# Kansas Register

Kris W. Kobach, Secretary of State

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#### State of Kansas Kansas Judicial Council

#### Notice of Meeting

The Kansas Judicial Council will meet at 9 a.m. Friday, December 6, in the Kansas Judicial Center, Room 140, 301 S.W. 10th Ave., Topeka. For more information call 785-296-2498.

> Nancy J. Strouse Executive Director

Doc. No. 042107

State of Kansas

#### 911 Coordinating Council

#### Notice of Meeting

The Kansas 911 Coordinating Council will meet at 11 a.m. Friday, December 6, in Room 546-S, State Capitol, 300 S.W. 10th Ave., Topeka. For more information contact Dana Wethington, Kansas Association of Counties, at 785-272-2585 or wethington@kansascounties.org.

Melissa Wangemann Kansas Association of Counties Local Collection Point Administrator

Doc. No. 042109

(Published in the Kansas Register November 28, 2013.)

#### USDA — Natural Resources Conservation Service

#### Notice of Kansas Technical Committee Meeting

The Natural Resources Conservation Service will conduct a Kansas Technical Committee meeting via face-toface and by teleconference from 9:30 a.m. to noon Monday, December 2, at 747 Duvall, Salina, to make an informed decision to the state conservationist regarding the black-footed ferret. States are being provided the opportunity to decide if they want to allocate general Environmental Quality Incentives Program (EQIP) dollars to a small targeted group for the reintroduction of the ferret.

Individuals interested in participating in the teleconference may contact Rosie Collins, secretary, at 785-823-4566 or rosie.collins@ks.usda.gov by November 29 to obtain the call-in number or to request any special needs for the teleconference.

For more information contact Xiomara Tryban, assistant state conservationist for programs, NRCS, Salina, at 785-823-4569 or xiomara.tryban@ks.usda.gov.

NRCS is an equal opportunity provider and employer. Eric B. Banks

State Conservationist

Doc. No. 042115

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

#### Kansas Register

#### 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 11-25-13 through 12-1-13

Term	Rate
1-89 days	0.09%
3 months	0.07%
6 months	0.10%
12 months	0.14%
18 months	0.21%
2 years	0.29%
	6

Scott Miller Director of Investments

Doc. No. 042102

#### State of Kansas

## (Published in the Kansas Register November 28, 2013.)

#### North Central Regional Planning Commission

#### Notice to Bidders

Sealed bids for all parts and labor necessary to purchase nine (9) repeater systems will be accepted by the North Central Regional Planning Commission, 109 N. Mill St., Beloit, 67420, until 3 p.m. (CST) Friday, December 20, 2013, at which time they will be publicly opened and read aloud at the same address. Copies of Instructions to Bidders and project specifications can be accessed by going to www.ncrpc.org (click on the Homeland Security link) or by contacting the NCRPC at 785-738-2218 or jcyr@nckcn.com. This action is being taken on behalf of the Southwest Kansas Regional Homeland Security Council. The estimated project value exceeds \$50,000.

> John R. Cyr Special Project Coordinator

Doc. No. 042113

#### Legislature

#### Interim Committee Schedule

The Legislative Research Department gives notice that the following legislative committees plan to meet during the period of December 3-13, 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.

			, 0 0	
Date	Room	Time	Committee	Agenda
Dec. 3	159-S	9:00 a.m.	Legislative Post Audit Committee	Review audits: OITS billing rates, statewide IT security, KPERS financial; Lottery financial; rules changes; reconsideration of previously approved topics (Eco Devo Pt III, Sex Predator Pt 11, DMV IT Project), annual report, post auditor evaluation.
Dec. 4	159-S	9:00 a.m.	Legislative Post Audit Committee	Review audits: OITS billing rates, statewide IT security, KPERS financial; Lottery financial; rules changes; reconsideration of previously approved topics (Eco Devo Pt III, Sex Predator Pt 11, DMV IT Project), annual report, post auditor evaluation.
Dec. 5	218-N	9:00 a.m.	Joint Committee on Special Claims Against the State	Review claims.
Dec. 9	144-S	10:30 a.m.	Joint Committee on Information Technology	Review of information technology projects.
Dec. 12	582-N	TBA	Telecommunications Study Committee	Agenda not available.
Dec. 13	582-N	10:00 a.m.	Special Committee on Agriculture and Natural Resources	Discuss water issues.
				Jeffrey M. Russell

Jeffrey M. Russell Director of Legislative Administrative Services

Doc. No. 042111

#### State of Kansas

#### Department of Administration Procurement and Contracts

#### Notice to Bidders

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

12/10/2013	EVT0002785	Aircraft Parts and Maintenance
12/11/2013	EVT0002800	Roof Replacement, Encampment
		Bldg. — State Fair
12/16/2013	EVT0002068	Advertising, Marketing and
		Media Buys
12/17/2013	EVT0002787	Carwash and Detailing
		Chemicals
12/18/2013	EVT0002687	Automatic Door Operator
		System
01/02/2014	EVT0002789	Actuarial and Consulting
		Services
01/03/2012	EVT0002795	Actuarial Services

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

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

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

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

12/18/2013 A-012251 North Wing Window Replacement — Custer Hall — Fort Hays State University, Hays

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

Tracy T. Diel, Director Procurement and Contracts

Doc. No. 042118

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#### Johnson County, Kansas

#### **Invitation for Bids**

Sealed responses to the following projects shall be received by Johnson County, Kansas, until 2 p.m. local time on the date noted at the Treasury and Financial Management, Purchasing Division, Administration Building, 111 S. Cherry, Suite 2400, Olathe, 66061-3441. At said time, date and place, responses will be publicly opened and read aloud (bids) or accepted for consideration (RFPS).

#### Bid No. 2013-071

#### Bid Opening: December 26, 2013 @ 2 p.m.

**Project Description:** Provide pricing for the following materials as per specifications;

Bid Item No. 1 — Three (3) each — CNG Storage Spheres	
for Johnson County, Kansas	
Bid Item No. 2 — Three (3) each — CNG 60,000 GVWR	
W/CNG	
Bid Item No. 3 — One (1) each — 3/4 Ton CNG Truck	
Bid Item No. 4 — One $(1)$ each 66,000 GVWR Tandem	
$\mathbf{P} = 1 1 1 1 1 1 1 1$	

Bid Item No. 5 — One (1) each Full Size CNG Cargo Van

The bid items may be awarded based on an individual basis. Quotations used for equipment shall be exempt from Kansas state sales tax. It is understood that the bid prices shall include all freight charges to owner's requested delivery location. All items shall be delivered to the Johnson County Public Works location on Old Highway 56 in Olathe.

Firms/individuals desiring to respond must obtain required submittal documents by contacting the above office at 913-715-0525 or by sending an email request to dale.bauer@jocogov.org (please reference the appropriate project number of 2013-071).

The county is an equal opportunity employer and will not do business with any firm or individual that in any way, directly or indirectly, discriminates against any person because of age, race, color, handicap, sex, national origin or religious creed.

> Dale Bauer Purchasing Administrator Johnson County, Kansas

Doc. No. 042120

(Published in the Kansas Register November 28, 2013.)

#### City of Lenexa, Kansas

#### Notice to Bidders

Sealed bids for **95th Street & Quivira Road Intersection Improvements** will be accepted by the city of Lenexa, Kansas, at the Community Development Department, Lenexa City Hall, 12350 W. 87th St. Parkway, Lenexa, 66215, until 1 p.m. (local time) December 18, 2013, at which time bids will be publicly opened and read aloud at the Lenexa City Hall. Any bid received after the designated closing time will not be considered and will be returned unopened.

All bids shall be submitted to the Community Development Department customer service staff (main level) in sealed envelopes addressed to the City of Lenexa, Kansas, Attention: City Clerk, and marked "Bid for: 95th & Quivira Intersection Improvements."

Copies of plans, specifications, bidding documents and other contract documents are on file at Drexel Technologies, Inc., 10840 W. 86th St., Lenexa, 66214.

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

Plans and specifications may be downloaded from the Drexel Technologies, Inc. website at http://planroom. drexeltech.com/.

Note: Davis Bacon wage rates apply to this project.

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

Contractors should read and be fully familiar with all contract documents including addenda before submitting a bid. In submitting a bid, the bidder warrants that it has read the contract documents and is fully familiar therewith and that it has visited the site of the work to fully inform itself as to all existing conditions and limitations, and shall include in its bid a sum to cover the cost of all items of the work as specified in the contract documents. No oral telegraphic, telephonic proposals or alterations will be considered. Facsimile transmissions will not be accepted.

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

a. Bid form;

b. 5% Bid security – bid bond, cashier's check or certified check (see below); and

c. Acknowledgment of addenda issued by the city.

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

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

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn by written request of the bidder received in the office of the city clerk prior to the time and date for bid opening.

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

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

A pre-bid conference will be held at 1 p.m. December 11 in the Community Development Conference Room, upper level, Lenexa City Hall.

> David F. Bryant III City Clerk

Doc. No. 042080

#### State of Kansas

# **Board of Regents Universities**

#### Notice to Bidders

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

**Emporia State University** – Bid postings: www.emporia.edu/ busaff/. Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: 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. Additional contact info: phone: 785-628-4251, fax: 785-628-4046, email: purchasing@fhsu.edu. Mailing address: Fort Hays State Purchasing Office, 601 Park St., 318 Sheridan Hall, Hays, KS 67601.

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

**Pittsburg State University** – Bid postings: www.pittstate.edu/ office/purchasing. Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: 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.

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

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

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

Doc. No. 041700

#### State of Kansas Department of Transportation

## **Request for Bids**

The Kansas Department of Transportation's Office of Public Transportation announces that the Kansas Coordinated Transit District Council is now accepting courtesy bids for Kansas' transit vehicles. These courtesy bids will cover four types of 2014 model-year transit vehicles, including minivans, ramp minivans, and 20-passenger small transit buses with optional wheelchair lifts. The transit vehicles will be funded by the Federal Transit Administration and the state of Kansas, and must comply with all applicable federal (including FMVSS and ADA requirements) and state laws for passenger vehicles of this type.

