

Kris W. Kobach, Secretary of State

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## **Attorney General**

## **Opinion 2013-4**

Re: Counties and County Officers-Sheriff-Qualifications for Office; Conviction of Possession or Consumption of Cereal Malt Beverage by a Person Under 21 Years of Age; Effect of Conviction; February 7, 2013.

Synopsis: K.S.A. 2012 Supp. 19-801b(a)(3) provides that a person who was convicted of any violation of federal or state laws or city ordinances relating to liquor is not eligible to serve as sheriff. A person who was convicted under K.S.A. 2012 Supp. 41-727(a) of possessing or consuming either an alcoholic liquor or cereal malt beverage when over 18 years of age but under 21 years of age is disqualified from serving as sheriff pursuant to K.S.A. 2012 Supp. 19-801b(a)(3). Cited herein: K.S.A. 2012 Supp. 19-801b; K.S.A. 41-101; K.S.A. 2012 Supp. 41-102; K.S.A. 41-311 (Weeks); K.S.A. 41-330; K.S.A. 2012 Supp. 41-727, 41-2701. JLA

## **Opinion 2013-5**

Re: Public Records, Documents and Information—Records Open to the Public—Open Records Act; Certain Records Not Required to be Open; February 15, 2013.

**Synopsis:** A board of county commissioners is not required to disclose to the public draft minutes of county commission meetings before such minutes are approved by vote of the commission unless such draft minutes are

publicly cited or identified in an open meeting or in the agenda of an open meeting. Cited herein: K.S.A. 45-215, 45-216; K.S.A. 2012 Supp. 45-217, 45-221; K.S.A. 75-4317; K.S.A. 2012 Supp. 75-4318, 75-4319. LAM/SF

## Opinion 2013-6

Re: Cities and Municipalities-Retirement Systems-Group Health Care Benefits Plan; Availability for Retirants; Coverage, End; Eligibility; Cost of Coverage; Definitions; March 5, 2013.

**Synopsis:** K.S.A. 12-5040 does not require a local government to make coverage under its group health care benefits plan available to former employees who left employment with the local government for reasons other than retirement. Cited herein: K.S.A. 12-5040. AEA/JLA

## Opinion 2013-7

Re: Militia, Defense and Public Safety—Emergency Preparedness for Disasters—Kansas Mutual Aid System; Participation by Political Subdivisions; March 5, 2013.

**Synopsis:** An Indian tribe is not a political subdivision for the purposes of the Kansas Intrastate Mutual Aid Act. Cited herein: K.S.A. 12-16,117; K.S.A. 2012 Supp. 48-948, 48-950. SF

Derek Schmidt Attorney General

Doc. No. 041432

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#### **Register Office:**

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

## **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. 2012 Supp. 12-1675(b)(c)(d) and K.S.A. 2012 Supp. 12-1675a(g).

#### Effective 4-8-13 through 4-14-13

Term	Rate
1-89 days	0.15%
3 months	0.07%
6 months	0.09%
1 year	0.15%
18 months	0.20%
2 years	0.24%

Scott Miller Director of Investments

Doc. No. 041445

#### State of Kansas

## Department of Administration Office of Facilities and Procurement Management

## Notice of Requested "On-Call" Civil Engineering Services

Notice is hereby given of the commencement of the selection process for "on-call" civil engineering services for small projects for the Adjutant General's Department. Three firms will be selected. Contracts will be for three years. The covers of the proposals should designate civil engineering services and should include both the agency name and the firm name.

This advertisement corrects and supersedes the on-call engineering portion of the advertisement placed in the Vol. 32, No. 12, March 21, 2013 Kansas Register (reference Doc. No. 041308).

For more information contact Tim Driggs at timothy. d.driggs.nfg@mail.mil or 785-274-1177. Firms interested in providing these services should be familiar with the requirements that can be found in Part B — Chapter 4 of the Building Design and Construction Manual at the website below.

To be considered, one (1) PDF file and one (1) bound proposal of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation and an abbreviated project name in the title of the PDF document and if sent via email in the subject line of the email. Proposals should be less than 5MB and follow the current State Building Advisory Commission guidelines, which can be found in Part B — Chapter 2 of the Building Design and Construction Manual at www.da.ks.gov/fp/manual.htm. Proposals should be sent to Barbara Schilling, Office of Facilities and Procurement Management, Suite 700, 800 SW Jackson, Topeka, 66612-1216. If you have questions call 785-291-3695 or email professional.qualifications@da.ks.gov. Both the PDF and bound proposal submittals shall be delivered to the attention of Barbara Schilling before noon April 26, 2013.

Mark J. McGivern, Director Office of Facilities and Procurement Management

Doc. No. 041447

#### State of Kansas

## Department of Administration Office of Facilities and Procurement Management

## Notice of Requested "On-Call" MEP Engineering Services

Notice is hereby given of the commencement of the selection process for "on-call" MEP engineering services for small projects for the Adjutant General's Department. Three firms will be selected. Contracts will be for three years. The covers of the proposals should designate MEP engineering services and should include both the agency name and the firm name.

This advertisement corrects and supersedes the on-call engineering portion of the advertisement placed in the Vol. 32, No. 12, March 21, 2013 Kansas Register (reference Doc. No. 041308).

For more information contact Tim Driggs at timothy. d.driggs.nfg@mail.mil or 785-274-1177. Firms interested in providing these services should be familiar with the requirements that can be found in Part B — Chapter 4 of the Building Design and Construction Manual at the website below.

To be considered, one (1) PDF file and one (1) bound proposal of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation and an abbreviated project name in the title of the PDF document and if sent via email in the subject line of the email. Proposals should be less than 5MB and follow the current State Building Advisory Commission guidelines, which can be found in Part B — Chapter 2 of the Building Design and Construction Manual at www.da.ks.gov/fp/manual.htm. Proposals should be sent to Barbara Schilling, Office of Facilities and Procurement Management, Suite 700, 800 SW Jackson, Topeka, 66612-1216. If you have questions call 785-291-3695 or email professional.qualifications@da.ks.gov. Both the PDF and bound proposal submittals shall be delivered to the attention of Barbara Schilling before noon April 26, 2013.

> Mark J. McGivern, Director Office of Facilities and Procurement Management

Doc. No. 041448

## Legislature

#### Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced March 28-April 3 by the 2013 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 58-S, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, 785-296-4096. Full texts of bills, bill tracking and other information may be accessed at http://www.kslegislature.org/li/.

#### **House Resolutions**

HR 6026, by Representatives Howell, Bridges, Brunk, DeGraaf, Dillmore, Edwards, Finney, Goico, Hawkins, Hedke, Hermanson, Houston, Huebert, Hutton, Kahrs, Sawyer, Seiwert, Sloop, Suellentrop, Victors, Ward and Whipple, A RESOLUTION congratulating the Sedgwick County 4-H Shooting Sports Gold Team on its first place finish at the state shooting match.

HR 6027, by Representatives Brunk, Bideau, Boldra, Carpenter, Cassidy, Christmann, Corbet, Couture-Lovelady, Crum, DeGraaf, Dierks, Edmonds, Ewy, Garber, Goico, Hill, Hineman, Hoffman, Howell, Huebert, Hutton, Jennings, Jones, Kahrs, Kelly, Kuether, Lusk, Macheers, Mast, Meigs, Merrick, Pauls, Peck, Phillips, Rothlisberg, Ryckman Jr., Ryckman Sr., Shultz, Siegfreid, Sloan, Suellentrop, Sutton, Vickrey, Ward and Whipple, A RESOLUTION recognizing the Boy Scouts of America for the public service it performs through its contributions to the lives of the Nation's boys and young men.

HR 6028, by Representative Sutton, A RESOLUTION designating April as "Autism Awareness Month."

HR 6029, by Representatives Carlin and Phillips, A RESOLUTION congratulating and commending Kansas State University quarterback Collin Klein for his achievements on and off the football field.

HR 6030, by Representatives Meier, Alcala, Alford, Ballard, Barker, Becker, Bideau, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Campbell, Carlin, Carlson, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Couture-Lovelady, Crum, Davis, DeGraaf, Dierks, Dillmore, Doll, Dove, Edmonds, Edwards, Esau, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Grant, Grosserode, Hawkins, Hedke, Henderson, Henry, Hermanson, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kinzer, Kleeb, Kuether, Lane, Lunn, Lusk, Macheers, Mast, Mc-Pherson, Meigs, Menghini, Merrick, Montgomery, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Peterson, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ruiz, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Shultz, Siegfreid, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn and Wolfe Moore, A RESOLUTION designating April 4 as "Welcome Home Vietnam Veterans Day."

## **Senate Resolutions**

**SR 1744**, by Senators Petersen, Donovan, Faust-Goudeau, Kerschen, McGinn, O'Donnell, V. Schmidt and Wagle, A RESOLUTION congratulating the Wichita South High School women's basketball team on its class 6A state championship.

**SR 1745**, by Senators Petersen, Donovan, Faust-Goudeau, Kerschen, McGinn, O'Donnell and Wagle, A RESOLUTION congratulating the Sedgwick County 4-H Shooting Sports Gold Team on its first place finish at the state shooting match.

**SR 1746**, by Senator Emler, A RESOLUTION honoring the life of former Kansas state senator, Jack Janssen.

SR 1747, by Senators Petersen, Abrams, Apple, Arpke, Bowers, Bruce, Denning, Donovan, Emler, Faust-Goudeau, Fitzgerald, Haley, Holmes, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Pettey, Pilcher-Cook, Pyle, V. Schmidt, Smith, Tyson, Wagle and Wolf, A RESOLUTION recognizing the Boy Scouts of America for the public service it performs through its contributions to the lives of the Nation's boys and young men.

**SR 1748**, by Senators Wolf and Francisco, A RESOLUTION recognizing Mark and Louise Allen for their instrumental work in returning Dr. Naismith's original rules of basketball back to Kansas.

**SR 1749**, by Senator Knox, A RESOLUTION congratulating the Burlington High School women's basketball team on its class 3A state championship.

SR 1750, by Senators Hawk and Love, A RESOLUTION congratulating and commending Kansas State University quarterback Collin Klein for his achievements on and off the football field.

