



# Kansas Register

Kris W. Kobach, Secretary of State

Vol. 33, No. 36

September 4, 2014

Pages 909-932

In this issue . . .	Page
<b>Kansas Department for Aging and Disability Services</b>	
Notices concerning patient/daily charge for state institutions .....	910
<b>Secretary of State</b>	
Code mortgage rate for September .....	910
<b>Pooled Money Investment Board</b>	
Notice of investment rates.....	910
<b>Kansas Department of Transportation</b>	
Notice to consulting firms.....	911
<b>Department of Administration—Procurement and Contracts</b>	
Notice to bidders for state purchases .....	911
<b>City of Wichita</b>	
Notices to bidders .....	912
<b>Kansas Board of Regents Universities</b>	
Notice to bidders.....	912
<b>Department of Health and Environment</b>	
Request for comments on proposed hazardous waste management permit.....	913
Requests for comments on proposed air quality permits.....	914
Notice concerning water pollution control permits/applications .....	915
<b>Notice of Bond Sale</b>	
City of Wichita .....	916
City of Garden City .....	918
<b>Department of Agriculture—Division of Conservation</b>	
Notice to contractors.....	918
<b>City of Oswego</b>	
Notice of intent to seek private placement of general obligation bonds.....	919
<b>City of Fairway</b>	
Notice of intent to seek private placement of general obligation bonds.....	919
<b>Legislative interim committee schedule.....</b>	919
<b>Kansas Development Finance Authority</b>	
Notices of hearing on proposed revenue bonds.....	920
<b>Kansas Insurance Department</b>	
Notice of withdrawal of proposed administrative regulation .....	920
<b>Department of Revenue</b>	
Notice of hearing on proposed administrative regulations .....	921
<b>Permanent Administrative Regulations</b>	
Kansas Bureau of Investigation .....	921
Department of Wildlife, Parks and Tourism.....	921
Department of Agriculture—Division of Animal Health .....	922
<b>Index to administrative regulations.....</b>	927

State of Kansas  
Department for Aging and Disability Services

Public Notice

In compliance with K.S.A. 59-2006b(c), the following state institutions are hereby authorized to compute an individual patient charge on the basis of rates for services based on costs incurred by such state institutions determined by application of generally acceptable hospital accounting principles: Osawatomie State Hospital; Larned State Hospital, including the State Security Hospital; and Rainbow Mental Health Facility.

Kari M. Bruffett  
Acting Secretary for Aging and  
Disability Services

Doc. No. 042846

State of Kansas

Secretary of State

Code Mortgage Rate for September

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of September 1, 2014, through September 30, 2014, is 12 percent. The reference rate referred to in the definition of "code mortgage rate" set forth in K.S.A. 16a-1-301(11)(b)(i) is discontinued, has become impractical to use, and/or is otherwise not readily ascertainable from the Federal Home Loan Mortgage Corporation.

Kris W. Kobach  
Secretary of State

Doc. No. 042847

State of Kansas  
Department for Aging and Disability Services

Public Notice

In compliance with K.S.A. 59-2006b(a), the following per patient day costs for fiscal year 2015 will be the basic maximum daily rate of charge, effective July 1, 2014, for the following institutions:

Parsons State Hospital and Training Center	\$419.00
Kansas Neurological Institution	\$510.00

Kari M. Bruffett  
Acting Secretary for Aging and  
Disability Services

Doc. No. 042845

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. 2013 Supp. 12-1675(b)(c)(d) and K.S.A. 2013 Supp. 12-1675a(g).

Effective 9-1-14 through 9-7-14

Term	Rate
1-89 days	0.08%
3 months	0.03%
6 months	0.06%
12 months	0.12%
18 months	0.33%
2 years	0.54%

Scott Miller  
Director of Investments

Doc. No. 042844

The Kansas Register (USPS 0662-190) is an official publication of the state of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly and a cumulative index is published annually by the Kansas Secretary of State. One-year subscriptions are \$80 (Kansas residents must include applicable state and local sales tax). Single copies, if available, may be purchased for \$2. **Periodicals postage paid at Topeka, Kansas. POSTMASTER:** Send change of address form to Kansas Register, Secretary of State, 1st Floor, Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594.

© Kansas Secretary of State 2014. Reproduction of the publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

Hard copy subscription information and current and back issues of the Kansas Register (PDF format) can be found at the following link: [http://www.sos.ks.gov/pubs/pubs\\_kansas\\_register.asp](http://www.sos.ks.gov/pubs/pubs_kansas_register.asp)

Published by  
Kris W. Kobach  
Secretary of State  
1st Floor, Memorial Hall  
120 S.W. 10th Ave.  
Topeka, KS 66612-1594  
785-296-4564  
www.sos.ks.gov



Register Office:  
1st Floor, Memorial Hall  
785-296-3489  
Fax 785-296-8577  
kansasregister@sos.ks.gov

## State of Kansas

## Department of Transportation

## Notice to Consulting Firms

The Kansas Department of Transportation is seeking a qualified consulting engineering firm, which must be pre-qualified in Category 323 – Underwater Bridge Inspection, for the project listed below. A PDF (1.0 Mb maximum size) letter of interest must be emailed to David J. Nagy, P.E., assistant to the director of design/contracts engineer, at davidn@ksdot.org. Responses are to be limited to four pages, and the subject line of the reply email and the file name must read “106 KA-1675-02 LOI – Firm Name.” Letters of interest must be received by noon September 11, 2014, for the consulting firm to be considered. View categories at <http://www.ksdot.org/divengdes/prequal/default.asp>.

**106 KA-1675-02**  
**Statewide**

This project is to investigate and prepare reports for underwater bridge inspections in accordance with FHWA-DP-90-1 within calendar year 2015. The project has 21 locations, which include four Missouri River crossings. The consultant will need to augment the underwater diving inspections with side scan radar technology. The consultant will also be an “on-call” consultant for additional underwater inspections through calendar year 2018 as warranted by flood events and to fulfill the LPA annual underwater bridge inspection needs.

The Consultant Shortlist Committee will select at least three of the most highly qualified firms expressing interest and schedule an individual interview for the project. The consulting firms can more thoroughly discuss their experience related to the project at the interview and will be expected to discuss their approach to this project in detail and the personnel to be assigned to this project. View categories at [www.ksdot.org/divengdes/prequal](http://www.ksdot.org/divengdes/prequal).

The Consultant Selection Committee, appointed by the secretary of transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select one firm to perform the professional services required for completing the advertised project.

It is KDOT’s policy to use the following criteria as the basis for selection of the consulting engineering firms:

1. Size and professional qualifications.
2. Experience of staff.
3. Location of firm with respect to project(s).
4. Work load of firm.
5. Firm’s performance record.

The firm’s accounting systems must have the following capabilities before the firm may be awarded a contract:

- Valid, reliable and current costs must be available within the system to support cost and pricing data.
- Capability to provide a means of measuring the reasonableness of incurred costs.
- Capability to identify and accumulate allowable costs by contract or project records that will reconcile with the general ledger.
- Ability to provide supporting documentation of actual expenditures for each billing, based on costs.

For more information contact David Nagy at 785-296-0930 or davidn@ksdot.org.

Jim L. Kowach, P.E. Director  
 Division of Engineering and Design

Doc. No. 042828

## 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 p.m. on the date indicated. For more information call 785-296-2376:

09/16/2014	EVT0003305	Highway and Traffic Signs
09/16/2014	EVT0003314	Aggregate at Osage State Fishing Lake
09/16/2014	EVT0003322	Compact Track Loader
09/17/2014	EVT0003310	Truck With Body for Glass Beads
09/17/2014	EVT0003318	Hydraulic Derrick Truck
09/19/2014	EVT0003292	Perimeter Fence Detection System
09/23/2014	EVT0003259	LiDAR Data Collection Services
09/26/2014	EVT0003319	Outside Counsel for Eminent Domain-related Proceedings in SE and SC Kansas, including Sedgwick County and Surrounding Counties

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>

09/25/2014	A-012563	Demolition – Wheatshocker Apartments – Wichita State University, Wichita
09/25/2014	A-012625	Medium Voltage Improvements – South Loop Phase 3 – Fort Hays State University, Hays

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

**Notice of Intent to Sell Real Property:**

The Kansas Department of Administration intends to sell the real property located at 427 S. Topeka Blvd., Topeka, Shawnee County, Kansas. The state will publish in the local newspaper and at <http://admin.ks.gov/offices/ofpm/real-estate-leasing/state-real-property-for-sale> when proposals will be accepted, which will be on or after October 5, 2014.

Tracy T. Diel, Director  
 Procurement and Contracts

Doc. No. 042863

(Published in the Kansas Register September 4, 2014.)

**City of Wichita, Kansas****Notice to Bidders**

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67202, until 10 a.m. Friday, October 3, for the following project:

**KDOT Project No. 87TE-0396-01/472-85108  
(OCA Code 707051)**

**Bike/Paving**

First and Second Street Bike Lanes

Requests for the bid documents and plans should be directed to QuikPrint at 316-942-2208 or to Jody Doyle at 316-268-4503. Other questions should be directed to the respective design engineer, 316-268-4501.

All bids received will thereafter be publicly opened, read aloud, and considered by the Board of Bids and Contracts. All work is to be done under the direction and supervision of the city manager and according to plans and specifications on file in the office of the city engineer. Bidders are required to enclose a bid bond in the amount of 5 percent with each bid as a guarantee of good faith. The Wichita City Council reserves the right to reject any and all bids.

The successful bidder may contact Kim Pelton at 316-268-4499 for extra sets of plans and specifications.

Jody Doyle  
Administrative Aide II  
City of Wichita—Engineering

Doc. No. 042859

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

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

**Kansas State University** — Bid postings: [www.k-state.edu/purchasing/rfq](http://www.k-state.edu/purchasing/rfq). Additional contact info: phone: 785-532-5214, fax: 785-532-5577, email: [kspurch@k-state.edu](mailto:kspurch@k-state.edu). Mailing address: Division of Financial Services/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

**Pittsburg State University** — Bid postings: [www.pittstate.edu/office/purchasing](http://www.pittstate.edu/office/purchasing). Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: [purch@pittstate.edu](mailto:purch@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 20, 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: [www.wichita.edu/purchasing](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.

Steve White  
Chair of Regents Purchasing Group  
Director of Purchasing  
Wichita State University

Doc. No. 042813

(Published in the Kansas Register September 4, 2014.)

**City of Wichita, Kansas****Notice to Bidders**

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67202, until 10 a.m. Friday, October 3, for the following project:

**KDOT Project No. 87TE-0619-01/472-85170  
(OCA Code 707072)**

**Bike**

Delano-West Douglas Bike Rack Project Phase II

Requests for the bid documents and plans should be directed to QuikPrint at 316-942-2208 or to Jody Doyle at 316-268-4503. Other questions should be directed to the respective design engineer, 316-268-4501.

All bids received will thereafter be publicly opened, read aloud, and considered by the Board of Bids and Contracts. All work is to be done under the direction and supervision of the city manager and according to plans and specifications on file in the office of the city engineer. Bidders are required to enclose a bid bond in the amount of 5 percent with each bid as a guarantee of good faith. The Wichita City Council reserves the right to reject any and all bids.

The successful bidder may contact Kim Pelton at 316-268-4499 for extra sets of plans and specifications.

Jody Doyle  
Administrative Aide II  
City of Wichita—Engineering

Doc. No. 042860

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment has received Resource Conservation and Recovery Act (RCRA) hazardous waste Part A and Part B permit renewal applications from Exline, Inc. (operator) and Exline Leasing, Inc. (owner). The facility is located at 3256 E. Country Club Road, Salina, Kansas, and has EPA identification number KSD007127327.

KDHE is providing notice of its intent to renew the RCRA hazardous waste management permit for the facility. The proposed renewal permit will require Exline to continue post-closure care and corrective action at the facility.

In October 1985, the state of Kansas received final authorization from the U.S. Environmental Protection Agency to implement a hazardous waste management program in lieu of the federal program, except for those portions covered by the 1984 Hazardous and Solid Waste Amendments (HSWA). In September 2013, authority for the corrective action portion of the RCRA program was delegated to the state of Kansas.

