



# Kansas Register

Ron Thornburgh, Secretary of State

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### Workforce Partnership

#### Request for Proposals

The Chief Elected Officials Board and Workforce Partnership of Local Workforce Area III, in cooperation with the local area office of the Kansas Department of Commerce, are issuing a request for proposals to provide targeted services for older jobseekers. The partners are seeking a provider to carry out these services throughout Local Workforce Investment Area III, comprised of Johnson, Leavenworth and Wyandotte counties in Kansas.

To request a bid package including all specifications, contact Brenda Wilson at (913) 281-9352 or e-mail at breandaw@workforcepartnership.com, or write to 707 Minnesota Ave., Suite M-4, Kansas City, KS 66101. All proposals must be received at the address above by 3 p.m. January 4. The partners welcome all interested organizations to bid.

Scott Anglemyer  
Executive Director

Doc. No. 032699

### State of Kansas

### Legislature

#### Interim Committee Schedule

The following committee meetings have been scheduled during the period of January 4-6. 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
Jan. 4	313-S	9:00 a.m.	Legislative Post Audit	Report on school finance.
Jan. 4	313-S	9:00 a.m.	2010 Commission	Note: This is a joint meeting with Legislative Post Audit.
Jan. 5	514-S	9:00 a.m.	Select Joint Committee on	Agenda not available.
Jan. 6	514-S	9:00 a.m.	Energy	

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 032703

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**State of Kansas**  
**Pooled Money Investment Board**  
**Notice of Investment Rates**

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

**Effective 12-19-05 through 12-25-05**

<b>Term</b>	<b>Rate</b>
1-89 days	4.25%
3 months	3.92%
6 months	4.27%
1 year	4.36%
18 months	4.35%
2 years	4.35%

Derl S. Treff  
 Director of Investments

Doc. No. 032695

**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) 296-2376:

01/03/2006	09034	Street Sweeper
01/03/2006	09043	Agricultural Services (Crop Production at Perry Wildlife Area)
01/09/2006	09018	Janitorial Services
01/17/2006	08926	Student Loan Billing Services
01/17/2006	08941	Children with Special Health Care Needs Information System
01/18/2006	09021	News Clipping and Analysis Service
01/23/2006	09015	IBM Mainframe Computer
01/24/2006	09030	Information Technology Services

The above-referenced bid documents may 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>

Contractors wishing to bid on the projects listed below must be prequalified. For more information about the prequalification process or to obtain the following bid documents, call (785) 296-8899:

01/26/2006	A-010151	Floor Covering Replacement — Wichita State University
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The above-referenced bid documents may be downloaded at the following Web site (please monitor this Web site on a regular basis for any changes):

<http://da.state.ks.us/fp>

Chris Howe  
 Director of Purchases

Doc. No. 032710

**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. Prestige Cabinets, Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to construct a wood kitchen cabinet door manufacturing facility. Emissions of volatile organic compounds (VOCs), particulate matter (PM), particulate matter with an aerodynamic diameter less than or equal to 10 micrometers (PM 10) and hazardous air pollutants (HAPs) were evaluated during the permit review process.

Prestige Cabinets, Inc., Columbus, owns and operates the stationary source located at 501 South East Ave., Columbus.

A public comment period has been established until January 23 to allow citizens the opportunity to express any concerns or comments they may have about this permitting action. A public hearing is tentatively scheduled by KDHE at 7 p.m. January 24 at the Community Building, 300 E. Maple, Columbus, to receive comments on the proposed issuance of the draft air quality construction permit. All comments should be submitted in writing to Rasha S. Allen, KDHE, Bureau of Air and Radiation, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. Comments also may be submitted at the public hearing.

Requests to speak at the public hearing should be sent to Christy Thurman at the address above or by fax to (785) 291-3953, and must be received by noon January 23. If no requests to speak at the public hearing are received by this date and time, the public hearing will be cancelled. For more information concerning the hearing, call the Bureau of Air and Radiation's Permitting Unit at (785) 296-1570.

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, Rasha S. Allen, (785) 296-1693, at the KDHE central office; and to review the proposed permit only, contact Doug Cole, (620) 431-2390, at the KDHE Southeast District Office. The standard departmental cost will be assessed for any copies requested.

Roderick L. Bremby  
 Secretary of Health and Environment

Doc. No. 032704

## State of Kansas

## Department of Transportation

## Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Topeka Capitol Plaza Hotel, until 2 p.m., January 18, and then publicly opened:

**District One — Northeast**

**District**—106 KA-0421-01 — Various locations in District One, 21.4 miles, milling. (State Funds)

**Douglas**—10-23 K-9522-01 — K-10 interchanges at county routes 1374, 209 and 2101, lighting. (State Funds)

**Douglas**—23 U-1956-01 — Kasold Drive over the Kansas Turnpike Authority in Lawrence, 0.2 mile, bridge construction. (Federal Funds)

**Jefferson-Leavenworth**—106 KA-0316-01 — K-4 from the junction of K-4 north to the junction of U.S. 159; U.S. 59, 7.6 miles north of the junction of U.S. 24 north to the junction of K-4; U.S. 159 from the junction of K-59 west and north to the Jefferson-Atchison county line; K-192 form the Jefferson-Leavenworth county line east to U.S. 73, 32 miles, overlay. (State Funds)

**Leavenworth**—52 U-1656-01 — 6th Street over 3 Mile Creek in Leavenworth, grading, bridge and surfacing. (Federal Funds)

**Pottawatomie**—63-75 K-7438-01 — K-63 Little Noxie Creek bridge, 12 miles north of U.S. 24, bridge replacement. (Federal Funds)

**Pottawatomie**—75 C-4192-01 — County road 0.5 mile south and 1.5 miles east of Flush, 0.1 mile, bridge superstructure. (Federal Funds)

**Riley**—81 C-4193-01 — County road 0.3 mile north and 1.3 miles west of Randolph, 0.4 mile, bridge superstructure. (Federal Funds)

**Wyandotte**—435-105 KA-0170-01 — Interstate 435 bridges over Swartz Road, bridge overlay. (State Funds)

**Wyandotte**—435-105 KA-0171-01 — Interstate 435 bridges over Leavenworth Road, bridge overlay. (State Funds)

**District Two — Northcentral**

**District**—106 KA-0425-01 — Various locations in District 2, 33.8 miles, milling. (State Funds)

**Ellsworth**—156-27 K-6802-01 — Main Street in Holyrood northeast to the junction of K-140, 15.1 miles, grading, bridge and surfacing. (Federal Funds)

**Geary**—31 C-4042-01 — County road 9 miles south and 9 miles east of Junction City, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

**Ottawa**—72 C-3869-01 — County road 2.5 miles south of Bennington, 0.1 mile, grading, bridge and surfacing. (Federal Funds)

**Marion**—77-57 K-7417-02 — Intersection of U.S. 50/ U.S. 77 and 120th Street at Florence, 0.3 mile, grading and surfacing. (Federal Funds)

**McPherson**—56-59 K-9193-01 — West of Cherry Street to Hartup Street on U.S. 56/U.S. 81B in McPherson, 0.2 mile, grading and surfacing. (State Funds)

**District Three — Northwest**

**District**—106 KA-0420-01 — Various locations in District Three, 44.5 miles, milling. (State Funds)

**Gove**—32 C-3880-01 — County road 15 miles south and 6.3 miles east of Gove, 0.1 mile, grading and bridge. (Federal Funds)

**Logan-Thomas**—106 KA-0261-01 — K-25 from the east junction of U.S. 40 north to the Logan-Thomas county line; U.S. 24, 3.9 miles east of the junction of I-70 east to Colby; K-25 from the Logan-Thomas county line north to 0.3 mile north of Colby; K-25, 0.3 mile north of the north city limits of Colby north to the Thomas-Rawlins county line, 33.6 miles, overlay. (State Funds)

**Rawlins**—117-77 KA-0256-01 — K-117 from the junction of U.S. 36 north to the Kansas-Nebraska state line, 12 miles, overlay. (State Funds)

**Sheridan**—90 C-4000-01 — County road 0.5 mile south and 9.6 miles east of Hoxie, 0.2 mile, grading and bridge. (Federal Funds)

**District Four — Southeast**

**District**—106 KA-0426-01 - Various locations in District 4, 87.5 miles, milling. (State Funds)

**District Five — Southcentral**

**Barber-Kingman**—42-106 KA-0285-01 — K-42 from the Pratt-Barber county line east to the Barber-Kingman county line; K-42 from the Barber-Kingman county line east to the junction of K-14, 28.6 miles, overlay. (State Funds)

**Butler**—8 U-1936-01 — 13th Street over Interstate 35 (KTA) and the intersection of 13th Street and Main in Andover, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

**District**—106 KA-0418-01 — Various locations in District Five, 142.6 miles, milling. (State Funds)

**Kiowa**—54-49 KA-0273-01 — U.S. 54 from the east city limits of Greensburg east to the Kiowa-Pratt county line, 14.7 miles, overlay. (State Funds)

**Pawnee**—73 KA-0287-01 — K-156 from the Hodge-man-Pawnee county line east to the west city limits of Larned, U.S. 183 from the junction of K-156 north to the Pawnee-Rush county line; K-264 from the State Hospital north to the junction of K-156, 37.4 miles, overlay. (State Funds)

**Rush**—4-83 K-7424-01 — K-4 Big Timber Creek bridge, 4.1 miles southeast of the Ness-Rush county line, bridge replacement. (Federal Funds)

**Sedgwick**—135-87 KA-0417-01 — I-135 from Pawnee Street north 2.1 miles, pavement patching. (State Funds)

**District Six — Southwest**

**Clark**—13 C-3862-01 — County road 1 mile north and 8 miles east of Minneola, 0.3 mile, grading and bridge. (Federal Funds)

