

# Kansas Register

Ron Thornburgh, Secretary of State

Vol. 19, No. 51    December 21, 2000    Pages 1975-2006

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## State of Kansas

## Kansas Insurance Department

## Public Notice

The Kansas Insurance Department is offering the following two automated microfiche storage cabinets for sale:

- Large KardVeyer, Series 80 microfiche storage cabinet, holds 12 rows of 13 removable trays (each tray is 12" long) for a total of 156 trays.

- Smaller KardVeyer 300 by Sperry/Remington. This smaller machine holds 8 rows of 6 removable trays (each tray is 12" long) for a total of 48 trays.

Both machines are in excellent working condition and have been well maintained. If interested in one or both, contact Sabrina Wells, Kansas Insurance Department, 420 S.W. 9th, Topeka, 66612, (785) 291-3191, by January 4.

Kathleen Sebelius  
Kansas Insurance Commissioner

Doc. No. 025991

## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of December 25-January 7. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. When available, agendas can be found at <http://skyways.lib.ks.us/ksleg/KLRD/klrd.html>.

Date	Room	Time	Committee	Agenda
January 3	519-S	10:00 a.m.	Legislative Post Audit	Agenda not available.
January 3	526-S	9:00 a.m.	Special Committee on	Hearings on grain warehouse
January 4	526-S	9:00 a.m.	Agriculture	issues, committee discussion, and committee recommendations.
January 5	526-S	10:00 a.m.	Joint Committee on State-Tribal Relations	Review of committee report and possible introduction of bills.

Jeff Russell  
Director of Legislative  
Administrative Services

Doc. No. 025996

The Kansas Register (ISSN No. 0662-190) is an official publication of the State of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly by the Kansas Secretary of State, 1st Floor, Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594. One-year subscriptions are \$80 (Kansas residents must include \$5.44 state and local sales tax). Single copies may be purchased, if available, for \$2 each. Periodicals postage paid at Topeka, KS.

*Postmaster:* Send change of address form to Kansas Register, Secretary of State, 1st Floor, Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594.

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**PUBLISHED BY**  
Ron Thornburgh  
Secretary of State  
1st Floor, Memorial Hall  
120 S.W. 10th Ave.  
Topeka, KS 66612-1594  
(785) 296-4564  
[www.kssos.org](http://www.kssos.org)



**Register Office:**  
Garden Level, Memorial Hall  
(785) 296-3489  
Fax (785) 368-8024

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. 1999 Supp. 12-1675(b)(c)(d), and K.S.A. 75-4201(l) and 75-4209(a)(1)(B).

Effective 12-18-00 through 12-24-00	
Term	Rate
1-89 days	6.52%
3 months	6.04%
6 months	5.97%
1 year	5.74%
18 months	5.54%
2 years	5.34%

Derl S. Treff  
Director of Investments

Doc. No. 025989

State of Kansas

**Department of Revenue**

**Notice of Available Publications**

Listed below are all the Private Letter Rulings, Opinion Letters, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&As, Information Guides and Notices published by the Department of Revenue for November 2000. Copies can be obtained by accessing the Policy Information Library located on the Internet at [www.ink.org/public/kdor](http://www.ink.org/public/kdor) or by calling the Office of Policy and Research at (785) 296-3081.

**Private Letter Rulings**

- P-2000-056 Leases of suites and hospitality chalets at sporting events.
- P-2000-057 Processing fees subject to sales and compensating tax.
- P-2000-058 Purchases of waterworks material (valves, hydrants, meters, etc.) made by rural water districts, city utility departments and water benefit districts are subject to sales tax.
- P-2000-059 Taxability of the gross receipts from the sale of discount dining cards.
- P-2000-060 Sales of equipment that a Kansas utility purchases and incorporates into their electric distribution and transmission line system.
- P-2000-065 Rental of construction equipment; repair of tools, trucks or construction equipment by a contractor.

**Opinion Letters**

- O-2000-032 Telephone charges for a church.
- O-2000-033 Coin-operated air compressors at convenience stores.
- O-2000-034 Coin-operated air compressors at convenience stores.
- O-2000-035 Sales of prepaid telephone calling cards to retail stores.
- O-2000-036 Fund raising activities by state employees for worthy causes.

**Revenue Rulings**

No new publications

**Notices**

- Notice 00-12 Sales Tax Treatment of Prepaid Telephone Calling Cards.

**Memorandums**

No new publications

**Property Valuation Division Directives**

No new publications

**Q&As**

No new publications

**Information Guides**

No new publications

Richard L. Cram  
Director of Policy and Research

Doc. No. 025990

State of Kansas

**Department of Transportation**

**Notice to Consulting Engineers**

The Kansas Department of Transportation is seeking qualified consulting engineering firms for the project listed below. Seven signed copies of the response should be mailed to Neil Rusch, P.E., Assistant to the Director, Division of Engineering and Design, KDOT, Room 1084-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1568. Responses shall be limited to four pages. Responses must be received in Room 1084-West by 5 p.m. January 17 for the consulting engineering firm to be considered.

From the firms expressing interest, the Consultant Selection Committee will select a list of the most highly qualified (not less than three, not more than five) and invite them to attend an individual interview conference. At this time, the consulting firms can more thoroughly discuss their experience related to the type of project at hand and will be expected to discuss, in some detail, their approach to this project and the personnel to be assigned to the project. Firms not selected to be short listed will be notified by letter.

The Consultant Negotiating Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select the firm to perform the professional services required for completing the advertised project. After the selection of this firm, the remaining firms will be notified by letter of the outcome.

**50-48 K-8257-01, Reno County**

The scope of services is to reconstruct the US-50/K-96 interchange in South Hutchinson. The project is scheduled for plan completion in fiscal year 2006 and the estimated construction cost is \$3,600,000.

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

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

E. Dean Carlson  
Secretary of Transportation

Doc. No. 025993

## State of Kansas

**Department of Health  
and Environment**

**Notice of Hearing**

The Kansas Department of Health and Environment has prepared a draft Kansas Water Pollution Control Permit, C-UA14-NO01, for a new wastewater treatment facility for Garden City Mobile Home Park, Everett Miller, President, Miller Enterprises, Inc. The proposed permit also is public-noticed in this edition of the Kansas Register (Public Notice No. KS-ND-00-054). Based upon significant public interest already shown concerning this project, a public meeting, followed by a public hearing, has been scheduled in conjunction with the public notice of the draft permit.

The public meeting on KDHE's intention to issue the draft permit has been scheduled for 7 p.m. Wednesday, January 24, in the second floor conference room at the Finney County Administrative Center, 311 N. Ninth, Garden City. The public hearing will immediately follow the public meeting, starting not later than 7:45 p.m. The public hearing will continue until all comments are received and the hearing is closed by the hearing officer. Comments may be provided in oral and/or written form. All interested parties will be given a reasonable opportunity to present their views orally during the hearing. The hearing officer may place a time limit of five minutes on oral presentations to assure all parties have an opportunity to be heard.

This proposed wastewater treatment facility for the Garden City Mobile Home Park is a two-cell wastewater stabilization lagoon system. The proposed facility's surface area is 3.2 acres. This wastewater treatment facility is considered temporary. The permittee will be required to properly abandon this treatment facility and connect to Garden City's collection system when service becomes available. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator. Discharge of wastewater from this treatment facility to the surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Persons wishing to comment on the draft permit must submit written statements to the address below or may provide oral and/or written statements at the hearing on January 24. Comments provided to KDHE by January 24 or such later date as set by the hearing officer at the hearing will be considered by the Secretary of KDHE in making a final decision concerning this permit issuance.

Additional information can be obtained by contacting the permit clerk at (785) 296-5519, fax (785) 296-5509, or by writing the Kansas Department of Health and Environment, Attn: Permit Clerk, Bureau of Water-TSS, Forbes Field, Building 283, Topeka, 66620.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the draft permit in an accessible format. Requests for accommodation should be made at least five

working days in advance of the hearing by contacting the permit clerk.

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 025999

## 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. Duke Energy Field Services has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to replace a compressor engine with a lower horsepower engine. Emissions of oxides of nitrogen (NOx), carbon monoxide (CO) and volatile organic compounds (VOCs) were evaluated during the permit review process.

Duke Energy Field Services, Denver, Colorado, owns and operates the stationary source located at NE 1/4 S2-T35S-R32W, Seward County, Kansas, at which the compressor engine is to be installed.

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 for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE South Central District Office, 130 S. Market, Wichita. To obtain or review the proposed permit and supporting documentation, contact Daizy Dandass, (785) 296-6427, at the KDHE central office; or David Butler, (316) 337-6020, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Daizy Dandass, 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 January 22.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business January 22 in order for the Secretary of Health and Environment to consider the request.

Clyde D. Graeber  
Secretary of Health  
and Environment

Doc. No. 026000

State of Kansas

Department of Health and Environment

Notice of Hearing

A public hearing will be conducted at 9 a.m. Monday, January 22, in the main conference room of Building 283, Kansas Department of Health and Environment, Forbes Field, Topeka, to discuss an amendment to the Kansas Public Water Supply Loan Fund (KPWSLF) federal fiscal year 1999 Intended Use Plan (IUP). KDHE is proposing to amend Appendix A, the 1999 Project Priority List, to add projects for the communities of Ellsworth, Salina, Long Island, Caney, Sterling and University Park in Riley County. The estimated cost of these projects is \$11,280,000. Once added to the IUP, these projects will be eligible for assistance from the KPWSLF.

KDHE is proposing to add these projects to the IUP because several projects already listed have not submitted applications for financial assistance. Adding the projects will allow KDHE to commit available funding on a timely basis. Copies of the proposed amendment may be obtained by calling Linda White at (785) 296-5514, fax (785) 296-5509.

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

Comments can be presented at the hearing or in writing prior to the hearing. Written comments should be addressed to Linda White, Bureau of Water, KDHE, Forbes Field, Building 283, Topeka, 66620.

Clyde D. Graeber  
Secretary of Health and Environment

Doc. No. 025997

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 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 and/or permit applications have been received for discharges to the waters of the United States and the State of Kansas for the class of discharges 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.

All Kansas Department of Health and Environment district office addresses and telephone numbers are listed below.

Public Notice No. KS-AG-00-385  
Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Hatchet Brand Land & Cattle Inc. 151 S.W. 70th St Sawyer, KS 67134	John Cromer 151 S.W. 70th St. Sawyer, KS 67134
Legal Description	Receiving Water
Southeast Quarter of Section 9, Township 29 South, Range 13 West, Pratt County	Lower Arkansas River Basin

Application Number A-ARPR-B001  
Federal Permit No. KS-0096253

This is a new permit for an existing facility expanding its permit to include an existing enclosed building that will be utilized for the feeding and finishing of swine. The permit is for 975 head (975 animal units) of beef cattle over 700 pounds, and 1,000 head (400 animal units) of swine over 55 pounds, for a total of 1,375 animal units for the entire facility.

Public Notice No. KS-AG-00-386/392  
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
EL-DU Dairy Frank Platt Route 1, Box 91 Bern, KS 66408	NW/4 of Section 26, Missouri River Basin	T1S, R13E, Nemaha County

Kansas Permit No. A-MONM-M008

This is an expansion and transfer of ownership of an existing permit. The expansion involves increasing the size of the lagoon and increasing the herd from 125 head (175 animal units) of dairy cows to a maximum of 150 head (210 animal units) of dairy cows.

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

Compliance Schedule: The approved manure/waste management plan for the facility shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Glen Warner Dairy Route 1, Box 205 Burr Oak, KS 66936	SE/4 of Section 9, T1S, R9W, Jewell County	Lower Republican River Basin

Kansas Permit No. A-LRJW-M001

This is a new permit for an existing facility for a maximum of 50 head (70 animal units) of mature dairy cattle.

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

Compliance Schedule: The approved manure/waste management plan for the facility shall be adhered to as a condition of the permit. Permeability tests shall be conducted on the earthen wastewater retention structure(s).

(continued)

Name and Address of Applicant	Legal Description	Receiving Water
Dan Lauw Dairy 14630 W. 95th St. South Clearwater, KS 67026	SW/4 of Section 14, T29S, R2W, Sedgwick County	Lower Arkansas River Basin

Kansas Permit No. A-ARSG-M039

This is a new permit for an existing facility for a maximum of 120 head (168 animal units) of dairy cattle.

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

**Compliance Schedule:** The approved manure/waste management plan for the facility shall be adhered to as a condition of the permit. Permeability tests shall be conducted on the earthen wastewater retention structure(s). Dewatering equipment shall be obtained within six months after issuance of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Cattle Empire LLC Yard #2 Route 1, Box 109A Sublette, KS 67877	All of Section 25, T28S, R34W, Haskell County	Cimarron River Basin

Kansas Permit No. A-CIHS-C007

Federal Permit No. KS-0088391

This is a permit renewal for an existing facility for a maximum of 84,500 head (84,500 animal units) of beef cattle.

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

**Compliance Schedule:** The approved manure/waste management plan for the facility shall be adhered to as a condition of the permit. Permeability tests shall be conducted on the earthen retention structure(s).

Name and Address of Applicant	Legal Description	Receiving Water
Beef Belt Feeders Inc. 1350 E. Road 70 Scott City, KS 67871	SW/4 of Section 29, T19S, R32W, Scott County	Upper Arkansas River Basin

Kansas Permit No. A-UASC-C005

Federal Permit No. KS-0040240

This is a permit renewal for an existing facility for a maximum of 10,500 head (10,500 animal units) of beef cattle.

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

**Compliance Schedule:** The approved manure/waste management plan for the facility shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Hatchet Brand Land & Cattle Inc. 151 S.W. 70th St. Sawyer, KS 67134	SE/4 of Section 9, T29S, R13W, Pratt County	Lower Arkansas River Basin

Kansas Permit No. A-ARPR-B001

Federal Permit No. KS-0096253

This is a new permit for an existing facility expanding its permit to include an existing enclosed building that will be utilized for the feeding and finishing of swine. The permit is for a maximum of 975 head (975 animal units) of beef cattle weighing greater than 700 pounds, and 1,000 head (400 animal units) of swine weighing greater than 55 pounds, for a total of 1,375 animal units for the entire facility.

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

**Compliance Schedule:** The approved manure/waste management plan for the facility shall be adhered to as a condition of the permit. Permeability tests shall be conducted on the earthen pit utilized to catch and retain the trench silo leachate.

Name and Address of Applicant	Legal Description	Receiving Water
Ochs Farm & Cattle Route 1, Box 106 Jetmore, KS 67854	SW/4 of Section 30, T28S, R25W, Hodgeman County	Lower Arkansas River Basin

Kansas Permit No. A-UAHG-B011

This is a new permit for an expanding facility for 999 head (999 animal units) of beef cattle.

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

**Compliance Schedule:** Permeability tests shall be conducted on the earthen wastewater retention structure(s).

### Public Notice No. KS-00-244/246

Name and Address of Applicant	Waterway	Type of Discharge
Harcros Chemicals, Inc. P.O. Box 2930 Kansas City, KS 66110	Kansas River	Cooling Water

Kansas Permit No. I-KS27-PO37

Federal Permit No. KS0001627

Facility Location: 5200 Speaker Road, Kansas City, KS 66106

**Facility Description:** The proposed action is to reissue an existing permit for the discharge of cooling water. This facility manufactures surface active agents such as industrial emulsifiers, wetting and anti-foam agents. Other operations include acid packaging, liquid blending and packaging, and various warehousing and distribution of industrial chemicals. The proposed permit includes limits for chemical oxygen demand, temperature, surfactants, phenols (total) and pH. Monitoring for 1,1 dichloroethane, cis 1,2 dichloroethylene, tetrachloro-ethylene, tri-chloro-ethylene, vinyl chloride and effluent flow will also be required. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with its NPDES permit. 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
Johnson County Unified Wastewater District 7311 W. 130th St., Suite 100 Overland Park, KS 66213	Big Bull Creek via Little Bull Creek	Process Wastewater & Domestic Wastewater

Facility Name: New Century Air Center,  
a.k.a. Little Bull Creek Sewer Subdistrict No. 2

Kansas Permit No. I-MC51-PO01 Federal Permit No. KS0119296

Legal: SE $\frac{1}{4}$ , S18, T14S, R23E, Johnson County

**Facility Description:** The proposed action is to reissue an existing permit for the discharge of process and domestic wastewater. This facility is a complete-mix activated sludge treatment plant used to treat industrial and domestic wastewater from businesses located in the New Century Air Center park complex. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, total phosphorous, ammonia, fecal coliform, oil and grease, total residual chlorine and pH. Monitoring for chemical oxygen demand and effluent flow will also be required. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with its NPDES permit. 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.

