

Kansas Register

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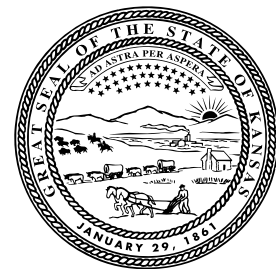
Cover Artwork: Wheat Ready to Harvest
Photo by Todd Caywood

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State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

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

Effective 4-29-24 through 5-5-24

Term	Rate
1-89 days	5.33%
3 months	5.32%
6 months	5.29%
12 months	5.16%
18 months	5.07%
2 years	4.95%

Joel Oliver
Executive Director
Chief Investment Officer
Pooled Money Investment Board

Doc. No. 052090

State of Kansas

Secretary of State

Notice of Code Mortgage Rate for May 2024

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of May 1-31, 2024, is 12 percent. The reference rate referred to in the definition of "code mortgage rate" set forth in K.S.A. 16a-1-301(11)(b)(i) is discontinued, has become impractical to use, and/or is otherwise not readily ascertainable from the Federal Home Loan Mortgage Corporation.

Scott Schwab
Secretary of State

Doc. No. 052091

(Published in the Kansas Register May 2, 2024.)

Midway Co-op Association

Request for Proposals

Interested parties are invited to submit a proposal to complete scope of repairs for the proposed Midway Co-op Association – Bellaire, Kansas project.

Scope of Work

Provide all necessary labor, equipment, and logistical services to supply all materials called for. Complete all administrative, rehabilitation, and track construction work including rail, switches, ties, ballast, tamping, and regulating required for the Midway Co-op Association – Bellaire, Kansas track rehabilitation project. The scope is defined further as follows:

- Remove track and disassemble.
- Cut new track bed 6" below bottom of tie.
- Furnish new 115# rail, 7" ties, track spikes, bolts, lock washers, and anchors.
- Plates and bars to be relay of matching size.
- Machine tamp and regulate.

All pre-existing rail, ties, OTM, or other materials that

are removed must be disposed of according to all local, state, and federal regulations.

Minimum Requirements

1. Roadway Worker Protection.
2. Comply with all Kyle Railroad requirements.
3. Contractors shall comply with all parts of 49 CFR Part 214 and 219 regarding FRA Roadway Worker Safety at all times. Workers and equipment shall remain clear of the track unless they have gained Roadway Worker Protection from a qualified person.
4. Contractor, contractor employees, agents, and/or subcontractors must be enrolled and comply with the FRA 219 approved drug testing program.
5. Subcontracted work will need to be approved prior to any work starting.

Work Windows

Impact to current railroad operations must be kept to a minimum. When work must take place that causes an active track to be taken out of service for the purposes of performing work that pertains to the project, the contractor must pre-arrange a defined work window with the Kyle Railroad.

Standards

All Standards referenced by the project plans, scope of work, and specifications, as well as applicable AREMA standards must be upheld during all phases of the project. All rail shall be replaced with a standard gauge of 56-1/2".

Submittals

The following documents shall be submitted at the time listed, by the contractor as part of the project:

1. Schedule of Work – Submitted with proposal.
2. Certificate of Insurance – Submitted prior to construction.
3. Safety Plan – Submitted prior to construction.
4. Proof of Roadway Worker Training – Submitted prior to construction.
5. Rail Testing (If AREMA #1 relay is used) – Submitted prior to construction.

Other Responsibilities

1. Permits – Contractor is responsible for all federal, state, and local permits for the work.
2. Utilities – Contractor is responsible for locating and protecting site utilities.
3. Site Clean-up – Contractor is responsible for proper site disposal of materials in accordance with local, state, and federal laws. Contractor is responsible for site restoration. Contractor is responsible for securing dumpster and hauling off used material. No old ties will be allowed to be stored on site in a pile.
4. Right-of-Way Access – Contractor is responsible for obtaining proper right of way entry prior to leaving Midway Co-op Association's property and entering Kyle Railroad property.
5. KDOT Grant – All requirements applicable to the contractor pursuant to the grant provided to Midway Co-op Association from the Kansas Department of Transportation in connection with this project.

(continued)

Insurance

Contractor shall purchase required insurance coverage and submit verification of Certificate of Insurance prior to construction. Contractor shall address insurance requirements by G&W (Kyle Railroad) and submit proof to both Midway Co-op Association and G&W.

Materials

All materials shall meet the requirements found in the project plans and/or specifications as well as applicable AREMA requirements. Material storage is granted on Midway Co-op's right of way to the contractor. However, no materials shall be stored closer than 15 feet from the centerline of any active track at any time. Material and equipment laydown areas and reclaimed materials stockpiling locations shall be discussed and further clarified at the pre-proposal meeting. Contractor is responsible for furnishing all required materials to complete the project.

Non-Project Areas

Midway Co-op has secured access to the project through the Kyle Railroad. Other access may be obtained by the contractor if they so choose. All areas (public, private, and railroad right of way) that are used for access to the project, including parts of the railroad right of way which have no proposed work, shall be maintained and/or remediated, incidental to the project, by the contractor to the satisfaction of the property owner if any damage to these areas occurs.

Project Completion

All work pertaining to this project shall be completed by August 23, 2024. Failure to complete work by August 23, 2024, may result in the Contractors removal from the property or charges of \$2,500/day until completed to satisfaction.

Submission of a Proposal

All proposals must be submitted no later than June 2, 2024, via email to mcoffey@midwaycoop.com. All submitted proposals shall be reviewed by Midway Co-op Association. Proposal must include all required information. Incomplete proposals shall be rejected. The structure of the proposal must be clearly understood, all proposals shall provide the following line items and provide costs as required below:

1. Provide a total sum of all line items on the proposal.
2. Mobilization and demobilization – Lump sum, including freight/material delivery costs.
3. Material costs (by material, i.e., crossties, ballast, OTM, etc.)
4. Labor costs.
5. Other costs (freight, sales tax, etc.)
6. Tamp and regulate.
7. Clean up work site to completion.
8. Detailed map of construction as quoted.

Pre-Proposal Meeting

Midway Co-op Association shall hold a pre-proposal meeting at the project site at 10:00 a.m. (Central Time) Thursday, May 9, 2024. The meeting shall be held at Midway Co-op Association – Bellaire, Kansas. Contractors are required to be present at this meeting to submit a proposal or their proposal can be rejected.

Work Reporting

Weekly work reports must be filled out and submitted to Mike Coffey via email at mcoffey@midwaycoop.com. Weekly reports should include updates to project schedules, materials used, materials received, any delays, or any change in the scope of work. A detailed summary report must be submitted at the completion of the project.

Craig Mans
General Manager
Midway Co-op Association

Doc. No. 052084

(Published in the Kansas Register May 2, 2024.)

Hutchinson Transportation, Inc.**Request for Proposals**

Interested parties are invited to submit a proposal to complete the below scope of repairs for the proposed Hutchinson Transportation, Inc. project.

Scope of Work

Hutchinson Transportation, Inc. track rehabilitation at Hutchinson, Kansas. Provide all necessary labor, equipment, and logistical services to supply all materials called for; complete all rehab and track construction work, ties, ballast, etc.

Any pre-existing rail, ties, or OTM that is removed must be removed and disposed of according to all local, state, and federal regulations.

Additional details concerning the scope of work needing to be done with each portion of the pre-bid meeting.

Minimum RequirementsMSA and Roadway Worker Protection

- Contractors shall comply with all parts of 49 CFR Part 214 and 219 regarding FRA Roadway Workers Safety at all times. Men/Women and equipment shall remain clear of the tracks unless they have gained Roadway Worker Protection from a qualified person.
- Contractor, contractor employees, agents, and/or subcontractors must be enrolled and comply with the FRA 219 approved drug testing program.
- Any subcontracted work will need to be approved prior to any work starting.

Work Windows

Impact to current railroad operations must be kept to a minimum. When work must take place that causes an active track to be taken out of service for the purpose of performing work that the pertains to the project, the contractor must pre-arrange a defined work window with Hutchinson Transportation, Inc. Contractor can anticipate a minimum work window of eight hours with no more than one scheduled of interruption in that time frame between the hours of 7:00 a.m. – 5:00 p.m. The topic will be further discussed and clarified during the pre-proposal meeting.

Standards

All standards referenced by the project plans and specifications, as well as all applicable AREMA standards, must be upheld during all phases of the project work, unless certain standards from the project with written approval.

Submittals

The following documents shall be submitted by the contractor as part of the project, at the times listed:

1. Scheule of Work – Submitted with proposal.
2. Certification of Insurance – Submitted prior to construction.
3. Safety Plan – Submitted prior to construction.
4. Proof of Roadway Worker Training–Submitted prior to construction.
5. Rail testing (if AREMA #1 Rail is used) – Submitted prior to construction.

Other Responsibilities

1. Permits – Contractor is responsible for all federal, state, and local permits required for the work.
2. Utilities – Contractor is responsible to locate and protect such utilities.
3. Site Clean-up – Contractor is responsible for proper site restoration and proper disposal of materials removed in accordance with all local, state, and federal laws.

Insurance

Contractor shall purchase required coverage and submit for verification a Certificate of Insurance.

Materials

All materials shall meet the requirements found on the project plans and/or specifications as well as applicable AREMA requirements. Material storage is granted on railroad right of way to the contractor. However, no materials shall be stored closer than 15 feet from the centerline of any active track at any time. Material and equipment laydown areas and reclaimed materials stockpiling locations shall be discussed and further clarified at the pre-proposal meeting.

Non-Project Areas

Hutchinson Transportation, Inc. has secured access to the project through the railroad right of way. Other access may be obtained by the contractor if he so chooses. All areas (public, private, and railroad right of way) that are used for access to the project, including parts of the railroad right of way which have no proposed work, shall be maintained and/or remediated, incidental to the project, by the contractor to the satisfaction of the property owner if any damage to these areas occurs.

Pre-Proposal Meeting

Hutchinson Transportation, Inc. shall hold a pre-proposal meeting at the project site at 10:00 a.m. May 21, 2024, at Hutchinson Transportation, Inc., 3424 E. Ave. G, Hutchinson, KS 67501. Contractors are required to be present at this meeting to submit a proposal or their proposal can be rejected.

Project Completion

All work pertaining to this project shall be completed by October 30, 2024. Failure to complete work by October 30, 2024, may result in contractor's removal from the property or charges of \$500/day until completed to satisfaction.

Submission of a Proposal

All proposals must be submitted no later than June 21, 2024. All submitted proposals shall be reviewed by Jim Barta. Please ensure your proposal includes all required information. All incomplete proposals shall be rejected.

Contractors who wish to submit a proposal must attend the pre-proposal meeting. The structure of your proposal must be able to be clearly understood, all proposals shall provide the following line items and required costs as required below:

1. Provide a total sum of all line items on the proposal.
2. Mobilization and demobilization – Lump sum, including freight/material delivery costs.
3. Material costs (by material, i.e., crossties, ballast, OTM, etc.).
4. Labor costs.
5. Tamp and regulate.
6. Clean up work site to completion.

Work Reporting

Daily work reports must be filled out and submitted to Jim Barta, Hutchinson Transpiration, Inc., phone 620-474-2816, email jim.barta@hutchsalt.com. Weekly reports should include updates to project schedules, any delays, or changes in the scope of work. A detailed summary report must be submitted at the completion of the project. Daily Reporting shall consist of daily progress reports emailed to Jim Barta.

Jim Barta
Project Manager
Hutchinson Transportation, Inc.

Doc. No. 052070

State of Kansas**Department for Children and Families****Notice of Proposed Child Care and Development Fund State Plan**

The Kansas Department for Children and Families (DCF) is preparing the Child Care Development Fund (CCDF) State Plan for 2025-2027. CCDF supports financial assistance for low-income families through the Child Care Assistance Program. CCDF funds child care regulation and licensure of child care facilities and consumer education to help parents select child care that meets their families' needs. Other CCDF early learning quality initiatives include services that build the knowledge and skills of the workforce and support child care programs to achieve higher standards of quality.

Please visit DCF's website at <http://www.dcf.ks.gov>, go to the child care page under Economic and Employment Services and click on the link called Child Care and Development Fund State Plan Public Hearing to review the 2025-2027 CCDF State Plan, register for the virtual public hearing, and find out how to submit written comments.

Comments on the CCDF State Plan may be shared during the virtual public hearing or submitted by mail to DCF, EES, Attn: Nichelle Adams, 555 S. Kansas Ave., Topeka, KS 66603, or via email to ccdfstateplan@dcf.ks.gov. Please use the subject heading CCDF State Plan in your email comments.

DCF will host a virtual public meeting to solicit input on the CCDF plan. The meeting will be held from 1:00 p.m. to 3:30 p.m. June 3, 2024, via Microsoft Teams. To register for the virtual public hearing, please email your

(continued)

name and provide the email you would like to use to ccdfstateplan@dcf.ks.gov. Please use the subject heading CCDF State Plan Registration in your email comments. Please register prior to May 24, 2024.

Anyone requiring special accommodations should notify DCF at ccdfstateplan@dcf.ks.gov no later than May 20, 2024.

Comments will be accepted through June 10, 2024.

Laura Howard
Secretary

Department for Children and Families

Doc. No. 052094

State of Kansas

Wichita State University

Notice of Intent to Lease Real Property

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

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

Doc. No. 051863

State of Kansas

Wichita State University

Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to four acres of real property located on the Wichita State University's campus designated as the "Innovation Campus," for the private development and operation of a partnership building or buildings. The university is interested in leasing such ground to any individual, organization, or entity whose presence on campus would advance the university's applied learning vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. The university intends to lease such space for a mutually agreeable period of time up to sixty years, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with the university's educational mission and identify anticipated benefits to the university, its students, and the WSU community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU, design concepts, financial stability, and proposed use. Interested tenants will be required to construct adjacent and adequate surface parking that will not be included in the leased ground. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of building improvement, and benefit to the university. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Senior Vice President for Industry and Defense Programs, Dr. John Tomblin at john.tomblin@wichita.edu or Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

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

Doc. No. 051864

State of Kansas

Department of Administration Office of Facilities and Property Management

Notice to Bidders

Notice is hereby given for the receipt of subcontractor bids for the A-014699 Kansas State University Global Center for Grain and Food Innovation (GCGFI) – "50% Construction Documents–Bid Package 4." This project is being delivered using procedures established under the Kansas

alternate project delivery building construction procurement act (K.S.A. 75-37, 141 es seq.) for Kansas State University. The Whiting-Turner Contracting Company is the construction manager. Contact person is Matt Jones at matt.jones@whiting-turner.com, phone 785-493-5407.

Subcontractor bids will be received for the following scopes of work:

- 04A – Masonry
- 07A – Exterior glazing and metal panels
- 07B – Waterproofing, expansion control, and joint sealants
- 07C – Roofing
- 07D – Fireproofing
- 08A – Doors, frames, and hardware
- 08B – Interior glazing
- 09A – Framing and drywall
- 12A – Lab casework and equipment
- 13B – Pre-engineered structures
- 13C – Coolers and freezers
- 14A – Elevator
- 21A – Fire suppression
- 23A – Plumbing and HVAC
- 26A – Electrical, fire alarm, and low-voltage

Bids will be received until 2:00 p.m. (Central Time) Friday, May 30, 2024, via Electronic Sealed Bid Submission utilizing BuildingConnected.

All bidders should advise of their intent to bid on BuildingConnected, i.e. Undecided, Bidding, and Not Bidding. All bid documents, sample contracts, contract exhibits, insurance requirements, scopes of work, schedule, logistics plans, messages, addenda, notices of changes, notice of change of bid date, etc. will be communicated through BuildingConnected at The Whiting-Turner Contracting Company’s public plan room at <https://app.buildingconnected.com/public/5430e8255cdc2e0300ddf357>.

All bidders must prequalify through The Whiting-Turner Contracting Company, via a secure online system, called TradeTapp, to administer the prequalification process. Bidders who are not prequalified email Matt Jones at matt.jones@whiting-turner.com to request an invitation to TradeTapp.

A copy of the bid documents will be available for review at BuildingConnected.

Barbara Schilling
Deputy Director-DCC
Office of Facilities and Property Management
Department of Administration

Doc. No. 052100

State of Kansas

**Department of Administration
Office of Procurement and Contracts**

Notice to Bidders

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

All bids are to be submitted via email only to procurement@ks.gov. For more information, please visit <https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/>

ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL.