**Finney**—28 KA-0409-01 — Various locations in District Six, 140.9 miles, milling. (State Funds)

**Grant**—25-34 K-9197-01 - K-25 from Oklahoma Terrace to Central Avenue in Ulysses, 0.3 mile, grading and surfacing. (State Funds)

**Gray**—35 C-4185-01 — County road from Ingalls north 4 miles, surfacing. (State Funds)

**Haskell**—56-41 M-1957-01 — U.S. 56, KDOT mixing strip 1 mile west of Santana, stockpile bituminous material. (State Funds)

**Haskell**—83-41 KA-0236-01 — U.S. 83 from the Seward-Haskell county line north to 1,000 feet south of the junction of U.S. 56, 5.8 miles, seal. (State Funds)

**Haskell**—83-41 KA-0237-01 — U.S. 83 from the north junction of U.S. 160 north to the Haskell-Finney county line, 12 miles, overlay. (State Funds)

**Haskell-Seward-Stevens**—56-106 KA-0245-01 — U.S. 56 from the Seward-Haskell county line northeast to the junction of U.S. 83; U.S. 56 from the Stevens-Seward county line northeast to the Seward-Haskell county line; U.S. 56 from the west city limits of Hugoton east and northeast to the Stevens-Seward county line, 29.9 miles, overlay. (State Funds)

**Meade**—60 C-4059-01 — County road from 8 miles north of Plains north 4 miles, surfacing. (Federal Funds)

**Meade**—54-60 K-7410-01 — U.S. 54 from the two-lane/four-lane east to Spring Lake Street in Meade, 0.7 mile, pavement reconstruction. (Federal Funds)

**Meade**—54-60 K-7411-01 — U.S. 54, State Street in Meade east to the two-lane four-lane, 1.3 miles, grading, bridge and surfacing. (Federal Funds)

**Meade-Seward**—54-106 KA-0243-01 — U.S. 54 from the Seward-Meade county line east to the south city limits of Plains; U.S. 54, Cimarron River bridge east to the Seward-Meade county line, 11.9 miles, overlay. (State Funds)

**Morton**—56-65 KA-0233-01 — U.S. 56 from the Oklahoma-Kansas state line northeast 14 miles, seal. (State Funds)

**Scott**—83-86 KA-0238-01 — U.S. 83 from the railroad tracks in Scott City north to the Scott-Logan county line, 15.8 miles, seal. (State Funds)

**Scott**—96-86 KA-0239-01 — K-96 from the junction of U.S. 83 east to the Scott-Lane county line, 11.8 miles, seal. (State Funds)

**Stevens**—56-95 M-1956-01 — U.S. 56, KDOT mixing strip, 0.5 mile south of the north junction of K-25, stockpile bituminous material. (State Funds)

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

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid.

This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of affidavit will be provided by the state to each prospective bidder. Failure to submit the

sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

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

Deb Miller  
Secretary of Transportation

Doc. No. 032709

**State of Kansas**

**Department of Health  
and Environment**

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

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 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, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

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

**Public Notice No. KS-AG-05-313**

**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Greeley I Dairy Kreg Welch P.O. Box 1173 Syracuse, KS 67878	NE/4 of Section 10, T16S, R41W, Greeley County	Smoky Hill River Basin

Kansas Permit No. A-SHGL-D002      Federal Permit No. KS0098434

This is a permit for the construction and operation of a new dairy facility for 2,420 head (3,388 animal units) of dairy cattle. It is planned to build the project in two stages. The first stage will be for 1,450 head of dairy cattle.

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

*(continued)*

tention of Livestock Waste Management Section for agricultural-related draft documents 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 documents or application notices received on or before January 21 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-05-313) and name of the applicant/permittee when preparing comments.

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

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdhe.state.ks.us/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 032700

## State of Kansas

### Department of Health and Environment

#### Request for Comments

The Kansas Department of Health and Environment and the U.S. Environmental Protection Agency Region VII have received a Resource Conservation and Recovery Act (RCRA) hazardous waste Part A and Part B permit renewal applications from Safety-Kleen Systems Inc., the operator, and David R. Ruffin, the owner, of the facility located at 600 E. Trail, Dodge City. The KDHE and EPA are providing notice of their intent to renew a joint hazardous waste storage permit to the operator and owner of the facility.

The facility obtained the initial hazardous waste storage permit in January 1993 and was assigned the EPA identification number KSD980686844.

In October 1985, the state of Kansas received final authorization from the EPA to implement its own hazardous waste management program in lieu of the federal program except for the portions covered by the Hazardous and Solid Waste Amendments (HSWA) of 1984. The KDHE portion of the permit (Part I) will be issued under the authority of K.S.A. 65-3430 et seq. and K.A.R. 28-31-9, and the EPA portion of the permit (Part II) will be issued under the authority of Sections 3001(g), 3001(h),

3002 (b), 3004(d), 3004 (u) and (v), 3005 and 6001 of the RCRA.

Part I of the permit will allow the owner/operator to store hazardous waste in containers and tanks destined for off-site management. The facility will store a total of 12,429 gallons of hazardous waste in three separate storage areas. The materials stored at the facility will include ignitable, corrosive, reactive, toxic, and listed liquid or solid hazardous wastes. All three storage areas comply with 40 CFR Part 264 Subpart I, Subpart J, Subpart BB, Subpart CC and Part 270 requirements for container and tank storage areas. Emergency equipment is available at the facility and appropriate warning signs are posted on the perimeter fences. The EPA portion (Part II) of the joint permit will address the requirements of HSWA.

A copy of the administrative record, which includes the draft permit, the permit application and all information pertaining to this permit action, is available for public review December 27-February 20 during normal business hours, Monday through Friday, at the following locations:

Kansas Department of Health and Environment  
Hazardous Waste Permits Section  
1000 S.W. Jackson, Suite 320  
Topeka, 66612  
Contact: Mostafa Kamal  
(785) 296-1609

U.S. Environmental Protection Agency  
Region VII - RCAP Branch  
901 N. 5th St.  
Kansas City, KS 66101  
Contact: Shane Reed  
(913) 551-7988

Dodge City Public Library  
1001 Second Ave.  
Dodge City, 67801  
Contact: Mary Tuytschaevers  
(620) 225-0248

Anyone wishing to comment on the draft permit should submit written comments postmarked not later than February 20 to Mostafa Kamal (KDHE) or Shane Reed (EPA) at the above addresses.

A public hearing has not been scheduled; however, if written requests are received that indicate a significant degree of public interest in the draft permit, a public hearing will be scheduled. After consideration of all comments received, the secretary of KDHE and the EPA director of the Air, RCRA, and Toxic Division (ARTD) will make a final permit decision. Notice will be given to the applicant, to all persons who submitted written comments, to those who commented at the public hearing, and to those who requested notice of the final permit decision. If none of the comments received during the public comment period result in revision(s) to the draft permit, the permit will become effective immediately upon its issuance. If comments received during the public comment period result in revisions, the permit will become effective 30 days after service of notice of the final decision or at a later date, if a review is requested under 40 CFR 124.19.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 032705

## State of Kansas

## University of Kansas

## Notice to Bidders

Sealed bids for the item listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 864-3416 or fax (785) 864-3454 for additional information:

**Friday, January 6, 2006**  
RFQ 44834

Dorm Beds and Accessories

Barry Swanson  
Director, Business Services  
and Purchasing

Doc. No. 032706

## State of Kansas

## Kansas State University

## Notice to Bidders

Sealed bids for the item listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (785) 532-6214 or fax (785) 532-5577 for additional information:

**Monday, January 9, 2006**  
#6077

Gas Chromatograph/Mass Spectrometer System

**Tuesday, January 10, 2006**  
#6078

Liquid Chromatography/Mass Spectrometry/  
Mass Spectrometry System

Carla K. Bishop  
Director of Purchasing

Doc. No. 032707

## State of Kansas

Department of Health  
and EnvironmentNotice of Hearing on Proposed  
Administrative Regulations

The Kansas Department of Health and Environment, Division of Environment, Bureau of Environmental Remediation, will conduct a public hearing at 1 p.m. Monday, February 27, in Conference Room 530, Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider the adoption of proposed regulations K.A.R. 28-73-1 through 28-73-7, regarding the new Environmental Use Controls (EUC) Program.

A summary of the proposed regulations, their environmental benefit, and the estimated economic impact follows:

**K.A.R. 28-73-1 through K.A.R. 28-73-7.** K.S.A. 65-1,221 et seq. establishes the Environmental Use Control Act. The proposed regulations are required by K.S.A. 65-1,232 and are created to implement this Act and to establish procedures for property owners to voluntarily establish

restrictions on the future use of their land in order to mitigate risk of exposure to environmental contamination.

**K.A.R. 28-73-1. Definitions.** The proposed regulation provides definitions for key terms within the set of regulations K.A.R. 28-73-1 through K.A.R. 28-73-7.

**K.A.R. 28-73-2. Application.** The proposed regulation describes the procedure taken if an application is determined to be incomplete. The regulation also discusses the process used if the application is submitted by an entity that is not the landowner or if the owner of the property is a local, state or federal governmental entity.

**K.A.R. 28-73-3. Environmental use control agreements.** The proposed regulation describes the contents of an Environmental Use Control Agreement and provides a procedure for applicants and the department to enter into such an agreement. The regulation also describes the requirements for filing the agreement with the register of deeds and fulfilling the funding requirements.

**K.A.R. 28-73-4. Long-term care agreements for category 3 property.** The proposed regulation describes when a long-term care agreement is required and the purpose of the long-term care agreement. The regulation also describes the funding requirement to reimburse the department for costs incurred and describes the type of information concerning financial assurance that will be included in the long-term care agreement, if required.