<b>Name and Address of Applicant</b>	<b>Waterway</b>	<b>Type of Discharge</b>
Kansas City Power & Light Company 1201 Walnut P.O. Box 418679 Kansas City, MO 64141-9679 Kansas Permit No. I-MC18-PO01 Federal Permit No. KS0080071	North Sugar Creek via La Cygne Lake	Process Wastewater, Domestic Wastewater and Cooling Water

Legal: SE¼, S33, T19S, R19E, Linn County  
 Facility Description: The proposed action is to reissue an existing permit for the discharge of process wastewater, domestic wastewater and cooling water. This facility generates electric power with the high pressure steam produced by fossil fuel combustion. Flue gas scrubber wastewater is directed to the nondischarging 534-acre air quality control pond. All other process wastewater, domestic wastewater and cooling water discharge to Lake La Cygne. The proposed permit includes limits for biochemical oxygen demand, total suspended solids, oil and grease, total residual chlorine and pH. Monitoring for ammonia, total phosphorous, total nitrogen, sulfate, fecal coliform and effluent flow also will be required. 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-ND-00-054/055**

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Miller Enterprises, Inc. P.O. Box 642 Garden City, KS 67846	SE¼, S26, T24S, R32W, Finney County	Nonoverflowing

Facility Name: Garden City Mobile Home Park  
 Kansas Permit No. C-UA14-NO01

Facility Description: The proposed action is to issue a new permit for the operation of a new wastewater treatment facility treating primarily domestic wastewater. This facility has a two-cell wastewater stabilization lagoon. Included in this permit is a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified wastewater treatment plant operator to achieve compliance with its NPDES permit. Discharge of wastewater from this treatment facility to the surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Ultramar Diamond Shamrock Corp. USD/Total Petroleum, Inc. 803 S. Robison Road Texarkana, TX 75501	SW¼, S6, T14S, R12W, Russell County	Nonoverflowing

Facility Name: Bear House Cafe and Truck Stop Wastewater Treatment Facility  
 Facility Location: I-70 and Bunker Hill Road, Bunker Hill, Kansas  
 Kansas Permit No. C-SA03-NO01

Facility Description: The proposed action is to modify and reissue an existing permit for the operation of an existing wastewater treatment facility treating primarily domestic wastewater. The facility is a one-cell nondischarging wastewater stabilization lagoon system. Included in this permit is a schedule of compliance requiring the permittee to make necessary improvements to achieve compliance with its NPDES permit. Discharge of wastewater from this treatment facility to the surface waters of the State of Kansas is prohibited by this permit. The permit requirements are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Persons wishing to comment on or object to the draft permits and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or

objections considered in the decision making process. Comments or objections should be submitted to the attention of Dena Endsley for agricultural permits or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620.

All comments regarding the draft permit or application notice postmarked or received on or before January 20 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-00-385, KS-AG-00-386-392, KS-00-244/246, KS-ND-00-054-055) and name of applicant/application as listed when preparing comments.

If no objections are received during the public notice period regarding any proposed permit, the Secretary of Health and Environment will issue the final determination regarding issuance or denial of the proposed permit. If response to this notice indicates significant public interest, a public hearing may be held in conformance with K.A.R. 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.

For agricultural permits and applications, a copy of the permit application, supporting documentation and a KDHE-developed fact sheet, if appropriate, is available for review at the appropriate district office:

- Northwest District Office, 2301 E. 13th, Hays, 67601-2651, (785) 625-5664
- North Central District Office, 2501 Market Place, Salina, 67401-7699, (785) 827-9639
- Northeast District Office, 800 W. 24th, Lawrence, 66046-4417, (785) 842-4600
- Southwest District Office, 302 W. McArtor Road, Dodge City, 67801-6098, (316) 225-0596
- South Central District Office, 130 S. Market, 6th Floor, Wichita, 67202-3802, (316) 337-6020
- Southeast District Office, 1500 W. 7th, Chanute, 66720, (316) 431-2390

Plans and documents for all new facilities and for expansions of existing swine facilities also may be reviewed on the Internet at [www.kdhe.state.ks.us](http://www.kdhe.state.ks.us).

For all other proposed permits, the draft permit(s), 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 offices of the Kansas Department of Health and Environment, Bureau of Water.

Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays. These 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  
 Secretary of Health and Environment

Doc. No. 025998

State of Kansas

**Department of Wildlife and Parks**

**Notice to Bidders**

The concession contracts at two separate state parks are currently open for bid: Prairie Dog State Park and Cedar Bluff State Park. Interested individuals or parties should contact Allen Stoops, Purchasing Agent, Operations Office, Kansas Department of Wildlife and Parks, 512 S.E. 25th Ave., Pratt, 67124, for information. Bids for the two contracts will be accepted separately. Final bids for each contract are due by 2 p.m. Wednesday, January 31.

Steven A. Williams  
Secretary of Wildlife and Parks

Doc. No. 025994

(Published in the Kansas Register December 21, 2000.)

**Summary Notice of Bond Sale  
Unified School District No. 329**

**Wabaunsee County, Kansas (Mill Creek Valley)  
\$6,900,000**

**General Obligation School Building Bonds  
Series 2001**

**(General obligation bonds payable from  
unlimited ad valorem taxes)**

**Bids**

Subject to the notice of bond sale dated December 11, 2000, sealed, facsimile and electronic bids will be received by the clerk of Unified School District No. 329, Wabaunsee County, Kansas (Mill Creek Valley) (the issuer), in the case of sealed and facsimile bids, on behalf of the governing body at office of the Board of Education, 910 Ohio, P.O. Box 157, Alma, KS 66401, and in the case of electronic bids, through Thompson Financial Municipals Group BiDCOMP/PARITY electronic bid submission system until 4 p.m. January 4, 2001, for the purchase of \$6,900,000 principal amount of General Obligation School Building Bonds, Series 2001. 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 January 1, 2001, and will become due on September 1 in the years as follows:

Year	Principal Amount
2003	\$100,000
2004	180,000
2005	200,000
2006	215,000
2007	235,000
2008	255,000
2009	275,000
2010	295,000
2011	320,000
2012	345,000
2013	370,000
2014	400,000

2015	425,000
2016	460,000
2017	490,000
2018	525,000
2019	565,000
2020	600,000
2021	645,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2002.

**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 \$138,000 (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 January 30, 2001, after the date of sale, to 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, or elsewhere at the expense of the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2000 is \$27,381,221. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$6,900,000.

**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, (785) 765-3394, fax (785) 765-3624; or from the financial advisor, Ranson & Associates, Inc., 250 N. Rock Road, Suite 150, Wichita, KS 67206-2241, Attention: Stephen E. Shogren, (316) 681-3123, fax (316) 681-3147.

Dated December 11, 2000.

Unified School District No. 329  
Wabaunsee County, Kansas  
(Mill Creek Valley)

Doc. No. 025995

## State of Kansas

## Office of the State Bank Commissioner

## Administrative Interpretations

Pursuant to K.S.A. 16a-6-104, the following is an annual publication of all administrative interpretations of the Kansas Consumer Credit Code that are currently in effect, including certain revisions to 1008, 1009 and 1010, which were approved by the Attorney General's office on November 30, 2000.

## Administrative Interpretation No. 1001—

December 1, 1992

## Call or Demand Notes

A request has been made to the Consumer Credit Commissioner for an Administrative Interpretation concerning the inclusion of a demand feature in a non-real estate consumer installment loan agreement.

A demand or call provision is an acceleration clause which allows a lender to call monies due under the instrument at the will of the creditor.

The Kansas Uniform Consumer Credit Code section K.S.A. 16a-5-109 permits creditors to accelerate an agreement if:

(1) the consumer fails to make a payment as required by the agreement; or

(2) the prospect of payment, performance, or realization of collateral is significantly impaired; the burden of establishing the prospect of significant impairment is on the creditor.

Notwithstanding subsection (1) a creditor may not accelerate an agreement only for failure to make a required payment unless the consumer has been given the notice of right to cure as provided by K.S.A. 16a-5-110 and K.S.A. 16a-5-111.

The calling or demanding of payment in full following 24 months of a 48 month contract, for example, would trigger the consumer's right to finance the balloon payment at the same rate and terms as the original installment note (K.S.A. 16a-3-308).

Demand notes will be allowed only when the agreements are "interest only" in which the consumer is required only to pay interest and not pay principal. Demand provisions in these types of transactions is entirely understandable, given the need of the creditor eventually to recover its principal.

## Administrative Interpretation No. 1002—

January 27, 1993; Amended October 13, 1999

## Refund of Credit Insurance Premiums

The purpose of this Administrative Interpretation is to clarify the requirements of K.S.A. 16a-4-108(3) in regard to the notices to be provided to consumers who may be eligible for a refund of credit insurance premiums.

Section K.S.A. 16a-4-108(3) states ". . . (3) Except as provided in subsection (2), the creditor shall promptly make or cause to be made an appropriate refund or credit to the consumer with respect to any separate charge made to him for insurance if (a) the insurance is not provided or is provided for a shorter term than that for which the

charge to the consumer for insurance was computed; or (b) the insurance terminate prior to the end of the term for which it was written because of prepayment in full or otherwise . . ."

The phrase "promptly make or cause to be made" does not have a definition in the code and apparently has been misunderstood by creditors. For purposes of K.S.A. 16a-4-108(3), 30 days shall be considered a reasonable time within which to "promptly make or cause to be made" a refund or credit to the consumer.

This interpretation outlines the Administrator's opinion of the appropriate format for notices to be sent to consumers in order to comply with the above quoted statute. The notices are required of creditors who have become an assignee of a consumer credit transaction which has separate prepaid charges for credit insurance which have been retained by the original creditor.

A creditor who accepts such a consumer credit transaction from an original creditor should notify the consumer within ten calendar days that they have been assigned the consumer credit transaction. If credit insurance was purchased, a notice in the following form will be deemed by the Administrator to satisfy the requirements of K.S.A. 16a-4-108:

**"YOU HAVE PURCHASED CREDIT LIFE AND/OR DISABILITY INSURANCE IN CONNECTION WITH THE ABOVE-STATED CONSUMER CREDIT TRANSACTION."**

**"PLEASE BE ADVISED THAT IF YOU PAY THE CONSUMER CREDIT TRANSACTION IN FULL BEFORE THE END OF THE TERM FOR WHICH IT WAS WRITTEN, YOU MAY BE ENTITLED TO A REFUND OR CREDIT FOR CREDIT INSURANCE PREMIUMS PAID."**

**"TO OBTAIN YOUR REFUND, YOU MUST CONTACT THE ORIGINAL CREDITOR."**

**"IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT THE OFFICE OF THE STATE BANK COMMISSIONER, DIVISION OF CONSUMER AND MORTGAGE LENDING AT 700 SW JACKSON, SUITE 300, TOPEKA, KANSAS 66603."**

Upon prepayment of any consumer credit transaction described above, an additional notice must be made to the consumer with a copy sent to the original creditor. The notice should include the following:

1. DATE OF CONSUMER CREDIT TRANSACTION REPAYMENT.
2. NAME OF CONSUMER AND CONSUMER CREDIT TRANSACTION NUMBER.
3. A STATEMENT INDICATING THAT A POTENTIAL REFUND MAY BE DUE TO THE CONSUMER.
4. THE ORIGINAL CREDITOR'S NAME AND CURRENT ADDRESS.
5. A STATEMENT THAT THE ORIGINAL CREDITOR IS INITIALLY RESPONSIBLE FOR MAKING THE REFUND OF THE UNEARNED PREMIUM.
6. A STATEMENT INDICATING THE ORIGINAL CREDITOR MUST RETAIN WRITTEN PROOF OF THE REFUND.
7. A STATEMENT DIRECTING THE CONSUMER TO CONTACT THE OFFICE OF THE STATE BANK COMMISSIONER DIVISION OF CONSUMER AND MORTGAGE LENDING WITHIN THIRTY (30) DAYS IF THEY HAVE FAILED TO RECEIVE THEIR REFUND.

A sample notice is available upon request.

(continued)

Creditors will be considered to have substantially complied with K.S.A. 16a-4-108 by providing to consumers the information outlined above. Failure by a creditor to comply with K.S.A. 16a-4-108(3) may result in action by the Administrator, including the possible imposition of a fine.

#### SAMPLE NOTICES

##### A. INITIAL NOTICE

###### DATE OF NOTICE

RE: Loan Number

You have purchased credit life insurance in connection with the above stated loan.

Please be advised that if you pay the loan in full before the end of the term for which it was written, you may be entitled to a refund or credit for credit insurance premiums paid.

To obtain your refund, you must contact the original creditor.

If you have any questions, please contact the Office of the State Bank Commissioner, Division of Consumer and Mortgage Lending at 700 SW Jackson, Suite 300, Topeka, Kansas 66603.

##### B. NOTIFICATION OF POTENTIAL REFUND ON CREDIT INSURANCE DUE TO PREPAYMENT

###### DATE OF NOTICE

TO: BORROWER

RE: Loan Number

Date of Loan Prepayment

This is notification that there may be a refund or credit due to the above-named consumer for credit insurance premiums paid.

Because the loan identified above has been prepaid in full, there may be a refund due for credit insurance premiums that have already been paid for the full term of the loan.

According to Kansas law, a consumer shall receive a refund or a credit for any insurance premiums paid when the insurance terminates prior to the end of the term for which it was written because of prepayment of the loan. (See K.S.A. 16a-4-108)

Upon prepayment in full, the consumer must contact the dealer/originator of the loan and request payment of any funds due for credit insurance premiums paid. The dealer/originator of the loan may be contacted at the following address:

For examination purposes, the originator of the credit insurance must keep written proof that a refund has been properly made, and thus all obligations under law regarding this matter have been satisfied.

If the consumer does not receive a refund or credit due within thirty (30) days of their request, please contact the Office of the State Bank Commissioner, Division of Consumer and Mortgage Lending, at 700 SW Jackson, Suite 300, Topeka, Kansas 66603.

#### Administrative Interpretation No. 1003—July 14, 1994; Amended October 13, 1999 Clarification of Charges on Discretionary Overdrafts by Financial Institutions

This administrative interpretation is given to clarify whether overdraft charges imposed by financial institutions constitute a finance charge and subsequently are subject to the Kansas Uniform Consumer Credit Code (Code). This interpretation applies only to discretionary overdrafts allowed by the financial institution where

there is not a prearranged agreement to extend credit by paying checks drawn on a customer's checking account where the checking account contains less funds than the amount of the check or checks presented for payment.

The definition of an overdraft does not clearly come under the definition of consumer loan as defined in K.S.A. 16a-1-301(17). Comments included in the Code on that section indicate that a consumer loan usually includes "... all loans under \$25,000 made by professional lenders to individuals for personal, family or household purposes as long as they are payable in installments or a finance charge is imposed". Overdrafts could better be defined as "sale of services" as defined in K.S.A. 16a-1-301(40). Again, the Kansas Comments of the Code relating to the definition of "loan" provide a distinction between loans and sales, and state "... thus, forbearance of debt arising from sales or leases is not a loan transaction within this act . . ."

Kansas Regulation K.A.R. 75-6-26 requires creditors to disclose to consumers the information required by Truth-in-Lending Regulation Z, 12 CFR 226 et seq., including all appendices thereto as amended and in effect on September 1, 1999 (Reg Z) (authorized by and implementing K.S.A. 16a-1-301 and K.S.A. 16a-6-117). Reg Z, 226.4 (c) (3) ("charges excluded from the finance charge") states, "charges imposed by a financial institution for paying items that overdraw an account, unless the payment of such items and the imposition of the charge were previously agreed upon in writing". Official Staff Commentary on Reg Z further expresses the following opinion on 226.4 (c) (3), "a charge on an overdraft balance computed by applying a rate of interest to the amount of the overdraft is not a finance charge, even though the consumer agrees to the charge in the account agreement, unless the financial institution agrees in writing that it will pay such items".

#### Conclusions:

1. Discretionary overdrafts by a financial institution without a prearranged agreement to create an overdraft, although generally considered as extensions of credit, do not constitute a consumer loan as defined by the Code in K.S.A. 16a-1-301 (17).

2. Charges on overdrafts without a prearranged agreement, however calculated, do not constitute a finance charge as defined by the Code in K.S.A. 16a-1-301(22).

