



# Kansas Register

Kris W. Kobach, Secretary of State

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State of Kansas

Legislature

Interim Committee Schedule

The Legislative Research Department gives notice that the following legislative committees plan to meet on the dates listed below based on current information and subject to change. 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 711, or email [legserv@las.ks.gov](mailto:legserv@las.ks.gov).

Date	Room	Time	Committee	Agenda
Sept 26	159-S	9:00 a.m.	Joint Committee on State Building Construction	Review Capital Improvements Five-year Plans
Sept 26	548-S	10:00 a.m.	Senate Confirmation Oversight Committee	Discussion of appointments requiring Senate Confirmation
Sept 27	159-S	9:00 a.m.	Joint Committee on State Building Construction	Review Capital Improvements Five-year plans.
Oct 2	548-S	9:00 a.m.	Health Care Stabilization Fund Oversight	Agenda not available.
Oct 3	152-S	10:00 a.m.	Joint Committee on Kansas Security	Capitol Complex security, Kansas Bureau of Investigation update; at the site: informational tour of Wolf Creek Nuclear Generating Station.
Oct 4	Various locations in Manhattan	10:00 a.m.	Joint Committee on Kansas Security	Informational tour, presentation, or both: Bio Security Research Institute, National Bio and Agro Defense Facility, and TRIGA Mark II Nuclear Reactor Facility at Kansas State University; Kansas Department of Agriculture.
Oct 5	112-N	10:00 a.m.	Joint Committee on Legislative Budget	Review the implementation of the new School Finance Formula; Update on Osawatomie State Hospital; Review LDOT and the use pf the bonding authority; Update on A&M savings with agency responses; and Update from State Fire Marshal on Texas and Florida emergency assistance.

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Oct 5	152-S	9:00 a.m.	Joint Committee on Kansas Security	State guard associations, civilian involvement in emergency response, emergency communications, Adjutant General resources.
Oct 6	112-N	9:00 a.m.	Legislative Post Audit Committee	Presentation of Staff Performance Audits, Presentation of Staff Limited-Scope Audits, Presentation of Staff IT Audits, FY2018-2019 Budget Revisions, Potential Rules Changes, Potential Legislation, Post Auditor Evaluation.
Oct 10	112-N	TBA	Child Welfare System Task Force	Agenda not available
Oct 11	548-S	TBA	Special Committee on Financial Institutions and Insurance	Agenda not available

Tom Day  
Director of Legislative  
Administrative Services

Doc. No. 045747

## State of Kansas

### Pooled Money Investment Board

#### Notice of Investment Rates

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

#### Effective 9-25-17 through 10-1-17

Term	Rate
1-89 days	1.16%
3 months	1.08%
6 months	1.18%
12 months	1.31%
18 months	1.37%
2 years	1.43%

Scott Miller  
Director of Investments

Doc. No. 045739

## State of Kansas

### Public Employee Retirement System

#### Request for Proposals

The Kansas Public Employees Retirement System (KPERs) is soliciting proposals for General Investment Consulting services. A copy of the Request for Proposals (RFP) may be downloaded at <http://www.kpers.org>.

The KPERs general investment consultant will be expected to provide services and support in asset/liability analysis; strategic and tactical asset class review; investment structure and strategy; investment risk monitoring and analysis; assistance with investment manager selection, oversight, and evaluation; and semi-annual investment performance analysis and reporting.

All proposals must meet the minimum qualifications as set forth within the RFP. Respondents should deliver six (6) hard copies and one (1) copy saved on a CD of

their written response to the RFP by 12:00 p.m. (CST) Friday, October 27, 2017.

Questions about the RFP may be directed in writing to Elizabeth B.A. Miller, CFA, Chief Investment Officer, KPERs, 611 S. Kansas Ave., Suite 100, Topeka, KS 66603 or by email to [rfp\\_genconsultsearch@kpers.org](mailto:rfp_genconsultsearch@kpers.org). Deadline for submission of written questions is 12:00 p.m. (CST) Friday, October 13, 2017.

Alan Conroy  
Executive Director

Doc. No. 045742

## State of Kansas

### Department of Transportation

#### Requests Comments

The Kansas Department of Transportation (KDOT) requests comments on the draft 2017 State Freight Plan and the draft 2017 State Rail Plan. These documents provide an overview of the multimodal freight transportation networks in Kansas, commodity flows, economic data, and information about passenger rail service in the state.

Federal guidelines require a public comment period of 30 days, which concludes on October 6, 2017. The draft document for the State Freight Plan may be viewed online at <https://www.ksdot.org/burRail/Rail/default.asp>. Select the draft State Freight Plan link at the top of the page. The draft document for the State Rail Plan may be viewed online at <https://www.ksdot.org/burRail/Rail/default.asp>. Select the draft State Rail Plan link at the top of the page.

To comment on either plan, comments may be submitted to John Maddox at [John.Maddox@ks.gov](mailto:John.Maddox@ks.gov).

Richard Carlson  
Secretary

Doc. No. 045721

## State of Kansas

## Department of Transportation

## Notice to Contractors

Electronic copies of the letting proposals and plans are available on the Kansas Department of Transportation (KDOT) website at <https://kdotapp.ksdot.org/Proposal/Proposal.aspx>. The website will allow the contractor to request approval from KDOT to bid as a prime contractor and be included on the "Bid Holders List," or to be included on the "NonBid Holders List" as a subcontractor/supplier. KDOT's approval is required to bid as a prime contractor. To bid as a prime contractor, KDOT needs to be notified of the intent to bid no later than the close of business on the Monday preceding the scheduled letting date. Failure to obtain prior approval to bid as a prime contractor on any projects listed below will be reason to reject your bid. The secretary reserves the right to reject bids that do not comply with all requirements for preparing a bidding proposal as specified in the 2015 edition of the Kansas Department of Transportation *Standard Specifications for State Road and Bridge Construction*.

KDOT will only accept electronic Internet proposals using the Bid Express website at <http://www.bidx.com> until 1:00 p.m. local time October 18, 2017. KDOT will open and read these proposals at the Eisenhower State Office Building, 700 SW Harrison, Topeka, Kansas, at 1:30 p.m. local time October 18, 2017. An audio broadcast of the bid letting is available at <http://www.ksdot.org/burconsmain/audio.asp>.

Each bidder shall certify 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 certification shall be in the form of a required contract provision provided by the state to each prospective bidder. Failure to complete the required contract provision and certify the completeness of the preceding statement when electronically signing the proposal will make the bid nonresponsive and not eligible for award consideration.

## District One — Northeast

**Atchison** – 3 TE-0435-01 – 800 block of Commercial Street in Atchison, landscaping and beautification, 0.3 mile. (Federal Funds)

**Douglas** – 59-23 KA-4562-01 – U.S. 59, pavement marking, 1.2 miles. (Federal Funds)

**Johnson** – 635-46 KA-4566-01 – I-635, pavement marking, 0.4 mile. (Federal Funds)

**Lyon** – 50-56 KA-4561-01 – U.S. 50, pavement marking, 7.0 miles. (Federal Funds)

**Wyandotte** – 635-105 KA-4565-01 – I-635 and U.S. 69, pavement marking, 12.0 miles. (Federal Funds)

**Wyandotte** – 05-105 N-0640-01 – K-5 (Leavenworth Road) from 63rd Street to 38th Street, grade and surfacing, 2.3 miles. (Federal Funds)

## District Two — North Central

**Chase** – 9 C-4835-01 – Bridge located 0.5 mile south and 0.7 mile west of Wonsevu, bridge replacement, 0.2 mile. (Federal Funds)

**Chase** – 50-9 KA-4560-01 – U.S. 50, pavement marking, 2.0 miles. (Federal Funds)

**Ellsworth** – 27 C-4833-01 – Bridge located 1.3 miles south and 7.0 miles west of Ellsworth, bridge replacement, 0.2 mile. (Federal Funds)

**Ellsworth** – 70-27 KA-4555-01 – I-70, pavement marking, 23.2 miles. (Federal Funds)

**Lincoln** – 70-53 KA-4556-01 – I-70, pavement marking, 7.2 miles. (Federal Funds)

**Saline** – 143-85 KA-4641-01 – K-143, from I-70/K-143 junction north and west to the U.S. 81/K-143 junction, ultra-thin bonded asphalt surfacing, 4.7 miles. (Federal Funds)

**Statewide** – 177-106 KA-4665-01 – K-177, from the north city limits of Council Grove north to the Morris/Geary county line, from the Morris/Geary county line north to the 2-lane/4-lane divide south of the K-177/I-70 junction, and from the Morris/Wabaunsee county line north to the K-99/K-177 junction, sealing, 29.8 miles. (State Funds)

**Statewide** – 56-106 KA-4668-01 – U.S. 56, from the U.S. 56/U.S. 77 junction east to the Dickinson/Morris county line and from the Morris/Dickinson county line east to the west city limits of Council Grove, sealing, 23.0 miles. (State Funds)

**Statewide** – 15-106 KA-4711-01 – K-15, from the U.S. 56/K-15 junction north to the Marion/Dickinson county line and from K-15/1400 Avenue junction (1.81 miles north of RS 191) north to the south city limits of Abilene, sealing, 22.8 miles. (State Funds)

## District Three — Northwest

**Phillips** – 36-74 KA-4306-01 – U.S. 36, bridge #015 located 12.5 miles east of the east U.S. 183/U.S. 36 junction, guard fence. (State Funds)

**Phillips** – 36-74 KA-4701-01 – U.S. 36, from the Phillips/Norton county line east 17.3 miles to approximately 80 feet west of the west U.S. 36/U.S. 183 junction, milling and overlay, 17.3 miles. (State Funds)

**Phillips** – 36-74 M-0053-01 – Stockpile for U.S. 36 project from the Phillips/Norton county line east 17.3 miles to approximately 80 feet west of the west U.S. 36/U.S. 183 junction, stockpile bituminous material, 17.3 miles. (State Funds)

**Russell** – 281-84 KA-4662-01 – U.S. 281, from the north city limits of Russell to the west U.S. 281/K-18 junction, milling and overlay, 15.0 miles. (Federal Funds)

**Sheridan** – 24-90 KA-3248-01 – U.S. 24, from the west city limits of Hoxie east to the Sheridan/Graham county line, milling and overlay, 15.5 miles. (State Funds)

**Sheridan** – 24-90 M-0056-01 – Stockpile for the U.S. 24 project from the west city limits of Hoxie east to the Sheridan/Graham county line, stockpile bituminous material, 15.5 miles. (State Funds)

**Thomas** – 70-97 KA-4525-01 – I-70, under Bridge #029 (overpass County Road F) located approximately 1.39 miles northwest of the U.S. 83 junction, guard fence. (State Funds)

**District Four — Southeast**

**Coffey** – 16 C-4845-01 – Bridge located 3.5 miles north and 1.0 mile east of Gridley, bridge replacement, 0.2 mile. (Federal Funds)

**Coffey** – 16 TE-0446-01 – Downtown Lebo on Broadway Street, landscaping and beautification, 0.1 mile. (Federal Funds)

**Crawford** – 19 U-2309-01 – City of Pittsburg at three school locations, pedestrian and bicycle paths, 0.5 mile. (Federal Funds)

**Elk** – 25 C-4846-01 – Bridge located 4.0 miles west and 2.9 miles north of Howard, bridge replacement, 0.2 mile. (Federal Funds)

**Greenwood** – 37 C-4836-01 – Bridge located 3.4 miles west and 5.0 miles north of Eureka, bridge replacement, 0.2 mile. (Federal Funds)

