



# Kansas Register

Chris Biggs, Secretary of State

Vol. 29, No. 44

November 4, 2010

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State of Kansas

Advisory Committee on Trauma

Notice of Meeting

The Advisory Committee on Trauma will meet from 10 a.m. to 3 p.m. Wednesday, November 17, in rooms Centennial A and D in the Pozez Education Center, Stormont-Vail HealthCare, 1500 S.W. 10th Ave., Topeka. For more information, contact the KDHE Bureau of Local and Rural Health at (785) 296-1200.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 038864

State of Kansas

Secretary of State

Usury Rate for November

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of November 1, 2010 through November 30, 2010, is 5.46 percent.

Chris Biggs  
Secretary of State

Doc. No. 038858

State of Kansas

Secretary of State

Code Mortgage Rate for November

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of November 1, 2010 through November 30, 2010, is 12 percent.

Chris Biggs  
Secretary of State

Doc. No. 038859

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. 2009 Supp. 12-1675(b)(c)(d) and K.S.A. 2009 Supp. 12-1675a(g).

Effective 11-1-10 through 11-7-10

Term	Rate
1-89 days	0.19%
3 months	0.14%
6 months	0.17%
1 year	0.24%
18 months	0.28%
2 years	0.30%

Elizabeth B.A. Miller  
Director of Investments

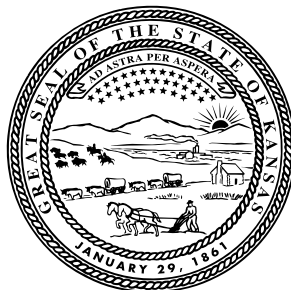
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## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled during the period of November 8-18. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at (785) 296-2391 or TTY (785) 296-8430. The 2010 interim committee memberships and committee agendas can be found at <http://skyways.lib.ks.us/ksleg/KLRD/Committees.htm>.

Date	Room	Time	Committee	Agenda
Nov. 8	548-S	10:00 a.m.	Joint Committee on Home- and Community-Based Services Oversight	Medicare's Competitive Bidding Program for durable medical equipment; expansion of scope of practice for dental hygienists; quarterly report on average daily census for state institutions and LTC facilities, savings on transfer to HCBS waiver, and HCBS Savings Fund balance; SRS follow-up on mental health facility numbers; and follow-up on adult abuse and neglect for FE waiver, Provider Assessment Advisory Panel, PACE Funds, autism waiver sliding scale program, and KHPA backlog.
Nov. 8	546-S	9:00 a.m.	Joint Committee on Administrative Rules and Regulations	Review of the rules and regulations proposed for adoption by: Dept. of Commerce; Insurance Dept.; Dept. of Revenue; KHPA; KDHE; Employees Health Care Commission; Dept. of Administration; and Gov. Ethics Commission.
Nov. 9	144-S	10:00 a.m.	Joint Committee on Energy and Environmental Policy	Update on ARRA moneys received by the state for energy programs; Gulf oil spill; follow-up on previous issues; and possible recommendations.
Nov. 9	548-S	10:00 a.m.	Legislative Budget Committee	Review of consensus revenue, consensus caseloads and consensus school finance.
Nov. 9	346-S	10:00 a.m.	Joint Committee on Children's Issues	2010 HB 2227.
Nov. 10	346-S	9:00 a.m.		
Nov. 10	144-S	<del>10:00 a.m.</del> 9:00 a.m.	Joint Committee on State Building Construction	Review of Regents capital improvements.
<b>Note: Time change</b>				
Nov. 12	548-S	10:00 a.m.	Special Committee on Assessment and Taxation	Review tax credits and policy options.
Nov. 15	346-S	9:00 a.m.	Kansas DUI Commission	Discussion of bill draft and final report.
Nov. 16	TBA	TBA	Special Committee on Education	Agenda not available.
Nov. 17				
Nov. 18	548-S	10:00 a.m.	Legislative Post Audit	Presentation of performance audits on water-related agencies, the Division of Purchases, and prescription drugs; selection of audit topics; and discussion of potential legislation for the 2011 session.

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

**State of Kansas**  
**State Conservation Commission**

**Notice of Meeting**

The State Conservation Commission will meet at 2 p.m. Sunday, November 21, in the Consulate III meeting room at the Airport Hilton, 2098 Airport Road, Wichita. A copy of the agenda may be obtained by contacting Cathy Thompson, State Conservation Commission, 109 S.W. 9th, Suite 500, Topeka, 66612-1215, (785) 296-3600. If special accommodations are needed, please contact the agency three days in advance of meeting date.

Greg A. Foley  
 Executive Director

Doc. No. 038879

**State of Kansas**  
**Kansas Judicial Council**

**Notice of Meetings**

The Kansas Judicial Council, its Advisory Committees and the Commission on Judicial Performance will meet according to the following schedule at the Kansas Judicial Center, 301 S.W. 10th Ave., Topeka, unless otherwise designated:

Date	Committee	Time	Location
Nov. 5	Family Law	9:30 a.m.	Suite 140-West
Nov. 12	Commission on Judicial Performance	9:30 a.m.	Suite 140-West
Nov. 17	Supreme Court Rules	9:30 a.m.	Fatzer Courtroom
Nov. 19	Administrative Procedure	9:30 a.m.	Suite 140-East
Nov. 19	Pattern Instructions for Kansas - Criminal	9:30 a.m.	Room 269
Nov. 19	Criminal Law	9:30 a.m.	COA Courtroom
Nov. 19	Probate Law	9:30 a.m.	Suite 140-West
Dec. 3	Judicial Council	9:00 a.m.	Room 269
Dec. 3	Family Law	9:30 a.m.	Suite 140-West
Dec. 10	Lien Law	9:30 a.m.	Suite 140-West

Hon. Lawton R. Nuss  
 Chairman

Doc. No. 038860

**State of Kansas**  
**Office of the Governor**  
**Executive Order 10-13**

WHEREAS, the State of Kansas is ranked second in the nation for wind energy potential and advancing wind energy development is important to our state's economy; and

WHEREAS, Kansas' central location, proximity to resources, and excellent transportation network offers an ideal location to accommodate future growth in wind energy development and production; and

WHEREAS, the state cannot afford to lose momentum in harnessing new wind energy; and

WHEREAS, the executive and legislative branches, in addition to local communities statewide, support expanding wind energy production in a responsible way; and

WHEREAS, siting and permitting requirements vary from county to county depending upon local zoning laws; and

WHEREAS, the United States Congress may pass legislation that will require states to incorporate a percentage of renewable energy into their energy portfolio; and

WHEREAS, the current transmission system in the state must be further developed in order to ensure reliable and affordable energy for Kansas consumers and to allow the export of wind energy; and

WHEREAS, the development process for wind energy is complex and requires consensus among private developers, state leaders, environmental groups and local stakeholders; and

WHEREAS, principles, tools and resources are readily available within the state to support future progress in the wind industry and to protect our state's most treasured natural resources; and

WHEREAS, the State of Kansas has a strong tradition of supporting the military installations in our state and understands that the development of wind energy projects near military installations requires appropriate collaboration and consultation; and

WHEREAS, the Kansas Department of Transportation fields numerous inquiries from developers of renewable energy to construct wind turbine farms throughout the state; and

WHEREAS, a united government effort to promote advancement will reduce inefficiencies, take advantage of existing expertise and encourage growth.

NOW, THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby create the Interagency Working Group for Wind Energy ("Group") with the following purposes and charges:

1. The Group shall provide advice and counsel to the Governor on issues that concern wind in Kansas, in addition to serving as a resource hub with relevant information necessary to optimize and expedite wind planning.
2. The Group shall be composed of representatives from all relevant state agencies designated by the Governor, including but not limited to:
  - a. A representative from the Department of Commerce ("Commerce");
  - b. A representative from the Kansas Department of Wildlife and Parks;
  - c. A representative from the Kansas Department of Transportation;
  - d. A representative from the Governor's Military Council;
  - e. A representative from the Adjutant General's Office;
  - f. A representative from the Kansas Corporation Commission;
  - g. A representative from the Kansas Department of Labor;
  - h. A representative from the Kansas Board of Regents;
  - i. A representative from the Kansas Department of Agriculture; and
  - j. A representative from the Kansas Energy Office.

3. The Governor shall designate the Secretary of Commerce (or his/her designee) as Chair.
4. The Group will initiate, act upon and consider all necessary strategies to:
  - a. Develop strong systems of collaboration, communication and resources to ensure smooth and responsible wind expansion in Kansas;
  - b. Ensure appropriate interagency communication between state, county and local officials, as well as the League of Kansas Municipalities, the Kansas Association of Counties and the general public;
  - c. Coordinate and communicate with the Governor's Office, the Legislature, the Kansas Electric Transmission Authority, the Kansas Wind Working Group; and other key government and non-government stakeholder groups as deemed necessary;
  - d. Evaluate efforts on a regular basis to ensure that resources are being strategically leveraged to enhance Kansas' competitive position;
  - e. Incorporate a military perspective into future energy planning as needed;
  - f. Monitor Kansas' transmission developments to enhance reliability and strengthen the state's capacity to export wind energy to other regions of the country;
  - g. Foster advanced development in the renewable energy sector by furthering efforts to develop a supply chain to meet the needs of the industry;
  - h. Provide information about workforce services in Kansas that will support the growth of wind energy; and
  - i. Adopt other responsibilities as directed by the Governor.
5. The Group shall report periodically to the Governor on accomplishments and activities, in addition to recommendations and priorities that are under consideration.
6. The Group shall be staffed by a division housed within Commerce.
7. The Group shall meet on the call of the Chair as necessary to carry out the objectives set forth in this Order.
8. Members shall serve without compensation with the exception that expenses incurred in the furtherance of the organizations' mission are allowed to be reimbursed with documentation and prior approval. Approved expenses include mileage reimbursement for travel to Group meetings.

This document shall be filed with the Secretary of State as Executive Order 10-13 and shall become effective immediately.

Dated October 27, 2010.

Mark Parkinson  
Governor  
Attest: Chris Biggs  
Secretary of State

Doc. No. 038875

## State of Kansas

### Department of Transportation

#### Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Eisenhower State Office Building, fourth floor west wing, 700 S.W. Harrison, Topeka, until 1 p.m. November 17 and then publicly opened:

#### District One — Northeast

**Brown**—7 C-4512-01 — County road 3 miles west and 2.3 miles north of Morrill, grading, bridge and surfacing, 0.4 mile. (Federal Funds)

**Douglas**—23 U-2231-01 — Kasold Drive from Clinton Parkway 23rd to 31st Street, surfacing, 0.9 mile. (Federal Funds)

**Jackson**—43 C-4252-01 — County road 2 miles west and 0.2 mile south of Netawaka, grading, bridge and surfacing, 0.4 mile. (Federal Funds)

**Jefferson**—44 C-4523-01 — County road 2 miles north and 1.3 miles west of Oskaloosa, grading and bridge, 0.1 mile. (Federal Funds)

**Lyon**—99-56 KA-1338-01 — K-99 from the Greenwood County line north to south city limits of Emporia, seal, 15.6 miles. (State Funds)

**Lyon-Wabaunsee**—99-106 — KA-1932-01 — K-99 from the north city limits of Emporia north to the Lyon-Wabaunsee county line; K-99 from the Lyon-Wabaunsee county line north to south city limit of Eskridge, recycle and overlay, 34.7 miles. (State Funds)

**Marshall**—58 KA-1928-01 — K-9 from the north junction of K-99 east to the junction of K-87; K-99 in Marshall County beginning at the north junction of K-9 north to the Kansas-Nebraska state line, milling and overlay, 28.1 miles. (State Funds)

**Osage**—68-70 KA-1683-01 — K-68 in Osage County from the junction of U.S. 75 east to the junction of K-268, seal, 11.4 miles. (State Funds)

**Shawnee**—70-89 KA-1835-01 — I-70 from Gage Boulevard east 2.4 miles (except bridges) pavement patching. (State Funds)

**Wabaunsee**—99 KA-1927-01 — K-31 from the west junction of K-99 east to the Wabaunsee-Osage county line; K-99 from the west junction of K-4 north to the south city limits of Alma; K-185 in Wabaunsee County beginning at the north city limits of McFarland north to the junction I-70; K-138 in Wabaunsee County beginning at the junction I-70 east to the west city limits of Paxico, recycling, overlay and seal, 20.3 miles. (State Funds)

**Wyandotte**—35-105 KA-1896-01 — I-35 bridges #002 and #009 in Wyandotte County, bridge repair. (State Funds)

#### District Two — Northcentral

**McPherson**—59 C-4097-01 — County road 2 miles east and 0.1 mile north of Elyria, grading, bridge and surfacing, 0.1 mile. (Federal Funds)

**Washington**—101 C-4377-01 — County road 3.5 miles north and 2.2 miles east of Greenleaf, grading and bridge, 0.2 mile. (Federal Funds)

(continued)

**District Three — Northwest**

**District**—70-91 KA-1892-01 — I-70 high performance sheeting in District Three, 175 miles. (Federal Funds)

**Graham**—33 KA-1985-01 — K-18 beginning at the junction of U.S. 24 east to the Graham-Rooks county line; U.S. 24 beginning 0.2 mile west of the junction of K-18 east to the Graham-Rooks county line, seal, 11 miles. (State Funds)

**Osborne-Russell**—106 KA-1986-01 — K-18 beginning at the Rooks-Osborne county line east to the Osborne-Russell county line; K-18 beginning at the Osborne-Russell county line southeast to the west junction of U.S. 281, recycle and overlay, 12.6 miles. (State Funds)

**Russell**—281-84 KA-1980-01 — U.S. 281 in Russell County, seal, 15 miles. (State Funds)

**Russell**—70-84 KA-2047-01 — I-70 overlay and asphalt seal shoulders, 10 miles. (State Funds)

**Smith**—92 C-4492-01 — County road 0.6 mile south and 1.2 miles west of Kensington, grading, bridge and surfacing. 0.2 mile. (Federal Funds)

**Smith**—36-92 KA-1976-01 — U.S. 36 in Smith County, milling and overlay, 14.6 miles. (State Funds)

**Smith**—281-92 KA-1982-01 — U.S. 281 in Smith County, milling and overlay, 16.9 miles. (State Funds)

**Trego**—70-98 — KA-1836-01 — I-70 from the Gove County line east to west junction of U.S. 283, milling and overlay, 14 miles. (State Funds)

**Trego**—70-98 M-0010-01 — I-70 stockpile bituminous material. (State Funds)

**District Four — Southeast**

**Anderson-Franklin**—106 KA-2043-01 — U.S. 59 beginning at the north U.S. 169 junction north to the Anderson-Franklin county line; U.S. 59 beginning at the Anderson-Franklin county line north to the south city limits of Ottawa, 22.1 miles. (State Funds)

**Coffey-Greenwood**—106 KA-1999-01 - K-58 beginning at the junction of K-99 east to the Greenwood-Coffey county line; K-58 beginning at the Greenwood-Coffey county line east to north junction of U.S. 75, overlay, 25.7 miles. (State Funds)

**Montgomery**—63 C-4544-01 — County road 5 miles south and 2 miles east of the Coffeyville Airport, grading and bridge, 0.2 mile. (Federal Funds)

**Montgomery**—63 KA-2123-01 — Pavement marking at various locations in Montgomery County. (Federal Funds)

**District Five — Southcentral**

**Rice**—14-80 KA-0688-01 — K-14 Cow Creek Bridge and Little Cow Creek Bridge, 1.5 and 2.2 miles south of Lyons, bridge replacement. (Federal Funds)

**District Six — Southwest**

**Clark-Ford**—283-106 KA-2037-01 — U.S. 283 beginning at Elm Street in Minneola north to the Clark-Ford county line; U.S. 283 beginning at the Clark-Ford county line north to the junction of U.S.56/U.S 400, recycle and overlay, 19.2 miles. (State Funds)

**Finney**—28 C-4239-01 — County Route 1451 from K-156 south 4 miles to the county line, surfacing, 4 miles. (Federal Funds)

**Finney**—28 C-4240-01 — County Route 1452 from K-156 south 4 miles to the county line, surfacing, 4 miles. (Federal Funds)

**Finney**—83-28 KA-2022-01 — U.S. 83 beginning at the Haskell-Finney county line north to 2.9 miles north of County Route 247, milling and overlay, 7.9 miles. (State Funds)

**Ford**—283-29 KA-2031-01 — U.S. 283 beginning at the east junction of U.S. 50/U.S. 56 north to the Ford-Hodgeman county line, seal, 9.4 miles. (State Funds)

**Hodgeman**—283-42 KA-2030-01 — U.S. 283 beginning at Best Street in Jetmore north to the Hodgeman-Ness county line, recycle and overlay, 12.1 miles (State Funds)

**Meade**—54-60 KA-2035-01 — U.S. 54 beginning at south city limits of Plains east to the west city limits of Meade; U.S. 54 in Meade County beginning at the two-lane/four-lane divided highway east to the Meade-Clark county line, milling and overlay, 28.1 miles. (State Funds)

**Meade**—54-60 M0008-01 — U.S. 54 KDOT mixing strip, 1 mile west of the junction of K-23, stockpile bituminous material. (State Funds)

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

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

This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

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

Deb Miller  
Secretary of Transportation

Doc. No. 038851

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, November 18, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the K DFA to issue its Agricultural Development Revenue Bond for the projects 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 K DFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The projects shall be located as shown:

**Project No. 000795—Maximum Principal Amount: \$212,500.** Owner/Operator: Jason and Chandra McKenna. Description: Acquisition of 680 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Jason and Chandra McKenna and is located at the Northeast Quarter of Section 15, Township 4, Range 25 and all of Section 11, Township 4, Range 25 in Norton County, Kansas, approximately 2.5 miles south of 383 on W11, 4 miles east of Clayton.

**Project No. 000797 —Maximum Principal Amount: \$27,000.** Owner/Operator: Myron D. and Ann M. Hiebert. Description: Acquisition of 30 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Myron D. and Ann M. Hiebert and is located at West 30 acres of the West 60 acres of the South Half of the Southeast Quarter of Section 30, Township 20 South, Range 1 East, Marion County, Kansas, approximately 2 miles north of Goessel on Alamo Road and 1 mile west on 140th Avenue.

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

All individuals who appear at the hearing will be given an opportunity to express their views concerning the proposal to issue the bond to finance the project, and all written comments previously filed with the K DFA at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the projects may be obtained by contacting the K DFA.

Stephen R. Weatherford  
President

Doc. No. 038878

(Published in the Kansas Register November 4, 2010.)

Summary Notice of Bond Sale

City of Topeka, Kansas  
\$5,765,000\*

Full Faith and Credit Tax Increment Refunding Bonds Series 2010 (College Hill Redevelopment)

Bids

Subject to the Official Notice of Bond Sale and Preliminary Official Statement to be dated on or about November 9, 2010, sealed, facsimile and electronic bids will be received, in the case of sealed and facsimile bids, by the city clerk of the city of Topeka, Kansas (as issuer), on behalf of the governing body of the city at City Hall, 215 S.E. 7th St., Topeka, KS 66603, and, in the case of electronic bids, by the city’s financial advisor on behalf of the governing body of the city on the Columbia Capital Auction Web site, <http://www.columbiacapitalauction.com>, until 9:30 a.m. C.S.T. Tuesday, November 16, 2010, for the purchase of \$5,765,000\* principal amount of city of Topeka, Kansas, Full Faith and Credit Tax Increment Refunding Bonds, Series 2010 (College Hill Redevelopment). No bid of less than 98 percent of the aggregate principal amount of the bonds, plus accrued interest thereon, if any, to the date of delivery will be considered, and no supplemental interest payments 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 initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payments of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated December 14, 2010, and will become due on August 15 in the years as follows:

Year	Principal Amount*
2011	\$200,000
2012	200,000
2013	200,000
2014	200,000
2015	200,000
2016	400,000
2017	410,000
2018	425,000
2019	440,000
2020	460,000
2021	480,000
2022	500,000
2023	525,000
2024	550,000
2025	575,000

The city reserves the right to modify the total amount of the bonds and the amount of any maturity in order to properly structure certain funds and accounts and substantially obtain annual debt service parameters deter-

(continued)

mined by the city, based upon the interest rates and re-offering yields submitted by the successful bidder. Upon notification of preliminary award, the successful bidder must transmit to the city within 20 minutes, by fax or email, its reoffering yields on the bonds. The successful bidder will be notified by means of telephone or facsimile transmission of any modification to such principal amount not later than 2 p.m. C.S.T. on the sale date. If the principal amounts are modified, the city will seek to modify the maturity schedule, or make other mutually agreeable changes, in a way that will neither increase nor reduce the successful bidder's spread as a percentage of the principal amount of the bonds issued after taking into account such adjustments. The successful bidder may not withdraw its bid or change the interest rates bid as a result of any changes made to the principal amount of the bonds or principal of any maturity as described herein.

The bonds will be subject to optional and mandatory redemption prior to maturity as provided in the Official Notice of Bond Sale and in the Preliminary Official Statement.

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on February 15 and August 15 in each year, beginning February 15, 2011.

#### Pre-Bid Revisions

The city reserves the right to issue a Supplemental Notice of Sale not later than 48 hours prior to the sale date via the electronic bidding Web site (<http://www.columbiacapitalauction.com>). If issued, the Supplemental Notice may modify (i) the maturity amounts of the bonds and/or (ii) such other terms of this notice as the city determines. Any such modifications will supersede the maturities and such other terms as set forth herein.

#### Paying Agent and Bond Registrar

U.S. Bank National Association, St. Louis, Missouri, is designated as the co-paying agent and bond registrar for the bonds with U.S. Bank National Association, Topeka, Kansas.

#### Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States, by a qualified financial surety bond or wire transfer in the amount of \$115,300 (representing 2 percent of the principal amount of the bonds).

#### Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered to the facilities of the Depository Trust Company, New York, New York, without cost to the successful bidder within 45 days after the date of the sale.

#### Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the city for the year 2010 is \$1,129,941,608. The total outstanding general obligation bonded indebtedness of the city following the issuance of the bonds, including the bonds, is \$195,455,000.

#### Approval of Bonds

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city and delivered to the successful bidder when the bonds are delivered.

#### Additional Information

Electronic copies of the Preliminary Official Statement and Official Notice of Bond Sale may be found at [www.ColumbiaCapitalAuction.com](http://www.ColumbiaCapitalAuction.com). Additional information regarding the bonds may be obtained from Jim Langford, Director of Budget and Financial Services, (785) 368-3970, fax (785) 368-3975; or from the city's financial advisor, Columbia Capital Management, LLC, 6330 Lamar Ave., Suite 200, Overland Park, KS 66202, (913) 248-8500, fax (913) 248-8900.

Dated October 27, 2010.

City of Topeka, Kansas  
Brenda Younger, City Clerk  
City Hall  
215 S.E. 7th St.  
Topeka, KS 66603  
(785) 368-3940

\*Subject to change.

Doc. No. 038871

(Published in the Kansas Register November 4, 2010.)

#### Summary Notice of Bond Sale Sedgwick County, Kansas

\$6,630,000\*

[General Obligation Bonds]  
[Taxable General Obligation Bonds  
(Build America Bonds –  
Direct Payment to Issuer)]

\$22,930,000\*

General Obligation  
Refunding Bonds  
Series B, 2010

(General obligation bonds payable from  
unlimited ad valorem taxes)

#### Bids

Subject to the Notice of Bond Sale dated October 27, 2010, separate written and electronic bids will be received on behalf of the chief financial officer of Sedgwick County, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 10 a.m. C.S.T. November 17, 2010, for the purchase of each series of the above-referenced bonds (the Series A Bonds and the Series B Bonds, collectively, the bonds). No bid for less than \$6,550,200 and accrued interest thereon to the date of delivery will be considered for the Series A Bonds, and no bid for less than \$22,930,000 and accrued interest thereon to the date of delivery will be considered for the Series B Bonds.

#### Alternative Bids for the Series A Bonds as Taxable Build America Bonds

Bids will be accepted for the Series A Bonds as either



traditional tax-exempt bonds described herein (the tax-exempt bonds) or as taxable, direct-pay Build America Bonds (the taxable bonds). Bidders may submit bids for tax-exempt bonds, for taxable bonds or for both.

**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 December 15, 2010, and will become due in principal installments on August 1 in the years set forth below and will bear interest from the dated date at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on February 1 and August 1 in each year, beginning February 1, 2011.

(a) **Series A Bonds.** The Series A Bonds will become due in principal installments in the years as follows:

Year	Principal Amount*
2011	\$405,000
2012	400,000
2013	400,000
2014	400,000
2015	405,000
2016	385,000
2017	390,000
2018	400,000
2019	410,000
2020	420,000
2021	330,000
2022	340,000
2023	350,000
2024	365,000
2025	370,000
2026	160,000
2027	165,000
2028	170,000
2029	180,000
2030	185,000

(b) **Series B Bonds.** The Series B Bonds will become due in principal installments in the years as follows:

Year	Principal Amount*
2011	\$2,275,000
2012	2,395,000
2013	2,435,000
2014	2,035,000
2015	2,085,000
2016	1,775,000
2017	1,635,000
2018	1,655,000
2019	1,715,000
2020	1,790,000
2021	1,850,000
2022	1,285,000

**\*Adjustment of Issue Size**

The issuer reserves the right to increase or decrease the total principal amount of each series of the bonds or any maturity of either series of bonds in accordance with the provisions of the Notice of Bond Sale.

**Book-Entry-Only System**

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

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$132,600 for the Series A Bonds or \$458,600 for the Series B Bonds.

**Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about December 15, 2010, 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 2010 is \$4,782,049,520. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$103,494.661\*.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the issuer, Attention: Chris Chronis, Chief Financial Officer, at the address set forth below, by phone at (316) 660-7591, fax (316) 383-7729, or e-mail cchronis@sedgwick.gov; or from the financial advisor, Springsted Incorporated, Attention: Bond Services, at the address set forth below, by phone at (651) 223-3000, fax (651) 223-3046, or e-mail bond\_services@springsted.com.

**Written Bid and Good Faith Deposit**

**Delivery Address:**

Sara Jantz  
 Director of Accounting  
 Sedgwick County Courthouse  
 525 N. Main, Suite 823  
 Wichita, KS 67203

**Facsimile Bid and Good Faith Deposit**

**Delivery Address:**

Springsted Incorporated  
 380 Jackson St., Suite 300  
 St. Paul, MN 55101-2887  
 Fax (651) 223-3046

Dated October 27, 2010.

Sedgwick County, Kansas  
 By: Chris Chronis  
 Chief Financial Officer

State of Kansas

**Commission on Veterans' Affairs**

**Notice of Meeting**

The Kansas Commission on Veterans' Affairs will meet at 10 a.m. Wednesday, November 17, at the KCVA central office, Suite 701, Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend. For more information, call (785) 296-3976.

Jack Fowler  
Executive Director

Doc. No. 038876

(Published in the Kansas Register November 4, 2010.)

**Summary Notice of Bond Sale  
City of Manhattan, Kansas**

**\$11,270,000\***

**General Obligation Bonds, Series 2010-B**

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

**Bids**

Subject to the Notice of Bond Sale dated October 12, 2010, written and electronic bids will be received on behalf of the clerk of the city of Manhattan, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARTITY, until 2 p.m. November 16, 2010, for the purchase of the above-referenced bonds. No bid of less than \$11,202,380 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 December 1, 2010, and will become due on November 1 in the years as follows:

Year	Principal Amount*
2011	\$1,090,000
2012	1,085,000
2013	1,090,000
2014	1,095,000
2015	1,110,000
2016	1,115,000
2017	1,140,000
2018	1,160,000
2019	1,180,000
2020	1,205,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning May 1, 2011.

**Book-Entry-Only System**

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

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$225,400.

**Delivery**

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about December 7, 2010, 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 2010 is \$475,327,031. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$135,195,000; such amount includes the issuer's temporary notes in the principal amount of \$9,210,000, dated as of December 15, 2010, which will be issued on or about the closing date. Temporary notes in the principal amount of \$14,250,000 will be retired out of proceeds of the bonds and other available funds, which will reduce the outstanding general obligation indebtedness of the issuer to \$120,945,000.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the undersigned or from the financial advisor at the addresses set forth below.

**Written Bid and Good Faith Deposit Delivery Address:**

Elizabeth Peterson, City Treasurer  
City Hall, 1st Floor  
1101 Poyntz Ave.  
Manhattan, KS 66502-5497  
(785) 587-2465  
Fax (785) 587-2409  
E-mail: peterson@ci.manhattan.ks.us

**Financial Advisor-Facsimile Bid and Good Faith Deposit Delivery Address:**

Springsted Incorporated  
380 Jackson St., Suite 300  
St. Paul, MN 55101-2887  
(651) 223-3000  
Fax (651) 223-3046  
E-mail: advisors@springsted.com

Dated October 12, 2010.

City of Manhattan, Kansas  
By: Bernie Hayden  
Director of Finance

\*Subject to change.

Doc. No. 038869

(Published in the Kansas Register November 4, 2010.)

## City of Newton, Kansas

### Notice of Intent to Seek Private Placement Taxable General Obligation Bonds, Series 2010-B

Notice is hereby given that the city of Newton, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$2,000,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated October 26, 2010.

Denise Duerksen  
City Clerk

Doc. No. 038865

## State of Kansas Wildlife and Parks Commission

### Notice of Meeting

A public meeting will be conducted by the Wildlife and Parks Commission at 1:30 p.m. Thursday, January 6, at the Dole Institute, 2350 Petefish Drive, Lawrence, to consider the business and future regulatory action of the Kansas Department of Wildlife and Parks.

A general discussion and workshop meeting on business of the Wildlife and Parks Commission will begin at 1:30 p.m. January 6 at the location listed above. The meeting will recess at 5:30 p.m., then resume at 7 p.m. at the same location for an additional workshop on commission and department business. There will be public comment periods at the beginning of the afternoon and evening meetings for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete business matters, the commission will reconvene at 9 a.m. January 7 at the same location.

Any individual with a disability may request accommodation in order to participate in the public meeting and may request the meeting materials in an accessible format. Requests for accommodation should be made at least five working days in advance of the meeting by contacting Sheila Kemmis, commission secretary, at (620) 672-5911. Persons with a hearing impairment may call the Kansas Commission for the Deaf and Hard of Hearing at (800) 432-0698 to request special accommodations.

This notice period prior to the meeting constitutes a public comment period for the purpose of receiving written public comments on any workshop or future regulatory action by the commission. All interested parties may submit written comments prior to the meeting to the chairman of the commission, Kansas Department of Wildlife and Parks, 1020 S. Kansas Ave., Suite 200, Topeka, 66612, or to sheila.kemmis@ksoutdoors.com if elec-

tronically. All interested parties will be given a reasonable opportunity at the hearing to express their views orally or in writing with regard to future regulatory action on workshop items.

Kelly Johnston  
Chairman

Doc. No. 038870

## 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' Web sites 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.

**Emporia State University** — Bid postings: [www.emporia.edu/busaff/purchasing/vendor-procedures.htm](http://www.emporia.edu/busaff/purchasing/vendor-procedures.htm). Additional contact info: Phone 620-341-5145, fax 620-341-5073, e-mail [thouze@emporia.edu](mailto:thouze@emporia.edu). Mailing address: Emporia State University, Controller's Office/Purchasing, Campus Box 4021, 1200 Commercial, Emporia, KS 66801.

**Fort Hays State University** — Bid postings: [www.fhsu.edu/purchasing/bids](http://www.fhsu.edu/purchasing/bids). Additional contact info: Phone 785-628-4251, fax 785-628-4046, e-mail [purchasing@fhsu.edu](mailto:purchasing@fhsu.edu). Mailing address: Fort Hays State Purchasing Office, 601 Park St., Sheridan Hall 318, Hays, KS 67601.

**Kansas State University** — Bid postings: [www.k-state.edu/purchasing/rfq](http://www.k-state.edu/purchasing/rfq). Additional contact info: Phone 785-532-6214, fax 785-532-5577, e-mail [kspurch@k-state.edu](mailto:kspurch@k-state.edu). Mailing address: Controller's Office/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

**Pittsburg State University** — Bid postings: [www.pittstate.edu/office/purchasing](http://www.pittstate.edu/office/purchasing). Additional contact info: Phone 620-235-4169, fax 620-235-4166, e-mail [jensch@pittstate.edu](mailto:jensch@pittstate.edu). Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762-7549.

**University of Kansas** — Electronic bid postings: <http://www.purchasing.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 7, Lawrence, KS 66045. Additional contact info: Phone 785-864-5971, fax 785-864-3454, e-mail [purchasing@ku.edu](mailto:purchasing@ku.edu).

**University of Kansas Medical Center** — Bid postings: <http://www2.kumc.edu/finance/purchasing/bids.html>. Additional contact info: Phone 913-588-1100, fax 913-588-1102. Mailing address: University of Kansas Medical Center, Purchasing Department, Mail Stop 2034, 3901 Rainbow Blvd., Kansas City, KS 66160.

**Wichita State University** — Bid Postings: [www.wichita.edu/purchasing](http://www.wichita.edu/purchasing). Additional contact info: Phone 316-978-3030, fax 316-978-3528. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Barry Swanson  
Chair of Regents Purchasing Group  
Director of Purchasing  
and Strategic Sourcing  
University of Kansas

Doc. No. 038494

## State of Kansas

Department of Administration  
Division of Purchases

## Notice to Bidders

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated. For more information, call (785) 296-2376:

11/16/2010	0000215	Vehicles, Compact Hybrid
11/16/2010	0000233	Stream Bank Stabilization – Marshall County
11/16/2010	0000239	Tractor, Agricultural
11/18/2010	0000231	Insurance, Individual Professional Liability
12/02/2010	0000238	Statewide Planning for Implementation of Health Reform

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

<http://www.da.ks.gov/purch/>

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

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

Contractors wishing to bid on the projects listed below must be prequalified. Information regarding prequalification, projects and bid documents can be obtained by calling (785) 296-8899 or by visiting [www.da.ks.gov/fp/](http://www.da.ks.gov/fp/).

12/02/2010	A-011205	Fire Sprinkler System – Honeybee Lodge – Kansas Neurological Institute, Topeka
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Chris Howe  
Director of Purchases

Doc. No. 038877

## State of Kansas

Department of Health  
and EnvironmentNotice Concerning Kansas/Federal Water  
Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 15, 28-18a-1 through 32, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

designated permit or termination of the designated permit.

## Public Notice No. KS-AG-10-190/195

## Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Ken's Dairy Kenneth M. Yoder 15515 N.W. 1600 Road Garnett, KS 66032	SE/4 of Section 34, T20S, R18E, Anderson County	Marais des Cygnes River Basin

Kansas Permit No. A-MCAN-M020

This is a new permit for a new facility for 80 head (112 animal units) of mature dairy cattle, 40 head (40 animal units) of cattle weighing greater than 700 pounds, 40 head (20 animal units) of cattle weighing less than 700 pounds and 6 head (12 animal units) of horses. A new concrete manure storage structure, wastewater retention structure, hoop barn, transfer pipes and milking parlor will be constructed and used at this dairy facility.

Name and Address of Applicant	Legal Description	Receiving Water
Sellard Farms (South) Robert L. Sellard 12750 Road 131 Bucklin, KS 67834	NW/4 of Section 20, T29S, R21W, Ford County	Lower Arkansas River Basin

Kansas Permit No. A-ARFO-B002

This is a new permit for an existing facility for a maximum of 540 head (540 animal units) of cattle weighing greater than 700 pounds. Proposed modifications to the facility include the construction of a sediment basin, an earthen retention structure, and additional open lot pens.

Name and Address of Applicant	Legal Description	Receiving Water
Nellor Farms 21195 S. Gardner Road Gardner, KS 66030	SW/4 of Section 13, T15S, R22E, Johnson County	Marais des Cygnes River Basin

Kansas Permit No. A-MCJO-B003

This permit is being reissued for an existing facility with a maximum capacity of 100 head (100 animal units) of beef cattle more than 700 pounds and 360 head (180 animal units) of beef cattle 700 pounds or less, for a total of 280 animal units. There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Lambriar, Inc. 113 N. Pine, P.O. Box 91 Mahaska, KS 66955	SE/4 of Section 06, T01S, R01E, Washington County	Lower Republican River Basin

Kansas Permit No. A-LRWS-K001

This permit is being reissued for an existing facility with a maximum capacity of 900 head (6.3 animal units) of puppies. This represents an increase of 6.3 animal units from the previous permit due to a change in the calculation method for animal units at kennel facilities.

Name and Address of Applicant	Legal Description	Receiving Water
Saline Star Feeders Dennis Mader 14974 S. Road 140 East Collyer, KS 67631	SW/4 of Section 31, T10S, R25W, Graham County	Saline River Basin

Kansas Permit No. A-SAGH-B005

This permit is being reissued to an existing facility with a maximum capacity of 245 head (245 animal units) of cattle weighing more than 700 pounds and 750 head (375 animal units) of cattle weighing less

than 700 pounds, for a total of 995 head (620 animal units). There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Jennison Ranch Feedlot Richard Jennison 239 N. Hickock Road Healy, KS 67850	NE/4 of Section 05, T17S, R29W, Lane County	Smoky Hill River Basin

Kansas Permit No. A-SHLE-B003

This permit is being reissued for an existing facility for 900 head (900 animal units) of cattle weighing more than 700 pounds. There is no change in the permitted animal units from the previous permit.

**Public Notice No. KS-Q-10-120/125**

The requirements of the draft permits public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and Federal Surface Water Criteria:

Name and Address of Applicant	Receiving Stream	Type of Discharge
Beattie, City of 715 Main Beattie, KS 66406	Robidoux Creek via Wolf Creek	Treated Domestic Wastewater

Kansas Permit No. M-BB03-0001 Federal Permit No. KS0047236

Legal Description: SW¼, SW¼, SW¼, S21, T2S, R9E, Marshall County

Facility Description: The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia, total recoverable copper and lead, and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Clyde, City of 412 Washington Clyde, KS 66938	Republican River	Treated Domestic Wastewater

Kansas Permit No. M-LR07-0001 Federal Permit No. KS0022403

Legal Description: W½, SW¼, SE¼, S26, T5S, R1W, Cloud County

Facility Description: The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia, total phosphorus and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Haddam, City of P.O. Box 95 Haddam, KS 66944	Mill Creek via Myer Creek	Treated Domestic Wastewater

Kansas Permit No. M-BB09-0001 Federal Permit No. KS0048518

Legal Description: S½, SE¼, S22, T2S, R1E, Washington County

Facility Description: The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia, total recoverable copper and lead, and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Jefferson County Health Department 1212 Walnut - U.S. Highway 59 Oskaloosa, KS 66066-4200	Perry Lake via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-KS56-0005 Federal Permit No. KS0080187

Legal Description: NE¼, NE¼, SW¼, S35, T9S, R17E, Jefferson County

Facility Name: Jefferson County S.D. #2 (Indian Ridge - Ozawkie, Kansas)

Facility Description: The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Miles & Marlene Brooks Trust 1325 Lafayette Drive Manhattan, KS 66502-6909	Kansas River via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. C-KS66-0003 Federal Permit No. KS0092061

Legal Description: N½, SW¼, NW¼, S7, T10S, R9E, Pottawaomie County

Facility Name: Walnut Grove Mobile Home Park - Brooks Subdivision

Facility Location: 10815 Walnut Drive, St. George, KS 66535

Facility Description: The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, E. coli, total residual chlorine and pH, as well as monitoring for ammonia, total phosphorus and effluent flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Olathe, City of 100 W. Santa Fe Olathe, KS 66051-0768	Kansas River via Mill Creek	Treated Domestic Wastewater

Kansas Permit No. M-KS52-IO01 Federal Permit No. KS0100102

Legal Description: SE¼, S23, T13S, R23E, Johnson County

Facility Name: Harold Street Wastewater Treatment Plant

Facility Location: 200 W. Harold St., Olathe, Kansas

Facility Description: The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, whole effluent toxicity and pH, as well as monitoring of total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, total recoverable lead, priority pollutants and effluent flow.

**Public Notice No. KS-PT-10-015/017**

Name and Address of Applicant	Receiving Facility	Type of Discharge
Diversified Services, Inc. 27 Clark Ave. Industrial Park #2 Wellington, KS 67152	Wellington WWTP	Process Wastewater

Kansas Permit No. P-AR92-0003 Federal Tracking No. KSP000003  
Facility Name: Diversified Services, Inc.

Facility Description: The proposed action is to reissue an existing pretreatment permit for this facility. This facility conducts anodizing, nondestructive testing, shot peening cleaning, priming and painting of aluminum parts for aircraft or other uses. The proposed permit contains limits for cadmium, chromium, copper, lead, nickel, silver, zinc, total toxic organics and pH, as well as monitoring of effluent flow. The permit limits are pursuant to state and federal pretreatment requirements.

Name and Address of Applicant	Receiving Facility	Type of Discharge
Neal Spencer 1510 N. Davis St. Ottawa, KS 66067	Ottawa, WWTP	Process Wastewater

Kansas Permit No. P-MC31-0003 Federal Tracking No. KSP000090  
Facility Name: Ernest Spencer Custom Coating

Facility Description: The proposed action is to reissue an existing pretreatment permit for this facility. This facility performs job shop powder coating. Outfall 001 consists of process wastes generated from phosphating of steel parts, using a five-stage washer system, (continued)

prior to being painted. Outfall 002 consists of wastes from a phosphating system that sprays large metal parts using a pressure spray operation. Both of these phosphating systems are considered conversion coating operations and subject to the Metal Finishing Standard Part 433. The proposed permit contains limits for cadmium, chromium, copper, lead, nickel, silver, zinc, total toxic organics and pH, as well as monitoring of effluent flow. The permit limits are pursuant to state and federal pretreatment requirements.

Name and Address of Applicant	Receiving Facility	Type of Discharge
Titan Trailer Manufacturing Inc. 2306 Highway 77 South Waterville, KS 66548	Waterville, MWWTP	Process Wastewater

Kansas Permit No. P-BB22-0003 Federal Tracking No. KSP000058  
Facility Name: Titan Trailer Manufacturing Inc. - Plant #4

Facility Description: The proposed action is to reissue an existing pretreatment permit for this facility. This facility manufactures parts for livestock trailers. However, the trailers are primarily manufactured at another facility owned by the same owner at another location in Waterville. When operating, steel is phosphated using a conversion coating process to prepare the metal for paint. The amount of regulated wastes discharged to the city sanitary sewer is very small even when operating. The proposed permit contains limits for cadmium, chromium, copper, lead, nickel, silver, zinc, total toxic organics and pH, as well as monitoring of effluent flow. The permit limits are pursuant to state and federal pretreatment requirements.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural-related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before December 4 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-10-190/195, KS-Q-10-120/125, KS-PT-10-015/017) and name of the applicant/permittee when preparing comments.

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

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 038868

## State of Kansas

### Department of Health and Environment

#### Request for Comments

The Kansas Department of Health and Environment is proposing to issue a five-year permit to the Kansas City, Kansas Board of Public Utilities-Kaw Power Station (Plant Code: 1294) pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2010 through December 31, 2014.

Three (3) utility boilers are affected by this permit action, identified as Units 1, 2 and 3, in 40 CFR Part 73 Table 2, located at 2015 Kansas Ave., Kansas City, Kansas 66105, and operated by the Kansas City, Kansas Board of Public Utilities, 540 Minnesota Ave., Kansas City, Kansas 66101, and would receive 789, 620, and 517 sulfur dioxide (SO<sub>2</sub>) allowances, respectively, for each year from 2010 through 2014. The Kansas City, Kansas Board of Public Utilities-Kaw Power Station proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions.