**K.A.R. 28-73-5. Financial assurance.** The proposed regulation describes the process used by the applicant and department for determining the amount and method of financial assurance to be utilized at the property. The regulation also describes the process used to update or revise the financial assurance amount or method and states conditions that must be met by applicants required to maintain financial assurance.

**K.A.R. 28-73-6. Duration of environmental use controls.** The proposed regulation discusses the standard duration of environmental use controls and describes the method to establish an alternative duration or to terminate an existing environmental use control.

**K.A.R. 28-73-7. Restrictions, prohibitions, and zoning requirements.** The proposed regulation describes the method of applying local, state or federal restrictions, prohibitions or zoning requirements in lieu of, or in addition to, environmental use controls. The regulation also describes the conditions that must be met in order to apply these restrictions, prohibitions or zoning requirements.

The Environmental Use Control Program will provide environmental benefit to the state of Kansas by assisting existing state programs to address environmental contamination in a cost-effective manner that is protective of human health and the environment while encouraging the redevelopment of impacted properties across the state. There are many impacted properties across Kansas where remediation to unrestricted use or "residential" standards is impractical due to the magnitude of contaminated soils present and/or associated costs. The risk from impacted properties can be dramatically decreased or removed through the voluntary use of engineering controls and appropriate land use restrictions to prevent/limit exposure to residual contamination. The proposed regulations set forth the means of implementing these voluntary

(continued)

restrictions and assure funding is available to properly implement, track and secure the continued protectiveness of the Act.

KDHE does not anticipate a negative economic impact on other governmental agencies. Local governmental agencies may see a positive economic impact since remediation on properties slated for future industrial or commercial use may be streamlined and less costly through implementation of the EUC Act and these regulations. This would potentially encourage economic redevelopment and could result in an increased tax base for local communities.

KDHE does not anticipate a negative economic impact on private citizens or businesses. Private citizens or businesses may see a positive economic impact. Entities that are affected by, or are subject to, the Act and these regulations have voluntarily elected to participate in the program. Affected entities have a pre-existing responsibility to investigate and/or remediate contaminated properties. For eligible parties, the Act and regulations would provide a beneficial economic impact by allowing property owners to voluntarily restrict the future use of the property, which would allow adoption of cleanup standards protective of human health and the environment for the actual future use of the property, rather than meeting more stringent cleanup standards for unrestricted use. The use of environmental use controls is a cost effective way of managing risk for many contaminated properties across the state of Kansas.

The time period between publication of this notice and the hearing date serves as the required public comment period of at least 60 days for the purpose of receiving written public comments on the proposed new regulations. Interested parties may submit written comments at any time during the public comment period to Christine Jump, KDHE, Bureau of Environmental Remediation, 1000 S.W. Jackson, Suite 410, Topeka, 66612-1367. Written comments also can be sent by e-mail to [cjump@kdhe.state.ks.us](mailto:cjump@kdhe.state.ks.us). All interested parties intending to provide oral comments at the hearing will be given a reasonable opportunity to present their view of the proposed new regulations. In order to give each individual or entity an opportunity to present their view, it may be necessary for the hearing officer to request that each presenter limit their presentation to an appropriate time frame.

Complete copies of the proposed regulations and corresponding regulatory impact statement may be obtained on the Bureau of Environmental Remediation's Web site at [www.kdheks.gov](http://www.kdheks.gov) or by contacting the Bureau of Environmental Remediation at the address above, (785) 296-1935.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and regulatory impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Christine Jump at (785) 296-1935 or fax at (785) 296-7030.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 032696

## State of Kansas

### Social and Rehabilitation Services

#### Request for Comments

The Department of Social and Rehabilitation Services, Division of Health Care Policy-Mental Health (HCP-MH), as the state Mental Health Authority, annually receives \$303,000 in federal funds from the Center for Mental Health Services to provide Projects for Assistance in Transition from Homelessness (PATH). HCP-MH matches these funds with state general funds in the amount of \$152,035. MH announces that its intended use of the grant is to effectively outreach, engage and serve those individuals who are seriously mentally ill and homeless (or at imminent risk of homelessness).

Direct written comments or questions regarding the intended use of PATH funds to Christy McMurphy, Health Care Policy-Mental Health, 10th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612-1570.

Gary J. Daniels  
Secretary of Social and  
Rehabilitation Services

Doc. No. 032697

## State of Kansas

### State Employees Health Care Commission

#### Permanent Administrative Regulations

#### Article 1.—ELIGIBILITY REQUIREMENTS

##### **108-1-1. Eligibility.** (a) General definitions.

(1) "Commission" means the Kansas state employees health care commission.

(2) "Health care benefits program" means the state of Kansas health care benefits program established by the commission.

(b) Active participants. Subject to the provisions of subsection (c), the classes of persons eligible to participate as active participants in the health care benefits program shall be the following classes of persons:

(1) Any elected official of the state;

(2) any other officer or employee of a state agency who meets both of the following conditions:

(A) Is working in one or more positions that together require at least 1,000 hours of work per year; and

(B) is in a position that is not temporary. An employee who works under employment customs at any regents institution requiring less than a full calendar year of service shall not be considered temporary;

(3) any person engaged in a postgraduate residency training program in medicine at the university of Kansas medical center or in a postgraduate residency or internship training program in veterinary medicine at Kansas state university, but not including student employees of a state institution of higher learning;

(4) any person elected to a board position that requires less than 1,000 hours of work per year;

(5) any person serving with the foster grandparent program;

(6) any person participating under a reduced service agreement outlined in K.S.A. 76-746, and amendments thereto; and

(7) any other class of individuals approved by the Kansas state employees health care commission, within the limitations set out in K.S.A. 75-6501, *et seq.*, and amendments thereto.

(c) Waiting period.

(1) Each person who is within a class listed in paragraph (b)(1), (b)(2), (b)(3), (b)(4), or (b)(5) shall become eligible for group health insurance coverage following completion of a 60-day waiting period beginning with the first day of work for the state of Kansas. Each person shall have 31 days after becoming eligible to elect health insurance coverage.

(2) The waiting period established in paragraph (c)(1) shall not apply if all of the following conditions are met:

(A) The person is returning to work for the state of Kansas.

(B) Immediately before leaving the prior position, the person was enrolled in group health insurance in the prior position.

(C) The break in service between the prior position and the new position meets either of the following conditions:

(i) Is 30 calendar days or less; or

(ii) is 365 days or less, if the person was laid off, as defined in K.S.A. 75-2948, and amendments thereto.

(3) The waiting period established in paragraph (c)(1) may be waived if the agency head or designee meets the following requirements:

(A) The agency head or designee shall provide both of the following certifications to the commission, or its designee, in writing:

(i) A potential new employee is not entitled to continuation of health benefits available from prior insurance coverage.

(ii) The waiting period poses, or will pose, an obstacle to recruitment.

(B) The agency head or designee shall submit the request for a waiver before the employee's acceptance of the position.

(4) The waiting period described in paragraph (c)(1) may be waived by the commission if the commission determines that failure to grant a waiver would create a manifest injustice or an undue hardship on the employee.

(d) Classes of direct bill participants. Subject to the provisions of subsection (e), the classes of persons eligible to participate as members of the health care benefits program on a direct bill basis shall be those classes of persons listed below:

(1) Any former elected state official;

(2) any retired state officer or employee who is receiving retirement benefits under K.S.A. 74-4925, and amendments thereto, or retirement benefits administered by the Kansas public employees retirement system;

(3) any totally disabled former state officer or employee who is receiving disability benefits administered by the Kansas public employees retirement system;

(4) any surviving spouse or dependent of a qualifying participant in the health care benefits program;

(5) any person who is in a class listed in paragraph (b)(1), (b)(2), (b)(3), (b)(4), or (b)(5) and who is lawfully on leave without pay;

(6) any blind person licensed to operate a vending facility as defined in K.S.A. 75-3338, and amendments thereto;

(7) any former "state officer," as that term is defined in K.S.A. 74-4911f or K.S.A. 74-4911h, and amendments thereto, who meets all of the following conditions:

(A) Elected not to be a member of the Kansas public employees retirement system as provided in K.S.A. 74-4911f or K.S.A. 74-4911h, and amendments thereto;

(B) entered into an employee participation agreement for deferred compensation as provided in K.S.A. 75-5524, and amendments thereto; and

(C) received an employer contribution toward the deferred compensation plan, as provided in K.S.A. 74-4911f or K.S.A. 74-4911, and amendments thereto, for a minimum of 32 calendar quarters of service; and

(8) any former state officer or employee who separated from state service when eligible to receive a retirement benefit but, in lieu of that, withdrew that individual's employee contributions from the retirement system.

(e) Conditions for direct bill participation. Each person who is within a class listed in paragraph (d)(1), (d)(2), (d)(3), (d)(4), (d)(5), (d)(7), or (d)(8) shall be eligible to participate on a direct bill basis only if the conditions of both paragraphs (e)(1) and (e)(2) are met:

(1) The person was covered by the health care benefit program on one of the following bases:

(A) The person was covered by the state health benefits plan as an active participant under subsection (b), as a COBRA participant under subsection (f), or as a spouse under paragraph (g)(1) immediately before the date that person ceased to be eligible for that type of coverage or the date the individual became newly eligible for a class listed in subsection (d).

(B) The person is the surviving spouse or eligible dependent child of a person who was enrolled as a plan participant under subsection (b) or (d), and the surviving spouse or eligible dependent child was covered under the state health benefits plan immediately before the date of death of the plan participant.

(2) The person files a statement of election with the secretary of administration to continue coverage under the plan. The election to continue coverage shall be submitted in a form prescribed by the secretary of administration.