**Wilson** – 103 C-4831-01 – Bridge located 2.9 miles west of Neodesha, bridge replacement, 0.2 mile. (Federal Funds)

**District Five — South Central**

**Barton** – 5 C-4702-01 – Bridge located 2.7 miles east of Great Bend, bridge replacement, 0.3 mile. (Federal Funds)

**Barton** – 56-5 KA-4645-01 – U.S. 56, from the Pawnee/Barton county line east to the city limits of Pawnee Rock, milling and overlay, 0.7 mile. (Federal Funds)

**Butler** – 8 N-0635-01 – Andover Road, from Four Mile Creek to SW 120th Street in Andover, grade and surfacing, 0.7 mile. (Federal Funds)

**Comanche** – 17 C-4841-01 – Bridge over Bluff Creek located 1.5 miles west and 6.8 miles south of Protection, bridge replacement, 0.2 mile. (Federal Funds)

**Cowley** – 77-18 KA-4647-01 – U.S. 77, from the U.S. 77/U.S. 77 bypass junction north to south Winfield city limits, overlay, 8.0 miles. (Federal Funds)

**Cowley** – 15-18 KA-4708-01 – K-15, from the north K-15/U.S. 77 junction northwest to the east Udall city limits, milling and overlay, 5.9 miles. (State Funds)

**Cowley** – 77-18 KA-4712-01 – U.S. 77, from the K-15/U.S. 77 junction north to the Cowley/Butler county line, milling and overlay, 6.0 miles. (Federal Funds)

**Cowley** – 18 U-0681-01 – Bridge over the Walnut River located 1 mile west of U.S. 77 on Fourteenth Avenue in Winfield, bridge replacement, 0.2 mile. (Federal Funds)

**Edwards** – 56-24 KA-3267-01 – U.S. 56, from the west city limits of Kinsley, northeast to the east city limits of Kinsley, pavement reconstruction, 1.3 miles. (Federal Funds)

**Edwards** – 24 U-0478-01 – City of Kinsley, pedestrian and bicycle paths. (Federal Funds)

**Harvey** – 50-40 KA-4642-01 – U.S. 50, from the north I-135/U.S. 50 junction east 3.5 miles, 3-inch overlay, 3.5 miles. (State Funds)

**Harvey** – 50-40 KA-4643-01 – U.S. 50, from west of the west Walton city limits east to the Harvey/Marion county line, overlay, 8.2 miles. (Federal Funds)

**Pawnee** – 56-73 KA-4646-01 – U.S. 56, from the east Larned city limits east to the Pawnee/Barton county line, milling and overlay, 7.4 miles. (Federal Funds)

**Rush** – 04-83 KA-4702-01 – K-4, beginning at the Ness/Rush county line east to the Rush/Barton county line, surface recycle, 36.7 miles. (State Funds)

**District Six — Southwest**

**Clark** – 283-13 KA-4656-01 – U.S. 283, from north of the north Minneola city limits north to the Clark/Ford county line, milling and overlay, 1.6 miles. (Federal Funds)

**Finney** – 50-28 KA-4652-01 – U.S. 50, from the east U.S. 50/U.S. 83 junction to Towns Road and U.S. 50B from Campus Drive east to the east U.S. 50/U.S. 83/U.S. 50B junction, milling and overlay, 3.0 miles. (Federal Funds)

**Ford** – 283-29 KA-4657-01 – U.S. 283, from the Ford/Clark county line north to the U.S. 56/U.S. 400 junction, milling and overlay, 17.1 miles. (Federal Funds)

**Greeley** – 96-36 KA-4650-01 – K-96, from the west Tribune city limits east to the Greeley/Wichita county line, milling and overlay, 12.1 miles. (Federal Funds)

**Hamilton** – 50-38 KA-3896-01 – U.S. 50, Bridge #019 (Syracuse Creek) located 0.86 mile west of the west K-27 junction, bridge replacement. (Federal Funds)

**Hamilton** – 50-38 KA-3897-01 – U.S. 50, Bridge #010 (East Bridge Creek) located 7.49 miles east of the Kansas/Colorado state line, bridge replacement. (Federal Funds)

**Morton** – 56-65 KA-4654-01 – U.S. 56, west of the west Rolla city limits east to the Morton/Stevens county line, milling and overlay, 7.9 miles. (Federal Funds)

**Scott** – 96-86 KA-4648-01 – K-96, from the Wichita/Scott county line east to Scott City, surface recycle, 11.8 miles. (Federal Funds)

**Scott** – 83-86 KA-4655-01 – U.S. 83, from the north Scott city limits north to Scott/Logan county line, milling and overlay, 15.0 miles. (Federal Funds)

**Wichita** – 96-102 KA-4649-01 – K-96, from the east Leoti city limits east to the Wichita/Scott county line, surface recycle, 11.9 miles. (Federal Funds)

**Wichita** – 96-102 KA-4651-01 – K-96, from the Greeley/Wichita county line east to east Leoti city limits, milling and overlay, 12.0 miles. (Federal Funds)

Richard Carlson  
Secretary

Doc. No. 045724

**State of Kansas****Board of Regents Universities****Notice to Bidders**

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

**Emporia State University** – Bid postings: <http://www.emporia.edu/busaff/purchasing>. Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: [purchaseorders@emporia.edu](mailto:purchaseorders@emporia.edu). Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801-5415.

**Fort Hays State University** – Bid postings: <http://www.fhsu.edu/purchasing/bids/>. Additional contact info: phone: 785-  
(continued)

628-4251, fax: 785-628-4046, email: [purchasing@fhsu.edu](mailto:purchasing@fhsu.edu). Mailing address: Fort Hays State University Purchasing Office, 601 Park St., Sheridan Hall 318, Hays, KS 67601.

**Kansas State University** – Bid postings: <https://www.k-state.edu/purchasing/rfq>. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: [kspurch@k-state.edu](mailto:kspurch@k-state.edu). Mailing address: Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506.

**Pittsburg State University** – Bid postings: <http://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: [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.procurement.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: [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: <http://www.wichita.edu/purchasing>. Additional contact info: phone: 316-978-3080, fax: 316-978-3528. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Cathy Oehm  
Chair of Regents Purchasing Group  
Assistant Director of Purchasing  
Kansas State University

Doc. No. 045529

## State of Kansas

### Department of Administration Procurement and Contracts

#### Notice to Bidders

Sealed bids for items listed will be received by the director of Procurement and Contracts until 2:00 p.m. on the date indicated. For more information, call 785-296-2376:

10/11/2017	EVT0005351	Repair and Seal Asphalt Pavement; Topeka
10/19/2017	EVT0005352	Construction Equipment Rental
10/26/2017	EVT0005356	Managed Storeroom Services
11/02/2017	EVT0005354	Denim Fabric

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

<http://admin.ks.gov/offices/procurement-and-contracts/bid-solicitations>

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

<http://admin.ks.gov/offices/procurement-and-contracts/additional-files-for-bid-solicitations>

**There are No Bids Under this  
Website Closing in this Week's Ad**

Information regarding prequalification, projects and bid documents can be obtained at 785-296-8899 or <http://admin.ks.gov/offices/ofpm/dcc>.

Tracy T. Diel, Director  
Procurement and Contracts

Doc. No. 045749

## State of Kansas

### Department of Agriculture Division of Conservation

#### Notice of Authorization to Proceed with On-Call Engineering Services

The Watershed Institute, Inc. has been identified as a qualified entity to provide certain on-call engineering services to the Kansas Department of Agriculture, Division of Conservation. Pursuant to its current "Agreement for On-Call Engineering Services" with The Watershed Institute, Inc., the Kansas Department of Agriculture, Division of Conservation issued an authorization to proceed on Contract No. SbPP-2017-7 for engineering survey/re-designs and construction oversight/inspections in the Cottonwood River watershed at the Rees/Breckenridge project site in Chase County. The authorization to proceed was issued on September 5, 2017, on a total proposed price of \$7,229.07.

Additional information about the Division of Conservation's Streambank Protection Program is available from the program manager by phone at 785-564-6622, or electronically at [steve.frost@ks.gov](mailto:steve.frost@ks.gov).

Rob Reschke  
Executive Director  
Division of Conservation

Doc. No. 045744

## State of Kansas

### Department of Health and Environment

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

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

**Public Notice No. KS-AG-17-200/208**

**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Lee Reeve Reeve Cattle Company, Inc. PO Box 1036 Garden City, KS 67846	E/2 and NW/4 of Section 13 & SW/4 of Section 12 T25S, R33W Finney County	Upper Arkansas River Basin
Kansas Permit No. A-UAFI-C018		Federal Permit No. KS0091731

This permit is being modified for an expanding facility for a confined animal feeding operation for 48,000 head (48,000 animal units) of beef cattle weighing more than 700 pounds. The facility is proposing an expansion of 8,000 head (8,000 animal units) of cattle weighing greater than 700 pounds. The facility will have a maximum capacity of 56,000 animal units. An additional 59.7 acres of open lot pens and feed roads are proposed to be constructed. There are no other changes to the permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Randy Shrauner Shrauner Feedyard 3145 US Highway 160 Protection, KS 67127	N/2 of Section 33 T32S, R20W Comanche County	Cimarron River Basin
Kansas Permit No. A-CICM-C001		Federal Permit No. KS0100455

This is a renewal permit for an existing facility for 2,000 head (2,000 animal units) of cattle weighing greater than 700 pounds. There is no change in the permitted number of animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Gary Cheney Cheney Feed Yard 12500 S. Kansas Road Scott City, KS 67871	NW/4 of Section 24 T20S, R33W Scott County	Upper Arkansas River Basin
Kansas Permit No. A-UASC-C026		Federal Permit No. KS0097063

This is a renewal permit for an existing facility for 1,500 head (1,500 animal units) of cattle weighing more than 700 pounds. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Dale Keesecker 3MK Pork, LLC 2069 Prairie Road Washington, KS 66968	SW/4 of Section 17 T02S, R03E Washington County	Big Blue River Basin
Kansas Permit No. A-BBWS-H002		Federal Permit No. KS0089681

This is a renewal permit for an existing facility for 8,000 head (3,200 animal units) of swine weighing more than 55 pounds. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Terry Holterman County Line Feeders 29757 Road F Almena, KS 67622	SE/4 of Section 25 T01S, R21W Norton County	Upper Republican River Basin
Kansas Permit No. A-URNT-C002		Federal Permit No. KS0091014

This is a renewal permit for an existing facility for 5,000 head (5,000 animal units) of cattle weighing more than 700 pounds. There has been no change in animal numbers from the last permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Terry Nelson Nelson Hog Farms Grower-Finisher Facility 1304 W. Fox Road Long Island, KS 67647	SW/4 of Section 33 T01S, R20W & NW/4 of Section 04 T02S, R20W Phillips County	Upper Republican River Basin

Kansas Permit No. A-URPL-S012  
This permit is being reissued for an existing facility with a maximum capacity of 1,800 head (180 animal units) of swine 55 pounds or less and 1,200 head (480 animal units) of swine more than 55 pounds, for a total of 660 animal units of swine. There is no change in the permitted animal units from the previous permit cycle.

Name and Address of Applicant	Legal Description	Receiving Water
Rick Daniels 17620 Meade Road Erie, KS 66733	NW/4 of Section 11 T28S, R19E Neosho County	Neosho River Basin
Kansas Permit No. A-NENO-M005		

This permit is being reissued with an existing facility with a maximum capacity of 70 head (98 animal units) of mature dairy cattle, 44 head (22 animal units) of dairy calves, and 20 head (20 animal units) of dairy heifers, for a total of 134 head (140 animal units) of dairy cattle. There is no change in the permitted animal units from the previous permit cycle.

