



# Kansas Register

Kris W. Kobach, Secretary of State

Vol. 32, No. 40

October 3, 2013

Pages 1205-1224

In this issue . . .	Page
<b>Annual statement of ownership, management and circulation</b> .....	1206
<b>Secretary of State</b>	
Code mortgage rate for October .....	1207
Executive appointments .....	1215
<b>Kansas Department for Aging and Disability Services</b>	
Request for proposals for substance abuse prevention mini-grants .....	1207
<b>USDA—Natural Resources Conservation Service</b>	
Notice of Kansas Technical Committee teleconference .....	1207
<b>Kansas Board of Regents Universities</b>	
Notice to bidders .....	1207
<b>Legislative interim committee schedule</b> .....	1208
<b>Department of Administration—Procurement and Contracts</b>	
Notice to bidders for state purchases .....	1208
<b>City of Wichita</b>	
Notice to bidders .....	1208
<b>Kansas Department of Transportation</b>	
Notices of public auction .....	1209
Notices to consulting firms.....	1210, 1211, 1212
<b>Kansas Water Office</b>	
Notice of hearing on the Smoky Hill River Nonpoint Source Project Management Plan .....	1211
<b>Pooled Money Investment Board</b>	
Notice of investment rates.....	1213
<b>Wallace County</b>	
Notice of intent to seek private placement of general obligation bonds.....	1213
<b>City of Cimarron</b>	
Notice of intent to seek private placement of general obligation bonds.....	1213
<b>Department of Health and Environment</b>	
Request for bids for lead hazard reduction.....	1213
Notice concerning water pollution control permits/applications .....	1214
<b>Kansas Development Finance Authority</b>	
Notice of hearing on proposed revenue bonds .....	1215
<b>Permanent Administrative Regulations</b>	
Board of Nursing.....	1216
State Fire Marshal.....	1217
<b>Index to administrative regulations</b> .....	1221

**UNITED STATES POSTAL SERVICE® (All Periodicals Publications Except Requester Publications)**  
**Statement of Ownership, Management, and Circulation**

1. Publication Title Kansas Register		2. Publication Number 0 6 6 2 - 1 9 0		3. Filing Date Sept. 26, 2013	
4. Issue Frequency Weekly		5. Number of Issues Published Annually 52 plus annual index		6. Annual Subscription Price \$80.00	
7. Complete Mailing Address of Known Office of Publication (Not printer) (Street, city, county, state, and ZIP+4®) Kansas Secretary of State, 1st Floor, Memorial Hall, 120 SW 10th Ave., Topeka, Shawnee County, Kansas 66612-1594				Contact Person Nancy Reddy Telephone (Include area code) 785-296-3489	
8. Complete Mailing Address of Headquarters or General Business Office of Publisher (Not printer) same as above					
9. Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank)					
Publisher (Name and complete mailing address) Kris W. Kobach, Kansas Secretary of State, 1st Floor, Memorial Hall, 120 SW 10th Ave., Topeka, KS 66612-1594					
Editor (Name and complete mailing address) Nancy R. Reddy, Legal Publications Division, 1st Floor, Memorial Hall, 120 SW 10th Ave., Topeka, KS 66612-1594					
Managing Editor (Name and complete mailing address) same as above					
10. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of the total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a nonprofit organization, give its name and address.)					
Full Name		Complete Mailing Address			
Kansas Secretary of State		1st Floor, Memorial Hall 120 SW 10th Ave., Topeka, KS 66612-1594			
11. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgagees, or Other Securities. If none, check box <input checked="" type="checkbox"/> None					
Full Name		Complete Mailing Address			
12. Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates) (Check one) The purpose, function, and nonprofit status of this organization and the exempt status for federal income tax purposes: <input type="checkbox"/> Has Not Changed During Preceding 12 Months <input type="checkbox"/> Has Changed During Preceding 12 Months (Publisher must submit explanation of change with this statement)					

PS Form 3526, August 2012 (Page 1 of 3 (Instructions Page 3)) PSN: 7530-01-000-9931 PRIVACY NOTICE: See our privacy policy on www.usps.com.

13. Publication Title Kansas Register		14. Issue Date for Circulation Data Below Sept. 26, 2013	
15. Extent and Nature of Circulation		Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest to Filing Date
a. Total Number of Copies (Net press run)		200	190
b. Paid Circulation (By Mail and Outside the Mail)	(1) Mailed Outside-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	81	77
	(2) Mailed In-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	24	21
	(3) Paid Distribution Outside the Mails Including Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Paid Distribution Outside USPS®	2	2
	(4) Paid Distribution by Other Classes of Mail Through the USPS (e.g., First-Class Mail®)		
c. Total Paid Distribution (Sum of 15b (1), (2), (3), and (4))		107	100
d. Free or Nominal Rate Distribution (By Mail and Outside the Mail)	(1) Free or Nominal Rate Outside-County Copies included on PS Form 3541	12	12
	(2) Free or Nominal Rate In-County Copies Included on PS Form 3541		
	(3) Free or Nominal Rate Copies Mailed at Other Classes Through the USPS (e.g., First-Class Mail)		
	(4) Free or Nominal Rate Distribution Outside the Mail (Carriers or other means)	10	10
e. Total Free or Nominal Rate Distribution (Sum of 15d (1), (2), (3) and (4))		22	22
f. Total Distribution (Sum of 15c and 15e)		129	122
g. Copies not Distributed (See Instructions to Publishers #4 (page #3))		71	68
h. Total (Sum of 15f and g)		200	190
i. Percent Paid (15c divided by 15f times 100)		83%	82%
16. <input type="checkbox"/> Total circulation includes electronic copies. Report circulation on PS Form 3526-X worksheet.			
17. Publication of Statement of Ownership <input type="checkbox"/> If the publication is a general publication, publication of this statement is required. Will be printed in the <u>Oct. 3, 2013</u> issue of this publication. <input type="checkbox"/> Publication not required.			
18. Signature and Title of Editor, Publisher, Business Manager, or Owner Nancy R. Reddy, Editor			Date Sept. 26, 2013

I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).

PS Form 3526, August 2012 (Page 2 of 3)

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

© Kansas Secretary of State 2013. Reproduction of the publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

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

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



**Register Office:**  
 1st Floor, Memorial Hall  
 785-296-3489  
 Fax 785-296-8577  
[kansasregister@sos.ks.gov](mailto:kansasregister@sos.ks.gov)

## State of Kansas

## Secretary of State

## Code Mortgage Rate for October

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of October 1, 2013, through October 31, 2013, is 12 percent.

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

Kris W. Kobach  
Secretary of State

Doc. No. 041949

## State of Kansas

## Department for Aging and Disability Services

## Request for Proposals

The Kansas Department for Aging and Disability Services (KDADS), Community Services and Programs Commission, Behavioral Health Services Division, announces the release of a request for proposals to fund mini-grants to Kansas coalitions to support efforts to reduce and prevent substance abuse (specifically, underage alcohol use, binge drinking and/or marijuana use) through implementation of evidence-based strategies targeting high-school-aged youth. Eligible applicants are Kansas community coalitions with either 501c3 status or a nonprofit fiscal agent. For more information visit [http://www.kansasbehavioralhealthservices.org/Bhs1.0/About\\_Bhs/Bulletin\\_Board.aspx](http://www.kansasbehavioralhealthservices.org/Bhs1.0/About_Bhs/Bulletin_Board.aspx).

Shawn Sullivan  
Secretary for Aging and  
Disability Services

Doc. No. 041951

(Published in the Kansas Register October 3, 2013.)

## USDA—Natural Resources Conservation Service

## Notice of Kansas Technical Committee Teleconference

The Kansas Natural Resources Conservation Service will conduct a Kansas Technical Committee meeting via teleconference from 1:30 to 3 p.m. Monday, October 28, to establish Geographic Area Rate Caps for fiscal year 2014 for the Wetlands Reserve Program and the Grassland Reserve Program. Individuals interested in participating in the teleconference may contact Rosie Collins, secretary, at 785-823-4566 or [rosie.collins@ks.usda.gov](mailto:rosie.collins@ks.usda.gov) by October 23 to obtain the call-in number or to request any special needs for the teleconference.

For more information contact Jeffrey L. Gross, assistant state conservationist for water resources, NRCS, Salina, at 785-823-4508 or [jeff.gross@ks.usda.gov](mailto:jeff.gross@ks.usda.gov).

NRCS is an equal opportunity provider and employer.

Eric B. Banks  
State Conservationist

Doc. No. 041964

## State of Kansas

## Board of Regents Universities

## Notice to Bidders

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

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

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

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

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

**University of Kansas** – Electronic bid postings: <http://www.procurement.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 20, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: [purchasing@ku.edu](mailto:purchasing@ku.edu).

