



Kansas Register

Kris W. Kobach, Secretary of State

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May 11, 2017

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State of Kansas

(Published in the Kansas Register May 11, 2017.)

Pooled Money Investment Board

Kansas Water Authority

Notice of Investment Rates

Notice of Meeting

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

The Kansas Water Authority will meet Wednesday, May 17, and Thursday, May 18, at the Garden City Clarion Inn and Conference Center, 1911 E. Kansas Ave., Garden City, Kansas. The meeting will be from 4:00 to 5:30 p.m. on May 17 and start at 8:00 a.m. on May 18.

Effective 5-8-17 through 5-14-17

Term	Rate
1-89 days	0.91%
3 months	0.89%
6 months	1.01%
12 months	1.16%
18 months	1.22%
2 years	1.30%

Katie Patterson-Ingels,
Communications Director

Doc. No. 045394

Scott Miller
Director of Investments

Doc. No. 045391

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Salina Interparochial Credit Union

Notice of Application for Change in Field of Membership

The Kansas Department of Credit Unions has received an application for a change in field of membership from Salina Interparochial Credit Union, 1927 S. Ohio St., Salina, Kansas, to alter its field of membership by the addition of the following counties:

Persons living or working in the counties of Saline, McPherson, Dickinson, Ottawa, Cloud, and Ellsworth and members of their families.

Questions concerning the application may be directed to the Kansas Department of Credit Unions, 700 SW Jackson St., Suite 803, Topeka, 66612, 785-296-3021.

Curtis Bishop
President

Doc. No. 045377

(Published in the Kansas Register May 11, 2017.)

North Central Regional Planning Commission

Notice to Bidders

A request for bid for six (6) single axle enclosed cargo trailers will be accepted by the North Central Regional Planning Commission, 109 N. Mill St., Beloit, KS 67420 until 10:00 a.m. (CDT) Friday, May 26, 2017 at which time they will be publicly opened and read aloud at the same address. Copies of the Request for Proposal and project specifications can be accessed by going to <http://procurement.ncrpc.org/HS/projects.html> or by contacting the NCRPC at 785-738-2218 or lcpeters@nckcn.com. This action is being taken on behalf of the South Central Kansas Regional Homeland Security Council. Estimated project value exceeds \$5,000.

Lisa Peters
Homeland Security Clerk

Doc. No. 045395

(Published in the Kansas Register May 11, 2017.)

City of Lenexa

Notice to Bidders

Sealed bids for Amenity Zone – 89th St./Penrose Lane – 46 TE-0429-01 will be accepted by the City of Lenexa, Kansas at the Community Development Department, Lenexa City Hall, 12350 W. 87th St. Parkway, Lenexa, KS 66215, until 1:00 p.m. (local time) on May 26, 2017, at which time bids will be publicly opened and read aloud at the Lenexa City Hall. Any bid received after the designated closing time will not be considered and will be returned unopened.

All bids shall be submitted to the Community Development Department Customer Service Staff (Main Level) in sealed envelopes addressed to the City of Lenexa, Kansas, Attention: City Clerk, and marked "Bid for: Amenity Zone – 89th St./Penrose Lane – 46 TE-0429-01. Copies of

plans, specifications, bidding documents, and other Contract Documents are on file at:

Drexel Technologies, Inc.
10840 W. 86th St.
Lenexa, KS 66214

Bidders desiring Contract Documents for use in preparing bids may obtain a set of such documents at the address above.

Plans and specifications may be downloaded from the Drexel Technologies, Inc. website set forth below

<http://planroom.drexeltech.com/>

Note: davis bacon wage rates apply to this project

Each bidder will be responsible for ensuring that it has received any and all addenda issued by city in accordance with ib-10 of the instructions to bidders.

Contractors should read and be fully familiar with all contract documents including addenda before submitting a bid. In submitting a bid, the bidder warrants that it has read the contract documents and is fully familiar therewith and that it has visited the site of the work to fully inform itself as to all existing conditions and limitations and shall include in its bid a sum to cover the cost of all items of the work as specified in the contract documents.

No oral telegraphic, telephonic proposals or alterations will be considered. Facsimile transmissions will not be accepted.

The following items must be included in the sealed envelope with the bid:

- a. Bid Form;
- b. 5% Bid Security— Bid Bond, Cashier’s Check or Certified Check (see below); and
- c. Acknowledgment of Addenda issued by City.

Each bidder shall file with its bid a bid bond, a cashier’s check, or a certified check drawn on an acceptable bank, made payable to City of Lenexa, Kansas, in an amount equal to five percent (5%) of the total bid, which shall be retained by City of Lenexa, Kansas until a Contract for the project has been executed. Bid Bonds will be returned to the bidders, with the exception of the best and lowest and second best and second lowest responsible bidders, within twenty-one (21) days after their bids are rejected. The bid deposit of the lowest and the second lowest responsible bidders will be returned when the Performance Bond, Maintenance Bond, and Statutory Bond, each in an amount equal to 100% of the Contract amount; required insurance certificates and other required documents shall have been furnished and the Contract Documents have been executed by the successful bidder.

In the event the low bidder is unable to execute the Contract, for whatever reason, within the time provided in the Notice of Award, City may annul the Notice of Award and the bid deposit may be forfeited and City shall exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security or specific performance.

City reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn by written
(continued)

request of the bidder received in the office of City Clerk, prior to the time and date for bid opening.

From and after the release of this Notice, any party intending to bid on the above referenced Project, including their officers, employees, agents, or contractors are specifically prohibited from communicating with any elected or appointed official of the City, directly or indirectly, with regard to the award of the contract for the Project listed above, except as specifically authorized by the Instructions to Bidders. Any such unauthorized communication may result in the automatic disqualification of such bidder.

All bidders agree that rejection shall create no liability on the part of city because of such rejection, and the filing of any bid in response to this notice shall constitute an agreement of the bidder to these conditions.

If this section is completed, a Mandatory Pre-Bid Conference will be held at:

Lenexa City Hall, Executive Conference Room (UL)
May 17, 2017, at 1:00 p.m.

Katy Crow, City Clerk
City of Lenexa, Kansas

Doc. No. 045378

(Published in the Kansas Register May 11, 2017.)

City of Overland Park, Kansas

Notice to Bidders

Bids for **Downtown Overland Park Bicycle and Pedestrian Improvements, Overland Park Project No. ST-1661 and KDOT Project No. 46 N-0651-01** will be received by the city of Overland Park, Kansas, online through QuestCDN until 2:00 p.m. local time on June 13, 2017. At that time all bids will be publicly opened and read aloud in the City Council Chamber, City Hall. Any bid received after the designated closing time will be returned unopened.

In order to be considered a qualified bidder, the online bid must be completed and submitted, and the following documents must be uploaded to the site: KDOT certifications (listed below), all addenda acknowledged and the acknowledgement. One of the following must also be uploaded: copy of the bid bond, copy of cashier's check, or Surety2000 authorization code.

Contractors desiring the contract documents for use in preparing bids may obtain a set of such documents from QuestCDN. Bid documents can be downloaded electronically for a non-refundable fee of \$20 by providing QuestCDN Project Number 5113693 on the Project Search Page on the Quest website www.questcdn.com, or www.opkansas.org/doing-business/bids-and-proposals. You can contact QuestCDN at 1-952-233-1632 or info@questcdn.com for assistance with membership registration, downloading, electronic bidding, and working with digital documents. For questions regarding the bid documents or for project information, please call Brian Shields at 913-895-6024.

No oral, facsimile or telephonic bids or alterations will be considered.

Signed KDOT Certifications:

- Certification – Noncollusion and History of Debarment
- Declaration – Limitations on Use of Federal Funds for Lobbying

- Required Contract Provision – DBE Contract Goal
- Certification—Contractual Services with a Current Legislator or a Current Legislator's Firm
- Tax Clearance Certificate

Each bidder shall submit with its bid a PDF copy of the original bid bond, or a PDF copy of a cashier's check drawn on an acceptable bank, made payable, without condition, to the City of Overland Park, Kansas, in an amount of not less than five percent (5%) of the total bid. The bidder may choose to provide a bid bond authorization code provided to them by Surety2000, which the bidder shall keep in effect until the city gives written notice that it may be released. If the bidder provides a PDF copy of a bid bond or a PDF copy of a certified cashier's check, the original must be provided to the city after the bid opening and by the end of business of the second business day after the bid opening. The bid security shall be retained by the city of Overland Park until a contract for the project has been executed. Bid bonds will be returned or written notice of release will be given to the unsuccessful bidders, with the exception of the second qualifying bidder, at such time as their bids are rejected. In the event the successful bidder is unable to execute the contract, for whatever reason, the city may exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security.

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn through the QuestCDN site, prior to the time and date for bid opening; provided, however, that no bidder may withdraw its bid for a period of thirty (30) days from the date set for the opening thereof. All bidders agree that rejection shall create no liability on the part of the city because of such rejection. It is understood by all bidders that an unsuccessful bidder has no cause of action against the city for bid preparation costs. The filing of any bid in response to this invitation shall constitute an agreement of the bidder to these conditions.

Jennifer Gilbert, Contract Specialist
Public Works Department
City of Overland Park, Kansas

Doc. No. 045409

(Published in the Kansas Register May 11, 2017.)

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 10:00 a.m. Friday, June 9, 2017 for the following project:

**KDOT Project No. 87N-0639-01/472-
85254/211553/666005
(OCA Code 707098/620849)**

Douglas and Hydraulic Intersection

Plans and specifications for this project will be available on May 10, 2017. Requests for the bid documents and plans should be directed to ARC Document Solutions at 316-264-9344 or you may contact Jody Doyle, 316-268-4503. Other questions should be directed to the respective design engineer, 316-268-4236.

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 five per cent (5%) 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. 045407

State of Kansas

Board of Regents Universities

Notice to Bidders

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

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

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

Kansas State University – Bid postings: <https://dfs.k-state.edu/rfq>. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: 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: <http://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: 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 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: purchasing@ku.edu.

University of Kansas Medical Center – Bid postings: <http://www.kumc.edu/finance/purchasing/bid-opportunities.html>. Additional contact info: phone: 913-588-1115. Mailing address: University of Kansas Medical Center, Purchasing Department, Mail Stop 2034, 3901 Rainbow Blvd., Kansas City, KS 66160.