(f) COBRA participants. Any individual with rights to extend coverage under provisions of public law 99-272, as amended, may continue to participate in the health care benefits program, subject to the provisions of that federal law.

(g)(1) Eligible dependent participants. Any person enrolled in the health care benefits program as a primary participant may enroll the following dependents, subject to the same conditions and limitations that apply to the primary participant:

(A) The primary participant's lawful wife or husband; and

(B) any of the primary participant's eligible dependent children.

(2) An eligible dependent child who is enrolled by one primary participant shall not be eligible to be enrolled by another primary participant. Any individual who is eli-

(continued)

gible to enroll as a primary participant in the school district plan under K.A.R. 108-1-3 or the local unit plan under K.A.R. 108-1-4 shall not be eligible to be enrolled under this subsection as a dependent in the health care benefits program.

(h) Eligible dependent participants; definitions. For purposes of subsection (g), the following terms shall be defined as follows:

(1) "Primary participant" means any person enrolled in the health care benefits program under subsection (b), (d), or (f) of this regulation.

(2) "Child" means any of the following:

(A) A natural son or daughter of the primary participant;

(B) a lawfully adopted son or daughter of the primary participant. The term "lawfully adopted" shall include those instances in which the primary participant has filed the petition for adoption with the court, has a placement agreement for adoption, or has been granted legal custody;

(C) a stepchild of the primary participant. However, if the natural or adoptive parent of the stepchild is divorced from the primary participant, the stepchild shall no longer qualify;

(D) a child for whom the primary participant has legal custody;

(E) a grandchild, if either of the following conditions is met:

(i) The primary participant has legal custody of the grandchild or has lawfully adopted the grandchild; or

(ii) the grandchild lives in the home of the primary participant and is the child of a covered eligible dependent child, and the primary participant provides more than 50% of the support for the grandchild.

(3) "Dependent child" means any child who meets the definition of "dependent" set out in 26 USC §152, as amended by sec. 201 of the working families tax relief act of 2004, P.L. 108-311 and hereby adopted by reference, except for the following deletions and modifications:

(A) Paragraph (d)(1)(B) shall be deleted.

(B) Paragraphs (e)(1), (e)(2), and (e)(3) shall be deleted and replaced with the following:

"(e) Special rule for divorced parents.

"(1) In general. If—

"(A) a child receives over one-half of the child's support during the calendar year from the child's parents—

"(i) who are legally divorced or legally separated under a decree of divorce or separate maintenance,

"(ii) who are separated under a written separation agreement, or

"(iii) who live apart at all times during the last six months of the calendar year, and

"(B) such child is in the custody of one or both of the child's parents for more than one-half of the calendar year,

"then the requirements of paragraphs (c)(1)(B) or (d)(1)(C) shall be deemed to have been met with respect to either of the parents. If either parent meets the requirements of either paragraph (c)(1) or paragraph (d)(1) without the application of the special rule in this subsection, then the child is the "dependent child" of either parent."

(4) "Eligible dependent child" means any dependent child who meets the criteria in either paragraph (h)(4)(A) or paragraph (h)(4)(B) below:

(A) The child meets all of the following criteria:

(i) The child is under 23 years of age.

(ii) The child is unmarried.

(iii) The child does not file a joint tax return with another taxpayer.

(iv) The child receives more than 50% of the child's support from the primary participant, except that this criteria shall not apply with respect to any child who meets the conditions established under the special rule for divorced parents in subsection (e) of 26 USC §152, as modified by paragraph (h)(3)(B) of this regulation.

(v) The child is a United States citizen, a United States national, or a resident of the United States, Canada, or Mexico at some time during the tax year.

(B) The child is over the age of 23, is not capable of self-support because of mental retardation or severe physical handicap, and has continuously maintained group coverage as an eligible dependent child before attaining the age of 23. The child shall be chiefly dependent on the primary participant for support.

(i) Direct bill participants; continuous coverage provisions.

(1) Except as otherwise provided in this subsection, each direct bill participant enrolled in the state health care benefits program on or after January 21, 2001, shall maintain continuous coverage in the program or shall lose eligibility to be in the state health benefits program as a direct bill participant under subsection (d).

(2) Any person who discontinued direct bill coverage in the state health benefits program before January 21, 2001, and who is not participating on a direct bill basis on that date, may return one time to the state health care benefits program if the person meets the criteria specified in subsections (d) and (e) and if that person has not previously discontinued and returned to direct bill coverage before January 21, 2001.

(3) Any person who discontinues direct bill coverage in the state health care benefits program and maintains continuous coverage in a medicare risk plan may return to the state health care benefits program according to the open enrollment procedures.

(j) This regulation shall be effective on and after January 1, 2006. (Authorized by K.S.A. 2004 Supp. 75-6501 and K.S.A. 75-6510; implementing K.S.A. 2004 Supp. 75-6501; effective, T-85-22, July 16, 1984; effective May 1, 1985; amended, T-88-64, Dec. 30, 1987; amended, T-89-12, May 1, 1988; amended, T-108-9-12-88, Sept. 12, 1988; amended Oct. 31, 1988; amended May 9, 1997; amended Jan. 21, 2001; amended Aug. 27, 2004; amended June 17, 2005; amended Jan. 6, 2006.)

Duane A. Goossen  
Secretary of Administration

Doc. No. 032708

## State of Kansas

## Social and Rehabilitation Services

## Request for Proposals

The Department of Social and Rehabilitation Services announces the release of a request for proposals by the Southeast Region, Children and Family Services, to provide services to children and families for the prevention of out-of-home placement. New and innovative methods and services are requested to prevent initial out of home placement/SRS custody of children who have been placed in police protective custody in Crawford County.

Vendors interested in receiving a request for proposal should contact Joan Newman at the Chanute SRS Office, 1500 W. 7th, Chanute, 66720, (620) 431-5067 or fax (620) 431-5052. Complete proposals must be received not later than 5 p.m. February 1.

Gary J. Daniels  
Secretary of Social and  
Rehabilitation Services

Doc. No. 032701

## State of Kansas

## Office of the State Bank Commissioner

## Division of Consumer and Mortgage Lending

Permanent Administrative  
Regulations

## Article 6.—UNIFORM CONSUMER CREDIT CODE

**75-6-30. Application; place of business.** (a) Each person who proposes to engage in any of the activities for which a license is required under K.S.A. 16a-2-301, and amendments thereto, shall first apply for and obtain a license for each of the person's places of business. Each applicant for a license and each licensee seeking to license one or more additional places of business shall complete and submit a license application for each place of business.

(b) Each location at which an applicant or licensee regularly performs either of the following activities shall constitute a place of business for the purpose of this regulation:

(1) Makes a supervised loan to a Kansas consumer or makes any loan for personal, family, or household purposes to a Kansas consumer; or

(2) accepts payments on loans made to Kansas consumers that the applicant or licensee has taken assignment of for direct collection.

(c) Any location in Kansas at which an applicant or licensee places an automated loan machine shall be deemed a location where an applicant or licensee makes a supervised loan. (Authorized by and implementing K.S.A. 2004 Supp. 16a-2-302(5), as amended by L. 2005, ch. 144, sec. 9; effective July 14, 2000; amended Jan. 6, 2006.)

**75-6-31. Bond requirements.** (a) Each applicant for a supervised loan license shall submit a bond in the following amounts:

(1) for any applicant who engages in or intends to engage in making loans secured by an interest in real property or contracts for deed, \$250,000.00 for the first licensed place of business, plus an additional \$25,000.00 for each additional licensed place of business; or

(2) for all other applicants, \$100,000.00 for the first licensed place of business, plus an additional \$25,000.00 for each additional licensed place of business.

(b) The total bond requirement for each applicant shall not exceed \$300,000.00, unless the administrator determines, after consideration of the factors specified in subsection (c), that special circumstances require a higher bond amount in order to adequately protect Kansas consumers.

(c) In determining whether a higher bond amount is necessary, the following factors shall be considered by the administrator:

(1) Whether the business proposed to be conducted by the applicant involves technology or methods that may require additional regulatory oversight by the administrator;

(2) whether the applicant has been the subject of regulatory or disciplinary actions by the administrator, any regulatory body of this state or any other state, or any federal regulatory body; or

(3) whether the applicant's structure, business activities, or operations possess elements of risk that may require additional regulatory oversight by the administrator. (Authorized by K.S.A. 2004 Supp. 16a-2-302(1)(a), as amended by L. 2005, ch. 144, sec. 9; implementing K.S.A. 2004 Supp. 16a-2-302(2), as amended by L. 2005, ch. 144, sec. 9; effective July 14, 2000; amended Jan. 6, 2006.)

**75-6-35. Net worth requirements.** (a) Each applicant for a supervised loan license who engages in or intends to engage in making loans secured by an interest in real property or contracts for deed shall comply with both of the following requirements:

(1) Each applicant shall maintain a minimum net worth of \$250,000.

(2) At least 20% or \$100,000 of the net worth of each applicant, whichever is less, shall be comprised of liquid assets consisting of cash or readily marketable securities registered on a national securities exchange.

(b) As evidence that the applicant is in compliance with subsection (a), each applicant shall submit annually to the administrator, on or before January 1, a current and complete financial statement, accompanied by a written statement signed by an independent certified public accountant attesting that the statement has been reviewed and is in compliance with generally accepted accounting principles. For the purposes of this regulation, a current financial statement shall be one that was prepared within the preceding 12 months. (Authorized by and implementing K.S.A. 2004 Supp. 16a-2-302(2)(b), as amended by L. 2005, ch. 144, sec. 9; effective Jan. 6, 2006.)

