

Kris W. Kobach, Secretary of State

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Office of the Governor

Executive Directive No. 14-450 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 Secretary of the Department of Agriculture 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 Department of Agriculture for expenditure in FY 2014 monies in the federal fund entitled "Kansas Farm to School 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 February 12, 2014.

Sam Brownback Governor

Doc. No. 042308

State of Kansas

Department of Health and Environment Division of Health Care Finance

Public Notice

Effective January 1, 2014, Section 2502 of the Affordable Care Act amends Section 1927(d)(2) of the Act by removing barbiturates and benzodiazepines from the list of drugs a state Medicaid program may exclude from coverage or otherwise restrict.

Kansas currently provides coverage for barbiturates and benzodiazepines and is submitting an updated Medicaid State Plan amendment. For dual eligibles, effective January 1, 2014, all barbiturates and benzodiazepines that meet the definition of a Part D drug will be covered under Part D, and will no longer be covered under Medicaid.

Medicaid anticipates a fiscal impact of \$8,114.01 for calendar year 2014.

A copy of the proposed state plan change may be obtained by sending a request to Rita Haverkamp, KDHE-DHCF, Room 900-N, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1220, or email RHaverkamp@kdheks.gov.

Kari Bruffett, Director Division of Health Care Finance

Doc. No. 042315

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

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Register Office:

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

State Employees Health Care Commission Notice of Meeting

The Kansas State Employees Health Care Commission will meet at 1:30 p.m. Monday, February 24, in the KPERS boardroom, 611 S. Kansas Ave., Topeka. For more information contact Laurie Knowlton with the State Employee Health Plan at 785-296-6280.

Jim Clark Chair

Doc. No. 042302

State of Kansas

Kansas Housing Resources Corporation

Notice of Annual Performance Report on the Kansas Consolidated Plan

The Kansas Housing Resources Corporation will publish a preliminary draft of the Annual Performance Report on the Kansas Consolidated Plan for community and housing development for program year 2013. The Annual Performance Report on the 2013 Kansas Consolidated Plan will be available for public review and comment March 6-21. The Annual Performance Report will be available online at www.kshousingcorp.org beginning March 6. Limited hard copies of the Annual Performance Report are available through the Kansas Housing Resources Corporation, 611 S. Kansas Ave., Suite 300, Topeka, 66603, 785-217-2001, fax 785-232-8084 or info@kshousingcorp.org.

Dennis L. Mesa Executive Director

Doc. No. 042312

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 Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 14-17. The comprehensive list of projects being amended to the STIP may be viewed online at www.ksdot.org/publications.asp. This list includes projects for counties and cities, and for projects on the state highway system.

The amendment of the STIP requires a public comment period of 14 days. To make comments on this STIP amendment contact the KDOT Bureau of Program and Project Management, 2nd Floor Tower, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754, 785-296-2252, fax 785-296-8168.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Office of Public Affairs, 785-296-3585 (voice/hearing impaired — 711).

The comment period regarding the STIP amendment for these projects will conclude March 5, 2014.

Mike King Secretary of Transportation

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. 2013 Supp. 12-1675(b)(c)(d) and K.S.A. 2013 Supp. 12-1675a(g).

Effective 2-17-14 through 2-23-14

Term	Rate
1-89 days	0.06%
3 months	0.04%
6 months	0.07%
12 months	0.13%
18 months	0.21%
2 years	0.32%

Scott Miller Director of Investments

Doc. No. 042299

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:

03/05/2014	EVT0002946	Reviewer & Investigation
		Services
03/06/2014	EVT0002955	Rebuild Chiller #2 at El Dorado
		Correctional Facility
03/11/2014	EVT0002936	Rehabilitation Services,
		Occupational and Physical
		Therapy and Speech/Language
		Pathology
03/11/2014	EVT0002937	DynaMax Speaker
03/11/2014	EVT0002951	Well Plugging — Tarr Project
03/12/2014	EVT0002939	Highway Lighting Maintenance
		— D2
03/12/2014	EVT0002947	Tackle Boxes
03/18/2014	EVT0002941	Audit Services — KUSF Fund

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

http://admin.ks.gov/offices/procurement-and-contracts/bid-solicitations

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

http://admin.ks.gov/offices/procurement-and-contracts/additional-files-for-bid-solicitations

03/03/2014	A-012301	Office Remodel — Louisburg Subarea — Kansas Department
00/04/0014	. 010100	of Transportation, Topeka
03/04/2014	A-012429	Netapp Center of Excellence — Beggs Hall — Wichita State
		University, Wichita
03/18/2014	A-012347	Exterior Sprinkler System
		Upgrade — Donlon Hall —
		Kansas Veterans' Home, Winfield

03/19/2014 A-010956(B) Reconstruction Phase 2 — KU
Jayhawk Boulevard — University
of Kansas, Lawrence
03/20/2014 A-012109 Expansion and Renovation —
Overman Student Center —
Pittsburg State University,

Pittsburg

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

Tracy T. Diel, Director Procurement and Contracts

Doc. No. 042316

State of Kansas

Department of Administration Office of Facilities and Procurement Management

Notice of Requested "On-Call" Engineering Services

Notice is hereby given of the commencement of the selection process for "on-call" fire protection engineering services for the University of Kansas Medical Center. One firm will be selected. The contract will be for three years.

For more information contact Dave Roland at droland@kumc.edu or 913-588-9011. Firms interested in providing these services should be familiar with the requirements that can be found in Part B — Chapter 4 of the Building Design and Construction Manual at the website below.

To be considered, one (1) PDF file of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation and an abbreviated project name in the title of the PDF document. Proposals should be less than 5MB and follow the current State Building Advisory Commission guidelines, which can be found in Part B — Chapter 2 of the Building Design and Construction Manual at http://www.admin. ks.gov/offices/ofpm/dcc/bdcm. Proposals should be sent on a CD, DVD or flash drive along with a transmittal to Barbara Schilling, Office of Facilities and Procurement Management, Suite 700, 800 S.W. Jackson, Topeka, 66612-1216. Proposals sent via email will no longer be accepted and paper copies of the proposals are no longer required. Proposals received after the date and time noted below will not be forwarded to the State Building Advisory Commission for review. If you have questions call 785-291-3695. The PDF proposal submittals shall be delivered to the attention of Barbara Schilling before 2 p.m. March 7, 2014.

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

Department of Health and Environment

Notice of Hearing on Federal Block Grant

The Kansas Department of Health and Environment will conduct a public hearing at 4 p.m. Thursday, February 27, in the Azure Room, fourth floor, Curtis State Office Building, 1000 S.W. Jackson, Topeka, to solicit comments from interested persons on the state plan for the Preventive Health and Health Services Block Grant. For more information contact Brandon Skidmore, Bureau of Health Promotion, at 785-368-8264 or bskidmore@kdhe ks.gov.

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

Doc. No. 042309

State of Kansas

Department of Revenue

Notice of Available Publications

Listed below are all the Private Letter Rulings, Opinion Letters, Final Written Determinations, Revenue Rulings, Memorandums, Property Valuation Division Directives, Q&A's, Information Guides and Notices published by the Department of Revenue for January 2014. Copies can be obtained by accessing the Policy Information Library located on the Internet at www.ksrevenue.org or by calling the Office of Policy and Research at 785-296-3081.

