

Kansas Register

Ron Thornburgh, Secretary of State

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| In this issue | Page |
|---|-------------------|
| U.S. Environmental Protection Agency Public notice..... | 176 |
| Social and Rehabilitation Services Request for comments on the Social Services Block Grant State Plan..... | 177 |
| Attorney General Opinions 99-1 through 99-5..... | 177 |
| Criminal Justice Coordinating Council Notice concerning Kansas drug and violent crime control strategy..... | 178 |
| Wildlife and Parks Commission Notice of hearing on proposed administrative regulations..... | 178 |
| State Historical Society Notice of hearing on proposed administrative regulations..... | 179 |
| Kansas Sentencing Commission Notice of meeting..... | 179 |
| Pooled Money Investment Board Notice of investment rates..... | 179 |
| State Corporation Commission Notice of motor carrier hearings..... | 179 |
| Department of Transportation Notice to contractors..... | 181 |
| Notice of Bond Sale U.S.D. 283, Elk County..... | 183 |
| Department of Revenue Notice of available publications..... Revenue Ruling 92-1998-01..... | 183 184 |
| Department of Health and Environment Request for comments on proposed waste tire processing facility permit..... Notice concerning Kansas water pollution control permits..... Request for comments on proposed air quality permit..... | 185 186 187 |
| Permanent Administrative Regulations Department on Aging..... Department of Agriculture—Division of Weights and Measures..... | 188 189 |
| Department of Administration—Division of Purchases Notice to bidders for state purchases..... | 189 |
| New State Laws House Bill 2001, relating to sales taxation..... | 190 |
| Legislative bills and resolutions introduced February 4-10..... | 193 |
| Index to administrative regulations..... | 201 |

(Published in the Kansas Register February 18, 1999.)

U.S. Environmental Protection Agency**Public Notice**

The U.S. Environmental Protection Agency (EPA), Region 7, 726 Minnesota Ave., Kansas City, KS 66101, is seeking public comments on a draft permit that would give the Lafarge Corporation permission to burn hazardous waste in the two cement kilns at its Fredonia, Kansas, facility.

The Lafarge Corporation owns and operates a cement plant on Cement Plant Road in Fredonia. Portland cement is produced in the two cement kilns at this facility. The primary fuel fed to both kilns is waste-derived hazardous waste, which provides up to 100 percent of the energy required by the kilns each year. The hazardous-waste fuel consists of liquid waste fuel and containerized solid fuel. Coal and natural gas also may be fed to the kilns as supplementary fuels, as well as nonhazardous waste that may include used oils, petroleum coke, carbon black, wood products and plastics.

The Lafarge Corporation submitted an application to the EPA to obtain the draft permit. The application, which included the trial burn plan, was reviewed and approved by the EPA. Lafarge demonstrated to the EPA and the Kansas Department of Health and Environment (KDHE) that the two kilns could meet specified hazardous waste emission limits while hazardous waste was being burned. The EPA reviewed a facility risk assessment that was based upon the trial burn data. The operating conditions for the draft permit were established based upon the facility trial burn and risk assessment data.

A copy of the draft permit, Part B application, risk assessment, statement of basis and administrative record is available for public review at the following locations:

Fredonia Public Library

807 Jefferson

Fredonia, 66736

Hours: Monday - Thursday, 10 a.m. to 8 p.m.

Friday, 10 a.m. to 6 p.m.

Saturday, 10 a.m. to noon

Phone: (316) 378-2863

EPA Region 7 Library

726 Minnesota Ave.

Kansas City, KS 66101

Hours: Monday - Friday, 9:30 a.m. to 3:30 p.m.

Phone: (913) 551-7241

These documents are available for public comment from February 21 to April 11, 1999.

A forum and a public hearing to discuss any issues regarding the burning of hazardous waste at the Lafarge Fredonia facility will be held March 26. The forum will be from 1 to 5 p.m. in the Wilson County Courthouse basement, Fredonia. The public hearing will begin at 7 p.m. in the Fredonia High School auditorium, 916 Robinson, Fredonia.

Questions or written comments regarding the draft permit, Part B application, facility risk assessment, statement of basis or the administrative record may be directed to Tim Foster, U.S. EPA, ARTD/RCAP, 726 Minnesota Ave., Kansas City, KS 66101, or to David Cox, KDHE, Permits Section, Forbes Field, Building 740, Topeka, 66620-0001.

Tim Foster
Environmental Engineer
U.S. Environmental Protection Agency

Doc. No. 023488

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State of Kansas

Social and Rehabilitation Services**Request for Comments**

The draft Social Service Block Grant (SSBG) State Plan for fiscal year 2000 is in the public comment period until March 20. Copies of the draft plan will be available for review at each of the 12 SRS area offices throughout Kansas. Comments concerning the draft plan are to be submitted by March 20 to the Kansas Department of Social and Rehabilitation Services, Finance Department, 10th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. Copies of the draft plan also are available upon written request to the same address. The SSBG state plan is scheduled to be adopted by the Secretary of Social and Rehabilitation Services at the May 12 SRS open meeting.

Rochelle Chronister
Secretary of Social and
Rehabilitation Services

Doc. No. 023480

State of Kansas

Attorney General**Opinion 99-1**

Elections—Political Parties—Precinct Committeemen and Committeewomen; Filling Vacancies; Constitutionality. Nick A. Tomasic, Wyandotte County District Attorney, Kansas City, January 15, 1999.

K.S.A. 25-3801 provides that no committeeman or committeewoman may be appointed to fill a vacancy occurring because the political party had no candidate at the primary election until after the election or reelection of the county central committee's chairperson. The provision regulates the internal governance of the party and must, therefore, be narrowly tailored to serve a compelling state interest. In the absence of such interest, it violates the First and Fourteenth Amendment associational rights of political parties. Cited herein: K.S.A. 19-203; 19-303; K.S.A. 1998 Supp. 19-504; K.S.A. 19-715; 19-804; 19-1203; K.S.A. 1998 Supp. 25-213; K.S.A. 25-3801; K.S.A. 1998 Supp. 25-3902; 25-3902a; K.S.A. 25-3903; K.S.A. 1998 Supp. 25-3904; 25-3904a; K.S.A. 25-3905; 25-3906; U.S. Const., Amends. I, XIV; L. 1990, Ch. 131, § 1; L. 1972, Ch. 129; 1972 Substitute for Senate Bill No. 161. RDS

Opinion 99-2

Public Utilities—Motor Carriers—Transfer of Certain Employees to Highway Patrol, Rights Reserved; Application of Civil Service Laws.

State Boards, Commissions and Authorities—Public Employees Retirement Systems; Kansas Police and Firemen's Retirement System—Entry of Kansas Highway Patrol into System; Definition of "Patrolman" and "Patrolmen."

State Departments; Public Officers and Employees—Capitol Area Security and Mail Services—Capitol Area Security Patrol; Creation; Police Powers of Members;

Certain Officers and Employees Serving on July 1, 1976, Continue to Serve and Civil Service and Retirement Benefits Preserved. Dan Stanley, Secretary, Department of Administration, February 3, 1999.

Capitol Area Security Patrol police officers and motor carrier inspectors were properly continued in the Kansas Public Employees Retirement System upon their transfer to the Kansas Highway Patrol. Cited herein: K.S.A. 66-1320; 74-4972; 74-4973, repealed by L. 1998, Ch. 64, § 95; 75-4503a. DMV

Opinion 99-3

Public Health—Regulation of Nursing; Nurses—Licensure. Patsy Johnson, Executive Administrator, Kansas State Board of Nursing, Topeka, February 9, 1999.

A nurse licensure compact which purports to grant unrestricted recognition of nursing licenses issued in other states would constitute an unconstitutional delegation of legislative authority. Cited herein: K.S.A. 8-236; K.S.A. 1998 Supp. 65-1115; 65-1116; Kan. Const., Art. 2, § 30. SP

Opinion 99-4

State Boards, Commissions and Authorities—Law Enforcement Training Center; Training Commission—Tuition; Reimbursement of Tuition by City. Stephen J. Smith, Burlington City Attorney, Burlington, February 9, 1999.

K.S.A. 1998 Supp. 74-5609(b) requires a city that commences employment of a law enforcement officer within one year of completion of a course of instruction at the Kansas Law Enforcement Training Center to reimburse the city that paid the officer's tuition, salary, travel expenses and any other expenses that were incidental to that training regardless of the circumstances under which the officer left the employ of such city. Cited herein: K.S.A. 1998 Supp. 74-5607a; 74-5609a. MF

Opinion 99-5

Cities and Municipalities—Consolidation of Municipalities—Consolidation of Kansas City, Kansas and Wyandotte County; Mayor as Member of the Unified Board of Commissioners.

Cities and Municipalities—Planning and Zoning—Planning, Zoning and Subdivision Regulations in Cities and Counties; Zoning Amendments and Protests; Mayor as Member of Governing Body. Harold T. Walker, Chief Counsel, Unified Government of Wyandotte County/Kansas City, Kansas, February 9, 1999.

The chief executive/mayor of the Unified Government of Wyandotte County, Kansas City, Kansas is a member of the governing body for purposes of voting to override the planning commission's recommendation on a zoning amendment and for adopting amendments to zoning ordinances when a valid protest petition is filed. Cited herein: K.S.A. 12-104; K.S.A. 1998 Supp. 12-345; K.S.A. 12-742; K.S.A. 1998 Supp. 12-757. MF

Carla J. Stovall
Attorney General

Doc. No. 023477

State of Kansas

Criminal Justice Coordinating Council**Notice Concerning Kansas Drug and Violent Crime Control Strategy**

The Kansas Drug and Violent Crime Control Strategy for state fiscal year 2000 is available for public review at the office of the Kansas Sentencing Commission and online at <http://www.ink.org/public/ksc/BYRNE2000.htm>. Comments concerning the strategy should be sent to the Kansas Criminal Justice Coordinating Council, Jayhawk Tower, Suite 501, 700 S.W. Jackson, Topeka, 66603.

Barbara S. Tombs
Executive Director

Doc. No. 023490

State of Kansas

Wildlife and Parks Commission**Notice of Hearing on Proposed Administrative Regulations**

A public hearing will be conducted by the Wildlife and Parks Commission at 7 p.m. Thursday, March 18, at the Holiday Inn Holidome, 530 Richards Drive, Manhattan, to consider the approval and adoption of proposed regulations of the Kansas Department of Wildlife and Parks.

A workshop meeting on business of the Wildlife and Parks Commission will begin at 1:30 p.m. March 18 at the location listed above. The meeting will recess at 5 p.m., then resume at 7 p.m. at the same location for the regulatory hearing. There will be public comment periods at the beginning of the afternoon and evening meetings for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete the hearing or other business matters, the commission will reconvene at 9 a.m. March 19 at the same location.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Cindy Baugh, commission secretary, at (316) 672-5911. Persons with a hearing impairment may call the TDD service at (800) 766-3777 to request special accommodations.

This 30-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed exempt regulations.

All interested parties may submit written comments prior to the hearing to the chairman of the commission, Kansas Department of Wildlife and Parks, Suite 502, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the

commission as a basis for approving, amending and approving, or rejecting the proposed regulations.

In addition to one administrative regulation for which public notice was published in the January 14, 1999 Kansas Register, the exempt regulations that will be heard during the regulatory hearing portion of the meeting are as follows:

K.A.R. 115-25-5. This proposed exempt regulation establishes hunting unit boundaries, bag limits, application periods and season dates for the 1999 fall firearm and archery wild turkey season. The proposed regulation makes no substantive changes from the 1998 fall turkey seasons.

Economic Impact Summary: It is anticipated that a total of 3,880 fall turkey hunting permits of all types will be issued, which would create \$72,400 in revenue. The department estimates more than 20,000 days of hunting activity would occur, thus providing economic benefit to businesses providing goods and services.

K.A.R. 115-25-7. This proposed exempt regulation establishes hunting units, bag limits, application periods, and season dates for the 1999 firearm and archery antelope seasons. Unlimited archery permits are proposed for the archery unit, and 100 and 90 permits are proposed for firearm units 1 and 2, respectively.

Economic Impact Summary: It is anticipated that 320 antelope permits may be authorized, which would generate \$11,360 in revenue. Approximately 800 days of hunting activity may occur, thus providing economic benefit to businesses providing goods and services.

K.A.R. 115-25-9. This proposed exempt regulation establishes hunting bag limits, application periods and season dates for the 1999 firearm and archery deer seasons. The proposed new changes to the regulation would lengthen the muzzleloader season in September, lengthen the antlerless-only deer season in January, and liberalize the equipment that may be used in January. These changes will result in more deer being taken by hunters and a higher harvest of female deer. The proposed regulation would allow a hunter to purchase two game tags and two leftover firearm permits in addition to one primary deer permit and one unit archery deer permit.

Economic Impact Summary: It is anticipated that 142,700 deer hunting permits and game tags will be authorized, with estimated revenue of \$2,900,000. Approximately 700,000 days of hunting activity by 85,000 hunters are anticipated, which, based on survey estimates, may generate \$51 million of economic benefit to businesses providing goods and services.

Copies of the complete text of the regulations and their respective economic impact statements may be obtained by contacting the chairman of the commission at the address above or by calling (785) 296-2281.

John R. Dykes
Chairman

Doc. No. 023479

State of Kansas

State Historical Society

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 2 p.m. Thursday, May 6, at the Kansas History Center, Center for Historical Research, South Classroom, 6425 S.W. 6th Ave., Topeka, to consider the approval of the following new regulations of the Kansas State Historical Society and the revocation of the following regulations of the Secretary of State. This 60-day notice constitutes a public comment period for the purpose of receiving written public comments on the proposed new regulations and the revocation of the existing regulations.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and the economic impact statements in an accessible format. Requests for accommodation should be made at least 10 working days in advance of the hearing by contacting David A. Haury, Assistant Director, Kansas State Historical Society, 6425 S.W. 6th Ave., Topeka, 66615-1099, (785) 272-8681, ext. 201, or dhaury@kshs.org.

A copy of the full text of the regulations and economic impact statements may be obtained by contacting David A. Haury, who also will receive any written comments during the comment period. The following is a summary of the proposed new regulations.

K.A.R. 118-4-1 through 118-4-4. In 1982, K.S.A. 58-2009 and 58-2011 authorized the Secretary of State to implement a land survey reference report program, and in 1988 these statutes were amended and this program was transferred to the Kansas State Historical Society. The Historical Society was authorized to charge fees to be fixed by rules and regulations for reproducing maps, reports and other documents related to the land survey program, and the Historical Society was authorized to use the rules of the Secretary of State to establish these fees until its own rules and regulations were created. The fees have not been changed for more than a decade, and the new rules and regulations of the Historical Society now replace those of the Secretary of State and raise the fees, which only covered approximately 75 percent of the cost of the program in FY 1998.

Economic Impact: The new fees will enable the Historical Society to recover its costs in administering the land survey reports. The fee increases are modest and calculated only to cover actual costs, and the increase should have a minimal impact on the land surveyors who pay the fees and may pass them on to their customers. No costs to the Historical Society are involved.

K.A.R. 7-31-1 through 7-31-4. The obsolete regulations of the Secretary of State related to the land survey program are revoked, and replaced by the new Historical Society regulations.

Ramon Powers
Executive Director

Doc. No. 023474

State of Kansas

Kansas Sentencing Commission

Notice of Meeting

The Kansas Sentencing Commission will meet from 1:30 to 4:40 p.m. Friday, March 5, in the Senate Room of the Jayhawk Tower, lobby level, 700 S.W. Jackson, Topeka.

Barbara S. Tombs
Executive Director

Doc. No. 023489

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. 1998 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(l) and 75-4209(a)(1)(B).

Effective 2-15-99 through 2-21-99

| Term | Rate |
|-----------|-------|
| 1-89 days | 4.72% |
| 3 months | 4.59% |
| 6 months | 4.65% |
| 9 months | 4.71% |
| 12 months | 4.75% |
| 18 months | 4.90% |
| 24 months | 4.95% |

Derl S. Treff
Director of Investments

Doc. No. 023471

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

The following motor carriers have filed various applications and are scheduled for hearing at 9:30 a.m. March 9 before the commission at its offices, 1500 S.W. Arrowhead Road, Topeka, as indicated below. All applications listed herein are for statewide authority, unless otherwise stated. This list does not include cases that have been continued from earlier assigned hearing dates for which parties of record have received notice.

Requests to inspect and copy the notices provided to the parties and questions in regard to these hearings should be addressed to the State Corporation Commission, Transportation Division, 1500 S.W. Arrowhead Road, Topeka, 66604-4027, (785) 271-3225 or 271-3151. The presiding officer for these matters is Paula Lentz, Assistant General Counsel, (785) 271-3279. Anyone needing special accommodations should give notice to the commission 10 days prior to the scheduled hearing date.

Attention should be directed to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

(continued)

Applications for Certificate of Public Service:

B & F Transportation, Inc., Route 1, Box 57, Corning, KS 66417; MC ID No. 156314; William Barker, Attorney; General commodities (except explosives and household goods).

Barker Farm Services, Inc., 1492 County Road 2, Brewster, KS 67732; MC ID No. 156304; William Barker, Attorney; General commodities (except explosives and household goods).

Larry D. Breuer, dba Flexhaul, 838 N.E. Croco Road, Topeka, KS 66616; MC ID No. 156300; General commodities (except household goods and hazardous materials).

Buffalo Farmers Cooperative Elevator Co., 322 E. Harper, Buffalo, OK 73834; MC ID No. 156306; Marc Holcomb, Attorney; General commodities (except household goods and hazardous materials).

Crop Service, Inc., East Hwy. 36, Atwood, KS 67730; MC ID No. 156307; General commodities (except household goods).

Fortune Transportation Co., Inc., dba Fortune Transportation, Hwy. 60 West, Windom, MN 56101; MC ID No. 132817; Joseph Weiler, Attorney; General commodities (except Classes A and B explosives, household goods and hazardous materials).

Michael GrandPre, dba Midwest Towing, 916 Laramie St., Atchison, KS 66602; MC ID No. 156309; Linda Mock, Attorney; Wrecked, disabled, repossessed and replacement vehicles.

Hammer Trucking L.L.C., 103 Murphy, Sublette, KS 67877; MC ID No. 156313; William Barker, Attorney; General commodities (except household goods and hazardous materials).

Steven L. Hills, dba 25-Hour Emergency Road Service, 802 E. 10th, Wellington, KS 67152; MC ID No. 156302; William Muret, Attorney; Wrecked, disabled, repossessed and replacement vehicles.

Kevin J. Isaac, dba 3 Bars Cattle Co., 2810 Commerce Road, Lot 8, Goodland, KS 67735; MC ID No. 156852; General commodities (except household goods and hazardous materials).

Daniel P. Lennemann, dba The Shop, 1861 First St., Phillipsburg, KS 67661; MC ID No. 156301; Wrecked, disabled, repossessed and replacement vehicles.

Shannon M. Metcalf, dba Metcalf Farms, Route 1, Box 50, Danbury, NE 69026; MC ID No. 156305; Elmo Lund, Attorney; General commodities (except household goods and hazardous materials).

Penske Transportation Services, Inc., Route 10 and Pheasant Road, Reading, PA 19607; MC ID No. 118708; W. Robert Alderson, Attorney; General commodities (except household goods and Classes A and B explosives).

Chris D. Petz, dba C Bar P Trucking, 1307 Agnes, Hays, KS 67601; MC ID No. 156268; General commodities (except household goods and passengers).

Seferino Ramirez, dba Butterfly Trucking, 310 N. Sullivan, Ulysses, KS 67880; MC ID No. 154567; General commodities (except household goods and hazardous materials).

Roy's Sales and Service, Inc., East Hwy. 36, Norton, KS 67654; MC ID No. 156834; Wm. Ryan, Attorney; Wrecked, disabled, repossessed and replacement vehicles, general commodities (except household goods and hazardous materials).

Alan D. Sager, dba Sager Farms, 1238 County Road Y, Colby, KS 67701; MC ID No. 156303; William Barker, Attorney; General commodities (except household goods and hazardous materials).

Glen Scott, 100 S. Logan, Belle Plaine, KS 67013; MC ID No. 156315; William Barker, Attorney; General commodities (except household goods and hazardous materials).

Chad B. Sneath, dba Sneath Trucking, 2600 E. Trail St., #B1, Dodge City, KS 67801; MC ID No. 156308; General commodities (except household goods and hazardous materials).

Sunflower Services, Inc., 1401 Helen St., Herington, KS 67449; MC ID No. 152086; General commodities (except household goods and hazardous materials).

Fred D. Wagoner, 920 Woodbury, Miles City, MT 59301; MC ID No. 228570; General commodities (except household goods and hazardous materials).

WAM, Inc., 315 W. 3rd, Pittsburg, KS 66762; MC ID No. 156310; A.J. Wachter, Attorney; Paper products, plastics, metal, large objects, intermodal containers, grain, hay, feed, coal, coke, commodities in dry bulk, railroad equipment.

Stan Windholz, dba Windholz Trucking, Route 1, Box 96, Hill City, KS 67642; MC ID No. 156311; General commodities (except household goods and passengers).

Verle D. Zook and Vernon D. Zook, dba Zook Construction, 1454 3600 Ave., Wakefield, KS 67487; MC ID No. 156299; General commodities (except household goods and hazardous materials).

Applications for Extension of Certificate of Public Service:

Bardroff, Inc., 32715 Easton Road, Easton, KS 66020; MC ID No. 101106; Water, salt water, pipe, oilfield equipment and all commodities (except household goods and hazardous materials).

Schwiens Tank & Lease Service, Inc., 506 Rice St., Bazine, KS 67516; MC ID No. 131205; Oilfield equipment, materials and supplies, farm commodities, grains, hay, livestock, farm machinery, asphalt and vehicles.

Applications for Transfer of Certificate of Public Service:

Kaw Transport Co., 9100 W. Liberty Drive, Pleasant Valley, MO 64068, MC ID No. 106960, to: Liquid Transport Corp., 6171 W. 300 North, Greenfield, IN 46140; W. Robert Alderson, Attorney; Commodities in bulk (except cement).

Keller & Johnson Transport, Inc., 990 S. Range Ave., Colby, KS 67701, MC ID No. 135684, to: Johnson Transport, Inc., 990 S. Range, Suite 2, Colby, KS 67701; Clyde Christey, Attorney; General commodities (except household goods and propane, butane and anhydrous ammonia).

Everett W. Schmidt, 113 Bell Ave., Copeland, KS 67837, MC ID No. 150241, to: Schmidt Transport, Inc., 113 Bell Ave., Copeland, KS 67837; Grain, feed, feed ingredients, fertilizer, fertilizer materials, salt, seed, livestock, building and construction materials and machinery (restricted against the transportation of hazardous materials).

Application for Name Change of Certificate of Public Service:

Jerrold L. Unruh, dba J.L. Unruh, 12475 N.W. 160th, Newton, KS 67114, MC ID No. 117547, to: J.L. Unruh, L.L.C., 12475 N.W. 160th, Newton, KS 67114; General commodities (except Classes A and B explosives, household goods) and restricted from carrying hazardous materials other than propane.

Applications for Abandonment of Certificate of Public Service:

AB Express, Inc., 1519 E. 21st, Kansas City, MO 64126; MC ID No. 119243.

Floyd Coble, dba Coble Feed & Seed Co., P.O. Box 216, Severy, KS 67137-0216; MC ID No. 100348.

