

Kansas Register

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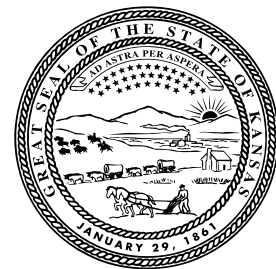
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State of Kansas

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) and K.S.A. 12-1675a(g).

Effective 1-30-23 through 2-5-23

Term	Rate
1-89 days	4.33%
3 months	4.59%
6 months	4.73%
12 months	4.72%
18 months	4.48%
2 years	4.18%

Scott Miller
Director of Investments

Doc. No. 050845

State of Kansas

Secretary of State

Notice of Code Mortgage Rate for February 2023

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of February 1-28, 2023, is 12 percent. The reference rate referred to in the definition of "code mortgage rate" set forth in K.S.A. 16a-1-301(11)(b)(i) is discontinued, has become impractical to use, and/or is otherwise not readily ascertainable from the Federal Home Loan Mortgage Corporation.

Scott Schwab
Secretary of State

Doc. No. 050856

State of Kansas

Advisory Committee on Trauma

Notice of Meeting

The Advisory Committee on Trauma will meet from 9:00 a.m. to 12:00 p.m. Wednesday, February 1, 2023, via Zoom. Please contact Wendy O'Hare at Wendy.OHare@ks.gov for a meeting invitation (Zoom account not required) and/or for conference call-in information.

Janet Stanek
Secretary
Department of Health and Environment

Doc. No. 050846

State of Kansas

**Department of Administration
Office of Facilities and Property Management**

Notice of Requested On-Call Engineering Services

Notice is hereby given of the commencement of the selection process for on-call fire protection engineering services for the Kansas Department of Administration – Office of Facilities and Property Management (OFPM). Firms will be asked to design fire alarm and fire sprin-

kler systems and troubleshoot existing systems; produce code footprints for review and approval; and other code services for OFPM and other state agencies throughout the state of Kansas. If all requested services are not available within the proposer's office, please identify the consultant that will be assisting the proposing firm. Services are required for restricted (small) projects with a project budget of \$1,000,000 or less. The contract will be for three years with two one-year renewal options.

For more information, contact Mark Wendland at 785-559-8197 or at mark.wendland@ks.gov. Firms interested in providing these services should be familiar with the requirements which can be found in Part B-Chapter 4 of the Building Design and Construction Manual at the website below.

To be considered, one (1) PDF file of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. These forms may be found at <https://admin.ks.gov/offices/facilities-property-management/design-construction--compliance/forms-and-documents>. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation, and an abbreviated project name in the title of the PDF document. Proposals should be less than 5 Mb and follow the current State Building Advisory Commission guidelines which can be found in Part B – Chapter 2 of the Building Design and Construction Manual at <https://admin.ks.gov/offices/facilities-property-management/design-construction--compliance/building-design-and-construction-manual-bdcm>. Paper copies and flash drives containing copies of the proposals are not required.

Proposals should be sent to professional.qualifications@ks.gov. Proposals received after the date and time noted below will not be forwarded to the State Building Advisory Commission for review. If you have questions, call Randy Riveland at 785-296-0749. The PDF proposal submissions shall be delivered to the attention of State Building Advisory Commission by 2:00 p.m. on or before February 17, 2023.

The State of Kansas, as a matter of public policy, encourages anyone doing business with the State of Kansas to take steps to discourage human trafficking. If prospective bidders/vendors/contractors have any policies or participate in any initiatives that discourage human trafficking, then the prospective bidder/vendor/contractor is encouraged to submit same as part of their bid response.

Frank Burnam
Director
Office of Facilities and Property Management
Department of Administration

Doc. No. 050849

State of Kansas

Wichita State University

Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to
(continued)

lease, subject to all required state approvals, up to 1.22 acres of real property located on the northwest corner of the intersection of Fountain Avenue and 21st Street North, directly adjacent to the Wichita State University campus. This location would be designated for private development committed to supporting broadband infrastructure and Internet exchanges. The university is interested in leasing such ground to any individual, organization, or entity whose presence would advance WSU's vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. WSU intends to lease such space for a mutually agreeable period of time, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with WSU's educational mission and identify anticipated benefits to the university, its students, and the surrounding community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, community benefit commitments, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU and the surrounding community, design concepts, financial stability, and proposed use. Interested tenants will be responsible for all costs associated with the development and ongoing maintenance costs of any improvements. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of the improvement, and benefit to WSU. WSU will consider serious offers and inquiries from any financially qualified individual, group, organization. If interested, please contact Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman
University Property Manager
Office of the Vice President for
Administration and Finance
Wichita State University

Doc. No. 050836

State of Kansas

Wichita State University

Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to four acres of real property located on the Wichita State University's campus designated as the "Innovation Campus," for the private development and operation of a partnership building or buildings. The university is interested in leasing such ground to any individual, organization, or entity whose presence on campus would advance the university's applied learning vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. The university intends to lease such space for a mutually agreeable period of time up to sixty years, but extend-

ed terms and renewal options would be considered. Interested tenants must be willing to be a good fit with the university's educational mission and identify anticipated benefits to the university, its students, and the WSU community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU, design concepts, financial stability, and proposed use. Interested tenants will be required to construct adjacent and adequate surface parking that will not be included in the leased ground. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of building improvement, and benefit to the university. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Senior Vice President for Industry and Defense Programs, Dr. John Tomblin at john.tomblin@wichita.edu or Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman
University Property Manager
Office of the Vice President for
Administration and Finance

Doc. No. 050837

State of Kansas

Board of Regents Universities

Notice to Bidders

The universities of the Kansas Board of Regents encourage interested vendors to visit the various universities' purchasing offices' websites for a listing of all transactions, including construction projects, for which the universities' purchasing offices, or one of the consortia commonly utilized by the universities, are seeking information, competitive bids, or proposals. The referenced construction projects may include project delivery construction procurement act projects pursuant to K.S.A. 76-7,125 et seq.

Emporia State University – Bid postings: <https://www.emporia.edu/about-emporia-state-university/business-office/purchasing>. Additional contact info: phone: 620-341-5137, email: purchaseorders@emporia.edu. Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Cir., Emporia, KS 66801.

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

Kansas State University – Bid postings: <https://dfs.ksucloud.net/rfq>. All bids must be submitted via Kansas State University's Vendor Bid Submission Secure File Upload portal, <https://www.k-state.edu/finsvcs/purchasing/bidsubmission.html>. Division of Financial Services/Pur-

chasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506. Additional contact info: phone: 785-532- 6214, email: kspurch@k-state.edu.

Pittsburg State University – Bid postings: <https://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4167, email: swburke@pittstate.edu. Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762.

University of Kansas – Electronic bid postings: <http://www.procurement.ku.edu>. Due to Covid-19, the University of Kansas will not accept paper bids until further notice. Additional contact info: email: purchasing@ku.edu. Mailing address: University of Kansas, Procurement Department, 1246 W. Campus Rd., Room 20, Lawrence, KS 66045.

University of Kansas Medical Center – Electronic bid postings: <http://www.kumc.edu/finance/purchasing/bid-opportunities.html>. Additional contact info: phone: 913-588-1117. Email: hunkemoore@kumc.edu. Due to Covid-19, the University of Kansas Medical Center will not be accepting paper bids until further notice.

Wichita State University – Bid postings: https://www.wichita.edu/services/purchasing/Bid_Documents/Bid_Documents.php. Additional contact info: phone: 316-978-3080, fax: 316-978-3738, email: purchasing.office@wichita.edu. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 38, Wichita, KS 67260-0038.

Ephrom Marks
Assistant Director
Purchasing/Strategic Sourcing
University of Kansas

Doc. No. 050524

**State of Kansas
Department of Transportation**

Notice to Bidders

Sealed bids for 10-ton utility trailers will be accepted by the Kansas Department of Transportation (KDOT) until 2:00 p.m. February 14, 2023. The Invitation for Bid document can be accessed at <https://admin.ks.gov/offices/procurement-contracts/bidding--contracts>.

All bids shall be submitted electronically via email to KDOT#Procurement@ks.gov clearly marked as Bid Event 0008980.

Pam Anderson
Director
Fiscal and Asset Management
Department of Transportation

Doc. No. 050850

**State of Kansas
Department of Transportation**

Notice to Bidders

Sealed bids for sign trailers will be accepted by the Kansas Department of Transportation (KDOT) until 2:00 p.m. February 14, 2023. The Invitation for Bid doc-

ument can be accessed at <https://admin.ks.gov/offices/procurement-contracts/bidding--contracts>.

All bids shall be submitted electronically via email to KDOT#Procurement@ks.gov clearly marked as Bid Event 0008978.

Pam Anderson
Director
Fiscal and Asset Management
Department of Transportation

Doc. No. 050851

(Published in the Kansas Register February 2, 2023.)

North Central Regional Planning Commission

Notice to Bidders

Request for bids for two radio sustainment service monitors will be accepted by the North Central Regional Planning Commission (NCRPC) until 10:00 a.m. (Central Time) Tuesday, February 21, 2023, at 109 N. Mill St., Beloit, KS 67420, at which time they will be publicly opened and read aloud at the same address. Copies of the Request for Bid and project specifications can be accessed by going to <http://procurement.ncrpc.org/HS/projects.html> or by contacting the NCRPC at 785-738-2218 or hlscoordinator@ncrpc.org. This action is being taken on behalf of the South Central Kansas Regional Homeland Security Council. Estimated project value exceeds \$25,000.

Lisa Peters
Homeland Security Coordinator
Assistant Executive Director
North Central Regional Planning Commission

Doc. No. 050852

**State of Kansas
Department of Health and Environment**

Notice Concerning Proposed Kansas Air Quality Class I Operating Permit Renewal

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

Kingman Municipal Power Plant, 324 N. Main St., Kingman, KS 67068, owns and operates a municipal power plant located at 405 W. Sherman St., Kingman, KS 67068.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS
(continued)

66612-1366 and at the South Central District Office, 300 W. Douglas, Suite 700, Wichita, KS 67202. To obtain or review the proposed permit and supporting documentation, contact Eric Parker, 785-296-4174, at the central office of the KDHE or Joshua Webb, 316-337-6020, at the South Central District Office. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <https://www.kdhe.ks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Eric Parker, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, March 6, 2023.

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 Eric Parker, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, March 6, 2023, in order for the Secretary of Health and Environment to consider the request.

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

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

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 050847

State of Kansas

Department of Health and Environment

Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various

draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

Public Notice No. KS-AG-23-019

Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant	Owner of Property Where Facility Will Be Located	Legal Description	Receiving Water
Summit Producers Company 292 Quivira Rd. Marquette, KS 67464	J-Six Enterprises, LLC 604 Nemaha St. Seneca, KS 66538	SE/4 of Section 09 T18S, R05W McPherson County	Smoky Hills River Basin
		Kansas Permit No. A-SHMP-H001 Federal Permit No. KS0086291	

This is notification KDHE has received a complete permit application for the operation of an existing swine waste management facility capable of housing 7,078 head (2,831.2 animal units) of swine weighing more than 55 pounds each, and 8,720 head (872 animal units) of swine weighing less than 55 pounds each, for a total of 3,703.2 animal units. The complete application can be viewed at the office of the McPherson County Clerk, the KDHE District Office in Salina, Kansas or the KDHE Main Office in Topeka, Kansas. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

Public Notice No. KS-AG-23-020/023

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Golden Belt Feeders, Inc. Kyle Kaiser 1149 NW 10th Ave. St. John, KS 67576	Parts of Sections 17 & 19 and Parts of Sections 20, 21 & 28 T22S, R13W Stafford County	Upper Arkansas River Basin
		Kansas Permit No. A-ARSF-C001 Federal Permit No. KS0115240

The proposed action is to modify and reissue the existing NPDES permit for a facility for a proposed maximum capacity of 29,000 head of cattle weighing more than 700 pounds (29,000 animal units). This represents an increase in the permitted animal units from the previous permit. This permit is also being modified to incorporate the Merlin Grimes Highway Pens facility, with the addition of 2.0 acres of open lot pens. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Doug Toll PO Box 186 Clifton, KS 66937	SW/4 of Section 25 T05S, R01E Washington County	Lower Republican River Basin

Kansas Permit No. A-LRWS-S042

The proposed action is to modify and reissue an existing NPDES permit to a state permit for an existing facility for 2,499 head (999.6 animal units) of swine more than 55 pounds. This is a decrease in animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Tiffany Cattle Co., Inc. 1333 S. 2500 Rd. Herington, KS 67449	SE/4 of Section 20 & S/2 of the NE/4 of Section 20 T18S, R04W McPherson County	Smoky Hill River Basin

Kansas Permit No. A-SHMP-C001
Federal Permit No. KS0116351

The proposed action is to reissue an existing NPDES permit for an existing facility for 13,000 head (13,000 animal units) of beef cattle weighing more than 700 pounds. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Chuck Springer – Box Facility 6264 CR 1950 Elk City, KS 67344	SW/4 of Section 04 T31S, R14E Montgomery County	Verdigris River Basin

Kansas Permit No. A-VEMG-H010
Federal Permit No. KS0095346

The proposed action is to reissue an existing NPDES permit for an existing facility for 5,660 head (2,264 animal units) of swine weighing more than 55 pounds and 4,220 head (422 animal units) of swine weighing 55 pounds or less; for a total of 2,686 animal units of swine. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Public Notice No. KS-AG-R-23-002

Per Kansas Statutes Annotated 65-171d, the following registration has been received for a proposed facility:

Name and Address of Registrant	Legal Description	County
Reed Ranch & Cattle, LLC James Reed 2169 Road 400 Burlingame, KS 66413	W/2 of the SE/4 of Section 16 T15S, R13E	Wabaunsee

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 (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or before March 4, 2023 will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-23-019/023, KS-AG-R-23-002) and name of the applicant/permittee when preparing comments.