Name and Address of Applicant	Legal Description	Receiving Water
Toby D. Yoder Yoder Dairy 1331 26th Road Axtell, KS 66403	S/2 of the NE/4 of Section 06 T03S, R10E Marshall County	Big Blue River Basin
Kansas Permit No. A-BBMS-M022		

This permit is being reissued for an existing facility with a maximum capacity of 50 head (70 animal units) of mature dairy cattle, 21 head (21 animal units) of dairy heifers, 40 head (20 animal units) of dairy calves, and 2 head (4 animal units) of horses, for a total of 115 animal units. There is no change in the permitted animal units from the previous permit cycle.

Name and Address of Applicant	Legal Description	Receiving Water
Rick Gibson Gibson Dairy 28468 L Road Circleville, KS 66416	NW/4 of Section 02 T06S, R14E Jackson County	Kansas River Basin
Kansas Permit No. A-KSJA-M013		

This permit is being reissued for an existing facility with a maximum capacity of 90 head (126 animal units) of mature dairy cattle, 55 head (55 animal units) of dairy heifers, and 70 head (35 animal units) of dairy calves, for a total of 216 animal units of dairy cattle. There is no change in the permitted animal units from the previous permit cycle.

**Public Notice No. KS-Q-17-124/126**

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Ash Grove Cement Company 11011 Cody Overland Park, KS 66210	Greathouse Creek via Unnamed Tributary	Pit De-Watering and Stormwater Runoff

(continued)

Kansas Permit No. I-VE10-PO01 Federal Permit No. KS0100358  
 Legal Description: NE¼, S31, T27S, R14E, Wilson County, KS  
 Facility Name: Coyville Quarry

The proposed action is to reissue an existing permit for discharge during quarrying operations. This is a sandstone quarrying operation with no washing. Outfall 001A1 consists of stormwater runoff and quarry pit water, which is treated by a settling pond before discharge. The proposed permit contains generic language to protect waters of the state.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Kaman Corporation 1332 Blue Hills Ave. Bloomfield, CT 06002	Arkansas River via Wichita Valley Center via Storm Sewer	Non-Contact Cooling Water

Kansas Permit No. I-AR94-CO66 Federal Permit No. KS0096652  
 Legal Description: NW¼, S36, T27S, R1W, Sedgwick County, KS  
 Facility Name: Kaman Composites (f.k.a. Plastic Fabricating Co., Inc.)  
 Facility Address: 1650 McComas St., Wichita, KS 67213

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This facility fabricates aircraft and aerospace composite parts using low and high pressure lamination, thermoplastic sheet forming, and metal/composite assemblies. On site well water, used for non-contact additive free cooling of autoclave #15 is discharged to the storm sewer. The proposed permit contains generic language to protect waters of the state.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Topeka MHP, LLC PO Box 31180 Spokane, WA 99223	South Branch Shunganunga Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. C-KS72-OO11 Federal Permit No. KS0119903  
 Legal Description: NW¼, SE¼, SE¼, S34, T12S, R15E, Shawnee County, KS  
 Facility Name: Shawnee Hills Mobile Home Community  
 Facility Address: 4420 SW 61st St., Topeka, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, and total nitrogen.

**Public Notice No. KS-PT-17-014**

The requirements of the draft permits public noticed below are pursuant to the Kansas Administrative Regulations 28-16-82 through 28-16-98, and U.S. Environmental Protection Agency Pretreatment Regulation 40 CFR 403.

Name and Address of Applicant	Receiving Facility	Type of Discharge
New Age Industrial Corporation, Inc. PO Box 520 Norton, KS 67654	Norton MWWTP	Process Wastewater

Kansas Permit No. P-UR16-OO01 Federal Tracking No. KSP000112  
 Facility Name: New Age Industrial Corporation, Inc.  
 Facility Address: 16788 E. HWY 36, Norton, KS 67654

The proposed action consists of issuing a new pretreatment permit for an existing facility. This facility extrudes aluminum alloy billets into various products such as aluminum carts and selves. Aluminum is processed in a metal washing operation, consisting of an automated

system and a wash bay, which is batch discharge. Outfall 001 consists of the discharge from these two washing operations. Outfall 002 consists of wastes discharged from the aluminum extruding operation. Outfall 003 is the discharge from the vibrating tumbling operation that is used to process aluminum metal parts. The proposed permit contains limits for total toxic organics, chromium, cyanide, zinc, oil and grease, and pH, as well as monitoring of phosphorus and flow.

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 SW Jackson St., Suite 420, Topeka, KS 66612-1367.

All comments regarding the draft documents or application notices received on or before **October 28, 2017**, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-200/208, KS-Q-17-124/126, KS-PT-17-014) 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, 1000 SW Jackson St., Suite 420, Topeka, Kansas. 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 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Susan Mosier, MD, MBA, FACS  
 Secretary and State Health Officer

Doc. No. 045746

**State of Kansas**

**Department of Health and Environment**

**Notice Concerning Proposed Kansas Air Quality Class I Operating Permit Significant Modification**

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed significant permit modification of an air quality operating permit. Ash Grove Cement Company has applied for a significant permit modification of the facility's Class I operating permit in accordance with



the provisions of K.A.R. 28-19-513 et al. The Attachment F, Compliance Assurance Monitoring Plan, of the Class I operating permit has also been updated to meet current permit requirements.

Ash Grove Cement Company, 11011 Cody St., Overland Park, KS 66210, owns and operates Portland Cement Manufacturing Facility located at 1801 N. Santa Fe, Chanute, KS 66720.

A copy of the proposed significant permit modification, significant permit modification application, all supporting documentation, and all information relied upon during the significant permit modification application review process are available for public review during normal business hours at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Southeast District Office (SEDO), 308 W. 14th St., Chanute, KS 66720. To obtain or review the proposed significant permit modification and supporting documentation, contact Susana Pjesky, 785-296-1691 at the central office of the KDHE, and review of the proposed permit only, contact Doug Cole, 620-860-7235 at the SEDO. The standard departmental cost will be assessed for any copies requested.

Please direct written comments or questions regarding the documents to Susana Pjesky, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final decision, written comments must be received no later than noon Monday, October 30, 2017.

A person may request a public hearing be held on the proposed documents. 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 Susana Pjesky KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than noon Monday, October 30, 2017 in order for the secretary of Health and Environment to consider the request.

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

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

Susan Mosier, MD, MBA, FACS  
Secretary and State Health Officer

Doc. No. 045743

## State of Kansas

### Office of the Governor

#### Executive Directive No. 17-484

#### Authorizing the Transfer of Funds between State General Fund Budget Units

By virtue of the authority vested in the Governor as the head of the Executive Branch of the State of Kansas, the following transactions are hereby authorized:

The request of Dale Dennis, Deputy Commissioner of the Department of Education, that \$133,078 be transferred from the State General Fund School District Juvenile Detention Facilities and Flint Hills Job Corps Center Grants account (652-00-1000-18-0290) to the State General Fund Operating Expenditures (including Official Hospitality) account (652-00-1000-18-0053) is hereby approved, effective immediately.

The request of Dan Thimmesch, Chief Financial Officer of the Kansas Department of Health and Environment, that the transfer of \$1,600,000 from the Medical Programs Fee Fund (264-00-2395-18-0110) to the Newborn Screening Fund (264-00-2027-18-2027) for cash flow purposes and the reversal of this transfer in March 2018 is hereby approved, effective immediately.

I have conferred with the Director of the Budget and members of my staff, and I have determined that the guidelines set forth in KSA 75-3711 and 75-3711c have been applied and that none of the foregoing actions exceeds the limitations contained therein.

Dated September 20, 2017.

Sam Brownback  
Governor

Doc. No. 045745

## State of Kansas

### Department of Agriculture Division of Weights and Measures

#### Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10:00 a.m. Wednesday, November 29, 2017, in room 124 of the Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, to consider the adoption of proposed regulations.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Agriculture, 1320 Research Park Drive, Manhattan, Kansas, 66502, or by email to [ronda.hutton@ks.gov](mailto:ronda.hutton@ks.gov). All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes. These regulations are proposed for

(continued)

adoption on a permanent basis. A summary of the proposed regulations and their economic impact follows:

K.A.R. 99-25-5—The amendment is intended to increase the fee to cover the expenses incurred by the Kansas Department of Agriculture for providing continuing education seminars to technical representatives. Currently the fee charged for continuing education seminars provided by the Department is \$20. Such fee does not cover the expenses incurred by the Department in providing the continuing education seminars. Beginning in fiscal year 2015, the Department entered a contract with a community college to provide continuing education seminars on behalf of the Department. The amendment sets the continuing education seminar fees at amounts necessary to cover the expenses incurred in providing the continuing education seminars as follows:

(i) \$82 for each continuing education seminar required for licensure year, July 1, 2018 to June 30, 2019; and

(ii) \$85 for each continuing education seminar required for licensure year, July 1, 2019 through June 30, 2020; and

(iii) \$100 for each continuing education seminar required for licensure year beginning on or after July 1, 2020.

The amendment also eliminates the annual expiration of technical representative licenses and permits the Department to issue both annual and three-year licenses as specified in K.S.A. 83-302(c)(2). The licenses issued to technical representatives show the year of expiration and all licenses expire on June 30 irregardless of what year they expire.

#### Economic Impact Statement:

K.S.A. 83-302 requires the Kansas Department of Agriculture to provide annual continuing education as part of the technical representative licensing requirements. The continuing education requirements ensure technical representatives have a minimum level of competency. Maintaining some level of minimum standards protects all Kansans involved in financial transactions involving weights and measures, both businesses and consumers, alike.

The removal of the annual expiration of licenses permits the Department to issue the three-year licenses specified in K.S.A. 83-302.

The regulation is not mandated by federal law.

Increasing the fees for continuing education seminars will cover the Department's expenses incurred in providing the seminars and will eliminate the Department's net loss resulting from the community college contract which was \$15,260.00 for calendar year 2016.

The removal of the annual expiration of licenses will not impose any significant economic impact upon the Department. The revenue schedule for approximately 10% of the Department's licensing fees will change from an annual revenue inflow to a once in three-year revenue inflow. Over time, this will be abated as the Department anticipates a surge of three-year licenses the first year such licenses are issued and then a shift to approximately the same number of three-year licenses being issued annually.

The Kansas Department of Agriculture anticipates no adverse impact on other governmental agencies. Technical representatives or their employers, if they are paying the continuing education seminar fees, will experience an increase in the fees from the current \$20 to a maxi-

imum of \$100 over a period of several years. Other private businesses utilizing the services of technical representatives could potentially experience this increased cost being passed on to them. Using the maximum potential increase of \$80, a service company would have to charge about \$0.35 more, per work day per technician, to recoup the increased fees. The potential cost increase for customers utilizing the technical representative services would be less as it is not uncommon for one technical representative to visit more than one business in a day.

In some cases, the technical representatives pay the fees themselves and do not get reimbursed by their employers. In these instances, there would be no direct pass through cost to businesses utilizing the services of a technical representative.

The Department anticipates that removing the annual license expiration will indirectly decrease the cost imposed on technical representatives or their employers. The decreased cost is realized from the reduced travel time and labor expenses since the technical representative will only have to attend continuing education seminars once every three years.

The Kansas Department of Agriculture considered removing or reducing the continuing education requirements for technical representatives however such options were rejected due to concerns that the lack of training would increase inequity in the marketplace and potentially cause significant economic harm to Kansas businesses and consumers alike. The Department will continue to work with the community college to utilize education tools to keep cost down and to keep travel cost and time commitments to a minimum for technical representatives.

The three-year license option is being requested because it is a less costly option.

K.A.R. 99-26-1—The amendment eliminates the hourly rate for services performed by the Kansas Department of Agriculture at the Kansas Metrology Laboratory due to the fee schedule specified in K.S.A. 83-214.

K.S.A. 83-214 identifies various devices the Department can test and prove. The amendment modifies the list of devices the Department can test and prove to reflect those devices specified in K.S.A. 83-214. The amendment clarifies that the Department may charge \$50 per hour for testing and proving of weights, measures, balances and other measuring devices when services are provided at the device's location.