- | | | |
|------------|------------|---|
| 05/28/2024 | EVT0009697 | Civil Attorney Pool – Attorney General |
| 06/06/2024 | EVT0009699 | Adult Education Services – Topeka Correctional Facility |
| 06/06/2024 | EVT0009703 | Mustang GT Coupe Premium – Kansas Highway Patrol |

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

https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL

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

<https://admin.ks.gov/offices/procurement-contracts/bidding--contracts/additional-bid-opportunities>

- | | | |
|------------|----------|---|
| 05/21/2024 | A-015038 | Gravity Sewer Improvements; I Cellhouse – Topeka Correctional Facility |
| 05/21/2024 | A-015039 | Relining Sanitary Sewers – Topeka Correctional Facility |
| 06/06/2024 | A-014835 | Renovation Phase II; Forensic Laboratory – Kansas Bureau of Investigation |

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

Todd Herman
Director
Office of Procurement and Contracts

Doc. No. 052103

State of Kansas

Board of Regents Universities

Notice to Bidders

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

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

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

(continued)

Kansas State University – Bid postings: <https://bidportal.ksu.edu>. Effective August 1, 2023, all bids, quotes, or proposals must be submitted via the Kansas State University Bid Portal at <https://bidportal.ksu.edu>. Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506. Additional contact information, phone: 785-532- 6214, email: kspurch@k-state.edu.

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

University of Kansas – Electronic bid postings: <http://www.procurement.ku.edu/>. The University of Kansas exclusively uses the online eBid tool and will no longer accept paper responses unless otherwise specified in a solicitation. Additional contact information, email: purchasing@ku.edu. Mailing address: University of Kansas, Procurement Department, 1246 W. Campus Road Room 20, Lawrence, KS 66045.

University of Kansas Medical Center – Electronic bid postings: <https://www.kumc.edu/finance/supply-chain/bid-opportunities.html>. Additional contact information, phone: 913-588-1117, email: hunkemoore@kumc.edu. The University of Kansas Medical Center accepts only electronic bids.

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

Chris Robinson
Director
Purchasing and Contract Services
Kansas State University

Doc. No. 051386

State of Kansas

Department of Health and Environment

Notice of Application to Expand an Industrial Landfill

The Kansas Department of Health and Environment (KDHE) has received an application for modification of Solid Waste Permit 479 located on the former LaFarge Midwest, Inc. property at 1400 S. Cement Rd., Fredonia, Kansas. The proposed modification would incorporate two closed disposal areas into Permit 479 that are currently regulated as solid waste management units under the Environmental Protection Agency (EPA) LaFarge Corporation hazardous waste RCRA Part II permit. All disposal areas at the site are closed, and this permit does not allow additional waste to be placed. All three disposal areas were primarily used to dispose nonhazardous cement kiln dust with limited amounts of other nonhazardous plant and yard cleanup waste.

Solid waste post-closure care of the three landfills is proposed with this modification. Care at this site con-

sists of maintaining the final cover systems and monitoring ground and surface water. Land use restrictions include prohibitions on non-industrial use of the land and groundwater and are permanently part of the property ownership documents.

KDHE has reviewed the application and found it to be in conformance with state solid waste statutes and regulations, but a final permitting decision has not been made and KDHE will consider information gathered during the public comment period before making a final decision. A copy of the permit application, engineering drawings, draft permit, and other information with respect to this permit action will be available for public review from May 6, 2024 through June 7, 2024 during normal business hours at the following locations:

Kansas Department of Health and Environment
Bureau of Waste Management
1000 SW Jackson, Suite 320
Topeka, KS 66612
Contact: Heather Merritt
785-296-5639

Fredonia Public Library
807 Jefferson St.
Fredonia, KS 66736
Contact: Michelle Hulse, Library Director
620-378-2863

A copy of the permit application is also available at KDHE's Southeast District Office at 308 W. 14th St., Chanute, KS 66720 where permit reviewer Charles Bowers can be contacted at 620-860-7242. Additionally, the permit application form with primary application information is available for public viewing at <http://kdhe.ks.gov/676/>. Anyone wishing to comment on the landfill's permit modification should submit written statements postmarked no later than June 7, 2024, to Charles Bowers at the Chanute address, by fax at 785-559-4344, or by email to Charles.Bowers@ks.gov. Mailed comments postmarked prior to June 7, 2024, and received within one week thereafter will also be considered.

After consideration of all written comments received during the public notice period, KDHE will make a final decision on whether to issue the permit modification of Permit 479 to incorporate the two disposal areas. Notice of the decision will be given to the applicant, anyone who submitted written comments during the comment period, and those who requested notice of the final permit decision.

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052097

Estado de Kansas

Departamento de Salud y Medioambiente

Aviso público Solicitud para ampliar un vertedero industrial

El Departamento de Salud y Medioambiente de Kansas (Kansas Department of Health and Environment, KDHE) recibió una solicitud de modificación y reemis-

ión del Permiso 479 para residuos sólidos ubicado en la antigua propiedad de LaFarge Midwest Inc. en 1400 S. Cement R.d, Fredonia, Kansas. La modificación propuesta incorporaría dos áreas de eliminación cerradas en el Permiso 479 que actualmente están reguladas como unidades de gestión de desechos sólidos bajo el permiso RCRA Parte II de desechos peligrosos de LaFarge Corporation de la Agencia de Protección Ambiental (Environmental Protection Agency, EPA). Todas las áreas de eliminación en el sitio están cerradas, y este permiso no permite que se coloquen desechos adicionales. Las tres áreas de eliminación se utilizaron principalmente para eliminar el polvo no peligroso de los hornos de cemento con cantidades limitadas de otros residuos no peligrosos de limpieza de plantas y jardines.

Con esta modificación, se propone el cuidado posterior al cierre de residuos sólidos de los tres vertederos. Los cuidados en este sitio consisten en el mantenimiento de los sistemas de cobertura final y el monitoreo de aguas subterráneas y superficiales. Las restricciones al uso de la tierra incluyen prohibiciones sobre el uso no industrial de la tierra y las aguas subterráneas, y forman parte permanente de los documentos de propiedad.

El KDHE revisó la solicitud y determinó que cumple con los estatutos y las regulaciones estatales sobre desechos sólidos, pero no se ha tomado una decisión final sobre el permiso, y el KDHE considerará la información recopilada durante el período de comentarios públicos antes de tomar una decisión final. Una copia de la solicitud de permiso, los planos de ingeniería, el borrador del permiso y otra información con respecto a esta acción de permiso estarán disponibles para revisión pública desde el 6 de mayo de 2024 hasta el 7 de junio de 2024 durante el horario comercial normal en los siguientes lugares:

Kansas Department of Health and Environment
Bureau of Waste Management
1000 SW Jackson, Suite 320
Topeka, KS 66612
Contacto: Heather Merritt
785-296-5639

Fredonia Public Library
807 Jefferson St.
Fredonia, KS 66736
Contacto: Michelle Hulse, directora de la biblioteca
620-378-2863

También hay disponible una copia de la solicitud de permiso en la Oficina del Distrito Sureste del KDHE en 308 W. 14th St., Chanute, KS 66720, donde se puede contactar al revisor de permisos Charles Bowers llamando al 620-860-7242. Además, el formulario de solicitud de permiso con la información principal de la solicitud está disponible para el público en <https://kdhe.ks.gov/676/Solid-Waste-Public-Notices>. Cualquiera que desee comentar sobre la modificación del permiso del vertedero debe enviar declaraciones escritas con matasellos, a más tardar el 7 de junio de 2024, a Charles Bowers en la dirección de Chanute, por fax al 785-559-4344 o por correo electrónico a Charles.Bowers@ks.gov. También se considerarán los comentarios enviados por correo con matasellos anterior al 7 de junio de 2024 y recibidos dentro de la semana posterior.

Después de considerar todos los comentarios escritos recibidos durante el período de notificación pública, el KDHE tomará una decisión final sobre si se emite la modificación del permiso 479 para incorporar las dos áreas de eliminación. Se notificará la decisión al solicitante, a cualquiera que haya presentado comentarios por escrito durante el período de comentarios y a quienes solicitaron notificación de la decisión final sobre el permiso.

La noticia anterior se refiere a la application, ampliar la zona de eliminación autorizada para Lafarge/Holcim industrial landfill Permiso 479 en la 1400 S. Cement Rd., Fredonia, KS. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE al 785-296-5156 o en: KDHE.NonDiscrimination@ks.gov.

Janet Stanek
Secretaria

Departamento de Salud y Medio Ambiente

Doc. No. 052098

State of Kansas

Department of Health and Environment

Notice of Proposed Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

Las acciones propuestas con respecto a los documentos preliminares se basan en la revisión del personal, aplicando los estándares, regulaciones y limitaciones de efluentes apropiados del estado de Kansas y de la Agencia de Protección Ambiental de Estados Unidos. La acción final resultará en la emisión de una Autorización Federal del Sistema Nacional de Eliminación de Descargas de Contaminantes y un permiso de Control de Contaminación del Agua de Kansas, sujeto a ciertas condiciones, revocación y reemisión del permiso designado o terminación del permiso designado. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación al 785-296-5156 o en: KDHE.NonDiscrimination@ks.gov.

(continued)

Public Notice No. KS-AG-24-108/117

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant Legal Description Receiving Water

Wilroads Feed Yard, LLC
Travis McGuire
11449 Lariat Way
Dodge City, KS 67801

E/2 of Section 08 & W/2 of Section 09
T27S, R24W
Ford County

Upper Arkansas River Basin

Kansas Permit No. A-UAFO-C014
Federal Permit No. KS0080373

The proposed action is to modify and reissue the existing State/NPDES permit for a facility for a proposed maximum capacity of 48,000 head (48,000 animal units) of cattle weighing more than 700 pounds. This represents an increase in the permitted animal units from the previous permit. This permit is being modified for the addition of 35 acres of pens, closure of three (3) retention structures, construction of one (1) retention structure, and modification of four (4) retention control structures to function as sediment basins. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant Legal Description Receiving Water

Wettstein Farms
4598 Road 9
Liberal, KS 67901

NE/4 of Section 10
T34S, R34W
Seward County

Cimarron River Basin

Kansas Permit No. A-CISW-B003

The proposed action is to reissue an existing state permit for an existing facility for 999 head (499.5 animal units) of cattle weighing less than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant Legal Description Receiving Water

Nelson Hog Farms - Grower-Finisher Facility
1399 W. Granite
Long Island, KS 67647

SW/4 of Section 33
T01S, R20W & NW/4 of Section 04
T02S, R20W
Phillips County

Upper Republican River Basin

Kansas Permit No. A-URPL-S012

The proposed action is to reissue an existing state permit for an existing facility for 1,800 head (180 animal units) of swine 55 pounds or less and 1,200 head (480 animal units) of swine more than 55 pounds, for a total of 660 animal units of swine. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant Legal Description Receiving Water

Kenny Stroda
177 Oat Rd.
Ramona, KS 67475

SE/4 of Section 27
T16S, R03E
Dickinson County

Smoky Hill River Basin

Kansas Permit No. A-SHDK-B037

The proposed action is to reissue an existing state permit for an existing facility for 599 head (599 animal units) of cattle more than 700 pounds. This is a reduction in animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant Legal Description Receiving Water

Riggin Farm
Jack Riggin
2690 BB Ave.
Burdick, KS 66838

SW/4 of Section 13
T17S, R05E
Morris County

Neosho River Basin

Kansas Permit No. A-NEMR-B008

The proposed action is to reissue an existing state permit for an existing facility for 130 head (130 animal units) of cattle greater than 700 pounds and 130 head (65 animal units) of cattle less than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant Legal Description Receiving Water

Holthaus Brothers, LLC
Eugene Holthaus
531 K-9 Hwy.
Centralia, KS 66415

SW/4 of Section 02
T04S, R11E
Nemaha County

Big Blue River Basin

Kansas Permit No. A-BBNM-B001

The proposed action is to reissue an existing state permit for an existing facility for 90 head (90 animal units) of cattle weighing 700 pounds or greater and 909 head (454.5 animal units) of cattle weighing less than 700 pounds; for a total of 544.5 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant Legal Description Receiving Water

Hiebert Dairy
Kevin Hiebert
960 160th Rd.
Hillsboro, KS 67063

SE/4 of Section 16
T20S, R02E
Marion County

Neosho River Basin

Kansas Permit No. A-NEMN-M014

The proposed action is to reissue an existing state permit for an existing facility for 45 head (63 animal units) of mature dairy cattle, 15 head (15 animal units) of dairy cattle greater than 700 pounds, and 20 head (10 animal units) of dairy cattle weighing less than 700 pounds, for a total of 88 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant Legal Description Receiving Water

Neosho Valley Feeders, LLC
Nathan Beachner
26059 Victory Rd.
Parsons, KS 67357

All of Section 05 & E/2 of Section 06
T31S, R21E
Labette County & S/2 of Section 32
T30S, R21E
Neosho County

Neosho River Basin

Kansas Permit No. A-NELB-C001
Federal Permit No. KS0041726

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 20,000 head (20,000 animal units) of cattle weighing greater than 700 pounds and 4 head (8 animal units) of horses; for a total of 20,008 animal units. The facility's NMP was updated to include a change in the application rate limitation for their fields. Three of the field's application rate limitations have become less restrictive than the previous NMP. There are no changes to the permit or in the permitted number of animal units. Only the updated portion of the Nutrient Management Plan is subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant Legal Description Receiving Water

High Choice Feeders I
Douglas Claussen
553 W. Road 40
Scott City, KS 67871

W/2 of Section 12 & N/2 & SW/4 of Section 13
T20S, R33W
Scott County

Upper Arkansas River Basin

Kansas Permit No. A-UASC-C012
Federal Permit No. KS0118541

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 30,000 head (30,000 animal units) of beef cattle weighing more than 700 pounds. The facility's NMP was updated to include a change in the application rate limitation for their fields and to add six (6) new land application fields. One of the field's application rate limitations has become less restrictive than the previous NMP. There are no changes to the permit or in the permitted number of animal units. Only the updated portion of the Nutrient Management Plan is subject to comment. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Condray Farms, Inc. 451 3rd Rd. Clifton, KS 66937	SW/4 of Section 22 T05S, R01E Washington County	Lower Republican River Basin

Kansas Permit No. A-LRWS-H008
Federal Permit No. KS0095974

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 8,000 head (3,200 animal units) of swine weighing more than 55 pounds. The facility's NMP was updated to include changes in the application rate limitations for their fields. The application rate limitations for five fields have become less restrictive than the previous NMP. There are no changes to the permit or in the permitted number of animal units. Only the updated portion of the Nutrient Management Plan is subject to comment.

Public Notice No. KS-Q-24-066/072

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
Astec Industries 1725 Shepard Rd. Chattanooga, TN 37421	Parsons MWWTP	Process Wastewater

Kansas Permit No. P-NE55-0008
Federal Permit No. KSP000205

Legal Description: Labette County, Kansas

Location: 37.31929, -95.26808

This facility has never had a pretreatment permit in the past. However, a new conversion coating operation was added to an existing facility, so a new permit is being issued. This facility manufactures industrial burners made of steel. The steel is processed in a two-stage phosphating operation, prior to being painted, using city water. Phosphating is considered to be a type of conversion coating operation, which is one of the six core processes under the Metal Finishing Standard. Outfall 001 consists of spent phosphating wastes, which is discharged to the city sewer, after the wastewater is treated and solids are removed.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Cross Manufacturing, Inc. PO Box 67 Lewis, KS 67552	Lewis MWWTP	Process Wastewater

Kansas Permit No. P-UA27-0001
Federal Permit No. KSP000004

Legal Description: Edwards County, Kansas

Location: 37.93928, -99.25075

This permit is being reissued. No significant changes were made to the permit. This facility manufactures hydraulic cylinders. Wastewater from the 3-stage conversion coating (iron phosphating) process, Machine coolants, and parts washer wastewater is sent to an on-site evaporator. If the 3-stage washer would discharge, the wastes would be discharged via Outfall 001. Solid wastes from the evaporation process is sent off-site to an EPA, RCRA site for treatment and disposal. Outfalls 002 and 003 were eliminated several years ago. Therefore, no regulated wastes are normally discharged to the city sanitary sewer system.