The draft permit sets forth in a concise document all of the applicable requirements that KDHE will require the permittee to comply with during the 10-year duration of the permit. The draft hazardous waste permit includes standard permit conditions, general facility conditions, post-closure care requirements, groundwater corrective action requirements, and corrective action requirements for SWMUs and AOCs. Section V addresses corrective action for all releases or future releases of hazardous waste or hazardous constituents from any solid waste management unit (SWMU) or area of concern (AOC) at this facility. Section V includes general conditions, process steps and a facility submission summary for corrective action activities.

The draft permit is being considered for issuance under authority of K.S.A. 65-3430 et seq. and K.A.R. 28-31-4 through 28-31-279a, and Subtitle C of RCRA, as amended by HSWA. Documents that support the permit conditions specified in the draft permit are part of the administrative record. Applicable regulations are found in 40 CFR Parts 124, 260 through 264, 268 and 270, as specified in this permit. All citations found in the draft permit to federal regulations are for the sake of convenience. Some modifications to federal regulations by applicable state regulations are noted in this permit, but all modifications to federal regulations by state regulations are incorporated. To the extent that state regulations exclude any sections of applicable federal regulations, those sections are not in effect. In the instance of inconsistent language or discrepancies between conditions found in the permit, state regulations or federal regulations, the language of the more stringent provision will govern; otherwise, state law governs.

State hazardous waste laws require that the public be given at least 45 days to review the administrative record for the draft permit prior to KDHE taking a final action.

The purpose of having a public comment period is to ensure that interested parties have the opportunity to evaluate the conditions specified in the draft permit and to provide their input into the permit decision-making process. A copy of the administrative record, which includes the draft permit, the fact sheet, the permit application and all information pertaining to this permit action, is available for public review from September 8 to October 22, Monday through Friday during normal business hours, at the following locations:

Kansas Department of Health and Environment  
Hazardous Waste Permits Section  
1000 S.W. Jackson, Suite 320  
Topeka, 66612-1366  
Contact: Mostafa Kamal  
785-296-1609

Salina Public Library  
301 W. Elm St.  
Salina, 67401  
785-825-4624

The administrative record also can be accessed on the KDHE website at [www.kdheks.gov/waste/p\\_pubnot\\_hw.html](http://www.kdheks.gov/waste/p_pubnot_hw.html).

As specified in 40 CFR 124.11, during the public comment period any interested person may request a public hearing in writing that states the nature of the issues proposed to be raised in a public hearing. In the event that a hearing is scheduled, advance notice of the date will be given to the public. In accordance with 40 CFR 124.12, during a public hearing, any person may submit oral or written statements and data concerning the draft permit or Part B application. The secretary of KDHE will make the decision regarding the issuance of the permit after the close of the public comment period. The secretary will consider all comments received during the public hearing and comment period.

When the final decision to issue or deny the permit is made, notice will be given to the applicant, to all persons who submitted written comments and to those who requested notice of the final permit decision. If none of the comments received during the public comment period result in revisions to the draft permit, the permit will become effective immediately upon issuance of the final permit decision. If comments received during the public comment period result in revisions, the permit will become effective 30 days after service of notice of the final decision to allow for public review of the revisions in accordance with 40 CFR 124.15 and K.A.R. 28-31-124(c)(8). Appeals of the final permit decision for the permit must be filed within 15 days after service of notice in accordance with K.S.A. 65-3440 and K.S.A. 77-601 et seq.

Robert Moser, M.D.  
Secretary of Health  
and Environment

Doc. No. 042855

## State of Kansas

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

The Kansas Department of Health and Environment and the Unified Government of Wyandotte County/Kansas City, Kansas' Department of Air Quality are soliciting comments regarding a proposed air quality operating permit renewal. PQ Corporation has applied for a Class I operating permit in accordance with the provisions of K.A.R. 28-19-510 et al. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

PQ Corporation in Valley Forge, Pennsylvania, owns and operates a chemical manufacturing facility located at 1700 Kansas Ave., Kansas City, KS 66105.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review, during normal business hours, at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, and at the Department of Air Quality, 619 Ann Ave., Kansas City, Kansas. To obtain or review the proposed permit and supporting documentation, contact Sherry Walker, 785-296-1570, at the KDHE central office, or Brook Rentz, 913-573-6700, at the Department of Air Quality. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Brook Rentz, Department of Air Quality, 619 Ann Ave., Kansas City, KS 66101. In order to be considered in formulating a final permit decision, written comments must be received not later than noon October 6.

Any member of the public may request a public hearing to receive comments on the proposed issuance of the draft air quality permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Brook Rentz at the address listed above or by fax to 913-342-5634 and must be received by noon October 6 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 im-

practicable 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, 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Robert Moser, M.D.  
Secretary of Health  
and Environment

Doc. No. 042856

## State of Kansas

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

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

ANR Pipeline Company, 717 Texas St., Suite 2400, Houston, TX 77002, owns and operates the Buttermilk Compressor Station, a natural gas compressor station located at Section 4, T35S, R19W, Comanche County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review during normal business hours, 8 a.m. to 5 p.m., at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE Southwest District Office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Cathy Richardson, 785-296-1947, at the KDHE central office, or Ethel Evans, 620-356-1075, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested. Direct written comments or questions regarding the proposed permit to Cathy Richardson, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received not later than noon October 6.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Cathy Richardson, KDHE, Bureau of Air, not later than noon October 6 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, 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Robert Moser, M.D.  
Secretary of Health  
and Environment

Doc. No. 042858

## 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-14-231/236

#### Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Todd Wickstrum Wickstrum Farms, LLC 8439 Michaels Road Westmoreland, KS 66549	NW/4 of Section 22, T08S, R08E, Pottawatomie County	Kansas - Republic River Basin
Kansas Permit No. A-KSPT-C007		Federal Permit No. KS0100731

This is a new permit for a new facility with 17.9 acres of open lots for 500 head (500 animal units) of cattle weighing more than 700 pounds and 999 head (499.5 animal units) of cattle weighing less than 700 pounds. The facility will have an earthen retention control structure and four sediment basins. The facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Brad Berk & Dale Berk Berk, Inc. P.O. Box 363 Concordia, KS 66901	NE/4 of Section 29, T06S, R02W, Cloud County	Lower Republican River Basin
Kansas Permit No. A-LRCD-H002		Federal Permit No. KS0093696

This is a modification and reissuance of a permit for an existing facility with a maximum capacity of 7,200 head (2,880 animal units) of swine more than 55 pounds. Modifications to the permit include the combination of two facilities previously permitted separately but under common ownership and management into a single permit. There is no expansion or addition of buildings at the facility and no change in the total permitted animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
John A. Kramer J-Six Farms Inc. - West P.O. Box 170 Seneca, KS 66538	SE/4 of Section 14, T04S, R01E, Washington County	Lower Republican River Basin
Kansas Permit No. A-LRWS-H006		Federal Permit No. KS0093629

This is a permit renewal for an existing facility with the maximum capacity for 4,800 head (1,920 animal units) of swine weighing greater than 55 pounds. The facility consists of four enclosed swine buildings. Solid and liquid waste is collected in concrete pits beneath the buildings, and then conveyed to an earthen retention structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Shari Diedrick Diedrick Farms Inc. 688 Evergreen Road Tescott, KS 67484	NE/4 of Section 07, T12S, R04W, Ottawa County	Saline River Basin
Kansas Permit No. A-SAOT-C001		Federal Permit No. KS0094625

This permit is being reissued for an existing facility for 500 head (500 animal units) of cattle weighing more than 700 pounds and 600 head (300 animal units) of cattle weighing less than 700 pounds. This represents a decrease in the permitted capacity and a change in animal type from the previous permitted capacity and animal type of 1,700 head (1,700 animal units) of cattle weighing more than 700 pounds. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Melvin Schlepp Blue View Farms 614 S. Quincy St. St. Francis, KS 67741	SW/4 of Section 14, T05S, R42W, Cheyenne County	Upper Republican River Basin
Kansas Permit No. A-URCN-B001		

This permit is being reissued for an existing facility with a maximum capacity of 400 head (400 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Larry and Steve Bloomfield Bloomfield Cattle Co. 687 27th Road Clifton, KS 66937	SE/4 of Section 24, T06S, R01E, Clay County	Lower Republican River Basin
Kansas Permit No. A-LRCY-B001		

This permit is being reissued for an existing facility with a maximum capacity of 350 head (350 animal units) of cattle more than 700

(continued)

pounds and 100 head (50 animal units) of cattle 700 pounds or less, for a total of 450 head (400 animal units) of cattle. There is no change in the permitted animal units.

(Published in the Kansas Register September 4, 2014.)

**Public Notice No. KS-AG-R-14-028/029**

Per K.S.A. 65-171d, the following registrations have been received for proposed confined feeding facilities:

Name and Address of Registrant	Legal Description	County
Art Sauder Livestock Services, Inc. P.O. Box 47 Great Bend, KS 67530	NW/4 of Section 20, T21S, R04W	McPherson
Name and Address of Registrant	Legal Description	County
Todd Wickstrum Wickstrum Farms, LLC 10950 Carnahan Road Olsburg, KS 66520	NW/4 of Section 22, T08S, R08E	Pottawatomie

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

All comments regarding the draft documents or application notices received on or before October 4 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-14-231/236, KS-AG-R-14-028/029) and name of the applicant/permittee when preparing comments.

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

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

Robert Moser, M.D.  
Secretary of Health  
and Environment

Doc. No. 042854

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

<b>\$156,445,000</b>
<b>General Obligation Bonds, Series 811</b>
<b>\$8,090,000</b>
<b>Taxable General Obligation Bonds, Series 813</b>
<b>\$11,230,000</b>
<b>General Obligation Bonds, Series 814</b>
<b>\$7,145,000</b>
<b>General Obligation Tax Increment Financing Bonds, Series 962</b>
<b>(General obligation bonds payable from unlimited ad valorem taxes)</b>

**Bids**

Subject to the Official Notice of Bond Sale dated August 26, 2014, **separate** electronic bids for the purchase of each series of the above-referenced bonds (collectively, the bonds) of the city of Wichita, Kansas, herein described will be received by the director of finance of the city via PARITY until 10 a.m. (CDT) Tuesday, September 16, 2014. No bid of less than 100 percent of the principal amount of each series of the bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof (the authorized denomination). The bonds will be dated October 1, 2014 (the dated date), and will become due as hereinafter set forth. The bonds will bear interest from the dated date at rates to be determined when each series of the bonds are sold as hereinafter provided, payable semiannually on June 1 and December 1, beginning June 1, 2015 (collectively, the interest payment dates).

**Series 811 Bonds.** The Series 811 Bonds will become due in principal installments as follows:

Payment Date (June 1)	Principal Amount*
2015	\$ 6,065,000
2016	6,250,000
2017	6,440,000
2018	6,630,000
2019	6,830,000
2020	7,035,000
2021	7,245,000
2022	7,465,000
2023	7,690,000
2024	7,915,000
2025	7,415,000
2026	7,645,000
2027	7,875,000
2028	8,120,000
2029	8,365,000
2030	8,625,000
2031	8,885,000
2032	9,160,000
2033	9,445,000
2034	11,345,000



**Series 813 Bonds.** The Series 813 Bonds will become due in principal installments as follows:

Payment Date (June 1)	Principal Amount*
2015	\$375,000
2016	430,000
2017	460,000
2018	485,000
2019	515,000
2020	545,000
2021	570,000
2022	605,000
2023	640,000
2024	675,000
2025	575,000
2026	605,000
2027	635,000
2028	315,000
2029	340,000
2030	320,000

**Series 814 Bonds.** The Series 814 Bonds will become due in principal installments as follows:

Payment Date (June 1)	Principal Amount*
2015	\$550,000
2016	565,000
2017	580,000
2018	595,000
2019	610,000
2020	625,000
2021	640,000
2022	660,000
2023	675,000
2024	690,000
2025	715,000
2026	730,000
2027	750,000
2028	775,000
2029	790,000
2030	240,000
2031	250,000
2032	255,000
2033	265,000
2034	270,000

**Series 962 Bonds.** The Series 962 Bonds will become due in principal installments as follows:

Payment Date (June 1)	Principal Amount*
2015	\$640,000
2016	655,000
2017	670,000
2018	685,000
2019	705,000
2020	720,000
2021	740,000
2022	760,000
2023	775,000
2024	795,000

### Book-Entry-Only System

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

### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

### Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the city in an amount equal to 2 percent of the principal amount of each series of the bonds.