Private Letter Rulings

No new publications

Opinion Letters

No new publications

Final Written Determinations

No new publications

Revenue Rulings

No new publications

Notices

14-01 Policy for Liability Relief from Changes in Taxability Matrix

Memorandums

No new publications

Property Valuation Division Directives

No new publications

O&A's

No new publications

Information Guides

New and Used Motor Vehicle Dealerships Self-Audit Fact Sheet Auction Companies Self-Audit Fact Sheet

> Nick Jordan Secretary of Revenue

Doc. No. 042300

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Abengoa Bioenergy Biomass of Kansas, LLC (ABBK), located at 16150 Main Circle Drive, Suite 200, Chesterfield, Missouri, 63017, has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300 to modify two permits previously issued by the KDHE for a biomass-to-ethanol and a biomass-to-energy production facility located in Section 18, Township 33 South, Range 37 West, Stevens County, Kansas, near Hugoton, Kansas. On September 16, 2011, KDHE issued a prevention of significant deterioration (PSD) air quality permit and on January 13, 2013, KDHE subsequently issued a PSD permit for four natural-gasfired emergency generator engines. The proposed permit will supersede these two permits and will include several modifications, including operating two of the naturalgas-fired generators as nonemergency, increasing the size of the emergency fire pump, addition/changes in process tanks, addition of a thermal oxidizer for ethanol load-out, addition of miscellaneous material handling activities, addition of reheat burner to the biomass boiler, reconfiguration of the biomass storage pile area and ash handling system, and other miscellaneous changes.

Emissions of particulate matter (PM), PM equal to or less than 10 microns in diameter (PM $_{10}$), PM equal to or less than 2.5 microns in diameter (PM $_{2.5}$), volatile organic compounds (VOCs), oxides of nitrogen (NO $_x$), sulfur dioxide (SO $_2$), carbon monoxide (CO), sulfuric acid mist (H $_2$ SO $_4$), hazardous air pollutants (HAPs), ozone (O $_3$) and greenhouse gases (GHGs) were evaluated during the permit review process.

The proposed permit is to be issued in accordance with the provisions of K.A.R. 28-19-350, prevention of significant deterioration (PSD), which adopt the federal standards, procedures and requirements of 40 CFR 52.21 by reference. These air quality regulations apply to major stationary emission sources located in areas designated as "attainment" under the federal Clean Air Act (CAA). Attainment areas are areas where the air quality meets or is better than the National Ambient Air Quality Standards (NAAQS).

The PSD regulations require evaluation of emission reduction techniques to identify the best available control technology (BACT) for each regulated pollutant, including GHGs, for which the emission rate exceeds the PSD significant level. The purpose of BACT is to affect the maximum degree of reduction achievable, taking into account energy, environmental and economic impacts for each regulated pollutant under review. Evaluation of the estimated emissions for the ABBK project indicates that the emission rates of NO_x, CO, SO₂, VOCs, PM, PM₁₀, PM_{2.5} and CO₂e all exceed the significance levels. The facility conducted the required BACT analyses. This modified permit required an updated BACT review for two

natural-gas-fired generators operating as nonemergency, larger size emergency fire pump, ethanol load out thermal oxidizer, facility berm, reheat burner, methanol storage tank, fugitive leaks and loading losses, storage tanks, lignin-rich stillage storage and enzymatic hydrolysis (EH) fermentation process. KDHE has reviewed the BACT analyses for the ABBK modifications to the previous permits and concurs with its findings. The BACT analysis and findings are summarized in Section VI of the Permit Summary Sheet.

An ambient impact analysis was performed on the potential air emissions of NO₂, SO₂, PM₁₀, PM_{2.5} and CO from the ABBK Project.

- Detailed modeling for the 1-hour and annual NO₂ demonstrated that the proposed project will not cause or significantly contribute to any violation of the 1-hour or annual NO₂ NAAQS. It also demonstrated that 1.3% of the annual NO₂ Class II area maximum allowable increment is expected to be consumed by the proposed project. The EPA has not established a Class II area maximum allowable increment for 1-hour NO₂. Accordingly, no calculation of the potential consumption of such increment is possible.
- Detailed modeling for PM₁₀ demonstrated that the proposed project will not cause or significantly contribute to any violation of the 24-hour PM₁₀ NAAQS. It also demonstrated that 99.5% of the 24-hour PM₁₀ and 46.8% of the annual PM₁₀ Class II area maximum allowable increment is expected to be consumed by the proposed project.
- Detailed modeling for PM_{2.5} demonstrated the proposed project will not cause or significantly contribute to any violation of the 24-hour or annual PM_{2.5} NAAQS. It also demonstrated that 7.2% of the 24-hour PM_{2.5} and 40.2% of the annual PM_{2.5} Class II area maximum allowable increment are expected to be consumed by the proposed project.
- Detailed modeling for SO₂ demonstrated the proposed project will not cause or significantly contribute to any violation of the 1-hour, 3-hour, 24-hour or annual SO₂ NAAQS. It also demonstrated that 5.4% of the 3-hour SO₂, 13.2% of the 24-hour SO₂ and 7.4% of the annual SO₂ Class II area maximum allowable increment are expected to be consumed by the proposed project.
- The CO screening modeling analysis demonstrated no significant impact on the 1-hour or 8-hour ambient air quality and that the emissions would not cause or contribute to any violation of ambient air standards. The EPA has not established any Class II maximum allowable increments for CO. Accordingly, no calculation of the potential consumption of such increment is possible.
- An analysis of visibility was conducted for Hugoton Municipal Airport and Cimarron National Grasslands. The VISCREEN model results indicate minimal visibility impacts at Hugoton Municipal Airport, and no adverse impacts on Cimarron National Grasslands. No adverse impacts on soils and vegetation in the area are expected.

 Any federal land manager who has reason to believe he or she may have a Class I area adversely impacted by the emissions from the proposed project has the opportunity to present KDHE with a demonstration of the adverse impact on the air quality-related values of the federal Class I area during the comment period.

A public comment period has been established until noon March 24 to allow citizens the opportunity to express any concerns they may have about this proposed permitting action. All comments should be submitted in writing to Lynelle Ladd, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366.

Any member of the public may request a public hearing be conducted to provide comments on the proposed issuance of the draft air quality construction permit. A written request to hold a public hearing should be sent to the attention of Lynelle Ladd at the address listed above or by fax to 785-291-3953 and must be received by noon March 24. If a pertinent request is received, a public hearing is tentatively scheduled by KDHE on March 31 at the Stevens County Library, 500 S. Monroe St., Hugoton. The hearing will begin at 7 p.m. and will continue until audience members have an opportunity to submit comments. If no pertinent requests to hold the public hearing are received by noon March 24, the public hearing will be cancelled. A notice of the cancellation will be posted at the KDHE website at http://www.kdheks.gov/ bar/publicnotice.html.

If a hearing is conducted, all interested parties will be given a reasonable opportunity to present their views orally or by submission of written materials during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to limit oral presentations to a specific time limit.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed materials in an accessible format. Requests for accommodation must be made not later than March 24 by contacting Linda Vandevord at 785-296-6423.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process for the PSD permit is available for public review for a period of 30 days from the date of publication during normal business hours, 8 a.m. to 5 p.m., at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, and at the KDHE Southwest District Office, 302 W. McArtor Road, Dodge City. To obtain or review the proposed permit and supporting documentation, contact Lynelle Ladd, (785) 296-1719, at the KDHE central office, or Erich Glave, 785-225-0596, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

These same materials are available, free of charge, at the KDHE Bureau of Air website, http://www.kdheks. gov/bar/index.html.