**SR 1751**, by Senator Emler, A RESOLUTION commemorating the 10th anniversary of the Armenia-Kansas partnership.

Doc. No. 041449

#### State of Kansas

# Department of Health and Environment

#### **Request for Bids**

Pursuant to the Kansas Childhood Lead Poisoning Prevention Program, sealed bids for lead hazard reduction at the following properties will be received by the Kansas Department of Health and Environment until 2 p.m. on the date indicated. For more information call 316-683-6629:

## April 17, 2013 IFB 264-13-30 Project Safe at Home Wichita

Property #1	221 S. Green Wichita, KS 67211
Property #2	627 W. 7th Haysville, KS 67060
Property #3	608 S. Erie Wichita, KS 67211
Property #4	1921 N. Salina Wichita, KS 67203
Property #5	1628 N. Emporia Wichita, KS 67214
Property #6	3306 E. Country Club Wichita, KS 67208
Property #7	2027 S. Water Wichita, KS 67213
Property #8	1724 Greenwood Wichita, KS 67211
Property #9	3345 N. Woodland Wichita, KS 67204
Property #10	523 N. Doris Wichita, KS 67201

Contractors will be required to attend a walk-through of each property in order to be eligible to respond to the Invitation for Bid. For times and actual locations call 316-683-6629 or go to the following website:

#### http://www.kshealthyhomes.org

The above-referenced bid documents can be downloaded at the website listed above.

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

Doc. No. 041456

## Commission on Veterans' Affairs

#### **Notice of Meeting**

The Kansas Commission on Veterans' Affairs will meet at 9 a.m. Monday, April 15, in the Senate Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. The Kansas Commission on Veterans' Affairs affords veterans, their relatives and dependents information, advice, direction and assistance through the coordination of programs and services in the fields of education, health, vocational guidance and placement, mental care and economic security, and manages, operates and controls the Kansas Soldiers' Home, the Kansas Veterans' Home and the Veteran Cemetery Program.

> Gregg Burden **Executive Director**

Doc. No. 041450

#### State of Kansas

## Commission on Veterans' Affairs

### **Notice of Meeting**

The Kansas Commission on Veterans' Affairs will meet at 10 a.m. Tuesday, April 16, in the Senate Room of the Jayhawk Tower, 700 S.W. Jackson, Topeka. The public is invited to attend. For more information call 785-296-3976.

> Gregg Burden **Executive Director**

Doc. No. 041451

## State of Kansas

## Department of Health and Environment

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

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

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

## Public Notice No. KS-AG-13-079 Application(s) for New or Expansion of **Existing Swine Facilities**

Name and Address Owner of Property Where of Applicant Facility Will Be Located Jerry Morris Jerry Morris M & B Pork, LLC M & B Pork, LLC 88807 S. Spring Lake Road

88807 S. Spring Lake Road Sedgwick, KS 67135

NE/4 of Section 29. T24S, R02W, Harvey County

Legal Description

Kansas Permit No. A-LAHV-H001

Federal Permit No. KS0093785

Sedgwick, KS 67135

Little Arkansas River Basin

Receiving Water

This is an application for a permit for modification at an existing swine facility with the maximum capacity of 4,800 head (1,920 animal units) of swine weighing greater than 55 pounds. A new or modified permit will not be issued without additional public notice.

## Public Notice No. KS-AG-13-080/084 **Pending Permits for Confined Feeding Facilities**

Name and Address Legal Receiving of Applicant Description Water Lloyd Schneider SE/4 of Section 33, Solomon River L J Living Trust T03S, R20W, Basin 1807 W. 1300 Road Phillips County

Kansas Permit No. A-SOPL-C002

Logan, KS 67646

Federal Permit No.KS0100587

This is a new permit for a proposed facility with the maximum capacity of 2,400 head (2,400 animal units) of cattle weighing greater than 700 pounds. The proposed facility will consist of approximately 19.9 acres of open lot pens and 7.8 acres of associated drainage areas. Surface runoff will be collected by four sediment basins and stored in an earthen retention control structure. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address Legal Receiving Description Water of Applicant Daryl and Dean Eck NW/4 of Section 22, Lower Arkansas Eck Feeders T32S, R10W, Barber River Basin 11329 S.E. U.S. Hwy. 160 County Sharon, KS 67138

Kansas Permit No. A-ARBA-B003

This is a permit modification and reissuance for an existing facility with the proposed maximum capacity of 600 head (300 animal units) of cattle weighing 700 pounds or less. This represents an increase in 200 head (100 animal units) of cattle from the previous permit. Modifications to the permit include the addition of a confinement pen, totaling approximately 1.0 acre, located by the farmstead.

Name and Address Legal Receiving of Applicant Description Water Fred Grunder SE/4 of Section 21, Lower Arkansas Grunder Truck Wash T25S, R14W, River Basin 122 S. Main St. Stafford County

Kansas Permit No. A-ARSF-T001

St. John, KS 67576

This is a permit modification and reissuance for an existing private truck washing facility utilized for livestock wastes. The facility consists of a concrete wash pad and a two-cell earthen retention structure. The required operating levels have been modified in the permit based on the facility's reduction of use.

Receiving Name and Address Legal of Applicant Description Water B & J Farms SE/4 of Section 28, Solomon River T03S, R09W, Jewell 1438 100 Road Basin Mankato, KS 66956 County

Kansas Permit No. A-SOJW-B003

(continued)

This permit is being reissued for an existing facility with a maximum capacity of 100 head (50 animal units) of cattle 700 pounds or less. There is no change in the permitted animal units.

Name and Address of Applicant Description Water

Michael Frey SW/4 of Section 11, Kansas River Frey Jersey Farm T11S, R10E, Basin 27717 Hereford Road Wabaunsee County Wamego, KS 66547

Kansas Permit No. A-KSWB-M004

This permit is being reissued for an existing facility with a maximum capacity of 95 head (133 animal units) of mature dairy cattle, 20 head (20 animal units) of cattle more than 700 pounds and 74 head (37 animal units) of dairy calves, for a total of 190 animal units. There is no change in the permitted animal units.

#### Public Notice No. KS-Q-13-049

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

Name and Address Receiving Type of of Applicant Stream Discharge
ONEOK Field Services South Fork of the Process
P.O. Box 871 Ninnescah River Wastewater
Tulsa, OK 74102

Kansas Permit No. I-AR20-PO03 Federal Permit No. KS0088528

Legal Description: S22, T28S, R5W, Kingman County, KS

Facility Name: Cheney Gas Processing Plant

Facility Location: 3120 S.E. 140 Ave., Cheney, KS 67025

The proposed action consists of reissuing an existing permit for discharge of process wastewater cooling water. Natural gas is separated by cryogenic process into de-methanized liquid products and methane gas. Cooling tower blowdown (about 14,000 gallons per day) is discharged from the facility via a 4-mile-long subsurface pipeline. Domestic waste is directed to a septic tank. The proposed permit contains limits for total residual oxidant and pH as well as monitoring of total recoverable metals and effluent flow.

#### Public Notice No. KS-NQ-13-013

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

Name and Address of Applicant Location Discharge
Chad M. & Jodie K. SW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>, S18, T32S,
100 S. KOA Drive R1E Type of Discharge
Nonoverflowing

Wellington, KS 67152

Kansas Permit No. C-AR92-NO05 Federal Tracking No. KSJ000172 Facility Name: Wellington KOA Wastewater Treatment

This action consists of reissuing an existing Kansas Water Pollution Control Permit for an existing nonoverflowing lagoon treatment facility. Contained in the permit is a schedule of compliance requiring the permittee to have a study conducted to determine the cost and feasibility of connecting to the city of Wellington sanitary sewers and properly decommission this wastewater treatment facility. The permittee shall provide KDHE with a copy of the study results by July 1, 2014, for review.

#### Public Notice No. KS-PT-13-002

Name and Address Receiving Type of Of Applicant Facility Discharge Strategic Veterinary Pharmaceuticals, Inc.

1411 Oak St.

Kansas Permit No. P-MO05-OO02 Federal Tracking No. KSP000031

Facility Description: The proposed action consists of reissuing the above permit. This facility formulates and packages liquid and solid animal health products, including solid dosage forms, sterile injectable and oral solutions. Process wastewater includes equipment washwater, floor wash and cleanup water. These wastes are collected in sumps and holding tanks and routed to an on-site electrolysis treatment system. The proposed permit contains limits for acetone, n-amyl acetate, ethyl acetate, isopropyl acetate, methylene chloride, and pH, as well as monitoring of dichlorvos, total cyanide, and flow. Wastewater generated from the animal health processes are subject to the Pharmaceutical Pretreatment Standard, 40 CFR, Part 439.47, for new sources.

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

All comments regarding the draft documents or application notices received on or before May 11 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-13-079/084, KS-Q-13-049, KS-NQ-13-013, KS-PT-13-002) and name of the applicant/permittee when preparing comments.

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

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

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

Doc. No. 041455

Elwood, KS 66024

(Published in the Kansas Register April 11, 2013.)

## **Rooks County Airport Commission**

## **Notice to Airport Consultants**

The Rooks County Airport Commission is soliciting statements of qualifications and experience from airport consultants for projects at the Rooks County Regional Airport (RCP). Subject to receipt of federal and/or Kansas Department of Transportation, Division of Aviation funding, these projects may include the following:

- 1. Purchase Snow Removal Equipment and Construct Storage Building (Est. Cost = \$330,000)
- 2. Construct Terminal Building (Est. Cost = \$900,000)
- 3. Construct 6-Unit T-Hangar and Taxilanes, (Est. Cost = \$933,000)
- Construct Partial Parallel Taxiway for Runway 18-36 (Est. Cost = \$1,500,000)
- 5. Complete Parallel Taxiway for Runway 18-36 (Est. Cost = \$1,420,000)
- 6. Expand Aircraft Parking Apron (Est. Cost = \$220,000)
- 7. Prepare Annual ACIP Cost Reports and Updates

Services required include, but are not limited to, architectural and engineering services for preliminary, design, bidding and construction phases, including incidental special services, for the above-listed projects as funded under the Federal Aviation Administration (FAA) Airport Improvement Program or the Kansas Airport Improvement Program.