These vehicles will be used in the KDOT Public Transportation Program to transport the elderly, persons with disabilities and the general public.

The bid opening is scheduled for 10 a.m. January 13, 2014, in Topeka. Inquiries or requests for a bid package (on CD-ROM) should be made directly Sarah Krom, chairperson, Kansas Coordinated Transit District Council, P.O. Box 838, Great Bend, 67530, 620-792-1321.

Mike King

Secretary of Transportation

#### Doc. No. 042106

#### State of Kansas

#### **Department of Transportation**

#### Notice to Contractors

Electronic copies of the letting proposals and plans are available on the KDOT website at http://www.ksdot.org/ burconsmain/contracts/proposal.asp. The website will allow the contractor to request approval from KDOT to bid as a prime contractor and be included on the "Bid Holders List," or to be included on the "Non-Bid Holders List" as a subcontractor/supplier. KDOT's approval is required to bid as a prime contractor. To bid as a prime contractor, KDOT needs to be notified of the intent to bid not later than the close of business on the Monday preceding the scheduled letting date. Failure to obtain prior approval to bid as a prime contractor on any projects listed below will be reason to reject the bid. The secretary of the Department of Transportation reserves the right to reject bids that do not comply with all requirements for preparing a bidding proposal as specified in the 2007 edition of the Kansas Department of Transportation Standard Specifications for State Road and Bridge Construction.

KDOT will only accept electronic Internet proposals online using the Bid Express website at http://www. bidx.com until 1 p.m. local time December 18, 2013. KDOT will open and read these proposals at the Eisenhower State Office Building, 700 S.W. Harrison, Topeka, at 1:30 p.m. local time December 18, 2013. An audio broadcast of the bid letting is available at http://www. ksdot.org/burconsmain/audio.asp.

Each bidder shall certify that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This certification shall be in the form of a required contract provision provided by the state to each prospective bidder. Failure to complete the required contract provision and certify the completeness of the preceding statement when electronically signing the proposal will make the bid nonresponsive and not eligible for award consideration.

#### District One — Northeast

**Wyandotte**—70-105 KA-1003-07 — 118th Street overpass, 1.3 miles east of K-7, grading, bridge and surfacing. (Federal Funds)

**Brown**—20-7 KA-2054-01 — K-20, bridge over south fork Wolf River, 3.95 miles northeast of the east junction with U.S. 73, bridge replacement. (Federal Funds)

**Johnson**—435-46 KÅ-2100-01 — I-435, bridge numbers 054, 055, 273 and 274 located 1.75, 1.76, 1.74 and 1.765 miles west of the state line, bridge replacement. (Federal Funds)

**Osage**—56-70 KA-3393-01 — U.S. 56, south junction of U.S. 56/K-31, north and east to the county line (except for the city of Burlingame), recycle and overlay, 25.7 miles. (State Funds)

**Wabaunsee**—30-99 KA-3401-01 — K-30, I-70/K-30 junction north to Maple Hill, milling and overlay, 2.0 miles. (State Funds)

**Shawnee**—24-89 KA-3402-01 — U.S. 24, county line east to just west of Silver Lake, milling and overlay, 10.5 miles. (State Funds)

**Johnson**—56-46 KA-3411-01 — U.S. 56, west city limits of Gardner east to Center Street, milling and overlay, 0.9 mile. (State Funds)

**Riley**—24-81 KA-3572-01 — U.S. 24, 1 mile northwest of the U.S. 24/K-113 junction, guard fence, 0.3 mile. (State Funds)

**Statewide**—106-KA-3575-01 — Various bridge or highway locations, mudjacking. (State Funds)

**Brown**—7 U-0071-01 — Community building parking area, surfacing. (Federal Funds)

**Statewide**—106 KA-3382-01 — U.S. 24, from the U.S. 24/U.S. 59 junction east to the Jefferson/Douglas county line; U.S. 24, from the Douglas/Jefferson county line east to the U.S. 24/K-32 junction; U.S. 59, from the 2-lane/4-lane transition north to Lawrence, milling and overlay, 12.2 miles. (State Funds)

**Osage**—75-70 KA-3387-01 — U.S. 75, from the U.S. 75/ K-68 junction north to the north city limits of Lyndon; and from the north city limits of Lyndon north 1.6 miles, ultra thin bonded, 2.9 miles. (State Funds)

**Osage**—70 KA-3390-01 — K-278, from the Melvern reclamation area east to the U.S. 75/K-278 junction; and K-31, from the south junction of K-31/U.S. 75 east and south to the west K-31/I-35 junction, recycle and overlay, 10.2 miles. (State Funds)

**Statewide**—5-106 KA-3394-01 — K-5, from the north K-5/I-435 junction northwest to the Wyandotte/Leavenworth county line; and from the Leavenworth/Wyandotte county line north to the K-5/U.S. 73 junction, milling and overlay, 10.1 miles. (State Funds)

**Statewide**—16-106 KA-3398-01 — K-16, from the Leavenworth/Jefferson county line east to 0.1 mile west of the K-16/U.S. 24 junction; and from the south K-16/U.S. 59 junction east to the Jefferson/Leavenworth county line, milling and overlay, 16.2 miles. (State Funds)

#### District Two — North Central

**Dickinson**—21 C-0321-01 - Old U.S. 40 from Solomon to Abilene, asphalt pavement, 6.5 miles. (Federal Funds)

**Dickinson**—21 C-4592-01 — Old U.S. 40 between Abilene and Chapman, asphalt pavement, 9.5 miles. (Federal Funds)

**Cloud**—9-15 KA-2055-01 — K-9, bridge #023, Coal Creek 7 miles southwest of K-28, bridge replacement. (Federal Funds)

**Marion**—15-57 KA-3432-01 — K-15, east junction of K-15/U.S. 56, north to the county line, milling and overlay, 17.0 miles. (State Funds)

**Statewide**—9-106 KA-3418-01 — K-9, from the east city limits of Concordia east to the Cloud/Washington county line; from the Cloud/Washington county line east to the north city limits of Clifton; and from the east city limits of Clifton east to the south K-9/K-15 junction, milling and overlay, 26.6 miles. (State Funds)

**Mitchell**—62 KA-3433-01 — Ú.S. 24, from the Mitchell/ Osborne county line east to the Mitchell/Cloud county line; K-193, from the beginning of the route near Asherville north to the K-193/U.S. 24 junction, milling and overlay, 33.3 miles. (State Funds)

#### **District Three** — Northwest

Ellis—70-26 KA-3559-01 — I-70, Hays east to the county line, milling and overlay, 15.4 miles. (State Funds)

**Thomas**—70-97 KA-3581-01 — I-70, I-70/U.S. 24 junction east to just east of the I-70/K-25 junction, sealing, 8.4 miles. (State Funds)

Thomas—24-97 KA-3582-01 — U.S. 24, I-70 north and east to Colby, sealing, 8.3 miles. (State Funds)

#### **District Four** — Southeast

**Bourbon**—31-6 KA-2052-01 — K-31, bridge #038, Clever Creek, 2.96 miles east of the east junction of K-31/ K-7, bridge replacement. (Federal Funds)

Linn—7-54 KA-2068-01 — K-7, bridge #012, Big Sugar Creek drainage, 6 miles north of the K-7/K-52 junction, bridge replacement. (Federal Funds)

**Crawford**—126-19 KA-2096-01 — K-126, bridge 6 miles west of K-7 and bridge 1.16 miles west of K-7, bridge replacement. (Federal Funds)

**Greenwood**—99-37 KA-3455-01 — Various locations on K-99, milling and overlay, 14.1 miles. (State Funds)

#### District Five — South Central

**Sedgwick**—87 C-0063-01 — Headwalls at various locations, grading and surfacing. (Federal Funds)

**Reno**—61-78 KA-3467-01 — K-61, North Arlington bridge northeast to the west junction of K-61/U.S. 50, milling and overlay, 9.1 miles. (State Funds)

**Sedgwick**—54-87 KA-3490-01 — U.S. 54, just west of the Ridge Road underpass, east to the U.S. 54/Washington Street interchange, pavement patching, 4.9 miles. (State Funds)

**Harper**—160-39 KA-3492-01 — U.S. 160, county line east to the U.S. 160/K-2 junction, milling and overlay, 17.6 miles. (State Funds)

**Sedgwick**—42-87 KA-3495-01 — K-42, K-42/K-49 junction northeast to the MacArthur Road intersection, milling and overlay, 13.2 miles. (State Funds)

Sedgwick—254-87 KA-3496-01 — K-254, 1 mile east of Woodlawn Road east to the county line, milling and overlay, 5.4 miles. (State Funds)

**Sedgwick**—54-87 KA-3530-01 — U.S. 54, eastbound lanes just west of U.S. 54 over McClean Blvd., special, 0.1 mile. (State Fund)

**Statewide**—44-106 KA-3469-01— K-44, from the east city limits of Anthony east to the Harper/Sumner county line; and from the Harper/Sumner county line east to the K-44/K-49 junction, 1.5-inch overlay, 23.4 miles. (State Funds)

**Statewide**—106 KA-3475-01 — U.S. 50, from Obee Road east to the Reno/Harvey county line; U.S. 50, from the Reno/Harvey county line east to the Newton RR bridge; K-89, from the north city limits of Halstead north to the K-89/U.S. 50 junction, milling and overlay, 27.4 miles. (State Funds)

> Mike King Secretary of Transportation

Doc. No. 042082

State of Kansas

#### **Department of Transportation**

#### **Request for Applications for FTA Program**

The Kansas Department of Transportation's Office of Public Transportation is now accepting applications for the Federal Transit Administration (FTA) program U.S.C. 49-5311(f) — Intercity Bus. The purpose of the U.S.C. 49-5311(f) program is to provide funds to support the intercity bus system and its purpose as a vital link between isolated rural communities and the rest of the nation. The goal of the U.S.C. 49-5311(f) program is to support the connection between nonurbanized areas and the larger regional or national system, meet the intercity travel needs of residents in nonurbanized areas, and support the infrastructure of the intercity bus network.