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

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-14-029/035 Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Todd Willer Heifer Source, LLC N3569 Vanden Bosch Road	All of Section 05, T35S, R32W, Seward County	Cimarron River Basin
Kaukauna, WI 54130	serrara county	

Kansas Permit No. A-CISW-C001 Federal Permit No. KS0040657

This is a permit modification and reissuance for an existing facility with the maximum capacity of 44,167 head (44,167 animal units) of cattle weighing greater than 700 pounds and 17,666 head (8,833 animal units) of cattle weighing 700 pounds or less, for a total of 53,000 animal units of cattle. There is no change in the permitted number of animal units. The facility consists of approximately 187.9 acres of open lot pens and 141.6 acres of associated feedlot areas. Approximately 146.4 acres of farmland also drain to the waste management system. The waste management system includes drainage channels, four sediment basins and six earthen retention structures. The facility is proposing to construct additional open lot pens and associated areas within the existing drainage area of the facility. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Jerry C. Beachy	NE/4 of Section 19,	Lower Arkansas
Jerry Beachy Dairy Farm	T24S, R06W, Reno	River Basin
5817 W. Longview Road	County	
Hutchinson, KS 67501	•	

Kansas Permit No. A-ARRN-M037

This is a permit modification and reissuance for an expanding facility with the proposed maximum capacity of 140 head (196 animal units) of mature dairy cows, 20 head (20 animal units) of dairy heifers weighing greater than 700 pounds, 130 head (65 animal units) of dairy calves weighing 700 pounds or less, 7 head (14 animal units) of horses and 80 head (1 animal unit) of laying hens, for a total of 296 animal units of livestock. The facility consists of a milking parlor with holding area, various livestock barns, open concrete and dirt

lots, a concrete reception pit, a concrete dry stack area and a grass treatment strip. The facility is proposing to increase the maximum number of mature dairy cows by 60 head, replace the vegetative treatment strip with an earthen retention control structure and enlarge the concrete dry stack area.

Name and Address of Applicant	Legal Description	Receiving Water
John Lohrey	SW/4 of Section 35,	Upper Arkansas
2224 County Road 320	T17S, R17W, Rush	River Basin
Bison, KS 67520	County	

Kansas Permit No. A-UARH-C004 Federal Permit No. KS0097497

This is a renewal permit for an existing facility for 1,200 head (600 animal units) of cattle weighing less than 700 pounds. There are no changes proposed to the permitted animal units or facility waste control system. This facility has an approved Nutrient Management Plan on file with KDHE. An update to the Nutrient Management Plan (NMP) shall be submitted to the department for review and approval prior to December 31, 2014.

Name and Address of Applicant	Legal Description	Receiving Water
Bronson Smith	SW/4 of Section 28	Upper Arkansas
Dodge City Feeders, LLC P.O. Box 1388	& NW/4 of Section 33, T26S, R24W,	River Basin
Great Bend, KS 67530	Ford County	

Kansas Permit No. A-UAFO-C004 Federal Permit No. KS0115266

This is a reissued permit for an existing facility for 9,950 head (9,950 animal units) of cattle weighing more than 700 pounds. There is no change in the permitted number of animal units. An additional overflow pipe will be installed between sedimentation basin 2 and sedimentation basin 3. The permittee has one year to initiate and two years to complete the proposed modifications. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Joe Novak	NE/4 of Section 12,	Lower Republican
1780 190 Road Belleville, KS 66935	T02S, R03W, Republic County	River Basin

Kansas Permit No. A-LRRP-B002

This permit is being reissued for an existing facility with a maximum capacity of 999 head (999 animal units) of cattle more than 700 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Michael Grabbe Grabbe Farms Feedlot 436 240th Ave.	SE/4 of Section 17, T15S, R18W, Ellis County	Smoky Hill River Basin
Havs. KS 67601	County	

Kansas Permit No. A-SHEL-B005

This permit is being reissued for an existing facility with a maximum capacity of 990 head (495 animal units) of cattle 700 pounds or less. This represents a decrease in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Rita Ann Wiles & Jason Wells Wells Ag, LLC 111 N. Jones Ave. Leoti, KS 67861	SW/4 of Section 27, T16S, R35W, Wichita County	Smoky Hill River Basin

Kansas Permit No. A-SHWH-B003

This permit is being reissued for an existing confined feeding facility with a maximum capacity of 999 head (999 animal units) of beef cattle. There is no change in the permitted animal units.

Public Notice No. KS-AG-R-14-004/005

Per K.S.A. 65-171d, the following registrations have been received for proposed confined feeding facilities:

Name and Address of Registrant	Legal Description	County
Derik Klaassen 413 28th Ave. Moundridge, KS 67107	SE/4 of Section 10, T21S, R01W	McPherson
Name and Address of Registrant	Legal Description	County
Bryon & DeDe Lorson B & D Feeders 912 Highway 4 Hope, KS 67451	NW/4 of Section 09, T21S, R02E	Dickinson

Public Notice No. KS-Q-14-026/029

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

Name and Address	Receiving	Type of		
of Applicant	Stream	Discharge		
Ellis, City of	Big Creek	Treated Domestic		
815 Jefferson		Wastewater		
Ellis, KS 67637				

Kansas Permit No. M-SH06-OO02 Federal Permit No. KS0094145 Legal Description: NE¹/₄, SE¹/₄, NW¹/₄, S9, T13S, R20W, Ellis County, KS

The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli, total phosphorus, nitrate + nitrite and pH, as well as monitoring for total Kjeldahl nitrogen, total recoverable selenium and flow. Contained in the permit is a schedule of compliance requiring the permittee to provide KDHE with a report and upgrade plan, if necessary, to improve wastewater treatment operations to satisfy nutrient waste load allocations required by the per-

Name and Address of Applicant	Receiving Stream	Type of Discharge
Grandview Plaza, City of	Smoky Hill River	Treated Domestic
402 State Ave.	via Frank's Creek	Wastewater
Grandview Plaza, KS 66441		

Kansas Permit No. M-SH13-OO01 Federal Permit No. KS0116521 Legal Description: SW1/4, NE1/4, S5, T12S, R6E, Geary County, KS

The proposed action is to reissue an existing permit for the operation of an existing lagoon wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, total phosphorus, total recoverable lead and pH. Contained in the permit is a schedule of compliance requiring the permittee to provide KDHE with an engineering report, including proposed improvements, if necessary, to bring the facility into consistent compliance with requirements of the permit.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Hill City, City of	Solomon River via	Treated Domestic
205 N. Pomeroy	South Fork	Wastewater
Hill City, KS 67642	Solomon River	

Kansas Permit No. M-SO19-OO01 Federal Permit No. KS0116882 Legal Description: NE1/4, NW1/4, SE1/4, S13, T8S, R23W, Graham County,

The proposed action is to reissue an existing permit for the operation of an existing wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia, E. coli and pH, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen and flow. This facility is being replaced by a nondischarging lagoon.

Name and Address of Applicant	Receiving Stream	Type of Discharge
N.R. Hamm Quarry Inc.	Wolf River via	Pit Dewatering &
P.O. Box 17	Unnamed Tributary	Stormwater
Perry, KS 66073	•	Runoff
Kansas Permit No. I-MO22-P	O02 Federal Pe	rmit No. KS0097837
Legal Description: NE1/4, S8,	T3S, R20E, Doniphan	County, KS
Facility Name: Troy/Huss Qu	arry #108	

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 no washing. Outfall 001 consists of stormwater runoff and quarry pit water. The proposed permit contains generic water-quality language to protect waters of the state.