Kevin Glendening  
Administrator, Kansas Uniform  
Consumer Credit Code

Doc. No. 032702

## State of Kansas

Department of Agriculture  
Division of Water ResourcesPermanent Administrative  
Regulations

## Article 16.—FLEX ACCOUNT

**5-16-1. Definitions.** As used in this article of regulations, in the Kansas water appropriation act, and by the chief engineer in the administration of the Kansas water appropriation act, unless the context clearly requires otherwise, the following words and phrases shall have the meanings ascribed to them in this regulation. (a) "Base amount" and "BA" mean the quantity of water deposited in a flex account.

(b) "Base average usage factor" and "BAUF" mean the percentage of the "base average usage," as this term is defined in K.S.A. 82a-736 and amendments thereto, that is multiplied by five as a part of the calculations set out by K.A.R. 5-16-5 to determine the quantity of water that may be deposited into a flex account. The BAUF shall not exceed the maximum of 90% established by K.S.A. 82a-736 and amendments thereto.

(c) "Base water right" means a vested or certified water right or rights for which the owner applies to the chief engineer to establish a flex account pursuant to K.S.A. 82a-736, and amendments thereto.

(d) "BAU" means the "base average usage" as defined in K.S.A. 82a-736, and amendments thereto.

(e) "Good standing," only as that term is used in K.S.A. 82a-736, and amendments thereto, in reference to base water rights, means a base water right that meets the following conditions:

(1) Has been lawfully exercised within the 11-year time period specified in K.A.R. 5-16-5;

(2) has had all required water use reports filed and any civil fines assessed for failure to timely file a complete and accurate water use report paid; and

(3) has had no period of nonuse with a duration of five or more consecutive years since January 1, 1990, except for enrollment in the water right conservation program according to K.A.R. 5-7-4, enrollment in the federal conservation reserve program, or enrollment in another multi-year federal or state conservation program.

(f) "Significant water conservation measures" means actual physical changes in a water distribution system or management practices that improve water use efficiency, including the following:

(1) Conversion from flood irrigation to center pivot irrigation with a nozzle package designed to improve water use efficiency;

(2) irrigation scheduling;

(3) conversion to subsurface drip irrigation; and

(4) removal of an end gun, resulting in a significant reduction in the number of irrigated acres. (Authorized by K.S.A. 82a-706a; implementing K.S.A. 82a-706a and K.S.A. 2004 Supp. 82a-736, as amended by L. 2005, ch. 142, sec. 3; effective Oct. 11, 2002; amended Jan. 6, 2006.)

**5-16-5. Maximum annual quantity of water authorized by term permit.** (a) Except as set forth in sub-

sections (b) through (e), the maximum quantity of water deposited in a flex account and authorized to be diverted in five consecutive calendar years under the authority of a term permit shall be determined in accordance with K.S.A. 82a-736, and amendments thereto, by means of these calculations:

(1) Adding the total actual, legal annual water use of the base water right or rights for the period of calendar years 1992 through 2002;

(2) dividing that total quantity of water by 11;

(3) multiplying that quantity by the BAUF; and

(4) multiplying that quantity by five.

(b) If significant water conservation measures were implemented under the base water rights at any time during the period of calendar years 1992 through 2002, the average annual quantity of water actually used may be calculated using the five consecutive calendar years immediately preceding the implementation of significant water conservation measures, but these five calendar years shall not begin before calendar year 1987. The five-year allocation under the term permit shall be determined by means of these calculations:

(1) Adding the total actual, legal annual water use of the base water right or rights for the five consecutive calendar years;

(2) dividing that total quantity of water by five;

(3) multiplying that quantity by the BAUF; and

(4) multiplying that quantity by five.

(c) If water use records for a base water right are inadequate to accurately determine actual water use during any calendar year during the period used to determine the base average usage, then that year shall be counted as having no water use.

(d) No flex account shall be allowed if the flex account is inconsistent with the provisions of any intensive groundwater use control area created pursuant to K.S.A. 82a-1036 through K.S.A. 82a-1040, and amendments thereto.

(e) If water was authorized to be diverted for less than the entire period used to determine the base average usage, the five-year allocation shall be determined by means of these calculations:

(1) Adding the total actual, legal annual water use of the base water right or rights for the entire period used to determine the base average usage;

(2) dividing the total quantity by the number of years, or parts thereof, that water was authorized to be diverted by the chief engineer;

(3) multiplying that quantity by the BAUF; and

(4) multiplying that quantity by five.

Water rights that authorized use of water for less than two calendar years during the period used to determine the base average usage shall not be eligible for a flex account. (Authorized by K.S.A. 82a-706a; implementing K.S.A. 82a-706a and K.S.A. 2004 Supp. 82a-736, as amended by L. 2005, ch. 142, sec. 3; effective Oct. 11, 2002; amended Jan. 6, 2006.)

David Pope  
Chief Engineer  
Division of Water Resources

Doc. No. 032694

State of Kansas  
**Racing and Gaming Commission**  
**Permanent Administrative**  
**Regulations**

**Article 4.—OCCUPATION AND**  
**CONCESSIONAIRE LICENSES**

**112-4-1a. Concessionaire licenses.** (a) No organization licensee or facility manager licensee shall permit any entity not owned and operated by that licensee to sell goods or services within a racetrack facility where that licensee conducts race meetings unless the entity has been issued a concessionaire license by the commission pursuant to K.S.A. 74-8817 and amendments thereto.

(b) Before providing or selling any of the following goods or services within a racetrack facility, each person shall pay the required fee and secure the appropriate license or licenses from the commission:

- (1) Hay;
- (2) feed;
- (3) tack;
- (4) sawdust;
- (5) bedding;
- (6) horse walkers;
- (7) massage therapy;
- (8) horseshoes;
- (9) veterinarian services;
- (10) physical examinations by a physician;
- (11) win photos;
- (12) videos;
- (13) tip sheets;
- (14) food;
- (15) beverage machines and snack or cigarette machines;
- (16) amusement and entertainment devices or machines; or
- (17) any other goods or services.

(c) Each applicant shall apply for the license in the following category that best fits the services or goods that the applicant is providing:

(1) Each applicant who proposes to have an annual on-track sales revenue for goods or services totalling \$100,000 or more at a non-county fair race meet shall apply for a class 1 concessionaire license.

(2) Each applicant who proposes to have an annual on-track sales revenue for goods or services totalling less than \$100,000 at a non-county fair race meet shall apply for a class 2 concessionaire license.

(3) Each applicant who proposes to sell goods or services at a county fair association race meeting that is held for a total of not more than 21 race days per calendar year shall apply for a class 3 concessionaire license.

(4) Each applicant who proposes to provide any coin-operated device that dispenses goods, entertainment, or amusement shall apply for a class 4 concessionaire license.

(5) Each applicant who proposes to provide any professional service or service requiring special training shall apply for a class 5 concessionaire license. This license cat-

egory shall include physicians, veterinarians, masseuses, and farriers.

(6) Each applicant who proposes to sell goods or services for an event that lasts three days or less shall apply for a class 6 concessionaire license.

(d)(1) A class 7 concessionaire license may be issued only to the Kansas lottery for the purpose of providing lottery products for retail sale at a racetrack.

(2) On behalf of the Kansas lottery, the executive director of the Kansas lottery shall be eligible to apply for a class 7 concessionaire license after legally executing a contract with the facility manager licensee or the organization licensee at the racetrack facility at which the Kansas lottery wants to provide lottery products for retail sale. To apply for a license, the executive director of the Kansas lottery, on behalf of that agency, shall submit a completed application on a commission-provided form and a copy of the legally executed contract to the commission. No application fee or license fee shall be required.

(3) If a class 7 concessionaire license is granted by the commission, each employee or contracted agent of the Kansas lottery who has had a background investigation substantially equivalent to that of employees of the commission shall have access to that racetrack facility only for the purposes of providing lottery products and installing, maintaining, removing, and repairing lottery equipment, upon showing proper identification.

(e) The organization licensee or facility manager licensee shall notify the commission of all entities providing goods and services to third parties at the racetrack facility and shall be subject to the penalties provided in K.A.R. 112-3-17 for failure to notify the commission.

(f) Each applicant shall complete a concessionaire license application form furnished by the commission, which shall include the following:

- (1) The applicant's name, address, and telephone number;
- (2) Kansas tax identification number;
- (3) federal tax identification number;
- (4) the name of each individual employed by the applicant and working at the racetrack facility;
- (5) proof of workers compensation if liable under the workers compensation act in Kansas; and
- (6) the name, address, and telephone number of each partner, owner, officer, director, board member, policy-making manager, and any other person or entity having control or a voting interest in the business of the applicant, and the percentage of voting interest for each person or entity.

(g) Each applicant may be required to provide, on a quarterly basis, a financial report of on-track sales revenue.

(h) The applicant shall not knowingly provide false information on any concessionaire application or fail to disclose any material fact on the concessionaire application form.

(i) Each applicant shall obtain and provide, with the application, written authorization from the organization licensee or facility manager licensee to sell goods or services at the racetrack facility.

*(continued)*

(j) Each owner, officer, board member, or other entity with a voting interest or ownership of three percent or more may be required to submit to a background investigation to be conducted by either of the following:

- (1) The commission's director of security or the director's designee; or
- (2) the Kansas bureau of investigation.

(k) Each applicant for a concessionaire license shall pay the appropriate application and license fees as designated by the commission.

(l) Each applicant shall pay any additional fees for background and fingerprint processing, as needed to pay the actual, reasonable expenses of processing the application and investigating the applicant's qualifications for licensure.

(m) Each applicant for a concessionaire license may be required to provide copies of income tax returns for each of the five years immediately preceding the application or all tax returns if the applicant has been organized for fewer than five years.

(n) The applicant shall not sell goods or services at the racetrack facility before being licensed by the commission.