### Delivery

The city will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about October 15, 2014, to DTC for the account of the successful bidder.

### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2013 is \$3,520,765,043. The total general obligation indebtedness of the city as of the closing date is \$837,430,000, which includes the bonds being sold and the city's temporary notes also dated as of the closing date, which will be issued on the closing date, less the city's previously issued temporary notes to be retired out of proceeds of the bonds and other funds on the closing date.

### Approval of Bonds

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

### Additional Information

Additional information regarding the bonds, the delivery of the deposit and notification regarding the same may be obtained from the Department of Finance, 12th Floor, City Hall, 455 N. Main, Wichita, KS 67202-1679, or by contacting:

Shawn Henning, Director of Finance  
316-268-4300  
Fax: 316-858-7520  
shenning@wichita.gov

Cheryl Busada, Debt Coordinator  
316-268-4143  
Fax: 316-858-7520  
cbusada@wichita.gov

Dated August 26, 2014.

City of Wichita, Kansas

\*Subject to change: see Notice of Bond Sale dated August 26, 2014.

Doc. No. 042862

(Published in the Kansas Register September 4, 2014.)

**Summary Notice of Bond Sale  
City of Garden City, Kansas  
\$2,910,000\*  
General Obligation Bonds  
Series B, 2014**

**Details of the Sale**

Subject to the terms and requirements of the Official Notice of Bond Sale dated August 19, 2014, of the city of Garden City, Kansas, bids to purchase the city's General Obligation Bonds, Series B, 2014, will be received at the office of the city clerk at the City Administrative Center, 301 N. 8th, Garden City, KS 67846, or by telefacsimile at 620-276-1169, until 11 a.m. (CDT) Tuesday, September 16, 2014. Bids received will be considered by the governing body at its meeting at 1 p.m. on the sale date.

No oral or auction bids for the bonds shall be considered, and no bid for less than 100 percent of the total principal amount of the bonds and accrued interest to the date of delivery shall be considered.

**Good Faith Deposit**

Each bidder must submit a good faith deposit in the form of cash, deposited in the city's account by electronic transfer, a certified or cashier's check made payable to the order of the city or a financial surety bond (all as further described in the Official Notice of Bond Sale), in an amount equal to 2 percent of the principal amount of the bonds.

**Details of the Bonds**

The bonds are dated October 1, 2014, and will be issued as registered bonds in the denomination of \$5,000 or any integral multiple thereof. Interest on the bonds is payable semiannually on May 1 and November 1 of each year, beginning May 1, 2015. Principal of the bonds becomes due on November 1 in the years and amounts as shown below:

Principal Amount	Maturity Date
\$245,000	2015
260,000	2016
270,000	2017
275,000	2018
285,000	2019
295,000	2020
305,000	2021
315,000	2022
325,000	2023
335,000	2024

**Payment of Principal and Interest**

The Kansas State Treasurer will serve as the bond registrar and paying agent for the bonds.

**Book-Entry Bonds**

The bonds will be issued and registered under a book-entry-only system administered by the Depository Trust Company, New York, New York (DTC).

The city will prepare the bonds at its expense and will deliver the registered bonds to DTC on or about October 15, 2014.

**Legal Opinion**

The bonds will be sold subject to the legal opinion of Triplett, Woolf & Garretson, LLC, Wichita, Kansas, bond counsel, whose fees will be paid by the city.

**Financial Matters**

The city's current assessed valuation for purposes of calculating statutory debt limitations is \$196,269,863. As of October 1, 2014, the city's total outstanding general obligation debt (including the bonds) is \$49,649,000, which excludes temporary notes outstanding in the amount of \$106,200, which will be retired out of the proceeds of the bonds herein offered for sale. The city's total indebtedness subject to debt limitation, as of October 1, 2014, is estimated to be \$25,448,083.05, which is 12.97 percent of the assessed valuation of the city.

**Additional Information**

For additional information contact the city clerk at the address and telephone number shown below or the city's financial advisor, Chuck Bouilly, George K. Baum & Co., 100 N. Main, Suite 810, Wichita, KS 67202, 316-264-9351.

City of Garden City, Kansas  
By Celyn N. Hurtado, City Clerk  
City Administrative Center, 301 N. 8th  
Garden City, KS 67846  
620-276-1100  
Fax: 620-276-1169

\*Principal amount subject to change.

Doc. No. 042864

**State of Kansas**

**Department of Agriculture  
Division of Conservation**

**Notice to Contractors**

Sealed bids for the rehabilitation of detention dam site D-34 in Jackson County will be received by the Delaware Watershed Joint District No. 10 at 125 W. 4th St., Holton, until 1:30 p.m. September 25, 2014, and then opened. The work consists of the following:

Pipe replacement — principal spillway — type and size DR21, 10 in. PVC AWWA C-905 — 26 lin. ft. Other specifications: Drawdown pipe and drain pipe 4" dia. PVC DR21 40 lin. ft. Stilling basin riprap 102 cu. yds. Nonwoven geotextile 8 oz/yd under riprap 160 sq. yds.

Hand-delivered bids may be carried to the watershed office until immediately prior to closing time for receipt of bids. The low bidder will be required to enter into a contract with the district providing a performance bond, payment bond and proof of insurance. Mailed bids should be marked "Invitation for Bids No. D-34R2" and addressed to the Delaware Watershed Joint District No. 10, P.O. Box 70, Holton, 66436.

Greg A. Foley  
Executive Director  
Division of Conservation

Doc. No. 042850

(Published in the Kansas Register September 4, 2014.)

(Published in the Kansas Register September 4, 2014.)

**City of Oswego, Kansas**

**Notice of Intent to Seek Private Placement  
General Obligation Bonds, Series 2014**

Notice is hereby given that the city of Oswego, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$135,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated August 25, 2014.

Carol Eddington  
City Clerk

Doc. No. 042857

**City of Fairway, Kansas**

**Notice of Intent to Seek Private Placement  
General Obligation Bonds, Series 2014-A**

Notice is hereby given that the city of Fairway, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$1,000,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated August 28, 2014.

Kathy Axelson  
City Administrator/City Clerk

Doc. No. 042866

**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. 4	112-N	9:00 a.m.	K-12 Student Performance and Efficiency Commission	School district officials' testimony regarding the commission's statutory charge.
Sept. 9	159-S	10:00 a.m.	Joint Committee on State Building Construction	Review 5-year capital improvement plans.
Sept. 10	159-S	9:00 a.m.	Joint Committee on State Building Construction	Review 5-year capital improvement plans.
Sept. 10	218-N	9:00 a.m.	Joint Committee on Special Claims Against the State	Review claims.
Sept. 18	346-S	9:00 a.m.	K-12 Student Performance and Efficiency Commission	Agenda not available.
Sept. 19	346-S	9:00 a.m.	K-12 Student Performance and Efficiency Commission	Agenda not available.
Sept. 19	Kansas Corporation Commission (KCC), 1st floor hearing room	10:00 a.m.	Kansas Electric Transmission Authority (KETA)	Agenda not available.

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 042861

## State of Kansas

## Kansas Insurance Department

Notice of Withdrawal of Proposed  
Administrative Regulation

The Kansas Insurance Department published a notice of hearing that was to be conducted at 1:30 p.m. Monday, October 27, in the third floor conference room, 420 S.W. 9th St., Topeka, to review the adoption of proposed amendment to regulation **K.A.R. 40-4-37e**, relating to long term care insurance policy provisions.

Please be advised that the Kansas Insurance Department is hereby amending the proposed regulation. Therefore, the public comment period and public hearing on the proposed regulation are cancelled.

The regulation will be redrafted and notice of public comment period and hearing will be republished in the future.

Diane Minear  
Staff Attorney

Doc. No. 042851

## State of Kansas

## Kansas Development Finance Authority

## Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, September 18, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

**Project No. 000905 – Maximum Principal Amount: \$145,699.** Owner/Operator: Jordan L. and Amy E. Jenkins. Description: Acquisition of 77 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Jordan L. and Amy E. Jenkins and is located at the East Half of the Northeast Quarter of Section 16, Township 17 South, Range 12 East of the 6th PM, Lyon County, Kansas, approximately 11.5 miles north of Emporia on Burlingame Road, 1 mile east on Road 280, and .75 mile north on Road S.

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

All individuals who appear at the hearing will be given an opportunity to express their views concerning the pro-

posal to issue the bond to finance the project, and all written comments previously filed with the KDFFA at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the KDFFA.

Tim Shallenburger  
President

Doc. No. 042865

## State of Kansas

## Kansas Development Finance Authority

## Notice of Hearing

A public hearing will be conducted by Kansas Development Finance Authority at 9 a.m. Thursday, September 18, in the conference room in the offices of the KDFFA, 555 S. Kansas Ave., Suite 202, Topeka, regarding the issuance of its Revenue Bonds (Clusters Apartments Multifamily Housing Project), Series 2014J, in an amount not to exceed \$3 million, plus related costs of issuance. The proceeds of the bonds will be used to finance the costs of acquisition and rehabilitation of an existing 75-unit Section 8 multifamily housing apartment complex to be operated as the Clusters Apartments and located at 1401 E. 23rd Ave. in Hutchinson, Kansas (the project). The project is being financed for Clusters LLP (the borrower). Security for the bonds will be a pledge by the borrower of facility revenues.

The bonds shall not be deemed to constitute a debt or liability of the state of Kansas or of any political subdivision thereof other than the KDFFA or a pledge of the full faith and credit of the state of Kansas or of any such political subdivision other than the KDFFA, and neither the state of Kansas nor any political subdivision thereof will be liable on the bonds, nor will the bonds be payable out of any funds other than those pledged and assigned under a loan agreement between the KDFFA and the borrower. The issuance of the bonds shall not, directly, indirectly or contingently, obligate the state or any political subdivision thereof to levy any form of taxation therefor or to make any appropriation for the payment thereof.

This public hearing does not impose any liability on the KDFFA or the state of Kansas but is an accommodation by the KDFFA to satisfy the requirements of Section 147(f) of the Internal Revenue Code of 1986, as amended.

All individuals who appear at the hearing will be given an opportunity to express their views for or against the proposed financing of the project, and all written comments previously filed with the KDFFA at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the KDFFA.

Tim Shallenburger  
President

Doc. No. 042853

## State of Kansas

## Department of Revenue

Notice of Hearing on Proposed  
Administrative Regulations

A public hearing will be conducted by the Department of Revenue at 9 a.m. Thursday, November 6, in the secretary's conference room, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, to consider new income tax regulations.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments from the public on the proposed regulations. All interested parties may submit written public comments on the proposed regulations prior to the hearing to Kathleen Smith, Tax Specialist, Office of Policy and Research, Room 230, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612, or kathleen.smith@kdor.ks.gov.

All interested parties will be given a reasonable opportunity to present their views, either orally or in writing or both, concerning the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Kathleen Smith at 785-296-3081 or TTY 785-296-6461. Disabled parking is located in State Parking Lot No. 2, south of the Docking Building facing Harrison Street. The east entrance to the Docking Building is accessible.

These regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and the economic impacts follows:

**Article 12.—INCOME TAX**

**Adoption of K.A.R. 92-12-146.** K.A.R. 92-12-146 provides definitions for the tax credit for low income students scholarship program.

**Economic Impact:** The Department of Revenue does not anticipate any impact on the department, other government agencies, or private businesses or individuals.

**Adoption of K.A.R. 92-12-147.** K.A.R. 92-12-147 provides the required information for tax credit agreements between the department and the scholarship granting organization for the tax credit for low income students scholarship program.

**Economic Impact:** The Department of Revenue does not anticipate any impact on the department, other government agencies, or private businesses or individuals.

**Adoption of K.A.R. 92-12-148.** K.A.R. 92-12-148 describes the tax credit application for the tax credit for low income students scholarship program.

**Economic Impact:** The Department of Revenue does not anticipate any impact on the department, other government agencies, or private businesses or individuals.

**Adoption of K.A.R. 92-12-149.** K.A.R. 92-12-149 requires quarterly reports by each scholarship granting or-

ganization through the tax credit for low income students scholarship program.

**Economic Impact:** The Department of Revenue does not anticipate any impact on the department, other government agencies, or private businesses or individuals.