Wichita State University – Bid postings: <http://www.wichita.edu/purchasing>. Additional contact info: phone: 316-978-3080, fax: 316-978-3528. Mailing address: Wichita State University,

Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Ephrom Marks
Associate Director of Procurement
Operations & Strategic Sourcing
The University of Kansas Procurement Services

Doc. No. 044666

State of Kansas

**Department of Administration
Procurement and Contracts**

Notice to Bidders

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

- | | | |
|------------|------------|---|
| 05/25/2017 | EVT0005085 | Gas Chromatographer/Mass Spectrometer and Service Agreement |
| 05/25/2017 | EVT0005106 | GPS Survey Grade System (GNSS) |
| 05/22/2017 | EVT0005105 | Trucks with Utility Bodies |
| 05/22/2017 | EVT0005107 | Enclosed Trailers |
| 05/22/2017 | EVT0005108 | Truck, Cab, and Chassis |
| 05/31/2017 | EVT0005102 | Pre-Employments Physicals |
| 05/31/2017 | EVT0005065 | Kindergarten Readiness Services |
| 06/30/2017 | EVT0005082 | Agricultural Chemicals |

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>

- | | | |
|------------|----------|---|
| 05/25/2017 | A-013256 | KHP Administration Building and Marion Hall Existing DDC System Upgrade |
| 05/31/2017 | A-012708 | Larned State Hospital New Horticultural Building |
| 06/06/2017 | A-012737 | Clinton Wildlife Area Equipment Building |
| 06/06/2017 | A-013078 | McPherson Wetlands Wildlife Area Equipment Storage Building |

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

Tracy T. Diel, Director
Procurement and Contracts

Doc. No. 045410

State of Kansas

Office of Judicial Administration

Notice of Available Grant Funding

The Access to Justice Fund is administered by the Kansas Supreme Court. To the extent the Judicial Branch budget is funded, Access to Justice Grants will be made
(continued)

available for operating expenses of programs that provide access to the Kansas civil justice system for people who otherwise would not be able to participate. Such programs may provide legal assistance to *pro se* litigants, legal counsel for civil and domestic matters, or other legal or dispute resolution services to recipients that meet financial qualifications under grant guidelines promulgated by the Supreme Court of Kansas.

Access to Justice Grant application packets may be requested from the Office of Judicial Administration, Kansas Judicial Center, 301 SW 10th Ave., Room 337, Topeka, KS 66612 and must be returned to this office by June 16, 2017. Telephone inquiries may be directed to Jeff Peter at 785-296-2256.

Jeffrey Peter
Assistant Financial Officer

Doc. No. 045400

State of Kansas

**Department of Agriculture
Division of Conservation**

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

Wildhorse Riverworks, Inc. has been identified as a qualified entity to provide certain on-call engineering services to the Kansas Department of Agriculture, Division of Conservation (DOC). Pursuant to its current "Agreement for On-Call Engineering Services" with Wildhorse Riverworks, Inc., the Kansas Department of Agriculture, Division of Conservation issued an authorization to proceed on Contract No. SbPP-2017-4 for engineering designs and construction oversight/inspections at the 2017-2018 Tuttle Creek Group 1 project sites, as follows: Dennis Tjaden (BBR67); Kossow/Tjaden (BBR66); Kossow (BBR63); Nietfeld (BBR55); Cudney/Bryan (BBR40); Bruna (BBR36); and Bruna/Brenneis (LBR96/97). The authorization to proceed was issued on April 25, 2017, on a total proposed price of \$128,555.

Additional information about the DOC's Streambank Protection Program is available from the program manager by phone at 785-564-6624, or electronically at Katie.Burke@ks.gov .

Rob Reschke, Executive Director
Division of Conservation

Doc. No. 045405

State of Kansas

**Department of Agriculture
Division of Conservation**

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

Wildhorse Riverworks, Inc. has been identified as a qualified entity to provide certain on-call engineering services to the Kansas Department of Agriculture, Division of Conservation (DOC). Pursuant to its current "Agreement for On-Call Engineering Services" with Wildhorse Riverworks, Inc., the Kansas Department of Agriculture, Division of Conservation issued an authori-

zation to proceed on Contract No. SbPP-2017-5 for engineering designs and construction oversight/inspections at the 2017-2018 Tuttle Creek Group 2 project sites, as follows: K & D Claeys (BBR64); K & D Claeys (BBR62.5); K & D Claeys (BBR62); "Dam Holdings" (BBR61); Peeks Family (BBR53); KJP Farms (BBR46); Pishney (LBR11); Pishney (LBR12); and Smart (LBR46). The authorization to proceed was issued on April 25, 2017, on a total proposed price of \$167,510.

Additional information about the DOC's Streambank Protection Program is available from the program manager by phone at 785-564-6624, or electronically at Katie.Burke@ks.gov .

Rob Reschke, Executive Director
Division of Conservation

Doc. No. 045406

State of Kansas

**Department of Administration
Office of the Chief Financial Officer**

Public Notice

Under requirements of K.S.A. 65-34,117(c), as amended, records of the Office of the Chief Financial Officer show the unobligated balances are \$5,140,560.01 in the Underground Petroleum Storage Tank Release Trust Fund and \$1,441,781.88 in the Aboveground Petroleum Storage Tank Release Trust Fund at April 30, 2017.

Annette Witt, Manager
Office of the Chief Financial Officer

Doc. No. 045404

(Published in the Kansas Register May 11, 2017.)

Kansas and Oklahoma Railroad

Request for Proposals

Introduction and Purpose:

Kansas and Oklahoma Railroad (KORR) is seeking proposals for a contractor familiar and experienced in site civil work, track construction, switch installation, and crossing surface installation to prepare a cost estimate for a project located in Larned, Kansas.

Project Information:

Kansas Department of Transportation –
Project # 5RF-0053-01
Railroad Industrial Spur
Location – Larned, Kansas
Kansas and Oklahoma Railroad – Great Bend Sub

Instruction to Bidding Contractors

Interested parties may request a bid package by sending request to: jostrander@watcocompanies.com. All bid package requests must be received by 5:00 p.m. (MDT) May 25, 2017. Requests received after specified date and time will not be considered.

All qualified requests will receive an electronic bid request package.

John Ostrander
Purchasing Manager

Doc. No. 045408

State of Kansas

Department for Children and Families

Request for Proposal

The Kansas Department for Children and Families (DCF), Kansas Council on Developmental Disabilities (KCDD), announces the release of a Self-Advocacy: Cross Disability in Kansas request for proposal (RFP). Sealed bids will be accepted no later than 2:00 p.m. (CDT), June 7, 2017. A complete copy of the request for proposal with details of important dates and timelines may be found at www.dcf.ks.gov/Agency/Operations/Pages/OGC/Grant-RFP.aspx, under "Grant Requests for Proposals (RFPs)". Additional files may be located at this website throughout the process, so please monitor on a regular basis for changes.

Phyllis Gilmore
Secretary

Doc. No. 045398

State of Kansas

Department for Children and Families

Request for Proposal

The Kansas Department for Children and Families (DCF), Kansas Council on Developmental Disabilities (KCDD), announces the release of the Employment: Enhancing Competitive, Integrated Employment of People with Intellectual and Developmental Disabilities (I/DD) request for proposal (RFP). Sealed bids will be accepted no later than 2:00 p.m. (CDT), June 14, 2017. A complete copy of the request for proposal with details of important dates and timelines may be found at www.dcf.ks.gov/Agency/Operations/Pages/OGC/Grant-RFP.aspx, under "Grant Requests for Proposals (RFPs)". Additional files may be located at this website throughout the process, so please monitor on a regular basis for changes.

Phyllis Gilmore
Secretary

Doc. No. 045399

State of Kansas

Department of Health and Environment

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

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

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The

final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-17-065

Application for New or Expansion of Existing Swine Facility

Name and Address of Applicant	Owner of Property Where Facility Will Be Located	Receiving Water
Bison Rush Genetics, LLC 3330 CR310 Bison, KS 67520	Bison Rush Genetics, LLC PO Box 220 Carthage, IL 62321	Smoky Hill River Basin
Legal Description		
SW/4 of Section 03, T16S, R17W Rush County		
Kansas Permit No. A-SHRH-H001	Federal Permit No. KS0093360	

This is notification KDHE has received a complete permit application for the modification and operation of a swine waste management facility capable of housing 11,586 head (1,158.6 animal units) of swine weighing less than 55 pounds each and 12,822 head (5,128.8 animal units) of swine weighing more than 55 pounds each. The complete application can be viewed at the office of the Rush County Clerk, the KDHE Northwest District Office in Hays, Kansas or the KDHE Main Office in Topeka, Kansas. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

Public Notice No. KS-AG-17-066/070

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Bison Rush Genetics, LLC PO Box 220 Carthage, IL 62321	SW/4 of Section 03 T16S, R17W Rush County	Smoky Hill River Basin
Kanas Permit No. A-SHRH-H001		Federal Permit No. KS0093360

This permit is being reissued for a confined animal feeding operation. The facility will be capable of housing 11,586 head (1,158.6 animal units) of swine weighing less than 55 pounds each and 12,822 head (5,128.8 animal units) of swine weighing more than 55 pounds each. This represents an increase in the permitted animal units from the previous permit. The permit also contains modifications consisting of three proposed enclosed swine buildings, a new animal mortality compost facility, and four existing finishing buildings and two existing earthen wastewater retention structures. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Randy and Becky Dean Jewell County Feeders, LLC 1026 Q Road Mankato, KS 66956	SW/4 of Section 10 T03S, R09W Jewell County	Solomon River Basin
Kansas Permit No. A-SOJW-C001		Federal Permit No. KS0119695

This is a renewal permit for an existing facility for 6,500 head (6,500 animal units) of cattle weighing greater than 700 pounds. There is no change in the permitted number of animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

(continued)

Name and Address of Applicant	Legal Description	Receiving Water
Carlen Busenitz 14231 NW 60th St. Whitewater, KS 67154	SE/4 of Section 33 T24S, R03E Butler County	Walnut River Basin

Kanas Permit No. A-WABU-B020

This is a renewal permit for an expanding facility for 995 head (995 animal units) of cattle weighing more than 700 pounds and 10 head (4 animal units) of swine weighing more than 55 pounds, for a total of 999 animal units. This represents an increase in the permitted animal units from the previous permit. This permit is being reissued. The permit contains modifications consisting of proposed additional cattle pens, manure stockpile area, animal mortality composting area, sediment basin, and extraneous drainage channel.

Name and Address of Applicant	Legal Description	Receiving Water
Kevin Mercer Mercer Dairy LLC 428 N. Bluff Road Argonia, KS 67004	SE/4 of Section 24 T31S, R04W Sumner County	Lower Arkansas River Basin

Kanas Permit No. A-ARSU-M004

This permit is being reissued for an existing facility with a maximum capacity of 100 head (140 animal units) of mature dairy cattle. There is no change in the permitted animal units from the previous permit cycle.

Name and Address of Applicant	Legal Description	Receiving Water
Michael Watts Watts Dairy 21350 Jackson Road Chanute, KS 66720	SW/4 of Section 20 T27S, R19E Neosho County	Neosho River Basin

Kanas Permit No. A-NENO-M012

This permit is being reissued for an existing facility with a maximum capacity of 65 head (91 animal units) of mature dairy cattle and 25 head (12.5 animal units) of dairy calves, for a total of 103.5 animal units of dairy cattle. There is no change in the permitted animal units from the previous permit cycle.