3. The Code is silent in regard to charges imposed on discretionary overdrafts by a financial institution. When the Code is silent, Reg Z is used for reference. Reg Z in paragraph 226.4(c) (3) specifically excludes charges on discretionary overdrafts from the definition of "Finance Charge".

Therefore, it is the interpretation of this office, based on the facts, interpretations and conclusions stated above, that transactions involving financial institutions' imposition of charges on discretionary overdrafts are not subject to the Kansas Uniform Consumer Credit Code.

**Amended Administrative Interpretation No. 1004—  
August 7, 1997**

**Guaranteed Auto Protection (GAP)**

On October 20, 1994, Administrative Interpretation No. 1004 was issued to provide the guidelines that must be followed to exclude the cost of Guaranteed Auto Protection (GAP) from inclusion in finance charges. GAP is a financial product that provides contractual assurance there will be no deficiency balance against a consumer in the event physical damage insurance does not pay the consumer's debt in full when the consumer has experienced a total loss of the consumer's vehicle.

The Consumer Credit Commissioner has determined that with the amendments made to Section 226.4(d)(3) of Regulation Z on October 21, 1996, the charges for GAP products can continue to be excluded from the finance charge in Kansas provided the following conditions are met:

1. The GAP agreement must clearly disclose in writing:
  - a. that the coverage is not required by the creditor; and
  - b. the cost of the product.
2. The agreement must provide for the consumer's signature or initials indicating an affirmative written request for coverage after receiving the above disclosures.
3. The GAP agreement also must:
  - a. follow the loan if the loan is sold or assigned with no subrogation rights against the consumer;
  - b. have a 30 day unconditional consumer right to cancel with a full refund of the purchase price of the agreement, provided no loss has occurred under the agreement;
  - c. provide credit for the consumer's physical damage insurance deductible, up to a maximum amount of not less than \$500, when calculating the amount of any deficiency;
  - d. provide coverage for all physical damage claims that constitute a total loss under the physical damage insurance coverage; and
  - e. include as the only reason for non-payment the consumer's failure to maintain physical damage insurance coverage on the vehicle.
4. Each creditor or such other entity acting on the creditor's behalf shall notify the Consumer Credit Commissioner of its intent to offer this product in Kansas. This notification shall include a copy of each type of GAP agreement that will be used. Any changes to such agreements must be submitted to the Commissioner prior to its implementation.
5. Each creditor or such other entity acting on the creditor's behalf shall maintain such records that will:
  - a. clearly identify the purchaser of this product;
  - b. identify the number of contracts written and cost paid by the consumer; and
  - c. identify the total dollar amount and number of claims paid.

These records shall be provided to the Commissioner upon written request. Individual contract records shall be maintained for a period of not less than three years following the expiration of the GAP agreement. Records regarding company performance shall be maintained indefinitely.

The price charged for GAP shall be subject to the principles of unconscionability expressed in K.S.A. 16a-5-108. Additionally, there must be a reasonable expectation that the condition will exist where the loan balance will exceed the fair market value of the vehicle at some point in time during the life of the loan to offer GAP to the consumer.

The Commissioner continues to find value in this GAP product and is willing to allow exclusion of its cost from the finance charge provided the requirements of this interpretation are met. Failure to meet these requirements will require that the cost for the product be included in the finance charge and disclosed accordingly.

**Administrative Interpretation No. 1005—  
December 13, 1994**

**The Sale of Credit Insurance After  
the Consummation of a Closed-End  
Consumer Credit Transaction or Open-End  
Consumer Line of Credit**

The question has arisen whether written authorization by the consumer is required on the post-loan sale of credit insurance on consumer credit transactions. The requirement to obtain specific affirmative written indication of the consumer's desire to purchase such insurance as required in K.S.A. 16a-2-501(2)(b) is intended if the insurance is written in connection with the extension of credit. The term "extension of credit" is not a defined term in the Kansas Uniform Consumer Credit Code, so it is the interpretation by the Commissioner that is specifically relates to the period of time when the loan is contemplated and approved by the creditor and ends upon the consummation or opening of a consumer credit transaction. The Official Staff Commentary on Regulation Z, Truth-in-Lending in section 226.4(b)(7) and (8) 2. states, "Insurance written in connection with a transaction. Insurance sold after consummation in closed-end credit transactions or after the opening of a plan in open-end credit transactions is not 'written in connection with' the credit transaction if the insurance is written because of the consumer's default (for example, by failing to obtain or maintain required property insurance) or because the consumer requests insurance after consummation or the opening of a plan (although credit-sale disclosures may be required for the insurance sold after consummation if it is financed)".

Although disclosures are required by Regulation Z if the premium is financed in an open end credit transaction by adding the monthly premium to the balance on which a finance charge is assessed, the written authorization by the consumer is a separate action from disclosure by the creditor and not required in this instance.

Conclusion: Written authorization by the consumer on the sale of credit insurance after consummation of a closed-end or opening of an open-end consumer credit transaction is not required if it fits the circumstances set forth above. Disclosure of finance charges in connection with the financing of the credit insurance premium is required.

(continued)

**Administrative Interpretation No. 1006**  
**Revoked October 13, 1999**

**Administrative Interpretation No. 1007—**  
**September 1, 1998; Amended October 13, 1999**  
**Interest Rates on Mortgage Loans**

This administrative interpretation will modify the previous policy of this agency regarding the Kansas Uniform Consumer Credit Code (the "Code"), specifically K.S.A. 16a-2-401(7) and (8), and the maximum permissible interest rate for first mortgage loans made subject to the Code and subordinate mortgage loans.

A first mortgage loan is only subject to the Code if the parties so agree in writing pursuant to K.S.A. 16a-1-109. K.S.A. 16a-2-401(7) provides that the interest rate of these first mortgage loans is governed by K.S.A. 16-207(b) *unless made subject hereto by agreement*.

It is the opinion of the Acting Consumer Credit Commissioner that for purposes of K.S.A. 16a-2-401(7) and (8), a promissory note or other loan document signed by a borrower, in connection with a first or subordinate mortgage loan as described above, which discloses an interest rate not exceeding the interest rate ceilings established by K.S.A. 16a-2-401(1) or (2), constitutes an "agreement" by the parties that the loan is made subject to the provisions of K.S.A. 16a-2-401, including the interest rate ceilings.

This administrative interpretation applies to mortgage loans made before July 1, 1999, the effective date of 1999 Substitute Senate Bill 301. Code references in this interpretation refer to the Code prior to the effective date of 1999 Substitute Senate Bill 301.

**Administrative Interpretation No. 1008—**  
**October 13, 1999, Amended November 30, 2000**  
**Notice for High Loan-to-Value Mortgages**

A notice in substantially the following form should be used in order to satisfy the notice requirement set forth in K.S.A. 16a-3-207, as amended, regarding high loan-to-value mortgage loans:

[date]

[name of consumer(s)]  
 [address of consumer(s)]

Dear [name of consumer(s)]:

*You have applied for a loan which will be secured by a mortgage on your home. We are required by the Kansas Uniform Consumer Credit Code to provide you with the following information not less than three days prior to the time you receive the loan funds.*

*An appraisal is attached (or will be provided to you as soon as available) which estimates that the value of your home may be less than the amount of the loan for which you have been approved (plus any existing mortgage loans you have). If the value of your home is less than the combined amount of all mortgage loans on your home, then you don't have any "equity" in your home. This means, if you were to sell your home, that the sale proceeds may not be enough to repay your mortgage loans. The amount of equity you have in your home depends on how much you pay down your mortgage loans, and whether the value of your home increases or decreases.*

*Under Kansas law, most "unsecured" creditors, such as a credit card lender, cannot obtain a court-ordered lien on your home if you default, which would allow them to foreclose. However, if you give a creditor a mortgage on your home, then the creditor can foreclose on your home if you do not repay the loan. For example, if you refinance unsecured credit card debt with a second mortgage loan, then the second mortgage lender could foreclose on your home if you default. Foreclosure would force you to move, and your home would be sold. The sale proceeds would be paid to the lender.*

*You may want to consider credit counseling, which could help you in budgeting and developing a plan to pay off your current debts. Credit counseling is available at little or no cost from non-profit and for-profit entities. Consumer Credit Counseling Service is a nationwide non-profit provider with locations across Kansas. You can call 1-800-388-2227 for a referral to a Kansas office which can assist you in person or by phone.*

*If you have additional questions regarding consumer credit matters, contact the Deputy Commissioner of Consumer and Mortgage Lending for Kansas at 1-877-387-8523 (toll free) to obtain additional information.*

*If, within three days after receipt of this notice, you decide not to take the mortgage loan you have applied for, then you are entitled to a refund of any application fee or other amounts you have paid to the lender. However, you are not entitled to a refund of any out-of-pocket costs that the lender pays to a third party to process your loan application.*

[name of lender]

*The undersigned consumer(s) was provided this notice at least three days prior to receiving the loan funds.*

[signature of consumer(s)]

The three-day time period in K.S.A. 16a-3-207, as amended, must be calculated in accordance with K.S.A. 60-206.

For the purpose of K.S.A. 16a-3-207, as amended, a loan is determined to be made at the time the loan proceeds are disbursed.

**Administrative Interpretation No. 1009—**  
**October 13, 1999; Amended November 30, 2000**  
**Calculation of the 8% Cap on Prepaid Finance Charges in K.S.A. 16a-2-401(6)**

This interpretation is given in order to clarify K.S.A. 16a-2-401 regarding charges to be included when calculating the 8% cap on prepaid finance charges for consumer loans secured by an interest in real estate. The listed examples contained in this interpretation should not be strictly construed. They are not all-exclusive nor all-inclusive, as the type of charge being levied depends on the factors described below.

For consumer loans secured by real estate, state law imposes an 8% cap on prepaid finance charges, with a maximum of 5% of those charges allowed to be retained by the lender. A prepaid finance charge is any finance charge paid separately in cash or by check before or at consummation of a transaction, or withheld from the proceeds of the credit at any time. However, finance charges are not "prepaid" merely because they are precomputed,

regardless of whether a portion of the charge will be rebated to the consumer upon prepayment.

K.A.R. 75-6-26 defines "finance charge" to have the same meaning as "finance charge" under Regulation Z, with one major exception. Except for appraisals, which can be payable to the lender or a related party, the Code limits costs in real estate transactions to bona fide and reasonable fees that are paid to *unrelated third parties*. Regulation Z, on the other hand, allows some real estate transaction costs to be paid to the creditor or to a related party and still be excluded from the finance charge.

In calculating the cap on prepaid finance charges, a lender should first determine which charges constitute "finance charges" under Regulation Z. All of those items are included in the 8% cap. Next, the lender must look at the remaining charges which do not constitute finance charges under Regulation Z and determine to whom the fee was paid. Other than appraisal fees, if the fee was paid to the lender or a related party, then pursuant to state law, they also must be included in the cap.

**A. Common examples of items that ARE included in the 8% cap, either because they are finance charges under Regulation Z, or because they are finance charges under state law are:**

1. Administrative fees
2. Assignment fees
3. Broker's fees/Finder's fees
4. Buyer's points
5. Closing fees, unless paid to a third party
6. Credit investigation fees
7. Credit report review fees, unless secured by real estate and paid to a third party
8. Documentation preparation fees, unless paid to a third party
9. Lender's inspection fees
10. Loan fees
11. Loan guarantee insurance premiums, if such insurance is required by the creditor
12. Processing fees
13. Service fees
14. Underwriting fees
15. Origination fees
16. Flood insurance monitoring fees (ongoing monitoring over the life of the loan)
17. Tax service fees (ongoing monitoring over the life of the loan)

**B. Common examples of items that are NOT included in the 8% cap, because they are not finance charges under Regulation Z or under state law include:**

**Even if retained by the lender or a related party:**

1. Application fees, if they are charged to all borrowers
2. Appraisal fees

**Only if they are paid to a third party not related to the lender:**

3. Closing agent fees, if the lender does not require use of the closing agent or retain a portion of the charge
4. Courier fees
5. Credit report fees
6. Document preparation fees

7. Flood insurance determination fees, if imposed as part of the initial credit decision and performed prior to closing

8. Notary fees
9. Pest inspection fees
10. Recording fees to government entities
11. Survey fees
12. Tax service fees, if imposed as part of the initial credit decision
13. Title examination or title insurance fees

**Administrative Interpretation No. 1010—  
October 13, 1999; Amended November 30, 2000  
Prompt Crediting of Payments; Date of Receipt**

This interpretation is given in order to clarify the difference between K.S.A. 16a-2-104 and Truth in Lending, Regulation Z, 12 CFR Section 226.

The language of K.S.A. 16a-2-104 and Regulation Z, Section 226.10, is substantially similar. However, Section 226.10 of Regulation Z applies only to open-end credit transactions. K.S.A. 16a-2-104 was adopted to apply to all consumer credit transactions. Its application is not limited to open-end credit transactions.

The creditor is to credit the payment as of the date of receipt. The Administrator interprets the "date of receipt" as used in K.S.A. 16a-2-104 to mean the date that the payment instrument or other means of completing the payment reached the creditor. For example:

1. Payment by check is received on the date the creditor receives the check, not when the funds are collected.

2. In a voluntary payroll deduction plan in which funds are deposited in the creditor's asset account, payment is received on the date when it is debited to the asset account, (rather than on the date of the deposit), provided the consumer retains use of the funds until the contractual payment date.

3. If the consumer elects to have payment made by a third-party payor such as a financial institution, through a preauthorized payment or telephone bill-payment arrangement, payment is received when the creditor gets the third-party payor's check or other transfer medium, such as an electronic fund transfer.

4. If the consumer elects to make payment in a type of night deposit or drop box and such payment is made after the creditor's business hours, on a national holiday, or weekend, the payment is considered received the morning of the next business day.

5. Setting a cut-off hour for receipt of payments would be a "reasonable requirement" under the statute. A creditor may specify that payments must be received by a certain cut-off hour in order to be credited as being received that day, so long as the creditor specifies that requirement in writing to the consumer. The statute states that reasonable requirements may be imposed if a creditor specifies the requirements "in a writing delivered to the consumer". It is the interpretation of the Administrator that this language requires a written notice to each consumer whose consumer credit transaction would be subject to the requirement. Simply posting a notice in the lobby, for example would not satisfy the statutory requirement.

Franklin Nelson  
State Bank Commissioner

Doc. No. 025992

State of Kansas

**Office of Judicial Administration  
Court of Appeals Docket**

(Note: Dates and times of arguments are subject to change.)