The amendment increases the hourly rate the Department may charge when conducting National Type Evaluation Program (NTEP) evaluations. The amendment increases the rate from \$95 to a rate not to exceed \$200 per hour or fraction thereof as necessary to cover the expenses incurred by the Department in providing these services. Currently, Kansas is one of seven states recognized as a NTEP laboratory and approved to perform NTEP evaluations. NTEP evaluations are only performed for new or modified models of weighing and measuring devices when a manufacturer requests such models be evaluated and approved for legal weights and measures use. A majority of the NTEP evaluations will be conducted outside of Kansas and the Department does not want the cost of such work to be subsidized by the state of Kansas with the use of State General Fund dollars.

**Economic Impact Statement:**

The regulation is not mandated by federal law.

The amendment should reduce confusion with respect to which fees the Department will charge for various services being performed. With the removal of the hourly rate for services performed at the Kansas Metrology Laboratory, it clarifies the fee schedule in K.S.A. 83-214 will be utilized by the Department for services conducted in the Kansas Metrology Laboratory.

The amendment further clarifies that the hourly rate will be charged for services provided at the place where a device is used and not for work conducted in the Kansas Metrology Laboratory.

The Department has been performing NTEP evaluations for many years and the rate has not been changed for many years. Currently, Kansas tax payers are subsidizing the Department's expenses when NTEP evaluations are performed. The Department does not compete with private business or industry when performing NTEP evaluations because the NTEP evaluations can only be completed by the National Conference on Weights and Measures (NCWM) or government laboratories recognized and approved by NCWM.

The Kansas Department of Agriculture does not anticipate any economic impact resulting from the amendment's clarification of the fees being charged by the Department or the identification of devices as specified in K.S.A. 83-214.

The Department anticipates some economic impact resulting from the increase in NTEP evaluation rates however the increase is uncertain. The number of NTEP evaluations completed and the average amount of time to complete an NTEP evaluation is unpredictable and can vary significantly from year to year. If recent trends continue, the Department anticipates that two to five NTEP evaluations will be performed annually with each evaluation taking anywhere from 16 to 50 hours. The Department intends to charge the rate that is necessary to cover the expenses incurred but if the Department were to charge the maximum rate of \$200 per hour, the revenue received for performing individual NTEP evaluations would increase by a maximum of 111%.

The Kansas Department of Agriculture anticipates no adverse impact on other governmental agencies resulting from the amendment.

The Department does not anticipate any economic impact on private business or individuals resulting from the amendment's clarification of the fees being charged by the Department or the identification of devices as specified in K.S.A. 83-214.

If a manufacturer requests the Department to complete a NTEP evaluation, the maximum cost increase would be from \$95 to \$200 per hour. However, NTEP evaluations are optional and utilizing the Department for the evaluation is not mandatory. Manufacturers can hire any NTEP laboratory they choose and the competition between laboratories gives manufacturers other options for NTEP services.

With respect to clarifying the fees being charged by the Department and the identification of devices as specified in K.S.A. 83-214, the Department did not consider other methods.

The Department considered no longer performing NTEP evaluations, however, doing so would potentially increase the cost to Kansas manufacturers desiring to have NTEP evaluations completed. Currently the next closest states that can perform NTEP evaluations are Ohio (to the east) and Oregon (to the west). Kansas manufacturers desiring a NTEP evaluation would be responsible for paying for travel hours and expenses to bring NTEP evaluators from other states which may cost them more than the amendment's rate increase.

Any individual with a disability may request accommodations in order to participate in the public hearing and may request the proposed regulations and impact statements in an accessible format. Requests for accommodations should be made at least five working days in advance of the hearing by contacting Ronda Hutton at 785-564-6715 or fax 785-564-6777. Handicapped parking and entrance is available on the west side of the building and is accessible to individuals with disabilities. If you have questions, please contact Ronda Hutton at 785-564-6715 or email to [ronda.hutton@ks.gov](mailto:ronda.hutton@ks.gov).

Copies of the regulations and their economic impact statements may be obtained by contacting the Department of Agriculture, Ronda M. Hutton, 1320 Research Park Drive, Manhattan, KS 66502 or 785-564-6715 or by accessing the department's web site at <http://www.agriculture.ks.gov>. Comments may also be made through our website under the proposed regulation.

Jackie McClaskey  
Secretary

Doc. No. 045741

**State of Kansas****State Fire Marshal****Notice of Hearing on Proposed  
Administrative Regulations**

A public hearing will be conducted at 10:00 a.m. Wednesday, November 29, 2017 at the Kansas State Board of Healing Arts, 800 SW Jackson, Lower Level – Suite A (Board Hearing Room), Topeka, Kansas, to consider the adoption of proposed regulations and the revocation of existing regulations.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the State Fire Marshal, 800 SW Jackson, Suite 104, Topeka, KS 66603 or by email to [doug.jorgensen@ks.gov](mailto:doug.jorgensen@ks.gov). All interested parties will be given a reasonable opportunity during the public hearing to present their views orally regarding the adoption of the proposed regulations. In order to provide all parties an opportunity to present their views, it may be necessary to require that each participant limit any oral presentation to an appropriate timeframe.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for

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accommodation to participate in the hearing should be made at least five working days in advance of the hearing by calling 785-296-3401.

A summary of the proposed regulations, the revocations, and their estimated economic impact follow.

**K.A.R. 22-6-5, K.A.R. 22-6-12, K.A.R. 22-6-16, K.A.R. 22-6-20, K.A.R. 22-6-24, and K.A.R. 22-6-25** reorganize and update the nationally recognized fire codes adopted and enforced by the Office of the State Fire Marshal pursuant to K.S.A. 31-133 and 31-506 as well as create a second fireworks season for pre-sales of fireworks, for example by charitable entities.

**Economic Impact Statement:** The proposed amendments are not anticipated to have any appreciable negative economic impact on the agency, other agencies, small businesses, or the public.

**K.A.R. 22-8-10** removed the license fees for liquefied petroleum gas (propane) licenses.

**Economic Impact Statement:** The proposed amendments are not anticipated to have any appreciable negative economic impact on the agency, other agencies, small businesses, or the public.

**K.A.R. 22-11-8 and K.A.R. 22-18-3** repeal regulations no longer required by the agency.

**Economic Impact Statement:** The proposed amendments are not anticipated to have any appreciable negative economic impact on the agency, other agencies, small businesses, or the public.

**K.A.R. 22-19-5** creates a new reporting requirement for Certified Fire Investigators when investigating a fire that has caused a death.

**Economic Impact Statement:** The proposed amendments are not anticipated to have any appreciable negative economic impact on the agency, other agencies, small businesses, or the public.

**K.A.R. 22-24-1, K.A.R. 22-24-2, K.A.R. 22-24-3, K.A.R. 22-24-4, K.A.R. 22-24-5, K.A.R. 22-24-6, K.A.R. 22-24-7, K.A.R. 22-24-8, K.A.R. 22-24-9, K.A.R. 22-24-10, K.A.R. 22-24-11, K.A.R. 22-24-12, K.A.R. 22-24-13, K.A.R. 22-24-15, K.A.R. 22-24-16, K.A.R. 22-24-17, and K.A.R. 22-24-18** reorganize and update the regulations governing the regional hazardous materials response team program.

**Economic Impact Statement:** The proposed amendments are not anticipated to have any appreciable negative economic impact on the agency, other agencies, small businesses, or the public.

Copies of the complete texts of the regulations and their respective economic impact statements may be obtained by writing the State Fire Marshal at the address above, electronically on the agency's website at <http://firemarshal.ks.gov>, or by calling 785-296-3401.

Doug Jorgensen  
State Fire Marshal

Doc. No. 045750

## State of Kansas

### Department of Labor

#### Permanent Administrative Regulations

#### Article 55.—AMUSEMENT RIDE REGULATIONS

**49-55-1. Applicability.** Unless exempted by the act, this article of the department's regulations shall apply to all amusement rides, as defined in K.S.A. 2016 Supp. 44-1601 and amendments thereto, within the state. (Authorized by and implementing K.S.A. 2016 Supp. 44-1614, as amended by 2017 H Sub for SB 86, sec. 13; effective May 28, 2010; amended, T-49-6-27-17, July 1, 2017; amended Oct. 13, 2017.)

**49-55-2. Definitions.** (a) "Act" means the Kansas amusement ride act and amendments thereto.

(b) "Amusement ride records" means the following:

- (1) The current certification of an inspector's qualifications to inspect amusement rides;
- (2) the current certificate of inspection signed by a qualified inspector;
- (3) the current results of nondestructive testing;
- (4) each amusement ride manufacturer's operational manual;
- (5) each amusement ride manufacturer's nondestructive testing recommendations;
- (6) each amusement ride manufacturer's inspection guidelines; and
- (7) the records required to be maintained in accordance with K.S.A. 2016 Supp. 44-1603, and amendments thereto.

(c) "Permanent amusement ride" means an amusement ride, as defined in K.S.A. 2016 Supp. 44-1601 and amendments thereto, that is permanently affixed to the real estate where the amusement ride is operated. A permanent amusement ride is not capable of being transported from one location to another without significant physical alteration of the location and the amusement ride.

(d) "Reasonable period of time to comply with the provisions of K.S.A. 2016 Supp. 44-1601 et seq., and amendments thereto, and K.S.A. 40-4801 et seq., and amendments thereto" means 30 days after publication of the regulations adopted by the secretary pursuant to K.S.A. 2016 Supp. 44-1614(b), and amendments thereto.

(e) "Temporary amusement ride" means an amusement ride, as defined in K.S.A. 2016 Supp. 44-1601 and amendments thereto, that is movable from location to location without significant physical alteration of the location and the amusement ride. (Authorized by and implementing K.S.A. 2016 Supp. 44-1614, as amended by 2017 H Sub for SB 86, sec. 13; effective May 28, 2010; amended, T-49-6-27-17, July 1, 2017; amended Oct. 13, 2017.)

**49-55-3.** (Authorized by K.S.A. 2009 Supp. 44-1614; implementing K.S.A. 2009 Supp. 44-1602; effective May 28, 2010; revoked, T-49-6-27-17, July 1, 2017; revoked Oct. 13, 2017.)

**49-55-4. Permit application; certificate of inspection.** Each application for a permit shall include the following:

- (a) The name of the owner and operator of the amusement ride;
- (b) the location of the amusement ride or the location where the amusement ride is stored when not in use;

(c) proof of insurance;

(d) certification that the amusement ride meets the applicable standards of the American society for testing and materials (ASTM) international F24 committee; and

(e) a copy of a valid certificate of inspection for that amusement ride. Each certificate of inspection shall provide an expiration date. (Authorized by K.S.A. 2016 Supp. 44-1614, as amended by 2017 H Sub for SB 86, sec. 13; implementing K.S.A. 2016 Supp. 44-1602, as amended by 2017 H Sub for SB 86, sec. 7, and 2017 H Sub for SB 86, sec. 1; effective May 28, 2010; amended, T-49-6-27-17, July 1, 2017; amended Oct. 13, 2017.)

**49-55-5.** (Authorized by L. 2009, ch. 71, sec. 3 and K.S.A. 2008 Supp. 44-1602; implementing K.S.A. 2008 Supp. 44-1604; effective May 28, 2010; revoked, T-49-6-27-17, July 1, 2017; revoked Oct. 13, 2017.)