Victor Collins, dba Longhorn Trucking, Route 2, Box 215, Concordia, KS 66901; MC ID No. 155411.

Duncan Diversified, Inc., 1602 S. Madison, Hugoton, KS 67951; MC ID No. 153841.

F H & B Contracting Co., Inc., P.O. Box 187, Great Bend, KS 67530-0187; MC ID No. 108597.

4M Trucking, Inc., Route 1, Box 129, Esbon, KS 66941; MC ID No. 153899.

H & H Express, Inc., HCR 1, Box 48, Grainfield, KS 67737; MC ID No. 155399.

Leslie W. Haines, dba Les's Truck & Auto Salvage & Wrecker Service, Route 2, Box 20, Valley Center, KS 67147-9408; MC ID No. 100395.

Bruce Halvorson, dba B & P Trucking, 1150 S. Franklin, #28, Colby, KS 67701; MC ID No. 153759.

Helena Chemical Company, 1004 N. Anderson Road, Garden City, KS 67876; MC ID No. 147190.

Johnson's Trucking, Inc., Corner NS 420 and EW64, Inola, OK 74036; MC ID No. 102083.

Gary Kettler, dba Kettler Trucking, 1339 Colorado Road, Williamsburg, KS 66095; MC ID No. 124129.

J.R. Knudsen, dba Knudsen Trucking, HC 2, Box 533, Sharon Springs, KS 67758; MC ID No. 152457.

Lawrence Taxi Service, Inc., 910 E. 28th, Lawrence, KS 66046; MC ID No. 154047.

Dale Royce Milner, dba D.R. Milner Harvesting, Route 3, Box 89B, Garnett, KS 66032; MC ID No. 153836.

Nichols Oil Corp., 2407 W. Jones, Garden City, KS 67846; MC ID No. 150089.

James D. Owens, dba B & D Repair, 210 N. Webster, Spring Hill, KS 66083; MC ID No. 153195.

OWS, Inc., P.O. Box 368, Plainville, KS 67663-0368; MC ID No. 100200.

Orrock & Sons Trucking, Inc., 25155 128th St., Zimmerman, MN 55398; MC ID No. 129573.

Donald L. Patrick, dba Patrick Cattle, 23199 Evans Road, Tonganoxie, KS 66086-3058; MC ID No. 155413.

Earl Peterson, dba Earl Peterson Trucking, Route 1, Box 157, Liberal, KS 67901; MC ID No. 155018.

Curby W. Poore, dba C & C Enterprises, P.O. Box 163, McDonald, KS 67745; MC ID No. 153011.

Rhodes, Inc., dba Rhodes Standard Service, 895 S. Woodlawn, Wichita, KS 67218-2845; MC ID No. 122065.

Rush Delivery Service, Inc., 1804 Swift, North Kansas City, MO 64116; MC ID No. 153449.

Gary T. Schmidtberger, dba Schmidtberger Mud, 17J Country-side Est., Hays, KS 67601; MC ID No. 153478.

Keith Werth, dba KC Trucking, 1725 Feedlot Road, Hays, KS 67601; MC ID No. 154961.

Application of Abandonment of Certificate of Convenience and Necessity:

Greg Koehn, dba Oak Creek Transport, P.O. Box 125, Burns, KS 66840; MC ID No. 155506.

Jacquelyn S. Miller
Administrator
Transportation Division

Doc. No. 023481

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Capitol Plaza Hotel, Topeka, until 2 p.m. March 17, and then publicly opened:

District One—Northeast

Douglas—10-23 K-6948-01—K-10, from the east city limits of Lawrence east to the Douglas-Johnson county line, 8.7 miles (14 kilometers), slurry seal. (State Funds)

Douglas—40-23 K-7099-01—U.S. 40, Bridges 081 and 082 over the Kansas River and Atchison, Topeka and

Santa Fe Railroad, 0.2 mile (0.3 kilometer), bridge repair. (State Funds)

Jackson—43 C-3298-01—County road 1 mile (1.6 kilometers) west and 5.4 miles (8.8 kilometers) north of Holton, 0.09 mile (0.16 kilometer) grading and bridge. (Federal Funds)

Johnson—69-46 K-7104-01—U.S. 69, Bridges 127 and 130 (College Boulevard and Indian Creek drainage), 0.3 mile (0.4 kilometer), bridge overlay. (State Funds)

Johnson—69-46 K-7326-01—U.S. 69, Bridge 136 over I-35, bridge overlay. (State Funds)

Johnson—435-46 K-7327-01—I-435, Bridges 047 and 048 over Indian Creek in Overland Park, bridge repair. (State Funds)

Nemaha—66 C-3348-01—County road 2 miles (3.2 kilometers) north and 0.4 mile (0.6 kilometer) east of Seneca, 0.19 mile (0.30 kilometer), grading, bridge and surfacing. (Federal Funds)

Nemaha—66 C-3382-01—County road 2 miles (3.2 kilometers) south of Centralia, 0.15 mile (0.24 kilometer), grading and bridge. (Federal Funds)

Osage-Shawnee—75-106 K-6025-01—Various locations on U.S. 75 in Osage and Shawnee counties, guard fence. (State Funds)

Osage—75-70 K-6241-01—U.S. 75, from 3rd Street north to 10th Street in Lyndon, 0.6 mile (0.9 kilometer), curb and gutter. (State Funds)

Wyandotte—69-105 K-7150-01—U.S. 69, Bridge 136 over the Kansas River, bridge painting. (State Funds)

District Two—Northcentral

Chase—50-9 K-5384-01—U.S. 50 from Strong City east 8.2 miles (13.1 kilometers), grading, bridge and surfacing. (Federal Funds)

Clay—24-14 K-6243-01—U.S. 24, from the west city limits of Clay Center to "C" Street and the intersection of K-15, 0.4 mile (0.6 kilometer), surfacing. (State Funds)

Cloud—9-15 K-7117-01—K-9, Bridge 034, Plum Creek 4.5 miles (7.2 kilometers) east of U.S. 81, bridge overlay. (State Funds)

Dickinson—77-21 K-7113-01—U.S. 77, Bridge 037 over the Missouri-Pacific Railroad, 0.9 mile (1.4 kilometers) north of K-4, bridge overlay. (State Funds)

Geary—31 C-3106-01—County road 3.6 miles (5.8 kilometers) east of U.S. 77, 0.2 mile (0.32 kilometer), grading and bridge. (Federal Funds)

Geary—31 C-3107-01—County road 7.5 miles (0.6 kilometers) south and 1.5 miles (2.4 kilometers) east of Junction City, 0.19 mile (0.32 kilometer), grading and bridge. (Federal Funds)

Jewell—128-45 K-7115-01—K-128, Bridge 22 over White Rock Creek, bridge overlay. (State Funds)

Lincoln—18-53 K-7109-01—K-18, Bridge 024, Beaver Creek 3 miles (4.8 kilometers) east of K-14, bridge overlay. (State Funds)

Marion—50-57 K-7532-01—U.S. 40, from County Road 1410 east to the Marion-Chase county line, 3.9 miles (6.26 kilometers), slurry seal. (State Funds)

(continued)

Mitchell—14-62 K-7110-01—K-14, Bridge 028, 3.4 miles (5.4 kilometers) south of U.S. 24, bridge overlay. (State Funds)

Saline—135-85 K-5263-02—I-135, 0.3 mile (0.5 kilometer) north of the junction of K-104 north 9.6 miles (15.6 kilometers), lighting. (Federal Funds)

Saline—85 U-1643-01 Centennial Street from Schilling Road to Crawford Street in Salina, 2.8 miles (4.5 kilometers), grading and surfacing. (Federal Funds)

District Three—Northwest

Decatur—20 C-3573-01—County road from U.S. 36 north 0.4 mile (0.7 kilometer), surfacing. (Federal Funds)

Ellis—70-26 K-6027-01—I-70, from the junction of U.S. 183 east to the Ellis-Russell county line, guard fence. (State Funds)

Russell—84 C-3576-01—South Harvest Street from Main east to the junction of K-232 in Lucas, 0.9 mile (1.5 kilometers), grading and surfacing. (Federal Funds)

Smith—36-92 K-7125-01—U.S. 36, Cedar Creek and Cedar Creek drainage, bridge overlay. (State Funds)

Trego—70-98 K-6026-01—Various locations on I-70 in Trego County, guard fence. (State Funds)

District Four—Southeast

Coffey—16 C-3520-01—County road 12.5 miles (20.1 kilometers) north and 0.8 mile (1.3 kilometers) east of Burlington, 0.09 mile (0.16 kilometer), bridge repair. (Federal Funds)

Coffey—35-16 K-7704-01—I-35, from the Lyon-Coffey county line east to the U.S. 75 interchange, 12.4 miles (20 kilometers), shoulders. (State Funds)

Coffey—16 C-3521-01—County road 2.5 miles (4 kilometers) east and 2.8 miles (4.5 kilometers) north of Gridley, 0.09 mile (0.16 kilometer), bridge repair. (Federal Funds)

Labette—50 C-3477-01—County road, 4 miles (6.4 kilometers) west and 3.2 miles (5.2 kilometers) south of the junction of K-96 and K-101, 0.15 mile (0.24 kilometer), grading and bridge. (Federal Funds)

Labette—50 C-3479-01—County road 6 miles (9.7 kilometers) east and 0.5 mile (0.8 kilometer) south of the junction of U.S. 169 and U.S. 160, 0.14 mile (0.24 kilometer), grading and bridge. (Federal Funds)

Montgomery—63 C-3539-01—County road 2 miles (3.2 kilometers) west of Sycamore, 0.14 mile (0.24 kilometer), grading, bridge and surfacing. (Federal Funds)

Wilson—75-103 K-5748-02—U.S. 75, Wilson County State Lake, culvert replacement. (State Funds)

District Five—Southcentral

Butler—196-8 K-7135-01—K-196 bridges over Dry Creek, Diamond Creek and Whitewater Creek, bridge repair. (State Funds)

Harvey—135-40 K-5634-02—I-135 detour on Spencer Road from 1st Street north to Broadway, 0.6 mile (1 kilometer), grading and surfacing. (State Funds)

Kingman—54-48 K-7134-01—U.S. bridges over K-17, bridge overlay. (State Funds)

Reno—61-78 K-1738-01—K-61, Bridge 043, north fork Ninnescah River, bridge repair. (State Funds)

Reno—96-78 K-7139-01—K-96, Cow Creek, bridge repair. (State Funds)

Reno—96-78 K-7531-01—K-96, from the north city limits of South Hutchinson south 1.8 miles (2.9 kilometers), pavement marking. (State Funds)

Rice—14-80 K-7137-01—K-14 bridge over Little Cow Creek, 10.8 miles (17.4 kilometers) north of the Reno County line, bridge repair. (State Funds)

Sedgwick—81-87 K-6590-01—U.S. 81 culverts 0.7 mile (1.1 kilometers) and 5.3 miles (8.5 kilometers) north of the county line, culvert repair. (State Funds)

Sedgwick—96-87 K-7060-01—K-96 from Maize Road southeast to the west city limits of Wichita, 6 miles (9.6 kilometers), slurry seal. (State Funds)

Sedgwick—87 N-0099-01—Maple and Seneca Streets in Wichita, intersection improvement. (State Funds)

Sumner—81-96 K-6592-01—U.S. 81, 9.1 miles (14.6 kilometers) north of the north city limits of Wellington, culvert replacement. (State Funds)

District Six—Southwest

Clark—283-13 K-7147-01—U.S. 283, Bullard Creek Bridge, 1.2 miles (1.9 kilometers) north of the Oklahoma-Kansas state line, bridge overlay. (State Funds)

Finney—50-28 K-7078-01—U.S. 50 ramps A and B at the east junction of U.S. 83, 0.5 mile (0.8 kilometer), concrete pavement. (State Funds)

Ford—56-29 K-4423-02—U.S. 56, Arkansas River Bridge 026, 0.2 mile (0.4 kilometer) south of the south junction of U.S. 400, bridge repair. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap or national origin in the award of contracts.

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

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

E. Dean Carlson
Secretary of Transportation

Doc. No. 023485

(Published in the Kansas Register February 18, 1999.)

**Summary Notice of Bond Sale
Unified School District No. 283
Elk County, Kansas (Longton)
\$1,800,000**

**General Obligation School Improvement Bonds
Series 1999**

Sealed Bids

Subject to the notice of bond sale dated February 8, 1999, sealed bids will be received by the clerk of Unified School District No. 283, Elk County, Kansas (Longton) (the issuer), on behalf of the governing body at the office of the Board of Education, 7th and Delaware, Longton, KS 67352, until 6:30 p.m. March 8, 1999, for the purchase of \$1,800,000 principal amount of General Obligation School Improvement Bonds, Series 1999. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated April 1, 1999, and will become due on October 1 in the years as follows:

| Year | Principal Amount |
|------|------------------|
| 2000 | \$ 15,000 |
| 2001 | 60,000 |
| 2002 | 60,000 |
| 2003 | 65,000 |
| 2004 | 70,000 |
| 2005 | 70,000 |
| 2006 | 75,000 |
| 2007 | 80,000 |
| 2008 | 85,000 |
| 2009 | 85,000 |
| 2010 | 90,000 |
| 2011 | 95,000 |
| 2012 | 100,000 |
| 2013 | 105,000 |
| 2014 | 110,000 |
| 2015 | 115,000 |
| 2016 | 120,000 |
| 2017 | 125,000 |
| 2018 | 135,000 |
| 2019 | 140,000 |

The bonds will bear interest at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 2000.

Optional Book-Entry-Only System

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a

bank located in the United States or a qualified financial surety bond in the amount of \$36,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about April 6, 1999, at DTC for the account of the successful bidder or at such bank or trust company in the contiguous United States as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1998 is \$6,299,472. The total general obligation bonded indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$1,800,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 642-2215, or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Charles M. Bouilly, (316) 264-9351.

Dated February 8, 1999.

Unified School District No. 283
Elk County, Kansas (Longton)

Doc. No. 023478

State of Kansas

Department of Revenue

Notice of Available Publications

Listed below are the publication numbers and subjects of all the Private Letter Rulings, Opinion Letters, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&A's, Information Guides and Notices published by the Department of Revenue in December 1998. Copies can be obtained by accessing the Policy Information Library located on the Internet at the following address: www.ink.org/public/kdor, or by calling the Office of Policy and Research at (785) 296-3081.

Private Letter Rulings

- P-1998-201 Rental of Internet software and support line/help desk charges.
- P-1998-202 Rental equipment and separate line item charges.
- P-1998-203 Nexus.
- P-1998-204 Computer and Internet services provided to guests in a hotel room.
- P-1998-205 Custom prosthetic and orthotic devices.

(continued)

- P-1998-206 Religious organizations exemption effective date.
- P-1998-207 Nexus.
- P-1998-208 Nexus and tax rates.
- P-1998-209 Educational institutions.
- P-1998-210 PTO.
- P-1998-211 Multi-level distributor.
- P-1998-212 Tree planting and transplanting.
- P-1998-213 Manufacturing machinery and equipment purchased by contractors.
- P-1998-214 Religious organization.
- P-1998-215 Promotional materials.
- P-1998-216 Renting and leasing modular units.
- P-1998-217 Project exemption certificates for federal entities.
- P-1998-218 Exemption for manufacturing machinery and equipment.
- P-1998-219 Exemption for non-profit nonsectarian comprehensive multidiscipline youth development programs.
- P-1998-220 Direct purchases by the state.
- P-1998-221 Residential lawn and sprinkler services.
- P-1998-222 Sales tax and labor services charges.

Opinion Letters

- O-1998-23 Project exemption certificates for religious organizations.
- O-1998-24 Utility exemption for hotels/motels.
- O-1998-25 Services to repair electronic equipment in or at a residence.
- O-1998-26 Non-resident professional athletes and entertainers who receive income from Kansas.
- O-1998-27 Local sales tax charged on auto sales.

Revenue Rulings

- 19-1998-02 Construction and application of the sales tax exemption for non-profit organizations that provide nonsectarian comprehensive multidiscipline youth development programs and activities.

Notices

No new publications.

Memorandums

No new publications.

Property Valuation

Division Directives

No new publications.

Q & A's

Kansas Retailer's Sales Tax Non-profit nonsectarian daycare providers.

Information Guides

No new publications.

Karla Pierce
Secretary of Revenue

Doc. No. 023473

State of Kansas

Department of Revenue

Revenue Ruling 92-1998-01

Issue: How is the "gross value" of gas, for use in the calculation of the mineral severance tax, determined by the Department of Revenue if no sale occurs at the time gas is severed?

Relevant Statutes: K.S.A. 79-4201 *et seq.*

This ruling is intended to clarify how the Department of Revenue determines the gross value of gas that is subject to the mineral severance tax. To this end, this ruling will clarify the department's interpretation of the definitions of "gas" and "gross value" that are found in the current statute. These definitions illuminate the department's practice regarding the calculation of gross value. They are not a departure from historic policy.

K.S.A. 79-4216(c) defines "gas" as "...natural gas taken from below the surface of the earth or water in this state, regardless of whether from a gas well or from a well also productive of oil or any other product." In order for the department to properly administer this statute, this ruling clarifies that "natural gas" means a "complex mixture consisting essentially of hydrocarbons of the paraffin series but including in certain instances and in varying proportions nitrogen, carbon dioxide, sulfur components and helium." (Council of Petroleum Accountants Societies, *Gas Accounting Manual*, Bulletin Number 7, April 1993.) This is the most recent definition of natural gas recognized by industry accountants and represents the generally held meaning of natural gas (also see *Northern Natural Gas Company v. Grounds*, 441 F. 2d 704 (10th Cir. 1971), cert den. 404 U.S. 951 (1971)).

Since natural gas liquids and helium are components of natural gas and are measured as part of the full volume of gas as it is severed (K.S.A. 79-4217(a)(2)), both the liquids and helium contribute to the gross value of gas at the well-head (this is true for market determined well-head prices or gross value. Prices determined under regulation accounted for only the value of the residue gas). Since natural gas liquids and helium are components of natural gas and contribute to its market determined well-head sale price, both have been and remain subject to the mineral severance tax.

In K.S.A. 79-4216(d), "gross value" is defined as: ...the sale price of oil or gas at the time of removal of the oil or gas from the lease or production unit and if oil or gas is exchanged for something other than cash, or if no sale occurs at the time of removal...then the director shall determine the value of the oil or gas subject to tax based on the cash price paid to one or more producers for the oil or gas or based on the cash price paid to producers for like quality of oil or gas in the vicinity of the lease or production unit at the time of the removal of the oil or gas from the lease or production unit.

This ruling clarifies that when no sale occurs at the time of removal from the lease or production unit, royalty statements will continue to be reviewed for an indication of "the cash price paid to [the] producers." The gross

value of gas production in Kansas will be determined using the following method:

Sum of net royalty proceeds (as paid by the taxpayer, as lessee, to the owners of the mineral interests from which the taxpayer's production occurs in Kansas).

DIVIDED BY

Sum of the royalty interest owners' share of gross well-head (less any in-kind gas) production volume, expressed in MCFs for gas or BBLs for oil, for which a royalty is paid.

MULTIPLIED BY

Actual gross well-head production volume, from the same lease/well (less any in-kind gas to any other party except the taxpayer) expressed in MCFs for gas or BBLs for oil.

EQUALS

Gross value of oil or gas produced from the lease/well in Kansas for the purposes of the Kansas mineral severance tax, as applied in K.S.A. 79-4201 *et seq.*

The following is an example of the application of the above formula to calculate the taxable gross value from a hypothetical gas lease located in the State of Kansas. (This example is provided for illustrative purposes only. Actual calculations of gross value may or may not resemble the outcome of this hypothetical case.)

| | |
|--------------------------------------|------------------|
| The Sum of Royalty Proceeds | |
| Residue Gas | \$192.56 |
| Plant Products | \$102.96 |
| Helium | \$ 15.57 |
| Sum of Gross Royalty Proceeds | \$311.09 |
| Less Expenses* | \$(62.10) |
| Net Royalty Proceeds | \$249.08 |

Divided By:

Sum of Royalty Owner's Share of Gross Well-Head Production Volume (MCFs for gas or BBLs for oil) 187 MCF

Equals Value Per MCF \$1.33

Multiplied By:

Actual Gross Well-Head Production Volume (MCFs for gas or BBLs for oil) 8,989 MCF

Equals Taxable Gross Value \$11,955.37

*Expenses are amounts deducted from the royalty owner's gross proceeds from leasehold production (the nature of which have been previously allowed by the department) that are attributable to the post production costs associated with the sale of the gas to the first purchaser. These amounts are prorated using the same percentage as that used in allocating the royalty owner's share of the gross production volume.

Royalty owners are included in this statute's definition of "producer" (see K.S.A. 79-4216(h)) and royalty statements reflect payments made to the owners for all components of the gas or oil production at the time of severance. Therefore, it is reasonable to continue following the above method of calculating gross value when a sale

does not occur at the well-head. Royalty statements reflect an unbundled view of the contributions to gross value made by each component of natural gas. Because the net royalty proceeds are reviewed, the royalty method of calculating gross value reasonably captures the well-head value of all components of natural gas.

Karla Pierce
Secretary of Revenue

Doc. No. 023472

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment has drafted a permit for the Environmental Tire Recycling, L.L.C. waste tire processing facility, located in Section 34, Township 10S, Range 25E, 25½ Quindaro, Kansas City, Kansas. KDHE is providing public notice of its intent to issue a waste tire processing facility permit to Environmental Tire Recycling, L.L.C., which recently made submittals that place its waste tire processing facility in compliance with state regulations for waste tire processing facilities. KDHE has drafted a permit to reflect these submittals.

A copy of the administrative record, which includes the draft permit and all information regarding this permit action, is available for public review until March 22 during normal business hours, Monday through Friday, at the following locations:

Kansas Department of Health and Environment
Permits Section
Bureau of Waste Management
Forbes Field, Building 740
Topeka, 66620
Contact: Ken Powell
(785) 296-1121

Unified Government of Wyandotte
County/Kansas City Health Department
Environmental Health Services
619 Ann Ave.
Kansas City, KS 66101
Contact: John Cotter
(913) 321-4803

Anyone wishing to comment on the draft permit information should submit written statements postmarked not later than March 22 to Ken Powell (KDHE). After consideration of all comments received, the director of the Division of Environment will make a final decision on whether to issue the permit. Notice of the decision will be given to anyone who submitted written comments during the comment period and to those who requested notice of the final permit decision.

Clyde D. Graeber
Acting Secretary of Health and Environment

Doc. No. 023476

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, 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, draft permits have been prepared for discharges to the waters of the United States and the State of Kansas for the class of dischargers described below. The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization subject to certain conditions.