**Kansas Court of Appeals  
Johnson County Courthouse, Room 325  
100 N. Kansas Ave.  
Olathe, Kansas**

**Before Gernon, P.J.; Knudson and Beier, JJ.**

**Tuesday, January 9, 2001**

**9:00 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
85,030	In the Matter of the Estate of Marshall G. Gardiner, Deceased.	Karen S. Rosenberg Sanford P. Krigel William M. Modrcin John F. Thompson	Leavenworth
85,159	In the Matter of the Estate of Marshall G. Gardiner, Deceased.	Karen S. Rosenberg William M. Modrcin John F. Thompson	Leavenworth
85,374	John R. Dixon, Appellant, v. City of Leawood, Appellee.	Lawrence F. Gepford, Jr. Andrew T. McCullagh Christina L. Ingersoll	Johnson
85,616	State of Kansas, Appellant, v. Richard M. Bliss, Appellee.	Attorney General W. Scott Toth, Asst. D.A. Thomas J. Erker J. Ryan Hare	Johnson

**1:30 p.m.**

84,829	In the Matter of the Marriage of L.T. Watson, Appellant, and T.S. Watson, Appellee.	Donald R. Whitney John H. Johntz, Jr. Scott C. Nehrbass J. Eugene Balloun	Johnson
84,201	State of Kansas, Appellee, v. Charles Dixon, Appellant.	Attorney General Tristram W. Hunt, Asst. D.A. Jessica R. Kunen, Chief A.D. Rick Kittel, Asst. A.D.	Wyandotte
84,508	State of Kansas, Appellant, v. William A. Vanhecke and Thomas E. Gault, Appellees.	Attorney General Steven J. Obermeier, Asst. D.A. Carl E. Cornwell	Johnson
83,875	Jerome Cheeks, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Janine Cox, Asst. A.D. Attorney General Stephen B. Chapman, Asst. D.A.	Wyandotte

**Wednesday, January 10, 2001**

**9:00 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
84,566	State of Kansas, Appellee, v. Calvin Mills, Appellant.	Attorney General James L. Spies, Asst. D.A. Ralph J. DeZago	Wyandotte
84,766	State of Kansas, Appellee, v. Richard L. Jump, Appellant.	Attorney General Angela M. Wilson, Asst. D.A. Ralph J. DeZago	Douglas

84,476	Aselco, Inc.; Dr. S. Justin Kim; Rick Sopha; John Dickeson; SOS Tele-Data, Inc., Appellant, v. Hartford Insurance Group, Appellee.	Thomas R. Buchanan Brian J. Doherty Theresa A. Otto David C. Kennedy Lee M. Baty	Johnson
85,000	Sound Products, Inc., Appellee, v. Maryland Casualty Co., Appellant.	Fred J. Logan, Jr. Ronald D. Montieth Richard M. Paul III Bradley J. Baumgart	Johnson
<b>Summary Calendar—No Oral Argument</b>			
83,644	Allen Cole, Appellant, v. State of Kansas, Appellee.	Bradley J. Brown Attorney General Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A.	Sedgwick
84,277	Franklin E. Patterson, Appellant, v. State of Kansas, Appellee.	Roger L. Falk Gary W. Owens Attorney General Debra S. Peterson, Asst. D.A.	Sedgwick
84,408	State of Kansas, Appellant, v. Andrew L. Mitchell, Sr., Appellee.	Attorney General Stacy Lynn Cuning, Asst. C.A. Jessica R. Kunen, Chief A.D.	Reno
84,445			
84,446			
84,827	State of Kansas, Appellee, v. Richard L. Shockley, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Kevin Loeffler	Sedgwick
84,831	William T. Davitt, Appellant, v. City of Wichita, Kansas, Appellee.	Cortland E. Berry Kelly J. Rundell	Sedgwick
84,846	State of Kansas, Appellant, v. Joel Hernandez, Appellee.	Attorney General Lois K. Malin, Asst. C.A. Jessica R. Kunen, Chief A.D.	Finney
83,934	Dereck Chappell, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Frank E. Kohl, C.A.	Leavenworth
84,284			
83,991	State of Kansas, Appellee, v. Melody J. Sisco, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
84,320	State of Kansas, Appellee, v. Juan Chavarria, a/k/a Jessie Joe Chavez, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
84,806	State of Kansas, Appellee, v. Randy L. Robinson, Appellant.	Attorney General County Attorney Jessica R. Kunen, Chief A.D.	Jefferson
84,823	State of Kansas, Appellee, v. Reginald L. Morrison, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
84,851	State of Kansas, Appellee, v. Randy L. Coulter, Jr., Appellant.	Attorney General Steve Stockard, Asst. C.A. Jessica R. Kunen, Chief A.D.	Crawford
83,182	State of Kansas, Appellee, v. Walter A. Reed, Jr., Appellant.	Attorney General County Attorney Jessica R. Kunen, Chief A.D.	Reno

(continued)

83,790	State of Kansas, Appellee, v. Scott David Phillips, Appellant.	Attorney General Heather L. Haigh, Asst. C.A. Jessica R. Kunen, Chief A.D.	Franklin
84,332	State of Kansas, Appellee, v. Charles J. Street, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
84,538	State of Kansas, Appellee, v. Emeline Hazley, Appellant.	Attorney General Charles S. Gray, Asst. C.A. Jessica R. Kunen, Chief A.D.	Labette
85,373	In the Matter of the Application of Mount Calvary Cemetery Assn. for Exemption from Ad Valorem Taxation in Shawnee, County, KS.	John J. Jurcyk, Jr. Richard V. Eckert Shawn S. Leisinger	Tax Appeal
85,649	In the Interest of C.C., J.C., Children in Need of Care.	Kyle J. Mead Rene M. Netherton District Attorney	Shawnee

**Kansas Court of Appeals  
Old Sedgwick County Courthouse  
510 N. Main, 3rd Floor  
Wichita, Kansas**

Before Elliott, P.J.; Rulon, J.; and Wahl, S.J.

Tuesday, January 9, 2001

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
84,833	State of Kansas, Appellee, v. Stuart W. Stevenson, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Elizabeth Reimer, Asst. D.A. Daniel E. Monnat	Sedgwick
83,861	State of Kansas, Appellee, v. Soren R. Medley, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Richard A. Olmstead, Asst. D.A. Jessica R. Kunen, Chief A.D. Peter Maharry, Asst. A.D.	Sedgwick
84,794	State of Kansas, Appellant, v. David Cameron, Appellee.	Attorney General Julie McKenna, D.A. Jessica R. Kunen, Chief A.D. Peter Maharry, Asst. A.D.	Saline
83,241	State of Kansas, Appellee, v. Landon R. Hinsdale, Appellant.	Attorney General Keith E. Schroeder, Deputy D.A. David E. (Rick) Roberts	Reno

1:30 p.m.

84,178	Steven R. Islam, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Peter Maharry, Asst. A.D. Attorney General Debra S. Peterson, Asst. D.A. Elizabeth Reimer, Asst. D.A.	Sedgwick
84,145	State of Kansas, Appellee, v. William H. Chacon-Bringuez, Appellant.	Attorney General Lee J. Davidson, Deputy C.A. Jessica R. Kunen, Chief A.D. Daniel C. Estes, Asst. A.D.	Sumner
84,878	State of Kansas, Appellee, v. Charles W. Wilcox, Appellant.	Attorney General Thomas R. Stanton, Asst. C.A. Jessica R. Kunen, Chief A.D. Rick Kittel, Asst. A.D.	Saline

83,859	Angela Denise Cox, Appellant, v. Danny Reep, Amy Reep, Bill Eberhardt, and Estates Unlimited Realtor, Inc., Appellees.	Angela Denise Cox, pro se Bryce A. Abbott Victor S. Nelson	Sedgwick
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Wednesday, January 10, 2001

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
85,224	In the Matter of the Adoption of Baby Girl T.	Wm. Rex Lorson Martin W. Bauer	Saline
84,081	Stacey W. Speed, Appellant, v. State of Kansas, Appellee.	Gary W. Owens Attorney General Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A.	Sedgwick
84,268	State of Kansas, Appellant, v. Neal Hamza, Appellee.	Attorney General Debra S. Peterson, Asst. D.A. Charles R. Reimer, Asst. D.A. Jessica R. Kunen, Chief A.D. Mary Curtis, Asst. A.D.	Sedgwick
84,883	Commerce Bank, N.A., Wichita, Kansas, Appellee, v. Liebau-Woodall & Associates, L.P.; Fred F. Liebau, Jr., Individually and as Trustee of the Fred F. Liebau, Jr. Revocable Trust; and James G. Woodall, and Linda S. Parks, as Trustee for the Liquidation of Primeline Securities Corporation, Appellant.	Martin W. Bauer Arthur S. Chalmers	Sedgwick

**Summary Calendar—No Oral Argument**

83,479	State of Kansas, Appellee, v. Anthony Jerome Johnson, Appellant.	Attorney General Tony Cruz, Asst. C.A. Autumn L. Fox	Geary
84,225 84,226 84,227 84,228	State of Kansas, Appellee, v. Robert S. Jennings, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Boyd K. Isherwood, Asst. D.A. Jessica R. Kunen, Chief A.D. Patrick H. Dunn, Asst. A.D.	Sedgwick
84,659	Paulette Michelle Brooks, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. County Attorney	Lyon
84,754	Steven W. Nance, Appellant, v. Michael A. Nelson, Warden, Appellee.	Geary N. Gorup Julie Riddle	Butler
85,024	In the Matter of the Adoption of T.L.W., a Minor.	Richard A. Macias Monty J. Walter	Sedgwick
84,154	State of Kansas, Appellee, v. Richard B. Clark, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
83,898 83,899	State of Kansas, Appellee, v. Paul W. Barnett, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Jessica R. Kunen, Chief A.D.	Johnson

(continued)

84,763	Somchai Ditsunon, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General County Attorney	Saline
84,787	State of Kansas, Appellee, v. Michael DeWayne Santora, Appellant.	Attorney General Steven J. Obermeier, Asst. D.A. Jessica R. Kunen, Chief A.D.	Johnson
84,792	State of Kansas, Appellee, v. John C. Bell, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
85,441	City of Liberal, Kansas, Appellant, v. LaTasha Witherspoon, Appellee.	Kevin D. Weakley Peter G. Olson	Seward
85,579 85,580	State of Kansas, Appellee, v. Robert A. McGregor, Appellant.	Attorney General Rex L. Lane, Asst. C.A. Robert D. Campbell	Atchison
84,310	State of Kansas, Appellee, v. Cory McQuillan, Appellant.	Attorney General Julie McKenna, C.A. Jessica R. Kunen, Chief A.D.	Saline
84,499	State of Kansas, Appellee, v. Carlos J. Montidoro, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
84,651	Richard S. Serrano, Appellant, v. Modern Air Conditioning Co., Respondent, and Federated Mutual Insurance and Allied Insurance Company, Insurance Carriers, Appellees (Parties are Alegria v. Barger).	David O. Alegria Diane F. Barger	Work Comp
84,905	State of Kansas, Appellee, v. Angel L. Morales, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
85,067	State of Kansas, Appellee, v. Dale R. Snyder, Appellant.	Attorney General S. Scott Sage, C.A. Michael S. Holland II	Phillips
85,456	Gregory Wells, Appellant, v. Secretary of Corrections, Appellee.	Gregory L. Wells, pro se Julie Riddle	Butler

**Kansas Court of Appeals  
Sedgwick County Courthouse  
Courtroom 11-1  
525 N. Main  
Wichita, Kansas**

Before Pierron, P.J.; Lewis, J.; and Buchele, S.J.

Tuesday, January 9, 2001

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
83,630	Schina T. Gantt, Appellant, v. State of Kansas, Appellee.	Attorney General Debra S. Peterson, Asst. D.A. Elizabeth Reimer, Asst. D.A. Geary N. Gorup	Sedgwick
85,193	In the Interest of M.B., dob: 11/18/96.	Sam S. Kepfield Linda L. Blackburn, Asst. C.A.	Reno

85,165	Jacquetta Burton, Executor of the Estate of Dale L. Burton; and Jacquetta Burton, Individually and on Behalf of the Heirs-at-Law of Dale L. Burton, Deceased, Appellant, v. Keith Green, M.D., and Hays Medical Center, Inc., Appellees.	Kenneth J. Morton Gene E. Schroer Michael R. O'Neal	Ellis
85,148	M.S.W., Inc., Appellant, v. The Board of Zoning Appeals of Marion County, Kansas, Appellee.	David P. Calvert Russell L. Mills James M. Kaup Rodney K. Murrow	Marion
1:30 p.m.			
85,046	State of Kansas, Appellee, v. Richard Allen Voth, Appellant.	Attorney General William R. Mott, C.A. Jessica R. Kunen, Chief A.D. Rick Kittel, Asst. A.D.	Sumner
84,392	In the Interest of: H.H. dob: 11/21/91, B.H., dob: 05/10/97, A.H., dob: 12/10/90, C.H., dob: 11/17/89.	Lisa A. Beran Mark Frame, C.A. Terry R. Fuller Eric W. Marshall Charles R. Pike	Edwards
83,638	State of Kansas, Appellee, v. Edwin L. Tomlin, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. McFadden, Asst. D.A. Jessica R. Kunen, Chief A.D. Kirk C. Redmond, Asst. A.D.	Sedgwick
84,733	State of Kansas, Appellee, v. Michael J. Knick, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Lesley A. McFadden, Asst. D.A. Stephen T. Ariagno	Sedgwick

**Wednesday, January 10, 2001**

**9:00 a.m.**

Case No.	Case Name	Attorneys	Jurisdiction
84,261	State of Kansas, Appellee, v. Marlon D. Walker, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Elizabeth Reimer, Asst. D.A. Bradley P. Sylvester	Sedgwick
84,417	State of Kansas, Appellee, v. Justin E. Kessinger, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Elizabeth Reimer, Asst. D.A. Bradley P. Sylvester	Sedgwick
85,117	In the Matter of the Application of Vastar Resources, Inc., for Relief from a Tax Grievance in Kearny County, Kansas:	Eric F. Melgren Douglas P. Campbell	Kearny
84,327	Ronny Jackson, Appellant, v. Gerald E. Thomas, d/b/a Wichita Solvent Company, Appellee.	James T. McIntyre Alvin D. Herrington	Sedgwick

**Summary Calendar—No Oral Argument**

84,200	Mikel Sherman Brooks, Appellant, v. State of Kansas, Appellant.	Jessica R. Kunen, Chief A.D. Attorney General Debra S. Peterson, Asst. D.A.	Sedgwick
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(continued)

84,283	State of Kansas, Appellee, v. Maurice D. Brown, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
84,350	State of Kansas, Appellee, v. Michael Lee Mitchell, Appellant.	Attorney General Scott Showalter, Asst. C.A. Jessica R. Kunen, Chief A.D.	Sherman
85,003	State of Kansas, Appellee, v. Perry A. Hilson, Appellant.	Attorney General William R. Mott, C.A. Jessica R. Kunen, Chief A.D.	Sumner
85,264	In the Matter of the Adoption of Baby Boy M., a/k/a J.J.M., a Minor Child, Born 12/28/99.	Allan A. Hazlett	Shawnee
85,480	Sandra G. Gurtner, Appellant, v. Good Samaritan Center, and Liberty Mutual Insurance Co., Appellees.	Elmo Lund Joseph W. Jeter	Work Comp
81,933	Joel Barcliff, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General District Attorney	Wyandotte
84,074	Robert E. Murphy, Appellant, v. Michael Woods, et al., Appellees.	Robert E. Murphy, pro se Attorney General Jon D. Graves	Reno
84,273	Kevin E. Gray, Appellant, v. State of Kansas, Appellant.	Jessica R. Kunen, Chief A.D. Attorney General Debra S. Peterson, Asst. D.A.	Sedgwick
84,303	State of Kansas, Appellee, v. Shirley Ann Schroth, Appellant.	Attorney General Julie Funk, Asst. C.A. Jessica R. Kunen, Chief A.D.	Ford
84,453	State of Kansas, Appellee, v. Pierre Riojas, Appellant.	Attorney General County Attorney Jessica R. Kunen, Chief, A.D.	Finney
84,454			
84,455			
84,456			
84,759	In the Matter of the Marriage of Janet I. Emert, Appellee, and David L. Emert, Appellant.	Michael K. Schmitt Brad M. Lippert	Nemaha
85,440	In the Matter of L.S.W., Respondent, dob: 06/22/81.	Stephen J. Ternes Debra S. Peterson, Asst. D.A.	Sedgwick
84,958	State of Kansas, Appellee, v. Rex L. Bartley, Appellant.	Attorney General J. Wade Bainum, Asst. C.A. James D. Sweet	Saline
85,164	In the Interest of A.B-E.	Shirley K. Calvin William A. Wright	Finney
83,243	State of Kansas, Appellee, v. Michael Allan Baston, Appellant.	Attorney General Trent M. Krug, Asst. D.A. Jessica R. Kunen, Chief A.D.	Douglas
83,951	John Buckles Lester, Appellant, v. State of Kansas, Appellee.	Jessica R. Kunen, Chief A.D. Attorney General Steven J. Obermeier, Asst. D.A.	Johnson
84,379	State of Kansas, Appellee, v. Teresa K. Christyauntie, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick

Kansas Court of Appeals  
 Court of Appeals Courtroom  
 Kansas Judicial Center  
 301 S.W. 10th Ave.  
 Topeka, Kansas

Before Marquardt, P.J.; Green, J.; and Rogg, S.J.

Tuesday, January 9, 2001

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
84,420	Robert Reynolds, Helen Lytle, and Mary Lenherr, Appellants, v. Susan Figge, as County Clerk and County Election Officer of Pottawatomie County, Kansas; and Rita J. Muchenthaler, Eva Gentry, and Randy L. Dick, members of the Recall Committee Appellees.	Fred W. Rausch, Jr. Stanley Oyler	Pottawatomie
85,104	In the Interest of L.S., a Child Under Age Eighteen.	Matthew W. Boddington District Attorney Kyle J. Mead Sue Carpenter	Shawnee
85,510	State of Kansas, Appellant, v. Tammie K. Frederick, Appellee.	Attorney General Kevin M. Hill, C.A. Michael A. Ireland	Brown
85,501	State of Kansas, Appellant, v. Bob E. Popejoy, Appellee.	Attorney General Kevin M. Hill, C.A. Michael A. Ireland	Brown

1:30 p.m.