**49-55-6. Record retention.** The owner of each amusement ride shall retain all amusement ride records for a period of three years, which shall be grouped according to amusement ride. The owner shall retain all amusement ride records at the location of the amusement ride’s operation. The records shall be accessible upon request by the department in accordance with K.S.A. 2016 Supp. 44-1603 and amendments thereto, each person who contracts with the owner for the amusement ride’s operation, and each operator. (Authorized by K.S.A. 2016 Supp. 44-1614, as amended by 2017 H Sub for SB 86, sec. 13; implementing K.S.A. 2016 Supp. 44-1603, as amended by 2017 H Sub for SB 86, sec. 8, and K.S.A. 2016 Supp. 44-1605; effective May 28, 2010; amended, T-49-6-27-17, July 1, 2017; amended Oct. 13, 2017.)

**49-55-8. Procedure for selection of an amusement ride for compliance audit.** (a) Amusement rides shall be randomly selected each quarter by the department for compliance audit by location. Random selection for compliance audit shall include selecting amusement rides from a list of amusement rides that have been issued a valid permit by the department and amusement rides that are identified on location reports submitted to the department in accordance with K.A.R. 49-55-10.

(b) A compliance audit may also be conducted for amusement rides that are determined to be in need of a compliance audit by the secretary or the secretary’s designee. (Authorized by K.S.A. 2016 Supp. 44-1614, as amended by 2017 H Sub for SB 86, sec. 13; implementing K.S.A. 2016 Supp. 44-1602, as amended by 2017 H Sub for SB 86, sec. 7; effective May 28, 2010; amended, T-49-6-27-17, July 1, 2017; amended Oct. 13, 2017.)

**49-55-11. Submitting reports and other documents; notification of death.** (a) Except as provided in subsection (b), each report and any other document required by these regulations or the act shall be submitted to the department’s director of industrial safety and health by mail, facsimile, hand delivery, or electronic mail.

(b) For each serious injury that results in the death of a patron, notification by the owner shall be made initially by telephone, with a written notification sent within 24 hours after the initial notification. (Authorized by and implementing K.S.A. 2016 Supp. 44-1614, as amended by 2017 H Sub for SB 86, sec. 13; effective May 28, 2010; amended, T-49-6-27-17, July 1, 2017; amended Oct. 13, 2017.)

**49-55-12. Violations; reporting violations to the attorney general, county attorney, or district attorney.** (a) Each notice of violation issued by the department for a violation of the act or these regulations shall specify the following:

- (1) The nature of the violation;
- (2) the facts supporting the determination that a violation took place; and
- (3) specification of the action that the owner shall take to comply with the act or these regulations.

(b) Each notice of violation shall be reported by the department to the attorney general, county attorney, or district attorney. (Authorized by K.S.A. 2016 Supp. 44-1614, as amended by 2017 H Sub for SB 86, sec. 13; implementing K.S.A. 2016 Supp. 44-1610, as amended by 2017 H Sub for SB 86, sec. 11, and K.S.A. 2016 Supp. 44-1611; effective May 28, 2010; amended, T-49-6-27-17, July 1, 2017; amended Oct. 13, 2017.)

**49-55-13. Nationally recognized organizations that issue certificates or other evidence of qualification to inspect amusement rides.** The nationally recognized organizations that issue certifications or other evidence of qualification to inspect amusement rides and that require education, experience, and training at least equivalent to that required for a level II certification from NAARSO as of July 1, 2017, shall include the following:

- (a) The national association of amusement ride safety officials (NAARSO), for level II certification;
- (b) the amusement industry manufacturers and suppliers international (AIMS), for level II certification;
- (c) the association for challenge course technology (ACCT), for qualified inspector certification; and
- (d) Pennsylvania department of agriculture, for general qualified inspector status. (Authorized by and implementing K.S.A. 2016 Supp. 44-1614, as amended by 2017 H Sub for SB 86, sec. 13; effective, T-49-6-27-17, July 1, 2017; effective Oct. 13, 2017.)

Lana Gordon  
Secretary

Doc. No. 45740

State of Kansas

Board of Healing Arts

Temporary Administrative Regulations

Article 76.—ACUPUNCTURISTS

**100-76-1. Fees.** (a) The following fees shall be collected by the board:

- (1) Application for license ..... \$ 165.00
- (2) Annual renewal of active license:
  - (A) Paper renewal ..... \$ 150.00
  - (B) On-line renewal ..... \$ 125.00
- (3) Annual renewal of inactive license:
  - (A) Paper renewal ..... \$ 125.00
  - (B) On-line renewal ..... \$ 100.00
- (4) Annual renewal of exempt license:
  - (A) Paper renewal ..... \$ 125.00
  - (B) On-line renewal ..... \$ 100.00

(continued)

- (5) Conversion from inactive to active license.... \$ 75.00
- (6) Conversion from exempt to active license .... \$ 75.00
- (7) Late renewal:
  - (A) Paper renewal ..... \$ 50.00
  - (B) On-line renewal ..... \$ 25.00
- (8) Application for reinstatement of canceled license ..... \$ 165.00
- (9) Application for reinstatement of revoked license..... \$ 500.00
- (10) Certified copy of license..... \$ 20.00
- (11) Written verification of license ..... \$ 20.00

(b) If a licensed acupuncturist’s initial licensure period is six months or less before the first annual renewal period, the first annual renewal fee shall be prorated at \$10.00 per month for any full or partial month. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7611; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-2. Licensure by examination.** Each person applying for licensure in acupuncture by examination shall provide the following:

(a) Documentation of successful completion of the certification examination offered by the NCCAOM for a diplomate in acupuncture or oriental medicine. The certification examination shall include the following components:

- (1) Foundations of oriental medicine;
- (2) acupuncture with point location; and
- (3) biomedicine; and

(b) a copy of a clean needle technique (CNT) certificate obtained within the previous six years from the council of colleges of acupuncture and oriental medicine (CCAOM) or NCCAOM. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7606; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-3. Waiver of examination and education.** (a) Pursuant to K.S.A. 2016 Supp. 65-7608 and amendments thereto, certain license prerequisites for education and examination shall be waived by the board for each applicant who submits an application on or before January 1, 2018 and provides the following:

(1) Proof that the applicant has completed at least 1,350 hours of curriculum-based study, an approved apprenticeship, or a tutorial program, or a combination of these, excluding on-line study, in the field of acupuncture. Proof of hours may be shown by successful completion of a curriculum-based program, an approved apprenticeship, or a tutorial program, or a combination of these, that meets the standards of the NCCAOM or any entity determined by the board to be the equivalent of the NCCAOM. To demonstrate successful completion of the requirements, the applicant shall submit the following:

(A)(i) Evidence that the apprenticeship preceptor either is licensed as an acupuncturist in the state in which the individual practices acupuncture or is a diplomate of acupuncture; and

(ii) a copy of the notes, records, or other documentation maintained by the preceptor conducting the apprenticeship or tutorial program providing evidence of the educational materials used in the apprenticeship and documenting the number of hours taught and the subjects covered; or

(B) an official school transcript;

(2) evidence of a current clean needle technique (CNT) certificate obtained from the CCAOM, NCCAOM, or any entity determined to be the equivalent by the board; and

(3) proof that the applicant has been engaged in the practice of acupuncture and has had at least 1,500 patient visits in three of the last five years. The applicant shall provide any of the following for the board’s review:

(A) Affidavits from at least two people who have practiced acupuncture with the applicant, including office partners, clinic supervisors, and any other individuals approved by the board;

(B) a copy of each continuing education certificate obtained within the last three years;

(C) a copy of the applicant’s patient appointment books; or

(D) a copy of the applicant’s patient charts.

(b) Each applicant shall provide any additional documentation requested by the board. (Authorized by K.S.A. 2016 Supp. 65-7608 and 65-7615; implementing K.S.A. 2016 Supp. 65-7608; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-4. Exempt license; description of professional activities.** (a) Each person applying for an exempt license shall specify on the application all professional activities related to the practice of acupuncture that the person will perform if issued an exempt license.

(b) The professional activities performed by each individual holding an exempt license shall be limited to the following:

(1) Performing administrative functions, including peer review, utilization review, and expert opinions; and

(2) providing direct patient care services gratuitously or providing supervision, direction, or consultation for no compensation. Nothing in this subsection shall prohibit an exempt license holder from receiving payment for subsistence allowances or actual and necessary expenses incurred in providing these services.

(c) Each person holding an exempt license shall, at the time of license renewal, specify on the renewal application all professional activities related to the practice of acupuncture that the person will perform during the renewal period.

(d) Each person who requests modification of the professional activities on that person’s application or renewal application for an exempt license shall notify the board of the modification within 30 days. The request for modification shall be submitted on a form provided by the board.

(e) Each licensed acupuncturist who has held an exempt license for less than two years and requests an active license designation shall submit evidence of satisfactory completion of at least 15 contact hours of continuing education within the preceding one-year period, as specified in K.A.R. 100-76-6.

(f) Each violation of subsection (a), (c), or (d) shall constitute prima facie evidence of unprofessional conduct pursuant to K.S.A. 2016 Supp. 65-7616, and amendments thereto. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7609 and 65-7616; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-5. Professional liability insurance; active license.** (a) Each person applying for an active license in acupuncture shall submit to the board, with the application, evidence that the person has obtained the professional liability insurance coverage required by K.S.A. 2016 Supp. 65-7609, and amendments thereto, for which the limit of the insurer's liability is at least \$300,000 per claim, subject to an annual aggregate of at least \$1,000,000 for all claims made during the period of coverage.

(b) Each licensed acupuncturist with an active license designation shall submit to the board, with the annual application for license renewal, evidence that the licensee has continuously maintained and currently holds the professional liability insurance coverage specified in subsection (a).

(c) Each licensed acupuncturist who submits an application for change of designation to active license designation shall submit to the board, with the application, evidence that the licensee currently holds the professional liability insurance coverage specified in subsection (a). (Authorized by K.S.A. 2016 Supp. 65-7609 and 65-7615; implementing K.S.A. 2016 Supp. 65-7609; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-6. Continuing education.** (a) As a condition of renewal, each licensed acupuncturist shall submit evidence of satisfactory completion within the preceding one-year period of at least 15 contact hours of continuing education for a licensed acupuncturist, in addition to the annual application for renewal of licensure, except as specified in subsection (b).

(b) An individual initially licensed less than 12 months before the renewal date shall not be required to submit the evidence of satisfactory completion of continuing education required by subsection (a) for the first renewal period.

(c) Proof of completion of 15 contact hours of approved continuing education related to the practice of acupuncture, as defined in K.S.A. 2016 Supp. 65-7602 and amendments thereto, may be requested by the board.

(d) A contact hour shall consist of 50 minutes of instruction pertaining to the practice of acupuncture. Meals and breaks shall not be included in the calculation of contact hours.

(e) Each licensed acupuncturist shall maintain evidence of satisfactory completion of all continuing education activities for at least five years. Copies of this documentation may be required by the board at any time. This documentation shall consist of the following:

(1) Documented evidence of any attendance at or successful completion of continuing education activities; and

(2) personal verification of any self-instruction from reading professional literature.

(f) All continuing education activities shall be related to the practice of acupuncture and shall pertain to the following:

(1) Acupuncture clinical skills;

(2) acupuncture techniques;

(3) educational principles when providing service to patients, families, health professionals, health professional students, or the community;

(4) health care and the health care delivery system; and

(5) problem solving, critical thinking, medical record-keeping, and ethics.

(g) Any applicant for renewal who cannot meet the requirements of subsection (a) may request an extension from the board to submit evidence of continuing education. Each request shall include a plan for completing the continuing education requirements within the requested extension period. An extension of not more than six months may be granted by the board for a substantiated medical condition, natural disaster, death of a spouse or an immediate family member, or any other compelling reason that in the judgment of the board renders the licensee incapable of meeting the requirements of subsection (a).

(h) Continuing education shall be acquired from any of the following:

(1) Offerings approved by the national certification commission for acupuncture and oriental medicine (NCCAOM). Any licensed acupuncturist may obtain all contact hours from any continuing education offerings approved by the NCCAOM and its state affiliates, or any other continuing education offerings approved by the board, subject to the limitations specified in paragraphs (h)(2) through (h)(11).