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

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

Tess Shepherd  
Chair of Regents Purchasing Group  
Procurement Officer II  
Emporia State University

Doc. No. 041700

State of Kansas

Legislature

Interim Committee Schedule

The Legislative Research Department gives notice that the following legislative committees plan to meet during the period of October 7-16, based on current information and subject to change. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at 785-296-2391 or TTY 711, or email LegServ@las.ks.gov.

Date	Room	Time	Committee	Agenda
Oct. 7	548-S	8:00 a.m.	Robert G. (Bob) Bethell Joint Committee on Home and Community Based Services and KanCare Oversight	Agenda not available.
Oct. 11	582-N	10:00 a.m.	Special Committee on Agriculture and Natural Resources	Agenda not available.
Oct. 16	548-S	9:00 a.m.	Health Care Stabilization Fund Oversight Committee	Annual meeting; Actuarial Report and Statutory Report, HCSF Board of Governors.

Jeffrey M. Russell  
Director of Legislative  
Administrative Services

Doc. No. 041960

State of Kansas

(Published in the Kansas Register October 3, 2013.)

Department of Administration  
Procurement and Contracts

City of Wichita, Kansas

Notice to Bidders

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:

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67202, until 10 a.m. Friday, November 1, for the following project:

- 10/15/2013 EVT0002675 Ready Mix Concrete – KDOT Districts 1 & 2
- 10/15/2013 EVT0002676 Trucks With Flat/Dump Bed
- 10/15/2013 EVT0002679 High Performance Cold Asphaltic Concrete Mix
- 10/24/2013 EVT0002670 Kansas Private Government Cloud Infrastructure

**KDOT Project No. 87N-0567-01/  
472-84692/208457  
(OCA Code 706992)  
Paving**

37th, Broadway to Hydraulic

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

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

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

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

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>

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

- 10/17/2013 A-012299 Geodesic Dome Reroof – Oskaloosa – Kansas Department of Transportation, Topeka

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

Jody Doyle  
Administrative Aide II  
City of Wichita—Engineering

Tracy T. Diel, Director  
Procurement and Contracts

Doc. No. 041954

Doc. No. 041963

State of Kansas

**Department of Transportation****Notice of Public Auction**

The secretary of the Kansas Department of Transportation will offer for sale at public auction at 11 a.m. Wednesday, November 6, the following parcel:

**Tract 1263 — 1 'a' and 'b'****Project: 35-16 I 35-3 (189)**

57.29 acres +/-, Coffey County north of I-35 west of Lebo, Kansas  
A tract of land in the NE/4 and NW/4 Section 5-19S-14E

A complete legal description is available on request.

The sale will be conducted on the premises. An inspection of property will take place at 10 a.m. on the day of the sale. In case of inclement weather, call the number below for alternate sale location and adjusted auction time.

The minimum acceptable bid is \$65,885.

**Terms of Sale:**

Payment of \$6,589, representing 10 percent of the minimum acceptable bid, is due at the time of the sale. The balance of the purchase price must be paid on or before 3 p.m. Friday, December 6, 2013. The successful bidder will receive a bill of sale on the day of the sale and a quit claim deed after the balance is paid. If the balance of the purchase price is not paid on or before 3 p.m. Friday, December 6, 2013, the 10 percent down payment will be forfeited to the seller.

For additional terms and information contact the Bureau of Right of Way at 877-461-6817. The seller reserves the right to reject any and all bids and is not responsible for accidents.

**Sold Subject to the Following:**

The tract will be sold subject to the easement for the right of ingress and egress, reconstruction and maintenance of all existing utilities and appurtenances thereto, as well as the following restrictive covenant: Grantees, for their heirs and assigns, do hereby covenant and agree, said covenant to run with the land, that the land conveyed herein shall not be used for billboards, signboards or other outdoor advertising purposes.

The prospective buyer is encouraged to research the chain of title of the tract.

The Kansas Department of Transportation makes no representations concerning the condition, value or suitability of use for this property or the improvements, attachments, fixtures, apparatuses and appliances thereof, if any. The property and said improvements, etc., will be sold in the present "as is" condition, without warranties or guarantees of any kind.

The Kansas Department of Transportation ensures the acceptance of any bid pursuant to this notice will be without discrimination on the grounds of sex, race, color, religion, physical handicap or national origin.

Mike King  
Secretary of Transportation

Doc. No. 041952

State of Kansas

**Department of Transportation****Notice of Public Auction**

The secretary of the Kansas Department of Transportation will offer for sale at public auction at 11 a.m. Tuesday, November 5, the following parcel:

**Tract 8274-1, 5a****Project: 132-105 ER 69**

2.29 acres +/-, Wyandotte County,  
K-32 and 59th St. Lane  
A tract of land in the NW/4 and NE/4 of Section 14-11S-24E,

Northwest quad Turner Diagonal and 59th St. Lane

A complete legal description is available on request.

The sale will be conducted on the premises. An inspection of property will take place at 10 a.m. on the day of the sale. In case of inclement weather, call the number below for alternate sale location and adjusted auction time.

The minimum acceptable bid is \$149,630.

**Terms of Sale:**

Payment of \$14,963, representing 10 percent of the minimum acceptable bid, is due at the time of the sale. The balance of the purchase price must be paid on or before 3 p.m. Friday, December 6, 2013. The successful bidder will receive a bill of sale on the day of the sale and a quit claim deed after the balance is paid. If the balance of the purchase price is not paid on or before 3 p.m. Friday, December 6, 2013, the 10 percent down payment will be forfeited to the seller.

For additional terms and information contact the Bureau of Right of Way at 877-461-6817. The seller reserves the right to reject any and all bids and is not responsible for accidents.

**Sold Subject to the Following:**

The tract will be sold subject to the easement for the right of ingress and egress, reconstruction and maintenance of all existing utilities and appurtenances thereto, as well as the following restrictive covenant: Grantees, for their heirs and assigns, do hereby covenant and agree, said covenant to run with the land, that the land conveyed herein shall not be used for billboards, signboards or other outdoor advertising purposes.

The prospective buyer is encouraged to research the chain of title of the tract.

The Kansas Department of Transportation makes no representations concerning the condition, value or suitability of use for this property or the improvements, attachments, fixtures, apparatuses and appliances thereof, if any. The property and said improvements, etc., will be sold in the present "as is" condition, without warranties or guarantees of any kind.

The Kansas Department of Transportation ensures the acceptance of any bid pursuant to this notice will be without discrimination on the grounds of sex, race, color, religion, physical handicap or national origin.

Mike King  
Secretary of Transportation

Doc. No. 041962

## State of Kansas

## Department of Transportation

## Notice to Consulting Firms

The Kansas Department of Transportation is seeking qualified consulting firms prequalified in Category 211 — Highway Design Major Facility, for the projects as described below. A PDF (1Mb maximum size) of the interest response must be emailed to David J. Nagy, P.E., assistant to the director of design/contracts engineer, at DavidN@ksdot.org. Interest and experience responses are limited to four pages, and the subject line of the reply email and the PDF file name must read "Firm Name-US-169 Projects LOI." The letter of interest is required and must be received by noon October 10, 2013, for the consulting firm to be considered. View categories at <http://www.ksdot.org/divengdes/prequal/default.asp>.

**Projects No. 169-1 KA-3254-01  
and 169-67 KA-3255-01**

The Kansas Department of Transportation is seeking a qualified firm to provide engineering services for these projects. This scope of this work will consist of the discovery for both projects and the design of the Allen County project, but potentially of both projects. These projects are pavement replacement projects on US-169. Project 169-1 KA-3254-01 is from the Allen/Neosho county line, north to 0.4 miles south of the US-169/US-54 junction. Project 169-67 KA-3255-01 is from 4 miles north of the US-169/K-47 junction, north to the Neosho/Allen county line.

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

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

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

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

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

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

- Ability to provide supporting documentation of actual expenditures for each billing, based on costs.

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

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

Doc. No. 041946

## State of Kansas

## Department of Transportation

## Notice to Consulting Firms

The Kansas Department of Transportation is seeking qualified consulting firms prequalified in Category 211 — Highway Design Major Facility or Category 212 — Highway Design Minor Facility, as described below. A PDF (1Mb maximum size) of the interest response must be emailed to David J. Nagy, P.E., assistant to the director of design/contracts engineer, at DavidN@ksdot.org. Interest and experience responses are limited to four pages, and the subject line of the reply email and the PDF file name must read "Firm Name-Kinsley Projects LOI." The letter of interest is required and must be received by noon October 10, 2013, for the consulting firm to be considered. View categories at <http://www.ksdot.org/divengdes/prequal/default.asp>.

**Projects No. 183-24 KA-3266-01  
and 56-24 KA-3267-01**

The Kansas Department of Transportation is seeking a qualified firm to provide engineering services for these projects. These projects are pavement replacement projects and will include curb and gutter replacement/repair as warranted, storm sewer replacement/repair as warranted, a minor discovery, public involvement and surveying. The 183-24 KA-3266-01 project will include an improvement at a BNSF Railroad crossing.

