



Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. A complete listing of Kansas state agencies, boards and commissions, and county officials are included in the Kansas Directory, which is available on the Secretary of State's Web site at www.kssos.org. The following appointments were recently filed with the Secretary of State:

Kansas Court of Appeals, Position 1

Stephen D. Hill, 3rd Floor, Kansas Judicial Center, 301 S.W. 10th Ave., Topeka, 66612. Succeeds David S. Knudson, retired.

Kiowa County Treasurer

Brenda Osborne, 608 S. Cherry Drive, Greensburg, 67054. Succeeds Elsie Heraldson, deceased.

Health Care Data Governing Board

John R. Grace, 217 S.E. 8th, Topeka, 66603. Term expires May 17, 2006. Reappointed.

Bruce A. Witt, 8535 E. 21st North, Wichita, 67206. Term expires May 17, 2006. Succeeds Thomas M. Johnson.

Northwest Kansas Regional Library System

Cathy Sherfick, HC 1, Box 4, Ogallah, 67656. Term expires June 30, 2007. Succeeds Mary R. Hendricks.

Solid Waste Grants Advisory Committee

Chiquita Y. Cornelius, 3526 S.W. Summerwood Road, Topeka, 66614. Term expires December 12, 2005. Reappointed.

Joseph T. Pajor, 11725 Alderny Ct., No. 31, Wichita, 67212. Term expires December 12, 2005. Reappointed.

Charles A. Peckham, P.O. Box 46, Atwood, 67730. Term expires December 12, 2005. Reappointed.

Dale Sutton, 1405 S. Monroe, Hugoton, 67951. Term expires December 12, 2005. Reappointed.

James R. Triplett, 1701 S. Broadway, Pittsburg, 66762. Term expires December 12, 2005. Reappointed.

Monty R. Wedel, 808 Lee St., Manhattan, 66502. Term expires December 12, 2005. Reappointed.

State Employees Health Care Commission

John L. Staton, 1177 S. 220th, Pittsburg, 66762. Serves at the pleasure of the Governor. Succeeds Duane E. Nightingale.

Ron Thornburgh
Secretary of State

Doc. No. 030150

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State of Kansas

Kansas Water Authority

Notice of Hearing

A public hearing on the state's possible purchase of the Circle K Ranch in Edwards County will be held at 2 p.m. Tuesday, December 16, at the Edwards County Fairgrounds Building in Kinsley. The hearing was authorized by the Kansas Water Authority at its November 25 meeting.

Buying the 7,000-acre Circle K Ranch from Hays and Russell is part of a proposed broader strategy to stabilize groundwater levels and restore baseflow to the middle reach of the Arkansas River. Irrigation wells on the ranch in that stretch of the river, if retired, would decrease the draw on the alluvial, or streamside, aquifer.

If acquired, proposed plans call for a portion of the land to be leased back for production agriculture. Irrigated land that's taken out of production would be converted to wildlife habitat and managed by the Kansas Department

of Wildlife and Parks. The area would be open to the public for hunting, birding and hiking.

Additional background information on the issue is available on the Kansas Water Office's Web site at kwo.org by clicking on the link "Circle K public hearing" on the calendar, or you may also write to the Kansas Water Office at 901 S. Kansas Ave., Topeka, 66612.

Please provide a written copy of your testimony. If you are unable to attend the public hearing, written comments will be accepted through December 24 at the Kansas Water Office.

If accommodations at the hearing location are needed by persons with disabilities, notify the Kansas Water Office at least two days before the hearing in writing or by calling (785) 296-3185 or TTY (785) 296-6604.

Joseph Harkins
Acting Director
Kansas Water Office

Doc. No. 030127

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of December 15-19. 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://kslegislature.org/klrd>.

Date	Room	Time	Committee	Agenda
Dec. 15	514-S	9:00 a.m.	Legislative Budget Committee	Please note date change. Committee discussion and recommendations.
Dec. 15	123-S	10:00 a.m.	Joint Committee on State-Tribal Relations	Agenda not available.
Dec. 15 Dec. 16	519-S 519-S	9:00 a.m. 9:00 a.m.	Special Committee on Commerce and Labor	Topic No. 3—Workers compensation; committee discussion and recommendations.
Dec. 16	123-S	2:00 p.m.	Legislative Coordinating Council	Legislative matters.
Dec. 16	241-N	10:00 a.m.	Special Committee on Appropriations/Ways and Means	Please note date change. Committee discussion and recommendations.
Dec 16 Dec 17	514-S 514-S	10:00 a.m. 9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Agenda not available.
Dec. 17 Dec. 18	519-S 519-S	10:00 a.m. 9:00 a.m.	Joint Committee on Claims Against the State	Hearings on claims filed.
Dec. 19	313-S	10:00 a.m.	Legislative Post Audit	Performance audits of death penalty costs, the Sentencing Commission, KDOT, State Treasurer's Office, and Pooled Money Investment Board. Financial audits of the Lottery and KPERS.
Dec. 19	514-S	9:00 a.m.	Health Insurance Issues Working Group	Discussion and review of the group's draft report.

Jeff Russell
Director of Legislative
Administrative Services

Doc. No. 030143

State of Kansas

Information Network of Kansas

Notice of Meeting

The Information Network of Kansas Board of Directors will meet at 3 p.m. Thursday, December 18, at the Top of the Tower, Bank of America Building, 534 S. Kansas Ave., Topeka. The meeting is open to the public. For more information, call (785) 296-1460.

Jim Hollingsworth
Executive Director

Doc. No. 030134

State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 12-1675(b)(c)(d), 75-4201(l) and 75-4209(a)(1)(B).

Effective 12-8-03 through 12-14-03

Term	Rate
1-89 days	0.99%
3 months	0.93%
6 months	1.02%
1 year	1.27%
18 months	1.56%
2 years	1.82%

Derl S. Treff
Director of Investments

Doc. No. 030128

State of Kansas

Social and Rehabilitation Services

Notice Concerning TANF Caseload
Reduction Report

Federal law requires that a specified percentage of recipients of Temporary Assistance for Needy Families (TANF) be engaged in work or work activities. In determining if a state meets its minimum work participation requirement, a state is allowed a credit for reducing the size of its TANF caseload.

The Department of Social and Rehabilitation Services has prepared a report on its caseload reduction estimates and the methodology used to arrive at the estimates. Copies of this report are available by contacting the Department of Social and Rehabilitation Services at (785) 296-3349. Comments on the estimates and/or methodology should be directed to Phil Anderson of the Department of Social and Rehabilitation Services, Room 681-West, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. Comments also may be faxed to (785) 296-6960 or e-mailed to pca@srskansas.org.

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 030130

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of November 2003 for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

Alex R. Masson, Inc., Linwood, KS.
American Executive Management, Inc., Overland Park, KS.
American Realty & Financial, Inc., Overland Park, KS.
Bach Oil Production, Inc., Phillipsburg, KS.
Baka Corp., Wichita, KS.
Barr Real Estate, LLC, Manhattan, KS.
BBGoodman Family L.L.C. #16, Lake Quivira, KS.
BBGoodman Family L.L.C. #9, Lake Quivira, KS.
Bell and Carlson, Incorporated, Dodge City, KS.
Briuer Oil Company, Inc., Lenexa, KS.
Broadway Tow, Inc., Louisburg, KS.
Canaday Oil Corporation, Wichita, KS.
Casteel, Inc., Wichita, KS.
Cloete Enterprises, LLC, Diller, NE.
Commercial Sales, Inc., Topeka, KS.
Construction Design, Inc., Pleasanton, CA.
D M B B Enterprises, Inc., Emporia, KS.
D. E. Coble, Inc., Overland Park, KS.
D.P. Hudacek Contracting, Inc., Leawood, KS.
D&S Underground, Inc., Olathe, KS.
Deerfield Feedyard, LLC, Elkhorn, NE.
Dennis Construction Co., L.C., Louisburg, KS.
Donnie Jones Construction Corporation, Paola, KS.
Dummermuth Implement Company, Inc., Marysville, KS.
Enfield Funeral Home, Inc., Norton, KS.
Engineered Systems, Inc., Bonner Springs, KS.
Ethiopian Christian Fellowship Church, Inc., Olathe, KS.
Eymann & Eymann Investments, L.L.C., Prairie Village, KS.
Family Life Services of Emporia, Inc., Emporia, KS.
First Presbyterian Church of Caldwell, Sumner County, Kansas, Caldwell, KS.
G & L Services of Kansas, Inc., Salina, KS.
GFS Acquisition Company, Inc., Wichita, KS.
Gottschalk, Inc., Belleville, KS.
Greek Cafe Inc., Overland Park, KS.
Groom Overhead Door Company, Shawnee, KS.
Gunilla of Sweden, Inc., Overland Park, KS.
Industrial Finishing Systems, L.C., Overland Park, KS.
J & D Farms, Inc., Ingalls, KS.
Jay F. Morris DDS, P.A., Overland Park, KS.
K & K Tree and Lawn, L.L.P., Goodland, KS.
Kansas International Museum, Inc., Topeka, KS.
Kansas Payphone Association, DeSoto, KS.
KCK Dental Associates, P.A., Kansas City, KS.
Kennedy Tire Inc., Wichita, KS.
Kiehnhoff Farms, Inc., Wathena, KS.
Leavenworth Child Abuse Prevention Council, Inc., Leavenworth, KS.
LeGresley Holdings, Inc., Lawrence, KS.
Life Consulting, L.L.C., Olathe, KS.
MW Wholesale, L.L.C., Leavenworth, KS.
Nargt, Inc., Augusta, KS.
Newton Enterprises, Inc., Olathe, KS.
Nine Months International, Inc., Overland Park, KS.
Nonamaker Farms, Inc., Cedar, KS.
Northeast Youth Club Inc., Wichita, KS.
O.P.W.D., Inc., Chanute, KS.
Oswaldo C. Bacani, M.D., Chartered, Fredonia, KS.
O2 Corporation, Wichita, KS.

Pennington & Company, Inc., Lawrence, KS.
 Peppercorns, Inc., Dodge City, KS.
 Pheasant Ridge Water Company, Inc., Manhattan, KS.
 Phillipsburg Rodeo Association, Inc., Phillipsburg, KS.
 Piper Community Education Association, Kansas City, KS.
 Power Control Devices, Inc., Olathe, KS.
 Progressive Business Services, Inc., Mound City, KS.
 PVA LLC, Kansas City, KS.
 R.G. Salyer CPA, LC, Wichita, KS.
 Reddy Electric Systems, Inc., Olathe, KS.
 Renewable Energy, Inc., Wichita, KS.
 Roberts Truck Center, Inc., Oklahoma City, OK.
 Robertson and Robertson Developers, Inc., Mound City, KS.
 Russell Sport Aviation Club EAA Chapter 1214, Russell, KS.
 Salyer & Company, Wichita, KS.
 Savannah Transport, Inc., Topeka, KS.
 Sayers Excavating, Inc., DeSoto, KS.
 Sealpak Company, Inc., Wichita, KS.
 Seaman Athletic Booster Club, Topeka, KS.
 Secured Investment Resources Fund, L.P., Kansas City, MO.
 Seneca Jaycees, Inc., Seneca, KS.
 Service Brass & Aluminum Foundry, Inc., Wichita, KS.
 Service Brass Holdings, Inc., Wichita, KS.
 Shell Aviation, L.L.C., Wichita, KS.
 Shiloh Missionary Baptist Church, Inc., Wichita, KS.
 SJS Management Services, Inc., Leawood, KS.
 Southview Stables, L.L.C., Bucyrus, KS.
 Star A, Inc., Shawnee Mission, KS.
 The Alumni of Kansas State Chapter of Delta Upsilon, Fairway, KS.
 The Donald D. Sbarra Charitable Foundation, Wichita, KS.
 The Great Bend Development Company, Inc., Great Bend, KS.
 The McClure Family Limited Partnership, L.P., Augusta, KS.
 The New Lancaster United Methodist Church, Inc., Paola, KS.
 The Toon Family Charitable Foundation, Wichita, KS.
 The Topeka High Trojan Booster Club, Inc., Topeka, KS.
 The Topeka Psychoanalytic Society, Topeka, KS.
 Tice Cattle, Inc., Sublette, KS.
 Topeka Retriever Club, Overland Park, KS.
 Tri-State Warehouses, Inc., Liberal, KS.
 Twin Ag Farms, Inc., Hoxie, KS.
 Ullman & Dezube, P.A., Overland Park, KS.
 United Service Agency of Russell, Inc., Russell, KS.
 University Child Development, Inc., Topeka, KS.
 Welborn Animal Hospital, P.A., Kansas City, KS.
 Western Hills LLC, Kansas City, MO.
 Westridge Corporation, Topeka, KS.
 Winnco Capital Corporation, Belle Plaine, KS.
 Wolzen Transport, Inc., Satanta, KS.
 1st Nation Painting, Inc., Mayetta, KS.

Foreign Corporations

All-Star Pest Control, Inc., Kearney, MO.
 Amarr Company, Winston Salem, NC.
 American Special Risk Management Corp., Moorestown, NJ.
 CC Staffing, Inc., Boca Raton, FL.
 Centimark Corporation, Canonsburg, PA.
 Cerexagri, Inc., Philadelphia, PA.
 Chem-Aqua, Inc., Irving, TX.
 Comforce Information Technologies, Inc., Woodbury, NY.
 Comparisonmarket Insurance Agency, Inc., Solon, OH.
 Continental Protection Services, Inc., Huntington Beach, CA.
 Crestwood Flowers, Inc., Kansas City, MO.
 Edwards and Kelcey, Inc., Morristown, NJ.
 Electronic Door-Lift Co., Inc., Kansas City, MO.
 Emeritus Corporation, Seattle, WA.
 Enviro Equipment, LLC, Tampa, FL.
 Farris Heating and Air Conditioning Inc., Bartlesville, OK.
 Frye Construction Company, Inc., Kansas City, MO.
 Funeral Security Plans, Inc., Kansas City, MO.
 Gottsch Feeding Corporation, Elkhorn, NE.
 Greif Bros. Service Corp., Delaware, OH.
 Greif, Inc., Delaware, OH.
 H.J. Heinz Company, Pittsburgh, PA.
 Kansas City Electrical Construction Company,
 North Kansas City, MO.

Lakeview Real Estate Limited Partnership, Chicago, IL.
 Lockton Dunning Benefit Company, Kansas City, MO.
 M. J. Raney-Tuggle Farm, Inc., Denver, CO.
 M.J. Shurigar Construction, Inc., Kenesaw, NE.
 Mufflers of Kansas City, Inc., Springfield, MO.
 Mybenefitsource.com Agency, Inc., Alpharetta, GA.
 Northrop Grumman Information Technology, Inc., Herndon, VA.
 People's Choice Home Loan, Inc., Irvine, CA.
 Premium Lease & Finance, LLC, Long Island City, NY.
 Renal Treatment Centers - West, Inc., El Segundo, CA.
 Rust Constructors Inc., Boise, ID.
 Secured Investment Resources Fund, L.P. II, Mission, KS.
 Silver Fox Consignment, Inc., Overland Park, KS.
 T-System, Inc., Dallas, TX.
 Unimark Oil, LLC, Smackover, AR.
 Valentine Kansas City, L.L.C., Houston, TX.
 Valleycrest Landscape Development, Inc., Calabasas, CA.

Ron Thornburgh
 Secretary of State

Doc. No. 030139

State of Kansas

Department of Revenue

Notice of Available Publications

Listed below are all the Private Letter Rulings, Opinion Letters, Final Written Determinations, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&As, Information Guides and Notices published by the Department of Revenue for November 2003. Copies can be obtained by accessing the Policy Information Library located on the Internet at www.ksrevenue.org or by calling the Office of Policy and Research at (785) 296-3081.

Private Letter Rulings

P-2003-055 Transfer of a vehicle from a partner to the partnership or from a partnership to a partner.
 P-2003-056 Sales of drugs to a person licensed to practice the healing arts, including dentistry, optometry, or veterinary medicine.

Opinion Letters

O-2003-008 Recreation facilities located in multiple cities.

Final Written Determinations

No new publications

Revenue Rulings

No new publications

Notices

No new publications

Memorandums

No new publications

Property Valuation Division Directives

No new publications

Q&As

No new publications

Information Guides

No new publications

Joan Wagon
 Secretary of Revenue

Doc. No. 030129

State of Kansas

Children's Cabinet and Trust Fund**Notice of Meetings**

The Kansas Children's Cabinet and Trust Fund will conduct a cabinet meeting from 9 a.m. to noon Friday, January 30, at the SRS Learning Center, Room C, 2600 S.W. East Circle Drive South, Topeka.

The Advocacy Committee of the Children's Cabinet will meet at 2 p.m. Tuesday, January 6, at the Children's Cabinet office, Room 152, Landon State Office Building, 900 S.W. Jackson, Topeka. Immediately following that meeting, the Evaluation Committee will meet at 3:30 p.m. at the same location. The Program Committee will meet at 2 p.m. Wednesday, January 14, also at the Children's Cabinet office.

For more information, contact Sue Scott at (785) 368-7044. Public comments and questions will be a part of every Children's Cabinet meeting.

Joyce A. Cussimano
Executive Director

Doc. No. 030140

State of Kansas

Kansas Development Finance Authority**Notice of Hearing**

A public hearing will be conducted at 9 a.m. Tuesday, December 30, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the respective borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond of acquiring the project or for the purpose of refunding a bond previously issued to finance the project. The project shall be located as shown:

Project No. 000589—Maximum Principal Amount: \$190,500. Owner/Operator: Chris J. and Laura M. Mulligan. Description: Acquisition of 235 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is located at Section 21, St. Clere Township, and Section 27, Emmett Township, Pottawatomie County, Kansas, approximately 1.5 miles north of Emmett on State Highway 63.

The bond, when issued, will be a limited obligation of the KDFFA and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the KDFFA, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bond when it becomes due.

All individuals who appear at the hearing will be given an opportunity to express their views, and all written comments previously filed with the KDFFA at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be

considered. Additional information regarding the project may be obtained by contacting the KDFFA.

Any individual affected by the above-described project may, at or prior to the hearing, file a written request with the KDFFA that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Stephen R. Weatherford
President

Doc. No. 030145

State of Kansas

**Department of Health
and Environment****Request for Comments**

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Savage Pipeline, Inc. has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of nitrogen oxides (NOx) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Savage Pipeline, Inc., Piqua, owns and operates Savage 1 Compressor Station located at Section 18, Township 30 South, Range 17 West, Wilson County.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE Southeast District Office, 1500 W. 7th, Chanute. To obtain or review the proposed permit and supporting documentation, contact Tibisay Marin, (785) 296-4875, at the KDHE central office; and to review the proposed permit only, contact Lynelle Stranghoner, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Tibisay Marin, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received by the close of business January 12.

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 Donna Reno, Bureau of Air and Radiation, not later than the close of business January 12 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030137

State of Kansas

Department of Health
and Environment

Request for Comments

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

Sunflower Electric Power Corporation, Garden City, owns and operates a fossil fuel-fired power plant located at 2075 W. St. John St., Garden City.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Herbert Buckland, (785) 296-6438, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, at the 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 Herbert Buckland, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka. In order to be considered in formulating a final permit decision, written comments must be received by the close of business January 12.

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 Donna Reno, Bureau of Air and Radiation, not later than the close of business January 12 in order for the Secretary of Health and Environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity

during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Gary Schlicht, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030136

State of Kansas

Board of Veterinary Examiners

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10 a.m. Thursday, February 12, by the Kansas Board of Veterinary Examiners at its office, 1003 Lincoln St., Wamego, to consider the adoption on a permanent basis of proposed amendments to regulation **K.A.R. 70-5-1**, amount of fees.

This 60-day notice period constitutes a public comment period for the purpose of receiving written public comments on the proposed regulation. Written comments may be sent to the office of the Board of Veterinary Examiners, 1003 Lincoln St., P.O. Box 242, Wamego, 66547-0242. All interested parties will be given a reasonable opportunity at the hearing to present their views, but it may be necessary to request each participant to limit any oral presentation to five minutes. Any person requiring visual or communication assistance, building access assistance or other similar assistance should contact the board office so appropriate arrangements can be made.

Copies of the proposed regulation may be obtained by contacting the Board of Veterinary Examiners at the address above or by calling (785) 456-8781. The following is a summary of the proposed amendments:

- (c) The purpose of this regulation is to ease the financial burden on applicants that apply for Kansas licensure on or after May 1.
- (e) National board examination; application fee, changed due to the elimination of the clinical competency test; administration fee. The North American Veterinary Licensing Examination (NAVLE) will replace both the National Board Examination (NBE) and the Clinical Competency Test (CCT).
- (m) Deleting, no authority.

History: Deleting references to K.S.A 47-826 and 47-827 in history section as both were repealed in 1999.

These changes will have no effect on any other governmental agency.

Dirk Hanson, DVM
Executive Director

Doc. No. 030142

State of Kansas

**Department of Health
and Environment****Request for Comments**

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

Air Capitol Plating, Inc., Wichita, owns and operates a chemical plating and painting of aircraft parts located at 1702 S. Knight, Wichita, Sedgwick County.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the Wichita Department of Environmental Health, 1900 E. 9th, Wichita. To obtain or review the proposed permit and supporting documentation, contact Xiao Wu, (785) 296-1615, at the KDHE central office; and to review the proposed permit only, contact Randy Owen, (316) 268-8448, at the Wichita Department of Environmental Health. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Xiao Wu, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received by the close of business January 12.

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 Donna Reno, Bureau of Air and Radiation, not later than the close of business January 12 in order for the Secretary of Health and Environment to consider the request.

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

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity

during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Gary Schlicht, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7097, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030138

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. Anadarko Gathering Company - South Breech Compressor Station has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to exchange two compressor engines. Emissions of oxides of nitrogen (NOx), carbon monoxide (CO) and volatile organic compounds (VOCs) were evaluated during the permit review process.

Anadarko Gathering Company - South Breech Compressor Station, Houston, owns and operates the stationary source located at Section 27, Township 34 South, Range 38 West, Stevens County, Kansas, at which the exchange of two compressor engines is to be made.

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, 1000 S.W. Jackson, Suite 310, Topeka; and a copy of the proposed permit can be reviewed at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Michael Stewart, (785) 296-1994, at the KDHE central office; and to review the proposed permit only, contact Don Mies, (316) 337-6107, 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 Michael Stewart, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received by the close of business January 12.

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 Donna Reno, Bureau of Air and Radiation, not later than the close of busi-

ness January 12 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030135

State of Kansas

Department of Health and Environment

Notice of Hearing

The Kansas Department of Health and Environment has prepared a proposed Kansas Water Pollution Control Permit, A-URPL-B006, for McClain Brothers, located near Republican City, Nebraska. McClain Brothers' proposed permit is for the confined feeding of 990 head of cattle weighing less than 700 pounds (495 animal units). The facility will be located in the NE/4 of Section 6, Township 1S, Range 17W in Phillips County, Kansas. The public was informed of the availability of the proposed permit for McClain Brothers through Public Notice No. KS-AG-03-259 dated October 16, 2003.

A public hearing has been scheduled, in conformance with Kansas Administrative Regulation 28-16-61, on KDHE's intention to issue the proposed permit. The hearing will be at 5:30 p.m. Thursday, January 15, at the Phillips County Fair Building, 1481 Highway 183, Phillipsburg.