Name and Address of Applicant	Receiving Stream	Type of Discharge
N.R. Hamm Quarry, Inc. PO Box 17 Perry, KS 66073	Kansas River via Clinton Lake Wakarusa River via Coon Creek	Process Wastewater

Kansas Permit No. I-KS31-PO10
Federal Permit No. KS0081213

Legal Description: Douglas County, Kansas

Location: 38.95178, -95.40276

The proposed action consists of reissuing the above referenced NPDES permit. No significant changes were made to the permit. This is a limestone quarrying and crushing operation with no washing. Outfall 001A consists of storm water runoff and quarry pit water.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Lawrence, City of PO Box 708 Lawrence, KS 66044	Kansas River	Treated Domestic

Kansas Permit No. M-KS31-IO01
Federal Permit No. KS0038644

Legal Description: NW¼ Section 32, Township 12S, Range 20E, Douglas County, Kansas

Location: 38.96813, -95.22042

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of mechanical bar screen, aerated grit chamber, primary clarification, complete mix activated sludge basins, final clarification, chlorination, Acti-flo ballasted flocculation with clarification and disinfection of effluent. The facility is currently undergoing upgrades. The upgraded facility will consist of mechanical bar screen, aerated grit chamber, primary clarification, BNR basins, RAS fermenter, final clarification, UV Disinfection, Acti-flo ballasted flocculation with clarification and disinfection of effluent. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. Sludge is digested in anaerobic digesters and dewatered with a belt filter press prior to land application. In addition, effluent from a public water supply lime slurry lagoon is routed to the head of the wastewater treatment plant. This permit contains limits for Carbonaceous Biochemical, Total Suspended Solids, pH, Ammonia, E. coli, Total Residual Chlorine, and Chronic Whole Effluent Toxicity. The permit contains monitoring for Dissolved Oxygen, Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, Total Nitrogen, and Total Cyanide.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Spring Hill, City of 401 N. Madison Spring Hill, KS 66083-0424	Bull Creek via Ten Mile Creek via Sweet Water Creek	Treated Domestic

Kansas Permit No. M-MC45-0004
Federal Permit No. KS0095516

Legal Description: NW¼, NW¼, SW¼, Section 25, Township 15S, Range 23E, Miami County, Kansas

Location: 38.71597, -94.81436

(continued)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of influent pump station, mechanical bar screen, two Schreiber aeration basins and clarifiers, three aerobic digesters, UV disinfection, cascade reaeration, and a sludge dewatering belt press. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. This permit contains limits for Carbonaceous Biochemical, Total Suspended Solids, pH, Ammonia, E. coli, Dissolved Oxygen, and Chronic Whole Effluent Toxicity. The permit contains monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, Total Nitrogen, and Total Cyanide.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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General Motors, LLC 3201 Fairfax Trafficway Kansas City, KS 66115	Missouri River via Fairfax Drainage District Storm Sewer	Treated Domestic
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Kansas Permit No. I-MO25-CO07
Federal Permit No. KS0085626

Legal Description: Wyandotte County, Kansas

Location: [39.149761, -94.594994](#)

This action consists of renewal of an existing NPDES/Kansas water pollution control permit for an existing facility. This facility is engaged in the final assembly of automobiles and conducts metal parts stamping operations. All domestic and process wastewater is directed to the Fairfax sanitary sewer, which is treated by the Kaw Point Wastewater Treatment Plant. Remaining stormwater discharges to the Missouri River via Outfalls 002 and 003. Outfall 002 is comprised of stormwater from manufacturing support areas, parking lots, roof drains, fuel storage areas, air conditioner condensate, and fire protection system test water. Two stormwater retention ponds, which drain to Outfall 002, collect discharge from storms with flow diverting automatically to the river once the ponds reach capacity. Outfall 003, consisting of stormwater from parking or vegetated areas on the SE portion of the property, flows directly to the Missouri River via the Fairfax Drainage District's system. The permit contains generic language to protect water quality.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Morrison Ventures PO Box 737 Salina, KS 67402	Smoky Hill River via Tributary of West Dry Creek	Treated Domestic
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Kansas Permit No. I-SH36-PO01
Federal Permit No. KS0100404

Legal Description: NW¼ Section 19, Township 15S, Range 3W, Saline County, Kansas

Location: [38.73552, -97.70176](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. Groundwater contaminated with carbon tetrachloride and ethylene dibromide is pumped from five recovery wells: RW-1R, RW-2, RW-3, RW-4 and RW-5. Water from the recovery wells is treated using a vortex sand separator (as needed to remove sediment), a low-profile air stripper, a bag filter, and two activated carbon vessels operating in series. Total maximum flow rate to the air stripper is in the range of 75 gpm. This permit contains limits for Tetrachloromethane, pH, and Ethylene Dibromide. The permit contains monitoring for Flow – MGD, Total Phosphorus, Tetrachloromethane, Ethylene Dibromide, Chloroform, Total Phosphorus, and Tetrachloromethane.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or

before June 1, 2024, will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-24-108/117, KS-Q-24-066/072) and name of the applicant/permittee when preparing comments.

All comments received will be responded to at the time the Secretary of Health and Environment issues a determination regarding final agency action on each draft document/application. If response to any draft 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). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

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

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting Jada Martin at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone 785-296-0076 or email at kdhe.feedlots@ks.gov. Las preguntas o comentarios por escrito deben dirigirse a Erich Glave, Director, Bureau of Environmental Field Services en KDHE: 1000 SW Jackson St., Suite 430, Topeka, KS 66612-1367; por correo electrónico: kdhe.feedlots@ks.gov; por teléfono: 785-296-6432. For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Jamie Packard, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone 785-296-4148 or email at Jamie.Packard@ks.gov. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available at <http://www.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052096

State of Kansas

Department of Health and Environment

Notice of Hearing

The Kansas Department of Health and Environment (KDHE) annually receives federal Centers for Disease Control and Prevention grant dollars to address national health objectives. This funding provides support for a variety of public health programs, infrastructure and

staff salaries. Each year KDHE is required to submit a work plan outlining proposed objectives and activities for the following federal fiscal year. An advisory committee reviews the plan and provides guidance, and the final draft of the work plan is made available for comment in a public hearing.

The public hearing will take place from 2:00 p.m. to 2:45 p.m. Wednesday, May 15, 2024, via Zoom. The meeting is open to the public, but you must register to attend at <https://us02web.zoom.us/join/joinMeeting?meetingRef=1336&meetingId=978324812345&meetingTopic=Public+Hearing+on+Revenue+Bonds+for+Health+Care+Facilities>.

The final draft of the work plan will be available to review after Wednesday, May 8, 2024, and will be posted to the KDHE website at <http://kdhe.ks.gov/1336> or may be requested from Isla.McLemore@ks.gov.

Janet Stanek
Secretary

Department of Health and Environment

Doc. No. 052092

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

The Kansas Development Finance Authority (the “Authority”) will hold a public hearing at 9:00 a.m. (Central Time) May 21, 2024, at the offices of the Kansas Development Finance Authority, 534 S. Kansas Ave., Suite 800, Topeka, Kansas. In addition, the public hearing will be simultaneously accessible by residents, taxpayers, and other interested persons telephonically on the date and at the time listed above by dialing into the toll-free telephone conference line number at 844-621-3956 and entering access code: 1458808929#. The public hearing will be held with respect to (i) a plan by the Highlands County Health Facilities Authority to issue its Revenue Bonds (AdventHealth Obligated Group) in an aggregate principal amount not to exceed \$775,000,000 with respect to facilities in Kansas, in one or more series over the longest period permitted by law, and (ii) a plan by the Colorado Health Facilities Authority to issue its Revenue Bonds (AdventHealth Obligated Group) in an aggregate principal amount not to exceed \$775,000,000 with respect to facilities in Kansas, in one or more series over the longest period permitted by law. The proceeds of the bonds issued under each of such plans (the “Bonds”) will be used to (a) finance, refinance, or reimburse the costs of acquiring, constructing, renovating, and equipping certain health care facilities at the locations listed below (the “Health Care Facilities”), (b) refund certain revenue bonds previously issued to finance or refinance the costs of acquiring, constructing, renovating, and equipping the Health Care Facilities, (c) provide one or more debt service reserve funds for the benefit of all or a portion of the Bonds, if deemed necessary or desirable, (d) pay a portion of the interest to accrue on the Bonds, if deemed necessary or desirable, (e) pay certain working capital expenditures, if deemed necessary or desirable, and (f) pay certain costs of issuance of the Bonds, including the costs of any credit or liquidity enhancement thereof, if deemed necessary or desirable.

The Bonds will be qualified 501(c)(3) bonds (as defined in Section 145 of the Internal Revenue Code of 1986, as amended), and the proceeds of the Bonds will be used to finance, refinance, or reimburse the costs of acquiring, constructing, improving, or renovating the facilities (including related land costs) listed below and the costs of acquiring and installing equipment (including, but not limited to, medical equipment, computer equipment, office equipment, and general building equipment and fixtures) to be used at the facilities listed below. The initial owner or principal user, a general functional description of the type and use of the facility and the location of each such facility, and the estimated maximum aggregate principal amount of Bonds to be issued with respect to each such facility, are listed below.

- A. Facilities initially owned, or to be owned or principally used by Shawnee Mission Medical Center, Inc., a Kansas not-for-profit corporation:
 - 1. AdventHealth Shawnee Mission, a 462-bed acute care hospital, together with medical office buildings, an emergency services center, laboratory, imaging center, and cancer center located at 9100 W. 74th St., Shawnee Mission, Kansas—\$300,000,000; and
 - 2. AdventHealth Lenexa City Center, a 244,000 square foot 98-bed acute care hospital and related medical clinics and medical office buildings under construction located at 16950 W. 86th St., Lenexa, Kansas—\$350,000,000.
- B. Facility initially owned, or to be owned or principally used by AdventHealth Ransom Memorial, Inc., a Kansas not-for-profit corporation: AdventHealth Ottawa, a 40-bed acute care hospital, together with medical office buildings, an emergency services center, laboratory, and imaging center, located at 1301 S. Main St., Ottawa, Kansas—\$25,000,000.
- C. Facility initially owned, or to be owned or principally used by AdventHealth South Overland Park, Inc., a Kansas not-for-profit corporation: an 85-bed acute care hospital, together with medical office buildings, an emergency services center, laboratory, and imaging center, located at 7820 W. 165th St., Overland Park, Kansas—\$100,000,000.

Additional information concerning the above may be obtained from, and written comments should be addressed to Rebecca Floyd, Kansas Development Finance Authority, 534 S. Kansas Ave., Suite 800, Topeka KS 66603, phone 785-357-4445.

In accordance with the Americans with Disabilities Act (“ADA”), if any person with a disability as defined by the ADA needs special accommodations to participate in the public hearing, then not later than two (2) business days prior to the public hearing, he or she should contact Rebecca Floyd at 785-357-4445.

Dated May 2, 2024.

Rebecca Floyd
President

Kansas Development Finance Authority

Doc. No. 052095

State of Kansas

Secretary of State

Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Published in the Kansas Register May 2, 2024.)

Senate Bill No. 438

AN ACT concerning education; making and concerning appropriations for the fiscal year ending June 30, 2025, for the state board of regents; establishing the Kansas blueprint for literacy and the literacy advisory committee; directing the state board of regents to appoint a director of literacy education and develop a comprehensive assessment system; requiring the state board of regents and the state board of education to collaborate on a literacy micro-credential and professional development; providing university presidents and deans of education oversight over postsecondary literacy courses; requiring a plan to establish centers of excellence in reading; requiring the state board of education to submit annual reports to the legislature on certain statistics of students who take the statewide assessments; establishing the Kansas education opportunity scholarship program to replace the Kansas ethnic minority scholarship program; removing limits on Kansas nursing service scholarship awards and modifying the interest rate terms and repayment obligations for such awards; abolishing the nursing service scholarship review committee; eliminating the requirement to subtract other aid from the state payment for the AO-K program; modifying financial limitations on Kansas hero's scholarship awards and broadening eligibility requirements for such awards; amending K.S.A. 74-3284, 74-3285, 74-3286, 74-3287, 74-3288, 74-3289, 74-3292, 74-3293, 74-3294, 74-3295, 74-3296, 74-3297 and 74-3298 and K.S.A. 2023 Supp. 72-5170, 74-32,267 and 75-4364 and repealing the existing sections; also repealing K.S.A. 74-3299.

WHEREAS, Kansas is experiencing unprecedented economic growth. By the year 2030, Kansas will add 54,000 new jobs, 80% of which will require a bachelor's degree or higher. At the same time, the state is at a crucial moment when a comprehensive approach to equipping Kansas educators with training in the science of reading, structured literacy and literacy screening and assessment tools is essential; and

WHEREAS, It is imperative that we leverage our strengths and ensure that we lead the nation in producing highly literate talent to lead our communities and state forward; and

WHEREAS, Making literacy a priority is without a doubt one of the most important and impactful investments that we can make to help families, support businesses and continue to advance economic prosperity for all Kansans.

Now, therefore:

Be it enacted by the Legislature of the State of Kansas:

New Section 1.

STATE BOARD OF REGENTS

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2025, the following:

Kansas blueprint for literacy \$10,000,000

Provided, That expenditures shall be made by the above agency from such account in accordance with the Kansas blueprint for literacy: Provided further, That on or before September 1, 2024, the executive officer of the state board of regents shall certify to the director of the budget that each of the following research educational institutions has implemented two three-credit hour applied application courses and included such courses within the approved graduation requirements to earn a degree in elementary education and has implemented a common performance-based assessment for such courses on or before August 2024: The university of Kansas, Kansas state university and Wichita state university: Provided, however, That if the executive officer does not certify that the university of Kansas, Kansas state university and Wichita state university

have implemented such courses and assessment on or before August 2024, then on September 1, 2024, of the \$10,000,000 appropriated for the above agency from the state general fund in the Kansas blueprint for literacy account, the sum of \$1,000,000 per institution that did not implement such courses and assessment is hereby lapsed: And provided further, That on or before September 1, 2024, the executive officer shall certify to the director of the budget that each of the following regional educational institutions has implemented two three-credit hour applied application courses and included such courses within the approved graduation requirements to earn a degree in elementary education and has implemented a common performance-based assessment for such courses on or before August 2024: Emporia state university, Fort Hays state university and Pittsburg state university: And provided, however, That if the executive officer does not certify that Emporia state university, Fort Hays state university and Pittsburg state university have implemented such courses and assessment on or before August 2024, then on September 1, 2024, of the \$10,000,000 appropriated for the above agency from the state general fund in the Kansas blueprint for literacy account, the sum of \$500,000 per institution that did not implement such courses and assessment is hereby lapsed: And provided, however, That no expenditures shall be made by the above agency or any university from such account for the development of such courses or assessments: And provided further, That, at the same time as the executive officer transmits a copy of such certifications to the director of the budget, the executive officer shall transmit a copy of such certifications to the director of legislative research.

New Sec. 2. (a) Sections 2 through 8, and amendments thereto, shall be known and may be cited as the Kansas blueprint for literacy.

(b) Each provision of sections 2 through 8, and amendments thereto, that requires the expenditure of moneys shall be subject to legislative appropriations therefor.

(c) As used in sections 2 through 8, and amendments thereto:

(1) "In-service" means a licensed individual who is employed by a school district or accredited nonpublic school as a teacher.

(2) "Postsecondary educational institution" means:

(A) A state educational institution as defined in K.S.A. 76-711, and amendments thereto;

(B) a municipal university; and

(C) any not-for-profit institution of postsecondary education that has its main campus or principal place of operation in Kansas, is operated independently and not controlled or administered by a state agency or subdivision of this state, maintains open enrollment and is accredited by a nationally recognized accrediting agency for higher education in the United States.

(3) "Pre-service" means an individual who is receiving the education and training to become a licensed teacher but is not yet licensed.

(4) "Science of reading" means the teaching of reading using evidence-based research that includes phonemic awareness, phonics, fluency, vocabulary and comprehension.

(5) "Structured literacy" means the application of knowledge from the science of reading that teaches reading in an evidence-based and systematic way.

New Sec. 3. (a) There is hereby established a literacy advisory committee. The committee shall be composed of:

(1) 15 voting members as follows:

(A) The director of literacy education, appointed pursuant to section 4, and amendments thereto, who shall serve as chairperson of the committee;

(B) one member appointed by the governor;

(C) one member of the house of representatives or a literacy expert appointed by the speaker of the house of representatives;

(D) one member of the house of representatives or a literacy expert appointed by the minority leader of the house of representatives;

(E) one member of the senate or a literacy expert appointed by the president of the senate;

(F) one member of the senate or a literacy expert appointed by the minority leader of the senate;

(G) one member appointed by and representing the Kansas national education association;

(H) one member appointed by and representing a school of education from Emporia state university, Fort Hays state university or Pittsburg state university;

(I) one member appointed by and representing a school of education from the university of Kansas, Kansas state university or Wichita state university;

(J) one member appointed by and representing Washburn university school of education;

(K) one member appointed by the Kansas association of community colleges to represent community colleges;

(L) one member appointed by the Kansas independent colleges association to represent a not-for-profit institution of postsecondary education school or college of education;

(M) one member appointed by the state board of education;

(N) one member of the state board of regents appointed by the state board of regents; and

(O) one member who is an English for speakers of other languages literacy expert appointed by the united school administrators of Kansas; and

(2) nonvoting members as follows:

(A) The commissioner of education or the commissioner's designee; and

(B) any number of members appointed by the director of literacy education pursuant to section 4, and amendments thereto.

(b) (1) Members shall be appointed on or before July 1, 2024.

(2) Except for the director of literacy education, voting members shall serve for a term of four years.

(3) Any vacancy in the membership of the committee shall be filled by appointment in the same manner prescribed by this section for the original appointment.

(4) A quorum of the committee shall be a majority of the voting members. All actions of the committee may be taken by a majority of the voting members present when there is a quorum.

(5) The committee may meet at any time and at any place within the state upon the call of the chairperson.

(6) If any member of the committee fails to attend three meetings of the committee within any 12-month period, such member's appointment shall terminate and a new member shall be appointed in the same manner prescribed by this section for the original appointment.