Issuance of this permit would not affect the responsibility of Kansas City, Kansas Board of Public Utilities-Kaw Power Station to meet all other existing local, state and federal sulfur dioxide emission requirements.

The designated representative for Kansas City, Kansas Board of Public Utilities-Kaw Power Station is Darrel Dorsey.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka; and at the Unified Government of Wyandotte County-Kansas City, Kansas Health Department, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Lynette Bayless, (785) 291-3271, at the KDHE central office; and to review the proposed permit only, contact Bruce Anderson, (913) 573-6700, at the Unified Government of Wyandotte County-Kansas City, Kansas. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Lynette Bayless, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. Written comments must be received before the close of business December 6 in order to be considered in formulating a final permit decision.

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 Sharon Burrell, Bureau of Air, not later than the close of business December 6 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 038863

## State of Kansas

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

The Kansas Department of Health and Environment is proposing to issue a five-year permit to the Kansas City, Kansas Board of Public Utilities-Nearman Creek Power Station (Plant Code: 6064) pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found in 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2010 through December 31, 2014.

One (1) utility boiler and one (1) combustion turbine are affected by this permit action, identified as N1 and CT4, respectively. Both units are located at 4240 N. 55th St., Kansas City, Kansas 66104, and operated by Kansas City, Kansas Board of Public Utilities, 540 Minnesota Ave., Kansas City, Kansas 66101. Unit N1 and CT4 would receive 6942 and 0 sulfur dioxide (SO<sub>2</sub>) allowances, respectively, for each year from 2010 through 2014. The Kansas City, Kansas Board of Public Utilities-Nearman Creek Power Station proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions.

Nearman Creek Power Station's Unit N1 also proposes to comply with the Acid Rain Program nitrogen oxides (NO<sub>x</sub>) emission requirements by not exceeding the Phase II standard emission limitations of 0.46 lb NO<sub>x</sub>/mmBTU, annual average for dry-bottom wall-fired boilers.

Issuance of this permit would not affect the responsibility of Kansas City, Kansas Board of Public Utilities-Nearman Creek Power Station to meet all other existing local, state and federal sulfur dioxide emission requirements.

The designated representative for Kansas City, Kansas Board of Public Utilities-Nearman Creek Power Station is Darrel Dorsey.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka; and at the Unified Government of Wyandotte County-Kansas City, Kansas Health Department, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Lynette Bayless, (785) 291-3271, at the KDHE central office; and to review the proposed permit only, contact Bruce Anderson, (913) 573-6700, at the Unified Government of Wyandotte County-Kansas City, Kansas. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Lynette Bayless, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. Written comments must be received before the close of business December 6 in order to be considered in formulating a final permit decision.

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 Sharon Burrell, Bureau of Air, not later than the close of business December 6 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 038857

## State of Kansas

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

The Kansas Department of Health and Environment is proposing to issue a five-year permit to the Kansas City, Kansas Board of Public Utilities-Quindaro Power Station (Plant Code: 1295) pursuant to Title IV (Acid Deposition Control) of the Federal Clean Air Act and implementing regulations found at 40 CFR Parts 72 through 78. The effective date of the permit is from January 1, 2010 through December 31, 2014.

Two (2) utility boilers are affected by this permit action, identified in Table 2 of 40 CFR Part 73 as Units 1 and 2, respectively. Both units are located at 3601 N. 12th St., Kansas City, Kansas 66104, and operated by the Kansas City, Kansas Board of Public Utilities, 540 Minnesota Ave., Kansas City, Kansas 66101. Units 1 and 2 would receive 2035 and 2082 sulfur dioxide (SO<sub>2</sub>) allowances, respectively, for each year from 2010 through 2014. The Kansas City, Kansas Board of Public Utilities-Quindaro Power Station proposes to comply with the Acid Rain Program emission requirements by holding enough allowances to cover all sulfur dioxide emissions.

Quindaro Power Station's Unit 2 (being a Phase I Unit) also proposes to comply with the Acid Rain Program nitrogen oxides (NO<sub>x</sub>) emission requirements by not exceeding its Phase I and Phase II standard annual average emission limitation of 0.50 lb NO<sub>x</sub>/mmBTU for dry-bottom wall-fired boilers.

Issuance of this permit would not affect the responsibility of Kansas City, Kansas Board of Public Utilities-Quindaro Power Station to meet all other existing local, state and federal sulfur dioxide emission requirements.

The designated representative for Kansas City, Kansas Board of Public Utilities-Quindaro Power Station is Darrel Dorsey.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka; and at the Unified Government of Wyandotte County-Kansas City, Kansas Health Department, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Lynette Bayless, (785) 291-3271, at the KDHE central office; and to review the proposed permit only, contact Bruce Anderson, (913) 573-6700, at the Unified Govern-

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ment of Wyandotte County-Kansas City, Kansas. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Lynette Bayless, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. Written comments must be received before the close of business December 6 in order to be considered in formulating a final permit decision.

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 Sharon Burrell, Bureau of Air, not later than the close of business December 6 in order for the Secretary of Health and Environment to consider the request.

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 038862

## State of Kansas

### Department of Health and Environment

#### Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment, Division of Health, Bureau of Disease Control and Prevention, will conduct a public hearing at 1:30 p.m. Monday, January 10, in the Sunflower Room of the Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider the adoption of proposed new permanent regulation K.A.R. 28-1-27, regarding HIV screening guidelines. A summary of the proposed regulation and the estimated economic impact follows:

#### Summary of Regulation:

**K.A.R. 28-1-27.** Establishes guidelines for HIV screening for pregnant women and newborn children when the HIV status of a mother is unknown at the time of birth. Adopts by reference the section titled "Recommendations for Pregnant Women" in the Centers for Disease Control and Prevention's document "Revised Recommendations for HIV Testing of Adults, Adolescents, and Pregnant Women in Health-Care Settings," dated September 22, 2006. Deletes specific text of the adopted section that is inconsistent with the Kansas statute.

#### Economic Impact:

Cost to the agency: The HIV/AIDS program has already expanded HIV testing efforts to encompass HIV testing in public health settings associated with pregnant women. Currently, costs are covered for testing of pregnant women through Kansas counseling, testing and referral sites. However, the number of pregnant women tested is anticipated to increase. The HIV/AIDS program covers costs at the Department of Health and Environment Laboratory (DHEL) for conventional screening with current counseling, testing and referral providers such as community clinics and local health departments. Although a small number of these clinics and health de-

partments see pregnant patients, there may be an estimated increase of 1,000 HIV tests. At \$3.00 per test, the total HIV/AIDS program cost of \$3,000 will be funded by the Centers for Disease Control and Prevention (CDC) HIV Prevention Grant of \$3,000.

Any additional agency administrative workload and cost to support implementation of the screening guidelines, including periodic updating of supporting documentation and communication with healthcare professionals engaged in providing HIV testing for pregnant women and newborn children, will be absorbed by the current staff and budget.

Cost to impacted persons: Program analysis determined that an unknown percentage of pregnant women in Kansas are presently not tested for HIV in accordance with federal guidelines and standards of care. Medical facilities may incur costs associated with full implementation of the guidelines. Costs to an individual for the screening test will not be any greater than costs of a routine panel of tests.

Costs to other governmental agencies or units: Medicaid programs may incur some costs associated with testing pregnant women presently not tested for HIV during their pregnancy. These costs will be offset to a great degree by preventing HIV infection in newborn children and associated costs for treating the disease.

The time period between publication of this notice and the scheduled hearing serves as the required public comment period of at least 60 days for the purpose of receiving written public comments on the proposed new regulation. At any time during the public comment period interested parties may submit written comments to Sandra Springer, KDHE, HIV/AIDS Program, 1000 S.W. Jackson, Suite 210, Topeka, 66612-1274; by fax to (785) 296-4197; or by e-mail to prenatalHIV@kdheks.gov. All interested parties intending to provide oral comments will be given a reasonable opportunity to present their view of the proposed new regulation during the hearing. In order to give each individual or entity an opportunity to present their view, it may be necessary for the hearing officer to request that each presenter limit any of their presentation to an appropriate time frame.

Complete copies of the proposed regulation and the corresponding economic impact statement may be obtained on the HIV/AIDS Section Web site at <http://www.kdheks.gov/hiv/index.html> or by contacting Sandra Springer at the address above, (785) 296-8596 or fax (785) 296-4197.

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

Roderick L. Bremby  
Secretary of Health  
and Environment

Doc. No. 038861



## State of Kansas

## Kansas Dental Board

Permanent Administrative  
RegulationsArticle 5.—SEDATIVE AND GENERAL  
ANAESTHESIA

**71-5-1.** (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1994 Supp. 65-144; effective Nov. 27, 1995; revoked Nov. 19, 2010.)

**71-5-2.** (Authorized by K.S.A. 1994 Supp. 74-1406 and implementing K.S.A. 1994 Supp. 65-1444; effective Nov. 27, 1995; revoked Nov. 19, 2010.)

**71-5-3.** (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1996 Supp. 65-1444; effective Nov. 27, 1995; amended Nov. 7, 1997; revoked Nov. 19, 2010.)

**71-5-4.** (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1996 Supp. 65-1444; effective Nov. 27, 1995; amended Nov. 7, 1997; revoked Nov. 19, 2010.)

**71-5-5.** (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1994 Supp. 65-1444; effective Nov. 27, 1995; revoked Nov. 19, 2010.)

**71-5-6.** (Authorized by K.S.A. 74-1406 and implementing K.S.A. 1994 Supp. 65-1449; effective Nov. 27, 1995; revoked Nov. 19, 2010.)

**71-5-7. Definitions.** As used in these regulations, the following terms shall have the meanings specified in this regulation:

(a) "Administer" means to deliver a pharmacological agent to the patient by an enteral or a parenteral route at the direction of a dentist while in a dental office.

(b) "Adult patient" means a patient who is more than 12 years of age.

(c) "Anxiolysis" means the diminution or elimination of anxiety through the means of a single drug or combination of agents prescribed or administered by a dentist and used so as not to induce conscious sedation when used alone or in combination with nitrous oxide.

(d) "Conscious sedation" and "conscious sedative state" mean a minimally depressed level of consciousness that retains the patient's ability to independently and continuously maintain an airway and respond appropriately to physical stimulation or verbal commands and that is produced by any pharmacological or nonpharmacological agent or a combination of these agents.

(e) "Deep sedation" means an induced state of depressed consciousness accompanied by a partial loss of protective reflexes or the ability to continuously and independently maintain an airway and to respond purposefully to physical stimulation or verbal commands. Deep sedation is produced by a pharmacological or nonpharmacological agent or a combination of these agents.

(f) "Dentist" means any person licensed by the board to practice dentistry and any person licensed to practice medicine and surgery that practices dentistry as a specialty.

(g) "End-tidal carbon dioxide monitoring" means a process to determine the percent of carbon dioxide in a

patient's breath through the use of a carbon dioxide monitor.

(h) "Enteral conscious sedation" and "combination inhalation-enteral conscious sedation" mean the use of one or more sedative agents that are absorbed through the gastrointestinal tract or oral mucosa, including by oral, rectal, and sublingual administration, either by themselves or in combination with nitrous oxide and oxygen to render a patient in a conscious sedative state.

(i) "General anesthesia" means an induced state of unconsciousness accompanied by a partial or complete loss of protective reflexes, including the inability to continuously and independently maintain an airway and to respond purposefully to physical stimulation or verbal commands. General anesthesia is produced by a pharmacological or nonpharmacological agent or a combination of these agents.

(j) "Medical care facility" has the meaning specified in K.S.A. 65-425 and amendments thereto.

(k) "Parenteral conscious sedation" means the use of one or more sedative agents that bypass the gastrointestinal tract, including by intramuscular, intravenous, intranasal, submucosal, subcutaneous, and intraocular administration, to render a patient in a conscious sedative state.

(l) "Treating dentist" means a dentist with a level I, II, or III permit who treats a patient while the patient is under conscious sedation, deep sedation, or general anesthesia.

(m) "Vital signs" means blood pressure, heart rate, and respiratory rate. (Authorized by K.S.A. 2008 Supp. 65-1444 and K.S.A. 74-1406; implementing K.S.A. 2008 Supp. 65-1444; effective Nov. 19, 2010.)

**71-5-8. Applicability of regulations.** The regulations in this article shall apply in all treatment settings except when a dentist is treating a patient in a medical care facility. (Authorized by K.S.A. 2008 Supp. 65-1444 and K.S.A. 74-1406; implementing K.S.A. 2008 Supp. 65-1444; effective Nov. 19, 2010.)

**71-5-9. General requirements.** (a) A dentist shall not be required to obtain a permit from the board to administer nitrous oxide and oxygen to a patient of any age when either substance is used alone or with a local anesthetic.

(b) A dentist shall not be required to obtain a permit from the board to prescribe sedative agents designed to achieve only anxiolysis to a patient of any age.

(c) Each system used to administer nitrous oxide shall include an operational fail-safe mechanism to ensure the delivery of not less than 25 percent oxygen to the patient.

(d) On and after December 1, 2010, a dentist shall not administer enteral conscious sedation or combination inhalation-enteral conscious sedation to a patient 12 years of age or younger unless the dentist has a current level I, II, or III permit issued by the board and has completed one of the following training requirements:

(1) A residency program approved by the board in dental anesthesia or pediatric dentistry or any other program that the board determines to be equivalent;

(continued)

(2) a residency program approved by the board in general practice, oral and maxillofacial surgery, endodontics, periodontics, or other advanced education in general dentistry, which shall include training in conscious sedation for patients 12 years of age or younger; or

(3) a postgraduate course or training program approved by the board that includes training in conscious sedation for patients 12 years of age or younger.

(e) On and after December 1, 2010, a dentist shall not administer parenteral conscious sedation to a patient 12 years of age or younger unless the dentist has a current level II or III permit issued by the board and has completed one of the following training requirements:

(1) A residency program approved by the board in dental anesthesia or pediatric dentistry or any other program that the board determines to be equivalent;

(2) a residency program approved by the board in general practice, oral and maxillofacial surgery, endodontics, periodontics, or other advanced education in general dentistry, which shall include training in parenteral conscious sedation for patients 12 years of age or younger; or

(3) a postgraduate course or training program approved by the board that includes training in parenteral conscious sedation for patients 12 years of age or younger.

(f) On and after December 1, 2010, a dentist shall not administer deep sedation or general anesthesia to a patient 12 years of age or younger unless the dentist has a current level III permit issued by the board and has completed one of the following training requirements:

(1) A residency program approved by the board in dental anesthesia or pediatric dentistry or any other program that the board determines to be equivalent;

(2) a residency program approved by the board in general practice, oral and maxillofacial surgery, endodontics, periodontics, or other advanced education in general dentistry, which shall include training in deep sedation or general anesthesia for patients 12 years of age or younger; or

(3) a postgraduate course or training program approved by the board that includes training in deep sedation or general anesthesia for patients 12 years of age or younger.

(g) On and after December 1, 2010, a dentist shall not administer enteral conscious sedation or combination inhalation-enteral conscious sedation to an adult patient unless the dentist has a current level I, II, or III permit issued by the board.

(h) On and after December 1, 2010, a dentist shall not administer parenteral conscious sedation to an adult patient unless the dentist has a current level II or III permit issued by the board.

(i) On and after December 1, 2010, a dentist shall not administer deep sedation or general anesthesia to an adult patient unless the dentist has a current level III permit issued by the board.

(j) A dentist shall not be required to obtain a level I, II, or III permit if the sedative agent used is administered to the dentist's patient by a person licensed under Kansas law to administer this agent without supervision.

(k) On and after December 1, 2010, only a dentist with an appropriate license or permit, another person authorized by Kansas law to administer the sedative agent under supervision at the time of administration, or a person authorized by Kansas law to administer the sedative agent without supervision may administer a sedative agent that is designed to achieve anxiolysis, enteral conscious sedation, parenteral conscious sedation, deep sedation, or general anesthesia as part of a dental procedure.

(l) Each dentist shall submit a written report to the board within 30 days of any mortality or morbidity that resulted in transportation to an acute medical care facility or that is likely to result in permanent physical or mental injury to a patient during, or as a result of, any general anesthesia-related or sedation-related incident. The report shall include the following:

- (1) A description of the dental procedure;
- (2) a description of the preoperative physical condition of the patient;
- (3) a list of the sedative agents and dosages administered, with the time and route of each administration;
- (4) a description of the incident, which shall include the following:
  - (A) The details of the patient's symptoms;
  - (B) the treatment attempted or performed on the patient; and
  - (C) the patient's response to the treatment attempted or performed;
- (5) a description of the patient's condition upon termination of any treatment attempted or performed; and
- (6) the name of each auxiliary staff member in attendance. (Authorized by K.S.A. 2008 Supp. 65-1444 and K.S.A. 74-1406; implementing K.S.A. 2008 Supp. 65-1444; effective Nov. 19, 2010.)

**71-5-10. Level I permit: enteral conscious sedation or combination inhalation-enteral conscious sedation.**

(a) To be eligible for issuance of a level I permit, each dentist shall submit the following to the board:

- (1) An application on the form provided by the board;
- (2) evidence of a current "basic cardiac life support for the health care provider" certificate from the American heart association or a current certificate deemed equivalent by the board from a provider approved by the board;
- (3)(A) Evidence of having successfully completed a course or postdoctoral training program in the control of anxiety and pain in dentistry that is approved by the board; or
  - (B) evidence of performance of 20 clinical cases of conscious sedation over the preceding five years, which shall be evaluated by the board;
- (4) the level I permit fee of \$100; and
- (5) an explanation of any sedation-related mortality or morbidity that occurred to a patient of the applicant during the preceding five years and could have been associated with the administration of a sedative agent.

(b) To be approved by the board, each course or training program specified in paragraph (a)(3)(A) shall meet the following requirements:

- (1) Provide comprehensive training in the administration and management of enteral conscious sedation or combination inhalation-enteral conscious sedation;

(2) include training in patient evaluation and selection, use of equipment, personnel requirements, monitoring, documentation, patient medical management, and emergency management; and

(3) include a minimum of 18 hours of education and 20 clinical experiences, which may be simulation or video presentations, or both, but shall include at least one experience in which a patient is deeply sedated and returned to consciousness.

(c)(1) Each level I permit shall be renewed before the expiration of the dentist's license and as part of the biennial license renewal.

(2) To apply for renewal of a level I permit, each dentist shall provide the following to the board:

(A) Evidence of a current "basic cardiac life support for the health care provider" certificate from the American heart association or a current certificate deemed equivalent by the board from a provider approved by the board;

(B) in addition to the continuing education required to renew the dentist's license, proof of six hours of continuing education on sedation; and

(C) the renewal fee of \$100.

(d) Before administering enteral conscious sedation or combination inhalation-enteral conscious sedation, each treating dentist shall perform the following:

(1) Review the patient's medical history and current medications;

(2) for all patients with a severe systemic disease, consult with the patient's primary care physician or any consulting medical specialist regarding the potential risks;

(3) document that the patient or guardian received written preoperative instructions, including dietary instructions that are based on the sedation technique to be used and the patient's physical status, and that the patient or guardian reported that the patient complied with the instructions;

(4) obtain from the patient or guardian a signed informed consent form;

(5) evaluate the inhalation equipment for proper operation;

(6) determine that an adequate oxygen supply is available and can be delivered to the patient if an emergency occurs;

(7) obtain the patient's vital signs and perform a patient assessment; and

(8) confirm the time when the patient last took any solid or liquid by mouth.

(e) During the administration of enteral conscious sedation or combination inhalation-enteral conscious sedation, each treating dentist shall ensure that both of the following conditions are met:

(1) At least one additional staff person who has either a current "basic cardiac life support for the health care provider" certificate from the American heart association or a current certificate deemed equivalent by the board from a provider approved by the board is present.

(2) The following equipment is available and in working order:

(A) A pulse oximeter;

(B) a drug kit that includes an agent to reverse the effects of the sedation agent administered, if an agent to

reverse the effects of the sedation agent is commercially available;

(C) a bag-valve mask with patient-appropriate masks that have all connections necessary to attach the bag-valve mask to a 100 percent oxygen source or a separate positive-pressure oxygen source; and

(D) oropharyngeal airways in patient-appropriate sizes.

(f) Whenever enteral conscious sedation or combination inhalation-enteral conscious sedation is administered, each treating dentist shall cause the following records to be contemporaneously created. These records shall be maintained, for at least 10 years, as part of each patient's record:

(1) The date, the type of procedure, the personnel present, and the patient's name, address, and date of birth;

(2) documentation of the sedative agents administered, the approximate time when the sedative agents were administered, the amount of each agent administered, and the patient's blood pressure, heart rate, and oxygen saturation readings at the start of sedation and at the end of the surgical or operative procedure and at 15-minute intervals throughout the procedure;

(3) an indication of the extent to which the effects of the sedation had abated at the time of the patient's release;

(4) the gases used, with flow rates expressed in liters per minute or relative percentages, and the amount of time during which each gas was administered;

(5) the full name of the person to whom the patient was released;

(6) a record of all prescriptions written or ordered for the patient; and

(7) each type of monitor used.

(g) During the administration of enteral conscious sedation or combination inhalation-enteral conscious sedation and the recovery phase, the treating dentist shall ensure that all of the following conditions are met:

(1) The patient is continuously observed.

(2) The patient is continuously monitored with a pulse oximeter.

(3) The patient's respiration is continuously confirmed.

(4) The patient's blood pressure, heart rate, and oxygen saturation reading are recorded at least every 15 minutes.

(5) The patient's ability to appropriately respond to physical stimulation or verbal command is documented every 15 minutes.

(h) Following the administration of enteral conscious sedation or combination inhalation-enteral conscious sedation and during the recovery phase, each treating dentist shall ensure that all of the following conditions are met:

(1) Oxygen and suction equipment are immediately available in the recovery area.

(2) The patient is continuously supervised until oxygenation, ventilation, and circulation are stable and until the patient is appropriately responsive for discharge from the facility.