Public Notice No. KS-AG-R-17-007

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

Name And Address of Registrant	Legal Description	County
Joseph A. Hermesch 946 O Road Goff, KS 66428	N/2 of SW/4 of Section 21 T04S, R13W	Nemaha

Public Notice No. KS-Q-17-049/054

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Bucklin, City of PO Box 458 Bucklin, KS 67834	Rattlesnake Creek via West fork Rattlesnake Creek	Treated Domestic Wastewater

Kansas Permit No. M-AR13-OO01 Federal Permit No. KS0026166
Legal Description: SE¼, SE¼, SW¼, S4, T29S, R21W, Ford County, KS

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Clay Center Public Utilities Commission 427 Court St. Clay Center, KS 67432	Huntress Creek	Groundwater Remediation Project

Kansas Permit No. I-LR05-PO02 Federal Permit No. KS0093351
Legal Description: NE¼, SW¼, S8, T8S, R3E, Clay County, KS
Facility Name: Clay Center Groundwater Remediation Project PWS #2
Facility Location: 8th and McBrathney Streets, Clay Center, KS 67432

The proposed action is to reissue an existing permit for discharge during a groundwater remediation project. The city of Clay Center is engaged in a groundwater remediation project of Public Water Supply Well No. 2. The tetrachloroethylene contaminated groundwater is treated by an air stripper prior to discharging to Huntress Creek. The proposed permit contains limits for tetrachloroethylene, as well as monitoring for nitrate, total phosphorus, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Clay Center Public Utilities Commission 427 Court St. Clay Center, KS 67432	Huntress Creek via Drainage Channel	Process Wastewater

Kansas Permit No. I-LR05-CO02 Federal Permit No. KS0093459
Legal Description: NE¼, S7, T8S, R3E, Clay County, KS
Facility Name: Clay Center Power Plant
Facility Location: 4th and Clay Streets, Clay Center, KS 67432

The proposed action is to reissue an existing Kansas/NPDES permit for an existing facility. This facility is a standby electrical generating station used for peaking and emergency power consisting of five dual-fuel combustion engines and two steam turbines. Well water from two on-site wells are used in inter-coolers for once-through cooling. The inter-coolers either directly discharge to the Industrial Park area drainage channel or discharge to the sanitary sewer. An inter-cooler bypass line is also provided to allow additional well water to commingle with the inter-cooler water for temperature stabilization. The inter-cooler discharge is seasonal and occurs from mid-June to mid-September. The proposed permit contains limits for temperature, as well as monitoring for total suspended solids, total phosphorus, total recoverable lead, and flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Clearwater, City of PO Box 453 Clearwater, KS 67026	Ninnescah River	Treated Domestic Wastewater

Kansas Permit No. M-AR22-OO01 Federal Permit No. KS0022365
Legal Description: SW¼, SE¼, SE¼, S26, T29S, R2W, Sedgwick County, KS

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, chlorides, and pH. Contained in the permit is a schedule of compliance requiring the permittee to submit an operations review and a schedule to bring plant into consistent compliance if the facility is not able to meet all permit limits through September 2018.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Harshman Construction LLC 1632 F P Road Cedar Point, KS 66843	Long Creek via Frog Creek via Unnamed Tributary	Pit De-Watering and Stormwater Runoff

Kansas Permit No. I-MC57-PO02 Federal Permit No. KS0098914
 Legal Description: S19, T19S, R15E, Coffey County, KS
 Facility Name: Freund Quarry

The proposed action is to reissue an existing Kansas/NPDES permit for discharge during a quarrying operation. This is a limestone quarrying and crushing operation with no washing. Outfall 001A1 consists of pit drainage and storm-water runoff, which discharges after being treated in the quarry pit. The proposed permit contains generic language to protect waters of the state.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Lafarge Midwest Inc. 1400 S. Cement Road Fredonia, KS 66736	Fall River via Salt Creek	Pit De-Watering and Stormwater Runoff

Kansas Permit No. I-VE18-PO02 Federal Permit No. KS0088242
 Legal Description: W½, NW¼, S11, T29S, R14E, Wilson County, KS
 Facility Name: Lafarge Clay Pit

The proposed action is to reissue an existing Kansas/NPDES permit for discharge during a quarrying operation. The facility is a clay quarrying operation. Stormwater runoff and pit water is directed to a settling pond for treatment, before discharge. The proposed permit contains generic language to protect waters of the state.

Name and Address of Applicant	Receiving Stream	Type of Discharge
St. Marys, City of PO Box 130 St. Marys, KS 66536	Doyle Creek	Groundwater Remediation Project

Kansas Permit No. I-KS67-PO05 Federal Permit No. KS0090280
 Legal Description: NE¼, S16, T10S, R12E, Pottawatomie County, KS
 Facility Name: City of St. Marys Park Well Pumping Project
 Facility Location: 420 S. 7th St., St. Marys, KS 66536

The proposed action is to reissue an existing permit for discharge during a groundwater remediation project. Nitrate contaminated groundwater is pumped from the Park Well to contain a contamination plume which is migrating toward Public Water Supply Well No. 7. The contaminated ground water is discharged to Doyle Creek without any treatment. The water is also applied at agronomic rates to recreational fields during the irrigation season. The proposed permit requires monitoring of nitrates and flow.

Public Notice No. KS-NQ-17-006

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

Name and Address of Applicant	Legal Location	Type of Discharge
Lakeside Village Improvement District 9887 Main St. Ozawkie, KS 66070	SE¼, NE¼, NW¼ S20, R18E, T10S	Non-Overflowing

Kansas Permit No. M-KS56-NO02 Federal Permit No. KSJ000219
 This action consists of reissuing an existing Kansas Water Pollution Control Permit for existing non-overflowing facility. Contained in the permit are provisions for the permittee to irrigate effluent. The permittee is to submit soil analyses of area to be irrigated. The proposed permit requires monitoring for biochemical oxygen demand, total suspended solids, ammonia, E. coli, total phosphorus, pH, flow and water level in final cell.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments

in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612-1367.

All comments regarding the draft documents or application notices received on or before **June 10, 2017**, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-065/070, KS-AG-R-17-007, KS-Q-17-049/054, KS-NQ-17-006) and name of the applicant/permittee when preparing comments.

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

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

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

Doc. No. 045402

State of Kansas

Department of Health and Environment

Notice of Hearing

A public hearing to discuss and present the Draft FY 2018 Intended Use Plan (IUP), Project Priority List, and Project Priority System will be held Tuesday, June 13, 2017 at 10:00 a.m., in the Azure Room, 4th Floor, Curtis Building, 1000 SW Jackson, Topeka, Kansas.

Draft documents are now available for review and comment for the FY 2018 Project Priority System, Project Priority List, and Intended Use Plan for the Kansas water pollution control revolving loan fund for fiscal year 2018.

The Kansas Department of Health and Environment-Bureau of Water has prepared the referenced documents for Fiscal Year 2018 IUP. The documents are available on the KDHE website at <http://www.kdheks.gov/muni/index.htm>. Comments on the documents are welcome and requested. Any questions should be directed by email to Rod.Geisler@ks.gov or by regular (paper) mail to Rodney R. Geisler, P.E., Chief, Municipal Programs Section, *(continued)*

Bureau of Water, Kansas Department of Health and Environment, Suite 420, Curtis Building, 1000 SW Jackson, Topeka, KS 66612-1367, prior to the date of the hearing.

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

Doc. No. 045403

State of Kansas

Kansas Insurance Department

Notice of Hearing on Proposed Administrative Regulation

A public hearing will be conducted at 2:00 p.m., July 12, 2017, in the third floor conference room, Kansas Insurance Department (KID), 420 SW 9th, Topeka, Kansas, to consider the adoption of a proposed rule and regulation.

The 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to Grace Lancaster, Kansas Insurance Department, 420 SW 9th, Topeka, KS, 66612-1678, via facsimile at 785-291-3190, or via email at glancaster@ksinsurance.org. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing.

A summary of the proposed regulation and its economic impact follows:

K.A.R. 40-3-60. Workers compensation; affidavit of exempt status; premiums. This regulation will require insurers to accept all executed affidavits of exempt status unless the Kansas Insurance Department has found the affidavit to be fraudulent or a court of proper jurisdiction has found the presumption contained in K.S.A. 44-5,127 has been overcome. Payments made to the executor of the affidavit shall not be used in calculating the premium.

This regulation will not have an economic impact on the KID or other governmental agencies. The regulation will decrease the occurrence of unexpected costs to Kansas small employers and consumers of workers compensation insurance. KID considered several alternatives. However, the current proposed regulation was deemed to most closely abide by the plain meaning of K.S.A. 44-5,127.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request any proposed regulation and the economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least 5 working days in advance by contacting Diane Minear at 785-296-2676 or via email at dminear@ksinsurance.org. Any individual desiring a copy of any regulation and/or the policy and procedure that is being adopted by reference, if applicable, may obtain a copy from our website, www.ksinsurance.org, under the Legal Issues link or by contacting Diane Minear by phone at 785-296-7847 or via email at dminear@ksinsurance.org. The charge for copies is fifty cents per page.

Ken Selzer
Kansas Insurance Commissioner

Doc. No. 045401

State of Kansas

Board of Regents

Permanent Administrative Regulations

Article 3.—GUIDELINES FOR THE DETERMINATION OF RESIDENCY FOR FEE PURPOSES

88-3-8a. Military personnel and veterans. (a) “Armed forces” and “veteran” shall have the meanings specified in K.S.A. 2015 Supp. 48-3601, and amendments thereto.

(b) The resident fee privilege shall be accorded to any person who meets the following conditions:

(1) Is enrolled at any state educational institution, as defined by K.S.A. 76-711 and amendments thereto; and

(2) meets one of the following conditions:

(A) Is currently serving in the armed forces or is a veteran of the armed forces who is eligible for benefits under the federal post-9/11 veterans educational assistance act or any other federal law authorizing educational benefits for veterans;

(B) is the spouse or dependent child of a person who qualifies for resident tuition rates and fees pursuant to paragraph (b)(2)(A) or who, if qualifying through a veteran, is eligible for benefits under the federal post-9/11 veterans educational assistance act or any other federal law authorizing educational benefits for veterans; or

(C) is a person who is living in Kansas at the time of enrollment and is one of the following:

(i) A veteran who was permanently stationed in Kansas during service in the armed forces or had established residency in Kansas before service in the armed forces; or

(ii) the spouse or dependent of a veteran who was permanently stationed in Kansas during service in the armed forces or had established residency in Kansas before service in the armed forces.

(c) This regulation shall not be construed to prevent a person covered by this regulation from acquiring or retaining a bona fide residence in Kansas.

(d) Each person seeking the resident fee privilege pursuant to this regulation shall be responsible for providing the appropriate office at the state educational institution at which the person seeks admission or is enrolling with the information and written documentation necessary to verify that the person meets the applicable requirements of K.S.A. 2015 Supp. 48-3601 and K.S.A. 76-729, and amendments thereto, and this regulation. This documentation shall include one of the following:

(1) If claiming current status in the armed forces, written documentation verifying that status;

(2) if claiming veteran status, the following:

(A) Written documentation verifying that the veteran qualifies for benefits under the federal post-9/11 veterans educational assistance act or any other federal law authorizing educational benefits for veterans;

(B) written documentation verifying that the veteran lives or will live in Kansas while attending the state educational institution; and

(C) a letter signed by the veteran attesting an intent to become a resident of Kansas;

(3) if claiming spouse or dependent child status based

upon the relationship to a current member of the armed forces, the following:

(A) Written documentation verifying the required relationship to the current member of the armed forces; and

(B) written documentation verifying that the member of the armed forces is currently serving;

(4) if claiming spouse or dependent child status based upon a relationship with a veteran, the following:

(A) Written documentation verifying the required relationship to the veteran;

(B) written documentation verifying that the spouse or dependent child qualifies for benefits under the federal post-9/11 veterans educational assistance act or any other federal law authorizing educational benefits for veterans;

(C) written documentation verifying that the spouse or dependent child of the veteran lives or will live in Kansas while that person is a student attending the state educational institution; and

(D) a written letter signed by the spouse or dependent child of the veteran, attesting that the spouse or dependent child intends to become a resident of Kansas; or

(5) if claiming status as a veteran who is not otherwise eligible for benefits under the federal post-9/11 veterans educational assistance act or any other federal law authorizing educational benefits for veterans, or the spouse or dependent of the veteran, written documentation verifying the following:

(A) The veteran's previous assignment to a permanent station in Kansas while on active duty or the establishment of Kansas residency of the veteran before the veteran's service in the armed forces; and

(B) the fact that the veteran, or spouse or dependent of the veteran, who is seeking residency status is living in Kansas at the time of enrollment. (Authorized by K.S.A. 76-730; implementing K.S.A. 2016 Supp. 48-3601, K.S.A. 2016 Supp. 76-729, and K.S.A. 76-730; effective July 27, 2007; amended Jan. 18, 2013; amended, T-88-8-10-15, Aug. 10, 2015; amended Dec. 18, 2015; amended May 26, 2017.)

