp. Failure to provide notice of the harvest may result in the revocation of an existing hemp producer license and the denial of future hemp producer licenses. Each pre-harvest report shall identify the following:
- (1) The global positioning system coordinates of the entrance to the licensed growing area and each lot where industrial hemp plants are intended for harvest;
- (2) the total number of acres planted in the licensed growing area subject to harvest;
- (3) the number of acres planted in each lot subject to harvest;
 - (4) the planting date for each lot;
- (5) the total number of acres intended for harvest in the licensed growing area, if different from the number of acres intended for harvest in the lot;
 - (6) the number of acres intended for harvest in each lot;
 - (7) the intended harvest date for each lot;
- (8) the official name of the industrial hemp variety that is intended for harvest from each lot; and
- (9) a statement of the intended end-use for all industrial hemp plants, plant parts, grain, or seeds that will be harvested from each lot.
- (f) If two or more harvests will be conducted within a licensed growing area or lot within a license year, the (continued)

licensee shall notify the department of each intended harvest date at least 30 days before the intended harvest date. The primary licensee shall pay the subsequent sampling fees and testing fees for each harvest conducted after the initial harvest of a lot.

- (g) Each licensee shall maintain records regarding the source of all industrial hemp cultivated or produced and records regarding the disposition of all industrial hemp cultivated or produced for three years and shall present those records to the secretary upon request. (Authorized by and implementing K.S.A. 2019 Supp. 2-3906; effective Jan. 8, 2021.)
- **4-34-24.** Sampling, testing, and harvest requirements. (a) No more than 15 days before any industrial hemp cultivated or produced pursuant to the act is harvested, each licensee shall allow a sample to be collected by the secretary for testing, using post-decarboxylation or any other similarly reliable method, to determine the delta-9 tetrahydrocannabinol concentration of industrial hemp cultivated or produced. A licensee shall not harvest any industrial hemp before receiving notice that testing of the samples has shown a delta-9 tetrahydrocannabinol concentration of less than 0.3 percent on a dry-weight basis and that the licensee may harvest the industrial hemp.
- (b) Each licensee shall complete each harvest of industrial hemp plants, plant parts, grain, or seeds within the time frame established by the passing report of analysis.
- (c) If a licensee fails to harvest all of the industrial hemp plants, plant parts, grain, or seeds within the allotted time frame as indicated in subsection (b), the licensee shall perform one of the following:
- (1) Notify the department within seven days after the expiration of the time frame, request that the department collect a subsequent pre-harvest sample, and pay the required sampling and testing fees; or
- (2) notify the department within seven days after the expiration of the time frame by which the licensee shall voluntarily effectively dispose of the industrial hemp plants, plant parts, grain, or seeds. The licensee shall notify the department of any change in the effective disposal date. Effective disposal of industrial hemp plants, plant parts, grain, or seeds shall occur by the licensee and at the licensee's expense. All volunteer plants shall be effectively disposed of during the current license year and for at least three years after the last reported date of planting. If effective disposal of industrial hemp plants, plant parts, grain, or seeds occurs, no refund shall be issued for any fees paid by a licensee, the cost of effective disposal, or the value of the crop.
- (d) Each licensee shall submit a harvest report to the department no more than 15 days after each harvest of industrial hemp plants, plant parts, grain, or seeds is completed for each lot. Each harvest report shall identify the following:
- (1) The global positioning system coordinates of the entrance to the licensed growing area and each lot where industrial hemp plants were harvested;
- (2) the total number of acres planted in the licensed growing area;
 - (3) the number of acres planted in each lot;
 - (4) the planting date for each lot;

- (5) the total number of acres harvested from the licensed growing area;
 - (6) the number of acres harvested from each lot;
 - (7) the harvest date for each lot;
- (8) the official name of the industrial hemp variety harvested from each lot; and
- (9) a statement of intended end-use for all industrial hemp plants, plant parts, grain, or

seeds harvested from each lot.