(3) Written and verbal postoperative instructions, including an emergency telephone number to contact the

*(continued)*

treating dentist, are provided to the patient, guardian, or any escort present at the time of discharge.

(4) The patient meets the discharge criteria established by the treating dentist, including having stable vital signs, before leaving the office.

(i) Whenever enteral conscious sedation or combination inhalation-enteral conscious sedation is administered, each treating dentist shall cause the following information to be entered into a sedation log:

(1) The name of each patient;

(2) the date of administration of each sedative agent; and

(3) the name, strength, and dose of each sedative agent.

Each entry shall be maintained for at least 10 years. (Authorized by K.S.A. 2008 Supp. 65-1444, K.S.A. 2008 Supp. 65-1447, and K.S.A. 74-1406; implementing K.S.A. 2008 Supp. 65-1444 and K.S.A. 2008 Supp. 65-1447; effective Nov. 19, 2010.)

**71-5-11. Level II permit: parenteral conscious sedation.** (a) To be eligible for issuance of a level II permit, each dentist shall submit the following to the board:

(1) An application on the form provided by the board;

(2) (A) Evidence of a current "advanced cardiac life support for the health care provider" certificate from the American heart association;

(B) evidence of a current certificate deemed equivalent to the certificate specified in paragraph (a)(2)(A) by the board from a provider approved by the board; or

(C) evidence of satisfactory completion of a simulated office emergency course approved by the board;

(3)(A) Evidence of having successfully completed a course or postdoctoral training program in parenteral conscious sedation that is approved by the board; or

(B) evidence of performance of at least 20 clinical cases of parenteral sedation over the preceding two years, which shall be evaluated by the board;

(4) a level II permit fee of \$150; and

(5) an explanation of any sedation-related mortality or morbidity that occurred to a patient of the applicant during the preceding five years and could have been associated with the administration of a sedative agent.

(b) To be approved by the board, each course or training program specified in paragraph (a)(3)(A) shall meet the following requirements:

(1) Provide comprehensive training in the administration and management of parenteral conscious sedation;

(2) include training in patient evaluation and selection, use of equipment, personnel requirements, monitoring, documentation, patient medical management, and emergency management, including emergency airway management; and

(3) include a minimum of 40 hours of didactic instruction and 20 clinical cases of parenteral conscious sedation.

(c)(1) Each level II permit shall be required to be renewed before the expiration of the dentist's license and as part of the biennial license renewal.

(2) To apply for renewal of a level II permit, each dentist shall provide the following to the board:

(A)(i) Evidence of a current "advanced cardiac life support for the health care provider" certificate from the American heart association;

(ii) evidence of a current certificate deemed equivalent to the certificate specified in paragraph (c)(2)(A)(i) by the board from a provider approved by the board; or

(iii) evidence of satisfactory completion, within the 12-month period preceding the filing of the renewal application, of a simulated office emergency course approved by the board;

(B) in addition to the continuing education required to renew the dentist's license, proof of eight hours of continuing education limited to sedation, which shall include the complications associated with parenteral conscious sedation and their management; and

(C) the biennial renewal fee of \$150.

(d) Before administering parenteral conscious sedation, each treating dentist shall meet all of the requirements specified in K.A.R. 71-5-10(d).

(e) During the administration of parenteral conscious sedation, each treating dentist shall meet the requirements specified in K.A.R. 71-5-10(e) and ensure that an automated external defibrillator or defibrillator is available and in working order.

(f) Whenever parenteral conscious sedation is administered, a record containing the information specified in K.A.R. 71-5-10(f)(1), (3), (4), (5), (6), and (7) shall be contemporaneously created. This record shall include the following:

(1) The name and amount of each fluid administered;

(2) the site of administration of each medication and the type of catheter used, if applicable; and

(3) documentation of the sedative agents administered, the approximate time when the sedative agents were administered, the amount of each agent administered, and the patient's blood pressure, heart rate, and oxygen saturation readings at the start of sedation, at the end of the surgical or operative procedure, and at five-minute intervals throughout the procedure.

These records shall be maintained for at least 10 years as a part of the patient's record.

(g) During the administration of parenteral conscious sedation and the recovery phase, each treating dentist shall ensure that the requirements specified in K.A.R. 71-5-10(g)(1), (2), and (3) and the following conditions are met:

(1) The patient's blood pressure, heart rate, and oxygen saturation reading are recorded at least every five minutes.

(2) The patient's ability to appropriately respond to physical stimulation or verbal command is documented every five minutes.

(h) Following the administration of parenteral conscious sedation and the recovery phase, each treating dentist shall ensure that the requirements specified in K.A.R. 71-5-10(h) are met.

(i) Whenever parenteral conscious sedation is administered, the records required by K.A.R. 71-5-10(i) shall be contemporaneously created. These records shall be maintained for at least 10 years as part of the patient's record. (Authorized by K.S.A. 2008 Supp. 65-1444, K.S.A. 2008 Supp. 65-1447, and K.S.A. 74-1406; implementing K.S.A. 2008 Supp. 65-1444 and K.S.A. 2008 Supp. 65-1447; effective Nov. 19, 2010.)

**71-5-12. Level III permit: deep sedation and general anesthesia.** (a) To be eligible for issuance of a level III permit, each dentist shall submit the following to the board:

(1) An application on the form provided by the board;  
(2) (A) Evidence of a current "advanced cardiac life support for the health care provider" certificate from the American heart association;

(B) evidence of a current certificate deemed equivalent to the certificate specified in paragraph (a)(2)(A) by the board from a provider approved by the board; or

(C) evidence of satisfactory completion of a simulated office emergency course approved by the board;

(3)(A) Evidence of having successfully completed a postdoctoral training program that is approved by the board; or

(B) evidence of performance of at least 20 clinical cases of deep sedation or general anesthesia, or both, over the preceding two years;

(4) the level III permit fee of \$200; and

(5) an explanation of any sedation-related mortality or morbidity that occurred to a patient of the applicant during the preceding five years and could have been associated with the administration of a sedative agent.

(b) To be approved by the board, each postdoctoral training program specified in paragraph (a)(3)(A) shall be at least one academic year in duration and shall include training in the administration and management of deep sedation and general anesthesia.

(c)(1) Each level III permit shall be renewed before the expiration of the dentist's license and as part of the biennial license renewal.

(2) To apply for renewal of a level III permit, each dentist shall provide the following to the board:

(A)(i) Evidence of a current "advanced cardiac life support for the health care provider" certificate from the American heart association;

(ii) evidence of a current certificate deemed equivalent to the certificate specified in paragraph (c)(2)(A)(i) by the board from a provider approved by the board; or

(iii) evidence of satisfactory completion, within the 12-month period preceding the filing of the renewal application, of a simulated office emergency course approved by the board;

(B) in addition to the continuing education required to renew the dentist's license, proof of eight hours of continuing education limited to sedation, which shall include the complications associated with airways and intravenous sedation and their management; and

(C) the biennial renewal fee of \$200.

(d) Before administering deep sedation or general anesthesia, each treating dentist shall comply with all of the requirements specified in K.A.R. 71-5-10(d).

(e) During the administration of deep sedation or general anesthesia, each treating dentist shall meet the following requirements:

(1) Ensure that at least two additional staff persons with a current certificate in cardiopulmonary resuscitation for health care providers are present in addition to the treating dentist;

(2) comply with all of the requirements specified in K.A.R. 71-5-11(e); and

(3) ensure that the location at which the deep sedation or general anesthesia is administered has readily available emergency agents and devices necessary to perform advanced cardiac life support.

(f) Whenever deep sedation or general anesthesia is administered, each treating dentist shall contemporaneously cause the records required by K.A.R. 71-5-10(i) and K.A.R. 71-5-11(f) to be created. These records shall be maintained for at least 10 years as part of the patient's record.

(g) During the administration of deep sedation or general anesthesia, each treating dentist shall ensure that the requirements specified in K.A.R. 71-5-11(g) are met.

(h) Following the administration of deep sedation or general anesthesia, each treating dentist shall ensure that the requirements specified in K.A.R. 71-5-11(h) and the following requirements are met:

(1) End-tidal carbon dioxide monitoring of the patient if an endotracheal tube or a laryngeal mask airway was used during the administration of the deep sedation or general anesthesia; and

(2) the continuous use of an ECG monitor if patient cooperation and the length of the procedure permit.

(i) Whenever deep sedation or general anesthesia is administered, the records required by K.A.R. 71-5-10(i) shall be contemporaneously created. These records shall be maintained for at least 10 years as part of the patient's record. (Authorized by K.S.A. 2008 Supp. 65-1444, K.S.A. 2008 Supp. 65-1447, and K.S.A. 74-1406; implementing K.S.A. 2008 Supp. 65-1444 and K.S.A. 2008 Supp. 65-1447; effective Nov. 19, 2010.)

**71-5-13. Grounds for refusal to issue permit or for revocation, suspension, or limitation of permit.** Any permit authorized by this article may be refused issuance or may be revoked, suspended, restricted, or subjected to any other action that the board is authorized to take regarding a dentist's license, including assessing a fine, if at least one of the following is established, after providing the dentist with notice and an opportunity for a hearing in accordance with the Kansas administrative procedures act:

(a) The dentist is no longer in compliance with one or more of the requirements of these regulations.

(b) The dentist has, in one or more instances, acted in a way that does not adhere to the applicable standard of dental care to a degree that constitutes ordinary negligence.

(c) The dentist has, in one or more instances, failed to act in a way that adheres to the applicable standard of dental care to a degree that constitutes ordinary negligence.

(d) Facts or conditions that justify the board's taking adverse action against the dentist's license, other than those specified in subsections (a), (b), and (c), exist. (Authorized by K.S.A. 2008 Supp. 65-1444 and K.S.A. 74-1406; implementing K.S.A. 2008 Supp. 65-1444; effective Nov. 19, 2010.)

Betty Wright  
Executive Director

Doc. No. 038866

## State of Kansas

**Department of Agriculture  
Division of Water Resources**

**Permanent Administrative  
Regulations**

**Article 3.—APPROPRIATION RIGHTS**

**5-3-23. Maximum reasonable annual quantity approvable for irrigation use for an application for change in place of use and a request to reduce a water right; exceptions.** (a) Except as provided in subsections (c), (d), and (e), for water rights with a priority date before September 22, 2000, the maximum reasonable annual quantity of water that may be approved for either of the following shall be that quantity of water reasonably necessary to irrigate crops in the region of the state where the proposed place of use is located as specified in K.A.R. 5-3-19(a):

(1) An application for change in place of use for irrigation filed pursuant to K.S.A. 82a-708b and amendments thereto; or

(2) a request to reduce the authorized place of use for irrigation for a water right filed pursuant to K.A.R. 5-7-5.

(b) Except as provided in subsections (c), (d), and (e), for water rights with a priority date on or after September 22, 2000, the maximum reasonable annual quantity of water that may be approved for either of the following shall be that quantity of water reasonably necessary to irrigate crops in the region of the state where the proposed place of use is located as specified in K.A.R. 5-3-19(b):

(1) An application for change in place of use for irrigation filed pursuant to K.S.A. 82a-708b and amendments thereto; or

(2) a request to reduce the authorized place of use for a water right filed pursuant to K.A.R. 5-7-5.

(c) The maximum reasonable quantities approvable in subsections (a) and (b) shall not exceed either of the following:

(1) The applicable quantity specified in either subsection (a) or (b); or

(2) the maximum quantity of acre-feet per acre authorized by the vested water right or certificate of appropriation, whichever is greater. The maximum authorized quantity of acre-feet per acre shall be calculated by dividing the maximum annual quantity of water authorized when the application for change or request to reduce is filed by the number of acres authorized when the application for change is filed.

(d) The quantities specified in subsections (a), (b), and (c) may be exceeded only if the applicant demonstrates to the chief engineer that the requested quantity is reasonable for the intended irrigation use, is not wasteful, and will not otherwise prejudicially and unreasonably affect the public interest and if either of the following conditions is met:

(1) Because of specialty crops or other unusual conditions, the quantity specified in K.A.R. 5-3-19(a) is insufficient.

(2) A request for reduction of the authorized place of use is made for a water right located in both the Rattle-

snake Creek Subbasin and the Big Bend Groundwater Management District Number Five to comply with the agriculture water enhancement program and both of the following conditions are met:

(A) The reduction of the authorized place of use will lead to an overall reduction in water use.

(B) The reduction of the authorized place of use pursuant to paragraph (d)(2) requires the approval of any future reduction or change to a water right so reduced to meet the requirements in subsections (a), (b), (c), and (e) of this regulation and in K.A.R. 5-5-11.

(e) The maximum annual quantity of water approved pursuant to this regulation shall not exceed the maximum annual quantity of water authorized by the water right when the change application is approved. (Authorized by K.S.A. 82a-706a; implementing K.S.A. 2009 Supp. 82a-707(e) and K.S.A. 2009 Supp. 82a-708b; effective Sept. 22, 2000; amended, T-5-8-16-10, Aug. 16, 2010; amended Nov. 19, 2010.)

**Article 25.—BIG BEND GROUNDWATER  
MANAGEMENT DISTRICT NO. 5**

**5-25-5. Water flowmeter requirements.** (a) Each non-domestic well, except any well authorized by a temporary permit, shall be equipped with a water flowmeter. Each water flowmeter required by the board shall meet or exceed the specifications in K.A.R. 5-1-4 through 5-1-12. (Authorized by and implementing K.S.A. 82a-706a and K.S.A. 2009 Supp. 82a-1028; effective May 1, 1980; amended May 1, 1985; amended April 19, 1996; amended Oct. 31, 2003; amended Nov. 19, 2010.)

David W. Barfield, P.E.  
Chief Engineer  
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Doc. No. 038867

## State of Kansas

**State Corporation Commission**

**Permanent Administrative  
Regulations**

**Article 16.—ELECTRIC UTILITY RENEWABLE  
ENERGY STANDARDS**

**82-16-1. Definitions.** As used in these regulations, the following definitions shall apply:

(a) "Act" means the renewable energy standards act, K.S.A. 66-1256 through 66-1262 and amendments thereto.

(b) "Auxiliary power" has the meaning assigned to "station power" in K.S.A. 66-1,170(i), and amendments thereto.

(c) "Capacity from generation" means the net capacity of renewable generation resources owned or leased by a utility. Net capacity is the gross capacity minus auxiliary power required to operate the resource as determined in a test conducted as soon as possible after commercial operation begins. This test shall reflect operation of the resource over a four-hour period under conditions that do not limit performance due to ambient conditions, equipment, or operating or regulatory restrictions. The determination for a multiunit resource, including a wind farm,

may be made through tests for a representative sample of at least 10% of the units. If the tests specified in this subsection are not practicable, the nameplate capacity of the resource minus the associated auxiliary power may be used as the net capacity unless there are factors that would prevent the resource from achieving nameplate capacity, other than ambient conditions, equipment, or operating or regulatory restrictions.

(d) "Capacity from net metering systems" means the rated generating capacity of systems interconnected with a utility pursuant to the net metering and easy connection act, K.S.A. 66-1263 et seq., and amendments thereto.

(e) "Capacity from purchased energy" means the capacity associated with energy purchased by a utility from renewable energy resources. If the purchase is pursuant to a long-term contract of 10 years or more, the capacity from purchased energy shall be the nameplate capacity of the resource minus auxiliary power, adjusted as appropriate to reflect the utility's share of the output of the resource. Otherwise, the capacity from purchased energy shall be determined in the same manner as that used to calculate the capacity from RECs.

(f) "Capacity from RECs" means the capacity associated with the purchase of renewable energy credit. This capacity shall be determined by applying to the REC purchases the actual capacity factor of a utility's own renewable generation from the prior calendar year according to the following formulas:

$$\text{Capacity (MWs)} = \frac{\text{Energy (MWWhs)}}{\text{Capacity Factor} \times 8760 \text{ hours}}$$

$$\text{Capacity Factor}_i = \frac{12}{n} \sum_{t=1}^n \frac{E_{i,t}}{8760 \times C_{i,t}}$$

where

i = the individual renewable generation facility

n = the number of months the facility has been in operation over the past 24 months, with n representing at least 12 months

$E_{i,t}$  = the total energy output (MWh) by renewable generation facility i during compliance period t

$C_{i,t}$  = the average total generator capacity (MW) by renewable generation facility i during compliance period t

The actual capacity factor shall be that of the same or similar type of resource as the source of the REC, if known. If the utility has multiple installations of the same or similar type of resource, the capacity factor shall be the average of the facilities. If the utility did not have this type of resource as the source of the REC or if the source is unknown, the overall capacity factor of its total renewable generation shall be used. In the absence of renewable resource generation, a default capacity factor of 34% shall be used.

(g) "Electric distribution cooperative" means a cooperative as defined by K.S.A. 17-4603, and amendments thereto, that is engaged in the retail sale and distribution of electricity and does not own or operate any generation or wholesale transmission facilities within the state of Kansas.

(h) "Electric utility" and "utility" mean any "affected utility," as defined by K.S.A. 66-1257 and amendments thereto.

(i) "Generation and transmission cooperative" means a cooperative as defined by K.S.A. 17-4603, and amendments thereto, that does not engage in the retail distribution and sale of electricity and operates generation facilities and transmission facilities solely for the wholesale distribution and sale of electricity.

(j) "Nameplate capacity" means the maximum rated output of a generator under specific conditions designated by the manufacturer, generally indicated in units of kilovolt-amperes (kVA) and in kilowatts (kW) on a nameplate attached to the generator.

(k) "REC" means "renewable energy credit," as defined in K.S.A. 66-1257 and amendments thereto. For purposes of these regulations, this term is reflected on a certificate representing the attributes associated with one megawatt-hour (MWh) of energy generated by a renewable energy resource that is located in Kansas or serves ratepayers in the state.

(l) "Renewable energy resources" has the meaning specified in K.S.A. 66-1257, and amendments thereto. For the purposes of K.S.A. 66-1257(f)(9)(A) and (B) and amendments thereto, the following shall apply:

(1) "Existing hydropower" shall mean hydropower that existed on or before May 27, 2009.

(2) "New hydropower" shall mean hydropower that existed after May 27, 2009.

(m) "Renewable energy standards" means the standards established by K.S.A. 66-1256 through 66-1262, and amendments thereto, for energy and energy portfolios of each utility subject to the provisions of the act. (Authorized by and implementing K.S.A. 2009 Supp. 66-1261; effective Nov. 19, 2010.)

### **82-16-2. Renewable energy standards and report.**

(a) Each utility shall meet the portfolio requirement in K.S.A. 66-1258, and amendments thereto, by maintaining a portfolio of renewable capacity from generation, purchased energy, RECs, or net metering systems.

(b) Each utility shall submit a report to the commission detailing that utility's compliance with the portfolio standards established by the act. A generation and transmission cooperative may submit a collective report on behalf of the electric distribution cooperatives it represents. If this collective report is submitted, the electric distribution cooperatives shall not be required to file their own reports as required by this subsection. The report shall specify the renewable generation that has been put into service or the portion of the utility's portfolio of renewable generation resources served from purchased energy, RECs, or net metering systems on or before July 1 of each calendar year. The first report shall be due on or before August 1, 2011 for the year 2011. An annual report shall be due on or before August 1 of each subsequent year. Each report shall contain the following information:

(1) A description of each type of renewable energy resource that has been purchased or put into service on or before July 1 of that year, along with a narrative supporting the rationale for selecting the capacity resource;

(2) a description of each renewable energy resource that was in operation the previous calendar year, including type, location, owner, operator, date of commencement

(continued)

of operations, and for the previous calendar year, the monthly capacity factor, monthly availability factor, and monthly amount of energy generated;

(3) a description of the utility's plans for meeting the renewable energy standard requirements for the next calendar year, including the utility's assessment of the expected impact to revenue requirements and any limitations that the one percent revenue requirement cap could impose on the utility's ability to comply with these regulations;

(4) the Kansas retail one-hour peak demand for each of the previous three calendar years and the average for these years, with supporting data and calculations if the demand differs from the information reported on the federal energy regulatory commission's FERC form 1. Each electric distribution cooperative that does not file FERC form 1 with the commission shall file a Kansas electric cooperative utility annual report with the commission;

(5) the amount of renewable energy capacity that will qualify as a portion of the year's peak demand as calculated pursuant to paragraph (b)(4), broken down by capacity from generation, purchased energy, RECs, and net metering systems;

(6) the renewable energy capacity identified in paragraph (b)(5) from a facility constructed in Kansas after January 1, 2000;

(7) if capacity from RECs is identified and necessary to meet the act's portfolio requirements in years other than 2011, 2016, and 2020, information on why the utility was unable to or did not acquire other renewable energy resources to meet the requirements;

(8) the calculated percentage increase in the utility's revenue requirements and retail utility rates that would be caused by compliance with the act's portfolio requirement for the year, as determined pursuant to K.A.R. 82-16-4. Supporting documentation for the determination shall be included with the report; and

(9) if the utility does not meet the act's portfolio requirement of renewable energy resources for 2011 or 2012, evidence of good faith efforts to comply with the portfolio requirements for 2011 or 2012, evidence of mitigating circumstances, and information regarding the factors specified in subsection (b) of K.A.R. 82-16-3. (Authorized by K.S.A. 2009 Supp. 66-1261; implementing K.S.A. 2009 Supp. 66-1258 and 66-1261; effective Nov. 19, 2010.)

**82-16-3. Administrative penalties.** Administrative penalties for noncompliance with the portfolio requirements of the act shall be imposed at levels that promote compliance after the commission's consideration of good faith efforts to comply, mitigating circumstances, and any other factors, in accordance with the following provisions:

(a) The standard minimum penalty shall be equal to two times the market value during the calendar year of sufficient RECs to have met the portfolio requirement.

(b) The penalty may be set by the commission above or below the standard minimum based on consideration of the relevant facts including the following, in addition to evidence of good faith efforts to comply or mitigating circumstances:

- (1) The reasons for noncompliance;
- (2) the degree of noncompliance;
- (3) plans to achieve compliance;
- (4) the impact of noncompliance on utility costs and revenues; and

(5) the impact of noncompliance on the environment.