A copy of the regulations and the economic impact statements may be obtained from Office of Policy and Research at the address above or via the department's website at [www.ksrevenue.org](http://www.ksrevenue.org).

Nick Jordan  
Secretary of Labor

Doc. No. 042849

## State of Kansas

## Bureau of Investigation

## Permanent Administrative Regulations

**Article 10.—COLLECTION AND REPORTING**

**10-10-5. Electronic reporting by district courts.** Each district court shall electronically report all case filings and dispositions for all violations of K.S.A. 8-1567, K.S.A. 2013 Supp. 8-1025, K.S.A. 2013 Supp. 21-5426, K.S.A. 2013 Supp. 21-6419, K.S.A. 2013 Supp. 21-6420, K.S.A. 2013 Supp. 21-6421 or K.S.A. 2013 Supp. 21-6422, and amendments thereto, to the central repository. The case filings and dispositions shall be electronically submitted by a method approved by the director. (Authorized by and implementing K.S.A. 2013 Supp. 22-4704, as amended by 2014 HB 2501, sec. 6; effective Aug. 23, 2013; amended, T-10-5-30-14, July 1, 2014; amended Sept. 19, 2014.)

Kirk D. Thompson  
Director

Doc. No. 042852

## State of Kansas

## Department of Wildlife, Parks and Tourism

## Permanent Administrative Regulations

**Article 4.—BIG GAME**

**115-4-4. Big game; legal equipment and taking methods.** (a) Hunting equipment for the taking of big game during a big game archery season shall consist of the following:

(1) Archery equipment.

(A) No bow shall have a mechanical device that locks the bow at full or partial draw.

(B) No bow or arrow shall have any electronic device attached to the bow or arrow that controls the flight of the arrow. Devices that may be attached to a bow or arrow shall include lighted pin, dot, or holographic sights; illuminated nocks; rangefinders; film or video cameras; and radio-frequency location devices.

(C) Each arrow used for hunting shall be equipped with a broadhead point incapable of passing through a ring with a diameter of three-quarters of an inch when fully expanded. A big game hunter using archery equipment

(continued)

may possess non-broadhead-tipped arrows while hunting if the arrows are not used to take or attempt to take big game animals.

(2) Crossbows and locking draws as authorized under K.A.R. 115-18-7.

(3) Crossbows using arrows that are equipped with broadhead points incapable of passing through a ring with a diameter of three-quarters of an inch when fully expanded. A big game hunter using crossbow equipment may possess non-broadhead-tipped arrows while hunting if the arrows are not used to take or attempt to take big game animals.

No crossbow or arrow shall have any electronic device attached to the crossbow or arrow that controls the flight of the arrow. Devices that may be attached to a crossbow or arrow shall include lighted pin, dot, or holographic sights; illuminated nocks; rangefinders; film or video cameras; and radio-frequency location devices.

(b) Hunting equipment for the taking of big game during a big game muzzleloader-only season shall consist of the following:

(1) Archery and crossbow equipment as authorized in subsection (a); and

(2) muzzleloading rifles, pistols, and muskets that can be loaded only through the front of the firing chamber with separate components and are .40 inches in diameter bore or larger. Only hard-cast solid lead, conical lead, or sabot bullets shall be used with muzzleloading rifles, pistols, and muskets.

(c) Hunting equipment for the taking of big game during a big game firearm season shall consist of the following:

(1) Archery and crossbow equipment as authorized in subsection (a);

(2) muzzleloader-only season equipment as authorized in subsection (b);

(3) centerfire rifles and handguns that are not fully automatic, while using only hard-cast solid lead, soft point, hollow point, or other expanding bullets; and

(4) shotguns using only slugs.

(d) (1) Each individual hunting deer or elk during a firearms deer or elk season and each individual assisting an individual hunting deer or elk as authorized by K.A.R. 115-4-2 or K.A.R. 115-18-15 during a firearms deer or elk season shall wear outer clothing of a bright orange color commonly referred to as daylight fluorescent orange, hunter orange, blaze orange, or safety orange. This bright orange color shall be worn as follows:

(A) A hat with the exterior of not less than 50 percent of the bright orange color, an equal portion of which is visible from all directions; and

(B) at least 100 square inches of the bright orange color that is on the front of the torso and is visible from the front and at least 100 square inches that is on the rear of the torso and is visible from the rear.

(2) Lures, decoys except live decoys, and nonelectric calls shall be legal while hunting big game.

(3) Any individual may use blinds and stands while hunting big game.

(4) Optical scopes or sights that project no visible light toward the target and do not electronically amplify visi-

ble light or detect infrared light or thermal energy may be used.

(5) Any range-finding device, if the device does not project visible light toward the target, may be used.

(6) Devices capable of dispensing lethal, debilitating, or immobilizing chemicals to take big game animals shall not be used.

(e) Shooting hours for deer, antelope, and elk during each day of any deer, antelope, or elk hunting season shall be from one-half hour before sunrise to one-half hour after sunset.

(f) Horses and mules may be used while hunting big game, except that horses and mules shall not be used for herding or driving big game.

(g) Firearm report-suppressing devices may be used.

(h) Handguns may be possessed during all big game seasons. However, no handgun shall be used to take deer except as legal equipment specified in subsection (c) during a big game firearms season.

(i) Dogs may be used to retrieve dead or wounded big game animals if the following requirements are met:

(1) Each dog shall be maintained on a handheld leash at all times while tracking the big game animal.

(2) An individual tracking big game animals outside of legal shooting hours shall not carry any equipment capable of harvesting the big game animal.

(3) Each individual harvesting a big game animal shall be limited to the equipment type for the permit and the season that is authorized.

(4) Each individual participating in the tracking of the big game animal shall have a hunting license, unless the individual is exempt by law or regulation. (Authorized by and implementing K.S.A. 2013 Supp. 32-807 and K.S.A. 2013 Supp. 32-937; effective June 1, 2001; amended April 19, 2002; amended April 22, 2005; amended June 2, 2006; amended April 13, 2007; amended April 11, 2008; amended May 21, 2010; amended April 20, 2012; amended April 19, 2013; amended Sept. 19, 2014.)

Robin L. Jennison  
Secretary of Wildlife,  
Parks and Tourism

Doc. No. 042848

## State of Kansas

### Department of Agriculture Division of Animal Health

#### Permanent Administrative Regulations

#### Article 3.—SWINE BRUCELLOSIS AND CERVID

**9-3-6. Definitions.** As used in K.A.R. 9-3-6 through 9-3-17, each of the following terms shall have the meaning specified in this regulation:

(a) "Adult domesticated cervid" means any domesticated cervid that is 12 months of age or older.

(b) "Affected herd" means any domesticated cervid herd in which tissues or fluids collected from a live animal or carcass of an animal tested positive for any infectious or contagious disease for which the herd may be quarantined, including chronic wasting disease (CWD), bovine tuberculosis (TB), or *Brucella abortus* (brucellosis),

using an approved test conducted at an approved laboratory.

(c) "Animal" means a member of the family Cervidae, unless otherwise stated.

(d) "APHIS" means the animal and plant health inspection service of the United States department of agriculture.

(e) "Approved laboratory" means any laboratory approved by APHIS to conduct brucellosis, TB, and CWD testing.

(f) "Approved test" means any test for brucellosis, TB, or CWD conducted under protocols established by APHIS.

(g) "Cervid" means any member of the family Cervidae and hybrids, including deer, elk, moose, caribou, reindeer, and related species.

(h) "Chronic wasting disease" and "CWD" mean a nonfebrile, transmissible spongiform encephalopathy that is insidious and degenerative and that affects the central nervous system of cervids.

(i) "Commingling" means grouping animals in a manner in which physical contact among animals could occur, including maintaining animals in the same pasture or enclosure. This term shall not include holding animals at a sale, during transportation, during artificial insemination, or in other situations in which only limited contact is involved.

(j) "Commissioner" means Kansas animal health commissioner.

(k) "CWD-clean herd" means a herd that has been a participating herd for at least 10 years in Kansas or in a state with a CWD monitoring program of equivalent status.

(l) "CWD-exposed animal" means an animal that is part of a CWD-positive herd or that has been exposed to a CWD-positive animal or contaminated premises within the previous five years.

(m) "CWD-exposed herd" means a herd in which a CWD-positive animal has resided within five years before that animal's diagnosis as CWD-positive, as determined by an APHIS employee or representative of the commissioner.

(n) "CWD-infected herd" means any herd with a confirmed CWD-positive animal that has not completed a herd plan.

(o) "CWD-positive animal" means any cervid that tests positive on an approved test at an approved laboratory.

(p) "CWD-source herd" means a herd that is identified through testing or epidemiological investigations to be the source of CWD-positive animals identified in other herds.

(q) "CWD-suspect animal" means any cervid that showed clinical signs of the disease before death, but whose results on an approved test are inconclusive or have not yet been reported.

(r) "CWD-suspect herd" means a herd for which unofficial CWD test results, laboratory evidence, or clinical signs suggest a diagnosis of CWD, as determined by an APHIS employee or state representative, but for which confirmatory laboratory results have been inconclusive or not yet reported.

(s) "Depopulate" means to remove, from a premises, animals that are determined to be infected or exposed to a specific disease by means of euthanizing the animals or by moving the animals to an approved slaughter facility for slaughter.

(t) "Domesticated cervid" means "domesticated deer," as defined in K.S.A. 47-2101 and amendments thereto.

(u) "Domesticated cervid permit" means the permit required by K.S.A. 47-2101, and amendments thereto, to sell or raise any cervid.

(v) "Herd" means a group of animals maintained on the same premises or two or more groups of animals maintained in a manner that results in commingling.

(w) "Herd inventory" means an accounting that lists each adult domesticated cervid by its sex, age, breed or species, official identification and any other identification and that is confirmed by an accredited veterinarian or by a representative of the commissioner.

(x) "Herd plan" means a signed written agreement between the herd owner, the commissioner, and the APHIS administrator, detailing any testing requirements and allowable movements into and out of an affected herd. The herd plan may also include requirements on fencing, decontamination, and cleanup of premises.

(y) "Herd status" means the number of years during which a herd owner's participating herd has been in an approved CWD monitoring program, indicating the probability that the herd is not affected by the disease. Herd status is determined by the length of time the herd has been monitored for CWD and by the herd owner's full compliance with the program.

(z) "Official identification" means the identification required by K.S.A. 47-2101, and amendments thereto, which for any animal in a participating herd shall be in the form of a unique means of identification approved by APHIS and the commissioner. Acceptable forms of official identification shall include electronic implants, which are also known as microchips, radio frequency identification (RFID) tags, tamper-resistant tags, and national uniform eartagging system tags but shall exclude ear tattoos and flank tattoos.

(aa) "Participating herd" means any herd enrolled in the CWD monitoring program.

(bb) "Premises" means the grounds and buildings occupied by a herd and equipment used in the husbandry of the herd.

(cc) "Program" means the CWD monitoring program or the APHIS herd certification program, whichever is applicable.

(dd) "TB" means bovine tuberculosis. (Authorized by and implementing K.S.A. 2013 Supp. 47-607d, 47-610, and 47-2101; effective Sept. 19, 2014.)

**9-3-7. Fees.** (a) Each applicant for an annual domesticated cervid permit issued pursuant to K.S.A. 47-2101 et seq., and amendments thereto, shall pay one of the following application fees:

(1) For 1-19 domesticated cervids, \$75.00;

(2) for 20-49 domesticated cervids, \$125.00; or

(3) for 50 or more domesticated cervids, \$175.00.

(b) Only those individuals with a current domesticated cervid permit may possess domesticated cervids.

(continued)

(c) Each applicant shall submit the application for a domesticated cervid permit at least 30 days before taking possession of any domesticated cervid. (Authorized by and implementing K.S.A. 2013 Supp. 47-2101; effective Sept. 19, 2014.)