Public Notice No. KS-99-020/023

| | | |
|---|---|--------------------------------|
| Name and Address of Applicant | Waterway | Type of Discharge |
| City of Chanute P.O. Box 907 Chanute, KS 66720-0907 | Neosho River via Turkey Creek via Little Turkey Creek | Treated domestic wastewater |
| Kansas Permit No. M-NE11-0001 | Federal Permit No. KS0080837 | |

Legal: NE $\frac{1}{4}$, S33, T27S, R18E, Neosho County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily domestic wastewater. This facility is a mechanical treatment plant consisting of a primary clarification, packed towers and final clarification. Sludge is digested in primary and secondary anaerobic digestors. This permit retains the existing limitations for biochemical oxygen demand, total suspended solids and pH. New limitations are established for ammonia, fecal coliforms and total chlorine residual. Flow monitoring will continue to be required. In addition, the permittee is required to conduct chronic whole effluent toxicity and heavy metals testing annually, and a priority pollutant scan will be required once during the life of the permit. A schedule of compliance is included for improvements to allow the facility to meet the 1994 ammonia limits (or revised criteria) and the fecal coliform limits. The permit requirements are pursuant to the Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

| | | |
|---|------------------------------|--------------------------------|
| Name and Address of Applicant | Waterway | Type of Discharge |
| City of Ellis 815 Jefferson Ellis, KS 67637 | Big Creek | Treated domestic wastewater |
| Kansas Permit No. M-SH06-0002 | Federal Permit No. KS0094145 | |

Legal: NW $\frac{1}{4}$, T13S, R20W, Ellis County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily domestic wastewater. The facility consists of an Aeromod extended aeration plant, UV disinfection of effluent, and a belt filter press for sludge dewatering. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, ammonia, fecal coliforms and pH. In addition, monitoring requirements for weekday flow are included. The facility plans to utilize effluent for golf course irrigation. The permit requirements are pursuant to the Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

| | | |
|--|------------------------------|--------------------------------|
| Name and Address of Applicant | Waterway | Type of Discharge |
| City of Emporia P.O. Box 928 Emporia, KS 66801 | Cottonwood River | Treated domestic wastewater |
| Kansas Permit No. M-NE24-1001 | Federal Permit No. KS0046728 | |

Legal: S22 and S23, T19S, R11E, Lyon County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily domestic wastewater. This facility consists of primary clarifiers, activated sludge basins, intermediate clarifiers, trickling filters, final clarifiers, two stage anaerobic sludge digestion, gravity sludge thickening, sludge drying beds and belt press sludge dewatering with disposal to the sanitary landfill. This permit retains the existing limitations for total suspended solids and pH. New limitations are established for biochemical oxygen demand, ammonia, fecal coliforms and dissolved oxygen. In addition, the permittee is required to conduct chronic whole effluent toxicity and heavy metals testing annually, and a priority pollutant scan will be required once during the life of the permit. A schedule of compliance is included requiring the permittee to upgrade the existing facility to meet the new fecal coliform and dissolved oxygen limits. The permittee has accepted the 1994 ammonia standards in accordance with K.S.A. 1998 Supp. 65-1,176. The permit requirements are pursuant to the Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

| | | |
|--|------------------------------|--------------------------------|
| Name and Address of Applicant | Waterway | Type of Discharge |
| City of Fort Scott One E. Third St. Fort Scott, KS 66701 | Marmaton River | Treated domestic wastewater |
| Kansas Permit No. M-MC11-1001 | Federal Permit No. KS0052116 | |

Legal: SE $\frac{1}{4}$, S19, T25S, R25E, Bourbon County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily domestic wastewater. This facility is a three-cell aerated wastewater stabilization lagoon system. This permit retains the existing limitations for total suspended solids and pH. New limitations are established for biochemical oxygen demand, ammonia, fecal coliforms and total chlorine residual. Flow monitoring will continue to be required. In addition, the permittee is required to conduct chronic whole effluent toxicity and heavy metal testing annually, and a priority pollutant scan will be required once during the life of the permit. A schedule of compliance is included for improvements to allow the facility to meet the 1994 ammonia limits (or revised criteria) by the statutory deadline of July 1, 2001. A second schedule of compliance is included for disinfection as the facility cannot meet the proposed fecal coliform limits. Also, a third schedule of compliance is included for I/I correction and control. The permit requirements are pursuant to the Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

Public Notice No. KS-AG-99-10/12

| | | |
|--|---|---------------------------|
| Name and Address of Applicant | Legal Description | Receiving Waterway |
| Gerald D. Blazek 2617 P St. Belleville, KS 66935 | NE $\frac{1}{4}$ of Section 10, SE $\frac{1}{4}$ of Section 3 T2S,R2W, Republic County | Republican River |

Kansas Permit No. A-LRRP-S020

This is a renewal of an existing permit for 870 head of swine (237 animal units).

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity will be provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

| | | |
|---|--|---------------------------|
| Name and Address of Applicant | Legal Description | Receiving Waterway |
| Dennis Funk Route 2, Box 106A Hillsboro, KS 67063 | SW/4 of Section 31, T19S, R3E, Marion County | Neosho River |

Kansas Permit No. A-NEMN-S011

This is a renewal of an existing facility for 450 head (150 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity will be provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: Existing controls meet KDHE requirements.

| | | |
|---|--|---------------------------|
| Name and Address of Applicant | Legal Description | Receiving Waterway |
| Van Loenen Farms, L.L.C. P.O. Box 365 204 Holland St. Prairie View, KS 67664 | SE/4 of Section 33, T2S, R20W, Phillips County | Solomon River |

Kansas Permit No. A-SOPL-B005

This is a permit of a new facility to have 600 head (300 animal units) of cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity will be provided which meets or exceeds KDHE minimum requirements.

Compliance Requirements: The earthen retention dam shall be sealed to less than one-eighth of an inch per day. An on-site permeability test is required to be conducted and must past the requirements before the structure can be utilized.

A monitoring well is to be installed directly below the structure as shown in the plans. The well is to be sampled annually, with results of the test sent to KDHE for review and approval.

Written comments on the draft permits must be submitted to the attention of Dena Endsley for agricultural permits or to the permit clerk for all other permits, Kansas Department of Health and Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received on or before March 20 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-99-020/023, KS-AG-99-10/12) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The applications, proposed permits, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 5 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional

copies of this public notice also may be obtained at the Division of Environment.

Clyde D. Graeber
Acting Secretary of Health
and Environment

Doc. No. 023486

State of Kansas

Department of Health
and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Western Resources, Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 for Tecumseh Energy Center. Emissions of particulate matter (PM) and particulate matter less than 10 microns (PM-10) were evaluated during the permit review process.

Western Resources, Inc., Topeka, owns and operates the Tecumseh Energy Center located at Section 31, Township 11S, Range 17E, Tecumseh, at which a new coal handling system is to be installed in March 1999.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during review of the permit application is available for public inspection during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Shawnee County Health Agency, 1615 W. 8th, Topeka. To obtain or review the proposed permit and supporting documentation, contact Rick Bolfig, (785) 296-1576, at the KDHE central office, or Ed Kalas, (785) 368-2059, at the Shawnee County Health Agency. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Rick Bolfig, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. In order to be considered in formulating a final permit decision, written comments must be received by the close of business March 22.

A person may request a public hearing be conducted 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 Connie Carreno, Bureau of Air and Radiation, not later than the close of business March 22 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber
Acting Secretary of Health
and Environment

Doc. No. 023475

State of Kansas

Department on Aging

Permanent Administrative
Regulations

Article 1.—GENERAL PROVISIONS

26-1-2. Procedure for redesignation of planning and service area boundaries. (a) Requests for redesignation of existing planning and service area boundaries shall be in writing and may be made by any of the following applicants:

- (1) Any unit of local government;
- (2) any Indian tribal organization;
- (3) any region within the state recognized for area-wide planning; or
- (4) any metropolitan area.

(b) At a minimum, the following factors shall be considered in decisions regarding redesignation of planning and service areas:

- (1) The proposed boundaries' conformity with requirements of the state and federal acts;
- (2) the geographical distribution of persons age 60 and over;
- (3) the relationship of the proposed boundaries to those of other planning and service areas;
- (4) the incidence of need for services and the degree to which resources are available to meet the needs;
- (5) comments by older citizens, units of local government, and other interested parties in the planning and service area; and
- (6) comments of the state advisory council.

(c) A public hearing on the proposed planning and service area redesignation shall be held before taking action on the request. At least one hearing shall be held in the locality of the state where redesignation will alter or modify the existing geographic boundaries.

(d) Applications shall be processed in the following manner:

(1) Within 60 calendar days following the receipt by the department of a request for redesignation, a public hearing shall be held in the geographic area that will be affected by the proposed redesignation.

(2) Advance notice of the hearing shall be given at least 15 calendar days before the date of the hearing by publishing the notice in a newspaper with general circulation in the geographic area that will be affected by the proposed redesignation. The notice shall state the date, time, location, and purpose of the public hearing.

(3) Written comments shall be received on or before the 10th calendar day following the hearing.

(4) The secretary shall render a decision on each request within 60 calendar days after the close of the comment period.

(5) The applicant shall have 30 calendar days following the receipt of the decision to appeal the secretary's decision.

(e) The applicant may withdraw or ask for a continuance of its redesignation request at any time before receiving the secretary's decision. The request shall be made in writing to the secretary. Only one request for continuance shall be allowed for each redesignation re-

quest, and, if granted, the continuance shall not exceed 90 calendar days from the date it is requested. (Authorized by and implementing K.S.A. 1998 Supp. 75-5908; effective, T-85-47, Dec. 19, 1984; effective May 1, 1985; amended, T-86-48, Dec. 18, 1985; amended May 1, 1986; amended May 1, 1987; amended March 5, 1999.)

26-1-9. Withdrawal of area agency on aging designation. (a) An area agency's designation shall be withdrawn by the secretary after reasonable notice and opportunity for a hearing, for any of the following reasons:

(1) An area agency does not meet federal, state or local requirements.

(2) An area plan or plan amendment is not approved.

(3) There is substantial failure in the provisions, implementation, or administration of an approved area plan to comply with any provision of the older Americans act or the policies and procedures established or published by the department.

(4) The area agency voluntarily withdraws as the designated area agency on aging, which shall be effective only with the express written consent of the secretary.

(5) The area agency expends the resources allocated by the department in violation of the federal older Americans act or the policies and procedures established or published by the department.

(6) The area agency does not obtain approval by the department for a revision of its area plan before implementing a change, as required by K.A.R. 26-2-4.

(7) The area agency fails to meet all conditions of a notification of grant award issued by the department by the deadline established by the department.

(8) There is a change in administration that erodes the authority or capacity of the area agency to perform the functions required by law and regulations.

(9) The area agency is insolvent or fails to meet any of its financial obligations, including payroll, rent, utilities, or payment of subgrantees or subcontractors, for a period of at least 90 consecutive days.

(10) The area agency commits fraudulent, unethical, or unprofessional conduct.

(b) The governing board or administrative unit of the area agency shall have 30 days to respond to the department's written notification of withdrawal by submitting for department approval a plan of corrective action that shall describe the following:

(1) The action steps to be taken to regain area agency designation;

(2) the expected outcome for each action step; and

(3) the maximum time frame needed to correct the deficiencies.

(c) If the department withdraws an area agency's designation under subsection (a) of this regulation, the following shall be undertaken by the department:

(1) Provision of a plan for the continuity of area agency functions and services in the affected planning and service area; and

(2) designation of a new area agency in the planning and service area in a timely manner.

(d) If necessary to ensure continuity of services in a planning and service area, either of the following actions may be undertaken by the department, for a period of up

to 180 days after its final decision to withdraw designation of an area agency:

(1) Performance of the responsibilities of the area agency; or

(2) assignment of the responsibilities of the area agency to another agency in the planning and service area. (Authorized by and implementing K.S.A. 1998 Supp. 75-5908; effective March 5, 1999.)

Thelma Hunter Gordon
Secretary of Aging

Doc. No. 023483

State of Kansas

Department of Agriculture
Division of Weights and Measures

Permanent Administrative
Regulations

Article 25.—TECHNICAL REQUIREMENTS FOR
WEIGHING AND MEASURING DEVICES

99-25-1. Adoption by reference, exceptions; availability of copies. (a) Except for the codes pertaining to lubricating oil bottles, grain moisture meters, and the use requirement 2.2. for ticket printers on vehicle-tank meters, all of the specifications, tolerances, and technical requirements for commercial, data-gathering, and weighing and measuring devices, as adopted by the 81st national conference on weights and measures and as published by the national institute of standards and technology, Washington, D.C., in the 1997 edition of the national institute of standards and technology handbook 44 titled "specifications, tolerances, and other technical requirements for weighing and measuring devices," as issued in November, 1996, is hereby adopted by reference and shall apply to weighing and measuring devices in the state.

(b) Vehicle-mounted metering systems manufactured on or after January 1, 1995 shall be equipped with a ticket printer. A copy of the ticket issued by the vehicle-mounted metering system shall be given to the customer at the time of delivery or as otherwise specified by the customer.

(c) Copies of the handbook adopted by this regulation or pertinent portions from it shall be available from the office of weights and measures, division of inspections of the Kansas department of agriculture, Topeka, Kansas. (Authorized by K.S.A. 83-207 and K.S.A. 1997 Supp. 55-442; implementing K.S.A. 83-304, K.S.A. 83-215, and K.S.A. 83-404; effective May 1, 1979; amended May 1, 1981; amended May 1, 1986; amended Aug. 14, 1989; amended Oct. 21, 1991; amended March 6, 1998; amended March 5, 1999.)

Alice A. Devine
Secretary of Agriculture

Doc. No. 023482

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 296-2377 for additional information:

Monday, March 1, 1999

32896—Supplement

Kansas Department of Social and Rehabilitation Services and Kansas Industries for the Blind—New laser printer electrophotographic cartridges

33532

Department of Revenue—AS/400 software installations

33533

Department of Revenue—IBM printers

Wednesday, March 3, 1999

8754

Kansas Highway Patrol—Pickup trucks

Thursday, March 4, 1999

33536

Kansas Department of Transportation—Mowing service, Pratt County

33540

Statewide—Room air conditioners

Friday, March 5, 1999

33538

Department of Administration—Self Insurance Fund—Actuarial services to assure appropriate funding

Tuesday, March 9, 1999

A-8717

University of Kansas—Lightning protection, Nichols Hall

A-8731

University of Kansas—Lightning protection, Moor Hall

A-8739

Department of Transportation—Partial reroof, office/shop

33543

Statewide—Office equipment

Wednesday, March 10, 1999

A-8592

Kansas Neurological Institute—Bath and toilet remodel, Meadowlark Lodge

Thursday, March 11, 1999

A-8449

Wichita State University—Brennan Hall, Renovation I

Friday, March 12, 1999

46

Kansas State University—Mattresses

(continued)

Tuesday, March 16, 1999

A-8722

Wichita State University—Demolition of Communication Building and parking lot extension, Blake Hall

Thursday, March 18, 1999

A-8610

Wichita State University—Repair of campus streets

Request for Proposals

Thursday, March 11, 1999

33523

Comparative investment performance review for the Pooled Money Investment Board

John T. Houlihan Director of Purchases

Doc. No. 023487

State of Kansas

Secretary of State

I, Ron Thornburgh, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

In Testimony Whereof, I have hereunto subscribed my name and affixed my official seal.

Ron Thornburgh Secretary of State

HOUSE BILL No. 2001

AN ACT relating to sales taxation; providing local retailers' sales tax imposition authority for certain cities and counties; amending K.S.A. 1998 Supp. 12-187, 12-188, 12-189 and 12-192 and repealing the existing sections.

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

Section 1. K.S.A. 1998 Supp. 12-188 is hereby amended to read as follows: 12-188. The following classes of cities are hereby established for the purpose of imposing limitations and prohibitions upon the levying of sales and excise taxes or taxes in the nature of an excise upon sales or transfers of personal or real property or the use thereof, or the rendering or furnishing of services by cities as authorized and provided by article 12, section 5, of the constitution of the state of Kansas:

Class A cities. All cities in the state of Kansas which have the authority to levy and collect excise taxes or taxes in the nature of an excise upon the sales or transfers of personal or real property or the use thereof, or the rendering or furnishing of services by cities.

Class B cities. All cities in the state of Kansas which have the authority to levy and collect excise taxes or taxes in the nature of an excise upon the sales or transfers of personal or real property or the use thereof, or the rendering or furnishing of services for the purpose of financing the provision of health care services.

Class C cities. All cities in the state of Kansas having a population of more than 290,000 located in a county having a population of more than 350,000 which has the authority to levy and collect excise taxes or taxes in the nature of an excise upon the sales or transfers of personal or real property or the use thereof, or the rendering or furnishing of services.

Class D cities. All cities in the state of Kansas located in Cowley, Ellis, Ellsworth, Finney, Johnson, Labette or Lyon, Montgomery, Osage or Reno county or in both Riley and Pottawatomie counties which have the authority to levy and collect excise taxes or taxes in the nature of an excise upon the sales or transfers of personal or real property or the use thereof, or the rendering or furnishing of services.

Sec. 2. K.S.A. 1998 Supp. 12-187 is hereby amended to read as follows: 12-187. (a) (1) No city shall impose a retailers' sales tax under the provisions of this act without the governing body of such city having first submitted such proposition to and having received the approval of a majority of the electors of the city voting thereon at an election called and held therefor. The governing body of any city may submit the question of imposing a retailers' sales tax and the governing body shall be required to submit the question upon submission of a petition signed by electors of such city equal in number to not less than 10% of the electors of such city.

(2) The governing body of any class B city located in any county which does not impose a countywide retailers' sales tax pursuant to paragraph (5) of subsection (b) may submit the question of imposing a retailers' sales tax at the rate of .25%, .5%, .75% or 1% and pledging the revenue received therefrom for the purpose of financing the provision of health care services, as enumerated in the question, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall be deemed to be in addition to the rate limitations prescribed in K.S.A. 12-189, and amendments thereto. As used in this paragraph, health care services shall include but not be limited to the following: Local health departments, city, county or district hospitals, city or county nursing homes, preventive health care services including immunizations, prenatal care and the postponement of entry into nursing homes by home health care services, mental health services, indigent health care, physician or health care worker recruitment, health education, emergency medical services, rural health clinics, integration of health care services, home health services and rural health networks.

(b) (1) The board of county commissioners of any county may submit the question of imposing a countywide retailers' sales tax to the electors at an election called and held thereon, and any such board shall be required to submit the question upon submission of a petition signed by electors of such county equal in number to not less than 10% of the electors of such county who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than 2/3 of the membership of the governing body of each of one or more cities within such county which contains a population of not less than 25% of the entire population of the county, or upon receiving resolutions requesting such an election passed by 2/3 of the membership of the governing body of each of one or more taxing subdivisions within such county which levy not less than 25% of the property taxes levied by all taxing subdivisions within the county.

(2) The board of county commissioners of Atchison, Barton, Butler, Cowley, Cherokee, Crawford, Ford, Jefferson, Lyon, Montgomery, Ottawa, Riley, Saline, Seward and Wyandotte counties may submit the question of imposing a countywide retailers' sales tax and pledging the revenue received therefrom for the purpose of financing the construction or remodeling of a courthouse, jail, law enforcement center facility or other county administrative facility, to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire when sales tax sufficient to pay all of the costs incurred in the financing of such facility has been collected by retailers as determined by the secretary of revenue. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Butler, Cowley, Lyon, Montgomery or Riley county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189, and amendments thereto.

(3) (A) Except as otherwise provided in this paragraph, the result of the election held on November 8, 1988, on the question submitted by the board of county commissioners of Jackson county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the Banner Creek reservoir project. The tax imposed pursuant to this paragraph shall take effect on the effective date of this act and shall expire not later than five years after such date.

(B) The result of the election held on November 8, 1994, on the question submitted by the board of county commissioners of Ottawa county for the purpose of increasing its countywide retailers' sales tax by 1% is hereby declared valid, and the revenue received therefrom by the county shall be expended solely for the purpose of financing the erection, construction and furnishing of a law enforcement center and jail facility.

(4) The board of county commissioners of Finney and Ford counties may submit the question of imposing a countywide retailers' sales tax at the rate of .25% and pledging the revenue received therefrom for the

purpose of financing all or any portion of the cost to be paid by Finney or Ford county for construction of highway projects identified as system enhancements under the provisions of paragraph (5) of subsection (b) of K.S.A. 68-2314, and amendments thereto, to the electors at an election called and held thereon. Such election shall be called and held in the manner provided by the general bond law. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Finney or Ford county pursuant to this paragraph to exceed the maximum rate prescribed in K.S.A. 12-189, and amendments thereto. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Finney county, the state treasurer shall remit such funds to the treasurer of Finney county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund. If any funds remain upon the payment of all costs authorized pursuant to this paragraph in the financing of such highway projects in Ford county, the state treasurer shall remit such funds to the treasurer of Ford county and upon receipt of such moneys shall be deposited to the credit of the county road and bridge fund.

(5) The board of county commissioners of any county may submit the question of imposing a retailers' sales tax at the rate of .25%, .5%, .75% or 1% and pledging the revenue received therefrom for the purpose of financing the provision of health care services, as enumerated in the question, to the electors at an election called and held thereon. Whenever any county imposes a tax pursuant to this paragraph, any tax imposed pursuant to paragraph (2) of subsection (a) by any city located in such county shall expire upon the effective date of the imposition of the countywide tax, and thereafter the state treasurer shall remit to each such city that portion of the countywide tax revenue collected by retailers within such city as certified by the director of taxation. The tax imposed pursuant to this paragraph shall be deemed to be in addition to the rate limitations prescribed in K.S.A. 12-189, and amendments thereto. As used in this paragraph, health care services shall include but not be limited to the following: Local health departments, city or county hospitals, city or county nursing homes, preventive health care services including immunizations, prenatal care and the postponement of entry into nursing homes by home care services, mental health services, indigent health care, physician or health care worker recruitment, health education, emergency medical services, rural health clinics, integration of health care services, home health services and rural health networks.

(6) The board of county commissioners of Allen county may submit the question of imposing a countywide retailers' sales tax at the rate of .5% and pledging the revenue received therefrom for the purpose of financing the costs of operation and construction of a solid waste disposal area or the modification of an existing landfill to comply with federal regulations to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire upon the payment of all costs incurred in the financing of the project undertaken. Nothing in this paragraph shall be construed to allow the rate of tax imposed by Allen county pursuant to this paragraph to exceed or be imposed at any rate other than the rates prescribed in K.S.A. 12-189 and amendments thereto.

(7) The board of county commissioners of Dickinson county may submit the question of imposing a countywide retailers' sales tax at the rate of .50% and pledging the revenue received therefrom for the purpose of financing the costs of roadway construction and improvement to the electors at an election called and held thereon. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.

(8) The board of county commissioners of Sherman county may submit the question of imposing a countywide retailers' sales tax at the rate of .25%, .5% or .75% and pledging the revenue therefrom for the purpose of financing the costs of the county roads 64 and 65 construction and improvement project. The tax imposed pursuant to this paragraph shall expire upon payment of all costs authorized pursuant to this paragraph in the financing of such project.

(9) *The board of county commissioners of Cowley and Russell county may submit the question of imposing a countywide retailers' sales tax at the rate of .5% in the case of Russell county and at a rate of up to .25%, in the case of Cowley county and pledging the revenue received therefrom for the purpose of financing economic development initiatives or public infrastructure projects. The tax imposed pursuant to this paragraph shall expire after five years from the date such tax is first collected.*

(c) The boards of county commissioners of any two or more contiguous counties, upon adoption of a joint resolution by such boards, may submit the question of imposing a retailers' sales tax within such counties to the electors of such counties at an election called and held thereon and such boards of any two or more contiguous counties shall be required to submit such question upon submission of a petition in each of such counties, signed by a number of electors of each of such counties where submitted equal in number to not less than 10% of the electors of each of such counties who voted at the last preceding general election for the office of secretary of state, or upon receiving resolutions requesting such an election passed by not less than $\frac{2}{3}$ of the membership of the governing body of each of one or more cities within each of such counties which contains a population of not less than 25% of the entire population of each of such counties, or upon receiving resolutions requesting such an election passed by $\frac{2}{3}$ of the membership of the governing body of each of one or more taxing subdivisions within each of such counties which levy not less than 25% of the property taxes levied by all taxing subdivisions within each of such counties.