(2) Lecture. "Lecture" shall mean a live discourse for the purpose of instruction given before an audience. One contact hour shall be awarded for each hour of instruction.

(3) Panel. "Panel" shall mean the presentation of multiple views by several professional individuals on a given subject, with none of the views considered a final solution. One contact hour shall be awarded for each hour of panel presentation.

(4) Workshop. "Workshop" shall mean a series of meetings designed for intensive study, work, or discussion in a specific field of interest. One contact hour shall be awarded for each hour of workshop meeting.

(5) Seminar. "Seminar" shall mean directed advanced study or discussion in a specific field of interest. One contact hour shall be awarded for each hour of seminar.

(6) Symposium. "Symposium" shall mean a conference of more than a single session organized for the purpose of discussing a specific subject from various viewpoints and by various speakers. One contact hour shall be awarded for each hour of symposium.

(7) In-service training. "In-service training" shall mean an educational presentation given to employees during the course of employment that pertains solely to the enhancement of acupuncture skills in the evaluation, assessment, or treatment of patients. One contact hour shall be awarded for each hour of in-service training.

(8) Administrative training. "Administrative training" shall mean a presentation that enhances the knowledge of an acupuncturist on the topic of quality assurance, risk management, reimbursement, statutory requirements, or claim procedures. One contact hour shall be awarded for each hour of administrative training.

(9) Self-instruction.

(A) "Self-instruction" shall mean either of the following:

(i) Reading professional literature directly related to the practice of acupuncture. A maximum of two contact hours shall be awarded for reading professional literature; or

(continued)

(ii) completion of a home study, correspondence, audio, video, or internet course for which a printed verification of successful completion is provided by the person or organization offering the course. One contact hour shall be awarded for each hour of coursework for each completed course. On-line courses labeled as "live course" shall be considered self-instruction.

(B) No more than seven contact hours shall be awarded each year for self-instruction.

(11) Continuing education program presentation. "Continuing education program presentation" shall mean the preparation and presentation of a continuing education program that meets the requirements of this subsection. Three contact hours shall be awarded for each hour spent presenting.

(i) No contact hours shall be awarded for any repeated continuing education activity on the same topic within a 24-month period. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7609; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-7. Unprofessional conduct; definitions.** Each of the following terms, as used in K.S.A. 2016 Supp. 65-7616 and amendments thereto and this article of the board's regulations, shall have the meaning specified in this regulation:

(a) "Unprofessional conduct" shall mean any of the following:

(1) Soliciting patients through the use of fraudulent or false advertisements or profiting by the acts of those representing themselves to be agents of the licensee;

(2) representing to a patient that a manifestly incurable disease, condition, or injury can be permanently cured;

(3) assisting in the care or treatment of a patient without the consent of the patient or the patient's legal representative;

(4) using any letters, words, or terms as an affix on stationery or in advertisements or otherwise indicating that the person is entitled to practice any profession regulated by the board or any other state licensing board or agency for which the person is not licensed;

(5) willful betrayal of confidential information;

(6) advertising professional superiority or the performance of professional services in a superior manner;

(7) advertising to guarantee any professional service or to perform any professional service painlessly;

(8) engaging in conduct related to the practice of acupuncture that is likely to deceive, defraud, or harm the public;

(9) making a false or misleading statement regarding the licensee's skill or the efficacy or value of the treatment or remedy prescribed by the licensee or at the licensee's direction, in the treatment of any disease or other condition of the body or mind;

(10) commission of any act of sexual abuse, misconduct, or other improper sexual contact that exploits the licensee-patient relationship, with a patient or a person responsible for health care decisions concerning the patient;

(11) using any false, fraudulent, or deceptive statement in any document connected with the practice of acupuncture, including the intentional falsifying or fraudulent altering of a patient record;

(12) obtaining any fee by fraud, deceit, or misrepresentation;

(13) failing to transfer a patient's records to another licensee when requested to do so by the patient or by the patient's legally designated representative;

(14) performing unnecessary tests, examinations, or services that have no legitimate purpose;

(15) charging an excessive fee for services rendered;

(16) repeated failure to engage in the practice of acupuncture with that level of care, skill, and treatment that is recognized by a reasonably prudent similar practitioner as being acceptable under similar conditions and circumstances;

(17) failure to keep written medical records that accurately describe the services rendered to each patient, including patient histories, pertinent findings, examination results, and test results;

(18) delegating professional responsibilities to a person if the licensee knows or has reason to know that the person is not qualified by training, experience, or licensure to perform those professional responsibilities;

(19) failing to properly supervise, direct, or delegate acts that constitute the practice of acupuncture to persons who perform professional services pursuant to the licensee's direction, supervision, order, referral, delegation, or practice protocols;

(20) committing fraud or misrepresentation in applying for or securing an original, renewal, or reinstated license;

(21) willfully or repeatedly violating the act, any implementing regulations, or any regulations of the secretary of health and environment that govern the practice of acupuncture;

(22) unlawfully practicing any profession regulated by the board in which the licensed acupuncturist is not licensed to practice;

(23) failing to report or reveal the knowledge required to be reported or revealed pursuant to K.S.A. 2016 Supp. 65-7621, and amendments thereto;

(24) failing to furnish the board, or its investigators or representatives, any information legally requested by the board;

(25) incurring any sanction or disciplinary action by a peer review committee, a governmental agency or department, or a professional association or society for conduct that could constitute grounds for disciplinary action under the act or this article of the board's regulations;

(26) failing to maintain a policy of professional liability insurance as required by K.S.A. 2016 Supp. 65-7609, and amendments thereto, and K.A.R. 100-76-5;

(27) knowingly submitting any misleading, deceptive, untrue, or fraudulent representation on a claim form, bill, or statement;

(28) giving a worthless check or stopping payment on a debit or credit card for fees or moneys legally due to the board;

(29) knowingly or negligently abandoning medical records;

(30) engaging in conduct that violates patient trust and exploits the licensee-patient relationship for personal gain; or

(31) obstructing a board investigation, including engaging in one or more of the following acts:



(A) Falsifying or concealing a material fact;  
 (B) knowingly making or causing to be made any false or misleading statement or writing; or

(C) committing any other acts or engaging in conduct likely to deceive or defraud the board.

(b) "Advertisement" shall mean all representations disseminated in any manner or by any means that are for the purpose of inducing or that are likely to induce, directly or indirectly, the purchase of professional services.

(c) "False advertisement" shall mean any advertisement that is false, misleading, or deceptive in a material respect. In determining whether any advertisement is misleading, the following shall be taken into account:

(1) Representations made or suggested by statement, word, design, device, or sound, or any combination of these; and

(2) the extent to which the advertisement fails to reveal facts material in the light of the representations made. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7616; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-8. Professional incompetency; definition.**

As used in K.S.A. 2016 Supp. 65-7616 and amendments thereto and this article of the board's regulations, professional incompetency shall mean any of the following:

(a) One or more instances involving failure to adhere to the applicable standard of care to a degree that constitutes gross negligence, as determined by the board;

(b) repeated instances involving failure to adhere to the applicable standard of care to a degree that constitutes ordinary negligence, as determined by the board; or

(c) a pattern of practice or other evidence of incapacity or incompetence to engage in the practice of acupuncture. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7616; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-9. Patient records; adequacy.**

(a) Each licensed acupuncturist shall maintain an adequate record for each patient for whom the licensee performs a professional service.

(b) Each patient record shall meet the following requirements:

(1) Be legible;

(2) contain only those terms and abbreviations that are or should be comprehensible to similar licensees;

(3) contain adequate identification of the patient;

(4) indicate the date on which each professional service was provided;

(5) contain all clinically pertinent information concerning the patient's condition;

(6) document what examinations, vital signs, and tests were obtained, performed, or ordered and the findings and results of each;

(7) specify the patient's initial reason for seeking the licensee's services and the initial diagnosis;

(8) specify the treatment performed or recommended;

(9) document the patient's progress during the course of treatment provided by the licensee; and

(10) include all patient records received from other health care providers, if those records formed the basis for a treatment decision by the licensee.

(c) Each entry shall be authenticated by the person making the entry, unless the entire patient record is maintained in the licensee's own handwriting.

(d) Each patient record shall include any writing intended to be a final record, but shall not require the maintenance of rough drafts, notes, other writings, or recordings once this information is converted to final form. The final form shall accurately reflect the care and services rendered to the patient.

(e) For purposes of the act and this regulation, an electronic patient record shall be deemed to be a written patient record if both of the following conditions are met:

(1) Each entry in the electronic record is authenticated by the licensee.

(2) No entry in the electronic record can be altered after authentication. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7616; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-10. Release of records.** (a) Except as specified in this subsection or prohibited by law, each licensed acupuncturist shall, upon receipt of a signed release from a patient, furnish a copy of the patient record to the patient, to another licensee designated by the patient, or to the patient's legally designated representative. However, if the licensee reasonably determines that the information within the patient record is detrimental to the mental or physical health of the patient, the licensee may withhold the record from the patient and furnish the record to another licensee designated by the patient.

(b) Any licensee may charge a person or entity for the reasonable costs to retrieve or reproduce a patient record. A licensee shall not condition the furnishing of a patient record to another licensee upon prepayment of these costs.

(c) Each violation of this regulation shall constitute prima facie evidence of unprofessional conduct pursuant to K.S.A. 2016 Supp. 65-7616, and amendments thereto. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7616; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-11. Free offers.** Each licensed acupuncturist who offers to perform a free examination, service, or procedure for a patient shall perform only the examination, service, or procedure specified in the offer. Before any additional examination, service, or procedure is performed, the licensee shall explain the nature and purpose of the examination, service, or procedure and specifically disclose to the patient, to the greatest extent possible, the cost of the additional examination, service, or procedure. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7616; effective, T-100-9-21-17, Sept. 21, 2017.)

**100-76-12. Business transactions with patients; unprofessional conduct.** (a) Non-health-related goods or services. A licensed acupuncturist offering to sell a non-health-related product or service to a patient from a location at which the licensee regularly engages in the practice of acupuncture shall have engaged in unprofessional conduct, unless otherwise allowed by this subsection. A licensed acupuncturist shall not have en-

(continued)

gaged in unprofessional conduct by offering to sell a non-health-related product or service if all of the following conditions are met:

(1) The sale is for the benefit of a public service organization.

(2) The sale does not directly or indirectly result in financial gain to the licensee.

(3) No patient is unduly influenced to make a purchase.

(b) Business opportunity. A licensed acupuncturist shall have engaged in unprofessional conduct if all of the following conditions are met:

(1) The licensee recruits or solicits a patient either to participate in a business opportunity involving the sale

of a product or service or to recruit or solicit others to participate in a business opportunity.

(2) The sale of the product or service directly or indirectly results in financial gain to the licensee.

(3) The licensee recruits or solicits the patient at any time that the patient is present in a location at which the licensee regularly engages in the practice of acupuncture. (Authorized by K.S.A. 2016 Supp. 65-7615; implementing K.S.A. 2016 Supp. 65-7616; effective, T-100-9-21-17, Sept. 21, 2017.)