**9-3-8. Records.** Each holder of a domesticated cervid permit shall maintain records for each domesticated cervid purchased, acquired, held, transported, sold, or disposed of in any other manner. Each cervid, regardless of age, that enters a herd or leaves a herd alive for any purpose other than for direct movement to slaughter shall have official identification before change of ownership. The records shall be held for at least five years after the animal dies or leaves the premises and shall include the following information:

(a)(1) The name and either the residential or business address of the person from whom each domesticated cervid was acquired; and

(2) the geographic location from which each domesticated cervid was acquired, if this location is different from the residential or business address in paragraph (a)(1);

(b) the date each domesticated cervid was acquired or, if born on the premises, the year of birth of the domesticated cervid;

(c) a description of each domesticated cervid, including the following characteristics:

(1) The species or breed;

(2) the age;

(3) all official identification numbers;

(4) the sex; and

(5) any other significant identification for that animal, including any of the following types of identification:

(A) An ear tag;

(B) an ear tattoo;

(C) an ear notch; or

(D) any brands, scars, or other permanent markings that help identify the animal;

(d)(1) The name and either the residential or business address of the person to whom any domesticated cervid is sold, given, or bartered or to whom the domesticated cervid is otherwise delivered;

(2) the geographic location to which the domesticated cervid is delivered, if this location is different from the residential or business address in paragraph (d)(1); and

(3) the date and method of disposition; and

(e) if the domesticated cervid dies, is euthanized, or is slaughtered, the following additional information:

(1) The date of the death of the animal;

(2) the cause of death of the animal; and

(3) the method of disposition of the animal. (Authorized by and implementing K.S.A. 2013 Supp. 47-2101; effective Sept. 19, 2014.)

**9-3-9. Certificate of veterinary inspection; importation and intrastate movement requirements and permits.** (a) Each cervid imported into Kansas shall be identified with official identification and shall be accompanied by a certificate of veterinary inspection.

(b) Each individual importing a cervid into Kansas shall obtain an import permit from the Kansas department of agriculture, division of animal health before the

cervid enters Kansas. The cervid shall not be allowed entry into Kansas without this permit.

(c) Each animal of the genera *Odocoileus*, *Cervus*, and *Alces*, including whitetail deer, mule deer, black-tailed deer and associated subspecies, North American elk (wapiti), red deer, sika deer, moose, and any hybrids of these species, regardless of age, not moving directly to a licensed slaughter establishment within Kansas shall originate and move directly from a herd with at least five years of herd status in the APHIS herd certification program or an equivalent program administered by the office of the state veterinarian in the state of origin.

Muntjacs, Père David's deer, reindeer or caribou, fallow deer, and axis deer shall be exempt from the monitoring requirements for CWD in K.A.R. 9-3-15 and 9-3-16. Other cervid species may be exempted by the commissioner if the species are determined by APHIS to be nonsusceptible to CWD.

(d) Each adult domesticated cervid, except whitetail deer and mule deer, that is entering Kansas from another state, is not moving directly to a licensed slaughter establishment within Kansas, and has not originated and moved directly from an APHIS-certified brucellosis-free herd shall be required to test negative for brucellosis, using an approved test, within 30 days before entry into Kansas.

(e) All cervids originating from an area identified by APHIS as a designated surveillance area shall be prohibited entry into Kansas.

(f) Each domesticated cervid, except nursing young under four months of age and accompanied by their dam, that is entering Kansas, is not from a herd accredited by APHIS to be TB-free, and is not moving directly to a licensed slaughter establishment in Kansas shall be required to test negative for TB, using an approved test administered twice at least 90 days apart. The first test shall be administered no more than 180 days before entry into Kansas, and the second test administered no more than 90 days before entry.

(g) Any imported cervid may be quarantined for a re-test for TB by order of the commissioner.

(h) Each domesticated cervid, alive or dead, transported within the state of Kansas shall be accompanied by a completed transportation notice signed by the shipper on a form provided by the Kansas department of agriculture, division of animal health. One copy of the notice shall be mailed to the commissioner, one copy shall accompany the shipment, and one copy shall be retained by the shipper. The shipper shall possess a current domesticated cervid permit. (Authorized by K.S.A. 2013 Supp. 47-607, 47-607d, and 47-2101; implementing K.S.A. 2013 Supp. 47-607, 47-607a, and 47-2101; effective Sept. 19, 2014.)

**9-3-10. Brucellosis.** (a) Each sexually intact adult domesticated cervid, except whitetail deer, mule deer, and any other species designated by the commissioner as nonsusceptible to brucellosis, that is changing ownership within Kansas and is not intended for immediate slaughter shall originate and move directly from a herd certified by APHIS to be brucellosis-free or shall be required to test negative for brucellosis by an approved test con-



ducted at an approved laboratory within 30 days before the change of ownership. The designation of nonsusceptibility shall be based on written confirmation from APHIS veterinary services that the species is not considered susceptible to brucellosis.

(b) The owner of any herd infected with brucellosis shall take either of the following steps:

(1) Quarantine and depopulate the herd; or

(2) quarantine the herd until a herd plan to eradicate brucellosis from the infected herd has been completed. (Authorized by K.S.A. 2013 Supp. 47-610; implementing K.S.A. 2013 Supp. 47-610 and K.S.A. 47-614; effective Sept. 19, 2014.)

**9-3-11. Tuberculosis.** (a) The following portions of the document titled "bovine tuberculosis eradication: uniform methods and rules, effective January 22, 1999," published by APHIS, are hereby adopted by reference:

(1) Part I, except the definitions of "affected herd," "approved laboratory," "herd," and "individual herd plan";

(2) part II, except II.A and II.K.3;

(3) part IV;

(4) part VI; and

(5) appendix 1.

(b) All testing and sample collection for the testing of TB in cervids shall be conducted by a licensed and accredited veterinarian in the state of origin who has been certified by APHIS to conduct TB testing in cervids.

(c) Each adult domesticated cervid that is changing ownership within Kansas, is not intended for immediate slaughter, and has not originated and moved directly from a herd accredited by APHIS to be TB-free shall be required to test negative for TB by an approved test conducted within 90 days before change of ownership.

(d) The owner of each herd infected with TB shall take one of the following steps:

(1) Quarantine and depopulate the herd; or

(2) quarantine the herd until a herd plan to eradicate TB from the infected herd has been completed.

(e) Any imported cervid may be quarantined for a test for TB by order of the commissioner. The test shall be at the owner's expense. (Authorized by K.S.A. 2013 Supp. 47-607d and 47-610; implementing K.S.A. 2013 Supp. 47-607, 47-610, 47-631, and 47-634; effective Sept. 19, 2014.)

**9-3-12. Confinement, handling, and health.** (a) Perimeter fencing. Each owner shall confine domesticated cervids with perimeter fencing, which shall meet the following requirements:

(1) Provide a barrier that prevents the escape of the domesticated cervids confined within and prevents the entry of wild cervids from outside the fenced area;

(2) be structurally sound;

(3) be in good repair; and

(4) be of sufficient height to prevent escape, but not less than eight feet for elk, red deer, whitetail deer, moose, and mule deer and not less than six feet for all other types of domesticated cervid. Any perimeter fencing constructed before January 23, 1998 that does not meet the height requirements in this paragraph may be utilized subject to written approval of the commissioner. All new fencing constructed on these premises shall meet the requirements of this paragraph.

(b) Facilities.

(1) Each owner shall provide handling facilities, which shall be adequate to allow each domesticated cervid to be physically handled without undue harm to the domesticated cervid or the handler.

(2) Each access lane and catch pen shall be constructed of materials and shall be of a design adequate to safely contain domesticated cervids for any inspection, identification, testing, quarantine, or other action required by the commissioner.

(c) Herd management. The owner shall provide each domesticated cervid with free access to the following:

(1) Clean water;

(2) adequate feed;

(3) appropriate shelter, natural or otherwise; and

(4) protection from predators.

(d) Health. Each owner or handler of domesticated cervids shall meet the requirements of all federal and state regulations for contagious and communicable diseases. (Authorized by and implementing K.S.A. 2013 Supp. 47-2101; effective Sept. 19, 2014.)

**9-3-13. Escaped domesticated cervids.** (a) The owner of any domesticated cervid that has escaped confinement shall report the animal as missing to the commissioner within 48 hours of noticing the animal missing. This report shall include the following information:

(1) The breed or species of cervid that has escaped;

(2) the sex of the escaped animal;

(3) the date the animal was found to be missing;

(4) the official identification of the animal; and

(5) any secondary identification on the animal, including plastic tags and brands.

(b) The owner of an escaped domesticated cervid shall bear the cost of recovering that animal.

(c) The following types of domesticated cervids shall be immediately destroyed without compensation to the owner upon the order of the commissioner:

(1) Any escaped domesticated cervid from a herd that is quarantined because the herd is infected with or has been exposed to any infectious or contagious disease; or

(2) any escaped domesticated cervid that is deemed by the commissioner to constitute a hazard to livestock or wildlife through the spread of disease. (Authorized by K.S.A. 2013 Supp. 47-610 and 47-2101; implementing K.S.A. 2013 Supp. 47-610, K.S.A. 47-614, and K.S.A. 2013 Supp. 47-2101; effective Sept. 19, 2014.)

**9-3-14. Handling, care, treatment, and transportation.** The following portions of 9 C.F.R. part 3, as in effect on January 1, 2013, as applied to cervids, are hereby adopted by reference:

(a) Secs. 3.125 through 3.133, except sec. 3.127(d); and

(b) secs. 3.136 through 3.142, except that in sec. 3.136(c), "a veterinarian accredited by this Department" shall be replaced by "a veterinarian accredited by APHIS," and "part 160 of this title" shall be replaced by "9 C.F.R. Part 160." (Authorized by and implementing K.S.A. 2013 Supp. 47-610 and 47-2101; effective Sept. 19, 2014.)

**9-3-15. Participation in the chronic wasting disease monitoring program.** (a) Each participating herd shall be

*(continued)*

maintained or held only on premises for which a current domesticated cervid permit has been issued by the commissioner. If a herd owner wishes to maintain separate herds, the herd owner shall maintain separate herd inventories, records, working facilities, water sources, equipment, and land use. There shall be a buffer zone of at least 30 feet between the perimeter fencing around each separate herd, and no commingling may occur. Movement between herds shall be recorded as if the herds were separately owned.

(b) Each application for enrollment of a herd in the chronic wasting disease program shall be submitted on a form provided by the commissioner and shall include the following:

(1) Documentation that a current domesticated cervid permit has been issued to the owner of the premises on which the herd is held or maintained;

(2) a copy of an initial herd inventory, including documentation of at least one form of official identification for each animal and one form of other visible identification, including eartags, brands, and any other means that are unique to that animal in the herd; and

(3) adequate herd records and documentation of the history of the herd since it originated or over at least the previous 60 months, whichever is less, including the following:

(A) For each animal added to the herd, any available records documenting the herd status of the herd from which the animal was transferred; and

(B) records establishing that no animal has displayed any clinical signs of CWD and that the herd has not had any CWD-positive animals.

(c) The date of the initial application into the CWD monitoring program shall be the anniversary date. On initial application, a herd inventory, including all official identification and any other identification, shall be completed and confirmed by means of visual inspection by an accredited veterinarian or a representative of the commissioner.

An application accompanied by a herd inventory, including all official identification and any other identification, shall be completed annually and confirmed by an accredited veterinarian or by a representative of the commissioner. Each herd inventory shall be filed at least 11 months and no more than 13 months after the last anniversary date of the participating herd's enrollment in the program. A visual inspection of the identification listed on the herd inventory shall be conducted and confirmed by an accredited veterinarian or by a representative of the commissioner at least once every three years.

An approved test for CWD shall be administered to the carcass of each animal that is 12 months of age or older at the time the animal dies or is slaughtered, unless an exception is granted by the commissioner.

(d) Failure to comply with this regulation shall result in a reduction or loss of herd status. (Authorized by and implementing K.S.A. 2013 Supp. 47-610 and 47-2101; effective Sept. 19, 2014.)

**9-3-16. Program levels.** (a) Each participating herd shall be assigned herd status based on the following:

(1) The number of years that the participating herd has been under surveillance with no evidence of CWD; and

(2) the herd owner's compliance with K.A.R. 9-3-15.

Herd status shall be reassigned based on the herd status of each herd from which the participating herd has received any animal.

(b)(1) Each of the following shall start at the entry level of year one:

(A) Each herd that has not received any animal from a herd with previous herd status;

(B) each herd that has received any animal of unknown herd status; and

(C) each herd that is not currently a participating herd.