All comments received will be responded to at the time the Secretary of Health and Environment issues a determination regarding final agency action on each draft document/application. If response to any draft doc-

ument/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). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

Comments or objections for agricultural related draft documents, permit applications, registrations or actions should be submitted to the attention of Paige Drury, Livestock Waste Management Section at the KDHE, Bureau of Environmental Field Services (BEFS), 1000 SW Jackson, Suite 430, Topeka, KS 66612. Comments or objections for all other proposed permits or actions should be sent to Michael Beezhold at the KDHE, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612.

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting Mirina Landry at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone 785-296-0076 or email at kdhe.feedlots@ks.gov. For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Neal Niceswanger, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone 785-296-6804 or email at Neal.Niceswanger@ks.gov. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available at <http://www.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 050855

State of Kansas

Legislative Administrative Services

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced January 19–25 during the 2023 session of the Kansas Legislature. Full text of bills, bill tracking, and other information may be accessed at <http://www.kslegislature.org/li/>.

House Bills

HB 2080, AN ACT concerning virtual schools; relating to state assessments; authorizing students enrolled in virtual school to take virtual state assessments; amending K.S.A. 72-3711 and repealing the existing section, by Committee on Education.

HB 2081, AN ACT establishing the aspiring future teacher of the year scholarship program; making and concerning appropriations for the fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, and June 30, 2028, for the department of education for such scholarships, by Committee on Education.

HB 2082, AN ACT concerning counties; allowing counties to create a code inspection and enforcement fund and expanding the county equipment reserve fund to include electronic technology; allowing counties to create a municipalities fight addiction fund for the expenditure of opioid settlement monies received pursuant to the Kansas fights
(continued)

addiction act; amending K.S.A. 19-119 and repealing the existing section, by Committee on Local Government.

HB 2083, AN ACT concerning real property; creating the Kansas vacant property act; prohibiting municipalities from imposing certain fees and other requirements on vacant property, by Committee on Local Government.

HB 2084, AN ACT concerning food products; regulating the preparation, distribution and sale of kratom products; prohibiting the preparation, distribution and sale of adulterated or contaminated kratom products; establishing fines and penalties; requiring the secretary of agriculture to adopt rules and regulations to administer the act, by Committee on Federal and State Affairs.

HB 2085, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; including certain juvenile corrections officer positions in the definition of "security officer" for purposes of determining retirement dates, benefits and the employer contribution rate for certain employees of the department of corrections; amending K.S.A. 74-4914a and 74-4914e and repealing the existing sections, by Representative Proctor.

HB 2086, AN ACT concerning elections; relating to election procedures; clarifying duties and qualifications of certain election officials; redefining certain election crimes; amending K.S.A. 10-120, 15-809, 19-303, 19-804, 19-3419, 19-3422, 19-3439, 25-105, 25-203, 25-208a, 25-211, 25-212, 25-213, 25-303, 25-305, 25-308, 25-321, 25-432, 25-433, 25-604, 25-610, 25-901, 25-1122, 25-1214, 25-1903, 25-2005, 25-2008, 25-2018, 25-2021, 25-21a02, 25-2310, 25-2507, 25-26a03, 25-2702, 25-2703, 25-2704, 25-2705, 25-2706, 25-2805, 25-2812, 25-2905, 25-3002, 25-3005, 25-3005a, 25-3104, 25-3107, 25-3201, 25-3301, 25-3303, 25-3304, 25-3801, 25-4004, 25-4005, 25-4148d, 25-4322, 25-4612, 25-4703, 25-4709 and 71-1415 and K.S.A. 2022 Supp. 19-3424, 25-3009 and 25-4414 and repealing the existing sections; also repealing K.S.A. 25-222, 25-305b, 25-1709, 25-1710, 25-2601, 25-4502, 25-4503, 25-4505, 25-4506, 25-4507 and 25-4508, by Committee on Elections.

HB 2087, AN ACT concerning elections; relating to selection of presidential electors; directing political parties to have procedures for the selection of presidential electors; amending K.S.A. 25-301, 25-801, 25-802, 25-804 and 25-1435 and repealing the existing sections; also repealing K.S.A. 25-803, by Committee on Elections.

HB 2088, AN ACT concerning the state capitol; relating to permanent displays and murals; directing the capitol preservation committee to develop and approve plans for a mural honoring the 1st Kansas (Colored) Voluntary Infantry regiment; creating the 1st Kansas (Colored) Voluntary Infantry regiment mural fund; amending K.S.A. 75-2264 and repealing the existing section, by Representative Winn.

HB 2089, AN ACT concerning insurance; relating to prepaid service plans; certificates of registration; discontinuing annual registration fees for such plans; modifying the requirement to report individuals who solicit memberships on behalf of such plans from semi-annually to annually and upon application for registration; amending K.S.A. 40-4209 and repealing the existing section; also repealing K.S.A. 40-4203, by Committee on Insurance.

HB 2090, AN ACT concerning insurance; relating to the uniform insurance agents licensure act; public adjusters licensing act; authorizing the commissioner of insurance to set the amount of certain fees; requiring information obtained from background checks, fingerprinting and criminal history records checks be used solely for the purpose of verifying the identification of an applicant and the fitness of an applicant to be issued a license as an insurance agent; amending K.S.A. 40-4905, 40-4906 and 40-5505 and repealing the existing sections, by Committee on Insurance.

HB 2091, AN ACT concerning agriculture; relating to the Kansas department of agriculture; requiring the secretary of agriculture to establish a division of sustainable agriculture that shall apply for federal grant funds under the greenhouse gas reduction fund to assist farmers in converting to renewable energy and sustainable agriculture practices, by Representatives Murphy, Seiwert and Highberger.

HB 2092, AN ACT concerning municipal universities; relating to the membership of the Washburn university board of regents; reapportioning the districts of certain members thereof; amending K.S.A. 13-13a04 and 13-13a05 and repealing the existing sections, by Representatives Miller, V., Alcala, Borjon, Corbet, Haskins, F. Patton, Schlingensiepen and Weigel.

HB 2093, AN ACT concerning insurance; relating to certain group-funded insurance pools; discontinuing payments paid to the group-funded pools fee fund and the group-funded workers' compensation fee fund; transferring such balances and abolishing such funds;

establishing the group-funded pools refund fund; refunding the balance thereof and abolishing such fund on July 1, 2024; amending K.S.A. 44-588 and repealing the existing section; also repealing K.S.A. 12-2623 and 44-587, by Committee on Insurance.

HB 2094, AN ACT concerning insurance; relating to health maintenance organizations and medicare provider organizations; applications for certificates of authority; specifying certain requirements necessary to demonstrate fiscal soundness; amending K.S.A. 40-3203 and repealing the existing section, by Committee on Insurance.

HB 2095, AN ACT concerning insurance; relating to coverage for autism spectrum disorder; changing the required number of employees contained in the definitions of "large employer" and "small employer"; amending K.S.A. 40-2,194 and repealing the existing section, by Committee on Insurance.

HB 2096, AN ACT concerning insurance; relating to premium tax; adjusting the basis upon which certain premium tax calculations are made; requiring such premium taxes to be paid 90 days after each calendar year and basing such premium taxes upon the gross premiums collected for the previous calendar year; amending K.S.A. 12-2624 and 44-588 and repealing the existing sections, by Committee on Insurance.

HB 2097, AN ACT concerning insurance; relating to penalties; failure of agents or brokers to pay premiums; removing the requirement of a documented written demand for premiums as part of a prima facie case; amending K.S.A. 40-247 and repealing the existing section, by Committee on Insurance.

HB 2098, AN ACT concerning insurance; relating to insurance laws and enforcement thereof; adding certain legal entities to the definition of "person"; amending K.S.A. 40-2,125 and repealing the existing section, by Committee on Insurance.

HB 2099, AN ACT concerning insurance; relating to third party administrators; discontinuing certain exemptions from the pharmacy benefits manager licensure act; amending K.S.A. 2022 Supp. 40-3821 and repealing the existing section, by Committee on Insurance.

HB 2100, AN ACT concerning insurance; relating to risk-based capital requirements; updating the version of instructions in effect; amending K.S.A. 2022 Supp. 40-2c01 and repealing the existing section, by Committee on Insurance.

HB 2101, AN ACT concerning real estate transactions; regulating contract for deed transactions; making certain deceptive actions violations of the consumer protection act, by Committee on Financial Institutions and Pensions.

HB 2102, AN ACT making and concerning appropriations for the fiscal year ending June 30, 2023, for the state treasurer; relating to the repurchase of certain revenue bonds issued to finance the unfunded actuarial pension liability of the Kansas public employees retirement system, by Committee on Financial Institutions and Pensions.

HB 2103, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; Kansas public employees retirement fund; investment standards; eliminating the statutory 15% alternative investment percentage limit thereto; requiring the board of trustees to set alternative investment percentage limit; amending K.S.A. 2022 Supp. 74-4921 and repealing the existing section, by Committee on Financial Institutions and Pensions.

HB 2104, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; probation or assignment to community corrections; setting maximum supervision terms; defining early discharge options; amending K.S.A. 2022 Supp. 21-6608 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2105, AN ACT concerning financial institutions; relating to earned wage access services; enacting the Kansas earned wage access services act; establishing the administration of such act by the office of the state bank commissioner; providing for registration, bond requirements; duties, prohibited acts, reports, records retention, orders, civil fines, penalties and fees, by Committee on Financial Institutions and Pensions.

HB 2106, AN ACT concerning taxation; relating to sales and compensating use tax; providing for a sales tax exemption for sales of property and services used in the provision of communications services; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2107, AN ACT concerning income taxation; relating to the determination of Kansas adjusted gross income; increasing the income limit to qualify for the subtraction modification for social security income; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2108, AN ACT concerning sales taxation; relating to exemptions; providing an exemption for sales of certain school supplies,

computers and clothing during an annual sales tax holiday, by Committee on Taxation.

HB 2109, AN ACT concerning income taxation; relating to the determination of Kansas adjusted gross income; increasing the income limit to qualify for a subtraction modification for social security income; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2110, AN ACT concerning income taxation; relating to apportionment of business income; allowing sales factor for certain taxpayers; election; requiring the secretary of revenue to report to the legislature; amending K.S.A. 79-3271 and 79-3279 and repealing the existing sections, by Committee on Taxation.

HB 2111, AN ACT concerning taxation; relating to sales and compensating use tax; reducing the rate of tax on sales of food and food ingredients; providing an exemption for sales of children's diapers and feminine hygiene products; relating to STAR bonds; establishing the STAR bonds food sales tax revenue replacement fund and providing certain transfers thereto; altering the calculation for STAR bond districts; relating to income tax; discontinuing the food sales tax credit; amending K.S.A. 12-17,162 and K.S.A. 2022 Supp. 79-32,271, 79-3603, 79-3603d, 79-3606, 79-3620, 79-3703 and 79-3710 and repealing the existing sections, by Committee on Taxation.

HB 2112, AN ACT concerning children and minors; relating to the revised Kansas code for care of children; enacting the Representative Gail Finney foster care bill of rights; establishing certain rights for children in need of care and foster parents, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2113, AN ACT concerning expungement; relating to expungement under the Kansas code of procedure for municipal courts, the Kansas criminal code and the revised Kansas juvenile justice code; prohibiting denial of a petition for expungement due to the petitioner's inability to pay outstanding costs, fees, fines or restitution; providing that the waiting period for expungement starts on the date of conviction or adjudication; authorizing expungement of a juvenile adjudication if the juvenile has not committed a felony offense in the previous two years; amending K.S.A. 12-4516 and 38-2312 and K.S.A. 2022 Supp. 21-6614 and repealing the existing sections, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2114, AN ACT concerning the joint committee on corrections and juvenile justice oversight; renaming the committee in honor of Representative J. Russell (Russ) Jennings; requiring the committee to monitor the implementation of juvenile justice reform and the work of the juvenile justice oversight committee; amending K.S.A. 46-2801, 65-536 and 74-9101 and repealing the existing sections; also repealing K.S.A. 46-2802, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2115, AN ACT concerning the revised Kansas juvenile justice code; prohibiting the use of restraints during hearings; authorizing exceptions if the court holds a hearing and makes certain findings on the record; defining hearing under the code; amending K.S.A. 38-2302 and 38-2353 and repealing the existing sections, by Committee on Joint Committee on Corrections and Juvenile Justice Oversight.

HB 2116, AN ACT concerning elections; regarding voter registration rolls; requiring the secretary of state to join the electronic registration information center, by Committee on Elections.

HB 2117, AN ACT concerning elections; relating to voter registration; requiring the secretary of state to use the systematic alien verification for entitlements program to check citizenship status of persons registering to vote, by Committee on Elections.

HB 2118, AN ACT concerning elections; regarding voter registrations; requiring the secretary of state to cross-check voter registration rolls with lists of state welfare recipients, by Committee on Elections.

HB 2119, AN ACT concerning elections; relating to precinct committeemen and committeewomen; requiring such elected officials to report certain information to the county clerk; amending K.S.A. 25-3801 and repealing the existing section, by Committee on Elections.

HB 2120, AN ACT concerning elections; regarding voter registration rolls; requiring the secretary of state to investigate discrepancies in names and multiple voters at the same residential area address, by Committee on Elections.

HB 2121, AN ACT concerning crimes, punishment and criminal procedure; relating to trials; speedy trial; providing reasons for granting a request to be discharged from criminal liability; addressing time assessed during the COVID-19 public health emergency; amending K.S.A. 2022 Supp. 22-3402 and repealing the existing section, by Committee on Judiciary.

HB 2122, AN ACT concerning elections; regarding advance voting; requiring a witness for each signature on an advance voting ballot envelope; limiting such witness to not more than 10 such envelopes; amending K.S.A. 25-1121 and K.S.A. 2022 Supp. 25-1124 and repealing the existing sections, by Committee on Elections.