Article 24. — GENERAL EDUCATION DEVELOPMENT (GED) TEST

88-24-2. Test score requirements. Each applicant who meets the test score requirements shall be issued a Kansas state high school diploma. The test score requirements shall be a minimum standard score of 145 on each test in the battery and a cumulative standard score of at least 580 on all four of the tests in the battery.

The test score requirements specified in this regulation shall apply to any test taken on or after January 1, 2014. (Authorized by and implementing K.S.A. 2016 Supp. 72-4530; effective Oct. 18, 2002; amended July 27, 2007; amended April 10, 2015; amended May 26, 2017.)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(continued)

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

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

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

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

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

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

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

(A) A comprehensive examination; or

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

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

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

(i) "Enrollment period" means the period of time specified in enrollment documents during which instruction, including any examinations given, is to be provided to a student.

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

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

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

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

(3) includes a specialization in a professional field.

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

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

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

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

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

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

(A) A research thesis;

(B) a work of art; or

(C) the solution of an applied professional problem.

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

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

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

(p) "Upperdivision course" means any course with content and teaching appropriate for students in their third and fourth academic years or for other students with an adequate background in the subject. (Authorized by and implementing K.S.A. 2016 Supp. 74-32,165, effective Oct. 20, 2006; amended March 18, 2011; amended May 26, 2017.)

88-28-2. Minimum requirements. (a) Except as provided in subsection (c), in order to qualify for a certificate of approval, each applicant institution shall be required to meet the criteria listed in K.S.A. 74-32,169 and amendments thereto. An owner of each applicant institution or the owner's designee shall submit evidence that the institution meets the following minimum requirements:

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

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

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

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

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

(2) The owner or the owner's designee has received all required inspections and written reports from the local fire department and other agencies responsible for ensuring public health and safety for the current year and the previous year, which shall be maintained on-site, with one copy sent to the state board annually.

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

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

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

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

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

(6) All records describing the personnel related to and the development of the following operations shall be maintained for at least three years:

- (A) The administration;
- (B) the curricula;
- (C) student guidance;
- (D) instructional supplies and equipment;
- (E) the library;
- (F) the institution's physical plant;
- (G) the staff; and
- (H) student activities.

(7) The owner of the institution or the owner's designee shall submit to the state board the most recent financial statements for the institution operating in Kansas and for any parent or holding companies related to that institution. The financial statements provided to the state board shall meet at least one of the following requirements for the most recent fiscal or calendar year or for the two most recent fiscal or calendar years combined:

(A) Demonstrate a minimum ratio of current assets to current liabilities of at least 1:1. This asset ratio shall be calculated by adding the cash and cash equivalents to the current accounts receivable and dividing the sum by the total current liabilities;

(B) exhibit a positive net worth in which the total assets exceed the total liabilities; or

(C) demonstrate a profit earned.

(8) If the institution receives any loans on behalf of a student from a private lender, the institution shall meet all of the following provisions and requirements:

(A) The loan funds may be applied to tuition, fees, or living expenses, or any combination, for a student.

(B) The institution shall not accept all loan funds up front. The funds received shall arrive in multiple disbursements, with the first arriving after the first day of classes and the second arriving at least halfway through the enrollment period. The disbursements shall be at least 90 days apart.

(C) All refunds shall be made to the bank rather than to the borrower.

(D) Upon receipt of loan funds for items to be provided by the institution to the student, the institution shall provide these items to the student, with the exception of test vouchers.

(E) The institution shall not receive any loan funds for a student before the student first attends any course or accepts any on-line materials.

(F) If providing a test voucher for a student, the institution shall not receive any loan funds for the test voucher more than 30 days before the student is scheduled to take the test.

(9) Each institution shall have a tuition refund policy and a student enrollment cancellation policy, called the "refund policy" in these regulations, that meets the following requirements:

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

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

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

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

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

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

(iii) each student who has completed 25 percent or less of a course and withdraws shall be eligible for a pro rata refund. The completion percentage shall be based on the total number of calendar days in the course and the total number of calendar days completed. After a student has attended at least 25 percent of the course, tuition and fees shall not be refundable;

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

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

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

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

(A) A table of contents;

(B) a date of publication;

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

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

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

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

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

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

(I) the tuition and fees charged;

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

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

(L) the institutional mission;

(M) identification of the owner of the institution;

(continued)

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

(O) the institutional rules;

(P) the institution's policies for tuition refund and student enrollment cancellation, as described in paragraph (a)(9);

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

(R) the institution's policies for transfers of clock-hours or credit hours and for advanced-standing examinations.

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

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

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

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

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

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

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

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

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

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

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

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

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

(14) Each curriculum shall meet the following requirements:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(20) The instructors in all programs shall maintain continuous professional experience through one or more of the following activities:

(A) Maintain membership in and participate in educational, business, technical, or professional organizations;

(B) continue their education in their professional fields; or

(C) have concurrent, related work experience.

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

(22) All students shall be given the appropriate educational credentials upon completion of the program that indicate satisfactory completion.

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

(A) The name of the graduate;

(B) the name of the program completed;

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

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

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

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

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

(A) A professionally trained librarian shall maintain the holdings.

(B) An annual budget shall be established to maintain and improve the holdings, including the appropriate classification and inventory of the holdings.

(C) Physical holdings, on-line holdings, or a combination of these holdings shall be made available at times when students are not in class, including weekend and evening hours.

(D) The library holdings shall be up-to-date and shall include full-text titles appropriate to the degrees offered.

(E) The faculty shall be given an opportunity to participate in the acquisition of library holdings, whether physical or on-line.

(F) If the institution uses interlibrary agreements, the agreements shall be well documented, and access to other libraries' collections shall be practical for students.

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

(A) The membership;

(B) the manner of appointment;

(C) the terms of office; and

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

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

(c) If an institution has accreditation issued by a regional or national accrediting agency recognized by the United States department of education, that accreditation may be accepted by the state board as presumptive evidence that the institution meets the minimum requirements specified in this regulation. However, each degree program for which degree-granting authority is sought shall meet the criteria specified in the definition of that degree in K.A.R. 88-28-1. (Authorized by K.S.A. 2016 Supp. 74-32,165; implementing K.S.A. 2016 Supp. 74-32,165, 74-32,168 and 74-32,169; effective Oct. 20, 2006; amended May 26, 2017.)

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

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

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

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

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

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

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

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

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

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

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

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

(10) a copy of any advertising used;

(11) a financial statement showing income and expenditures for the most recent, complete fiscal year. These documents shall be prepared and acknowledged by a certified public accountant and, in the case of an institution requesting degree-granting authority, shall be audited by a certified public accountant;

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

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

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

(13) a copy of any certificate of accreditation issued to the institution by a regional or national accrediting agency recognized by the United States department of education.

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

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

(continued)

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

- (1) An outline of the curriculum to be offered for the new degree;
- (2) the qualifications of the faculty to be involved in the program of study;
- (3) the relationship of the new degree program to the mission of the institution; and
- (4) any other information requested by the board. (Authorized by K.S.A. 2016 Supp. 74-32,165; implementing K.S.A. 2016 Supp. 74-32,167, 74-32,168, 74-32,172, and 74-32,175; effective Oct. 20, 2006; amended May 26, 2017.)

88-28-4. On-site visits. Each applicant institution shall submit to on-site visits to the institution by state board designees and shall cooperate with these designees by providing immediate access to records and premises, as requested. (Authorized by K.S.A. 2016 Supp. 74-32,165; implementing K.S.A. 2016 Supp. 74-32,165, 74-32,169; effective Oct. 20, 2006; amended May 26, 2017.)

88-28-5. Registration of representatives. (a) Each institution shall designate one individual who shall serve as the representative of that institution and who shall complete and submit a representative’s application on the form provided by the state board. A separate application shall be submitted for each institution that the individual seeks to represent, unless the institutions that the individual seeks to represent all have common ownership. The applicant and either an owner of the institution that the applicant seeks to represent or the owner’s designee shall sign the application and shall attest that if the registration is issued, the applicant will be employed by the institution.

(b) If the state board, upon review and consideration of an application, determines that the application is denied, the applicant shall be notified by the state board of the denial and each reason for the denial. The notice shall also advise the applicant of the right to request a hearing under K.S.A. 74-32,172 and amendments thereto.

(c) A certificate of registration for each institution with separate ownership shall be issued by the state board to the individual upon approval of the application. The certificate shall state the name of the registrant, the name of the institution that the registrant may represent, the date of issuance, and the date of expiration. The representative shall make available proof of the representative’s registration to each prospective student or enrollee, if asked, before engaging in any personal solicitation.

(d) On the state board’s own motion or upon a written complaint filed by any person doing business with the representative, an investigation of the representative may be conducted by the state board. Based upon the results of the investigation, the representative or the institution may be ordered by the state board to take corrective action, or proceedings may be initiated by the state board

to revoke the representative’s certificate of registration pursuant to K.S.A. 74-32,172 and amendments thereto. (Authorized by K.S.A. 2016 Supp. 74-32,165; implementing K.S.A. 2016 Supp. 74-32,174; effective Oct. 20, 2006; amended May 26, 2017.)

88-28-6. Fees. Fees for certificates of approval, registration of representatives, and certain transcripts shall be paid to the state board in accordance with this regulation.