- (e) Industrial hemp shall be subject to post-harvest sampling and testing by the secretary. Each licensee shall agree to provide the secretary access to any harvested industrial hemp or to provide the secretary with a copy of the bill of lading and, if available, a certificate of analysis or similar document provided for any industrial hemp already sold or transferred to another person. All samples collected by the secretary shall be subject to testing, using post-decarboxylation or any other similarly reliable method, of delta-9 tetrahydrocannabinol concentration of industrial hemp produced. A licensee whose industrial hemp is sampled after it is harvested shall not sell, transfer, or transport any industrial hemp harvested from the licensed growing area where samples were collected until that licensee has received notice from the department that testing of the samples has shown a delta-9 tetrahydrocannabinol content of less than 0.3 percent on a dry-weight basis.
- (f) Each licensee shall be assessed a \$225 fee for the required pre-harvest sample collected and tested by the secretary.
- (g) At any time other than at the time of the required pre-harvest sample collected and tested by the secretary, a licensee may request that the secretary collect a sample and test the delta-9 tetrahydrocannabinol concentration, subject to a testing fee of \$225 for each test and additional costs assessed for the secretary's travel time and mileage.
- (h) All samples collected by the secretary shall become the property of the secretary, and no compensation shall be owed to any licensee.
- (i) Any licensee may request a test from a private laboratory at any time. However, test results from private laboratories shall not be considered official and shall not be substituted for a sample collected and tested by the secretary, and each licensee shall be responsible for the costs of testing by a private laboratory.
- (j) Each sample collected and tested by the secretary and found to contain a delta-9 tetrahydrocannabinol concentration greater than 0.3 percent on a dry-weight basis shall be deemed to have been cultivated or produced in violation of the act and shall result in a failing report of analysis.
- (k) Within seven days of notice of the failing report of analysis, any licensee may request, on a form provided by the secretary, an additional test by the secretary. The request shall include payment of a retesting fee of \$225 and any additional costs assessed for the secretary's travel time and mileage. If a licensee requests an additional test and the sample collected and tested pursuant to this subsection is found to contain a delta-9 tetrahydrocannabinol concentration greater than 0.3 percent on a dry-weight basis, then all plants in the licensed growing area shall be effectively disposed of as required by K.A.R. 4-34-25.

- (l) For each licensee who is issued an order to effectively dispose of plants, one of the following requirements shall apply:
- (1) The licensee shall be subject to a corrective action plan as specified in K.A.R. 4-34-29 and reported to the appropriate state or local law enforcement agency if the violation is deemed negligent.
- (2) The licensee shall be reported to the United States department of agriculture, the office of the Kansas attorney general, the office of the United States attorney for the district of Kansas, and the appropriate state or local law enforcement agency if the violation is the result of a culpable mental state greater than negligence. If any plants are tested by the secretary and found to contain a delta-9 tetrahydrocannabinol concentration of greater than 2.0 percent, the licensee responsible for those plants shall be presumed to have acted with a culpable mental state greater than negligence.
- (m) Except as provided in K.A.R. 4-34-28, each licensee or an authorized representative of each licensee shall be present whenever the secretary collects a sample of industrial hemp cultivated or produced pursuant to the act and whenever a compliance inspection is conducted pursuant to this regulation. (Authorized by K.S.A. 2019 Supp. 2-3906; implementing K.S.A. 2019 Supp. 2-3903 and 2-3906; effective Jan. 8, 2021.)
- **4-34-25.** Effective disposal; violations. (a) Each plant or plant part deemed to be in violation of the act for any reason, including containing a delta-9 tetrahydrocannabinol concentration greater than 0.3 percent on a dryweight basis shall, by order of the secretary, be subject to effective disposal.
- (b) If required pursuant to federal law, all plants or plant parts that require effective disposal shall be destroyed or disposed of as required by the controlled substances act, 21 U.S.C. 801 et seq., and in compliance with requirements of the United States drug enforcement agency.
- (c) If allowed pursuant to federal law, each licensee shall conduct effective disposal at the licensee's expense within 10 days of notice. Each licensee shall effectively dispose of all volunteer plants within and adjacent to the licensed growing area during the current license year and for at least three years after the last date of planting. Each licensee shall allow representatives of the secretary to be present during the effective disposal of plants or plant parts, or proof of the effective disposal may be required by the secretary. Each licensee who conducts effective disposal shall, within 14 days of conducting the effective disposal, report the number of acres effectively disposed of to the department. A licensee who conducts effective disposal shall not be eligible for a refund of any fees paid, the cost of effective disposal, or the value of the crop.
- (d) Each licensee whose plants are effectively disposed of shall be responsible for reimbursing any law enforcement agency whose officers or agents are required to participate in or be present during the effective disposal for all of the law enforcement agency's costs associated with the effective disposal.
- (e) Failure of a licensee to conduct effective disposal as required by the secretary within 10 days shall result