A qualification-based selection process conforming to FAA Advisory Circular 150/5100-14D will be utilized to select the most qualified firm. Fee information will not be considered in the selection process and should not be submitted with the statement of qualifications. Selection criteria will include:

- Capability to perform all aspects of project including construction observation and materials testing
- b. Recent experience in similar projects
- c. Professional qualifications of key personnel
- d. Implementation of Affirmative Action Plan
- e. Current workload
- f. Ability to meet schedules within budget
- g. Quality of previous airport projects undertaken
- Knowledge of FAA standards and policies
- i. Demonstration of understanding of the projects
- j. Capability to furnish qualified inspectors
- k. Participation by DBE firms
- l. Firm reputation

The final selection by the committee reviewing the proposals will generally be made following the completion of review of proposals. The selection committee does, however, reserve the right to conduct interviews for the top-rated firms if the committee deems it necessary. If interviews are conducted, selection will be made following interviews.

Fees will be negotiated for projects as federal and/or state funds become available.

This contract is subject, but not limited to, the following federal provisions:

Title VI of the Civil Rights Act of 1964

- Section 520 of the Airport and Airway Improvement Act of 1982
- DOT Regulation 49 CFR Part 18.36(i) Access to Records
- DOT Regulation 49 CFR Part 20 -Lobbying and Influencing Federal Employees
- DOT Regulation 49 CFR Part 26 -Disadvantaged Business Enterprises Participation
- DOT Regulation 49 CFR Part 29 -Government-Wide Debarment and Suspension
- DOT Regulation 49 CFR Part 30 -Federal Trade Restriction Clause

Interested firms should submit six copies of their statement of qualifications and experience along with references to the Rooks County Airport Commission, c/o Roger Hrabe, Rooks County Economic Development Director, 115 N. Walnut, Stockton, 67669, not later than May 15, 2013.

Roger Hrabe Rooks County Economic Development Director

Doc. No. 041446

#### State of Kansas

## **Board of Regents Universities**

#### **Notice to Bidders**

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

Emporia State University – Bid postings: www.emporia.edu/busaff/. Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: thouse@emporia.edu. Mailing address: Emporia State University, Controller's Office/Purchasing, Campus Box 4021, 1200 Commercial, Emporia, KS 66801.

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

Kansas State University – Bid postings: www.k-state.edu/purchasing/rfq. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: kspurch@k-state.edu. Mailing address: Division of Financial Services/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

**Pittsburg State University** – Bid postings: www.pittstate.edu/office/purchasing. Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: jensch@pittstate.edu. Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762-7549.

University of Kansas – Electronic bid postings: http://www.purchasing.ku.edu/. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room

30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: purchasing@ku.edu.

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

Wichita State University – Bid postings: www.wichita.edu/purchasing. Additional contact info: phone: 316-978-3080, fax: 316-978-3528. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Jim Hughes Chair of Regents Purchasing Group Director of Purchasing Pittsburg State University

Doc. No. 040656

#### State of Kansas

## Department of Administration Procurement and Contracts

#### **Notice to Bidders**

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

04/23/2013	EVT0002072	Industrial Exterior Plywood
04/23/2013	EVT0002204	Shop Crane and Hoist
		Inspections — KDOT
04/24/2013	EVT0002221	Variable Message Boards
04/25/2013	EVT0002224	Aluminum Sulfate and
		Ammonium Sulfate
04/25/2013	EVT0002228	Distance Measuring Instruments
04/25/2013	EVT0002235	Wiring Harnesses for Military
		Trailers
04/29/2013	EVT0002220	Biosafety Cabinet & Hood
		Certification Service
05/01/2013	EVT0002197	GPS Offender Monitoring
		Services
05/02/2013	EVT0002208	Moving Services
05/02/2013	EVT0002218	Multi-Systemic Therapy for
		Juvenile Offenders
05/03/2013	EVT0002234	Onsite Flu Shot Clinic

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

http://www.da.ks.gov/purch/contracts/bids.aspx

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

http://da.ks.gov/purch/adds/default.htm

04/25/2013 A-012074 Reroof District Two Office — Salina — Kansas Dept. of Transportation, Topeka
05/07/2013 A-011997(B) Equipment Rental Center Facility — Kansas State University,

Information regarding prequalification, projects and bid documents can be obtained at 785-296-8899 or http://da.ks.gov/fp/.

Manhattan

Tracy T. Diel, Director
Procurement and Contracts

Doc. No. 041463

### State of Kansas

## Department of Administration Office of Management Analysis and Standards

#### **Public Notice**

Under requirements of K.S.A. 65-34,117(c), as amended, records of the Office of Management Analysis and Standards show the unobligated balances are \$7,089,873.82 in the Underground Petroleum Storage Tank Release Trust Fund and \$1,329,419.70 in the Aboveground Petroleum Storage Tank Release Trust Fund at March 31, 2013.

Martin Eckhardt, Director Office of Management Analysis and Standards

Doc. No. 041460

#### State of Kansas

## **Secretary of State**

## **Usury Rate for April**

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of April 1, 2013 through April 30, 2013, is 4.60 percent.

Kris W. Kobach Secretary of State

Doc. No. 041462

## State of Kansas

### **Secretary of State**

#### **Notice of Corporations Forfeited**

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of March 2013 for failure to timely file an annual report and pay the annual report fee as required by the Kansas general corporation code:

#### **Domestic Corporations**

Adams Investments, Inc., Andover, KS All Around the House KC Inc., Olathe, KS Alpha Iota Alumni Association of Theta Xi, Prairie Village, KS American Indian Assistance and Cultural Center,

Incorporated, Blue Springs, MO
Atomic Knights Games, Inc., Gardner, KS
Barton County Arts Council, Inc., Great Bend, KS
Beller Dance Studio, Inc., Overland Park, KS
Bethel Friends Church, Inc., Hugoton, KS
Big Drum Foundation, Inc., Linwood, KS
Blue Valley Rotary Club Foundation, Overland Park, KS
Brix4Kidz Foundation, Kansas City, KS
Brooks Publishing Co., Inc., Lenexa, KS
Central Park Apartments, Inc., Topeka, KS
Cheyenne Country, Inc., Ottawa, KS
Child with No Father Foundation, Wichita, KS

Christmas in Action Topeka, Inc., Topeka, KS
Classic Car Transport, LLC, Leawood, KS
Coffey County Council for the Arts, Inc., Waverly, KS
Come Share Our Growth, Inc., Hutchinson, KS
Community Concerts of Liberal, Inc., Liberal, KS
Confidence in Kansas Public Education Task Force, Inc.,
Topeka, KS

Conservation Enhancement Fund, Pratt, KS

Conway Springs Cardinals Booster Club, Conway Springs, KS

Ecumenical Campus Ministries, Inc., Lawrence, KS

EE Aviation Supplies, Inc., Lawrence, KS

Eli Wireline Services, Inc., Ellinwood, KS

Excellent Transportoin LLC, Fairway, KS

EZ Ventures, Inc., Great Bend, KS

Fine Arts Single, Inc., Overland Park, KS

Fontana Place Homes Association, Inc., Prairie Village, KS

For Keepsake Adult Care Home Inc., Wichita, KS

Ford County Kids Count, Inc., Dodge City, KS

Forgiving Love Ministries, Inc., Wichita, KS

Foundation for Genetic Technology, Lenexa, KS

Fowler Recreation Association, Fowler, KS

Franklin County Crime Stoppers Program, Inc., Ottawa, KS

Grand Conclave True Kindred of the State of Kansas, Shawnee, KS

Greg-Ca Mentoring Organization Inc., Wichita, KS

Harmony Elementary PTO, Inc., Overland Park, KS

Harvestime International Ministries Inc., Lenexa, KS

Hi Friend, Lawrence, KS

High Plains Independence, Inc., Hays, KS

Hodgdon Investments, L.P., Shawnee Mission, KS

Home Builders Association of Hutchinson, Hutchinson, KS

John Queen, Inc., Cottonwood Falls, KS

K & P Farm Inc., Berryton, KS

Kansas Beta Chapter Association, Inc., Lenexa, KS

Kansas City Youth Jazz, Inc., Mission, KS

Kansas Council of Genealogical Societies, Inc., Topeka, KS

Kansas Department of the American Legion, Topeka, KS

Kansas Juvenile Officers Association, Westmoreland, KS

Kansas Quest, Inc., Olathe, KS

Kansas Wildlife Officers' Association, El Dorado, KS

Keith Reeves Post Number Three the American Legion, Columbus, KS

King Vending, Inc., Wichita, KS

Land Rush Development Inc., Cherryvale, KS

Laura's Brides for a Cause Foundation, Shawnee, KS

Lawrence Cheer Booster Club, Inc., Lawrence, KS

Leo Club of Santa Fe Trail High School, Carbondale, KS

Lions Club of Moundridge, Moundridge, KS

Little River Area Chamber of Commerce Incorporated, Little River, KS

Manhattan Area Habitat for Humanity, Inc., Manhattan, KS McPherson Unified School District Community Education

Foundation, McPherson, KS Metastatic Breast Cancer Foundation, Towanda, KS

MIAA KS, Inc., Kansas City, MO

Mid-America Tire Dealers Association, Inc., Topeka, KS Midwest Association of Fish and Wildlife Agencies,

Lansing, MI

Mike Willis Farms, Inc., Hugoton, KS

Mill Valley Booster Club, Shawnee, KS

Morman Springs Farm, Inc., Washington, KS

Nantucket, Inc., Wichita, KS

National Shipping Supply Co., Inc., Olathe, KS

Newton Christian High School, Inc., Newton, KS

Newton-Mid Kansas Orchestra Association, N. Newton, KS

Northstar Benefits, Inc., Overland Park, KS

Olathe Community Theatre Association, Olathe, KS

Open Hearth Foundation, Andover, KS

Ortner Farms, Inc., Colby, KS

Ottawa Teens, Inc., Ottawa, KS

Overland Park Host Lions Club, Inc., Overland Park, KS

PAC Construction Co., Inc., Liberal, KS

Pilot Club of Topeka, Topeka, KS

Piper Community Education Association, Kansas City, KS

PSK Beta Epsilon Corporation, Pittsburg, KS

R & L Corporation Wichita, KS

R & L Holding Company, Inc., Wichita, KS

Ranger Limited Construction, Lawrence, KS

RCR Contracting Services LLC., Overland Park, KS

River City Motors, Inc., Lawrence, KS

Rosta's Roti Wraps Incorporated, Topeka, KS

Sabre Solutions, Înc., Preston, KS

Saintmax Media Inc., Leawood, KS

Sheldon-Banta Post No. 3712 Veterans of Foreign Wars of the

United States, Paola, KS

Silvers Veneer & Lumber Co., Cameron, MO

Smith Center Pride Foundation, Smith Center, KS

SSC Wichita, Inc., Wichita, KS

Stockton Educational Endowment Association, Inc.,

Stockton, KS

Students 4 Seniors Association, Benton, KS

Sunset Ridge PTO, Inc., Overland Park, KS

Swoyer Trucking Co., Inc., Hutchinson, KS

Team Auto Group, LLC, Leawood, KS

Tennessee Champions Corporation, Ozawkie, KS

The American Legion Boys' State of Kansas, Inc., Topeka, KS

The Governor's Scholars Award Program, Inc., Topeka, KS

The Junior League of Wichita, Incorporated, Wichita, KS The Lord's Acre Benevolent Fund, Inc., Wichita, KS