(d) Any city retailers' sales tax in the amount of .5% being levied by a city on July 1, 1990, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax or until repealed by the adoption of an ordinance so providing. In addition to any city retailers' sales tax being levied by a city on July 1, 1990, any such city may adopt an additional city retailers' sales tax in the amount of .25% or .5%, provided that such additional tax is adopted and approved in the manner provided for the adoption and approval of a city retailers' sales tax. Any countywide retailers' sales tax in the amount of .5% or 1% in effect on July 1, 1990, shall continue in effect until repealed in the manner provided herein for the adoption and approval of such tax.

(e) A class D city shall have the same power to levy and collect a city retailers' sales tax that a class A city is authorized to levy and collect and in addition, the governing body of any class D city may submit the question of imposing an additional city retailers' sales tax in the amount of .125%, .25%, .5% or .75% and pledging the revenue received therefrom for economic development initiatives, strategic planning initiatives or for public infrastructure projects including buildings to the electors at an election called and held thereon. Any additional sales tax imposed pursuant to this paragraph shall expire no later than five years from the date of imposition thereof.

(f) Any city or county proposing to adopt a retailers' sales tax shall give notice of its intention to submit such proposition for approval by the electors in the manner required by K.S.A. 10-120, and amendments thereto. The notices shall state the time of the election and the rate and effective date of the proposed tax. If a majority of the electors voting thereon at such election fail to approve the proposition, such proposition may be resubmitted under the conditions and in the manner provided in this act for submission of the proposition. If a majority of the electors voting thereon at such election shall approve the levying of such tax, the governing body of any such city or county shall provide by ordinance or resolution, as the case may be, for the levy of the tax. Any repeal of such tax or any reduction or increase in the rate thereof, within the limits prescribed by K.S.A. 12-189, and amendments thereto, shall be accomplished in the manner provided herein for the adoption and approval of such tax except that the repeal of any such city retailers' sales tax may be accomplished by the adoption of an ordinance so providing.

(g) The sufficiency of the number of signers of any petition filed under this section shall be determined by the county election officer. Every election held under this act shall be conducted by the county election officer.

(h) The governing body of the city or county proposing to levy any retailers' sales tax shall specify the purpose or purposes for which the revenue would be used, and a statement generally describing such purpose or purposes shall be included as a part of the ballot proposition.

Sec. 3. K.S.A. 1998 Supp. 12-189 is hereby amended to read as follows: 12-189. Except as otherwise provided by paragraph (2) of subsection (a) of K.S.A. 12-187, and amendments thereto, the rate of any class A, class B or class C city retailers' sales tax shall be fixed in the amount of .25%, .5%, .75% or 1% which amount shall be determined by the governing body of the city. Except as otherwise provided by paragraph (2) of subsection (a) of K.S.A. 12-187, and amendments thereto, the rate of any class D city retailers' sales tax shall be fixed in the amount of .25%,

(continued)

.5%, .75%, 1%, 1.125%, 1.25%, 1.5% or 1.75%. The rate of any countywide retailers' sales tax shall be fixed in an amount of either .25%, .5%, .75% or 1% which amount shall be determined by the board of county commissioners, except that:

(a) The board of county commissioners of Cherokee, Crawford, Ford, Saline, Seward or Wyandotte county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5%, the board of county commissioners of Atchison county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5% or 1.75% and the board of county commissioners of Barton, Jefferson or Ottawa county, for the purposes of paragraph (2) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2%;

(b) the board of county commissioners of Jackson county, for the purposes of paragraph (3) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 2%;

(c) the boards of county commissioners of Finney and Ford counties, for the purposes of paragraph (4) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at .25%;

(d) the board of county commissioners of any county for the purposes of paragraph (5) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at a percentage which is equal to the sum of the rate allowed to be imposed by a board of county commissioners on the effective date of this act plus .25%, .5%, .75% or 1%, as the case requires;

(e) the board of county commissioners of Dickinson county, for the purposes of paragraph (7) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5%; or

(f) the board of county commissioners of Sherman county, for the purposes of paragraph (8) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5%, 1.75% or 2%; or

(g) the board of county commissioners of Russell county for the purposes of paragraph (9) of subsection (b) of K.S.A. 12-187, and amendments thereto, may fix such rate at 1.5%.

Any county or city levying a retailers' sales tax is hereby prohibited from administering or collecting such tax locally, but shall utilize the services of the state department of revenue to administer, enforce and collect such tax. Except as otherwise specifically provided in K.S.A. 12-189a, and amendments thereto, such tax shall be identical in its application, and exemptions therefrom, to the Kansas retailers' sales tax act and all laws and administrative rules and regulations of the state department of revenue relating to the Kansas retailers' sales tax shall apply to such local sales tax insofar as such laws and rules and regulations may be made applicable. The state director of taxation is hereby authorized to administer, enforce and collect such local sales taxes and to adopt such rules and regulations as may be necessary for the efficient and effective administration and enforcement thereof.

Upon receipt of a certified copy of an ordinance or resolution authorizing the levy of a local retailers' sales tax, the state director of taxation shall cause such taxes to be collected within or without the boundaries of such taxing subdivision at the same time and in the same manner provided for the collection of the state retailers' sales tax. All moneys collected by the director of taxation under the provisions of this section shall be credited to a county and city retailers' sales tax fund which fund is hereby established in the state treasury. Any refund due on any county or city retailers' sales tax collected pursuant to this act shall be paid out of the sales tax refund fund and reimbursed by the director of taxation from collections of local retailers' sales tax revenue. All local retailers' sales tax revenue collected within any county or city pursuant to this act shall be apportioned and remitted at least quarterly by the state treasurer, on instruction from the director of taxation, to the treasurer of such county or city.

The director of taxation shall provide, upon request by a city or county clerk or treasurer of any city or county levying a local retailers' sales tax, a monthly report identifying each retailer having a place of business in such city or county and setting forth the amount of such tax remitted by each retailer during the preceding month. Such report shall be made available to the clerk or treasurer of such city or county within a reasonable time after it has been requested from the director of taxation. The director of taxation shall be allowed to assess a reasonable fee for the issuance of such report. Information received by any city or county pursuant to this section shall be confidential, and it shall be unlawful for any officer or employee of such city or county to divulge any such information

in any manner. Any violation of this paragraph by a city or county officer or employee is a class B misdemeanor, and such officer or employee shall be dismissed from office.

Sec. 4. K.S.A. 1998 Supp. 12-192 is hereby amended to read as follows: 12-192. (a) Except as otherwise provided by subsection (b), (d) or (h), all revenue received by the director of taxation from a countywide retailers' sales tax shall be apportioned among the county and each city located in such county in the following manner: (1) One-half of all revenue received by the director of taxation shall be apportioned among the county and each city located in such county in the proportion that the total tangible property tax levies made in such county in the preceding year for all funds of each such governmental unit bear to the total of all such levies made in the preceding year, and (2) 1/2 of all revenue received by the director of taxation from such countywide retailers' sales tax shall be apportioned among the county and each city located in such county, first to the county that portion of the revenue equal to the proportion that the population of the county residing in the unincorporated area of the county bears to the total population of the county, and second to the cities in the proportion that the population of each city bears to the total population of the county, except that no persons residing within the Fort Riley military reservation shall be included in the determination of the population of any city located within Riley county. All revenue apportioned to a county shall be paid to its county treasurer and shall be credited to the general fund of the county.

(b) (1) As an alternative and in lieu of the apportionment formula provided in subsection (a), all revenue received by the director of taxation from a countywide retailers' sales tax imposed within Johnson county at the rate of .75% or 1% after the effective date of this act may be apportioned among the county and each city located in such county in the following manner: (A) The revenue received from the first .5% rate of tax shall be apportioned in the manner prescribed by subsection (a) and (B) the revenue received from the rate of tax exceeding .5% shall be apportioned as follows: (i) One-fourth shall be apportioned among the county and each city located in such county in the proportion that the total tangible property tax levies made in such county in the preceding year for all funds of each such governmental unit bear to the total of all such levies made in the preceding year and (ii) one-fourth shall be apportioned among the county and each city located in such county, first to the county that portion of the revenue equal to the proportion that the population of the county residing in the unincorporated area of the county bears to the total population of the county, and second to the cities in the proportion that the population of each city bears to the total population of the county and (iii) one-half shall be retained by the county for its sole use and benefit.

(2) In lieu of the apportionment formula provided in subsection (a), all money received by the director of taxation from a countywide sales tax imposed within Montgomery county pursuant to the election held on November 8, 1994, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged. All revenue apportioned and paid from the imposition of such tax to the treasurer of any city prior to the effective date of this act shall be remitted to the county treasurer and expended only for the purpose for which the revenue received from the tax was pledged.

(c) (1) Except as otherwise provided by paragraph (2) of this subsection, for purposes of subsections (a) and (b), the term "total tangible property tax levies" means the aggregate dollar amount of tax revenue derived from ad valorem tax levies applicable to all tangible property located within each such city or county. The ad valorem property tax levy of any county or city district entity or subdivision shall be included within this term if the levy of any such district entity or subdivision is applicable to all tangible property located within each such city or county.

(2) For the purposes of subsections (a) and (b), any ad valorem property tax levied on property located in a city in Johnson county for the purpose of providing fire protection service in such city shall be included within the term "total tangible property tax levies" for such city regardless of its applicability to all tangible property located within each such city. If the tax is levied by a district which extends across city boundaries, for purposes of this computation, the amount of such levy shall be apportioned among each city in which such district extends in the proportion that such tax levied within each city bears to the total tax levied by the district.

(d) (1) All revenue received from a countywide retailers' sales tax imposed pursuant to paragraphs (2), (6), (7) or (8) or (9) of subsection

(b) of K.S.A. 12-187, and amendments thereto, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged.

(2) Except as otherwise provided in paragraph (5) of subsection (b) of K.S.A. 12-187, and amendments thereto, all revenues received from a countywide retailers' sales tax imposed pursuant to paragraph (5) of subsection (b) of K.S.A. 12-187, and amendments thereto, shall be remitted to and shall be retained by the county and expended only for the purpose for which the revenue received from the tax was pledged.

(e) All revenue apportioned to the several cities of the county shall be paid to the respective treasurers thereof and deposited in the general fund of the city. Whenever the territory of any city is located in two or more counties and any one or more of such counties do not levy a countywide retailers' sales tax, or whenever such counties do not levy countywide retailers' sales taxes at a uniform rate, the revenue received by such city from the proceeds of the countywide retailers' sales tax, as an alternative to depositing the same in the general fund, may be used for the purpose of reducing the tax levies of such city upon the taxable tangible property located within the county levying such countywide retailers' sales tax.

(f) Prior to March 1 of each year, the secretary of revenue shall advise each county treasurer of the revenue collected in such county from the state retailers' sales tax for the preceding calendar year.

(g) Prior to December 31 of each year, the clerk of every county imposing a countywide retailers' sales tax shall provide such information deemed necessary by the secretary of revenue to apportion and remit revenue to the counties and cities pursuant to this section.

Sec. 5. K.S.A. 1998 Supp. 12-187, 12-188, 12-189 and 12-192 are hereby repealed.

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

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced February 4-10 by the 1999 Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (785) 296-4096.

House Bills

HB 2249, An act concerning school district finance; revising the definition of enrollment; amending K.S.A. 1998 Supp. 72-6407 and repealing the existing section, by Representatives Light, Aday, Aurand, Bethell, Faber, Geringer, Glasscock, Krehbiel, J. Peterson and Weber.

HB 2250, An act relating to sales taxation; exempting sales of property and services to contractors on behalf of certain museums and societies; amending K.S.A. 1998 Supp. 79-3606 and repealing the existing section, by Representative Findley.

HB 2251, An act supplementing the Kansas water appropriation act; concerning appropriation of water for sand and gravel projects; repealing K.S.A. 82a-734, by Committee on Environment.

HB 2252, An act relating to commercial fertilizers; concerning inspection fees; funding for pesticide use survey; amending K.S.A. 2-1205 and repealing the existing section, by Committee on Agriculture.

HB 2253, An act relating to state officers and employees; concerning placement of certain positions in the department of agriculture in the unclassified service; amending K.S.A. 2-1315, 74-506d and 75-1401 and K.S.A. 1998 Supp. 2-1316, and 74-569 and repealing the existing sections, by Committee on Agriculture.

HB 2254, An act concerning dental hygienists; refresher courses; examinations; amending K.S.A. 65-1455 and K.S.A. 1998 Supp. 65-1431 and repealing the existing sections, by Committee on Health and Human Services.

HB 2255, An act concerning family day care homes; amending K.S.A. 1998 Supp. 65-518 and repealing the existing section, by Committee on Health and Human Services.

HB 2256, An act concerning state building construction; relating to state educational institutions; concerning review of project construction documents; amending K.S.A. 75-1259 and 75-3741 and repealing the existing sections, by Representative Adkins.

HB 2257, An act regulating traffic; concerning auxiliary driving lamps and fog lamps; amending K.S.A. 8-1719 and repealing the existing section, by Committee on Transportation.

HB 2258, An act regulating traffic; concerning auxiliary driving lamps and fog lamps; amending K.S.A. 8-1725 and repealing the existing section, by Committee on Transportation.

HB 2259, An act relating to motor vehicles; concerning the filing of notice of security interest; amending K.S.A. 1998 Supp. 8-135 and repealing the existing section, by Committee on Transportation.

HB 2260, An act concerning certain counties; relating to county surveyors; amending K.S.A. 19-1401 and repealing the existing section, by Committee on Governmental Organization and Elections.

HB 2261, An act concerning crimes and punishments; relating to smoking; amending K.S.A. 21-4010 and 21-4011 and repealing the existing sections, by Representative Benlon (By request).

HB 2262, An act concerning the office of the attorney general; relating to the D.A.R.E. program, by Representatives Benlon and Ray, Ballard, Barnes, Bethell, Boston, Burroughs, Campbell, Compton, Cox, Crow, Dahl, Dean, Dreher, Empson, Faber, Feuerborn, Findley, Flaharty, Franklin, Freeborn, Gatewood, Gilbert, Gilmore, Grant, Haley, Henderson, Henry, Horst, Howell, Huff, Humerickhouse, Hutchins, Jenkins, Johnston, Klein, Phil Kline, Krehbiel, Kuether, Lane, Lightner, M. Long, Loyd, Mason, McClure, McCreary, McKechnie, McKinney, Minor, Mollenkamp, Myers, O'Brien, Pauls, E. Peterson, Phelps, Powers, Reardon, Rehorn, Reinhardt, Ruff, Schwartz, Sharp, Showalter, Shriver, Shultz, Spangler, Stone, Storm, Swenson, Tedder, Toelkes, Tomlinson, Vining, Weiland, Wells and Wilk.

HB 2263, An act concerning social welfare; relating to eligibility for public assistance; amending K.S.A. 1998 Supp. 39-709 and repealing the existing section, by Representatives Alldritt, Adkins, Compton, Crow, Dean, Findley, Garner, Haley, Henderson, Horst, Huff, Johnson, Johnston, Kirk, Kuether, McCreary, Nichols, Pauls, E. Peterson, Powers, Rehorn, Sharp, Sloan, Spangler, Stone, Swenson, Toelkes, Tomlinson, Vickrey, Wells and Welshimer.

HB 2264, An act concerning hazardous waste; amending K.S.A. 65-3430 and K.S.A. 1998 Supp. 65-3441 and repealing the existing sections, by Joint Committee on Administrative Rules and Regulations.

HB 2265, An act concerning elections; relating to campaign finance; relating to corrupt political advertising; amending K.S.A. 1998 Supp. 25-4156 and repealing the existing section, by Representative Gregory.

HB 2266, An act concerning mutual holding companies; definition of voting stock; amending K.S.A. 1998 Supp. 40-4003a and repealing the existing section, by Committee on Insurance.

HB 2267, An act relating to criminal procedure; concerning diversion agreements; amending K.S.A. 12-4416 and 22-2909 and repealing the existing sections, by Representative Swenson.

HB 2268, An act amending the Kansas automobile injury reparations act; increasing reinstatement fees; amending K.S.A. 1998 Supp. 40-3104 and 40-3118 and repealing the existing sections, by Representative Swenson.

HB 2269, An act regulating traffic; concerning the transportation of dogs; amending K.S.A. 1998 Supp. 8-2118 and repealing the existing section, by Representative Swenson.

HB 2270, An act concerning sport shooting ranges; relating to the operation thereof; amending K.S.A. 1998 Supp. 12-758 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2271, An act concerning certain electric generation facilities; relating to regulation and taxation of owners and operators of such facilities; amending K.S.A. 79-5a01 and K.S.A. 1998 Supp. 66-104 and repealing the existing sections, by Committee on Utilities.

HB 2272, An act concerning certain nonprofit public utilities; amending K.S.A. 66-104c and repealing the existing section, by Committee on Utilities.

HB 2273, An act relating to sales taxation; exempting certain sales of food for human consumption therefrom; amending K.S.A. 1998 Supp. 79-3603 and repealing the existing section; also repealing K.S.A. 79-3632 through 79-3639, by Representative Tanner (By request).

HB 2274, An act concerning crimes and punishment; establishing the crime of battery against a sports official, by Committee on Judiciary.

(continued)

HB 2275, An act concerning accountancy; prohibiting certain acts in the practice thereof; amending K.S.A. 1998 Supp. 1-316 and repealing the existing section, by Committee on Business, Commerce and Labor.

HB 2276, An act enacting the Kansas revised limited liability company act; repealing K.S.A. 17-7601, 17-7602, 17-7603, 17-7606, 17-7609, 17-7610, 17-7611, 17-7612, 17-7613, 17-7614, 17-7615, 17-7617, 17-7618, 17-7619, 17-7620, 17-7621, 17-7623, 17-7624, 17-7625, 17-7626, 17-7627, 17-7628, 17-7629, 17-7630, 17-7631, 17-7632, 17-7633, 17-7635, 17-7636, 17-7637, 17-7638, 17-7639, 17-7640, 17-7641, 17-7642, 17-7643, 17-7644, 17-7645, 17-7646, 17-7649, 17-7650, 17-7652, 17-7653, 17-7655 and 17-7656 and K.S.A. 1998 Supp. 17-7604, 17-7605, 17-7607, 17-7608, 17-7616, 17-7622, 17-7634, 17-7647, 17-7648 and 17-7654, by Committee on Judiciary.

HB 2277, An act concerning crimes, criminal procedure and punishment; relating to an offender's criminal history classification; amending K.S.A. 1998 Supp. 21-4711 and repealing the existing section, by Committee on Judiciary.

HB 2278, An act concerning law enforcement training; amending K.S.A. 1998 Supp. 74-5602, 74-5605, 74-5607a, 74-5616 and 74-5617 and repealing the existing sections, by Committee on Judiciary.

HB 2279, An act concerning motor vehicles; providing for the issuance of children's trust fund license plates; amending K.S.A. 1998 Supp. 8-1,141 and repealing the existing section, by Committee on Transportation.

HB 2280, An act concerning change of domicile of mutual holding companies; amending K.S.A. 1998 Supp. 40-2,162 and repealing the existing section, by Committee on Insurance.

HB 2281, An act concerning the Kansas tort claims act; relating to the year 2000 date change in computers, by Select Committee on Information Management.

HB 2282, An act making and concerning appropriations for the fiscal year ending June 30, 1999, for the Kansas commission on veterans affairs for a donation for the Women in Military Service for America Memorial; authorizing certain transfers and imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing, by Representatives McCreary, Ballard, Barnes, Beggs, Benlon, Bethell, Boston, Burroughs, Campbell, Carmody, Compton, Cox, Dean, Dreher, Empson, Faber, Flaharty, Freeborn, Gilbert, Gilmore, Grant, Gregory, Haley, Hayzlett, Henderson, Hermes, Horst, Huff, Humerickhouse, Jenkins, Johnson, Kirk, Krehbiel, Kuether, Lane, Larkin, Light, Lightner, P. Long, Mason, Mays, McClure, McKinney, Mollenkamp, Morrison, Myers, O'Connor, Osborne, Palmer, Pauls, E. Peterson, Phelps, Pottorff, Powell, Powers, Ray, Reardon, Rehorn, Ruff, Sharp, Shultz, Sloan, Stone, Swenson, Thimesch, Tomlinson, Toplikar, Vickrey, Vining, Wagle, Wells and Welshimer.

HB 2283, An act concerning victims of crime; relating to notification of public comment sessions; amending K.S.A. 74-7338 and K.S.A. 1998 Supp. 22-3717 and 74-7335 and repealing the existing sections, by Committee on Judiciary.

HB 2284, An act concerning minors' access to certain material; enacting the child online protection act; prohibiting certain acts and providing penalties for violations, by Representatives Dean, Benlon, Burroughs, Campbell, Flaharty, Howell, McClure, Pauls, Powers, Ruff, Thimesch, Toplikar, Wagle and Welshimer.

HB 2285, An act relating to income taxation; increasing the earned income tax credit; amending K.S.A. 1998 Supp. 79-32,205 and repealing the existing section, by Representatives Findley, Barnes, Crow, Dean, Flaharty, Garner, Gatewood, Haley, Helgerson, Johnston, Kirk, Klein, McKinney, Nichols, E. Peterson, Phelps, Ruff, Sharp, Spangler, Toelkes, and Wells.

HB 2286, An act concerning livestock; relating to regulating certain livestock transactions; protection of producers against retaliation; prescribing damages therefor; repealing K.S.A. 50-157, by Representatives Larkin, Faber, McKinney and Mollenkamp.

HB 2287, An act concerning the workers compensation act, limiting the immunity of employers and other employees for intentional injuries and injuries caused by gross negligence or criminal conduct; amending K.S.A. 1998 Supp. 44-501 and repealing the existing section, by Committee on Business, Commerce and Labor.

HB 2288, An act concerning community colleges; relating to off-campus instruction; amending K.S.A. 71-205 and 71-206 and repealing the existing sections, by Representative Edmonds.

HB 2289, An act establishing the commission on surface water quality standards; providing for the powers and duties thereof; repealing K.S.A. 1998 Supp. 65-1,175, 65-1,176 and 65-1,177 and repealing the existing sections; by Committee on Environment.

HB 2290, An act repealing K.S.A. 66-1213 and 66-1214, relating to public utilities, by Committee on Utilities.

HB 2291, An act concerning water quality; concerning processes for establishment of water quality standards, by Committee on Environment.

HB 2292, An act pertaining to laser pointers; prohibiting sale and possession under certain conditions, by Representative Freeborn.

HB 2293, An act concerning automobiles and other vehicles; relating to traffic; use of head lamps; amending K.S.A. 8-1703 and repealing the existing section, by Representatives Stone, Beggs, Campbell, Dreher, Franklin, Huff, McCreary, Shultz and Vickrey.

HB 2294, An act concerning elections; relating to campaign finance; amending K.S.A. 25-4142 and repealing the existing section, by Representative Gregory.