(a) For institutions chartered, incorporated, or otherwise organized under the laws of Kansas and having their principal place of business within the state of Kansas, the following fees shall apply:

- (1) Initial application fees:
 - (A) Non-degree-granting institution \$1,000
 - (B) Degree-granting institution \$2,000
- (2) Initial evaluation fee, in addition to initial application fees:
 - (A) Non-degree level..... \$750
 - (B) Associate degree level \$1,000
 - (C) Baccalaureate degree level \$2,000
 - (D) Master’s degree level \$3,000
 - (E) Professional and doctoral degree levels \$4,000
- (3) Renewal application fees:
 - (A) Non-degree-granting institution 2% of gross tuition but not less than \$500 and not more than \$10,000
 - (B) Degree-granting institution 2% of gross tuition, but not less than \$1,200 and not more than \$10,000
- (4) New program submission fees, for each new program:
 - (A) Non-degree program \$100
 - (B) Associate degree program \$250
 - (C) Baccalaureate degree program \$500
 - (D) Master’s degree program \$750
 - (E) Professional and doctoral degree programs \$1,500
- (5) Program modification fee, for each program \$100
- (6) Branch campus site fees, for each branch campus site:
 - (A) Initial non-degree-granting institution..... \$1,000
 - (B) Initial degree-granting institution \$2,000
- (7) Renewal branch campus site fees, for each branch campus site:
 - (A) Non-degree-granting institution 2% of gross tuition, but not less than \$500 and not more than \$10,000
 - (B) Degree-granting institution 2% of gross tuition, but not less than \$1,200 and not more than \$10,000
- (8) On-site branch campus review fee, for each branch campus site \$100
- (9) Representative fees:
 - (A) Initial registration \$200
 - (B) Renewal of registration \$10
 - (10) Late submission of renewal of application fee \$500
 - (11) Student transcript copy fee \$10
 - (12) Returned check fee \$50
 - (13) Changes in institution profile fees:
 - (A) Change of institution name..... \$50
 - (B) Change of institution location..... \$50
 - (C) Change of ownership only \$50

(b) For institutions that are not chartered, incorporated, or otherwise organized under the laws of Kansas or that have their principal place of business outside the state of Kansas, the following fees shall apply:

- (1) Initial application fees:
 - (A) Non-degree-granting institution \$3,000
 - (B) Degree-granting institution \$4,000

- (2) Initial evaluation fee, in addition to initial application fees:
- (A) Non-degree level..... \$1,500
- (B) Associate degree level \$2,000
- (C) Baccalaureate degree level \$3,000
- (D) Master's degree level \$4,000
- (E) Professional and doctoral degree levels \$5,000
- (3) Renewal application fees:
- (A) Non-degree-granting institution 3% of gross tuition received or derived from Kansas students, but not less than \$1,800 and not more than \$10,000
- (B) Degree-granting institution 3% of gross tuition received or derived from Kansas students, but not less than \$2,400 and not more than \$10,000
- (4) New program submission fees, for each new program:
- (A) Non-degree program \$250
- (B) Associate degree program \$500
- (C) Baccalaureate degree program \$750
- (D) Master's degree program \$1,000
- (E) Professional and doctoral degree programs \$2,000
- (5) Program modification fee, for each program \$100
- (6) Branch campus site fees, for each branch campus site:
- (A) Initial non-degree-granting institution..... \$3,000
- (B) Initial degree-granting institution \$4,000
- (7) Renewal branch campus site fees, for each branch campus site:
- (A) Non-degree-granting institution 3% of gross tuition received or derived from Kansas students, but not less than \$1,800 and not more than \$10,000
- (B) Degree-granting institution 3% of gross tuition received or derived from Kansas students, but not less than \$2,400 and not more than \$10,000
- (8) On-site branch campus review, fee for each branch campus site..... \$500
- (9) Representative fees:
- (A) Initial registration \$350
- (B) Renewal of registration \$10
- (10) Late submission of renewal of application fee \$500
- (11) Student transcript copy fee \$10
- (12) Returned check fee \$50
- (13) Changes in institution profile fees:
- (A) Change of institution name \$50
- (B) Change of institution location..... \$50
- (C) Change of ownership only \$50

(Authorized by and implementing K.S.A. 2016 Supp. 74-32,181; effective Oct. 20, 2006; amended April 16, 2010; amended, T-88-7-20-11, July 20, 2011; amended Oct. 21, 2011; amended April 10, 2015; amended May 26, 2017.)

88-28-7. Enrollment documents. (a) (1) Before any institution may accept payment from a student, an official of the institution shall provide that student with enrollment documents that explicitly outline the obligations of the institution and the student and the enrollment period for which the enrollment documents apply. When the official of the institution provides any student with the institution's enrollment documents, the official shall also physically or electronically provide the student with a copy of the institution's catalog and any other supporting documents that detail the services to be provided by the institution.

(2) The enrollment documents shall be written so that they can be understood by the prospective student or, if

the prospective student is a minor, that prospective student's parent or legal guardian, regardless of the educational background of the individual.

(b) The enrollment documents shall contain the following elements:

(1) A title that identifies the enrollment documents as a contract or legal agreement, if applicable;

(2) the name and address of the institution;

(3) the title of the program or each course in which the student is enrolling, as identified in the course catalog;

(4) the number of clock-hours or credit hours and the number of weeks or months required for completion of the program or each course in which the student is enrolling;

(5) identification of the type of certificate, diploma, or degree to be received by the student upon successful completion of the program or each course;

(6) the total amount of tuition required for the program or each course in which the student is currently enrolling. If the total number of clock-hours or credit hours required for completion of the program will span more than one enrollment period, the enrollment documents shall include a statement that tuition is subject to change;

(7) the cost of any required books and supplies, which may be estimated if necessary;

(8) any other costs and charges to be paid by the student;

(9) the scheduled start and end dates of the program or each course and a description of the class schedule;

(10) the grounds for termination of enrollment by the institution before the student's completion of the program or each course. These grounds may include the student's insufficient progress, nonpayment, and failure to comply with the institution's published rules;

(11) the method by which the student can cancel or voluntarily terminate enrollment;

(12) the institution's refund policy for cancellations and terminations, as described in K.S.A. 74-32,169 and amendments thereto and K.A.R. 88-28-2. Reference may be given to the page where the refund policy is listed in the institution's catalog in effect at the time of enrollment;

(13) a statement disclaiming any guarantee of employment for the student after the program or each course is completed;

(14) the reasons why the institution could postpone the scheduled starting date or the class schedule, the maximum period of any possible delay, and any effect that the postponement could have on the institution's refund policy;

(15) a description of the nature and extent of any possible major or unusual change in any course content, program content, or materials and the amount of any extra expenses that could be charged to the student;

(16) the date on which the enrollment documents become effective, if applicable;

(17) an acknowledgment that the student who signs the enrollment documents has read and received a copy of the enrollment documents, if applicable;

(18) the signature of the student or the student's legal representative, if the student is a minor, and the date of this signature, if applicable;

(19) the signature of an official at the institution who is authorized to sign for the institution and the date of this signature, if applicable;

(continued)

(20) if any extra charges are assessed, a description of what each charge is for and, if payment of these charges is collected in advance, a reasonable refund policy; and

(21) a description of any items or services required to be purchased from sources other than the institution, if any. (Authorized by K.S.A. 2016 Supp. 74-32,165; implementing K.S.A. 2016 Supp. 74-32,165, 74-32,169, and 74-32,176; effective Oct. 20, 2006; amended May 26, 2017.)

88-28-8. Student records upon closure of an institution. (a) Upon closure of an institution, an owner of the institution or the owner's designee shall deliver or make available to the state board all records of the students who are or have been in attendance at the institution. These records shall be delivered or made available no more than 15 calendar days following the closure.

(b) If the student records are not delivered or made available to the state board as required by subsection (a), any action deemed necessary may be commenced by the state board to obtain possession of the records. (Authorized by K.S.A. 2016 Supp. 74-32,165; implementing K.S.A. 2016 Supp. 74-32,175; effective Oct. 20, 2006; amended May 26, 2017.)

Blake Flanders,
President and CEO

Doc. No. 045392

State of Kansas

Real Estate Appraisal Board

Permanent Administrative Regulations

Article 1.—DEFINITIONS

117-1-1. Definitions. (a) "Act" means the state certified and licensed real property appraisers act.

(b) "Appraisal foundation" means the appraisal foundation established on November 30, 1987 as a not-for-profit corporation under the laws of Illinois.

(c) "Appraiser" means a state licensed or certified appraiser.

(d) "Board" means real estate appraisal board.

(e) "Classroom hour" means 50 minutes within a 60-minute segment. This definition reflects the traditional educational practice of having 50 minutes of instruction and 10 minutes of break time for each scheduled hour of instruction. The prescribed number of classroom hours shall include time devoted to examinations, which are considered to be part of the course.

(f) "Course" means any educational offering.

(g) "Course objectives" means the board's document titled "supervisory appraiser/trainee appraiser course objectives and outline," dated September 3, 2014, which is hereby adopted by reference.

(h) "Distance education" means any type of education during which the student and instructor are geographically separated.

(i) "General classification" means the certified general real property appraiser classification.

(j) "Good standing" means that both of the following conditions are met:

(1) The appraiser is not currently subject to a consent

agreement or other comparable document that affects the appraiser's legal eligibility to engage in appraisal practice by an appraisal regulatory agency in this or any other jurisdiction.

(2) The appraiser is not currently subject to a summary order or final order that affects the appraiser's legal eligibility to engage in appraisal practice by an appraisal regulatory agency in this or any other jurisdiction.

(k) "Licensed classification" means the state licensed real property appraiser classification.

(l) "National uniform standards of professional appraisal practice course" means the uniform standards of professional appraisal practice course developed by the appraisal foundation.

(m) "Provisional classification" means the state provisional licensed real property appraiser classification.

(n) "Residential classification" means the certified residential real property appraiser classification.

(o) "Sponsor" means any of the following entities, which may request course approval from the board or offer a course approved by the board for credit toward any education requirement of the act:

(1) Colleges or universities;

(2) community or junior colleges;

(3) real estate appraisal or real estate-related organizations;

(4) state or federal agencies or commissions;

(5) proprietary schools;

(6) other providers approved by the board; and

(7) the appraisal foundation or its board. (Authorized by and implementing K.S.A. 2016 Supp. 58-4105; effective Jan. 21, 1991; amended, T-117-6-10-91, June 10, 1991; amended Aug. 5, 1991; amended May 24, 1993; amended Aug. 15, 1994; amended May 3, 1996; amended May 23, 2003; amended Jan. 1, 2008; amended April 17, 2009; amended June 17, 2016; amended May 26, 2017.)

Article 2.—QUALIFICATIONS CRITERIA— RESIDENTIAL REAL ESTATE APPRAISER CLASSIFICATION

117-2-2. Licensed classification; appraisal experience requirement. (a)(1) Each applicant for the licensed classification shall have 2,000 hours of appraisal experience obtained in at least 12 months.

(2) At least six hours of real property appraisal experience shall be on an improved property.

(3) Acceptable appraisal experience shall include at least 1,000 hours of real property appraisal experience.

(4) Acceptable appraisal experience may include either of the following:

(A) 1,000 experience hours in mass appraisal; or

(B) an aggregate maximum of 500 experience hours in the following appraisal categories:

(i) Real estate consulting;

(ii) review appraisal;

(iii) highest and best use analysis; and

(iv) feasibility analysis study.

(5) Experience hours may be granted for appraisals performed without a traditional client. However, appraisal experience gained from work without a traditional client shall not exceed 50% of the total appraisal experience.

rience requirement. Practicum courses that are approved by the appraiser qualifications board's course-approval program or by a state appraiser regulatory agency may also be used to meet the requirement for non-traditional client experience. Each practicum course shall include the generally applicable methods of appraisal practice for the licensed classification. The course content shall include the following:

(A) Requiring the student to produce credible appraisals that utilize an actual subject property;

(B) performing market research containing sales analysis; and

(C) applying and reporting the applicable appraisal approaches in conformity with the uniform standards of professional appraisal practice.

Each assignment shall require problem-solving skills for a variety of property types for the licensed classification. Experience credit shall be granted for the actual number of classroom hours of instruction and hours of documented research and analysis as awarded from the practicum course approval process.

(6) For the purposes of this regulation, "traditional client" shall mean a client who hires an appraiser for a business purpose.