Public Notice No. KS-NQ-14-004

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

Name and Address	Legal	Type of
of Applicant	Location	Discharge
Woodston, City of	SW1/4, NW1/4, S15,	Nonoverflowing
P.O. Box 216	T7S, R16W, Rooks	Ü
Woodston, KS 67675	County, KS	

Kansas Permit No. M-SO43-NO01 Federal Tracking No. KSJ000286 This action consists of modifying an existing Kansas Water Pollution Control Permit for a nonoverflowing treatment facility. The proposed permit covers the modification and upgrade of the existing

facility. Construction is to be completed by October 1, 2014. All other terms and provisions of the existing permit remain unchanged.

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 March 22 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-14-029/035, KS-AG-R-14-004/005, KS-Q-14-026/029, KS-NQ-14-004) and name of the applicant/permittee when preparing comments.

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

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

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

Doc. No. 042313

(Published in the Kansas Register February 20, 2014.)

Summary Notice of Bond Sale Unified School District No. 405 Rice County, Kansas (Lyons) \$3,380,000*

General Obligation School Building Bonds, Series 2014 (General obligation bonds payable from unlimited ad valorem taxes)

Bids

Subject to the Notice of Bond Sale dated February 10, 2014, written and electronic bids will be received on behalf of the clerk of Unified School District No. 405, Rice County, Kansas (Lyons) (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. (CDT) March 10, 2014, 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 March 1, 2014, and will become due on October 1 in the years as follows:

Year	Principal Amount*
2020	\$100,000
2021	150,000
2022	175,000
2023	185,000
2024	195,000
2025	190,000
2026	180,000
2027	175,000
2028	200,000
2029	205,000
2030	210,000
2031	220,000
2032	230,000
2033	265,000
2034	700,000

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 April 1 and October 1 in each year, beginning April 1, 2015.

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 \$67,600.

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 March 27, 2014, 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 \$43,691,668. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$16,015,000*.

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:

Frisbie Education Center 800 S. Workman Lyons, KS 67554 620-257-5196 Fax: 620-257-5197 jgoforth@usd405.com

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

George K. Baum & Company 100 N. Main, Suite 810 Wichita, KS 67202 Attn: Stephen E. Shogren 316-264-9351 Fax: 316-264-9370 shogren@gkbaum.com

Dated February 10, 2014.

Unified School District No. 405 Rice County, Kansas (Lyons)

*Subject to change; see Notice of Bond Sale dated February 10, 2014.

Board of Pharmacy

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Thursday, April 24, at the Kansas Board of Healing Arts, boardroom, 800 S.W. Jackson, lower level, Topeka, to consider the proposed adoption of amendments to K.A.R. 68-21-1 and K.A.R. 68-21-2 as permanent regulations of the State Board of Pharmacy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed adoption of amendments to K.A.R. 68-21-1 and K.A.R. 68-21-2. All parties may submit written comments prior to the hearing to Debra Billingsley, executive secretary, State Board of Pharmacy, 800 S.W. Jackson, Suite 1414, Topeka, 66612, or to pharmacy@pharmacy.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of amendments to K.A.R. 68-21-1 and K.A.R. 68-21-2 during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Jackie Yingling at jackie.yingling@pharmacy.ks.gov or 785-296-6504. Handicapped parking is available in the parking garage of the building off of 8th Street.

Amendments to K.A.R. 68-21-1 and K.A.R. 68-21-2 are proposed for permanent adoption. A summary of the proposed amendments follows:

K.A.R. 68-21-1. Definitions. This regulation is amended to change the definition of "patient identification number" in the prescription monitoring system to include a person's driver's license number or another predetermined numbering mechanism, and the definition of "report" was changed to clarify language throughout the other prescription monitoring regulations.

K.A.R. 68-21-2. Electronic reports. This regulation identifies the specifics relating to the electronic reports that must be submitted to the Prescription Monitoring Program. Amendments include requiring those that are required to report to the program to submit zero reports if they go seven days without dispensing in or into the state. This regulation also changes the frequency of reporting from weekly to daily, which was the original intent of the regulation. The original regulation stated that the change will take effect January 1, 2013.

Economic Impact: The adoption of these amendments does not have any additional economic impact to the State Board of Pharmacy. In addition, the board does not anticipate that this amendment will have any financial impact upon other governmental agencies or upon private businesses or individuals besides the original impact of implementing such a program.

Copies of the regulations and the economic impact statements may be obtained by contacting the Board of Pharmacy at the address above, 785-296-4056 or pharmacy@pharmacy.ks.gov, or by accessing the board's website at http://www.pharmacy.ks.gov.

Debra Billingsley Executive Secretary

Doc. No. 042314

State of Kansas

Real Estate Appraisal Board

Notice of Hearing on Proposed Administrative Regulation

A public hearing will be conducted at 10 a.m. Tuesday, April 22, in Suite 1102 of the Jayhawk Tower, 700 S.W. Jackson, Topeka, to consider the adoption of proposed amendments to K.A.R. 117-7-1.

This 60-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulation. All interested parties may submit written comments prior to the hearing to the Kansas Real Estate Appraisal Board, Suite 1102, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation 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 Sally Pritchett at 785-296-6736 or cheryl.magathan@kreab.ks.gov.

The proposed regulation amendments are for adoption on a permanent basis. A summary of the proposed amendments to the regulation and the economic impact follows:

117-7-1 Fees. This regulation is being amended to decrease the original license/certification and renewal of license/certification fees from \$225 to \$200.

The economic impact to appraisers will be a savings of \$25 annually. The economic impact to the Real Estate Appraisal Board will be a decrease in revenues of approximately \$25,925 and to the State General Fund of \$2,593. There is no economic impact to other state agencies or to the public.

Copies of this regulation and the economic impact statement may be obtained by contacting the Kansas Real Estate Appraisal Board at 785-296-6736 or fax 785-368-6443, by email at cheryl.magathan@kreab.state.ks.us, or from the board's website at http://www.kansas.gov/kreab.

Sally Pritchett Executive Director

Board of Pharmacy

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Thursday, April 24, at the Kansas Board of Healing Arts, boardroom, 800 S.W. Jackson, lower level, Topeka, to consider the proposed adoption of amendments to K.A.R. 68-11-1 and K.A.R. 68-11-2 as permanent regulations of the State Board of Pharmacy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed adoption of amendments to K.A.R. 68-11-1 and K.A.R. 68-11-2. All parties may submit written comments prior to the hearing to Debra Billingsley, executive secretary, State Board of Pharmacy, 800 S.W. Jackson, Suite 1414, Topeka, 66612, or to pharmacy@pharmacy.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of amendments to K.A.R. 68-11-1 and K.A.R. 68-11-2 during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Jackie Yingling at jackie.yingling@pharmacy.ks.gov or 785-296-6504. Handicapped parking is available in the parking garage of the building off of 8th Street.

Amendments to K.A.R. 68-11-1 and K.A.R. 68-11-2 are proposed for permanent adoption. A summary of the proposed amendments follows:

K.A.R. 68-11-1. Fees for examination and licensure as a pharmacist. This regulation is an amendment lowering the pharmacist examination and licensure fees by 20 percent.