HB 2123, AN ACT concerning economic development; enacting the right-to-start act; relating to the department of commerce; establishing the office of entrepreneurship within the department of commerce; encouraging that 5% of state contracts and certain incentive funding go toward Kansas businesses that have been in operation for less than five years; the elimination of first-year business fees; requiring the office of entrepreneurship to submit an annual report to the house standing committee on commerce, labor and economic development and the senate standing committee on commerce, by Committee on Commerce, Labor and Economic Development.

HB 2124, AN ACT concerning alcoholic beverages; relating to the Kansas cereal malt beverage act; allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of such businesses' gross receipts be derived from the sale of food; amending K.S.A. 2022 Supp. 41-2704 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2125, AN ACT concerning the Kansas state board of cosmetology; relating to powers, duties and functions thereof; requiring certain administrative actions to be in accordance with the Kansas administrative procedure act and reviewable under the Kansas judicial review act; providing for charitable event permits and demonstration permits to provide tattooing, cosmetic tattooing or body piercing services; authorizing cease and desist orders against unlicensed providers of tattooing, cosmetic tattooing or body piercing services; amending K.S.A. 65-1941 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2126, AN ACT concerning health and healthcare; relating to medications; authorizing the over-the-counter purchase of ivermectin tablets and hydroxychloroquine tablets, by Representatives Fairchild, Barth, Droge, Goetz, Jacobs, Murphy, Poetter, Proctor, Rhuley, Roth and Schmoel.

HB 2127, AN ACT concerning the Kansas probate code; adjusting time requirements linked to notice by publication and mailing; relating to hearing dates; sales at public auction; amending K.S.A. 59-2209 and 59-2308 and repealing the existing sections, by Committee on Judiciary.

HB 2128, AN ACT concerning crimes, punishment and criminal procedure; relating to intimate partners; creating definitions in the Kansas criminal code; requiring law enforcement policies to apply to intimate partner violence; certain considerations to be made when determining bond; amending K.S.A. 22-2803 and K.S.A. 2022 Supp. 21-5111, 22-2307 and 22-2802 and repealing the existing sections, by Committee on Judiciary.

HB 2129, AN ACT concerning crimes, punishment and criminal procedure; relating to identification and detection of crimes and criminals; petitions for forensic DNA testing; requiring defendants to notify the court and request a hearing when such testing is complete; amending K.S.A. 2022 Supp. 21-2512 and repealing the existing section, by Committee on Judiciary.

HB 2130, AN ACT concerning the Kansas probate code; increasing certain dollar amounts; relating to allowance to spouse and minor children; supplemental elective share amount; transfers within two years of death; homestead or homestead allowance; payment of benefits to certain relatives; small estates affidavit for personal property; remission of court costs for small estates; exhibition of demands and allowance without a hearing; refusal to grant letters of administration; appealable orders and bond; requests for transfer from magistrate to district judge; amending K.S.A. 59-6a202, 59-6a205, 59-1507a, 59-2215 and 59-2237 and K.S.A. 2022 Supp. 59-403, 59-6a215, 59-1507b, 59-2287, 59-2401 and 59-2402a and repealing the existing sections, by Committee on Judiciary.

HB 2131, AN ACT concerning the judicial council; relating to duties and mission; amending K.S.A. 20-2203 and repealing the existing section, by Committee on Judiciary.

HB 2132, AN ACT concerning postsecondary education; relating to the Kansas promise scholarship act; expanding the eligible fields of study; establishing a maximum scholarship amount for certain private postsecondary institutions; amending K.S.A. 2022 Supp. 74-32,272, 74-32,273 and 74-32,274 and repealing the existing sections, by Committee on Appropriations.

HB 2133, AN ACT concerning financial institutions; relating to payments made with credit and debit cards; allowing a surcharge for use
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of such cards; amending K.S.A. 12-16,125 and 72-1176 and K.S.A. 2022 Supp. 19-122 and 75-30,100 and repealing the existing sections; also repealing K.S.A. 2022 Supp. 16a-2-403, by Committee on Financial Institutions and Pensions.

HB 2134, AN ACT concerning sales and compensating use tax; relating to motor vehicles; providing for a deduction for calculating tax owed when selling a recently purchased vehicle that is a wrecked or damaged vehicle and purchasing a subsequent vehicle; amending K.S.A. 12-199 and repealing the existing section, by Committee on Taxation.

HB 2135, AN ACT concerning taxation; relating to income, privilege and premium tax credits; establishing a tax credit for contributions to eligible charitable organizations operating pregnancy centers or residential maternity facilities, by Committee on Taxation.

HB 2136, AN ACT concerning income taxation; relating to the determination of Kansas adjusted gross income; providing a subtraction modification for sales of property subject to eminent domain; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2137, AN ACT concerning property taxation; relating to tax levy rates; authorizing taxing subdivisions to send notices required to exceed the revenue neutral rate if the county clerk fails to send such notice; providing for reimbursement of printing and postage costs; amending K.S.A. 2022 Supp. 79-2988 and 79-2989 and repealing the existing sections, by Committee on Taxation.

HB 2138, AN ACT concerning education; relating to career technical education; creating the career technical education credential and transition incentive for employment success act; providing state aid to school districts for students who obtain a credential; establishing the career technical education credential and transition incentive fund, by Committee on Education.

HB 2139, AN ACT concerning crimes, punishment and criminal procedure; relating to sports officials; creating the crime of abuse of a sports official and providing penalties therefor, by Committee on Education.

HB 2140, AN ACT concerning food assistance; increasing the age range of able-bodied adults without dependents required to complete an employment and training program to receive food assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, by Committee on Welfare Reform.

HB 2141, AN ACT concerning food assistance; requiring cooperation with child support to determine food assistance eligibility for custodial and non-custodial parents; disqualifying such parents from food assistance when delinquent in child support payments; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, by Committee on Welfare Reform.

HB 2142, AN ACT concerning schools and school districts; relating to the health and safety of school drinking water; creating the get the lead out of school drinking water act; requiring schools to comply with legal limits on lead content in school drinking water; establishing the get the lead out of school drinking water grant fund, by Committee on Education.

HB 2143, AN ACT concerning school districts; relating to bullying; requiring adoption of policies prohibiting and preventing bullying; amending K.S.A. 72-6147 and repealing the existing section, by Committee on Education.

HB 2144, AN ACT concerning trusts; authorizing modification of a noncharitable irrevocable trust to provide that the rule against perpetuities is inapplicable; providing that the Kansas uniform statutory rule against perpetuities is inapplicable to trusts under certain circumstances; modifying the definition of resident trust in the Kansas income tax act; amending K.S.A. 59-3404 and K.S.A. 2022 Supp. 58a-411 and 79-32,109 and repealing the existing sections, by Committee on Judiciary.

HB 2145, AN ACT concerning cities; relating to city elections; extending voter franchise to qualified electors living in areas subject to extraterritorial zoning or subdivision regulations; amending K.S.A. 12-184b and repealing the existing section, by Representative Blew.

HB 2146, AN ACT concerning traffic regulations; relating to the uniform fine schedule for traffic infractions; increasing penalties for operating a vehicle in excess of 30 miles per hour over the speed limit; amending K.S.A. 8-2118 and repealing the existing section, by Committee on Transportation.

HB 2147, AN ACT concerning motor vehicles; relating to abandoned or towed vehicles; requiring an individual or agency to acquire a certificate of title before selling an abandoned or towed vehicle; exempting such abandoned or towed vehicles from vehicle registration requirements; exempting individuals or agencies selling such abandoned or towed vehicles from the vehicle dealers and manufacturers licensing

act; amending K.S.A. 8-128, 8-1102, 8-1103, 8-1104 and 8-2403 and repealing the existing sections, by Committee on Transportation.

HB 2148, AN ACT concerning vehicles; relating to registration and titles; increasing fees for certain services provided by county treasurers and the division of vehicles; decreasing fees associated with administrative costs for such services; modifying the disposition of certain registration and titling fees; eliminating the division of vehicles modernization surcharge; amending K.S.A. 8-132, 8-135, 8-135a, 8-139, 8-143, 8-143j, 8-145, 8-145d, 8-167, 8-170, 8-172, 8-195, 8-198, 74-2013 and 79-3604 and K.S.A. 2022 Supp. 58-4204 and repealing the existing sections; also repealing K.S.A. 75-5160, by Committee on Transportation.

HB 2149, AN ACT concerning motor vehicles; relating to distinctive license plates; allowing distinctive license plates to be personalized license plates; amending K.S.A. 8-1,141 and repealing the existing section, by Committee on Transportation.

HB 2150, AN ACT concerning planning and zoning; relating to planning and zoning by a city; repealing the authority of a city to adopt planning and zoning regulations for land located outside of such city; amending K.S.A. 12-749 and repealing the existing section; also repealing K.S.A. 12-715b, 12-715c and 12-715d, by Representatives Corbet, Buehler, Clifford, Ellis, Fairchild, Garber, Helgerson, Hoffman, Jacobs, Mason, Neelly, F. Patton, Poetter, Proctor, Rahjes, Rhiley, Sanders, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Turk, Waggoner, Waymaster and Williams, K..

HB 2151, AN ACT concerning the secretary of corrections; relating to custody of inmates; requiring the secretary to notify certain persons when an inmate is released from custody, by Committee on Federal and State Affairs.

HB 2152, AN ACT concerning education; requiring the display of the national motto in public schools, colleges and universities, by Committee on Federal and State Affairs.

HB 2153, AN ACT concerning human trafficking; relating to the attorney general; authorizing the attorney general to coordinate training regarding a multidisciplinary team approach to intervention for law enforcement agencies; requiring training on human trafficking awareness and identification for certain child welfare agencies, juvenile justice agencies, mental health professionals and school personnel; amending K.S.A. 75-756 and repealing the existing section, by Committee on Child Welfare and Foster Care.

HB 2154, AN ACT concerning public utilities; relating to the regulation and oversight of public utilities; providing for the statewide election of the commissioners of the state corporation commission; establishing an election schedule for the election of such commissioners; authorizing gubernatorial appointments until commissioners are elected; relating to the attorney general; requiring the office of the attorney general to represent and protect the collective interests of utility customers in utility rate-related proceedings before the state corporation commission and in any other judicial or administrative proceeding; establishing the utilities regulation division within the office of the attorney general and providing duties therefor; exempting the state corporation commission from the open meetings act; amending K.S.A. 25-101, 25-101a, 25-4001, 25-4142, 66-117a, 66-1236, 66-1502, 66-1503, 66-2204, 74-601, 74-605, 74-630 and 75-4318 and K.S.A. 2022 Supp. 66-1,251 and repealing the existing sections, by Committee on Energy, Utilities and Telecommunications.

HB 2155, AN ACT concerning electric utilities; relating to the state corporation commission; requiring the commission to evaluate the regional rate competitiveness of an electric utility's rates in rate proceedings; amending K.S.A. 66-101b and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

HB 2156, AN ACT concerning public utilities; relating to the state corporation commission; authorizing public utilities to establish rates to benefit low-income residential customers, by Committee on Energy, Utilities and Telecommunications.

HB 2157, AN ACT concerning postsecondary educational institutions; creating the campus intellectual diversity act; requiring an office of public policy events at each postsecondary educational institution, by Representative Garber.

HB 2158, AN ACT concerning postsecondary educational institutions; creating the campus free speech act; requiring the governing body of each such institution to adopt a policy of free expression; establishing a committee on free expression at each such institution; providing a cause of action for violations of the act, by Representative Garber.

HB 2159, AN ACT concerning the department of health and environment; relating to fees established for the regulation of wastewater treatment facilities, water wells and underground injection control

wells; providing for additional sources of revenue for the water program management fund; authorizing the secretary of health and environment to establish additional fees for the regulation of underground injection control wells; amending K.S.A. 65-166b, 65-4514 and 82a-1206 and K.S.A. 2022 Supp. 55-1,117 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

HB 2160, AN ACT concerning traffic regulations; relating to the secured loading of vehicles; exempting the transport of cotton bales from the secured load requirements under certain conditions; amending K.S.A. 8-1906 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2161, AN ACT concerning health and healthcare; enacting the patient right to visitation act; relating to hospitals, adult care homes and hospice facilities; requiring in-person visitation in certain circumstances, by Committee on Health and Human Services.

HB 2162, AN ACT concerning taxation; relating to sales and compensating use tax; providing for sales tax exemption for hygiene products; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Representatives Miller, V., Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgeson, Highberger, Hougland, Hoye, Martinez, Melton, Meyer, Miller, D., Miller, S., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Robinson, Ruiz, L., Ruiz, S., Sawyer, Clayton, Schlingensiepen, Smith, C., Stogsdill, Vaughn, Weigel, Winn, Woodard and Xu.

HB 2163, AN ACT concerning school districts; relating to teacher employment contracts; requiring due process procedures when non-renewing or terminating certain contracts; amending K.S.A. 72-2252, 72-2253, 72-2254 and 72-2260 and repealing the existing sections, by Committee on Education.

HB 2164, AN ACT concerning elections; relating to election crimes; creating the crime of elector fraud and providing penalties therefor, by Committee on Elections.

HB 2165, AN ACT concerning campaign finance; relating to governmental ethics; extending the time frame for governmental ethics commission hearings; making technical amendments; amending K.S.A. 25-4148, 25-4156, 25-4161, 25-4174, 46-255, 46-256, 46-265 and 46-280 and repealing the existing sections, by Committee on Elections.

HB 2166, AN ACT concerning elections; relating to the crime of corrupt political advertising; expanding the scope of the crime and clarifying the application thereof; amending K.S.A. 25-2407 and repealing the existing section, by Committee on Elections.

HB 2167, AN ACT concerning campaign finance; regulating the use of cryptocurrency; prohibiting the use of campaign funds for a candidate for federal office; amending K.S.A. 25-4153 and repealing the existing section, by Committee on Elections.