HB 2295, An act relating to trust and trustees; concerning liability of trustee, by Committee on Financial Institutions.

HB 2296, An act relating to trust companies; concerning contracting trustee; amending K.S.A. 1998 Supp. 9-2107 and repealing the existing section, by Committee on Financial Institutions.

HB 2297, An act relating to pensions; concerning tax exempt status thereof; amending K.S.A. 14-10a10, 74-4978g and 74-49,106 and K.S.A. 1998 Supp. 12-111a, 12-5005, 13-14a10 and 74-4923 and repealing the existing sections, by Committee on Financial Institutions.

HB 2298, An act exempting the state of Kansas from daylight savings time, by Representative Welshimer.

HB 2299, An act providing for funding of the Kansas silver haired legislature; prescribing annual transfers from the state general fund, by Representative Light (By request).

HB 2300, An act concerning crimes and punishment; relating to the crime of arson; amending K.S.A. 21-3718 and repealing the existing section, by Committee on Judiciary.

HB 2301, An act concerning juvenile justice; relating to placement of chronic runaway youths; amending K.S.A. 1998 Supp. 38-1663 and repealing the existing section; also repealing K.S.A. 1997 Supp. 38-1663, as amended by section 8 of chapter 187 of the 1998 Session Laws of Kansas, by Committee on Judiciary.

HB 2302, An act concerning crimes, criminal procedure and punishment; relating to aggravated battery; amending K.S.A. 21-3414 and repealing the existing section, by Committee on Judiciary.

HB 2303, An act concerning school district finance; revising the definition of at-risk pupils; amending K.S.A. 1998 Supp. 72-6407 and repealing the existing section, by Representatives Benlon, Bethell, Campbell, Crow, Empson, Flaharty, Franklin, Huff, Jenkins, Lightner, Stone, Storm, Toelkes, Tomlinson and Vining.

HB 2304, An act concerning accredited high schools and students thereof; requiring a community service class for graduation, by Representatives Benlon, Bethell, Campbell, Crow, Glasscock, Huff, Jenkins and Stone.

HB 2305, An act concerning the use of cigarettes and tobacco products; restricting the use thereof; amending K.S.A. 72-53,107 and repealing the existing section, by Committee on Governmental Organization and Elections.

HB 2306, An act concerning the department of health and environment; relating to certain positions in the unclassified service; amending K.S.A. 65-2405, 75-5603, 75-5605, 75-5607, 75-5610 and 75-5611 and repealing the existing sections, by Committee on Governmental Organization and Elections.

HB 2307, An act concerning crimes and punishments; revising the definition of conviction; amending K.S.A. 21-3110 and repealing the existing section, by Committee on Judiciary.

HB 2308, An act relating to property taxation; exempting property of certain domestic and fraternal societies, orders or associations; amending K.S.A. 79-201 and repealing the existing section, by Representative McCreary (By request).

HB 2309, An act concerning hate crimes; relating to sentencing and punishment; civil remedies; reporting; amending K.S.A. 1998 Supp. 21-4704 and 21-4716 and repealing the existing sections, by Representative Haley.

HB 2310, An act concerning cities; relating to the rehabilitation of abandoned property; amending K.S.A. 79-3102 and K.S.A. 1998 Supp. 12-1750, 12-1752, 12-1753, 12-1756a, 12-1756b, 12-1756c, 12-1756d, 12-1756e and 12-1756f and repealing the existing sections, by Representative Haley.

HB 2311, An act concerning solid waste; relating to recycled materials; amending K.S.A. 1998 Supp. 65-3415a and 65-3415b and repealing the existing sections, by Representative Haley.

HB 2312, An act concerning the Kansas turnpike authority; relating to tolls; amending K.S.A. 68-2004 and repealing the existing section, by Representative Haley.

HB 2313, An act concerning crimes and punishment; relating to cruelty to animals; increasing penalty; amending K.S.A. 1998 Supp. 21-4310 and repealing the existing section, by Representative Haley.

HB 2314, An act enacting the childhood lead poisoning prevention act; requiring licensure of business entities and public agencies; certification of persons who provide, engage in or conduct lead-based paint activities; accreditation of training programs; prohibiting certain acts; providing penalties for violations; authorizing a childhood lead poisoning prevention program, by Representatives Haley and Storm, Adkins, Ballard, Barnes, Benlon, Campbell, Cox, Crow, Findley, Flaharty, Franklin, Gilbert, Henderson, Henry, Huff, Kirk, Morrison, Pauls, Reardon, Rehorn, Sharp, Spangler, Swenson and Tomlinson.

HB 2315, An act concerning cities; relating to reconstruction or repair of sidewalks, by Representative Haley.

HB 2316, An act concerning the department of corrections; relating to the relocation of certain functions; concerning officers and employees affected therefrom; prescribing certain benefits and procedures therefor; amending K.S.A. 75-5542 and K.S.A. 1998 Supp. 46-233 and repealing the existing sections, by Representatives Kuether, Flora, Hutchins, Jenkins, Kirk, Mays, Nichols and Toelkes.

HB 2317, An act relating to motor vehicles; concerning driver's licenses; providing certain restrictions; penalties; amending K.S.A. 1998 Supp. 8-237, 8-239, 8-296, 8-1014 and 8-1567a and repealing the existing sections, by Committee on Transportation.

HB 2318, An act concerning abortion; financial responsibility for costs relating to abortions performed on certain minors, by Representatives O'Connor, Aday, Faber, Farmer, Hutchins, Phill Kline, Landwehr, P. Long, Mason, Mollenkamp, Myers, Ruff and Swenson.

HB 2319, An act concerning humane treatment of the human fetus; requiring administration of an anesthetic or analgesic to the fetus under certain circumstances, by Representatives O'Connor, Aday, Faber, Hutchins, Phill Kline, Landwehr, P. Long, Mason, Myers, Ruff, Shultz and Swenson.

HB 2320, An act concerning port authorities; relating to the creation thereof; amending K.S.A. 12-3402 and repealing the existing section, by Representative Wilk.

HB 2321, An act concerning contagious or infectious diseases among domestic animals; amending K.S.A. 1998 Supp. 47-635 and repealing the existing section, by Committee on Agriculture.

HB 2322, An act concerning utilities; relating to billing procedures, by Committee on Utilities.

HB 2323, An act concerning state agencies; relating to the payment of certain fees, by Committee on Governmental Organization and Elections.

HB 2324, An act concerning elections; relating to advance voting; amending K.S.A. 1998 Supp. 25-1122 and repealing the existing section, by Committee on Governmental Organization and Elections.

HB 2325, An act concerning elections; relating to advance voting; amending K.S.A. 1998 Supp. 25-1122, 25-1123 and 25-1124 and repealing the existing sections, by Committee on Governmental Organization and Elections.

HB 2326, An act concerning elections; relating to primary elections; amending K.S.A. 25-210, 25-211, 25-212, 25-213a, 25-215 and 25-216 and K.S.A. 1998 Supp. 25-213 and repealing the existing sections; also repealing K.S.A. 1998 Supp. 25-3301, by Committee on Governmental Organization and Elections.

HB 2327, An act concerning schools; prohibiting the employment of certain persons, by Committee on Governmental Organization and Elections.

HB 2328, An act concerning elections; relating to advance voting; amending K.S.A. 1998 Supp. 25-1122, 25-1124 and 25-1128 and repealing the existing sections, by Committee on Governmental Organization and Elections.

HB 2329, An act concerning district magistrate judges; relating to residence thereof; amending K.S.A. 20-334 and repealing the existing section, by Committee on Judiciary.

HB 2330, An act concerning children; relating to paternity and visitation rights; amending K.S.A. 1998 Supp. 38-1121 and repealing the existing section, by Committee on Judiciary.

HB 2331, An act concerning crimes and punishments; cheating or defrauding a person primarily engaged in the retail sale of property or services, by Committee on Judiciary.

HB 2332, An act concerning the code of civil procedure; relating to writs of execution upon property; service of notice; form, by Committee on Judiciary.

HB 2333, An act concerning the code of civil procedure; relating to provisions for child support; amending K.S.A. 1998 Supp. 60-1610 and repealing the existing section, by Committee on Judiciary.

HB 2334, An act concerning school district finance; affecting the counting of pupils attending kindergarten; amending K.S.A. 1998 Supp. 72-6407 and repealing the existing section, by Representatives Storm and Showalter, Ballard, Benlon, Bethell, Crow, Empson, Findley, Flaharty, Haley, Helgerson, Horst, Kirk, Lloyd, Mayans, E. Peterson, Phelps, Powers, Ruff, Sharp, Shriver, Sloan, Stone, Toelkes, Tomlinson and Wells.

HB 2335, An act concerning delinquent property taxes; relating to notice thereof; amending K.S.A. 79-2001 and repealing the existing section; also repealing K.S.A. 19-547 and 79-2003, by Representative Flora.

HB 2336, An act concerning the district court; relating to the clerk of the district court; amending K.S.A. 20-3133 and repealing the existing section, by Representative Swenson.

HB 2337, An act concerning the district coroner; relating to the disposition of the bodies of deceased persons; amending K.S.A. 1998 Supp. 22a-215 and repealing the existing section, by Representative Hermes.

HB 2338, An act concerning cities; relating to the incorporation thereof; amending K.S.A. 15-123 and repealing the existing section, by Representative Hermes.

HB 2339, An act concerning cities and counties; relating to planning and zoning; amending K.S.A. 12-744 and repealing the existing section, by Representative Hermes.

HB 2340, An act concerning elections; relating to advance ballots; amending K.S.A. 1998 Supp. 25-1135, 25-1136 and 25-3002 and repealing the existing sections, by Representative Hermes.

HB 2341, An act concerning schools; requiring boards of education to adopt policies on pupil discipline and behavior; providing immunity from civil and criminal liability for certain actions of teachers, boards of education and school administrators, by Representatives Lloyd, Compton, Freeborn, Horst, Humerickhouse, Hutchins, Krehbiel, Light, Mason, O'Neal, Shultz, Storm, Tanner, Vining and Weber.

HB 2342, An act concerning civil procedure; relating to exemptions from claims of creditors; pension and retirement assets; amending K.S.A. 60-2308 and repealing the existing section, by Representatives Lightner, Aday, Burroughs, Dahl, Flaharty, Franklin, Haley, Howell, McCreary, Myers, O'Connor, Palmer, Stone and Tanner.

HB 2343, An act concerning consumer protection; relating to telecommunications services; amending K.S.A. 1998 Supp. 50-6,103 and repealing the existing section, by Committee on Utilities.

HB 2344, An act concerning adoption; relating to the requirement of a father's consent in stepparent adoption; support obligation; amending K.S.A. 59-2136 and repealing the existing section, by Representative Stone.

HB 2345, An act concerning civil procedure; relating to exemptions; amending K.S.A. 60-2304 and repealing the existing section, by Representative Freeborn (By request).

HB 2346, An act concerning elections; relating to campaign finance; amending K.S.A. 25-4142 and K.S.A. 1998 Supp. 25-4143 and repealing the existing sections, by Representative Carmody.

HB 2347, An act concerning children and minors; relating to visitation rights of grandparents; amending K.S.A. 38-129 and K.S.A. 1998 Supp. 60-1616 and repealing the existing sections, by Representative Tanner (By request).

HB 2348, An act concerning school districts; relating to teachers; establishing a grant program for development of peer assistance and peer assistance and review programs, by Committee on Education.

HB 2349, An act concerning state universities; relating to athletic scholarships, by Committee on Education.

HB 2350, An act concerning retirement; relating to the Kansas public employees retirement system and systems related thereto; retirement benefits and certain increases thereof; amending K.S.A. 1998 Supp. 74-4922 and repealing the existing section, by Representative Tanner (By request).

HB 2351, An act relating to telecommunications public utilities; concerning unpublished phone numbers, by Committee on Governmental Organization and Elections.

HB 2352, An act concerning courts; relating to district magistrate judges; residency requirements; amending K.S.A. 20-334 and repealing the existing section, by Representative Schwartz.

(continued)

HB 2353, An act concerning public accountancy; relating to discipline of practitioners thereof; amending K.S.A. 1998 Supp. 1-310 and 1-311 and repealing the existing sections, by Committee on Business, Commerce and Labor.

HB 2354, An act concerning public accountancy; relating to the regulation of certified public accounts; amending K.S.A. 1998 Supp. 1-202, 1-316 and 1-319 and repealing the existing sections, by Committee on Business, Commerce and Labor.

HB 2355, An act concerning the former Topeka state hospital; providing for a memorial for persons buried in the Topeka state hospital cemetery; advisory committee; Topeka state hospital cemetery memorial gift fund; prescribing certain duties for the secretary of administration, by Representatives Kirk, Flora, Hermes, Hutchins, Jenkins, Kuether, Mays, Nichols and Toelkes.

HB 2356, An act concerning crimes, criminal procedure and punishment; relating to an offender's criminal history classification; amending K.S.A. 1998 Supp. 21-4711 and repealing the existing section, by Representative Edmonds.

HB 2357, An act establishing the Kansas postsecondary education savings program, by Committee on Education.

HB 2358, An act concerning elections; establishing a bipartisan commission on campaign finance reform, by Representatives Findley and Vickrey.

HB 2359, An act concerning small claims procedure; relating to limitations on amount of claims and number of claims; amending K.S.A. 61-2703, 61-2706 and 61-2713 and K.S.A. 1998 Supp. 61-2704 and repealing the existing sections, by Representative Minor.

HB 2360, An act concerning small claims procedure; relating to corporate representation; amending K.S.A. 61-2707 and repealing the existing section, by Representative Minor.

HB 2361, An act relating to adult care homes; smoke detectors therein; amending K.S.A. 39-932 and repealing the existing section, by Committee on Health and Human Services.

HB 2362, An act enacting the newborn infant hearing screening act; repealing K.S.A. 65-1,149, 65-1,150, 65-1,152, 65-1,153, 65-1,154, 65-1,155, 65-1,156 and 65-1,157 and K.S.A. 1998 Supp. 65-1,151, by Committee on Health and Human Services.

HB 2363, An act concerning property taxation; relating to exemptions therefrom; amending K.S.A. 1998 Supp. 79-201b and repealing the existing section, by Representative Boston (By request).

HB 2364, An act concerning disclosure of certain information relating to certain judges, by Representative Adkins.

HB 2365, An act relating to income taxation; authorizing credits for the hiring of developmentally disabled persons, by Committee on Taxation.

HB 2366, An act repealing K.S.A. 25-4502, 25-4503, 25-4505, 25-4506, 25-4507 and 25-4508 and K.S.A. 1998 Supp. 25-4501; relating to the presidential preference primary, by Representative Helgeson.

HB 2367, An act concerning taxation; related to equipment used in manufacturing advanced technology; amending K.S.A. 79-1439 and repealing the existing section, by Committee on Economic Development.

HB 2368, An act concerning antiquities; amending K.S.A. 74-5403 and repealing the existing section, by Representative Shriver.

HB 2369, An act concerning the Kansas police and firemen's retirement system; relating to affiliation by certain participating employers; amending K.S.A. 74-4954 and repealing the existing section, by Representative Tomlinson.

HB 2370, An act concerning methods of taking wildlife; amending K.S.A. 1998 Supp. 32-1003 and repealing the existing section, by Representative Tomlinson.

HB 2371, An act concerning the code of civil procedure; relating to garnishment; orders; answers of garnishee; forms; amending K.S.A. 60-717 and 60-718 and repealing the existing sections, by Committee on Judiciary.

HB 2372, An act concerning the retirement system for justices and judges; retirement age; amending K.S.A. 20-2608 and repealing the existing section, by Committee on Judiciary.

HB 2373, An act relating to consumer protection; concerning motor vehicle warranties; amending K.S.A. 1998 Supp. 50-645 and repealing the existing section, by Committee on Judiciary.

HB 2374, An act concerning children in need of care; relating to placement; protective custody; amending K.S.A. 38-1542 and 38-1568 and K.S.A. 1998 Supp. 38-1502 and 38-1528 and repealing the existing sections; also repealing K.S.A. 1998 Supp. 38-1502c, by Committee on Judiciary.

HB 2375, An act concerning crimes and punishment; endangering a child; amending K.S.A. 21-3608 and repealing the existing section, by Committee on Judiciary.

HB 2376, An act concerning crimes and punishment; abuse of a child; amending K.S.A. 21-3609 and repealing the existing section, by Committee on Judiciary.

HB 2377, An act concerning the juvenile intake and assessment system; relating to statements made by juveniles; amending K.S.A. 75-7023 and repealing the existing section, by Committee on Judiciary.

HB 2378, An act concerning crimes and punishment; relating to injury or harassment by laser pointer; prescribing penalty therefor, by Representative Toplikar.

HB 2379, An act relating to reducing deer population along state highways, by Representative O'Brien.

HB 2380, An act concerning apprenticeship programs; relating to eligibility for training funds; amending K.S.A. 1998 Supp. 74-5065 and repealing the existing section, by Representative Grant.

HB 2381, An act establishing the school district technology grant program; amending K.S.A. 72-3703, 72-3710, 72-6428, 79-4803 and 79-4804 and repealing the existing sections; by Representative Horst.

HB 2382, An act concerning school district finance; authorizing the imposition of school district retailers' sales taxes and school district income taxes for the purpose of financing local option budgets, by Representative Horst.

HB 2383, An act concerning school districts; relating to employment of persons in classified positions; authorizing boards of education to receive certain information, by Representative Horst.

HB 2384, An act concerning school district finance; authorizing the imposition of school district retailers' sales taxes for the purpose of financing technology plans, by Representative Horst.

HB 2385, An act concerning elections; relating to the presidential preference primary; amending K.S.A. 25-4507 and repealing the existing section, by Representative Powell.

HB 2386, An act relating to income taxation; imposing a tax upon income derived from certain state controversy settlement agreements; amending K.S.A. 1998 Supp. 79-32,110 and repealing the existing section, by Representative Powell.

HB 2387, An act concerning motor vehicle air-conditioning refrigerants; amending K.S.A. 8-1747 and repealing the existing section, by Representative McCreary.

HB 2388, An act concerning private elementary or secondary schools; allowing children instructed at such schools to participate in interscholastic extracurricular activities on behalf of public schools; amending K.S.A. 72-132 and K.S.A. 1998 Supp. 72-130 and 72-6407 and repealing the existing sections, by Representative McCreary (By request).

HB 2389, An act concerning reorganization of the state executive department; creation of a division of professional regulation within the department of health and environment; functions and structure thereof; amending K.S.A. 47-821, 47-822, 47-824, 47-829, 47-830, 47-840, 65-2840a, 65-2865, 65-2874, 65-3506, 65-3507, 65-5904, 65-5905, 65-5907, 65-5908, 65-6128, 65-6502, 65-6503, 65-6507, 74-1406, 74-1504, 74-7502 and 74-7503 and K.S.A. 1998 Supp. 39-923, 65-1903, 65-1904, 65-1905, 65-1907, 65-1908, 65-2809, 65-2811, 65-2828, 65-2836, 65-2852, 65-2861, 65-2896, 65-3502, 65-3503, 65-3505, 65-5902, 65-5909, 65-5911, 65-5913, 65-6110, 65-6111, 65-6127, 65-6129, 65-6129b, 65-6129c, 65-6133, 65-6501, 65-6506, 65-6508, 65-6512, 74-1106, 74-1606, 74-2702a, 74-7501 and 74-7507 and repealing the existing sections, by Kansas 2000 Select Committee.

HB 2390, An act concerning counties; relating to county officers, by Representative Hayzlett.

HB 2391, An act concerning driving privileges; imposing school completion or attendance requirements upon certain persons as a condition of licensing for the privilege of operating a motor vehicle; amending K.S.A. 1998 Supp. 8-255 and repealing the existing section, by Committee on Transportation.

HB 2392, An act concerning adult care homes; care provided by unlicensed persons; amending K.S.A. 1998 Supp. 39-936 and repealing the existing section, by Committee on Health and Human Services.

HB 2393, An act concerning adult care homes; employees thereof; amending K.S.A. 1998 Supp. 39-970 and repealing the existing section, by Committee on Health and Human Services.

HB 2394, An act relating to income taxation; allowing a credit therefrom for dwelling place remodeling expenditures, by Representative Toplikar.

HB 2395, An act relating to motor vehicle taxation; exempting motor vehicles of military personnel; amending K.S.A. 79-5107 and repealing

the existing section, by Representatives Geringer, Beggs, Crow, Dean, Dreher, Gilbert, Glasscock, Johnson, Lane, Larkin, P. Long, Mayans, O'Connor, Osborne, Pottorff, Ruff and Wilk.

HB 2396, An act concerning state procurement; relating to the purchases from rehabilitation facilities for the blind; amending K.S.A. 75-3317, 75-3319, 75-3320, 75-3321 and 75-3322 and repealing the existing sections, by Committee on Business, Commerce and Labor.

HB 2397, An act concerning drug testing of school employees, by Representative Weber.

HB 2398, An act creating the unified field services commission; providing for membership, duties and responsibilities; responsibility for the joint committee on corrections and juvenile justice oversight; amending K.S.A. 1998 Supp. 46-2801 and repealing the existing section, by Representative Weber.

HB 2399, An act concerning emergency telephone services; relating to the financing thereof; amending K.S.A. 12-5303 and K.S.A. 1998 Supp. 12-5302 and repealing the existing sections, by Committee on Utilities.

HB 2400, An act concerning siting of certain electric generation facilities; amending K.S.A. 66-1,159, 66-1,160, 66-1,161, 66-1,162, 66-1,169a and 66-1,169c and K.S.A. 1998 Supp. 66-1,158 and 66-1,169b and repealing the existing sections, by Committee on Utilities.

HB 2401, An act concerning employment; providing for a fair share representation fee to be paid to certain labor organizations under certain circumstances; relating to procedures, rights and duties; amending K.S.A. 44-803 and repealing the existing section, by Representatives Nichols, Barnes, Dean, Findley, Flaharty, Flora, Garner, Gilbert, Grant, Helgerson, Henderson, Johnston, Kirk, Klein, Kuether, Pauls, E. Peterson, Rehorn, Ruff, Sharp, Spangler, Swenson, Toelkes, Wells and Welshimer.

HB 2402, An act concerning public works projects for state agencies; prescribing payment of minimum wages for work thereon and preferences for certain employees to work thereon, by Representatives Nichols, Barnes, Burroughs, Crow, Dean, Findley, Flaharty, Flora, Garner, Gilbert, Grant, Haley, Henderson, Johnston, Kirk, Klein, Kuether, Pauls, E. Peterson, Reardon, Rehorn, Ruff, Sharp, Spangler, Swenson, Toelkes, Wells and Welshimer.

HB 2403, An act relating to city water supply systems; requiring an election on fluoridation, by Committee on Environment.

HB 2404, An act concerning water appropriation rights; relating to abandonment; amending K.S.A. 82a-718 and repealing the existing section, by Committee on Environment.

HB 2405, An act concerning abortion; relating to consent of a parent or guardian prior to performance of an abortion; amending K.S.A. 1998 Supp. 65-6701 and repealing the existing section; also repealing K.S.A. 65-6704 and K.S.A. 1998 Supp. 65-6705, by Committee on Federal and State Affairs.

HB 2406, An act concerning school districts; authorizing adoption by boards of education of teacher reimbursement plans; providing state aid to school districts which adopt such plans, by Representatives Swenson, Crow, Johnston, Klein and Spangler.