The application is for reimbursement of operating deficits for state fiscal year 2015 (July 1, 2014 through June 30, 2015) for intercity bus routes in Kansas.

The application is available on the KDOT Public Transportation website at http://www.ksdot.org/burTransPlan/ pubtrans/index.asp. Any potential applicants that do not have Internet access can request an application by contacting the KDOT Office of Public Transportation.

All applications must be received at the Kansas Department of Transportation, Office of Public Transportation, 2nd Floor (Planning), Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3745, by 3 p.m. Wednesday, January 15, 2014. Applications received after the deadline will not be accepted.

For more information contact Cory Davis, public transit planner, at 785-296-7984 or coryd@ksdot.org.

> Mike King Secretary of Transportation

Doc. No. 042105

State of Kansas

#### Office of the Governor

#### Executive Directive No. 13-448 Authorizing Expenditure of Federal Funds

By virtue of the authority vested in the Governor as the head of the Executive Branch of the State of Kansas, the following transactions are hereby authorized:

Pursuant to the authority of the Executive Chief Information Technology Officer to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 288 of Chapter 136 of *The 2013 Session Laws of Kansas*, approval is hereby granted to the Office of Information Technology Services for expenditure in FY 2014 of monies in the federal fund "State and Local Implementation Grant—Federal Fund."

I have conferred with the Director of the Budget and members of my staff, and I have determined that the guidelines set forth in KSA 75-3711 and 75-3711c have been applied and that none of the foregoing actions exceeds the limitations contained therein.

Dated November 21, 2013.

Sam Brownback Governor

Doc. No. 042119

(Published in the Kansas Register November 28, 2013.)

Summary Notice of Bond Sale City of Mission, Kansas \$4,590,000 General Obligation Bonds Series 2013C

# (General obligation bonds payable from unlimited ad valorem taxes)

#### Bids

Subject to the Notice of Bond Sale dated November 20, 2013, written and electronic bids will be received on behalf of the clerk of the city of Mission, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 10 a.m. (CST) December 11, 2013, for the purchase of the above-referenced bonds. No bid of less than 99 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

#### **Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 20, 2013. The bonds will become due on September 1 in the years as follows:

Year	Principal Amount
2015	\$480,000
2016	485,000
2017	490,000
2018	500,000
2019	505,000
2020	515,000
2021	525,000

2022	
2023	

535,000 555,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning September 1, 2014.

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

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

#### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

#### **Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$91,800 for the bonds.

#### Delivery

The issuer will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder (except that the successful bidder shall pay for all charges for CUSIPs) on or about December 20, 2013, to DTC for the account of the successful bidder.

#### Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the issuer for the year 2012 is \$125,432,607. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$42,425,000.

#### Approval of Bonds

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

#### **Additional Information**

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

# Financial Advisor — Facsimile Bid and Good Faith Deposit Delivery Address:

Éhlers & Associates, Inc. 3060 Centre Pointe Drive Roseville, MN 55113-1122 Attn: Bruce Kimmel 651-697-8500 Fax: 651-697-8555 dpeterson@ehlers-inc.com

Dated November 20, 2013.

Laura Smith, Finance Director 6090 Woodson Road Mission, KS 66202 913-676-8353 Fax: 913-722-1415 Ismith@missionks.org

Doc. No. 042116

(Published in the Kansas Register November 28, 2013.)

#### Summary Notice of Bond Sale Unified School District No. 482 Lane County, Kansas (Dighton) \$9,800,000\*

#### General Obligation Bonds, Series 2013 (General obligation bonds payable from unlimited ad valorem taxes)

#### Bids

Subject to the Notice of Bond Sale dated December 16, 2013, written and electronic bids will be received on behalf of the clerk of Unified School District No. 482, Lane County, Kansas (Dighton) (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 11 a.m. (CST) December 12, 2013, for the purchase of the above-referenced bonds. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

#### **Bond Details**

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 23, 2013, and will become due on September 1 in the years as follows:

	Principal
Year	Amount
2021	\$505,000
2022	\$570,000
2023	\$590,000
2024	\$610,000
2025	\$630,000
2026	\$650,000
2027	\$675,000
2028	\$700,000
2029	\$730,000
2030	\$760,000
2031	\$790,000
2032	\$825,000
2033	\$865,000
2034	\$900,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2015.

#### \*Adjustment of Issue Size

The issuer reserves the right to decrease the total principal amount of the bonds, depending on the purchase price and interest rates bid and the offering prices specified by the successful bidder. In particular, the issuer will adjust the issue size so that the principal amount of the bonds, plus the net reoffering premium on the bonds, does not exceed \$10,000,000. The principal amount of any maturity may be adjusted by the issuer in order to properly size the bond issue. The successful bidder may not withdraw its bid or change the interest rates bid as a result of any changes made to the principal amount of the bonds or principal of any maturity as described herein. If there is a decrease in the final aggregate principal amount of the bonds or the schedule of principal payments as described above, the issuer will notify the successful bidder by means of telephone or facsimile transmission, subsequently confirmed in writing, not later than 2 p.m. (CST) on the sale date. The actual purchase price for the bonds shall be calculated by applying the percentage of par value bid by the successful bidder against the final aggregate principal amount of the bonds, as adjusted, plus accrued interest from the date of the bonds to the date of delivery.

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

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

#### Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

#### **Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$196,000.

#### Delivery

The issuer will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about December 23, 2013, to DTC for the account of the successful bidder.

#### Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2013 is \$50,137,951. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$9,800,000\*.

#### Approval of Bonds

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

#### **Additional Information**

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

#### Written Bid and Good Faith Deposit

#### **Delivery Address:**

Bonnie Venters, Clerk Unified School District No. 482 544 E. Pearl, P.O. Box 878 Dighton, KS 67839-0878 620-397-2835 Fax: 620-397-5932 bventers@usd482.org

Financial Advisor - Facsimile Bid and Good Faith Deposit Delivery Address:

Piper Jaffray & Co.

(continued)

One Hallbrook Place 11150 Overbrook, Suite 310 Leawood, KS 66211 Attn: Greg Vahrenberg 913-345-3374 Fax: 913-345-3393 gregory.m.vahrenberg@pjc.com

Dated December 16, 2013.

Unified School District No. 482 Lane County, Kansas (Dighton)

Doc. No. 042108

#### 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. The following appointments were recently filed with the secretary of state:

#### State Representative, 98th District

Steven Anthimides, 2725A S. Mason Terrace, Wichita, 67216. Succeeds Phil Hermanson, resigned.

#### State Board of Accountancy

Patricia O'Sullivan, 8241 Greenbriar Court, Wichita, 67226. Term expires July 31, 2016. Reappointed.

Rodney Van Norden, 1703 Grandview Drive East, Garden City, 67846. Term expires July 31, 2016. Reappointed.

#### Kansas Athletic Commission

Daniel Stechschulte, 2505 W. 102nd St., Leawood, 66206. Term expires June 30, 2017. Succeeds Dr. James Warren.

#### **Commission on Emergency Planning and Response**

Teresa Smith, 2552 Jasu Drive, Lawrence, 66046. Term expires Nov. 30, 2015. Succeeds Doug Schmitt.

#### Midwest Interstate Passenger **Rail Compact Commission**

Peter Meitzner, 14619 E. Sundance St., Wichita, 67230. Serves at the pleasure of the governor. Succeeds Deborah Fischer Stout.

#### Midwestern Higher Education Compact

Sen. Marci Francisco (commissioner), 1101 Ohio, Lawrence, 66044. Appointed by the president of the Senate.

Sen. Ty Masterson (alternate), P.O. Box 424, Andover, 67002. Appointed by the president of the Senate.

#### Kansas Propane Education and **Research Council**

John Pankratz, 7616 N. Hoover Road, Valley Center, 67147. Term expires Aug. 30, 2016. Succeeds Jason Pivonka.

#### **Real Estate Appraisal Board**

Jeffrey Caudle, 2102 Greenview Drive, Atchison, 66002. Term expires June 30, 2016. Succeeds Scott Poor.

Kenton Ladenburger, 1429 Western Ave., Pratt, 67124. Term expires June 30, 2016. Reappointed.

> Kris W. Kobach Secretary of State

Doc. No. 042112

#### 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-13-321/323 Pending Permits for Confined Feeding Facilities

Name and Address	Le
of Applicant	De
Jared L. Wilson	SE
Classic Feeders, Inc.	T1
P.O. Box 146	Co
Little River, KS 67457	

Receiving egal Water escription E/4 of Section 05, 9S, R06W, Rice ounty

Little Arkansas **River Basin** 

Kansas Permit No. A-LARC-B001

This is a permit modification and reissuance for an existing facility with the proposed maximum capacity of 999 head (999 animal units) of cattle weighing greater than 700 pounds. This represents a decrease of 1,401 permitted animal units from the previous permit. Surface runoff from the facility is collected by diversion channels, a sediment basin and two earthen retention control structures. The north pens will be decommissioned and maintained in vegetation.