85,040	Art Stone, Appellee, v. David Jackson, d/b/a Jackson's Greenhouse & Garden Center, Appellant.	Todd B. Butler Robert D. Hecht	Shawnee
85,305	Sara L. Wurtz, Appellee, v. Cedar Ridge Apartments, Appellant.	John J. Francis Bruce Plenk Steven R. Wiechman	Shawnee
85,269	In the Matter of the Marriage of James Donald Pyatt, Appellee, and Michaela Pyatt, Appellant.	Troy V. Huser David P. Troup	Riley
84,828	State of Kansas, Appellee, v. Daniel E. Fox, Appellant.	Attorney General Joseph W. Lentz, Asst. D.A. Michael C. Hayes	Shawnee

Wednesday, January 10, 2001

9:00 a.m.

Case No.	Case Name	Attorneys	Jurisdiction
85,213	In the Matter of the Marriage of Shirley A. Stiver, Appellee, and Harold G. Stiver, Appellant.	David H. Heilman Ben J. Sexton	Morris

(continued)

85,275	Val D. Carlow, Deceased, Appellee, v. Konza Construction Company, Inc., and Builders' Association Self-Insurers' Fund, Appellants.	Roger D. Fincher Wade A. Dorothy	Work Comp
84,882	State of Kansas, Appellant, v. Michael Lynn Powell, Appellee.	Attorney General William M. Edwards, Asst. C.A. Jessica R. Kunen, Chief A.D. Patrick H. Dunn, Asst. A.D.	Franklin
85,300	Amanda Malmi, Appellant, v. Marc Shepard and Earl and Mary Stevens, Appellees.	Adra E. Burks N. Larry Bork	Jefferson
<b>Summary Calendar—No Oral Argument</b>			
84,097	State of Kansas, Appellee, v. Timothy E. Rogers, Appellant.	Attorney General Thomas R. Stanton, Asst. C.A. Jessica R. Kunen, Chief A.D.	Saline
84,550	State of Kansas, Appellee, v. Joseph C. Zink, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
84,691	In the Matter of the Application of Fire Baptized Holiness Church for Exemption from Ad Valorem Taxation in Montgomery County, Kansas.	Julia D. Allen William Hendrix Paul M. Kritz	Tax Appeal
85,251	State of Kansas, Appellee, v. Duane Biesterfeld, Appellant.	Attorney General Joe Shepack, C.A. Ron Svaty	Ellsworth
85,426	In the Interest of P.S., dob: 08/14/97.	Charles G. Stewart Douglas C. Spencer, C.A. Cleona Flipse	Logan
85,466	Thomas L. Kelly, Appellant, v. Fiberglass Engineering, Inc., a/k/a Cobalt Boats and Royal & Sunalliance, Appellees.	Randall J. Price Kirby A. Vernon	Work Comp
84,066	State of Kansas, Appellee, v. Rick E. Fortune, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Douglas L. Adams, Jr.	Sedgwick
84,122	State of Kansas, Appellee, v. Edward M. Murray, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Autumn L. Fox	Sedgwick
84,331	State of Kansas, Appellee, v. Anthony A. Foster, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Lyon
84,337	Robin L. Collins, Appellant, v. State of Kansas, Appellee.	Michael Gayoso, Jr. William K. Rork Joe E. Lee, C.A.	Lyon
84,532	State of Kansas, Appellee, v. Elmer Shawn Belt, Appellant.	Attorney General County Attorney Jessica R. Kunen, Chief A.D.	Reno
85,425	Phillip Barnett, Appellant, v. Atchison Casting Corporation, Appellee.	Steven D. Treaster John B. Rathmel	Work Comp

83,449	In the Matter of the Marriage of Marilyn L. Maddon, Appellee, and Andrew S. Movrovich, Jr., Appellant.	Robert E. Keeshan A.S. Mavrovich, pro se	Shawnee
84,147	State of Kansas, Appellee, v. Denise Rossette, Appellant.	Attorney General Thomas R. Stanton, Asst. C.A. Jessica R. Kunen, Chief A.D.	Saline
84,366	State of Kansas, Appellee, v. Michael Lee Mitchell, Appellant.	Attorney General Scott Showalter, C.A. Jessica R. Kunen, Chief A.D.	Sherman
84,525	State of Kansas, Appellee, v. William L. Todd, Appellant.	Attorney General Debra S. Peterson, Asst. D.A. Jessica R. Kunen, Chief A.D.	Sedgwick
84,541	State of Kansas, Appellee, v. George C. Manning III, Appellant.	Attorney General District Attorney Jessica R. Kunen, Chief A.D.	Wyandotte
84,542			
84,943	State of Kansas, Appellant, v. Jason Lee Mauch, Appellee.	Attorney General Thomas R. Stanton, Asst. C.A. Roger D. Struble	Saline

Carol G. Green  
Clerk of the Appellate Courts

Doc. No. 025960

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, Room 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 296-2377 for additional information:

Tuesday, January 2, 2001

02656

Kansas Neurological Institute—Recumbent Bathing Tubs and Lifts

02667

Juvenile Justice Authority—Furnish and Install Video Conferencing Equipment

Thursday, January 4, 2001

02629

Department of Transportation—Portable Roll-Up Traffic Signs

02627

Department of Human Resources—Copier Maintenance

Monday, January 8, 2001

02582

Kansas Highway Patrol—Brake Pads and Rotors

Thursday, January 11, 2001

02598

Department of Administration, Division of Information Systems and Communications—Inter-Lata Bandwidth

Tuesday, January 16, 2001

A-9045

Osawatomie State Hospital—Replace Selected Toilet Partitions, Adair and Biddle Buildings

A-9051

Parsons State Hospital and Training Center—Window Replacement, Hickory Cottage, and Automatic Door Installation, Holly Cottage

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Request for Proposals

Thursday, January 11, 2001

02564

Actuarial Services for the Kansas Insurance Department

Tuesday, January 16, 2001

02509

Program Consultant for the Department of Health and Environment

John T. Houlihan  
Director of Purchases

Doc. No. 026001

**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 1999 Supplement to the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

Reg. No.	Action	Register
1-1-5	New	V. 18, p. 1337
1-2-30	Amended	V. 18, p. 1337
1-2-74	New	V. 18, p. 1337
1-2-84	Amended	V. 18, p. 1337
1-2-84a	New	V. 18, p. 1337
1-2-84b	New	V. 18, p. 1338
1-4-8	Amended	V. 18, p. 1338
1-5-22	Amended	V. 18, p. 1338
1-5-24	Amended	V. 19, p. 1337
1-6-25	Amended	V. 18, p. 1338
1-6-32	Amended	V. 18, p. 1339
1-8-6	Amended	V. 18, p. 1339
1-9-2	Amended	V. 18, p. 1340
1-9-7b	Amended (T)	V. 18, p. 1748
1-9-14	Amended (T)	V. 18, p. 1390
1-9-19a	Amended	V. 18, p. 1341
1-9-23	Amended (T)	V. 19, p. 243
1-9-23	Amended	V. 19, p. 944
1-9-25	Amended	V. 18, p. 1342
1-10-10	New	V. 18, p. 1344
1-10-11	New	V. 18, p. 1345
1-16-18	Amended	V. 18, p. 869
1-16-18a	Amended	V. 18, p. 869
1-18-1a	Amended (T)	V. 19, p. 1157
1-18-1a	Amended	V. 19, p. 1719
1-49-1	Amended	V. 19, p. 724

**AGENCY 3: KANSAS STATE TREASURER**

Reg. No.	Action	Register
3-2-1	New	V. 19, p. 1016
3-2-2	New	V. 19, p. 1016
3-2-3	New	V. 19, p. 1016
3-3-1	New (T)	V. 19, p. 1157
3-3-1	New	V. 19, p. 1678

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
4-7-213	Amended	V. 19, p. 117
4-7-214	Amended	V. 19, p. 117
4-7-215	Revoked	V. 19, p. 118
4-7-216	New	V. 19, p. 118
4-8-14a	Amended	V. 19, p. 1679
4-8-27	Amended	V. 19, p. 1679
4-8-28	Amended	V. 19, p. 1680
4-8-29	Amended	V. 19, p. 1680
4-8-32	Amended	V. 19, p. 1680
4-8-34	Amended	V. 19, p. 1680
4-8-41	Amended	V. 19, p. 1680
4-8-42	New	V. 19, p. 1680
4-20-11	Amended	V. 18, p. 418
4-20-15	New	V. 18, p. 418
4-21-1 through 4-21-6	New	V. 18, p. 418-420

**AGENCY 5: DEPARTMENT OF AGRICULTURE--DIVISION OF WATER RESOURCES**

Reg. No.	Action	Register
5-1-1	Amended	V. 19, p. 1476
5-1-3 through 5-1-12	New	V. 19, p. 1480-1483

5-2-3	New	V. 19, p. 1484
5-3-1a	New	V. 19, p. 1484
5-3-4b	Amended	V. 19, p. 1484
5-3-4c	New	V. 19, p. 1484
5-3-4d	New	V. 19, p. 1485
5-3-4e	New	V. 19, p. 1485
5-3-5d	Amended	V. 19, p. 1485
5-3-5e	Amended	V. 19, p. 1485
5-3-5g through 5-3-5n	New	V. 19, p. 1485, 1486
5-3-11	Amended	V. 19, p. 1486
5-3-16	Amended	V. 19, p. 1490
5-3-19 through 5-3-28	New	V. 19, p. 1490-1493
5-4-5	New	V. 19, p. 1494
5-4-8	New	V. 19, p. 1494
5-5-1	Amended	V. 19, p. 1495
5-5-6	Amended	V. 19, p. 1495
5-5-13	New	V. 19, p. 1496
5-5-14	New	V. 19, p. 1496
5-5-16	New	V. 19, p. 1496
5-6-3 through 5-6-15	New	V. 19, p. 1497-1499
5-7-4	Amended	V. 19, p. 1499
5-7-4a	New	V. 19, p. 1500
5-7-5	New	V. 19, p. 1500
5-8-3	New	V. 19, p. 1500
5-8-4	New	V. 19, p. 1501
5-8-6	New	V. 19, p. 1501
5-8-7	New	V. 19, p. 1502
5-8-8	New	V. 19, p. 1502
5-9-11	New	V. 19, p. 1503
5-12-1 through 5-12-4	New	V. 19, p. 1503, 1504
5-13-1 through 5-13-11	New	V. 19, p. 1504-1507
5-14-1 through 5-14-7	New	V. 19, p. 1507-1509
5-21-4	Amended	V. 19, p. 1509
5-21-5	New	V. 19, p. 1510
5-21-8	New	V. 19, p. 1510
5-21-9	New	V. 19, p. 1510
5-23-1	Amended	V. 19, p. 1510
5-23-3	Amended	V. 19, p. 1511
5-23-3a	New	V. 19, p. 1511
5-23-4	Amended	V. 19, p. 1512
5-23-4a	Amended	V. 19, p. 1513
5-23-4b	New	V. 19, p. 1513
5-23-14	New	V. 19, p. 1514
5-23-15	New	V. 19, p. 1514
5-40-1	Amended	V. 19, p. 1514
5-40-4	Amended	V. 19, p. 1515
5-40-11	New	V. 19, p. 1515
5-40-14	New	V. 19, p. 1515
5-40-15	New	V. 19, p. 1515
5-40-16	New	V. 19, p. 1515
5-41-1	Amended	V. 19, p. 1516
5-41-6	Amended	V. 19, p. 1516
5-42-3	Revoked	V. 19, p. 1516
5-42-4	New	V. 19, p. 1517
5-45-1	Amended	V. 19, p. 1517
5-45-4	Amended	V. 19, p. 1518
5-45-13	Amended	V. 19, p. 1518
5-45-14	Amended	V. 19, p. 1518
5-45-18	New	V. 19, p. 1518
5-46-1	New	V. 19, p. 1519
5-46-3	New	V. 19, p. 1519
5-46-4	New	V. 19, p. 1520

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-31-1 through 7-31-4	Revoked	V. 18, p. 672
7-32-1	Amended	V. 19, p. 1269
7-32-2	Amended	V. 19, p. 1269
7-35-1	Amended (T)	V. 18, p. 1389
7-35-1	Amended	V. 18, p. 1879
7-35-2	Amended (T)	V. 18, p. 1390
7-35-2	Amended	V. 18, p. 1879
7-40-1	New	V. 18, p. 1148

**AGENCY 9: ANIMAL HEALTH DEPARTMENT**

Reg. No.	Action	Register
9-10-33	New (T)	V. 19, p. 1469
9-10-33	New	V. 19, p. 1948
9-14-2	Amended (T)	V. 19, p. 1338
9-14-2	Amended	V. 19, p. 1748
9-15-4	Amended (T)	V. 19, p. 1338
9-15-4	Amended	V. 19, p. 1748
9-15-5	New (T)	V. 19, p. 1469
9-15-5	New	V. 19, p. 1948
9-20-4	New	V. 18, p. 161
9-29-6	Amended	V. 18, p. 895

**AGENCY 11: STATE CONSERVATION COMMISSION**

Reg. No.	Action	Register
11-7-1 through 11-7-8	Amended	V. 18, p. 1808-1810
11-7-10	Amended	V. 18, p. 1811
11-7-11 through 11-7-15	New	V. 18, p. 1811, 1812
11-9-1 through 11-9-10	New	V. 18, p. 79, 80

**AGENCY 16: ATTORNEY GENERAL**

Reg. No.	Action	Register
16-6-1	Amended	V. 19, p. 399

**AGENCY 17: STATE BANK COMMISSIONER**

Reg. No.	Action	Register
17-22-1	Amended	V. 19, p. 500
17-23-16	Amended	V. 19, p. 500
17-24-1	New	V. 18, p. 956
17-24-2	New	V. 18, p. 956

**AGENCY 22: STATE FIRE MARSHAL**

Reg. No.	Action	Register
22-19-1	Amended	V. 18, p. 1170
22-19-2	Amended	V. 18, p. 1170
22-19-3	Amended	V. 18, p. 1171
22-19-4a	New	V. 18, p. 1171

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

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

**AGENCY 26: DEPARTMENT ON AGING**

Reg. No.	Action	Register
26-1-2	Amended	V. 18, p. 188
26-1-4	Amended	V. 18, p. 544
26-1-6	Amended	V. 18, p. 544
26-1-9	New	V. 18, p. 188
26-2-4	Amended	V. 18, p. 1880
26-2-7	Amended	V. 18, p. 1880
26-2-9	Amended	V. 18, p. 1880
26-3-1	Amended	V. 18, p. 1881
26-3-3	Revoked	V. 18, p. 1882
26-3-5	Amended	V. 18, p. 1882
26-8-4	Revoked	V. 18, p. 1882

**AGENCY 27: STATE CORPORATION COMMISSION (KANSAS ENERGY OFFICE)**

Reg. No.	Action	Register
27-2-1	Revoked	V. 18, p. 231

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

Reg. No.	Action	Register
28-1-2	Amended	V. 19, p. 141
28-1-6	Amended	V. 18, p. 953
28-1-18	Amended	V. 19, p. 141
28-1-25	Revoked	V. 18, p. 105
28-1-26	New	V. 19, p. 142
28-4-330 through 28-4-343	New (T)	V. 18, p. 1058-1070
28-4-330 through 28-4-343	New	V. 18, p. 1600-1612
28-4-501	Amended	V. 19, p. 422
28-4-503	Amended	V. 19, p. 423
28-4-504	Amended	V. 19, p. 423