HB 2407, An act concerning civil procedure; relating to wrongful death; amending K.S.A. 60-1904 and K.S.A. 1998 Supp. 60-1903 and repealing the existing sections, by Representatives Swenson, Barnes, Burroughs, Klein and Spangler.

HB 2408, An act concerning civil procedure; relating to personal injury actions; limitations on recovery; amending K.S.A. 60-19a02 and repealing the existing section, by Representatives Swenson, Barnes, Burroughs, Klein and Spangler.

HB 2409, An act concerning oil and gas leases; relating to implied covenants; amending K.S.A. 55-223, 55-224, 55-225, 55-226, 55-228 and 55-229 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2410, An act concerning cemeteries; relating to the acquisition of land and the financing of costs thereof, by Representative Freeborn.

HB 2411, An act concerning elections; relating to the conduct thereof, by Representative Helgerson.

HB 2412, An act relating to taxation; concerning certain subchapter S corporations; amending K.S.A. 79-1109 and 79-32,113 and K.S.A. 1998 Supp. 79-32,117 and repealing the existing sections, by Representative Helgerson.

HB 2413, An act relating to the state gaming revenues fund; providing funding for capital improvements for state parks and local outdoor recreation grants; amending K.S.A. 79-4801, 79-4803 and 79-4804 and repealing the existing sections, by Representative Helgerson.

HB 2414, An act concerning the state board of regents; relating to the membership thereof; amending K.S.A. 1998 Supp. 74-3201 and repealing the existing section, by Representatives Helgerson, Barnes, Dean, Flaharty, Geringer, Gilbert, Johnston, Landwehr, Mayans, Pottorff, Powell, Wagle and Welshimer.

HB 2415, An act concerning school districts; relating to the determination of state aid for the provision of special education services; amending K.S.A. 72-971, 72-973 and 72-979 and K.S.A. 1998 Supp. 72-962 and 72-978 and repealing the existing sections; also repealing K.S.A. 1998 Supp. 72-983, by Representative Helgerson.

HB 2416, An act concerning cemeteries; relating to the issuance of bonds, by Representative Freeborn.

HB 2417, An act relating to transportation; providing for a comprehensive transportation program; concerning the financing thereof; amending K.S.A. 12-1,119, 68-2033, 68-2073, 68-2096, 68-2315, 68-2316, 68-2320, 75-5032, 75-5033, 75-5034, 75-5035, 75-5037, 75-5048, 75-5053, 75-5056, 75-5061, 79-3425, 79-3425c, 79-34,104, 79-34,126, 79-34,142, 79-34,161 and 79-34,162 and K.S.A. 1998 Supp. 68-416, 68-2314, 68-2321 and 79-34,147 and repealing the existing sections; also repealing K.S.A. 66-231a, 66-231b, 68-402e, 68-417, 68-417a, 68-417b, 68-2318, 79-3425d and 79-34,143, by Representatives Larkin and Grant.

HB 2418, An act making and concerning appropriations for the fiscal year ending June 30, 2000, for the attorney general - Kansas bureau of investigation; authorizing certain transfers and imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing, by Representatives Burroughs, Ballard, Benlon, Campbell, Cox, Crow, Feuerborn, Findley, Flora, Franklin, Haley, Henderson, Huff, Lane, Lightner, M. Long, McClure, McKinney, Morrison, Pauls, Ray, Reardon, Rehorn, Ruff, Sharp, Spangler, Storm, Tedder, Toelkes, Tomlinson and Wells.

HB 2419, An act concerning licensure of persons who measure bone mass, by Representative Pottorff.

HB 2420, An act concerning school districts; relating to the determination of state aid for the provision of special education services; amending K.S.A. 72-971, 72-973 and 72-979 and K.S.A. 1998 Supp. 72-962 and 72-978 and repealing the existing sections; also repealing K.S.A. 1998 Supp. 72-983, by Representatives Helgerson, Barnes, Crow, Findley, Garner, Gilbert, Johnston, Klein, McClure, Phelps, Reardon, Ruff and Spangler.

HB 2421, An act concerning the Kansas industrial training program and the Kansas industrial retraining program; affecting the definition of job training agency; amending K.S.A. 1998 Supp. 74-5065 and repealing the existing section, by Representatives Helgerson, Ballard, Barnes, Crow, Findley, Garner, Gilbert, Kirk, Pauls, Ruff, Spangler, Toelkes and Welshimer.

HB 2422, An act concerning tobacco litigation settlement proceeds; deposit of settlement proceeds in children's health care programs fund; amending K.S.A. 1998 Supp. 38-2008 and repealing the existing section, by Representatives Helgerson, Alldritt, Barnes, Crow, Findley, Flaharty, Garner, Gilbert, Johnston, Kirk, Klein, McClure, Phelps, Reardon, Ruff, Spangler, Thimesch, Toelkes and Wells.

HB 2423, An act concerning school districts; relating to the determination of state aid for the provision of special education services; amending K.S.A. 72-971, 72-973 and 72-979 and K.S.A. 1998 Supp. 72-962 and 72-978 and repealing the existing sections; also repealing K.S.A. 1998 Supp. 72-983, by Representative Helgerson.

HB 2424, An act concerning certain electric public utilities; imposing certain requirements on the sources of electricity sold to retail customers, by Representative Alldritt.

HB 2425, An act regulating traffic; concerning maximum speed limits for school buses; amending K.S.A. 1998 Supp. 8-1558 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2426, An act concerning the Kansas police and firemen's retirement system; relating to affiliation of the office of state fire marshal; election by fire investigators; employee and employer contributions, by Committee on Appropriations.

HB 2427, An act concerning the state board of technical professions; relating to certain exemptions from regulation and requirements for licensure or certification; amending K.S.A. 74-7033 and K.S.A. 1998 Supp. 74-7035 and repealing the existing sections, by Committee on Appropriations.

HB 2428, An act concerning the code of civil procedure for limited actions; relating to garnishment; amending Form No. 7, Form No. 7a,

(continued)

Form No. 8 and Form No. 8a in the appendix of forms following K.S.A. 61-2605 and repealing the existing forms, by Committee on Judiciary.

HB 2429, An act concerning counties; relating to the establishment of a charter commission; relating to the preparation and submission of charters; amending K.S.A. 19-2681, 19-2682, 19-2684 and 19-2685 and repealing the existing sections, by Committee on Governmental Organization and Elections.

HB 2430, An act relating to income taxation; excluding amounts received as private retirement benefits therefrom; amending K.S.A. 1998 Supp. 79-32,117 and repealing the existing section, by Representative Kirk (By request).

HB 2431, An act regulating traffic; increasing fines for certain traffic infractions; amending K.S.A. 1998 Supp. 8-2118 and repealing the existing section, by Representatives Thimesch, Alldritt, Barnes, Crow, Feuerborn, Flaharty, Flora, Gilbert, Henry, Horst, Johnston, M. Long, P. Long, McClure, McCreary, Pauls, E. Peterson, Phelps, Rehorn, Ruff, Storm, Tedder, Toelkes, Vining and Wells.

HB 2432, An act relating to highways; concerning the priority formula for noninterstate roadways, by Representative Thimesch.

HB 2433, An act concerning family law case management; amending K.S.A. 1998 Supp. 23-1001, 23-1002 and 23-1003 and repealing the existing sections, by Representative Landwehr.

HB 2434, An act relating to accident and health insurance; concerning the small employer health care plans; amending K.S.A. 1998 Supp. 40-2209d and 40-2209e and repealing the existing sections, by Representative Faber.

HB 2435, An act concerning witness protection; relating to program thereof; attorney general, duties and responsibilities; amending K.S.A. 1998 Supp. 45-221 and repealing the existing section, by Representative Lightner.

HB 2436, An act concerning the residential landlord and tenant act; relating to the termination of the rental agreement; expedited eviction procedure act; amending K.S.A. 58-2543 and 58-2564 and repealing the existing sections, by Representatives Crow, Rehorn, Kuether and Kirk, Barnes, Burroughs, Cox, Flora, Gatewood, Gilbert, Johnston, M. Long, Reardon, Ruff, Sharp, Spangler, Swenson, Thimesch, Toelkes and Welshimer.

HB 2437, An act concerning juvenile offenders; jurisdiction; placement matrix; amending K.S.A. 1998 Supp. 38-1604, 38-16,129, 38-16,130 and 38-16,131 and repealing the existing sections, by Representatives Sharp, Burroughs, Cox, Crow, Gilbert, Haley, Henderson, M. Long, Reardon, Rehorn, Spangler and Toelkes.

HB 2438, An act concerning property exempt from taxation; amending K.S.A. 79-201 and 79-5a01 and repealing the existing sections, by Representatives Jennison and Franklin, Adkins, Aurand, Ballou, Boston, Dreher, Farmer, Flower, Freeborn, Geringer, Glasscock, Hayzlett, Horst, Humerickhouse, Hutchins, Jenkins, Johnson, Krehbiel, Lane, Light, Lightner, Lloyd, McCreary, Neufeld, O'Neal, Osborne, J. Peterson, Schwartz, Shultz, Tanner, Toplikar, Vickrey, Vining and Wilk.

HB 2439, An act concerning institutions of higher education; relating to finance of community colleges and the municipal university; requiring identification of performance indicators and standards of achievement; amending K.S.A. 12-16,102, 71-204, 71-601, 71-604, 71-605, 71-609a, 71-613, 71-801, 71-1508, 71-1702, 72-6501, 72-6503, 72-6504, 72-6505, 72-6506, 72-6508, 72-6509, 79-5021, 79-5022, 79-5024, 79-5025, 79-5026, 79-5028 and 79-5032 and K.S.A. 1998 Supp. 19-101a, 71-201, 71-301, 71-609, 71-611 and 71-613a and repealing the existing sections; also repealing K.S.A. 13-13a25, 13-13a26, 13-13a27, 13-13a28, 13-13a29, 13-13a30, 13-13a31, 13-13a32, 13-13a33, 13-13a34, 71-304, 71-305, 71-306, 71-402, 71-403, 71-610, 71-614, 71-615, 71-1705, 72-4424 and 72-6502 and K.S.A. 1998 Supp. 71-401, 71-602 and 71-607, by Committee on Education.

HB 2440, An act concerning crimes, criminal procedure and punishment; relating to sentencing; amending K.S.A. 21-4636 and repealing the existing section, by Representative Glasscock.

HB 2441, An act relating to bridges; concerning the priority formula for bridges, by Representative Howell.

HB 2442, An act relating to bridges; concerning obstruction of streams; providing for studies; amending K.S.A. 1998 Supp. 68-416 and repealing the existing section, by Representative Howell.

HB 2443, An act making and concerning appropriations for the fiscal year ending June 30, 2000, for the department of transportation; relating to a commuter rail system demonstration project; authorizing certain transfers and imposing certain restrictions and limitations, and directing

or authorizing certain receipts and disbursements and acts incidental to the foregoing, by Representative Toplikar.

HB 2444, An act concerning dental hygiene; funding of dental hygiene programs; administration by the state board of education, by Committee on Education.

HB 2445, An act concerning juvenile offenders; relating to sentencing and placement; amending K.S.A. 1998 Supp. 38-16,129 and repealing the existing section, by Committee on Judiciary.

HB 2446, An act concerning accountancy; prohibiting certain acts in the practice thereof; amending K.S.A. 1998 Supp. 1-316 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2447, An act concerning school districts; relating to membership on boards of education; amending K.S.A. 72-7901 and repealing the existing section, by Representative McCreary.

HB 2448, An act concerning courts; relating to appellate procedure; supersedeas bond; amending K.S.A. 1998 Supp. 60-2103 and repealing the existing section, by Committee on Judiciary.

HB 2449, An act concerning district courts; relating to the authority of judges pro tem; amending K.S.A. 20-310a and repealing the existing section, by Committee on Judiciary.

HB 2450, An act concerning the judicial branch of state government; relating to the budget thereof; amending K.S.A. 20-158 and repealing the existing section, by Committee on Judiciary.

HB 2451, An act concerning county codes and resolutions; assessment of costs; amending K.S.A. 1998 Supp. 19-4707 and repealing the existing section, by Committee on Judiciary.

HB 2452, An act concerning motor vehicles; providing for the issuance of animal welfare trust fund license plates; amending K.S.A. 1998 Supp. 8-1,141 and 47-1725 and repealing the existing sections, by Representative Showalter.

HB 2453, An act relating to property taxation; requiring certain actions relating to the levying thereof, by Representatives Mays, Aurand, Carmody, Flower, Howell, Jenkins, Phill Kline, Osborne, J. Peterson, Tanner, Vickrey and Vining.

HB 2454, An act relating to accessible parking; amending K.S.A. 1998 Supp. 8-1,124 and repealing the existing section, by Representative Campbell.

HB 2455, An act concerning school districts; conferring the power of home rule on boards of education; amending K.S.A. 72-8205 and repealing the existing section, by Representative Campbell.

HB 2456, An act concerning locksmiths; imposing certain duties thereon, by Representative Barnes.

HB 2457, An act concerning the public employer-employee relations act; relating to the applicability of the act to local units of government; amending K.S.A. 75-4321 and repealing the existing section, by Representatives Barnes, Alldritt, Flaharty, Flora, Garner, Gatewood, Gilbert, Grant, Haley, Henderson, Johnston, Kirk, Klein, Kuether, Larkin, Nichols, Pauls, Ruff, Sharp, Spangler, Swenson, Tedder, Toelkes, Wells and Welshimer.

HB 2458, An act concerning employment; prohibiting unfair wage discrimination, by Representatives Barnes, Ballard, Flaharty, Gilbert, Grant, Johnston, Kirk, Klein, Pauls, Ruff, Toelkes and Wells.

HB 2459, An act concerning certain confined feeding facilities for swine; relating to standards for swine waste lagoons or ponds, by Representatives Wagle, Boston, Flaharty, Gilbert, Helgeson, Johnston, Klein, Landwehr, Mayans, McCreary, Myers, Palmer, Powell, Powers, Swenson, Thimesch, Vining and Welshimer.

HB 2460, An act concerning schools and school districts; providing an appeal to the state board of education from denial by a board of education of a petition for establishment or continuation of a charter school; conferring the power of local control on boards of education; amending K.S.A. 72-8205 and K.S.A. 1998 Supp. 72-1906 and 72-1907 and repealing the existing sections, by Representatives O'Connor, Faber, Farmer, Horst and Morrison.

HB 2461, An act authorizing the establishment of state charter schools; repealing K.S.A. 1998 Supp. 72-1903, 72-1904, 72-1905, 72-1906, 72-1907, 72-1908, 72-1909 and 72-1910, by Representatives O'Connor, Faber, Farmer, Horst, Morrison, Neufeld and Powell.

HB 2462, An act enacting the Kansas parent control of education act; amending K.S.A. 1998 Supp. 72-1046a and 72-6407 and repealing the existing section, by Representative O'Connor, Farmer, Neufeld, Powell and Wagle.

HB 2463, An act concerning school districts; relating to enrollment of nonresident pupils; amending K.S.A. 1998 Supp. 72-1046a and repealing the existing section, by Representative O'Connor.

HB 2464, An act relating to public officers; enacting the constitutional awareness act; concerning the oath taken by certain officers elected or appointed under the laws of the state of Kansas; requiring the taking of examinations regarding such oath and providing for the administration of the provisions of the act; amending K.S.A. 54-106 and repealing the existing section, by Representative O'Connor.

HB 2465, An act enacting the Kansas high school graduate warranty act, by Representative O'Connor.

HB 2466, An act concerning children; establishing a children's ombudsman; powers and duties thereof, by Representatives Crow, Barnes, Findley, Flaharty, Garner, Gilbert, McClure, Pauls, Phelps, Reardon, Ruff, Sharp, Thimesch, Toelkes and Welshimer.

HB 2467, An act concerning motor vehicle liability insurance; relating to proof of financial responsibility; amending K.S.A. 1998 Supp. 40-3103 and 40-3104 and repealing the existing sections, by Representative Haley.

HB 2468, An act abolishing the Kansas youth authority and transferring powers, duties and functions to the Kansas advisory group on juvenile justice and delinquency prevention; amending K.S.A. 75-7007, 75-7008, 75-7021 and 75-7032 and K.S.A. 1998 Supp. 75-7024 and repealing the existing sections; also repealing K.S.A. 75-7009, by Committee on Judiciary.

HB 2469, An act concerning drugs; relating to methamphetamine and other chemicals; crimes and criminal procedure; enacting the Kansas chemical control act; enacting the, prescribing certain penalties; amending K.S.A. 1998 Supp. 21-4201, 21-4706, 22-2512, 65-4101, 65-4152, 65-4159, 65-4161 and 65-4163 and repealing the existing sections, by Committee on Judiciary.

HB 2470, An act concerning children and minors; relating to visitation rights of grandparents; amending K.S.A. 38-129 and 38-130 and K.S.A. 1998 Supp. 38-1502 and 60-1616 and repealing the existing sections; also repealing K.S.A. 1998 Supp. 38-1502c, by Representatives Pauls, Alldritt, Ballard, Ballou, Barnes, Burroughs, Dahl, Dreher, Faber, Feuerborn, Findley, Flaharty, Flower, Garner, Gatewood, Geringer, Gilbert, Grant, Gregory, Haley, Henderson, Henry, Horst, Huff, Humerickhouse, Klein, Landwehr, Larkin, M. Long, Mason, Mayans, Mays, McClure, McCreary, McKinney, Myers, Neufeld, O'Brien, O'Connor, Osborne, E. Peterson, Phelps, Powers, Reardon, Rehorn, Ruff, Shriver, Swenson, Tanner, Tedder, Thimesch, Toelkes, Vickrey, Wagle, Weiland and Welshimer.

HB 2471, An act establishing a district attorney's office in Reno county; amending K.S.A. 22a-107 and 79-5028 and repealing the existing sections, by Representatives Pauls, Minor, O'Neal and Tedder.

HB 2472, An act relating to income taxation; providing for deduction of long-term care health insurance premiums; amending K.S.A. 1998 Supp. 79-32,117 and repealing the existing section, by Representatives Johnston, Barnes, Crow, Findley, Garner, Gilbert, Kirk, Ruff, Spangler, Swenson, Toelkes and Wells.

HB 2473, An act concerning elections; concerning campaign finance; amending K.S.A. 1998 Supp. 25-4143, 25-4150 and 25-4152 and repealing the existing sections, by Representative Johnston.

HB 2474, An act concerning crimes and punishment; relating to cruelty to animals; increasing penalty; amending K.S.A. 1998 Supp. 21-4310 and repealing the existing section, by Representatives Haley, Farmer, Garner and Lane.

HB 2475, An act concerning the flag of the United State of America; relating to the use and display thereof, by Representatives Hutchins, Ballou, Bethell, Compton, Dahl, Faber, Farmer, Flower, Geringer, Gilbert, Horst, Howell, Huff, Humerickhouse, Landwehr, Lightner, Lloyd, P. Long, Mays, McClure, McCreary, Mollenkamp, Osborne, Pauls, J. Peterson, Powell, Powers, Ruff, Schwartz, Sharp, Shultz, Stone, Swenson, Tedder, Thimesch, Vickrey and Vining.

HB 2476, An act concerning state educational institutions; enacting the Kansas partnership for faculty of distinction program; prescribing certain powers, duties and functions and guidelines therefor; transfers from the state general fund, by Representatives J. Peterson, Adkins, Ballard, Boston, Campbell, Farmer, Findley, Glasscock, Henderson, McKechnie, Phelps, Pottorff, Reinhardt, Stone, Storm and Wagle.

HB 2477, An act concerning school districts; requiring boards of education to adopt policies prohibiting the use of tobacco products in school buildings and facilities and surrounding premises; amending K.S.A. 72-53,107 and repealing the existing section, by Representative Johnston.

HB 2478, An act concerning children; relating to responsibility of parents or guardians; medical care, restrictions; repayment to secretary of

social and rehabilitation services, limitations, by Representative Welshimer.

House Concurrent Resolutions

HCR 5020, A concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of congratulating and commending George Brett.

HCR 5021, A concurrent resolution memorializing the President and the United States Congress to take action to provide funds for independent research into illnesses suffered by Gulf War veterans and to initiate more effective programs to assist Gulf War veterans and their families, and urging the Governor of Kansas and appropriate heads of Kansas state agencies to continue their efforts in support of the Kansas Persian Gulf War Veterans Health Initiative.

HCR 5022, A proposition to amend section 4 of article 2 of the constitution of the state of Kansas, relating to qualifications of members of the legislature.

HCR 5023, A concurrent resolution urging the Kansas Legislature to make a substantial commitment to public transportation in any new transportation plan.

House Resolutions

HR 6009, A resolution relating to the rules of the House of Representatives for the 1999-2000 biennium; amending Rule 4902, relating to reprimand, censure or expulsion of members.

Senate Bills

SB 234, An act concerning workers compensation; relating to work disability; amending K.S.A. 1998 Supp. 44-510e and repealing the existing section, by Committee on Commerce.

SB 235, An act concerning workers compensation; relating to the selection of administrative law judges; amending K.S.A. 75-5708 and repealing the existing section, by Committee on Commerce.

SB 236, An act concerning workers compensation; relating to permanent partial general disability; amending K.S.A. 1998 Supp. 44-510e and repealing the existing section, by Committee on Commerce.

SB 237, An act concerning workers compensation; relating to preexisting conditions and cumulative trauma injuries; amending K.S.A. 1998 Supp. 44-501 and 44-508 and repealing the existing sections, by Committee on Commerce.

SB 238, An act concerning autopsies of certain persons; amending K.S.A. 22a-233 and repealing the existing section, by Committee on Federal and State Affairs.

SB 239, An act concerning cigarettes and tobacco products; relating to the sale and distribution thereof; amending K.S.A. 79-3313, 79-3321 and 79-3326 and K.S.A. 1998 Supp. 79-3322 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 240, An act concerning the bank commissioner; relating to duties and qualifications; amending K.S.A. 75-1304 and repealing the existing section, by Committee on Financial Institutions and Insurance.

SB 241, An act concerning banks and trusts companies; relating to mortgage business and mortgage loans; amending K.S.A. 1998 Supp. 9-2201, 9-2202, 9-2203, 9-2204, 9-2205, 9-2206, 9-2207, 9-2208, and 9-2209 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 242, An act relating to income taxation; allowing a credit therefrom for foster parents, by Senators Hensley, Barone, Biggs, Downey, Feleciano, Gilstrap Gooch, Goodwin, Jones, Lee, Petty, Steineger and Stephens.

SB 243, An act concerning electric generation facility siting; amending K.S.A. 66-1,159, 66-1,160, 66-1,161, 66-1,162, 66-1,169a and 66-1,169c and K.S.A. 1998 Supp. 66-1,158 and 66-1,169b and repealing the existing sections, by Senator Corbin.

SB 244, An act concerning elections; relating to petitions; amending K.S.A. 25-3601 and repealing the existing section, by Senators Clark, Becker, Bleeker, Gilstrap, Hardenburger, Harrington, Hensley, Huelkamp, Jordan, Lee, Petty, Pugh, Steineger and Tyson.

SB 245, An act concerning certain municipalities; authorizing the calling of certain elections, by Senators Clark, Becker, Bleeker, Gilstrap, Gooch, Harrington, Hensley, Huelkamp, Jordan, Lee, Petty, Pugh and Steineger.