HB 2168, AN ACT concerning agriculture; relating to industrial hemp; allowing the fiber, grain and seeds thereof to be used as food for livestock, poultry and pets; adding hemp grain to the definition of grain; authorizing the secretary to utilize performance-based sampling when inspecting industrial hemp; lowering license and registration fees; extending license and registration periods to two years; exempting certain hemp processors from fingerprinting and background check requirements; amending K.S.A. 2-3901, 2-3906, 2-3907, 2-3908 and 34-223 and repealing the existing sections, by Representatives Blew and Williams, K.

HB 2169, AN ACT concerning statutes of limitation for childhood sexual abuse; relating to time limitations for commencement of prosecution in criminal actions; permitting a prosecution for childhood sexual abuse to be commenced at any time; relating to limitations on civil actions; permitting a claim for damages caused by childhood sexual abuse to be brought at any time; reviving claims against any party for such damages that occurred on or after July 1, 1984; amending K.S.A. 2022 Supp. 21-5107 and 60-523 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2170, AN ACT concerning alcoholic beverages; relating to spirits distributors, wine distributors and cereal malt beverage distributors; regulating samples; amending K.S.A. 41-306, 41-306a and 41-307 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2171, AN ACT concerning healthcare providers; relating to peer review; providing that privilege does not apply to factual information; amending K.S.A. 65-4925 and K.S.A. 2022 Supp. 65-4915 and repealing the existing sections, by Committee on Judiciary.

HB 2172, AN ACT concerning trusts; enacting the uniform trust decanting act; relating to the power of an authorized fiduciary to distribute property of a first trust to one or more second trusts or to modify the terms of the first trust, by Committee on Judiciary.

HB 2173, AN ACT concerning political subdivisions of the state; relating to building codes or similar rules; providing that such provisions shall not prohibit refrigerants approved for use under federal law, by Committee on Commerce, Labor and Economic Development.

HB 2174, AN ACT concerning housing discrimination; relating to the Kansas act against discrimination; authorizing the removal of unlawful restrictive covenants; amending K.S.A. 44-1017a and repealing the existing section, by Committee on Local Government.

HB 2175, AN ACT concerning income taxation; relating to rates; providing for future decreases contingent on the retention of a 7.5% state general fund ending balance; amending K.S.A. 2022 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

HB 2176, AN ACT creating the Arkansas city area public library district act; requiring an election to create such district; authorizing a tax levy therefor; amending K.S.A. 75-2554 and repealing the existing section, by Representatives Rhiley and Roth.

HB 2177, AN ACT concerning marriage; relating to the recognition of marriages; eliminating the requirement that parties are of opposite sex; amending K.S.A. 2022 Supp. 23-2501, 23-2504 and 23-2508 and repealing the existing sections, by Representatives Woodard, Meyer and Ruiz, S.

HB 2178, AN ACT concerning the Kansas act against discrimination; adding sexual orientation, gender identity or expression and status as a veteran as protected classes under the act; amending K.S.A. 12-16,107, 44-1001, 44-1002, 44-1004, 44-1005, 44-1006, 44-1009, 44-1015, 44-1016, 44-1017, 44-1027 and 44-1030 and repealing the existing sections, by Representatives Woodard, Meyer and Ruiz, S.

HB 2179, AN ACT concerning public assistance; relating to child care assistance; removing non-cooperation with child support from disqualifications for child care assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, by Committee on Appropriations.

HB 2180, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; increasing good time and program credit for certain offenders; eliminating liability protection for wrongful act or omission in making calculations thereof; amending K.S.A. 2022 Supp. 21-6821 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2181, AN ACT concerning abortion; prohibiting abortion; creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo and establishing penalties therefor; restricting the use of fetal tissue; relating to exclusions from sales and use tax exemptions for certain abortion providers; amending K.S.A. 65-2401, 65-2837, 65-6731, 65-6732, 65-67a01, 65-67a02, 65-67a04, 65-67a07, 76-3308 and 79-32,195 and K.S.A. 2022 Supp. 21-5301, 21-5302, 21-5303, 60-1901, 60-1906, 79-32,182b, 79-32,261 and 79-3606 and repealing the existing sections; also repealing K.S.A. 38-2003, 65-445, 65-4a01, 65-4a02, 65-4a03, 65-4a04, 65-4a05, 65-4a06, 65-4a07, 65-4a08, 65-4a09, 65-4a10, 65-4a11, 65-4a12, 65-6701, 65-6702, 65-6703, 65-6704, 65-6705, 65-6707, 65-6708, 65-6709, 65-6710, 65-6711, 65-6712, 65-6714, 65-6715, 65-6721, 65-6722, 65-6723, 65-6724, 65-6725, 65-6726, 65-6741, 65-6742, 65-6743, 65-6744, 65-6745, 65-6746, 65-6747, 65-6748, 65-6749 and 65-67a09, by Representatives Jacobs, Fairchild, Garber, Goetz, Hill, Murphy and Rhiley.

HB 2182, AN ACT concerning economic development; enacting the Kansas film and digital media production development act; establishing an income tax credit, sales tax exemption and loan and grant program to be administered by the secretary of commerce for the purpose of developing film, video or digital production in Kansas; establishing the Kansas film and digital media production development act education fund and the Kansas film and digital media production development act workforce training and business direct investment fund; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2183, AN ACT concerning civil actions; relating to wrongful death actions; removing the cap on the amount of damages that may be awarded; amending K.S.A. 60-1903 and 60-1904 and repealing the existing sections, by Committee on Judiciary.

House Resolutions

HR 6006, A RESOLUTION congratulating and commending the 2023 Kansas Teacher of the Year team, by Thomas, Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Bley, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, Carpenter, Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, (continued)

Curtis, Delperdang, Dodson, Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, Miller, Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, Ruiz, Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, Smith, Smith, Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, Williams, Winn, Woodard, Xu and Younger.

House Concurrent Resolutions

HCR 5004, A CONCURRENT RESOLUTION urging the U.S. Congress to fully fund the federal government's original funding promise under the individuals with disabilities education act, by Representatives K. Williams, Thomas, Boyd, Donohoe, Estes, Featherston, Goddard, Haskins, Hill, Johnson, Landwehr, S. Miller, Murphy, Ousley, Poskin, Rhiley, L. Ruiz, Sanders, Schmoie, Schreiber, Stogsdill, Winn and Younger.

HCR 5005, A CONCURRENT RESOLUTION making application to the Congress of the United States for a limited national convention for the exclusive purpose of proposing an amendment to the Constitution of the United States establishing term limits for members of Congress by Representatives Sutton, Barth, Bergkamp, Bryce, B. Carpenter, W. Carpenter, Croft, Eplee, Essex, Fairchild, Garber, Goetz, Hill, Hoffman, Howe, Howell, Kessler, Lewis, Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Roth, Sanders, Schmoie, Seiwert, Smith, A., Tarwater, Thomas, Thompson, Turk, Wasinger and L. Williams.

HCR 5006, A PROPOSITION to repeal section 16 of article 15 of the constitution of the state of Kansas, relating to marriage being only between individuals of the opposite sex by Representatives Woodard, Meyer and S. Ruiz.

Senate Bills

SB 60, AN ACT concerning sales taxation; relating to exemptions; providing an exemption for custom meat processing services; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

SB 61, AN ACT concerning taxation; relating to income tax rates; providing a 5% tax rate for individuals and corporations and providing that future tax rate decreases be contingent on exceeding revenue estimates; relating to privilege tax rates; decreasing the surtax; amending K.S.A. 79-1107 and 79-1108 and K.S.A. 2022 Supp. 79-32,110 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 62, AN ACT concerning securities; relating to financial exploitation and the protection of vulnerable adults therefrom; enacting the protect vulnerable adults from financial exploitation act; requiring reporting of instances of suspected financial exploitation under certain circumstances; providing civil and administrative immunity to individuals who report such instances; amending K.S.A. 17-12a412 and repealing the existing section, by Committee on Financial Institutions and Insurance.

SB 63, AN ACT concerning elections; relating to the campaign finance act; expanding the scope of permitted uses of campaign contributions to include family caregiving services; amending K.S.A. 25-4157a and repealing the existing section, by Senators Corson, Blasi, Claeys, O'Shea, Pittman and Straub.

SB 64, AN ACT concerning certain statewide elected officials; prohibiting outside employment or income to the office holder or officer holder's family, by Senator Corson.

SB 65, AN ACT concerning abortion; authorizing cities and counties to enact local laws more stringent than state law regarding regulation of abortion; amending K.S.A. 65-6702 and repealing the existing section, by Committee on Federal and State Affairs.

SB 66, AN ACT concerning education; relating to teacher licensure; enacting the interstate teacher mobility compact; recognizing equivalent teacher licenses from other member states, by Committee on Education.

SB 67, AN ACT making and concerning appropriations for the fiscal year ending June 30, 2023, for the department of administration; authorizing certain transfers from the state general fund to the budget

stabilization fund of the department of administration, by Committee on Ways and Means.

SB 68, AN ACT concerning electric transmission lines; relating to construction and ownership of certain electric transmission lines; providing incumbent electric transmission owners a right of first refusal, by Committee on Utilities.

SB 69, AN ACT concerning reapportionment; relating to congressional, state senatorial, representative and board of education districts; imposing requirements for the drawing thereof, by Senator Corson.

SB 70, AN ACT concerning labor and employment; increasing the minimum wage; enacting the making work pay act; amending K.S.A. 44-1203 and repealing the existing section, by Senator Corson.

SB 71, AN ACT concerning agriculture; relating to the Kansas department of agriculture; requiring the secretary of agriculture to establish a division of sustainable agriculture that shall apply for federal grant funds under the greenhouse gas reduction fund to assist farmers in converting to renewable energy and sustainable agriculture practices, by Senators Alley and Francisco.

SB 72, AN ACT concerning civil procedure; relating to the rules of evidence; creating a hearsay evidence exception for statements made to translators; amending K.S.A. 2022 Supp. 60-460 and repealing the existing section, by Committee on Judiciary.

SB 73, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes involving property; burglary and aggravated burglary; adding domestic battery and violation of a protection order to the list of crimes a person has intent to commit; amending K.S.A. 2022 Supp. 21-5807 and repealing the existing section, by Committee on Judiciary.

SB 74, AN ACT concerning the code of civil procedure; relating to litigation funding by third parties; providing for joint liability for costs and sanctions; requiring certain discovery disclosures; payment of certain costs for nonparty subpoenas in third-party funded action; amending K.S.A. 2022 Supp. 60-226 and 60-245 and repealing the existing sections, by Committee on Judiciary.

SB 75, AN ACT concerning the legal rate of interest; relating to the percentage rate used to calculate interest; amending K.S.A. 16-201 and repealing the existing section, by Committee on Judiciary.

SB 76, AN ACT concerning insurance; relating to producer licensure requirements; providing for an exemption from continuing education requirements for certain individuals; amending K.S.A. 40-4903 and 40-5512 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 77, AN ACT concerning housing discrimination; relating to the Kansas act against discrimination; authorizing the removal of unlawful restrictive covenants; amending K.S.A. 44-1017a and repealing the existing section, by Committee on Federal and State Affairs.

SB 78, AN ACT concerning electric utilities; relating to the state corporation commission; requiring the commission to evaluate the regional rate competitiveness of an electric utility's rates in rate proceedings; amending K.S.A. 66-101b and repealing the existing section, by Committee on Utilities.

SB 79, AN ACT concerning taxation; authorizing counties to impose an earnings tax; amending K.S.A. 2022 Supp. 19-101a and repealing the existing section, by Committee on Assessment and Taxation.

SB 80, AN ACT concerning taxation; relating to homestead property tax refund claims; excluding social security payments from household income for eligibility of seniors and disabled veterans related to increased property tax claims; amending K.S.A. 2022 Supp. 79-4508a and repealing the existing section, by Committee on Assessment and Taxation.

SB 81, AN ACT concerning income taxation; relating to Kansas adjusted gross income; providing a subtraction modification for the federal work opportunity tax credit and the employee retention credit disallowances; amending K.S.A. 2022 Supp. 79-32,117 and repealing the existing section, by Committee on Assessment and Taxation.

SB 82, AN ACT concerning education; relating to the school sports head injury prevention act; requiring schools to establish concussion management teams; standards of care protocols; biennial education; amending K.S.A. 72-7119 and repealing the existing section, by Committee on Education.

SB 83, AN ACT concerning education; relating to the tax credit for low income students scholarship program; providing for additional student eligibility; increasing the tax credit for contributions made pursuant to such program; amending K.S.A. 72-4353 and 72-4357 and K.S.A. 2022 Supp. 72-4352 and repealing the existing sections, by Committee on Education.

SB 84, AN ACT concerning education; relating to postsecondary educational institutions; including high school equivalency credentials in performance-based payments for such institutions; amending K.S.A. 74-32,434 and repealing the existing section, by Committee on Education.

SB 85, AN ACT concerning travel insurance; relating to the licensing and registration of limited lines travel insurance producers and travel retailers; enacting the Kansas travel insurance act; establishing a premium tax for travel insurers; regulating the sale and marketing of travel insurance and travel protection plans; providing for travel administrators; establishing standards for travel insurance policies; amending K.S.A. 40-4903 and repealing the existing section, by Committee on Financial Institutions and Insurance.

SB 86, AN ACT concerning governmental ethics; relating to actions of local governmental officials affecting the development, construction and operation of certain renewable energy systems; requiring local governmental officials and candidates for local office to disclose substantial interests in a renewable energy system; prohibiting local governmental officials who have a substantial interest from acting on matters relating to the renewable energy system; amending K.S.A. 75-4301a, 75-4303a and 75-4306 and repealing the existing sections, by Committee on Local Government.

SB 87, AN ACT concerning children and minors; requiring a duly ordained minister of religion to report certain abuse and neglect; amending K.S.A. 2022 Supp. 38-2223 and repealing the existing section, by Senator Holland.