- in the secretary's conducting effective disposal at the expense of the licensee, unless an extension is granted by the secretary.
- (f) A licensee's failure to conduct effective disposal as required by the secretary, failure to reimburse the secretary for any costs incurred as a result of the secretary's conducting effective disposal, or failure to reimburse any law enforcement agency for any costs associated with effective disposal shall be grounds for denial of any future hemp producer license application.
- (g) Each licensee who violates the act with a culpable mental state of negligence shall be subject to a corrective action plan as specified in K.A.R. 4-34-29 and reported to the appropriate state or local law enforcement agency. Each licensee who violates the act with a culpable mental state greater than negligence shall be reported to the United States attorney's office and the Kansas attorney general's office, in addition to the appropriate state or local law enforcement agency. (Authorized by and implementing K.S.A. 2019 Supp. 2-3906; effective Jan. 8, 2021.)
- **4-34-26.** Transportation of industrial hemp. (a) Each licensee who sells, trades, barters, gives away, or otherwise transfers any unprocessed industrial hemp to any other person shall ensure that the unprocessed industrial hemp is accompanied by a signed bill of lading that includes the licensee's license number, the total quantity of industrial hemp transferred, the date the transfer occurred, and the name of the person acquiring the industrial hemp. A certificate of analysis or other similar document shall be attached to the bill of lading.
- (b) Each person who sells, trades, barters, gives away, or otherwise transfers unprocessed industrial hemp subsequent to an initial transfer involving unprocessed industrial hemp as specified in subsection (a) shall record the transfer and shall amend the bill of lading or attach the information regarding the subsequent transfer to the original bill of lading and shall include the name of the person acquiring possession of the industrial hemp, the amount of industrial hemp transferred, and the date of the transfer. Any individual in possession of unprocessed industrial hemp plants, plant parts, grain, or seeds without a valid hemp producer's license or a bill of lading may be presumed to have unlawfully cultivated or produced hemp in violation of the act or gained possession of industrial hemp plants, plant parts, grain, or seeds that were cultivated or produced in violation of the act.
- (c) Each licensee shall comply with all local, state, and federal laws and regulations related to the transportation of industrial hemp and with the act. (Authorized by and implementing K.S.A. 2019 Supp. 2-3906; effective Jan. 8, 2021.)
- **4-34-27.** Planting restrictions; signage requirements; volunteer plants. (a) A licensee shall not cultivate, plant, grow, or harvest industrial hemp plants, plant parts, grain, or seeds at any location not included on the license.
- (b) A licensee shall not cultivate, plant, grow, or harvest industrial hemp plants, plant parts, grain, or seeds in a residential structure, within 50 feet of a residential (continued)

structure, or within one-quarter mile of any public or private K-12 school or public recreational area, except with the secretary's written permission.

- (c) A licensee shall not interplant any other crop with industrial hemp, except that any state educational institution licensee may do so upon authorization by the secretary. This subsection shall not prohibit the use of ground cover, but ground cover shall not be harvested.
- (d) A licensee shall not interplant different varieties of industrial hemp within a lot.
- (e) Harvested lots of industrial hemp plants shall not be commingled with other harvested lots or other material.
- (f) Each licensee shall post and maintain at least one sign at each licensed growing area listed on the license. A sign shall be posted along each licensed growing area boundary adjacent to a public road, except that if the licensed growing area is adjacent to an intersection of two or more public roads, a sign shall be posted at the intersection. If a licensed growing area is not adjacent to any public road, a sign shall be posted at the point of access to the licensed growing area. Each sign shall measure at least 36 inches per side, shall be clearly visible and legible from the adjacent public road, intersection of public roads, or access point, and shall include the following information:
- (1) The following text: "Kansas Department of Agriculture Industrial Hemp Program";
 - (2) the licensee's name;
 - (3) the licensee's license number; and
 - (4) the department's telephone number.
- (g) Each licensee shall allow the secretary to inspect, for volunteer plants, ditches, fence lines, or other unmanaged land areas adjacent to any licensed growing area. Each licensee shall destroy any volunteer plants for at least three years after the last date of planting. (Authorized by and implementing K.S.A. 2019 Supp. 2-3906; effective Jan. 8, 2021.)
- **4-34-28.** Access to records and property. (a) Acceptance of a license shall constitute a grant of authority by each licensee allowing the secretary to inspect all records related to the cultivation or production of industrial hemp.
- (b) Each licensee shall grant the secretary access to all land identified for the cultivation or production of industrial hemp for purposes of inspection to determine compliance with the act and the implementing regulations. In addition to pre-harvest sampling and testing of all industrial hemp plants being cultivated or produced pursuant to the act as specified in K.A.R. 4-34-24, in accordance with federal law, each licensee's premises and records related to the cultivation or production of industrial hemp shall be subject to annual inspection to ensure compliance with the act and the implementing regulations.
- (c) Each licensee shall consent to the secretary's providing information to the United States department of agriculture, law enforcement, fire and rescue agencies, and the public regarding each licensed growing area. Additionally, each licensee shall consent to the secretary's providing information about any licensed growing area, including global positioning system coordinates, to representatives of the United States department of agriculture, Kansas bureau of investigation, United States drug enforcement agency, and other law enforcement agencies.