(b) All appraisal experience shall be in compliance with the uniform standards of professional appraisal practice (USPAP) as required by K.S.A. 58-4121 and amendments thereto. Each applicant's experience shall be appraisal work conforming to standards 1, 2, 3, 5, and 6, in which the applicant demonstrates proficiency in the appraisal principles, methodology, procedures, and reporting conclusions.

(c) The real property appraisal experience requirement specified in paragraph (a)(3) shall be met by time involved in the appraisal process. The appraisal process shall consist of the following:

(1) Analyzing factors that affect value;
(2) defining the problem;
(3) gathering and analyzing data;
(4) applying the appropriate analysis and methodology; and

(5) arriving at an opinion and correctly reporting the opinion in compliance with USPAP.

(d)(1) In order for the board to determine whether or not the experience requirements have been satisfied, each applicant shall submit appraisal experience log sheets, in a format prescribed by the board, listing the appraisal reports completed by the applicant within the five-year period preceding the date of application. Each appraisal report shall be signed by the applicant or the preparer of the report who supervised the applicant. If the applicant does not sign the appraisal report, the preparer shall indicate whether or not the applicant provided significant professional assistance in the appraisal process.

(2) Each applicant shall maintain a record of the actual number of hours involved in completing an appraisal. Unless the board approves a greater number of experience hours for a particular appraisal based upon the unusually difficult or complex nature of the appraisal, the maximum number of experience hours for each appraisal shall be in accordance with the board's document titled "experience hours table," dated April 25, 2014, which is hereby adopted by reference.

(3) Each applicant shall maintain a separate log of appraisals completed with each supervising appraiser.

Each page of each supervised experience log shall include the certification number and the signature of the applicant's supervising appraiser, which shall serve as verification of the accuracy of the information.

(e) Upon request of the board, each applicant shall submit at least three appraisal reports selected by the board from the applicant's log sheet and one appraisal report selected by the applicant from the log sheet. The selected appraisal reports shall be reviewed in accordance with standard rule 3 by the board or the board's designee for competency, within the scope of practice of the appraisal work authorized for the licensed classification, by using the criteria specified in K.S.A. 58-4109(d) and amendments thereto and, in particular, standards 1 and 2 of the edition of USPAP in effect when the appraisal was performed. Approval of an applicant's experience hours shall be subject to board approval of the requisite number of experience hours and board approval of the selected appraisal reports. (Authorized by and implementing K.S.A. 58-4109; effective Jan. 21, 1991; amended, T-117-6-10-91, June 10, 1991; amended Aug. 5, 1991; amended July 25, 1994; amended June 5, 1995; amended March 7, 1997; amended March 26, 1999; amended Oct. 8, 2004; amended Sept. 1, 2006; amended Jan. 1, 2008; amended April 16, 2010; amended Aug. 24, 2012; amended Aug. 22, 2014; amended Jan. 1, 2015; amended June 17, 2016; amended May 26, 2017.)

117-2-2a. Licensed classification; experience supervision requirements. (a) In order for an applicant's experience to be approved by the board when the applicant is applying for the licensed classification, the experience shall have been supervised by an appraiser according to all of the following conditions:

(1) The supervising appraiser was a certified appraiser in good standing for the three years immediately preceding supervision and during the period of supervision.

(2) The supervising appraiser did not supervise more than three provisional licensed appraisers or unlicensed appraiser applicants at the same time.

(3) The supervising appraiser maintained responsibility for supervision of the applicant by meeting both of the following requirements:

(A) Before signing the certification section or addendum, the supervising appraiser reviewed each appraisal report that the applicant prepared or provided assistance in developing, preparing, or communicating.

(B) The supervising appraiser met the following requirements:

(i) Ensured that at least the first 25 properties for which the applicant provided assistance in developing, preparing, or communicating an appraisal report were personally inspected by a supervising appraiser; and

(ii) continued to personally inspect each property for which the applicant provided assistance in developing, preparing, or communicating an appraisal report until the supervising appraiser was satisfied that the applicant was competent to appraise the property type, in accordance with the competency provision of the uniform standards of professional appraisal practice (USPAP) as required by K.S.A. 58-4121 and amendments thereto.

(continued)

(4) Before beginning supervision, the supervising appraiser completed a course that, at a minimum, meets the course objectives adopted by reference in K.A.R. 117-1-1. The supervising appraiser shall submit proof of completion of the course to the board office before beginning supervision.

(b) Each applicant shall be permitted to have more than one supervising appraiser.

(c) The supervising appraiser shall supervise the work of an applicant on appraisal reports performed on properties only if both of the following conditions are met:

(1) The supervising appraiser is permitted by the supervising appraiser's current credential to appraise the properties.

(2) The supervising appraiser is competent to appraise the properties. (Authorized by and implementing K.S.A. 58-4109; effective July 1, 2007; amended Jan. 18, 2008; amended April 17, 2009; amended Aug. 24, 2012; amended Jan. 1, 2015; amended May 26, 2017.)

Article 3.—QUALIFICATIONS CRITERIA— GENERAL APPRAISER CLASSIFICATION

117-3-2. General classification; appraisal experience requirement. (a)(1) Each applicant for the general classification shall have 3,000 hours of appraisal experience obtained over a period of at least 30 months.

(2) At least six hours of real property appraisal experience shall be on an improved property.

(3) At least 1,500 hours of real property appraisal experience shall have been nonresidential appraisal work. For purposes of this regulation, "residential" shall be defined as residential units for one to four families.

(4) Acceptable appraisal experience shall include at least 1,500 experience hours of real property appraisal experience.

(5) Acceptable appraisal experience may include either of the following:

(A) 1,500 experience hours in mass appraisal; or

(B) an aggregate maximum of 750 experience hours in the following appraisal categories:

(i) Real estate consulting;

(ii) review appraisal;

(iii) highest and best use analysis; and

(iv) feasibility analysis study.

(6) Experience hours may be granted for appraisals performed without a traditional client. However, appraisal experience gained from work without a traditional client shall not exceed 50% of the total appraisal experience requirement. Practicum courses that are approved by the appraiser qualifications board's course-approval program or by a state appraiser regulatory agency may also be used to meet the requirement for non-traditional client experience. Each practicum course shall include the generally applicable methods of appraisal practice for the general classification. The course content shall include the following:

(A) Requiring the student to produce credible appraisals that utilize an actual subject property;

(B) performing market research containing sales analysis; and

(C) applying and reporting the applicable appraisal

approaches in conformity with the uniform standards of professional appraisal practice.

Each practicum course assignment shall require problem-solving skills for a variety of property types for the general classification. Experience credit shall be granted for the actual number of classroom hours of instruction and hours of documented research and analysis as awarded from the practicum course approval process.

(7) For the purposes of this regulation, "traditional client" shall mean a client who hires an appraiser for a business purpose.

(b) All appraisal experience shall be in compliance with the uniform standards of professional appraisal practice (USPAP) as required by K.S.A. 58-4121 and amendments thereto. Each applicant's experience shall be appraisal work conforming to standards 1, 2, 3, 5, and 6, in which the applicant demonstrates proficiency in the appraisal principles, methodology, procedures, and report conclusions.

(c) The real property appraisal experience requirement specified in paragraph (a)(4) shall be met by time involved in the appraisal process. The appraisal process shall consist of the following:

(1) Analyzing factors that affect value;

(2) defining the problem;

(3) gathering and analyzing data;

(4) applying the appropriate analysis and methodology; and

(5) arriving at an opinion and correctly reporting the opinion in compliance with USPAP.

(d)(1) In order for the board to determine whether or not the experience requirements have been met, each applicant shall submit appraisal experience log sheets, in a format prescribed by the board, listing the appraisal reports completed by the applicant within the five-year period preceding the date of application. Each appraisal report shall be signed by the applicant or the preparer of the report who supervised the applicant. If the applicant does not sign the appraisal report, the preparer shall indicate whether or not the applicant provided significant professional assistance in the appraisal process.

(2) Each applicant shall maintain a record of the actual number of hours involved in completing an appraisal. Unless the board approves a greater number of experience hours for a particular appraisal based upon the unusually difficult or complex nature of the appraisal, the maximum number of experience hours for each appraisal shall be in accordance with the board's document titled "experience hours table," which is adopted by reference in K.A.R. 117-2-2.

(3) If an applicant has both supervised experience and unsupervised experience, the applicant shall maintain a separate log of appraisals for each type of experience.

When logging supervised experience, the applicant shall maintain a separate log of appraisals completed with each supervising appraiser. Each page of each supervised experience log shall include the certification number and the signature of that applicant's supervising appraiser, which shall serve as verification of the accuracy of the information.

(e) Upon request of the board, each applicant shall submit at least three appraisal reports selected by the board from the applicant's log sheet and one appraisal report

selected by the applicant from the log sheet. The selected appraisal reports shall be reviewed by the board or the board's designee, in accordance with standard rule 3, for competency within the scope of practice of the appraisal work authorized for the general classification, by using the criteria specified in K.S.A. 58-4109(d) and amendments thereto and, in particular, standard rules 1 and 2 of the edition of USPAP in effect when the appraisal was performed. Approval of an applicant's experience hours shall be subject to board approval of the requisite number of experience hours and board approval of the selected appraisal reports. (Authorized by and implementing K.S.A. 58-4109; effective Jan. 21, 1991; amended, T-117-6-10-91, June 10, 1991; amended Aug. 5, 1991; amended July 25, 1994; amended June 5, 1995; amended March 7, 1997; amended Jan. 9, 1998; amended March 26, 1999; amended Oct. 8, 2004; amended Sept. 1, 2006; amended Jan. 1, 2008; amended April 16, 2010; amended Aug. 24, 2012; amended Aug. 22, 2014; amended Jan. 1, 2015; amended June 17, 2016; amended May 26, 2017.)

117-3-2a. General classification; experience supervision requirements. (a) In order for an applicant's experience to be approved by the board when the applicant is applying for the general classification, all experience attained by an unlicensed or uncertified individual or by a licensed or certified appraiser whose experience is outside that appraiser's scope of practice shall have been supervised by an appraiser according to the following conditions:

(1) The supervising appraiser was a certified appraiser in good standing for the three years immediately preceding supervision and during the period of supervision.

(2) The supervising appraiser did not supervise more than three provisional licensed appraisers or unlicensed appraiser applicants at the same time.

(3) The supervising appraiser maintained responsibility for supervision of the applicant by meeting both of the following requirements:

(A) Before signing the certification section or addendum, the supervising appraiser reviewed each appraisal report that the applicant prepared or provided assistance in developing, preparing, or communicating.

(B) The supervising appraiser met the following requirements:

(i) Ensured that at least the first 25 properties for which the applicant provided assistance in developing, preparing, or communicating an appraisal report were personally inspected by a supervising appraiser; and

(ii) continued to personally inspect each property for which the applicant provided assistance in developing, preparing, or communicating an appraisal report until the supervisor was satisfied that the applicant was competent to appraise the property type, in accordance with the competency provision of the uniform standards of professional appraisal practice (USPAP) as required by K.S.A. 58-4121 and amendments thereto.

(4) Before beginning supervision, the supervising appraiser completed a course that, at a minimum, meets the course objectives adopted by reference in K.A.R. 117-1-1. The supervising appraiser shall submit proof of completion of the course to the board office before beginning supervision.

(b) Each applicant shall be permitted to have more than one supervising appraiser.