K.A.R. 68-11-2. Fees for premises registrations and permits. This regulation is an amendment lowering the premises registration and permit fees by 20 percent.

Economic Impact: The adoption of these amendments will have economic impact to the State Board of Pharmacy in that they will have lower receipts each year that are used to fund the agency. In addition, this amendment will have a financial impact upon all licensees, registrants and permit holders of the board because they will have to pay 20 percent less for their licenses, registrations and permits.

Copies of the regulations and the economic impact statements may be obtained by contacting the Board of Pharmacy at the address above, 785-296-4056 or pharmacy@pharmacy.ks.gov, or by accessing the board's website at http://www.pharmacy.ks.gov.

Debra Billingsley Executive Secretary State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, March 6, in the offices of the Kansas Development Finance Authority, 555 S. Kansas Ave., Suite 202, Topeka, on the proposal for the KDFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

Project No. 000882 — **Maximum Principal Amount:** \$87,309.64. Owner/Operator: Melanie A. and Tyler J. McDuffee. Description: Acquisition of 51 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. The project is being financed by the lender for Melanie A. and Tyler J. McDuffee and is located at Section 23, Concord Township, Ottawa County, Kansas, approximately 4 miles southeast of Minneapolis on Heartland Drive.

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

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

Tim Shallenburger President

Doc. No. 042305

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced February 6-12 by the 2014 Kansas Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 58-S, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, 785-296-4096. Full texts of bills, bill tracking and other information may be accessed at http://www.kslegislature.org/li/.

House Bills

HB 2563, AN ACT concerning school districts; relating to food service (continued)

programs; student meals; accounts; amending K.S.A. 72-5120 and repealing the existing section, by Representative Edwards.

HB 2564, AN ACT concerning retirement and benefits; relating to the Kansas public employees retirement system; normal retirement date; requiring 60-day re-employment wait; amending K.S.A. 2013 Supp. 74-49,204 and repealing the existing section, by Committee on Pensions and Benefits.

HB 2565, AN ACT concerning the correctional industries fund; authorizing use of funds for workers compensation insurance; amending K.S.A. 2013 Supp. 75-5282 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2566, AN ACT concerning court fees; relating to forensic and scientific laboratories; amending K.S.A. 2013 Supp. 28-176 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2567, AN ACT concerning public records; relating to the open records act; definitions; amending K.S.A. 2013 Supp. 45-217 and repealing the existing section, by Committee on Judiciary.

HB 2568, AN ACT concerning domestic relations; relating to the Kansas family law code; child support guidelines; amending K.S.A. 2013 Supp. 20-165, 23-2201, 23-2215, 23-2216, 23-2223, 23-2224, 23-2707, 23-3002, 23-3005 and 23-3203 and repealing the existing sections; also repealing K.S.A. 2013 Supp. 23-2217, 23-2218 and 23-2225, by Committee on Judiciary.

HB 2569, AN ACT concerning liens or claims against real or personal property; relating to prohibitions on certain filings; public officials; notice; criminal penalties; amending K.S.A. 2013 Supp. 58-4301 and repealing the existing section, by Committee on Judiciary.

HB 2570, AN ACT concerning veterans; relating to license plates for disabled veterans; pertaining to parking in certain public parking garages; amending K.S.A. 8-161 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2571, AN ACT concerning military service family members; designating Kansas gold star family day, by Committee on Veterans, Military and Homeland Security.

HB 2572, AN ACT concerning the prison made goods act; relating to juvenile offenders; amending K.S.A. 2013 Supp. 75-5275 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2573, AN ACT creating the airport development revolving fund; authorizing the secretary of transportation to make loans; transferring moneys from the state general fund, by Committee on Transportation.

HB 2574, AN ACT concerning property taxation; relating to reclassification of certain tax exempted property, by Committee on Taxation.

HB 2575, AN ACT concerning income taxation; relating to credits; expenditures to make dwelling or facility accessible for persons with a disability; amending K.S.A. 2013 Supp. 79-32,177 and repealing the existing section, by Committee on Taxation.

HB 2576, AN ACT concerning the employment security law; pertaining to rate; amending K.S.A. 2013 Supp. 44-710a and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2577, AN ACT concerning the newborn infant protection act; relating to anonymity of parent surrendering a child; amending K.S.A. 2013 Supp. 38-2282 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2578, AN ACT concerning firearms; relating to certification by a chief law enforcement officer for the transfer of a firearm, by Committee on Federal and State Affairs.

HB 2579, AN ACT establishing the community defense act; amending K.S.A. 2013 Supp. 22-3901 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2580, AN ACT concerning emergencies and disasters; relating to the response to hazardous materials and search and rescue incidents; regional emergency response teams; duties of the state fire marshal; recovery of costs; amending K.S.A. 2013 Supp. 75-6102 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2581, AN ACT concerning veterans; relating to the Kansas commission on veterans affairs; requiring annual reporting by the executive director; amending K.S.A. 2013 Supp. 73-1209 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2582, AN ACT concerning food establishments; relating to licensure; creating an exemption for churches; amending K.S.A. 2013 Supp. 65-689 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2583, AN ACT concerning lobbyists; relating to judicial lobbyists; amending K.S.A. 46-221 and 46-222 and repealing the existing sections, by Committee on Judiciary.

HB 2584, AN ACT concerning crimes, criminal procedure and punishment; relating to competence of defendants to stand trial; repealing K.S.A. 22-3301 and 22-3306 and K.S.A. 2013 Supp. 22-3302, 22-3303 and 22-3305, by Committee on Judiciary.

HB 2585, AN ACT concerning the use of epinephrine auto-injectors; prescription thereof for certain authorized entities; use and storage requirements; granting of immunity from liability in certain circumstances; providing for administration of the act by the state board of pharmacy, by Committee on Health and Human Services.

HB 2586, AN ACT concerning parents of children in the custody of the department for children and families; establishing the office of the ombudsman concerning child abuse; amending K.S.A. 2013 Supp. 38-2211 and repealing the existing section, by Committee on Children and Seniors.

HB 2587, AN ACT concerning insurance; pertaining to patient protection act; prohibiting the use of certain provisions in agreements; amending K.S.A. 40-4607 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2588, AN ACT concerning children and minors; relating to the revised Kansas juvenile justice code; revised Kansas code for care of children; amending K.S.A. 2013 Supp. 38-2268 and repealing the existing section, by Committee on Judiciary.

HB 2589, AN ACT concerning retirement and benefits; relating to investments by the Kansas public employees retirement system; eliminating prohibition on certain investments in business operations in Sudan; amending K.S.A. 2013 Supp. 74-4921d and repealing the existing section; also repealing K.S.A. 2013 Supp. 74-4921c, by Committee on Pensions and Benefits.

HB 2590, AN ACT concerning sales taxation; relating to refunds of tax paid upon certain sales of motor vehicles, by Committee on Taxation.

HB 2591, AN ACT concerning the department of administration; relating to filing of certain audit reports; amending K.S.A. 75-1124 and repealing the existing section, by Committee on General Government Budget.

HB 2592, AN ACT concerning elections and elected officials; amending K.S.A. 25-305, 25-306a and 25-306b and K.S.A. 2013 Supp. 25-205, 25-3801 and 25-3902 and repealing the existing sections, by Committee on Elections.

HB 2593, AN ACT concerning property taxation; relating to mineral interests, recordation; amending K.S.A. 79-420 and repealing the existing section, by Committee on Taxation.