(o) Each licensee or applicant for a license shall report immediately and in writing any change in license or application information to the commission.

(p) A licensed concessionaire may be permitted to sell veterinary prescription drugs or medications if the individual meets the following criteria:

- (1) Is registered pursuant to K.S.A. 65-1601 et seq., and amendments thereto;
- (2) has a valid written prescription from a licensed veterinarian for each prescription drug or medication; and
- (3) maintains a copy of each written prescription for inspection purposes.

(q) Before the expiration of a concessionaire license, the concessionaire licensee may apply to the commission for renewal of this license on a form furnished by the commission. The renewal shall be granted by the commission if the licensee meets all of the qualifications required for an initial license. A fee may be charged by the commission for processing the renewal application. This fee shall not exceed the application fee authorized for an initial license. (Authorized by K.S.A. 74-8804; implementing K.S.A. 74-8817; effective March 14, 2003; amended Jan. 6, 2006.)

#### Article 11.—SECURITY AND SAFETY

**112-11-20. Greyhound racetrack facility safety standards; specifications; prohibition of chemical use on track surface.** (a) Each greyhound racetrack shall have the following:

- (1) A minimum width of 20 feet with inside and outside fixed curbs at a specified slope in the outside curb;
- (2) a first turn radius of 128 feet, with a second turn radius of 118 feet, and straightaways of 279.6 feet;
- (3) a graduated minimum bank of 1½ inches to each 12 inches on each turn;
- (4) the 5/16 mile starting box set back in a chute;

(5) a water pumping system providing adequate volume and pressure to uniformly hand water the entire racing surface, as needed. Automatic sprinkling systems may be used to complement, but shall not replace, the hand watering system;

(6) automatic openers with a manual backup for each starting box;

(7) one curtain placed at least 50 feet before the escape and one curtain placed 25 feet beyond the escape and placed so as not to distract greyhounds while they are racing;

(8) an inside lure with an extendible arm;

(9) a commission-approved track base that is non-abrasive to a greyhound's feet and that has adequate track drainage and proper resiliency;

(10) unless otherwise approved by the commission in open meeting and upon the commission's determination that this approval would be in the best interest of racing, a closed-fluid winterization system extending from the starting boxes to the entire width and length of the track; and

(11) a video monitoring system with a monitor in the judges' room and trainers' lounge that permits the racing judges and trainers to view the activities in the lockout kennel, the movement of the lead outs and greyhounds from the lockout kennel to the starting boxes, and the activities at the starting boxes.

(b) Unless otherwise approved in advance by the commission in open meeting and upon the commission's determination that this approval would be in the best interest of racing, chemicals shall not be applied to the racing surface of a greyhound racetrack.

(c) Each lockout kennel shall have the following:

(1) Soundproofing, including masonry construction, that prevents the greyhounds from being disturbed by outside noises;

(2) crates located at floor level, unless otherwise approved by the commission;

(3) crates of molded fiberglass or metal with the following:

(A) Removable wooden floors;

(B) minimum inside dimensions of 36 inches wide, 42 inches deep, and 36 inches high;

(C) closed crate doors that leave one inch of clearance at top, bottom, and latching sides that protect the greyhound's tail and feet from injury; and

(D) drop latches or comparable latches that prevent hazard to the greyhounds;

(4) a design providing for partitions to separate each crate if this is desired by the majority of the kennels booked at that meet;

(5) a sufficient number of crates to house the greyhounds required to schedule 13 races. A second weigh-in shall be held as soon as crates are available during performances with more than 13 races;

(6) a climate control system that can maintain a temperature between 68 and 75 degrees Fahrenheit; and

(7) an area equipped with heating and air-conditioning where greyhounds and trainers may wait to weigh in.

(d) Each organization licensee shall provide a cool-out area that shall have a minimum of four water faucets

with hoses and a dipping vat through which greyhounds may be walked to quickly cool them after racing. Each organization licensee shall change the water in the vat at least daily and prevent muddy residue from accumulating around the vat.

(e) Each organization licensee shall provide the following:

(1) A covered walkway from the parking area to the lockout kennel; and

(2) a covered walkway from the cool-out area to the parking area.

(f) Each kennel compound area shall have the following:

(1) Separate kennel buildings of masonry construction for each contract kennel;

(2) a location far enough away from the grandstand and racing areas that kenneled dogs are not disturbed by racetrack noises; and

(3) 24-hour security for the compound enclosure provided by the organization licensee during the official racing season.

(g) Each kennel building shall have the following:

(1) A partitioned kitchen area and crate area;

(2) minimum dimensions of 20 feet by 62 feet;

(3) at least two adjoining turnout pens meeting the following specifications for each kennel building:

(A) Is free of obstructions;

(B) measures at least 30 feet by 30 feet each;

(C) is equipped with interconnecting gates;

(D) is equipped with drainage and a water faucet in each;

(E) is lighted by at least two halogen lights of at least 300 watts each in each turnout pen, one at each end; and

(F) is surrounded by a chain-link fence that is at least six feet high;

(4) a 20-foot overhang that extends the length of the building;

(5) at least 12 inches of sand in turnout pens, which shall be removed and replaced by the organization licensee with new sand at least once every 12 months of racing;

(6) a gate in each turnout pen through which a vehicle may be driven to remove the sand and deposit new sand;

(7) a fenced safety pen eight feet wide, located between the parking area and turnout pens and equipped with gates, to facilitate the moving of greyhounds directly between the parking area and the turnout pens;

(8) a maximum of 60 crates or, with the prior approval of the animal health officer, a maximum of 72 crates;

(9) metal crates with compartments that are at least 36 inches wide, 42 inches deep, and 36 inches high and equipped with drop latches and casters;

(10) not more than 72 greyhounds housed in each kennel building with not more than one greyhound in each crate, unless the racing judges have approved a specific request otherwise;

(11) a kitchen area equipped with a hot water heater with a minimum capacity of 20 gallons, a deep sink of durable construction with a drain board, adequate shelving and cabinet space, and a shower and commode in an enclosed area;

(12) one floor drain in each crate area and one floor drain in each kitchen area;

(13) a climate control system that is capable of maintaining a temperature between 68 and 75 degrees Fahrenheit;

(14) smoke and temperature alarms in each kennel area connected to the compound security office and capable of alerting security of emergency conditions;

(15) emergency backup power adequate to provide continuous ventilation that will protect the greyhounds if a power failure occurs at any time during a racing season scheduled in the months of May through September;

(16) a fresh air ventilation system or at least four windows of approximately four square feet each that are equipped with screens and can be opened;

(17) lighting to adequately illuminate all areas inside the kennel;

(18) adequate space within the kennel building for each contract kennel to place a dog-walking machine and adequate floor space within the crate area for a hydrotherapy vat; and

(19) an on-line hookup for a telephone and a video monitoring system that permits the trainers to watch the races.

(h) Unless otherwise approved by the commission in open meeting and upon the commission's determination that this approval would be in the best interest of racing, each organization licensee shall provide sprint paths as follows:

(1) One sprint path measuring at least 16 feet by 350 feet, equipped with a common center fence, and heated by a closed-fluid winterization system extending the length and width of the sprint path;

(2) two open sprint paths measuring at least 20 feet by 500 feet;

(3) one all-weather surface road sufficient to operate a vehicle adjacent to each sprint path; and

(4) a sprint path surface, to which chemicals shall not be applied.

(i) Each sprint path shall be located so that sprint activity does not disturb the greyhounds in the kennel compound area. Each sprint path shall be available for use at all times, except during racing hours, and shall be equipped with side gates through which greyhounds can enter the path and a gate through which a kennel vehicle can be driven. (Authorized by K.S.A. 74-8804; implementing K.S.A. 74-8804, K.S.A. 74-8805, K.S.A. 74-8813, K.S.A. 74-8815; effective July 23, 1989; amended March 19, 1990; amended Aug. 9, 1996; amended June 22, 2001; amended March 14, 2003; amended Jan. 6, 2006.)

Stephen L. Martino  
Executive Director

Doc. No. 032698

**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 2003 Volumes and 2005 Supplement of the *Kansas Administrative Regulations*.

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1-2-46	Amended	V. 24, p. 849
1-2-74	Amended	V. 24, p. 850
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30-10-11	Amended	V. 24, p. 492
30-10-17	Amended	V. 24, p. 494
30-10-18	Amended (T)	V. 24, p. 23
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30-10-19	Amended	V. 24, p. 495
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Reg. No.	Action	Register
36-41-1 through 36-41-5	New (T)	V. 24, p. 273, 274
36-41-1 through 36-41-5	New	V. 24, p. 1111, 1112

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-42	Amended	V. 24, p. 1734
40-1-44	Amended	V. 24, p. 848
40-1-51	Amended	V. 24, p. 1735
40-2-14a	Amended	V. 24, p. 1735
40-2-14b	Revoked	V. 24, p. 1735
40-3-13	Amended	V. 24, p. 1371
40-3-18	Amended	V. 24, p. 1371
40-3-24	Amended	V. 24, p. 1371
40-3-50	Revoked	V. 24, p. 848
40-3-53	New (T)	V. 24, p. 15
40-3-53	New	V. 24, p. 615
40-4-35	Amended	V. 24, p. 1264
40-7-7	Amended	V. 24, p. 1829
40-7-7a	Revoked	V. 24, p. 1829
40-7-9	Amended	V. 24, p. 1829
40-7-22	Amended	V. 24, p. 1371
40-7-23	Amended	V. 24, p. 1371

**AGENCY 51: DEPARTMENT OF LABOR—DIVISION OF WORKERS COMPENSATION**

Reg. No.	Action	Register
51-2-5	Amended	V. 24, p. 1647
51-9-7	Amended	V. 24, p. 1734
51-9-17	Amended	V. 24, p. 959