(c) The literacy advisory committee shall:

(1) Monitor progress of literacy training for in-service and pre-service teachers and literacy education of elementary and secondary students;

(2) designate best practices for literacy training for in-service and pre-service teachers and literacy education of elementary and secondary students;

(3) be responsible for the attainment of the transformational goal to have 100% of the Kansas special education, English for speakers of other languages and elementary teacher workforce achieve a micro-credential in the science of reading and structured literacy by 2030, leading to at least 50% of students in each of the grades three through eight achieving level 3 or above and at least 90% of students in each of the grades three through eight achieving level 2 or above on the English language arts state assessment by 2033;

(4) make recommendations to the director of literacy education;

(5) make recommendations to the state board of education, the state board of regents and the postsecondary educational institution presidents or chancellors on:

(A) Literacy training for in-service and pre-service teachers and literacy education of elementary and secondary students; and

(B) reading instruction methods based on the science of reading;

(6) make recommendations to the house of representatives standing committee on education and the senate standing committee on education on the implementation of the goals of the Kansas blueprint for literacy and any changes necessary to achieve such goals;

(7) (A) submit a progress report to the legislature on:

(i) English language arts state assessment scores for each grade level and all defined subgroups, including, but not limited to, English language learners, students receiving free meals pursuant to the national school lunch act, students in the custody of the secretary for children and families and race and ethnicity subgroups;

(ii) literacy training for in-service and pre-service teachers; and

(iii) the literacy advisory committee's goals and requirements provided in the Kansas blueprint for literacy;

(B) Such progress report shall be provided at the following times each calendar year:

(i) Once on or before February 1 to the senate committee on education and the house of representatives committee on education;

(ii) once on or before May 1 to the senate committee on education and the house of representatives committee on education; and

(iii) once on or before December 1 to any interim, special, or select committee, task force or commission that has membership that includes legislators, is related to education, has been approved by the legislative coordinating council and requests such report; and

(8) submit a plan to the state board of regents and the legislature, including the house of representatives standing committee on education and the senate standing committee on education, on the establishment of centers of excellence in reading pursuant to section 8, and amendments thereto, on or before January 1, 2025.

(d) The committee shall be subject to the Kansas open records act, K.S.A. 45-419 et seq., and amendments thereto, and the Kansas open meetings act, K.S.A. 75-4317 et seq., and amendments thereto. The committee shall publish each meeting agenda and any available meeting documents online prior to each scheduled meeting of the committee.

(e) (1) Legislative members of the committee and members appointed by a member of the legislature who attend meetings of the committee shall be paid for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(2) Members of the committee who are not members of the legislature may be paid for expenses, mileage and subsistence by the entity each such member was appointed by and represents.

(f) (1) The director of literacy education shall provide executive support to the committee.

(2) The staff of the state board of regents, office of revisor of statutes, the legislative research department and the division of legislative administrative services shall provide such assistance as may be requested by the committee.

New Sec. 4. (a) On or before July 1, 2024, the executive officer of the state board of regents shall appoint a director of literacy education.

(b) The director of literacy education shall be an employee of the state board of regents in the unclassified service who serves at the pleasure of the state board of regents. The compensation of the director shall be determined by the executive officer of the state board of regents.

(c) The director of literacy education shall:

(1) Serve as chairperson of the literacy advisory committee established in section 3, and amendments thereto;

(2) implement and administer the Kansas blueprint for literacy;

(3) provide executive support to the literacy advisory committee;

(4) appoint nonvoting members of the literacy advisory committee as the director deems necessary;

(5) work with the state board of education and the state board of regents to ensure:

(A) Progress on the initiatives, objectives and desired outcomes in the Kansas blueprint for literacy;

(B) the development and utilization of the comprehensive assessment system; and

(C) state educational institutions and elementary and secondary schools are using tier I literacy methodologies;

(6) encourage independent institutions referred to in section 2(c)(2) (C), and amendments thereto, to use such tier I methodologies;

(7) establish a program to track the science of reading and structured literacy training progression of in-service and pre-service early childhood and elementary teachers, special education teachers and paraprofessionals, reading specialists and early childhood and elementary administrators for all school districts in the state;

(8) on or before January 15 of each year, prepare and present a report to the senate standing committee on education and the house of representatives standing committee on education, or any successor committees, on the implementation and administration of the Kansas blueprint for literacy, including, but not limited to, an implementation timeline, progress of initiatives, development and utilization of the comprehensive assessment system, progress toward the goal established in section 3(c), and amendments thereto, use of tier I methodologies, outcomes and any proposed changes; and

(9) report to the house of representatives standing committee on education and the senate standing committee on education on or before January 31, 2025, on the progress of the state board of regents on utilization of the science of reading, elimination of discredited methodologies, use of universal screening measures and assessments in elementary and secondary schools in the state.

New Sec. 5. (a) Postsecondary educational institutions shall designate practices based on the science of reading through structured literacy as the official tier I literacy methodology and shall prohibit the use or teaching of any discredited methodologies, such as the three-cueing system.

(b) (1) The state board of regents, in collaboration with postsecondary educational institutions and research experts, shall establish a

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comprehensive reading and literacy assessment system with universal screening measures, diagnostic, formative and summative assessments to be used in teacher preparation programs in the state. Such assessment system shall allow teachers to adjust instruction to meet the specific needs of students, including with regard to reading difficulties and the remediation of reading and literacy skill gaps. The state board of regents shall make recommendations to the state board of education on such assessment system and ensure that such assessment system is available on or before May 1, 2025. Nothing in this paragraph shall be construed to include the English language arts statewide assessment.

(2) The state board of regents shall:

(A) Develop training modules for the assessments on or before July 1, 2025;

(B) support state board of education action to officially designate the science of reading as the official tier I literacy methodology;

(C) support elementary and secondary schools as necessary to eliminate any discredited methodologies;

(D) recommend literacy-specific universal screening measures and diagnostic, formative and summative assessments to the state board of education; and

(E) approve reading instruction methodologies recommended by the literacy advisory committee for state educational institutions.

(3) On and after July 1, 2025, no school district shall use any textbooks or instructional materials that utilize:

(A) The three-cueing system model of reading as the primary basis for teaching word recognition;

(B) visual memory as the primary basis for teaching word recognition; or

(C) the three-cueing system model of reading based on meaning, structure and syntax and visual cues, commonly known as MVS.

(c) The director of literacy education shall report to the house of representatives standing committee on education and the senate standing committee on education on or before January 31, 2025, on the progress of the state board of regents on utilization of the science of reading, elimination of discredited methodologies, use of universal screening measures and assessments in elementary and secondary schools in the state.

New Sec. 6. The state board of regents and the state board of education shall collaborate to:

(a) Jointly approve micro-credential requirements for in-service teachers or certification requirements for pre-service teachers at state educational institutions in the science of reading and structured literacy;

(b) develop or make accessible professional development programs and micro-credential courses for all in-service early childhood teachers, general education teachers and special education teachers at low or no cost to such teachers. Such programs and courses shall be delivered by national online learning programs or accredited Kansas postsecondary educational institutions;

(c) ensure all pre-service teacher preparation programs at state educational institutions are based on the science of reading and structured literacy;

(d) publish standards and course progressions to achieve transparency of Kansas reading education programs; and

(e) provide data for the program to the director of literacy education that tracks the science of reading and structured literacy training progression of in-service and pre-service early childhood and elementary teachers, special education teachers and paraprofessionals, reading specialists and early childhood and elementary administrators for all school districts in the state.

New Sec. 7. The president or chancellor, provost and dean of the college or school of education of each postsecondary educational institution shall jointly have oversight and supervision of undergraduate and graduate level reading and literacy courses at their respective institution and shall:

(a) Ensure explicit courses in the science of reading and structured literacy, including the five pillars of reading for all undergraduate early childhood and elementary teacher preparation programs at state educational institutions;

(b) appoint one representative from each postsecondary educational institution to conduct an annual systemwide analysis of the curriculum maps across all literacy courses. Such analysis shall include identifying clear evidence of instructional approaches and the core components of reading development;

(c) present a report on such systemwide analysis and any results from such analysis to the literacy advisory committee;

(d) design and implement two three-credit hour applied application courses that shall be included within the approved graduation requirements to earn a degree in elementary education on or before August 2024;

(e) implement a common performance-based assessment for such courses to be used by all postsecondary educational institutions on or before August 2024;

(f) assist in the development of a science of reading and structured literacy micro-credential for early childhood teachers, elementary education teachers, English for speakers of other languages teachers, reading specialists, special education teachers and paraprofessionals, early childhood and elementary administrators that focuses on research-based fundamentals of reading instruction; and

(g) provide information, advice and recommendations to the literacy advisory committee.

New Sec. 8. The literacy advisory committee shall develop a plan to establish six regional centers of excellence in reading. The plan shall:

(a) Require postsecondary educational institutions to collaborate with colleges or schools of education, the center for reading at Pittsburg state university and community-based literacy organizations;

(b) include options that would allow centers for excellence in reading to be co-located in an existing building or school of a school district, postsecondary educational institution, community facility or other facility or building, as appropriate; and

(c) require such centers to:

(1) Provide evaluation and identification of reading difficulties and reading disabilities, including, but not limited, dyslexia;

(2) collaborate with school districts to develop strategic literacy plans for individual students;

(3) collaborate with the state department of education, state board of regents and postsecondary educational institutions to support pre-service and in-service teacher training;

(4) support the professional development and training of school-based instructional coaches;

(5) pilot structured reading applied learning simulation laboratories for pre-service and in-service teachers;

(6) pilot a literacy education simulation training laboratory for pre-service elementary teachers as a controlled environment for the application of the science of reading;

(7) identify projected cost, staffing and budget impacts to develop, expand and sustain the centers for excellence and reading simulation laboratories; and

(8) make recommendations and provide progress reports to the literacy advisory committee.

Sec. 9. K.S.A. 2023 Supp. 72-5170 is hereby amended to read as follows: 72-5170. (a) (1) In order to accomplish the mission for Kansas education, the state board shall design and adopt a school district accreditation system based upon improvement in performance that equals or exceeds the educational goal set forth in K.S.A. 72-3218(c), and amendments thereto, and is measurable. The state board shall hold all school districts accountable through the Kansas education systems accreditation rules and regulations, or any successor accreditation system and accountability plan adopted by the state board. The state board also shall ensure that all school districts and the public schools operated by such districts have programs and initiatives in place for providing those educational capacities set forth in K.S.A. 72-3218(c), and amendments thereto. On or before January 15 of each year, the state board shall prepare and submit a report on the school district accreditation system to the governor and the legislature.

(2) The accountability measures established pursuant to paragraph (1) shall be applied both at the district level and at the school level. Such accountability measures shall be reported by the state board for each school district and each school. All reports prepared pursuant to this section shall be published in accordance with K.S.A. 2023 Supp. 72-1181, and amendments thereto.

(3) If a school district is not fully accredited and a corrective action plan is required by the state board, such corrective action plan, and any subsequent reports prepared by the state board regarding the progress of such school district in implementing and executing such corrective action plan, shall be published on the state department of education's internet website and such school district's internet website in accordance with K.S.A. 2023 Supp. 72-1181, and amendments thereto.

(4) If a school district is not accredited, the superintendent, or the superintendent's designee, shall appear before the committee on education of the house of representatives and the committee on education

of the senate during the regular legislative session that occurs during the same school year in which such school district is not accredited. Such school district shall provide a report to such committees on the challenges and obstacles that are preventing such school district from becoming accredited.

(b) The state board shall establish curriculum standards that reflect high academic standards for the core academic areas of mathematics, science, reading, writing and social studies. The curriculum standards shall be reviewed at least every seven years. Nothing in this subsection shall be construed in any manner so as to impinge upon any school district's authority to determine its own curriculum.

(c) (1) The state board shall provide for statewide assessments in the core academic areas of mathematics, science, reading, writing and social studies. The board shall ensure compatibility between the statewide assessments and the curriculum standards established pursuant to subsection (b). Such assessments shall be administered at three grade levels, as determined by the state board. The state board shall determine performance levels on the statewide assessments, the achievement of which represents high academic standards in the academic area at the grade level to which the assessment applies. The state board should specify high academic standards both for individual performance and school performance on the assessments.

(2) (A) *On or before January 15 of each year, the state board shall prepare and submit to the legislature a report on students who take the statewide assessments. Such report shall include:*

(i) *The number of students and such number expressed as a percentage of the total number of students who took the statewide assessments during the immediately preceding school year disaggregated by core academic area and by grade level; and*

(ii) *the percentage of students who took the statewide assessments in grade 10 who, two years after graduating from high school, obtained some postsecondary education disaggregated by statewide assessment achievement level.*

(B) *When such information becomes available, or as soon thereafter as practicable, the state board shall publish the information required for the report under subparagraph (A) on the website of the state department of education and incorporate such information in the performance accountability reports and longitudinal achievement reports required under K.S.A. 2023 Supp. 72-5178, and amendments thereto.*

(C) *The provisions of this paragraph shall expire on July 1, 2029.*

(d) Each school year, on such date as specified by the state board, each school district shall submit the Kansas education system accreditation report to the state board in such form and manner as prescribed by the state board.

(e) Whenever the state board determines that a school district has failed either to meet the accreditation requirements established by rules and regulations or standards adopted by the state board or provide curriculum based on state standards and courses required by state law, the state board shall so notify the school district. Such notice shall specify the accreditation requirements that the school district has failed to meet and the curriculum that it has failed to provide. Upon receipt of such notice, the board of education of such school district is encouraged to reallocate the resources of the school district to remedy all deficiencies identified by the state board.

(f) Each school in every school district shall establish a school site council composed of the principal and representatives of teachers and other school personnel, parents of students attending the school, the business community and other community groups. School site councils shall be responsible for providing advice and counsel in evaluating state, school district, and school site performance goals and objectives and in determining the methods that should be employed at the school site to meet these goals and objectives. Site councils may make recommendations and proposals to the school board regarding budgetary items and school district matters, including, but not limited to, identifying and implementing the best practices for developing efficient and effective administrative and management functions. Site councils also may help school boards analyze the unique environment of schools, enhance the efficiency and maximize limited resources, including outsourcing arrangements and cooperative opportunities as a means to address limited budgets.

Sec. 10. K.S.A. 74-3284 is hereby amended to read as follows: 74-3284. (a) K.S.A. 74-3284 through 74-3289, and amendments thereto, shall be known and may be cited as the Kansas education opportunity scholarship program act.

(b) As used in this act:

(a)(1) ~~“Kansas ethnic minority education opportunity scholarship program” means a program under which the state, in response to growing concerns over loss of talented ethnic minority students to institutions of postsecondary education in other states, the need to enhance the diversity of the student population at Kansas institutions of postsecondary education, and the barriers to ethnic minority student enrollment at Kansas institutions of postsecondary education and for the purpose of enabling and encouraging talented ethnic minority students to remain in Kansas for the attainment of educational goals and fulfillment of career aspirations, provides financial assistance through the award of Kansas ethnic minority education opportunity scholarships to Kansas ethnic minority education opportunity scholars.~~

(b)(2) ~~“Kansas ethnic minority education opportunity scholar” means a financial award made by this state under this act to a Kansas ethnic minority education opportunity scholar.~~

(c)(3) ~~“Kansas ethnic minority education opportunity scholar” means a person who:~~

(1)(A) (i) Is a resident of Kansas;

(2) is a member of an ethnic minority group;

(3)(ii) has been accepted for admission to or is enrolled full time in an educational program at an eligible institution;

(4)(iii) has established financial need; and

(5) ~~has qualified for the award of a Kansas ethnic minority scholarship on the basis of having demonstrated educational ability, or who~~

(i) ~~is a first generation student or has a parent who is employed in Kansas as a teacher or paraprofessional for any of the grades pre-K through 12; or~~

(B) ~~has previously so qualified and remains qualified for the renewal of a Kansas ethnic minority education opportunity scholarship on the basis of maintaining full-time enrollment in an educational program at an eligible institution, remaining in good standing, and making satisfactory progress toward completion of the requirements for the award of a degree or certificate of completion.~~

(d)(4) ~~“Eligible institution” means an institution of postsecondary education which maintains open enrollment, the main campus or principal place of operation of which is located in Kansas, and which qualifies as an eligible institution under the higher education act of 1965 (P.L. 89-329), as amended postsecondary educational institution, as defined in K.S.A. 74-3201b, and amendments thereto, or an accredited independent institution, as defined in K.S.A. 72-3222, and amendments thereto.~~

(e) ~~“Ethnic minority group” means a group of persons categorized as: (1) American Indian or Alaskan Native; (2) Asian or Pacific Islander; (3) Black, non-Hispanic; or (4) Hispanic.~~

(f) ~~“American Indian or Alaskan Native” means a person having origins in any of the original peoples of North America and who maintains cultural identification through tribal affiliation or community recognition.~~

(g) ~~“Asian or Pacific Islander” means a person having origins in any of the original peoples of the far east, southeast Asia, the Indian subcontinent, or Pacific islands. This includes, but not by way of limitation, persons from China, Japan, Korea, the Philippine Islands, Samoa, India and Vietnam.~~

(h) ~~“Black, non-Hispanic” means a person having origins in any of the black racial groups of Africa (except those of Hispanic origin).~~

(i) ~~“Hispanic” means a person of Mexican, Puerto Rican, Cuban, Central or South American or other Spanish culture or origin, regardless of race.~~

(j)(5) ~~“Financial need” means the difference between the available financial resources of a Kansas ethnic minority education opportunity scholar and the scholar's total anticipated expenses to attend an eligible institution. A scholar's financial resources shall be determined on the basis of criteria provided under the federal methodology of need analysis. Financial need shall be determined annually.~~

(k)(6) ~~“First generation student” means an individual who does not have a parent or guardian who has completed a baccalaureate degree.~~

(7) ~~“Semester” means one of two principal terms when there are only two principal terms in the academic year of an eligible institution whether or not there are other shorter terms during the same academic year of the eligible educational institution.~~

(4)(8) ~~“Term” means one of two or more substantially equivalent divisions of the academic year of an eligible institution.~~

(m)(9) ~~“Program period” means the duration of the period of time, or any division thereof, required for completion of a vocational or technical education program which is given in at an eligible institution.~~

(n) ~~“Open enrollment” means the policy of an institution of postsecondary education which provides the opportunity of enrollment for~~

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any student who meets its academic and other reasonable enrollment requirements, without regard for race, gender, religion, creed, ethnicity or national origin.