SB 88, AN ACT concerning public utilities; relating to the regulation and oversight of public utilities; providing for the statewide election of the commissioners of the state corporation commission; establishing an election schedule for the election of such commissioners; authorizing gubernatorial appointments until commissioners are elected; relating to the attorney general; requiring the office of the attorney general to represent and protect the collective interests of utility customers in utility rate-related proceedings before the state corporation commission and in any other judicial or administrative proceeding; establishing the utilities regulation division within the office of the attorney general and providing duties therefor; exempting the state corporation commission from the open meetings act; amending K.S.A. 25-101, 25-101a, 25-4001, 25-4142, 66-117a, 66-1236, 66-1502, 66-1503, 66-2204, 74-601, 74-605, 74-630 and 75-4318 and K.S.A. 2022 Supp. 66-1,251 and repealing the existing sections, by Committee on Utilities.

SB 89, AN ACT concerning sales taxation; relating to exemptions; providing for exemption for feminine hygiene products and diapers; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Senator Holscher.

SB 90, AN ACT concerning vehicles; relating to registration and titles; increasing fees for certain services provided by county treasurers and the division of vehicles; decreasing fees associated with administrative costs for such services; modifying the disposition of certain registration and titling fees; eliminating the division of vehicles modernization surcharge; amending K.S.A. 8-132, 8-135, 8-135a, 8-139, 8-143, 8-143j, 8-145, 8-145d, 8-167, 8-170, 8-172, 8-195, 8-198, 74-2013 and 79-3604 and K.S.A. 2022 Supp. 58-4204 and repealing the existing sections; also repealing K.S.A. 75-5160, by Committee on Transportation.

SB 91, AN ACT concerning economic development; enacting the Kansas film and digital media production development act; establishing an income tax credit, sales tax exemption and loan and grant program to be administered by the secretary of commerce for the purpose of developing film, video or digital production in Kansas; establishing the Kansas film and digital media production development act education fund and the Kansas film and digital media production development act workforce training and business direct investment fund; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Commerce.

SB 92, AN ACT concerning conventions under article V of the constitution of the United States; providing for the appointment and qualifications of delegates; prescribing the duties and responsibilities thereof; authorizing instruction for delegates by the legislature; creating a joint committee of correspondence, by Committee on Federal and State Affairs.

SB 93, AN ACT concerning federal mandates; creating the constitution and federalism defense act; establishing the joint commission on federalism to evaluate the constitutionality of federal mandates; creating the constitution and federalism defense fund, by Committee on Federal and State Affairs.

SB 94, AN ACT concerning property taxation; relating to tax levies; discontinuing the state tax levies for the Kansas educational building fund and the state institutions building fund; providing financing

therefor from the state general fund; amending K.S.A. 76-6b01, 76-6b02, 76-6b04, 76-6b05 and 76-6b11 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 95, AN ACT concerning statutes of limitation for childhood sexual abuse; relating to time limitations for commencement of prosecution in criminal actions; permitting a prosecution for childhood sexual abuse to be commenced at any time; relating to limitations on civil actions; permitting a claim for damages caused by childhood sexual abuse to be brought at any time; reviving claims against any party for such damages that occurred on or after July 1, 1984; amending K.S.A. 2022 Supp. 21-5107 and 60-523 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 96, AN ACT concerning taxation; relating to income, privilege and premium tax credits; establishing a tax credit for contributions to eligible charitable organizations operating pregnancy centers or residential maternity facilities, by Committee on Assessment and Taxation.

SB 97, AN ACT concerning property taxation; relating to exemptions; increasing the extent of exemption for residential property from the statewide school levy; amending K.S.A. 2022 Supp. 79-201x and repealing the existing section, by Committee on Assessment and Taxation.

SB 98, AN ACT concerning postsecondary and postgraduate loan programs; relating to the university of Kansas school of medicine; medical student loan program and residency bridging program; encouraging the practice of obstetrics and gynecology; establishing the OBGYN medical loan repayment fund and the OBGYN medical residency bridging fund; amending K.S.A. 76-381, 76-383, 76-385 and 76-387 and repealing the existing sections; also repealing K.S.A. 76-386a, by Committee on Education.

SB 99, AN ACT establishing the advisory commission on Asian-American Pacific Islander affairs; providing for the composition thereof; appointment of members; powers and duties, by Committee on Federal and State Affairs.

SB 100, AN ACT concerning real property; relating to the conveyance thereof; prohibiting the conveyance of title to certain real property to foreign individuals and entities, by Committee on Federal and State Affairs.

SB 101, AN ACT concerning sales taxation; relating to exemptions; providing for a sales tax exemption for area agencies on aging; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

SB 102, AN ACT concerning postsecondary education; relating to technical colleges; establishing residency criteria for students of technical colleges; amending K.S.A. 71-1803 and repealing the existing section, by Committee on Education.

Senate Resolutions

SR 1704, A RESOLUTION honoring the outstanding achievements of Robert "Robby" Eugene Steinhardt, by Senator Francisco.

SR 1705, A RESOLUTION congratulating and commending the members of the 2023 Kansas Teacher of the Year team, by Committee on Education.

Senate Concurrent Resolutions

SCR 1602, A CONCURRENT RESOLUTION disapproving the designation of the lesser prairie chicken as a threatened species in Kansas by the United States Fish and Wildlife Service and supporting efforts to remove such designation, by Senators Kerschen, Alley, Baumgardner, Billinger, Blasi, Bowers, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Kloos, Longbine, Masterson, McGinn, Olson, O'Shea, Peck, Petersen, Petthey, Pyle, Ryckman, Steffen, Straub, Thompson, Tyson, Warren and Wilborn.

Doc. No. 050859

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9:00 a.m. Tuesday, February 21, 2023, in the offices of the Kansas Development Finance Authority (KDFA), 534 S. Kansas Ave., Suite 800, Topeka, Kansas, on the proposal for the KDFA

(continued)

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 borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

Project No. 001108 Maximum Principal Amount: \$227,500. Owner/Operator: Matthew J. Evans and Debbie K. Tangeman; Description: Acquisition of 100 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes (the "Project"). The Project is being financed by the Lender for Matthew J. Evans and Debbie K. Tangeman (the "Beginning Farmer") and is located at Section 7, Gilman Township, Nemaha County, Kansas, approximately four miles north and two miles east of Seneca, Kansas on 184th Road.

The bond, when issued, will be a limited obligation of the KDFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the KDFA, 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.

Interested individuals may participate in the public hearing in person or via conference call. Please call 844-621-3956 and use conference identification number 145 880 8929 followed by # to join the conference.

All individuals who appear at the hearing will be given an opportunity to express their views concerning the proposal to issue the bond to finance the project, and all written comments previously filed with the KDFA at its offices at 534 S. Kansas Ave., Suite 800, Topeka, KS 66603, will be considered. Additional information regarding the project may be obtained by contacting the KDFA.

Rebecca Floyd
President

Kansas Development Finance Authority

Doc. No. 050853

(Published in the Kansas Register February 2, 2023.)

**Unified Government of Wyandotte County/
Kansas City, Kansas**

**Summary Notice of Bond Sale
\$44,100,000***

**General Obligation Improvement Bonds
Series 2023-A**

**(General Obligation Bonds Payable
from Unlimited Ad Valorem Taxes)**

Bids

Subject to the Notice of Bond Sale dated on or about January 26, 2023 (the "Notice"), bids for the purchase of

the above-referenced bonds (the "Bonds") of the Unified Government of Wyandotte County/Kansas City, Kansas (the "Issuer") herein described will be received until 10:00 a.m. (Central Time) (the "Submittal Hour") February 16, 2023 (the "Sale Date"). Bids may only be submitted via PARITY® or via email to the Municipal Advisor at bids@bakertilly.com. Facsimile bids and hand-delivered written bids will not be accepted. No bid of less than 100% of the principal amount of the Bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Bonds will be dated March 16, 2023, and will become due on August 1 in the years as follows:

Year	Principal Amount*	Year	Principal Amount*
2024	\$1,830,000	2034	\$1,550,000
2025	2,485,000	2035	1,605,000
2026	2,560,000	2036	1,665,000
2027	2,645,000	2037	1,730,000
2028	2,725,000	2038	1,795,000
2029	2,815,000	2039	1,870,000
2030	2,905,000	2040	1,955,000
2031	2,995,000	2041	2,035,000
2032	3,090,000	2042	2,125,000
2033	1,500,000	2043	2,220,000

The Bonds will bear interest from the date thereof at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semi-annually on February 1 and August 1 in each year, beginning on February 1, 2024.

Book-Entry-Only System

The Bonds shall be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Treasurer of the State of Kansas, Topeka, Kansas.

Good Faith Deposit

The Successful Bidder shall submit a good faith deposit in the form of a wire transfer in Federal Reserve funds immediately available for use by the Issuer in the amount of 2% of the principal amount of the Bonds in the manner that complies with the requirements set forth in the Notice of Sale.

Delivery

The Issuer will pay for preparation of the Bonds and will deliver the same properly prepared, executed, and registered without cost to the successful bidder on or about March 16, 2023, to DTC for the account of the successful bidder.

Assessed Valuation and Indebtedness

The Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations for the year 2022 was \$1,865,738,517. The total general obligation indebtedness of the Issuer as of the date of the Bonds, including the Bonds and the temporary notes being issued contemporaneously with the Bonds (the "Notes"), but excluding the temporary notes to be retired with the proceeds

of the Bonds, the Notes, and other funds of the Issuer, is \$486,660,000, of which \$471,440,000 is indebtedness of the Issuer payable only from taxes on taxable tangible property in the City of Kansas City, Kansas, and \$15,220,000 is indebtedness of the Issuer payable from taxes on all taxable tangible property within Wyandotte County, Kansas.

Approval of Bonds

The Bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, Bond Counsel to the Issuer, whose approving legal opinion as to the validity of the Bonds will be furnished and paid for by the Issuer, printed on the Bonds, and delivered to the successful bidder as and when the Bonds are delivered.

Additional Information

Additional information regarding the Bonds may be obtained from the undersigned, or from the Municipal Advisor at the addresses set forth below:

Municipal Advisor

Baker Tilly Municipal Advisors, LLC
Attn: Bond Services
30 E. Seventh St., Suite 3025
Saint Paul, MN 55101
651-223-3000
bids@bakertilly.com

Dated February 2, 2023.

Unified Government of Wyandotte County/
Kansas City, Kansas
Debbie Jonscher
Deputy Chief Financial Officer
701 N. 7th St.
Kansas City, KS 66101
913-573-5270
Fax: 913-573-5003

*Subject to change; see the Notice.
Doc. No. 050854

State of Kansas

Board of Nursing

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10:00 a.m. Friday, April 7, 2023, in Room 560 of the Landon State Office Building, 900 SW Jackson St., Topeka, Kansas, to consider the adoption of proposed changes in three existing regulations relating to continuing nursing education definitions, continuing nursing education for license renewal, and approval of continuing nursing education.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Executive Administrator of the Kansas State Board of Nursing, 900 SW Jackson St., Room 1051, Topeka KS 66612 or by email to carol.moreland@ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulations during the public hearing. Phone comments will be taken by calling 1-877-

278-8686 (access code 266223) at the time of the hearing. In order to provide all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Carol Moreland at 785-296-5752. The north entrance to the Landon State Office Building is handicapped accessible. Handicapped parking is located at the north end of the Landon State Office Building, across the street from the north entrance to the building, and on Ninth Street, just around the corner from the north entrance to the building.

A summary of the proposed regulations and the economic impact follows. A copy of the proposed regulations and associated economic impact statement may be obtained by accessing the Kansas State Board of Nursing website at <https://ksbn.kansas.gov> or by contacting the Executive Administrator of the Kansas State Board of Nursing, Landon State Office Building, 900 SW Jackson St., Room 1051, Topeka, KS 66612, phone 785-296-5752, or carol.moreland@ks.gov prior to the date of the hearing.

K.A.R. 60-9-105. Definitions. The proposed revisions for this regulation include a definition of classic reference that can be used as reference in a bibliography. There is a definition added that defines a formula that can be utilized to recognize the amount of continuing education credit provided by a program when offering an independent study. There is minimal economic impact to the Board of Nursing. Addition of these two definitions will be helpful to the approved continuing nursing education providers in Kansas. Communication of the changes can be communicated to licensees and stakeholders via existing communication venues. The economic impact to continuing education providers is minimal. There is no economic impact to licensees and the general public.

K.A.R. 60-9-106. Continuing nursing education for license renewal. The proposed revisions include a list of the national organizations whose focus is patient safety and improving nursing practice that are approved for continuing nursing education, adding the need for a rationale statement as part of the application for an individual offering approval, clarifying that fractions of hours 30 mins or greater are accepted, and setting a maximum of 15 contact hours shall be accepted for renewal of certifications listed. There is minimal economic impact to the Board of Nursing. There is no economic impact for licensees, continuing education providers, and the general public.

K.A.R. 60-9-107. Approval of continuing nursing education. The proposed revisions to this regulation include providing clarity to information that must be on published information and certificates of completion, the number of classic references accepted in a bibliography, clarity on a daily roster, allowing electronic signature utilization, and language that should be included on a

(continued)

CE transcript. There is minimal economic impact to the Board of Nursing, continuing nursing education providers, and licensees. There is no economic impact on businesses and the general public.

Carol Moreland, MSN, RN
Executive Administrator
Board of Nursing

Doc. No. 050860

State of Kansas

Board of Pharmacy

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9:00 a.m. Thursday, April 27, 2023, at the Office of Administrative Hearings, 1020 S. Kansas Ave., Topeka, Kansas, to review and consider the adoption of proposed permanent regulations of the Kansas State Board of Pharmacy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the public hearing to Alexandra Blasi, Executive Secretary, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1244, or by email to pharmacy@ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulations during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the regulations and economic impact statements in an accessible format. Requests for accommodation to participate in the public hearing should be made at least 10 business days in advance of the hearing by contacting Alexandra Blasi, Executive Secretary, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1244 or by phone at 785-296-4056. Handicapped parking is located at the north entrance to the building. Curbs at the north entrance are accessible to individuals with disabilities.