SB 246, An act concerning solid waste; amending K.S.A. 65-3430 and repealing the existing section, by Joint Committee on Administrative Rules and Regulations.

(continued)

SB 247, An act concerning authorized subjects in closed or executive meetings; amending K.S.A. 75-4319 and repealing the existing section, by Committee on Elections and Local Government.

SB 248, An act concerning the university of Kansas medical center; construction, repair, remodeling and renovating buildings from private moneys; exemptions from certain statutory requirements; amending K.S.A. 76-833 and repealing the existing section, by Committee on Ways and Means.

SB 249, An act concerning the university of Kansas school of medicine; establishing the Kansas urban underserved medical residency bridging program; prescribing guidelines and limitations therefor; authorizing certain loans and agreements thereunder, by Committee on Ways and Means.

SB 250, An act relating to sales taxation; concerning taxation of contractor and subcontractor services and materials; amending K.S.A. 1998 Supp. 79-3602 and 79-3603 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 251, An act concerning the Kansas public employees retirement system; authorizing purchase of prior service for certain persons, by Committee on Ways and Means.

SB 252, An act relating to property taxation; concerning tax levy rate limitations on certain governmental units; amending K.S.A. 2-610, 2-1318, 2-1319, 2-1322, 2-2007, 3-121, 12-1403, 12-1405, 12-1617h, 19-236, 19-807d, 19-2803, 19-2803e, 19-3105, 19-3106, 19-3305, 19-4004, 19-4011, 19-4102, 65-212, 68-166, 68-518c, 68-582, 73-407, 76-326a, 79-1945, 79-1946, 79-1962, 80-115, 80-119, 80-808, 80-903, 80-932, 80-1417, 80-1503, 80-1509, 80-1537, 80-1806, 80-1903, 80-1909, 80-1916, 80-1920, 80-1921, 80-1924, 80-2006, 80-2021, 80-2201, 80-2204 and 82a-308 and repealing the existing sections; also repealing K.S.A. 79-1947, 79-1947b, 79-1948, 79-1949, 79-1950, 79-1951, 79-1952 and 79-1953, by Committee on Assessment and Taxation.

SB 253, An act concerning insurance and insurance guaranty association assessments; reciprocity under certain conditions of certain amounts; amending K.S.A. 40-2702, 40-3006 and 40-3009 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 254, An act concerning elections; relating to campaign finance; amending K.S.A. 25-4142 and repealing the existing section, by Senator Huelskamp.

SB 255, An act concerning employment; providing for a fair share representation fee to be paid to certain labor organizations under certain circumstances; relating to procedures, rights and duties; amending K.S.A. 44-803 and repealing the existing section, by Senators Hensley, Barone, Biggs, Feleciano, Gilstrap, Gooch, Goodwin, Jones, Petty, Steineger and Stephens.

SB 256, An act concerning public works projects for state agencies; prescribing payment of minimum wages for work thereon and preferences for certain employees to work thereon, by Senators Hensley, Barone, Biggs, Downey, Feleciano, Gilstrap, Gooch, Goodwin, Jones, Lee, Petty and Steineger.

SB 257, An act concerning siting of certain electric generation facilities; amending K.S.A. 66-1,159, 66-1,160, 66-1,161, 66-1,162, 66-1,169a and 66-1,169c and K.S.A. 1998 Supp. 66-1,158 and 66-1,169b and repealing the existing sections, by Committee on Utilities.

SB 258, An act concerning livestock; relating to regulating certain livestock transactions; protection of producers against retaliation; prescribing damages therefor; repealing K.S.A. 50-157, by Committee on Agriculture.

SB 259, An act concerning insurance companies; regarding the privacy of medical records, enacting the health information privacy act, by Committee on Financial Institutions and Insurance.

SB 260, An act relating to the state banking board; transferring certain powers of the board to the state bank commissioner; amending K.S.A. 9-802, 9-804, 9-812, 9-908, 9-912, 9-1001, 9-1101a, 9-1107, 9-1127b, 9-1127c, 9-1127d, 9-1301, 9-1601, 9-1609, 9-1702, 9-1713, 9-1714, 9-1716, 9-1719, 9-1721, 9-1805, 9-1806, 9-1807, 9-2106 and 74-3005 and K.S.A. 1998 Supp. 9-535, 9-539, 9-904, 9-1101, 9-1111, 9-1135, 9-1402, 9-1801, 9-1904, 9-2107, 9-2108, 74-3004, 74-3006, 74-3007 and 74-3008 and repealing the existing sections; also repealing K.S.A. 9-901b, by Committee on Financial Institutions and Insurance.

SB 261, An act concerning the state board of education; relating to the election of the members thereof; amending K.S.A. 25-202, 25-1906, 25-3903, 25-3905, 25-3906 and 72-7504 and K.S.A. 1998 Supp. 25-1903 and repealing the existing sections; also repealing K.S.A. 1998 Supp. 25-3902a and 25-3904a, by Committee on Education.

SB 262, An act concerning fire protection, by Committee on Elections and Local Government.

SB 263, An act concerning crimes, criminal procedure and punishment; relating to appeals; amending K.S.A. 22-3602 and repealing the existing section, by Committee on Judiciary.

SB 264, An act concerning the consumer protection act; prohibiting the assignment of support rights in consumer transactions, by Committee on Judiciary.

SB 265, An act concerning the minimum wage and maximum hours law; amending K.S.A. 44-1203 and repealing the existing section, by Senators Biggs, Downey, Gilstrap, Gooch, Hensley, Jones, Petty and Stephens.

SB 266, An act concerning the university of Kansas school of medicine; relating to the medical student loan act; concerning satisfaction of loan recipients service obligation; amending K.S.A. 76-384 and repealing the existing section, by Committee on Ways and Means.

SB 267, An act concerning the pharmacy act of the state of Kansas; board procedures; prescription-only drugs; amending K.S.A. 1998 Supp. 65-1626, 65-1627, 65-1635 and 65-1643 and repealing the existing sections, by Committee on Public Health and Welfare.

SB 268, An act concerning developmentally disabled persons; relating to communications accommodations; amending K.S.A. 1998 Supp. 39-1803, 39-1804, 39-1805 and 39-1806 and repealing the existing sections, by Committee on Public Health and Welfare.

SB 269, An act concerning workers compensation; relating to self-employed subcontractors; amending K.S.A. 1998 Supp. 44-505, 44-508, 44-532 and 44-543 and repealing the existing sections, by Committee on Commerce.

SB 270, An act concerning the employment security law; relating to the method of calculating contributions and eligibility for benefits thereunder; amending K.S.A. 1998 Supp. 44-703, 44-705, 44-706 and 44-710a and repealing the existing sections, by Committee on Commerce.

SB 271, An act transferring the duties of the consumer credit commissioner to the state bank commissioner; creating a program of consumer credit affairs within the office of the state bank commissioner; abolishing the office of the consumer credit commissioner; amending K.S.A. 74-3005 and 75-1308 and K.S.A. 1998 Supp. 74-3004 and 74-3006 and repealing the existing sections; also repealing K.S.A. 16-403 and 16-609, by Committee on Financial Institutions and Insurance.

SB 272, An act concerning deferred deposit loans; regulating providers thereof, by Committee on Financial Institutions and Insurance.

SB 273, An act concerning roads; relating to the laying out, viewing, altering and vacation thereof; amending K.S.A. 68-102a and K.S.A. 1998 Supp. 68-102 and repealing the existing sections, by Senator Biggs.

SB 274, An act concerning state property; conveyance of land and buildings for services for the blind and visually impaired, by Committee on Federal and State Affairs.

SB 275, An act concerning the Kansas public employees retirement system; relating to certain correctional employees; normal retirement date; amending K.S.A. 74-4914c and repealing the existing section, by Senator Lee.

SB 276, An act concerning salaries and compensation for state officers and employees; amending K.S.A. 1998 Supp. 40-102, 46-137a, 46-137b, 75-3101, 75-3103, 75-3104, 75-3108, 75-3110 and 75-3111a and repealing the existing sections, by Committee on Ways and Means.

SB 277, An act concerning alternate dispute resolution programs and procedures; relating to certain contracts for public works projects or the acquisition of goods or services for state agencies and authorities, by Committee on Ways and Means.

SB 278, An act concerning cigarettes and tobacco products; relating to samples; amending K.S.A. 79-3321 and repealing the existing section, by Senator Biggs.

SB 279, An act concerning the sale or distribution of tobacco products; amending K.S.A. 79-3371 and repealing the existing section, by Senator Biggs.

SB 280, An act relating to property taxation; concerning the exemption of residential property from the statewide school levy; amending K.S.A. 1998 Supp. 79-201x and repealing the existing section, by Senators Hensley, Gilstrap, Gooch, Jones, Petty, Steineger and Stephens.

SB 281, An act concerning liens; providing liens on crops, by Committee on Agriculture.

SB 282, An act concerning small claims procedure; relating to corporate representation; amending K.S.A. 61-2707 and repealing the existing section, by Committee on Elections and Local Government.

SB 283, An act concerning campaign finance; relating to the use of public funds; amending K.S.A. 1998 Supp. 25-4169a and repealing the existing section, by Committee on Elections and Local Government.

SB 284, An act concerning the state corporation commission; relating to certain deliberations; amending K.S.A. 66-1,193 and K.S.A. 1998 Supp. 66-101f, 66-1,206 and 66-1,221 and repealing the existing sections, by Committee on Utilities.

SB 285, An act concerning penalties for violations of certain laws relating to big game animals; amending K.S.A. 32-1032 and repealing the existing section, by Committee on Judiciary.

SB 286, An act concerning the residential landlord and tenant act; relating to the termination of the rental agreement; expedited eviction procedure act; amending K.S.A. 58-2543 and 58-2564 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 287, An act concerning the chief engineer of the division of water resources of the department of agriculture; relating to powers thereof; amending K.S.A. 12-766, 24-126, 42-703, 42-722, 42-722a, 82a-303, 82a-303a, 82a-703b, 82a-704a, 82a-706a, 82a-708b, 82a-711, 82a-718, 82a-724, 82a-727, 82a-954, 82a-1028, 82a-1038, 82a-1345, 82a-1503 and 82a-1506 and repealing the existing sections, by Committee on Energy and Natural Resources.

SB 288, An act enacting the voluntary political contributions act of 1999, by Senators Kerr, Becker, Bleeker, Bond, Brownlee, Clark, Corbin, Donovan, Hardenburger, Harrington, Huelskamp, Jordan, Langworthy, Lawrence, Morris, Praeger, Pugh, Ranson, Salisbury, Salmans, Steffes, Tyson, Umbarger, Vidricksen and Vratil.

SB 289, An act concerning state property; conveyance of land and buildings for services for the blind and visually impaired, by Committee on Federal and State Affairs.

SB 290, An act concerning telecommunications; relating to rate rebalancing and access to the Kansas universal service fund; amending K.S.A. 1998 Supp. 66-1,187, 66-2001, 66-2002, 66-2003, 66-2005, 66-2008

and 66-2009 and repealing the existing sections; also repealing K.S.A. 1998 Supp. 66-2012 and 66-2013, by Senators Brownlee, Jordan, Ranson and Steineger.

SB 291, An act relating to the Kansas health insurance association; creating a reinsurance program for medical supplement policies issued to persons eligible for medicare; prohibiting denial of coverage to such persons; amending K.S.A. 1998 Supp. 40-2118, 40-2119 and 40-2121 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 292, An act concerning imported meat, poultry or dairy products labeling; providing for enforcement by the attorney general; amending K.S.A. 65-6a48, 65-6a49, 65-6a50 and 65-6a51 and repealing the existing sections, by Senators Tyson, Barone, Becker, Biggs, Bleeker, Bond, Brownlee, Clark, Corbin, Donovan, Emert, Gilstrap, Gooch, Harrington, Hensley, Huelskamp, Jordan, Kerr, Langworthy, Lawrence, Lee, Morris, Oleen, Praeger, Pugh, Ranson, Salisbury, Salmans, Steffes, Steineger, Stephens, Umbarger, Vidricksen and Vratil.

SB 293, An act relating to highways; concerning the priority formula for noninterstate roadways, by Senator Harrington.

SB 294, An act authorizing the establishment of state charter schools; repealing K.S.A. 1998 Supp. 72-1903, 72-1904, 72-1905, 72-1906, 72-1907, 72-1908, 72-1909 and 72-1910, by Senator Lawrence.

SB 295, An act enacting the Kansas educational opportunities certificate pilot program act, by Senator Lawrence.

Senate Resolutions

SR 1813, A resolution congratulating and commending Julie Miller.

SR 1814, A resolution in memory of Reverend Doctor Edward A. Freeman.

SR 1815, A resolution congratulating and commending the 1998 Hayden High School varsity football team.

Doc. No. 023470

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the index to the 1997 Volumes of the *Kansas Administrative Regulations* and the 1998 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

| Reg. No. | Action | Register |
|-----------------------|---------|----------------|
| 1-2-46 | Amended | V. 17, p. 1369 |
| 1-2-77 | New | V. 17, p. 1370 |
| 1-5-9 | Amended | V. 17, p. 1370 |
| 1-5-10 | Amended | V. 17, p. 1370 |
| 1-5-14 | Amended | V. 17, p. 1370 |
| 1-5-15 | Amended | V. 17, p. 1370 |
| 1-6-22a | Amended | V. 17, p. 1371 |
| 1-6-30 | Amended | V. 17, p. 1371 |
| 1-9-23 | Amended | V. 17, p. 1371 |
| 1-9-25 | Amended | V. 17, p. 1372 |
| 1-9-26 | Amended | V. 17, p. 1375 |
| 1-10-6 | Amended | V. 17, p. 1376 |
| 1-16-18 | Amended | V. 17, p. 945 |
| 1-16-18a | Amended | V. 17, p. 946 |
| 1-18-1a | Amended | V. 17, p. 947 |
| 1-39-1 through 1-39-4 | New | V. 17, p. 1678 |

AGENCY 4: DEPARTMENT OF AGRICULTURE

| Reg. No. | Action | Register |
|-----------------------|-------------|-----------------|
| 4-7-213 | Amended | V. 17, p. 171 |
| 4-7-213a | New | V. 17, p. 171 |
| 4-20-11 | Amended (T) | V. 18, p. 13 |
| 4-20-15 | New (T) | V. 18, p. 11 |
| 4-21-1 through 4-21-6 | New (T) | V. 18, p. 11-13 |

AGENCY 7: SECRETARY OF STATE

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 7-34-1 | Revoked | V. 17, p. 1679 |
| 7-39-1 | New | V. 17, p. 1679 |

AGENCY 9: ANIMAL HEALTH DEPARTMENT

| Reg. No. | Action | Register |
|-------------------------|---------|--------------------|
| 9-7-10 | Amended | V. 17, p. 364 |
| 9-10-33 through 9-10-39 | New | V. 17, p. 364, 365 |
| 9-20-4 | New | V. 18, p. 161 |

AGENCY 11: STATE CONSERVATION COMMISSION

| Reg. No. | Action | Register |
|------------------------|--------|------------------|
| 11-9-1 through 11-9-10 | New | V. 18, p. 79, 80 |

AGENCY 16: ATTORNEY GENERAL

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 16-1-7 | New | V. 17, p. 1620 |
| 16-2-1 | Revoked | V. 17, p. 1620 |
| 16-2-1a | New | V. 17, p. 1620 |
| 16-3-1 | Amended | V. 17, p. 1620 |
| 16-5-1 | Amended | V. 17, p. 1621 |
| 16-6-1 | Amended | V. 17, p. 1621 |
| 16-6-3 | New | V. 17, p. 1621 |

AGENCY 25: DEPARTMENT OF AGRICULTURE (KANSAS STATE GRAIN INSPECTION)

| Reg. No. | Action | Register |
|----------|--------|--------------|
| 25-5-1 | New | V. 18, p. 53 |

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

| Reg. No. | Action | Register |
|----------------------------|---------|---------------------|
| 28-1-4 | Amended | V. 17, p. 1505 |
| 28-1-13 | Amended | V. 17, p. 461 |
| 28-1-25 | Revoked | V. 18, p. 105 |
| 28-4-525 through 28-4-529 | Revoked | V. 17, p. 1149 |
| 28-18-1 through 28-18-4 | Amended | V. 17, p. 1971-1974 |
| 28-18-5 through 28-18-15 | New | V. 17, p. 1974-1977 |
| 28-18a-1 through 28-18a-32 | New | V. 17, p. 1977-1994 |
| 28-19-50 | Revoked | V. 18, p. 50 |
| 28-19-52 | Revoked | V. 18, p. 50 |
| 28-19-70 | Amended | V. 17, p. 588 |
| 28-19-201 | Amended | V. 18, p. 106 |
| 28-19-202 | Amended | V. 17, p. 122 |
| 28-19-517 | Amended | V. 17, p. 144 |
| 28-19-546 | Amended | V. 17, p. 144 |
| 28-19-561 | Amended | V. 17, p. 144 |
| 28-19-562 | Amended | V. 17, p. 145 |
| 28-19-563 | Amended | V. 17, p. 146 |
| 28-19-564 | New | V. 17, p. 589 |
| 28-19-650 | New | V. 18, p. 50 |
| 28-29-12 | Amended | V. 17, p. 1026 |
| 28-29-25d | New | V. 17, p. 1931 |
| 28-29-27 | Amended | V. 17, p. 1026 |
| 28-29-98 | Amended | V. 17, p. 1087 |
| 28-29-108 | Amended | V. 17, p. 1027 |
| 28-29-109 | New | V. 17, p. 1031 |
| 28-36-30 | Amended | V. 17, p. 1679 |
| 28-52-2 | New | V. 17, p. 168 |

(continued)

| | | |
|----------|---------|-------------------|
| 28-52-3 | New | V. 17, p. 168 |
| 28-52-4 | New | V. 17, p. 168 |
| 28-68-3 | Amended | V. 17, p. 547 |
| 28-70-1 | New | V. 17, p. 168 |
| 28-70-2 | New | V. 17, p. 168 |
| 28-70-3 | New | V. 17, p. 169 |
| 28-71-1 | | |
| through | | |
| 28-71-12 | New | V. 17, p. 959-964 |

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

| Reg. No. | Action | Register |
|-----------|---------|---------------------|
| 30-4-39 | Amended | V. 17, p. 932 |
| 30-4-50 | Amended | V. 17, p. 933 |
| 30-4-52 | Amended | V. 17, p. 933 |
| 30-4-54 | Amended | V. 17, p. 933 |
| 30-4-55 | Amended | V. 17, p. 934 |
| 30-4-64 | Amended | V. 17, p. 934 |
| 30-4-70 | Amended | V. 17, p. 935 |
| 30-4-110 | Amended | V. 17, p. 936 |
| 30-4-111 | Amended | V. 17, p. 1837 |
| 30-4-140 | Amended | V. 17, p. 938 |
| 30-5-64 | Amended | V. 17, p. 1838 |
| 30-5-70 | Amended | V. 17, p. 1376 |
| 30-5-78 | Amended | V. 17, p. 1378 |
| 30-5-82 | Amended | V. 17, p. 1839 |
| 30-5-82a | Amended | V. 17, p. 1840 |
| 30-5-88 | Amended | V. 17, p. 938 |
| 30-5-118 | Amended | V. 17, p. 1840 |
| 30-5-118a | Amended | V. 17, p. 1841 |
| 30-5-118b | New | V. 17, p. 1842 |
| 30-5-300 | Amended | V. 17, p. 300 |
| 30-5-310 | New | V. 17, p. 302 |
| 30-6-35 | Amended | V. 17, p. 1580 |
| 30-6-36 | Amended | V. 17, p. 1580 |
| 30-6-41 | Amended | V. 17, p. 1581 |
| 30-6-52 | Amended | V. 17, p. 939 |
| 30-6-54 | Amended | V. 17, p. 940 |
| 30-6-65 | Amended | V. 17, p. 940 |
| 30-6-70 | Amended | V. 17, p. 941 |
| 30-6-77 | Amended | V. 17, p. 1581 |
| 30-6-103 | Amended | V. 17, p. 941 |
| 30-6-111 | Amended | V. 17, p. 1844 |
| 30-6-112 | Amended | V. 17, p. 943 |
| 30-10-1a | Amended | V. 17, p. 1845 |
| 30-10-2 | Amended | V. 17, p. 1847 |
| 30-10-14 | Amended | V. 17, p. 1168 |
| 30-10-15a | Amended | V. 17, p. 1848 |
| 30-10-15b | Amended | V. 17, p. 1850 |
| 30-10-17 | Amended | V. 17, p. 1850 |
| 30-10-18 | Amended | V. 17, p. 1852 |
| 30-10-25 | Amended | V. 17, p. 1854 |
| 30-10-26 | Amended | V. 17, p. 1855 |
| 30-10-28 | Amended | V. 17, p. 1856 |
| 30-10-209 | Amended | V. 17, p. 1168 |
| 30-14-1 | New | V. 17, p. 1583 |
| 30-14-2 | New | V. 17, p. 1583 |
| 30-14-3 | New | V. 17, p. 1583 |
| 30-14-20 | | |
| through | | |
| 30-14-31 | New | V. 17, p. 1584-1586 |
| 30-14-50 | New | V. 17, p. 1586 |
| 30-63-1 | Amended | V. 17, p. 1378 |
| 30-63-10 | Amended | V. 17, p. 1378 |
| 30-63-13 | Amended | V. 17, p. 1379 |
| 30-63-20 | | |
| through | | |
| 30-63-25 | Amended | V. 17, p. 1380-1382 |
| 30-63-28 | Amended | V. 17, p. 1383 |
| 30-63-30 | Amended | V. 17, p. 1383 |
| 30-64-12 | Amended | V. 17, p. 1384 |
| 30-64-22 | Amended | V. 17, p. 1384 |
| 30-64-23 | Amended | V. 17, p. 1385 |
| 30-64-24 | Amended | V. 17, p. 1385 |
| 30-64-25 | Amended | V. 17, p. 1386 |
| 30-64-27 | Amended | V. 17, p. 1386 |
| 30-64-28 | Amended | V. 17, p. 1386 |
| 30-64-29 | Amended | V. 17, p. 1387 |
| 30-64-31 | Amended | V. 17, p. 1387 |
| 30-64-32 | Amended | V. 17, p. 1387 |

AGENCY 39: KANSAS TURNPIKE AUTHORITY

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 39-1-1 | Amended | V. 17, p. 1935 |
| 39-1-8 | Revoked | V. 17, p. 1935 |

| | | |
|---------|---------|----------------|
| 39-1-9 | Amended | V. 17, p. 1935 |
| 39-1-14 | Revoked | V. 17, p. 1936 |
| 39-1-19 | Amended | V. 17, p. 1936 |
| 39-3-1 | | |
| through | | |
| 39-3-8 | Revoked | V. 17, p. 1936 |
| 39-5-1 | Revoked | V. 17, p. 1936 |
| 39-6-1 | Revoked | V. 17, p. 1936 |
| 39-6-2 | Revoked | V. 17, p. 1936 |

AGENCY 40: KANSAS INSURANCE DEPARTMENT

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 40-1-35 | Revoked | V. 17, p. 1837 |
| 40-1-45 | New | V. 17, p. 1211 |
| 40-2-25 | Amended | V. 17, p. 1546 |
| 40-4-34 | Amended | V. 18, p. 124 |
| 40-4-36 | Amended | V. 17, p. 689 |
| 40-5-10 | Amended | V. 17, p. 1578 |
| 40-9-118 | Amended | V. 17, p. 1033 |
| 40-15b-1 | Amended | V. 17, p. 1547 |