Name and Address of Applicant	Legal Description	Receiving Water
Danny Post	N/2 of Section 19,	Upper Arkansas
Post Feed Yard	T28S, R25W,	River Basin
10629 Valley Road	Ford County	
Dodge City, KS 67801	,	

Kansas Permit No. A-UAFO-C019 Federal Permit No. KS0088129

This permit is being reissued for an existing facility for 2,500 head (2,500 animal units) of cattle weighing more than 700 pounds. There is no change in the permitted animal units from the previous permit. An approved Nutrient Management Plan for the facility is on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Owen Watowa	NW/4 of Section 05,	
Watowa Farms	T05S, R20E,	Basin
10165 McPherson Road	Atchison County	
Atchison, KS 66002		

Kansas Permit No. A-MOAT-S004

This permit is being reissued for an existing facility with a maximum capacity of 1,022 head (408.8 animal units) of swine more than 55 pounds and 420 head (42 animal units) of swine 55 pounds or less, for a total of 450.8 animal units. There is no change in the permitted animal units.

#### Public Notice No. KS-Q-13-150/153

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
APAC — Kansas, Inc.	Eagle Creek via	Stormwater
P.O. Box 1605	Fourmile Creek via	Runoff & Pit
Hutchinson, KS 67504	Unnamed Tributary	Dewatering
Kanada Damait NIA I NIE22 DO	D01 E- J1 D	

Kansas Permit No. I-NE33-PO01 Federal Permit No. KS0086657 Legal Description: NE<sup>1</sup>/<sub>4</sub>, S3, T21S, R13E, Lyon County, KS

Legal Description: NE<sup>4</sup>4, 55, 1215, K13E, Lyon C

Facility Name: Hartford/Nelson Quarry

The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations. This is a limestone quarrying and crushing operation with some washing. However, all washwater is recycled via settling ponds and these ponds do not discharge. Outfalls 001A1, 002A1, 003A1 and 004A1 consist of stormwater runoff only. The proposed permit contains generic water-quality language to protect waters of the state.

Name and Address	Receiving	Type of
of Applicant	Stream	Discharge
Kanza Cooperative Association P.O. Box 175 Iuka, KS 67066	S. Fort Ninnesach River via Natrona Creek via Roadside Ditch	Process Wastewater

Kansas Permit No. I-AR51-PO02Federal Permit No. KS0100625Legal Description: SW1/4, S3, T27S, R13W, Pratt County, KS

Facility Name: Kanza Cooperative Association — Remediation Facility

Facility Location: 109 N. Main St., Iuka, KS 67066

The proposed action consists of issuing a new permit for a discharge from a new groundwater remediation project. This facility extracts and treats groundwater that has been contaminated with fertilizers, petroleum products and grain fumigants. The treatment system consists of two 1,000-gallon storage tanks, two bag filters and a one dualstage granulated activated carbon system. The effluent is normally discharged to Class V injection wells authorized through KDHE's UIC Program. As an alternative to injection well discharge, the treated effluent can be surface discharged to adjacent farm ponds. The ponds overflow to a roadside ditch, which eventually drains to Natrona Creek. The volume of discharge from the treatment system is approximately 57,600 gallons per day. The proposed permit contains limits for carbon tetrachloride, ethyl dibromide and pH, as well as monitoring for nitrate, chloride, volatile organic chemicals and flow.

Name and Address	Receiving	Type of
of Applicant	Stream	Discharge
Martin Marietta Materials,	Neosho River via	Pit Dewatering &
Inc.	Cottonwood River	Stormwater
7381 W. 133rd St., Suite 401 Overland Park, KS 66213		Runoff

Kansas Permit No. I-NE26-PO01 Federal Permit No. KS0087769 Legal Description: NW<sup>1</sup>/<sub>4</sub>, S5 & NE<sup>1</sup>/<sub>4</sub>, S6, T21S, R5E and SE<sup>1</sup>/<sub>4</sub>, S31, T20S,

R5E, Marion County, KS

Facility Name: Sunflower Quarry

The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations. This facility is engaged in a limestone quarrying operation with some washing. Rock is crushed, processed and washed to meet specifications. Outfalls 001A1, 002A1 and 004A1 consist of stormwater runoff. Outfall 003A1 consists of stormwater runoff and wash water treated by a large settling pond. The proposed permit contains limits for total suspended solids and requires monitoring for sulfates. The proposed permit contains generic water-quality language to protect waters of the state.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Mineral-Right, Inc.	Solomon River via	Pit Dewatering &
P.O. Box 427	Deer Creek via	Stormwater
Phillipsburg, KS 67661	Plotner Creek	Runoff
Kansas Permit No. I-SO31-PC	004 Federal Per	mit No. KS0088277

Legal Description: NE<sup>1</sup>/<sub>4</sub>, S27, T3S, R18W, Phillips County, KS

The proposed action consists of reissuing an existing permit for discharge of wastewater during production operations. This is a zeolite production facility. The discharge consists of wash water that has been settled and pH neutralized. After treatment in a settling pit, the process wash water is either directed to the city sanitary sewer system or discharged at Outfall 001A. The proposed permit contains limits for total suspended solids and pH, as well as monitoring for chlorides, phosphorus, sulfates, total recoverable selenium and arsenic, and flow. The proposed permit contains a schedule of compliance requiring the permittee to develop a stormwater pollution prevention plan.

#### Public Notice No. KS-NQ-13-034

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

Name and Address	Legal	Type of
of Applicant	Location	Discharge
Copeland, City of P.O. Box 219 Copeland, KS 67837	SW <sup>1</sup> /4, NW <sup>1</sup> /4, NE <sup>1</sup> /4, S8, T29S, R30W, Gray County, KS	Nonoverflowing

Kansas Permit No. M-CI03-NO01 Federal Tracking No. KSJ000420

This action consists of reissuing an existing Kansas Water Pollution Control Permit for an existing nonoverflowing treatment facility. A review of this three-cell lagoon facility indicates it is seeping excessively. By March 1, 2014, the permittee shall hire a Kansas licensed professional engineer to perform soil permeability tests and whole pond seepage testing for each individual cell of this facility to determine if the seepage rates are in compliance with K.A.R. 28-16-160 et seq. The test results shall be provided to KDHE by August 1, 2014. If the actual seepage rate exceeds ¼ inch per day, the permittee shall provide KDHE a proposed Schedule of Compliance to bring the lagoon facility into compliance with Kansas regulations, K.A.R. 28-16-160 et seq. The proposed schedule of compliance is subject to KDHE approval and shall be enforceable under this permit.

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 December 28 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-13-321/323, KS-Q-13-150/153, KS-NQ-13-034) 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 (continued)

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

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

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

Doc. No. 042114

State of Kansas

## Department of Health and Environment

#### Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment, Division of Health, Bureau of Family Health, will conduct a public hearing at 10 a.m. Friday, January 31, in Room 530 of the Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider adoption of new regulations K.A.R. 28-4-1250 through 28-4-1269, pertaining to staff secure facilities. These regulations incorporate the requirements in K.S.A. 2013 Supp. 65-535. They are being proposed as temporary regulations and as permanent regulations. A summary of the proposed regulations and the estimated economic impact follows:

#### Summary of Regulations:

**K.A.R. 28-4-1250. Definitions.** Provides specific definitions of terms used in regulations for staff secure facilities.

K.A.R. 28-4-1251. Applicant, permittee, and licensee requirements. Describes the application process, including license fee. Applicant must be a government subdivision or person with a governing board. If a corporation, must be in good standing with secretary of state. Applicant must develop policies and procedures for facility operation. Requires floor plan showing separation from other facilities and fire marshal's approval regarding safety of entrances and exits. Requires notification to local school district. Before opening date, staff must complete training. Addresses compliance with building codes, fire safety requirements, and zoning codes. Secretary may refuse to grant a license if applicant is not in compliance with applicable statutes and these regulations.

K.A.R. 28-4-1252. Terms of a temporary permit or license. Temporary permit or license required to operate a facility. Temporary permit or license valid only for per-

mittee or licensee and specified address; capacity shall not be exceeded; temporary permit or license must be posted. New application required if owner or location changes. Changes to building use, structure, program, or staff training requirements require prior approval of the secretary. Information is provided on license renewal, requests for exceptions, requests for amendments to the license. Withdrawal of application or closure of a facility is addressed.

**K.A.R. 28-4-1253. Background checks.** Requires background checks to comply with K.S.A. 65-516.

**K.A.R. 28-4-1254. Administration.** Describes requirements for facility operation, including organizational chart, administrative policies and procedures, and employing an administrator and a clinical director. Requires implementation of policies and procedures for facility operation. Confidentiality of residents' information must be ensured. Program, services, and living units must be separate from any other child care facility. Staff and volunteers must be informed of and follow policies and procedures. Regulations governing facilities must be kept on premises and available to staff. All contracts, agreements, policies and procedures must be reviewed annually.

**K.A.R. 28-4-1255. Staff member requirements.** Each individual working or volunteering must be qualified by temperament, maturity, judgment, understanding of residents. Staff member performing duties of more than one position must meet requirements for both. Describes requirements for all types of staff members and for volunteers. Lists orientation and in-service training requirements.

**K.A.R. 28-4-1256. Records.** Requires organized recordkeeping system. Lists the required contents of records for residents, staff members, volunteers, and the facility.

**K.A.R. 28-4-1257. Notification and reporting requirements.** Lists the requirements for notification and reporting of incidents or events, by type. Requires a written report within five days of an incident or event.

**K.A.R. 28-4-1258. Admission and release.** Policies and procedures must be implemented for admissions and releases. No individual admitted unless authorized by Kansas code for care of children and K.S.A. 2013 Supp. 65-535. Describes the preadmission health screening and admissions procedures. Prohibits staff or volunteer from accepting permanent legal guardianship of a resident. Describes the resident release procedures.

**K.A.R. 28-4-1259. Health care.** Requires implementation of policies and procedures for health care of residents, including a health checklist and follow-up care. Describes requirements for the physical health of residents, emergency medical treatment, oral health, and personal health and hygiene. Describes requirements for personal health of staff and volunteers. Prohibits the use of tobacco products inside the facility or in the presence of residents.