Summaries of the proposed regulations and their economic impact follow. Copies of the regulations and economic impact statement may be viewed at <https://pharmacy.ks.gov/statutes-regs/proposed-changes>. (Note: Statements indicating that “The Board anticipates that the proposed amendment/new regulation will have minor to no economic impact” are intended to indicate that no economic impact on the Board, other state agencies, state employees, or the general public have been identified.)

K.A.R. 68-1-1b. Continuing education for pharmacists. The proposed amendment to this regulation modifies the continuing education requirement for pharmacists licensed by the Board. The amendment would require pharmacists to obtain a topical one hour of continuing education provided by the Board; this hour would be counted towards the 30 clock-hour requirement. The Board would make the one-hour course available to pharmacists free

of charge and anticipates the proposed amendment will have minor to no economic impact.

K.A.R. 68-1-2a. Pharmacist-in-charge; acknowledgment; notice of designation. The proposed amendments to this regulation clarify the process for becoming a pharmacist-in-charge (PIC), including an acknowledgment of PIC responsibilities. The amendment also updates and clarifies Board notification requirements for PICs beginning and ceasing to serve as PIC, and allows pharmacies to request a 30-day waiver for additional time to designate a new PIC. The Board anticipates that the proposed amendment will have minor to no economic impact.

K.A.R. 68-1-9. Pharmacist-in-charge; responsibilities. The proposed new regulation is designed to provide greater consistency and clarity of pharmacy PIC requirements and highlight practice setting variance. The proposed regulation captures general PIC responsibilities, including supervision, availability, record-keeping, resources, managing drug recalls, changing PIC, drug inventory, newsletter review, and development of pharmacy policies and procedures. The Board anticipates the proposed regulation will have minor to no economic impact.

K.A.R. 68-2-20. Pharmacist’s function in filling a prescription. The proposed amendments to this regulation provide consistency with updates to the Pharmacy Act, including the ability for pharmacists to fill prescriptions based on a prescriber’s telephonic consultation with a patient, which judgmental functions a pharmacist may delegate to a pharmacist intern or pharmacy technician, and which nonjudgmental functions may be delegated within certain limitations. Finally, the proposed amendments authorize an exception to the verbal patient counseling requirement in limited circumstances. The Board anticipates the proposed amendments will have minor to no economic impact.

K.A.R. 68-7-8. Records. The proposed amendments to this regulation are designed to allow pharmacies the ability to digitize prescription records to reduce costs associated with paper storage. Language sets forth basic requirements for ensuring accurate copies and retrievable electronic records. This amendment does not require any pharmacy to participate in digital recordkeeping. Amendments do not require record digitization and are designed to be business-friendly and allow autonomy in recordkeeping processes, while providing minimum safeguards to ensure public protection. While pharmacies that elect to engage in digitization of records may incur costs associated with electronic storage systems, this is not required and estimated expenses are unknown to the Board. Additionally, many pharmacies may already have electronic storage systems capable of storing additional electronic records without additional expense. Pharmacies electing to participate in electronic scanning and shredding of paper records could experience decreased costs associated with physical record storage in the long-run. Since the regulation does not mandate pharmacies engage in electronic storage, no economic impact is anticipated.

K.A.R. 68-7-11. Medical care facility pharmacy. The proposed amendments to this regulation are designed to

clarify the responsibilities of the PIC, which have been moved into new K.A.R. 68-1-9. New language outlines the requirements for pharmacies registered as medical care facilities in Kansas, including updating emergency supply labeling requirements, allowing a physician's assistant to enter the pharmacy as directed, and requiring a pharmacist to review medication orders within three days. Any economic impact will likely stem from shortening the medication order review timeline, but the Board anticipates this will be de minimus.

K.A.R. 68-7-12. Responsibility of pharmacist-in-charge in other than a medical care facility pharmacy. The proposed amendments to this regulation are designed to clarify the responsibilities of the PIC, which have been moved into new K.A.R. 68-1-9. The Board anticipates the proposed amendments will have minor to no economic impact.

K.A.R. 68-7-15. Packaging of drugs or devices in advance of immediate need. The proposed amendments to this regulation require prepackaged drugs to be packaged in a suitable container consistent with the Pharmacy Act and the State and Federal Uniform Controlled Substances Acts. The proposed amendments also require a pharmacist to verify all prepackaged drugs or devices prior to release, consistent with requirements for prescription dispensing. The Board anticipates the proposed amendment will have minor to no economic impact.

K.A.R. 68-7-16. Labels for drugs or devices packaged in advance of immediate need. While proposed amendments to this regulation appear vast, they are actually very minor. Language changes represent technical updates since the last revision in 1978. Substantive amendments include updating and streamlining the labeling requirement for drugs or devices packaged in advance of immediate need. This change is consistent with updates to the Pharmacy Act and the State and Federal Uniform Controlled Substances Acts. The Board anticipates that the proposed amendment will have minor to no economic impact.

K.A.R. 68-7-19. Transfer of a refillable prescription between pharmacies. The proposed amendments to this regulation respond to recent changes in the Pharmacy Act, which authorizes the pharmacy to transfer certain prescriptions at the patient's request and allows additional pharmacy personnel to receive and transfer such prescriptions. Amendments also update current standards and clarify the process for completing such transfers. Amendments are consistent with federal requirements and those for controlled substances, additionally updating requirements for electronic prescriptions. The Board anticipates that the proposed amendment will have minor to no economic impact but will provide substantial benefit to Kansas patients.

K.A.R. 68-7-20a. Delivery of prescriptions dispensed to an alternate site for administration. The proposed new regulation addresses the practices known as "white bagging" and "brown bagging" in the pharmacy setting. The Board identified several areas for public protection, including requirements for specific communication between the pharmacies, delivery to a pharmacy versus

a practitioner's office, policies and procedures, record-keeping, prescription tracking, patient consent, patient counseling, prescription storage in accordance with manufacturer requirements, and return of any prescription not administered to the patient. The regulation also eliminates the practice of "brown bagging" or delivering a prescription to a patient's residence required to be administered by a healthcare provider, except in limited circumstances, and restricts prescriptions for controlled substances.

The Board is unable to quantify an economic impact. While the proposed language does create new requirements for these practices, pharmacies already have the capacity to implement compliance as the proposed regulation is closely aligned with routine prescription dispensing practices.

K.A.R. 68-20-1. Definitions. The proposed amendments to this regulation clarify and modify the definitions specific to the Kansas Uniform Controlled Substances Act. Amendments align with current federal requirements. The Board anticipates that the proposed amendment will have minor to no economic impact since pharmacies are already required to comply with federal law.

K.A.R. 68-20-16. Records and inventories of registrants. The proposed amendments to this regulation clarify and modify recordkeeping and inventory requirements for controlled substances in Kansas pharmacies. Specifically, the proposed amendments update federal regulatory sections, including drugs of concern, limit to non-liquid dosage forms, and clarify documentation requirements. Amendments align with current federal requirements. The Board anticipates that the proposed amendment will have minor to no economic impact since pharmacies are already required to comply with federal law.

K.A.R. 68-20-18. Information concerning prescriptions. The proposed amendments to this regulation update requirements for controlled substance medications including identifying and verifying a valid prescription, contents of a valid prescription, electronic prescriptions, transmission, and dispensing. Amendments align with current federal requirements. The Board anticipates that the proposed amendment will have minor to no economic impact since pharmacies are already required to comply with federal law.

K.A.R. 68-20-18a. Information concerning prescriptions; recordkeeping; pharmacy prescription application. The proposed new regulation includes requirements for controlled substance medications including supplying, dispensing, and administering these medications, and sets forth procedures and requirements for partial fills and refills, and outlines recordkeeping requirements. Language aligns with current federal requirements. The Board anticipates that the regulation will have minor to no economic impact since pharmacies are already required to comply with federal law.

K.A.R. 68-20-19. Controlled substances listed in schedule II. The proposed amendments to this regulation update requirements specific to Schedule II controlled substance medications, including specific dis-

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dispensing requirements, patient records, and annotations. Amendments align with current federal requirements. The Board anticipates that the proposed amendment will have minor to no economic impact since pharmacies are already required to comply with federal law.

K.A.R. 68-20-20. Controlled substances listed in schedules III, IV, and V. The proposed amendments to this regulation update requirements specific to Schedule III, IV, and V controlled substance medications, including specific dispensing requirements, patient records, and annotations. Amendments align with current federal requirements. The Board anticipates that the proposed amendment will have minor to no economic impact since pharmacies are already required to comply with federal law.

K.A.R. 68-20-21. Revoked. The proposed revocation is due to the content of the regulation being consolidated into K.A.R. 68-20-20. No economic impact.

K.A.R. 68-20-22. Selling without a prescription. The proposed amendments to this regulation update requirements for sales of prescription-only drugs without a prescription (i.e., methamphetamine precursors). Amendments align with current federal requirements. The Board anticipates that the proposed amendment will have minor to no economic impact since pharmacies are already required to comply with federal law.

K.A.R. 68-21-1. Definitions. The proposed amendments update and clarify several definitions within the Prescription Drug Monitoring Program (K-TRACS) to match current pharmacy recordkeeping practices. The Prescription Monitoring Program Act was amended in 2022 and changes are reflected in this amendment. The Board anticipates that the proposed amendment will have minor to no economic impact.

K.A.R. 68-21-2. Electronic reports. The proposed amendment updates and clarifies when a dispenser shall file controlled substance prescriptions reports in K-TRACS, shortens the timeframe for filing, and updates requirements for requesting exemption. The Prescription Monitoring Program Act was amended in 2022 and changes are reflected in this amendment. The Board anticipates any economic impact will relate to dispensers no longer qualifying for the exemption, pharmacies changing or updating software vendor agreements, and software vendors changing how controlled substance prescriptions are reported to K-TRACS on the pharmacies' behalf. However, as vendors are likely to be multi-state vendors, they are likely already compliant with the amendment in Kansas.

K.A.R. 68-21-3. Revoked. This regulation is revoked as moot and in conflict with recent updates to Prescription Monitoring Program Act. No economic impact.

K.A.R. 68-21-4. Notice of requests for information. The proposed amendments to this regulation provide technical clarification since the regulation has not been updated since 2010. The Board anticipates no economic impact.

K.A.R. 68-21-5. Access to program information. The proposed amendments to this regulation clarify existing requirements for requesting data from K-TRACS. The

Prescription Monitoring Program Act was amended in 2022 and changes are reflected in this amendment. The Board anticipates that the proposed amendment will have minor to no economic impact.

K.A.R. 68-23-1. Definitions. The proposed new regulation provides requirements for the new practice of telepharmacy as required by the Pharmacy Act. The Board anticipates no economic impact from definitions.

K.A.R. 68-23-2. Telepharmacy outlet application; facility; managing pharmacy. The proposed new regulation provides requirements for the new practice of telepharmacy as required by the Pharmacy Act. This regulation sets forth the requirements for pharmacy owners who wish to establish a telepharmacy outlet, including where it can be established, how many prescriptions can be dispensed from the outlet, how the outlet is to be supervised, the opportunity for the outlet to receive a waiver from the Board in certain circumstances to operate a telepharmacy, and outlet compliance.

The Board is unable to quantify an economic impact. While the proposed new regulation creates new requirements for pharmacies that wish to utilize telepharmacy, the proposed new regulation does not require pharmacies to utilize telepharmacy. Pharmacies wishing to open a telepharmacy may incur costs ranging from \$5,000 to \$25,000 for initial setup and ongoing maintenance approximating \$1,500 to \$5,000 per month.

K.A.R. 68-23-3. Personnel, staffing, training, and supervision. The proposed new regulation provides requirements for the new practice of telepharmacy as required by the Pharmacy Act. This regulation sets forth the requirements for the personnel who would staff the telepharmacy outlet, internal inspection, storage of drugs and devices, emergency procedures, and what constitutes direct supervision. Additional travel and coverage by a pharmacist-in-charge or supervising pharmacist that would be above and beyond routine in-person pharmacy supervision. While no additional pharmacist hours are required to operate a telepharmacy outlet, there may be a shift in the location for hours worked or those dedicated to particular tasks/functions which may have an economic impact. The Board anticipates no additional economic impact.

K.A.R. 68-23-4. Practice of pharmacy. The proposed new regulation provides requirements for the new practice of telepharmacy as required by the Pharmacy Act. This regulation sets forth the requirements for when a prescription may be dispensed, what tasks may be performed by pharmacist interns and pharmacy technicians, and outlet compliance.

K.A.R. 68-23-5. Operation of telepharmacy outlet. The proposed new regulation provides requirements for the new practice of telepharmacy as required by the Pharmacy Act. This regulation sets forth the requirements for when the telepharmacy outlet can be operated, what electronic prescription application may be utilized, where the outlet receives prescriptions and devices, what notices and licenses must be displayed, how often a pharmacist must be on site, storage of drugs and devices, recordkeeping, emergencies, and closure of the outlet.

K.A.R. 68-23-6. Structural, security, technology, and equipment requirements; restrictions. The proposed new regulation provides requirements for the new practice of telepharmacy as required by the Pharmacy Act. This regulation sets forth the requirements for the security system employed by the telepharmacy outlet, plumbing and electricity, sanitation, lighting and climate, recordkeeping, and automated dispensing. Vendors and other state boards of pharmacy estimate the costs of continuous video surveillance of the telepharmacy outlet at \$20,000, and costs of ongoing maintenance and storage to range from \$300–\$1,650 per month. The cost of a monitored alarm system is estimated under \$1,000 per year. This is also referenced in K.A.R. 68-23-2. No additional economic impact is anticipated aside and apart from routine pharmacy operation costs.

Alexandra Blasi
Executive Secretary
Board of Pharmacy

Doc. No. 050848

State of Kansas

Department of Revenue

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted by the Department of Revenue at 9:00 a.m. Tuesday, April 11, 2023, in the Secretary's Conference Room, Mills Building, 4th Floor, 109 SW 9th St., Topeka, KS 66612, regarding the proposed permanent revocation of three sets of regulations. These regulations implement Kansas statutory provisions which have now expired.