HB 2594, AN ACT concerning elections; relating to residence requirements for candidates; amending K.S.A. 14-205, 14-1208, 19-303, 25-305, 25-311, 25-1436, 25-2009 and 71-1407 and K.S.A. 2013 Supp. 25-205, 25-208a, 25-304, 25-2020, 25-2110, 25-2110a and 71-1415 and repealing the existing sections, by Representative Edwards.

HB 2595, AN ACT naming the state marine fossils; the tylosaurus and the pteranodon, by Committee on Vision 2020.

HB 2596, AN ACT concerning state officers and employees; relating to furloughs or reduction in compensation; the Kansas public employees retirement system and systems thereunder, computation of benefits; amending K.S.A. 74-49,115 and repealing the existing section, by Committee on Pensions and Benefits.

HB 2597, AN ACT concerning solid waste; relating to municipal collection of recyclables; amending K.S.A. 2013 Supp. 12-2036 and repealing the existing section, by Committee on Appropriations.

HB 2598, AN ACT concerning alcoholic beverages; dealing with microbreweries; amending K.S.A. 41-708 and K.S.A. 2013 Supp. 41-308b and repealing the existing sections, by Committee on Federal and State Affairs

HB 2599, AN ACT authorizing the secretary of state to grant an easement to the unified government of Wyandotte county, Kansas, by Committee on Federal and State Affairs.

HB 2600, AN ACT concerning administrative procedures; relating to service of certain orders or notices; amending K.S.A. 2013 Supp. 77-511 and 77-518 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2601, AN ACT concerning veterans; relating to the Kansas commission on veterans affairs; authorizing the executive director to oversee the Kansas soldiers' home and Kansas veterans' home; amending K.S.A. 76-1904, 76-1927, 76-1928, 76-1929, 76-1951 and 76-1955 and K.S.A. 2013

Supp. 73-1209 and 73-1210a and repealing the existing sections, by Committee on Veterans, Military and Homeland Security.

HB 2602, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; increasing the percentage of unclassified employees allowed to be employed by the system; amending K.S.A. 2013 Supp. 74-4908 and repealing the existing section, by Committee on Pensions and Benefits.

HB 2603, AN ACT providing for a program of charity health care administered by the secretary of health and environment and providing for the powers, duties and functions thereof, by Committee on Appropriations.

HB 2604, AN ACT concerning domestic relations; relating to dissolution of marriage, division of property, spousal support; family counseling; amending K.S.A. 2013 Supp. 23-2106, 23-2701, 23-2702, 23-2707, 23-2709, 23-2711, 23-2802, 23-2903, 23-2904, 23-2905 and 23-3510 and repealing the existing sections; also repealing K.S.A. 2013 Supp. 23-2710 and 23-2715, by Committee on Judiciary.

HB 2605, AN ACT enacting the successor corporation asbestos-related liability fairness act, by Committee on Judiciary.

HB 2606, AN ACT concerning schools; enacting the student data accessibility, transparency and accountability act, by Committee on Education.

HB 2607, AN ACT concerning sales taxation; relating to exemptions; certain sales of school supplies, computers and clothing during sales tax holiday; amending K.S.A. 2013 Supp. 79-3606 and repealing the existing section, by Representatives Powell, Peck, Barker, Bridges, Finney, Goico, Jones, Rothlisberg and Todd.

HB 2608, AN ACT concerning counties; dealing with roads and bridges; amending K.S.A. 68-559a and repealing the existing section, by Committee on Taxation.

HB 2609, AN ACT concerning the pharmacy act of the state of Kansas; relating to the practice of pharmacy; filling and refilling of prescriptions; amending K.S.A. 65-1626a and K.S.A. 2013 Supp. 65-1637b and repealing the existing sections, by Committee on Health and Human Services.

HB 2610, AN ACT designating a portion of K-161 highway as the ancient Indians' traders trail, by Committee on Transportation.

HB 2611, AN ACT concerning dentists; conduct of dental offices; amending K.S.A. 2013 Supp. 65-1435 and repealing the existing section, by Committee on Health and Human Services.

HB 2612, AN ACT concerning judges; relating to vacancies in the office of judge of the district court and the office of district magistrate judge; amending K.S.A. 20-2909, 20-2911, 20-2914 and 25-312a and repealing the existing sections, by Committee on Judiciary.

HB 2613, AN ACT concerning the uniform vital statistics act; relating to issuance of certificate of birth resulting in stillbirth; amending K.S.A. 65-2401, 65-2412 and 65-2426a and repealing the existing sections, by Committee on Judiciary.

HB 2614, AN ACT concerning property taxation; relating to the valuation of property; the state court of tax appeals, renaming the court to the state board of tax appeals, removal of members, timing of decisions, public policy determinations, filing fees, salaries; property tax delinquencies, interest; amending K.S.A. 79-505 and K.S.A. 2013 Supp. 2-131e, 9-1402, 12-110a, 12-631, 12-1664, 12-16,109, 12-1737, 12-1742, 12-1744a, 12-1744b, 12-1744c, 12-1744d, 12-1755, 12-1934, 12-3206, 12-3805, 14-1060, 17-1374, 19-236, 19-431, 19-15,103, 19-15,106, 19-15,116, 19- $15,123,19\text{-}2106 f,19\text{-}2653,19\text{-}2752 a,19\text{-}3554,19\text{-}4420,19\text{-}4442,20\text{-}356,20\text{-}126,126,126,126}$ 363, 20-626, 24-133, 24-665, 24-1219, 31-144, 38-549, 68-151n, 72-4142, 72-6441, 72-6443, 72-6451, 72-8203b, 74-2426, 74-2433, 74-2433a, 74-2433b, 74-2433c, 74-2433d, 74-2433e, 74-2433f, 74-2433g, 74-2434, 74-2435, 74-2436, 74-2437, 74-2437a, 74-2437b, 74-2438, 74-2438a, 74-2439, 74-2442, 74-2447, 74-4911f, 75-430, 75-37,121, 75-4201, 75-5104, 75-5107, 75-5121, 75-5161, 77-514, 77-529, 79-210, 79-213, 79-213a, 79-213d, 79-332a, 79-425a, 79-5a27, 79-6a14, 79-1404a, 79-1409, 79-1410, 79-1413a, 79-1422, 79-1410, 79-1413a, 79-1422, 79-1410, 79-1410, 79-1413a, 79-1422, 79-1410,1426, 79-1427a, 79-1437f, 79-1448, 79-1476, 79-1478, 79-1478a, 79-1479, 79-1481, 79-1489, 79-1609, 79-1611, 79-1701, 79-1702, 79-1703, 79-1704, 79-1964a, 79-1964b, 79-2004, 79-2004a, 79-2005, 79-2416d, 79-2925a, 79-2938, 79-2939, 79-2940, 79-2941, 79-2951, 79-2977, 79-3107c, 79-3221, 79-3226, 79-3233g, 79-32,193, 79-3694, 79-5205, 80-119, 80-808, 80-1920 and 82a-1030 and repealing the existing sections, by Committee on Taxation.

HB 2615, AN ACT concerning workers compensation insurance; pertaining to the assigned risk pool; amending K.S.A. 2013 Supp. 40-2109 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2616, AN ACT concerning workplace safety; authorizing the secretary of labor to enter into an agreement regarding state enforcement

of federal occupational safety and health act standards, by Committee on Commerce, Labor and Economic Development.