Kathleen Selzer Lippert  
Executive Director

Doc. No. 045748

**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 2009 Volumes of the *Kansas Administrative Regulations* and the 2016 Supplement of the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

Reg. No.	Action	Register
1-2-74	Amended	V. 35, p. 1093
1-6-23	Amended	V. 35, p. 1093
1-9-7b	Amended	V. 36, p. 1089
1-9-23	Amended	V. 35, p. 1094
1-14-8	Amended	V. 35, p. 1096
1-14-10	Amended	V. 35, p. 1097
1-16-4	Amended	V. 35, p. 44
1-16-8	Amended	V. 35, p. 44
1-16-15	Amended	V. 35, p. 45
1-16-18	Amended	V. 35, p. 45
1-16-18a	Amended	V. 35, p. 46
1-39-1 through 1-39-4	Revoked	V. 36, p. 8

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
4-2-3	Amended	V. 36, p. 1088
4-2-8	Amended	V. 36, p. 1088
4-2-17a	Revoked	V. 36, p. 1088
4-2-21	New	V. 36, p. 1088
4-5-1	Revoked	V. 35, p. 238
4-5-2	Revoked	V. 35, p. 238
4-5-4	New	V. 35, p. 238

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

Reg. No.	Action	Register
5-1-1	Amended	V. 35, p. 308
5-3-6a	Amended	V. 36, p. 159
5-5-9	Amended	V. 36, p. 1036
5-5-10	Amended	V. 36, p. 1036
5-5-16	Amended	V. 36, p. 1037

5-12-1	Amended	V. 35, p. 313
5-14-10	Amended	V. 36, p. 823
5-14-11	Amended	V. 36, p. 1038
5-14-12	New	V. 36, p. 825
5-21-3	Amended	V. 36, p. 160
5-21-6	Amended	V. 35, p. 431
5-22-7	Amended	V. 35, p. 199
5-23-4	Amended	V. 35, p. 385
5-23-4b	Revoked	V. 35, p. 386
5-24-2	Amended	V. 35, p. 386
5-25-21	New	V. 35, p. 200

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-23-16	New (T)	V. 35, p. 662

**AGENCY 9: DEPARTMENT OF AGRICULTURE—DIVISION OF ANIMAL HEALTH**

Reg. No.	Action	Register
9-3-9	Amended	V. 36, p. 140
9-3-10	Amended	V. 36, p. 140
9-7-4	Amended	V. 35, p. 428
9-7-4a	New	V. 35, p. 428
9-10-33a	Amended	V. 36, p. 1038
9-10-40	New	V. 36, p. 1038
9-18-31	New	V. 35, p. 313
9-26-1	Revoked	V. 35, p. 314
9-27-1	Amended	V. 35, p. 695

**AGENCY 16: ATTORNEY GENERAL**

Reg. No.	Action	Register
16-9-1	Revoked	V. 35, p. 1033
16-14-10	New (T)	V. 35, p. 626
16-14-10	New	V. 35, p. 858
16-14-11	New (T)	V. 35, p. 626
16-14-11	New	V. 35, p. 858
16-15-1 through 16-15-4	New (T)	V. 35, p. 626-628
16-15-1 through 16-15-4	New	V. 35, p. 858-860
16-16-1	New	V. 35, p. 1033
16-16-2	New	V. 35, p. 1033
16-16-3	New	V. 35, p. 1033

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

Reg. No.	Action	Register
28-4-114a	Amended	V. 36, p. 364
28-4-118	Amended	V. 36, p. 365
28-4-428	Amended	V. 36, p. 366

28-4-428a	Amended	V. 36, p. 366
28-4-587	Amended	V. 36, p. 571
28-4-592	Amended	V. 36, p. 573
28-4-802	Revoked	V. 36, p. 973
28-17-10	Amended	V. 35, p. 566
28-17-11	Revoked	V. 35, p. 567
28-17-20	Amended	V. 35, p. 567
28-19-11	Amended	V. 35, p. 930
28-19-300	Amended	V. 35, p. 954
28-19-304	Amended	V. 35, p. 955
28-54-1 through 28-54-5	Amended	V. 36, p. 939-940
28-71-1 through 28-71-12	Amended	V. 36, p. 1052-1055
28-74-1	New	V. 35, p. 383
28-74-2	New	V. 35, p. 383
28-74-3	New	V. 35, p. 383
28-74-4	New	V. 35, p. 384

**AGENCY 30: KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES**

Reg. No.	Action	Register
30-44-2	Amended	V. 35, p. 63
30-44-6	New	V. 35, p. 63
30-46-10	Amended	V. 35, p. 581
30-47-3	New	V. 36, p. 973

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-37	Amended	V. 36, p. 918
40-1-48	Amended	V. 36, p. 919
40-2-18	Amended	V. 35, p. 405
40-4-34	Amended	V. 35, p. 384
40-4-35	Amended	V. 36, p. 972
40-4-41	Amended	V. 35, p. 633
40-4-42a	Amended	V. 36, p. 954

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

Reg. No.	Action	Register
44-12-301	Amended (T)	V. 35, p. 742
44-12-301	Amended	V. 35, p. 898

**AGENCY 49: DEPARTMENT OF LABOR**

Reg. No.	Action	Register
49-55-1	Amended (T)	V. 36, p. 842
49-55-2	Amended (T)	V. 36, p. 842
49-55-3	Revoked (T)	V. 36, p. 842
49-55-4	Amended (T)	V. 36, p. 842
49-55-5	Revoked (T)	V. 36, p. 842

49-55-6	Amended (T)	V. 36, p. 842
49-55-8	Amended (T)	V. 36, p. 842
49-55-11	Amended (T)	V. 36, p. 843
49-55-12	Amended (T)	V. 36, p. 843
49-55-13	New (T)	V. 36, p. 843

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

Reg. No.	Action	Register
51-9-7	Amended	V. 35, p. 1046

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-2-101	Amended	V. 35, p. 322
60-3-102	Amended	V. 35, p. 323
60-3-103	Amended	V. 35, p. 323
60-3-110	Amended	V. 35, p. 323
60-3-113	Amended	V. 35, p. 324
60-4-101	Amended	V. 36, p. 369
60-7-102	Amended	V. 35, p. 324
60-7-106	Amended	V. 35, p. 324
60-9-105	Amended	V. 35, p. 325
60-9-106	Amended	V. 35, p. 326
60-17-102	Amended	V. 35, p. 327

**AGENCY 61: BOARD OF BARBERING**

Reg. No.	Action	Register
61-1-24	Amended	V. 35, p. 991
61-3-2	Amended	V. 35, p. 991
61-3-3	Amended	V. 35, p. 991
61-3-5	Amended	V. 35, p. 991
61-3-7	Amended	V. 35, p. 384
61-3-20	Amended	V. 35, p. 991
61-4-2	Amended	V. 35, p. 991
61-7-1	Revoked	V. 35, p. 385
61-7-2	New	V. 35, p. 385

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended	V. 35, p. 455

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

Reg. No.	Action	Register
67-2-4	Amended	V. 36, p. 80
67-5-5	Amended	V. 36, p. 81

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-1-1b	Amended	V. 35, p. 695
68-1-1f	Amended	V. 35, p. 696
68-1-1g	Revoked	V. 35, p. 696
68-5-18	New	V. 35, p. 696
68-7-10	Amended	V. 35, p. 697
68-7-22	New	V. 35, p. 427
68-7-23	New (T)	V. 36, p. 822
68-7-23	New	V. 36, p. 1017
68-9-2	Amended	V. 35, p. 698
68-9-3	New	V. 35, p. 699
68-11-3	New	V. 35, p. 700

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-11-1	Amended	V. 35, p. 1097
69-12-18	New	V. 35, p. 1098

**AGENCY 70: DEPARTMENT OF AGRICULTURE, BOARD OF VETERINARY EXAMINERS**

Reg. No.	Action	Register
70-5-1	Amended	V. 36, p. 140

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-6-5	Amended	V. 35, p. 140

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-1-3	Amended	V. 35, p. 84
74-1-4	Amended	V. 35, p. 84
74-2-7	Amended	V. 35, p. 85
74-4-8	Amended	V. 35, p. 85
74-4-9	Amended	V. 35, p. 86
74-5-2	Amended	V. 35, p. 87
74-5-2a	Amended	V. 35, p. 88
74-5-2b	New	V. 35, p. 88
74-5-101 through 74-5-104	Amended	V. 35, p. 88, 89
74-5-201 through 74-5-203	Amended	V. 35, p. 89
74-5-301	Amended	V. 35, p. 90
74-5-401	Amended	V. 35, p. 90
74-5-403	Amended	V. 35, p. 90
74-5-405a	Amended	V. 35, p. 90
74-5-406	Amended	V. 35, p. 90
74-5-407	Amended	V. 35, p. 91
74-11-6	Amended	V. 35, p. 91
74-11-7	Amended	V. 35, p. 91
74-15-1	Amended	V. 35, p. 92

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-4-1	Amended	V. 35, p. 357
82-4-2a	Amended	V. 35, p. 359
82-4-3h	Amended	V. 35, p. 359
82-4-3i	Amended	V. 35, p. 360
82-4-3j	Amended	V. 35, p. 362
82-4-3k	Amended	V. 35, p. 363
82-4-3n	Amended	V. 35, p. 364
82-4-3o	Amended	V. 35, p. 366
82-4-8a	Revoked	V. 35, p. 366
82-4-20	Amended	V. 35, p. 366
82-16-1	Amended	V. 36, p. 102
82-16-2	Amended	V. 36, p. 103
82-16-3	Revoked	V. 36, p. 103
82-16-4	Amended	V. 36, p. 103
82-16-5	Revoked	V. 36, p. 103
82-16-6	Amended	V. 36, p. 103

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-1-2	Revoked	V. 35, p. 928
86-1-4	Revoked	V. 35, p. 929
86-1-5	Amended	V. 36, p. 159
86-2-8	Revoked	V. 35, p. 929
86-3-19	Amended	V. 35, p. 929
86-3-26a	Amended	V. 35, p. 929
86-3-30	Revoked	V. 35, p. 929
86-3-31	New	V. 35, p. 929

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-3-8a	Amended	V. 36, p. 444
88-24-2	Amended	V. 36, p. 445
88-28-1 through 88-28-8	Amended	V. 36, p. 445-452
88-29-2	Revoked	V. 35, p. 1113
88-29-5	Revoked	V. 35, p. 1113
88-29-6	Revoked	V. 35, p. 1113
88-29-7	Revoked	V. 35, p. 1113
88-29-7a	Revoked	V. 35, p. 1113

88-29-8	Revoked	V. 35, p. 1113
88-29-8c	Revoked	V. 35, p. 1113
88-29-9	Revoked	V. 35, p. 1113
88-29-10	Revoked	V. 35, p. 1113
88-29-11	Amended	V. 35, p. 1113

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-70a	Amended	V. 36, p. 609
91-1-208	Amended	V. 36, p. 609
91-1-221	Revoked	V. 36, p. 609
91-1-235	Amended	V. 36, p. 610
91-31-32	Amended	V. 35, p. 1014
91-38-1 through 91-38-8	Amended	V. 36, p. 611-615
91-42-1	Amended	V. 36, p. 616
91-42-2	Amended	V. 36, p. 616
91-42-3	New	V. 35, p. 487
91-42-4	Amended	V. 36, p. 617
91-42-5	New	V. 35, p. 488
91-42-6	New	V. 35, p. 489
91-42-7	Amended	V. 36, p. 618

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-23-9 through 92-23-23	Revoked	V. 35, p. 63, 64
92-23-25	Revoked	V. 35, p. 64
92-23-30	Revoked	V. 35, p. 64
92-23-31	Revoked	V. 35, p. 64
92-23-37 through 92-23-40	Revoked	V. 35, p. 64
92-23-41 through 92-23-59	New	V. 35, p. 64-67
92-23-70 through 92-23-75	New	V. 35, p. 67, 68
92-57-1 through 92-57-5	New	V. 36, p. 843, 844

**AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION**

Reg. No.	Action	Register
93-6-3	Amended	V. 35, p. 357

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-28a-1a	New	V. 35, p. 353
100-28a-6	Amended	V. 35, p. 353
100-28a-9	Amended	V. 35, p. 354
100-28a-9a	New	V. 35, p. 354
100-28a-10	Amended	V. 35, p. 354
100-28a-11	Amended	V. 35, p. 355
100-28a-12	Amended	V. 35, p. 355
100-28a-13	Amended	V. 35, p. 355
100-28a-14	Amended	V. 35, p. 356
100-28a-15	Amended	V. 35, p. 356
100-28a-17	Amended	V. 35, p. 356
100-29-9	Amended	V. 35, p. 387
100-29-16	Amended	V. 35, p. 388
100-29-18 through 100-29-21	New	V. 36, p. 368, 369
100-54-7	Amended	V. 35, p. 389
100-54-12	New	V. 35, p. 390

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-3-7b	New (T)	V. 36, p. 546
102-3-7b	New	V. 36, p. 1089
102-5-7b	New (T)	V. 36, p. 546
102-5-7b	New	V. 36, p. 1090
102-8-1	New (T)	V. 35, p. 628
102-8-1	New	V. 35, p. 930
102-8-2	New (T)	V. 35, p. 628
102-8-2	New	V. 35, p. 931
102-8-4	New (T)	V. 35, p. 629
102-8-4	New	V. 35, p. 931
102-8-6	New (T)	V. 35, p. 629
102-8-6	New	V. 35, p. 932
102-8-7	New (T)	V. 35, p. 629
102-8-7	New	V. 35, p. 932
102-8-8	New (T)	V. 35, p. 646
102-8-8	New	V. 35, p. 932
102-8-9		
through		
102-8-12	New (T)	V. 35, p. 630-632
102-8-9		
through		
102-8-12	New	V. 35, p. 932-935

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

Reg. No.	Action	Register
105-5-2	Amended	V. 35, p. 936
105-5-3	Amended	V. 35, p. 936
105-5-6	Amended	V. 35, p. 937
105-5-7	Amended	V. 35, p. 937
105-5-8	Amended	V. 35, p. 937
105-11-1	Amended	V. 35, p. 938

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

Reg. No.	Action	Register
109-1-1	Amended	V. 35, p. 314
109-2-1	Amended	V. 35, p. 317
109-2-2	Amended	V. 35, p. 317
109-2-6	Amended	V. 35, p. 318
109-2-7	Revoked	V. 35, p. 318
109-2-8	Amended	V. 36, p. 593
109-2-11	Amended	V. 35, p. 320
109-3-3	Amended	V. 36, p. 329
109-3-4	Amended	V. 36, p. 330
109-5-1a	Amended	V. 35, p. 935
109-5-1b	Amended	V. 35, p. 936
109-5-1c	Amended	V. 35, p. 936
109-5-5	Amended	V. 35, p. 582
109-7-1	Amended	V. 35, p. 321

**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*. A list of regulations filed from December 1, 2009, through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 *Kansas Register*. A list of regulations filed from December 22, 2011, through

November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 *Kansas Register*. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 *Kansas Register*.

Reg. No.	Action	Register
111-2-30	Amended	V. 36, p. 880
111-2-62	Amended	V. 36, p. 564
111-2-321	New	V. 35, p. 898
111-2-322	New	V. 35, p. 898
111-3-1	Amended	V. 35, p. 898
111-4-878	Amended	V. 35, p. 819
111-4-879	Amended	V. 35, p. 819
111-4-880	Amended	V. 35, p. 819
111-4-3417		
through		
111-4-3421	New	V. 35, p. 131-135
111-4-3422	New	V. 35, p. 157
111-4-3423	New	V. 35, p. 157
111-4-3424		
through		
111-4-3431	New	V. 35, p. 406-408
111-4-3432	New	V. 35, p. 491
111-4-3433		
through		
111-4-3439	New	V. 35, p. 457-461
111-4-3440	Amended	V. 35, p. 900
111-4-3441	New	V. 35, p. 463
111-4-3442		
through		
111-4-3445	New	V. 35, p. 492-495
111-4-3446		
through		
111-4-3449	New	V. 35, p. 582-584
111-4-3450	New	V. 35, p. 678
111-4-3451	New	V. 35, p. 765
111-4-3452	New	V. 35, p. 766
111-4-3453	New	V. 35, p. 768
111-4-3454	New	V. 35, p. 821
111-4-3455		
through		
111-4-3459	New	V. 35, p. 900-904
111-4-3460	New	V. 35, p. 1057
111-4-3461	New	V. 35, p. 1058
111-4-3462	New	V. 35, p. 1059
111-4-3463		
through		
111-4-3465	New	V. 36, p. 160-162
111-4-3466	New	V. 36, p. 192
111-4-3467	New	V. 36, p. 193
111-4-3468	New	V. 36, p. 217
111-4-3469	New	V. 36, p. 218
111-4-3470	New	V. 36, p. 219
111-4-3471		
through		
111-4-3475	New	V. 36, p. 398-403
111-4-3476		
through		
111-4-3485	New	V. 36, p. 483-492
111-4-3486	New	V. 36, p. 565
111-4-3487	Amended	V. 36, p. 880
111-4-3488	New	V. 36, p. 567
111-4-3489	New	V. 36, p. 881
111-4-3490	New	V. 36, p. 882
111-4-3491		
through		
111-4-3498	New	V. 36, p. 973-983
111-4-3499		
through		
111-4-3501	New	V. 36, p. 1055-1057
111-5-219	New	V. 36, p. 493
111-5-220		
through		
111-5-227	New	V. 35, p. 1060-1064

111-6-1	Amended	V. 35, p. 907
111-7-66	Amended	V. 35, p. 158
111-7-68	Amended	V. 35, p. 159
111-7-73	Amended	V. 35, p. 159
111-7-75	Amended	V. 35, p. 159
111-7-265	New	V. 36, p. 404
111-7-266	New	V. 36, p. 405
111-9-216	New	V. 35, p. 586
111-9-217	New	V. 35, p. 586
111-15-1		
through		
111-15-3	Amended	V. 36, p. 1059
111-15-5	Amended	V. 36, p. 1061
111-15-6	Amended	V. 36, p. 1061
111-15-7	Amended	V. 35, p. 1064
111-15-21	Amended	V. 35, p. 1064
111-16-1	Amended	V. 35, p. 464
111-16-2	Amended	V. 35, p. 464
111-16-5	Amended	V. 35, p. 464
111-17-21	Amended	V. 35, p. 160
111-17-24	New	V. 35, p. 136
111-17-25	New	V. 35, p. 161
111-17-27	New	V. 35, p. 408
111-17-28	New	V. 35, p. 465
111-17-29	New	V. 35, p. 466
111-17-30	New	V. 35, p. 498
111-17-31	New	V. 35, p. 499
111-17-32	New	V. 35, p. 678
111-17-33	New	V. 35, p. 769
111-17-34	Amended	V. 35, p. 1065
111-17-35	New	V. 35, p. 909
111-17-36	New	V. 36, p. 194
111-18-1		
through		
111-18-7	New	V. 36, p. 220-224
111-19-1		
through		
111-19-3	New	V. 36, p. 224-225
111-19-4	Amended	V. 36, p. 1061
111-19-5	New	V. 36, p. 226
111-19-6	New	V. 36, p. 405
111-19-7	Amended	V. 36, p. 1062
111-19-8	New	V. 36, p. 407
111-19-9	New	V. 36, p. 493
111-19-10	New	V. 36, 494
111-19-11	Amended	V. 36, p. 884
111-19-12		
through		
111-19-18	New	V. 36, p. 495-496
111-19-19	New	V. 36, p. 568
111-19-20	New	V. 36, p. 983
111-19-21	New	V. 36, p. 984
111-301-28	Amended	V. 36, p. 163
111-301-45	Amended	V. 35, p. 770
111-301-47	New	V. 35, p. 1066
111-301-48	Amended	V. 36, p. 195
111-301-49	New	V. 35, p. 1066
111-301-50	Amended	V. 36, p. 195
111-301-51	New	V. 35, p. 1067
111-301-52	Amended	V. 36, p. 196
111-301-53		
through		
111-301-57	New	V. 35, p. 1067-1068
111-301-58	New	V. 36, p. 884
111-301-59	New	V. 36, p. 885
111-301-60		
through		
111-301-62	Amended	V. 36, p. 985-986
111-307-5	Amended	V. 35, p. 771
111-307-7	Amended	V. 35, p. 771
111-312-3	Amended	V. 36, p. 987
111-312-5	Amended	V. 36, p. 987
111-312-7	Amended	V. 36, p. 988
111-401-35	Amended	V. 36, p. 497
111-401-36	Amended	V. 35, p. 162

111-401-37	Amended	V. 35, p. 162
111-401-63	Amended	V. 36, p. 1063
111-401-142	Amended	V. 36, p. 196
111-401-148	Amended	V. 35, p. 504
111-401-185		
through		
111-401-188	Amended	V. 35, p. 139
111-401-190		
through		
111-401-194	Amended	V. 35, p. 140
111-401-200a	New	V. 35, p. 409
111-401-201		
through		
111-401-205	New	V. 35, p. 409-411
111-401-206	New	V. 36, p. 569
111-401-207	New	V. 36, p. 569
111-401-208		
through		
111-401-210	Amended	V. 36, p. 1065-1066
111-501-6	Amended	V. 36, p. 988
111-501-38	Amended	V. 36, p. 227
111-501-122		
through		
111-501-127	New	V. 35, p. 412-414
111-501-128		
through		
111-501-138	New	V. 35, p. 910-912
111-601-1		
through		
111-601-8	New	V. 36, p. 164-167
111-601-14		
through		
111-601-27	New	V. 36, p. 167-171
111-601-28	Amended	V. 36, p. 497
111-601-29		
through		
111-601-45	New	V. 36, p. 172-178

**AGENCY 112: RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-102-2	Amended	V. 35, p. 612

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

Reg. No.	Action	Register
115-2-2	Amended	V. 35, p. 973
115-2-3	Amended	V. 35, p. 973
115-4-2	Amended	V. 36, p. 273
115-4-11	Amended	V. 36, p. 274
115-7-1	Amended	V. 35, p. 974
115-7-10	Amended	V. 35, p. 975
115-8-1	Amended	V. 36, p. 398
115-8-13	Amended	V. 35, p. 975
115-8-24	Revoked	V. 35, p. 633
115-16-3	Amended	V. 36, p. 859
115-17-2	Amended	V. 35, p. 976
115-18-20	Amended	V. 35, p. 977
115-20-2	Amended	V. 36, p. 859
115-20-7	Amended	V. 36, p. 860

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-1-1	Amended	V. 36, p. 452
117-2-2	Amended	V. 36, p. 452
117-2-2a	Amended	V. 36, p. 453
117-2-4	Amended	V. 35, p. 536
117-3-2	Amended	V. 36, p. 454
117-3-2a	Amended	V. 36, p. 455
117-3-4	Amended	V. 35, p. 537
117-4-1	Amended	V. 35, p. 537
117-4-2	Amended	V. 36, p. 455
117-4-2a	Amended	V. 36, p. 456

117-4-4	Amended	V. 35, p. 539
117-5-2a	Amended	V. 36, p. 457
117-8-3	New	V. 35, p. 199

**AGENCY 123: DEPARTMENT OF CORRECTIONS – DIVISION OF JUVENILE SERVICES**

Reg. No.	Action	Register
123-17-101	New	V. 36, p. 369

**AGENCY 125: KANSAS AGRICULTURAL REMEDIATION BOARD**

Reg. No.	Action	Register
125-1-6	Amended	V. 35, p. 489
125-1-7	Amended	V. 35, p. 490

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

Reg. No.	Action	Register
128-6-4	Amended (T)	V. 35, p. 1115
128-6-4	Amended	V. 36, 271

**AGENCY 133: OFFICE OF ADMINISTRATIVE HEARINGS**

Reg. No.	Action	Register
133-1-1		
through		
133-1-4	New	V. 36, p. 8

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