Sec. 11. K.S.A. 74-3285 is hereby amended to read as follows: 74-3285. (a) In each academic year, to the extent that appropriations are available for the Kansas ~~ethnic minority education opportunity~~ scholarship program and in accordance with the provisions of this act, the state board of regents may select for designation as a Kansas ~~ethnic minority education opportunity~~ scholar and for the award of a Kansas ~~ethnic minority education opportunity~~ scholarship any person who is qualified for such designation and award ~~and. The state board of regents shall renew the scholarship of each Kansas ethnic minority education opportunity scholar who remains qualified for a scholarship.~~

(b) In selecting persons for designation as Kansas ~~ethnic minority education opportunity~~ scholars, the state board of regents shall provide, insofar as possible and on the basis of a formulated procedure, for equitable apportionment of Kansas ~~ethnic minority education opportunity~~ scholarships among the ~~ethnic minority groups~~. The procedure formulated by the board of regents shall take into account: ~~(1) the differences among applicants in level of financial need and availability of financial resources so that scholarships are targeted to those applicants having the greatest needs; (2) the proportion that the population of each ethnic minority group bears to the population of all ethnic minority groups in the state; and (3) the differences across ethnic minority groups in the proportion of members thereof who complete high school. Financial need shall be determined annually.~~

(c) An applicant who fails to be awarded a Kansas ~~ethnic minority education opportunity~~ scholarship shall not be disqualified from applying therefor in a later academic year so long as all requirements for eligibility to apply for such award are met.

(d) The award or renewal of a Kansas ~~ethnic minority education opportunity~~ scholarship shall be on an annual basis and shall be effective for one academic year unless otherwise terminated.

Sec. 12. K.S.A. 74-3286 is hereby amended to read as follows: 74-3286. (a) A Kansas ~~ethnic minority education opportunity~~ scholarship shall provide for payment to a Kansas ~~ethnic minority education opportunity~~ scholar of an amount in each academic year not to exceed an amount equal to 75% of the average amount of the total tuition and required fees of full-time, in-state students. A Kansas ~~ethnic minority education opportunity~~ scholar may receive a Kansas ~~ethnic minority education opportunity~~ scholarship for not more than eight semesters of undergraduate study or the equivalent thereof, except that a Kansas ~~ethnic minority education opportunity~~ scholar may receive a Kansas ~~ethnic minority education opportunity~~ scholarship for not more than an additional two semesters of study or the equivalent thereof when the requirements of the program in which the scholar is enrolled include the completion of a fifth year of study. The state board of regents shall determine the equivalent of a semester when any program period or all or part of the terms for which a Kansas ~~ethnic minority education opportunity~~ scholar is awarded a Kansas ~~ethnic minority education opportunity~~ scholarship are not semesters.

(b) A Kansas ~~ethnic minority education opportunity~~ scholar who is also eligible to receive a Kansas comprehensive grant or a state scholarship may be awarded such grant or scholarship, or both, in addition to a Kansas ~~ethnic minority education opportunity~~ scholarship. In no event shall the amount awarded to a Kansas ~~ethnic minority education opportunity~~ scholar under a Kansas ~~ethnic minority education opportunity~~ scholarship or the total of any amounts awarded thereunder and under a state scholarship or a Kansas comprehensive grant, or both, exceed an amount equal to the amount of the scholar's financial need for the period.

Sec. 13. K.S.A. 74-3287 is hereby amended to read as follows: 74-3287. The state board of regents shall adopt rules and regulations for administration of the provisions of this act and shall:

(a) Publicize the Kansas ~~ethnic minority education opportunity~~ scholarship program and the manner and method of qualifying for designation as a Kansas ~~ethnic minority education opportunity~~ scholar and for the award of a Kansas ~~ethnic minority education opportunity~~ scholarship;

(b) provide application forms;

(c) determine residence, as provided by law, of applicants for Kansas ~~ethnic minority education opportunity~~ scholarships;

(d) establish a system for identifying and categorizing members of ethnic minority groups;

(e) determine eligibility of applicants for Kansas ~~ethnic minority education opportunity~~ scholarships;

(f)(e) determine the evidence deemed necessary to be submitted as proof of educational ability;

(g)(f) designate Kansas ~~ethnic minority education opportunity~~ scholars;

(h)(g) notify each person who qualifies for designation as a Kansas ~~ethnic minority education opportunity~~ scholar and for the award of a Kansas ~~ethnic minority education opportunity~~ scholarship or who remains qualified as a Kansas ~~ethnic minority education opportunity~~ scholar for the renewal of a Kansas ~~ethnic minority education opportunity~~ scholarship;

(i)(h) approve and award or renew Kansas ~~ethnic minority education opportunity~~ scholarships;

(j)(i) determine the equivalent of a semester for the purpose of awarding Kansas ~~ethnic minority education opportunity~~ scholarships for any program period or term that is not a semester;

(k)(j) define full-time full-time enrollment;

(l)(k) provide for apportionment of Kansas ~~ethnic minority education opportunity~~ scholarships if appropriations therefor are insufficient for payment in full to all Kansas ~~ethnic minority education opportunity~~ scholars;

(m)(l) request any eligible institution to furnish any information relating to and necessary for administration of this act;

(n)(m) determine the average amount of tuition and fees required of full-time, in-state students for enrollment at the state educational institutions; and

(o)(n) evaluate the Kansas ~~ethnic minority education opportunity~~ scholarship program annually, and make a report thereon to the governor and legislature.

Sec. 14. K.S.A. 74-3288 is hereby amended to read as follows: 74-3288. In accordance with the rules and regulations of the state board of regents, each ~~person~~ individual who desires to be designated as a Kansas ~~ethnic minority education opportunity~~ scholar and to receive a Kansas ~~ethnic minority education opportunity~~ scholarship shall:

(a) Complete and file an application for a Kansas ~~ethnic minority education opportunity~~ scholarship;

(b) submit the evidence required as proof of educational ability; and

(c) report promptly any information requested relating to administration of this act.

Sec. 15. K.S.A. 74-3289 is hereby amended to read as follows: 74-3289. (a) Kansas ~~ethnic minority education opportunity~~ scholarships may be paid annually for two semesters or the equivalent thereof, and may be allocated equally between the semesters or the equivalent of semesters, or otherwise, as determined by the state board of regents. Kansas ~~ethnic minority education opportunity~~ scholarships shall be paid at a time or times to be determined by the state board of regents upon certification by an eligible institution that a Kansas ~~ethnic minority education opportunity~~ scholar is enrolled full time in an educational program. Payments of Kansas ~~ethnic minority education opportunity~~ scholarships shall be made upon vouchers approved by the administrative officer of the state board of regents designated by the state board and upon warrants of the director of accounts and reports. Payments of Kansas ~~ethnic minority education opportunity~~ scholarships may be made by the issuance of a single warrant to each eligible institution ~~at which where~~ a Kansas ~~ethnic minority education opportunity~~ scholar is enrolled for the total amount of Kansas ~~ethnic minority education opportunity~~ scholarships for all Kansas ~~ethnic minority education opportunity~~ scholars enrolled at that institution. The director of accounts and reports shall cause such warrant to be delivered to the eligible institution ~~at which where~~ such scholar or scholars are enrolled. Upon receipt of such warrant, the eligible institution shall credit immediately the account of each Kansas ~~ethnic minority education opportunity~~ scholar enrolled at that institution by an amount specified by the board of regents for each such scholar.

(b) If a Kansas ~~ethnic minority education opportunity~~ scholar discontinues attendance before the end of any semester or equivalent thereof, after an eligible institution has received payment under this section, the eligible institution shall pay to the state:

(1) The entire amount ~~which that~~ such scholar would otherwise qualify to have refunded not to exceed the amount of the payment made under a Kansas ~~ethnic minority education opportunity~~ scholarship for the semester or equivalent thereof; or

(2) if a Kansas ~~ethnic minority education opportunity~~ scholar has received payments under any federal program of student assistance in the semester, the state's pro rata share of the entire amount ~~which that~~ such scholar would otherwise qualify to have refunded, not to exceed

the amount of the payment made under a Kansas ethnic minority education opportunity scholarship for the semester or equivalent thereof.

(c) All amounts paid to the state by an eligible institution under subsection (b) shall be deposited in the state treasury and credited to the Kansas ethnic minority education opportunity scholarship discontinued attendance fund, which ~~The Kansas education opportunity scholarship discontinued attendance fund~~ is hereby created. All expenditures from the Kansas ethnic minority education opportunity scholarship discontinued attendance fund shall be for Kansas ethnic minority education opportunity scholarships.

Sec. 16. K.S.A. 74-3292 is hereby amended to read as follows: 74-3292. As used in this act:

(a) ~~“Committee” means the nursing service scholarship review committee established under K.S.A. 74-3299, and amendments thereto.~~

(b) ~~“Executive officer” means the chief executive officer of the state board of regents appointed under K.S.A. 74-3203a, and amendments thereto.~~

(c) ~~(b) “Mental health or treatment facility” means:~~

(1) Any private treatment facility as such term is defined in K.S.A. 59-29b46, and amendments thereto;

(2) any public treatment facility as such term is defined in K.S.A. 59-29b46, and amendments thereto;

(3) any community mental health center organized pursuant to the provisions of K.S.A. 19-4001 through 19-4015, and amendments thereto, and licensed pursuant to K.S.A. 39-2001 et seq., and amendments thereto;

(4) any mental health clinic organized pursuant to the provisions of K.S.A. 65-211 through 65-215, and amendments thereto, and licensed pursuant to K.S.A. 39-2001 et seq., and amendments thereto;

(5) any psychiatric hospital, psychiatric residential treatment facility or residential care facility as such terms are defined in K.S.A. 39-2002, and amendments thereto;

(6) any hospital as defined in K.S.A. 65-425, and amendments thereto, provided if:

(A) The hospital has a psychiatric unit; and

(B) the scholarship recipient is required to fulfill the nursing service scholarship's employment obligations as an employee in the psychiatric unit of the hospital; or

(7) Osawatomie state hospital, Rainbow mental health facility, Larned state hospital, Parsons state hospital and training center or the Kansas neurological institute.

(d) ~~“Rural area” means any county of this state other than Douglas, Johnson, Sedgwick, Shawnee and Wyandotte counties.~~

(e) ~~(c) “School of nursing” means a school within the state of Kansas which that is approved by the state board of nursing to grant an associate degree or a baccalaureate degree in professional nursing or a certificate of completion in practical nursing and is:~~

(1) Under the control and supervision of the state board of regents;

(2) a municipal university; or

(3) a not-for-profit independent institution of higher education that has its main campus or principal place of operation in Kansas, maintains open enrollment as such term is defined in K.S.A. 74-32,120, and amendments thereto, and is operated independently and not controlled or administered by the state or any agency or subdivision thereof.

(f) ~~(d) “Sponsor” means any of the following that is located in a rural opportunity zone as defined in K.S.A. 74-50,222, and amendments thereto:~~

(1) An adult care home licensed under the adult care home licensure act, any K.S.A. 39-923 et seq., and amendments thereto;

(2) a medical care facility licensed under K.S.A. 65-425 et seq., and amendments thereto, any;

(3) a home health agency licensed under K.S.A. 65-5101 et seq., and amendments thereto, any;

(4) a local health department as defined in K.S.A. 65-241, and amendments thereto, any;

(5) a mental health or treatment facility; and any

(6) a state agency which that employs licensed practical nurses or licensed professional nurses.

Sec. 17. K.S.A. 74-3293 is hereby amended to read as follows: 74-3293. (a) There is hereby established the nursing service scholarship program. A scholarship may be awarded under the nursing service scholarship program to any qualified nursing student enrolled in or admitted to a school of nursing in a course of instruction leading to licensure as a licensed professional nurse or licensed practical nurse. A nursing student shall not be required to be a resident of Kansas to qualify for a scholarship under the nursing service scholarship program. ~~The number of new scholarships awarded under the nursing service scholarship program~~

in each year shall not exceed 250. Of this number, except as otherwise provided in this section, 100 scholarships shall be awarded to nursing students whose sponsors are located in rural areas and who are enrolled in a course of instruction leading to licensure as a registered professional nurse, 50 scholarships shall be awarded to nursing students enrolled in a course of instruction leading to licensure as a licensed practical nurse and the remaining 100 scholarships shall be awarded to any nursing students who have a sponsor and who are enrolled in a course of instruction leading to licensure as a registered professional nurse. If all scholarships authorized to be awarded under this section to nursing students whose sponsors are located in rural areas have not been awarded by a date established by the state board of regents, the scholarships which have not been awarded by that date may be awarded to nursing students who have a sponsor and who are otherwise qualified to be awarded a scholarship under the nursing service scholarship program. The determination of the individuals qualified for such scholarships shall be made by the executive officer after seeking advice from the committee. Within each scholarship category prescribed by this subsection, Scholarships shall be awarded on a priority basis to qualified applicants: (1) Whose sponsor is a mental health or treatment facility; and (2) who have the greatest financial need for such scholarships. To the extent practicable and consistent with the other provisions of this section, consideration shall be given to minority applicants.

(b) Scholarships awarded under the nursing service scholarship program shall be awarded for the length of the course of instruction leading to licensure as a licensed professional nurse or licensure as a licensed practical nurse in which the student is enrolled in or admitted to unless otherwise terminated before the expiration of such period of time. Such scholarships shall provide to a nursing student:

(1) If the nursing student is enrolled in a school of nursing operated by a state educational institution, an amount not to exceed 70% of the in-state tuition cost of attendance for an academic year at the school of nursing in which the nursing student is enrolled; or

(2) if the nursing student is enrolled in a school of nursing not operated by a state educational institution, the lesser of: (A) An amount not to exceed 70% of the in-state tuition cost of attendance for a year at the school of nursing in which the nursing student is enrolled; or (B) an amount not to exceed 70% of the average amount of the in-state tuition cost of attendance for a year at the schools of nursing operated by the state educational institutions.

(c) (1) Except as provided in paragraph (2), the amount of each scholarship shall be established annually by the executive officer and shall be financed equally by the sponsor of the nursing student and by the state of Kansas except if:

(1) The sponsor is located in a rural area or is a health care facility which has less than 100 beds, and is not a mental health or treatment facility pursuant to K.S.A. 74-3292(c)(1), (c)(5) or (c)(6), and amendments thereto, the total amount of the scholarship financed by such sponsor shall not exceed \$1,000 and the balance of such amount shall be paid by the state of Kansas; or

(2) the sponsor is a mental health or treatment facility pursuant to K.S.A. 74-3292(c)(2), (c)(3), (c)(4) or (c)(7), and amendments thereto, the amount of the scholarship shall be paid by the state and such sponsor shall not finance any amount of the scholarship.

(2) If the nursing student has a sponsor, then the amount of the scholarship for such nursing student shall not exceed the amount established under paragraph (1) multiplied by 125%.

Sec. 18. K.S.A. 74-3294 is hereby amended to read as follows: 74-3294. (a) An applicant for a scholarship under the nursing service scholarship program shall provide to the executive officer, on forms supplied by the executive officer, the following information:

(1) The name and address of the applicant;

(2) the name and address of the school of nursing in which the applicant is enrolled or to which the applicant has been admitted;

(3) the name and address of the sponsor of the applicant and a verified copy of the agreement entered into by the applicant and the sponsor in accordance with the provisions of the nursing service scholarship program; and

(4) any additional information which that may be required by the executive officer.