HB 2617, AN ACT concerning income taxation; relating to credits; community services contributions; amending K.S.A. 2013 Supp. 79-32,195 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2618, AN ACT concerning public safety; relating to elevators, escalators, platform lifts, stairway chairlifts, dumbwaiters, moving walks, automated people movers and other conveyances, by Committee on Commerce, Labor and Economic Development.

HB 2619, AN ACT concerning workers' compensation; pertaining to the selection of the examining health care provider; amending K.S.A. 2013 Supp. 44-515 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2620, AN ACT concerning health and human sexuality education; school districts' policies and procedures, by Committee on Education.

HB 2621, AN ACT concerning schools; prescribing curriculum standards; establishing an advisory council on curriculum content standards; providing restrictions on the collection of certain student and teacher data; amending K.S.A. 2013 Supp. 72-6439 and repealing the existing section; also repealing K.S.A. 2013 Supp. 72-1128, by Committee on Education.

HB 2622, AN ACT relating to driver's licenses; creating the limited and restricted driver's license, limited instruction permit; amending K.S.A. 2012 Supp. 8-1324, as amended by section 2 of chapter 74 of the 2013 Session Laws of Kansas and K.S.A. 2013 Supp. 8-237 and 8-240 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2623, AN ACT concerning school districts; requiring storm shelters as a part of certain construction projects, by Committee on Veterans, Military and Homeland Security.

HB 2624, AN ACT concerning veterans; relating to members' funds; Kansas soldiers' home; Kansas veterans' home; amending K.S.A. 76-1935 and 76-1956 and K.S.A. 2013 Supp. 73-1209 and repealing the existing sections, by Committee on Veterans, Military and Homeland Security

HB 2625, AN ACT concerning taxation; enacting the Kansas fair tax of 2013 revised; eliminating income and sales taxes; imposing a consumption tax; providing certain duties and requirements on retailers and providers and the department of revenue; exemptions; consumption allowance; creating the consumption tax transition committee; providing for state compensating consumption tax; amending K.S.A. 2013 Supp. 79-32,110 and 79-3702 and repealing the existing sections; also repealing K.S.A. 79-3294, 79-3294a and 79-3294b and K.S.A. 2013 Supp. 72-6431, 76-6b01, 76-6b04, 79-1107, 79-1108, 79-3295, 79-3296, 79-3298, 79-3299, 79-32,100, 79-32,100a, 79-32,100b, 79-32,100c, 79-32,100d, 79-32,100e, 79-32,269 and 79-3603, by Representatives Rubin, Bradford, Brunk, Christmann, Claeys, Couture-Lovelady, DeGraaf, Dove, Edwards, Esau, Ewy, Garber, Gonzalez, Hedke, Houser, Howell, Jones, O'Brien, Osterman, Petty, Powell, Read, Rothlisberg and Sutton.

HB 2626, AN ACT concerning wildlife; relating to hunting; using dogs for the tracking of dead or wounded big game, by Committee on Agriculture and Natural Resources.

HB 2627, AN ACT concerning hunting; relating to permit requirements; hunter education course; exemption for concealed carry handgun license holders; amending K.S.A. 2013 Supp. 32-920 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2628, AN ACT concerning property valuation; relating to land devoted to agricultural use; amending K.S.A. 2013 Supp. 79-1476 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2629, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2014, and June 30, 2015, for the Kansas department for aging and disability services; relating to home and community based services I/DD waiver, by Committee on Appropriations.

HB 2630, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2015, June 30, 2016, June 30, 2017, and June 30, 2018, for the Kansas department for aging and disability services; relating to home and community based services I/DD waiver, by Committee on Appropriations.

HB 2631, AN ACT concerning the division of vehicles; relating to driver's licenses and nondriver identification cards; expiration date; amending K.S.A. 2013 Supp. 8-247 and 8-1325 and repealing the existing sections, by Committee on Taxation.

HB 2632, AN ACT concerning the secretary of administration; pertaining to rules and regulations recommended by the director of personnel services; amending K.S.A. 2013 Supp. 75-3747 and repealing the existing section, by Representative Edwards.

HB 2633, AN ACT concerning children and minors; relating to juvenile offender assessments; revised Kansas code for care of children; revised Kansas juvenile justice code; sentencing; misdemeanor offenses; purchase or consumption of alcoholic beverage by minor; amending K.S.A. 2013 Supp. 21-6607, 38-2202, 38-2360, 38-2369, 38-2370 and 41-727 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2634, AN ACT concerning juvenile offenders; relating to prosecution as an adult; amending K.S.A. 2013 Supp. 38-2347 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2635, AN ACT concerning insurance; relating to lines of insurance and reporting requirements; requiring pre-need funeral insurance agents to obtain continuing education courses; amending K.S.A. 2013 Supp. 40-4903 and repealing the existing section, by Committee on Insurance.

HB 2636, AN ACT concerning the secretary of health and environment relating to air quality standards, by Committee on Energy and Environment.

HB 2637, AN ACT concerning the protection from stalking act; concerning expungement of records, by Committee on Judiciary.

HB 2638, AN ACT concerning incapacitated and terminally ill persons; relating to durable power of attorney for health care decisions; withholding or withdrawal of life-sustaining procedures; treating health care providers; amending K.S.A. 58-629 and 65-28,102 and K.S.A. 2013 Supp. 65-28,107 and 65-28,108 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2639, AN ACT concerning the mail ballot election act; amending K.S.A. 12-17,103 and 13-13a38 and K.S.A. 2013 Supp. 12-195, 12-195b and 25-432 and repealing the existing sections, by Committee on Elections.

HB 2640, AN ACT concerning workers compensation; relating to experience ratings; amending K.S.A. 2013 Supp. 44-559a and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2641, AN ACT concerning public assistance programs; relating to the state-issued photo ID, by Representative Winn.

HB 2642, AN ACT concerning income taxation; relating to deductions; net gain from the sale of certain cattle, horses or other livestock; amending K.S.A. 2013 Supp. 79-32,117 and repealing the existing section, by Committee on Taxation.

HB 2643, AN ACT concerning property taxation; relating to the classification of commercial and industrial machinery and equipment, by Committee on Taxation.

HB 2644, AN ACT designating a portion of United States highway 160 as the Harper county veterans memorial highway, by Committee on Transportation.

HB 2645, AN ACT designating a portion of K-96 highway as the Bonnie Huy memorial highway, by Committee on Transportation.

HB 2646, AN ACT designating the junction of interstate highway 635 with metropolitan avenue as the Bonnie Sharp interchange, by Committee on Transportation.

HB 2647, AN ACT concerning postsecondary educational institutions; relating to the use of state funds; prohibiting academic boycotts of certain countries or institutions of higher education located in certain countries, by Representative Todd.

HB 2648, AN ACT concerning property tax exemptions; amending K.S.A. 2013 Supp. 79-201a and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HB 2649, AN ACT concerning the American flag; pertaining to the display thereof, by Committee on Commerce, Labor and Economic Development.

HB 2650, AN ACT concerning benefit corporations, by Committee on Commerce, Labor and Economic Development.

HB 2651, AN ACT concerning courts; district court; court trustee operations fund; county law library; amending K.S.A. 20-3127 and K.S.A. 2013 Supp. 20-380 and repealing the existing sections, by Committee on Judiciary.