(c) Pursuant to K.S.A. 66-1261 and amendments thereto, a noncomplying utility shall be exempted from administrative penalties by the commission if the utility demonstrates that compliance causes a retail rate impact of one percent or more as calculated pursuant to K.A.R. 82-16-4. (Authorized by and implementing K.S.A. 2009 Supp. 66-1261; effective Nov. 19, 2010.)

**82-16-4. Retail revenue requirement.** The retail revenue requirement attributable to compliance with the renewable energy standards requirement shall be calculated as follows for each utility:

(a) In conjunction with the reports required by K.A.R. 82-16-2, each utility shall file a separate retail revenue requirement calculation for each new capacity resource, whether renewable or nonrenewable, added during the year and also for renewable resources that were not added but were required to meet the portfolio requirement of the act. A capacity resource may result from new generation resources, purchased energy, RECs, or net metering systems. For purposes of complying with the act, "retail rate impact" shall mean the retail revenue requirement resulting from the determination of the retail revenue requirement specified in this regulation.

(b) Each determination of the retail revenue requirement shall reflect the total revenues required to allow the utility the opportunity to do the following:

- (1) Earn a return on rate base items;
- (2) earn a return on plant investments through depreciation;
- (3) recover taxes other than income taxes;
- (4) recover fuel and purchased power costs, including incremental fuel expense resulting from the inefficient dispatch of power generation if this expense is known;
- (5) recover operating and maintenance costs;
- (6) recover administrative and general expenses; and
- (7) recover income taxes, including current deferred income taxes.

(c) In order to calculate a return on rate base items, each utility shall use the overall rate of return authorized by the commission from its last litigated rate case or specified in a stipulation and agreement authorized by the commission. If an overall rate of return was not specified in a utility's last rate case, then the average of the utility's proposed rate of return and the rate of return proposed by commission staff shall be used.

(d) The determination of the percentage increase to a utility's total retail revenue requirement shall consist of two separate calculations.

(1) The first calculation shall include the results from the addition of renewable capacity resources and shall be calculated as follows:

(A) The cumulative retail revenue requirement for all renewable capacity resources added during the year shall be the numerator.

(B) The cumulative retail revenue requirement for all nonrenewable capacity resources added during the year



shall be added to the total retail revenues authorized by the commission in the utility's last rate case. The total retail revenues resulting from a utility's last rate case shall consist of all commission-authorized revenues used to determine base rates as well as all retail revenues recovered through any riders, surcharges, and other mechanisms. The cumulative amount of the retail revenues associated with nonrenewable capacity resources added during the year and the total retail revenues authorized by the commission in the utility's last rate case shall be the denominator.

(C) The numerator divided by the denominator shall result in the percentage increase to a utility's total retail revenue requirement resulting from the addition of renewable capacity resources.

(2) The second calculation shall include the results from the addition of renewable capacity resources added during the year and renewable energy resources that were not added but were required to meet the portfolio requirement of the act. The basis for the costs of resources not added shall be specified, including whether the costs come from responses to a request for proposal, negotiations, or any other process. The calculation shall be made as follows:

(A) The cumulative retail revenue requirement for all renewable capacity resources added during the year and renewable resources that were not added but were required to meet the portfolio requirement shall be the numerator.

(B) The cumulative retail revenue requirement for all nonrenewable capacity resources added during the year shall be added to the total retail revenues authorized by the commission in the utility's last rate case. The total retail revenues resulting from a utility's last rate case shall consist of all commission-authorized revenues used to determine base rates as well as all retail revenues recovered through any riders, surcharges, and other mechanisms. The cumulative amount of the retail revenues associated with nonrenewable capacity resources added during the year and the total retail revenues authorized by the commission in the utility's last rate case shall be the denominator.

(C) The numerator divided by the denominator shall result in the percentage increase to a utility's total retail revenue requirement resulting from the addition of renewable capacity resources. (Authorized by K.S.A. 2009 Supp. 66-1261; implementing K.S.A. 2009 Supp. 66-1259 and 66-1260; effective Nov. 19, 2010.)

**82-16-5. Certification of renewable energy resources.** (a) If a utility seeks to classify as renewable any generation capacity from a source not listed in the act's definition of "renewable energy resources," the utility shall file an application with the commission for certification of a renewable energy resource on or before January 1 of the calendar year in which the resource is proposed to be included in the portfolio required by the act. The application shall contain the following information:

(1) A detailed technical description of the resource, including fuel type, technology, and expected operating specifications;

(2) a detailed description of the environmental impact of the resource, including impact on air, water, and land use;

(3) information concerning any applications for approvals or permits or any reviews or investigations by governmental entities with regard to environmental impact; and

(4) documentation or other evidence of certification or verification that the resource is considered a renewable energy resource by an entity that is widely recognized as having an established program and standards for certification of renewable energy resources.

(b) A determination shall be made by the commission regarding each application for classification of generation capacity filed pursuant to subsection (a), within 120 days after filing. (Authorized by K.S.A. 2009 Supp. 66-1261; implementing K.S.A. 2009 Supp. 66-1257 and 66-1262; effective Nov. 19, 2010.)

**82-16-6. Renewable energy credit program.** (a) Renewable energy credits intended to be used to meet the portfolio requirements in K.S.A. 66-1258, and amendments thereto, shall be issued and used as part of a REC program either established or approved by the commission. Each application for approval of any program not approved by the commission in any prior year shall be submitted on or before January 1 of the calendar year in which the RECs are proposed to be included in the portfolio.

(b) Any utility may purchase or sell RECs without commission approval. However, each renewable energy credit shall be counted only once. A REC sold by a utility shall not be included in the portfolio of the utility that sold the renewable energy credit. No utility shall include any REC in its portfolio that is included in the portfolio of any other utility, whether or not the utility is subject to the provisions of the act. Therefore, utilities and customer-generators shall not create, register, or sell RECs from energy produced from generation, purchased energy, or net metering system capacity if the energy is used by a utility to comply with the portfolio requirements of the act. For capacity that is only partially used for compliance, RECs may be created, registered, and sold for the pro rata portion of the energy produced by the unused portion of the resource.

(c) For purposes of complying with the act, any REC may be used only once. Unused RECs shall remain valid for up to two years from the date that the associated electricity is generated and shall be permanently retired at the end of two years or when used for compliance, whichever is earlier. A utility shall not sell RECs or the attributes associated with renewable energy generation or purchased energy used to comply with the requirements of the act to the utility's customers under a voluntary program established to let certain customers pay different rates to cover the cost of renewable energy, which is sometimes referred to as a "green pricing" program. To the extent that RECs from renewable energy resources are sold to customers, the utilities shall reduce the capacity used to comply with the act according to the formula specified in this subsection. Each utility shall retire any RECs sold under such a program.

*(continued)*

Total Renewable Capacity for Compliance = TRC – C<sub>GP</sub>

where

C<sub>GP</sub> = E<sub>GP</sub> / (CF × 8760)

TRC = total renewable capacity

C<sub>GP</sub> = capacity used for green pricing

E<sub>GP</sub> = energy sold for green pricing

CF = capacity factor for source of the energy sold as green energy

(d) Each REC sold or purchased by any Kansas utility shall be reported in an approved registry that documents and verifies attributes and other compliance conditions as well as tracks the creation, sale, retirement, and other transactions regarding the REC to prevent double counting and misuse, in accordance with these regulations and commission direction. (Authorized by and implementing K.S.A. 2009 Supp. 66-1258; effective Nov. 19, 2010.)

Susan K. Duffy
Executive Director

Doc. No. 038873

State of Kansas

Department of Wildlife and Parks

Permanent Administrative Regulations

Article 2.—FEES, REGISTRATIONS AND OTHER CHARGES

115-2-1. Amount of fees. The following fees shall be in effect for the following licenses, permits, and other issues of the department: (a) Hunting licenses and permits.

Table listing hunting licenses and permits with fees: (1) Resident hunting license \$18.00, (2) Resident hunting license (one-time purchase, valid from 16 years of age through 20 years of age) 40.00, (3) Nonresident hunting license 70.00, (4) Nonresident junior hunting license (under 16 years of age) 35.00, (5) Resident big game hunting permit: General resident: either-sex elk permit 250.00, General resident: antlerless-only elk permit 100.00, General resident youth (under 16 years of age): either-sex elk permit 125.00, General resident youth (under 16 years of age): antlerless-only elk permit 50.00, Landowner/tenant: either-sex elk permit 125.00, Landowner/tenant: antlerless-only elk permit 50.00, Hunt-on-your-own-land: either-sex elk permit 125.00, Hunt-on-your-own-land: antlerless-only elk permit 50.00, General resident: deer permit 30.00, General resident youth (under 16 years of age): deer permit 15.00, General resident: antlerless-only deer permit 15.00, General resident youth (under 16 years of age): antlerless-only deer permit 7.50, Landowner/tenant: deer permit 15.00, Hunt-on-your-own-land: deer permit 15.00, Special hunt-on-your-own-land: deer permit 30.00, General resident: antelope permit 40.00, General resident youth (under 16 years of age): antelope permit 20.00, Landowner/tenant: antelope permit 20.00, Hunt-on-your-own-land: antelope permit 20.00, Antelope preference point service charge 5.00

Table listing various permits and charges: Any-deer preference point service charge 5.00, Application fee for elk permit 5.00, (6) Wild turkey permit: General resident: turkey permit (1-bird limit) 20.00, General resident youth (under 16 years of age): turkey permit (1-bird limit) 10.00, Landowner/tenant: turkey permit (1-bird limit) 10.00, Nonresident: turkey permit (1-bird limit) 30.00, Resident: turkey preference point service charge 5.00, (7) Wild turkey game tag: Resident: turkey game tag (1-bird limit) 10.00, Nonresident: turkey game tag (1-bird limit) 20.00, (8) Spring wild turkey permit and game tag combination (2-bird limit, must be purchased before April 1 of year of use): General resident: turkey permit and game tag combination (2-bird limit) 25.00, General resident youth (under 16 years of age): turkey permit and game tag combination (2-bird limit) 15.00, Landowner/tenant: turkey permit and game tag combination (2-bird limit) 15.00, Nonresident: turkey permit and game tag combination (2-bird limit) 45.00, (9) Nonresident big game hunting permit: Nonresident hunt-on-your-own-land: deer permit 75.00, Nonresident: deer permit (antlered deer) 300.00, Nonresident: deer permit (antlerless only) 50.00, Nonresident: antelope permit (archery only) 200.00, Nonresident: deer permit application fee 20.00, Nonresident: mule deer stamp 100.00, (10) 48-hour waterfowl hunting permit 25.00, (11) Field trial permit: game birds 20.00, (12) Lifetime hunting license 440.00 or eight quarterly installment payments of 60.00, (13) Migratory waterfowl habitat stamp 5.00, (14) Special dark goose hunting permit 5.00, (15) Sandhill crane hunting permit: validation fee 5.00, (16) Disabled person hunt-from-a-vehicle permit 0

(b) Fishing licenses and permits.

Table listing fishing licenses and permits: Resident fishing license 18.00, Resident fishing license (one-time purchase, valid from 16 years of age through 20 years of age) 40.00, Nonresident fishing license 40.00, 24-hour fishing license 3.00, Three-pole permit 4.00, Tournament bass pass 10.00, Paddlefish permit (six carcass tags) 10.00, Paddlefish permit youth (under 16 years of age) (six carcass tags) 5.00, Hand fishing permit 25.00, Floatline fishing permit 0, Lifetime fishing license 440.00 or eight quarterly installment payments of 60.00, Five-day nonresident fishing license 20.00, Institutional group fishing license 100.00, Special nonprofit group fishing license 50.00, Trout permit 10.00

(c) Combination hunting and fishing licenses and permits.

Table listing combination hunting and fishing licenses and permits: Resident combination hunting and fishing license 36.00, Resident combination hunting and fishing license (one-time purchase, valid from 16 years of age through 20 years of age) 70.00, Resident lifetime combination hunting and fishing license 880.00 or eight quarterly installment payments of 120.00, Nonresident combination hunting and fishing license 110.00

(d) Furharvester licenses.

Table listing furharvester licenses: Resident furharvester license 18.00, Resident junior furharvester license 10.00, Lifetime furharvester license 440.00 or eight quarterly installment payments of 60.00, Nonresident furharvester license 250.00, Nonresident bobcat permit (1-bobcat limit per permit) 100.00

Resident fur dealer license .....	100.00
Nonresident fur dealer license .....	400.00
Field trial permit: furbearing animals .....	20.00

(e) Commercial licenses and permits.

Controlled shooting area hunting license .....	15.00
Resident mussel fishing license .....	75.00
Nonresident mussel fishing license .....	1,000.00
Mussel dealer permit .....	200.00
Missouri river fishing permit .....	25.00
Game breeder permit .....	10.00
Controlled shooting area operator license .....	200.00
Commercial dog training permit .....	20.00
Commercial fish bait permit .....	20.00
Commercial prairie rattlesnake harvest permit (without a valid Kansas hunting license) .....	20.00
Commercial prairie rattlesnake harvest permit (with a valid Kansas hunting license or exempt from this license requirement) .....	5.00
Commercial prairie rattlesnake dealer permit .....	50.00
Prairie rattlesnake round-up event permit .....	25.00

(f) Collection, scientific, importation, rehabilitation, and damage-control permits.

Scientific, educational, or exhibition permit .....	10.00
Raptor propagation permit .....	0
Rehabilitation permit .....	0
Wildlife damage-control permit .....	0
Wildlife importation permit .....	10.00
Threatened or endangered species: special permits .....	0

(g) Falconry.

Apprentice permit .....	75.00
General permit .....	75.00
Master permit .....	75.00
Testing fee .....	50.00

(h) Miscellaneous fees.

Duplicate license, permit, stamp, and other issues of the department .....	10.00
Special departmental services, materials, or supplies .....	At cost
Vendor bond	
For bond amounts of \$5,000.00 and less .....	50.00
For bond amounts of more than \$5,000.00 .....	50.00
plus \$6.00 per additional \$1,000.00 coverage or any fraction thereof.	

This regulation shall be effective on and after January 1, 2011. (Authorized by and implementing K.S.A. 32-807 and K.S.A. 2009 Supp. 32-988; effective Dec. 4, 1989; amended Sept. 10, 1990; amended Jan. 1, 1991; amended June 8, 1992; amended Oct. 12, 1992; amended April 11, 1994; amended Aug. 29, 1994; amended June 5, 1995; amended Aug. 21, 1995; amended Feb. 28, 1997; amended July 30, 1999; amended Jan. 2, 2002; amended Jan. 1, 2003; amended Jan. 1, 2004; amended Feb. 18, 2005; amended Jan. 1, 2006; amended May 1, 2006; amended Jan. 1, 2007; amended Jan. 1, 2008; amended Jan. 1, 2009; amended Jan. 1, 2010; amended Aug. 1, 2010; amended Jan. 1, 2011.)

**115-2-3. Camping, utility, and other fees.** (a) Each overnight camping permit shall be valid only for the state park for which it is purchased and shall expire at noon on the day following its effective date.

(b) Any annual camping permit may be used in any state park for unlimited overnight camping, subject to other laws and regulations of the secretary. This permit shall expire on December 31 of the year for which it is issued.

(c) Any 14-night camping permit may be used in any state park. This permit shall expire when the permit has

been used a total of 14 nights, or on December 31 of the year for which it is issued, whichever is first.

(d) Camping permits shall not be transferable.

(e) The fee for a designated prime camping area permit shall be in addition to the overnight, annual, 14-night, or other camping permit fee, and shall apply on a nightly basis.

(f) Fees shall be due at the time of campsite occupancy and by noon of any subsequent days of campsite occupancy.

(g) Fees set by this regulation shall be in addition to any required motor vehicle permit fee specified in K.A.R. 115-2-2.

(h) The following fees shall be in effect for state parks and for other designated areas for which camping and utility fees are required:

Camping—per camping unit (April 1 through September 30):	
Annual camping permit .....	\$250.00
Overnight camping permit .....	7.00
14-night camping permit .....	99.00
Prime camping area permit .....	2.00
Camping—per camping unit (October 1 through March 31):	
Annual camping permit .....	200.00
Overnight camping permit .....	6.00
14-night camping permit .....	85.00
Overflow primitive camping permit, per night .....	5.00
Recreational vehicle long-term camping permit, except for El Dorado, Milford, and Tuttle Creek State Parks (includes utilities)—per month, per unit (annual camping permit and annual vehicle permit required):	
One utility .....	240.00
Two utilities .....	300.00
Three utilities .....	360.00
Recreational vehicle long-term camping permit for El Dorado, Milford, and Tuttle Creek State Parks (includes utilities)—per month, per unit (annual camping permit and annual vehicle permit required):	
One utility .....	280.00
Two utilities .....	340.00
Three utilities .....	400.00
Recreational vehicle short-term parking—per month .....	125.00
Utilities—electricity, water, and sewer hookup per night, per unit:	
One utility .....	6.50
Two utilities .....	8.50
Three utilities .....	9.50
Youth group camping permit in designated areas, per camping unit—per night .....	2.50
Group camping permit in designated areas, per person—per night .....	1.50
Reservation fee, per reservation (camping, special use, or day use) .....	10.00
Rent-a-camp: equipment rental per camping unit—per night .....	15.00
Duplicate permit .....	10.00
Special event permit negotiated based on event type, required services, and lost revenue—maximum .....	200.00

This regulation shall be effective on and after January 1, 2011. (Authorized by and implementing K.S.A. 32-807 and K.S.A. 2009 Supp. 32-988; effective Jan. 22, 1990; amended Jan. 28, 1991; amended June 8, 1992; amended Oct. 12, 1992; amended Aug. 21, 1995; amended Sept. 19, 1997; amended Jan. 1, 1999; amended Jan. 1, 2001; amended Jan. 1, 2003; amended Jan. 1, 2005; amended Jan. 1, 2009; amended Jan. 1, 2011.)

**115-2-3a. Cabin camping permit fees.** (a) The following cabin camping permit fees shall be in effect for the following state parks:

- (1) Cedar Bluff:
  - Cabins 1 and 2:

(continued)

Year-round, per night .....	\$45.00	Cabins 2 through 6:	
Cabins 3 and 4:		Sunday through Thursday, April 1 through September 30,	
Year-round, per night .....	\$80.00	per night .....	\$75.00
Cabin 5:		Sunday through Thursday, October 1 through March 31,	
Year-round, per night .....	\$60.00	per night .....	\$65.00
Cabins 6 and 7:		Friday and Saturday, April 1 through September 30, per	
Year-round, per night .....	\$45.00	night .....	\$95.00
(2) Cheney:		Friday and Saturday, October 1 through March 31, per	
Cabins 1 through 7:		night .....	\$85.00
Sunday through Thursday, year-round, per night .....	\$55.00	April 1 through September 30, per week .....	\$520.00
Friday and Saturday, May 1 through September 30, per		October 1 through March 31, per week .....	\$445.00
night .....	\$75.00	Yurts 1 and 2:	
Friday and Saturday, October 1 through April 30, per		Year-round, per night .....	\$45.00
night .....	\$55.00	Year-round, for 3 consecutive nights .....	\$125.00
Year-round, per week .....	\$370.00	Year-round, per week .....	\$275.00
Cabins 8 through 12:		(7) El Dorado:	
Sunday through Thursday, year-round, per night .....	\$95.00	Cabins 1 through 5:	
Friday and Saturday, May 1 through September 30, per		Year-round, per night .....	\$35.00
night .....	\$110.00	Year-round, per week .....	\$175.00
Friday and Saturday, October 1 through April 30, per		Cabin 6:	
night .....	\$95.00	Year-round, per night .....	\$100.00
Year-round, per week .....	\$640.00	Year-round, per week .....	\$560.00
(3) Clinton:		Cabin 7:	
Cabins 1 through 7:		Year-round, per night .....	\$110.00
Sunday through Thursday, April 1 through September 30,		Year-round, per week .....	\$560.00
per night .....	\$75.00	Cabins 8 and 9:	
Sunday through Thursday, October 1 through March 31,		Year-round, per night .....	\$85.00
per night .....	\$65.00	Year-round, per week .....	\$525.00
Friday and Saturday, April 1 through September 30, per		Cabin 10:	
night .....	\$95.00	Year-round, per night .....	\$75.00
Friday and Saturday, October 1 through March 31, per		Year-round, per week .....	\$455.00
night .....	\$85.00	Cabins 11 through 15:	
April 1 through September 30, per week .....	\$520.00	Year-round, per night .....	\$95.00
October 1 through March 31, per week .....	\$445.00	Year-round, per week .....	\$575.00
(4) Crawford:		(8) Elk City:	
Cabins 1 and 2:		Year-round, Sunday through Thursday, per night .....	\$65.00
Sunday through Thursday, April 1 through September 30,		Year-round, Friday and Saturday, per night .....	\$75.00
per night .....	\$95.00	(9) Fall River:	
Sunday through Thursday, October 1 through March 31,		Cabins 1 through 4:	
per night .....	\$80.00	Sunday through Thursday, April 1 through September 30,	
Friday and Saturday, April 1 through September 30, per		per night .....	\$75.00
night .....	\$110.00	Sunday through Thursday, October 1 through March 31,	
Friday and Saturday, October 1 through March 31, per		per night .....	\$65.00
night .....	\$95.00	Friday and Saturday, April 1 through September 30, per	
April 1 through September 30, per week .....	\$665.00	night .....	\$95.00
October 1 through March 31, per week .....	\$550.00	Friday and Saturday, October 1 through March 31, per	
Cabins 3 through 5:		night .....	\$85.00
Sunday through Thursday, April 1 through September 30,		April 1 through September 30, per week .....	\$520.00
per night .....	\$75.00	October 1 through March 31, per week .....	\$445.00
Sunday through Thursday, October 1 through March 31,		(10) Glen Elder:	
per night .....	\$65.00	Cabins 1 through 4:	
Friday and Saturday, April 1 through September 30, per		Year-round, per night .....	\$75.00
night .....	\$95.00	Year-round, per week .....	\$450.00
Friday and Saturday, October 1 through March 31, per		(11) Hillsdale:	
night .....	\$85.00	Cabins 1 through 5:	
April 1 through September 30, per week .....	\$520.00	Sunday through Thursday, April 1 through September 30,	
October 1 through March 31, per week .....	\$445.00	per night .....	\$75.00
(5) Cross Timbers:		Sunday through Thursday, October 1 through March 31,	
Cabins 1 through 5:		per night .....	\$65.00
Sunday through Thursday, April 1 through September 30,		Friday and Saturday, April 1 through September 30, per	
per night .....	\$75.00	night .....	\$95.00
Sunday through Thursday, October 1 through March 31,		Friday and Saturday, October 1 through March 31, per	
per night .....	\$65.00	night .....	\$85.00
Friday and Saturday, April 1 through September 30, per		April 1 through September 30, per week .....	\$520.00
night .....	\$95.00	October 1 through March 31, per week .....	\$445.00
Friday and Saturday, October 1 through March 31, per		Cabins 6 through 10:	
night .....	\$85.00	Sunday through Thursday, year-round, per night .....	\$110.00
April 1 through September 30, per week .....	\$520.00	Friday and Saturday, May 1 through September 30, per	
October 1 through March 31, per week .....	\$445.00	night .....	\$120.00
(6) Eisenhower:		Friday and Saturday, October 1 through April 30, per	
Cabin 1:		night .....	\$110.00
Year-round, per night .....	\$45.00	Year-round, per week .....	\$700.00
Year-round, for 3 consecutive nights .....	\$125.00	(12) Kanopolis:	
Year-round, per week .....	\$275.00	Cabins 1 through 11:	