The Menninger Foundation, Houston, TX

The Wichita Downtown Lions Club, Wichita, KS

Topeka Needlework Guild, Inc., Topeka, KS

United Distributors, Inc., Wichita, KS

United School Administrators, Inc., Topeka, KS

Veritas Foundation for Clinical Research, Topeka, KS

Wichita Beta Theta Pi Alumni Association, Wichita, KS

Window Corporation, Springfield, MO

Wings Upon the Prairie, Inc., Colby, KS

You Can't Beat a Woman, Inc., Manhattan, KS

#### **Foreign Corporations**

Aechelon Technology, Inc., San Francisco, CA Aladdin Temp-Rite LLC, Hendersonville, TN

Boston Culinary Group, Inc., Spartanburg, SC

Dynamic Specialties, Inc., Independence, MO

Enpro Technologies Ltd., Lee's Summit, MO

Fine Arts Chorale, Kansas City, MO

Interstate Realty Management Company, Marlton, NJ

Kansas Society of Interventional Pain Physicians, Inc., Wichita, KS

MAC Healthcare Corporation, Kansas City, MO

Monarch Industries, Inc., Topeka, KS

North American Marine Industries, Inc., Lampe, MO

Outdoor Buddies, Inc., Kingman, KS

Sandy Hansell and Associates, Inc., Southfield, MI

The Kansas City Chorale, Leawood, KS

WNC & Associates, Inc., Irvine, CA

Y-Me National Breast Cancer Organization, Inc., Chicago, IL

Kris W. Kobach Secretary of State

Doc. No. 041453

(Published in the Kansas Register April 11, 2013.)

## Clay County, Kansas

### Notice of Intent to Seek Private Placement General Obligation Bonds, Series 2013-A

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

Dated February 4, 2013.

Kayla Wang County Clerk

Doc. No. 041452

(Published in the Kansas Register April 11, 2013.)

## City of Fulton, Kansas

## Notice of Intent to Seek Private Placement General Obligation Bonds, Series 2013

Notice is hereby given that the city of Fulton, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$85,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated April 4, 2013.

Patricia Burrous City Clerk

Doc. No. 041464

(Published in the Kansas Register April 11, 2013.)

## Burrton, Kansas, Consolidated Fire District No. 5

## Notice of Intent to Seek Private Placement \$1,200,000 General Obligation Bonds, Series A, 2013

Notice is hereby given that Burrton, Kansas, Consolidated Fire District No. 5 (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$1,200,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer author-

izing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Rodney Redinger Chairman

Doc. No. 041457

(Published in the Kansas Register April 11, 2013.)

Summary Notice of Bond Sale Ellis County, Kansas \$5,175,000

General Obligation Bonds, Series 2013

(General obligation bonds payable from unlimited ad valorem taxes)

#### **Bids**

Subject to the Notice of Bond Sale dated April 8, 2013, written and electronic bids will be received on behalf of the county clerk of Ellis County, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 11 a.m. Central Daylight Time on April 22, 2013, for the purchase of the above-referenced bonds. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

#### **Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated May 8, 2013, and will become due on September 1 in the years as follows:

Year	Principal Amount
2013	\$ 30,000
2014	450,000
2015	460,000
2016	470,000
2017	480,000
2018	490,000
2019	500,000
2020	505,000
2021	515,000
2022	530,000
2023	540,000
2024	40,000
2025	40,000
2026	40,000
2027	40,000
2028	45,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning September 1, 2013.

#### **Book-Entry-Only System**

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

## Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

#### **Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$103,500.

#### **Delivery**

The issuer will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about May 8, 2013, to DTC for the account of the successful bidder.

#### **Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2012 is \$320,190,266. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$5,175,000.

#### Approval of Bonds

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

#### **Additional Information**

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

## Written Bid and Good Faith Deposit Delivery Address:

Donna J. Maskus, County Clerk County Courthouse 1204 Fort St. P.O. Box 720 Hays, KS 67601 785-628-9410 Fax: 785-628-9413 dclerk@ellisco.net

## Financial Adviser - Facsimile Bid and Good Faith Deposit Delivery Address:

Piper Jaffray & Co. 11150 Overbrook Road Suite 310 Leawood, KS 66211-2298 Attn: Dustin Avey 913-345-3351 Fax: 913-345-3393 dustin.j.avey@pjc.com

Dated April 8, 2013.

Ellis County, Kansas Donna J. Maskus, County Clerk

Doc. No. 041461

#### State of Kansas

## Department of Agriculture

#### **Permanent Administrative Regulations**

#### Article 28.—FOOD SAFETY

- **4-28-2. Adoption by reference.** (a) The following federal regulations are hereby adopted by reference, except as otherwise indicated in this subsection:
- (1) 9 C.F.R. Parts 317, excluding 9 C.F.R. 317.2(a), 319, 381, and 424, as revised on January 1, 2011;
- (2) 21 C.F.R. Parts 100 through 186, excluding 21 C.F.R. 100.1 and 100.2, as revised on April 1, 2011;
  - (3) 21 C.F.R. 1030.10, as revised on April 1, 2011; and
  - (4) 40 C.F.R. Part 180, as revised on July 1, 2011.
- (b) Copies of the adopted material shall be available from the division of food safety and lodging of the Kansas department of agriculture, Topeka, Kansas. (Authorized by K.S.A. 2011 Supp. 65-688, as amended by L. 2012, ch. 145, sec. 23; implementing K.S.A. 2011 Supp. 65-688, as amended by L. 2012, ch. 145, sec. 23, and K.S.A. 2011 Supp. 74-581; effective, T-4-11-5-04, Nov. 5, 2004; effective Feb. 18, 2005; amended June 4, 2010; amended April 26, 2013.)
- **4-28-8.** Adoption of Kansas food code. The document titled "Kansas food code," dated July 1, 2012 and published by the division of food safety and lodging of the Kansas department of agriculture, is hereby adopted by reference. (Authorized by and implementing K.S.A. 2011 Supp. 65-688, as amended by L. 2012, ch. 145, sec. 23, and K.S.A. 2011 Supp. 74-581; effective Feb. 29, 2008; amended June 4, 2010; amended April 26, 2013.)
- **4-28-9 and 4-28-10.** (Authorized by and implementing K.S.A. 36-507, K.S.A. 65-626, and K.S.A. 2007 Supp. 74-582; effective Feb. 29, 2008; revoked April 26, 2013.)
- **4-28-11 and 4-28-12.** (Authorized by and implementing K.S.A. 2008 Supp. 36-507, K.S.A. 65-626, and K.S.A. 2008 Supp. 74-581; effective Feb. 29, 2008; amended June 4, 2010; revoked April 26, 2013.)
- **4-28-13 and 4-28-14.** (Authorized by and implementing K.S.A. 36-507, K.S.A. 65-626, and K.S.A. 2007 Supp. 74-582; effective Feb. 29, 2008; revoked April 26, 2013.)
- **4-28-15.** (Authorized by K.S.A. 36-507 and 65-626 and K.S.A. 2007 Supp. 65-673 and 74-582; implementing K.S.A. 36-503, 36-507, 65-626, and 65-662 and K.S.A. 2007 Supp. 65-673; effective Feb. 29, 2008; revoked April 26, 2013.)
- **4-28-16.** (Authorized by K.S.A. 36-507 and 65-626; implementing K.S.A. 36-507 and 65-626 and K.S.A. 2006 Supp. 74-581; effective Feb. 29, 2008; revoked April 26, 2013.)

Dale A. Rodman Secretary of Agriculture

Doc. No. 041454

## **Kansas Lottery**

## Temporary Administrative Regulations

#### Article 4.—INSTANT GAMES AND DRAWINGS

**111-4-3233.** "Bonus Crossword" instant ticket lottery game number 526. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Bonus Crossword" commencing on or after January 1, 2013. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3233.

(b) The "play symbols" for this game are as follows: A - B - C - D - E - F - G - H - I - J - K - L - M - N - O - P - Q - R - S - T - U - V - W - X - Y - Z. There are no "play

symbol captions" in this game.

(c) For this game, a play symbol shall appear in each of 18 play spots within the "YOUR LETTERS" play area, in each of two play spots within the "BONUS" play area, and a variable number of times within the crossword puzzle grid.

- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.
- (e) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.
- (f) "Bonus Crossword" consists of three play areas. In the upper part of the ticket there is a crossword puzzle grid that contains 11 spaces (height) by 11 spaces (width) covered by transparent latex. In the "YOUR LETTERS" play area, located in the lower part of the ticket, there are 18 letters located under opaque latex. To the right of the "YOUR LETTERS" play area is the "BONUS" play area in which there are two letters covered by opaque latex. Imaged around each of the 18 "YOUR LETTERS" and two "BONUS" letters there will be a four-sided box composed of solid lines. A player will remove the latex from the "YOUR LETTERS" and "BONUS" play areas one letter at a time, and then for each matching letter in the crossword puzzle grid scratch off the transparent latex. Each letter revealed in the "YOUR LETTERS" and "BO-NUS" play areas may be used an unlimited number of times in the crossword puzzle grid. If a player reveals at least three complete words in the crossword puzzle grid, the player wins the corresponding prize in the prize legend. The prize legend on the front of the ticket indicates prizes won for number of words revealed.
- (g) To qualify as a complete word to win a prize in this game, the words revealed must meet the following requirements:
  - (1) must contain at least three letters;
- (2) cannot be formed diagonally, run right to left or from bottom to top;
- (3) must appear in an unbroken horizontal or vertical string of letters in the "crossword" puzzle;
- (4) an unbroken string of letters cannot be interrupted by a black space and must contain every single letter square between two black spaces;
- (5) every single letter in the unbroken string must be revealed in "YOUR LETTERS," or "BONUS" areas and be included to form a word; and

- (6) the three small letters outside the squares in the "YOUR LETTERS" area are for validation purposes and cannot be used to play "Bonus Crossword."
- (h) Each ticket in this game may win up to one time. Only the highest prize won on each ticket will be awarded.
- (i) Approximately 7,200,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.
- (j) The expected number and value of instant prizes in this game shall be as follows:

Match	Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE	Free Ticket	1,200,000	\$0
\$5	\$5	312,000	1,560,000
\$10	\$10	165,600	1,656,000
\$20	\$20	55,200	1,104,000
\$100	\$100	7,200	720,000
\$500	\$500	1,104	552,000
\$2,000	\$2,000	264	528,000
\$20,000	\$20,000	48	960,000
TOTAL		<u>1,741,416</u>	<u>\$7,080,000</u>

(k) The odds of winning a prize in this game are approximately one in 4.13. (Authorized by K.S.A. 2011 Supp. 74-8710; implementing K.S.A. 2011 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-2-25-13, Dec. 12, 2012.)