28-4-505	Amended	V. 19, p. 423
28-4-513	Amended	V. 19, p. 423
28-4-530	Revoked	V. 19, p. 423
28-4-531	Revoked	V. 19, p. 423
28-16-28b	through	
28-16-28f	Amended	V. 18, p. 1021-1033
28-16-28b	Amended	V. 19, p. 1720
28-16-28e	Amended	V. 19, p. 1723
28-17-15	Amended (T)	V. 19, p. 680
28-17-15	Amended	V. 19, p. 1190
28-19-50	Revoked	V. 18, p. 50
28-19-52	Revoked	V. 18, p. 50
28-19-201	Amended	V. 18, p. 106
28-19-650	New	V. 18, p. 50
28-19-717	New	V. 19, p. 1932
28-19-720	Amended	V. 18, p. 782
28-19-729	New	V. 19, p. 565
28-19-729a	through	
28-19-729h	New	V. 19, p. 566-569
28-19-735	Amended	V. 18, p. 782
28-19-750	Amended	V. 18, p. 782
28-19-751	Revoked	V. 18, p. 1099
28-19-752	Revoked	V. 18, p. 1099
28-19-752a	New	V. 18, p. 1099
28-23-81	through	
28-23-89	Revoked	V. 18, p. 1099
28-19-751	Revoked	V. 18, p. 1099
28-19-752	Revoked	V. 18, p. 1099
28-19-752a	New	V. 18, p. 1099
28-23-81	through	
28-23-89	Revoked	V. 18, p. 1099
28-29-3	Amended	V. 18, p. 1345
28-29-17a	Revoked	V. 18, p. 1948
28-29-17b	Revoked	V. 18, p. 1949
28-29-25a	New	V. 18, p. 1346
28-29-25b	New	V. 18, p. 1347
28-29-25c	New	V. 18, p. 1348
28-29-25e	New	V. 18, p. 1350
28-29-25f	New	V. 18, p. 1351
28-29-26	Revoked	V. 18, p. 673
28-29-98	Revoked	V. 18, p. 1949
28-29-1100	through	
28-29-1107	New	V. 19, p. 941-943
28-29-2101	through	
28-29-2113	New	V. 18, p. 1949-1963
28-31-1	Amended	V. 18, p. 673
28-31-2	Amended	V. 18, p. 673
28-31-3	Amended	V. 18, p. 674
28-31-4	Amended	V. 18, p. 674
28-31-6	Amended	V. 18, p. 678
28-31-8	Amended	V. 18, p. 679
28-31-8b	Amended	V. 18, p. 680
28-31-9	Amended	V. 18, p. 680
28-31-10	Amended	V. 18, p. 681
28-31-12	Amended	V. 18, p. 681
28-31-13	Amended	V. 18, p. 682
28-31-14	Amended	V. 18, p. 682
28-31-15	New	V. 18, p. 682
28-31-16	New	V. 18, p. 682
28-36-10	through	
28-36-18	Revoked	V. 18, p. 1099
28-36-20	through	
28-36-29	Revoked	V. 18, p. 1099, 1100
28-36-101	through	
28-36-108	New	V. 18, p. 1100-1102
28-36-10	through	
28-36-18	Revoked	V. 18, p. 1099
28-36-20	through	
28-36-29	Revoked	V. 18, p. 1099, 1100
28-36-101	through	
28-36-108	New	V. 18, p. 1100-1102
28-38-18	through	
28-38-23	Amended	V. 19, p. 1078-1080
28-38-26	Amended	V. 19, p. 1081
28-38-28	Amended	V. 19, p. 1081
28-38-29	Amended	V. 19, p. 1081

28-38-30	New	V. 19, p. 1082
28-39-133	Revoked	V. 18, p. 1393
28-39-134	through	
28-39-137	Revoked	V. 18, p. 1393
28-39-144	Amended	V. 18, p. 1393
28-39-145	Revoked	V. 18, p. 1395
28-39-145a	New	V. 18, p. 1395
28-39-152	Amended	V. 18, p. 1397
28-39-160	Amended	V. 18, p. 1399
28-39-161	Amended	V. 18, p. 1400
28-39-162a	Amended	V. 18, p. 1401
28-39-162c	Amended	V. 18, p. 1405
28-39-163	Amended	V. 18, p. 1410
28-39-240	Amended	V. 18, p. 1412
28-39-245	Amended	V. 18, p. 1413
28-39-247	Amended	V. 18, p. 1414
28-39-275	through	
28-39-291	New	V. 18, p. 1416-1423
28-39-300	through	
28-39-312	Revoked	V. 18, p. 1423
28-39-425	through	
28-39-437	New	V. 18, p. 1423-1429
28-50-1	Amended	V. 18, p. 1353
28-50-2	Amended	V. 18, p. 1355
28-50-4	Amended	V. 18, p. 1356
28-50-5	Amended	V. 18, p. 1356
28-50-6	Amended	V. 18, p. 1356
28-50-7	Revoked	V. 18, p. 1358
28-50-8	Amended	V. 18, p. 1358
28-50-9	Amended	V. 18, p. 1359
28-50-10	Amended	V. 18, p. 1363
28-50-14	Amended	V. 18, p. 1363
28-65-1	Amended	V. 18, p. 682
28-65-2	Amended	V. 18, p. 683
28-65-3	Amended	V. 18, p. 683
28-68-1	Amended	V. 19, p. 1934
28-68-2	Amended	V. 19, p. 1934
28-68-3	Amended	V. 19, p. 1935
28-68-6	Amended	V. 19, p. 1936
28-72-1	New (T)	V. 18, p. 1459
28-72-1	New	V. 18, p. 1888
28-72-2	New (T)	V. 18, p. 1462
28-72-2	New	V. 18, p. 1891
28-72-3	New (T)	V. 18, p. 1462
28-72-3	New	V. 18, p. 1891
28-72-4	New (T)	V. 18, p. 1463
28-72-4	New	V. 18, p. 1892
28-72-4a	New (T)	V. 18, p. 1466
28-72-4a	New	V. 18, p. 1895
28-72-4b	New (T)	V. 18, p. 1468
28-72-4b	New	V. 18, p. 1897
28-72-4c	New (T)	V. 18, p. 1470
28-72-4c	New	V. 18, p. 1898
28-72-5	New (T)	V. 18, p. 1471
28-72-5	New	V. 18, p. 1900
28-72-6	New (T)	V. 18, p. 1473
28-72-6	New	V. 18, p. 1902
28-72-7	New (T)	V. 18, p. 1475
28-72-7	New	V. 18, p. 1904
28-72-8	New (T)	V. 18, p. 1476
28-72-8	New	V. 18, p. 1905
28-72-9	New (T)	V. 18, p. 1478
28-72-9	New	V. 18, p. 1907
28-72-10	New (T)	V. 18, p. 1480
28-72-10	New	V. 18, p. 1909
28-72-11	New (T)	V. 18, p. 1481
28-72-11	New	V. 18, p. 1910
28-72-12	New (T)	V. 18, p. 1482
28-72-12	New	V. 18, p. 1911
28-72-13	New (T)	V. 18, p. 1483
28-72-13	New	V. 18, p. 1912
28-72-14	New (T)	V. 18, p. 1483
28-72-14	New	V. 18, p. 1912
28-72-15	New (T)	V. 18, p. 1484
28-72-15	New	V. 18, p. 1913
28-72-16	New (T)	V. 18, p. 1484
28-72-16	New	V. 18, p. 1913
28-72-17	New (T)	V. 18, p. 1485
28-72-17	New	V. 18, p. 1914
28-72-18	New (T)	V. 18, p. 1486
28-72-18	New	V. 18, p. 1915
28-72-18a	New (T)	V. 18, p. 1487
28-72-18a	New	V. 18, p. 1916
28-72-18b	New (T)	V. 18, p. 1487
28-72-18b	New	V. 18, p. 1916

28-72-18c	New (T)	V. 18, p. 1488
28-72-18c	New	V. 18, p. 1917
28-72-18d	New (T)	V. 18, p. 1489
28-72-18d	New	V. 18, p. 1918
28-72-18e	New (T)	V. 18, p. 1490
28-72-18e	New	V. 18, p. 1919
28-72-19	New (T)	V. 18, p. 1491
28-72-19	New	V. 18, p. 1920
28-72-20	New (T)	V. 18, p. 1491
28-72-20	New	V. 18, p. 1920
28-72-21	New (T)	V. 18, p. 1491
28-72-21	New	V. 18, p. 1920
28-72-22	New (T)	V. 18, p. 1491
28-72-22	New	V. 18, p. 1920
28-72-51	through	
28-72-54	New	V. 19, p. 989, 990

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-2-12	Amended	V. 18, p. 271
30-2-16	Amended	V. 18, p. 895
30-4-50	Amended	V. 19, p. 1548
30-4-64	Amended	V. 18, p. 1722
30-5-59	Amended	V. 19, p. 1548
30-5-64	Amended	V. 19, p. 1549
30-5-81	Amended	V. 19, p. 1587
30-5-309	Amended	V. 19, p. 988
30-6-59	Revoked	V. 18, p. 895
30-6-86	Amended	V. 18, p. 895
30-6-103	Amended	V. 18, p. 896
30-10-21	Amended	V. 19, p. 1550
30-14-30	Amended	V. 18, p. 896
30-44-2	Amended	V. 18, p. 1843

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-2-3	Revoked	V. 19, p. 1449
36-2-4	Revoked	V. 19, p. 1449
36-2-6	Revoked	V. 19, p. 1449
36-2-8	through	
36-2-13	Revoked	V. 19, p. 1449
36-15-23	Revoked	V. 19, p. 1622
36-34-1	Revoked	V. 19, p. 1622

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36-13-20	Revoked	V. 18, p. 1823
36-13-30	through	
36-13-35	Revoked	V. 18, p. 1823
36-13-37	Revoked	V. 18, p. 1823
36-13-38	Revoked	V. 18, p. 1823
36-13-39	Revoked	V. 18, p. 1823

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-2-26	Amended	V. 18, p. 1058
40-3-26	Amended	V. 19, p. 303
40-3-27	Revoked	V. 19, p. 680
40-3-32	Amended	V. 19, p. 303
40-3-33	Amended	V. 18, p. 1016
40-3-45	Amended	V. 19, p. 303
40-3-49	Amended	V. 19, p. 303
40-4-34	Amended	V. 18, p. 124
40-4-35	Amended (T)	V. 18, p. 358
40-4-35	Amended	V. 19, p. 1853
40-4-42	New	V. 18, p. 1883
40-4-42a	New	V. 18, p. 1883
40-4-42b	New	V. 18, p. 1884
40-4-42c	New	V. 18, p. 1884
40-4-42d	New	V. 18, p. 1885
40-4-42e	New	V. 18, p. 1886
40-4-42f	New	V. 18, p. 1887
40-4-42g	New	V. 18, p. 1887

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-1-103	Amended	V. 18, p. 390

AGENCY 45: KANSAS PAROLE BOARD

Reg. No.	Action	Register
45-9-1	Amended	V. 18, p. 1597
45-9-2	Amended	V. 18, p. 1597

(continued)

45-9-3 Amended V. 18, p. 1598  
 45-9-4 New (T) V. 18, p. 1034  
 45-9-4 New V. 18, p. 1599

**AGENCY 49: DEPARTMENT OF HUMAN RESOURCES**

Reg. No.	Action	Register
49-45-1 through 49-45-4	Amended	V. 19, p. 504
49-45-4a	New	V. 19, p. 504
49-45-5 through 49-45-9	Amended	V. 19, p. 504
49-45-20 through 49-45-28	Amended	V. 19, p. 504, 505
49-45-29 through 49-45-34	New	V. 19, p. 505
49-45a-1	Amended	V. 19, p. 505
49-45a-2 through 49-45a-27	Revoked	V. 19, p. 506
49-46-1	Amended	V. 19, p. 506
49-47-1	Amended	V. 19, p. 507
49-47-1a	New	V. 19, p. 507
49-47-1b	New	V. 19, p. 507
49-47-2	Amended	V. 19, p. 507
49-48-1	Amended	V. 19, p. 508
49-49-1a	New	V. 19, p. 508
49-50-1 through 49-50-4	Amended	V. 19, p. 509, 510
49-50-6 through 49-50-15	Amended	V. 19, p. 510-513
49-50-17 through 49-50-20	Amended	V. 19, p. 513, 514
49-50-21	New	V. 19, p. 514
49-50-22	New	V. 19, p. 515
49-51-1	Amended	V. 19, p. 515
49-51-2	Amended	V. 19, p. 515
49-51-3	Amended	V. 19, p. 515
49-51-3a	New	V. 19, p. 516
49-51-6 through 49-51-12	Amended	V. 19, p. 516-518
49-51-14	Revoked	V. 19, p. 518
49-52-5 through 49-52-9	Amended	V. 19, p. 518-520
49-52-11	Amended	V. 19, p. 520
49-52-13	Amended	V. 19, p. 520
49-52-14	Amended	V. 19, p. 521
49-52-15	Revoked	V. 19, p. 521
49-52-16	New	V. 19, p. 521
49-52-17	New	V. 19, p. 521
49-54-1 through 49-54-3	Revoked	V. 19, p. 521

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

Reg. No.	Action	Register
51-9-7	Amended	V. 18, p. 1170

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-3-101	Amended	V. 18, p. 51
60-3-106	Amended	V. 18, p. 51
60-6-101	Amended	V. 19, p. 344
60-7-101	Amended	V. 18, p. 52
60-11-101	Amended	V. 19, p. 344
60-11-103	Amended	V. 19, p. 345
60-11-104a	Amended	V. 19, p. 346
60-11-106	Amended	V. 19, p. 346
60-11-108	Revoked	V. 19, p. 346
60-16-101	Amended	V. 18, p. 1558
60-16-102	Amended	V. 18, p. 1558
60-16-104	Amended	V. 18, p. 1559
60-17-101 through 60-17-111	New	V. 19, p. 346-350

**AGENCY 63: BOARD OF MORTUARY ARTS**  
 63-4-1 Amended V. 18, p. 1650

**AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY**

Reg. No.	Action	Register
65-5-6	Amended	V. 19, p. 839
65-5-10	Amended	V. 18, p. 1727
65-9-1	Amended	V. 18, p. 357
65-10-2	Amended	V. 18, p. 357
65-11-3	Amended	V. 18, p. 357

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-4	Amended	V. 19, p. 69
66-6-6	Amended	V. 19, p. 70
66-7-2	Amended	V. 19, p. 70
66-8-7	New	V. 19, p. 70
66-9-4	Amended	V. 19, p. 71
66-9-6	New	V. 19, p. 71
66-10-12	Amended	V. 19, p. 71
66-10-13	New	V. 19, p. 71
66-11-4	New	V. 19, p. 72
66-12-1	Amended	V. 19, p. 72
66-14-1	Amended	V. 19, p. 72
66-14-6	Amended	V. 19, p. 72

**AGENCY 67: BOARD OF HEARING AID EXAMINERS**

Reg. No.	Action	Register
67-2-4	Amended	V. 19, p. 626
67-3-2	Amended	V. 19, p. 626
67-4-7	Amended	V. 19, p. 626
67-4-10	Amended	V. 19, p. 626
67-4-13	New	V. 19, p. 626
67-5-3	Amended	V. 19, p. 626
67-5-4	Amended	V. 19, p. 626
67-6-4	Amended	V. 19, p. 626
67-7-4	Amended	V. 19, p. 627

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-2-12a	Amended	V. 18, p. 1813
68-2-20	Amended	V. 18, p. 1813
68-2-22	Amended	V. 18, p. 1814
68-3-5	New	V. 18, p. 1309
68-3-6	New	V. 18, p. 1309
68-5-1	Amended	V. 19, p. 501
68-5-15	New	V. 18, p. 993
68-7-11	Amended	V. 19, p. 501
68-7-12	Amended	V. 18, p. 1815
68-7-14	Amended	V. 19, p. 502
68-7-18	Amended	V. 19, p. 503
68-7-19	Amended	V. 18, p. 994
68-11-1	Amended	V. 18, p. 81
68-14-1	Amended	V. 18, p. 1019
68-14-2 through 68-14-5	Amended	V. 18, p. 996, 997
68-14-7	Amended	V. 18, p. 997
68-14-8	Amended	V. 19, p. 1830
68-15-1	New	V. 18, p. 998
68-15-2	New	V. 18, p. 1309
68-15-4	New	V. 18, p. 1309
68-20-10	Amended	V. 18, p. 1816
68-20-10a	Amended	V. 18, p. 1819
68-20-15a	Amended	V. 18, p. 1819
68-20-16	Amended	V. 18, p. 1820
68-20-17	Amended	V. 18, p. 1820
68-20-18	Amended	V. 18, p. 1820
68-20-19	Amended	V. 18, p. 1821
68-20-20	Amended	V. 19, p. 1190
68-20-21	Amended	V. 18, p. 1822

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-1-18	Amended	V. 18, p. 1844
71-1-20	New	V. 19, p. 573
71-1-21	New	V. 19, p. 573
71-3-7	New	V. 18, p. 104
71-3-8	New	V. 19, p. 1336
71-6-1 through 71-6-6	New	V. 18, p. 104, 105

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-1-2	Amended	V. 19, p. 1791
74-1-7	New	V. 19, p. 1792