Sunday through Thursday, year-round, per night .....	\$75.00	Friday and Saturday, April 1 through September 30, per night .....	\$85.00
Friday and Saturday, April 1 through September 30, per night .....	\$95.00	Friday and Saturday, October 1 through March 31, per night .....	\$75.00
Friday and Saturday, October 1 through March 31, per night .....	\$85.00	April 1 through September 30, per week .....	\$450.00
April 1 through September 30, per week .....	\$450.00	October 1 through March 31, per week .....	\$375.00
October 1 through March 31, per week .....	\$375.00	Cabins 3 through 5:	
(13) Lovewell:		Sunday through Thursday, April 1 through September 30, per night .....	\$95.00
Cabins 1 through 6 (fee covers two adults; add \$5.00 for each additional adult):		Sunday through Thursday, October 1 through March 31, per night .....	\$80.00
Year-round, per night .....	\$45.00	Friday and Saturday, April 1 through September 30, per night .....	\$110.00
Cabins 7 through 10 (fee covers two adults; add \$5.00 for each additional adult):		Friday and Saturday, October 1 through March 31, per night .....	\$95.00
Year-round, per night .....	\$75.00	April 1 through September 30, per week .....	\$665.00
(14) Meade:		October 1 through March 31, per week .....	\$550.00
Cabins 1 and 2:		(18) Prairie Dog:	
Sunday through Thursday, April 1 through September 30, per night .....	\$75.00	Cabins 1 and 2:	
Sunday through Thursday, October 1 through March 31, per night .....	\$65.00	Year-round, per night .....	\$45.00
Friday and Saturday, April 1 through September 30, per night .....	\$95.00	Cabins 3 and 4:	
Friday and Saturday, October 1 through March 31, per night .....	\$85.00	Year-round, per night .....	\$75.00
April 1 through September 30, per week .....	\$520.00	Year-round, per week .....	\$490.00
October 1 through March 31, per week .....	\$445.00	(19) Sand Hills:	
(15) Milford:		Cabins 1 through 5:	
Cabins 1 through 3:		Sunday through Thursday, year-round, per night .....	\$95.00
Sunday through Thursday, year-round, per night .....	\$45.00	Friday and Saturday, May 1 through September 30, per night .....	\$110.00
Friday and Saturday, April 1 through September 30, per night .....	\$65.00	Friday and Saturday, October 1 through April 30, per night .....	\$95.00
Friday and Saturday, October 1 through March 31, per night .....	\$45.00	Year-round, per week .....	\$640.00
April 1 through September 30, per week .....	\$300.00	(20) Scott:	
October 1 through March 31, per week .....	\$275.00	Cabins 1 and 2:	
Cabins 4 through 15:		Year-round, per night .....	\$75.00
Sunday through Thursday, April 1 through September 30, per night .....	\$75.00	Year-round, per week .....	\$490.00
Friday and Saturday, April 1 through September 30, per night .....	\$95.00	(21) State Fair:	
Sunday through Thursday, October 1 through March 31, per night .....	\$65.00	Cabin 1:	
Friday and Saturday, October 1 through March 31, per night .....	\$85.00	Sunday through Thursday, April 1 through September 30, per night .....	\$75.00
April 1 through September 30, per week .....	\$520.00	Friday and Saturday, April 1 through September 30, per night .....	\$95.00
October 1 through March 31, per week .....	\$445.00	Sunday through Thursday, October 1 through March 31, per night .....	\$65.00
(16) Perry:		Friday and Saturday, October 1 through March 31, per night .....	\$85.00
Cabins 1 through 4:		April 1 through September 30, per week .....	\$520.00
Sunday through Thursday, April 1 through September 30, per night .....	\$55.00	October 1 through March 31, per week .....	\$445.00
Sunday through Thursday, October 1 through March 31, per night .....	\$45.00	(22) Tuttle Creek:	
Friday and Saturday, April 1 through September 30, per night .....	\$65.00	Cabins 1 through 4:	
Friday and Saturday, October 1 through March 31, per night .....	\$55.00	Sunday through Thursday, April 1 through September 30, per night .....	\$65.00
Year-round, per week .....	\$300.00	Sunday through Thursday, October 1 through March 31, per night .....	\$55.00
Cabins 5 through 9:		Friday and Saturday, April 1 through September 30, per night .....	\$85.00
Sunday through Thursday, April 1 through September 30, per night .....	\$75.00	Friday and Saturday, October 1 through March 31, per night .....	\$75.00
Sunday through Thursday, October 1 through March 31, per night .....	\$65.00	April 1 through September 30, per week .....	\$450.00
Friday and Saturday, April 1 through September 30, per night .....	\$95.00	October 1 through March 31, per week .....	\$375.00
Friday and Saturday, October 1 through March 31, per night .....	\$85.00	Cabins 5 through 12:	
April 1 through September 30, per week .....	\$520.00	Sunday through Thursday, April 1 through September 30, per night .....	\$75.00
October 1 through March 31, per week .....	\$445.00	Sunday through Thursday, October 1 through March 31, per night .....	\$65.00
(17) Pomona:		Friday and Saturday, April 1 through September 30, per night .....	\$95.00
Cabins 1 and 2:		Friday and Saturday, October 1 through March 31, per night .....	\$85.00
Sunday through Thursday, April 1 through September 30, per night .....	\$65.00	April 1 through September 30, per week .....	\$520.00
Sunday through Thursday, October 1 through March 31, per night .....	\$55.00	October 1 through March 31, per week .....	\$445.00
		Cabins 13 through 15:	
		Sunday through Thursday, April 1 through September 30, per night .....	\$95.00

(continued)

Sunday through Thursday, October 1 through March 31, per night .....	80.00
Friday and Saturday, April 1 through September 30, per night .....	110.00
Friday and Saturday, October 1 through March 31, per night .....	95.00
April 1 through September 30, per week .....	665.00
October 1 through March 31, per week .....	550.00
(23) Webster:	
Cabin 1:	
Sunday through Thursday, year-round, per night .....	\$80.00
Friday and Saturday, year-round, per night .....	\$100.00
Year-round, per week .....	\$550.00
Cabin 2:	
Sunday through Thursday, year-round, per night .....	\$70.00
Friday and Saturday, year-round, per night .....	\$90.00
Year-round, per week .....	\$490.00
(24) Wilson:	
Cabins 1 through 9:	
Sunday through Thursday, April 1 through September 30, per night .....	\$75.00
Friday and Saturday, April 1 through September 30, per night .....	\$95.00
October 1 through March 31, per night .....	\$70.00
April 1 through September 30, per week .....	\$520.00
October 1 through March 31, per week .....	\$445.00
Cabins 10 through 12:	
Sunday through Thursday, April 1 through September 30, per night .....	\$95.00
Sunday through Thursday, October 1 through March 31, per night .....	\$80.00
Friday and Saturday, April 1 through September 30, per night .....	\$110.00
Friday and Saturday, October 1 through March 31, per night .....	\$95.00
April 1 through September 30, per week .....	\$665.00
October 1 through March 31, per week .....	\$550.00
(b) The following cabin camping permit fees shall be in effect for the following state fishing lakes and wildlife areas:	
(1) Atchison:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(2) Benedictine:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(3) Butler:	
Cabins 1 through 3:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(4) Clark:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(5) Fall River:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(6) Jamestown:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(7) Kingman:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(8) Leavenworth:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00

(9) McPherson:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(10) Mined land:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
Cabin 3:	
Year-round, per night .....	\$100.00
Year-round, per week .....	\$675.00
(11) Ottawa:	
Cabin 1:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00
(12) Woodson:	
Cabins 1 and 2:	
Year-round, per night .....	\$70.00
Year-round, per week .....	\$490.00

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#### Article 7.—FISH AND FROGS

**115-7-1. Fishing; legal equipment, methods of taking, and other provisions.** (a) Legal equipment and methods for taking sport fish shall be the following:

(1) Fishing lines with not more than two baited hooks or artificial lures per line;

(2) trotlines;

(3) setlines;

(4) tip-ups;

(5) using a person's hand or hands for flathead catfish in waters designated as open to hand fishing, subject to the following requirements:

(A) An individual hand fishing shall not use hooks, snorkeling or scuba gear, or other man-made devices while engaged in hand fishing;

(B) an individual hand fishing shall not possess fishing equipment, other than a stringer, while engaged in hand fishing and while on designated waters or adjacent banks;

(C) stringers shall not be used as an aid for hand fishing and shall not be used until the fish is in possession at or above the surface of the water;

(D) each individual hand fishing shall take fish only from natural objects or natural cavities;

(E) an individual hand fishing shall not take fish from any man-made object, unless the object is a bridge, dock, boat ramp, or riprap, or other similar structure or feature;

(F) no part of any object shall be disturbed or altered to facilitate the harvest of fish for hand fishing; and

(G) an individual hand fishing shall not take fish within 150 yards of any dam;

(6) snagging for paddlefish in waters posted or designated by the department as open to the snagging of paddlefish, subject to the following requirements:

(A) Each individual with a filled creel limit shall cease all snagging activity in the paddlefish snagging area until the next calendar day; and

(B) each individual taking paddlefish to be included in the creel and possession limit during the snagging season

shall sign the carcass tag, record the county, the date, and the time of harvest on the carcass tag, and attach the carcass tag to the lower jaw of the carcass immediately following the harvest and before moving the carcass from the site of the harvest;

(7) floatlines in waters posted or designated by the department as open to floatline fishing, which shall be subject to the following requirements:

(A) All floatlines shall be under the immediate supervision of the angler setting the floats. "Immediate supervision" shall mean that the angler has visual contact with the floatlines set while the angler is on the water body where the floatlines are located;

(B) all floatlines shall be removed when float fishing ceases;

(C) floatlines shall not contain more than one line per float, with not more than two baited hooks per line;

(D) all float material shall be constructed only from plastic, wood, or foam and shall be a closed-cell construction. A "closed-cell" construction shall mean a solid body incapable of containing water;

(8) bow and arrow with a barbed head and a line attached from bow to arrow; and

(9) crossbow and arrow with a barbed head and a line attached from arrow to crossbow.

(b) Legal equipment and methods for taking non-sport fish shall be the following:

(1) Fishing lines with not more than two baited hooks or artificial lures per line;

(2) trotlines;

(3) setlines;

(4) tip-ups;

(5) bow and arrow with a barbed head and a line attached from bow to arrow;

(6) crossbow and arrow with a barbed head and a line attached from arrow to crossbow;

(7) spear gun, without explosive charge, while skin or scuba diving. The spear, without explosive charge, shall be attached to the speargun or person by a line;

(8) gigging;

(9) snagging in waters posted by the department as open to snagging; and

(10) floatlines in waters posted or designated by the department as open to floatline fishing, which shall be subject to the requirements specified in paragraphs (a)(7)(A) through (D).

(c) Dip nets and gaffs may be used to land any legally caught or hooked fish.

(d) Fish may be taken by any method designated by the secretary when a fish salvage order has been issued by the secretary through public notice or posting the area open to fish salvage.

(e) Fish may be taken with the aid of boats, depth finders, artificial lights, sound attracters, and scents.

(f) Fish may be taken by legal means from vehicles.

(g) The following additional requirements shall apply in the flowing portions and backwaters of the Missouri river and in any oxbow lake through which the Kansas-Missouri boundary passes:

(1) Each individual shall place all legally caught fish on a stringer, cord, cable, or chain, or in a basket, sack, cage,

or other holding device, separate from those fish caught by any other individual.

(2) The equipment and methods specified in paragraphs (b)(5) and (b)(6) shall be legal only from sunrise to midnight.

(3) The equipment and method specified in paragraphs (a)(7), (b)(9), and (b)(10) shall be legal only from sunrise to sunset.

(h) The equipment and method specified in paragraphs (a)(8) and (a)(9) shall be legal only for the following species of sport fish where no size limit exists for any of these species of fish:

(1) Blue catfish;

(2) channel catfish; and

(3) flathead catfish.

(i) Optical scopes or sights that project no visible light toward the target and do not electronically amplify visible or infrared light shall be valid for use on bows and crossbows. (Authorized by K.S.A. 32-807; implementing K.S.A. 32-807 and K.S.A. 2009 Supp. 32-1002; effective Dec. 26, 1989; amended Feb. 10, 1992; amended Oct. 1, 1999; amended Dec. 8, 2000; amended Sept. 27, 2002; amended Nov. 29, 2004; amended Nov. 27, 2006; amended Nov. 16, 2007; amended Dec. 1, 2008; amended Nov. 20, 2009; amended April 16, 2010; amended Nov. 19, 2010.)

**15-7-8.** This regulation shall be revoked on and after January 1, 2011. (Authorized by K.S.A. 32-807; implementing K.S.A. 32-807 and K.S.A. 2006 Supp. 32-1002; effective Nov. 27, 2006; amended Nov. 16, 2007; amended April 11, 2008; revoked Jan. 1, 2011.)

**115-7-9. Weigh-in black bass fishing tournaments.**

(a) Each individual or organization conducting a weigh-in black bass fishing tournament shall ensure that all of the following minimum requirements are met when conducting weigh-in procedures:

(1) One individual shall provide work crew support for each 10 registered anglers.

(2) One weigh-in tank filled with an electrolyte chemical-water solution and fitted with recirculation and aeration accessories shall be maintained for each 25 registered anglers.

(3) If the water temperature at the tournament location is 75 degrees Fahrenheit or cooler, the water contained in the weigh-in tank shall be maintained at the same temperature as that of the tournament location water.

(4) If the water temperature at the tournament location is warmer than 75 degrees Fahrenheit, the water in the weigh-in tank shall be maintained at a temperature that is between five and 10 degrees Fahrenheit cooler than the tournament location water but shall not exceed 85 degrees Fahrenheit at any time.

(5) Not more than four anglers shall be in the weigh-in line at any one time.

(6) Each weigh-in bag containing water from the well of the vessel shall be reinforced, reusable, and capable of holding up to 15 pounds of live fish and two gallons of water.

(7) The weigh-in site shall meet the following requirements:

*(continued)*

(A) Be located near the vessel mooring site and the release site, vehicle, or vessel; and

(B) be located at all times under a portable awning, in an event tent, or in the shade.

(b) Each individual or organization conducting the tournament shall ensure that all of the following minimum requirements are met when conducting the release procedures:

(1) The direct release of fish into the tournament location water after the weigh-in shall not be permitted.

(2) If the tournament is conducted with release tubes, vehicles, or vessels, the holding tanks shall contain a one-half percent noniodized salt solution.

(3) If the tournament is conducted without release tubes, vehicles, or vessels, the fish shall be dipped, for a period of time ranging from 10 seconds to 15 seconds before release, in a three percent noniodized salt solution having the same temperature as that of the water in the weigh-in tank.

(4) The release site shall meet the following conditions:

(A) Be located in water reaching at least three feet in depth with good circulation and a hard bottom; and

(B) be located away from vessel traffic and public-use vessel ramps.

(c) Each tournament participant shall meet the following requirements:

(1) Ensure that each well in the participant's vessel used in the tournament is properly working and contains an electrolyte chemical-water solution; and

(2) ensure that the participant's vessel used in the tournament is cleaned before and after the tournament in compliance with department guidelines regarding the prevention of aquatic nuisance species.

(d) The provisions of paragraph (a)(7)(A) may be waived by the secretary within the period beginning September 1 and extending through June 15 if the proximity proposed to the release site does not pose an inordinate risk to the wildlife resource and all other requirements of this regulation are met. (Authorized by K.S.A. 32-807; implementing K.S.A. 32-807 and K.S.A. 2009 Supp. 32-1002; effective January 1, 2008; amended April 11, 2008; amended Nov. 19, 2010.)

**Article 18.—SPECIAL PERMITS**

**115-18-20. Tournament black bass pass; requirements, restrictions, and pass duration.** (a) A tournament black bass pass shall be required for each individual who wants to keep up to two black bass in a daily creel limit that meet the minimum statewide length limit but that do not meet the special length limit for the specific body of water, or who wants to cull black bass after the daily creel limit has been met, during a weigh-in bass tournament as established in K.A.R. 115-7-9.

(b) Each tournament black bass pass shall be valid statewide through December 31 of the year in which the bass pass is issued.

(c) Each tournament black bass pass shall be validated by the signature of the pass holder written across the face of the pass. A tournament black bass pass shall not be transferable. (Authorized by K.S.A. 32-807; implementing K.S.A. 32-807, K.S.A. 2009 Supp. 32-1001, and K.S.A. 2009 Supp. 32-1002; effective Nov. 27, 2006; amended Nov. 16, 2007; amended Nov. 19, 2010.)

J. Michael Hayden  
Secretary of Wildlife and Parks

Doc. No. 038856

**INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2006 Volumes and the 2008 Supplement of the *Kansas Administrative Regulations*.

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1-2-65	New	V. 28, p. 1338
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1-7-6	Amended	V. 28, p. 1339
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1-16-8	Amended	V. 29, p. 676
1-16-15	Amended	V. 29, p. 677
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1-16-18a	Amended	V. 29, p. 678
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3-3-2	New	V. 27, p. 1517
3-3-2	Amended (T)	V. 29, p. 702
3-4-1	Amended	V. 28, p. 1716
3-4-2	Amended	V. 28, p. 1716
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3-4-7	Amended	V. 28, p. 1717

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4-7-716	Amended	V. 29, p. 1023
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4-10-17	Revoked	V. 29, p. 261
4-13-1	Amended	V. 27, p. 186
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4-16-300	Amended	V. 27, p. 1025
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4-27-22	New	V. 29, p. 706-720
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4-28-16	New	V. 27, p. 191-195
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5-9-1d	New	V. 27, p. 1557, 1558
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7-17-1	Amended	V. 27, p. 965
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7-21-1	Amended	V. 27, p. 967
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9-27-1	Amended	V. 29, p. 1337

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14-8-7	Amended	V. 27, p. 1214
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14-8-12	Revoked	V. 27, p. 1214
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14-11-10b	Revoked	V. 29, p. 1308
14-11-10d	Revoked	V. 29, p. 1308

14-11-14	Revoked	V. 29, p. 1308
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14-24-6	Revoked	V. 29, p. 1315

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17-24-4	Amended	V. 28, p. 1371
17-24-5	New	V. 28, p. 1373
17-24-6	New	V. 28, p. 1373
17-25-1	New	V. 27, p. 356

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19-27-2	Amended	V. 27, p. 1021