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

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

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

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

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

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

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

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

Doc. No. 041944

## State of Kansas

### Department of Transportation

#### Notice to Consulting Firms

The Kansas Department of Transportation is seeking qualified consulting firms prequalified in Category 211 — Highway Design Major Facility or Category 212 — Highway Design Minor Facility, for a project as described below. A PDF (1Mb maximum size) of the interest response must be emailed to David J. Nagy, P.E., assistant to the director of design/contracts engineer, at DavidN@ksdot.org. Interest and experience responses are limited to four pages, and the subject line of the reply email and the PDF file name must read "Firm Name-96-86 KA-3258-01 LOI." The letter of interest is required and must be received by noon October 10, 2013, for the consulting firm to be considered. View categories at <http://www.ksdot.org/divengdes/prequal/default.asp>.

#### Project No. 96-86 KA-3258-01

The Kansas Department of Transportation is seeking a qualified firm to provide engineering services for this project. This project is a pavement replacement project and will include curb and gutter replacement/repair as warranted, storm sewer replacement/repair as warranted, a minor discovery, public involvement and surveying.

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

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

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

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

5. Firm's performance record.

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

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

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

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

Doc. No. 041947

## State of Kansas

### Kansas Water Office

#### Notice of Hearing

The Kansas Water Office (KWO) will conduct a public hearing at 10 a.m. Thursday, October 31, at the Assaria City Community Center, 315 E. Main St., Assaria, for comments on the Stream and Riparian Restoration on the Smoky Hill River Nonpoint Source Project Management Plan. The goal of the project is to reduce sedimentation through the stabilization of approximately 1 mile of streambank. Citizens who desire to appear at this public hearing should notify the KWO at least seven days prior to the date of the hearing.

The goal of the Nonpoint Source Project Management Plan is to reduce sedimentation in the river to reduce treatment needs for the city of Salina's water supply while addressing high priority total maximum daily load (TMDL) for total suspended solids (TSS) for the Smoky Hill River. More information on the project can be found on the KWO website at [www.kwo.org](http://www.kwo.org) or may be obtained by calling 785-296-3185 or toll free 888-526-9283 (KAN-WATER).

Written comments must be submitted before 4 p.m. November 1 and should be mailed to the Kansas Water Office, attention Diane Coe, 901 S. Kansas Ave., Topeka, 66612, faxed to 785-296-0878 or emailed to [diane.coe@kwo.ks.gov](mailto:diane.coe@kwo.ks.gov).

If accommodations are needed for persons with disabilities, please notify the KWO at least five working days prior to the hearing.

Gary Harshberger  
Chairman

Doc. No. 041950

## State of Kansas

## Department of Transportation

## Notice to Consulting Firms

The Kansas Department of Transportation is seeking qualified consulting firms prequalified in Category 211 — Highway Design Major Facility, for the projects as described below. A PDF (1Mb maximum size) of the interest response must be emailed to David J. Nagy, P.E., assistant to the director of design/contracts engineer, at DavidN@ksdot.org. Interest and experience responses are limited to four pages, and the subject line of the reply email and the PDF file name must read "Firm Name-US-36 Projects LOI." The letter of interest is required and must be received by noon October 10, 2013, for the consulting firm to be considered. View categories at <http://www.ksdot.org/divengdes/prequal/default.asp>.

**Projects No. 36-101 KA-3243-01  
and 36-101 KA-3244-01**

The Kansas Department of Transportation is seeking a qualified firm to provide engineering services for these projects. These projects are pavement replacement projects on US-36 in Washington County, with one project being in the city of Washington. Project 36-101 KA-3243-01 is from the US-36/K-22 junction, east to the west city limits of Washington. Project 36-101 KA-3244-01 is from the west city limits of Washington, east to the east city limits of Washington. KDOT will survey the project.

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

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

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

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

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

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

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

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

Doc. No. 041945

## State of Kansas

## Department of Transportation

## Notice to Consulting Firms

The Kansas Department of Transportation is seeking qualified consulting firms prequalified in Category 211 — Highway Design Major Facility, for a project as described below. A PDF (1Mb maximum size) of the interest response must be emailed to David J. Nagy, P.E., assistant to the director of design/contracts engineer, at DavidN@ksdot.org. Interest and experience responses are limited to four pages, and the subject line of the reply email and the PDF file name must read "Firm Name-US-24 Project LOI." The letter of interest is required and must be received by noon October 10, 2013, for the consulting firm to be considered. View categories at <http://www.ksdot.org/divengdes/prequal/default.asp>.

**Project No. 24-15 KA-3239**

The Kansas Department of Transportation is seeking a qualified firm to provide engineering services for this project. This project is a pavement replacement project (3R criteria) on US-24 in Cloud County. Project 24-15 KA-3239-01 is from 0.2 miles west of US-81, east to the Cloud/Clay county Line. KDOT will survey the project.

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

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

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

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

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

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



- Ability to provide supporting documentation of actual expenditures for each billing, based on costs.

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

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

Doc. No. 041943

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:

**October 18, 2013  
IFB 264-14-37**

**Project Safe at Home Wichita**

- Property #1 2138 E. Menlo  
Wichita, KS 67211
- Property #2 1119 W. 27th St. North  
Wichita, KS 67204
- Property #3 1747 N. Madison  
Wichita, KS 67214
- Property #4 1437 S. Dodge  
Wichita, KS 67213
- Property #5 1617 N. Jackson  
Wichita, KS 67203
- Property #6 817 S. Belmont  
Wichita, KS 67218
- Property #7 835 N. Battin  
Wichita, KS 67208
- Property #8 610 N. Chipper  
Wichita, KS 67212
- Property #9 2620 S. Santa Fe  
Wichita, KS 67216
- Property #10 2460 N. Garland  
Wichita, KS 67204

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. 041958

State of Kansas

**Pooled Money Investment Board**

**Notice of Investment Rates**

The following rates are published in accordance with K.S.A. 75-4210. These rates and their uses are defined in K.S.A. 2012 Supp. 12-1675(b)(c)(d) and K.S.A. 2012 Supp. 12-1675a(g).

**Effective 9-30-13 through 10-6-13**

Term	Rate
1-89 days	0.08%
3 months	0.02%
6 months	0.04%
12 months	0.10%
18 months	0.21%
2 years	0.32%

Scott Miller  
Director of Investments

Doc. No. 041948

(Published in the Kansas Register October 3, 2013.)

**Wallace County, Kansas**

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

Notice is hereby given that Wallace 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 \$300,000. 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 September 24, 2013.

Jacalyn Mai  
County Clerk

Doc. No. 041961

(Published in the Kansas Register October 3, 2013.)

**City of Cimarron, Kansas**

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

Notice is hereby given that the city of Cimarron, 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 \$525,000. 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 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 October 2, 2013.

Patty Duncan  
City Clerk

Doc. No. 041957

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-13-275/280

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Phillip Sealock Sealock Inc. RR 2, Box 132 Hoxie, KS 67740	NE/4 of Section 18, T08S, R28W, Sheridan County	Solomon River Basin

Kansas Permit No. A-SOSD-C005 Federal Permit No. KS0095940

This is a permit modification and reissuance for an existing facility with the maximum capacity of 1,900 head (1,900 animal units) of cattle weighing greater than 700 pounds. The facility consists of approximately 11.7 acres of open lot pens and associated feed roads and alleys, and 1.4 acres of feed storage area. Surface runoff from the confinement pens is collected by a sediment basin and earthen retention control structure. The facility is proposing to construct a sediment basin and earthen retention control structure to collect surface runoff from the feed storage area. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Mark McKee Parsons Livestock Market P.O. Box 216 Edna, KS 67342	SW/4 of Section 07, T31S, R20E, Labette County	Neosho River Basin

Kansas Permit No. A-NELB-B001

This permit is being reissued for an existing public livestock market that conducts weekly sales of cattle of all ages. The average daily capacity of the market is approximately 134.6 animal units of cattle. This represents a decrease from the previous permit's average daily capacity of 150 animal units of cattle.