Copies of the McClain Brothers application, the proposed KDHE permit and other pertinent documents may be requested by contacting Glenda Newquist, Kansas Department of Health and Environment, Bureau of Water, Livestock Waste Management Section, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367, (785) 296-6432 or fax (785) 296-5509. Appropriate copying charges will be assessed for each request. In addition, the same documents may be viewed at the KDHE Northwest District Office at 2301 E. 13th, Hays.

Persons wishing to comment on the proposed permit may do so at the public hearing or may submit written statements to the address above by January 15. It is recommended that persons wishing to present oral testimony at the public hearing supply the hearing officer with a written copy of the testimony.

Any individual with a disability may request accommodation in order to participate in the public hearing process and may request the proposed permit in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting KDHE at the address above.

The Secretary of Health and Environment will make a final permit decision after consideration of all requirements of state statutes and regulations and comments received during the public notice and public hearing processes.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030147

State of Kansas

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment, Division of Health, Bureau for Children, Youth and Families, will conduct a public hearing at 9 a.m. Monday, February 16, in the Flint Hills Room, third floor, Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider the adoption of proposed new regulations relating to the Newborn Infant Hearing Screening Act, K.A.R. 28-4-600 through 28-4-613.

K.A.R. 28-4-600 includes definitions pertinent to proposed regulations 28-4-601 through 28-4-613.

K.A.R. 28-4-601 describes the equipment to be used for newborn hearing screening that assesses the physiologic status of the ear, and describes the protocol trained personnel at each medical care facility are to follow for newborn hearing screening, including the time frame for the hearing screening, the information that is to be provided to the parent of the newborn, and the plan to be followed if the newborn does not pass the hearing screening.

K.A.R. 28-4-602 describes the location of newborn hearing screening. In general, hearing shall be screened in both ears before discharge from the medical care facility where the newborn is born. Exceptions to this location are identified and procedures are described to ensure that the infant's hearing is screened.

K.A.R. 28-4-603 describes the responsibilities of the medical care facility's administrator to carry out a hearing screening program for the newborns prior to discharge from that facility.

K.A.R. 28-4-604 describes the responsibilities of a medical care facility's hearing screening coordinator or manager to carry out the facility's hearing screening program, and includes program requirements to be met.

K.A.R. 28-4-605 describes the information that each medical care facility's hearing screening coordinator or manager shall report to KDHE.

K.A.R. 28-4-606 describes the responsibilities of the medical care facility's staff audiologist or consulting audiologist in providing information, training and technical assistance to the medical care facility.

K.A.R. 28-4-607 describes the responsibilities of support personnel who provide newborn hearing screening in medical care facilities.

K.A.R. 28-4-608 describes the qualifications and training of support personnel who provide newborn hearing screening in medical care facilities.

K.A.R. 28-4-609 describes four exceptions to newborn hearing screening prior to discharge in the facility where the newborn was born and procedures to follow in these exceptions: (a) if the newborn's parent objects to the mandatory hearing screening; (b) if the medical care facility averages less than 75 births per year over a three-year period and elects not to provide hearing screening for its newborns; (c) if a medically fragile newborn is transferred immediately to another medical care facility prior to release to the child's home; and (d) home births.

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K.A.R. 28-4-610 describes the responsibilities of the primary medical care provider in regard to newborn hearing screening.

K.A.R. 28-4-611 describes the responsibilities of persons providing hearing screening after discharge of the newborn.

K.A.R. 28-4-612 describes responsibilities of persons providing audiologic assessment of the newborn after discharge.

K.A.R. 28-4-613 describes that no newborn or infant shall be refused hearing screening because of the parent's inability to pay for the procedure or in the absence of a third-party payor.

Economic Impact:

Cost to the Agency: State general funds allow for basic program implementation support at the agency level. A limited-term federal grant provides support for the data management system including its staffing and public awareness training. Once federal grants are no longer available, support from KDHE will be needed to maintain the data management system and other aspects of program awareness.

Cost to persons who will bear the costs and those who will be affected: Hospitals (birthing facilities) may include the cost of newborn hearing screening as part of the total cost of the newborn's delivery. Early identification of hearing loss greatly reduces the long-term costs of hearing loss to the family and greatly increases the economic opportunities for the individual with a hearing loss.

The initial start-up costs for medical care facilities providing obstetrical and newborn services include purchase of hearing screening equipment, supplies and the training of personnel to screen the hearing of newborns. Ongoing costs include supplies, maintenance of equipment, continued training of personnel and time required for coordinating the local program, screening the hearing of newborns and monitoring hearing screening results (data management). All of these costs vary depending on type of equipment purchased (current equipment costs vary from \$4,000 to \$25,000), the number of deliveries per year, the number of personnel trained and the wages of the involved personnel.

Costs to other governmental agencies or units: The cost of the newborn hearing screening will be borne by health insurance and health maintenance organizations, thereby having an impact on Social and Rehabilitation Services (Medicaid) and, indirectly, the Insurance Department. Medicaid already reimburses for newborn delivery and care in the hospital. The indirect economic impact on the Insurance Department relates to responding to questions from insurance carriers.

Early identification of hearing loss (prior to six months of age) and subsequent early intervention services reduces the cost of special education services (KSDE) required when the child is age eligible for school.

The time period between the publication of this notice and the scheduled hearing constitutes a 60-day public comment period for the purpose of receiving written public comments on the proposed regulatory action. All interested parties may submit written comments prior to

the hearing to Kim Sykes, Bureau for Children, Youth and Families, Suite 220, Curtis State Office Building, 1000 S.W. Jackson, Topeka, 66612-1274. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulatory action during the public hearing. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit an oral presentation to five minutes.

Copies of the proposed regulations and the economic impact statement may be obtained by contacting Kim Sykes, Bureau for Children, Youth and Families, at (785) 368-7167. Questions pertaining to these proposed regulations also should be directed to Kim Sykes. The proposed regulations can be found at <http://www.soundbeginnings.org> (proposed regulations link).

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and the economic impact statement in an accessible format. Requests for accommodation should be made at least 10 working days in advance of the hearing by contacting Kim Sykes.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030144

State of Kansas Department of Administration Division of Purchases

Notice to Bidders

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated. For more information, call (785) 296-2113:

12/22/2003	06898	Abandoned Well Plugging
12/23/2003	06644-Rebid	Janitorial Services
12/23/2003	06881	Consultant to Develop a Wildlife Conservation Plan
12/23/2003	06907	Steel Framed Metal Building
12/23/2003	06908	Services for the Kansas Food Protection and Consumer Safety Program
12/23/2003	06910	Specialized Laboratory Chemicals

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

<http://da.state.ks.us/purch/rfq/>

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

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

The following bid documents may be obtained by calling (785) 296-8899:

01/06/2004	A-9661	Power Plant Deaerator Replacement
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Keith Meyers
Director of Purchases

Doc. No. 030149

**State of Kansas
Department of Administration**

Public Notice

Under requirements of K.S.A. 65-34,117 (c), records of the Division of Accounts and Reports show the unobligated balances are \$5,981,540.28 in the underground petroleum storage tank release trust fund and \$623,434.40 in the aboveground petroleum storage tank release trust fund at November 30, 2003.

Howard R. Fricke
Secretary of Administration

Doc. No. 030131

**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-03-289
Application(s) for New or Expansion of
Existing Swine Facilities**

Name and Address of Applicant	Owner of Property Where Facility Will Be Located	Receiving Water
Horned Lark LLC 822 Sixth Road Longford, KS 67458	Henrys Ltd & Lloyd Farms dba Horned Lark LLC 822 Sixth Road Longford, KS 67458	Smoky Hill River Basin
Legal Description SW/4 of Section 28, T09S, R02E, Clay County Kansas Permit No. A-SHCY-S011		
This is an application for new construction at an existing previously permitted swine facility. See KS-AG-03-291 for additional information.		

**Public Notice No. KS-AG-03-290/299
Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
David and Ilene Enneking Route 1, Box 117 Centralia, KS 66415 Kansas Permit No. A-MONM-M013	NE/4 of Section 10, T04S, R12E, Nemaha County	Missouri River Basin
This is a permit renewal and expansion for new construction of an existing facility of 70 head milking dairy cows (98 animal units) by		

adding 60 head (84 animal units) of milking dairy cows and 70 head (70 animal units) of dry dairy cows and dairy heifers greater than 700 pounds, for a new total of 252 animal units. New construction consists of adding a new freestall barn, concrete manure storage structure and concrete pad.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Horned Lark LLC 822 Sixth Road Longford, KS 67458 Kansas Permit No. A-SHCY-S011	SW/4 of Section 28, T09S, R02E, Clay County	Smoky Hill River Basin

This is a modification and downsizing of an existing facility. The facility has submitted changes to the previously approved plans for modification of the facility. The current permit is for a maximum of 2,400 head of swine greater than 55 pounds (960 animal units). The modified permit will be for a maximum of 1,600 head of swine greater than 55 pounds (640 animal units).

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
O'Neil Dairy 2331 Ironstone Road Beattie, KS 66406 Kansas Permit No. A-BBMS-M016	NW/4 of Section 23, T02S, R09E, Marshall County	Big Blue River Basin

This is a permit renewal/modification for an existing operation. The existing facility has decreased the number of cows being milked. The previous permit listed only the milking herd. The permit is being rewritten to include replacement heifers and dairy calves. The facility was previously permitted for 100 head of dairy cows (140 animal units). The renewal is for a maximum of 85 head (119 animal units) of dairy cows, 15 head (15 animal units) of replacement dairy heifers and 12 head (6 animal units) of dairy calves, for a total of 140 animal units.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Remel Inc. 12170 W. 199th St. Spring Hill, KS 66083 Kansas Permit No. A-MOJO-L001	SE/4 of Section 03, T15S, R24E, Johnson County	Missouri River Basin

This is a new permit, expansion and name change for an existing previously certified facility that is expanding its operation by adding 800 head (80 animal units) of sheep and 6 head (12 animal units) of horses to the existing operation of 1,500 head (150 animal units) of sheep, for a new total of 242 animal units. No new construction is proposed.

Livestock waste will be impounded for subsequent application to agricultural land for beneficial use. Waste storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Jim Schesser 10935 Chautauqua Road Horton, KS 66439 Kansas Permit No. A-KSAT-S013	NE/4 of Section 15, T05S, R17E, Atchison County	Kansas River Basin

This is a new permit for an existing facility for 600 head (240 animal units) of swine greater than 55 pounds and 230 head (23 animal units) of sheep.

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units) of swine 55 pounds or less and 50 head (25 animal units) of cattle 700 pounds or less, for a total of 288 animal units.

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

Name and Address of Applicant	Legal Description	Receiving Water
5N Feeders 4852 N. Road L Johnson City, KS 67855	Within E/2 of Section 01, T28S, R41W, and Within W/2 of Section 06, T28S, R40W, Stanton County	Cimarron River Basin

Kansas Permit No. A-CIST-C008 Federal Permit No. KS0097390
This is a new permit for an existing facility for 6,500 head (6,500 animal units) of beef cattle weighing greater than 700 pounds. The facility will be constructing runoff controls.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the five-year permit cycle.

Permeability tests shall be conducted on the earthen wastewater retention structures. Permeability tests shall be completed after the soil liner(s) have been compacted and prior to placing the earthen wastewater structures into service.

Dewatering equipment shall be obtained within six months after issuance of the permit through purchase, rental or custom application agreement. Written verification of the acquisition of the equipment shall be submitted to the department.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Robert McNeill, dba McNeill Farms 1926 S. Hillside Road Newton, KS 67114	SW/4 of Section 26, T23S, R01E, Harvey County	Little Arkansas River Basin

Kansas Permit No. A-LAHV-S038
This is a renewal of an existing permit for 71 head (28.4 animal units) of swine greater than 55 pounds each.

Dewatering equipment shall be available through purchase, rental or custom application agreement. It shall be capable of pumping the rate required in Table 1.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Opportunity Feeders, LLC 509 Ark Ave. Kismet, KS 67859	NE/4 of Section 14, T33S, R30W, Meade County	Cimarron River Basin

Kansas Permit No. A-CIME-H005 Federal Permit No. KS0094692
This is a renewal permit for an existing facility for 5,760 head (2,304 animal units) of swine.

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

Name and Address of Applicant	Legal Description	Receiving Water
Doyle Wilson Route 1, Box 11 Macksville, KS 67557	SW/4 of Section 32, T24S, R14W, Stafford County	Lower Arkansas River Basin

Kansas Permit No. A-ARSF-B004
This is a new permit for an existing facility for 999 head (498.5 animal units) of beef cattle.

Soil sampling and analysis shall be conducted on soils from fields determined by the department to be located in a sensitive groundwater area and that have received manure or wastewater within the five-year permit cycle.

Permeability tests shall be conducted on both the west and the south lagoon. Permeability tests shall be completed within one year of the effective date of the permit.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Name and Address of Applicant	Legal Description	Receiving Water
Cattle Empire, LLC #1 Box 109A Satanta, KS 67870	W/2 of Section 09, T28S, R33W, Haskell County	Cimarron River Basin

Kansas Permit No. A-CIHS-C005 Federal Permit No. KS0039411
This is a new permit for an existing and expanding facility from 51,418 head of beef cattle (51,418 animal units) to 55,000 head (55,000 animal units) of beef cattle. The facility will be constructing additional runoff control structures.

Permeability tests shall be conducted on the earthen wastewater retention structures 2, 4 and 5. Permeability tests shall be completed after the soil liner(s) have been compacted and prior to placing the earthen wastewater retention structure(s) into service. Permeability test methods for earthen wastewater retention structures 2 and 4 shall be approved by the department prior to initiating the tests.

Dewatering equipment shall be obtained within six months after issuance of the permit through purchase, rental or custom application agreement. Written verification of the acquisition of the equipment shall be submitted to the department within 12 months of the effective date of the permit.

Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided that meets or exceeds KDHE minimum requirements. The manure/waste management plan developed by the designer and approved by the department shall be adhered to as a condition of the permit.

Public Notice No. KS-03-194/201

Name and Address of Applicant	Waterway	Type of Discharge
Treece, City of Route 2, Box 176 Treece, KS 66778	Tar Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE65-0001 Federal Permit No. KS0081698
Legal: SE¼, S12, T35S, R23E, Cherokee County

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Monitoring for fecal coliform and ammonia 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 technology based.

Name and Address of Applicant	Waterway	Type of Discharge
Wilson County Commissioners 615 Madison Fredonia, KS 66736	Village Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-NE11-0004 Federal Permit No. KS0084476
Legal: SW¼, SW¼, SE¼, S15, T27S, R17E, Wilson County

Facility Name: Wilson County Sewer District #1 (Tulakes)
Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility treating primarily domestic wastewater. The proposed permit includes limits for biochemical oxygen demand, total suspended solids and pH. Monitoring for fecal coliform and ammonia 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 technology based.

Name and Address of Applicant	Waterway	Type of Discharge
APAC Kansas, Inc. Reno Construction Division P.O. Box 23910 Overland Park, KS 66283	Big Bull Creek via North Wea Creek via Unnamed Tributary	Pit Dewatering
Kansas Permit No. I-MC20-PO02		Federal Permit No. KS0086789
Legal: SW ¹ / ₄ , S7, T16S, R25E, Miami County		
Facility Name: Louisburg / Wells Quarry		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation that occasionally washes rock. An asphalt plant also is located on-site, but does not use water. The washwater is treated and recycled using three settling ponds, operated in series. Solids are removed from the settling ponds as needed. The washing operation is a closed loop system. The only discharge will be pit dewatering from the active quarry, which is outfall 001. The proposed permit includes generic water quality language to protect waters of the state. 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
The Catholic Diocese of Wichita Catholic School Office 424 N. Broadway Wichita, KS 67202	Arkansas River via City of Hutchinson Municipal Storm Sewer	Noncontact Cooling Water
Kansas Permit No. I-AR49-CO21		Federal Permit No. KS0095575
Legal Description: SW ¹ / ₄ , SW ¹ / ₄ , SW ¹ / ₄ , S5, T23S, R5W, Reno County		
Facility Name: Trinity Junior-Senior Catholic High School		
Facility Location: 1400 E. 17th, Hutchinson, KS 67501		

Facility Description: The proposed action is to reissue an existing permit for operation of an existing wastewater treatment facility. The facility uses groundwater to cool a chiller for the building. The chiller is normally operated when the school is open during the cooling season. The maximum daily discharge from the chiller is 230,000 gallons per day. Noncontact cooling water from the chiller discharged to the GVI drainage ditch that is a stormwater conveyance belonging to the City of Hutchinson storm sewer system. Domestic wastewater is sent to the City of Hutchinson municipal sanitary sewer. No chemicals are added to the cooling water. The proposed limit requires the permittee to monitor chlorides and effluent flow. The permittee shall sample the source of the noncontact cooling water for volatile organic compounds during the month of August 2004. 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
Kansas Dept. of Health and Environment Bureau of Environmental Remediation Dry Cleaning Trust Fund 1000 S.W. Jackson, Suite 410 Topeka, KS 66612-1367	Big Creek via Chetolah Creek via Storm Sewer	Groundwater Remediation
Facility Name: KDHE - Former Norge Drycleaning		
Facility Location: 1015 Centennial Blvd., Hays, KS 67601		
Kansas Permit No. I-SH16-PO10		
Federal Permit No. KS0094731		
Legal: SW ¹ / ₄ , NW ¹ / ₄ , NW ¹ / ₄ , S34, T13S, R18W, Ellis County		

Facility Description: The proposed action is to reissue an existing permit for operation of an existing groundwater remediation project. This facility is engaged in groundwater cleanup under the Dry Cleaners Trust Fund. Dry cleaning solvent contaminated groundwater is

treated with a shallow tray air stripper and a soil vapor extraction unit prior to discharge to the City of Hays storm sewer. Design capacity is about 28,800 gallons per day. Phosphonate blend is added to a scale inhibitor to prevent fouling. The proposed permit includes limits for cis-1,2-dichloroethylene, tetrachloroethylene, trichloroethylene, and pH. Monitoring of effluent flow also will be required. Annual monitoring of volatile organic compounds 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.

Name and Address of Applicant	Waterway	Type of Discharge
Martin Marietta Aggregates P.O. Box 1270 Olathe, KS 66051	Cottonwood River via Clear Creek via Unnamed Tributary	Pit Dewatering and Stormwater Runoff
Kansas Permit No. I-NE45-PO02		Federal Permit No. KS0087751
Legal: NW ¹ / ₄ , S28; SE ¹ / ₄ and E ¹ / ₂ , of SW ¹ / ₄ , S21, T19S, R4E, Marion County		
Facility Name: Hett Quarry (North Marion)		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with washing. The washwater is clarified in settling ponds and recycled and does not discharge. The only discharge from this facility consists of pit dewatering and stormwater runoff. The proposed permit requires monitoring for sulfates. The proposed permit also includes generic water quality language to protect waters of the state. 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
Martin Marietta Aggregates P.O. Box 1270 Olathe, KS 66051	Fall River via Otter Creek via North Branch Otter Creek	Pit Dewatering and Stormwater Runoff
Kansas Permit No. I-VE08-PO01		Federal Permit No. KS0082678
Legal: S ¹ / ₂ , S18 and S19, T27S, R10E, Greenwood County		
Facility Name: Piedmont Quarry		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with no washing. The only discharge from this facility consists of pit dewatering and stormwater runoff. The proposed permit includes generic water quality language to protect waters of the state. 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
Martin Marietta Aggregates P.O. Box 1270 Olathe, KS 66051	Cottonwood River	Pit Dewatering and Stormwater Runoff
Kansas Permit No. I-NE26-PO01		Federal Permit No. KS0087769
Legal: W ¹ / ₂ of NW ¹ / ₄ , S5 and E ¹ / ₂ of NE ¹ / ₄ , S6, T21S, R5E; SE ¹ / ₄ , S31, T20S, R5E, Marion County		
Facility Name: Sunflower Quarry, #382		

Facility Description: The proposed action is to reissue an existing permit for the discharge of wastewater during quarry operation. This facility is a limestone quarry and crushing operation with no washing. Discharge from this facility consists of pit dewatering and stormwater runoff from plant and stockpile areas. The proposed permit requires monitoring for sulfates. The proposed permit also includes generic water quality language to protect waters of the state. 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.

(continued)

Public Notice No. KS-ND-03-036/041

Name and Address of Applicant	Legal Location	Type of Discharge
Allen County RWD No. 13 P.O. Box 11 Chanute, KS 66720	NW¼, NE¼, NW¼, S32, T26S, R18E, Allen County	Nonoverflowing

Kansas Permit No. M-NE76-NO01

Facility Name: Petrolia Wastewater Treatment Facility

Facility Description: The proposed action is to reissue an existing permit for operation of the existing wastewater treatment facility treating primarily domestic wastewater. 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 this permit. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit.

Name and Address of Applicant	Legal Location	Type of Discharge
Kansas Turnpike Authority 9401 E. Kellogg Wichita, KS 67207-1804	SW¼, NW¼, NE¼, S8, T35S, R1E, Sumner County	Nonoverflowing

Kansas Permit No. C-AR81-NO02

Facility Name: South Haven Port of Entry

Facility Description: The proposed action is to reissue an existing permit for operation of the existing wastewater treatment facility treating primarily domestic wastewater. Included in this permit is a schedule of compliance requiring the permittee to properly abandon the lagoon system and install a septic tank/lateral field disposal system or other approved wastewater disposal facility appropriately sized for the current and projected flows produced by this facility by September 1, 2004. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit.

Name and Address of Applicant	Legal Location	Type of Discharge
Leoville Utility Corporation Route 2, Box 145 Selden, KS 67742	NE¼, NE¼, NE¼, S33, T5S, R28W, Decatur County	Nonoverflowing

Kansas Permit No. M-UR19-NO01

Facility Description: The proposed action is to reissue an existing permit for operation of the existing wastewater treatment facility treating primarily domestic wastewater. Included in this permit is a schedule of compliance requiring the permittee to submit a plan by April 1, 2004, to correct deficiencies described in an inspection of facility by KDHE on June 6, 2003. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit.

Name and Address of Applicant	Legal Location	Type of Discharge
Allwell Ventures 746 N. Maize Road Suite 600 Wichita, KS 67212	SE¼, SW¼, SW¼, S31, T27S, R7W, Kingman County	Nonoverflowing

Kansas Permit No. I-AR52-NO01

Facility Name: Premier Processing, Inc.

Facility Address: 1330 W. Ave. D, Kingman, KS 67068

Facility Description: The proposed action is to reissue an existing permit for operation of the existing wastewater treatment facility to a new owner. This facility slaughters and processes about 20 head of cattle and hogs per week into various meat products. Wastewater from the meat processing operation and domestic wastewater flows through a grease trap into a one-cell nonoverflowing earthen lagoon. The average wastewater flow to the lagoon is 30,000 gallons per month. 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 this permit. Also included in this permit is a schedule of compliance requiring the permittee to reduce chances of overflow from the lagoon during heavy rain by diverting the roof drain down spouts away from the lagoon. The permittee also is required to install a water meter in the water supply line from the well. Discharge of wastewater from this

treatment facility to surface waters of the State of Kansas is prohibited by this permit.