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26-41-106	New	V. 28, p. 649-651
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26-41-207	New	V. 28, p. 652-657
26-42-101	New	V. 28, p. 657
26-42-102	New	V. 28, p. 658
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26-43-200			28-21-54a	Revoked	V. 29, p. 726	28-45b-1		
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26-43-207	New	V. 28, p. 667-671	28-21-56a	Revoked	V. 29, p. 726	28-45b-28	New	V. 28, p. 973-988
<b>AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT</b>			28-21-57a	Revoked	V. 29, p. 726	28-46-1	Amended	V. 29, p. 1138
<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>	28-21-58a	Revoked	V. 29, p. 726	28-46-2a	Amended	V. 29, p. 1138
28-1-20	Amended	V. 27, p. 989	28-21-59a	Revoked	V. 29, p. 726	28-46-3		
28-4-92	Amended (T)	V. 29, p. 1348	28-21-60a	Revoked	V. 29, p. 726	through		
28-4-117	Amended	V. 27, p. 990	28-21-61a	Revoked	V. 29, p. 726	28-46-22	Amended	V. 29, p. 1139-1141
28-4-120	Amended	V. 27, p. 990	28-21-62a	Revoked	V. 29, p. 726	28-46-27	Amended	V. 29, p. 1141
28-4-121	New	V. 27, p. 990	28-21-63	Revoked	V. 29, p. 726	28-46-28	Amended	V. 29, p. 1141
28-4-122	Amended	V. 27, p. 317	28-21-64	Revoked	V. 29, p. 726	28-46-29	Amended	V. 29, p. 1141
28-4-311	Amended	V. 27, p. 317	28-21-70a	Revoked	V. 29, p. 726	28-46-29a	New	V. 29, p. 1142
28-4-312			28-21-71a	Revoked	V. 29, p. 726	28-46-30	Amended	V. 29, p. 1142
through			28-21-72a	Revoked	V. 29, p. 726	28-46-30a	New	V. 29, p. 1142
28-4-317	Revoked	V. 27, p. 317, 318	28-21-82			28-46-30b	New	V. 29, p. 1144
28-4-370			through			28-46-31	Amended	V. 29, p. 1144
through			28-21-85	Revoked	V. 29, p. 726	28-46-33	Amended	V. 29, p. 1144
28-4-379	Revoked	V. 29, p. 1024	28-23-4	Revoked	V. 29, p. 726	28-46-34	Amended	V. 29, p. 1145
28-4-430	Amended	V. 27, p. 991	28-23-9	Revoked	V. 29, p. 726	28-46-35	Amended	V. 29, p. 1145
28-4-800			28-23-10	Revoked	V. 29, p. 726	28-46-40	Amended	V. 29, p. 1145
through			28-23-16	Revoked	V. 27, p. 191	28-46-41	Amended	V. 29, p. 1145
28-4-825	New	V. 27, p. 318-334	28-23-20			28-46-44	Amended	V. 29, p. 1145
28-4-1200			through			28-46-45	New	V. 29, p. 1145
through			28-23-24	Revoked	V. 29, p. 726	28-53-1		
28-4-1218	New	V. 28, p. 1426-1437	28-23-26			through		
28-4-1300			through			28-53-5	Amended	V. 28, p. 240, 241
through			28-23-32	Revoked	V. 29, p. 726	28-59-5	Amended	V. 27, p. 462
28-4-1318	New	V. 29, p. 1024-1032	28-23-34			28-61-1	Amended	V. 29, p. 419
28-16-28g	Amended	V. 29, p. 181	through			28-61-2	Amended	V. 29, p. 419
28-17-6	Amended	V. 28, p. 1809	28-23-36	Revoked	V. 29, p. 727	28-61-5	Amended	V. 29, p. 420
28-17-12	Amended	V. 28, p. 1809	28-23-41			28-61-8	Amended	V. 29, p. 422
28-19-202	Amended	V. 29, p. 1509	through			28-61-11	Amended	V. 27, p. 464
28-19-350	Amended	V. 28, p. 1490	28-23-55	Revoked	V. 29, p. 727	28-70-4	New	V. 28, p. 800
28-19-517	Amended	V. 29, p. 1510	28-23-70	Revoked	V. 29, p. 727	28-72-1	Revoked	V. 29, p. 357
28-19-712	New	V. 29, p. 866	28-23-71	Revoked	V. 29, p. 727	28-72-1a	New	V. 29, p. 357
28-19-712a			28-23-75	Revoked	V. 29, p. 727	28-72-1c	New	V. 29, p. 357
through			28-23-78			28-72-1d	New	V. 29, p. 358
28-19-712d	New	V. 29, p. 867	through			28-72-1e	New	V. 29, p. 358
28-19-713	New	V. 29, p. 867	28-23-80	Revoked	V. 29, p. 727	28-72-1g	New	V. 29, p. 358
28-19-713a			28-29-501	New	V. 28, p. 1809	28-72-1h	New	V. 29, p. 358
through			28-32-1	Revoked	V. 27, p. 247	28-72-1i	New	V. 29, p. 359
28-19-713d	New	V. 29, p. 867, 868	28-32-2	Revoked	V. 27, p. 247	28-72-1k	New	V. 29, p. 359
28-19-720	Amended	V. 29, p. 1510	28-32-4	Revoked	V. 27, p. 247	28-72-1l	New	V. 29, p. 359
28-19-728	Revoked	V. 29, p. 1511	28-32-5	Revoked	V. 27, p. 247	28-72-1m	New	V. 29, p. 360
28-19-728a			28-32-6	Revoked	V. 27, p. 247	28-72-1n	New	V. 29, p. 360
through			28-32-7	Revoked	V. 27, p. 247	28-72-1o	New	V. 29, p. 360
28-19-728f	Revoked	V. 29, p. 1511	28-32-8			28-72-1p	New	V. 29, p. 360
28-19-735	Amended	V. 29, p. 1511	through			28-72-1r	New	V. 29, p. 361
28-19-750	Amended	V. 29, p. 1511	28-32-14	New	V. 27, p. 247-249	28-72-1s	New	V. 29, p. 361
28-19-750a	Amended	V. 29, p. 1511	28-36-30	Revoked	V. 29, p. 727	28-72-1t	New	V. 29, p. 361
28-21-1	Revoked	V. 29, p. 725	28-36-31	Revoked	V. 29, p. 727	28-72-1v	New	V. 29, p. 361
28-21-6	Revoked	V. 29, p. 725	28-36-33			28-72-1x	New	V. 29, p. 361
28-21-7	Revoked	V. 29, p. 725	through			28-72-2	Amended	V. 29, p. 361
28-21-8	Revoked	V. 29, p. 725	28-36-49	Revoked	V. 27, p. 73	28-72-3	Amended	V. 29, p. 362
28-21-9	Revoked	V. 29, p. 725	28-36-70			28-72-4	Amended	V. 29, p. 362
28-21-10	Revoked	V. 29, p. 726	through			28-72-4a	Amended	V. 29, p. 366
28-21-11	Revoked	V. 29, p. 726	28-36-89	Revoked	V. 29, p. 727	28-72-4b	Revoked	V. 29, p. 368
28-21-20a	Revoked	V. 29, p. 726	28-36-101			28-72-4c	Amended	V. 29, p. 368
28-21-21a	Revoked	V. 29, p. 726	through			28-72-5	Amended	V. 29, p. 369
28-21-22a	Revoked	V. 29, p. 726	28-36-109	Revoked	V. 29, p. 727	28-72-6	Amended	V. 29, p. 370
28-21-23a	Revoked	V. 29, p. 726	28-38-18	Amended	V. 27, p. 1742	28-72-6a	New	V. 29, p. 371
28-21-24a	Revoked	V. 29, p. 726	28-38-19	Amended	V. 27, p. 1743	28-72-7	Amended	V. 29, p. 373
28-21-25a	Revoked	V. 29, p. 726	28-38-21	Amended	V. 27, p. 1743	28-72-7a	New	V. 29, p. 373
28-21-26a	Revoked	V. 29, p. 726	28-38-22	Amended	V. 27, p. 1744	28-72-8	Amended	V. 29, p. 374
28-21-27a	Revoked	V. 29, p. 726	28-38-23	Amended	V. 27, p. 1744	28-72-9	Amended	V. 29, p. 375
28-21-28a	Revoked	V. 29, p. 726	28-38-29	Amended	V. 27, p. 1745	28-72-10	Amended	V. 29, p. 376
28-21-29a	Revoked	V. 29, p. 726	28-39-145a	Revoked	V. 28, p. 623	28-72-10a	New	V. 29, p. 377
28-21-30a	Revoked	V. 29, p. 726	28-39-146	Revoked	V. 28, p. 623	28-72-11	Amended	V. 29, p. 378
28-21-31a	Revoked	V. 29, p. 726	28-39-147	Revoked	V. 28, p. 623	28-72-12	Amended	V. 29, p. 378
28-21-32a	Revoked	V. 29, p. 726	28-39-148	Revoked	V. 28, p. 623	28-72-13	Amended	V. 29, p. 379
28-21-33a	Revoked	V. 29, p. 726	28-39-164			28-72-14	Amended	V. 29, p. 379
28-21-34a	Revoked	V. 29, p. 726	through			28-72-15	Amended	V. 29, p. 380
28-21-35a	Revoked	V. 29, p. 726	28-39-168	Amended	V. 28, p. 798-800	28-72-16	Amended	V. 29, p. 380
28-21-40a	Revoked	V. 29, p. 726	28-39-240			28-72-17	Amended	V. 29, p. 381
28-21-41a	Revoked	V. 29, p. 726	through			28-72-18	Amended	V. 29, p. 382
28-21-42a	Revoked	V. 29, p. 726	28-39-253	Revoked	V. 28, p. 672	28-72-18a	Amended	V. 29, p. 383
28-21-43a	Revoked	V. 29, p. 726	28-39-275			28-72-18b	Amended	V. 29, p. 384
28-21-44a	Revoked	V. 29, p. 726	through			28-72-18c	Amended	V. 29, p. 384
28-21-50a	Revoked	V. 29, p. 726	28-39-288	Revoked	V. 28, p. 672	28-72-18d	Amended	V. 29, p. 385
			28-39-425			28-72-18e	Amended	V. 29, p. 386
			through			28-72-19	Amended	V. 29, p. 387
			28-39-436	Revoked	V. 28, p. 672	28-72-20	Amended	V. 29, p. 387

28-72-21	Amended	V. 29, p. 387
28-72-22	Amended	V. 29, p. 388
28-72-51	Amended	V. 29, p. 388
28-72-52	Amended	V. 29, p. 389
28-72-53	Amended	V. 29, p. 389
28-73-1	Amended	V. 28, p. 74

**AGENCY 30: SOCIAL AND REHABILITATION SERVICES**

Reg. No.	Action	Register
30-4-90	Amended	V. 28, p. 916
30-5-78	Revoked	V. 27, p. 1022
30-5-118a	Revoked	V. 29, p. 293
30-10-15a	Revoked	V. 27, p. 1345
30-10-15b	Revoked	V. 27, p. 1345
30-10-17	Revoked	V. 27, p. 1345
30-10-18	Revoked	V. 27, p. 1345
30-10-23a	Revoked	V. 27, p. 1346
30-10-23b	Revoked	V. 27, p. 1346
30-10-25	Revoked	V. 27, p. 1346
30-10-26	Revoked	V. 27, p. 1346
30-10-27	Revoked	V. 27, p. 1346
30-10-200	Revoked	V. 27, p. 1346
30-10-210	Revoked	V. 27, p. 1346
30-45-20	New	V. 28, p. 966
30-46-10	Amended	V. 28, p. 966
30-46-17	Amended	V. 28, p. 967
30-63-10	Amended	V. 28, p. 1806
30-63-11	Amended	V. 28, p. 1807
30-63-12	Amended	V. 28, p. 1807
30-63-32	New	V. 27, p. 664
30-64-24	Revoked	V. 27, p. 665

**AGENCY 36: DEPARTMENT OF TRANSPORTATION**

Reg. No.	Action	Register
36-39-2	Amended (T)	V. 29, p. 1090
36-39-2	Amended	V. 29, p. 1416
36-39-4	Amended (T)	V. 29, p. 1091
36-39-4	Amended	V. 29, p. 1416
36-39-6	Amended (T)	V. 29, p. 1091
36-39-6	Amended	V. 29, p. 1416
36-42-1 through 36-42-9	New	V. 29, p. 502-504

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-37	Amended	V. 28, p. 966
40-1-38	Amended	V. 28, p. 1593
40-1-48	Amended	V. 27, p. 1709
40-2-28	New	V. 28, p. 273
40-3-30	Amended	V. 28, p. 112
40-3-43	Amended	V. 29, p. 1337
40-3-52	New	V. 27, p. 133
40-3-56	New	V. 28, p. 1518
40-3-57	New	V. 28, p. 1518
40-3-58	New	V. 28, p. 1518
40-4-35	Amended	V. 28, p. 915
40-4-36	Amended	V. 28, p. 1252
40-4-37v	New	V. 28, p. 643
40-4-41	Amended	V. 27, p. 434
40-4-41a through 40-4-41j	Revoked	V. 27, p. 434, 435
40-4-43	New	V. 29, p. 703
40-7-20a	Amended	V. 28, p. 604

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

Reg. No.	Action	Register
44-6-101	Amended	V. 27, p. 1126
44-6-114e	Amended	V. 27, p. 1128
44-6-115a	Amended	V. 27, p. 1134
44-6-125	Amended	V. 27, p. 1135
44-6-127 through 44-6-132	New	V. 27, p. 1135-1138

**AGENCY 48: DEPARTMENT OF LABOR—EMPLOYMENT SECURITY BOARD OF REVIEW**

Reg. No.	Action	Register
48-1-1 through 48-1-6	Amended	V. 29, p. 15-17
48-2-1 through 48-2-5	Amended	V. 29, p. 17
48-3-1	Amended	V. 29, p. 18
48-3-2	Amended	V. 29, p. 18
48-3-4	Amended	V. 29, p. 18
48-3-5	Amended	V. 29, p. 18
48-4-1	Amended	V. 29, p. 18
48-4-2	Amended	V. 29, p. 18

**AGENCY 49: DEPARTMENT OF LABOR**

Reg. No.	Action	Register
49-45-1	Amended	V. 27, p. 1466
49-45-2	Amended	V. 27, p. 1466
49-45-3	Amended	V. 27, p. 1466
49-45-4	Amended	V. 27, p. 1466
49-45-4a	Amended	V. 27, p. 1466
49-45-5	Amended	V. 27, p. 1466
49-45-6	Amended	V. 27, p. 1466
49-45-7	Amended	V. 27, p. 1467
49-45-8	Amended	V. 27, p. 1467
49-45-9	Amended	V. 27, p. 1467
49-45-20	Amended	V. 27, p. 1467
49-45-28	Amended	V. 27, p. 1467
49-45-29	Amended	V. 27, p. 1467
49-45-29b	New	V. 27, p. 1467
49-45-31	Amended	V. 27, p. 1467
49-45-34	Amended	V. 27, p. 1467
49-45-35	Amended	V. 27, p. 1467
49-45-37	Amended	V. 27, p. 1467
49-55-1 through 49-55-12	New	V. 29, p. 675, 676

**AGENCY 50: DEPARTMENT OF LABOR—DIVISION OF EMPLOYMENT**

Reg. No.	Action	Register
50-2-21a	New (T)	V. 29, p. 701
50-2-21a	New	V. 29, p. 1214

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

Reg. No.	Action	Register
51-9-7	Amended	V. 29, p. 1508

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-1-103	Amended	V. 27, p. 1603
60-1-104	Amended	V. 27, p. 1603
60-2-101	Amended	V. 27, p. 1604
60-2-102	Amended	V. 27, p. 1605, 1670
60-2-104	Amended	V. 27, p. 1606
60-2-105	Amended	V. 28, p. 197
60-2-106	Amended	V. 28, p. 197
60-2-107	Amended	V. 27, p. 1606
60-2-108	Amended	V. 27, p. 1607
60-3-106	Amended	V. 27, p. 1607
60-3-106a	Amended	V. 27, p. 1608
60-3-113	New	V. 27, p. 1608
60-3-114	New	V. 27, p. 1608
60-7-111	New	V. 27, p. 1609
60-9-105	Amended	V. 28, p. 197
60-9-107	Amended	V. 28, p. 198
60-11-101 through 60-11-105	Amended	V. 28, p. 1252-1254
60-11-107	Amended	V. 28, p. 1254
60-13-103	Amended	V. 28, p. 200
60-13-104	Amended	V. 28, p. 200
60-15-101	Amended	V. 28, p. 200
60-15-102	Amended	V. 28, p. 201
60-15-104	Amended	V. 28, p. 202
60-16-105	Revoked	V. 29, p. 1115

**AGENCY 63: BOARD OF MORTUARY ARTS**

Reg. No.	Action	Register
63-2-26	New	V. 27, p. 108
63-4-1	Amended	V. 27, p. 108

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

Reg. No.	Action	Register
65-4-3	Amended	V. 29, p. 990

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended	V. 27, p. 315
66-6-4	Amended	V. 27, p. 316
66-6-6	Amended	V. 28, p. 1536
66-6-8	Revoked	V. 28, p. 1537
66-6-9	Revoked	V. 28, p. 1537
66-7-2	Amended	V. 28, p. 1537
66-8-1	Revoked	V. 28, p. 1537
66-8-3	Amended	V. 28, p. 1537
66-8-4	Amended	V. 28, p. 1537
66-8-6	Amended	V. 29, p. 794
66-8-7	Amended	V. 28, p. 1537
66-9-4	Amended	V. 28, p. 1538
66-10-1	Amended	V. 29, p. 794
66-10-9	Amended	V. 28, p. 1538
66-10-14	Amended	V. 28, p. 1538
66-11-1	Amended	V. 28, p. 1539
66-11-1a	Amended	V. 28, p. 1539
66-11-1b	Amended	V. 28, p. 1539
66-11-4	Amended	V. 28, p. 1539
66-11-5	Amended	V. 28, p. 44
66-12-1	Amended	V. 29, p. 794
66-14-1	Amended	V. 28, p. 44
66-14-2	Amended	V. 28, p. 45
66-14-3	Amended	V. 28, p. 45
66-14-4	Revoked	V. 28, p. 45
66-14-5	Amended	V. 28, p. 45
66-14-7	Amended	V. 28, p. 45
66-14-10	Amended	V. 29, p. 794

**AGENCY 67: BOARD OF EXAMINERS IN THE FITTING AND DISPENSING OF HEARING INSTRUMENTS**

Reg. No.	Action	Register
67-3-5	New	V. 28, p. 1187

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-1-1b	Amended	V. 29, p. 465
68-1-1h	New	V. 28, p. 1491
68-1-3a	Amended	V. 28, p. 1491
68-2-20	Amended	V. 28, p. 1765
68-2-22	Amended	V. 28, p. 1491
68-7-11	Amended	V. 29, p. 1053
68-7-12b	Amended	V. 27, p. 1518
68-7-14	Amended	V. 28, p. 1492
68-7-20	Amended	V. 27, p. 435
68-7-21	New	V. 29, p. 465
68-11-2	Amended	V. 27, p. 1518
68-16-3	Amended	V. 28, p. 342
68-18-1	New	V. 27, p. 1857
68-18-2	New	V. 27, p. 1857
68-18-3	New	V. 27, p. 1858
68-19-1	New	V. 28, p. 342
68-20-10a	Amended	V. 29, p. 466
68-20-16	Amended	V. 28, p. 1561
68-20-23	New (T)	V. 27, p. 1709
68-20-23	New	V. 28, p. 192
68-21-1 through 68-21-7	New	V. 29, p. 1417-1420

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-3-8	Amended (T)	V. 28, p. 923
69-11-1	Amended	V. 28, p. 298

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-9-1 through 71-9-4	New	V. 27, p. 1878
71-10-1 through 71-10-4	New	V. 27, p. 1879

(continued)

71-11-1 New V. 28, p. 1187

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-4-7	Amended	V. 28, p. 643
74-4-8	Amended	V. 28, p. 644
74-4-9	Amended	V. 27, p. 627
74-4-10	Amended	V. 27, p. 627
74-5-2	Amended	V. 28, p. 645
74-5-2a	New	V. 28, p. 646
74-5-101	Amended	V. 28, p. 646
74-5-102	Amended	V. 28, p. 646
74-5-103	Amended	V. 28, p. 646
74-5-201	Amended	V. 28, p. 646
74-5-202	Amended	V. 28, p. 646
74-5-301	Amended	V. 28, p. 647
74-5-302	Amended	V. 28, p. 647
74-5-401	Amended	V. 28, p. 647
74-5-403	Amended	V. 28, p. 647
74-5-405a	Amended	V. 28, p. 647
74-5-406	Amended	V. 28, p. 647
74-7-4	Amended	V. 28, p. 648
74-11-6	Amended	V. 28, p. 648

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

Reg. No.	Action	Register
75-6-1	Amended	V. 28, p. 1367
75-6-9	Amended	V. 28, p. 1367
75-6-31	Amended	V. 28, p. 1367
75-6-33	Revoked	V. 28, p. 1368
75-6-34	Revoked	V. 28, p. 1368
75-6-36	New	V. 28, p. 1368
75-6-37	New	V. 28, p. 1368
75-6-38	New	V. 28, p. 1368

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

Reg. No.	Action	Register
81-3-2	Amended	V. 27, p. 1801
81-3-6	Amended	V. 28, p. 606
81-5-7	Amended	V. 27, p. 1156
81-5-14	Amended	V. 28, p. 571
81-7-2	Amended	V. 27, p. 1156
81-14-1	Amended	V. 27, p. 1157
81-14-2	Amended	V. 27, p. 1801
81-14-5	Amended	V. 28, p. 610
81-14-9	Amended	V. 27, p. 1163

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-1-219	Amended	V. 29, p. 1099
82-3-101a	New	V. 29, p. 1508
82-3-107	Amended	V. 27, p. 1518
82-3-108	Amended	V. 27, p. 1519
82-3-111	Amended	V. 27, p. 1520
82-3-120	Amended	V. 29, p. 1508
82-3-311a	New	V. 29, p. 181
82-3-135a	Amended	V. 27, p. 1521
82-3-135b	Amended	V. 27, p. 1521
82-3-138	Amended	V. 27, p. 1521
82-3-402	Amended	V. 27, p. 1521
82-3-1100 through 82-3-1120	New	V. 29, p. 182-190
82-4-3a through 82-4-3d	Amended	V. 28, p. 1373-1385
82-4-3e	Revoked	V. 28, p. 1386
82-4-3f through 82-4-3m	Amended	V. 28, p. 1386-1397
82-4-3f	Amended	V. 29, p. 1390
82-4-20	Amended	V. 28, p. 1397
82-4-30a	Amended (T)	V. 29, p. 702
82-4-30a	Amended	V. 29, p. 1392
82-11-4	Amended	V. 28, p. 917
82-11-10	Amended	V. 28, p. 922
82-14-1 through 82-14-5	Amended	V. 28, p. 967-971
82-14-6	New	V. 28, p. 972

82-17-1 through 82-17-5 New V. 29, p. 1136, 1137

**AGENCY 84: PUBLIC EMPLOYEE RELATIONS BOARD**

Reg. No.	Action	Register
84-2-1	Amended	V. 28, p. 872

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-3-19	Amended (T)	V. 27, p. 1090
86-3-19	Amended	V. 27, p. 1517
86-3-30	New (T)	V. 27, p. 1091
86-3-30	New	V. 27, p. 1517