Name and Address of Applicant	Legal Description	Receiving Water
Dietrich Bergen Turkey Red Farm, LLC 1840 Cherokee Road Moundridge, KS 67107	SW/4 of Section 07, T21S, R02W, McPherson County	Lower Arkansas River Basin

Kansas Permit No. A-LAMP-S029

This permit is being reissued for an existing facility with a maximum capacity of 3,500 head (350 animal units) of swine 55 pounds or less. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Phil Klein Klein Dairy 655 N. West St. Garden Plain, KS 67050	NE/4 of Section 17, T27S, R03W, Sedgwick County	Lower Arkansas River Basin

Kansas Permit No. A-ARSG-M012

This permit is being reissued for an existing dairy facility for 120 head (168 animal units) of mature dairy cattle. There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Michael D. Van Allen Mick Van Allen 1795 E. 300 Road Phillipsburg, KS 67661	SW/4 of Section 04, T04S, R17W, Phillips County	Solomon River Basin

Kansas Permit No. A-SOPL-B010

This permit is being reissued for an existing facility with a maximum capacity of 900 head (450 animal units) of cattle 700 pounds or less. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Michael Weltmer W & S Ranch, Inc. 17052 R Road Smith Center, KS 66967	NW/4 of Section 25, T03S, R13W, Smith County	Solomon River Basin

Kansas Permit No. A-SOSM-B012

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

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 November 2 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-13-275/280) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the secretary of the Department 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 cop-

ying 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. 041956

## State of Kansas

### Kansas Development Finance Authority

#### Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, October 17, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

**Project No. 000871 — Maximum Principal Amount: \$107,208.12.** Owner/Operator: Mark B. and Kristina Schulte. Description: Acquisition of 40 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Mark B. and Kristina Schulte and is located at Section 4, Township 25, Range 1 East of the PM, Sedgwick County, Kansas, approximately 5.5 miles east of Sedgwick, Kansas.

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

All individuals who appear at the hearing will be given an opportunity to express their views concerning the proposal to issue the bond to finance the project, and all written comments previously filed with the KDFA at its offices at 555 S. Kansas Ave., Suite 202, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the KDFA.

Tim Shallenburger  
President

Doc. No. 041959

## State of Kansas

### Secretary of State

#### Executive Appointments

Executive appointments made by the governor, and in some cases by other state officials, are filed with the secretary of state's office. A listing of Kansas state agencies, boards, commissions, and county officials are included in the Kansas Directory, which is available on the secretary of state's website at [www.sos.ks.gov](http://www.sos.ks.gov). The following appointments were recently filed with the secretary of state:

#### District Judge, 11th Judicial District, Division 5

**Kurtis I. Loy**, c/o Crawford County Judicial Center, 602 N. Locust, Pittsburg, 66762. Succeeds John Gariglietti, retired.

#### District Judge, 29th Judicial District, Division 10

**Bill Lee Klapper**, c/o Unified Government of Wyandotte County/Kansas City, Kansas, District Court, 701 N. 7th, Kansas City, KS 66101. Succeeds Jan A. Way.

#### Abstracters' Board of Examiners

**Jerilyn Stull**, 3077 CR 150, McCracken, 67556. Term expires June 30, 2016. Reappointed.

#### Secretary, Department of Administration

**James Clark**, Suite 500, Curtis State Office Building, 1000 S.W. Jackson, Topeka, 66612. Serves at the pleasure of the governor. Succeeds Dennis Taylor.

#### Advisory Commission on African American Affairs

**Sherdeill Breathett Sr.**, 438 N. Gateway Court, Wichita, 67230. Term expires June 30, 2016. Succeeds Jerome Williams.

#### Kansas Animal Health Board

**Terry Schwarz**, 465 800 Ave., Gypsum, 67448. Term expires July 1, 2016. Reappointed.

**Troy Wedel**, 871 Dakota Road, McPherson, 67460. Term expires July 1, 2016. Succeeds Opal Featherston.

#### Capitol Preservation Committee

**Lana Gordon**, Secretary of Labor, 401 S.W. Topeka Blvd., Topeka, 66603. Term expires Aug. 20, 2015. Appointed by the speaker of the House.

**Wade Hapgood**, Room 370-W, State Capitol, 300 S.W. 10th Ave., Topeka, 66612. Term expires Aug. 20, 2015. Appointed by the speaker of the House.

#### Kansas Commission for the Deaf and Hard of Hearing

**James Chance**, 3800 N.W. Lakeview Road, Topeka, 66618. Term expires April 29, 2016. Succeeds Madeleine Starks.

#### Kansas Firefighters Memorial Advisory Committee

**Corey Sands**, 5203 Woodsonia Drive, Shawnee, 66226. Serves at the pleasure of the governor. Succeeds Vicki Zielinski.

#### Governor's Behavioral Health Services Planning Council

**Denise Baynham**, 7701 Armstrong Ave., Apt. 214, Kansas City, KS 66112. Term expires June 30, 2017. Reappointed.

**Teresa Briggs**, 10933 W. 333rd St., Reading, 66868. Term expires June 30, 2017.

(continued)

**Richard Cagan**, 301 Wagon Wheel Road, Lawrence, 66049. Term expires June 30, 2017. Reappointed.

**Richard Dalke**, 901 Lyle Ave., Garden City, 67846. Term expires June 30, 2017. Succeeds Robert Jackson.

**Walter Hill**, 502 W. 30th St., Hays, 67601. Term expires June 30, 2017. Reappointed.

**Bailey Reed**, 1301 Kentucky St., Lawrence, 66044. Term expires June 30, 2017.

**Hon. Guy Steier**, 636 Grand Ave., Clyde, 66938. Term expires June 30, 2017.

**Kansas Guardianship Program**

**Larry Hapgood**, 3319 S.E. 24th Terrace, Topeka, 66605. Term expires June 30, 2017. Succeeds Dr. Beth Lynch.

**Information Technology Executive Council**

**Jay Kim**, 15008 Buena Vista Drive, Leawood, 66224. Term expires Oct. 10, 2014. Succeeds Paul Kitch.

**Kansas Council for Interstate Juvenile Supervision**

**Rep. John Rubin**, 13803 W. 53rd St., Shawnee, 66216. Appointed by the speaker of the House.

**Sen. Greg Smith**, 8605 Robinson, Overland Park, 66212. Appointed by the president of the Senate.

**Kansas Advisory Group on Juvenile Justice and Delinquency Prevention**

**Tuan Huynh**, 2712 Canal Blvd., Apt. 22, Hays, 67601. Term expires June 30, 2017. Succeeds Jeffrey Herrig.

**Regional Systems of Cooperating Libraries**

**Heather Sasse** (Central Kansas Library System), 18062 L Road, Athol, 66932. Term expires June 30, 2017. Succeeds Ruth McCartney.

**Keith Olsen** (Northeast Kansas Library System), 1438 140th St., Horton, 66439. Term expires June 30, 2017. Succeeds Lois Larson.

**Michael Todd** (Northeast Kansas Library System), 1421 N. 330th Road, Baldwin City, 66006. Term expires June 30, 2017. Reappointed.

**State Board of Mortuary Arts**

**Barry Bedene**, 501 N. 4th St., Arma, 66712. Term expires July 31, 2016. Succeeds Fred Holroyd.

**Kansas Board of Nursing**

**Judith Hiner**, 509 N. Overlook Drive, Coffeyville, 67337. Term expires June 30, 2017. Reappointed.

**Kansas Pet Animal Advisory Board**

**Dr. Denver Marlow**, 1023 Park Shire Circle, Manhattan, 66503. Term expires June 30, 2016. Reappointed.

**Kendra Titus**, 2961 Labette Road, Ottawa, 66067. Term expires June 30, 2016. Reappointed.

**Real Estate Appraisal Board**

**Catherine Wilson**, 11012 N. Mill Pointe Circle, Manhattan, 66502. Term expires June 30, 2016. Reappointed.

**Kansas Securities Commissioner**

**Joshua Ney**, 109 S.W. 9th St., Suite 600, Topeka, 66612. Serves at the pleasure of the governor. Succeeds Aaron Jack.

**Kansas Court of Tax Appeals**

**Ronald Mason, Judge**, Suite 1022, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603. Term expires Jan. 15, 2017. Succeeds Janis Lee.

**Advisory Committee on Trauma**

**John Hultgren**, 3103 Union Road, Junction City, 66441. Term expires June 30, 2017. Succeeds Marvin Van Blaricon.

**University of Kansas Hospital Authority**

**Elizabeth King**, 1911 N. Timberwood St., Wichita, 67206. Term expires March 15, 2014. Succeeds Alex Ammar.

**Kansas Water Authority**

**Randy Hayzlett**, 1112 Road T, Lakin, 67860. Term expires Jan. 15, 2015. Appointed by the president of the Senate.

**Wichita State University Board of Trustees**

**Ken Hush**, 14201 E. Brookline Court, Wichita, 67230. Term expires June 30, 2016. Succeeds James Denny Senseney.

**Kris W. Kobach**  
Secretary of State

Doc. No. 041908

**State of Kansas**

**Board of Nursing**

**Permanent Administrative Regulations**

**Article 8.—FEES**

**60-8-101. Payment of fees.** The following fees shall be charged by the board of nursing:

- (a) Mental health technician programs.
  - (1) Annual renewal of program approval .....\$100.00
  - (2) Survey of a new program ..... 200.00
  - (3) Application for approval of continuing education providers ..... 200.00
  - (4) Annual renewal for continuing education providers... 50.00
- (b) Mental health technicians.
  - (1) Application for licensure ..... 50.00
  - (2) Examination ..... 40.00
  - (3) Biennial renewal of license ..... 60.00
  - (4) Application for reinstatement of license without temporary permit ..... 70.00
  - (5) Application for reinstatement of license with temporary permit ..... 75.00
  - (6) Certified copy of Kansas license ..... 12.00
  - (7) Inactive license ..... 10.00
  - (8) Verification of licensure ..... 10.00
  - (9) Duplicate license ..... 12.00
  - (10) Application for exempt license ..... 50.00
  - (11) Renewal of exempt license ..... 50.00

(Authorized by K.S.A. 65-4203; implementing K.S.A. 65-4208; effective May 1, 1980; amended May 1, 1983; amended, T-85-49, Dec. 19, 1984; amended May 1, 1985; amended June 3, 1991; amended May 17, 1993; amended May 9, 1994; amended Feb. 6, 1995; amended April 3, 1998; amended July 1, 2001; amended April 20, 2007; amended Oct. 18, 2013.)