Name and Address of Applicant	Legal Location	Type of Discharge
Ellinwood Packing Plant, Inc. P.O. Box 425 Ellinwood, KS 67526	E½, S36, T19S, R23W, Barton County	Nonoverflowing

Kansas Permit No. I-AR32-NPO1

Facility Description: The proposed action is to reissue an existing permit for operation of the existing wastewater treatment facility. This facility is a slaughter house and meat packing plant. A weekly average of 150 hogs and 35 cattle are slaughtered. No curing of hides is done on site. Hides are picked up daily by National By-Products. Live-stock holding pens drain through an underground holding tank into a bentonite lined waste stabilization lagoon No. 1. Plant process wastewater and domestic waste directed through a settling tank and a lift station also flow into lagoon No. 1. Overflow from lagoon No. 1 flows into (old) lagoon No. 2. Effluent from lagoon No. 2 is pumped out to irrigate permittee's 10 acres of crop land. Included in this permit is a schedule of compliance requiring the permittee to provide KDHE with an updated agronomic site assessment report that will include the status of the 1998 report recommendations and a review of the past five years of wastewater irrigation. This report will be due by July 1, 2004. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit.

Name and Address of Applicant	Legal Location	Type of Discharge
Hill's Pet Nutrition, Inc. P.O. Box 1658 Topeka, KS 66601-1658	SW¼, S4, T11S, R16E, Shawnee County	Nonoverflowing

Kansas Permit No. I-KS72-NO23

Facility Name: Hill's Science and Technology Center

Facility Address: 1035 N.E. 43rd St., Topeka, KS 66617

Facility Description: The proposed action is to reissue an existing permit for operation of the existing wastewater treatment facility. Domestic waste from 140 employees, sanitary and wash down waste from 800 dogs and 400 cats research operation, boiler blowdown and water softener regenerate are directed to a wastewater treatment system consisting of an aeration/clarification/chlorination package plant (Aero-Mod) and two stabilization lagoons equipped with mechanical aerators. Irrigation from the final lagoon is conducted on the permittee's property when necessary. About 12,000 gallons per day of wastewater is generated at this facility. Laboratory wastewater is placed into containers for off-site disposal. Sludge from the package plant is dewatered and disposed of in a solid waste landfill. Discharge of wastewater from this treatment facility to surface waters of the State of Kansas is prohibited by this permit.

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 Glenda Newquist 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, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft permit or application notice postmarked or received on or before January 10 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas permit number (KS-AG-03-289/299, KS 03-194/201, KS-ND-03-036/041) 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, (620) 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,
(620) 431-2390

Application information and components of plans and specifications for all new facilities and for expansions of existing swine facilities may be reviewed on the Internet at <http://www.kdhe.state.ks.us/feedlots>.

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.

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030148

State of Kansas

Social and Rehabilitation Services

Permanent Administrative Regulations

Article 5.—PROVIDER PARTICIPATION, SCOPE OF SERVICES, AND REIMBURSEMENTS FOR THE MEDICAID (MEDICAL ASSISTANCE) PROGRAM

30-5-59. Provider participation requirements. The following shall be prerequisites for participation in and payment from the medicaid/medikan program. Any provider of services to foster care consumers, adoption support consumers, Kan Be Healthy consumers, or other consumers who have special needs may be excluded from these prerequisites if the secretary determines that a medically necessary item of durable medical equipment can be cost-efficiently obtained only from a provider not otherwise eligible to be enrolled within the current program guidelines. (a) Enrollment. Each participating provider shall perform the following:

(1) Submit an application for participation in the medicaid/medikan program on forms prescribed by the secretary of the Kansas department of social and rehabilitation services;

(2) obtain and maintain professional or department-specified credentials determined by the secretary in the jurisdiction where the service is provided and for the time period when the service is provided and, if applicable, be certified, licensed, or registered by the appropriate professional credentialing authority;

(3) notify the Kansas department of social and rehabilitation services if any of the original information provided on the application changes during the term of participation in the medicaid/medikan program;

(4) after completing the necessary application forms and receiving notice of approval to participate from the department, enter into and keep a provider agreement with the Kansas department of social and rehabilitation services;

(5) notify the Kansas department of social and rehabilitation services when a change of provider ownership occurs, submit new ownership information on forms for application for participation in the medicaid/medikan program, and receive approval from the department for participation as a new provider before reimbursement for services rendered to medicaid/medikan program consumers is made;

(6) locate a consumer service representative who is available 24 hours per day and a business in Kansas or a border city that is accessible, in accordance with the applicable Americans with disabilities act guidelines, to the general public between the hours of 9:00 a.m. and 5:00 p.m. at a minimum, excluding weekends and state and federal holidays, if applying to be a durable medical equipment or medical supply provider. Any pharmacy located in Kansas or a border city that has a medical provider number may enroll as a durable medical equipment provider even if no storefront is present; and

(7) be located in Kansas or a border city if applying to be a pharmacy, unless the pharmacy is providing services

(continued)

to children in the custody of the secretary of the Kansas department of social and rehabilitation services or to program consumers in emergency situations. The only exceptions to this requirement shall be the following:

(A) A pharmacy that is an approved contractor with the Kansas department of health and environment as a supplier of intravenous blood fraction products. This exception shall apply only to reimbursement for the intravenous blood fraction products; and

(B) a mail order pharmacy that serves medicaid consumers with a primary payor other than medicaid.

(b) Denial of application. If an application for participation in the medicaid/medikan program is denied, the applicant shall be notified in writing by the department.

(c) Continuing participation. Each participating provider shall perform the following:

(1) Comply with applicable state and federal laws, regulations, or other program requirements;

(2) comply with the terms of the provider agreement;

(3) submit accurate claims or cost reports;

(4) submit claims only for covered services provided to consumers;

(5) engage in ethical and professional conduct;

(6) provide goods, services, or supplies that meet professionally recognized standards of quality;

(7) submit a new application for participation in the medicaid/medikan program if a claim has been submitted for payment and if at least 18 months have elapsed since a previous claim for payment was submitted; and

(8) refund any overpayment to the program within a period of time specified by the secretary or lose eligibility to participate.

(d) Recordkeeping. Each participating provider shall perform the following:

(1) Maintain and furnish within the time frame specified in a request any information for five years from the date of service that the Kansas department of social and rehabilitation services, its designee, or any other governmental agency acting in its official capacity may request to ensure proper payment by the medicaid/medikan program, to substantiate claims for medicaid/medikan program payments, and to complete determinations of medicaid/medikan program overpayments. This information shall include the following:

(A) Fiscal, medical, and other recordkeeping systems;

(B) matters of the provider's ownership, organization, and operation, including documentation as to whether transactions occurred between related parties;

(C) documentation of asset acquisition, lease, sale, or other action;

(D) franchise or management arrangements;

(E) matters pertaining to costs of operation;

(F) amounts of income received, by source and purpose; and

(G) a statement of changes in financial position;

(2) use standardized definitions, accounting, statistics, and reporting practices that are widely accepted in the provider's field;

(3) permit the Kansas department of social and rehabilitation services, its designee, or any other governmental agency acting in its official capacity to examine any records and documents that are necessary to ascer-

tain information pertinent to the determination of the proper amount of a payment due from the medicaid/medikan program; and

(4) agree to repay overpayment determinations resulting from the use of sampling techniques.

(e) Payment. Each participating provider shall meet the following conditions:

(1) Accept as payment in full, subject to audit when applicable, the amount paid by the medicaid/medikan program for covered services;

(2) not assign medicaid/medikan program claims or grant a power of attorney over or otherwise transfer right to payment for these claims except as set forth in 42 CFR 447.10, revised July 24, 1996, which is adopted by reference;

(3) not charge medicaid/medikan program consumers for services denied for payment by the medicaid/medikan program because the provider has failed to meet a program requirement including prior authorization;

(4) not charge any medicaid/medikan program consumer for noncovered services unless the provider has informed the consumer, in advance and in writing, that the consumer is responsible for noncovered services;

(5) not charge medicaid/medikan program consumers for services covered by the program, with the exception of claims liable to spenddown or copayment;

(6) submit claims for payment on claim forms approved and prescribed by the secretary; and

(7) be subject to the payment limitations specified in K.A.R. 30-5-70.

(f) Provider participation in the medicaid/medikan program may be disallowed for any of the reasons set forth in K.A.R. 30-5-60.

(g) This regulation shall be effective on and after January 1, 2004. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; amended May 1, 1985; amended May 1, 1986; amended May 1, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended, T-30-12-28-89, Jan. 1, 1990; amended, T-30-2-28-90, Feb. 28, 1990; amended Aug. 1, 1990; amended Jan. 7, 1991; amended May 1, 1992; amended May 3, 1993; amended Dec. 30, 1994; amended April 1, 1995; amended Oct. 1, 2000; amended Jan. 1, 2004.)

30-5-64. Prior authorization. (a) Any medical service may be placed by the secretary on the published list of services requiring prior authorization or precertification for any of the following reasons:

(1) To ensure that provision of the service is medically necessary;

(2) to ensure that services that may be subject to overuse are monitored for appropriateness in each case; and

(3) to ensure that services are delivered in a cost-effective manner.

(b) Administration of covered pharmaceuticals in the following classes shall require prior authorization. A cross-reference of generic and brand names shall be made available upon request:

(1) Ace inhibitors:

(A) Benazepril;

(B) fosinopril;

(C) moexipril;

- (D) perindopril;
 (E) quinapril;
 (F) ramipril; and
 (G) trandolopril;
 (2) acne and skin lesion products:
 (A) Tretinoin; and
 (B) alitretinoin;
 (3) angiotensin II receptor antagonists:
 (A) Candesartan;
 (B) eprosartan;
 (C) irbesartan;
 (D) olmesartan; and
 (E) valsartan;
 (4) antipsoriatics: alefacept;
 (5) antiretroviral drugs: enfuvirtide;
 (6) antirheumatics:
 (A) Leflunomide;
 (B) infliximab;
 (C) anakinra;
 (D) adalimumab; and
 (E) etanercept;
 (7) cervical dystonias: botulinum toxins A and B;
 (8) drugs for the treatment of osteoporosis: teripar-
 tide;
 (9) antituberculosis products:
 (A) Aminosalicylate sodium;
 (B) capreomycin;
 (C) ethambutol;
 (D) ethionamide;
 (E) isoniazid;
 (F) pyrazinamide; and
 (G) rifampin and rifampin/isoniazid combinations;
 (10) benzodiazepines:
 (A) Alprazolam;
 (B) clorazepate dipotassium; and
 (C) diazepam;
 (11) all decubitus and wound care products;
 (12) all intravenous and oral dietary and nutritional
 products, including the following:
 (A) Amino acids, injectable;
 (B) l-cysteine;
 (C) lipids, injectable; and
 (D) sodium phenylbutyrate;
 (13) beta-blockers:
 (A) Betaxolol;
 (B) bisoprolol;
 (C) carteolol;
 (D) nadolol;
 (E) penbutolol;
 (F) pindolol; and
 (G) timolol;
 (14) calcium channel blockers:
 (A) Diltiazem extended release, with the following
 brand names:
 (i) Cardizem SR[®];
 (ii) Cardizem CD[®];
 (iii) Cartia XT[®]; and
 (iv) Dilacor XR[®];
 (B) verapamil sustained release, with the following
 brand names:
 (i) Covera HS[®]; and
 (ii) Verelan PM[®]; and
 (C) nifedipine sustained release products;
 (15) all cyclooxygenase 2 (cox 2) inhibitors:
 (A) Celecoxib;
 (B) rofecoxib; and
 (C) valdecoxib;
 (16) all growth hormones and growth hormone stim-
 ulating factor, including the following:
 (A) Somatrem;
 (B) somatropin; and
 (C) sermorelin;
 (17) modafinil;
 (18) intranasal corticosteroids:
 (A) Budesonide;
 (B) mometasone;
 (C) beclomethasone; and
 (D) triamcinolone;
 (19) proton pump inhibitors:
 (A) Esomeprazole;
 (B) omeprazole; and
 (C) rabeprazole;
 (20) drugs for the treatment of impotence: alprostadil;
 (21) monoclonal antibody for respiratory syncytial vi-
 rus (RSV), including palivizumab;
 (22) muscle relaxants:
 (A) Tizanidine;
 (B) orphenadrine;
 (C) methocarbamol;
 (D) carisprodol;
 (E) carisprodol compound;
 (F) cyclobenzaprine (5 mg); and
 (G) metaxolone;
 (23) nonsteroidal, anti-inflammatory drugs: meloxi-
 cam;
 (24) drugs for the treatment of obesity:
 (A) Orlistat; and
 (B) sibutramine;
 (25) oxazolidinones, including linezolid;
 (26) HMG-CoA reductase inhibitors: pravastatin;
 (27) nonsedating antihistamines:
 (A) Desloratidine;
 (B) fexofenadine;
 (C) Claritin[®]; and
 (D) cetirizine;
 (28) H₂ antagonists: nizatidine;
 (29) triptans:
 (A) Naratriptan;
 (B) zolmitriptan;
 (C) almotriptan;
 (D) frovatriptan; and
 (E) eletriptan HBr;
 (30) oral antidiabetic drugs:
 (A) Amaryl[®];
 (B) Glucotrol XL[®];
 (C) Starlix[®];
 (D) Precose[®];
 (E) Glucophage XR[®];
 (F) Glucovance[®]; and
 (G) Metaglip[®];
 (31) all 3.0 ml syringes and 3.0 ml cartridges of insulin,
 including the following:
 (A) Humalog[®];

(continued)

(B) Humalog Mix®;

(C) Novolog®; and

(D) Novolog Mix®;

(32) serotonin 5-HT₃ receptor antagonist antiemetics:

(A) Kytril®, and

(B) Anzemet®; and

(33) the following drugs if specifically required by the physician, which shall require prior authorization to override maximum allowable cost (MAC) or federal upper limit (FUL) pricing:

(A) Clozaril;

(B) depakene;

(C) tegretol; and

(D) coumadin.

(c) Failure to obtain prior authorization, if required, shall negate reimbursement for the service and any other service resulting from the unauthorized or noncertified treatment. The prior authorization shall affect reimbursement to all providers associated with the service.

(d) The only exceptions to prior authorization shall be the following:

(1) Emergencies. If certain surgeries and procedures that require prior authorization are performed in an emergency situation, the request for authorization shall be made within two working days after the service is provided.

(2) Situations in which services requiring prior authorization are provided and retroactive eligibility is later established. When an emergency occurs or when retroactive eligibility is established, prior authorization for that service shall be waived, and if medical necessity is documented, payment shall be made.

(e) Services requiring prior authorization shall be considered covered services within the scope of the program unless the request for prior authorization is denied. (Authorized by K.S.A. 39-708c(b) and K.S.A. 2002 Supp. 39-7,120; implementing K.S.A. 2002 Supp. 39-7,120 and 39-7,121a; effective May 1, 1981; amended May 1, 1983; amended May 1, 1986; amended May 1, 1992; amended July 1, 1994; amended March 1, 1995; amended March 1, 1996; amended July 1, 1996; amended July 1, 1997; amended Jan. 1, 1999; amended April 1, 2000; amended Oct. 1, 2000; amended Oct. 1, 2001; amended Dec. 6, 2002; amended Feb. 21, 2003; amended May 9, 2003; amended July 11, 2003; amended Aug. 8, 2003; amended Nov. 14, 2003; amended Dec. 29, 2003.)

30-5-78. Scope of and reimbursement for home- and community-based services for persons with head injury trauma. The scope of home- and community-based services (HCBS) for persons with head injury trauma shall consist of those services provided under the authority of the applicable federally approved model waiver to the Kansas medicaid state plan. (a) Recipients of services provided pursuant to this waiver shall be capable of benefitting from rehabilitation by demonstrating improvement.

(b) HCBS shall be provided in accordance with a plan of care written by a case manager. Before the development of any plan to provide services, the need for services shall be determined by an individualized assessment of the prospective recipient by a provider enrolled in the program.

(c) Mandatory services shall include the following:

(1) Case management services, up to a maximum of 160 hours per calendar year; and

(2) transitional living skills training, up to a maximum of seven four-hour days per week.

(d) Optional services may include one or more of the following:

(1) Rehabilitation therapies with prior authorization by the Kansas medicaid HCBS program manager may consist of any of the following:

(A) Occupational therapy;

(B) physical therapy;

(C) speech-language therapy;

(D) cognitive therapy;

(E) behavioral therapy; or

(F) drug or alcohol abuse therapy, with prior authorization by the Kansas medicaid HCBS program manager;

(2) personal services, with prior authorization by the Kansas medicaid HCBS program manager; or

(3) medical equipment, supplies, and home modification not otherwise covered under the Kansas medicaid state plan, with prior authorization by the Kansas medicaid HCBS program manager.

(e) Reimbursement for home- and community-based services for persons with head injury trauma shall be based upon reasonable fees as related to customary charges, except that no fee shall be paid in excess of the range maximum.

(f) This regulation shall be effective on and after January 1, 2004. (Authorized by and implementing K.S.A. 39-708c; effective, T-30-8-9-91, Aug. 30, 1991; effective Oct. 28, 1991; amended Oct. 1, 1998; amended Jan. 1, 2004.)

30-5-102. Scope of optometric and optical services. Optometric and optical services shall be covered for medicaid recipients. (a) These services shall include the following:

(1) Optometric examinations;

(2) medical treatment pursuant to K.S.A. 65-1501, and amendments thereto;

(3) grinding and edging lenses, and assembling and dispensing eyeglasses; and

(4) providing optical materials. Optical materials shall include the following:

(A) Frames. The materials covered shall be only frames showing the manufacturer's name on either the front or temple; and

(B) lenses. Only lenses meeting designated standards shall be acceptable. For single lens replacement, the replacement lens shall be made of quality similar to that of the remaining usable lens.

(b) Limitations.

(1) Prior authorization shall be required for designated services.

(2) The second and subsequent sets of eyeglasses shall meet the standards specified by the secretary.

This regulation shall be effective on and after January 1, 2004. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; amended May 1, 1983; amended May 1, 1986; amended, T-87-5, May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended, T-30-1-2-

03, Jan. 2, 2003; amended April 18, 2003; amended Jan. 1, 2004.)

30-5-105. Scope of hearing services. Hearing services shall be covered for medicaid recipients. (a) Medical diagnosis, audiological testing, and the fitting and dispensing of hearing aids and appropriate accessories shall be covered.

(b) A medical diagnosis shall be made by an ear specialist or by a general practitioner if an ear specialist is not easily available.

(c) Audiological testing shall be performed by a physician or an audiologist.

(d) Fitting, dispensing, and follow-up shall be performed by a hearing aid dealer.

(e) A hearing aid shall not be covered if the physician indicates that a medical condition contraindicates the effectiveness of an aid.

(f) This regulation shall be effective on and after January 1, 2004. (Authorized by and implementing K.S.A. 39-708c; effective May 1, 1981; amended May 1, 1986; amended, T-87-5, May 1, 1986; amended May 1, 1987; amended Oct. 1, 1993; amended, T-30-1-2-03, Jan. 2, 2003; amended April 18, 2003; amended Jan. 1, 2004.)

30-5-116. Scope of rehabilitation services. Rehabilitation services shall be covered for medicaid recipients when provided by providers enrolled pursuant to K.A.R. 30-5-59. These services may include the following: (a) Substance abuse treatment provided by an enrolled alcohol and drug addiction community service provider;

(b) behavior management services provided by an enrolled behavior management provider, including the following:

(1) Family mental health treatment services that have received prior authorization from a provider recommended by either the juvenile justice authority or the department's division of children and family policy;

(2) group mental health treatment services that have received prior authorization from a provider recommended by either the juvenile justice authority or the department's division of children and family policy;

(3) in-home, family-based mental health services that have received prior authorization from a provider recommended by either the juvenile justice authority or the department's division of children and family policy; and

(4) comprehensive evaluation and transition services for children who have special psychological or emotional, developmental, or health needs directed toward placement of the recipient in the least restrictive environment;

(c) psychological services, audiological services, Kan Be Healthy screenings, physical therapy, speech pathology or occupational therapy services provided to recipients when medically necessary for purposes of screening and evaluation and for providing services pursuant to an individualized educational plan or individualized family service plan and when provided by employees or contractors of enrolled local education agencies; and

(d) long-term head injury rehabilitation provided by an enrolled head injury rehabilitation facility. Long-term head injury rehabilitation shall be limited to only those individuals who meet the following criteria:

(1) Have sustained a traumatic head injury;

(2) continue to show progress in their recovery; and

(3) can benefit from transitional living skills training.

This regulation shall be effective on and after January 1, 2004. (Authorized by and implementing K.S.A. 39-708c; effective July 1, 1989; amended, T-30-1-2-90, Jan. 2, 1990; amended, T-30-2-28-90, Jan. 2, 1990; amended Aug. 1, 1990; amended Jan. 7, 1991; amended, T-30-10-2-91, Oct. 2, 1991; amended Jan. 2, 1992; amended July 1, 1994; amended Sept. 1, 1995; amended Jan. 1, 2004.)

30-5-300. Definitions. (a) The following words and terms for home- and community-based services (HCBS), when used in this article, shall have the following meanings, unless the context clearly indicates otherwise.

(1) "Accept medicare assignment" means that the provider will accept the medicare-allowed payment rate as payment in full for services provided to a consumer.

(2) "Activities of daily living (ADLs)" means the following:

(A) Bathing;

(B) dressing;

(C) toileting;

(D) transferring;

(E) ambulating; and

(F) eating.

(3) "Agency" means the Kansas department of social and rehabilitation services.

(4) "Area agency on aging" means the agency or organization within a planning and service area that has been designated by the secretary of the Kansas department on aging (KDOA) to develop, implement, and administer a plan for the delivery of a comprehensive and coordinated system of services to older persons in the planning and service area.

(5) "Assessment" means the face-to-face interview and evaluation of a home- and community-based services consumer by an authorized case manager, assessor, or independent living counselor to determine the consumer's care needs and support systems and to develop a service plan.

(6) "Case management services" means a comprehensive service comprised of a variety of specific tasks and activities designed to coordinate and integrate all other services required in the individual's plan of care.

(7) "Client obligation" means the monthly amount collected from an HCBS consumer by the service provider for the cost of a service.

(8) "Conflict of interest" means any relationship between two or more parties in which one party has the ability to influence another party to the transaction in a way that one or more of the transacting parties might fail to fully pursue the party's or parties' own separate interests. Related parties shall include parties related by family, business, or financial association, or by common ownership or control. Transactions between related parties shall not be considered to have arisen through arm's-length negotiations. Transactions or agreements that are illusory or a sham shall not be recognized.

(9) "Cost cap" means the average HCBS monthly service cost limit per consumer, including primary and acute care costs. The average HCBS monthly service cost limit

(continued)

shall be based on and compared to the average monthly cost that the consumer would incur in a nursing facility.

(10) "Cost-efficient" means that all of the formal and informal service systems available to meet individual needs are used before HCBS services are used.

(11) "Cost-effective" means that the cost of utilizing a service is recovered by the savings generated from avoiding the necessary utilization of a more expensive service.

(12) "Direct cost" means any cost that can be identified specifically with a particular cost objective.

(13) "Documentation" means maintenance of the HCBS consumer's case file, which shall include the following:

- (A) A current assessment or reassessment;
- (B) a plan of care;
- (C) a service plan;
- (D) an activity log; and
- (E) a financial eligibility communication form, including current client obligation information.