**K.A.R. 28-4-1260. Case management.** Requires assignment of a case manager to provide or coordinate services to each resident. Requires a plan of care for each resident with goals and services required.

**K.A.R. 28-4-1261. Program.** Requires implementation of policies and procedures for the program; prohibits discrimination against any resident. Describes the program

to be provided to residents. Individualized plan of care for each resident must be reviewed and updated; describes requirements to be included in the plan. Lists the services to be provided, including mental health, substance abuse, and life skills training. Describes requirements for visitation and communication with residents by individuals outside the facility.

**K.A.R. 28-4-1262. Behavior management.** Requires implementation of policies and procedures for the behavior management of residents, including a rule book of expected behaviors. Lists the prohibited punishments; states that no staff member or volunteer shall make sexual remarks or advances or engage in physical intimacies or sexual activities with any resident or exercise undue influence or duress. Prohibits use of medication, herbal or folk remedies, or drugs to control behavior. No resident forced to participate in publicity or promotional activities.

K.A.R. 28-4-1263. Staff member schedule; supervision of residents. Describes requirements for staff schedules and ratios of staff members to residents. Describes requirements for supervision of residents. Requires implementation of policies and procedures for determining when increased direct supervision of a resident is required.

**K.A.R. 28-4-1264.** Emergency plan; safety, security and control. Describes requirements for an emergency plan. Requires fire and tornado drills. Requires implementation of policies and procedures for supervision, inspection, and accountability to promote safe and orderly operations. Lists requirements for the policies and procedures. Describes requirements for storage and use of hazardous substances and unsafe items. Lists requirements for first-aid supplies.

**K.A.R. 28-4-1265.** Environmental requirements. Describes general building requirements and requirements for location and grounds. Lists the requirements if a swimming pool is on the premises. Addresses structural requirements and the use of space, including sleeping rooms, living units, and space for visitation and screening/search of residents and visitors. Describes requirements for bathrooms and drinking water. Lists the building maintenance standards.

**K.A.R. 28-4-1266. Food services.** Describes requirements for sanitary practices, nutrition, food service and preparation, food storage and refrigeration, meals or snacks prepared on the premises, meals and snacks catered, table service and cooking utensils.

**K.A.R. 28-4-1267. Laundry.** Requires laundry facilities be located separate from food preparation areas. Requires adequate space for storage of clean and dirty linen and clothing. Addresses laundering of blankets. Describes requirements for mattresses.

**K.A.R. 28-4-1268. Transportation.** Requires implementation of policies and procedures for transporting residents. Safety checks required on transporting vehicles. Addresses insurance, first-aid kit in each vehicle, seat belts. Describes health and safety requirements for residents in any vehicle. Requires each resident be transported directly to designated location with no unauthorized stops.

**K.A.R. 28-4-1269. Animals.** Lists the requirements if animals are on the premises.

#### **Economic Impact:**

Cost to the agency: There is no additional cost to the agency. Costs will be absorbed in the current budget.

Cost to licensees: These regulations were developed to implement provisions of K.S.A. 2013 Supp. 65-535, concerning human trafficking. While similar types of residential child care facilities are licensed by the department, this is a new type of residential facility. The costs are therefore unknown at this time.

Costs to other governmental agencies or units: There is no known additional cost associated with implementation of the facility licensing regulations.

The time period between publication of this notice and the scheduled hearing serves as the required public comment period of at least 60 days for the purpose of receiving written public comments on the proposed new regulations. At any time during the public comment period any interested parties may submit written comments to Dorothy Tenney, KDHE, Child Care Licensing Program, 1000 S.W. Jackson, Suite 200, Topeka, 66612-1274, by fax at 785-296-0803, or by email to dtenney@kdheks.gov. Written comments will be accepted until 5 p.m. on the day of the hearing. During the hearing, all interested parties will be given a reasonable opportunity to present their views orally on the proposed new regulations as well as an opportunity to submit their written comments. In order to give each individual an opportunity to present their views, it may be necessary for the hearing officer to request that each presenter limit any oral presentation to an appropriate time frame.

Complete copies of the proposed regulations and the corresponding economic impact statement may be obtained on the Child Care Licensing website at www. kdheks.gov/kidsnet/ or by contacting Dorothy Tenney at the address above, 785-296-1270 or fax 785-296-0803.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Dorothy Tenney.

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

Doc. No. 042103

State of Kansas

**State Library of Kansas** 

#### Notice of Hearing on Proposed Administrative Regulation

A public hearing will be conducted at 10 a.m. Thursday, February 6, in Room 560 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of a proposed rule and regulation of the State Library of Kansas, on a permanent basis.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving (continued) written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to Barbara Turner, State Library of Kansas, Room 312-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, or by email to barbara.turner@ library.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulation during the public hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentations to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Barbara Turner at 785-296-3296 or the Kansas Relay Center at 800-766-3777. Handicapped parking is located in front of and to the north of the Landon State Office Building.

This regulation is proposed for adoption on a permanent basis. The proposed regulation and the economic impact statement can be viewed at the following website: http:// www.kslib.info/librarians/services/kansas-cipa.html.

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

K.A.R. 54-4-1. Public library internet access policy; adoption and review. This is a new regulation that establishes procedures to ensure that appropriate technology protection measures are implemented to protect Kansas citizens, particularly minors, from visual depictions of child pornography, material that is harmful to minors, or obscene. The economic impact on the State Library is marginal. The economic impact on the public library will depend on the filtering software and the number of public access computers. The State Library does not anticipate any economic impact on other governmental agencies or private businesses or individuals.

> Joanne Budler State Librarian

Doc. No. 042110

State of Kansas

#### Kansas Lottery

#### **Temporary Administrative Regulations**

#### Article 2.—LOTTERY RETAILERS

**111-2-311.** Cosentino's Price Chopper grocery give-a-way. (a) The term of this promotion shall be from 12:00 a.m. October 1, 2013, through midnight on October 31, 2013.

(b) During the term of this promotion with participating chain numbers 1436 and 1732 Cosentino's Price Chopper stores in Kansas, for every Super Kansas Cash single ticket purchase of \$3 or more, the player shall receive an entry for the "Grocery Give-A-Way" promotion drawing. Lottery terminals shall automatically dispense an entry form for each \$3 or more Super Kansas Cash single ticket purchase at participating Cosentino's Price Chopper Kansas lottery retailers during the term of this promotion. The qualifying Super Kansas Cash purchase may be for a single draw or for multiple draws.

(c) During the term of this promotion, drop boxes for the deposit of entries shall be provided by the lottery and placed at all participating Cosentino's Price Chopper locations. All drop boxes shall be retrieved by the Kansas lottery at the end of the promotion.

(d) After the term of this promotion has ended on October 31, 2013, one entry and two alternate entries shall be drawn by the Kansas lottery pursuant to standard lottery drawing procedures for each of the participating Price Chopper grocery store locations. The drawing is to be held during the week of November 7, 2013, at Cosentino's corporate office.

(e) The winner from each store location will win \$100 in groceries. The Kansas lottery will give each store a \$75 instant ticket credit. Cosentino's will pay the additional \$25 per store for the total \$100 prize.

(f) The game promotion procedure set forth hereinabove shall be repeated for the second eligible contestant and possible alternate winners. (Authorized by and implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-11-6-13, Sept. 11, 2013.)

**111-2-312.** Method of entry. (a) Entry into the "Grocery Give-A-Way" promotion shall be accomplished as follows.

(1) During the term of this promotion, with every qualifying purchase of \$3 or more Super Kansas Cash on a single ticket, an entry form shall be automatically produced by the lottery online terminal.

(2) The purchaser must complete the information on the entry form in a legible manner. Only one name shall appear on each entry form.

(3) The completed entry form must be placed into the designated drawing receptacle provided at any participating Cosentino's Price Chopper location no later than midnight on October 31, 2013.

(4) The holder of the entry is not required to personally attend the drawing or be present at the time of the drawing to be determined a winner.

(5) The drawing shall be conducted at Kansas lottery headquarters. One and two alternate entries per store shall be drawn by lottery personnel pursuant to standard Kansas lottery procedures.

(6) Only entry forms obtained during the stated period of time may be entered in the drawing.

(b) There is no limit on the number of entries a person may make, but each person may only win once regardless of the place of entry.

(c) Eligible entrants in the promotion must be 18 years of age or older, and may not be an employee of any Cosentino's Price Chopper store in Kansas.

(d) Completing the information on the entry form and entering the ticket into any drawing constitutes authorization to publicly identify the person whose entry is drawn. (Authorized by and implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-11-6-13, Sept. 11, 2013.)

**111-2-313.** Gamebook retailer promotion. (a) Beginning at 12:00 a.m. on October 1, 2013, and ending at 12:00 p.m. on October 31, 2013, the Kansas lottery may

conduct a retailer prize incentive promotion of its Gamebook ticket.

(b) All Kansas lottery retailer locations that have Gamebook ticket dispensers as of September 30, 2013, are eligible for the promotion.

(c) To enter the promotion, a retailer location must activate at least two (2) new Gamebook packs of tickets, and subsequently settle at least one (1) pack of Gamebook tickets in the month of October 2013.

(d) Retail locations that activate at least two new Gamebook packs of tickets and settle at least one pack of Gamebook tickets will be entered into a drawing to win a pair of football tickets to the KU/K-State football game to be held in Lawrence, Kansas, on November 30, 2013. Winning retail locations will also receive an invitation to the pre-game lottery hospitality event hosted by the Kansas lottery on that same date.

(e) Eligible retailer locations will be entered into a drum for a random drawing of winners and drawn using standard lottery drawing techniques.

(f) Ten retail locations will be selected as prize winners. No alternate winners shall be drawn for this promotion.

(g) The drawing will occur after October 31, 2013, but before November 6, 2013. Winning retailer locations will be notified by the lottery no later than November 8, 2013.