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-24-1	Amended	V. 29, p. 1415
88-28-6	Amended	V. 29, p. 408
88-29-1	Amended (T)	V. 28, p. 1101
88-29-1	Amended	V. 28, p. 1561
88-29-4	Amended (T)	V. 28, p. 1102
88-29-4	Amended	V. 28, p. 1562
88-29-5	Amended (T)	V. 28, p. 1103
88-29-5	Amended	V. 28, p. 1563
88-29-7	Amended (T)	V. 28, p. 1103
88-29-7	Amended	V. 28, p. 1563
88-29-8	Amended (T)	V. 28, p. 1103
88-29-8	Amended	V. 28, p. 1563
88-29-8a	New (T)	V. 28, p. 1103
88-29-8a	New	V. 28, p. 1563
88-29-8b	New (T)	V. 28, p. 1104
88-29-8b	New	V. 28, p. 1564
88-29-9	Amended (T)	V. 28, p. 1104
88-29-9	Amended	V. 28, p. 1564
88-29-11	Amended (T)	V. 28, p. 1105
88-29-11	Amended	V. 28, p. 1565
88-29-12	Amended (T)	V. 28, p. 1106
88-29-12	Amended	V. 28, p. 1566
88-29-18	Amended (T)	V. 28, p. 1107
88-29-18	Amended	V. 28, p. 1567
88-29-19	Amended (T)	V. 28, p. 1108
88-29-19	Amended	V. 28, p. 1568

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-200	Amended	V. 28, p. 1222
91-1-201	Amended	V. 27, p. 1028
91-1-202	Amended	V. 28, p. 1223
91-1-203	Amended	V. 28, p. 1225
91-1-204	Amended	V. 28, p. 1229
91-1-205	Amended	V. 28, p. 1232
91-1-207	Amended	V. 27, p. 1037
91-1-209	Amended	V. 27, p. 1037
91-1-210	Amended	V. 27, p. 1038
91-1-216	Amended	V. 28, p. 1233
91-1-220	Amended	V. 27, p. 1038
91-1-221	Amended	V. 27, p. 1040
91-19-1	Amended	V. 27, p. 1041
91-19-6	Amended	V. 27, p. 1041
91-40-1	Amended	V. 29, p. 1093
91-40-2	Amended	V. 27, p. 279
91-40-3	Amended	V. 27, p. 279
91-40-5	Amended	V. 27, p. 280
91-40-7 through 91-40-12	Amended	V. 27, p. 281-284
91-40-16	Amended	V. 27, p. 285
91-40-17	Amended	V. 27, p. 285
91-40-21	Amended	V. 27, p. 286
91-40-22	Amended	V. 27, p. 287
91-40-26 through 91-40-31	Amended	V. 27, p. 287-289
91-40-27	Amended	V. 29, p. 1098
91-40-33	Amended	V. 27, p. 290
91-40-34	Amended	V. 27, p. 290
91-40-35	Amended	V. 27, p. 290
91-40-37	Revoked	V. 27, p. 291
91-40-38	Amended	V. 27, p. 291
91-40-39	Revoked	V. 27, p. 291
91-40-41	Amended	V. 27, p. 291

91-40-42	Amended	V. 27, p. 291
91-40-42a	New	V. 27, p. 292
91-40-43	Amended	V. 27, p. 293
91-40-44	Amended	V. 27, p. 293
91-40-45	Amended	V. 27, p. 293
91-40-46	Amended	V. 27, p. 294
91-40-48	Amended	V. 27, p. 294
91-40-50	Amended	V. 27, p. 294
91-40-51	Amended	V. 27, p. 295

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-12-114	New	V. 27, p. 865
92-12-140 through 92-12-145	New	V. 27, p. 866, 867
92-12-145	Amended	V. 28, p. 604
92-19-70	Revoked	V. 27, p. 868
92-26-1	Amended	V. 28, p. 170
92-26-4	Amended	V. 28, p. 170
92-28-1 through 92-28-4	New	V. 28, p. 113
92-51-25a	New	V. 29, p. 1281
92-52-14	New	V. 27, p. 1214
92-52-15	New	V. 27, p. 1214
92-52-16	New	V. 27, p. 1215

**AGENCY 94: COURT OF TAX APPEALS**

Reg. No.	Action	Register
94-2-1 through 94-2-21	Revoked	V. 29, p. 1478, 1479
94-3-1	Amended (T)	V. 27, p. 1097
94-3-1	Amended	V. 27, p. 1529
94-3-2	Amended (T)	V. 27, p. 1098
94-3-2	Amended	V. 27, p. 1529
94-4-1	Amended (T)	V. 27, p. 1098
94-4-1	Amended	V. 27, p. 1530
94-4-2	Amended (T)	V. 27, p. 1098
94-4-2	Amended	V. 27, p. 1530
94-5-1 through 94-5-25	New	V. 29, p. 1479-1485

**Agency 97: COMMISSION ON VETERANS' AFFAIRS**

Reg. No.	Action	Register
97-1-1	Revoked	V. 28, p. 459
97-1-1a	New	V. 28, p. 459
97-1-2	Revoked	V. 28, p. 460
97-1-2a	New	V. 28, p. 460
97-1-3	Revoked	V. 28, p. 460
97-1-3a	New	V. 28, p. 460
97-1-4	Revoked	V. 28, p. 460
97-1-4a	New	V. 28, p. 460
97-1-5	Revoked	V. 28, p. 461
97-1-5a	New	V. 28, p. 461
97-1-6a	New	V. 28, p. 461
97-2-1	Revoked	V. 28, p. 462
97-2-1a	New	V. 28, p. 462
97-2-2	Revoked	V. 28, p. 462
97-2-2a	New	V. 28, p. 462
97-2-3 through 97-2-8	Revoked	V. 28, p. 462
97-3-1	Revoked	V. 28, p. 462
97-3-1a	New	V. 28, p. 462
97-3-2	Revoked	V. 28, p. 462
97-3-2a	New	V. 28, p. 462
97-3-3	Revoked	V. 28, p. 463
97-3-3a	New	V. 28, p. 463
97-3-4 through 97-3-9	Revoked	V. 28, p. 463
97-4-1a	New	V. 28, p. 463
97-7-1 through 97-7-6	New	V. 29, p. 252-254

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

Reg. No.	Action	Register
99-25-1	Amended	V. 29, p. 1242
99-25-5	Amended	V. 29, p. 1242

99-25-9	Amended	V. 27, p. 108
99-25-11	New	V. 27, p. 109
99-25-12	New	V. 29, p. 1242
99-26-1	Amended	V. 28, p. 522
99-27-2	Amended	V. 27, p. 1019
99-27-3	Revoked	V. 27, p. 1019
99-27-4	Amended	V. 27, p. 1019
99-27-5	Amended	V. 27, p. 1019

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-11-1	Amended	V. 29, p. 650
100-22-8	Revoked	V. 27, p. 357
100-22-8a	New	V. 27, p. 357
100-28a-1	Amended	V. 28, p. 112
100-28a-2	Amended	V. 28, p. 1736
100-28a-10	Amended	V. 28, p. 572
100-29-1	Amended	V. 29, p. 598
100-29-3a	Amended	V. 28, p. 1737
100-29-16	Amended	V. 28, p. 1060
100-49-4	Amended	V. 29, p. 651
100-54-1	Amended	V. 28, p. 1594
100-54-4	Amended	V. 27, p. 209
100-54-8	Amended	V. 28, p. 1595
100-55-1	Amended	V. 29, p. 704
100-55-4	Amended	V. 27, p. 209
100-55-7	Amended	V. 29, p. 651
100-55-9	Amended	V. 28, p. 572
100-69-1	Amended	V. 27, p. 1672
100-69-2	Revoked	V. 27, p. 1672
100-69-10	Amended	V. 28, p. 572
100-69-12	New	V. 29, p. 704
100-72-1	Amended	V. 28, p. 112
100-72-2	Amended	V. 29, p. 705
100-72-7	Amended	V. 28, p. 273
100-73-1	Amended (T)	V. 28, p. 923
100-73-1	Amended	V. 28, p. 1282
100-73-2	Amended	V. 29, p. 598
100-73-9	Amended	V. 27, p. 315

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-1-8a	New	V. 28, p. 114
102-1-12	Amended	V. 27, p. 407
102-1-13	Amended (T)	V. 28, p. 1101
102-1-13	Amended	V. 28, p. 1426
102-2-3	Amended	V. 29, p. 340
102-2-7	Amended	V. 27, p. 1801
102-2-8	Amended	V. 28, p. 114
102-2-11a	New	V. 28, p. 116
102-2-12	Amended	V. 28, p. 116
102-3-9b	New	V. 28, p. 117
102-3-12a	Amended	V. 27, p. 1117
102-4-1a	Amended	V. 27, p. 1803
102-4-6a	Amended	V. 27, p. 1805
102-4-6b	New	V. 27, p. 1806
102-4-9b	New	V. 28, p. 117
102-4-10a	Amended	V. 27, p. 1806
102-4-12	Amended	V. 27, p. 1120
102-5-9a	New	V. 28, p. 118
102-5-12	Amended	V. 27, p. 1122
102-6-9a	New	V. 28, p. 118
102-6-12	Amended	V. 27, p. 1124

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

Reg. No.	Action	Register
105-4-1	Amended (T)	V. 29, p. 1338
105-4-1	Amended	V. 29, p. 1506
105-5-2	Amended (T)	V. 29, p. 1339
105-5-2	Amended	V. 29, p. 1506
105-5-3	Amended (T)	V. 29, p. 1339
105-5-3	Amended	V. 29, p. 1506
105-5-6	Amended (T)	V. 29, p. 1339
105-5-6	Amended	V. 29, p. 1506
105-5-7	Amended (T)	V. 29, p. 1339
105-5-7	Amended	V. 29, p. 1507
105-5-8	Amended (T)	V. 29, p. 1340
105-5-8	Amended	V. 29, p. 1507
105-11-1	Amended (T)	V. 29, p. 1340
105-11-1	Amended	V. 29, p. 1507

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

Reg. No.	Action	Register
108-1-1	Amended	V. 29, p. 1055
108-1-1	Amended (T)	V. 29, p. 1340
108-1-3	Amended	V. 29, p. 1057
108-1-3	Amended (T)	V. 29, p. 1342
108-1-4	Amended	V. 29, p. 1059
108-1-4	Amended (T)	V. 29, p. 1344

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

Reg. No.	Action	Register
109-2-9	Amended	V. 28, p. 1030
109-3-1	Amended	V. 28, p. 1030
109-5-1	Amended	V. 29, p. 1281
109-5-2	Amended	V. 28, p. 574
109-5-3	Amended	V. 29, p. 1282
109-5-4	Revoked	V. 29, p. 113
109-5-5	New	V. 27, p. 1548
109-5-6	New	V. 28, p. 575
109-6-1	Amended	V. 29, p. 113
109-6-2	Amended	V. 29, p. 113
109-6-3	Revoked	V. 28, p. 575
109-10-7	New	V. 29, p. 113
109-11-1	Amended	V. 29, p. 1283
109-11-3	Amended	V. 29, p. 1284
109-11-4	Amended	V. 29, p. 1284
109-11-6	Amended	V. 29, p. 1285
109-15-1	New	V. 28, p. 575
109-15-2	Amended	V. 29, p. 1285

**AGENCY 110: DEPARTMENT OF COMMERCE**

Reg. No.	Action	Register
110-13a-1	New	V. 27, p. 1063
110-13a-2	New	V. 27, p. 1063
110-13a-3	New	V. 27, p. 1064
110-19-1 through 110-19-4	New	V. 27, p. 1064, 1065
110-20-1 through 110-20-4	New	V. 27, p. 1065, 1066

**AGENCY 111: KANSAS LOTTERY**

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 Kansas Register. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 Kansas Register. The following regulations were filed after December 1, 2009:

Reg. No.	Action	Register
111-2-30	Amended	V. 29, p. 215
111-2-232	Amended	V. 29, p. 215
111-2-233	Amended	V. 29, p. 215
111-2-234	New	V. 29, p. 746
111-2-235 through 111-2-240	New	V. 29, p. 1214, 1215
111-2-241	New	V. 29, p. 1247
111-2-242	New	V. 29, p. 1247
111-2-243 through 111-2-248	New	V. 29, p. 1512, 1513
111-4-2899 through 111-4-2907	New	V. 29, p. 9-14
111-4-2908 through 111-4-2911	New	V. 29, p. 149-152
111-4-2911a	New	V. 29, p. 152
111-4-2912 through 111-4-2923	New	V. 29, p. 153-157

111-4-2924 through 111-4-2930	New	V. 29, p. 216-222
111-4-2931 through 111-4-2938	New	V. 29, p. 467-473
111-4-2939 through 111-4-2948	New	V. 29, p. 569-575
111-4-2949 through 111-4-2984	New	V. 29, p. 746-769
111-4-2985 through 111-4-2988	New	V. 29, p. 746-769
111-4-2989	New	V. 29, p. 1180-1183
111-4-2990	New	V. 29, p. 1216
111-4-2991	New	V. 29, p. 1217
111-4-2992 through 111-4-3011	New	V. 29, p. 1218
111-4-3012 through 111-4-3022	New	V. 29, p. 1248-1259
111-5-175 through 111-5-179	New	V. 29, p. 1513-1522
111-5-180 through 111-5-194	New	V. 29, p. 157-159
111-5-181	Amended	V. 29, p. 222-228
111-5-184	Amended	V. 29, p. 1522
111-5-186	Amended	V. 29, p. 1523
111-5-194	Amended	V. 29, p. 1524
111-9-162	New	V. 29, p. 1525
111-9-163	New	V. 29, p. 229
111-9-164	New	V. 29, p. 229
111-9-165	New	V. 29, p. 230
111-9-166	New	V. 29, p. 769
111-9-167	New	V. 29, p. 1184
111-9-168	New	V. 29, p. 1526
111-9-169	New	V. 29, p. 1526
111-201-1 through 111-201-17	New	V. 29, p. 1527
111-301-1 through 111-301-6	New	V. 29, p. 73-79
111-302-1 through 111-302-6	New	V. 29, p. 79, 80
111-303-1 through 111-303-5	New	V. 29, p. 82-86
111-304-1 through 111-304-6	New	V. 29, p. 87-89
111-305-1 through 111-305-6	New	V. 29, p. 89-91
111-306-1 through 111-306-6	New	V. 29, p. 474, 475
111-306-4	Amended	V. 29, p. 1185-1187
111-306-6	Amended	V. 29, p. 1260
111-307-1 through 111-307-7	New	V. 29, p. 1219
111-308-1 through 111-308-7	New	V. 29, p. 1189-1191
111-309-1 through 111-309-6	New	V. 29, p. 1261-1263
111-310-1 through 111-310-6	New	V. 29, p. 1528-1530
111-311-1 through 111-311-7	New	V. 29, p. 1530-1532

(continued)

**AGENCY 112: RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-12-15	New	V. 28, p. 797
112-13-6	New	V. 28, p. 376
112-100-1 through 112-100-7	New	V. 27, p. 1378
112-101-1 through 112-101-16	New	V. 28, p. 376-379
112-102-1 through 112-102-13	New	V. 28, p. 1161-1163
112-103-1 through 112-103-12	New	V. 28, p. 376-382
112-103-15	New	V. 28, p. 382
112-103-16	New	V. 28, p. 382
112-104-1 through 112-104-33	New	V. 27, p. 1378-1406
112-104-34 through 112-104-41	New	V. 28, p. 1457-1459
112-105-1 through 112-105-7	New	V. 27, p. 1406-1408
112-106-1 through 112-106-7	New	V. 27, p. 1408-1411
112-107-1	New	V. 28, p. 424
112-107-2	New	V. 28, p. 424
112-107-3	New	V. 28, p. 424
112-107-5	New	V. 28, p. 428
112-107-6	New	V. 28, p. 428
112-107-7	New	V. 28, p. 428
112-107-9	New	V. 28, p. 429
112-107-10	New	V. 28, p. 429
112-107-11	New	V. 28, p. 430
112-107-13 through 112-107-32	New	V. 28, p. 430-440
112-107-34	New	V. 28, p. 441
112-108-1 through 112-108-57	New	V. 28, p. 1766-1788
112-110-1 through 112-110-13	New	V. 28, p. 464-470
112-111-1 through 112-111-5	New	V. 28, 470-472
112-112-1 through 112-112-9	New	V. 27, p. 1411-1413
112-113-1	New	V. 28, p. 382
112-114-1 through 112-114-6	New	V. 28, p. 472
112-114-8 through 112-114-12	New	V. 28, p. 472, 473
112-114-14	New	V. 28, p. 473

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

Reg. No.	Action	Register
115-2-1	Amended	V. 29, p. 1091
115-2-3	Amended	V. 27, p. 1264

115-2-3a	Amended	V. 28, p. 1596
115-2-5	Amended	V. 27, p. 1265
115-4-2	Amended	V. 29, p. 408
115-4-4	Amended	V. 29, p. 658
115-4-4a	Amended	V. 29, p. 659
115-4-6	Amended	V. 29, p. 409
115-4-6a	Revoked	V. 27, p. 112
115-4-11	Amended	V. 29, p. 67
115-4-13	Amended	V. 27, p. 404
115-4-14	Revoked	V. 27, p. 112
115-5-1	Amended	V. 28, p. 1250
115-5-2	Amended	V. 28, p. 1251
115-6-1	Amended	V. 28, p. 1251
115-7-1	Amended	V. 29, p. 411
115-7-2	Amended	V. 27, p. 1708
115-7-3	Amended	V. 28, p. 1599
115-7-8	Amended	V. 27, p. 405
115-7-9	Amended	V. 27, p. 406
115-7-10	New	V. 28, p. 1600
115-8-1	Amended	V. 29, p. 1092
115-8-6	Amended	V. 28, p. 1600
115-8-9	Amended	V. 27, p. 1265
115-8-10	Amended	V. 27, p. 1265
115-8-13	Amended	V. 27, p. 112
115-15-1	Amended	V. 28, p. 1079
115-15-2	Amended	V. 28, p. 1080
115-18-7	Amended	V. 29, p. 659
115-18-21	New	V. 27, p. 1708
115-20-7	New	V. 29, p. 659

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-1-1	Amended	V. 28, p. 373
117-2-1	Amended	V. 29, p. 412
117-2-2	Amended	V. 29, p. 413
117-2-2a	Amended	V. 28, p. 373
117-3-1	Amended	V. 29, p. 414
117-3-2	Amended	V. 29, p. 415
117-3-2a	Amended	V. 28, p. 373
117-4-1	Amended	V. 29, p. 416
117-4-2	Amended	V. 29, p. 417
117-4-2a	Amended	V. 28, p. 374
117-5-2	Amended	V. 28, p. 374
117-5-2a	Amended	V. 28, p. 375
117-6-1	Amended	V. 29, p. 656
117-6-3	Amended	V. 29, p. 656
117-7-1	Amended	V. 28, p. 375
117-8-1	Amended	V. 29, p. 418
117-10-1	New	V. 28, p. 375

**AGENCY 121: DEPARTMENT OF CREDIT UNIONS**

Reg. No.	Action	Register
121-9-1	Amended	V. 28, p. 457
121-10-1	Amended	V. 29, p. 675
121-10-2	New	V. 27, p. 1099
121-11-1	New	V. 28, p. 457
121-11-2	New	V. 28, p. 457
121-12-1	New	V. 28, p. 459

**AGENCY 123: JUVENILE JUSTICE AUTHORITY**

Reg. No.	Action	Register
123-2-111	New (T)	V. 29, p. 1115
123-2-111	New	V. 29, p. 1415

**AGENCY 127: KANSAS HOUSING RESOURCES CORPORATION**

Reg. No.	Action	Register
127-2-1	New	V. 28, p. 192
127-2-2	New	V. 28, p. 192
127-2-3	New	V. 28, p. 193

**AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION**

Reg. No.	Action	Register
128-1-1	New (T)	V. 27, p. 106
128-1-1	New	V. 27, p. 358
128-2-1	New	V. 27, p. 360
128-2-3 through 128-2-13	New	V. 27, p. 360-362
128-2-12	New (T)	V. 27, p. 107
128-3-1	New	V. 27, p. 362
128-4-1 through 128-4-9	New	V. 27, p. 363-367
128-4a-1	New	V. 27, p. 367
128-5-1	New	V. 27, p. 367
128-5-2	New	V. 27, p. 368
128-6-1	New	V. 27, p. 368
128-6-2	New	V. 27, p. 371
128-6-4	New	V. 27, p. 374

**AGENCY 129: KANSAS HEALTH POLICY AUTHORITY**

Reg. No.	Action	Register
129-5-1	Amended	V. 27, p. 628
129-5-78	Amended	V. 28, p. 1464
129-5-108	Amended	V. 27, p. 1346
129-5-118	Amended	V. 29, p. 293
129-5-118a	New	V. 29, p. 294
129-5-118b	Amended	V. 29, p. 296
129-10-15a	New	V. 27, p. 1346
129-10-15b	New	V. 27, p. 1348
129-10-17	New	V. 27, p. 1348
129-10-18	New	V. 27, p. 1350
129-10-23a	New	V. 27, p. 1353
129-10-23b	New	V. 27, p. 1353
129-10-25	New	V. 27, p. 1354
129-10-26	New	V. 27, p. 1355
129-10-27	New	V. 27, p. 1356
129-10-200	New	V. 27, p. 1356
129-10-210	New	V. 27, p. 1358

**AGENCY 130: HOME INSPECTORS REGISTRATION BOARD**

Reg. No.	Action	Register
130-1-1	New	V. 28, p. 1737
130-1-2	New (T)	V. 29, p. 38
130-1-2	New	V. 29, p. 567
130-1-3	New (T)	V. 29, p. 38
130-1-3	New	V. 29, p. 567
130-1-4	Amended	V. 29, p. 567
130-1-5	New	V. 28, p. 1738
130-2-1	New	V. 28, p. 1738
130-3-1	New (T)	V. 29, p. 38
130-3-1	New	V. 29, p. 568
130-4-1	New (T)	V. 29, p. 39
130-4-1	New	V. 29, p. 794
130-4-2	New (T)	V. 29, p. 39
130-4-2	New	V. 29, p. 794
130-5-2	New	V. 29, p. 569

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