**Article 16.—INTRAVENOUS FLUID THERAPY FOR LICENSED PRACTICAL NURSE**

**60-16-102. Scope of practice for licensed practical nurse performing intravenous fluid therapy.** (a) A licensed practical nurse under the supervision of a registered professional nurse may engage in a limited scope of intravenous fluid treatment, including the following:

- (1) Monitoring;
- (2) maintaining basic fluids;

(3) discontinuing intravenous flow and an intravenous access device not exceeding three inches in length in peripheral sites only; and

(4) changing dressings for intravenous access devices not exceeding three inches in length in peripheral sites only.

(b) Any licensed practical nurse who has met one of the requirements under K.S.A. 65-1136, and amendments thereto, may perform, in addition to the functions specified in subsection (a) of this regulation, the following procedures relating to the expanded administration of intravenous fluid therapy under the supervision of a registered professional nurse:

(1) Calculating;

(2) adding parenteral solutions to existing patent central and peripheral intravenous access devices or administration sets;

(3) changing administration sets;

(4) inserting intravenous access devices that meet these conditions:

(A) Do not exceed three inches in length; and

(B) are located in peripheral sites only;

(5) adding designated premixed medications to existing patent central and peripheral intravenous access devices or administration sets either by continuous or intermittent methods;

(6) maintaining the patency of central and peripheral intravenous access devices and administration sets with medications or solutions as allowed by policy of the facility;

(7) changing dressings for central venous access devices;

(8) administering continuous intravenous drip analgesics and antibiotics; and

(9) performing the following procedures in any facility having continuous on-site registered professional nurse supervision:

(A) Admixing intravenous medications; and

(B) administering by direct intravenous push any drug in a drug category that is not specifically listed as a banned drug category in subsection (c), including analgesics, antibiotics, antiemetics, diuretics, and corticosteroids, as allowed by policy of the facility.

(c) A licensed practical nurse shall not perform any of the following:

(1) Administer any of the following by intravenous route:

(A) Blood and blood products, including albumin;

(B) investigational medications;

(C) anesthetics, antianxiety agents, biological therapy, serums, hemostatics, immunosuppressants, muscle relaxants, human plasma fractions, oxytocics, sedatives, tocolytics, thrombolytics, anticonvulsants, cardiovascular preparations, antineoplastics agents, hematopoietics, autonomic drugs, and respiratory stimulants;

(D) intravenous fluid therapy in the home health setting, with the exception of the approved scope of practice authorized in subsection (a); or

(E) intravenous fluid therapy to any patient under the age of 12 or any patient weighing less than 80 pounds, with the exception of the approved scope of practice authorized in subsection (a);

(2) initiate total parenteral nutrition or lipids;

(3) titrate medications;

(4) draw blood from a central intravenous access device;

(5) remove a central intravenous access device or any intravenous access device exceeding three inches in length; or

(6) access implantable ports for any purpose.

(d) Licensed practical nurses qualified by the board before June 1, 2000 may perform those activities listed in subsection (a) and paragraph (b)(9)(A) regardless of their intravenous therapy course content on admixing.

(e) This regulation shall limit the scope of practice for each licensed practical nurse only with respect to intravenous fluid therapy and shall not restrict a licensed practical nurse's authority to care for patients receiving this therapy. (Authorized by and implementing K.S.A. 65-1136; effective Nov. 21, 1994; amended Dec. 13, 1996; amended June 12, 1998; amended Oct. 29, 1999; amended Jan. 24, 2003; amended May 18, 2012; amended Oct. 18, 2013.)

Mary Blubaugh, MSN, RN  
Executive Administrator

Doc. No. 041953

## State of Kansas

### State Fire Marshal

#### Permanent Administrative Regulations

##### Article 4.—EXPLOSIVE MATERIALS

**22-4-2.** (Authorized by and implementing K.S.A. 1988 Supp. 31-133; effective Nov. 27, 1989; revoked Oct. 18, 2013.)

**22-4-3.** (Authorized by and implementing K.S.A. 1988 Supp. 31-133; effective Nov. 27, 1989; revoked Oct. 18, 2013.)

**22-4-4.** (Authorized by and implementing K.S.A. 1989 Supp. 31-133; effective Sept. 17, 1990; revoked Oct. 18, 2013.)

**22-4-5. Adoption by reference.** (a) The 2013 edition of NFPA 495, "explosive materials code," published by the national fire protection association (NFPA), is hereby adopted by reference, with the alterations specified in subsections (b) through (d).

(b) The following provisions shall be excluded from adoption:

(1) All material before chapter 1 and all annexes;

(2) chapters 2, 8, and 12;

(3)(A) The last sentence of section 1.3.1;

(B) sections 1.4 through 1.4.3; and

(C) section 1.6;

(4)(A) The last sentence of section 3.1;

(B) section 3.2.1; and

(C) sections 3.2.3 through 3.2.7;

(5)(A) Section 4.1.7;

(B) sections 4.2.3.1 through 4.2.3.3;

(C) sections 4.7.2 through 4.7.4;

(D) section 4.8.2; and

(continued)

- (E) section 4.10.2;
  - (6) section 5.2.13.2;
  - (7)(A) Sections 6.3 through 6.3.5; and
  - (B) sections 6.6 through 6.6.8;
  - (8) sections 7.3 through 7.3.2;
  - (9) section 10.3.8.1;
  - (10) section 11.4.3;
  - (11) section 13.1.2; and
  - (12)(A) Sections 14.1 through 14.3.8;
  - (B) sections 14.4.1 through 14.4.4; and
  - (C) sections 14.4.8 through 14.5.9.
- (c) The following modifications shall be made to NFPA 495:

(1) Section 1.3.2 shall be replaced with the following: "This code shall not apply to the transportation and use of military explosives by federal or state military agencies, nor shall this code apply to the use of explosive materials by federal, state, or municipal agencies while engaged in public safety functions, except that state and municipal agencies shall be subject to the storage, record-keeping, and permitting requirements of this code."

(2) In section 1.3.5, the phrase "as defined in NFPA 1122, Code for Model Rocketry; NFPA 1125, Code for the Manufacture of Model Rocket and High Power Rocket Motors; and NFPA 1127, Code for High Power Rocketry" shall be deleted.

(3) The following text shall be added after section 1.3.6: "This code shall not apply to small arms ammunition and components of small arms ammunition, but this code shall apply to the manufacture of smokeless propellants and black powder substitutes and to smokeless propellants and black powder substitutes not designed for use in small arms ammunition.

"This code shall not apply to commercially manufactured black powder in quantities not to exceed fifty pounds, percussion caps, safety and pyrotechnical fuses, quills, quick and slow matches, and friction primers, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms as defined in 18 U.S.C. §921(a)(16) or in antique devices exempted from the term 'destructive device' in 18 U.S.C. §921(a)(4).

"This code shall not apply to the use, storage, or transportation of precursor chemicals used for agricultural purposes other than blasting, or to fertilizers and fertilizer materials regulated by the Kansas department of agriculture pursuant to K.S.A. 2-1201 et seq., and amendments thereto, except that thefts of ammonium nitrate shall be reported to the office of the state fire marshal and to a local law enforcement authority within 24 hours of discovering the theft."

(4) In section 3.2.2, the definition of "Authority Having Jurisdiction (AHJ)" shall be replaced with the following: "The state fire marshal or designee, except when the context indicates that the term is referring to a local fire department or law enforcement agency."

(5) In section 3.3.8, the definition of blasting agent shall be replaced with the following: "Any material or mixture, consisting of fuel and oxidizer, intended for blasting, not otherwise defined as an explosive, provided that the finished product, as mixed for use or shipment, cannot be detonated by means of a numbered 8 test blasting cap when unconfined."

(6) Section 3.3.20 shall be replaced with the following: "Explosive. Any chemical compound, mixture, or device, the primary or common purpose of which is to function by explosion. The term shall also include two or more precursor chemicals sold or possessed together that if mixed or combined would constitute a binary explosive."

(7) Section 3.3.49 shall be replaced with the following: "Small arms ammunition and components of small arms ammunition. Small arms ammunition or cartridge cases, primers, or smokeless propellants designed for use in small arms, including percussion caps, and 3/32 inch and other external burning pyrotechnic hobby fuses. The term shall not include black powder, but shall include black powder substitutes provided the propellant is a component of small arms ammunition."