K.A.R. 92-2-54 and K.A.R. 92-2-56 through 92-2-84 implement the now-expired Kansas inheritance/estate tax.

K.A.R. 92-26-1 through 92-26-7 implement the now-expired Agricultural Ethyl Alcohol Producer Incentive.

K.A.R. 92-27-1 through 92-27-5 implement the now-expired Biodiesel Fuel Producer Incentive.

The Department of Revenue does not anticipate any significant economic or environmental impact on governmental agencies or units or the general public because of revoking these regulations. Copies of these proposed revocations and the Economic Impact Statements may be found online at <https://www.ksrevenue.org/prproposedregulations.html>, or by contacting Taylor Murray at taylor.murray@ks.gov.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments from the public on the proposed revocation of these regulations. All interested parties may submit written public comments on the proposed revocation of these regulations prior to the hearing to Taylor Murray, Office of Policy and Research, Mills Building, 109 SW 9th St., Topeka, KS 66601-3506 or via email at taylor.murray@ks.gov. Additionally, interested parties wanting to participate remotely may contact Taylor Murray at taylor.murray@ks.gov to obtain remote access information.

All interested parties will be given a reasonable opportunity to present their views, either orally or in writing or

both, concerning the proposed revocation of these regulations. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Taylor Murray at 785-296-6093 or via email at taylor.murray@ks.gov. Individuals with hearing and/or speech disabilities may contact the Kansas Relay Center at 1-800-766-3777 for communication accommodations. Disabled parking is located on the north side of the Mills Building on either side of 9th Street. The north entrance to the Mills Building is accessible.

Mark A. Burghart
Secretary
Department of Revenue

Doc. No. 050861

State of Kansas

Bureau of Investigation

Permanent Administrative Regulations

Article 25.—TESTING ORAL FLUID FOR LAW ENFORCEMENT PURPOSES

10-25-1. Definitions. As used in this article of the KBI's regulations, each of the following terms shall have the meaning specified in this regulation:

(a) "Agency" means any law enforcement agency under whose authority preliminary oral fluid screening tests are performed.

(b) "Director" means director of the KBI.

(c) "KBI" means Kansas bureau of investigation.

(d) "Preliminary oral fluid screening test" means a test to determine the presence or absence of drugs in the oral fluid of a person for the purpose of assisting law enforcement officers in determining whether an arrest should be made and whether to request the tests authorized in K.S.A. 8-1001, and amendments thereto.

(e) "Preliminary oral fluid screening test device" and "device" mean an instrument designed to perform a preliminary oral fluid screening test.

(f) "Preliminary oral fluid screening test device operator" means the employee at an agency who is responsible for administering preliminary oral fluid screening tests. (Authorized by and implementing K.S.A. 75-712h, as amended by L. 2022, ch. 80, sec. 23; effective Feb. 17, 2023.)

10-25-2. Preliminary oral fluid screening test devices. (a) Each preliminary oral fluid screening test conducted shall be performed on a device approved by the director.

(b) The device approved for use shall be the Abbott SoToxa™ model.

(c) Each agency shall be responsible for the training of preliminary oral fluid screening test device operators.

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All training shall follow the operational instructions supplied by the manufacturer for the device in use. (Authorized by and implementing K.S.A. 75-712h, as amended by L. 2022, ch. 80, sec. 23; effective Feb. 17, 2023.)

Kirk D. Thompson
Director
Bureau of Investigation

Doc. No. 050857

State of Kansas

Board of Regents

Permanent Administrative Regulations

Article 28.—PRIVATE AND OUT-OF-STATE POSTSECONDARY EDUCATION INSTITUTIONS

88-28-1. Definitions. Each of the following terms, wherever used in this article of the board's regulations, shall have the meaning specified in this regulation:

(a) "Academic year" means instruction consisting of at least 24 semester credit hours over a period of two semesters or the equivalent.

(b) "Associate's degree" means a postsecondary degree consisting of at least 60 semester credit hours or the equivalent of college-level coursework. This term shall include the following types of associate's degree:

(1) "Associate in applied science degree" means a technical-oriented or occupational-oriented associate's degree that meets the following conditions:

(A) Is granted to each student who successfully completes a program that emphasizes preparation in the applied arts and sciences for careers, typically at the technical or occupational level; and

(B) requires at least 15 semester credit hours in general education and at least 30 semester credit hours or the equivalent in the technical content area.

(2) "Associate in arts degree" means an associate's degree that meets the following conditions:

(A) Is granted to each student who successfully completes a program that emphasizes the liberal arts; and

(B) requires at least 30 semester credit hours or the equivalent in general education, including English, mathematics, humanities, communications, physical sciences, and social and behavioral sciences, or any combination of these subjects.

(3) "Associate in general studies degree" means an associate's degree that meets the following conditions:

(A) Is granted to each student who successfully completes a program that emphasizes a broad range of knowledge; and

(B) requires at least 24 semester credit hours or the equivalent in general education.

(4) "Associate in science degree" means an associate's degree that meets the following conditions:

(A) Is granted to each student who successfully completes a program that emphasizes either mathematics or the biological or physical sciences, or both; and

(B) requires at least 30 semester credit hours or the equivalent in general education.

(c) "Bachelor's degree" and "baccalaureate" mean a degree that meets the following conditions:

(1) Requires the equivalent of at least four academic years of college-level coursework in the liberal arts, sciences, or professional fields meeting the following conditions:

(A) Requires at least 120 semester credit hours or the equivalent;

(B) includes at least 45 semester credit hours or the equivalent in upper-division courses; and

(C) requires at least 60 semester credit hours or the equivalent from institutions that confer a majority of degrees at or above the baccalaureate level; and

(2) requires a distinct specialization, which is known as a "major," that requires either of the following:

(A) At least one academic year, or the equivalent in part-time study, of work in the major subject and at least one academic year, or the equivalent in part-time study, in related subjects; or

(B) at least two academic years, or the equivalent in part-time study, in closely related subjects within a liberal arts interdisciplinary program.

(d) "Catalog" means a document delivered in print or on-line containing the elements specified in K.A.R. 88-28-2.

(e) "Closure of an institution" and "closure" mean the practice of no longer allowing students access to the institution to receive instruction. Closure of an institution occurs on the calendar day immediately following the last day on which students are allowed access to the institution to receive instruction.

(f) "Degree program" means a course of study that meets the following conditions:

(1) Leads to an associate's degree, a bachelor's degree, a master's degree, an intermediate (specialist) degree, a first professional degree, or a doctor's degree; and

(2) consists of at least 30 semester credit hours or the equivalent of coursework in a designated academic discipline area.

(g) "Doctor's degree" means a degree that may include study for a closely related master's degree and that meets the following conditions:

(1) Is granted to each student who successfully completes an intensive, scholarly program requiring the equivalent of at least three academic years beyond the bachelor's degree;

(2) requires a demonstration of mastery of a significant body of knowledge through successful completion of either of the following:

(A) A comprehensive examination; or

(B) a professional examination, the successful completion of which may be required in order to be admitted to professional practice in Kansas; and

(3) requires evidence, in the form of a doctoral dissertation, of competence in independent basic or applied research that involves the highest levels of knowledge and expertise.

(h) "Enrollment documents" means written documentation provided by an institution to a student in which the institution agrees to provide instruction to the student for a fee. The enrollment documents shall meet the requirements of K.A.R. 88-28-7.

(i) "Enrollment period" means the period of time specified in enrollment documents during which instruction,

including any examinations given, is to be provided to a student.

(j) "Entering an institution" means commencing class attendance by a student at an on-site institution or first submitting a lesson by a student for evaluation in a distance education program.

(k) "First professional degree" means a degree that meets the following conditions:

(1) Is granted to each student who successfully completes study beyond the fulfillment of undergraduate requirements, as approved by the state board;

(2) requires the equivalent of at least five academic years of study, including work towards a bachelor's degree; and

(3) includes a specialization in a professional field.

(l) "Honorary degree" means a special degree awarded as an honor that is bestowed upon a person without completion of the usual requirements.

(m) "Intermediate (specialist) degree" means a degree, including an educational specialist degree, granted to each student who successfully completes a program requiring the equivalent of at least one academic year beyond the master's degree in a professional field.

(n) "Master's degree" means a degree that meets the following conditions:

(1) Is granted to each student who successfully completes a program in the liberal arts and sciences or in a professional field beyond a bachelor's degree;

(2) requires the equivalent of at least one academic year in a curriculum specializing in a single discipline or single occupational or professional area; and

(3) culminates in a demonstration of mastery, which may include one or more of the following:

(A) A research thesis;

(B) a work of art; or

(C) the solution of an applied professional problem.

(o) "Program" means either of the following:

(1) A course or series of courses leading to a certificate, diploma, or degree; or

(2) training that prepares a person for a field of endeavor in a business, trade, technical, or industrial occupation.

(p) "Review course" means an educational offering designed to review previous knowledge gained from a completed educational program.

(q) "Teach-out agreement" means a written agreement between institutions that provides for the equitable treatment of students and a reasonable opportunity for students to complete their program of study if an institution, or an institutional location that provides 100 percent of at least one program offered, ceases to operate or plans to cease operations before all enrolled students have completed their program of study.

(r) "Upper-division course" means any course with content and teaching appropriate for students in their third and fourth academic years or for other students with an adequate background in the subject. (Authorized by and implementing K.S.A. 2021 Supp. 74-32,165; effective Oct. 20, 2006; amended March 18, 2011; amended May 26, 2017; amended Feb. 17, 2023.)

88-28-2. Minimum requirements. (a) To qualify for a certificate of approval, each applicant institution shall meet the requirements listed in K.S.A. 74-32,169, and

amendments thereto. An owner of each applicant institution or the owner's designee shall submit evidence that the institution meets the following minimum requirements:

(1) The physical space shall meet the following requirements:

(A) Be free from hazards and be properly maintained;

(B) provide learning environments appropriate for each curriculum in size, seating, lighting, equipment, and resources;

(C) be either owned by the institution or accessed through a long-term lease or other means of access that indicates institutional stability; and

(D) if the physical space includes student housing owned, maintained, or approved by the institution, meet all local standards for public health and safety.

(2) The owner or the owner's designee has received all required inspections and written reports from the local fire department, state fire marshal, and other agencies responsible for ensuring public health and safety and has completed any required improvements. The written reports shall be maintained on-site and provided to the state board upon request.

(3) The administrative personnel of the institution shall meet the following requirements:

(A) Be adequate in number to support the programs offered; and

(B) be adequately prepared for operating an institution through training, experience, credentialing, or any combination of these.

(4) The executive and academic leadership of the institution shall have qualifications that reasonably ensure that the purpose and policies of the institution are effectively maintained. The administrative responsibilities and concomitant authority of the executive and academic leadership shall be clearly specified in the institution's files.

(5) All academic, enrollment, and financial records of the students shall be securely maintained and protected from theft, fire, and other possible loss. Student transcripts shall be kept in an accessible format for 50 years from each student's last date of attendance.

(6) The owner of the institution or the owner's designee shall submit to the state board the most recent financial statements for the institution operating in Kansas and for any parent or holding companies related to that institution. The financial statements provided to the state board shall demonstrate a profit earned before depreciation, amortization, and taxes and meet at least one of the following requirements for the most recent fiscal or calendar year:

(A) Demonstrate a minimum ratio of current assets to current liabilities of at least 1:1. This asset ratio shall be calculated by adding the cash and cash equivalents to the current accounts receivable and dividing the sum by the total current liabilities. Extraordinary items, prior period adjustments, changes in accounting principles, questionable accounting treatments, unsecured or uncollateralized related-party receivables, intangible assets, and restricted assets shall be excluded; or

(B) exhibit a positive net worth in which the total assets exceed the total liabilities. Net worth shall be calculated by subtracting total liabilities from total assets. Extraor-

(continued)

dinary items, prior period adjustments, changes in accounting principles, questionable accounting treatments, unsecured or uncollateralized related-party receivables, intangible assets, and restricted assets shall be excluded.

(7) Each institution shall have a tuition refund policy and a student enrollment cancellation policy, called the "refund policy" in this article of the state board's regulations, that meets the following requirements:

(A) Is published in the institution's catalog;

(B) complies with K.S.A. 74-32,169 and amendments thereto;

(C) establishes that each student will be reimbursed for any items for which the student was charged but did not receive, including textbooks and software;

(D) has no more stringent requirements than the following:

(i) All advance monies, other than an initial, nonrefundable registration fee, paid by the student before attending class shall be refunded if the student requests a refund, in writing, within three days after signing an enrollment agreement and making an initial payment;

(ii) for institutions collecting a nonrefundable initial application or registration fee, the student shall be required to sign a written statement acknowledging that the initial application or registration fee is nonrefundable. This statement may be a part of the enrollment documents, as described in K.A.R. 88-28-7;

(iii) each student who has completed 25 percent or less of a course and withdraws shall be eligible for a pro rata refund. The completion percentage shall be based on the total number of calendar days in the course and the total number of calendar days completed. In determining the official termination date and percentage of each course completed, the institution may consider the week during which the student last attended to be an entire week of attendance completed. After a student has attended more than 25 percent of the course, tuition and fees shall not be refundable;

(iv) all monies due to a student shall be refunded within 60 days from the last day of attendance or within 60 days from the receipt of payment if the date of receipt of payment is after the student's last date of attendance; and

(v) for institutions with programs consisting of fewer than 100 clock-hours, refunds may be calculated on an hourly, pro rata basis.

(8) All correspondence from the institution regarding the enrollment cancellation of a student, and any refund owed to the student, shall reference the refund policy of the institution.