(2) Application for renewal and advancement within the CWD monitoring program shall be yearly as described in K.A.R. 9-3-15. Each herd meeting the requirements of K.A.R. 9-3-15 shall advance one year in herd status for every year during which these requirements are met. Each participating herd with at least 10 years with no evidence of CWD shall be considered a CWD-clean herd. To maintain herd status as a CWD-clean herd, a herd shall receive animals only from other CWD-clean herds.

(c) Any owner of a herd in which all animals received have been moved directly from herds of a designated herd status within Kansas, or from a state with a CWD monitoring program equivalent to the Kansas program, may apply for the same level of herd status. However, the participating herd shall be assigned the herd status of the herd with the lowest herd status from which the participating herd has obtained any animal.

(d) Each herd that receives any animals from a herd of lesser herd status shall drop to the lowest level of herd status of the animals received. If a participating herd receives any animals of unknown or no herd status, then the herd status of the participating herd shall be reduced to year one. (Authorized by and implementing K.S.A. 2013 Supp. 47-610 and 47-2101; effective Sept. 19, 2014.)

**9-3-17. CWD-infected herds.** Each CWD-infected herd shall be subject to the following requirements:

(a) A herd quarantine shall be issued by the commissioner immediately after receiving a report from an approved laboratory of a positive test for CWD in an animal from a herd.

(b) A herd plan shall be developed by a representative of the commissioner and the owner within 21 days of the date the herd quarantine is issued. This herd plan shall be approved by the owner, the state APHIS representative, and the commissioner and shall detail how animal movement into and from the CWD-infected herd may occur.

(c) Each domesticated cervid permittee shall notify the commissioner of the death of any animal in a CWD-infected herd. The notice shall be given to the commissioner within 24 hours of the discovery of the animal's death. An approved test shall be administered by a designee of the commissioner to the carcass of each animal in the CWD-infected herd that dies.

(d) If an animal in a CWD-infected herd shows symptomatic or clinical signs of CWD, the domesticated cervid permittee shall notify the commissioner. The animal shall be euthanized and administered an approved test by a designee of the commissioner.

(e) The carcass of each CWD-positive animal shall be disposed of only by a method and at a site approved by the commissioner and the secretary of the Kansas department of health and environment or the secretary's designee.

(f) The quarantine on the CWD-infected herd shall be removed after five consecutive years in which there are no animals in the CWD-infected herd with any clinical signs of CWD and no positive results on an approved test. The owner of a CWD-infected herd may apply to reenroll the herd in the program with a year-five herd status. (Authorized by K.S.A. 2013 Supp. 47-610 and 47-2101; implementing K.S.A. 2013 Supp. 47-610, K.S.A. 47-614, K.S.A. 2013 Supp. 47-622 and 47-2101; effective Sept. 19, 2014.)

**Article 29.—CERVIDAE**

**9-29-1, 9-29-2, and 9-29-3.** (Authorized by and implementing K.S.A. 47-2101; effective Jan. 23, 1998; revoked Sept. 19, 2014.)

**9-29-4.** (Authorized by K.S.A. 1996 Supp. 47-607 and K.S.A. 47-607d; implementing K.S.A. 1996 Supp. 47-607 and K.S.A. 47-607a; effective Jan. 23, 1998; revoked Sept. 19, 2014.)

**9-29-5.** (Authorized by K.S.A. 1996 Supp. 47-607, K.S.A. 47-607d, 47-610, 47-611, and 47-657; implementing K.S.A. 1996 Supp. 47-607, K.S.A. 47-608, 47-610, 47-612, 47-614, and 47-657; effective Jan. 23, 1998; revoked Sept. 19, 2014.)

**9-29-6.** (Authorized by K.S.A. 1998 Supp. 47-607, K.S.A. 47-607d, 47-610, 47-611, and 47-631; implementing K.S.A. 1998 Supp. 47-607, K.S.A. 47-608, 47-610, 47-612, 47-614, 47-631, 47-632, 47-633a, 47-634, and K.S.A. 1998

Supp. 47-635; effective Jan. 23, 1998; amended July 2, 1999; revoked Sept. 19, 2014.)

**9-29-7.** (Authorized by K.S.A. 47-2101; implementing K.S.A. 47-122; effective Jan. 23, 1998; revoked Sept. 19, 2014.)

**9-29-8.** (Authorized by K.S.A. 47-610; implementing K.S.A. 47-122, 47-610 and 47-614; effective Jan. 23, 1998; revoked Sept. 19, 2014.)

**9-29-9.** (Authorized by K.S.A. 1996 Supp. 47-607, 47-607d, 47-610, 47-611, 47-631, and 47-657; implementing K.S.A. 1996 Supp. 47-607, K.S.A. 47-610, 47-631, and 47-657; effective Jan. 23, 1998; revoked Sept. 19, 2014.)

**9-29-10.** (Authorized by K.S.A. 47-607d; implementing K.S.A. 47-608 and 47-2101; effective Jan. 23, 1998; revoked Sept. 19, 2014.)

**9-29-11.** (Authorized by K.S.A. 47-607d, 47-610, and 47-631; implementing K.S.A. 47-608, 47-610, 47-611 and 47-631; effective Jan. 23, 1998; revoked Sept. 19, 2014.)

**9-29-12, 9-29-13, and 9-29-14.** (Authorized by K.S.A. 47-607d, 47-610, and 47-2101, as amended by L. 2001, Ch. 5, Sec. 176; implementing K.S.A. 47-610 and 47-2101, as amended by L. 2001, Ch. 5, Sec. 176; effective Jan. 18, 2002; revoked Sept. 19, 2014.)

**9-29-15.** (Authorized by K.S.A. 47-607, 47-607d, 47-610, and 47-2101, as amended by L. 2001, Ch. 5, Sec. 176; implementing K.S.A. 47-607, 47-610, 47-614, 47-622, and 47-2101, as amended by L. 2001, Ch. 5, Sec. 176; effective Jan. 18, 2002; revoked Sept. 19, 2014.)

Jackie McClaskey  
Secretary of Agriculture

Doc. No. 042836

**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 2013 Supplement of the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

Reg. No.	Action	Register
1-9-22	Amended	V. 33, p. 885
1-14-11	Amended	V. 33, p. 886

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
4-16-1a	Amended	V. 32, p. 408
4-16-1c	Amended	V. 32, p. 409
4-16-7a	Amended	V. 32, p. 410
4-16-306	New	V. 32, p. 410
4-17-1a	Revoked	V. 32, p. 411
4-17-1c	Revoked	V. 32, p. 411
4-17-300	Revoked	V. 32, p. 411
4-17-302 through 4-17-305	Revoked	V. 32, p. 411

4-28-2	Amended	V. 32, p. 349
4-28-6	Amended	V. 32, p. 499
4-28-8	Amended	V. 32, p. 349
4-28-9 through 4-28-16	Revoked	V. 32, p. 349
4-28-33	New	V. 32, p. 499
4-28-34	New	V. 32, p. 500

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

Reg. No.	Action	Register
5-7-1	Amended	V. 33, p. 325
5-7-4	Amended	V. 33, p. 325
5-7-4b	New	V. 33, p. 326
5-16-1	Amended	V. 32, p. 566
5-16-2	Revoked	V. 32, p. 566
5-16-3	Amended	V. 32, p. 566
5-16-4	Amended	V. 32, p. 567
5-16-5	Revoked	V. 32, p. 567
5-16-6	Amended	V. 32, p. 567
5-16-7	Amended	V. 32, p. 567

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

Reg. No.	Action	Register
9-7-4	Amended	V. 32, p. 1170

**AGENCY 10: KANSAS BUREAU OF INVESTIGATION**

Reg. No.	Action	Register
10-10-2	Amended	V. 32, p. 960
10-10-5	New	V. 32, p. 960
10-10-5	Amended (T)	V. 33, p. 627

**AGENCY 11: DEPARTMENT OF AGRICULTURE—DIVISION OF CONSERVATION**

Reg. No.	Action	Register
11-12-1 through 11-12-7	Amended	V. 32, p. 501-503

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

Reg. No.	Action	Register
14-13-1	Amended	V. 32, p. 148
14-13-2	Amended	V. 32, p. 149
14-13-3	Revoked	V. 32, p. 150
14-13-4 through 14-13-10	Amended	V. 32, p. 150, 151
14-13-11	Revoked	V. 32, p. 152
14-13-13	Amended	V. 32, p. 152
14-13-15	Amended	V. 32, p. 153
14-13-16	New	V. 32, p. 407
14-13-17	New	V. 32, p. 408
14-13-18	New	V. 32, p. 408

**AGENCY 16: ATTORNEY GENERAL**

Reg. No.	Action	Register
16-8-1 through 16-8-7	New (T)	V. 32, p. 864-866
16-8-1 through 16-8-7	New	V. 32, p. 1238-1240
16-11-7	Amended	V. 32, p. 1289

(continued)

16-11-7 Amended (T) V. 33, p. 730  
 16-13-1 New (T) V. 33, p. 731

**AGENCY 17: OFFICE OF THE STATE BANK COMMISSIONER**

Reg. No.	Action	Register
17-11-18	Amended	V. 33, p. 684
17-11-21	Amended	V. 33, p. 684

**AGENCY 20: CRIME VICTIMS COMPENSATION BOARD**

Reg. No.	Action	Register
20-1-1	Amended	V. 32, p. 1528
20-1-2	Revoked	V. 32, p. 1528
20-2-1	Revoked	V. 32, p. 1528
20-2-2	Amended	V. 32, p. 1528
20-2-3	Amended	V. 32, p. 1529
20-2-4	Revoked	V. 32, p. 1529
20-2-7	Amended	V. 32, p. 1529
20-2-8	Amended	V. 32, p. 1529
20-2-9	Amended	V. 32, p. 1530
20-6-1	Revoked	V. 32, p. 1530
20-15-1	Revoked	V. 32, p. 1530
20-15-2	Revoked	V. 32, p. 1530

**AGENCY 22: STATE FIRE MARSHAL**

Reg. No.	Action	Register
22-4-2	Revoked	V. 32, p. 1217
22-4-3	Revoked	V. 32, p. 1217
22-4-4	Revoked	V. 32, p. 1217
22-4-5	New (T)	V. 32, p. 859
22-4-5	New	V. 32, p. 1217
22-8-4	Revoked	V. 33, p. 371
22-8-7	Revoked	V. 33, p. 371
22-8-11	Amended	V. 33, p. 371
22-8-12	Amended	V. 33, p. 371

**AGENCY 26: DEPARTMENT FOR AGING AND DISABILITY SERVICES**

Reg. No.	Action	Register
26-39-100	Amended (T)	V. 32, p. 867
26-39-100	Amended	V. 32, p. 1241
26-50-10	New (T)	V. 32, p. 870
26-50-10	New	V. 32, p. 1244
26-50-12	New (T)	V. 32, p. 871
26-50-12	New	V. 32, p. 1244
26-50-20	New (T)	V. 32, p. 871
26-50-20	New	V. 32, p. 1244
26-50-22	New (T)	V. 32, p. 871
26-50-22	New	V. 32, p. 1245
26-50-24	New (T)	V. 32, p. 872
26-50-24	New	V. 32, p. 1246
26-50-26	New (T)	V. 32, p. 873
26-50-26	New	V. 32, p. 1246
26-50-30	New (T)	V. 32, p. 873
26-50-30	New	V. 32, p. 1247
26-50-32	New (T)	V. 32, p. 874
26-50-32	New	V. 32, p. 1247
26-50-34	New (T)	V. 32, p. 874
26-50-34	New	V. 32, p. 1248
26-50-36	New (T)	V. 32, p. 874
26-50-36	New	V. 32, p. 1248
26-50-38	New (T)	V. 32, p. 875
26-50-38	New	V. 32, p. 1248
26-50-40	New (T)	V. 32, p. 875
26-50-40	New	V. 32, p. 1249

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

Reg. No.	Action	Register
28-1-23	New	V. 33, p. 309
28-4-550	Amended	V. 33, p. 200
28-4-552	Revoked	V. 33, p. 202
28-4-556	Revoked	V. 33, p. 202
28-4-564	Amended	V. 33, p. 202
28-4-565	Amended	V. 33, p. 203
28-4-568	Amended	V. 33, p. 203
28-4-569	Amended	V. 33, p. 204
28-4-573	Amended	V. 33, p. 204
28-4-801	Amended	V. 32, p. 1026
28-4-814	Amended	V. 32, p. 1027
28-4-816	Amended	V. 32, p. 1028
28-4-820	Amended	V. 32, p. 1029
28-4-821	Amended	V. 32, p. 1030