(8) Section 4.2.1 shall be replaced with the following: "No person shall be in possession of explosive materials, or conduct an operation or activity requiring the use of explosive materials, or perform or supervise the loading and firing of explosive materials without first obtaining the correct permit or permits from the state fire marshal."

(9) Section 4.2.4 shall be replaced with the following: "Each permitted manufacturer, distributor, and user in the state shall maintain continuous general liability coverage that includes coverage for intentional blasting of not less than \$1,000,000 from an insurance company authorized by the Kansas insurance department to do business in Kansas and shall annually provide proof of this insurance to the state fire marshal."

(10) Section 4.3.1 shall be replaced with the following sentence: "Before a person conducts an operation or activity that uses explosive materials in the state, the person shall obtain a user permit from the state fire marshal."

(11) Section 4.3.2 shall be replaced with the following sentence: "Before an individual performs or supervises the loading and firing of explosive materials in the state, that individual shall obtain the appropriate permit to blast, as specified in Table 4.3.2, from the state fire marshal, except that this requirement shall not apply to a trainee who is acting under the direct supervision of and is being trained by the holder of a blaster permit."

(12) The following classes of blasting permits shall be added to table 4.3.2:

(A) Class P1 permit. The category name for this permit shall be "Public Safety, Bomb Technician." The permit shall allow "blasting by a bomb technician acting on behalf of the state or a political or taxing subdivision in a public safety capacity."

(B) Class P2 permit. The category name for this permit shall be "Public Safety, Explosive Breacher." The permit shall allow "explosive breaching by a person acting on behalf of the state or a political or taxing subdivision in a public safety capacity."

(13) The following text shall be added after section 4.3.2:

"Permit to Manufacture. Before a person manufactures explosive materials in the state, that person shall obtain a manufacturer permit from the state fire marshal. A holder of a manufacturer permit shall not be required to obtain a distributor or user permit.

"Permit to Distribute. Before a person engages in the business of distributing explosive materials within the

state, that person shall obtain a distributor permit from the state fire marshal, except that this requirement shall not apply to common carriers or to an out-of-state person who distributes explosive materials to the holder of a manufacturer or distributor permit. 'Distributing' shall mean the selling, issuing, giving, transferring, or other disposing of. A holder of a distributor permit shall not be required to obtain a user permit.

"Handler Permit. Before an individual, other than the holder of a blaster permit, actually or constructively possesses explosive materials in the state, that individual shall obtain a handler permit from the state fire marshal, except that a handler permit shall not be required to handle explosive materials under the direct supervision of the holder of a blaster permit. 'Direct supervision' shall mean that the holder of the blaster permit is physically present and overseeing the actions of the employee. Actual possession shall include the physical handling of explosive materials. Permitted handlers may include individuals who load or unload vehicles, trainees, magazine keepers, drillers, stemmers and sales staff.

"Storage Permit. Before a person stores explosive materials in the state, that person shall obtain a site-specific storage permit. The storage permit may be temporary or permanent. A permanent storage permit shall be valid for no longer than three years. A temporary storage permit shall be valid for no longer than 90 days, but the permit holder may apply to the office of the state fire marshal to renew the permit one time for no longer than an additional 90 days. Before either storage permit will be issued, the person shall obtain a manufacturer, distributor, or user permit from the state fire marshal, any explosive permit required by the bureau of alcohol, tobacco, firearms and explosives, and a certification from the fire department with jurisdiction over the area where the storage site will be located that the proposed storage of explosive materials will not violate any local laws."

(14) Section 4.4.2.1 shall be replaced with the following: "Each applicant shall complete a blaster training program and pass a qualifying examination in the category of blasting for which application is made. The blaster training program and qualifying examination shall be approved in advance by the office of the state fire marshal. To be approved by the office of the state fire marshal, a blaster training program or blaster refresher course shall provide training on the following topics, as applicable to the category of blasting for which application is made: the requirements of this code; federal explosives law and regulations; and industry standards related to the safe use, storage, and transportation of explosive materials."

(15) Section 4.4.2.2 shall be replaced with the following: "To be approved by the office of the state fire marshal, a qualifying examination shall test the applicant's knowledge of the following topics, as applicable to the category of blasting for which application is made: the requirements of this code; federal explosives law and regulations; and industry standards related to the safe use, storage, and transportation of explosive materials."

(16) Section 4.4.5 shall be replaced with the following: "Each person whose permit to blast has been revoked shall be required to complete a blaster training program and pass a qualifying examination of a condition of re-

instatement of the permit. The blaster training program and qualifying examination shall be approved in advance by the office of the state fire marshal."

(17) Section 4.4.6 shall be replaced with the following: "Each person whose permit to blast has lapsed for a period of one year or longer shall be required to complete a blaster training program and pass a qualifying examination as a condition of renewal of the permit. The blaster training program and qualifying examination shall be approved in advance by the office of the state fire marshal."

(18) The following text shall be added after section 4.4.6:

"If the holder of a blaster or handler permit ceases to be employed by a permitted manufacturer, distributor, or user, the blaster or handler shall notify the office of the state fire marshal within five business days, and the individual's permit shall be placed on inactive status. The individual shall not blast or handle explosive materials while the permit is on inactive status. Before resuming work with a permitted manufacturer, distributor, or user, the blaster or handler shall notify the office of the state fire marshal, and the permit shall be returned to active status. However, if the permit has been on inactive status for at least one year, the holder shall complete an approved blaster refresher class for a blaster permit or an approved explosive safety course for a handler permit before the permit is returned to active status.

"Requirement for a Handler Permit. Before applying for or renewing a handler permit, an individual shall complete an explosive safety course approved by the state fire marshal. The explosive safety course shall provide training on the safe handling, storage, and transportation of explosive materials."

(19) Sections 4.5.1 and 4.5.2 shall be replaced with the following sentence: "The holder of any permit or permits issued pursuant to this code shall maintain a copy of the permit or permits at all sites where explosive materials are stored or used and in any vehicle used to transport explosive materials."

(20) Section 4.6.2 shall be replaced with the following sentence: "An individual shall be at least 18 years old before applying for a handler permit and at least 21 years old before applying for a blaster permit."

(21) In section 4.7.1(3), "is a fugitive from justice" shall be replaced with "has fled from any state to avoid prosecution for a crime or to avoid giving testimony in any criminal proceeding."

(22) Section 4.8.1.1 shall be replaced with the following sentence: "Permit holders shall keep records in accordance with 27 C.F.R. Part 555, Subpart G, as adopted by reference in K.A.R. 22-4-5."

(23) Section 4.10.1 shall be replaced with the following: "When an application for renewal is filed with the office of the state fire marshal before expiration of the current permit, the existing permit shall not expire until the state fire marshal has taken final action upon the application for renewal or, if the state fire marshal's action is unfavorable, until the last day for seeking judicial review of the state fire marshal's action or a later date fixed by the reviewing court."

(continued)

(24) The following sentence shall be added after section 4.10.3: "Before applying for renewal, the holder of a blaster permit shall complete a blaster refresher course approved by the state fire marshal and the holder of a handler permit shall complete an explosive safety course approved by the state fire marshal."

(25) Section 5.4.4.1.2 shall be replaced with the following: "The integrity of the fences and gates shall be checked at least annually."

(26) In section 5.4.7, the phrase "and the IAPMO Uniform Mechanical Code" shall be deleted.

(27) Section 9.7.2 shall be replaced with the following: "All magazines containing explosive materials shall be opened and inspected at maximum intervals of seven days to determine whether there has been unauthorized or attempted entry into the magazines or whether there has been unauthorized removal of the magazines or their contents."

(28) The following sentence shall be added before section 10.1: "A holder of a user permit shall notify the office of the state fire marshal at least 48 hours before beginning blasting operations at a site and before resuming blasting operations at a site if those operations have been suspended or discontinued for more than six months."

(29) Section 10.1.19.1(2) shall be replaced with the following: "Compliance with the safe distances in safety library publication 20, 'safety guide for the prevention of radio frequency radiation hazards in the use of commercial electric detonators (blasting caps),' published by the institute of makers of explosives (IME) and dated December 2011, parts II and III of which are hereby adopted by reference, with the exception of all text before table 1 and pages 36 through 38."

(30) Section 11.1.1 shall be replaced with the following: "This chapter shall apply to buildings and other structures. As used in this chapter, 'buildings and other structures' shall mean dwellings, public buildings, schools, places of worship, and commercial or institutional buildings."

(31) In section 11.1.3, all text after "with" shall be replaced with "the international society of explosives engineers' 'ISEE performance specifications for blasting seismographs,' 2011 edition."

(32) In section 11.1.4, the phrase "2009 edition" shall be added at the end of the sentence.