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-3-106a	Amended	V. 24, p. 1145
60-3-107	Amended	V. 24, p. 1145
60-3-108	Amended	V. 24, p. 1145
60-3-112	Amended	V. 24, p. 1145
60-11-13	Amended	V. 24, p. 1145
60-11-120	Amended	V. 24, p. 1145
60-11-121	Amended	V. 24, p. 1145
60-13-112	Amended	V. 24, p. 1146
60-15-101	Amended	V. 24, p. 1146
60-15-104	Amended	V. 24, p. 1147
60-16-103	Amended	V. 24, p. 1147
60-16-104	Amended	V. 24, p. 1148
60-17-111	Amended	V. 24, p. 1149

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-4-1	Amended	V. 24, p. 1629

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-4	Amended	V. 24, p. 79
66-8-8	New	V. 24, p. 80
66-9-6	Amended	V. 24, p. 80
66-9-7	New	V. 24, p. 80
66-10-14	New	V. 24, p. 80
66-14-3	Amended	V. 24, p. 80
66-14-5	Amended	V. 24, p. 81

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-5-16	New (T)	V. 24, p. 1377

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-1-4	Amended (T)	V. 24, p. 14
69-1-4	Amended	V. 24, p. 392

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-2-2	Amended	V. 24, p. 1828

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-4-1a	Amended	V. 24, p. 794
74-4-8	Amended	V. 24, p. 794
74-5-2	Amended	V. 24, p. 795
74-5-101	Amended	V. 24, p. 795
74-5-102	Amended	V. 24, p. 796
74-5-103	Amended	V. 24, p. 796
74-5-104	Amended	V. 24, p. 796
74-5-201	Amended	V. 24, p. 796
74-5-202	Amended	V. 24, p. 796
74-5-203	Amended	V. 24, p. 797
74-5-205	Revoked	V. 24, p. 797
74-5-301	Amended	V. 24, p. 797
74-5-401	Amended	V. 24, p. 797
74-5-403	Amended	V. 24, p. 797
74-11-6	Amended	V. 24, p. 797
74-11-15	Amended	V. 24, p. 798

**AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER**

Reg. No.	Action	Register
81-4-4	New (T)	V. 24, p. 1372
81-4-4	New	V. 24, p. 1775
81-5-15	New (T)	V. 24, p. 1372
81-5-15	New	V. 24, p. 1775

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-4-3	Amended (T)	V. 24, p. 97
82-4-3	Amended	V. 24, p. 463
82-4-3a through 82-4-3m	New (T)	V. 24, p. 97-122
82-4-3a through 82-4-3m	New	V. 24, p. 463-488
82-4-3a	Amended (T)	V. 24, p. 1687

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-3-29	New (T)	V. 24, p. 959
86-3-29	New	V. 24, p. 1690

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-203	Amended	V. 24, p. 1178
91-1-213	Revoked	V. 24, p. 1181
91-1-220	New	V. 24, p. 1181
91-1-221	New	V. 24, p. 1182
91-15-1	Amended	V. 24, p. 272
91-35-1 through 91-35-4	Revoked	V. 24, p. 272

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-12-113	New	V. 24, p. 423
92-19-49a	Revoked	V. 24, p. 798
92-19-49b	New	V. 24, p. 798
92-19-49c	New	V. 24, p. 799
92-19-49d	New	V. 24, p. 801
92-19-81	Amended	V. 24, p. 802
92-51-34a	Amended	V. 24, p. 423

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

Reg. No.	Action	Register
99-25-1	Amended	V. 24, p. 1264
99-25-9	Amended	V. 24, p. 1265
99-25-10	New	V. 24, p. 1265

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-15-2	Revoked	V. 24, p. 1113
100-15-4 through 100-15-7	New	V. 24, p. 1113, 1114
100-25-1 through 100-25-5	New (T)	V. 24, p. 1373-1376
100-26-1	Amended (T)	V. 24, p. 1376

(continued)

100-26-2	New (T)	V. 24, p. 1376
100-26-3	New (T)	V. 24, p. 1376
100-28a-14	Amended	V. 24, p. 1114
100-28a-17	New	V. 24, p. 1114
100-28a-18	New	V. 24, p. 1115
100-54-1	Amended	V. 24, p. 1441
100-54-6	Amended	V. 24, p. 1441
100-54-8	Amended	V. 24, p. 1441
100-54-10	New	V. 24, p. 1442
100-54-11	New	V. 24, p. 1442
100-69-1	Amended	V. 24, p. 1346
100-69-2	Amended	V. 24, p. 1347
100-69-3	Amended	V. 24, p. 1347
100-69-4	Revoked	V. 24, p. 1347
100-69-6	Amended	V. 24, p. 1347
100-69-7	Amended	V. 24, p. 1347
100-69-8	Revoked	V. 24, p. 1347
100-69-9	Amended	V. 24, p. 1347
100-69-10	Amended	V. 24, p. 1348
100-69-11	Amended	V. 24, p. 1349
100-72-6	Amended	V. 24, p. 1115
100-73-1		
through		
100-73-6	New (T)	V. 24, p. 1142-1144
100-73-1		
through		
100-73-6	New	V. 24, p. 1443, 1444

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-1-13	Amended	V. 24, p. 424
102-1-18	Amended	V. 24, p. 424
102-2-3	Amended	V. 24, p. 424
102-2-8	Amended	V. 24, p. 424
102-2-12	Amended	V. 24, p. 426
102-2-14	Amended	V. 24, p. 427
102-3-2	Amended	V. 24, p. 428
102-3-3a	Amended (T)	V. 24, p. 330
102-3-4a	Amended	V. 24, p. 1211
102-3-15	Amended	V. 24, p. 428
102-4-2	Amended	V. 24, p. 428
102-4-15	Amended	V. 24, p. 428
102-5-2	Amended	V. 24, p. 428
102-5-14	Amended	V. 24, p. 429

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

Reg. No.	Action	Register
105-4-1	Amended (T)	V. 24, p. 1597
105-11-1	New (T)	V. 24, p. 1598

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

Reg. No.	Action	Register
108-1-1	Amended	V. 24, p. 960

**AGENCY 110: DEPARTMENT OF COMMERCE**

Reg. No.	Action	Register
110-11-1	New	V. 24, p. 429
110-11-2	New	V. 24, p. 429
110-11-3	New	V. 24, p. 429
110-12-1		
through		
110-12-6	New	V. 24, p. 371
110-13-1		
through		
110-13-10	New	V. 24, p. 1209-1211

**AGENCY 111: KANSAS LOTTERY**

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed by the Kansas Lottery from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. The following regulations were filed after January 1, 2004:

Reg. No.	Action	Register
111-2-151		
through		
111-2-156	New	V. 23, p. 95, 96
111-2-154	Amended	V. 23, p. 261
111-2-155	Amended	V. 23, p. 262
111-2-156	Amended	V. 23, p. 262
111-2-157	New	V. 23, p. 262
111-2-158	New	V. 23, p. 459

111-2-159	New	V. 23, p. 901
111-2-160	New	V. 23, p. 1655
111-2-161	New	V. 23, p. 1655
111-2-162	New	V. 23, p. 1655
111-2-163	New	V. 24, p. 15
111-2-164	New	V. 24, p. 199
111-2-165	New	V. 24, p. 296
111-2-166	New	V. 24, p. 296
111-2-167		
through		
111-2-172	New	V. 24, p. 430, 431
111-2-173	New	V. 24, p. 460
111-2-174	New	V. 24, p. 460
111-2-175	New	V. 24, p. 919
111-2-176	New	V. 24, p. 919
111-2-177	New	V. 24, p. 1265
111-2-178	New	V. 24, p. 1265
111-2-179		
through		
111-2-183	New	V. 24, p. 1496, 1497
111-2-182	Amended	V. 24, p. 1598
111-2-184	New	V. 24, p. 1598
111-2-185	New	V. 24, p. 1599
111-2-186	New	V. 24, p. 1599
111-3-13	Amended	V. 23, p. 1433
111-3-22	Amended	V. 23, p. 97
111-4-881	Amended	V. 23, p. 97
111-4-1448	Amended	V. 23, p. 98
111-4-2052	Amended	V. 23, p. 262
111-4-2055	Amended	V. 23, p. 263
111-4-2057	Amended	V. 23, p. 263
111-4-2074	Amended	V. 23, p. 98
111-4-2093	Amended	V. 23, p. 309
111-4-2094	New	V. 23, p. 100
111-4-2095		
through		
111-4-2115	New	V. 23, p. 264-275
111-4-2097	Amended	V. 23, p. 310
111-4-2098	Amended	V. 23, p. 310
111-4-2116		
through		
111-4-2125	New	V. 23, p. 311-318
111-4-2126		
through		
111-4-2146	New	V. 23, p. 459-471
111-4-2147		
through		
111-4-2160	New	V. 23, p. 901-909
111-4-2161		
through		
111-4-2173	New	V. 23, p. 1025-1033
111-4-2174	New	V. 23, p. 1074
111-4-2175	New	V. 23, p. 1075
111-4-2176	New	V. 23, p. 1076
111-4-2177		
through		
111-4-2180	New	V. 23, p. 1169-1171
111-4-2181		
through		
111-4-2185	New	V. 23, p. 1343-1346
111-4-2186		
through		
111-4-2195	New	V. 23, p. 1434-1438
111-4-2186	Amended	V. 24, p. 1599
111-4-2187	Amended	V. 24, p. 1600
111-4-2188	Amended	V. 24, p. 1600
111-4-2196		
through		
111-4-2205	New	V. 23, p. 1655-1659
111-4-2206		
through		
111-4-2213	New	V. 24, p. 15-22
111-4-2214		
through		
111-4-2227	New	V. 24, p. 199-207
111-4-2228		
through		
111-4-2235	New	V. 24, p. 297-300
111-4-2228	Amended	V. 24, p. 1115
111-4-2236		
through		
111-4-2241	New	V. 24, p. 432-435
111-4-2242	New	V. 24, p. 461
111-4-2243	New	V. 24, p. 462
111-4-2244		
through		
111-4-2258	New	V. 24, p. 920-925
111-4-2246	Amended	V. 24, p. 1028
111-4-2255	Amended	V. 24, p. 1029