AGENCY 44: DEPARTMENT OF CORRECTIONS

| Reg. No. | Action | Register |
|-----------|-------------|---------------|
| 44-1-103 | Amended (T) | V. 18, p. 131 |
| 44-12-601 | Amended | V. 17, p. 424 |

AGENCY 45: KANSAS PAROLE BOARD

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 45-9-2 | Amended | V. 17, p. 143 |

AGENCY 47: DEPARTMENT OF HEALTH AND ENVIRONMENT (MINED-LAND CONSERVATION AND RECLAMATION)

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 47-2-53 | Amended | V. 17, p. 1108 |
| 47-2-75 | Amended | V. 17, p. 1108 |
| 47-3-42 | Amended | V. 17, p. 1109 |
| 47-5-5a | Amended | V. 17, p. 1110 |
| 47-6-4 | Amended | V. 17, p. 1112 |
| 47-6-6 | Amended | V. 17, p. 1112 |
| 47-6-8 | Amended | V. 17, p. 1113 |
| 47-7-2 | Amended | V. 17, p. 1113 |
| 47-8-9 | Amended | V. 17, p. 1113 |
| 47-9-1 | Amended | V. 17, p. 1114 |
| 47-16-6 | Amended | V. 17, p. 1117 |
| 47-16-9 | Amended | V. 17, p. 1117 |
| 47-16-10 | Amended | V. 17, p. 1117 |
| 47-16-11 | Amended | V. 17, p. 1117 |

AGENCY 48: DEPARTMENT OF HUMAN RESOURCES—EMPLOYMENT SECURITY BOARD OF REVIEW

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 48-1-4 | Amended | V. 17, p. 628 |

AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—DIVISION OF WORKERS COMPENSATION

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 51-1-22 | Revoked | V. 17, p. 628 |
| 51-2-4 | Amended | V. 17, p. 628 |
| 51-2-5 | Amended | V. 17, p. 629 |
| 51-3-1 | Amended | V. 17, p. 629 |
| 51-3-5 | Amended | V. 17, p. 629 |
| 51-3-5a | Amended | V. 17, p. 629 |
| 51-3-6 | Amended | V. 17, p. 630 |
| 51-3-8 | Amended | V. 17, p. 630 |
| 51-3-17 | Revoked | V. 17, p. 631 |
| 51-4-1 | Revoked | V. 17, p. 631 |
| 51-7-5 | Revoked | V. 17, p. 631 |
| 51-7-6 | Revoked | V. 17, p. 631 |
| 51-7-8 | Amended | V. 17, p. 631 |
| 51-8-2 | | |
| through | | |
| 51-8-7 | Revoked | V. 17, p. 631 |
| 51-8-9 | Revoked | V. 17, p. 631 |
| 51-8-10 | Revoked | V. 17, p. 631 |
| 51-9-5 | Amended | V. 17, p. 632 |
| 51-9-10 | Amended | V. 17, p. 632 |
| 51-9-11 | Amended | V. 17, p. 632 |
| 51-9-12 | New | V. 17, p. 632 |
| 51-9-13 | New | V. 17, p. 633 |
| 51-9-14 | New | V. 17, p. 634 |

| | | |
|---------|---------|---------------|
| 51-10-6 | Amended | V. 17, p. 634 |
| 51-12-2 | New | V. 17, p. 635 |
| 51-13-1 | Amended | V. 17, p. 635 |
| 51-15-2 | Amended | V. 17, p. 635 |
| 51-17-2 | New | V. 17, p. 635 |
| 51-18-2 | Amended | V. 17, p. 636 |

| | | |
|---------|---------|---------------|
| 51-18-3 | | |
| through | | |
| 51-18-6 | New | V. 17, p. 637 |
| 51-19-1 | Amended | V. 17, p. 637 |
| 51-21-1 | Amended | V. 17, p. 637 |
| 51-24-1 | Amended | V. 17, p. 637 |
| 51-24-2 | Revoked | V. 17, p. 637 |
| 51-24-7 | Revoked | V. 17, p. 637 |

AGENCY 60: BOARD OF NURSING

| Reg. No. | Action | Register |
|-----------|---------|---------------------|
| 60-3-104 | Amended | V. 18, p. 51 |
| 60-3-106 | Amended | V. 18, p. 51 |
| 60-3-106a | Amended | V. 17, p. 357 |
| 60-3-107 | Amended | V. 17, p. 357 |
| 60-3-112 | New | V. 17, p. 357 |
| 60-4-101 | Amended | V. 17, p. 358 |
| 60-7-101 | Amended | V. 18, p. 52 |
| 60-7-109 | New | V. 17, p. 358 |
| 60-7-110 | New | V. 17, p. 358 |
| 60-8-101 | Amended | V. 17, p. 358 |
| 60-9-105 | Amended | V. 17, p. 358 |
| 60-9-106 | Amended | V. 17, p. 359 |
| 60-9-107 | Amended | V. 17, p. 360 |
| 60-11-119 | Amended | V. 17, p. 361 |
| 60-11-120 | New | V. 17, p. 361 |
| 60-11-121 | New | V. 17, p. 361 |
| 60-15-101 | | |
| through | | |
| 60-15-104 | Amended | V. 17, p. 1321-1323 |
| 60-16-101 | Amended | V. 17, p. 796 |
| 60-16-102 | Amended | V. 17, p. 796 |

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 65-4-3 | Amended | V. 17, p. 1270 |

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 66-6-1 | Amended | V. 17, p. 102 |
| 66-7-2 | Amended | V. 18, p. 79 |
| 66-10-1 | Amended | V. 17, p. 102 |

AGENCY 68: BOARD OF PHARMACY

| Reg. No. | Action | Register |
|-----------|---------|----------------|
| 68-1-1b | Amended | V. 17, p. 1107 |
| 68-2-20 | Amended | V. 17, p. 1167 |
| 68-2-22 | New | V. 18, p. 81 |
| 68-7-12 | Amended | V. 17, p. 170 |
| 68-19-1 | Amended | V. 18, p. 81 |
| 68-20-10a | New | V. 18, p. 81 |
| 68-20-15a | Amended | V. 18, p. 82 |
| 68-20-16 | Amended | V. 17, p. 1107 |
| 68-20-17 | Amended | V. 18, p. 83 |
| 68-20-19 | Amended | V. 18, p. 83 |

AGENCY 69: BOARD OF COSMETOLOGY

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 69-11-1 | Amended | V. 17, p. 1622 |

AGENCY 71: KANSAS DENTAL BOARD

| Reg. No. | Action | Register |
|----------|--------|--------------------|
| 71-3-7 | New | V. 18, p. 104 |
| 71-6-1 | | |
| through | | |
| 71-6-6 | New | V. 18, p. 104, 105 |

AGENCY 74: BOARD OF ACCOUNTANCY

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 74-2-7 | Amended | V. 17, p. 1415 |
| 74-4-1 | Amended | V. 17, p. 1415 |
| 74-4-4 | Amended | V. 17, p. 1415 |
| 74-4-7 | Amended | V. 17, p. 1415 |
| 74-4-8 | Amended | V. 17, p. 1416 |
| 74-4-9 | Amended | V. 17, p. 1416 |
| 74-4-10 | Amended | V. 17, p. 1416 |
| 74-5-2 | Amended | V. 17, p. 1932 |

| | | |
|----------|---------|--------------------|
| 74-5-103 | Amended | V. 17, p. 1933 |
| 74-5-104 | Amended | V. 17, p. 1934 |
| 74-5-202 | Amended | V. 17, p. 1417 |
| 74-5-203 | Amended | V. 17, p. 1417 |
| 74-5-301 | Amended | V. 17, p. 1417 |
| 74-5-404 | New | V. 17, p. 1934 |
| 74-5-406 | Amended | V. 17, p. 1417 |
| 74-5-407 | Amended | V. 17, p. 1418 |
| 74-6-2 | Amended | V. 17, p. 1418 |
| 74-11-6 | | |
| through | | |
| 74-11-14 | Amended | V. 17, p. 1418-142 |

AGENCY 75: CONSUMER CREDIT COMMISSIONER

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 75-6-24 | Amended | V. 17, p. 738 |

AGENCY 82: STATE CORPORATION COMMISSION

| Reg. No. | Action | Register |
|----------|---------|--------------------|
| 82-3-800 | | |
| through | | |
| 82-3-804 | New | V. 17, p. 362, 363 |
| 82-4-1 | Amended | V. 17, p. 1887 |
| 82-4-3 | Amended | V. 17, p. 1888 |
| 82-4-6d | Amended | V. 17, p. 1888 |
| 82-4-20 | Amended | V. 17, p. 1889 |
| 82-4-21 | Amended | V. 17, p. 1889 |
| 82-4-22 | Amended | V. 17, p. 1890 |
| 82-4-23 | Amended | V. 17, p. 1890 |
| 82-4-24a | Amended | V. 17, p. 1890 |
| 82-4-26 | Amended | V. 17, p. 1890 |
| 82-4-27 | Amended | V. 17, p. 1891 |
| 82-4-27a | Amended | V. 17, p. 1891 |
| 82-4-27c | Amended | V. 17, p. 1892 |
| 82-4-27e | Amended | V. 17, p. 1892 |
| 82-4-27f | Amended | V. 17, p. 1893 |
| 82-4-27g | Amended | V. 17, p. 1893 |
| 82-4-28 | Amended | V. 17, p. 1893 |
| 82-4-28a | Amended | V. 17, p. 1894 |
| 82-4-28b | Amended | V. 17, p. 1894 |
| 82-4-29a | Amended | V. 17, p. 1894 |
| 82-4-30a | Amended | V. 17, p. 1894 |
| 82-4-30b | Revoked | V. 17, p. 1895 |
| 82-4-31 | Amended | V. 17, p. 1895 |
| 82-4-32 | Amended | V. 17, p. 1895 |
| 82-4-33 | Amended | V. 17, p. 1895 |
| 82-4-35a | Amended | V. 17, p. 1895 |
| 82-4-37 | Amended | V. 17, p. 1895 |
| 82-4-42 | Amended | V. 17, p. 1896 |
| 82-4-46 | Amended | V. 17, p. 1896 |
| 82-4-48 | Amended | V. 17, p. 1896 |
| 82-4-48a | New | V. 17, p. 1896 |
| 82-4-49c | Amended | V. 17, p. 1897 |
| 82-4-53 | Amended | V. 17, p. 1897 |
| 82-4-54 | Amended | V. 17, p. 1897 |
| 82-4-55 | Amended | V. 17, p. 1897 |
| 82-4-56a | Amended | V. 17, p. 1898 |
| 82-4-57 | Amended | V. 17, p. 1898 |
| 82-4-58a | Revoked | V. 17, p. 1898 |
| 82-4-58b | Revoked | V. 17, p. 1898 |
| 82-4-58c | Revoked | V. 17, p. 1899 |
| 82-4-58d | Amended | V. 17, p. 1899 |
| 82-4-59 | Revoked | V. 17, p. 1899 |
| 82-4-62 | Amended | V. 17, p. 1899 |
| 82-4-63 | Amended | V. 17, p. 1899 |
| 82-4-64 | Revoked | V. 17, p. 1899 |
| 82-4-65 | Amended | V. 17, p. 1899 |
| 82-4-67 | Revoked | V. 17, p. 1899 |
| 82-4-68 | Amended | V. 17, p. 1899 |
| 82-4-69 | Amended | V. 17, p. 1900 |
| 82-4-85 | Amended | V. 17, p. 1900 |

AGENCY 86: KANSAS REAL ESTATE COMMISSION

| Reg. No. | Action | Register |
|----------|---------|---------------|
| 86-1-5 | Amended | V. 17, p. 246 |

AGENCY 88: BOARD OF REGENTS

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 88-2-1 | Amended | V. 17, p. 1087 |
| 88-3-1 | Amended | V. 17, p. 1087 |
| 88-3-2 | Amended | V. 17, p. 1087 |
| 88-3-5 | Revoked | V. 17, p. 1088 |

| | | |
|---------|---------|----------------|
| 88-3-9 | Amended | V. 17, p. 208 |
| 88-3-11 | Amended | V. 17, p. 1088 |
| 88-3-13 | New | V. 17, p. 1088 |

AGENCY 91: DEPARTMENT OF EDUCATION

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 91-5-1 | Amended | V. 17, p. 1802 |
| 91-5-1a | Amended | V. 17, p. 1802 |
| 91-5-2 | Revoked | V. 17, p. 1803 |
| 91-5-4 | Amended | V. 17, p. 1803 |
| 91-5-8 | Revoked | V. 17, p. 1803 |
| 91-5-9 | Amended | V. 17, p. 1803 |
| 91-5-10 | Revoked | V. 17, p. 1803 |
| 91-5-11 | Revoked | V. 17, p. 1803 |
| 91-5-13 | Amended | V. 17, p. 1803 |

AGENCY 92: DEPARTMENT OF REVENUE

| Reg. No. | Action | Register |
|-----------|---------|---------------|
| 92-19-1a | Revoked | V. 17, p. 949 |
| 92-19-1b | New | V. 17, p. 949 |
| 92-19-3 | Amended | V. 17, p. 949 |
| 92-19-8 | Revoked | V. 17, p. 950 |
| 92-19-13 | Revoked | V. 17, p. 950 |
| 92-19-13a | New | V. 17, p. 950 |
| 92-19-16 | Revoked | V. 17, p. 950 |
| 92-19-18 | Revoked | V. 17, p. 950 |
| 92-19-18a | New | V. 17, p. 950 |
| 92-19-19 | Revoked | V. 17, p. 950 |
| 92-19-25a | Revoked | V. 17, p. 951 |
| 92-19-25b | New | V. 17, p. 951 |
| 92-19-27a | Revoked | V. 17, p. 952 |
| 92-19-30 | Amended | V. 17, p. 952 |
| 92-19-32 | Revoked | V. 17, p. 954 |
| 92-19-34 | Revoked | V. 17, p. 954 |
| 92-19-35 | Revoked | V. 17, p. 954 |
| 92-19-39 | Revoked | V. 17, p. 954 |
| 92-19-49 | Revoked | V. 17, p. 954 |
| 92-19-49a | New | V. 17, p. 954 |
| 92-19-66a | Revoked | V. 17, p. 956 |
| 92-19-66b | Amended | V. 17, p. 956 |
| 92-19-66d | Revoked | V. 17, p. 957 |
| 92-19-66e | New | V. 17, p. 957 |
| 92-19-68 | Revoked | V. 17, p. 959 |
| 92-19-78 | Revoked | V. 17, p. 959 |
| 92-21-18 | Revoked | V. 17, p. 959 |
| 92-21-21 | Revoked | V. 17, p. 959 |

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

| Reg. No. | Action | Register |
|----------|---------|--------------------|
| 93-3-1 | | |
| through | | |
| 93-3-4 | Revoked | V. 17, p. 948 |
| 93-4-1 | Revoked | V. 17, p. 948 |
| 93-4-2 | | |
| through | | |
| 93-4-6 | New | V. 17, p. 948, 949 |

AGENCY 99: DEPARTMENT OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

| Reg. No. | Action | Register |
|----------|---------|--------------------|
| 99-25-1 | Amended | V. 17, p. 209 |
| 99-25-2 | Revoked | V. 17, p. 209 |
| 99-25-4 | | |
| through | | |
| 99-25-8 | New | V. 17, p. 209, 210 |
| 99-27-1 | | |
| through | | |
| 99-27-5 | New | V. 17, p. 210-212 |
| 99-30-5 | Amended | V. 17, p. 212 |
| 99-30-6 | Amended | V. 17, p. 212 |
| 99-31-5 | Amended | V. 17, p. 212 |
| 99-31-6 | Amended | V. 17, p. 213 |
| 99-40-7 | New | V. 17, p. 213 |

AGENCY 100: BOARD OF HEALING ARTS

| Reg. No. | Action | Register |
|-----------|---------|----------------|
| 100-11-1 | Amended | V. 17, p. 509 |
| 100-15-1 | Amended | V. 16, p. 1176 |
| 100-22-1 | Amended | V. 17, p. 1644 |
| 100-23-1 | Amended | V. 17, p. 299 |
| 100-24-1 | Amended | V. 17, p. 1644 |
| 100-24-2 | New | V. 17, p. 1644 |
| 100-29-3a | New | V. 17, p. 1323 |

| | | |
|-----------|---------|----------------|
| 100-29-7 | Amended | V. 17, p. 510 |
| 100-49-4 | Amended | V. 17, p. 510 |
| 100-54-1 | Amended | V. 17, p. 1969 |
| 100-54-2 | Amended | V. 17, p. 1969 |
| 100-54-3 | Amended | V. 17, p. 1969 |
| 100-54-4 | Amended | V. 17, p. 510 |
| 100-54-5 | Amended | V. 17, p. 1969 |
| 100-54-6 | Amended | V. 17, p. 1970 |
| 100-54-8 | Amended | V. 17, p. 4970 |
| 100-54-9 | Amended | V. 17, p. 1970 |
| 100-55-4 | Amended | V. 17, p. 510 |
| 100-55-10 | Revoked | V. 17, p. 510 |
| 100-60-1 | Amended | V. 17, p. 510 |
| 100-69-5 | Amended | V. 17, p. 510 |

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 102-1-1 | Amended | V. 17, p. 1799 |
| 102-1-8 | Amended | V. 17, p. 1800 |
| 102-1-12 | Amended | V. 17, p. 1800 |
| 102-3-7 | Revoked | V. 17, p. 426 |
| 102-3-7a | New | V. 17, p. 426 |
| 102-4-7a | New | V. 17, p. 318 |
| 102-5-7 | Revoked | V. 17, p. 427 |
| 102-5-7a | New | V. 17, p. 427 |

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

| Reg. No. | Action | Register |
|----------|--------|---------------|
| 108-1-2 | New | V. 17, p. 462 |

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery can be found in the Vol. 17, No. 53, December 31, 1998 issue of the Kansas Register. The Kansas Lottery regulations listed below were published after December 31, 1998.

| Reg. No. | Action | Register |
|------------|---------|-------------------|
| 111-1-5 | Amended | V. 18, p. 54 |
| 111-2-80 | New | V. 18, p. 54 |
| 111-2-81 | New | V. 18, p. 14 |
| 111-2-82 | New | V. 18, p. 55 |
| 111-2-83 | New | V. 18, p. 55 |
| 111-2-84 | New | V. 18, p. 55 |
| 111-2-85 | New | V. 18, p. 125 |
| 111-2-86 | New | V. 18, p. 125 |
| 111-4-1364 | | |
| through | | |
| 111-4-1380 | New | V. 18, p. 14-19 |
| 111-4-1381 | | |
| through | | |
| 111-4-1396 | New | V. 18, p. 55-59 |
| 111-4-1397 | | |
| through | | |
| 111-4-1412 | New | V. 18, p. 125-129 |
| 111-5-24 | Amended | V. 18, p. 130 |
| 111-5-28 | Amended | V. 18, p. 130 |
| 111-5-75 | New | V. 18, p. 59 |

AGENCY 112: KANSAS RACING AND GAMING COMMISSION

| Reg. No. | Action | Register |
|-----------|---------|----------------|
| 112-4-1 | Amended | V. 17, p. 511 |
| 112-4-22 | Amended | V. 17, p. 512 |
| 112-4-22a | New | V. 17, p. 512 |
| 112-4-23 | Amended | V. 17, p. 590 |
| 112-7-7 | Amended | V. 17, p. 512 |
| 112-10-8 | Amended | V. 17, p. 1968 |
| 112-12-9 | Amended | V. 17, p. 213 |
| 112-16-11 | Amended | V. 17, p. 590 |
| 112-18-21 | Amended | V. 17, p. 60 |

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

| Reg. No. | Action | Register |
|----------|---------|----------------|
| 115-2-3 | Amended | V. 17, p. 462 |
| 115-2-6 | New | V. 17, p. 462 |
| 115-4-1 | Amended | V. 17, p. 463 |
| 115-4-7 | Amended | V. 17, p. 464 |
| 115-17-1 | Amended | V. 17, p. 1707 |
| 115-17-2 | Amended | V. 17, p. 1707 |
| 115-17-4 | Amended | V. 17, p. 1708 |

(continued)

| | | |
|-----------|---------|----------------|
| 115-17-5 | Amended | V. 17, p. 1708 |
| 115-17-6 | Amended | V. 17, p. 1708 |
| 115-17-14 | Amended | V. 17, p. 1709 |
| 115-18-12 | Amended | V. 17, p. 1086 |
| 115-18-13 | Amended | V. 17, p. 1414 |
| 115-20-2 | Amended | V. 17, p. 1709 |
| 115-35-1 | New | V. 17, p. 1710 |

AGENCY 117: REAL ESTATE APPRAISAL BOARD

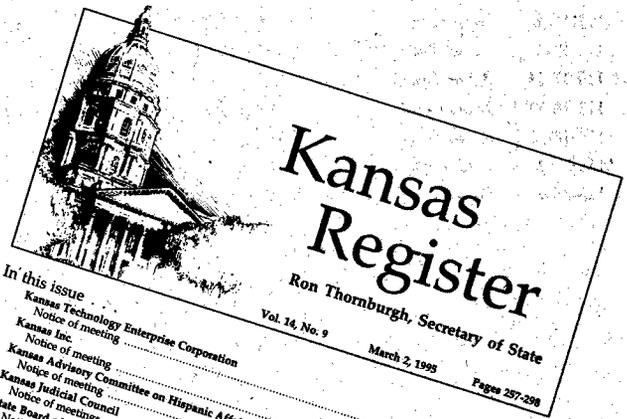
| Reg. No. | Action | Register |
|----------|---------|----------------|
| 117-5-1 | Amended | V. 17, p. 465 |
| 117-5-2 | New | V. 17, p. 465 |
| 117-5-3 | New | V. 17, p. 465 |
| 117-6-3 | Amended | V. 17, p. 1706 |
| 117-8-1 | Amended | V. 17, p. 1167 |

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| 117-8-2 | New | V. 17, p. 1707 |
|---------|-----|----------------|

AGENCY 118: KANSAS STATE HISTORICAL SOCIETY

| Reg. No. | Action | Register |
|--------------------------|---------|----------------------|
| 118-1-1 through 118-1-4 | Amended | V. 17, p. 1547, 1548 |
| 118-3-1 through 118-3-16 | New | V. 17, p. 1549-1553 |

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In this issue

| | |
|---|-----|
| Kansas Technology Enterprise Corporation Notice of meeting | 259 |
| Kansas Inc. Notice of meeting | 259 |
| Kansas Advisory Committee on Hispanic Affairs Notice of meeting | 259 |
| Kansas Judicial Council Notice of meetings | 259 |
| State Board of Indigent's Defense Services Notice of meeting | 259 |
| Real Estate Appraisal Board Notice of hearing on proposed administrative regulations | 260 |
| State Emergency Response Commission Notice of meeting | 260 |
| Legislative bills introduced February 16-22 | 261 |
| Kansas Law Enforcement Training Commission Notice of meeting | 261 |
| Social and Rehabilitation Services Notice of meeting | 261 |
| Request for proposals | 261 |

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