(33) The following text shall be added after section 11.1.4:

"The blaster-in-charge or designee shall conduct a preblast survey of all buildings and structures within a scaled distance of 35 ft/lbs<sup>1/2</sup> from the blast site, except that a preblast survey shall not be required for a building or structure if the owner refuses permission or if the owner does not respond after three documented attempts to obtain permission.

"Where blasting seismographs are used, the permitted user shall maintain the seismograph recording and accompanying records for at least three years. These records shall include the maximum ground vibration and acoustics levels recorded, the specific location of the seismograph equipment, its distance from the detonation of the explosives, the date and time of the recording, the name of the individual responsible for operation of the seis-

mograph equipment, the type of seismograph instrument, its sensitivity, and the calibration signal or certification date of the last calibration."

(34) Section 11.2.3 shall be replaced with the following sentence: "The ground vibration limit for underground utilities, pipelines, fiber optic lines, and similar buried engineered structures shall be five inches per second."

(35) Section 11.4.2 shall be replaced with the following: "Reasonable precautions shall be taken to prevent flyrock from being propelled from the blast site onto property not contracted by the blasting operation or onto property for which the owner has not provided a written waiver to the blasting operation."

(36) The following text shall be added at the end of chapter 11: "The blaster-in-charge shall ensure that a record of each use of explosives is made, and this record shall be retained for at least three years by the permitted user. The record shall include:

"(A) The name and permit number of the permitted user;

"(B) the location, date, and time of the detonation;

"(C) the name and permit number of the blaster-in-charge;

"(D) the type of materials blasted;

"(E) the type of explosives used;

"(F) the weight of each explosive product used and the total weight of explosives used;

"(G) the maximum weight of explosives detonated within any eight-millisecond period;

"(H) the initiation system, including the number of circuits and the timer interval, if a sequential timer is used;

"(I) the type of detonator and delay periods used, in milliseconds;

"(J) the sketch of delay pattern, including decking;

"(K) the distance and scaled distance, if applicable, to the nearest building or structure;

"(L) the location of the nearest building or structure, using the best available information; and

"(M) if bore holes are used, the number of bore holes, burden, and spacing; the diameter and depth of bore holes; and the type and length of stemming."

(37) Section 13.1.1 shall be replaced with the following sentence: "Two or more precursor chemicals that would constitute a binary explosive if mixed or combined shall be stored and used in the same manner as other explosive materials."

(38) Section 13.4.2 shall be replaced with the following: "Thefts of precursor chemicals during transportation, storage, and use shall be reported to the office of the state fire marshal, the bureau of alcohol, tobacco, firearms and explosives, and a local law enforcement agency."

(d)(1) Each citation in NFPA 495 to the following codes shall mean the edition adopted by reference in K.A.R. 22-1-3:

(A) NFPA 13, "standard for the installation of sprinkler systems"; and

(B) NFPA 70, "national electric code."

(2) Each citation in NFPA 495 to the following codes shall mean the edition adopted by reference in K.A.R. 22-6-20:

(A) NFPA 1123, "code for fireworks display";



(B) NFPA 1124, “code for the manufacture, transportation, storage, and retail sales of fireworks and pyrotechnic articles”; and

(C) NFPA 1126, “standard for the use of pyrotechnics before a proximate audience.”

(3) Each citation of NFPA 1, “fire code,” shall be replaced by “the international fire code (IFC) as adopted by reference in K.A.R. 22-1-3.”

(4) Each citation of NFPA 5000, “building construction and safety code,” shall be replaced by “the international building code (IBC) as adopted by reference in K.A.R. 22-1-3.”

(e) 27 C.F.R. part 555, subpart G, as in effect on April 27, 2012, is hereby adopted by reference, with the following modifications:

(1) 27 C.F.R. 555.121(b), 555.122, 555.123(f), 555.124(f), 555.125(a), (b)(2), and (b)(6), 555.126, and 555.129 are not adopted.

(2) In 27 C.F.R. 555.121(c), the last sentence shall be deleted.

(3) In 27 C.F.R. 555.127, all text after “end of the day” shall be deleted.

(4) In 27 C.F.R. 555.128, the last sentence shall be replaced with the following sentence: “Copies of the rec-

ords shall be delivered to the office of the state fire marshal within 30 days following the discontinuance of the business or operations.”

(5) Wherever the term “Director, Industry Operations” appears in subpart G, this term shall be replaced with “state fire marshal.”

(6) Each reference to a “licensed manufacturer” shall mean a “person with a state manufacturer permit.” Each reference to a “licensed dealer” shall mean a “person with a state distributor permit.”

(7) Each reference to a “limited permit” shall be deleted.

(f) Each existing user permit and each existing blaster permit issued by the state fire marshal shall be deemed valid and shall remain effective until the permit’s expiration date, unless the permit is revoked or suspended before then. (Authorized by and implementing K.S.A. 2012 Supp. 31-133; effective, T-22-6-28-13, June 28, 2013; effective Oct. 18, 2013.)

Doug Jorgensen  
State Fire Marshal

Doc. No. 041955

**INDEX TO ADMINISTRATIVE REGULATIONS**

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2009 Volumes of the *Kansas Administrative Regulations* and the 2013 Supplement of the *Kansas Administrative Regulations*.

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
4-16-1a	Amended	V. 32, p. 408
4-16-1c	Amended	V. 32, p. 409
4-16-7a	Amended	V. 32, p. 410
4-16-306	New	V. 32, p. 410
4-17-1a	Revoked	V. 32, p. 411
4-17-1c	Revoked	V. 32, p. 411
4-17-300	Revoked	V. 32, p. 411
4-17-302 through 4-17-305	Revoked	V. 32, p. 411
4-28-2	Amended	V. 32, p. 349
4-28-6	Amended	V. 32, p. 499
4-28-8	Amended	V. 32, p. 349
4-28-9 through 4-28-16	Revoked	V. 32, p. 349
4-28-33	New	V. 32, p. 499
4-28-34	New	V. 32, p. 500

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

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

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

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

**AGENCY 10: KANSAS BUREAU OF INVESTIGATION**

Reg. No.	Action	Register
10-10-2	Amended	V. 32, p. 960
10-10-5	New	V. 32, p. 960

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

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

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

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

**AGENCY 16: ATTORNEY GENERAL**

Reg. No.	Action	Register
16-8-1 through 16-8-7	New (T)	V. 32, p. 864-866
16-11-7	Amended (T)	V. 32, p. 916

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

Reg. No.	Action	Register
17-11-18	Amended	V. 32, p. 372

**AGENCY 22: STATE FIRE MARSHAL**

Reg. No.	Action	Register
22-4-5	New (T)	V. 32, p. 859

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

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

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

Reg. No.	Action	Register
28-4-801	Amended	V. 32, p. 1026
28-4-814	Amended	V. 32, p. 1027
28-4-816	Amended	V. 32, p. 1028
28-4-820	Amended	V. 32, p. 1029
28-4-821	Amended	V. 32, p. 1030
28-29-109	Amended	V. 32, p. 938
28-29-1600 through 28-29-1608	New	V. 32, p. 1194-1199
28-30-2 through 28-30-6	Amended	V. 32, p. 522-525
28-31-260b	New	V. 32, p. 415
28-31-268	Amended	V. 32, p. 416
28-32-13	Amended	V. 32, p. 208
28-35-147a	Amended	V. 32, p. 260
28-39-164 through 28-39-168	Revoked (T)	V. 32, p. 876
28-39-169a	Revoked (T)	V. 32, p. 876
28-39-169b	Revoked (T)	V. 32, p. 876
28-39-169c	Revoked (T)	V. 32, p. 876

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-20	Amended	V. 32, p. 183
40-2-14a	Amended	V. 32, p. 183

(continued)

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

Reg. No.	Action	Register
44-15-204	New (T)	V. 32, p. 862
44-15-204	New	V. 32, p. 1150

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

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

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-9-105	Amended	V. 32, p. 411
60-9-106	Amended	V. 32, p. 412
60-9-107	Amended	V. 32, p. 413
60-12-106	Amended	V. 32, p. 414

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-3-9	Amended	V. 32, p. 504

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-3-135a	Amended	V. 32, p. 940
82-3-602	Amended	V. 32, p. 940
82-3-603	Amended	V. 32, p. 940
82-3-604	Amended	V. 32, p. 941
82-3-607	Amended	V. 32, p. 942
82-3-608	New	V. 32, p. 942
82-3-1300 through 82-3-1307	New	V. 32, p. 942, 943
82-4-1	Amended	V. 32, p. 1077
82-4-3a through 82-4-3d	Amended	V. 32, p. 1079-1099
82-4-3f through 82-4-3o	Amended	V. 32, p. 1100-1119
82-4-6d	Amended	V. 32, p. 1119
82-4-8a	Amended	V. 32, p. 1121
82-4-20	Amended	V. 32, p. 1121
82-4-27	Amended	V. 32, p. 1122
82-4-29	Amended	V. 32, p. 1122
82-4-39	Amended	V. 32, p. 1122
82-4-48a	Amended	V. 32, p. 1122