28-4-1250 through  
 28-4-1269 New (T) V. 33, p. 8-24  
 28-4-1250 through  
 28-4-1269 New V. 33, p. 262-278  
 28-14-1 Amended V. 33, p. 518  
 28-14-2 Amended V. 33, p. 518  
 28-16-28g Amended V. 33, p. 643  
 28-29-109 Amended V. 32, p. 938  
 28-29-1600 through  
 28-29-1608 New V. 32, p. 1194-1199  
 28-30-2 through  
 28-30-6 Amended V. 32, p. 522-525  
 28-31-260b New V. 32, p. 415  
 28-31-268 Amended V. 32, p. 416  
 28-32-13 Amended V. 32, p. 208  
 28-35-147a Amended V. 32, p. 260  
 28-39-164 through  
 28-39-168 Revoked (T) V. 32, p. 876  
 28-39-169a Revoked (T) V. 32, p. 876  
 28-39-169b Revoked (T) V. 32, p. 876  
 28-39-169c Revoked (T) V. 32, p. 876

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

Reg. No.	Action	Register
30-6-34	Revoked (T)	V. 32, p. 1376
30-6-34	Revoked	V. 33, p. 142
30-6-35	Revoked (T)	V. 32, p. 1376
30-6-35	Revoked	V. 33, p. 142
30-6-36	Revoked (T)	V. 32, p. 1376
30-6-36	Revoked	V. 33, p. 142
30-6-39	Revoked (T)	V. 32, p. 1376
30-6-39	Revoked	V. 33, p. 142
30-6-40	Revoked (T)	V. 32, p. 1376
30-6-40	Revoked	V. 33, p. 142
30-6-41	Revoked (T)	V. 32, p. 1376
30-6-41	Revoked	V. 33, p. 142

30-6-50 through  
 30-6-56 Revoked (T) V. 32, p. 1376  
 30-6-50 through  
 30-6-56 Revoked V. 33, p. 142, 143  
 30-6-60 Revoked (T) V. 32, p. 1376  
 30-6-60 Revoked V. 33, p. 143  
 30-6-63 Revoked (T) V. 32, p. 1377  
 30-6-63 Revoked V. 33, p. 143  
 30-6-65 Revoked (T) V. 32, p. 1377  
 30-6-65 Revoked V. 33, p. 143  
 30-6-70 Revoked (T) V. 32, p. 1377  
 30-6-70 Revoked V. 33, p. 143  
 30-6-78 Revoked (T) V. 32, p. 1377  
 30-6-78 Revoked V. 33, p. 143  
 30-6-80 Revoked (T) V. 32, p. 1377  
 30-6-80 Revoked V. 33, p. 143  
 30-6-81 Revoked (T) V. 32, p. 1377  
 30-6-81 Revoked V. 33, p. 143  
 30-6-82 Revoked (T) V. 32, p. 1377  
 30-6-82 Revoked V. 33, p. 143

30-6-85 through  
 30-6-89 Revoked (T) V. 32, p. 1377  
 30-6-85 through  
 30-6-89 Revoked V. 33, p. 143  
 30-6-91 Revoked (T) V. 32, p. 1377  
 30-6-91 Revoked V. 33, p. 143  
 30-6-94 Revoked (T) V. 32, p. 1377  
 30-6-94 Revoked V. 33, p. 143  
 30-6-95 Revoked (T) V. 32, p. 1377  
 30-6-95 Revoked V. 33, p. 143  
 30-6-103 Revoked (T) V. 32, p. 1377  
 30-6-103 Revoked V. 33, p. 144  
 30-6-106 through  
 30-6-113 Revoked (T) V. 32, p. 1378, 1379  
 30-6-106 through  
 30-6-113 Revoked V. 33, p. 144, 145

30-6-120 Revoked (T) V. 32, p. 1379  
 30-6-120 Revoked V. 33, p. 145  
 30-6-140 Revoked (T) V. 32, p. 1379  
 30-6-140 Revoked V. 33, p. 145  
 30-6-150 Revoked (T) V. 32, p. 1379  
 30-6-150 Revoked V. 33, p. 145  
 30-14-1 Revoked (T) V. 32, p. 1379  
 30-14-1 Revoked V. 33, p. 145  
 30-14-2 Revoked (T) V. 32, p. 1379  
 30-14-2 Revoked V. 33, p. 145  
 30-14-3 Revoked (T) V. 32, p. 1379  
 30-14-3 Revoked V. 33, p. 145  
 30-14-20 Revoked (T) V. 32, p. 1379  
 30-14-20 Revoked V. 33, p. 145  
 30-14-21 Revoked (T) V. 32, p. 1379  
 30-14-21 Revoked V. 33, p. 145  
 30-14-23 through  
 30-14-26 Revoked (T) V. 32, p. 1379  
 30-14-23 through  
 30-14-26 Revoked V. 33, p. 145  
 30-14-28 through  
 30-14-31 Revoked (T) V. 32, p. 1379  
 30-14-28 through  
 30-14-31 Revoked V. 33, p. 145  
 30-14-50 Revoked (T) V. 32, p. 1380  
 30-14-50 Revoked V. 33, p. 145

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-20	Amended	V. 32, p. 183
40-1-28	Amended	V. 33, p. 68
40-1-37	Amended	V. 33, p. 68
40-1-48	Amended	V. 33, p. 68
40-2-14a	Amended	V. 32, p. 183
40-3-59	New	V. 33, p. 68
40-16-1	New	V. 33, p. 69
40-16-2	New	V. 33, p. 69

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

Reg. No.	Action	Register
44-12-211	Amended	V. 33, p. 577
44-12-212	Amended	V. 33, p. 577
44-12-601	Amended	V. 33, p. 577
44-15-204	New (T)	V. 32, p. 862
44-15-204	New	V. 32, p. 1150

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

Reg. No.	Action	Register
51-9-7	Amended	V. 32, p. 1299
51-9-15	Revoked	V. 32, p. 836
51-9-17	Amended	V. 32, p. 88

**AGENCY 54: STATE LIBRARY OF KANSAS**

Reg. No.	Action	Register
54-4-1	New	V. 33, p. 225

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-4-101	Amended	V. 33, p. 580
60-8-101	Amended	V. 33, p. 580
60-9-105	Amended	V. 32, p. 411
60-9-106	Amended	V. 32, p. 412
60-9-107	Amended	V. 32, p. 413
60-11-119	Amended	V. 33, p. 580
60-12-106	Amended	V. 32, p. 414
60-13-101	Amended	V. 33, p. 580
60-16-102	Amended	V. 32, p. 1216

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended (T)	V. 33, p. 627
66-6-4	Amended (T)	V. 33, p. 628
66-8-3	Amended	V. 32, p. 1488
66-8-6	Amended	V. 32, p. 1488
66-8-7	Amended (T)	V. 33, p. 629
66-9-6	Amended (T)	V. 33, p. 629

66-9-7	Amended	V. 32, p. 1488
66-10-1	Amended	V. 32, p. 1489
66-10-3	Amended	V. 32, p. 1489
66-10-9	Amended	V. 32, p. 1489
66-10-13	Amended	V. 32, p. 1489
66-10-13	Amended (T)	V. 33, p. 629
66-10-14	Amended	V. 32, p. 1490
66-10-14	Amended (T)	V. 33, p. 629
66-11-1	Amended	V. 32, p. 1490
66-11-1a	Amended (T)	V. 33, p. 630
66-11-2	Revoked	V. 32, p. 1490
66-11-4	Amended (T)	V. 33, p. 630
66-12-1	Amended (T)	V. 33, p. 630
66-14-1	Amended	V. 32, p. 1490

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-11-1	Amended	V. 33, p. 493
68-11-2	Amended	V. 33, p. 493
68-21-1	Amended	V. 33, p. 493
68-21-2	Amended	V. 33, p. 494

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-3-27	Amended	V. 33, p. 108
69-3-29	New	V. 33, p. 108
69-11-1	Amended	V. 33, p. 108
69-11-2	Amended	V. 33, p. 108
69-12-5	Amended	V. 33, p. 108
69-15-1	Amended	V. 33, p. 517
69-15-3	Amended	V. 33, p. 108
69-15-4	Amended	V. 33, p. 109
69-15-5	Amended	V. 33, p. 109
69-15-7	Amended	V. 33, p. 109
69-15-12		
through		
69-15-15	Amended	V. 33, p. 109-111
69-15-17	Amended	V. 33, p. 111
69-15-30	Amended	V. 33, p. 518

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-3-9	Amended	V. 32, p. 504
71-4-1	Amended	V. 33, p. 492

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-2-1	Amended	V. 33, p. 241
74-2-7	Amended	V. 33, p. 242
74-4-9	Amended	V. 33, p. 242
74-5-2	Amended	V. 33, p. 243
74-5-101	Amended	V. 33, p. 244
74-5-202	Amended	V. 33, p. 244
74-5-406	Amended	V. 33, p. 244
74-5-407	Amended	V. 33, p. 245
74-6-2	Amended	V. 33, p. 245
74-11-6	Amended	V. 33, p. 245
74-11-7	Amended	V. 33, p. 246
74-11-15	Revoked	V. 33, p. 246

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

Reg. No.	Action	Register
81-14-9	Amended	V. 32, p. 1235
81-14-11	New	V. 32, p. 1238

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-3-135a	Amended	V. 32, p. 940
82-3-602	Amended	V. 32, p. 940
82-3-603	Amended	V. 32, p. 940
82-3-604	Amended	V. 32, p. 941
82-3-607	Amended	V. 32, p. 942
82-3-608	New	V. 32, p. 942
82-3-1300		
through		
82-3-1307	New	V. 32, p. 942, 943
82-3-1400	New	V. 32, p. 1354
82-3-1401	New	V. 32, p. 1355
82-3-1402	New	V. 32, p. 1355
82-4-1	Amended	V. 32, p. 1077

82-4-3a		
through		
82-4-3d	Amended	V. 32, p. 1079-1099
82-4-3f		
through		
82-4-3o	Amended	V. 32, p. 1100-1119
82-4-6d	Amended	V. 32, p. 1119
82-4-8a	Amended	V. 32, p. 1121
82-4-20	Amended	V. 32, p. 1121
82-4-27	Amended	V. 32, p. 1122
82-4-29	Amended	V. 32, p. 1122
82-4-39	Amended	V. 32, p. 1122
82-4-48a	Amended	V. 32, p. 1122

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-200		
through		
91-1-204	Amended (T)	V. 33, p. 764-772
91-1-220	Amended (T)	V. 33, p. 775
91-31-32	Amended	V. 32, p. 1527
91-42-1	New	V. 32, p. 317
91-42-2	New	V. 32, p. 317

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-51-21	Amended	V. 32, p. 1325
92-56-1	Amended	V. 33, p. 371
92-56-2	Amended	V. 33, p. 372
92-56-4	Amended	V. 33, p. 374
92-56-5	Amended	V. 33, p. 375
92-56-6		
through		
92-56-9	New	V. 33, p. 375, 376

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

Reg. No.	Action	Register
93-6-2	Amended	V. 32, p. 1454
93-6-3	Amended	V. 32, p. 1454
93-6-6	Amended	V. 32, p. 1455

**AGENCY 98: KANSAS WATER OFFICE**

Reg. No.	Action	Register
98-1-1	Amended	V. 32, p. 995
98-1-2	Revoked	V. 32, p. 996
98-2-1	Amended	V. 32, p. 996
98-2-2	Amended	V. 32, p. 996
98-2-3		
through		
98-2-20	Revoked	V. 32, p. 996
98-4-1		
through		
98-4-5	Amended	V. 32, p. 996-998
98-4-6	Revoked	V. 32, p. 998
98-4-7	Revoked	V. 32, p. 998
98-4-8	Amended	V. 32, p. 998
98-4-9	Revoked	V. 32, p. 999
98-4-10	Revoked	V. 32, p. 999
98-5-1	Revoked	V. 32, p. 999
98-5-2		
through		
98-5-8	Amended	V. 32, p. 999-1001
98-5-9	New	V. 32, p. 1001
98-6-1	Revoked	V. 32, p. 1002
98-6-3	Amended	V. 32, p. 1002
98-6-4	Amended	V. 32, p. 1003
98-7-1		
through		
98-7-4	New	V. 32, p. 1003, 1004
98-7-6	New	V. 32, p. 1005
98-8-1	New	V. 32, p. 1005
98-8-2	New	V. 32, p. 1006
98-8-3	New	V. 32, p. 1006