(h) The value of a single prize is approximately \$250. (Authorized by and implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-11-6-13, Sept. 11, 2013.)

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

**111-4-3292.** "Sir Cash-A-Lot" instant ticket lottery game number 497. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Sir Cash-A-Lot." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3292.

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

"YOUR NUMBERS" Play Symbols	Captions
01	ONE
02	TWO
03	THREE
04	FOUR
05	FIVE
06	SIX
07	SEVEN
08	EIGHT
09	NINE
10	TEN
11	ELEVN
12	TWELV
13	THRTN
14	FORTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGHTN
19	NINTN
20	TWENTY
21	TWONE
22	TWTWO
23	TWTHR

24	TWFOR
25	TWFIV
26	TWSIX
20	TWSEV
28	TWEGT
28	TWEGT
30 31	THRTY
	THONE
32	THTWO
33	THTHR
34	THFOR
35	THFIV
36	THSIX
37	THSEV
38	THEGT
39	THNIN
40	FORTY
41	FRONE
42	FRTWO
43	FRTHR
44	FRFOR
45	FRFIV
46	FRSIX
47	FRSEV
48	FREGT
49	FRNIN
50	FIFTY
51	FTYON
52	FTYTW
53	FTYTH
54	FTYFR
55	FTYFV
56	FTYSX
57	FTYSV
58	FTYET
59	FTYNI
60	SIXTY

The "YE OLDE BRICK PANEL" play symbols are as follows: 01 - 02 - 03 - 04 - 05 - 06 - 07 - 08 - 09 - 10 - 11 - 12 - 13 - 14 - 15 - 16 - 17 - 18 - 19 - 20 - 21 - 22 - 23 - 24 - 25 - 26 - 27 - 28 - 29 - 30 - 31 - 32 - 33 - 34 - 35 - 36 - 37 - 38 - 39 - 40 - 41 - 42 - 43 - 44 - 45 - 46 - 47 - 48 - 49 - 50 - 51 - 52 - 53 - 54 - 55 - 56 - 57 - 58 - 59 - 60. There are no captions for the "YE OLDE BRICK PANEL" play symbols.

(c) For this game, a play/prize symbol shall appear in 62 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 059.

(e) The price of instant tickets sold by a retailer for this game shall be \$5.00 each.

(f) "Sir Cash-A-Lot" consists of two play areas, the "YOUR NUMBERS" area and "YE OLDE BRICK PANEL" area. There are 22 "YOUR NUMBERS" covered by opaque latex. The "YE OLDE BRICK PANEL" area consists of a grid of 40 numbers appearing in eight horizontal rows and eight vertical columns. A prize amount is shown for each corresponding horizontal row and vertical column.

The player will remove the latex from the "YOUR NUMBERS," one number at a time, and then for each (continued)

matching number in "YE OLDE BRICK PANEL" scratch off the transparent latex. If any of the matching numbers complete a row or column in "YE OLDE BRICK PANEL," the player wins the prize shown for that row or column.

(g) Each ticket in this game may win up to four times.

(h) Approximately 300,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

		Expected	Expected
		Number of	Value
	Prize	Prizes in Game	in Game
\$5	\$5	30,000	\$150,000
\$10	\$10	8,000	80,000
\$5 + \$5	\$10	15,000	150,000
\$15	\$15	2,500	37,500
\$5 + \$10	\$15	7,500	112,500
\$20	\$20	1,000	20,000
\$10 + \$10	\$20	3,000	60,000
\$5 + \$15	\$20	4,000	80,000
\$25	\$25	600	15,000
\$5 + \$20	\$25	1,500	37,500
\$5 + \$10 + \$10	\$25	1,500	37,500
\$10 + \$15	\$25	1,500	37,500
\$50	\$50	200	10,000
\$5 + \$20 + \$25	\$50	400	20,000
\$5 + \$10 + \$15 + \$20	\$50	400	20,000
\$10 + \$15 + \$25	\$50	400	20,000
\$100	\$100	20	2,000
\$5 + \$20 + \$25 + \$50	\$100	50	5,000
\$10 + \$15 + \$25 + \$50	\$100	50	5,000
\$500	\$500	6	3,000
\$1,000	\$1,000	2	2,000
\$500 + \$500	\$1,000	3	3,000
\$25,000	\$25,000	3	75,000
TOTAL		77,634	\$982,500

(j) The odds of winning a prize in this game are approximately one in 3.86. (Authorized by K.S.A. 2013 Supp. 74-8710; implementing K.S.A. 2013 Supp. 74-8710, and K.S.A. 74-8720; effective, T-111-11-6-13, Sept. 11, 2013.)

**111-4-3293.** "Wild Cash" instant ticket lottery game number 498. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Wild Cash." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3293.

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

Play Symbols	Captions
1	ONE
2	TWO
3	THREE
4	FOUR
5	FIVE
6	SIX
7	SEVEN
8	EIGHT
9	NINE
10	TEN

11	ELEVN
12	TWELV
13	THRTN
13	FORTN
14 15	
	FIFTN
16	SIXTN
17	SEVTN
18	EGHTN
19	NINTN
20	TWENTY
21	TWONE
22	TWTWO
23	TWTHR
24	TWFOR
25	TWFIV
26	TWSIX
20	TWSEV
28	TWEGT
28 29	
	TWNIN
30	THRTY
31	THONE
32	THTWO
33	THTHR
34	THFOR
35	THFIV
36	THSIX
37	THSEV
38	THEGT
39	THNIN
40	FORTY
\$	WIN
\$\$	DBLR
Prize Symbols	Captions
FREE	\$5TICKET
\$5.00	FIVE\$
\$10.00	TEN\$
\$15 <sup>.00</sup>	FIFTN\$
\$20.00	TWENTY
\$25 <sup>.00</sup>	TWEN-FIV
\$50.00	FIFTY
\$100	HUNDRED
\$500	FIV-HUN
\$1,000	ONE-THO
\$25,000	TWNFVTHO

(c) For this game, a play/prize symbol shall appear in 45 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 059.

(e) The price of instant tickets sold by a retailer for this game shall be \$5.00 each.

(f) "Wild Cash" consists of two play areas. The player will remove the latex to reveal four "WINNING NUM-BERS" and 20 "YOUR NUMBERS" with a prize amount shown below each of the "YOUR NUMBERS." If the player matches any of the "WINNING NUMBERS." to any of the "YOUR NUMBERS," the player wins the prize amount shown for the matching "YOUR NUMBER." If the player reveals a "\$" symbol, the player wins the prize shown automatically. If the player reveals a "\$\$" symbol, the player wins double the prize shown automatically. A player can win up to 20 times in this play area.

In the bonus play area, if the player reveals a prize amount, the player wins that prize amount automatically. A player can win up to one time in the bonus play area.

(g) Each ticket in this game may win up to 21 times. (h) Approximately 300,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

C C	n :	Expected Number of	Expected Value
	Prize	Prizes in Game	in Game
Free Ticket	Free Ticket	20,000	\$0
\$5	\$5	25,000	125,000
\$10	\$10	5,000	50,000
\$5 (\$\$)	\$10	15,000	150,000
\$15	\$15	2,500	37,500
\$5 (\$\$) + \$5	\$15	5,000	75,000
\$10 + \$5	\$15	5,000	75,000
\$20	\$20	417	8,340
\$5 (\$\$) + (\$5 x 2)	\$20	1,250	25,000
\$15 + \$5	\$20	1,250	25,000
\$10 (\$\$)	\$20	833	16,660
\$5 (\$\$) + \$10	\$20	1,250	25,000
\$25	\$25	3,332	83,300
(\$5 x 5)	\$25	167	4,175
\$10 (\$\$) + \$5	\$25	83	2,075
\$15 + (\$5 x 2)	\$25	84	2,100
\$5 (\$\$) + \$10 + \$5	\$25	84	2,100
\$50	\$50	85	4,250
(\$5 x 10)	\$50	1,000	50,000
\$10 (\$\$) + \$5 (\$\$) + (\$5 x	4) \$50	440	22,000
\$100	\$100	20	2,000
(\$5 x 20)	\$100	60	6,000
\$25 + \$10 (\$\$) + (\$5 (\$\$)			
x 5) + \$5	\$100	60	6,000
$(\$10 \times 5) + \$50$	\$100	30	3,000
\$500	\$500	5	2,500
\$25 + (\$10 (\$\$) x 10) +			
$(\$20 \times 5) + (\$50 \times 2) +$			
(\$25 x 3)	\$500	21	10,500
\$50 (\$\$) + \$100 (\$\$) +			
(\$20 (\$\$) x 5)	\$500	20	10,000
$(\$15 (\$\$) \times 2) + (\$10 \times 4)$			
$+ (\$20 \times 5) + (\$50 \times 6)$	\$500	15	7,500
\$1,000	\$1,000	3	3,000
\$25 + (\$25 x 3) + (\$50 x			
10) + (\$100 (\$\$) x 2)	\$1,000	5	5,000
(\$50 x 20)	\$1,000	4	4,000
\$25,000	\$25,000	3	75,000
TOTAL		88,021	\$917,000
1011L		00,021	ψ/17,000

(\$\$) denotes double prize

(j) The odds of winning a prize in this game are approximately one in 3.41. (Authorized by K.S.A. 2013) Supp. 74-8710; implementing K.S.A. 2013 Supp. 74-8710, and K.S.A. 74-8720; effective, T-111-11-6-13, Sept. 11, 2013.)

111-4-3294. "Tanks of \$200s" instant ticket lottery game number 499. (a) The Kansas lottery may conduct an instant winner lottery game entitled "Tanks of \$200s." The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-3294.