(14) "Effective date" means the date on which a program or service begins and on which a provider can be reimbursed for services.

(15) "Formal service" means any needed service as documented in the plan of care and funded by medicaid.

(16) "Frail elderly waiver" means a medicaid HCBS services waiver authorized by and through the Kansas department on aging services in accordance with a federally approved waiver to the Kansas medicaid state plan for individuals age 65 and older who meet the medicaid long-term care threshold.

(17) "Home health aide service" means the direct care provided by a person with minimum training to consumers who are unable to care for themselves or who need assistance in accomplishing the activities of daily living. The home health aide service direct care provider shall be under the supervision of a registered nurse employed by a home health agency.

(18) "Home health agency" means a public or private agency or organization that provides, for a fee, one or more home health services at the residence of a consumer.

(19) "Housing options" means all home and residential environments in which individuals would be eligible to receive HCBS services.

(20) "Instrumental activities of daily living (IADLs)" means the following:

- (A) Meal preparation;
- (B) shopping;
- (C) medication monitoring and treatments;
- (D) laundry and housekeeping;
- (E) money management;
- (F) telephone use; and
- (G) transportation.

(21) "Independent living center" means a public or private agency or organization recognized by the agency whose primary function is to provide independent living services, including the following:

- (A) Independent living skills training;
- (B) advocacy;
- (C) peer counseling; and
- (D) information and referral.

(22) "Independent living counseling" means a service provided through the HCBS/physically disabled waiver

that assesses need, negotiates care plans and service plans, and teaches independent living skills.

(23) "Indirect costs" means the administrative costs of long-term care (LTC) programs or their functional components, including the costs of supplying goods, services, and facilities to those programs or their functional components.

(24) "Ineligible provider" means a provider who is not enrolled in the medicaid/medikan program due to one or more of the reasons set forth in K.A.R. 30-5-60, or because the provider committed civil or criminal fraud in another state or another program.

(25) "Informal service" means any needed or desired service provided voluntarily to a consumer by one or more organizations, agencies, or families, at no cost to the medicaid program.

(26) "Level of care" means the functional needs of consumers, as determined through an assessment or reassessment, based on impairments in ADLs and IADLs.

(27) "Medicaid home- and community-based services (HCBS)" means services provided in accordance with a federally approved waiver to the Kansas medicaid state plan that are designed to prevent unnecessary utilization of services and to reduce health care-related costs. Any individual who has a primary diagnosis of mental illness and who is 21 years of age or older, but less than 65 years old, shall not be eligible.

(28) "Medicaid home- and community-based services for persons with mental retardation or other developmental disabilities (HCBS/MRDD)" means services provided in accordance with a federally approved waiver to the Kansas medicaid state plan. These services shall be designed as alternatives to services otherwise provided in intermediate care facilities for the mentally retarded (ICF/MR) for individuals who have mental retardation or other developmental disabilities.

(29) "Medicaid home- and community-based services for head-injured persons (HCBS/HI)" means medicaid services that meet these requirements:

- (A) Are provided in accordance with a federally approved waiver to the Kansas medicaid state plan; and
- (B) are designed as an alternative to services in brain injury rehabilitation facilities for individuals who meet these requirements:

- (i) Have external, traumatic brain injuries; and
- (ii) are 18 years of age or older, but are less than 55 years of age. Any person receiving HCBS/HI waiver services may continue to receive these services after reaching age 55 if the Kansas medicaid HCBS program manager determines that the person is continuing to show progress in rehabilitation and increased independence.

(30) "Medicaid long-term care threshold" means the level-of-care criteria, as established by the agency and approved in the waiver to the medicaid state plan for HCBS, that are used to determine eligibility for medicaid long-term care programs.

(31) "Nursing facility (NF)" means a facility that meets these criteria:

- (A) Meets state licensure standards;
- (B) provides health-related care and services, prescribed by a physician; and

(C) provides residents with licensed nursing supervision 24 hours per day and seven days per week for ongoing observation, treatment, or care for long-term illness or injury.

(32) "Normal rhythms of the day" means the average time frame in which an individual without a physical disability typically completes clusters of ADL and IADL activities.

(33) "Organized health care delivery system" means a system, at least one component of which is organized for the purpose of delivering health care, that furnishes at least one service under a medicaid-covered waiver or the state plan.

(34) "Other developmental disability" means a condition or illness that meets these requirements:

(A) Is manifested before age 22;

(B) can reasonably be expected to continue indefinitely;

(C) results in substantial limitations in any three or more of the following areas of life functioning:

(i) Self-care;

(ii) understanding and the use of language;

(iii) learning and adapting;

(iv) mobility;

(v) self-direction in setting goals and undertaking activities to accomplish those goals;

(vi) living independently; or

(vii) economic self-sufficiency; and

(D) reflects the need for a combination and sequence of special, interdisciplinary, or generic care, treatment, or other services that are of extended or lifelong duration and are individually planned and coordinated.

(35) "Physically disabled (PD) waiver" means services provided in accordance with a federally approved waiver to the Kansas medicaid state plan for any individual who meets these requirements:

(A) Is 16 years of age or older. Consumers who turn 65 years of age while on the physically disabled waiver may remain on the waiver past age 65;

(B) is physically disabled according to social security disability standards;

(C) meets the medicaid LTC threshold; and

(D) requires assistance with normal rhythms of the day.

(36) "Plan of care (POC)" means a document that states and prescribes the responsibilities of providers to ensure that the providers meet the health and safety needs of HCBS consumers. The document shall include the following information:

(A) A statement identifying the need for care;

(B) the estimated length of the service or program;

(C) a description of the prescribed treatment, modalities, and methodology to be used;

(D) a description of the expected results;

(E) the name of the provider; and

(F) the cost of the program or services.

(37) "Prior authorization" means that a service to be provided shall be reimbursed only when approval is given by the agency before the service is provided.

(38) "Program" means the Kansas medicaid/medikan program.

(39) "Provider enrollment" means the process through which the agency determines whether or not an applicant meets the requirements for persons or agencies to provide services to the medicaid program.

(40) "Reassessment" means an annual review and evaluation of an HCBS consumer's continued need for services.

(41) "Reimbursement rate" means the dollar value assigned by the secretary for a covered service.

(42) "Risk factor" means any condition that can increase an individual's functional impairment. The risk factor is used to determine needs for services, as appropriate for the individual's level of care.

(43) "Self-directed care" means an option under the HCBS program that allows an individual in need of care to live in a home environment and direct the attendant services that are essential to the maintenance of the individual's health and safety.

(44) "Service plan" means a document that describes specific tasks to be performed, based on the needs of the consumer. The description shall include the type of service, the frequency, and the provider.

(45) "Severe emotional disturbance waiver" means services provided in accordance with a federally approved waiver to the Kansas medicaid state plan for any individual who meets these requirements:

(A) Is under 18 years of age or, if the individual is under 22 years of age, has continually received intensive community-based services for at least six months before the date of the initial application for the waiver;

(B) has received a DSM-IV diagnosis under axis 1 (clinical disorders);

(C) meets the criteria for a severe emotional disturbance;

(D) meets the following severity index criteria:

(i) On a child behavior checklist (CBCL), a score of at least 70 on one subscale; and

(ii) on a child and adolescent functional assessment scale (CAFAS), an overall score of 100, or at least 30 for each of two subscales; and

(E) according to clinical judgment, is in need of a state mental health hospital (SMHH).

(46) "Technology-assisted child" means a chronically ill or medically fragile child who meets these requirements:

(A) Is 17 years of age or younger;

(B) has an illness or disability that, in the absence of home care services, would require admission to or a prolonged stay in a hospital;

(C) needs both a medical device to compensate for the loss of a vital body function and substantial, continuous care by a nurse or other caretaker under the supervision of a nurse in order to avert death or further disability;

(D) is dependent at least part of each day on mechanical ventilators for survival; and

(E) requires prolonged intravenous administration of nutritional substances or drugs, or requires other medical devices to compensate for the loss of a vital body function.

(47) "Terminally ill" means the medical condition of an individual whose life expectancy is six months or less, as determined and documented by a physician.

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(48) "Traumatic brain injury" means non-degenerative, structural brain damage resulting in residual deficits and disability that have been acquired by external physical injury.

(49) "Termination date" means the last day on which a program or service shall be reimbursed. For HCBS, this date shall not extend beyond the last date of medicaid eligibility.

(b) This regulation shall be effective on and after January 1, 2004. (Authorized by and implementing K.S.A. 39-708c; effective Jan. 1, 1997; amended July 1, 1997; amended, T-30-12-16-97, Jan. 1, 1998; amended April 1, 1998; amended July 1, 2002; amended Jan. 1, 2004.)

Janet Schalansky
Secretary of Social and
Rehabilitation Services

Doc. No. 030133

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 39.—LICENSURE OF ADULT CARE HOMES

28-39-164. Definitions. (a) "Adult care home" means any facility that meets the definition specified in K.A.R. 28-39-144.

(b) "Clinical instruction" means training in which the trainee demonstrates knowledge and skills while performing tasks on an individual under the direct supervision of the course instructor. Clinical instruction may be performed in any of the following settings:

- (1) An adult care home;
- (2) a long-term care unit in a hospital; or
- (3) a simulated laboratory.

(c) "Direct care" means assistance provided in activities of daily living. These activities shall include grooming, eating, toileting, transferring, and ambulation.

(d) "Direct supervision" means that the supervisor is on the facility premises and is readily accessible for one-on-one consultation, instruction, and assistance, as needed.

(e) "Eligible for employment," when describing a certified nurse aide, means that the certified nurse aide meets the following criteria:

- (1) Has been employed to perform nursing or nursing-related services for at least eight hours in the preceding 24 months;
- (2) has no record of abuse, neglect, and exploitation; and
- (3) is not prohibited from employment based upon criminal convictions pursuant to K.S.A. 39-970, and amendments thereto.

(f) "Instructor" means an individual who has been approved by the licensing agency to teach nurse aide, home health aide, or medication aide training courses.

(g) "Licensing agency" shall have the meaning assigned in K.S.A. 39-923, and amendments thereto.

(h) "Licensed nursing experience" means experience as a registered nurse or licensed practical nurse.

(i) "Nurse aide trainee I" means an individual in the process of completing part I of a 90-hour nurse aide course as specified in K.A.R. 28-39-165.

(j) "Nurse aide trainee II" means an individual who has successfully completed part I of a 90-hour nurse aide course specified in K.A.R. 28-39-165 or whose training has been endorsed as specified in K.A.R. 28-39-167.

(k) "Simulated laboratory" means an enclosed area that is in a school, institution, adult care home, or other facility and that is similar to an adult care home residential room. In a simulated laboratory, trainees practice and demonstrate basic nurse aide skills while an instructor observes and evaluates the trainees. (Authorized by K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; implementing K.S.A. 39-932 and K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; effective Feb. 28, 1994; amended Dec. 29, 2003.)

28-39-165. Nurse aide training program. (a) Requirements. Unlicensed employees who provide direct individual care to residents shall meet the following requirements:

(1) Successfully complete at least a 90-hour nurse aide course that has been approved by the licensing agency; and

(2) pass a state test as specified in K.A.R. 28-39-168.

(b) Certification. Each person shall be issued a nurse aide certificate by the licensing agency and shall be listed on a public registry upon completion of the requirements specified in subsection (a) of this regulation.

(c) Employment as a trainee.

(1) Each nurse aide trainee I in an approved 90-hour course shall successfully complete part I of the course to demonstrate initial competency before being employed or used as a nurse aide trainee II. A nurse aide trainee II may provide direct care to residents only under the direct supervision of a registered nurse or licensed practical nurse.

(2) Each nurse aide trainee II in an approved 90-hour course shall be issued a nurse aide certificate by the licensing agency, upon completion of the requirements specified in subsection (a), within four months from the beginning date of the initial course in order to continue employment providing direct care. Nurse aide trainee II status for employment shall be for one four-month period only.

(d) 90-hour nurse aide course.

(1) Each nurse aide course shall be prepared and administered in accordance with the guidelines established by the licensing agency in the "Kansas certified nurse aide curriculum guidelines (90 hours)," dated June 1999, and the "Kansas 90-hour certified nurse aide instructor manual," pages 1 through 20, dated November 2001, which are hereby adopted by reference.

(2) Each nurse aide course shall consist of a combination of didactic and clinical instruction. At least 50 percent of part I and part II of the course curriculum shall be provided as clinical instruction.

(3) Each nurse aide course shall be sponsored by one of the following:

- (A) An adult care home;
- (B) a long-term care unit of a hospital; or
- (C) a postsecondary school under the jurisdiction of the state board of regents.

(4) Clinical instruction shall be conducted in one or a combination of the following locations:

- (A) An adult care home;
- (B) a long-term care unit of a hospital; or
- (C) a simulated laboratory.

(5) An adult care home shall not sponsor or provide clinical instruction for a 90-hour nurse aide course if that adult care home has been subject to any of the sanctions under the medicare certification regulations listed in 42 C.F.R. 483.151(b)(2), as in effect on October 1, 2001, which is hereby adopted by reference.

(e) No correspondence course shall be approved as a nurse aide course.

(f) Distance-learning offerings and computer-based educational offerings shall meet the standards specified in subsection (d) of this regulation. (Authorized by K.S.A. 39-932 and K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; implementing K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; effective Feb. 28, 1994; amended Dec. 29, 2003.)

28-39-166. Nurse aide course instructor. (a) Approval and qualifications.

(1) Each person who intends to be a course instructor shall submit a completed instructor approval application form to the licensing agency at least three weeks before offering an initial course and shall receive approval as an instructor before the first day of an initial course.

(2) Each course instructor shall be a registered nurse with a minimum of two years of licensed nursing experience, with at least 1,750 hours of experience in either or a combination of an adult care home or long-term care unit of a hospital. Each course instructor shall have completed a course in teaching adults, shall have completed a professional continuing education offering on supervision or adult education, or shall have experience in teaching adults or supervising nurse aides.

(b) Course instructor and course sponsor responsibilities.

(1) Each course instructor and course sponsor shall be responsible for ensuring that the following requirements are met:

(A) A completed course approval application form shall be submitted to the licensing agency at least three weeks before offering a course. Approval shall be obtained from the licensing agency at the beginning of each course whether the course is being offered initially or after a previous approval. Each change in course location, schedule, or instructor shall require approval by the licensing agency.

(B) All course objectives shall be accomplished.

(C) Only persons in health professions having the appropriate skills and knowledge shall be selected to conduct any part of the training. Each person shall have at least one year of experience in the subject area in which that person is providing training.

(D) Each person providing a part of the training shall do so only under the direct supervision of the course instructor.

(E) The provision of direct care to residents by a nurse aide trainee II during clinical instruction shall be limited to clinical experiences that are for the purpose of learning nursing skills under the direct supervision of the course instructor.

(F) When providing clinical instruction, the course instructor shall perform no other duties but the direct supervision of the nurse aide trainees.

(G) Each nurse aide trainee in the 90-hour nurse aide course shall demonstrate competency in all skills identified on the part I task checklist before the checklist is signed and dated by the course instructor as evidence of successful completion of part I of the course.

(H) The course shall be prepared and administered in accordance with the guidelines in the "Kansas certified nurse aide curriculum guidelines (90 hours)" and the "Kansas 90-hour certified nurse aide instructor manual," as adopted in K.A.R. 28-39-165.

(2) Any course instructor or course sponsor who does not meet the requirements of this regulation may be subject to withdrawal of approval to serve as a course instructor or a course sponsor. (Authorized by K.S.A. 39-932 and K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; implementing K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; effective Feb. 28, 1994; amended Dec. 29, 2003.)

28-39-167. Out-of-state and allied health training endorsement for nurse aide. (a) Each person who meets any one of the following conditions shall be deemed to have met the requirements specified in K.A.R. 28-39-165 if that person passes a state test as specified in K.A.R. 28-39-168.

(1) Each person who has received nurse aide training in another state, is listed on another state's registry as a nurse aide, and is eligible for employment as a nurse aide shall be deemed eligible to take the state test as specified in K.A.R. 28-39-168. Each person whose training in another state is endorsed and who has passed the state test shall be issued a nurse aide certificate.

(2) Each person who meets any of the following criteria shall be deemed eligible to take the state test as specified in K.A.R. 28-39-168:

(A) Has completed training deemed equivalent to the requirements specified in K.A.R. 28-39-165;

(B) is currently licensed in Kansas or another state to practice as a registered nurse, licensed practical nurse, or licensed mental health technician, with a license that has not been suspended or revoked; or

(C) has a license to practice as a registered nurse, licensed practical nurse, or licensed mental health technician that has expired within the 24-month period before applying for equivalency, but has not been suspended or revoked.

(3) Each person who has received training from an accredited nursing or mental health technician training program within the 24-month period before applying for equivalency and whose training included a basic skills component comprised of personal hygiene, nutrition and feeding, safe transfer and ambulation techniques, normal range of motion and positioning, and a supervised clinical

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cal experience in geriatrics shall be deemed eligible to take the state test as specified in K.A.R. 28-39-168.

(b) Each person qualified under subsection (a) of this regulation shall receive written approval from the licensing agency or its designated agent to take the state test. Upon receiving written approval from the licensing agency or its designated agent to take the state test, that person may be employed by an adult care home as a nurse aide trainee II to provide direct care under the direct supervision of a registered nurse or a licensed practical nurse. Each person employed as a nurse aide trainee II shall be issued a nurse aide certificate by the licensing agency, upon completion of the requirements specified in K.A.R. 28-39-165(a), within one four-month period starting from the date of approval, in order to continue employment providing direct care. (Authorized by K.S.A. 39-932 and K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; implementing K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; effective Feb. 28, 1994; amended Dec. 29, 2003.)

28-39-168. State nurse aide test. (a) Composition of state nurse aide test. The state test shall be comprised of 100 multiple-choice questions. A score of 70 percent or higher shall constitute a passing score.

(b) State nurse aide test eligibility.

(1) Only persons who have successfully completed an approved 90-hour nurse aide course or completed education or training that has been endorsed or deemed equivalent as specified in K.A.R. 28-39-167 shall be allowed to take the state test.

(2) Each person shall have a maximum of three attempts per year from the beginning date of the course to pass the state test after completing an approved 90-hour course as specified in K.A.R. 28-39-165.

(3) If the person does not pass the state test within one year after the starting date of taking an approved 90-hour course, the person shall retake the entire course.

(4) If a person whose education or training has been endorsed or deemed equivalent as specified in K.A.R. 28-39-167 and the person does not pass the state test on the first attempt, the person shall successfully complete an approved 90-hour nurse aide course as specified in K.A.R. 28-39-165 to retake the state test. Each person whose training was endorsed or deemed equivalent, who failed the state test, and who has successfully completed an approved nurse aide course shall be eligible to take the test three times within a year after the beginning date of the course.

(c) Application fee.

(1) Each nurse aide trainee shall pay a nonrefundable application fee of \$20.00 before taking the state test. A nonrefundable application fee shall be required each time the test is scheduled to be taken. Each person who is scheduled to take the state test, but fails to take the state test, shall submit another fee before being scheduled for another opportunity to take the test.

(2) Each course instructor shall collect the application fee for each nurse aide candidate eligible to take the state test and shall submit the fees, class roster, application forms, and accommodation request forms to the licensing agency or its designated agent.

(d) Each person who is eligible to take the state test and who has submitted the application fee and application form shall be issued written approval, which shall be proof of eligibility to sit for the test.

(e) Test accommodation.

(1) Any reasonable test accommodation or auxiliary aid to address a disability may be requested by any person who is eligible to take the state test. Each request for reasonable accommodation or auxiliary aid shall be submitted each time a candidate is scheduled to take the test.

(2) Each person requesting a test accommodation shall submit an accommodation request form along with an application form to the instructor. The instructor shall forward these forms to the licensing agency or its designated agent at least three weeks before the desired test date. Each instructor shall verify the need for the accommodation by signing the accommodation request form.

(3) Each person whose second language is English shall be allowed to use a bilingual dictionary while taking the state test. Limited English proficiency shall not constitute a disability with regard to accommodations. An extended testing period of up to two additional hours may be offered to persons with limited English proficiency. (Authorized by K.S.A. 39-932 and K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; implementing K.S.A. 2002 Supp. 39-936, as amended by L. 2003, ch. 149, sec. 7; effective Feb. 28, 1994; amended Dec. 29, 2003.)

28-39-169. (Authorized by K.S.A. 75-5625; implementing K.S.A. 65-1,120; effective Feb. 28, 1994; revoked Dec. 29, 2003.)

28-39-169a. Medication aide. (a) Each medication aide candidate shall be either a nurse aide who has been issued a certificate by the licensing agency or a qualified mental retardation professional as defined in 42 C.F.R. 483.430(a), revised October 1, 2001 and hereby adopted by reference, and shall meet the following requirements:

(1) Has completed a course in medication administration approved by the licensing agency; and

(2) Has passed a state test as approved by the licensing agency.

(b) Each person who has met one of the following requirements shall be eligible to enroll in a medication aide course:

(1) Is a nurse aide who has a Kansas nurse aide certificate and who has been screened and tested for reading comprehension at an eighth-grade level; or

(2) is a qualified mental retardation professional employed by an intermediate care facility for the mentally retarded.

(c) A qualified mental retardation professional who is not a nurse aide, who has completed a course in medication administration as approved by the licensing agency, and who has passed the state test shall be allowed to administer medications only to residents in an intermediate care facility for the mentally retarded.

(d)(1) Each medication aide course shall meet the following requirements:

(A) Consist of a minimum of 75 total hours, which shall include a minimum of 25 hours of clinical instruction;

(B) be prepared and administered in accordance with the guidelines prescribed by the licensing agency and follow the content outlined in the "Kansas medication aide curriculum," dated April 1, 2003, and the "Kansas medication aide sponsor and instructor manual," pages 1 through 17, dated November 13, 2003, which are hereby adopted by reference; and

(C) be sponsored by one of the following:

(i) A postsecondary school under the jurisdiction of the state board of regents;

(ii) a state-operated institution for the mentally retarded; or

(iii) a professional health care association approved by the licensing agency.

(2) No correspondence course shall be approved as a medication aide course.

(3) Distance-learning and computer-based educational offerings shall be required to meet the requirements specified in this subsection.

(e) Each medication aide course instructor shall meet the following requirements:

(1) Each person who intends to be a course instructor shall submit an instructor approval application form to the licensing agency at least three weeks before offering an initial course and shall be required to receive approval as an instructor before the first day of an initial course.

(2) Each instructor shall be a registered nurse with a current Kansas license and two years of clinical experience as a registered nurse. Any Kansas-licensed pharmacist actively working in the pharmacy field may conduct part of the training under the supervision of an approved instructor.

(f) Each course sponsor and course instructor shall be responsible for ensuring that the following requirements are met:

(1) Only persons who meet the qualifications specified in subsection (b) of this regulation shall be eligible to take the course.

(2) Each trainee shall be screened and tested for comprehension of the written English language at an eighth-grade reading level before enrolling in the course.

(3) The course shall be prepared and administered in accordance with the guidelines and follow the content in the "Kansas medication aide curriculum," and the "Kansas medication aide sponsor and instructor manual," as adopted in subsection (d) of this regulation.

(4) The clinical instruction and skills performance involving the administering of medications shall be under the direct supervision of the course instructor.