**111-4-3234.** "Diner Doubler" instant ticket lottery game number 532. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Diner Doubler" commencing on or after January 1, 2013. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3234.

(b) The "play and prize symbols" and "captions" for this game are as follows:

Play Symbols	Captions
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
07	SEV
08	EGT
09	NIN
10	TEN
11	ELVN
12	TWLV
13	THRN
14	FRTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGTN
19	NINTN
20	TWNTY
21	TWYONE
22	TWYTWO

23	TWYTHR
24	TWYFOR
25	TWYFIV
26	TWYSIX
27	TWYSEV
28	TWYEGT
29	TWYNIN
Symbol of a pie	DBL
Prize Symbols	Captions
FREE	TICKET
\$2.00	TWO\$
\$4.00	FOUR\$
\$5.00	FIVE\$
$10^{.00}$	TEN\$
25.00	TWEN-FIV
50.00	FIFTY
\$100	ONE-HUN
\$1000	ONETHOU
\$10000	10-THOU

- (c) For this game, a play/prize symbol shall appear in 27 play spots within the play area or areas.
- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.
- (e) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.
- (f) "Diner Doubler" is a key number match game with a doubler. A player will remove the scratch-off material to reveal three "DINER NUMBERS," 12 "YOUR NUMBERS" and 12 prize amounts. If the player matches the "DINER NUMBERS" to any of the "YOUR NUMBERS," the player wins the prize shown below that number. If the player reveals a "PIE" symbol, the player wins double the prize shown.
  - (g) Each ticket in this game may win up to 12 times.
- (h) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

		Expected Number of	Expected Value
	Prize	Prizes in Game	in Game
Free	Free Ticket	80,000	\$0
\$2	\$2	22,000	44,000
\$4	\$4	8,000	32,000
\$2 DBL	\$4	7,700	30,800
\$5	\$5	11,000	55,000
\$10	\$10	6,800	68,000
\$5 DBL	\$10	6,400	64,000
\$25	\$25	2,400	60,000
$($5 \times 5)$	\$25	1,200	30,000
\$10 DBL + \$5	\$25	1,200	30,000
$($2 \times 5) + ($5 \times 3)$	\$25	1,200	30,000
\$50	\$50	700	35,000
\$25 DBL	\$50	700	35,000
$(\$10 \times 3) + (\$4 \times 3) +$			
(\$2 x 4)	\$50	700	35,000
\$100	\$100	60	6,000
\$50 DBL	\$100	60	6,000
$(\$5 \times 10) + (\$25 \times 2)$	\$100	60	6,000

\$1,000	\$1,000	8	8,000
(\$100 DBL x 4) +			
$(\$50 \times 3) + (\$10 \times 5)$	\$1,000	10	10,000
\$10,000	\$10,000	6	60,000
TOTAL		150,204	\$644,800

- (j) The odds of winning a prize in this game are approximately one in 3.99. (Authorized by K.S.A. 2011 Supp. 74-8710; implementing K.S.A. 2011 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-2-25-13, Dec. 12, 2012.)
- **111-4-3235.** "Bubble Bucks" instant ticket lottery game number 533. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Bubble Bucks" commencing on or after January 1, 2013. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3235.
- (b) The "play and prize symbols" and "captions" for this game are as follows:

**Captions** 

Play Symbols

FREE \$2.00

\$5.00

12	TWLV
13	THRN
14	FRTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGTN
19	NINTN
20	TWNTY
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
25	TWYFIV
26	TWYSIX
27	TWYSEV
28	TWYEGT
29	TWYNIN
30	THRTY
31	THRONE
32	THRTWO
33	THRTHR
34	THRFOR
35	THRFIV
36	THRSIX
37	THRSEV
38	THREGT
39	THRNIN
40	FORTY
41	FRYONE
42	FRYTWO
43	FRYTHR
44	FRYFOR
45	FRYFIV
MAYBE NEXT TIME	
GOOD LUCK	
Prize Symbols	Captions

(continued)

**TICKET** 

TWO\$

FIVE\$

$10^{.00}$	TEN\$
50.00	FIFTY

- (c) For this game, a play/prize symbol shall appear in 28 play spots within the play area or areas.
- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.
- (e) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.
- (f) "Bubble Bucks" is a key number match game with an instant play area. In the key number match play area, the player will remove the scratch-off material to reveal the "TUB NUMBERS." The player will then scratch all of the "BUBBLE NUMBERS" which exactly match any of the "TUB NUMBERS." A player wins the prize shown in the prize legend for the total number of bubbles matched. Only one prize can be claimed for this play area. A player can win up to one time in this play area. The prize legend for this play area is: three bubbles matched equals free ticket; four bubbles matched equals \$2; five bubbles matched equals \$5; six bubbles matched equals \$10; seven bubbles matched equals \$20; eight bubbles matched equals \$50; 9 bubbles matched equals \$100; 10 bubbles matched equals \$1,000.

In the instant win area, if the player reveals any prize amount, the player wins that amount. A player can win up to one time in this play area.

- (g) Each ticket in this game may win up to two times.
- (h) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

			Expected Number of	Expected Value
	Bonus	Prize	Prizes in Game	in Game
Free		Free Ticket	60,000	\$0
4 matches		\$2	30,000	60,000
	\$2	\$2	24,000	48,000
5 matches		\$5	24,000	120,000
6 matches		\$10	6,160	61,600
5 matches	\$5	\$10	6,000	60,000
7 matches		\$20	2,800	56,000
6 matches	\$10	\$20	2,800	56,000
8 matches		\$50	1,000	50,000
	\$50	\$50	1,000	50,000
9 matches		\$100	140	14,000
8 matches	\$50	\$100	140	14,000
10 matches		\$1,000	20	20,000
11 matches		\$10,000	6	60,000
TOTAL			<u>158,066</u>	\$669,600

- (j) The odds of winning a prize in this game are approximately one in 3.80. (Authorized by K.S.A. 2011 Supp. 74-8710; implementing K.S.A. 2011 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-2-25-13, Dec. 12, 2012.)
- **111-4-3236.** "Star Trek" instant ticket lottery game number 415. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Star Trek" com-

- mencing on or after January 1, 2013. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3236
- (b) The "play and prize symbols" and "captions" for this game are as follows:

Play Symbols	Captions
Symbol of an asteroid	ASTROD
Symbol of the galaxy	GALXY
Symbol of a comet	COMET
Symbol of a coin	COIN
Symbol of a cloud	CLOUD
Symbol of an astronaut	ASTRNT
Symbol of an alien	ALIEN
Symbol of a space shuttle	SPCSHTL
Symbol of a satellite	SATLITE
Symbol of a rocket	ROCKT
Symbol of a planet	PLANET
Symbol of a UFO	UFO
Symbol of a telescope	TLSCOP
Symbol of a treasure chest	TRCHST
Symbol of the sun	SUN
Symbol of a stack of money	STKMNY
Symbol of a pot of gold	POTGLD
Symbol of a globe	GLOBE
Symbol of a jet pack	JETPK
Symbol of the moon	MOON
Symbol of a gold bar	GLDBAR
MAYBE NEXT TIME	
GOOD LUCK	

Prize Symbols	Captions
FREE	TICKET
\$2.00	TWO\$
\$4.00	FOUR\$
\$5.00	FIVE\$
$10^{.00}$	TEN\$
$25^{.00}$	TWEN-FIV
$50^{.00}$	FIFTY
\$100	ONE-HUN
\$1000	ONETHOU
\$10000	10-THOU

- (c) For this game, a play/prize symbol shall appear in 34 play spots within the play area or areas.
- (d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.
- (e) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.
- (f) "Star Trek" is a key number match game with a bonus instant win game. The player will remove the scratch-off material to reveal three "WINNING SYMBOLS" and 15 "YOUR SYMBOLS" with a prize amount shown below each of the "YOUR SYMBOLS." If a player matches any of the "YOUR SYMBOLS" to any of the "WINNING SYMBOLS," the player wins the prize shown below that symbol. A player can win up to 15 times in this play area.

In the bonus instant win game, if a player reveals any prize amount, the player wins that amount. A player can win once in this play area.

- (g) Each ticket in this game may win up to 16 times.
- (h) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall

have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

(i) The expected number and value of instant prizes in this game shall be as follows:

			Expected	Expected
			Number of	Value
	Bonus	Prize	Prizes in Game	in Game
Free		Free Ticket	74,000	\$0
\$2		\$2	15,000	30,000
	\$2	\$2	14,400	28,800
\$4		\$4	4,000	16,000
	\$4	\$4	4,000	16,000
(\$2 x 2)		\$4	6,800	27,200
\$5		\$5	12,300	61,500
\$10		\$10	5,800	58,000
\$5	\$5	\$10	5,800	58,000
\$25		\$25	2,000	50,000
(\$5 x 5)		\$25	1,200	30,000
\$10 + \$5	\$10	\$25	1,200	30,000
$($2 \times 5) + ($5 \times 3)$		\$25	1,200	30,000
\$50		\$50	660	33,000
$(\$10 \times 2) + \$5$	\$25	\$50	660	33,000
$(\$10 \times 3) + (\$4 \times 3)$				
+ (\$2 x 4)		\$50	660	33,000
\$100		\$100	80	8,000
$(\$10 \times 9) + (\$5 \times 2)$		\$100	100	10,000
$(\$5 \times 11) + (\$10 \times 4)$	) \$5	\$100	120	12,000
\$1,000		\$1,000	8	8,000
$(\$100 \times 7) + (\$25 \times 7)$	4)			
+ (\$50 x 4)		\$1,000	10	10,000
\$10,000		\$10,000	6	60,000
Second Chance Pri	ze	\$10,000	1	10,000
TOTAL		·	150,004	\$652,500

(j) The odds of winning a prize in this game are approximately one in 4.00. (Authorized by K.S.A. 2011 Supp. 74-8710; implementing K.S.A. 2011 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-2-25-13, Dec. 12, 2012.)