(9) The required catalog of the institution's operation and services published electronically or in print, or both, shall include the following items:

(A) A table of contents;

(B) a date of publication;

(C) a list of any approvals, including contact information for the state board, and accreditations, including contact information, affiliations, and memberships that the institution has obtained;

(D) any requirements that students must meet to be admitted;

(E) an academic calendar or a reference to a published calendar used by the institution;

(F) the name and nature of each occupation for which training is given;

(G) the curricula offered, including the number of clock-hours or credit hours for each course in each curriculum;

(H) a description of the physical space and the educational equipment available;

(I) the tuition and fees charged;

(J) a description of the system used to measure student progress;

(K) the graduation requirements or completion requirements, or both;

(L) the institutional mission;

(M) identification of the owner of the institution;

(N) a list of the instructors teaching in Kansas, including their degrees held and the institutions from which their degrees were received;

(O) the institutional rules;

(P) the institution's policies for tuition refund and student enrollment cancellation, as described in paragraph (a)(7);

(Q) the extent to which career services are available;

(R) the institution's policies for the transfer of clock-hours or credit hours and for advanced-standing examinations for students transferring to the institution or transferring to a different institution;

(S) an attendance policy; and

(T) a grievance policy and complaint procedures, including contact information for the state board, as required by K.S.A. 74-32,169 and amendments thereto.

(10) The enrollment documents shall meet the requirements of K.A.R. 88-28-7.

(11) All advertising and promotional materials shall meet the following requirements:

(A) Include the correct name of the institution that is approved by the state board;

(B) be truthful and not misleading by actual statement or omission;

(C) not be located in the employment or "help wanted" classified ads;

(D) not quote salaries for an occupation in the institution's advertising or promotional literature without including either the documented median starting wage of a majority of the institution's graduates who graduated within the most recent calendar year or a citation to a governmental agency or nationally recognized source of the quoted salaries;

(E) make no offers of institutional scholarships or partial institutional scholarships, unless the scholarships are bona fide reductions in tuition and are issued under specific, published criteria;

(F) use the word "accredited" only if the accrediting agency is one recognized by the United States department of education;

(G) not make any overt or implied claim of guaranteed employment during training or upon completion of training, in any manner; and

(H) not use letters of endorsement, recommendation, or commendation in the institution's advertising and promotional materials, unless the letters meet the following requirements:

(i) The institution received the prior, written consent of the authors;

(ii) the institution did not provide remuneration in any manner for the endorsements; and

(iii) the institution keeps all letters of endorsement, recommendation, or commendation on file, subject to inspection, for at least three years after the last use of the contents in advertising or promotional materials.

(12) Each curriculum shall meet the following requirements:

(A) Be directly related to the institution's published mission;

(B) evidence a well-organized sequence of appropriate subjects leading to occupational or professional competence;

(C) reasonably and adequately ensure achievement of the stated objectives for which the curriculum is offered;

(D) if the curriculum prepares students for licensure, be consistent with the educational requirements for licensure; and

(E) if courses are delivered by distance education, meet the same standards as those for courses conducted on-site.

(13) The published policies for measuring student progress shall be followed.

(14) All instructional materials shall meet the following requirements:

(A) Reflect current occupational knowledge and practice applicable to the field of study and meet national standards if the standards exist;

(B) be sufficiently comprehensive to meet the learning objectives stated in the institution's published catalog;

(C) include suitable teaching devices and supplemental instructional aids appropriate to the subject matter; and

(D) be applicable to the curricula and the students.

(15) All instructional equipment shall meet the following requirements:

(A) Be current and maintained in good repair; and

(B) be used by students according to written policies for safe usage.

(16) Each faculty member shall be qualified to teach in the field or fields to which the member is assigned. Faculty responsibilities may be defined in terms of the number of hours taught, course development and research required, level of instruction, and administrative, committee, and counseling assignments.

(17) Each faculty member's minimum academic credential shall be at least one degree-level above the degree being taught, unless other credentials are typically used in lieu of the academic degree in a particular field of study. In those cases, qualifications may be measured by technical certifications, relevant professional experience, professional certifications, creative activity, training, or licensure, or any combination of these. The institution shall provide documentation that all faculty appointments meet these standards.

(18) The instructors in all programs shall maintain continuous professional experience in their professional fields.

(19) In-service training that is consistent with the institution's mission shall be provided for the improvement of both the instructors and the curricula.

(20) All students shall be given the appropriate educa-

tional credentials upon completion of the program that indicate satisfactory completion.

(21) Each certificate, diploma, or degree shall include the following information, at a minimum:

(A) The name of the graduate;

(B) the name of the program completed;

(C) the name of the institution issuing the credential; and

(D) the date on which the graduate completed the program.

(b) In addition to meeting the requirements of subsection (a), an owner of the applicant institution for which degree-granting authority is sought, or the owner's designee, shall also submit evidence that the institution meets the following minimum requirements:

(1) Each degree program for which degree-granting authority is sought shall meet the criteria specified in the definition of that degree in K.A.R. 88-28-1.

(2) The library holdings maintained in a physical library or on-line, or in a combination of a physical library and on-line, shall be appropriate to each degree awarded.

(3) Each institution's governing structure shall clearly delineate the responsibility for all legal aspects of operations, the formulation of policy, the selection of the chief executive officer, and the method of succession. If the institution is governed by a board or group of officers, the following aspects of the board or group shall be clearly defined:

(A) The membership;

(B) the manner of appointment;

(C) the terms of office; and

(D) all matters related to the duties, responsibilities, and procedures of that body.

(4) The financial statements for the institution shall be audited by a CPA.

(5) The institution shall be accredited by or making progress toward successful attainment of accreditation by a recognized accrediting organization.

(c) If an institution has accreditation issued by an accrediting agency recognized by the United States department of education, that accreditation may be accepted by the state board as presumptive evidence that the institution meets the minimum requirements specified in this regulation. However, each degree program for which degree-granting authority is sought shall meet the criteria specified in the definition of that degree in K.A.R. 88-28-1. Accreditation shall not be accepted by the state board as presumptive evidence of compliance with minimum financial requirements. (Authorized by K.S.A. 2021 Supp. 74-32,165; implementing K.S.A. 2021 Supp. 74-32,165, 74-32,168, and 74-32,169; effective Oct. 20, 2006; amended May 26, 2017; amended Feb. 17, 2023.)

88-28-3. Certificates of approval. (a) A certificate of approval may be issued with degree-granting authority or without degree-granting authority.

(b) An owner of each institution for which a certificate of approval to operate in Kansas is sought, or the owner's designee, shall submit an application on a form provided by the state board. An owner of each institution for which degree-granting authority is sought, or the owner's designee, shall indicate on the application that degree-

(continued)

granting authority is requested and shall specify the degree programs proposed to be offered by the institution.

(c) An owner of each institution or the owner's designee shall submit the following information with the application:

(1) An outline or syllabus of each course offered in Kansas;

(2) a description of the institution's facilities, equipment, and instructional materials;

(3) a certification by an owner of the applicant institution or the owner's designee that the building that is to house the institution meets the requirements of all local, state, and federal regulations;

(4) a resume of each administrator and instructor that includes the individual's education, previous work experience, professional activities, and, if applicable, licensure;

(5) evidence of the institution's professional development and in-service activities;

(6) a copy of the proposed catalog or, if existing, a copy of each of the institution's most recent catalogs, bulletins, and brochures, with any supplements, or functional equivalents;

(7) a copy of the enrollment documents, or functional equivalent;

(8) a copy of the credential to be given to each student upon completion of a program;

(9) a description of how the student and administrative records are maintained as required by K.A.R. 88-28-2;

(10) a copy of any advertising used;

(11) a financial statement showing income and expenditures for the most recent, complete fiscal year. These documents shall include either a balance sheet and an income statement or a statement of financial position and a statement of activities. These documents shall be audited by a certified public accountant if the institution is requesting degree-granting authority or the institution participates in title IV student financial aid programs under the higher education act of 1965, as amended;

(12) for an institution in its first calendar year of operation, a business plan with the initial application, which shall include the following:

(A) An income statement or statement of activities that provides projected revenue and expenses for the first year of operation; and

(B) written documentation evidencing the amounts and sources of capital currently available to the institution for payment of start-up costs and any potential losses; and

(13) a copy of any certificate of accreditation issued to the institution by an accrediting agency recognized by the United States department of education and a copy of a report of any adverse actions during the last three academic years.

(d) If an institution is found to be eligible for a certificate of approval, an owner of the applicant institution or the owner's designee shall be notified of the pending approval of the institution. Following notification, an owner of the applicant institution or the owner's designee shall furnish a surety bond in the amount of \$20,000, as required by K.S.A. 74-32,175 and amendments thereto. A certificate of approval shall not be issued until the surety bond is filed with and accepted by the state board.

(e) On the state board's own motion or upon a written complaint filed by any person doing business with the institution, an investigation of the institution may be conducted by the state board. Based upon the results of the investigation, the institution may be ordered by the state board to take corrective action, or proceedings may be initiated by the state board to revoke or condition the institution's certificate of approval. The approval to grant degrees may be revoked in whole or for specific degree programs if an institution is not in compliance with the minimum requirements specified in K.S.A. 74-32,169, and amendments thereto, and K.A.R. 88-28-2.

(f) If an institution or an owner of the institution is named in any criminal action or civil action alleging dishonesty, fraud, or a consumer protection violation after the institution has obtained a certificate of approval, the owner or owner's designee shall immediately notify the state board of the criminal or civil action.

(g) If there are any changes or adverse actions taken by the United States department of education or the institution's accreditor, the owner or the owner's designee shall notify the state board within a week of receipt of notice of the changes or adverse actions taken.

(h) An owner or the owner's designee of each institution with degree-granting authority that seeks to begin a new degree program shall file for an amendment to its certificate of approval on a form provided by the state board. Each new degree program shall meet the criteria specified in the definition of that degree in K.A.R. 88-28-1. The owner of the institution or the owner's designee shall submit the following items with the application to amend its certificate of approval:

(1) An outline of the curriculum to be offered for the new degree;

(2) the qualifications of the faculty to be involved in the program of study;

(3) the relationship of the new degree program to the mission of the institution; and

(4) any other information requested by the board. (Authorized by K.S.A. 2021 Supp. 74-32,165; implementing K.S.A. 2021 Supp. 74-32,167, 74-32,168, 74-32,172, 74-32,175 and 74-32,177; effective Oct. 20, 2006; amended May 26, 2017; amended Feb. 17, 2023.)

88-28-4. Site or virtual visits. Each applicant institution shall submit to site or virtual visits by state board designees and shall cooperate by providing immediate access to records and premises, as requested. (Authorized by K.S.A. 2021 Supp. 74-32,165; implementing K.S.A. 2021 Supp. 74-32,165, 74-32,169; effective Oct. 20, 2006; amended May 26, 2017; amended Feb. 17, 2023.)

88-28-8. Closure of an institution. (a) If an institution is closing, either voluntarily or involuntarily, the owner shall cease all recruitment efforts, school marketing, advertising, solicitation, and enrollment of new students. The owner or owner's designee shall submit relevant documentation to the board, immediately upon request, including the following:

(1) A written statement from the owner or the owner's designee detailing the intent and timeline to close the institution;

(2) a copy of the closure notice provided to students;

(3) a list of current students, including contact information, the program in which each student is enrolled, expected graduation date, and any potential refund due to each student;

(4) a teach-out agreement or transfer plan for current students;

(5) a list identifying the location of all student records, including student transcripts; and

(6) an active mailing address and telephone number where the institution owner can be reached after the institution closes.

(b) Upon closure of an institution, an owner of the institution or the owner's designee shall deliver to the state board or make available to the state board through an approved third party all transcripts of the students who are or have been in attendance at the institution, unless, for institutions providing Kansas residents with distance education only, the state board determines that receipt of all transcripts of students who are or have been in attendance at the institution while a Kansas resident are sufficient to protect the state's students' interests. Records for any student with a hold on that student's record shall be included. These records shall be delivered or made available no more than 15 calendar days following the closure.

(c) If the student records are not delivered or made available to the state board as required by subsection (b), any action deemed necessary may be commenced by the state board to obtain possession of the records. (Authorized by K.S.A. 2021 Supp. 74-32,165; implementing K.S.A. 2021 Supp. 74-32,170; effective Oct. 20, 2006; amended May 26, 2017; amended Feb. 17, 2023.)

88-28-9. Ownership changes. (a) Within the time frame required by K.S.A. 2021 Supp. 74-32,170a(a) and amendments thereto, the new owner shall submit a change of ownership application and the associated documents, including the following:

(1) Documentation of the sale or transfer of ownership;

(2) a report of assets and liabilities that were transferred;

(3) an updated surety bond as required by K.A.R. 88-28-3, with the new owner named as the principal;

(4) the new owner's most recent financial statements;

(5) a description of any changes to the institution's mission as a result of the ownership change;

(6) a description of any changes to programs resulting from the ownership change; and

(7) a description of any changes to administrative, executive, or academic personnel and an updated list of instructors, including their degrees held and the institutions from which their degrees were received.

(b) The new owner shall certify in writing that the new owner will perform the following:

(1) Maintain and service all student records that were the responsibility of the prior owner;

(2) resolve all student complaints that were the responsibility of the prior owner and filed with the state board before final approval of the change of ownership; and

(3) honor the terms of the student enrollment documents, institutional scholarships, and grants for all students enrolled and taking classes at the time of the change of ownership. (Authorized by and implementing K.S.A. 2021 Supp. 74-32,170a; effective Feb. 17, 2023.)

88-28-10. Provisional certificate of approval. In addition to meeting the requirements in K.A.R. 88-28-2 and 88-28-3, the owner of a degree-granting institution seeking a provisional certificate of approval pursuant to K.S.A. 74-32,168 and amendments thereto shall provide additional documentation as required by the state board, including documentation of adequate operating reserves sufficient to support operations including expenses related to accreditation, staffing, development of curriculum, equipment, and building construction. (Authorized by K.S.A. 2021 Supp. 74-32,165; implementing K.S.A. 2021 Supp. 74-32,168 and 74-32,169; effective Feb. 17, 2023.)

Blake Flanders
President and CEO
Board of Regents

Doc. No. 050858

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