(b) As a condition to awarding a scholarship under the nursing service scholarship program, the executive officer and the applicant for a scholarship shall enter into an agreement which that shall require that the scholarship recipient:

(continued)

(1) Complete the required course of instruction and, *within six months after completion*, attain licensure with the Kansas state board of nursing as a licensed professional nurse or a licensed practical nurse;

(2) *complete the free application for federal student aid for each academic year for which scholarship funds are awarded under the agreement;*

(3) *within six months after attaining licensure*, engage in the full-time practice of nursing, or the equivalent to full-time practice, ~~in the employment of the sponsor in accordance with the agreement entered into by the scholarship recipient and the sponsor~~ *Kansas* and continue such full-time practice, or the equivalent to full-time practice, for the total amount of time required under the agreement, which shall be for a period of not less than the length of the course of instruction for which scholarship assistance was provided, or engage in the part-time practice of nursing ~~in the employment of the sponsor in accordance with the agreement entered into by the scholarship recipient and the sponsor~~ *Kansas* and continue such part-time practice for the total amount of time required under the agreement, which shall be for a period of time that is equivalent to full time, as determined by the state board of regents, multiplied by the length of the course of instruction for which scholarship assistance was provided. *If the scholarship recipient has a sponsorship agreement, then the scholarship recipient shall engage in the practice of nursing in the employment of such sponsor in accordance with such sponsorship agreement for the period of time required under this paragraph, except as provided in K.S.A. 74-3296, and amendments thereto;*

~~(3)(4) commence the full-time practice of nursing, or the equivalent to full-time practice, or the part-time practice of nursing, within six months after registration in accordance with the agreement entered into by the scholarship recipient and the sponsor, continue such practice for the total amount of time required under the agreement, and comply with such other terms and conditions as may be specified by such agreement;~~

(4)(5) maintain records and make reports to the executive officer as may be required by the executive officer to document the satisfaction of the obligations under the nursing service scholarship program and under agreements entered into ~~with the sponsor pursuant thereto and with the sponsor, if any;~~ and

~~(5)(6) upon failure to satisfy an agreement to engage in the full-time practice of nursing, or the equivalent to full-time practice, or the part-time practice of nursing, for the required period of time under any such agreement, the requirements of the agreement with the state board of regents, repay to the state and to the sponsor the amounts as provided in K.S.A. 74-3295, and amendments thereto.~~

(e) Upon the awarding of a scholarship under the nursing service scholarship program, the sponsor shall pay to the executive officer the amount of such scholarship to be financed by the sponsor, if any. Each such amount shall be deposited in the nursing service scholarship program fund in accordance with K.S.A. 74-3298, and amendments thereto.

~~(d) The sponsorship by a scholarship recipient may be transferred from one sponsor to another upon the agreement of the original sponsor, the scholarship recipient and the sponsor to which the sponsorship is to be transferred. The terms, conditions and obligations of the transferred agreement shall be substantially similar to the terms, conditions and obligations of the original agreement. No sponsorship shall be transferred unless the agreement transferring such sponsorship provides for service in a rural area or in a mental health or treatment facility and is approved by the executive officer as consistent with the provisions of the nursing service scholarship program and as consistent with any rules and regulations relating thereto adopted by the state board of regents in accordance with the provisions of K.S.A. 74-3297, and amendments thereto.~~

Sec. 19. K.S.A. 74-3295 is hereby amended to read as follows: 74-3295. (a) Except as provided in K.S.A. 74-3296, and amendments thereto, upon the failure of any person to satisfy the obligation under any agreement entered into pursuant to the nursing service scholarship program, such person shall pay to the executive officer an amount equal to the total amount of money received by such person pursuant to such agreement ~~which that~~ was financed by the state of Kansas plus accrued interest at a rate ~~which is equivalent to the interest rate applicable to loans made under the federal PLUS program at the time such person first entered into an agreement~~ plus five percentage points and shall pay to the sponsor an amount equal to the total amount of money received by such person pursuant to such agreement which was financed by the sponsor plus accrued interest at a rate which is equivalent to the interest rate applicable to loans made under the federal PLUS program at the time such person first entered into an agreement

~~plus five percentage points of 5% per annum. Interest shall begin to accrue on the date of the action or circumstances that cause such person to fail to satisfy the obligations of such agreement, as determined by the executive officer based upon the circumstances of each individual case. Installment payments of any such amounts may be made in accordance with the provisions of agreements entered into by the scholarship recipient and the sponsor or if no such provisions exist in such agreements, in accordance with rules and regulations of the state board of regents, except that. Such installment payments shall commence six months after the date of the action or circumstances that cause the failure of the person to satisfy the obligations of such agreements, as determined by the executive officer based upon the circumstances of each individual case on which interest begins to accrue. Amounts paid under this section to the executive officer shall be deposited in the nursing service scholarship repayment fund in accordance with K.S.A. 74-3298, and amendments thereto.~~

(b) The state board of regents is authorized to turn any repayment account arising under the nursing service scholarship program over to a designated loan servicer or collection agency, the state not being involved other than to receive payments from the loan servicer or collection agency at the interest rate prescribed under this section.

Sec. 20. K.S.A. 74-3296 is hereby amended to read as follows: 74-3296. (a) (1) Except as otherwise specified in the agreement with the sponsor, an obligation under any agreement entered into under the nursing student scholarship program shall be postponed:

- ~~(1)(A) During any required period of active military service;~~
- ~~(2)(B) during any period of service as a part of volunteers in service to America (VISTA);~~
- ~~(3)(C) during any period of service in the peace corps;~~
- ~~(4)(D) during any period of service commitment to the United States public health service;~~
- ~~(5)(E) during any period of religious missionary work conducted by an organization exempt from tax under section 501(c)(3) of the federal internal revenue code as in effect on December 31, 2000 July 1, 2024;~~
- ~~(6)(F) during any period of time the person obligated is unable because of temporary medical disability to practice nursing;~~
- ~~(7)(G) during any period of time the person obligated is enrolled and actively engaged on a full-time basis in a course of study leading to a degree in the field of nursing which that is higher than that attained formerly by the person obligated;~~
- ~~(8)(H) during any period of time that the person obligated is on job-protected leave under the federal family and medical leave act of 1993; or~~
- ~~(9)(I) during any period of time the state board of regents determines that the person obligated is unable because of special circumstances to practice nursing.~~

(2) Except for ~~clauses (6), (8) and (9) paragraphs (1)(F), (1)(H) and (1)(I)~~, an obligation under any agreement entered into as provided in the nursing service scholarship program shall not be postponed more than five years from the time the obligation was to have been commenced under any such agreement.

(3) An obligation under any agreement entered into as provided in the nursing service scholarship program shall be postponed under ~~clause (6) paragraph (1)(F)~~ during the period of time the medical disability exists.

(4) An obligation under any agreement entered into as provided in the nursing service scholarship program shall be postponed under ~~clause (8) paragraph (1)(H)~~ during the period of time the person obligated remains on FMLA leave.

(5) An obligation under any agreement entered into as provided in the nursing service scholarship program shall be postponed under ~~clause (9) paragraph (1)(I)~~ during the period of time the state board of regents determines that the special circumstances exist.

(6) The state board of regents shall adopt rules and regulations prescribing criteria or guidelines for determination of the existence of special circumstances causing an inability to satisfy an obligation under any agreement entered into as provided in the nursing service scholarship program, and shall determine the documentation required to prove the existence of such circumstances. Except for ~~clauses (1), (6), (8) and (9) paragraphs (1)(A), (1)(F), (1)(H) and (1)(I)~~, an obligation under any agreement entered into as provided in the nursing service scholarship program shall not be postponed unless the postponement is approved by the *scholarship recipient's* sponsor, if any, or is otherwise provided for in the *an* agreement with the sponsor.

(b) An obligation under any agreement entered into as provided in the nursing service scholarship program shall be satisfied if:

(1) ~~If~~The obligation has been completed in accordance with the agreement;

(2) ~~if~~ the person obligated dies;

(3) ~~if, because of permanent physical disability, the person obligated is unable to satisfy the obligation;~~

(4) ~~if~~ the person obligated fails to satisfy the requirements for graduation from the school of nursing after making the best effort possible to do so; *and*

(5) ~~if~~ the person obligated fails to satisfy all requirements for a permanent license to practice nursing in Kansas or has been denied a license after applying for a license and making the best effort possible to obtain such license; ~~(6) if, because of bankruptcy, loss of licensure or certification or other failure in the operations of the sponsor, the sponsor cannot or will not employ the person obligated; or (7) if the sponsor releases the person obligated from employment with the sponsor and the person obligated otherwise completes the terms, conditions and obligations of the agreement by engaging in the practice of nursing in Kansas.~~

(c) (1) *An obligation under any sponsorship agreement shall be satisfied if:*

(A) *Because of bankruptcy, loss of licensure or certification or other failure in the operations of the sponsor, such sponsor cannot or will not employ the person obligated; or*

(B) *the sponsor releases the person obligated from employment with such sponsor.*

(2) *Notwithstanding the provisions of paragraph (1), the person obligated shall still be required to complete the terms, conditions and obligations of the agreement with the state board of regents by engaging in the practice of nursing in Kansas.*

Sec. 21. K.S.A. 74-3297 is hereby amended to read as follows: 74-3297. (a) The state board of regents, ~~after consultation with the committee, may adopt rules and regulations establishing minimum terms, conditions and obligations which shall be incorporated into the provisions of any agreement entered into between a sponsor and the recipient of a scholarship under the nursing service scholarship program. The terms, conditions and obligations shall be consistent with the provisions of law relating to the nursing service scholarship program. The terms, conditions and obligations so established shall include, but not be limited to, the terms of eligibility for financial assistance under the nursing service scholarship program, the amount of financial assistance to be offered, the length of employment with the sponsor required as a condition to the receipt of such financial assistance, the circumstances under which the employment obligation may be discharged or forgiven, the amount of money required to be repaid because of failure to satisfy the obligations under an agreement and the method of repayment and such other additional provisions as may be necessary to carry out the provisions of the nursing service scholarship program. The state board of regents, after consultation with the committee, shall adopt rules and regulations as necessary to administer the nursing service scholarship program.~~

(b) The state board of regents shall provide an annual written report on the nursing service scholarship program to the senate and house committees on education.

Sec. 22. K.S.A. 74-3298 is hereby amended to read as follows: 74-3298. (a) There is hereby created in the state treasury the nursing service scholarship program fund. The executive officer shall remit all moneys received from ~~sponsors, which are paid under K.S.A. 74-3294, and amendments thereto, pursuant to scholarship awards, or from a school of nursing, which that~~ are paid because of nonattendance or discontinued attendance by scholarship recipients, to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the nursing service scholarship program fund. All expenditures from the nursing service scholarship program fund shall be for scholarships awarded under the nursing service scholarship program ~~or refunds to sponsors~~ and shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the executive officer or by a person designated by the executive officer.

(b) The nursing student scholarship discontinued attendance fund is hereby abolished. On the effective date of this act, the director of accounts and reports shall transfer all moneys remaining in the nursing student scholarship discontinued attendance fund to the nursing service scholarship program fund.

(c) There is hereby created in the state treasury the nursing service scholarship repayment fund. The executive officer shall remit all moneys received for amounts paid under K.S.A. 74-3295, and amendments thereto, to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance the state treasurer shall deposit the entire amount in the state treasury to the credit of the nursing service scholarship repayment fund. All expenditures from the nursing service scholarship repayment fund shall be for scholarships awarded under the nursing service scholarship program and shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the executive officer or by a person designated by the executive officer.

Sec. 23. K.S.A. 2023 Supp. 74-32,267 is hereby amended to read as follows: 74-32,267. (a) There is hereby established the AO-K to work program. The provisions of this program shall apply to all adult education programs in the state.

(b) As used in this section:

(1) "AO-K" or "accelerating opportunity: Kansas" means a career pathways program model that assists students in obtaining a high school equivalency, becoming ready for transferable college-level courses and earning an industry credential.

(2) "Career readiness assessment" means an assessment approved by the state board of regents to measure foundational skills required for success in the workplace and workplace skills that affect job performance.

(3) "Career readiness certificate" means a certificate that uses a career readiness assessment approved by the state board of regents to document an individual's skills in applied math, graphic literacy and workplace documents.

(4) "Community college" means a community college as defined in K.S.A. 71-701, and amendments thereto.

(5) "Industry recognized credential" means a credential recognized by multiple employers across an industry as determined by the state board of regents.

(6) "Kansas adult education program" means any educational institution or approved agency that receives adult education funding through the state board of regents; provides adult education or English language acquisition programs; serves Kansas adults aged 16 and over who are in need of basic skills for the workforce, community participation and family life; and prepares adults for achieving industry recognized credentials and college certificates and degrees.

(7) "Qualified student" means an individual who has:

(A) ~~Attained the age of 21 years of age;~~

(B) not been awarded a high school diploma;

(C) been accepted into a Kansas adult education program;

(D) demonstrated high school equivalency by meeting the criteria established by the state board of regents pursuant to this section; and

(E) declared an AO-K career pathway interest.

(8) "Technical college" means a technical college ~~as such term is defined in K.S.A. 71-1802, and amendments thereto.~~

(c) The state board of regents shall award a Kansas high school equivalency credential to any qualified student who:

(1) Is recommended and approved to participate in a AO-K career pathway approved by the state board of regents for college credit;

(2) successfully completes an approved AO-K career pathway and receives the industry-recognized credential appropriate to the completed pathway;

(3) takes a career readiness assessment and earns a career readiness certificate at a level approved by the state board of regents; and

(4) satisfies any other requirements deemed necessary by the state board of regents.

(d) (1) ~~While participating in the enrolled in an AO-K to work program, qualified all~~ students shall be provided reasonable access to all available student resources of the adult education program, the participating technical or community college and the appropriate community partners, including, but not limited to, appropriate academic support, barrier mitigation, employment or career assistance, books, tools and personal materials required to participate in an AO-K career pathway program and industry examinations.

(2) Subject to appropriations, ~~financial assistance the amount of a state payment for~~ books, tools, personal materials and industry examinations shall be the aggregate amount of the cost of books, tools, personal materials and industry examinations for the career pathway program

(continued)

at the technical college or community college where such student is enrolled and receiving assistance—minus the aggregate amount of all other aid awarded to such student. The amount of financial assistance such payment provided for each student shall not exceed \$500 over the lifetime of the student.

(e) Each application to the state board of regents for issuance or duplication of a Kansas high school equivalency credential shall be accompanied by a fee established by the state board of regents in an amount of not more than \$25. On or before June 1 of each year, the state board of regents shall determine the amount of revenue required to properly administer the provisions of this section during the next ensuing fiscal year and shall establish the Kansas high school equivalency credentials processing fee for such year in the amount deemed necessary for such purposes. Such fee shall become effective on the succeeding July 1 of each year. The state board of regents shall remit all moneys received by or for it from Kansas high school equivalency credentials processing fees to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the Kansas high school equivalency credential processing fees fund, which fund is hereby established in the state treasury, and shall be used only for the payment of expenses connected with the processing, issuance, or duplication of Kansas high school equivalency credentials, and for the keeping of records by the state board of regents. All expenditures from the Kansas high school equivalency credential processing fees fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the state board of regents or by a person or persons designated by the state board.

(f) The state board of regents may adopt rules and regulations to implement and administer the provisions of this act.

Sec. 24. K.S.A. 2023 Supp. 75-4364 is hereby amended to read as follows: 75-4364. (a) This section shall be known and may be cited as the Kansas hero's scholarship act.

(b) As used in this section:

(1) "Accident" means an undesigned, sudden and unexpected traumatic event, usually of an afflictive or unfortunate nature and often, but not necessarily, accompanied by a manifestation of force. An "accident" shall be identifiable by the time and place of occurrence, produce at the time symptoms of an injury and occur during a single work shift. The "accident" shall be the prevailing factor in causing the injury.

(2) "Covered person" means a public safety officer or Kansas resident in military service to whom this section applies.

(3) "Dependent" means: (A) A birth child, adopted child or stepchild; or (B) any child other than the foregoing who is actually dependent in whole or in part on the individual and who is related to such individual by marriage or consanguinity.

(4) "Emergency medical service provider" means the same as defined in K.S.A. 65-6112, and amendments thereto.

(5) "Fees" ~~mean~~ means those charges required by an institution to be paid by every student as a condition of enrollment. "Fees" ~~do~~ does not include all other charges associated with the student's academic program or living costs.

(6) "Firefighter" means a person who is: (A) Employed by any city, county, township or other political subdivision of the state and who is assigned to the fire department thereof and engaged in the fighting and extinguishment of fires and the protection of life and property therefrom; or (B) a volunteer member of a fire district, fire department or fire company.

(7) "Injured or disabled" means that the covered person, because of the injury or disability, has been rendered incapable of performing the duties of the following:

(A) The position being performed at the time the injury or disability was sustained; and

(B) any position that is at or above the pay level of the position the covered person was in at the time the injury or disability was sustained, if the covered person is a paid employee.

(8) "Injury" and "disability" mean any lesion or change in the physical structure of the body causing damage or harm thereto that is not transitory or minor. "Injury" and "disability" shall occur only by accident, intentional act of violence or repetitive trauma.

(9) (A) "Intentional act of violence" means one or a combination of the following:

(i) A deliberate act by a third party that results in inflicting harm on a covered person while such person is performing those duties; or

(ii) a deliberate act by a covered person in the reasonable performance of duties as a covered person that results in the infliction of harm on the covered person.