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

Reg. No.	Action	Register
99-25-1	Amended	V. 32, p. 960
99-25-9	Amended	V. 32, p. 960
99-40-3	Amended	V. 32, p. 960

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-7-3	Amended (T)	V. 32, p. 916
102-7-3	Amended	V. 32, p. 1356

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

Reg. No.	Action	Register
109-1-1	Amended	V. 32, p. 226
109-1-1a	Revoked	V. 32, p. 229
109-2-2	Amended	V. 32, p. 1512
109-2-5	Amended	V. 32, p. 612
109-2-7	Amended	V. 33, p. 644
109-2-11	Amended	V. 33, p. 644
109-2-13	Amended	V. 33, p. 646
109-3-5	Amended	V. 33, p. 849
109-5-3	Amended	V. 32, p. 230
109-5-5	Amended	V. 32, p. 231
109-11-1	Revoked	V. 32, p. 231
109-11-3	Revoked	V. 32, p. 231
109-11-4	Revoked	V. 32, p. 231
109-11-5	Revoked	V. 32, p. 231
109-11-6	Revoked	V. 32, p. 231
109-15-1	Amended	V. 32, p. 231
109-15-2	Amended	V. 33, p. 7
109-16-1	New	V. 33, p. 8

**AGENCY 110: DEPARTMENT OF COMMERCE**

Reg. No.	Action	Register
110-6-1	Revoked	V. 32, p. 1049
110-6-1a	Revoked	V. 32, p. 1049
110-6-2		
through		
110-6-7	Revoked	V. 32, p. 1049, 1050
110-6-8		
through		
110-6-12	New	V. 32, p. 1050-1053
110-12-1		
through		
110-12-6	Revoked	V. 32, p. 854

**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. The following regulations were filed after December 15, 2013:

Reg. No.	Action	Register
111-2-314	New	V. 33, p. 59
111-2-315	New	V. 33, p. 758
111-4-3295		
through		
111-4-3305	New	V. 33, p. 35-44
111-4-3306		
through		
111-4-3310	New	V. 33, p. 60-64
111-4-3311		
through		
111-4-3316	New	V. 33, p. 395-397
111-4-3317		
through		
111-4-3325	New	V. 33, p. 646-653
111-4-3326		
through		
111-4-3333	New	V. 33, p. 685-688

(continued)

111-4-3334	New	V. 33, p. 709
111-4-3335	New	V. 33, p. 710
111-4-3336	through	
111-4-3340	New	V. 33, p. 732-736
111-4-3341	New	V. 33, p. 758
111-4-3342	New	V. 33, p. 759
111-4-3343	New	V. 33, p. 760
111-4-3344	New	V. 33, p. 887
111-4-3345	New	V. 33, p. 761
111-4-3346	through	
111-4-3355	New	V. 33, p. 888-898
111-5-23	Amended	V. 33, p. 397
111-5-25	Amended	V. 33, p. 398
111-5-26	Amended	V. 33, p. 398
111-5-28	Amended	V. 33, p. 399
111-5-31	Amended	V. 33, p. 400
111-5-200	Amended	V. 33, p. 400
111-5-212a	New	V. 33, p. 688
111-5-213	through	
111-5-217	New	V. 33, p. 689, 690
111-5-218	New	V. 33, p. 898
111-7-261	New	V. 33, p. 654
111-7-262	New	V. 33, p. 898
111-9-199	through	
111-9-203	New	V. 33, p. 45-47
111-9-204	New	V. 33, p. 690
111-9-205	New	V. 33, p. 691
111-9-206	New	V. 33, p. 737
111-9-207	New	V. 33, p. 737
111-15-3	Amended	V. 33, p. 401
111-15-5	Amended	V. 33, p. 402
111-17-9	Amended	V. 33, p. 48
111-17-10	Amended	V. 33, p. 48
111-17-12	New	V. 33, p. 65
111-17-13	New	V. 33, p. 403
111-17-14	New	V. 33, p. 738
111-17-15	Amended	V. 33, p. 899
111-301-17	Amended	V. 33, p. 900
111-301-18	Amended	V. 33, p. 900
111-301-19	Amended	V. 33, p. 901
111-301-22	Amended	V. 33, p. 473
111-301-26	Amended	V. 33, p. 473
111-301-28	Amended	V. 33, p. 474
111-301-29	Amended	V. 33, p. 474
111-301-45	New	V. 33, p. 901
111-301-46	New	V. 33, p. 902
111-312-5	Amended	V. 33, p. 763
111-312-7	Amended	V. 33, p. 763
111-401-195	New	V. 33, p. 902
111-501-6	Amended	V. 33, p. 65
111-501-101	Amended	V. 33, p. 67

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

Reg. No.	Action	Register
115-2-1	Amended	V. 32, p. 1299
115-2-3	Amended	V. 33, p. 90
115-4-2	Amended	V. 33, p. 708
115-4-4	Amended	V. 32, p. 319
115-4-4a	Amended	V. 32, p. 320
115-4-11	Amended	V. 32, p. 483
115-4-15	Amended	V. 33, p. 90
115-5-1	Amended	V. 32, p. 854
115-5-2	Amended	V. 32, p. 855
115-6-1	Amended	V. 32, p. 855
115-7-10	Amended	V. 32, p. 1300
115-8-1	Amended	V. 33, p. 709
115-8-2	Amended	V. 32, p. 856
115-8-23	Amended	V. 32, p. 857
115-9-8	Amended	V. 32, p. 89
115-14-14	Amended	V. 32, p. 90
115-16-5	Amended	V. 32, p. 857
115-18-7	Amended	V. 32, p. 320
115-40-1	through	
115-40-6	New	V. 32, p. 858, 859

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-2-2	Amended	V. 33, p. 830
117-3-2	Amended	V. 33, p. 831
117-4-2	Amended	V. 33, p. 832
117-5-2	Amended	V. 33, p. 833
117-7-1	Amended	V. 33, p. 473
117-20-3	New	V. 32, p. 89
117-20-4	Amended	V. 33, p. 834
117-20-7	New	V. 32, p. 89

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

Reg. No.	Action	Register
123-6-105	Amended (T)	V. 33, p. 732
123-6-105a	New (T)	V. 33, p. 732

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

Reg. No.	Action	Register
128-1-1	Amended	V. 32, p. 1455
128-2-1	Amended	V. 32, p. 1456
128-2-3a	New	V. 32, p. 1457
128-2-6	through	
128-2-9	Amended	V. 32, p. 1457, 1458
128-2-12	Amended	V. 32, p. 1458
128-2-13	Amended	V. 32, p. 1458
128-3-1	Amended	V. 32, p. 1459
128-4-2	through	
128-4-9	Amended	V. 32, p. 1460-1465
128-5-1	Amended	V. 32, p. 1466
128-5-2	Amended	V. 32, p. 1466
128-5-3	New	V. 32, p. 1467
128-6-1	Amended	V. 32, p. 1467
128-6-6	New	V. 32, p. 1472
128-6-7	New	V. 32, p. 1472

**AGENCY 129: DEPARTMENT OF HEALTH AND ENVIRONMENT—DIVISION OF HEALTH CARE FINANCE**

Reg. No.	Action	Register
129-1-1	New (T)	V. 32, p. 1380
129-1-1	New	V. 33, p. 146
129-2-1	New (T)	V. 32, p. 1380
129-2-1	New	V. 33, p. 146
129-2-2	New	V. 33, p. 146
129-5-1	Amended	V. 33, p. 754
129-6-30	New (T)	V. 32, p. 1380
129-6-30	New	V. 33, p. 146
129-6-34	New (T)	V. 32, p. 1380
129-6-34	New	V. 33, p. 146
129-6-35	New (T)	V. 32, p. 1382
129-6-35	New	V. 33, p. 148
129-6-36	New (T)	V. 32, p. 1382
129-6-36	New	V. 33, p. 148
129-6-38	Revoked (T)	V. 32, p. 1382
129-6-38	Revoked	V. 33, p. 148
129-6-39	New (T)	V. 32, p. 1382
129-6-39	New	V. 33, p. 148
129-6-41	New (T)	V. 32, p. 1382
129-6-41	New	V. 33, p. 149
129-6-42	New (T)	V. 32, p. 1383
129-6-42	New	V. 33, p. 149
129-6-50	through	
129-6-57	New (T)	V. 32, p. 1383-1388
129-6-50	through	
129-6-57	New	V. 33, p. 149-154
129-6-60	New (T)	V. 32, p. 1390
129-6-60	New	V. 33, p. 156
129-6-63	New (T)	V. 32, p. 1391
129-6-63	New	V. 33, p. 157
129-6-65	New (T)	V. 32, p. 1391

129-6-65	New	V. 33, p. 157
129-6-70	through	
129-6-74	New (T)	V. 32, p. 1391, 1392
129-6-70	through	
129-6-74	New	V. 33, p. 157, 158
129-6-77	Revoked (T)	V. 32 p. 1393
129-6-77	Revoked	V. 33, p. 159
129-6-80	through	
129-6-89	New (T)	V. 32, p. 1393-1395
129-6-80	through	
129-6-89	New	V. 33, p. 159-161
129-6-91	New (T)	V. 32, p. 1395
129-6-91	New	V. 33, p. 161
129-6-94	through	
129-6-97	New (T)	V. 32, p. 1395, 1396
129-6-94	through	
129-6-97	New	V. 33, p. 161, 162
129-6-103	New (T)	V. 32, p. 1396
129-6-103	New	V. 33, p. 162
129-6-106	through	
129-6-113	New (T)	V. 32, p. 1397-1405
129-6-106	through	
129-6-113	New	V. 33, p. 163-171
129-6-120	New (T)	V. 32, p. 1407
129-6-120	New	V. 33, p. 172
129-6-140	New (T)	V. 32, p. 1407
129-6-140	New	V. 33, p. 173
129-6-150	New (T)	V. 32, p. 1407
129-6-150	New	V. 33, p. 173
129-6-151	Amended (T)	V. 32, p. 1408
129-6-151	Amended	V. 33, p. 173
129-6-152	Amended (T)	V. 32, p. 1408
129-6-152	Amended	V. 33, p. 174
129-6-153	New (T)	V. 32, p. 1408
129-6-153	New	V. 33, p. 174
129-10-31	Amended	V. 32, p. 1488
129-14-2	New (T)	V. 32, p. 1409
129-14-2	New	V. 33, p. 174
129-14-3	New (T)	V. 32, p. 1409
129-14-3	New	V. 33, p. 175
129-14-20	New (T)	V. 32, p. 1409
129-14-20	New	V. 33, p. 175
129-14-21	New (T)	V. 32, p. 1410
129-14-21	New	V. 33, p. 175
129-14-22	Revoked (T)	V. 32, p. 1410
129-14-22	Revoked	V. 33, p. 175
129-14-23	New (T)	V. 32, p. 1410
129-14-23	New	V. 33, p. 176
129-14-25	New (T)	V. 32, p. 1410
129-14-25	New	V. 33, p. 176
129-14-26	New (T)	V. 32, p. 1411
129-14-26	New	V. 33, p. 176
129-14-27	Amended (T)	V. 32, p. 1411
129-14-27	Amended	V. 33, p. 177
129-14-28	New (T)	V. 32, p. 1412
129-14-28	New	V. 33, p. 177
129-14-30	through	
129-14-37	New (T)	V. 32, p. 1412-1414
129-14-30	through	
129-14-37	New	V. 33, p. 178-180
129-14-40	New (T)	V. 32, p. 1414
129-14-40	New	V. 33, p. 180
129-14-50	New (T)	V. 32, p. 1415
129-14-50	New	V. 33, p. 180
129-14-51	Amended (T)	V. 32, p. 1415
129-14-51	Amended	V. 33, p. 180
129-14-52	Amended (T)	V. 32, p. 1415
129-14-52	Amended	V. 33, p. 180

**Kansas Register**  
**Secretary of State**  
**1st Floor, Memorial Hall**  
**120 S.W. 10th Ave.**  
**Topeka, KS 66612-1594**

---