74-2-1	Amended	V. 19, p. 1792
74-2-3	Amended	V. 19, p. 1792
74-2-4	Amended	V. 19, p. 1792
74-3-8	Amended	V. 19, p. 1792
74-4-1	Revoked	V. 19, p. 1792
74-4-1a	New	V. 19, p. 1792
74-4-2a	New	V. 19, p. 1792
74-4-3a	New	V. 19, p. 1793
74-4-4	Amended	V. 19, p. 1793
74-4-7	Amended	V. 19, p. 1793
74-4-10	Amended	V. 19, p. 1793
74-5-2	Amended	V. 19, p. 1793
74-5-103	Amended	V. 18, p. 1238
74-5-104	Amended	V. 18, p. 1238
74-5-202	Amended	V. 19, p. 1794
74-5-203	Amended	V. 19, p. 1794
74-5-205	New	V. 19, p. 1795
74-5-405	Amended	V. 19, p. 1795
74-5-406	Amended	V. 18, p. 1240
74-6-1	Amended	V. 19, p. 1795
74-6-2	Amended	V. 19, p. 1795
74-7-2	Amended	V. 19, p. 1795
74-11-6	Amended	V. 19, p. 1796
74-12-1	Amended	V. 19, p. 1796
74-15-1	New	V. 19, p. 1797
74-15-2	New	V. 19, p. 1797

**AGENCY 75: STATE BANKING DEPARTMENT**

Reg. No.	Action	Register
75-6-2	Revoked	V. 19, p. 1082
75-6-6	Revoked	V. 19, p. 1082
75-6-24	Revoked	V. 19, p. 1082
75-6-26	Amended	V. 19, p. 1082
75-6-30	New	V. 19, p. 1082
75-6-31	New	V. 19, p. 1083

**AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM**

Reg. No.	Action	Register
80-1-1	Amended	V. 18, p. 1230
80-1-2	Amended	V. 18, p. 1230
80-1-3	Amended	V. 18, p. 1230
80-1-4	Revoked	V. 18, p. 1230
80-1-5	Amended	V. 18, p. 1230
80-1-6	Amended	V. 18, p. 1231
80-1-9	Amended	V. 18, p. 1231
80-1-10	Amended	V. 18, p. 1231
80-1-11	Amended	V. 18, p. 1231
80-1-12	Revoked	V. 18, p. 1231
80-2-1	Amended	V. 18, p. 1231
80-3-1	Revoked	V. 18, p. 1232
80-3-2	Revoked	V. 18, p. 1232
80-3-4	Amended	V. 18, p. 1232
80-3-5	Revoked	V. 18, p. 1232
80-3-6	Revoked	V. 18, p. 1232
80-3-8	Revoked	V. 18, p. 1232
80-3-9	Amended	V. 18, p. 1232
80-3-13	Revoked	V. 18, p. 1232
80-3-15	Amended	V. 18, p. 1232
80-3-16	Amended	V. 18, p. 1232
80-4-1	Amended	V. 18, p. 1233
80-4-2	Revoked	V. 18, p. 1233
80-4-3	Revoked	V. 18, p. 1233
80-4-4	Amended	V. 18, p. 1233
80-4-5	Revoked	V. 18, p. 1233
80-4-6	Revoked	V. 18, p. 1233
80-5-1	Amended	V. 18, p. 1233
80-5-2	Revoked	V. 18, p. 1233
80-5-3	Revoked	V. 18, p. 1233
80-5-6	Amended	V. 18, p. 1233
80-5-7	Revoked	V. 18, p. 1234
80-5-9	Amended	V. 18, p. 1234
80-5-10	Amended	V. 18, p. 1234
80-5-11	Amended	V. 18, p. 1234
80-5-12	Revoked	V. 18, p. 1234
80-5-13	Amended	V. 18, p. 1234
80-5-14	Revoked	V. 18, p. 1234
80-5-15	Amended	V. 18, p. 1234
80-5-16	Amended	V. 18, p. 1235
80-5-18	Amended	V. 18, p. 1235
80-7-1	Amended	V. 18, p. 1235
80-8-2	Amended	V. 18, p. 1236
80-8-7	Amended	V. 18, p. 1236
80-50-1	Revoked	V. 18, p. 1236
80-50-2	Amended	V. 18, p. 1236
80-50-3	Amended	V. 18, p. 1236
80-50-4	Revoked	V. 18, p. 1236
80-50-5	Revoked	V. 18, p. 1236
80-50-6	Amended	V. 18, p. 1236

80-50-8	Revoked	V. 18, p. 1237	91-1-60	Revoked	V. 19, p. 1436	91-12-44		
80-51-1	Revoked	V. 18, p. 1237	91-1-61	Revoked	V. 19, p. 680	through		
80-51-2	Revoked	V. 18, p. 1237	91-1-63	Revoked	V. 19, p. 1436	91-12-69	Revoked	V. 19, p. 681
80-51-3	Revoked	V. 18, p. 1237	91-1-65	Revoked	V. 19, p. 1436	91-12-71		
80-51-4	Amended	V. 18, p. 1237	91-1-67	Revoked	V. 19, p. 1436	through		
80-51-5	Revoked	V. 18, p. 1237	91-1-68a			91-12-74	Revoked	V. 19, p. 682
80-51-7	Revoked	V. 18, p. 1237	through			91-22-1a	New	V. 19, p. 682
80-52-1	Revoked	V. 18, p. 1237	91-1-68e	Amended	V. 19, p. 1588-1592	91-22-2	Amended	V. 19, p. 683
80-52-2	Revoked	V. 18, p. 1237	91-1-70	Revoked	V. 19, p. 1436	91-22-3	Revoked	V. 19, p. 683
80-52-3	Revoked	V. 18, p. 1237	91-1-70b	Revoked	V. 19, p. 1593	91-22-4	Amended	V. 19, p. 683
80-53-2			91-1-71			91-22-5a	Amended	V. 19, p. 683
through			through			91-22-7	Amended	V. 19, p. 683
80-53-6	Revoked	V. 18, p. 1237	91-1-83	Revoked	V. 19, p. 1436, 1437	91-22-8	Revoked	V. 19, p. 683
80-54-1			91-1-84a	Revoked	V. 19, p. 1437	91-22-9	Amended	V. 19, p. 683
through			91-1-85			91-22-10		
80-54-4	Revoked	V. 18, p. 1237	through			through		
80-55-1			91-1-91	Revoked	V. 19, p. 1437	91-22-18	Revoked	V. 19, p. 684
through			91-1-91a	Revoked	V. 19, p. 1437	91-22-19	Amended	V. 19, p. 684
80-55-4	Revoked	V. 18, p. 1237	91-1-92	Revoked	V. 19, p. 1437	91-22-21	Revoked	V. 19, p. 684
80-55-8	Amended	V. 18, p. 1237	91-1-93a	Revoked	V. 19, p. 1437	91-22-22	Amended	V. 19, p. 684
<b>AGENCY 82: STATE CORPORATION COMMISSION</b>								
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>						
82-1-221a	New	V. 18, p. 231	91-1-101a	Revoked	V. 19, p. 1437	91-22-23	Revoked	V. 19, p. 684
82-1-221b	New	V. 18, p. 232	91-1-101b	Revoked	V. 19, p. 1437	91-22-24	Revoked	V. 19, p. 684
82-1-228	Amended	V. 18, p. 232	91-1-101c	Revoked	V. 19, p. 1437	91-22-25	Amended	V. 19, p. 684
82-1-235	Amended	V. 18, p. 233	91-1-102a	Revoked	V. 19, p. 1437	91-22-26	Revoked	V. 19, p. 685
82-3-101	Amended	V. 18, p. 273	91-1-102b	Revoked	V. 19, p. 1437	91-31-16	Amended	V. 18, p. 1171
82-3-401b	New	V. 18, p. 276	91-1-104c	Revoked	V. 19, p. 1437	91-31-18	Amended	V. 18, p. 1172
82-3-408	Amended	V. 18, p. 276	91-1-105	Revoked	V. 19, p. 1437	91-31-19	Amended	V. 18, p. 1309
82-3-900			91-1-106	Revoked	V. 19, p. 1437	91-31-24	Amended	V. 18, p. 1173
through			91-1-106a			91-38-1		
82-3-908	New	V. 18, p. 276, 277	through			through		
82-4-1	Amended	V. 19, p. 1158	91-1-106m	Revoked	V. 19, p. 1437, 1438	91-38-10	New	V. 18, p. 1823-1828
82-4-3	Amended (T)	V. 19, p. 575	91-1-107a	Revoked	V. 19, p. 1438	91-40-1		
82-4-3	Amended	V. 19, p. 1159	91-1-108a	Revoked	V. 19, p. 1438	through		
82-4-6d	Amended	V. 19, p. 1083	91-1-108b	Revoked	V. 19, p. 1438	91-40-5	New	V. 19, p. 685-691
82-4-8a	Amended	V. 19, p. 1084	91-1-108c	Revoked	V. 19, p. 1438	91-40-7		
82-4-8h	New	V. 19, p. 1085	91-1-109a	Revoked	V. 19, p. 1438	through		
82-4-20	Amended	V. 19, p. 1085	91-1-110a	Revoked	V. 19, p. 1438	91-40-12	New	V. 19, p. 692-695
82-4-23	Amended	V. 19, p. 1085	91-1-110c	Revoked	V. 19, p. 1438	91-40-16		
82-4-24a	Amended	V. 19, p. 1085	91-1-111a	Revoked	V. 19, p. 1438	through		
82-4-27c	Amended	V. 19, p. 1085	91-1-112c	Revoked	V. 19, p. 1438	91-40-19	New	V. 19, p. 695-697
82-4-27e	Amended	V. 19, p. 1086	91-1-112d	Revoked	V. 19, p. 1438	91-40-21	New	V. 19, p. 697
82-4-27f	Revoked	V. 19, p. 1087	91-1-113b	Revoked	V. 19, p. 1438	91-40-22	New	V. 19, p. 697
82-4-27g	Amended	V. 19, p. 1087	91-1-114a	Revoked	V. 19, p. 1438	91-40-24		
82-4-30a	Amended	V. 19, p. 1087	91-1-115a	Revoked	V. 19, p. 1438	through		
82-4-31	Amended	V. 19, p. 1087	91-1-117a	Revoked	V. 19, p. 1438	91-40-31	New	V. 19, p. 698-700
82-4-32	Amended	V. 19, p. 1087	91-1-118a	Revoked	V. 19, p. 1438	91-40-33		
82-4-33	Amended	V. 19, p. 1087	91-1-119a			through		
82-4-35a	Amended	V. 19, p. 1088	through			91-40-39	New	V. 19, p. 700-702
82-4-37	Amended	V. 19, p. 1088	91-1-119g	Revoked	V. 19, p. 1438, 1439	91-40-41		
82-4-42	Amended	V. 19, p. 1088	91-1-120	Revoked	V. 19, p. 1439	through		
82-4-57	Amended	V. 19, p. 1088	91-1-121	Revoked	V. 19, p. 1439	91-40-48	New	V. 19, p. 702-704
82-11-3	Amended	V. 18, p. 234	91-1-122	Revoked	V. 19, p. 1439	91-40-50		
82-11-4	Amended	V. 18, p. 234	91-1-123a	Revoked	V. 19, p. 1439	through		
82-11-9	Amended	V. 18, p. 238	91-1-125	Revoked	V. 19, p. 1439	91-40-53	New	V. 19, p. 705, 706
82-11-10	Amended	V. 18, p. 239	91-1-127a	Revoked	V. 19, p. 1439	<b>AGENCY 99: DEPARTMENT OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES</b>		
82-11-11	New	V. 18, p. 239	91-1-128b	Revoked	V. 19, p. 1439	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
82-12-2	Amended	V. 18, p. 239	91-1-129a	Revoked	V. 19, p. 1439	99-25-1	Amended	V. 18, p. 189
<b>AGENCY 86: REAL ESTATE COMMISSION</b>								
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>				99-26-1	Amended	V. 19, p. 840
86-1-11	Amended	V. 18, p. 1291	91-1-130	Revoked	V. 19, p. 1439	99-27-1	Amended	V. 19, p. 840
<b>AGENCY 88: BOARD OF REGENTS</b>								
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>				<b>AGENCY 100: BOARD OF HEALING ARTS</b>		
88-23-1			91-1-131	Revoked	V. 19, p. 1439	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
through			91-1-132a	Revoked	V. 19, p. 1439	100-6-2	Amended (T)	V. 18, p. 1747
88-23-6	New	V. 19, p. 41-43	91-1-137a	Revoked	V. 19, p. 1439	100-6-2	Amended	V. 19, p. 241
<b>AGENCY 91: DEPARTMENT OF EDUCATION</b>								
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	91-1-138a	Revoked	V. 19, p. 1439	100-7-1	Amended	V. 19, p. 1044
91-1-26	Revoked	V. 19, p. 1435	91-1-140a	Revoked	V. 19, p. 1439	100-10a-1	Amended	V. 19, p. 241
91-1-27	Revoked	V. 19, p. 1435	91-1-141	Revoked	V. 19, p. 1439	100-10a-3	Amended	V. 19, p. 241
91-1-27a			91-1-143	Revoked	V. 19, p. 1439	100-11-1	Amended	V. 19, p. 1190
through			91-1-144	Revoked	V. 19, p. 1439	100-11-5	Revoked	V. 18, p. 1230
91-1-27d	Revoked	V. 19, p. 1435	91-1-145	Revoked	V. 19, p. 1439	100-22-3	New	V. 19, p. 571
91-1-28	Revoked	V. 19, p. 1435	91-1-146a	Amended	V. 19, p. 1593	100-24-3	New	V. 18, p. 483
91-1-30	Revoked	V. 19, p. 1435	91-1-146e	Amended	V. 19, p. 1593	100-29-7	Amended	V. 19, p. 1547
91-1-30a	Revoked	V. 19, p. 1435	91-1-148a	Revoked	V. 19, p. 1439	100-49-4	Amended	V. 19, p. 1190
91-1-31			91-1-149	Revoked	V. 19, p. 1439	100-54-4	Amended	V. 19, p. 1547
through			91-1-150	Revoked	V. 19, p. 1439	100-55-1		
91-1-35	Revoked	V. 19, p. 1435	91-1-153	Revoked	V. 19, p. 1439	through		
91-1-37	Revoked	V. 19, p. 1435	91-1-200			100-55-9	Amended	V. 19, p. 1017-1020
91-1-39			through			100-55-4	Amended	V. 19, p. 1547
through			91-1-211	New	V. 19, p. 1439-1449	100-55-11	New	V. 19, p. 1020
91-1-58	Revoked	V. 19, p. 1435, 1436	91-12-22	Revoked	V. 19, p. 680	100-60-1	Amended	V. 19, p. 1547
			91-12-23	Revoked	V. 19, p. 680	100-60-9	Amended	V. 19, p. 571
			91-12-24a	Revoked	V. 19, p. 680	100-60-10	Amended	V. 19, p. 571
			91-12-25	Revoked	V. 19, p. 680	100-60-13	Amended	V. 19, p. 572
			91-12-27	Revoked	V. 19, p. 680	100-69-5	Amended	V. 19, p. 1547
			91-12-28	Revoked	V. 19, p. 680	(continued)		
			91-12-30					
			through					
			91-12-33	Revoked	V. 19, p. 680			
			91-12-35					
			through					
			91-12-42	Revoked	V. 19, p. 680, 681			

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-1-3	Revoked	V. 19, p. 1681
102-1-3a	New	V. 19, p. 1681
102-1-5	Revoked	V. 19, p. 1683
102-1-5a	New	V. 19, p. 1683
102-1-12	Amended	V. 19, p. 1684
102-1-15	Amended	V. 19, p. 1686
102-1-17	New	V. 19, p. 1687
102-1-18	New	V. 19, p. 1687
102-2-1a	Amended	V. 19, p. 1192
102-2-2a	Amended	V. 19, p. 1194
102-2-3	Amended	V. 19, p. 1194
102-2-4a	Amended	V. 19, p. 1195
102-2-5	Amended	V. 19, p. 1196
102-2-7	Amended	V. 19, p. 1196
102-2-8	Amended	V. 19, p. 1198
102-2-11	Amended	V. 19, p. 1200
102-2-12	Amended	V. 19, p. 1201
102-2-13	New	V. 19, p. 1202
102-2-14	New	V. 19, p. 1202
102-3-1a	Amended	V. 19, p. 1202
102-3-2	Amended	V. 19, p. 1204
102-3-5a	Amended	V. 19, p. 1205
102-3-7a	Amended	V. 19, p. 1206
102-3-14	New	V. 19, p. 1207
102-3-15	New	V. 19, p. 1207
102-4-1a	Amended	V. 19, p. 1208
102-4-2	Amended	V. 19, p. 1209
102-4-4a	Amended	V. 19, p. 1209
102-4-5a	Amended	V. 19, p. 1211
102-4-7a	Amended	V. 19, p. 1211
102-4-10a	Amended (T)	V. 18, p. 1035
102-4-10a	Amended	V. 18, p. 1556
102-4-14	New	V. 19, p. 1212
102-4-15	New	V. 19, p. 1213
102-5-1	Amended	V. 19, p. 1213
102-5-2	Amended	V. 19, p. 1214
102-5-4a	Amended	V. 19, p. 1215
102-5-5	Amended	V. 19, p. 1216
102-5-7a	Amended	V. 19, p. 1216
102-5-13	New	V. 19, p. 1218
102-5-14	New	V. 19, p. 1218

**AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES**

Reg. No.	Action	Register
105-1-1	Amended	V. 18, p. 1141
105-2-1	Amended	V. 18, p. 1142
105-3-1	Amended	V. 18, p. 1142
105-3-2	Amended	V. 18, p. 1142
105-3-4	Revoked	V. 18, p. 1143
105-3-5	Amended	V. 18, p. 1143
105-3-8	Revoked	V. 18, p. 1143
105-3-9	Amended	V. 18, p. 1143
105-3-11	Amended	V. 18, p. 1144
105-3-12	Amended	V. 18, p. 1144
105-5-2	Amended	V. 18, p. 1144
105-5-3	Amended	V. 18, p. 1144
105-5-6	Amended	V. 18, p. 1144
105-5-7	Amended	V. 18, p. 1145
105-5-8	Amended	V. 18, p. 1145
105-6-2	Amended	V. 18, p. 1145
105-7-2	Amended	V. 18, p. 1146
105-7-4	through	
105-7-9	Amended	V. 18, p. 1146
105-8-1	Amended	V. 18, p. 1146
105-8-2	Amended	V. 18, p. 1146
105-8-3	Amended	V. 18, p. 1146
105-10-1a	Amended	V. 18, p. 1146
105-10-3	Amended	V. 18, p. 1147
105-10-5	Amended	V. 18, p. 1147
105-21-3	Amended	V. 18, p. 1147
105-21-6	Amended	V. 18, p. 1147
105-31-4	Revoked	V. 18, p. 1147

**AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION**

Reg. No.	Action	Register
108-1-3	New (T)	V. 18, p. 1392
108-1-3	New	V. 19, p. 68

**AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES**

Reg. No.	Action	Register
109-1-1	Amended	V. 18, p. 1650
109-2-2	Amended	V. 19, p. 1949

109-5-1	Amended (T)	V. 19, p. 1339
109-5-1	Amended	V. 19, p. 1749
109-5-2	Amended	V. 18, p. 1654
109-5-3	Amended	V. 18, p. 1654
109-5-4	Amended (T)	V. 19, p. 1340
109-5-4	Amended	V. 19, p. 1750
109-6-2	Amended (T)	V. 19, p. 1340
109-6-2	Amended	V. 19, p. 1750
109-6-3	New (T)	V. 19, p. 1341
109-6-3	New	V. 19, p. 1751
109-7-1	Amended (T)	V. 19, p. 1341
109-7-1	Amended	V. 19, p. 1751
109-9-1	Amended	V. 18, p. 1656
109-9-2	Revoked	V. 18, p. 1656
109-9-4	Amended	V. 18, p. 1656
109-9-5	Revoked	V. 18, p. 1657
109-10-1	Amended	V. 19, p. 1751
109-10-2	Amended	V. 18, p. 1658
109-10-6	New	V. 18, p. 1660
109-11-1	Amended	V. 18, p. 1662
109-11-2	Revoked	V. 18, p. 1662
109-11-3	Amended	V. 18, p. 1662
109-11-4	Amended	V. 18, p. 1663
109-11-5	Amended	V. 18, p. 1664
109-11-6	Amended	V. 19, p. 1753
109-12-1	Revoked	V. 18, p. 1665
109-12-2	Revoked	V. 18, p. 1665
109-13-1	Amended	V. 19, p. 1754
109-13-3	Revoked	V. 18, p. 1666

**AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING**

Reg. No.	Action	Register
110-6-1	Amended (T)	V. 19, p. 677
110-6-1a	New (T)	V. 19, p. 677
110-6-2	Amended (T)	V. 19, p. 678
110-6-3	Amended (T)	V. 19, p. 678
110-6-4	Amended (T)	V. 19, p. 679
110-6-5	Amended (T)	V. 19, p. 679

**AGENCY 111: KANSAS LOTTERY**

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 1999 can be found in the Vol. 18, No. 52, December 30, 1999 Kansas Register. The regulations listed below were published after December 31, 1999.

Reg. No.	Action	Register
111-2-30	Amended	V. 19, p. 1907
111-2-66	Revoked	V. 19, p. 14
111-2-84	Revoked	V. 19, p. 14
111-2-95	Amended	V. 19, p. 174
111-2-100	New	V. 19, p. 14
111-2-101	New	V. 19, p. 15
111-2-102	New	V. 19, p. 174
111-2-103	New	V. 19, p. 1089
111-2-104	New	V. 19, p. 15
111-2-105	New	V. 19, p. 16
111-2-106	New	V. 19, p. 16
111-2-107	New	V. 19, p. 174
111-2-108	New	V. 19, p. 175
111-2-109	New	V. 19, p. 175
111-2-111	New	V. 19, p. 811
111-2-112	Amended	V. 19, p. 1797
111-2-113	Amended	V. 19, p. 1797
111-2-114	Amended	V. 19, p. 1798
111-2-115	New	V. 19, p. 1311
111-2-116	New	V. 19, p. 1798
111-2-117	New	V. 19, p. 1907
111-2-118	New	V. 19, p. 1907
111-3-1	Amended	V. 19, p. 1555
111-3-12	Amended	V. 19, p. 16
111-3-13	Amended	V. 19, p. 1045
111-3-14	Amended	V. 19, p. 1556
111-3-18	Amended	V. 19, p. 1798
111-3-20	Amended	V. 19, p. 17
111-3-35	Amended	V. 19, p. 177
111-4-580	Amended	V. 19, p. 1046
111-4-583	Amended	V. 19, p. 1046
111-4-584	Amended	V. 19, p. 1047
111-4-585	Amended	V. 19, p. 1047
111-4-878	Amended	V. 19, p. 1047
111-4-880	Amended	V. 19, p. 1091
111-4-881	Amended	V. 19, p. 1091
111-4-882	Amended	V. 19, p. 1048
111-4-1594	Amended	V. 19, p. 17
111-4-1595	Amended	V. 19, p. 17
111-4-1597	Amended	V. 19, p. 18
111-4-1598	Amended	V. 19, p. 18

111-4-1621	through	
111-4-1636	New	V. 19, p. 177-181
111-4-1617	Amended	V. 19, p. 19
111-4-1637	through	
111-4-1649	New	V. 19, p. 19-22
111-4-1673	through	
111-4-1698	New	V. 19, p. 522-528
111-4-1686	through	
111-4-1689	Amended	V. 19, p. 811, 812
111-4-1699	through	
111-4-1711	New	V. 19, p. 812-815
111-4-1712	through	
111-4-1715	New	V. 19, p. 1092
111-4-1718	through	
111-4-1729	New	V. 19, p. 1048-1051
111-4-1730	through	
111-4-1758	New	V. 19, p. 1093-1101
111-4-1731	Amended	V. 19, p. 1313
111-4-1734	Amended	V. 19, p. 1313
111-4-1735	Amended	V. 19, p. 1314
111-4-1736	Amended	V. 19, p. 1314
111-4-1759	through	
111-4-1776	New	V. 19, p. 1314-1319
111-4-1760	Amended	V. 19, p. 1557
111-4-1763	Amended	V. 19, p. 1558
111-4-1777	through	
111-4-1787	New	V. 19, p. 1558-1564
111-4-1778	Amended	V. 19, p. 1799
111-4-1787a	New	V. 19, p. 1799
111-4-1788	through	
111-4-1791	New	V. 19, p. 1800-1802
111-4-1792	New	V. 19, p. 1908
111-4-1793	New	V. 19, p. 1909
111-4-1794	New	V. 19, p. 1910
111-5-30	Amended	V. 19, p. 529
111-5-77	New	V. 19, p. 529
111-5-78	New	V. 19, p. 815
111-6-1	Amended	V. 19, p. 529
111-6-5	Amended	V. 19, p. 530
111-6-24	New	V. 19, p. 531
111-7-73	Amended	V. 19, p. 531
111-7-77	Amended	V. 19, p. 531
111-7-78	Amended	V. 19, p. 532
111-7-80	Amended	V. 19, p. 532
111-7-81	Amended	V. 19, p. 533
111-7-122	Amended	V. 19, p. 1802
111-7-123	Amended	V. 19, p. 1803
111-7-126	Amended	V. 19, p. 534
111-7-148	through	
111-7-156	New	V. 19, p. 1803-1806
111-7-152	Amended	V. 19, p. 1911
111-7-157	New	V. 19, p. 1564
111-8-2	Amended	V. 19, p. 1806
111-9-109	Amended	V. 19, p. 1806
111-9-110	Amended	V. 19, p. 1807

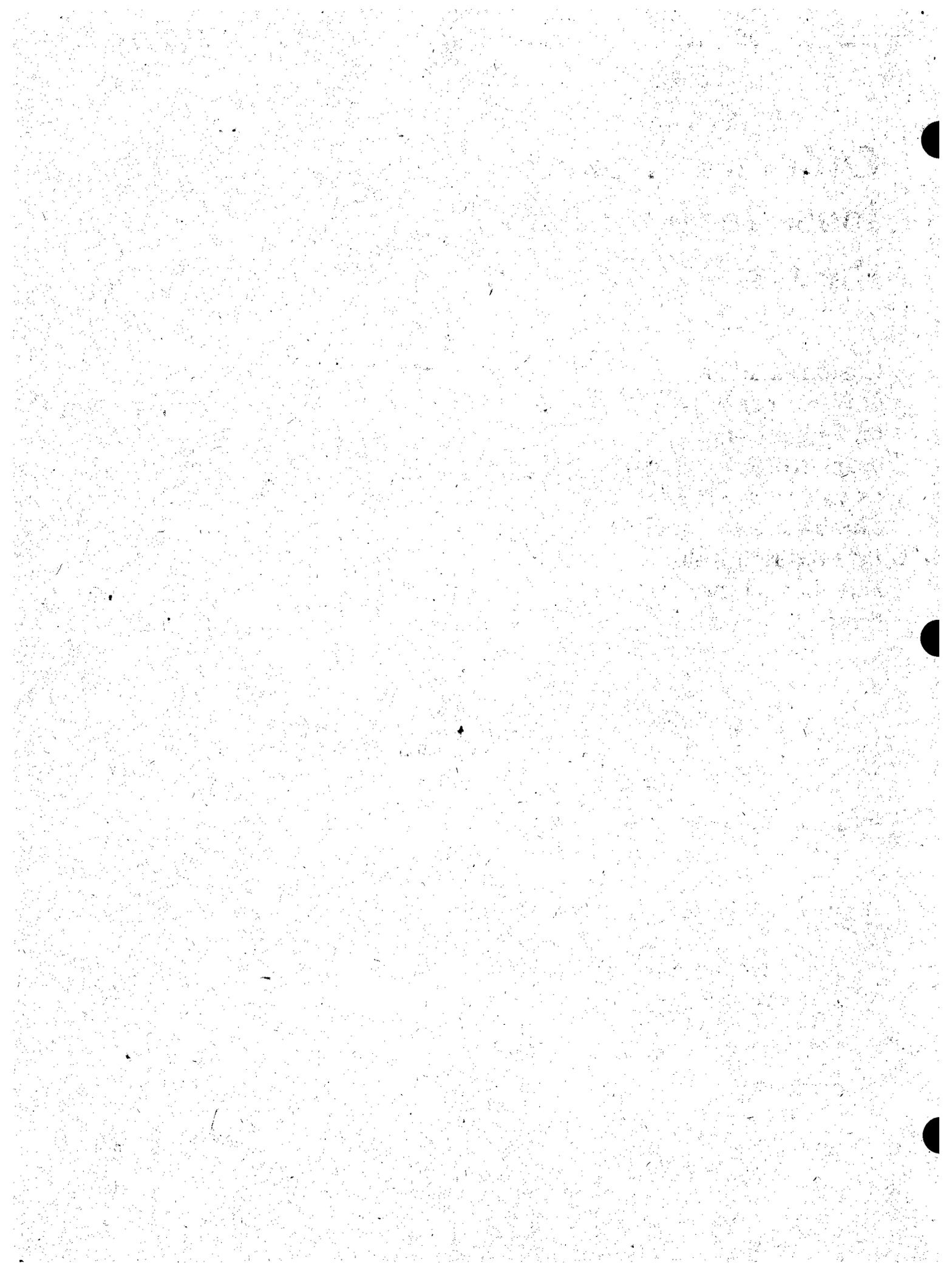
**AGENCY 112: KANSAS RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-4-1	Amended	V. 19, p. 1307
112-6-4a	New	V. 18, p. 1458
112-7-21	Amended	V. 19, p. 118
112-10-6	Amended	V. 18, p. 954
112-10-38	Amended	V. 19, p. 119
112-18-21	Amended	V. 19, p. 1308
112-18-22	Amended	V. 19, p. 119

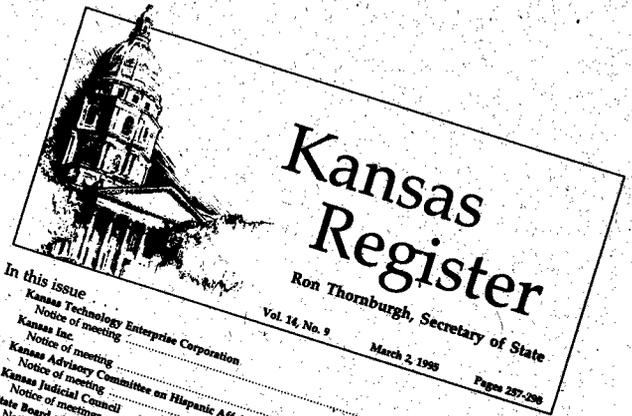
**AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-2-1	Amended	V. 18, p. 1019
115-2-2	Amended	V. 19, p. 1875
115-2-3	Amended	V. 19, p. 1875
115-4-1	Amended	V. 19, p. 1137
115-4-3	Amended	V. 19, p. 1138
115-4-5	Amended	V. 19, p. 1139
115-4-6	Amended	V. 19, p. 1140

115-4-7	Amended	V. 19, p. 1142	115-18-13	Amended	V. 19, p. 1475	117-4-2	Amended	V. 18, p. 298
115-4-13	Amended	V. 18, P. 1020	115-18-14	Amended	V. 18, p. 1336	117-6-1	Amended	V. 18, p. 955
115-5-2	Amended	V. 18, p. 1723	115-18-16	New (T)	V. 19, p. 242	117-6-3	Amended	V. 19, p. 472
115-7-1	Amended	V. 19, p. 1876	115-18-16	New	V. 19, p. 1475	117-7-1	Amended	V. 19, p. 41
115-7-5	Amended	V. 18, p. 1334	115-30-10	Amended	V. 18, p. 781	117-8-1	Amended	V. 19, p. 473
115-8-6	Amended	V. 18, p. 1724	<b>AGENCY 117: REAL ESTATE</b>			117-9-1	Amended	V. 19, p. 41
115-11-2	Amended	V. 18, p. 484	<b>APPRAISAL BOARD</b>					
115-15-1	Amended	V. 18, p. 1724	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	<b>AGENCY 118: KANSAS STATE</b>		
115-15-2	Amended	V. 18, p. 1725	117-2-1	Amended	V. 18, p. 294	<b>HISTORICAL SOCIETY</b>		
115-16-4	Amended	V. 18, p. 780	117-2-2	Amended	V. 18, p. 295	<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
115-17-21	New	V. 18, p. 781	117-3-1	Amended	V. 18, p. 296	118-4-1		
115-18-4	Amended	V. 18, p. 1334	117-3-2	Amended	V. 18, p. 296	through		
115-18-7	Amended	V. 18, p. 1335	117-4-1	Amended	V. 18, p. 297	118-4-4	New	V. 18, p. 672, 673
115-18-10	Amended	V. 19, p. 1474						



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