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

game are as follows:	
Play Symbols	Captions
1	ONE
2	TWO
3	THREE
4	FOUR
5	FIVE
6	SIX
7	SEVEN
8	EIGHT
9	NINE
10	TEN
11	ELEVN
12	TWELV
13	THRTN
14	FORTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGHTN
19	NINTN
20	TWENTY
21	TWONE
22	TWTWO
23	TWTHR
24	TWFOR
25	TWFIV
Symbol of a flag	WIN\$200
Symbol of a star	DBLR
Prize Symbols	Captions
FREE	\$2TICKET
<b>\$2</b> .00	TWO\$
\$ <b>4</b> .00	FOUR\$
\$5.00	FIVE\$
\$10.00	TEN\$
\$15.00	FIFTN\$
\$20.00	TWENTY
\$50.00	FIFTY
\$100	HUNDRED
\$200	TWO-HUN
\$500	FIV-HUN
\$10,000	TEN-THO

(c) For this game, a play/prize symbol shall appear in 22 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 149.

(e) The price of instant tickets sold by a retailer for this game shall be \$2.00 each.

(f) In "Tanks of \$200s," the player will remove the latex to reveal two "WINNING NUMBERS," 10 "YOUR NUMBERS," and 10 prize amounts shown beside each "YOUR NUMBER." If the player matches either of the "WINNING NUMBERS" to any of the "YOUR NUM-BERS," the player wins the prize amount shown for the matching "YOUR NUMBER." If the player reveals a "STAR" symbol, the player wins double the prize shown automatically. If the player reveals a "FLAG" symbol, the player wins \$200 instantly.

(continued)

(g) Each ticket in this game may win up to 10 times.

(h) Approximately 900,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 150,000 tickets, and the same odds as were contained in the initial ticket order.

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

-	Prize	Expected Number of Prizes in Game	Expected Value in Game
\$2 Free Ticket	Free Ticket	84,000	\$0
\$2	\$2	54,000	108,000
\$4	\$4	24,000	96,000
(\$2 x 2)	\$4	6,000	24,000
\$2 (Star)	\$4	6,000	24,000
\$5	\$5	12,000	60,000
\$10	\$10	7,500	75,000
(\$2 x 5)	\$10	7,500	75,000
\$4 (Star) + \$2	\$10	3,000	30,000
\$15	\$15	4,800	72,000
\$5 (Star) + \$5	\$15	2,400	36,000
(\$5 x 3)	\$15	1,500	22,500
\$20	\$20	3,000	60,000
\$2 + \$4 (Star) + \$10	\$20	3,600	72,000
\$10 (Star)	\$20	2,400	48,000
\$50	\$50	600	30,000
(\$5 x 10)	\$50	450	22,500
(\$5 (Star) x 5)	\$50	300	15,000
\$20 (Star) + \$10	\$50	300	15,000
\$100	\$100	240	24,000
(\$10 x 10)	\$100	30	3,000
\$200 (Flag)	\$200	120	24,000
\$500	\$500	6	3,000
\$200 (Flag) + (\$100 x 3)		18	9,000
(\$50 x 4) + \$200 (Flag)			
+ \$100	\$500	6	3,000
\$10,000	\$10,000	6	60,000
TOTAL		223,776	\$1,011,000

Flag - denotes \$200 prize

Star - denotes double prize

(j) The odds of winning a prize in this game are approximately one in 4.02. (Authorized by K.S.A. 2013 Supp. 74-8710; implementing K.S.A. 2013 Supp. 74-8710, and K.S.A. 74-8720; effective, T-111-11-6-13, Sept. 11, 2013.)

#### Article 15.—RAFFLE GAMES

**111-15-1.** Name of the game; rules and regulations. The Kansas lottery may conduct a lotto game entitled "Holiday Millionaire Raffle" beginning at 5:00 a.m. on October 1, 2013, for a drawing to be conducted on December 31, 2013.

The rules and regulations for the "Holiday Millionaire Raffle" game are contained in K.A.R. 111-15-1 through 111-15-11 and K.A.R. 111-15-21, and applicable generic rules are contained in K.A.R. 111-6-1 *et seq.* (Authorized by and implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-10-8-09, Sept. 9, 2009; amended, T-111-12-7-10, Sept. 8, 2010; amended, T-111-10-12-11, Sept. 14, 2011; amended, T-111-10-18-12, Sept. 12, 2012; amended, T-111-11-11-6-13, Sept. 11, 2013.)

**111-15-2. Definitions.** The following definitions shall apply to the "Holiday Millionaire Raffle" game:

(a) "Available ticket(s)" or "ticket(s) available for sale" means one or any number of tickets from one through 175,000 that is available to sell during the "Holiday Millionaire Raffle" game.

(b) "Check-A-Ticket Machine" means an electronic machine operated by the Kansas lottery for the purpose of determining whether or not an online ticket is a winning ticket.

(c) "Computer pick" or "quick pick" means the selection of a six-digit number by the computer system, which appears on a ticket and is played by a player in the game. This is the only type of ticket sold by a retailer for the game.

(d) "Drawing" means the formal process of selecting winning numbers which determine the number of winners for each prize level of the game.

(e) "Early Bird Drawings" means a series of drawings for prizes to be held on October 13, 20, and 27, 2013, and November 3 and 10, 2013 before final raffle drawings on December 31, 2013.

(f) "Electronic drawing machine" or "random number generator" means the electronic device approved by the executive director of the Kansas lottery to electronically select the winning numbers for this drawing.

(g) "Game ticket" or "ticket" means a computer generated ticket issued by a terminal to a person as a receipt for the ticket a person has purchased.

(h) "Online lottery game" means a lottery game connected by telephone lines, satellite, radio, or other similar communication methodology, owned or controlled by the lottery, to a central computer in which each player selects numbers out of a larger predetermined set or sets of numbers.

(i) "Order drawn" means the sequential order in which a "WINNING" ticket or tickets are selected during the drawing process.

(j) "Pari-mutuel prize" means all prizes that are advertised to be paid by a single cash payment as outlined in these rules, shall be paid on a pari-mutuel basis as a cash lump sum payment of the total cash held for all tickets sold in this game.

(k) "Retailer" or "agent" means a person or entity authorized by the Kansas lottery to sell lottery tickets.

(l) "Serial number" means the identifying number printed on the top line of the ticket.

(m) "Set Prize" means all prizes that are advertised to be paid by a single cash payment as outlined in these rules, and which will be equal to the prize amount established by these rules for the prize level.

(n) "Terminal" means a device authorized by a party lottery to function in an on-line, interactive mode with the lottery's computer system for the purpose of issuing lottery tickets and entering, receiving and processing lottery transactions, including purchases, validating tickets and transmitting reports.

(o) "Ticket Number" means the six-digit number that was selected by the computer, which appears on the face of the ticket and is identified on the ticket as such.

(p) "Validation" or "validate" means the process of determining whether a ticket presented for a prize is a winning ticket. (q) "Winning number" or "winning numbers" means a six-digit number which is selected by an electronic drawing machine to be a winner of a prize in this drawing.

(r) "Winning ticket" or "winning tickets" means a raffle ticket which was available for sale for this game where the ticket number matches a winning number drawn for the raffle, in exact order, reading from left to right. (Authorized by and implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-10-8-09, Sept. 9, 2009; amended, T-111-10-12-11, Sept. 14, 2011; amended, T-111-10-18-12, Sept. 12, 2012; amended, T-111-11-6-13, Sept. 11, 2013.)

**111-15-3.** Game description; retail sale of tickets. (a) "Holiday Millionaire Raffle" is a raffle drawing which offers a total of 175,000 online tickets available for sale. Each ticket shall bear a "TICKET NUMBER" on the face of the ticket. The Kansas lottery will conduct "Holiday Millionaire Raffle Early Bird Drawings" according to the following schedule, unless otherwise determined by the executive director:

Drawing	Purchase Deadline 8:59 p.m. on:	Drawing Date
Early Bird 1	Sunday, October 13, 2013	Sunday, October 13, 2013
Early Bird 2	Sunday, October 13, 2013	Sunday, October 13, 2013
Early Bird 3	Sunday, October 20, 2013	Sunday, October 20, 2013
Early Bird 4	Sunday, October 20, 2013	Sunday, October 20, 2013
Early Bird 5	Sunday, October 27, 2013	Sunday, October 27, 2013
Early Bird 6	Sunday, October 27, 2013	Sunday, October 27, 2013
Early Bird 7	Sunday, November 3, 2013	Sunday, November 3, 2013
Early Bird 8	Sunday, November 3, 2013	Sunday, November 3, 2013
Early Bird 9	Sunday, November 10, 2013	Sunday, November 10, 2013
Early Bird 10	Sunday, November 10, 2013	Sunday, November 10, 2013

For each early bird drawing, one ticket number will be drawn to determine the winner of one \$10,000 prize. A ticket must be purchased before 8:59 p.m. the day of the drawing to be eligible for that drawing. In the event a ticket wins the prize in an early bird drawing, the ticket will remain eligible for any remaining drawings, including the final drawing held on December 31, 2013. For the final drawing, an electronic drawing machine, which has been approved by the executive director of the Kansas lottery, shall randomly select a total of 2,551 "WINNING NUMBERS." Each "WINNING NUMBER" consists of a six-digit number as it appears in exact order reading from left to right. A player wins by exactly matching his or her "TICKET NUMBER" to a "WINNING NUMBER" that was selected in the drawing. The first "WINNING NUM-BER" selected during the drawing process shall be the grand prize winner. The second (2<sup>nd</sup>) through twentysixth (26th) "WINNING NUMBERS" selected during the drawing process shall be the second prize winners. The next 25 "WINNING NUMBERS" selected during the drawing process, which shall be drawn in the order of the twenty-seventh (27th) "WINNING NUMBER" through the fifty-first (51<sup>st</sup>) "WINNING NUMBER," shall be the third prize winners. The next 2,500 "WINNING NUM-BERS" selected during the drawing process, which shall be drawn in the order of the fifty-second (52nd) "WIN-NING NUMBER" through the two thousand five hundred fifty-first (2,551st) "WINNING NUMBER," shall be the fourth prize winners. If 169,000 of the 175,000 tickets that are available for sale are sold, all prizes shall be paid

as a cash lump sum payment. If less than 169,000 tickets available for sale are sold, all prizes shall be paid on a pari-mutuel basis as a cash lump sum payment of the total cash held for all tickets sold in this game. To play the "Holiday Millionaire Raffle," a player shall purchase a "Holiday Millionaire Raffle" ticket which bears a ticket number on the face of the ticket.