(c) The supervising appraiser shall supervise the work of an applicant on appraisal reports performed on properties only if both of the following conditions are met:

(1) The supervising appraiser is permitted by the supervising appraiser's current credential to appraise the properties.

(2) The supervising appraiser is competent to appraise the properties. (Authorized by and implementing K.S.A. 58-4109; effective July 1, 2007; amended July 1, 2007; amended Jan. 18, 2008; amended April 17, 2009; amended Aug. 24, 2012; amended Jan. 1, 2015; amended May 26, 2017.)

Article 4.—QUALIFICATIONS CRITERIA— CERTIFIED RESIDENTIAL APPRAISER CLASSIFICATION

117-4-2. Residential classification; appraisal experience requirement. (a)(1) Each applicant for the residential classification shall have 2,500 hours of appraisal experience obtained over a period of at least 24 months.

(2) At least six hours of real property appraisal experience shall be on an improved property.

(3) Acceptable appraisal experience shall include at least 1,250 experience hours of real property appraisal experience.

(4) Acceptable appraisal experience may include either of the following:

(A) 1,250 experience hours in mass appraisal; or

(B) an aggregate maximum of 625 experience hours in the following appraisal categories:

(i) Real estate consulting;

(ii) review appraisal;

(iii) highest and best use analysis; and

(iv) feasibility analysis study.

(5) Experience hours may be granted for appraisals performed without a traditional client. However, appraisal experience gained from work without a traditional client shall not exceed 50% of the total appraisal experience requirement. Practicum courses that are approved by the appraiser qualifications board's course-approval program or by a state appraiser regulatory agency may also be used to meet the requirement for non-traditional client experience. Each practicum course shall include the generally applicable methods of appraisal practice for the residential classification. The course content shall include the following:

(A) Requiring the student to produce credible appraisals that utilize an actual subject property;

(B) performing market research containing sales analysis; and

(C) applying and reporting the applicable appraisal approaches in conformity with the uniform standards of professional appraisal practice.

Each assignment shall require problem-solving skills for a variety of property types for the residential classification. Experience credit shall be granted for the actual classroom hours of instruction and hours of documented research and analysis as awarded from the practicum course approval process.

(continued)

(6) For the purposes of this regulation, “traditional client” shall mean a client who hires an appraiser for a business purpose.

(b) All appraisal experience shall be in compliance with the uniform standards of professional appraisal practice (USPAP) as required by K.S.A. 58-4121 and amendments thereto. Each applicant’s experience shall be appraisal work conforming to standards 1, 2, 3, 5, and 6, in which the applicant demonstrates proficiency in the appraisal principles, methodology, procedures, and report conclusions.

(c) The real property appraisal experience requirement specified in paragraph (a)(3) shall be met by time involved in the appraisal process. The appraisal process shall consist of the following:

- (1) Analyzing factors that affect value;
- (2) defining the problem;
- (3) gathering and analyzing data;
- (4) applying the appropriate analysis and methodology; and
- (5) arriving at an opinion and correctly reporting the opinion in compliance with USPAP.

(d)(1) In order for the board to determine whether or not the experience requirements have been met, each applicant shall submit appraisal experience log sheets, in a format prescribed by the board, listing the appraisal reports completed by the applicant within the five-year period preceding the date of application. Each appraisal report shall be signed by the applicant or the preparer of the report who supervised the applicant. If the applicant does not sign the appraisal report, the preparer shall indicate whether or not the applicant provided significant professional assistance in the appraisal process.

(2) Each applicant shall maintain a record of the actual number of hours involved in completing an appraisal. Unless the board approves a greater number of experience hours for a particular appraisal based upon the unusually difficult or complex nature of the appraisal, the maximum number of experience hours for each appraisal shall be in accordance with the board’s document titled “experience hours table,” which is adopted by reference in K.A.R. 117-2-2.

(3) Each applicant shall maintain a separate log of appraisals for supervised experience and for unsupervised experience.

When logging supervised experience, the applicant shall maintain a separate log of appraisals completed with each supervising appraiser. Each page of each supervised experience log shall include the certification number and the signature of that applicant’s supervising appraiser, which shall serve as verification of the accuracy of the information.

(e) Upon request of the board, each applicant shall submit at least three appraisal reports selected by the board from the applicant’s log sheet and one appraisal report selected by the applicant from the log sheet. The selected appraisal reports shall be reviewed by the board or the board’s designee, in accordance with standard rule 3 for competency within the scope of practice of the appraisal work authorized for the residential classification, by using the criteria specified in K.S.A. 58-4109(d) and amendments thereto and, in particular, standard rules 1 and 2

of the edition of USPAP in effect when the appraisal was performed. Approval of an applicant’s experience hours shall be subject to board approval of the requisite number of experience hours and board approval of the selected appraisal reports. (Authorized by and implementing K.S.A. 58-4109; effective, T-117-6-10-91, June 10, 1991; effective Aug. 5, 1991; amended July 25, 1994; amended June 5, 1995; amended March 7, 1997; amended Jan. 9, 1998; amended March 26, 1999; amended Oct. 8, 2004; amended Sept. 1, 2006; amended Jan. 1, 2008; amended April 16, 2010; amended Aug. 24, 2012; amended Aug. 22, 2014; amended Jan. 1, 2015; amended June 17, 2016; amended May 26, 2017.)

117-4-2a. Residential classification; experience supervision requirements. (a) In order for an applicant’s experience to be approved by the board when the applicant is applying for the residential classification, all experience attained by an unlicensed individual or by a licensed appraiser whose experience is outside that appraiser’s scope of practice shall have been supervised by an appraiser according to all of the following conditions:

(1) The supervising appraiser was a certified appraiser in good standing for the three years immediately preceding supervision and during the period of supervision.

(2) The supervising appraiser did not supervise more than three provisional licensed appraisers or unlicensed appraiser applicants at the same time.

(3) The supervising appraiser maintained responsibility for supervision of the applicant by meeting both of the following requirements:

(A) Before signing the certification section or addendum, the supervising appraiser reviewed each appraisal report that the applicant prepared or provided assistance in developing, preparing, or communicating.

(B) The supervising appraiser met the following requirements:

(i) Ensured that at least the first 25 properties for which the applicant provided assistance in developing, preparing, or communicating an appraisal report were personally inspected by a supervising appraiser; and

(ii) continued to personally inspect each property for which the applicant provided assistance in developing, preparing, or communicating an appraisal report until the supervising appraiser was satisfied that the applicant was competent to appraise the property type, in accordance with the competency provision of the uniform standards of professional appraisal practice (USPAP) as required by K.S.A. 58-4121 and amendments thereto.

(4) Before beginning supervision, the supervising appraiser completed a course that, at a minimum, meets the course objectives adopted by reference in K.A.R. 117-1-1. The supervising appraiser shall submit proof of completion of the course to the board office before beginning supervision.

(b) Each applicant shall be permitted to have more than one supervising appraiser.

(c) The supervising appraiser shall supervise the work of an applicant on appraisal reports performed on properties only if both of the following conditions are met:

(1) The supervising appraiser is permitted by the supervising appraiser’s current credential to appraise the properties.

(2) The supervising appraiser is competent to appraise the properties. (Authorized by and implementing K.S.A. 58-4109; effective July 1, 2007; amended July 1, 2007; amended Jan. 18, 2008; amended April 17, 2009; amended Aug. 24, 2012; amended Jan. 1, 2015; amended May 26, 2017.)

Article 5.—QUALIFICATIONS CRITERIA— PROVISIONAL CLASSIFICATION

117-5-2a. Provisional classification; supervisor requirements. (a) In order for a provisional licensed appraiser's experience to be approved by the board, that individual's experience shall have been supervised by an appraiser according to all of the following conditions:

(1) The supervising appraiser was a certified appraiser in good standing for the three years immediately preceding supervision and during the period of supervision.

(2) The supervising appraiser did not supervise more than three provisional licensed appraisers or unlicensed appraiser applicants at the same time.

(3) The supervising appraiser maintained responsibility for supervision of the provisional licensed appraiser by meeting both of the following requirements:

(A) Before signing the certification section or addendum, the supervising appraiser reviewed each appraisal report that the applicant prepared or provided assistance in developing, preparing, or communicating.

(B) The supervising appraiser met the following requirements:

(i) Ensured that at least the first 25 properties for which the applicant provided assistance in developing, preparing, or communicating an appraisal report were personally inspected by a supervising appraiser; and

(ii) continued to personally inspect each property for which the applicant provided assistance in developing, preparing, or communicating an appraisal report until the supervising appraiser was satisfied that the applicant was competent to appraise the property type, in accordance with the competency provision of the uniform standards of professional appraisal practice (USPAP).

(4) The supervising appraiser has completed the course required in K.A.R. 117-5-2(b). The supervising appraiser shall submit proof of completion of the course to the board office before beginning supervision.

(b) The supervising appraiser shall supervise the work of a provisional licensed appraiser on appraisal reports performed on properties only if both of the following conditions are met:

(1) The supervising appraiser is permitted by the su-

pervising appraiser's current credential to appraise the properties.

(2) The supervising appraiser is competent to appraise the properties. (Authorized by and implementing K.S.A. 58-4109; effective July 1, 2007; amended Jan. 18, 2008; amended April 17, 2009; amended Aug. 24, 2012; amended Jan. 1, 2015; amended May 26, 2017.)

Sally L. Pritchett,
Executive Director

Doc. No. 045393

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced May 1-3 during the 2017 session of the Kansas Legislature. Full text of bills, bill tracking, and other information may be accessed at <http://www.kslegislature.org/li/>.

House Bills

HB 2421, AN ACT concerning sales and compensating use taxation; relating to exemptions, sales of currency, certain coins or bullion; amending K.S.A. 2016 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2422, AN ACT concerning sales taxation; relating to exemptions, the make-a-wish foundation of Kansas; amending K.S.A. 2016 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2423, AN ACT concerning internet service providers; prohibiting the collection and sale of personal data, by Committee on Federal and State Affairs.

HB 2424, AN ACT concerning property taxation; relating to cities and counties, approval of budgets with increased property tax revenues, election requirements, exception for certain employee benefits; amending K.S.A. 2016 Supp. 79-2925c and repealing the existing section, by Committee on Taxation.

House Resolutions

HR 6030, A RESOLUTION congratulating and commending the Louisburg High School band for receiving an invitation to perform in the Rose Parade in Pasadena, California, by Representative Vickrey.

Senate Resolutions

SR 1741, A RESOLUTION congratulating and commending the Louisburg High School marching band for receiving an invitation to perform in the Rose Parade in Pasadena, California, by Senator Baumgardner.

SR 1742, A RESOLUTION congratulating and commending the Olathe Northwest High School Raven Dance Team for winning their eighth consecutive national title, by Senator Lynn.