- (d) Each licensed growing area and all adjacent areas shall be subject to inspection by the secretary. The secretary shall have complete, unrestricted, and immediate access to all industrial hemp plants, plant parts, grain, and seeds, whether growing or not, including access to all land, buildings, facilities, motor vehicles, and other structures used for industrial hemp-related activities. Access shall be granted at reasonable times, without interference or obstruction, with or without cause, and with or without advance notice. The secretary's right of access specified in this regulation shall include the unrestricted right to inspect or take samples of any industrial hemp plants, plant parts, grain, or seeds, whether growing or not, present at the location being accessed, as well as the right to inspect any reports or records pertaining to industrial hemp plants, plant parts, grain, or seeds. (Authorized by and implementing K.S.A. 2019 Supp. 2-3906; effective Jan. 8, 2021.)
- 4-34-29. Negligent violations; corrective action plans. (a) Negligent violations of the act may include failure to provide a legal description of land on which a licensee produces industrial hemp, producing plants with a delta-9 tetrahydrocannabinol concentration greater than 0.5 percent on a dry-weight basis, or producing plants with a delta-9 tetrahydrocannabinol concentration greater than 0.3 percent on a dry-weight basis if the licensee did not make reasonable efforts to cultivate or produce industrial hemp. It shall not be a negligent violation of the act if a licensee produces plants with a delta-9 tetrahydrocannabinol concentration of 0.5 percent or less on a dry-weight basis and the licensee has made reasonable efforts to cultivate or produce industrial hemp. Each licensee who negligently violates the act or the implementing regulations shall be required to follow a corrective action plan developed by the secretary.
- (b) Upon the first negligent violation, each licensee shall meet the following requirements:
- (1) Correct the violation within 10 days of notification of the violation by the secretary, including conducting effective disposal of the industrial hemp crop if so ordered:
- (2) for the duration of the time period specified in the corrective action plan, which shall be at least two years, provide a report to the secretary as often as is required by the secretary regarding the status of the violation; and
 - (3) complete any other actions required by the secretary.
- (c) Upon a second negligent violation within five years of a previous negligent violation, each licensee shall meet the following requirements:
- (1) Correct the violation within 10 days of notification of the violation by the secretary, including the effective disposal of the industrial hemp crop if so ordered;
- (2) for the duration of the time period specified in the corrective action plan, which shall be at least two years, provide a report to the secretary at least every 30 days, or as often as is required by the secretary, regarding the status of the violation; and
 - (3) complete any other actions required by the secretary.
- (d) Upon a third negligent violation within five years of the first negligent violation, each licensee shall be ineligible to cultivate or produce industrial hemp for a

period of five years beginning on the date of the third violation. Each license or registration held by the licensee shall be subject to immediate revocation, and all of the licensee's industrial hemp shall be subject to destruction, if so ordered. (Authorized by and implementing K.S.A. 2019 Supp. 2-3906; effective Jan. 8, 2021.)

- **4-34-30. State educational institutions.** (a) Each state educational institution shall obtain a license before cultivating or producing industrial hemp for research purposes.
- (b) Each state educational institution shall be exempt from all application and licensing fees if the state educational institution's license application is accompanied by a written summary of the research to be performed, except as provided in subsection (f).
- (c) Each state educational institution shall be subject to all other requirements applicable to a hemp producer, except that a state educational institution may request the waiver of any requirement in K.A.R. 4-34-1 through K.A.R. 4-34-30 by submitting a written request to the secretary that explains why the waiver of an existing regulation is necessary for the proposed research.
- (d) In spite of subsection (c), a state educational institution shall not request a waiver of the fingerprint-based state and national criminal history record check or corrective action plan requirements.
- (e) Each state educational institution seeking licensure shall designate an individual as the primary licensee for any license. The primary licensee shall be responsible for all employees, agents, students, and volunteers of the institution, and any activities that the institution undertakes, related to industrial hemp at the locations identified in each application. The costs associated with fingerprinting and the required state and national criminal history record check shall be the responsibility of the individual designated as the primary licensee.