(b) A "Holiday Millionaire Raffle" ticket shall sell for \$20 (twenty) dollars.

(c) Tickets shall not be sold to any person under the age of 18 years. Each retailer may require a person purchasing tickets to produce proof of age.

(d) Each ticket shall be purchased from a terminal operated by a retailer.

(e) All tickets sold by a retailer shall be a "computer pick" or "quick pick" ticket.

(f) A validated ticket shall be the only proof of a game play. The only method of claiming a prize or prizes shall be the submission of the original winning ticket to and receipt of said ticket by the lottery or its authorized agent.

(g) The only guaranteed methods of win checking a ticket to determine whether the ticket bears a winning number shall be through the Kansas lottery check-a-ticket machines, or submission of a ticket to the Kansas lottery or an authorized retail agent.

(h) A ticket shall not be voided or cancelled by returning the ticket to the selling retailer, including tickets that are printed in error. Exchange tickets may be printed by the lottery for early bird drawing winners at the discretion of the executive director.

(i) There shall be a total of 175,000 available tickets for sale.

(j) Ticket sales will begin at 5:00 a.m. central time on October 1, 2013.

(k) Ticket sales will end at 2:00 a.m. central time on December 31, 2013, or whenever all 175,000 tickets that are available for sale are sold, whichever comes first.

(l) The game will officially close on 4:30 a.m. on December 31, 2013.

(m) The drawing shall be conducted on December 31, 2013, before noon central time, at a secure location as determined by the executive director, after the game is closed and the drawing official has verified that the game is closed, under conditions and procedures promulgated by the executive director of the lottery.

(n) Each player shall have the sole responsibility for verifying the accuracy and condition of the data printed on the ticket. The purchase of a ticket is done at the player's own risk through the online retailer who is deemed to be acting on behalf of the player in entering the play or plays.

(o) For any reason or under any circumstance, the liability of the Kansas lottery or its agents shall be strictly limited to a refund of the amount of the ticket purchase price.

(p) Winning ticket numbers shall be made available to the public on or about noon, December 31, 2013. (Authorized by K.S.A. 2013 Supp. 74-8710; implementing K.S.A. 2013 Supp. 74-8710 and 74-8718; effective, T-111-10-8-09, Sept. 9, 2009; amended, T-111-12-7-10, Sept. 8, 2010; amended, T-111-12-29-10, Dec. 9, 2010; amended, T-(continued) 111-10-12-11, Sept. 14, 2011; amended, T-111-10-18-12, Sept. 12, 2012; amended, T-111-11-6-13, Sept. 11, 2013.)

**111-15-5.** Expected prize payout. (a) In the event 169,000 or more of the tickets available for sale in this raffle game are sold, all prizes awarded shall be paid as set cash prizes, with the following expected approximate prize payout amounts:

Order in Which Winning Number Was Drawn	Prize Payment
<b>Early Bird Drawings:</b> 1 through 10	\$10,000
Raffle Drawing on December 31, 2013:	
1	\$1,000,000
2 through 26	\$5,000
27 through 51	\$1,000
52 through 2,551	\$100

(b) In the event less than 169,000 tickets available for sale in this raffle game are sold, all prizes awarded as described in subsection (a) above shall be paid as parimutuel prizes, as a cash lump sum payment of the total cash held for all tickets sold in this game. In that instance, the money available from the funding sources for this game shall be divided among the winning tickets/plays in proportion to their respective prize percentages. Any pari-mutuel prizes awarded shall be calculated rounding down to the nearest dollar. Monies left over after prizes have been rounded down shall be applied to the general prize reserve pool for subsequent lottery games. (Authorized by and implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-10-8-09, Sept. 9, 2009; amended, T-111-10-12-11, Sept. 14, 2011; amended, T-111-10-18-12, Sept. 12, 2012; amended, T-111-11-6-13, Sept. 11, 2013.)

**111-15-6.** Probability of winning. The following table sets forth the probability of winning and the probable distribution of winners in and among each prize category based upon selling the entire number of tickets available for sale for this game.

	Probable/Set
Probability	Prize Amount
Depends on number of tickets sold at	\$10,000
time of drawing(s)	
1:175,000	\$1,000,000
1:7,000	\$5,000
1:7,000	\$1,000
1:70	\$100
1:23.15 *	
	Depends on number of tickets sold at time of drawing(s) 1:175,000 1:7,000 1:7,000 1:70

\*Overall approximate odds

(Authorized by and implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-10-8-09, Sept. 9, 2009; amended, T-111-10-12-11, Sept. 14, 2011; amended, T-111-10-18-12, Sept. 12, 2012; amended, T-111-11-6-13, Sept. 11, 2013.)

**111-15-21. Instant win cash prizes.** The Kansas lottery shall offer all Kansas lottery players purchasing a Holiday Millionaire raffle ticket the chance to win a \$50 cash prize (up to 5,000 winners based on sell out) instantly. Beginning with the sale of "Holiday Millionaire" raffle tickets at 5:00 a.m. central time on October 1, 2013,

through the close of sales at 2:00 a.m. on December 31, 2013, a coupon will be generated by the lottery selling terminal with every thirty-fifth (35th) Holiday Millionaire raffle ticket sold amongst all selling Kansas lottery locations throughout the state of Kansas. The coupon generated may be given to the player by the store clerk who sold the thirty-fifth ticket. The coupon shall be redeemed by the player for \$50 cash. The coupon can be redeemed at any Kansas lottery selling location or at the Kansas lottery headquarters or regional locations, or the coupon can be mailed to the Kansas lottery in accordance with established procedures for ticket redemption for the Holiday Millionaire raffle game. A winning icon shall be printed on the corresponding thirty-fifth Holiday Millionaire raffle ticket that consists of a pig encircled by the words, "Kansas Lottery \$50 Winner." (Authorized by and implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-11-6-13, Sept. 11, 2013.)

#### Article 17.—SPECIFIC ONLINE DRAWING RULES

**111-17-11.** Tech the Halls second-chance drawing. (a) The Kansas lottery may conduct a second-chance online drawing entitled "Tech the Halls Drawing." The Kansas lottery will accept entries into the drawing only through the Kansas Lottery website starting at midnight, October 2, 2013, and ending at noon on January 28, 2014. The drawing will be conducted sometime after entry into the drawing has closed, but before noon on January 31, 2014.

(b) The specific non-winning ticket eligible for entry into this second-chance online event drawing shall be the \$10, "Winner Wishes," game number 512.

(c) The Kansas lottery shall award one grand prize and five secondary prizes in the second-chance drawing. The grand prize shall consist of \$500 cash, and each secondary prize shall consist of \$100 cash.

(d) The drawing shall select 15 entrants. The first entrant drawn (identified as number 1) shall be awarded the grand prize identified in subsection (c). The next five entrants drawn (identified as numbers 2 through 6) shall be awarded a secondary prize identified in subsection (c). The next nine entrants drawn in this drawing (identified as numbers 7 through 15) will be used as alternate winners, if necessary, in the order drawn. An alternate winner will be awarded the first available unclaimed prize.

(e) A winner of a grand prize or a secondary prize shall be notified via email that he or she has won a prize. The winner shall be instructed how to verify his or her personal identification.

(f) A winner shall then be sent a claim form via U. S. mail at the time email notification is sent.

(g) A player who is among the winners selected in this drawing to receive a grand prize or a secondary prize must return his or her completed claim form, which must be received by the Kansas lottery within 30 days following the date of the winners being notified via email. Alternatively, a player who is among the entrants selected as alternate winners in this drawing to receive a prize and as identified in subsection (d) must return his or her completed claim form within 30 days following the date the alternate winner was sent a claim form via U. S. mail.

(h) Completed claim forms and non-winning ticket(s) can be mailed by the winners via U.S. Mail to: Kansas lottery, 128 North Kansas Avenue, Topeka, Kansas 66603, or the winners can deliver the completed claim form and non-winning ticket by hand to the Kansas lottery claims center in Topeka, Kansas, during normal business hours between 8 a.m. and 5 p.m., excluding holidays and weekends.

(i) If a player fails to answer any email, respond to any request for information, or fill out any forms required by the Kansas lottery within the time allotted in the winner's notification of winning a prize, said win shall be forfeited and the prize awarded to another alternate winner.

(j) A player can enter the online event drawing an unlimited number of times, but can win a prize in the drawing only one time.

(k) Each person who enters a Kansas lottery "Winner Wishes" ticket, game number 512, agrees to release the Kansas lottery and their respective officers, directors, employees, agents, and sponsors from liability of any kind or nature for any loss, claims, damages, or injuries of any kind associated with participation in the drawing or with acceptance and use of any prize.

(l) Any player entering the "Tech the Halls Second-Chance Drawing" agrees to public disclosure.

(m) The Kansas lottery reserves the right to substitute prizes at its sole and total discretion of approximate equal value.

(n) Rules applicable to this online event drawing are contained in K.A.R. 111-17-11 and K.A.R. 111-16-1 et seq. (Authorized by K.S.A. 2013 Supp. 74-8710 and 74-8748; implementing K.S.A. 2013 Supp. 74-8710; effective, T-111-11-6-13, Sept. 11, 2013.)

> Dennis Taylor **Executive Director**

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