(5) During the clinical instruction and skills performance, the course instructor shall perform no other duties than the provision of direct supervision to the trainees.

(g) Any course instructor or course sponsor who does not fulfill the requirements of this regulation may be subject to withdrawal of approval to serve as a course instructor or a course sponsor.

(h) Any person whose education or training has been deemed equivalent to the medication aide course by an approved sponsor as specified in paragraph (d)(1)(C) may apply to take the state test to become certified as a medication aide. Before requesting a determination of equivalency for a person's education or training, that per-

son shall be a Kansas-certified nurse aide and shall meet one of the following conditions:

(1) The person is currently credentialed to administer medications in another state. The licensing agency or the designated agent shall evaluate that state's credentialed training for equivalency in content and skills level to the requirements for certification as a medication aide in Kansas.

(2) The person is currently enrolled in an accredited practical nursing or professional nursing program and has completed a course of study in pharmacology with a grade of C or better.

(3) The person is currently licensed in Kansas or another state, or has been licensed within 24 months from the date of application, as a licensed mental health technician, and there are no pending or current disciplinary actions against the individual's license.

(4) The person has been licensed in Kansas or another state, within 24 months from the date of application, as a licensed practical nurse whose license is inactive or a registered nurse whose license is inactive, and there are no pending or current disciplinary actions against the individual's license. (Authorized by K.S.A. 75-5625; implementing K.S.A. 65-1124; effective Dec. 29, 2003.)

28-39-169b. State medication aide test. (a) The state test shall be administered by the licensing agency or the designated agent and in accordance with guidelines prescribed by the licensing agency as outlined in the "test administration manual for proctors of the medication aide tests," dated October 17, 2002, which is hereby adopted by reference.

(1) Each person who has completed the medication aide course as specified in K.A.R. 28-39-169a shall have a maximum of two attempts to pass the state test within 12 months after the first day of the course. If the person does not pass the test within this 12-month period, the course shall be retaken. Each time the person successfully completes the course, the person shall have two attempts to pass the state test within 12 months after the first day of the course. The number of times a person may retake the course shall be unlimited.

(2) Each person who is a Kansas-certified nurse aide and whose training has been deemed equivalent to the Kansas medication aide course shall have a maximum of one attempt to pass the test within 12 months after the date the equivalency is approved. If the person does not pass the test within this 12-month period, the person shall be required to take the medication aide course.

(3) There shall be three different forms of the state test. The different forms of the test shall be used on an alternating basis. Each of the three forms shall be comprised of 85 multiple-choice questions. The passing scores for the three forms of the test shall be as follows:

(A) A score of 57 or higher shall constitute a passing score for form 1 of the state test.

(B) A score of 61 or higher shall constitute a passing score for form 2 of the state test.

(C) A score of 63 or higher shall constitute a passing score for form 3 of the state test.

(4) Only persons who have met the requirements specified in K.A.R. 28-39-169a(a)(1) and (h) shall be eligible to take the state test.

(continued)

(5) Each person whose second language is English shall be allowed to use a bilingual dictionary while taking the state test. Limited English proficiency shall not constitute a disability with regard to accommodation. An extended testing period of up to two additional hours may be offered to persons with limited English proficiency.

(b) Each person shall be issued a medication aide certificate by the licensing agency and shall be listed on a public nurse aide registry upon successful completion of the requirements specified in K.A.R. 28-39-169a(a) and (h).

(c) The course instructor shall submit to the licensing agency a course roster of names, an application form, and a nonrefundable application fee of \$20.00 for each medication aide who has completed the course and passed the state test.

(d) A replacement medication aide certificate for a medication aide whose certification is current shall be issued by the licensing agency upon the receipt and processing of a certificate replacement form and a nonrefundable fee of \$20.00. (Authorized by K.S.A. 65-1,121 and K.S.A. 75-5625; implementing K.S.A. 65-1,121 and 65-1124; effective Dec. 29, 2003.)

28-39-169c. Medication aide continuing education. (a) Each person who has a certificate of completion for a medication aide training course as specified in K.A.R. 28-39-169a and who wishes to maintain the certificate shall complete, every two years, a program of 10 hours of continuing education approved by the licensing agency.

(b) The continuing education requirement shall include one or more of the following topics:

- (1) Classes of drugs and new drugs;
- (2) new uses of drugs;
- (3) methods of administering drugs;
- (4) alternative treatments, including herbal drugs and their potential interaction with traditional drugs;
- (5) safety in the administration of drugs; or
- (6) documentation.

(c) Each program of continuing education shall be sponsored by one of the following:

- (1) A postsecondary school under the jurisdiction of the state board of regents;
- (2) an adult care home;
- (3) a long-term care unit of a hospital;
- (4) a state-operated institution for the mentally retarded; or
- (5) a professional health care association approved by the licensing agency.

(d) Each course instructor shall be a registered nurse with a current Kansas license and two years of clinical experience as a registered nurse or a licensed practical nurse. Any Kansas-licensed pharmacist actively working in the pharmacy field may be selected to conduct part of the training under the supervision of the instructor.

(e) Each person who intends to be a course instructor shall submit an instructor approval application form to the licensing agency at least three weeks before offering an initial course and shall be required to receive approval as an instructor before the first day of an initial course.

(f) Each sponsor and course instructor of continuing education shall be responsible for ensuring that the following requirements are met:

(1) The course shall be prepared and administered as prescribed by regulation and the "Kansas medication aide sponsor and instructor manual," as adopted in K.A.R. 28-39-169a.

(2) A course approval application form shall be submitted to the licensing agency at least three weeks before offering a course, and course approval shall be required to be received before beginning the course.

(3) A course roster of names, a renewal application form, and a nonrefundable renewal application fee of \$20.00 for each medication aide who has completed the course shall be submitted to the licensing agency.

(4) If clinical instruction in administering medications is included in the program, each student administering medications shall be under the direct supervision of the registered nurse instructor.

(g) Any sponsor or instructor who does not fulfill the requirements specified in subsections (d), (e), and (f) of this regulation may be subject to withdrawal of approval to serve as a course instructor or a course sponsor.

(h) College credits or vocational training may be approved by the licensing agency as substantially equivalent to medication aide continuing education. The instructor or nursing program coordinator shall submit a department-approved form attesting that the course content is substantially equivalent to the topics listed in paragraphs (b)(1) through (6) of this regulation.

(i) Each certified medication aide shall be responsible for notifying the licensing agency of any change in the aide's address or name.

(j) No correspondence course shall be approved for a medication aide continuing education course.

(k) Distance-learning educational offerings and computer-based educational offerings shall meet the requirements specified in subsections (b), (c), (d), (e), (f), and (g) of this regulation.

(l) Each medication aide certificate shall be renewed upon the department's receipt from the course instructor of the following:

- (1) Verification of the applicant's completion of 10 hours of approved continuing education;
- (2) a renewal application form; and
- (3) a nonrefundable renewal application fee of \$20.00.

(m) Each medication aide certificate or renewed certificate shall be valid for two years from the date of issue.

(n) Each applicant for renewal of certification shall have completed the required number of hours of documented and approved continuing education during each certification period immediately preceding renewal of the certificate. Approved continuing education hours completed in excess of the requirement shall not be carried over to a subsequent renewal period.

(o) Each medication aide certificate that has been expired for three or fewer years shall be reinstated upon the department's receipt of the following:

- (1) Verification of the applicant's completion of 10 hours of approved continuing education. This continuing education shall have been completed within the three-year period following expiration of the certification;
- (2) a renewal application form; and
- (3) a nonrefundable renewal application fee of \$20.00.

(p) Each lapsed certificate renewed within the three-year period specified in subsection (o) shall be valid for two years from the date of issuance.

(q) Each person whose medication aide certification has been expired for more than three years shall be required to retake the 75-hour medication aide course. (Authorized by K.S.A. 65-1,121 and K.S.A. 75-5625; implementing K.S.A. 65-1,121 and 65-1124; effective Dec. 29, 2003.)

28-39-170. (Authorized by K.S.A. 75-5625; implementing K.S.A. 65-1124; effective Feb. 28, 1994; revoked Dec. 29, 2003.)

28-39-171. (Authorized by K.S.A. 65-5109, implementing K.S.A. 65-5115; effective Feb. 28, 1994; revoked Dec. 29, 2003.)

28-39-172. (Authorized by K.S.A. 65-5109; implementing K.S.A. 65-5115; effective Feb. 28, 1994; revoked Dec. 29, 2003.)

28-39-173. (Authorized by K.S.A. 65-5109; implementing K.S.A. 65-5115; effective Feb. 28, 1994; revoked Dec. 29, 2003.)

28-39-174. (Authorized by K.S.A. 65-5109; implementing K.S.A. 65-5115; effective Feb. 28, 1994; revoked Dec. 29, 2003.)

Article 51.—HOME HEALTH AGENCY LICENSURE

28-51-100. Definitions. (a) "Administrator" means either a person who has training and experience in health services administration and at least one year of supervisory or administrative experience in health care, or a qualified health professional.

(b) "Admission note" means a dated notation that is written by a professional member of the health team after the initial assessment of a patient and that documents the relevant diagnoses; the patient's health history; environmental, safety, and social factors of the patient's home; the patient's nutritional requirements, medications, and treatments; and the patient's physical and mental levels of functioning.

(c) "Branch office" means a location or site from which a home health agency provides services within a portion of the total geographic area served by the parent agency. The branch office shall be part of the home health agency and shall be located close to share administration, supervision, and services in a manner that renders it unnecessary for the branch to independently meet the conditions of licensure as a home health agency. Each branch office shall be within 100 miles of the parent agency.

(d) "Bylaws" means a set of rules adopted by a home health agency for governing the agency's operation.

(e) "Clinical record" means a legal document containing facts that meet the following criteria:

(1) Provide a basis for planning and implementing the patient's care program;

(2) indicate the patient's status and response to treatment;

(3) serve as a record of communication for the professional groups responsible for the patient's care; and

(4) serve as a repository of data that can be used to review and evaluate the care provided.

(f) "Dietitian" means a person who is licensed by the Kansas department of health and environment as a dietitian.

(g) "Direct supervision" means that the supervisor is on the facility premises and is accessible for one-on-one consultation, instruction, and assistance, as needed.

(h) "Discharge summary report" means a concise statement, signed by a qualified health professional, reflecting the care, treatment, and response of the patient in accordance with the patient's plan of care and the final disposition at the time of discharge.

(i) "Home health aide" means an individual who has a home health aide certificate issued by the licensing agency as specified in K.A.R. 28-51-113.

(j) "Home health aide trainee I" means an individual in the process of completing part I of a 90-hour home health aide course as prescribed in K.A.R. 28-51-113.

(k) "Home health aide trainee II" means an individual who meets either of the following:

(1) The individual has completed part I of a 90-hour home health aide course or a 90-hour nurse aide course prescribed in K.A.R. 28-51-113 or K.A.R. 28-39-165.

(2) The individual's training has been endorsed as specified in K.A.R. 28-51-115.

(l) "Licensed nursing experience" means experience as a registered nurse or licensed practical nurse.

(m) "Licensing agency" means the Kansas department of health and environment.

(n) "Occupational therapist" means a person who is licensed with the Kansas state board of healing arts as an occupational therapist.

(o) "Occupational therapy assistant" means a person who is licensed with the Kansas state board of healing arts as an occupational therapy assistant.

(p) "Parent home health agency" means a home health agency that develops and maintains administrative control of subunits or branch offices, or both.

(q) "Physical therapist" means a person who is registered with the Kansas state board of healing arts as a physical therapist.

(r) "Physical therapist assistant" means a person who is certified by the Kansas state board of healing arts as a physical therapist assistant.

(s) "Physician" means a person licensed in Kansas or an adjoining state to practice medicine and surgery.

(t) "Plan of care" means a plan based on the patient's diagnosis and the assessment of the patient's immediate and long range needs and resources. The plan of care is established in consultation with the home health services team. If the plan of care includes procedures and services that, according to professional practice acts, require a physician's authorization, the plan of care shall be signed by a physician and shall be renewed every 62 days.

(u) "Progress note" means a dated, written notation by a member of the home health services team summarizing the facts about the patient's care and response during a given period of time.

(v) "Qualified health professional" means a physician, a registered nurse, a physical therapist, an occupational

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therapist, a respiratory therapist, a speech therapist, a dietitian, or a social worker.

(w) "Registered nurse" means a person who is licensed by the Kansas state board of nursing as a registered professional nurse.

(x) "Respiratory therapist" means a person who is licensed by the Kansas state board of healing arts as a respiratory therapist.

(y) "Simulated laboratory" means an enclosed area that is in a school, adult care home, or other facility and that is similar to a home setting. In a simulated laboratory, trainees practice and demonstrate basic home health aide skills while an instructor observes and evaluates the trainees.

(z) "Social worker" means a person who is licensed by the Kansas behavioral sciences regulatory board as a social worker.

(aa) "Speech therapist" means a person who is licensed by the Kansas department of health and environment as a speech-language pathologist.

(bb) "Summary report" means a concise statement, signed by a qualified health professional, that reflects the care and treatment given and the response by the patient.

(cc) "Supervision" means the authoritative procedural guidance that is given by a qualified health professional. This term shall include initial direction and periodic inspection of the act of accomplishing the function or activity. (Authorized by and implementing K.S.A. 65-5109; effective, T-86-23, July 1, 1985; amended May 1, 1987; amended Feb. 28, 1994; amended Dec. 29, 2003.)

28-51-108. Home health aide services. Each home health aide shall be supervised by a registered nurse and shall be given written instructions for patient care prepared by a qualified health professional. (Authorized by K.S.A. 65-5109; implementing K.S.A. 65-5101; effective, T-86-23, July 1, 1985; effective May 1, 1986; amended March 12, 1990; amended Feb. 28, 1994; amended Dec. 28, 2003.)

28-51-113. Home health aide training program. (a) Each home health aide candidate shall meet one of the following criteria:

(1) Successfully complete a 90-hour home health aide course that has been approved by the licensing agency; or

(2) be a Kansas-certified nurse aide in good standing on the public nurse aide registry and complete a 20-hour home health aide course approved by the licensing agency.

(b) Upon completing a home health aide course as specified in subsection (a) of this regulation, each home health aide shall be required to pass a state test as specified in K.A.R. 28-59-116.

(c) Each person who completes the requirements specified in subsections (a) and (b) of this regulation shall be issued a home health aide certificate by the licensing agency and shall be listed on the public nurse aide registry.

(d) Each home health aide trainee shall be allowed to provide home health aide services to clients of the home health agency upon meeting any of the following criteria:

(1) Each home health aide trainee in an approved 90-hour course shall complete part I of the course to dem-

onstrate competency before providing home health aide services as a home health aide trainee II. A home health aide trainee II shall be allowed to provide home health aide services to clients of the home health agency under the supervision of a registered nurse.

(2) Each home health aide trainee who completes an approved 90-hour course shall be issued a home health aide certificate by the licensing agency, upon completion of the requirements specified in subsections (a) and (b) of this regulation, within 90 days from the beginning date of the initial course in order to continue employment providing home health aide services. Home health aide trainee II status shall be for one 90-day period only.

(3) Any Kansas certified nurse aide who is eligible for employment and who is enrolled in a 20-hour home health aide course may work for a home health agency as a home health aide trainee II. The home health agency's registered nurse shall submit a department-approved form attesting that the trainee has met the minimum competencies for a home health aide trainee II.

(e) Each 90-hour home health aide course shall meet the following requirements:

(1) Each course shall be prepared and administered in accordance with the guidelines established by the licensing agency in the "Kansas certified 90-hour home health aide curriculum guidelines," dated December 1992, and the "Kansas 90-hour and 20-hour certified home health aide training instructor manual," pages i through iii and 1 through 33, dated June 1993, which are hereby adopted by reference.

(2) Each course shall consist of a combination of clinical and classroom instruction. At least 12 hours of part I and 15 hours of part II of the course curriculum shall be provided as clinical instruction.

(3) Each course shall be sponsored by one of the following:

(A) A home health agency; or

(B) a postsecondary school under the jurisdiction of the state board of regents.

(4) Clinical instruction shall be conducted in one or more of the following locations:

(A) A client's residence, if prior consent has been given;

(B) a simulated laboratory setting;

(C) a hospital that operates a home health agency;

(D) a long-term care unit of a hospital; or

(E) an adult care home.

(5) A home health agency shall not sponsor or provide clinical instruction for a 90-hour or 20-hour home health aide course if that home health agency has been subject to sanctions under any of the medicare certification regulations listed in 42 C.F.R. 484.36(a)(2)(i), as in effect on October 1, 2001, which is hereby adopted by reference.

(f) No correspondence course shall be accepted as a home health aide course.

(g) Distance-learning educational offerings and computer-based educational offerings shall meet the requirements specified in subsection (e) of this regulation.

(h) Each 20-hour home health aide course shall be administered according to the following criteria:

(1) Any person issued a nurse aide certificate by the licensing agency or enrolled in a 90-hour nurse aide

course as specified in K.A.R. 28-39-165 may enroll in a 20-hour home health aide course after being prescreened and tested for reading comprehension at an eighth-grade level.

(2) Each 20-hour course shall meet the requirements established in paragraphs (e)(3) and (e)(4) of this regulation.

(3) Each 20-hour course shall be prepared and administered in accordance with the guidelines established by the licensing agency in the "Kansas home health aide guidelines (20 hours)," effective July 1, 1985 and hereby adopted by reference, and the instructor's manual adopted by reference in paragraph (e)(1).

(i) No correspondence course shall be accepted as a 20-hour home health aide course.

(j) Distance-learning educational offerings and computer-based educational offerings shall meet the requirements specified in subsection (e) of this regulation. (Authorized by K.S.A. 65-5109; implementing K.S.A. 65-5115; effective Dec. 29, 2003.)

28-51-114. Home health aide course instructors.

(a) Each course instructor for the 90-hour and the 20-hour courses shall meet the following requirements:

(1) Each person who intends to be a course instructor shall submit a completed instructor approval application form to the licensing agency at least three weeks before offering an initial course and shall be required to receive approval as an instructor before the first day of an initial course.

(2) Each course instructor shall be a registered nurse with a minimum of two years of licensed nursing experience, including at least 1,750 hours of experience in the provision of home health care services.

(b) Each course instructor and course sponsor shall be responsible for ensuring that the following requirements are met:

(1) Each trainee in a 20-hour or 90-hour home health aide course shall be prescreened and tested for reading comprehension of the written English language at an eighth-grade reading level before enrolling in the course.

(2) A completed course approval application form shall be submitted to the licensing agency at least three weeks before offering the course. Approval of the course shall be obtained from the licensing agency at the beginning of each course whether the course is being offered initially or after a previous approval. Each change in course location, schedule, or instructor shall require approval by the licensing agency.

(3) All course objectives shall be accomplished.

(4) Health care professionals with appropriate skills and knowledge may be selected to conduct any part of the training. Each health care professional shall have at least one year of experience in the subject area in which the individual is providing training.

(5) Each person providing a portion of the training shall do so under the direct supervision of the course instructor.

(6) The provision of patient care by a home health aide trainee II shall be limited to clinical experiences that are part of the course and under the direct supervision of the course instructor.

(7) During the clinical instruction, the course instructor shall perform no other duties than the provision of direct supervision to the trainees.

(8) Each home health aide trainee in the 90-hour home health aide course shall demonstrate competency in all of the skills identified on the part I task checklist. The course instructor shall sign and date the task checklist as evidence of successful completion of part I of the course.

(9)(A) The 90-hour home health aide course shall be prepared and administered in accordance with the "Kansas certified 90-hour home health aide curriculum guidelines" and the "Kansas 90-hour and 20-hour certified home health aide training instructor manual," as adopted in K.A.R. 28-51-113.

(B) The 20-hour home health aide course shall be prepared and administered in accordance with the guidelines in the "Kansas home health aide guidelines (20 hours)" and the "Kansas 90-hour and 20-hour certified home health aide training instructor manual," as adopted in K.A.R. 28-51-113.

(c) Any course instructor or course sponsor who does not fulfill the requirements of this regulation may be subject to withdrawal of approval to serve as a course instructor or a course sponsor. (Authorized by K.S.A. 65-5109; implementing K.S.A. 65-5115; effective Dec. 29, 2003.)

28-51-115. Allied health training endorsement for home health aide.

(a) Each person who meets either of the following conditions shall be deemed to have met the requirements of K.A.R. 28-51-113(a) and shall be eligible to take the state test as specified in K.A.R. 28-51-116:

(1) The person is a registered nurse, licensed practical nurse, or licensed mental health technician who is currently licensed and whose license either has not been suspended or revoked or has expired within the previous 24 months of the date of application for endorsement.

(2) The person has received training from an accredited nursing or mental health technician training program within the 24-month period before applying for endorsement. Training shall have included a basic skills component comprised of personal hygiene, nutrition and feeding, safe transfer and ambulation techniques, normal range of motion and positioning, and supervised clinical experience in geriatrics.

(b) Each person qualified under subsection (a) of this regulation shall receive written notice from the licensing agency that the person is eligible to take the state test. Upon receiving written approval from the licensing agency, that person may be employed by a home health agency as a home health aide trainee II to provide patient care on behalf of the home health agency. Each person employed as a home health aide trainee II shall be certified as a home health aide by the licensing agency, upon successful completion of the requirements specified in K.A.R. 28-51-113(a) or subsection (a) of this regulation, within one 90-day period starting from the date of approval, in order to continue employment providing home health aide services on behalf of the home health agency. (Authorized by K.S.A. 65-5109; implementing K.S.A. 65-5115; effective Dec. 29, 2003.)

(continued)

28-51-116. State home health aide test eligibility.

(a) Each person shall have a maximum of three attempts per year from the beginning date of the course to pass the state written test after successfully completing an approved 90-hour course or 20-hour course pursuant to K.A.R. 28-51-113.

(1) If the person does not pass the state test within one year from the starting date of taking an approved 90-hour course or 20-hour course, the person shall retake the entire course to be eligible to retake the state test.

(2) If a person whose training has been endorsed as specified in K.A.R. 28-51-115 does not pass the state test on the first attempt, the person shall complete an approved 90-hour course or 20-hour course as specified in K.A.R. 28-51-113 before retaking the state test.

(3) The state test shall be comprised of 100 multiple-choice questions for persons who have successfully completed an approved 90-hour course or completed training that has been endorsed as specified in K.A.R. 28-51-115. The state test shall be comprised of 30 multiple-choice questions for persons who have successfully completed an approved 20-hour course. A score of 70 percent or higher shall constitute a passing score.

(b) Each home health aide trainee shall pay a nonrefundable application fee of \$20.00 before taking the state test. A nonrefundable test application fee shall be required each time the test is scheduled to be taken. Each person who fails to take the state test and who has made payment for the test shall submit another fee before being scheduled for another opportunity to take the test.

(c) Each course instructor shall collect the application fee for each home health aide trainee eligible to take the state test and shall submit the fees, class roster, and ap-

plication forms to the licensing agency or its designated agent.

(d) Each person who is eligible to take the state test and who has submitted the application fee and application form shall be issued written approval, which shall be proof of eligibility to sit for the test.

(e) Any reasonable test accommodation or auxiliary aid to address a disability may be requested by any person who is eligible to take the state test.

(1) A request for reasonable accommodation or auxiliary aid shall be submitted each time a candidate is scheduled to take the test.