Doc. No. 045411

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2009 Volumes of the *Kansas Administrative Regulations* and the 2016 Supplement of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

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

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-5-1	Revoked	V. 35, p. 238
4-5-2	Revoked	V. 35, p. 238
4-5-4	New	V. 35, p. 238

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-1-1	Amended	V. 35, p. 308
5-3-6a	Amended	V. 36, p. 159
5-12-1	Amended	V. 35, p. 313
5-21-3	Amended	V. 36, p. 160
5-21-6	Amended	V. 35, p. 431
5-22-7	Amended	V. 35, p. 199
5-23-4	Amended	V. 35, p. 385
5-23-4b	Revoked	V. 35, p. 386
5-24-2	Amended	V. 35, p. 386
5-25-21	New	V. 35, p. 200

AGENCY 7: SECRETARY OF STATE

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

AGENCY 9: DEPARTMENT OF AGRICULTURE—DIVISION OF ANIMAL HEALTH

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

AGENCY 16: ATTORNEY GENERAL

Reg. No.	Action	Register
16-9-1	Revoked	V. 35, p. 1033
16-14-10	New (T)	V. 35, p. 626
16-14-10	New	V. 35, p. 858

16-14-11	New (T)	V. 35, p. 626
16-14-11	New	V. 35, p. 858
16-15-1 through 16-15-4	New (T)	V. 35, p. 626-628
16-15-1 through 16-15-4	New	V. 35, p. 858-860
16-16-1	New	V. 35, p. 1033
16-16-2	New	V. 35, p. 1033
16-16-3	New	V. 35, p. 1033

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-4-114a	Amended	V. 36, p. 364
28-4-118	Amended	V. 36, p. 365
28-4-428	Amended	V. 36, p. 366
28-4-428a	Amended	V. 36, p. 366
28-17-10	Amended	V. 35, p. 566
28-17-11	Revoked	V. 35, p. 567
28-17-20	Amended	V. 35, p. 567
28-19-11	Amended	V. 35, p. 930
28-19-300	Amended	V. 35, p. 954
28-19-304	Amended	V. 35, p. 955
28-74-1	New	V. 35, p. 383
28-74-2	New	V. 35, p. 383
28-74-3	New	V. 35, p. 383
28-74-4	New	V. 35, p. 384

AGENCY 30: KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

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

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-2-18	Amended	V. 35, p. 405
40-4-34	Amended	V. 35, p. 384
40-4-41	Amended	V. 35, p. 633

AGENCY 44: DEPARTMENT OF CORRECTIONS

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

AGENCY 51: DEPARTMENT OF LABOR—DIVISION OF WORKERS COMPENSATION

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

AGENCY 60: BOARD OF NURSING

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

AGENCY 61: BOARD OF BARBERING

Reg. No.	Action	Register
61-1-24	Amended	V. 35, p. 991
61-3-2	Amended	V. 35, p. 991
61-3-3	Amended	V. 35, p. 991
61-3-5	Amended	V. 35, p. 991

61-3-7	Amended	V. 35, p. 384
61-3-20	Amended	V. 35, p. 991
61-4-2	Amended	V. 35, p. 991
61-7-1	Revoked	V. 35, p. 385
61-7-2	New	V. 35, p. 385

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

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

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

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

AGENCY 68: BOARD OF PHARMACY

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

AGENCY 69: BOARD OF COSMETOLOGY

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

AGENCY 70: DEPARTMENT OF AGRICULTURE, BOARD OF VETERINARY EXAMINERS

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

AGENCY 71: KANSAS DENTAL BOARD

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

AGENCY 74: BOARD OF ACCOUNTANCY

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

AGENCY 82: STATE CORPORATION COMMISSION

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

AGENCY 86: REAL ESTATE COMMISSION

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

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-29-2	Revoked	V. 35, p. 1113
88-29-5	Revoked	V. 35, p. 1113
88-29-6	Revoked	V. 35, p. 1113
88-29-7	Revoked	V. 35, p. 1113
88-29-7a	Revoked	V. 35, p. 1113
88-29-8	Revoked	V. 35, p. 1113
88-29-8c	Revoked	V. 35, p. 1113
88-29-9	Revoked	V. 35, p. 1113
88-29-10	Revoked	V. 35, p. 1113
88-29-11	Amended	V. 35, p. 1113

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-31-32	Amended	V. 35, p. 1014
91-42-1	Amended (T)	V. 35, p. 163
91-42-1	Amended	V. 35, p. 486
91-42-2	Amended (T)	V. 35, p. 163
91-42-2	Amended	V. 35, p. 486
91-42-3		
through		
91-42-7	New (T)	V. 35, p. 164-166
91-42-3		
through		
91-42-7	New	V. 35, p. 487-489

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-23-9		
through		
92-23-23	Revoked	V. 35, p. 63, 64
92-23-25	Revoked	V. 35, p. 64
92-23-30	Revoked	V. 35, p. 64
92-23-31	Revoked	V. 35, p. 64
92-23-37		
through		
92-23-40	Revoked	V. 35, p. 64
92-23-41		
through		
92-23-59	New	V. 35, p. 64-67

92-23-70		
through		
92-23-75	New	V. 35, p. 67, 68

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

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

AGENCY 100: BOARD OF HEALING ARTS

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

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

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

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

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

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 35, p. 314
109-2-1	Amended	V. 35, p. 317
109-2-2	Amended	V. 35, p. 317
109-2-6	Amended	V. 35, p. 318
109-2-7	Revoked	V. 35, p. 318
109-2-8	Amended	V. 35, p. 318
109-2-11	Amended	V. 35, p. 320
109-3-3	Amended	V. 36, p. 329
109-3-4	Amended	V. 36, p. 330

109-5-1a	Amended	V. 35, p. 935
109-5-1b	Amended	V. 35, p. 936
109-5-1c	Amended	V. 35, p. 936
109-5-5	Amended	V. 35, p. 582
109-7-1	Amended	V. 35, p. 321

AGENCY 111: KANSAS LOTTERY

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 *Kansas Register*. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 *Kansas Register*. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 *Kansas Register*. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 *Kansas Register*. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 *Kansas Register*. A list of regulations filed from December 1, 2009, through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 *Kansas Register*. A list of regulations filed from December 22, 2011, through November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 *Kansas Register*. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 *Kansas Register*.

Reg. No.	Action	Register
111-2-62	Amended	V. 35, p. 491
111-2-321	New	V. 35, p. 898
111-2-322	New	V. 35, p. 898
111-3-1	Amended	V. 35, p. 898
111-4-878	Amended	V. 35, p. 819
111-4-879	Amended	V. 35, p. 819
111-4-880	Amended	V. 35, p. 819
111-4-3417		
through		
111-4-3421	New	V. 35, p. 131-135
111-4-3422	New	V. 35, p. 157
111-4-3423	New	V. 35, p. 157
111-4-3424		
through		
111-4-3431	New	V. 35, p. 406-408
111-4-3432	New	V. 35, p. 491
111-4-3433		
through		
111-4-3439	New	V. 35, p. 457-461
111-4-3440	Amended	V. 35, p. 900
111-4-3441	New	V. 35, p. 463
111-4-3442		
through		
111-4-3445	New	V. 35, p. 492-495
111-4-3446		
through		
111-4-3449	New	V. 35, p. 582-584
111-4-3450	New	V. 35, p. 678
111-4-3451	New	V. 35, p. 765
111-4-3452	New	V. 35, p. 766
111-4-3453	New	V. 35, p. 768
111-4-3454	New	V. 35, p. 821
111-4-3455		
through		
111-4-3459	New	V. 35, p. 900-904
111-4-3460	New	V. 35, p. 1057
111-4-3461	New	V. 35, p. 1058
111-4-3462	New	V. 35, p. 1059
111-4-3463		
through		
111-4-3465	New	V. 36, p. 160-162
111-4-3466	New	V. 36, p. 192

111-4-3467	New	V. 36, p. 193	111-301-45	Amended	V. 35, p. 770	115-4-11	Amended	V. 36, p. 274
111-4-3468	New	V. 36, p. 217	111-301-47	New	V. 35, p. 1066	115-7-1	Amended	V. 35, p. 974
111-4-3469	New	V. 36, p. 218	111-301-48	Amended	V. 36, p. 195	115-7-10	Amended	V. 35, p. 975
111-4-3470	New	V. 36, p. 219	111-301-49	New	V. 35, p. 1066	115-8-1	Amended	V. 36, p. 398
111-4-3471			111-301-50	Amended	V. 36, p. 195	115-8-13	Amended	V. 35, p. 975
through			111-301-51	New	V. 35, p. 1067	115-8-24	Revoked	V. 35, p. 633
111-4-3475	New	V. 36, p. 398-403	111-301-52	Amended	V. 36, p. 196	115-17-2	Amended	V. 35, p. 976
111-5-220			111-301-53			115-18-20	Amended	V. 35, p. 977
through			through					
111-5-227	New	V. 35, p. 1060-1064	111-301-57	New	V. 35, p. 1067-1068			
111-6-1	Amended	V. 35, p. 907	111-307-5	Amended	V. 35, p. 771			
111-7-66	Amended	V. 35, p. 158	111-307-7	Amended	V. 35, p. 771			
111-7-68	Amended	V. 35, p. 159	111-401-35					
111-7-73	Amended	V. 35, p. 159	through					
111-7-75	Amended	V. 35, p. 159	111-401-37	Amended	V. 35, p. 162			
111-7-265	New	V. 36, p. 404	111-401-142	Amended	V. 36, p. 196			
111-7-266	New	V. 36, p. 405	111-401-148	Amended	V. 35, p. 504			
111-9-216	New	V. 35, p. 586	111-401-185					
111-9-217	New	V. 35, p. 586	through					
111-15-1	Amended	V. 35, p. 821	111-401-188	Amended	V. 35, p. 139			
111-15-2	Amended	V. 35, p. 821	111-401-190					
111-15-3	Amended	V. 35, p. 822	through					
111-15-5	Amended	V. 35, p. 823	111-401-194	Amended	V. 35, p. 140			
111-15-6	Amended	V. 35, p. 823	111-401-200a	New	V. 35, p. 409			
111-15-7	Amended	V. 35, p. 1064	111-401-201					
111-15-21	Amended	V. 35, p. 1064	through					
111-16-1	Amended	V. 35, p. 464	111-401-205	New	V. 35, p. 409-411			
111-16-2	Amended	V. 35, p. 464	111-501-38	Amended	V. 36, p. 227			
111-16-5	Amended	V. 35, p. 464	111-501-122					
111-17-21	Amended	V. 35, p. 160	through					
111-17-24	New	V. 35, p. 136	111-501-127	New	V. 35, p. 412-414			
111-17-25	New	V. 35, p. 161	111-501-128					
111-17-27	New	V. 35, p. 408	through					
111-17-28	New	V. 35, p. 465	111-501-138	New	V. 35, p. 910-912			
111-17-29	New	V. 35, p. 466	111-601-1					
111-17-30	New	V. 35, p. 498	through					
111-17-31	New	V. 35, p. 499	111-601-8	New	V. 36, p. 164-167			
111-17-32	New	V. 35, p. 678	111-601-14					
111-17-33	New	V. 35, p. 769	through					
111-17-34	Amended	V. 35, p. 1065	111-601-45	New	V. 36, p. 167-178			
111-17-35	New	V. 35, p. 909						
111-17-36	New	V. 36, p. 194						
111-18-1								
through								
111-18-7	New	V. 36, p. 220-224						
111-19-1								
through								
111-19-5	New	V. 36, p. 224-226						
111-19-6								
through								
111-19-8	New	V. 36, p. 405-407						
111-301-28	Amended	V. 36, p. 163						

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

Reg. No.	Action	Register
115-2-2	Amended	V. 35, p. 973
115-2-3	Amended	V. 35, p. 973
115-4-2	Amended	V. 36, p. 273

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

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

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

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

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