#### Article 7.—KANSAS-ONLY ONLINE GAMES

#### 25 DAYS OF KENO DRAWING

- **111-7-255.** Name of drawing. The Kansas lottery shall conduct a drawing entitled "25 Days of Keno Drawing," and will accept entries on and after January 7, 2013, beginning at 5 a.m., and ending on February 5, 2013, at 5:00 p.m. as specified in these rules. The drawing will be held at Kansas lottery headquarters office in Topeka, Kansas on Friday, February 8, 2013. Rules applicable to this drawing are contained in K.A.R. 111-7-255 through 111-7-260 and K.A.R. 111-3-1, *et seq.* (Authorized by and implementing K.S.A. 2011 Supp. 74-8710; effective, T-111-2-25-13, Dec. 12, 2012.)
- **111-7-256. Definitions.** (a) All applicable definitions contained in the Kansas lottery act (K.S.A. 74-8701 *et seq.*) and lottery regulations are hereby incorporated by reference and govern unless otherwise indicated.
- (b) "25 Days of Keno Drawing" means the act of drawing prizes conducted by the Kansas lottery at the time and date described in these rules in which participants are selected to win various prizes as described in these rules.
- (c) "Entry form" means any valid entry form generated at a Kansas lottery selling terminal as the result of a pur-

- chase of \$10 or more on a single ticket of the Kansas lottery online Keno game during the term of this promotion.
- (d) "Receptacle" or "drum" means a container in which completed entry forms are placed and from which the "25 Days of Keno Drawing" entries are drawn. Receptacles or drums may be sealable and shall be capable of being mixed or rotated for the purpose of ensuring random distribution.
- (e) "Bare arm technique" means a type of drawing where the person drawing the winning ticket from the receptacle or drum wears a long-sleeved shirt with sleeve rolled up above the elbow, a short-sleeved shirt (sleeve not extending past the elbow) or a no-sleeve shirt which exposes the drawer's bare arm and looks away from the drawing drum or receptacle while drawing. (Authorized by and implementing K.S.A. 2011 Supp. 74-8710; effective, T-111-2-25-13, Dec. 12, 2012.)
- **111-7-257. Prize.** (a) The first winner drawn in the "25 Days of Keno Drawing" shall receive \$365 worth of free Keno plays via coupons in denominations at the Kansas lottery's discretion. Three secondary prize winners shall each receive a poker table and chip set.
- (b) All prizes are subject to lottery validation, set-offs and deductions authorized by law.
- (c) The Kansas lottery may, at its sole and absolute discretion, substitute a prize of approximate equal value, or change the time, date, and place of relevant entry or drawing times, if necessary. (Authorized by and implementing K.S.A. 2011 Supp. 74-8710; effective, T-111-2-25-13, Dec. 12, 2012.)
- **111-7-258. Method of entry.** (a) Entry into the "25 Days of Keno Drawing" to be conducted on February 8, 2013, shall be accomplished as follows:
- (1) For every single purchase of \$10 or more of Kansas lottery online "Keno" tickets, an entry form will generate automatically on the online terminal where the ticket was sold. The selling clerk at the retailer location shall give the entry form to the person who purchased the ticket.
- (2) The holder of the entry form must complete the information on the entry form in a legible manner. Only one name shall appear on an entry form entered.
- (3) Players may deposit entry forms for the "25 Days of Keno Drawing" beginning on and after January 7, 2013, at any Kansas lottery event or location at which the lottery has specifically designated a receptacle for deposit of said entries until 5:00 p.m. on February 5, 2013.
- (4) Entries other than those entered at Kansas lottery events or locations as identified in these rules shall be mailed with proper postage to "25 Days of Keno Drawing," P. O. Box 3561, Topeka, Kansas 66601-3561. Mailed entries must be received by the morning mail pickup on Tuesday, February 5, 2013. More than one entry may be mailed in one envelope.
- (5) The holder of the entry form is not required to personally attend the "25 Days of Keno Drawing" or be present at the time of the drawing to be determined a winner.
- (b) There is no limit on the number of entries a person may make, but a person may only win one time in the drawing.

(continued)

- (c) Only valid entry forms which are mailed to the "25 Days of Keno Drawing," at the above-stated address with proper postage and received by the morning mail pickup in Topeka, Kansas, on Tuesday, February 5, 2013, and valid entry forms entered into any other receptacle designated by the lottery as provided in the rules herein shall be eligible for the drawing. All entries so mailed or deposited shall be secured by the lottery until the drawing is conducted.
- (d) Eligible entrants in the "25 Days of Keno Drawing" must be 18 years of age or older.
- (e) Completing the information on the entry form and entering the entry form into the drawing constitutes authorization to publicly identify the person whose entry is drawn.
- (f) The Kansas lottery shall not be responsible for any lost, destroyed, mutilated, unreadable, or altered entries into the "25 Days of Keno Drawing." Players enter this contest at their own risk. (Authorized by and implementing K.S.A. 2011 Supp. 74-8710; effective, T-111-2-25-13, Dec. 12, 2012.)
- **111-7-259.** Selection of winners. The following process shall be used for the selection of the winners in the "25 Days of Keno Drawing:"
- (a) Kansas lottery personnel shall pick up all mail containing "25 Days of Keno Drawing" entries at the United States Post Office Box 3561, in Topeka, Kansas, with the final pick up at the Topeka post office in the morning mail pickup on Tuesday, February 5, 2013. Following the morning mail pickup on Tuesday, February 5, 2013, the envelopes containing mailed entries will be transported to lottery headquarters and opened by lottery personnel. All mailed entries shall then be placed in the drawing receptacle or drum designated by the lottery for the "25 Days of Keno Drawing" entries.
- (b) Kansas lottery personnel shall pick up all "25 Days of Keno Drawing" entries deposited at any Kansas lottery event or location, at which the lottery specifically designated a receptacle for deposit of said entries, periodically throughout the drawing. The final pick up at any open receptacles shall be immediately after the close of the Kansas lottery claims centers in Topeka, Kansas, and Great Bend, Kansas, at 5:00 p.m. on February 5, 2013. All entries deposited at a designated receptacle for deposit of said entries shall be transported to lottery headquarters, if necessary, and opened by lottery personnel and placed in the drawing receptacle or drum designated for deposit of said entries by the lottery.
- (c) The drawing shall be held at a location determined by the executive director of the Kansas lottery and shall be open to the public with lottery security personnel present. The drawing shall be audio and video taped.
- (d) At the drawing on February 8, 2013, lottery security personnel will be present with the person designated by the executive director to perform the drawing. Prior to the drawing, if a drum is used, the drum shall be sealed and the contents mixed by rotating the drum at least 10 times. If a receptacle other than a drum is used, the contents shall be thoroughly mixed with a shovel or by other means.
- (e) The designated individual shall then unseal the drum, if a drum is used, and using the bare-arm tech-

- nique, while looking away, remove four entry forms from the receptacle or drum, which shall be marked as number one through four, in the order drawn. The person(s) whose name(s) appear on the entries drawn shall be the winner of the prizes identified in these rules, subject to validation by the lottery as set forth in these rules.
- (f) After the prize entries have been drawn on February 8, 2013, and the entries have been verified as valid, four more valid entries will be drawn, one at a time, which entries drawn will serve as alternate entries. The alternate entries will be marked in order drawn, 1A, 2A, 3A, and 4A. The winners shall have until 5:00 p.m. on the fifth day following the date of the drawing to claim the prize. If a prize winner cannot be located or is declared ineligible, or fails to timely claim his prize, the prize will be awarded to the next alternate ticket selected in the order drawn. The alternate winner shall have until 5:00 p.m. on the fifth day following receipt of a claim form mailed by the Kansas lottery to claim the prize. The alternate winner process shall be repeated until the prize is properly claimed or until such time as no alternate winners remain, whichever occurs first.
- (g) The Kansas lottery security official present shall review each entry drawn to determine the validity of the entry into the "25 Days of Keno Drawing" in accordance with these regulations. If it is a valid entry and the name is legible, the event manager and the security person present shall record the name of the winner and the prize won. The prize winner shall be contacted by phone by designated Kansas lottery personnel.
- (h) If any entry drawn is determined to be ineligible, it shall be discarded by the security person present and another entry drawn. This procedure will be repeated until the required number of apparently eligible selections is obtained.
- (i) Only qualified entry forms described in these rules are eligible for the drawing.
- (j) All entries remaining in the drum or receptacle after the winners and alternates have been selected, and all entries not received in compliance with these rules shall be destroyed pursuant to K.A.R. 111-3-34. (Authorized by and implementing K.S.A. 2011 Supp. 74-8710; effective, T-111-2-25-13, Dec. 12, 2012.)
- **111-7-260.** Certification of drawing. (a) The "25 Days of Keno Drawing" shall be personally observed by a member of the Kansas lottery security department and a member of the Kansas lottery marketing or sales department or other person or persons designated by the executive director of the lottery.
- (b) Upon completion of the drawing, the security official and the event manager shall issue a report to the executive director, certifying that the name of each prize winner is correct, and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winners. (Authorized by and implementing K.S.A. 2011 Supp. 74-8710; effective, T-111-2-25-13, Dec. 12, 2012.)

## Article 9.—PULL-TAB GAMES

**111-9-184.** "Hole In Won" pull tab ticket lottery game number 529. (a) The Kansas lottery shall conduct a

pull tab lottery game entitled "Hole In Won" commencing on or after January 1, 2013. The rules for this game are contained in K.A.R. 111-8-1 *et seq.* and K.A.R. 111-9-184.