(2) No test shall be given orally or by a sign language interpreter since reading and writing instructions or directions is an essential job task of a home health aide.

(3) Each person requesting a test accommodation shall submit an accommodation request form along with an application form to the instructor. The instructor shall forward these forms to the licensing agency or its designated agent at least three weeks before the desired test date. Each instructor shall verify the need for the accommodation by signing the accommodation request form.

(f) Each person whose second language is English shall be allowed to use a bilingual dictionary while taking the state test. Limited English proficiency shall not constitute a disability with regard to accommodations. An extended testing period of up to two additional hours may be offered to persons with limited English proficiency. (Authorized by K.S.A. 65-5109; implementing K.S.A. 65-5115; effective Dec. 29, 2003.)

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 030132

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 2000 Volumes and 2002 Supplement to the *Kansas Administrative Regulations*.

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1-2-31	Amended	V. 21, p. 767
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1-2-42a	Amended	V. 21, p. 767
1-2-48	Revoked	V. 21, p. 767
1-5-22	Amended	V. 21, p. 767
1-5-29	Amended	V. 21, p. 767
1-6-3	Amended	V. 21, p. 767
1-6-21	Amended	V. 22, p. 1968
1-6-23	Amended (T)	V. 22, p. 466
1-6-23	Amended	V. 22, p. 1230
1-6-26a	New	V. 21, p. 768
1-9-4	Amended	V. 21, p. 768
1-9-5	Amended	V. 21, p. 769
1-9-7b	Amended	V. 21, p. 2048
1-11-1	Amended	V. 21, p. 770
1-14-12a	Revoked	V. 21, p. 770

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1-45-15	Revoked	V. 22, p. 226
1-45-16	Amended (T)	V. 21, p. 1942
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4-7-513	Revoked	V. 21, p. 2022
4-7-530	Amended	V. 21, p. 2022
4-7-531	Amended	V. 21, p. 2022
4-7-532	Amended	V. 21, p. 2022
4-7-533	Amended	V. 21, p. 2022
4-7-715	Amended	V. 21, p. 2022
4-7-716	Amended	V. 21, p. 2022
4-7-717	Amended	V. 21, p. 2023
4-7-718	Amended	V. 21, p. 2023
4-7-719	Amended	V. 21, p. 2023
4-7-720	Revoked	V. 21, p. 2023
4-7-721	Revoked	V. 21, p. 2023
4-7-722	Revoked	V. 21, p. 2023
4-7-802	Revoked	V. 21, p. 2023
4-7-804	New	V. 21, p. 2023
4-7-900	Amended	V. 21, p. 2024
4-7-901	Amended	V. 21, p. 2024
4-7-902	Amended	V. 21, p. 2024
4-7-903	Amended	V. 21, p. 2024
4-7-904	Amended	V. 21, p. 2024
4-7-905	Revoked	V. 21, p. 2024

4-7-1000	Amended	V. 21, p. 2024
4-7-1001	Revoked	V. 21, p. 2025
4-8-43	New (T)	V. 22, p. 82
4-8-43	New	V. 22, p. 432
4-13-1	Amended	V. 22, p. 1194
4-13-2	Amended	V. 22, p. 1195
4-13-4a	Amended	V. 22, p. 1195
4-13-6	Amended	V. 22, p. 1196
4-13-7	Amended	V. 22, p. 1196
4-13-9	Amended (T)	V. 21, p. 1174
4-13-9	Amended	V. 21, p. 1749
4-13-20		
through		
4-13-24	Amended (T)	V. 21, p. 1174, 1175
4-13-20		
through		
4-13-24	Amended	V. 21, p. 1749, 1750
4-13-25	Amended	V. 21, p. 2043
4-13-25a		
through		
4-13-25l	New	V. 21, p. 2044-2047
4-13-26	Amended	V. 22, p. 1196
4-13-33	Amended (T)	V. 21, p. 1175
4-13-33	Amended	V. 21, p. 1750
4-14-1	Revoked	V. 21, p. 1705
4-14-2	Revoked	V. 21, p. 1705
4-14-3	Revoked	V. 21, p. 1705
4-15-1	Revoked	V. 21, p. 1705
4-15-2	Revoked	V. 21, p. 1705
4-15-3	Revoked	V. 21, p. 1705
4-15-4		
through		
4-15-14	New	V. 21, p. 1705-1708
4-16-7a	Amended	V. 22, p. 12
4-18-1	Revoked	V. 21, p. 1708
4-19-1	Amended (T)	V. 21, p. 1175
4-19-1	Amended	V. 21, p. 1750
4-20-5	Amended	V. 22, p. 1747
4-20-11	Amended	V. 22, p. 385
4-20-15	Amended	V. 22, p. 385
4-21-1	Amended	V. 22, p. 385
4-21-3	Amended	V. 22, p. 386
4-21-4	Amended	V. 22, p. 386
4-21-5	Amended	V. 22, p. 387
4-21-6	Amended	V. 22, p. 387
4-21-7	New	V. 22, p. 387
4-25-2		
through		
4-25-18	New	V. 21, p. 232-235

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-1-1	Amended	V. 22, p. 1747
5-1-4	Amended	V. 22, p. 1751
5-1-6	Amended	V. 22, p. 1752
5-1-9	Amended	V. 22, p. 1753
5-1-12	Amended	V. 22, p. 1753
5-3-1	Amended	V. 22, p. 1753
5-3-1b	New	V. 22, p. 1754
5-3-3a	New	V. 22, p. 1754
5-3-4c	Amended	V. 22, p. 1754
5-3-4d	Amended	V. 22, p. 1754
5-3-5c	Amended	V. 22, p. 1755
5-3-7	Amended	V. 22, p. 1755
5-3-16a	New	V. 22, p. 1755
5-3-19	Amended	V. 22, p. 1756
5-3-26	Amended (T)	V. 21, p. 1131
5-3-26	Amended	V. 21, p. 1704
5-5-2a	New	V. 22, p. 1756
5-5-16	Amended	V. 22, p. 1757
5-6-13a	New	V. 22, p. 1758
5-6-15	Amended	V. 22, p. 1758
5-7-1	Amended	V. 22, p. 1758
5-9-1	Amended	V. 22, p. 1759
5-9-6	Amended	V. 22, p. 1759
5-14-10	New	V. 22, p. 1759
5-14-11	New	V. 22, p. 1760
5-15-1		
through		
5-15-4	New (T)	V. 21, p. 690-692
5-15-1		
through		
5-15-4	New	V. 21, p. 1307-1309

5-16-1		
through		
5-16-7	New	V. 21, p. 1667-1669
5-21-6	New	V. 22, p. 41
5-21-7	New	V. 22, p. 42
5-22-2	Amended	V. 21, p. 2133
5-22-4	Amended	V. 21, p. 2133
5-22-4a	New	V. 21, p. 2134
5-22-5	Revoked	V. 21, p. 2134
5-22-12	New	V. 21, p. 2134
5-23-4	Amended	V. 22, p. 1933
5-23-4a	Amended	V. 22, p. 1933
5-23-4b	Amended	V. 22, p. 1934
5-23-5	Revoked	V. 22, p. 1935
5-23-6	Amended	V. 21, p. 2134
5-24-5	Amended	V. 21, p. 2135
5-24-7	Amended	V. 21, p. 2135
5-24-8	New	V. 21, p. 2135
5-24-9	New	V. 21, p. 2136
5-24-10	New	V. 21, p. 2136
5-25-1	Amended	V. 22, p. 1819
5-25-2	Amended	V. 22, p. 1819
5-25-2a	New	V. 22, p. 1819
5-25-3	Amended	V. 22, p. 1820
5-25-4	Amended	V. 22, p. 1820
5-25-5	Amended	V. 22, p. 1820
5-25-8	Amended	V. 22, p. 1821
5-25-10	Amended	V. 22, p. 1821
5-25-11	Amended	V. 22, p. 1821
5-25-12		
through		
5-25-20	New	V. 22, p. 1821-1824

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-16-1	New (T)	V. 22, p. 1226
7-16-1	New	V. 22, p. 1650
7-16-2	New (T)	V. 22, p. 1226
7-16-2	New	V. 22, p. 1650
7-23-13	Amended	V. 21, p. 1056
7-37-2	Amended	V. 21, p. 1056

AGENCY 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-7-19	New	V. 21, p. 265
9-18-1	Amended	V. 22, p. 794
9-18-2	New (T)	V. 22, p. 1260
9-18-2	New	V. 22, p. 1850
9-18-3	New (T)	V. 22, p. 1260
9-18-3	New	V. 22, p. 1850
9-19-1		
through		
9-19-11	Revoked (T)	V. 22, p. 1261
9-19-1		
through		
9-19-11	Revoked	V. 22, p. 1816
9-19-12	New (T)	V. 22, p. 1261
9-19-12	New	V. 22, p. 1816
9-22-4	Amended (T)	V. 22, p. 1261
9-22-4	Amended	V. 22, p. 1507
9-22-5	Amended (T)	V. 22, p. 1262
9-22-5	Amended	V. 22, p. 1508
9-25-2	Amended (T)	V. 22, p. 1264
9-25-3	Amended (T)	V. 22, p. 1264
9-25-5	Amended (T)	V. 22, p. 1265
9-25-5	Amended	V. 22, p. 1817
9-25-6	Amended (T)	V. 22, p. 1266
9-25-6	Amended	V. 22, p. 1818
9-25-12	Amended (T)	V. 22, p. 1267
9-25-12	Amended	V. 22, p. 1850
9-26-1	Amended (T)	V. 22, p. 1267
9-26-1	Amended	V. 22, p. 1818

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

Reg. No.	Action	Register
10-12-1	Amended	V. 21, p. 454
10-13-1	Amended	V. 21, p. 454
10-20-2a	New	V. 21, p. 454
10-21-1		
through		
10-21-6	Amended	V. 21, p. 454-456

AGENCY 11: STATE CONSERVATION COMMISSION

Reg. No.	Action	Register
11-1-6	Amended	V. 21, p. 1318
11-1-7	Amended	V. 21, p. 1318
11-1-8	Amended	V. 21, p. 1318
11-1-9		
through		
11-1-14	New	V. 21, p. 1319-1321
11-2-4		
through		
11-2-6	Revoked	V. 21, p. 1321
11-5-1		
through		
11-5-4	Revoked	V. 21, p. 1321
11-7-6	Amended	V. 21, p. 1321
11-7-7	Amended	V. 21, p. 1321
11-7-12		
through		
11-7-15	Amended	V. 21, p. 1322, 1323
11-7-16	New	V. 21, p. 1323
11-9-2	Amended	V. 21, p. 1323
11-9-5	Amended	V. 21, p. 1323
11-9-10	Amended	V. 21, p. 1323
11-10-1		
through		
11-10-6	New	V. 21, p. 1323-1324

AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Reg. No.	Action	Register
14-12-1		
through		
14-12-18	Revoked	V. 21, p. 2095
14-13-9	Amended	V. 22, p. 1929
14-13-14	New	V. 21, p. 1054
14-13-15	New	V. 21, p. 1055
14-14-6	Revoked	V. 21, p. 2095
14-14-6a	New	V. 21, p. 2095
14-15-1	New	V. 22, p. 123
14-15-2	New	V. 22, p. 123

AGENCY 17: STATE BANK COMMISSIONER (see Agency 75, this index)

Reg. No.	Action	Register
17-8-1	New	V. 22, p. 1574
17-11-18	Amended	V. 22, p. 798
17-24-1	Amended	V. 22, p. 1574
17-24-3	New	V. 21, p. 212
17-24-4	New	V. 22, p. 1816

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-24-1		
through		
22-24-18	New	V. 21, p. 147-150

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT (By Department of Agriculture)

Reg. No.	Action	Register
25-1-3		
through		
25-1-6	Revoked	V. 21, p. 235, 236
25-1-12	Revoked	V. 21, p. 236
25-1-15	Revoked	V. 21, p. 236
25-1-19		
through		
25-1-28	Revoked	V. 21, p. 236
25-2-4	Revoked	V. 21, p. 236
25-3-2		
through		
25-3-6	Revoked	V. 21, p. 236
25-3-8	Revoked	V. 21, p. 236
25-3-10		
through		
25-3-13	Revoked	V. 21, p. 236
25-3-15	Revoked	V. 21, p. 236
25-3-16	Revoked	V. 21, p. 236
25-3-17	Revoked	V. 21, p. 236
25-4-4	Revoked	V. 21, p. 236

(continued)

25-5-1 Revoked V. 21, p. 236

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-1-1	Amended	V. 21, p. 743
26-1-4	Revoked	V. 21, p. 745
26-1-5	Amended	V. 21, p. 745
26-2-3	Amended	V. 22, p. 1258
26-2-4	Amended	V. 21, p. 745
26-2-9	Amended	V. 22, p. 1259
26-3-2	Revoked	V. 21, p. 745
26-5-1	Revoked	V. 21, p. 745
26-5-6	Amended	V. 21, p. 745
26-8-1	Amended (T)	V. 21, p. 1222
26-8-1	Amended	V. 21, p. 1747
26-8-2	Amended (T)	V. 21, p. 1172
26-8-2	Amended	V. 21, p. 1747
26-8-3	Revoked (T)	V. 21, p. 1173
26-8-3	Revoked	V. 21, p. 1748
26-8-5	Amended (T)	V. 21, p. 1173
26-8-5	Amended	V. 21, p. 1748
26-8-6	Revoked (T)	V. 21, p. 1173
26-8-6	Revoked	V. 21, p. 1748
26-8-7	Amended (T)	V. 21, p. 1173
26-8-7	Amended	V. 21, p. 1748
26-8-8	Amended (T)	V. 21, p. 1173
26-8-8	Amended	V. 21, p. 1748
26-8-9	Revoked (T)	V. 21, p. 1173
26-8-9	Revoked	V. 21, p. 1748
26-8-12	Revoked (T)	V. 21, p. 1173
26-8-12	Revoked	V. 21, p. 1748
26-8-13	Revoked (T)	V. 21, p. 1173
26-8-13	Revoked	V. 21, p. 1748
26-8-14	Revoked (T)	V. 21, p. 1173
26-8-14	Revoked	V. 21, p. 1748
26-8-15	New (T)	V. 21, p. 1173
26-8-15	New	V. 21, p. 1748
26-11-1	New	V. 21, p. 1405
26-11-2	New	V. 21, p. 1405
26-11-3	New	V. 21, p. 1405

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-2	Amended (T)	V. 22, p. 2030
28-1-4	Amended (T)	V. 22, p. 2031
28-1-18	Amended (T)	V. 21, p. 1405
28-1-18	Amended	V. 21, p. 1920
28-4-269	Amended (T)	V. 21, p. 497
28-4-269	Amended	V. 21, p. 1167
28-4-331	Amended (T)	V. 21, p. 498
28-4-331	Amended	V. 21, p. 1168
28-4-351	Amended (T)	V. 21, p. 500
28-4-351	Amended	V. 21, p. 1170
28-4-576	through	
28-4-596	New (T)	V. 21, p. 597-616
28-4-576	through	
28-4-596	New	V. 21, p. 2138-2156
28-14-1	Amended	V. 21, p. 1791
28-14-2	Amended	V. 21, p. 1791
28-16-28b	through	
28-16-28e	Amended	V. 21, p. 2096-2012
28-16-28b	Amended	V. 22, p. 1760
28-16-28e	Amended	V. 22, p. 1763
28-17-6	Amended (T)	V. 22, p. 1225
28-17-6	Amended	V. 22, p. 1711
28-19-17	Amended	V. 21, p. 1892
28-19-17a	through	
28-19-17q	Revoked	V. 21, p. 1892
28-19-75	Revoked	V. 21, p. 1325
28-19-350	New	V. 21, p. 1892
28-19-564	Amended	V. 21, p. 1581
28-19-714	New	V. 21, p. 1325
28-29-3	Amended	V. 22, p. 798
28-29-18	Revoked	V. 21, p. 310
28-29-20	Amended	V. 22, p. 801
28-29-29	Amended	V. 21, p. 310
28-29-101	Revoked	V. 22, p. 802
28-29-109	Amended	V. 22, p. 802
28-29-2201	New	V. 21, p. 310

28-31-1	Amended	V. 21, p. 1511
28-31-2	Amended	V. 21, p. 1512
28-31-3	Amended	V. 21, p. 1512
28-31-4	Amended	V. 21, p. 1512
28-31-6	Amended	V. 21, p. 1517
28-31-8	Amended	V. 21, p. 1518
28-31-8b	Amended	V. 21, p. 1519
28-31-9	Amended	V. 21, p. 1519
28-31-10	Amended	V. 21, p. 1519
28-31-10a	Amended	V. 21, p. 1520
28-31-11	Revoked	V. 21, p. 1520
28-31-14	Amended	V. 21, p. 1520
28-31-15	Amended	V. 21, p. 1520
28-31-16	Amended	V. 21, p. 1520
28-36-30	Amended	V. 22, p. 1771
28-38-18	through	
28-38-23	Amended	V. 22, p. 7-9
28-38-18	Amended	V. 22, p. 1575
28-38-19	Amended	V. 22, p. 1575
28-38-28	Amended	V. 22, p. 10
28-38-29	Amended	V. 22, p. 10
28-38-30	Amended	V. 22, p. 11
28-45-2	Revoked (T)	V. 22, p. 531
28-45-2	Revoked	V. 22, p. 1304
28-45-2a	New (T)	V. 22, p. 531
28-45-2a	New	V. 22, p. 1304
28-45-3	Revoked (T)	V. 22, p. 532
28-45-3	Revoked	V. 22, p. 1305
28-45-3a	New (T)	V. 22, p. 532
28-45-3a	New	V. 22, p. 1305
28-45-4	Revoked (T)	V. 22, p. 533
28-45-4	Revoked	V. 22, p. 1306
28-45-4a	New (T)	V. 22, p. 533
28-45-4a	New	V. 22, p. 1306
28-45-5	Revoked (T)	V. 22, p. 533
28-45-5	Revoked	V. 22, p. 1306
28-45-5a	New (T)	V. 22, p. 533
28-45-5a	New	V. 22, p. 1306
28-45-6	Revoked (T)	V. 22, p. 534
28-45-6	Revoked	V. 22, p. 1306
28-45-6a	New (T)	V. 22, p. 534
28-45-6a	New	V. 22, p. 1306
28-45-7	Revoked (T)	V. 22, p. 535
28-45-7	Revoked	V. 22, p. 1308
28-45-7a	New (T)	V. 22, p. 535
28-45-7a	New	V. 22, p. 1308
28-45-8	Revoked (T)	V. 22, p. 536
28-45-8	Revoked	V. 22, p. 1309
28-45-8a	New (T)	V. 22, p. 536
28-45-8a	New	V. 22, p. 1309
28-45-9	Revoked (T)	V. 22, p. 536
28-45-9	Revoked	V. 22, p. 1309
28-45-9a	New (T)	V. 22, p. 536
28-45-9a	New	V. 22, p. 1309
28-45-10	Revoked (T)	V. 22, p. 536
28-45-10	Revoked	V. 22, p. 1309
28-45-10a	New (T)	V. 22, p. 536
28-45-10a	New	V. 22, p. 1309
28-45-11	Revoked (T)	V. 22, p. 537
28-45-11	Revoked	V. 22, p. 1310
28-45-11a	New (T)	V. 22, p. 537
28-45-11a	New	V. 22, p. 1310
28-45-12	through	
28-45-30	New (T)	V. 22, p. 537-548
28-45-12	through	
28-45-30	New	V. 22, p. 1310-1321
28-45a-1	through	
28-45a-19	New (T)	V. 22, p. 548-557
28-45a-19	through	
28-45a-19	New	V. 22, p. 1321-1331
28-55-3	Amended	V. 21, p. 311
28-55-5	Amended	V. 21, p. 311
28-72-1	through	
28-72-4	Amended	V. 21, p. 1944-1948
28-72-4a	Amended	V. 21, p. 1952
28-72-4b	Amended	V. 21, p. 1954
28-72-4c	Amended	V. 21, p. 1955
28-72-5	through	
28-72-18	Amended	V. 21, p. 1957-1971

28-72-18e Amended V. 21, p. 1973
 28-72-19 Amended V. 21, p. 1974
 28-72-21 Amended V. 21, p. 1974

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-39	Amended	V. 22, p. 1533
30-4-55	Amended	V. 22, p. 1533
30-4-90	Amended	V. 21, p. 1005
30-4-96	Revoked	V. 22, p. 249
30-4-110	Amended	V. 22, p. 1534
30-5-64	Amended	V. 22, p. 1890
30-5-81u	Amended (T)	V. 22, p. 83
30-5-81u	Amended	V. 22, p. 432
30-5-89	Amended	V. 22, p. 1355
30-5-89a	Amended	V. 22, p. 1355
30-5-94	Amended	V. 21, p. 2049
30-5-101	Revoked	V. 21, p. 1007
30-5-101a	Revoked	V. 21, p. 2049
30-5-102	Amended (T)	V. 22, p. 83
30-5-102	Amended	V. 22, p. 432
30-5-105	Amended (T)	V. 22, p. 83
30-5-105	Amended	V. 22, p. 433
30-5-107	Amended	V. 22, p. 1043
30-5-107a	Amended	V. 22, p. 1044
30-5-108a	Amended	V. 21, p. 2049
30-5-300	Amended	V. 21, p. 1007
30-5-308	Amended	V. 21, p. 2049
30-6-65	Amended	V. 22, p. 1044
30-6-86	Amended	V. 21, p. 2049
30-6-88	New	V. 21, p. 1010
30-6-94	Amended	V. 21, p. 506
30-6-103	Amended (T)	V. 22, p. 84
30-6-103	Amended	V. 22, p. 433
30-6-106	Amended	V. 22, p. 249
30-6-107	Amended	V. 21, p. 1011
30-6-108	Amended	V. 22, p. 1045
30-6-109	Amended	V. 22, p. 1045
30-6-112	Amended	V. 21, p. 1013
30-10-1a	Amended	V. 21, p. 506
30-10-2	Amended	V. 21, p. 508
30-10-6	Amended	V. 21, p. 1014
30-10-7	Amended	V. 21, p. 509
30-10-11	Amended	V. 21, p. 1015
30-10-14	Revoked	V. 22, p. 1355
30-10-15a	Amended	V. 22, p. 1355
30-10-15b	Amended	V. 21, p. 1018
30-10-17	Amended (T)	V. 22, p. 990
30-10-17	Amended	V. 22, p. 1233
30-10-18	Amended (T)	V. 22, p. 991
30-10-18	Amended	V. 22, p. 1234
30-10-19	Amended (T)	V. 22, p. 994
30-10-19	Amended	V. 22, p. 1236
30-10-21	Amended	V. 22, p. 1357
30-10-23a	Amended	V. 21, p. 2055
30-10-23b	Amended	V. 22, p. 1357
30-10-24	Amended	V. 21, p. 1025
30-10-25	Amended	V. 21, p. 1026
30-10-27	Amended	V. 21, p. 1027
30-10-29	Revoked	V. 21, p. 1028
30-12-16	through	
30-12-22	Revoked	V. 21, p. 331
30-13-17	through	
30-13-26	Revoked	V. 21, p. 331
30-14-28	Amended (T)	V. 22, p. 84
30-14-28	Amended	V. 22, p. 434
30-44-5	New	V. 22, p. 1047
30-60-1	Amended	V. 22, p. 1090
30-60-2	Amended	V. 22, p. 1090
30-60-5	Amended	V. 22, p. 1090
30-60-6	Amended	V. 22, p. 1091
30-60-7	Amended	V. 22, p. 1092
30-60-8	New	V. 22, p. 1092
30-60-10	Amended	V. 22, p. 1093
30-60-11	Amended	V. 22, p. 1093
30-60-12	Amended	V. 22, p. 1093
30-60-13	New	V. 22, p. 1094
30-60-14	New	V. 22, p. 1094
30-60-15	New	V. 22, p. 1094
30-60-16	New	V. 22, p. 1094
30-60-17	Amended	V. 22, p. 1095