111-4-2259		
through		
111-4-2283	New	V. 24, p. 1029-1046
111-4-2284		
through		
111-4-2292	New	V. 24, p. 1116-1119
111-4-2293		
through		
111-4-2306	New	V. 24, p. 1266-1275
111-4-2307		
through		
111-4-2317	New	V. 24, p. 1497-1506
111-4-2318		
through		
111-4-2325	New	V. 24, p. 1600-1606
111-4-2326		
through		
111-4-2341	New	V. 24, p. 1798-1808
111-5-23		
through		
111-5-28	Amended	V. 24, p. 1276-1278
111-5-96	Amended	V. 23, p. 101
111-5-111		
through		
111-5-115	New	V. 23, p. 245, 246
111-5-113	Amended	V. 23, p. 472
111-5-114	Amended	V. 23, p. 472
111-5-116		
through		
111-5-120	New	V. 24, p. 208, 209
111-5-121		
through		
111-5-125	New	V. 24, p. 1507, 1508
111-6-1	Amended	V. 23, p. 1439
111-6-7	Amended	V. 24, p. 1606
111-6-26	New	V. 24, p. 23
111-7-188		
through		
111-7-192	New	V. 23, p. 319, 320
111-7-190	Amended	V. 23, p. 473
111-7-192	Amended	V. 23, p. 473
111-7-193		
through		
111-7-197	New	V. 24, p. 436, 437
111-7-198		
through		
111-7-202	New	V. 24, p. 1046, 1047
111-9-122	New	V. 23, p. 910
111-9-123	New	V. 23, p. 910
111-9-124	New	V. 24, p. 437
111-9-125	New	V. 24, p. 438
111-9-126	New	V. 24, p. 438
111-9-127	New	V. 24, p. 1808
111-9-128	New	V. 24, p. 1808
111-9-129	New	V. 24, p. 1809
111-11-1		
through		
111-11-11	New	V. 23, p. 911-914
111-11-1	Amended	V. 24, p. 989
111-11-4	Amended	V. 24, p. 990
111-11-5	Amended	V. 24, p. 990
111-11-11	Amended	V. 24, p. 991
111-12-1	New	V. 23, p. 914
111-12-2	New	V. 24, p. 991
111-12-3	New	V. 24, p. 991
111-13-1	New	V. 24, p. 1607
111-13-3		
through		
111-13-9	New	V. 24, p. 1608-1610
111-14-1	Amended	V. 24, p. 1810

**AGENCY 112: RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-10-5	Amended	V. 24, p. 1263

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

Reg. No.	Action	Register
115-2-1	Amended	V. 24, p. 1688
115-2-4	Amended	V. 24, p. 1689
115-3-2	Amended	V. 24, p. 148
115-4-2	Amended	V. 24, p. 420
115-4-4	Amended	V. 24, p. 421
115-4-4a	New	V. 24, p. 422
115-4-6	Amended	V. 24, p. 148
115-4-6a	New	V. 24, p. 151
115-4-11	Amended	V. 24, p. 151

115-4-13	Amended	V. 24, p. 422
115-5-1	Amended	V. 24, p. 152
115-5-4	New	V. 24, p. 752
115-7-2	Amended	V. 24, p. 153
115-9-4	Amended	V. 24, p. 153
115-9-9	New	V. 24, p. 1112
115-11-1	Amended	V. 24, p. 752
115-11-2	Amended	V. 24, p. 153
115-15-1	Amended	V. 24, p. 154
115-15-2	Amended	V. 24, p. 155
115-18-1	Amended	V. 24, p. 156
115-18-7	Amended	V. 24, p. 159
115-18-10	Amended	V. 24, p. 753
115-18-14	Amended	V. 24, p. 1689
115-20-1	Amended	V. 24, p. 159
115-20-2	Amended	V. 24, p. 160
115-21-1	Revoked	V. 24, p. 1690
115-21-2	Revoked	V. 24, p. 1690
115-21-4	Revoked	V. 24, p. 1690

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-2-2a	New	V. 24, p. 1079
117-2-3	Amended (T)	V. 24, p. 1141
117-2-3	Amended	V. 24, p. 1595
117-3-2a	New	V. 24, p. 1079
117-3-3	Amended (T)	V. 24, p. 1141
117-3-3	Amended	V. 24, p. 1595
117-4-2a	New	V. 24, p. 1080
117-4-3	Amended (T)	V. 24, p. 1141
117-4-3	Amended	V. 24, p. 1595
117-5-2a	New	V. 24, p. 1080
117-6-3	Amended	V. 24, p. 77
117-7-1	Amended	V. 24, p. 78
117-8-1	Amended	V. 24, p. 78

**AGENCY 118: STATE HISTORICAL SOCIETY**

Reg. No.	Action	Register
118-5-10	Amended	V. 24, p. 1632

**AGENCY 120: HEALTH CARE DATA GOVERNING BOARD**

Reg. No.	Action	Register
120-1-1	Revoked (T)	V. 24, p. 1377
120-1-1	Revoked	V. 24, p. 1734
120-1-2	New (T)	V. 24, p. 1377
120-1-2	New	V. 24, p. 1734

**AGENCY 123: JUVENILE JUSTICE AUTHORITY**

Reg. No.	Action	Register
123-1-101	New	V. 24, p. 301
123-2-105	New	V. 24, p. 338
123-2-110	New	V. 24, p. 338
123-5-101	New	V. 24, p. 339
123-5-106	New	V. 24, p. 339
123-5-111	New	V. 24, p. 339
123-5-112	New	V. 24, p. 340
123-5-505	New	V. 24, p. 340
123-12-101		
through		
123-12-107	New	V. 24, p. 301, 302
123-12-201		
through		
123-12-210	New	V. 24, p. 302, 303
123-12-301		
through		
123-12-315	New	V. 24, p. 303-305
123-12-317	New	V. 24, p. 305
123-12-318	New	V. 24, p. 305
123-12-319	New	V. 24, p. 306
123-12-321		
through		
123-12-325	New	V. 24, p. 306
123-12-327	New	V. 24, p. 306
123-12-328	New	V. 24, p. 307
123-12-401	New	V. 24, p. 307
123-12-501		
through		
123-12-505	New	V. 24, p. 307, 308
123-12-505b	New	V. 24, p. 308
123-12-506	New	V. 24, p. 308
123-12-601	New	V. 24, p. 308
123-12-602	New	V. 24, p. 310
123-12-702	New	V. 24, p. 310
123-12-801	New	V. 24, p. 310
123-12-901	New	V. 24, p. 310
123-12-902	New	V. 24, p. 310
123-12-1001	New	V. 24, p. 311
123-12-1002	New	V. 24, p. 311
123-12-1101	New	V. 24, p. 311
123-12-1201	New	V. 24, p. 312
123-12-1202	New	V. 24, p. 312
123-12-1301	New	V. 24, p. 312
123-12-1302	New	V. 24, p. 312
123-12-1303	New	V. 24, p. 312
123-12-1306	New	V. 24, p. 312
123-12-1308	New	V. 24, p. 313

123-13-101	New	V. 24, p. 342
123-13-101a	New	V. 24, p. 343
123-13-103	New	V. 24, p. 343
123-13-105	New	V. 24, p. 343
123-13-106	New	V. 24, p. 343
123-13-201	New	V. 24, p. 343
123-13-201b	New	V. 24, p. 344
123-13-202	New	V. 24, p. 345
123-13-203	New	V. 24, p. 345
123-13-306	New	V. 24, p. 345
123-13-307	New	V. 24, p. 346
123-13-401		
through		
123-13-404	New	V. 24, p. 346-348
123-13-405a	New	V. 24, p. 349
123-13-406	New	V. 24, p. 349
123-13-408	New	V. 24, p. 350
123-13-409	New	V. 24, p. 350
123-13-501	New	V. 24, p. 350
123-13-502a	New	V. 24, p. 350
123-13-505		
through		
123-13-509	New	V. 24, p. 350, 351
123-13-601	New	V. 24, p. 351
123-13-602	New	V. 24, p. 351
123-13-603	New	V. 24, p. 351
123-13-610	New	V. 24, p. 351
123-13-701		
through		
123-13-704	New	V. 24, p. 352, 353
123-13-706	New	V. 24, p. 353
123-13-707	New	V. 24, p. 353
123-15-101	New	V. 24, p. 353
123-15-101a	New	V. 24, p. 354
123-15-101b	New	V. 24, p. 354
123-15-102	New	V. 24, p. 354
123-15-104	New	V. 24, p. 355
123-15-105	New	V. 24, p. 355
123-15-105a	New	V. 24, p. 356
123-15-106	New	V. 24, p. 356
123-15-201	New	V. 24, p. 356
123-16-102	New	V. 24, p. 356
123-16-105	New	V. 24, p. 357

**AGENCY 127: KANSAS HOUSING RESOURCES CORPORATION**

Reg. No.	Action	Register
127-1-1	New	V. 24, p. 848

**AGENCY 129: DEPARTMENT OF ADMINISTRATION—DIVISION OF HEALTH POLICY AND FINANCE**

Reg. No.	Action	Register
129-5-1	New	V. 24, p. 1595







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