The head of a department of the state educational institution, or a similar person with supervisory authority, shall submit a written letter designating the responsible individual as the primary licensee along with the application. (f) Upon written request, a state educational institution may be granted a multiyear license that is valid for up to five years for completion of a multiyear research project. (Authorized by and implementing K.S.A. 2019 Supp. 2-3906; effective Jan. 8, 2021.)

Mike Beam Secretary

Doc. No. 048715

State of Kansas

Board of Cosmetology

Permanent Administrative Regulation

Article 3.—SCHOOLS

- **69-3-8.** Curricula and credits. (a) The document titled "cosmetology school course curricula," as approved by the board on July 24, 2020, is hereby adopted by reference.
- (b) Among other teaching tools used to provide a course of training, each cosmetology school shall use a textbook that substantially covers the curriculum areas.
- (c) Any instructional classroom may be a place where theory instruction is provided in a traditional classroom setting or in a distance education format.
- (d) Any cosmetology school may submit for approval of the board duplicate hours obtained by a student during the completion of manicuring training or esthetics training for credit toward completion of a course of cosmetology training. (Authorized by and implementing K.S.A. 65-1903; effective Jan. 1, 1966; amended, E-67-9, June 16, 1967; amended, E-69-19, Aug. 26, 1969; amended, E-70-12, Jan. 1, 1970; amended Jan. 1, 1971; amended May 1, 1981; amended May 1, 1982; amended, T-85-44, Dec. 19, 1984; amended May 1, 1985; amended June 7, 1996; amended, T-69-9-17-20, Sept. 17, 2020; amended Jan. 8, 2021.)

Laura Gloeckner Executive Director

Doc. No. 048716

Amended

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10-22-1

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88-11-2 88-11-3	Revoked Revoked	V. 39, p. 1270 V. 39, p. 1270	100-28b-18	New	V. 38, p. 1491	. 0	ember 6, 2013, c	
88-11-4	Revoked	V. 39, p. 1270 V. 39, p. 1270	100-29-4	Amended	V. 38, p. 1492		o. 52, December	
88-11-5	Revoked	V. 39, p. 1270 V. 39, p. 1270	100-29-9	Amended	V. 38, p. 1492		st of regulations	
88-11-6	Revoked	V. 39, p. 1270	100-69-7	Amended	V. 38, p. 1493		13, through Dec	
88-11-7	Revoked	V. 39, p. 1270	100-69-10	Amended	V. 38, p. 1494	can be found	in the Vol. 34, N	o. 53, December
88-11-8	Revoked	V. 39, p. 1270	100-76-2 100-76-6	Amended Amended	V. 38, p. 184		as Register. A lis	
88-11-9	Revoked	V. 39, p. 1270	100-76-6	New (T)	V. 39, p. 1360 V. 38, p. 8		.6 through 2017,	
88-11-11	Revoked	V. 39, p. 1270	100-77-1	New (1)	V. 38, p. 447		o. 52, December	
88-11-12	Revoked	V. 39, p. 1270	100-77-2	New (T)	V. 38, p. 8		st of regulations	
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88-25-4	New	V. 39, p. 748	100-78-1	New (T)	V. 39, p. 250	111-4-3595	New	V. 39, p. 57
88-25-5 88-28-6	New	V. 39, p. 748	100-78-1	New	V. 39, p. 570	111-4-3596	New	V. 39, p. 58
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88-29-3	Amended	V. 39, p. 1215 V. 39, p. 1215	100-78-2	New	V. 39, p. 570	111-4-3598	New	V. 39, p. 60
88-29-11	Revoked	V. 39, p. 1216 V. 39, p. 1216	AGENCY 10	2: BEHAVIOR	AL SCIENCES	111-4-3599	New	V. 39, p. 61
88-29-12	Amended	V. 39, p. 1216	REC	GULATORY BO	OARD	111-4-3600	New	V. 39, p. 63
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88-29a-6 88-29a-7	Amended	V. 39, p. 1223	102-5-2	Amended	V. 38, p. 186	111-4-3611	New	V. 39, p. 854
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