30-60-18	Amended	V. 22, p. 1095
30-16-19	Amended	V. 22, p. 1096
30-60-25	Amended	V. 22, p. 1096
30-60-26	Amended	V. 22, p. 1097
30-60-27	Amended	V. 22, p. 1097
30-60-28	Amended	V. 22, p. 1097
30-60-29	New	V. 22, p. 1097
30-60-30	New	V. 22, p. 1098
30-60-40	Amended	V. 22, p. 1098
30-60-41	Amended	V. 22, p. 1098
30-60-45	Amended	V. 22, p. 1099
30-60-46	Amended	V. 22, p. 1099
30-60-47	Amended	V. 22, p. 1099
30-60-48	New	V. 22, p. 1099
30-60-49	New	V. 22, p. 1100
30-60-50	Amended	V. 22, p. 1100
30-60-51	New	V. 22, p. 1101
30-60-55	Amended	V. 22, p. 1102
30-60-56	New	V. 22, p. 1103
30-60-57	New	V. 22, p. 1103
30-60-60	Revoked	V. 22, p. 1103
30-60-61	Revoked	V. 22, p. 1103
30-60-62	Amended	V. 22, p. 1103
30-60-63	New	V. 22, p. 1104
30-60-64	New	V. 22, p. 1105
30-60-70	Amended	V. 22, p. 1108
30-60-71	Amended	V. 22, p. 1108
30-60-72	Amended	V. 22, p. 1108
30-60-73	Amended	V. 22, p. 1108
30-60-74	Amended	V. 22, p. 1109
30-60-75	Revoked	V. 22, p. 1109
30-60-76	Amended	V. 22, p. 1109
30-61-1	Amended	V. 22, p. 1109
30-61-2	Amended	V. 22, p. 1109
30-61-5	Amended	V. 22, p. 1109
30-61-6	Amended	V. 22, p. 1110
30-61-10	Amended	V. 22, p. 1110
30-61-11	New	V. 22, p. 1110
30-61-15	Amended	V. 22, p. 1110
30-61-16	Revoked	V. 22, p. 1111
30-64-20	Amended	V. 21, p. 80
30-64-22	Amended	V. 21, p. 80
30-64-23	Amended	V. 21, p. 80
30-64-24	Amended	V. 21, p. 1310
30-64-30	Amended	V. 21, p. 81
30-64-31	Amended	V. 21, p. 81
30-64-32	Amended	V. 21, p. 82
30-64-34	Revoked	V. 21, p. 82

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-40-1 through 36-40-9	New	V. 22, p. 1806, 1807

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-34	Amended	V. 21, p. 2131
40-1-43	Amended	V. 21, p. 451
40-1-46	Amended	V. 21, p. 212
40-1-47	New	V. 21, p. 588
40-1-48	Amended	V. 22, p. 1709
40-1-49	New	V. 21, p. 1703
40-2-22	Revoked	V. 21, p. 589
40-3-48	Amended	V. 22, p. 2008
40-4-1	Amended	V. 22, p. 1709
40-4-36	Amended	V. 22, p. 465
40-4-37	Amended	V. 21, p. 741
40-4-37k	Amended	V. 21, p. 1272
40-4-37q	New	V. 21, p. 1272
40-4-37s	New	V. 21, p. 743
40-4-37t	New	V. 21, p. 1272
40-4-37u	New	V. 21, p. 1370
40-5-110	Amended	V. 22, p. 1709

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-4-103	Revoked	V. 21, p. 309
44-4-104	Revoked	V. 21, p. 309
44-4-106 through 44-4-109	Revoked	V. 21, p. 309

44-5-101	Revoked	V. 21, p. 309
44-5-103	Revoked	V. 21, p. 309
44-5-107 through 44-5-110	Revoked	V. 21, p. 309
44-5-113	Revoked	V. 21, p. 309
44-5-114	Revoked	V. 21, p. 309
44-6-101	Amended	V. 21, p. 1406
44-6-106	Amended	V. 21, p. 1407
44-6-107	Amended	V. 21, p. 1407
44-6-108	Amended	V. 21, p. 1408
44-6-114c	Amended	V. 21, p. 1408
44-6-114d	New	v. 21, p. 1409
44-6-114e	New	V. 21, p. 1409
44-6-115	Revoked	V. 21, p. 1415
44-6-115a	Amended (T)	V. 22, p. 383
44-6-115a	Amended	V. 22, p. 1231
44-6-115b	New	V. 21, p. 1415
44-6-115c	New	V. 21, p. 1417
44-6-117	Revoked	V. 21, p. 1418
44-6-120	Revoked	V. 21, p. 1418
44-6-124	Revoked	V. 21, p. 1418
44-6-125	Amended	V. 21, p. 1418
44-6-126	Amended	V. 21, p. 1419
44-6-133	Revoked	V. 21, p. 1419
44-6-134	Amended	V. 21, p. 1419
44-6-136	Amended	V. 21, p. 1419
44-6-136a	Amended	V. 21, p. 1420
44-6-137	Amended	V. 21, p. 1420
44-6-138	Amended	V. 21, p. 1420
44-6-140	Amended	V. 21, p. 1421
44-6-140a	Amended	V. 21, p. 1421
44-6-141	Amended	V. 21, p. 1421
44-6-142	Revoked	V. 21, p. 1421
44-6-143	Amended	V. 21, p. 1421
44-6-146	Revoked	V. 21, p. 1422
44-7-102	Revoked	V. 21, p. 309
44-7-103	Revoked	V. 21, p. 309
44-7-105	Revoked	V. 21, p. 309
44-7-106	Revoked	V. 21, p. 309
44-7-107	Revoked	V. 21, p. 309
44-7-109	Revoked	V. 21, p. 309
44-7-112	Revoked	V. 21, p. 309
44-7-114	Revoked	V. 21, p. 309
44-7-115	Revoked	V. 21, p. 309
44-7-116	Revoked	V. 21, p. 309
44-8-110 through 44-8-114	Revoked	V. 21, p. 309
44-11-111	Amended	V. 21, p. 335
44-11-112	Revoked	V. 21, p. 336
44-11-113	Amended	V. 21, p. 336
44-11-114	Revoked	V. 21, p. 336
44-11-115	Revoked	V. 21, p. 336
44-11-119	Amended	V. 21, p. 336
44-11-120	Amended	V. 21, p. 336
44-11-121	Amended	V. 21, p. 337
44-11-122	Revoked	V. 21, p. 337
44-11-123	Amended	V. 21, p. 337
44-11-124	Revoked	V. 21, p. 337
44-11-127	Amended	V. 21, p. 337
44-11-129	Amended	V. 21, p. 338
44-11-130	Amended	V. 21, p. 338
44-11-131	Amended	V. 21, p. 339
44-11-132	Amended	V. 21, p. 339
44-11-133	Amended	V. 21, p. 339
44-11-135	Amended	V. 21, p. 339
44-12-103	Amended	V. 21, p. 117
44-12-105	Amended	V. 21, p. 117
44-12-106	Amended	V. 21, p. 117
44-12-107	Amended	V. 21, p. 117
44-12-201 through 44-12-205	Amended	V. 21, p. 118
44-12-210	Amended	V. 21, p. 118
44-12-303	Amended	V. 21, p. 118
44-12-305	Amended	V. 21, p. 118
44-12-306	Amended	V. 21, p. 119
44-12-307	Amended	V. 21, p. 119
44-12-309	Amended	V. 21, p. 119
44-12-310	Amended	V. 21, p. 119
44-12-312	Amended	V. 21, p. 119
44-12-313	Amended	V. 21, p. 119
44-12-314	Amended	V. 21, p. 119
44-12-318	Amended	V. 21, p. 120

44-12-320	Revoked	V. 21, p. 120
44-12-321	Amended	V. 21, p. 120
44-12-325	Amended	V. 21, p. 120
44-12-326	Revoked	V. 21, p. 120
44-12-327	Amended	V. 21, p. 120
44-12-328	Amended	V. 21, p. 120
44-12-401	Amended	V. 21, p. 120
44-12-501	Amended	V. 21, p. 121
44-12-503	Amended	V. 21, p. 121
44-12-504	Amended	V. 21, p. 121
44-12-505b	Amended	V. 21, p. 121
44-12-601	Amended	V. 21, p. 121
44-12-602	Amended	V. 21, p. 123
44-12-702	Amended	V. 21, p. 123
44-12-801	Amended	V. 21, p. 123
44-12-902	Amended	V. 21, p. 123
44-12-1002	Amended (T)	V. 22, p. 384
44-12-1002	Amended	V. 22, p. 1232
44-12-1306	Amended	V. 21, p. 123
44-12-1307	Amended	V. 21, p. 124
44-13-101	Amended	V. 21, p. 151
44-13-104	Revoked	V. 21, p. 151
44-13-105	Amended	V. 21, p. 151
44-13-106	Amended	V. 21, p. 151
44-13-201	Amended	V. 21, p. 152
44-13-201b	Amended (T)	V. 22, p. 384
44-13-201b	Amended	V. 22, p. 1232
44-13-202	Amended	V. 21, p. 153
44-13-302a	Revoked	V. 21, p. 153
44-13-304	Revoked	V. 21, p. 153
44-13-306	New	V. 21, p. 154
44-13-307	New	V. 21, p. 154
44-13-401	Amended	V. 21, p. 154
44-13-401a	Revoked	V. 21, p. 154
44-13-402	Amended	V. 21, p. 154
44-13-403	Amended	V. 21, p. 155
44-13-404	Amended	V. 21, p. 156
44-13-405a	Amended	V. 21, p. 157
44-13-406	Amended	V. 21, p. 158
44-13-408	Amended	V. 21, p. 158
44-13-409	Amended	V. 21, p. 158
44-13-501	Amended	V. 21, p. 158
44-13-502a	Amended	V. 21, p. 158
44-13-506 through 44-13-509	Amended	V. 21, p. 158, 159
44-13-601	Amended	V. 21, p. 159
44-13-603	Amended	V. 21, p. 159
44-13-610	Amended	V. 21, p. 159
44-13-701 through 44-13-704	Amended	V. 21, p. 159, 160
44-13-705	Revoked	V. 21, p. 161
44-13-706	Amended	V. 21, p. 161
44-13-707	Amended	V. 21, p. 161
44-14-101	Revoked	V. 21, p. 83
44-14-102	Revoked	V. 21, p. 83
44-14-201	Revoked	V. 21, p. 83
44-14-202	Revoked	V. 21, p. 83
44-14-301 through 44-14-318	Revoked	V. 21, p. 83
44-15-101	Amended	V. 21, p. 84
44-15-101a	Amended	V. 21, p. 84
44-15-102	Amended	V. 21, p. 85
44-15-201	Amended	V. 21, p. 86
44-16-102	Amended	V. 21, p. 86
44-16-103	Revoked	V. 21, p. 86
44-16-104	Revoked	V. 21, p. 86
44-16-105	Amended	V. 21, p. 86
44-16-106	Revoked	V. 21, p. 86
44-16-107	Revoked	V. 21, p. 86
44-16-108	Revoked	V. 21, p. 86

AGENCY 45: KANSAS PAROLE BOARD

Reg. No.	Action	Register
45-1-1	Revoked	V. 21, p. 1894
45-4-4 through 45-4-7	Revoked	V. 21, p. 1894
45-4-9	Revoked	V. 21, p. 1894
45-6-1	Revoked	V. 21, p. 1894
45-6-2	Revoked	V. 21, p. 1894

(continued)

45-6-3	Revoked	V. 21, p. 1894
45-6-5	Revoked	V. 21, p. 1894
45-7-1 through 45-7-5	Revoked	V. 21, p. 1894
45-9-1 through 45-9-4	Revoked	V. 21, p. 1894
45-10-1	Revoked	V. 21, p. 1894
45-11-1	Revoked	V. 21, p. 1895
45-14-1	Revoked	V. 21, p. 1895
45-16-2	Revoked	V. 21, p. 1895
45-16-3	Revoked	V. 21, p. 1895
45-16-4	Revoked	V. 21, p. 1895
45-100-1	New	V. 21, p. 1895
45-200-1	New	V. 21, p. 1895
45-200-2	New	V. 21, p. 1896
45-300-1	New	V. 21, p. 1896
45-300-2	New	V. 21, p. 1896
45-400-1 through 45-400-4	New	V. 21, p. 1896, 1897
45-500-1 through 45-500-4	New	V. 21, p. 1897, 1898
45-600-1	New	V. 21, p. 1899
45-700-1	New (T)	V. 21, p. 1328
45-700-1	New	V. 21, p. 1900
45-700-2	New (T)	V. 21, p. 1328
45-700-2	New	V. 21, p. 1900
45-800-1	New	V. 21, p. 1900
45-900-1	New	V. 21, p. 1901
45-1000-1	New	V. 21, p. 1901
45-1000-2	New	V. 21, p. 1901
45-1000-3	New	V. 21, p. 1901

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

Reg. No.	Action	Register
51-2-6	New	V. 21, p. 864
51-3-1 through 51-3-4	Amended	V. 21, p. 864-865
51-9-7	Amended	V. 22, p. 1804
51-9-12 through 51-9-14	Revoked	V. 21, p. 865
51-9-15	New	V. 21, p. 1224
51-9-16	New	V. 21, p. 1271
51-9-17	New	V. 22, p. 2031
51-10-6	Revoked	V. 21, p. 865
51-17-1	Revoked	V. 21, p. 865
51-24-1	Amended	V. 21, p. 865
51-24-3	Amended	V. 21, p. 865
51-24-4	Amended	V. 21, p. 866

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-1-104	Amended	V. 22, p. 42
60-2-101 through 60-2-106	Amended	V. 22, p. 43-47
60-2-108	Amended	V. 22, p. 47
60-3-106	Amended	V. 21, p. 840
60-3-110	Amended	V. 21, p. 1764
60-3-112	Amended	V. 21, p. 1764
60-4-103	Amended	V. 21, p. 841
60-9-105	Amended	V. 21, p. 1765
60-9-107	Amended	V. 21, p. 1765
60-11-116	Amended	V. 21, p. 316
60-11-121	Amended	V. 21, p. 1767
60-13-103	Amended	V. 21, p. 316
60-13-110	Amended	V. 21, p. 317
60-16-101	Amended	V. 21, p. 841
60-16-102	Amended	V. 22, p. 47
60-16-103	Amended	V. 21, p. 842
60-16-104	Amended	V. 21, p. 842

AGENCY 61: BOARD OF BARBERING

Reg. No.	Action	Register
61-4-2	Amended (T)	V. 22, p. 1304
61-7-1	Amended (T)	V. 22, p. 1304

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-23	New	V. 21, p. 659
63-3-22	New	V. 21, p. 659
63-3-23	New	V. 21, p. 659
63-4-1	Amended	V. 21, p. 659
63-7-1 through 63-7-8	New	V. 21, p. 660-662

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-3	Amended	V. 21, p. 183
65-5-6	Amended	V. 22, p. 1575

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-8-4	Amended	V. 21, p. 1789
66-9-5	Amended	V. 21, p. 1789
66-10-1	Amended	V. 21, p. 1789
66-10-9	Amended	V. 21, p. 1789
66-10-10b	New	V. 21, p. 1789
66-10-13	Amended	V. 21, p. 1790
66-11-1a	New	V. 21, p. 1790
66-11-1b	New	V. 21, p. 1790
66-11-5	New	V. 21, p. 1790
66-14-6	Amended	V. 21, p. 1790

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-1-1a	Amended	V. 21, p. 746
68-1-1e	Revoked	V. 21, p. 308
68-1-2a	Amended	V. 21, p. 746
68-1-3	Revoked	V. 21, p. 308
68-1-3a	Amended	V. 21, p. 746
68-2-5	Amended	V. 21, p. 308
68-2-9	Amended	V. 22, p. 118
68-2-10	Amended	V. 22, p. 118
68-2-11	Amended	V. 22, p. 118
68-2-12a	Amended	V. 22, p. 118
68-2-15	Amended	V. 22, p. 430
68-2-20	Amended	V. 22, p. 119
68-7-12	Amended	V. 22, p. 119
68-7-12a	Amended	V. 22, p. 120
68-7-12b	New	V. 22, p. 120
68-8-1	Amended	V. 22, p. 431
68-9-1	Amended	V. 21, p. 308
68-9-2	Amended	V. 22, p. 121
68-11-1	Amended	V. 22, p. 122
68-11-2	Amended	V. 22, p. 122
68-12-2	Amended	V. 22, p. 122
68-13-1	Amended	V. 22, p. 122

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-1-1	Amended	V. 22, p. 1894
74-1-2	Amended	V. 22, p. 1894
74-1-3	Amended	V. 22, p. 1894
74-1-6	Amended	V. 22, p. 1895
74-1-8	New	V. 22, p. 1895
74-2-1	Amended	V. 22, p. 1896
74-2-4	Revoked	V. 22, p. 1896
74-4-7	Amended	V. 22, p. 1896
74-4-8	Amended	V. 22, p. 1896
74-4-9	Amended	V. 22, p. 1897
74-5-101	Amended	V. 21, p. 1868
74-5-102	Amended	V. 21, p. 1868
74-5-202	Amended	V. 22, p. 1898
74-5-302	Amended	V. 21, p. 1869
74-5-401	Amended	V. 21, p. 1869
74-5-406	Amended	V. 21, p. 1869
74-7-4	New	V. 21, p. 1870
74-11-6	Amended	V. 22, p. 1898
74-11-7	Amended	V. 22, p. 1898
74-12-1	Amended	V. 22, p. 1898

AGENCY 75: STATE BANK COMMISSIONER—DIVISION OF CONSUMER AND MORTGAGE LENDING

Reg. No.	Action	Register
75-6-33	New	V. 22, p. 1815
75-6-34	New	V. 22, p. 1454

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-201	Revoked	V. 22, p. 1650
82-1-202	Amended	V. 22, p. 1650
82-1-204	Amended	V. 22, p. 1650
82-1-204a	New	V. 22, p. 1652
82-1-205	Amended	V. 22, p. 1652
82-1-206	Amended	V. 22, p. 1652
82-1-207	Amended	V. 22, p. 1652
82-1-208	Amended	V. 22, p. 1652
82-1-212	Amended	V. 22, p. 1652
82-1-214	Amended	V. 22, p. 1653
82-1-215	Amended	V. 22, p. 1653
82-1-216	Amended	V. 22, p. 1653
82-1-218	Amended	V. 22, p. 1653
82-1-219	Amended	V. 22, p. 1654
82-1-220	Amended	V. 22, p. 1655
82-1-220a	New	V. 22, p. 39
82-1-221	Amended	V. 22, p. 1655
82-1-221b	Revoked	V. 22, p. 1656
82-1-222	Amended	V. 22, p. 1656
82-1-224	Amended	V. 22, p. 1656
82-1-225	Amended	V. 22, p. 1656
82-1-226	Amended	V. 22, p. 1657
82-1-227	Amended	V. 22, p. 1657
82-1-228	Amended	V. 22, p. 1657
82-1-229	Amended	V. 22, p. 1658
82-1-230	Amended	V. 22, p. 1659
82-1-230a	New	V. 22, p. 1659
82-1-231	Amended	V. 22, p. 1660
82-1-231a	Amended	V. 22, p. 1663
82-1-231b	Amended	V. 22, p. 1664
82-1-232	Amended	V. 22, p. 1665
82-1-235	Amended	V. 22, p. 1666
82-1-237	Amended	V. 22, p. 1666
82-1-238	Amended	V. 22, p. 1666
82-1-239	Amended	V. 22, p. 1667
82-3-105	Amended (T)	V. 21, p. 1175
82-3-105	Amended	V. 21, p. 1750
82-3-113	Amended (T)	V. 21, p. 1175
82-3-113	Amended	V. 21, p. 1750
82-3-114	Amended (T)	V. 21, p. 1176
82-3-114	Amended	V. 21, p. 1751
82-3-117	Amended (T)	V. 21, p. 1176
82-3-117	Amended	V. 21, p. 1751
82-3-120	Amended (T)	V. 21, p. 1176
82-3-120	Amended	V. 21, p. 1751
82-3-311	Amended (T)	V. 21, p. 1178
82-3-311	Amended	V. 21, p. 1753
82-3-312	Amended	V. 21, p. 117
82-3-400	Amended	V. 21, p. 383
82-3-401	Amended	V. 21, p. 383
82-3-401a	Revoked	V. 21, p. 384
82-3-401b	Revoked	V. 21, p. 384
82-3-402 through 82-3-410	Amended	V. 21, p. 384-389
82-3-411	New	V. 21, p. 389
82-3-412	New	V. 21, p. 390
82-3-1000 through 82-3-1012	New (T)	V. 21, p. 1178-1188
82-3-1000 through 82-3-1012	New	V. 21, p. 1753-1763
82-4-2	Amended	V. 22, p. 86
82-4-20	Amended	V. 22, p. 86
82-4-21	Amended	V. 22, p. 87
82-4-22	Amended (T)	V. 21, p. 1329
82-4-22	Amended	V. 21, p. 1702
82-4-23	Amended	V. 22, p. 87
82-4-26	Amended	V. 22, p. 87
82-4-26a	Amended	V. 22, p. 88
82-4-27	Amended	V. 22, p. 88
82-4-27a	Amended	V. 22, p. 88
82-4-27e	Amended	V. 22, p. 89
82-4-28	Amended	V. 22, p. 89
82-4-28a	Amended	V. 22, p. 89
82-4-29	Amended	V. 22, p. 90
82-4-29a	Amended	V. 22, p. 90
82-4-30a	Amended	V. 22, p. 90
82-4-32	Amended	V. 22, p. 90
82-4-35	Amended	V. 22, p. 91

82-4-46	Amended	V. 22, p. 91
82-4-49b through 82-4-49e	Revoked	V. 22, p. 91
82-7-2 through 82-7-5	Revoked	V. 22, p. 91
82-8-1	Amended	V. 22, p. 91
82-8-2	Amended	V. 22, p. 91
82-8-3	Amended	V. 22, p. 92
82-11-1	Amended	V. 22, p. 1078
82-11-3	Amended	V. 22, p. 1079
82-11-4	Amended	V. 22, p. 1079
82-11-8	Amended	V. 22, p. 1084
82-11-10	Amended	V. 22, p. 1084
82-13-1	New	V. 22, p. 40
82-13-2	New	V. 22, p. 40

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-19	New	V. 21, p. 1814
86-3-15	Amended	V. 21, p. 1814