(B) An "intentional act of violence" shall be identifiable by the time and place of occurrence, produce at the time symptoms of an injury and occur during a single work shift. The "intentional act of violence" shall be the prevailing factor in causing the injury.

(C) "Intentional act of violence" does not include repetitive trauma in any form.

(10) "Kansas postsecondary educational institution" means and includes community colleges, the municipal university, state educational institutions, the institute of technology at Washburn university and technical colleges.

(11) "Law enforcement officer" means a person who by virtue of office or public employment is vested by law with a duty to maintain public order or to make arrests for violation of the laws of the state of Kansas or ordinances of any municipality thereof or with a duty to maintain or assert custody or supervision over persons accused or convicted of crime, and includes wardens, superintendents, directors, security personnel, officers and employees of adult and juvenile correctional institutions, jails or other institutions or facilities for the detention of persons accused or convicted of crime, while acting within the scope of their authority.

(12) "Military service" means any active service in any armed service of the United States and any active state or federal service in the Kansas army or air national guard.

(13) "Nature of the employment" means that, to the occupation, trade or employment in which the covered person was engaged, there is attached a particular and peculiar hazard of the injury or disability that distinguishes the performance of job duties from other occupations and employments and that creates a hazard of such injury or disability in excess of the hazard of the injury or disability in general.

(14) "Prisoner of war" means any person who was a resident of Kansas at the time the person entered service of the United States armed forces and who, while serving in the United States armed forces, has been declared to be a prisoner of war, as established by the United States secretary of defense, after January 1, 1960.

(15) "Public safety employee" means any employee of a law enforcement office, sheriff's department, municipal fire department, volunteer and non-volunteer fire protection association, emergency medical services provider or correctional institution of the department of corrections.

(16) "Public safety officer" means a law enforcement officer, a firefighter, an emergency medical service provider or a public safety employee.

(17) (A) "Repetitive trauma" means the cause of an injury that occurs as a result of repetitive use, cumulative traumas or microtraumas. The repetitive nature of the injury shall be demonstrated by diagnostic or clinical tests. The "repetitive trauma" shall be the prevailing factor in causing the injury.

(B) For purposes of the educational benefit conferred by this section, "repetitive trauma" includes only an injury arising out of the performing of duties and resulting from the nature of the employment in which a covered person was engaged and that was actually contracted while so engaged. The injury shall appear to have had its origin in a special risk of the injury connected with the particular type of employment and to have resulted from that source as a reasonable consequence of the risk. Ordinary injuries of life and conditions to which the general public is or could be exposed outside of the particular employment, and hazards of injuries and conditions attending employment in general, shall not qualify as "repetitive trauma."

(18) "Resident of Kansas" means a person who is a domiciliary resident as defined by K.S.A. 76-729, and amendments thereto.

(19) "Spouse" means the spouse of a public safety officer or member of the military service who has not remarried.

(20) "State board" means the state board of regents.

(c) (1) Up to the aggregate limit for such financial assistance established for each academic year by the state board of regents based on the annual appropriated amounts for the reimbursements paid pursuant to subsection (d), every Kansas postsecondary educational institution shall provide for enrollment without charge of tuition or fees for:

(A) Any eligible dependent or spouse of a public safety officer who:

(i) Was injured or disabled while performing duties as a public safety officer; or

(ii) died as the result of injury sustained while performing duties as a public safety officer;

(B) any dependent or spouse of any resident of Kansas who:
 (i) Died or was injured or disabled on or after September 11, 2001, while, and as a result of, serving in military service;
 (ii) sustained a service-connected injury or disability that rendered the servicemember incapable of continuing such servicemember's military service; or

(iii) is entitled to compensation from the United States department of veterans affairs for a service-connected disability of at least 80% because of a public statute administered by the department of veterans affairs or a military department as a result of injuries or accidents sustained in combat after September 11, 2001; and

(C) any prisoner of war.

(2) Any such dependent or spouse and any prisoner of war shall be eligible for enrollment at a Kansas *postsecondary* educational institution without charge of tuition or fees for not to exceed 10 semesters of undergraduate instruction, or the equivalent thereof, at all such institutions.

(d) Subject to appropriations therefor, any Kansas *postsecondary* educational institution, at which enrollment, without charge of tuition or fees, of a prisoner of war or a dependent or spouse is provided for under subsection (b) (c), may file a claim with the state board for reimbursement of the amount of such tuition and fees. ~~In any fiscal year, such reimbursement shall not exceed a total of \$500,000.~~ The state board shall include in its budget estimates pursuant to K.S.A. 75-3717, and amendments thereto, a request for appropriations to cover tuition and fee claims pursuant to this section. The state board shall be responsible for payment of reimbursements to Kansas *postsecondary* educational institutions upon certification by each such institution of the amount of reimbursement to which *such institution* is entitled. Payments to Kansas *postsecondary* educational institutions shall be made upon vouchers approved by the state board, or the state board's designee, and upon warrants of the director of accounts and reports. Payments may be made by issuance of a single warrant to each Kansas *postsecondary* educational institution at which one or more eligible dependents or spouses or prisoners of war are enrolled for the total amount of tuition and fees not charged for enrollment at that institution. The director of accounts and reports shall cause such warrant to be delivered to the Kansas *postsecondary* educational institution at which any such eligible dependents or spouses or prisoners of war are enrolled. If an eligible dependent or spouse or prisoner of war discontinues attendance before the end of any semester, after the Kansas *postsecondary* educational institution has received payment under this subsection, ~~the~~ *such* institution shall pay to the state the entire amount that such eligible dependent or spouse or prisoner of war would otherwise qualify to have refunded, not to exceed the amount of the payment made by the state in behalf of such dependent or spouse or prisoner of war for the semester. All amounts paid to the state by Kansas *postsecondary* educational institutions under this subsection shall be deposited in the state treasury and credited to the state general fund.

(e) The state board shall adopt rules and regulations for administration of the provisions of this section and shall determine the qualification of persons as dependents and spouses of public safety officers or United States military personnel and the eligibility of such persons for the benefits provided for under this section.

Sec. 25. K.S.A. 74-3284, 74-3285, 74-3286, 74-3287, 74-3288, 74-3289, 74-3292, 74-3293, 74-3294, 74-3295, 74-3296, 74-3297, 74-3298 and 74-3299 and K.S.A. 2023 Supp. 72-5170, 74-32,267 and 75-4364 are hereby repealed.

Sec. 26. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 052102

State of Kansas

Board of Pharmacy

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 8:30 a.m. and 1:00 p.m. Thursday, July 11, 2024, at the Board of Healing Arts Conference Room, Lower Level, 800 SW Jackson, Topeka, Kansas, to review and consider the adoption of

the proposed permanent regulations of the Kansas State Board of Pharmacy.

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

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

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

8:30 a.m. Meeting

K.A.R. 68-2-5. Revoked. The Board proposes revoking K.A.R. 68-2-5. K.A.R. 68-2-5 was merged into K.A.R. 68-1-9; as such, the regulation is duplicative and redundant. The Board anticipates that the proposed revocation will have no economic impact.

K.A.R. 68-2-25. Minimum requirements of a prescription for a non-controlled substance. The proposed new regulation is the non-controlled substance counterpart to K.A.R. 68-20-18. The regulation establishes minimum requirements for non-controlled substance prescriptions, including the information required on the prescription, the pharmacy personnel who received the prescription, and any changes made to the prescription. The Board anticipates that the proposed new regulation will have minor to no economic impact.

K.A.R. 68-7-14. Prescription labels. The proposed amendments to the regulation establish what information a prescription label must include and who shall be permitted to label or relabel drugs or devices originally dispensed from their registered location. The Board anticipates that the proposed amendments will have minor to no economic impact.

K.A.R. 68-7-18. Health departments, private not-for-profit family planning clinics, federally qualified
(continued)

health centers, and indigent healthcare clinics. The proposed amendments to this regulation add federally qualified health centers and indigent healthcare clinics to the regulation, allowing it to more closely mirror its authorizing statute. Proposed amendments clarify that only federally qualified health centers may store and supply controlled substances, require pharmacists-in-charge to ensure that facilities maintain and implement policies and procedures for drugs, and require facilities to maintain records and searchable databases. The Board anticipates that the proposed amendments will have minor to no economic impact.

K.A.R. 68-19-1. Minimum program requirements. The proposed amendments to the regulation set out the new continuous quality improvement (CQI) program requirements for each Kansas pharmacy. The amendment details the new incident report review process, root cause analysis, corrective action plan, and null report pharmacies must follow. The amendment also provides an exception to certain requirements if a pharmacy actively reports to a patient safety organization. The regulation will enhance patient safety, prevent dispensing errors, and ensure that policies and procedures reflect current standards of pharmacy practice and support pharmacy personnel. The Board anticipates that the proposed amendment will have minor to no economic impact.

1:00 p.m. Meeting

The proposed new Article 23 regulations provide requirements for the new practice of telepharmacy as required by the Kansas Pharmacy Act.

K.A.R. 68-23-1. Definitions. This proposed new regulation provides definitions for the new practice of telepharmacy as required by the Kansas Pharmacy Act. The Board anticipates that the proposed new regulation will have minor to no economic impact.

K.A.R. 68-23-2. Telepharmacy outlet application; facility; managing pharmacy. This regulation sets forth the requirements for pharmacy owners who wish to establish a telepharmacy outlet, including where it can be established, how many prescriptions can be dispensed from the outlet, how the outlet is to be supervised, the opportunity for the outlet to receive a waiver, and the compliance of the outlet.

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

K.A.R. 68-23-3. Personnel, staffing, training, and supervision. This regulation sets forth the requirements for the personnel who would staff the telepharmacy outlet, internal inspection, storage of drugs and devices, emergency procedures, and what constitutes direct supervision.

The Board is unable to quantify an economic impact. While the proposed language does create new requirements for these practices, pharmacies already have the

capacity to comply as they are closely aligned with routine prescription dispensing practices.

K.A.R. 68-23-4. Practice of pharmacy. This regulation sets forth the requirements for when a prescription may be dispensed, what tasks may be performed by pharmacist interns and pharmacy technicians, and the outlet's compliance.

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

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

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

K.A.R. 68-23-6. Structural, security, technology, and equipment requirements; restrictions. This regulation sets forth the requirements for the security system employed by the telepharmacy outlet, plumbing and electricity, sanitation, lighting and climate, recordkeeping, and automated dispensing.

Vendors and other state boards of pharmacy estimate the costs of continuous video surveillance of the telepharmacy outlet at \$20,000, and costs of ongoing maintenance and storage to range from \$300-\$1,650 per month. The cost of a monitored alarm system is estimated under \$1,000 per year. This is also referenced in K.A.R. 68-23-2. Pharmacies already have the capacity to comply with routine pharmacy operation costs as they are closely aligned with routine prescription dispensing practices.

Alexandra Blasi
Executive Secretary
Board of Pharmacy

Doc. No. 052099

State of Kansas

Department of Health and Environment Division of Health Care Finance

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9:00 a.m. July 5, 2024, in Room 9E, 900-N, Landon State Office Building, 900 SW Jackson, Topeka, Kansas to receive comments concerning the revocation of K.A.R. 129-7-65, the amendment of 129-1-1, the promulgation of new permanent regulations numbered 129-7-1 et seq., 129-8-1 et seq., and 129-9-1 et seq. This will include amendments to the Article titles for Articles 7 and 9 for Agency 129 and the promulgation of a new title for Article 8 for Agency 129. These proposed

actions will create new administrative hearing procedures for the Kansas Medical Assistance program (Medicaid hereafter) covering eligibility, managed care, and providers. The Kansas Department of Health and Environment (KDHE) is the Kansas Medicaid agency. The Division of Health Care Finance administers the Kansas Medicaid programs and is identified as Agency 129.

This 60-day notice of the public hearing shall constitute a public comment period for the proposed regulations as stated in K.S.A. 77-421(a)(3). All interested parties may submit written comments before the hearing to Dorothy Noblit, KDHE, Division of Health Care Finance, Room 900-N, Landon State Office Building, 900 SW Jackson, Topeka, KS, 66612-1220, or by email at dorothy.noblit@ks.gov. The Division of Health Care Finance will give all interested parties a reasonable opportunity to present their views at the hearing, but it may be necessary to request each participant to limit any oral presentation to five minutes.

A copy of the regulations and the economic impact statement may be obtained by contacting Dorothy Noblit at 785-296-8903.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days before the hearing by contacting Dorothy Noblit at 785-296-8903 or by calling the Kansas Relay Center at 800-766-3777.

A summary of the regulatory changes, a statement concerning federal mandate, the overall economic impact of these proposed Kansas regulatory changes, and the affected parties follow.

Proposed Revocation of K.A.R. 129-7-65. "Notice to recipients of intended action." This regulation specifies the requirements for notice to a recipient when the Kansas Medicaid program decides an eligibility matter. This regulation is the only regulation currently in Article 7, "Appeals, Fair Hearings and TAF/GA Disqualification Hearings." This regulation will be duplicative and, potentially, confusing with the proposed new Kansas Medicaid administrative hearing regulations for Article 7 once they are adopted. Revocation of this regulation will promote clarity.

Proposed Amendment of K.A.R. 129-1-1. "Definitions." This proposed amendment adds new terms to the existing regulation. The new terms are used in the proposed new Kansas Medicaid administrative hearing regulations. KDHE determined that adding the definitions to the main definitions regulation for the Division of Health Care Finance would centralize the definitions in one location and allow for easier access to those terms.

Proposed Amendment of the title for Article 7, Agency 129. Currently, Article 7 of Agency 129 is titled, "Appeals, Fair Hearings and TAF/GA Disqualification Hearings." The proposed amended title for Article 7 is "Medical Assistance Grievances and State Fair Hearings for Eligibility and Fee-for-Service." This amendment will make the Article title more descriptive for the proposed permanent regulations for Article 7.

Proposed Amendment of the title for Article 9, Agency 129. Currently, Article 9 of Agency 129 is titled, "Managed Care Provider Grievances, Reconsiderations, Appeals, External Independent Third-Party Review, and State Fair Hearings." The proposed amended title for Article 9 is "Medical Assistance Grievances, Reconsideration, Appeals, External Independent Third-Party Review, and State Fair Hearings involving Providers." This amendment will make the Article title more descriptive for the proposed permanent regulations for Article 9.

Proposed New Title for Article 8, Agency 129. Currently, there is no Article 8 for Agency 129. The proposed new title for Article 8 is "Medical Assistance Grievances, Appeals, and State Fair Hearings for Managed Care Enrollees." The proposed title would be descriptive of the proposed permanent regulations dealing solely with procedures for grievances, appeals and administrative hearings brought by Kansas Medicaid enrollees against Kansas Medicaid's managed care organizations.

Proposed New Permanent Regulations. The proposed new regulations are divided into three Articles.

Article 7. "Medical Assistance Grievances and State Fair Hearings for Eligibility and Fee-for-Service." This group includes proposed permanent regulations 129-7-1, 129-7-2, 129-7-3, 129-7-4, 129-7-5, 129-7-8, 129-7-10, 129-7-11, 129-7-12, 129-7-13, 129-7-14, 129-7-16, 129-7-17, 129-7-18, 129-7-19, 129-7-20, 129-7-21, 129-7-22, 129-7-23, 129-7-24 and 129-7-25. This group provides procedures for the Kansas Medicaid program's eligibility grievances, notices, and state administrative fair hearings involving applicants and currently eligible beneficiaries. This includes grievance and hearing procedures for fee-for-service cases. These are completely new regulations.

Article 8. "Medical Assistance Grievances, Appeals, and State Fair Hearings for Managed Care Enrollees." This group includes proposed permanent regulations 129-8-1, 129-8-3, 129-8-4, 129-8-5, 129-8-7, 129-8-8, 129-8-10, 129-8-11, 129-8-12, 129-8-13, 129-8-14, 129-8-17, 129-8-18, 129-8-19, 129-8-20, 129-8-21, 129-8-22, 129-8-23, 129-8-24 and 129-8-25. This group provides procedures for the Kansas Medicaid program's managed care grievances, notices, appeals, and state fair hearings for enrollees involving Kansas Medicaid's managed care organizations (MCOs). This is a completely new Article and regulations.

Article 9. "Medical Assistance Grievances, Reconsideration, Appeals, External Independent Third-Party Review, and State Fair Hearings involving Providers." This group includes proposed permanent regulations 129-9-1, 129-9-2, 129-9-3, 129-9-4, 129-9-5, 129-9-6, 129-9-7, 129-9-8, 129-9-10, 129-9-11, 129-9-12, 129-9-13, 129-9-14, 129-9-15, 129-9-17, 129-9-18, 129-9-19, 129-9-20, 129-9-21, 129-9-22, 129-9-23, 129-9-24 and 129-9-25. This group provides procedures for the Kansas Medicaid program's grievances, notices, reconsiderations, appeals, and state fair hearings for providers of services to enrollees of MCOs and to beneficiaries of fee-for-service services.