- (b) The price of pull tab tickets sold by a retailer for this game shall be \$2.00 each.
- (c) Approximately 600,000 tickets shall be ordered initially for this pull tab game that shall be packaged in packs of 150 tickets each. The ticket numbers in each pack in this game shall start with 000 and end with 149. Additional ticket orders shall have the same prize structure, the same number of prizes per pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.
  - (d) The play symbols for this game are as follows:

Symbol of a glove Symbol of a score card Symbol of golf clubs Symbol of a golf key Symbol of an umbrella Symbol of a golf tee Symbol of a flag Symbol of a golf cart

- (e) For this game, three play symbols shall appear under each of eight tabs on the back of each ticket. On the front of each ticket shall appear a legend of all winning combinations using the play symbols for this game along with the corresponding prize amount for each combination, as follows: three glove symbols equal \$2.00; three score card symbols equal \$5.00; three golf club symbols equal \$10.00; three golf key symbols equal \$25.00; three umbrella symbols equal \$50.00; three golf tee symbols equal \$100.00; three flag symbols equal \$250.00; three golf cart symbols equal \$2,500.00.
- (f) All tabs on the back of each ticket are to be pulled open. For each combination of three play symbols matching the legend on the front of the ticket, the player wins the prize amount corresponding to each combination as shown in (e) above. All winning combinations shall be within a single window in a horizontal line.
- (g) The number and value of prizes in this game and winning combinations shall be as follows: (See corresponding play symbol values in subsection (e) above.)

		Expected Number of	Expected Value
Get	Prizes	Prizes in Game	in Game
\$2	\$2	82,000	\$164,000
\$2 + \$2	\$4	28,120	112,480
\$5	\$5	26,000	130,000
\$5 + \$2	\$7	16,000	112,000
\$10	\$10	4,000	40,000
\$5 + \$5	\$10	4,000	40,000
\$25	\$25	1,000	25,000
\$5 + \$10 + \$10	\$25	1,100	27,500
\$5 + \$5 + \$5 + \$5 + \$5	\$25	1,200	30,000
\$2 + \$2 + \$2 + \$2 + \$5			
+ \$10	\$25	1,200	30,000
\$5 + \$5 + \$5 + \$5 + \$5 + \$10	\$35	500	17,500
\$5 + \$10 + \$10 + \$10	\$35	500	17,500
\$50	\$50	250	12,500
\$5 + \$5 + \$5 + \$5 + \$5			
+ \$10 + \$10	\$50	250	12,500
\$100	\$100	100	10,000
\$250	\$250	40	10,000

\$2,500	\$2,500	10	25,000
TOTAL		166,270	\$815,980

- (h) Each ticket in this game may have up to eight winning combinations.
- (i) The overall odds of winning a prize in this game are approximately one in 3.61. (Authorized by K.S.A. 2011 Supp. 74-8710; implementing K.S.A. 2011 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-2-25-13, Dec. 12, 2012.)
- **111-9-185.** "Money Slots" pull tab ticket lottery game number 530. (a) The Kansas lottery shall conduct a pull tab lottery game entitled "Money Slots" commencing on or after January 1, 2013. The rules for this game are contained in K.A.R. 111-8-1 *et seq.* and K.A.R. 111-9-185
- (b) The price of pull tab tickets sold by a retailer for this game shall be \$2.00 each.
- (c) Approximately 600,000 tickets shall be ordered initially for this pull tab game that shall be packaged in packs of 150 tickets each. The ticket numbers in each pack in this game shall start with 000 and end with 149. Additional ticket orders shall have the same prize structure, the same number of prizes per pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.
  - (d) The play symbols for this game are as follows:

Symbol of a star Symbol of a diamond Symbol of a gold bar Symbol of a pail of coins Symbol of a stack of money Symbol of a pot of gold Symbol of a coin Symbol of a dollar sign

- (e) For this game, three play symbols shall appear under each of eight tabs on the back of each ticket. On the front of each ticket shall appear a legend of all winning combinations using the play symbols for this game along with the corresponding prize amount for each combination, as follows: three star symbols equal \$2.00; three diamond symbols equal \$5.00; three gold bar symbols equal \$10.00; three pails of coins symbols equal \$25.00; three stacks of money symbols equal \$50.00; three pots of gold symbols equal \$100.00; three coin symbols equal \$250.00; three dollar sign symbols equal \$2,500.00.
- (f) All tabs on the back of each ticket are to be pulled open. For each combination of three play symbols matching the legend on the front of the ticket, the player wins the prize amount corresponding to each combination as shown in (e) above. All winning combinations shall be within a single window in a horizontal line.
- (g) The number and value of prizes in this game and winning combinations shall be as follows: (See corresponding play symbol values in subsection (e) above.)

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$2	\$2	82,000	\$164,000
\$2 + \$2	\$4	28,120	112,480
\$5	\$5	26,000	130,000
			(continued)

\$5 + \$2	\$7	16,000	112,000
\$10	\$10	4,000	40,000
\$5 + \$5	\$10	4,000	40,000
\$25	\$25	1,000	25,000
\$5 + \$10 + \$10	\$25	1,100	27,500
\$5 + \$5 + \$5 + \$5 + \$5	\$25	1,200	30,000
\$2 + \$2 + \$2 + \$2 + \$5			
+ \$10	\$25	1,200	30,000
\$5 + \$5 + \$5 + \$5 + \$5 + \$10	\$35	500	17,500
\$5 + \$10 + \$10 + \$10	\$35	500	17,500
\$50	\$50	250	12,500
\$5 + \$5 + \$5 + \$5 + \$5			
+ \$10 + \$10	\$50	250	12,500
\$100	\$100	100	10,000
\$250	\$250	40	10,000
\$2,500	\$2,500	10	25,000
TOTAL		166,270	\$815,980

- (h) Each ticket in this game may have up to eight winning combinations.
- (i) The overall odds of winning a prize in this game are approximately one in 3.61. (Authorized by K.S.A. 2011 Supp. 74-8710; implementing K.S.A. 2011 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-2-25-13, Dec. 12, 2012.)

Dennis Taylor Executive Director

Doc. No. 041427

#### State of Kansas

## Secretary of State

#### Certification of New State Laws

I, Kris W. Kobach, Secretary of State of the State of Kansas, do hereby certify that each of the following bills is a correct copy of the original enrolled bill now on file in my office.

Kris W. Kobach Secretary of State

(Published in the Kansas Register April 11, 2013.)

#### SENATE BILL No. 28

AN ACT authorizing the division of emergency management within the adjutant general's department to accept certain real property.

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

- Section 1. (a) The division of emergency management within the adjutant general's department is hereby authorized to accept and hold, on behalf of the state of Kansas, the real property described in subsection (b) from any federal government department or agency of the United States.
- (b) A tract of land being a part of the Southeast Quarter of Section 22 and the Southwest Quarter of Section 23, township 15 South, Range 4 West of the 6th P.M., Saline County, Kansas, more particularly described as follows:

Beginning at the Southeast corner of said Section 22 thence N 89'36'58" W along the South line of the Southeast Quarter of said Section 22, a distance of 50.00 feet; thence N 00'00'10" E Parallel to the East line of the Southeast Quarter of said Section 22, a distance of 2566.72 feet to a point 75.00 feet South of the North line of the SE Quarter of said section 22; thence S 89'33'46" E parallel to the North line of the Southeast Quarter of said Section 22, a distance of 50.00 feet to a point on the East line of the Southeast Quarter of said Section 22; thence S 89'24'08" E parallel to the North line of the Southwest Quarter of said Section 23, a distance

of 2299.88 feet; thence S 00'10'22" W parallel to the East line of the Southwest Quarter of said Section 23, a distance of 580.02 feet; thence S 89'24'08" E parallel to the North line of the Southwest Quarter of said Section 23, a distance of 340.01 feet to the East line of the Southwest Quarter of said Section 23, thence S 00'10'22" W along the East line of the Southwest Quarter of said Section 23, a distance of 1983.14 feet to the Southeast corner of the Southwest Quarter of said Section 23, thence N 89'28'38" W along the South line of the Southwest Quarter of said Section 23, a distance of 2632.25 feet to the Southeast corner of said Section 22 and the POINT OF BEGINNING.

The above described parcel contains +- 153.63 acres (6692171.64 sq. ft.) including Road Right of Way.

- (c) The Kansas attorney general shall approve the instrument of conveyance before the real property described in subsection (b) may be conveyed.
- (d) The conveyance authorized by this section shall not be subject to the provisions of K.S.A. 75-3043a, and amendments thereto.
- Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 11, 2013.)

#### HOUSE BILL No. 2030

AN ACT concerning hunting, relating to deer permits; amending K.S.A. 2012 Supp. 32-971 and repealing the existing section.

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

- Section 1. K.S.A. 2012 Supp. 32-971 is hereby amended to read as follows: 32-971. (a) The commission department may authorize youth hunt of a lifetime and wounded warrior deer permits to take deer. Such Youth hunt of a lifetime permits shall be made available only to nonprofit organizations based or operating in Kansas that actively promote hunting for youth under the age of 21 who are handicapped or experiencing life threatening illnesses. Wounded warrior deer permits shall be made available only to disabled veterans who sustained injuries in combat and have a service-connected disability of not less than 30%.
- (b) The issuance of youth hunt of a lifetime and wounded warrior deer permits shall be subject to the following limitations:
- (1) A total of not more than 10 youth hunt of a lifetime permits and not more than 10 wounded warrior permits shall be available in one each calendar year;
- (2) youth hunt of a lifetime permits and wounded warrior permits shall not be included in nor reduce any limited quota permit allotments set by other rules and regulations of the secretary.
- (c) Application requests by qualified organizations shall be submitted to any member of the commission and shall be provided to the commission as a whole:
- (d)(c) The commission department shall conduct a random drawing from the pool of eligible qualified organizations to award youth hunt of a lifetime or eligible individuals to award wounded warrior permits, subject to the approval of the secretary if demand exceeds the allocation of permits, as determined by the department.
- (e)(d) Organizations awarded youth hunt of a lifetime *permits and individuals awarded wounded warrior* permits shall pay to the department the price established by rules and regulations for the highest value for the type of permit awarded.
- (f)(e) Youth hunt of a lifetime and wounded warrior permits shall only be issued in the name of the final recipient. Once a youth hunt of a lifetime or wounded warrior permit is issued in the name of the final recipient, it shall not be transferred to any other individual.
- (g)(f) Youth hunt of a lifetime and wounded warrior permits shall be subject to the restrictions of the season, sex, equipment type or hunt units as issued on the permit by the department.
- $\frac{\text{(h)}(g)}{g}$  Organizations awarded youth hunt of a lifetime permits shall provide the department with a final report on the use of the permit by the final recipient not later than 30 days following the close of the season for which the permit is valid.
- (i)(h) The secretary may adopt, in accordance with K.S.A. 32-805, and amendments thereto, such rules and regulations as necessary to implement the provisions of this section.
  - Sec. 2. K.S.A. 2012 Supp. 32-971 is hereby repealed.
- Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 11, 2013.)