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-5-1 through 88-5-4	Revoked	V. 21, p. 1705
88-6-1	Revoked	V. 21, p. 1705
88-6-2	Revoked	V. 21, p. 1705
88-6-3	Revoked	V. 21, p. 1705
88-16-1a	Revoked (T)	V. 21, p. 501
88-16-1a	Revoked	V. 21, p. 1166
88-16-1b	New (T)	V. 21, p. 501
88-16-1b	New	V. 21, p. 1166
88-23-7	New	V. 22, p. 1709
88-24-1	New	V. 21, p. 1705
88-24-2	New	V. 21, p. 1705

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-146a through 91-1-146e	Revoked	V. 21, p. 178
91-1-200 through 91-1-204	Amended	V. 21, p. 1445-1453
91-1-205	Amended	V. 21, p. 1583
91-1-206	Amended	V. 21, p. 178
91-1-207	Amended	V. 21, p. 1453
91-1-212 through 91-1-214	New	V. 21, p. 1453-1456
91-1-215 through 91-1-219	New	V. 21, p. 178-180
91-10-1a*	Revoked	V. 21, p. 1705
91-10-2*	Revoked	V. 21, p. 1705
(*By Board of Regents)		
91-31-16 through 91-31-30	Revoked	V. 22, p. 124
91-31-31 through 91-31-42	New	V. 22, p. 124-128
91-32-1 through 91-32-9	Revoked	V. 21, p. 1867
91-38-1	Amended	V. 22, p. 356
91-38-2	Amended	V. 22, p. 356
91-38-3	Amended	V. 22, p. 357
91-38-5	Amended	V. 22, p. 357
91-38-6	Amended	V. 22, p. 358
91-38-7	Amended	V. 22, p. 360

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-1-1	Revoked	V. 21, p. 332
92-1-2	Revoked	V. 21, p. 332
92-1-3	Revoked	V. 21, p. 332
92-5-4	Revoked	V. 21, p. 312
92-5-5 through 92-5-10	Amended	V. 21, p. 312, 313

92-5-11	Revoked	V. 21, p. 313
92-5-12	Amended	V. 21, p. 313
92-5-13	Amended	V. 21, p. 313
92-8-20	Revoked	V. 21, p. 332
92-9-1	Amended	V. 21, p. 332
92-9-3	Amended	V. 21, p. 332
92-9-4	Amended	V. 21, p. 332
92-9-5	Amended	V. 21, p. 332
92-9-7	Revoked	V. 21, p. 332
92-11-1 through 92-11-16	Revoked	V. 21, p. 332, 333
92-12-4	Amended	V. 21, p. 586
92-12-11	Amended	V. 21, p. 586
92-12-29	Revoked	V. 21, p. 586
92-12-47	Amended	V. 21, p. 586
92-12-56	Revoked	V. 21, p. 587
92-12-58	Amended	V. 21, p. 587
92-12-67	Amended	V. 21, p. 587
92-12-68	Revoked	V. 21, p. 587
92-12-105	Amended	V. 21, p. 587
92-12-106	Amended	V. 21, p. 587
92-12a-1 through 92-12a-23	Revoked	V. 21, p. 333, 334
92-14-4 through 92-14-9	Amended	V. 21, p. 334, 335
92-15-3	Amended	V. 21, p. 335
92-15-4	Amended	V. 21, p. 335
92-15-8	Amended	V. 21, p. 335
92-17-1 through 92-17-6	Amended	V. 21, p. 313, 314
92-18-1 through 92-18-7	Revoked	V. 21, p. 1307
92-19-2	Revoked	V. 21, p. 1311
92-19-2a	New	V. 21, p. 1311
92-19-5	Revoked	V. 21, p. 1997
92-19-5a	New	V. 21, p. 1997
92-19-6	Revoked	V. 21, p. 1312
92-19-6a	New	V. 21, p. 1312
92-19-22	Revoked	V. 21, p. 1998
92-19-22a	New	V. 21, p. 1998
92-19-22b	New	V. 21, p. 1999
92-19-23	Revoked	V. 21, p. 2000
92-19-23a	New	V. 21, p. 2000
92-19-35a	New	V. 21, p. 1312
92-19-50	Revoked	V. 21, p. 2000
92-19-55	Revoked	V. 21, p. 1313
92-19-55a	New	V. 21, p. 1313
92-19-57	Amended	V. 21, p. 2000
92-19-61	Revoked	V. 21, p. 1315
92-19-61a	New	V. 21, p. 1315
92-19-81	New	V. 21, p. 2001
92-19-82	New	V. 21, p. 1316
92-19-200 through 92-19-203	New	V. 22, p. 431
92-20-11	Revoked	V. 21, p. 1318
92-22-4	Amended	V. 21, p. 450
92-22-19	Revoked	V. 21, p. 450
92-22-22	Revoked	V. 21, p. 450
92-22-23	Amended	V. 21, p. 450
92-22-24	Revoked	V. 21, p. 450
92-22-25	Amended	V. 21, p. 450
92-22-33	New	V. 21, p. 450
92-22-34	New	V. 21, p. 450
92-23-10	Amended	V. 21, p. 180
92-23-15	Amended	V. 21, p. 180
92-23-16	Amended	V. 21, p. 180
92-23-17 through 92-23-23	New	V. 21, p. 181
92-23-25	New	V. 21, p. 181
92-23-30	New	V. 21, p. 181
92-23-31	New	V. 21, p. 182
92-23-38	Amended	V. 21, p. 182
92-23-38a	Amended	V. 21, p. 182
92-23-40	Amended	V. 21, p. 182
92-24-9 through 92-24-15	Amended	V. 21, p. 314, 315
92-24-18	Amended	V. 21, p. 315

92-24-22	Amended	V. 21, p. 316
92-24-24	Amended	V. 21, p. 316
92-51-21	Amended	V. 21, p. 2092
92-51-23	Amended	V. 21, p. 2092
92-51-24	Amended	V. 21, p. 2092
92-51-27	Amended	V. 21, p. 2092
92-51-34	Revoked	V. 21, p. 2093
92-51-38	Amended	V. 21, p. 2093
92-51-39	Amended	V. 21, p. 2093
92-51-41	Amended	V. 21, p. 2093
92-51-53	Amended	V. 21, p. 2093
92-51-56	Amended	V. 21, p. 2093
92-51-57	Revoked	V. 21, p. 2094
92-51-58	Revoked	V. 21, p. 2094
92-51-60	Revoked	V. 21, p. 2094
92-51-61	Revoked	V. 21, p. 2094
92-52-2	Revoked	V. 21, p. 2094
92-52-3	Amended	V. 21, p. 2094
92-52-8	Revoked	V. 21, p. 2094
92-52-11	Revoked	V. 21, p. 2094
92-56-1 through 92-56-5	Amended	V. 21, p. 1057-1059

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-6-4	Amended	V. 22, p. 666
93-6-7	New	V. 22, p. 666

AGENCY 94: BOARD OF TAX APPEALS

Reg. No.	Action	Register
94-2-1 through 94-2-18	Amended	V. 21, p. 703-708
94-2-4	Amended (T)	V. 22, p. 1504
94-2-4	Amended	V. 22, p. 2009
94-2-19	Amended (T)	V. 22, p. 1504
94-2-19	Amended	V. 22, p. 2009
94-2-20	Amended (T)	V. 22, p. 1504
94-2-20	Amended	V. 22, p. 2010
94-2-21	New (T)	V. 22, p. 1505
94-2-21	New	V. 22, p. 2010
94-3-1	Amended	V. 21, p. 709
94-3-2	Amended	V. 21, p. 709
94-4-1	New	V. 21, p. 710
94-4-2	New	V. 21, p. 710

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended (T)	V. 21, p. 1131
100-11-1	Amended	V. 21, p. 1864
100-22-4	New	V. 22, p. 690
100-27-1	Amended	V. 21, p. 307
100-28a-1	Amended	V. 21, p. 1864
100-29-7	Amended	V. 21, p. 1864
100-29-9	Amended	V. 22, p. 1892
100-29-10	Amended	V. 22, p. 1893
100-49-1	Amended	V. 21, p. 2137
100-49-4	Amended (T)	V. 21, p. 1131
100-49-4	Amended	V. 21, p. 1864
100-49-6 through 100-49-9	New	V. 21, p. 2137
100-54-2 through 100-54-8	Amended	V. 22, p. 1926-1929
100-55-4	Amended	V. 21, p. 2138
100-55-5	Amended	V. 22, p. 690
100-55-9	Amended	V. 22, p. 690
100-69-3	Amended	V. 21, p. 1864
100-69-9	Amended	V. 21, p. 1865
100-69-10	Amended	V. 21, p. 1865
100-69-11	New	V. 21, p. 1866
100-72-1 through 100-72-7	New (T)	V. 22, p. 79-81
100-72-1 through 100-72-6	New	V. 22, p. 691, 692
100-72-7	New	V. 22, p. 1893
100-75-1	New (T)	V. 22, p. 82
100-75-1	New	V. 22, p. 693

(continued)

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-3a	Amended (T)	V. 22, p. 1267
102-1-3a	Amended	V. 22, p. 1808
102-1-3b	New (T)	V. 22, p. 1268
102-1-3b	New	V. 22, p. 1809
102-1-8	Amended	V. 22, p. 1148
102-1-15	Amended	V. 22, p. 1149
102-2-2b	New (T)	V. 22, p. 1269
102-2-2b	New	V. 22, p. 1810
102-2-2c	New (T)	V. 22, p. 1270
102-2-2c	New	V. 22, p. 1811
102-2-3	Amended	V. 21, p. 237
102-2-4a	Amended	V. 22, p. 1150
102-2-4b	Amended	V. 21, p. 238
102-2-9	Amended	V. 22, p. 1151
102-2-11	Amended	V. 22, p. 1151
102-2-12	Amended	V. 22, p. 1084
102-3-3a	Amended	V. 21, p. 1302
102-3-4a	Amended	V. 21, p. 1133
102-3-4b	New (T)	V. 22, p. 1271
102-3-4b	New	V. 22, p. 1811
102-3-6a	Revoked	V. 21, p. 1134
102-3-7a	Amended	V. 22, p. 1085
102-3-9a	Amended	V. 22, p. 1151
102-3-10a	Amended	V. 22, p. 1152
102-3-12a	Amended	V. 21, p. 1134
102-3-17	New	V. 21, p. 1137
102-4-4b	New (T)	V. 22, p. 1272
102-4-4b	New	V. 22, p. 1812
102-4-9a	Amended	V. 22, p. 1153
102-4-10a	Amended	V. 22, p. 1153
102-5-3	Amended	V. 22, p. 1087
102-5-4b	New (T)	V. 22, p. 1273
102-5-4b	New	V. 22, p. 1813
102-5-7a	Amended	V. 22, p. 1088
102-5-9	Amended	V. 22, p. 1155
102-5-10	Amended	V. 22, p. 1155
102-5-12	Amended	V. 22, p. 1156
102-5-16	New	V. 22, p. 1158
102-6-9	Amended	V. 22, p. 1159
102-6-10	Amended	V. 22, p. 1159

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-2	Amended	V. 21, p. 1055
108-1-4	Amended	V. 22, p. 360

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-5-1	Amended	V. 21, p. 1368
109-5-4	Amended	V. 22, p. 1805
109-6-3	Amended	V. 21, p. 1369
109-7-1	Amended	V. 22, p. 1805

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-8-1		
through		
110-8-6	New	V. 22, p. 2032, 2033
110-8-8		
through		
110-8-11	New	V. 22, p. 2033, 2034
110-10-1	New (T)	V. 22, p. 1815

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. The regulations listed below were published after December 31, 2000.

Reg. No.	Action	Register
111-2-1	Amended	V. 22, p. 585
111-2-4	Amended	V. 20, p. 1094
111-2-119		
through		
111-2-124	New	V. 20, p. 416-419
111-2-120	Amended	V. 20, p. 1094
111-2-124	Amended	V. 21, p. 590
111-2-125	New	V. 20, p. 573

111-2-126	New	V. 20, p. 573
111-2-127	Amended	V. 20, p. 937
111-2-128	New	V. 20, p. 1188
111-2-129	New	V. 20, p. 1343
111-2-130	New	V. 20, p. 1394
111-2-131	New	V. 20, p. 1778
111-2-132	New	V. 20, p. 1901
111-2-133	New	V. 20, p. 1901
111-2-134	New	V. 20, p. 1901
111-2-135	New	V. 21, p. 590
111-2-136	New	V. 21, p. 590
111-2-137	New	V. 21, p. 649
111-2-138	New	V. 21, p. 692
111-2-139	New	V. 21, p. 747
111-2-140	New	V. 21, p. 1521
111-2-141	New	V. 21, p. 1852
111-2-142	New	V. 21, p. 1852
111-2-143	New	V. 22, p. 585
111-2-144	New	V. 22, p. 804
111-2-144a	New	V. 22, p. 586
111-2-145	New	V. 22, p. 804
111-2-146	New	V. 22, p. 804
111-2-147	New	V. 22, p. 804
111-2-148	Amended	V. 22, p. 1704
111-2-149	New	V. 22, p. 1741
111-3-12	Amended	V. 20, p. 40
111-3-27	Amended	V. 22, p. 660
111-3-35	Amended	V. 20, p. 1189
111-4-1447	Amended	V. 22, p. 1667
111-4-1448	Amended	V. 21, p. 1521
111-4-1795		
through		
111-4-1813	New	V. 20, p. 40-47
111-4-1801	Amended	V. 20, p. 1095
111-4-1803	Amended	V. 22, p. 1667
111-4-1805a	New	V. 20, p. 1095
111-4-1814		
through		
111-4-1823	New	V. 20, p. 419-427
111-4-1818	Amended	V. 20, p. 575
111-4-1824	New	V. 20, p. 575
111-4-1825		
through		
111-4-1839	New	V. 20, p. 937-942
111-4-1828	Amended	V. 20, p. 1096
111-4-1832	Amended	V. 20, p. 1344
111-4-1840		
through		
111-4-1844	New	V. 20, p. 1096-1100
111-4-1845		
through		
111-4-1850	New	V. 20, p. 1189-1193
111-4-1849	Amended	V. 20, p. 1344
111-4-1851	New	V. 20, p. 1345
111-4-1852	New	V. 20, p. 1346
111-4-1853	New	V. 20, p. 1347
111-4-1854		
through		
111-4-1870	New	V. 20, p. 1395-1405
111-4-1864	Amended	V. 20, p. 1569
111-4-1866	Amended	V. 20, p. 1570
111-4-1867	Amended	V. 20, p. 1601
111-4-1869	Amended	V. 20, p. 1601
111-4-1871	New	V. 20, p. 1571
111-4-1872	New	V. 20, p. 1572
111-4-1873	New	V. 20, p. 1572
111-4-1874		
through		
111-4-1877	New	V. 20, p. 1779-1781
111-4-1877	Amended	V. 20, p. 1902
111-4-1878		
through		
111-4-1885	New	V. 20, p. 1902-1906
111-4-1886		
through		
111-4-1889	New	V. 21, p. 183-185
111-4-1890		
through		
111-4-1893	New	V. 21, p. 591-593
111-4-1894		
through		
111-4-1900	New	V. 21, p. 649-655
111-4-1894	Amended	V. 21, p. 1276
111-4-1901		
through		
111-4-1921	New	V. 21, p. 692-702

111-4-1910	Amended	V. 21, p. 747
111-4-1911	Amended	V. 21, p. 747
111-4-1913	Amended	V. 21, p. 748
111-4-1922	New	V. 21, p. 748
111-4-1923	New	V. 21, p. 749
111-4-1924		
through		
111-4-1932	New	V. 21, p. 1329-1337
111-4-1929	Amended	V. 21, p. 1522
111-4-1933		
through		
111-4-1938	New	V. 21, p. 1523-1526
111-4-1938	Amended	V. 21, p. 1852
111-4-1939		
through		
111-4-1945	New	V. 21, p. 1854-1857
111-4-1946		
through		
111-4-1951	New	V. 22, p. 48-52
111-4-1952		
through		
111-4-1964	New	V. 22, p. 439-448
111-4-1964	Amended	V. 22, p. 982
111-4-1965		
through		
111-4-1975	New	V. 22, p. 586-593
111-4-1970	Amended	V. 22, p. 1047
111-4-1975	Revoked	V. 22, p. 1047
111-4-1976		
through		
111-4-1986	New	V. 22, p. 660-665
111-4-1987		
through		
111-4-2009	New	V. 22, p. 804-820
111-4-2010		
through		
111-4-2014	New	V. 22, p. 854-857
111-4-2015		
through		
111-4-2027	New	V. 22, p. 983-990
111-4-2023	Amended	V. 22, p. 1048
111-4-2026	Amended	V. 22, p. 1048
111-4-2028		
through		
111-4-2033	New	V. 22, p. 1048-1053
111-4-2034		
through		
111-4-2041	New	V. 22, p. 1668-1674
111-4-2042		
through		
111-4-2048	New	V. 22, p. 1704-1707
111-4-2049		
through		
111-4-2057	New	V. 22, p. 1741-1744
111-4-2058		
through		
111-4-2064	New	V. 22, p. 1850-1853
111-4-2058	Amended	V. 22, p. 1899
111-4-2059	Amended	V. 22, p. 1899
111-4-2060	Amended	V. 22, p. 1899
111-4-2061	Amended	V. 22, p. 1900
111-4-2065		
through		
111-4-2070	New	V. 22, p. 1935-1939
111-5-22	Amended	V. 21, p. 1758
111-5-23	Amended	V. 21, p. 1858
111-5-24	Amended	V. 21, p. 1858
111-5-26	Amended	V. 21, p. 1859
111-5-27	Amended	V. 21, p. 1860
111-5-28	Amended	V. 21, p. 1860
111-5-30	Amended	V. 21, p. 1529
111-5-32	Amended	V. 21, p. 1861
111-5-33	Amended	V. 21, p. 1861
111-5-78	Amended	V. 21, p. 751
111-5-79		
through		
111-5-91	New	V. 21, p. 1278-1281
111-5-81	Amended	V. 22, p. 1853
111-5-82	Amended	V. 21, p. 1529
111-5-83	Amended	V. 21, p. 1529
111-5-92		
through		
111-5-98	New	V. 21, p. 1339-1341
111-5-94	Amended	V. 22, p. 1707
111-5-96	Amended	V. 22, p. 1707

111-5-97	Amended	V. 22, p. 1708
111-5-99		
through		
111-5-103	New	V. 22, p. 593, 594
111-5-104	New	V. 22, p. 857
111-5-105	Amended	V. 22, p. 1054
111-5-106		
through		
111-5-110	Amended	V. 22, p. 1854, 1855
111-6-5	Amended	V. 21, p. 1531
111-6-25	New	V. 22, p. 1054
111-7-119		
through		
111-7-127	Amended	V. 21, p. 594-597
111-7-123	Amended	V. 21, p. 1531
111-7-126	Amended	V. 21, p. 1532
111-7-134	Amended	V. 20, p. 429
111-7-152	Amended	V. 20, p. 49
111-7-158		
through		
111-7-162	New	V. 20, p. 577
111-7-159	Amended	V. 20, p. 1101
111-7-162	Amended	V. 20, p. 944
111-7-163		
through		
111-7-170	New	V. 20, p. 1101-1103
111-7-165	Amended	V. 20, p. 1194
111-7-171		
through		
111-7-175	New	V. 20, p. 1782, 1783
111-7-176		
through		
111-7-180	New	V. 21, p. 656, 657
111-7-181	New	V. 21, p. 1563
111-7-182		
through		
111-7-186	New	V. 21, p. 1861-1862
111-7-182	Amended	V. 22, p. 53
111-7-184	Amended	V. 22, p. 53
111-7-187	New	V. 22, p. 1855
111-8-101		
through		
111-8-126	New	V. 20, p. 1573-1579
111-9-111	New	V. 20, p. 1406
111-9-112	Amended	V. 20, p. 1579
111-9-113	Amended	V. 21, p. 186

111-9-114	New	V. 21, p. 657
111-9-115	New	V. 21, p. 702
111-9-116	New	V. 21, p. 703
111-9-117	New	V. 21, p. 1533
111-9-118	New	V. 22, p. 54
111-9-119	New	V. 22, p. 54
111-9-120	New	V. 22, p. 1054
111-9-121	New	V. 22, p. 1054

AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-3-11	Amended	V. 22, p. 1427
112-4-1	Amended	V. 22, p. 2057
112-4-1a	New	V. 22, p. 278
112-4-1b	New	V. 22, p. 279
112-6-4	Amended	V. 22, p. 85
112-8-4	Amended	V. 22, p. 1428
112-8-5	Amended	V. 22, p. 1428
112-9-44	Amended	V. 22, p. 279
112-10-2	Amended	V. 22, p. 85
112-11-20	Amended	V. 22, p. 281
112-12-10	Amended	V. 22, p. 86
112-18-9	Amended	V. 22, p. 1710
112-18-11	Amended	V. 22, p. 1710
112-18-18	Amended	V. 22, p. 1710

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-1-1	Amended	V. 22, p. 1930
115-2-1	Amended	V. 22, p. 1932
115-2-2	Amended	V. 21, p. 1558
115-2-3	Amended	V. 21, p. 1558
115-2-6	Amended	V. 21, p. 451
115-4-4	Amended	V. 21, p. 452
115-4-6	Amended	V. 22, p. 1227
115-4-11	Amended	V. 22, p. 436
115-5-1	Amended	V. 21, p. 1137
115-5-2	Amended	V. 21, p. 1138
115-5-3	Amended	V. 21, p. 1138
115-7-1	Amended	V. 21, p. 1558
115-7-2	Amended	V. 21, p. 1559
115-7-7	New	V. 21, p. 1559
115-9-4	Amended	V. 21, p. 177

115-11-1	Amended	V. 21, p. 177
115-11-2	Amended	V. 21, p. 177
115-13-3	Amended	V. 21, p. 1560
115-13-4	Amended	V. 21, p. 1560
115-16-5	New	V. 21, p. 1138
115-16-6	New	V. 21, p. 1139
115-17-6		
through		
115-17-9	Amended	V. 22, p. 437-439
115-17-11	Amended	V. 21, p. 1561
115-17-12	Amended	V. 21, p. 1562
115-17-13	Amended	V. 21, p. 1562
115-17-14	Amended	V. 21, p. 1890
115-18-7	Amended	V. 21, p. 453
115-18-8	Amended	V. 22, p. 1229
115-18-10	Amended	V. 22, p. 439
115-18-13	Amended	V. 21, p. 1562
115-18-14	Amended	V. 21, p. 1563
115-20-2	Amended	V. 21, p. 1891
115-21-1	Amended	V. 22, p. 1506
115-21-2	Amended	V. 22, p. 1507
115-30-8	Amended	V. 21, p. 1891

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 22, p. 684
117-2-1	Amended	V. 22, p. 684
117-3-1	Amended	V. 22, p. 685
117-4-1	Amended	V. 22, p. 686
117-5-2	Amended	V. 22, p. 2007
117-6-1	Amended	V. 22, p. 687
117-6-2	Amended	V. 22, p. 688
117-6-3	Amended	V. 22, p. 688
117-8-1	Amended	V. 22, p. 689

AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-5-1		
through		
118-5-10	New	V. 21, p. 1205-1208

AGENCY 126: UNMARKED BURIAL SITES PRESERVATION BOARD

Reg. No.	Action	Register
126-1-1	New	V. 21, p. 1792
126-1-2	New	V. 21, p. 1792