Federal Mandate

42 C.F.R. 431.205 requires a state Medicaid program to maintain a hearing system for the state's Medicaid
(continued)

program. 42 C.F.R. Part 431, Subpart E, states general requirements for due process, notices, continuation of benefits, and similar matters. Federal Medicaid law does not specify specific details for how a state hearing system is to operate. The proposed Kansas regulatory changes specify those procedural details for the Kansas Medicaid hearing system.

Economic Impact

The economic impact is hard to quantify since the agency can't control who requests a hearing. Since KDHE, as the state's Medicaid agency, has to provide a hearing system, the costs would be included as part of Kansas Medicaid operations. As a guide, during SFY 2023, Kansas Medicaid was a named party in approximately 800 administrative cases challenging eligibility, reimbursement, or provider decisions. During SFY 2023, Kansas Medicaid paid the Kansas Office of Administrative Hearings approximately \$500,000 for administrative hearing services provided to Kansas Medicaid. Kansas Medicaid does not anticipate the cost to substantially change due to these proposed changes.

Affected Parties

Kansas Medicaid program, Kansas Medicaid applicants and recipients, KanCare managed care entities, and Kansas Medicaid and managed care providers.

Christine Osterlund
Kansas Medicaid Director
Division of Health Care Finance
Department of Health and Environment

Doc. No. 052104

State of Kansas

Human Rights Commission

Notice of Revocation of Administrative Regulations

The following Kansas Human Rights Commission's administrative rules and regulations have been identified in a five-year regulation review submitted to the Joint Committee on Administrative Rules and Regulations as regulations for revocation pursuant to K.S.A. 77-440 and 77-426. These revocations will be effective 15 days after publication of this notice.

Regulations for Revocation

K.A.R. 21-32-7 – Affirmative Action. 21-32-8 – Job Opportunities Advertising.

These regulations that address affirmative action and advertising are duplicative of K.S.A. 44-1005(k) and K.S.A. 44-1009(a)(3) and (b).

K.A.R. 21-40-1 – Definitions.

This regulation provides definitions that are self-directing, duplicate statutory language or are otherwise unnecessary.

K.A.R. 21-40-2 – Construction.

This regulation is duplicative of K.S.A. 44-1006.

K.A.R. 21-40-3 – Rules of order.

This regulation is self-directing.

K.A.R. 21-40-4 – Cooperation with local agencies.

This regulation is duplicative of K.S.A. 44-1004(6).

K.A.R. 21-40-6 – Death, disability or absence of executive director.

This regulation is self-directing and covered by state personnel procedures.

K.A.R. 21-40-7 – Communications and filings generally.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-8 – Copies of pleadings.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-9 – Commencement of a proceeding.

This regulation is duplicative of K.S.A. 44-1005 (a) and (b).

K.A.R. 21-40-11 – Service.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-12 – Time.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-13 – Representation.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-14 – Order issuance.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-15 – Effective date of orders.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-16 – Commission decisions.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-17 – Intervention.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-40-18 – Certification of documents and records.

The Kansas Open Records Act addresses this subject.

K.A.R. 21-40-19 – Requests to inspect other records not considered public.

The Kansas Open Records Act addresses this subject.

K.A.R. 21-40-20 – Availability of rules.

This regulation is duplicative of K.S.A. 44-1005(o).

K.A.R. 21-42-1 – Investigation.

The regulation is duplicative of K.S.A. 44-1005(c).

K.A.R. 21-42-2 – Subpoenas.

The regulation is duplicative of K.S.A. 44-1004(5) and 44-1005(g).

K.A.R. 21-42-3 – Investigating commissioner.

The regulation is duplicative of K.S.A. 44-1005(d).

K.A.R. 21-42-4 – Notice of investigation.

The regulation is duplicative of K.S.A. 44-1005(c).

K.A.R. 21-42-6 – Amendment.

The regulation is duplicative of K.S.A. 44-1005(c).

K.A.R. 21-42-7 – Probable cause notice.

The regulation is duplicative of K.S.A. 44-1005(d) and (e).

K.A.R. 21-43-1 – Conference.

The regulation is duplicative of K.S.A. 44-1005(e).

K.A.R. 21-43-2 – Time limitation for conciliations.

The regulation is duplicative of K.S.A. 44-1005(e) and (f).

K.A.R. 21-43-3 – Successful conciliation.

The regulation is duplicative of K.S.A. 44-1005(e).

K.A.R. 21-43-4 – Consideration of complainant’s objections.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-43-5 – Settlements.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-43-6 – Non-disclosure of facts.

The regulation is duplicative of K.S.A. 44-1005(e).

K.A.R. 21-44-1 – Compliance review.

This subject is better suited for a rule of practice pursuant to K.S.A. 44-1005(o).

K.A.R. 21-44-2 – Reports.

Subsection (a) is duplicative of K.S.A. 44-1005(k); subsection (b) is not necessary because it pertains to reports subject to EEOC control and authority.

K.A.R. 21-44-5 – Membership club references.

A separate regulation is not necessary because denial of club membership based on racial or ethnic discrimination can be addressed in the same manner as other public accommodation complaints.

K.A.R. 21-50-1 – Applicability.

This regulation is superfluous upon revocation of the remainder of this Article.

K.A.R. 21-50-2 – Definitions.

This regulation is proposed for revocation because these definitions are partially duplicative of K.S.A. 44-1030 and are otherwise unnecessary.

K.A.R. 21-50-3 – Compliance review.

This regulation is proposed for revocation because it is partially duplicative of K.S.A. 44-1033 and self-directing.

K.A.R. 21-50-4 – Affirmative action program.

This regulation is unnecessary and duplicative of K.S.A. 44-1033 that states processing of complaints under this Supplemental Act would follow the process delineated for processing complaints of unlawful employment practices (see, e.g., K.S.A. 44-1005(k)).

K.A.R. 21-50-5 – Duties of contracting agency.

This regulation is duplicative of K.S.A. 44-1032.

K.A.R. 21-50-6 – Exemptions.

This regulation is unnecessary and addressed per K.S.A. 44-1001.

K.A.R. 21-50-7 – Contractor’s obligations.

This regulation is proposed for revocation because the statutory provisions adequately address contractor obligations.

K.A.R. 21-60-22 – Complaints alleging unlawful housing practices.

This regulation is proposed for revocation because K.S.A. 44-1019 adequately addresses the complaint procedures and portions of the regulation are also self-directing.

K.A.R. 21-60-23 – Conciliation and conciliation agreements.

This regulation is proposed for revocation because subparagraphs (a) and (c) duplicate K.S.A. 44-1019(f)(1) and subparagraph (b) is self-directing.

K.A.R. 21-80-8 – Exemption for employees serving under a contract of unlimited tenure.

This regulation is proposed for revocation because it is duplicative of K.S.A. 44-1118(e) and is otherwise obsolete.

Ruth Glover
Executive Director
Human Rights Commission

Doc. No. 052093

State of Kansas

Board of Mortuary Arts

Permanent Administrative Regulation

Article 4. – FEES

63-4-1. Payment of fees. The following shall be charged by the Kansas state board of mortuary arts:

Embalmer’s reciprocity application fee.....	\$350.00
Embalmer’s reciprocity application and funeral director’s reciprocity application fee, if submitted simultaneously	\$350.00
Embalmer’s endorsement application fee.....	\$350.00
Embalmer’s biennial license and renewal fee....	\$228.00
Apprentice embalmer’s registration fee.....	\$100.00
Funeral director’s examination fee	\$200.00
Funeral director’s reciprocity application fee....	\$350.00
Funeral director’s biennial license and renewal fee.....	\$288.00
Assistant funeral director’s examination fee	\$50.00
Assistant funeral director’s application fee	\$150.00
Assistant funeral director’s biennial license and renewal fee.....	\$204.00
Crematory operator’s biennial license and renewal fee.....	\$72.00
Funeral establishment and branch establishment biennial license and renewal fee.....	\$775.00
Funeral establishment and branch establishment license and crematory license fee, if submitted simultaneously.....	\$1,200.00
Funeral establishment and branch establishment license renewal and crematory license renewal fee, if submitted simultaneously	\$1,200.00
Crematory license and renewal fee.....	\$775.00
Duplicate license.....	\$15.00
Rule book.....	\$5.00

(Authorized by and implementing K.S.A. 65-1727; effective May 1, 1983; amended May 1, 1986; amended May 1, 1993; amended May 1, 1995; amended May 1, 1997; amended May 1, 1999; amended May 1, 2001; amended May 1, 2003; amended May 1, 2005; amended May 1, 2007; amended May 1, 2009; amended May 1, 2011; amended May 1, 2013; amended May 1, 2015; amended May 1, 2017; amended May 1, 2019; amended May 1, 2021; amended May 1, 2023; amended May 1, 2024)

(continued)

1, 1987; amended, T-88-43, Jan. 1, 1988; amended May 1, 1988; amended Jan. 6, 1992; amended June 7, 1993; amended Jan. 1, 1994; amended Jan. 1, 1996; amended Jan. 1, 2000; amended May 17, 2002; amended Nov. 4, 2005; amended Feb. 8, 2008; amended Sept. 16, 2011; amended May 17, 2024.)

Craig Boomhower
President
Board of Mortuary Arts

Doc. No. 052101

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended, and revoked administrative regulations with a future effective date and the *Kansas Register* issue in which the regulation can be found. A complete listing and the complete text of all currently effective regulations required to be published in the *Kansas Administrative Regulations* can be found at https://www.sos.ks.gov/publications/pubs_kar.aspx.

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-47-1	Amended (T)	V. 43, Issue 11

AGENCY 14: DEPARTMENT OF REVENUE - DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Reg. No.	Action	Register
14-7-10	Revoked	V. 43, Issue 16
14-7-11	Revoked	V. 43, Issue 16
14-7-12	Revoked	V. 43, Issue 16

AGENCY 26: DEPARTMENT FOR AGING AND DISABILITY SERVICE

Reg. No.	Action	Register
26-52-1	New (T)	V. 43, Issue 9
26-52-2	New (T)	V. 43, Issue 9
26-52-3	New (T)	V. 43, Issue 9
26-52-4	New (T)	V. 43, Issue 9
26-52-5	New (T)	V. 43, Issue 9
26-52-6	New (T)	V. 43, Issue 9
26-52-7	New (T)	V. 43, Issue 9
26-52-8	New (T)	V. 43, Issue 9
26-52-9	New (T)	V. 43, Issue 9
26-52-10	New (T)	V. 43, Issue 9
26-52-11	New (T)	V. 43, Issue 9
26-52-12	New (T)	V. 43, Issue 9
26-52-13	New (T)	V. 43, Issue 9
26-52-14	New (T)	V. 43, Issue 9
26-52-15	New (T)	V. 43, Issue 9
26-52-16	New (T)	V. 43, Issue 9
26-52-17	New (T)	V. 43, Issue 9
26-52-18	New (T)	V. 43, Issue 9
26-52-19	New (T)	V. 43, Issue 9
26-52-20	New (T)	V. 43, Issue 9
26-52-21	New (T)	V. 43, Issue 9
26-52-22	New (T)	V. 43, Issue 9
26-52-23	New (T)	V. 43, Issue 9
26-52-24	New (T)	V. 43, Issue 9
26-52-25	New (T)	V. 43, Issue 9
26-52-26	New (T)	V. 43, Issue 9
26-52-27	New (T)	V. 43, Issue 9

26-52-28	New (T)	V. 43, Issue 9
26-52-29	New (T)	V. 43, Issue 9
26-52-30	New (T)	V. 43, Issue 9
26-52-31	New (T)	V. 43, Issue 9
26-52-32	New (T)	V. 43, Issue 9

AGENCY 51: DEPARTMENT OF LABOR - DIVISION OF WORKERS COMPENSATION

Reg. No.	Action	Register
51-9-7	Amended	V. 43, Issue 16

AGENCY 93: DEPARTMENT OF REVENUE - DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-6-2	Amended	V. 43, Issue 16
93-6-3	Amended	V. 43, Issue 16
93-6-5	Amended	V. 43, Issue 16

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*. A list of regulations filed from 2016 through 2017, can be found in the Vol. 36, No. 52, December 28, 2017 *Kansas Register*. A list of regulations filed from 2018 through 2019, can be found in the Vol. 38, No. 52, December 26, 2019 *Kansas Register*. A list of regulations filed from 2020 through 2021, can be found in the Vol. 40, No. 52, December 30, 2021 *Kansas Register*. A list of regulations filed from 2022 through 2023 can be found in the Vol. 42, No. 52, December 28, 2023 *Kansas Register*.

Reg. No.	Action	Register
111-4-3771	New	V. 43, Issue 5
111-4-3772	New	V. 43, Issue 11
111-4-3773	New	V. 43, Issue 12
111-4-3774	New	V. 43, Issue 14
111-9-233	New	V. 43, Issue 5
111-9-234	New	V. 43, Issue 12
111-18-5	Amended	V. 43, Issue 12
111-19-169	New	V. 43, Issue 5
111-19-170	New	V. 43, Issue 12
111-19-171	New	V. 43, Issue 12
111-19-172	New	V. 43, Issue 12
111-19-173	New	V. 43, Issue 12
111-19-174	New	V. 43, Issue 14
111-19-175	New	V. 43, Issue 14
111-19-176	New	V. 43, Issue 14
111-20-1	New	V. 43, Issue 5
111-20-2	New	V. 43, Issue 5
111-20-3	New	V. 43, Issue 5
111-20-4	New	V. 43, Issue 5
111-20-5	New	V. 43, Issue 5
111-20-6	New	V. 43, Issue 5
111-20-7	New	V. 43, Issue 5
111-20-8	New	V. 43, Issue 5
111-20-9	New	V. 43, Issue 5
111-20-10	New	V. 43, Issue 5
111-20-11	New	V. 43, Issue 5
111-20-12	New	V. 43, Issue 5
111-20-13	New	V. 43, Issue 5
111-20-14	New	V. 43, Issue 5
111-20-15	New	V. 43, Issue 5
111-20-16	New	V. 43, Issue 5
111-20-17	New	V. 43, Issue 5
111-20-18	New	V. 43, Issue 5
111-20-19	New	V. 43, Issue 5
111-20-20	New	V. 43, Issue 5
111-20-21	New	V. 43, Issue 5
111-20-22	New	V. 43, Issue 5
111-20-23	New	V. 43, Issue 5
111-21-1	New	V. 43, Issue 11
111-21-2	New	V. 43, Issue 11
111-21-3	New	V. 43, Issue 11
111-21-4	New	V. 43, Issue 11
111-21-5	New	V. 43, Issue 11
111-21-6	New	V. 43, Issue 11
111-21-7	New	V. 43, Issue 11
111-21-8	New	V. 43, Issue 11
111-21-9	New	V. 43, Issue 11
111-21-10	New	V. 43, Issue 11
111-501-113	Amended	V. 43, Issue 11
111-501-155	Amended	V. 43, Issue 11

AGENCY 112 RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-201-1	New (T)	V. 42, Issue 44
112-201-2	New (T)	V. 42, Issue 44
112-201-3	New (T)	V. 42, Issue 44
112-201-4	New (T)	V. 42, Issue 44

112-201-5	New (T)	V. 42, Issue 44	112-201-17	New (T)	V. 42, Issue 44	112-203-4	New (T)	V. 42, Issue 44
112-201-6	New (T)	V. 42, Issue 44	112-201-18	New (T)	V. 42, Issue 44	112-203-5	New (T)	V. 42, Issue 44
112-201-7	New (T)	V. 42, Issue 44	112-201-19	New (T)	V. 42, Issue 44	112-203-6	New (T)	V. 42, Issue 44
112-201-8	New (T)	V. 42, Issue 44	112-201-20	New (T)	V. 42, Issue 44	112-203-7	New (T)	V. 42, Issue 44
112-201-9	New (T)	V. 42, Issue 44	112-201-21	New (T)	V. 42, Issue 44	112-203-8	New (T)	V. 42, Issue 44
112-201-10	New (T)	V. 42, Issue 44	112-201-22	New (T)	V. 42, Issue 44	112-204-1	New (T)	V. 42, Issue 44
112-201-11	New (T)	V. 42, Issue 44	112-201-23	New (T)	V. 42, Issue 44	112-204-2	New (T)	V. 42, Issue 44
112-201-12	New (T)	V. 42, Issue 44	112-202-1	New (T)	V. 42, Issue 44	112-204-3	New (T)	V. 42, Issue 44
112-201-13	New (T)	V. 42, Issue 44	112-202-2	New (T)	V. 42, Issue 44	112-204-4	New (T)	V. 42, Issue 44
112-201-14	New (T)	V. 42, Issue 44	112-203-1	New (T)	V. 42, Issue 44	112-204-5	New (T)	V. 42, Issue 44
112-201-15	New (T)	V. 42, Issue 44	112-203-2	New (T)	V. 42, Issue 44	112-204-6	New (T)	V. 42, Issue 44
112-201-16	New (T)	V. 42, Issue 44	112-203-3	New (T)	V. 42, Issue 44	112-204-7	New (T)	V. 42, Issue 44

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