#### SENATE BILL No. 216

AN ACT concerning public building commissions; relating to municipal universities; amending K.S.A. 12-1758 and 12-1764 and repealing the existing sections.

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

Section 1. K.S.A. 12-1758 is hereby amended to read as follows: 12-1758. (a) Any city or county, by appropriate ordinance or resolution, may create a public building commission for the purposes of acquiring a site or sites for and constructing, reconstructing, equipping and furnishing a building or buildings or other facilities of a revenue producing character, including parking facilities, or for purchasing or otherwise acquiring such building or buildings or facilities. Such building or buildings or facilities shall be maintained and operated for a county courthouse, the housing and accommodation of county offices or county business or for city offices or such other purposes as are commonly carried on in connection with such facilities or in county courthouses and general city buildings, including administrative offices for school districts and housing, accommodations and parking facilities for offices of state and federal agencies.

- (b) A public building commission created by a city or county may acquire land and facilities adjacent to or, near, or for the use of any educational institution under the supervision and control of the state board of regents or a municipal university or may acquire by lease, land and facilities constituting a part of the campus of any such institution. Any public building commission may construct, reconstruct, equip and furnish such facilities on such land and lease such land and facilities to the official governing body of such institution. Any such lease entered into shall pledge the net revenue from such land and facilities. Any city also may pledge such funds as may be necessary from those which are provided to be paid over to the board of trustees from the annual tax levy as provided by K.S.A. 76-3a07, and amendments thereto. Any county also may pledge such funds as may be necessary from those which are provided to be paid over to such institution from a special levy authorized for such purpose under K.S.A. 19-117, and amendments thereto. The governing body of such city or county is hereby authorized to designate any surplus from such tax levy as may be necessary to guarantee the rentals under any such lease, and such city or county is hereby exempted from the provisions of K.S.A. 10-1101 to 10-1122, inclusive, and 79-2925, and amendments thereto, to the extent necessary to enable such city or county to make a covenant to effect such guarantee.
- Sec. 2. K.S.A. 12-1764 is hereby amended to read as follows: 12-1764. The public building commission established under this act shall have the power to acquire the fee simple title to real property, or a leasehold interest in real property located on the campus of any state university, including campus property as defined in subsection (c) of K.S.A. 76-3a01, and amendments thereto, or any municipal university, including easements and reversionary interests in the streets, alleys and other public places and personal property required for its purposes, by purchase, gift, devise or by the exercise of the power of eminent domain of the state and title thereto shall be taken in the corporate name of the com-
  - K.S.A. 12-1758 and 12-1764 are hereby repealed.
- Sec. 4. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 11, 2013.)

#### **HOUSE BILL No. 2041**

AN ACT concerning criminal history record information; definition; relating to municipal court reporting; district court reporting; amending K.S.A. 2012 Supp. 12-4106, 22-4701 and 22-4704 and repealing the existing sections.

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

- Section 1. K.S.A. 2012 Supp. 12-4106 is hereby amended to read as follows: 12-4106. (a) The municipal judge shall have the power to administer the oaths and enforce all orders, rules and judgments made by such municipal judge, and may fine or imprison for contempt in the same manner and to the same extent as a judge of the district court.
- (b) The municipal judge shall have the power to hear and determine all cases properly brought before such municipal judge to: Grant continuances; sentence those found guilty to a fine or confinement in jail,

or both; commit accused persons to jail in default of bond; determine applications for parole; release on probation; grant time in which a fine may be paid; correct a sentence; suspend imposition of a sentence; set aside a judgment; permit time for post trial motions; and discharge accused persons.

(c) The municipal judge shall maintain a docket in which every cause commenced before such municipal judge shall be entered. Such docket shall contain the names of the accused persons and complainant, the nature or character of the offense, the date of trial, the names of all witnesses sworn and examined, the finding of the court, the judgment and sentence, the date of payment, the date of issuing commitment, if any, and every other fact necessary to show the full proceedings in each case.

(d) The municipal judge shall promptly make such reports and furnish the information requested by any departmental justice or the judicial administrator, in the manner and form prescribed by the supreme court.

- (e) The municipal judge shall ensure that information concerning dispositions of city ordinance violations that result in convictions comparable to convictions for class A and B misdemeanors offenses under Kansas criminal statutes is forwarded to the Kansas bureau of investigation central repository. This information shall be transmitted, on a form or in a format approved by the attorney general, within 30 days of final disposition.
- (f) In all cases alleging a violation of a city ordinance prohibiting the acts prohibited by K.S.A. 8-2,144 or, 8-1567 or 32-1131 or K.S.A. 2012 Supp. 8-1025, and amendments thereto, the municipal court judge shall ensure that the municipal court reports the filing and disposition of such case to the Kansas bureau of investigation central repository, and, on and after July 1, 2013 2014, reports the filing and disposition of such case electronically to the Kansas bureau of investigation central repository.
- (g) In all cases in which a fine is imposed for a violation of a city ordinance prohibiting the acts prohibited by K.S.A. 8-2,144 or 8-1567 or K.S.A. 2012 Supp. 8-1025, and amendments thereto, the municipal court judge shall ensure that the municipal court remits the appropriate amount of such fine to the state treasurer as provided in K.S.A. 2012 Supp. 12-4120, and amendments thereto.
- Sec. 2. K.S.A. 2012 Supp. 22-4701 is hereby amended to read as follows: 22-4701. As used in this act, unless the context clearly requires otherwise:
- (a) "Central repository" means the criminal justice information system central repository created by this act and the juvenile offender information system created pursuant to K.S.A. 2012 Supp. 38-2326, and amendments thereto.
- "Criminal history record information" means all data initiated or collected by a criminal justice agency on a person pertaining to a reportable event, and any supporting documentation. Criminal history record information does not include:
- (1) Data contained in intelligence or investigatory files or police work-product records used solely for police investigation purposes;
- (2) wanted posters, police blotter entries, court records of public judicial proceedings or published court opinions;
- (3) data pertaining to violations of the traffic laws of the state or any other traffic law or ordinance, other than vehicular homicide; or
- (4) presentence investigation and other reports prepared for use by a court in the exercise of criminal jurisdiction or by the governor in the exercise of the power of pardon, reprieve or commutation; or
- (5) information regarding the release of defendants from confinement by the department of corrections or a jail.

  (c) "Criminal justice agency" means any government agency or sub-
- division of any such agency which is authorized by law to exercise the power of arrest, detention, prosecution, adjudication, correctional supervision, rehabilitation or release of persons suspected, charged or convicted of a crime and which allocates a substantial portion of its annual budget to any of these functions. The term includes, but is not limited to, the following agencies, when exercising jurisdiction over criminal matters or criminal history record information:
- (1) State, county, municipal and railroad police departments, sheriffs' offices and countywide law enforcement agencies, correctional facilities, jails and detention centers;
- (2) the offices of the attorney general, county or district attorneys and any other office in which are located persons authorized by law to prosecute persons accused of criminal offenses;
- (3) the district courts, the court of appeals, the supreme court, the municipal courts and the offices of the clerks of these courts;
- the Kansas sentencing commission;
- the prisoner review board; and (5)
- (6) the juvenile justice authority.
- "Criminal justice information system" means the equipment (including computer hardware and software), facilities, procedures, agree-

(continued)

ments and personnel used in the collection, processing, preservation and dissemination of criminal history record information.

- "Director" means the director of the Kansas bureau of investigation.
- "Disseminate" means to transmit criminal history record infor-(f) mation in any oral or written form. The term does not include:
- (1) The transmittal of such information within a criminal justice
- agency; (2) the reporting of such information as required by this act; or
- the transmittal of such information between criminal justice agencies in order to permit the initiation of subsequent criminal justice
- proceedings against a person relating to the same offense.

  (g) "Reportable event" means an event specified or provided for in K.S.A. 22-4705, and amendments thereto.
- Sec. 3. K.S.A. 2012 Supp. 22-4704 is hereby amended to read as follows: 22-4704. (a) In accordance with the provisions of K.S.A. 77-415 et seq., and amendments thereto, the director shall adopt appropriate rules and regulations for agencies in the executive branch of government and for criminal justice agencies other than those that are part of the judicial branch of government to implement the provisions of this act.

  (b) The director shall develop procedures to permit and encourage
- the transfer of criminal history record information among and between courts and affected agencies in the executive branch, and especially between courts and the central repository.
- (c) The rules and regulations adopted by the director shall include those: (1) Governing the collection, reporting, and dissemination of criminal history record information by criminal justice agencies;
- (2) necessary to insure the security of all criminal history record information reported, collected and disseminated by and through the criminal justice information system;
- (3) nécessary for the coordination of all criminal justice data and information processing activities as they relate to criminal history record information;

- (4) governing the dissemination of criminal history record infor-
- (5) governing the procedures for inspection and challenging of criminal history record information;
- (6) governing the auditing of criminal justice agencies to insure that criminal history record information is accurate and complete and that it is collected, reported, and disseminated in accordance with this act;
- (7) governing the development and content of agreements between the central repository and criminal justice and noncriminal justice agencies; and
- (8) governing the exercise of the rights of inspection and challenge provided in this act.
- (d) The rules and regulations adopted by the director shall not include any provision that allows the charging of a fee for information requests for the purpose of participating in a block parent program, including, but not limited to, the McGruff house program.
- (e) Rules and regulations adopted by the director may not be inconsistent with the provisions of this act.
- (f) (1) On or before July 1, <del>2012</del> 2013, the director shall adopt rules and regulations requiring district courts to report the filing and disposition of all cases alleging a violation of K.S.A. 8-1567 or K.S.A. 2012 Supp. 8-1025, and amendments thereto, to the central repository.
- (2) On or before July 1, <del>2013</del> 2014, the director shall adopt rules and regulations requiring district courts to electronically report all case filings and dispositions for violations of K.S.A. 8-1567 or K.S.A. 2012 Supp. 8-1025, and amendments thereto, to the central repository.
- Sec. 4. K.S.A. 2012 Supp. 12-4106, 22-4701 and 22-4704 are hereby repealed.
- Sec. 5. This act shall take effect and be in force from and after its publication in the Kansas register.

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