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-42-1	New	V. 32, p. 317
91-42-2	New	V. 32, p. 317

**AGENCY 98: KANSAS WATER OFFICE**

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

98-8-2	New	V. 32, p. 1006
98-8-3	New	V. 32, p. 1006

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

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

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

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

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

Reg. No.	Action	Register
109-1-1	Amended	V. 32, p. 226
109-1-1a	Revoked	V. 32, p. 229
109-2-5	Amended	V. 32, p. 612
109-5-3	Amended	V. 32, p. 230
109-5-5	Amended	V. 32, p. 231
109-11-1	Revoked	V. 32, p. 231
109-11-3	Revoked	V. 32, p. 231
109-11-4	Revoked	V. 32, p. 231
109-11-5	Revoked	V. 32, p. 231
109-11-6	Revoked	V. 32, p. 231
109-15-1	Amended	V. 32, p. 231

**AGENCY 110: DEPARTMENT OF COMMERCE**

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

**AGENCY 111: KANSAS LOTTERY**

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

Reg. No.	Action	Register
111-2-270 through 111-2-276	New	V. 31, p. 114-116
111-2-277 through 111-2-282	New	V. 31, p. 582, 583
111-2-283 through 111-2-286	New	V. 31, p. 648
111-2-287	New	V. 31, p. 1428
111-2-288	New	V. 31, p. 1428
111-2-289 through 111-2-293	New	V. 32, p. 126-128
111-2-294	New	V. 32, p. 278
111-2-295	New	V. 32, p. 278
111-2-296	New	V. 32, p. 297
111-2-297	New	V. 32, p. 297
111-2-298 through 111-2-305	New	V. 32, p. 321-324
111-2-306	New	V. 32, p. 890

111-2-307	New	V. 32, p. 890
111-2-308	New	V. 32, p. 920
111-2-309	New	V. 32, p. 920
111-2-310	New	V. 32, p. 920
111-4-3135	New	V. 31, p. 116
111-4-3136	New	V. 31, p. 121
111-4-3137 through 111-4-3142	New	V. 31, p. 274-278
111-4-3144 through 111-4-3158	New	V. 31, p. 345-354
111-4-3159 through 111-4-3162	New	V. 31, p. 583-587
111-4-3163 through 111-4-3171	New	V. 31, p. 613-617
111-4-3172 through 111-4-3181	New	V. 31, p. 649-656
111-4-3182 through 111-4-3196	New	V. 31, p. 1429-1441
111-4-3197 through 111-4-3203	New	V. 31, p. 1468-1470
111-4-3204 through 111-4-3211	New	V. 31, p. 1541-1547
111-4-3212 through 111-4-3216	New	V. 32, p. 128-131
111-4-3217 through 111-4-3223	New	V. 32, p. 153-159
111-4-3224	New	V. 32, p. 278
111-4-3225	New	V. 32, p. 298
111-4-3226	New	V. 32, p. 299
111-4-3227 through 111-4-3232	New	V. 32, p. 324-327
111-4-3233 through 111-4-3236	New	V. 32, p. 350-352
111-4-3237 through 111-4-3250	New	V. 32, p. 585-594
111-4-3251 through 111-4-3263	New	V. 32, p. 811-819
111-4-3264	New	V. 32, p. 890
111-4-3265	New	V. 32, p. 891
111-4-3266	New	V. 32, p. 892
111-4-3267 through 111-4-3271	New	V. 32, p. 921-923
111-4-3272 through 111-4-3278	New	V. 32, p. 961-966
111-4-3279	New	V. 32, p. 1006
111-4-3280	New	V. 32, p. 1008
111-4-3281 through 111-4-3285	New	V. 32, p. 1054-1058
111-5-23 through 111-5-28	Amended	V. 31, p. 355-358
111-5-31	Amended	V. 31, p. 359
111-5-33	Amended	V. 31, p. 279
111-5-82	Amended	V. 31, p. 657
111-5-83	Amended	V. 31, p. 657
111-5-127 through 111-5-132	Amended	V. 32, p. 893-896
111-5-194	Amended	V. 31, p. 359
111-5-200	New	V. 31, p. 360
111-5-201 through 111-5-206	New	V. 31, p. 618, 619
111-5-207 through 111-5-212	New	V. 32, p. 819-821
111-7-187a	New	V. 32, p. 896
111-7-188a	New	V. 32, p. 924
111-7-249 through 111-7-254	New	V. 32, p. 300-302

111-7-255 through  
 111-7-260 New V. 32, p. 353, 354  
 111-9-174 New V. 31, p. 122  
 111-9-175 New V. 31, p. 123  
 111-9-176 New V. 31, p. 124  
 111-9-177 New V. 31, p. 360  
 111-9-178 New V. 31, p. 1442  
 111-9-179 New V. 31, p. 1442  
 111-9-180 New V. 31, p. 1470  
 111-9-181 New V. 31, p. 1471  
 111-9-182 New V. 32, p. 132  
 111-9-183 New V. 32, p. 133  
 111-9-184 New V. 32, p. 354  
 111-9-184a New V. 32, p. 967  
 111-9-185 New V. 32, p. 355  
 111-9-185a New V. 32, p. 968  
 111-9-186 New V. 32, p. 594  
 111-9-186a New V. 32, p. 968  
 111-9-187 New V. 32, p. 594  
 111-9-188 New V. 32, p. 1059  
 111-9-189 New V. 32, p. 1059  
 111-15-1 Amended V. 32, p. 280  
 111-15-2 Amended V. 32, p. 280  
 111-15-3 Amended V. 32, p. 280  
 111-15-5 Amended V. 32, p. 281  
 111-15-6 Amended V. 32, p. 281  
 111-15-12 through  
 111-15-20 New V. 32, p. 897, 898  
 111-17-3 New V. 31, p. 279  
 111-17-4 New V. 31, p. 619  
 111-17-5 New V. 32, p. 159  
 111-17-6 New V. 32, p. 282  
 111-17-6a New V. 32, p. 328  
 111-17-7 New V. 32, p. 595  
 111-17-8 New V. 32, p. 821  
 111-17-9 New V. 32, p. 1060  
 111-201-14 Amended V. 31, p. 361  
 111-301-6 Amended V. 31, p. 658

111-301-32 through  
 111-301-44 New V. 31, p. 1443-1446  
 111-401-1 through  
 111-401-50 New V. 31, p. 389-407  
 111-401-30 Amended V. 32, p. 969  
 111-401-51 through  
 111-401-118 New V. 31, p. 427-449  
 111-401-63 Amended V. 32, p. 970  
 111-401-95 Amended V. 32, p. 972  
 111-401-109 Amended V. 32, p. 973  
 111-401-119 through  
 111-401-166 New V. 31, p. 528-552  
 111-401-167 through  
 111-401-171 New V. 32, p. 160-162  
 111-401-172 through  
 111-401-177 New V. 32, p. 302-305  
 111-401-174 Amended V. 32, p. 1009  
 111-401-178 through  
 111-401-194 New V. 32, p. 329-334  
 111-501-9 Amended V. 31, p. 124  
 111-501-12 Amended V. 31, p. 659  
 111-501-14 through  
 111-501-26 New V. 31, p. 124-129  
 111-501-35 through  
 111-501-81 New V. 31, p. 129-146  
 111-501-44 Amended V. 32, p. 974  
 111-501-45 Amended V. 32, p. 976  
 111-501-61 Amended V. 31, p. 1549  
 111-501-82 through  
 111-501-102 New V. 31, p. 620-628

111-501-103 through  
 111-501-117 New V. 32, p. 162-167  
 111-501-118 New V. 32, p. 306  
 111-501-119 New V. 32, p. 167  
 111-501-120 New V. 32, p. 167  
 111-501-121 New V. 32, p. 167

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

Reg. No.	Action	Register
115-2-1	Amended	V. 32, p. 318
115-2-3	Amended	V. 32, p. 482
115-4-4	Amended	V. 32, p. 319
115-4-4a	Amended	V. 32, p. 320
115-4-11	Amended	V. 32, p. 483
115-5-1	Amended	V. 32, p. 854
115-5-2	Amended	V. 32, p. 855
115-6-1	Amended	V. 32, p. 855
115-8-1	Amended	V. 32, p. 856
115-8-2	Amended	V. 32, p. 856
115-8-23	Amended	V. 32, p. 857
115-9-8	Amended	V. 32, p. 89
115-14-14	Amended	V. 32, p. 90
115-16-5	Amended	V. 32, p. 857
115-18-7	Amended	V. 32, p. 320
115-40-1 through 115-40-6	New	V. 32, p. 858, 859

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-7-1	Amended	V. 32, p. 226
117-20-3	New	V. 32, p. 89
117-20-4	Amended	V. 32, p. 1026
117-20-7	New	V. 32, p. 89

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

---