HB 2652, AN ACT concerning aircraft and airfields; relating to county airports; zoning; amending K.S.A. 3-307e and 3-701 and repealing the existing sections, by Committee on Judiciary.

HB 2653, AN ACT concerning the legislature; relating to legislative documents; establishing the Kansas legislature paper-free task force; specifying members and powers and duties thereof, by Committee on Vision 2020.

HB 2654, AN ACT concerning agriculture; relating to the Kansas department of agriculture division of conservation; state conservation commission; powers and duties thereof; amending K.S.A. 2013 Supp. 2-1904 and repealing the existing section, by Committee on Agriculture and Natural Resources.

HB 2655, AN ACT concerning crimes and punishment; relating to sentencing of veterans; amending K.S.A. 2013 Supp. 73-1209 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2656, AN ACT concerning the military; relating to service members; reimbursement of death gratuity payments during a federal government shutdown; duties of the adjutant general, by Committee on Veterans, Military and Homeland Security.

HB 2657, AN ACT concerning veterans; relating to the Kansas commission on veterans affairs; unifying the Kansas soldiers' home and the Kansas veterans' home; establishing the Kansas veteran care center; amending K.S.A. 73-1207, 75-3036a, 76-1901 and 76-1951 and K.S.A. 2013 Supp. 39-970, 40-3414, 73-1210a, 73-1233, 74-4914, 74-8724, 75-3728e, 75-4362, 75-7435, 76-172 and 76-381 and repealing the existing sections; also repealing K.S.A. 76-1904, 76-1904a, 76-1904b, 76-1908, 76-1927, 76-1928, 76-1929, 76-1930, 76-1931, 76-1932, 76-1935, 76-1935, 76-1936, 76-1940, 76-1941, 76-1952, 76-1954, 76-1955, 76-1956, 76-1957 and 76-1958 and K.S.A. 2013 Supp. 76-1906, 76-1939 and 76-1953, by Committee on Veterans, Military and Homeland Security.

HB 2658, AN ACT concerning crimes, criminal procedure and punishment; relating to care and treatment facilities; battery; traffic in contraband; amending K.S.A. 2013 Supp. 21-5413 and 21-5914 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2659, AN ACT concerning the secretary of health and environment; relating to the land spreading of oil and gas drilling waste; rules and regulations; amending K.S.A. 2013 Supp. 65-3407c and repealing the existing section, by Committee on Energy and Environment.

HB 2660, AN ACT concerning crimes and punishment; creating the crimes of abandonment of a human corpse; failing to summon assistance, by Committee on Corrections and Juvenile Justice.

HB 2661, AN ACT concerning utilities; relating to approval of certificates of public convenience and necessity; review by the Kansas electric transmission authority for electric transmission lines; amending K.S.A. 2013 Supp. 66-131 and 74-99d07 and repealing the existing sections, by Committee on Appropriations.

HB 2662, AN ACT concerning crimes and punishment; relating to expungement of certain convictions; amending K.S.A. 2013 Supp. 21-6614 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2663, AN ACT concerning consumer protection; relating to bad faith assertions of patent infringement, by Committee on Judiciary.

HB 2664, AN ACT concerning the Kansas family law code; relating to domestic case management; amending K.S.A. 2013 Supp. 23-3507, 23-3508, 23-3509 and 38-2223 and repealing the existing sections, by Committee on Judiciary.

HB 2665, AN ACT concerning children and minors; enacting the Kansas code for children; amending K.S.A. 39-7,149 and K.S.A. 2013 Supp. 23-2204, 23-2208, 23-2209, 23-2215, 23-2225, 23-3004, 23-3103, 23-3201, 23-3202, 23-3203, 23-3205, 23-3206, 23-3207, 23-3210, 23-3211, 23-3212, 23-3213, 23-3217, 23-3221, 23-3222, 23-3301, 23-3302, 23-3403, 23-3503, 23-3510, 38-2302, 39-7,145, 59-2136, 72-53,106 and 75-7023 and repealing the existing sections; also repealing K.S.A. 38-101, 38-102, 38-103, 38-104, 38-108, 38-109, 38-110, 38-111, 38-112, 38-115, 38-116, 38-120, 38-122, 38-123, 38-123a, 38-123b, 38-134, 38-135, 38-136, 38-137, 38-138, 38-139, 38-141, 38-306, 38-315, 38-319, 38-320, 38-321, 38-322, 38-323, 38-324, 38-325, 38-326, 38-327, 38-328, 38-329, 38-335, 38-336, 38-337, 38-338, 38-339, 38-340, 38-1201, 38-1202, 38-1203, 38-1204, 38-1205, 38-1206, 38-1701, 38-1702, 38-1703, 38-1704, 38-1705, 38-1706, 38-1707, 38-1708, 38-1709, 38-1710, 38-1711, 38-1712, 38-1713, 38-1714, 38-1715, 38-1716, 38-1717, 38-1718, 38-1719, 38-1720, 38-1721, 38-1722, 38-1723, 38-1724, 38-1725, 38-1726 and 38-1901 and K.S.A. 2013 Supp. 38-123a, 38-140, 38-142, 38-143, 38-144, 38-145, 38-146, 38-147, 38-148, 38-149, 38-1008, 38-1009, 38-1010, 38-1011, 38-1518, 38-2201, 38-2202, 38-2203, 38-2204, 38-2205, 38-2206, 38-2207, 38-2208, 38-2209, 38-2210, 38-2211, 38-2212, 38-2213, 38-2214, 38-2215, 38-2216, 38-2217, 38-2218, 38-2219, 38-2220, 38-2221, 38-2222, 38-2223, 38-2224, 38-2225, 38-2226, 38-2227, 38-2228, 38-2229, 38-2230, 38-2231, 38-2232, 38-2233, 38-2234, 38-2235, 38-2236, 38-2237, 38-2238, 38-2240, 38-2241, 38-2242, 38-2243, 38-2244, 38-2245, 38-2246, 38-2247, 38-2248, 38-2250, 38-2251, 38-2252, 38-2253, 38-2254, 38-2255, 38-2256, 38-2257, 38-2256, 38-2256, 38-2263, 38-2264, 38-2262, 38-2263, 38-2264, 38-2263, 38-2264, 38-2267, 38-2270, 38-2271, 38-2272, 38-2273, 38-2274, 38-2275, 38-2276, 38-2277, 38-2278, 38-2279, 38-2280, 38-2281, 38-2282, 38-2283, 38-2284, 38-2285, 38-2286 and 38-2287, by Committee on Judiciary.

HB 2666, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; enacting the Kansas public employees pension forfeiture act; conditions for forfeiture; restitution to state for deposit in the crime victims compensation fund, by Committee on Federal and State Affairs.

HB 2667, AN ACT concerning property taxation; relating to motor vehicles; exemptions, disabled veterans; amending K.S.A. 2013 Supp. 79-5107 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

HB 2668, AN ACT concerning insurance for qualified professional associations; amending K.S.A. 40-2222a and 40-2222b and K.S.A. 2013 Supp. 40-2222 and repealing the existing sections, by Committee on Appropriations.

HB 2669, AN ACT concerning the state civil service board; transferred from the department of administration to the office of administrative hearings; amending K.S.A. 75-2929b, 75-2929g and 75-3746 and K.S.A. 2013 Supp. 75-2929d and repealing the existing sections, by Committee on Appropriations.

House Concurrent Resolutions

HCR 5029, by Committee on Corrections and Juvenile Justice, A CONCURRENT RESOLUTION urging the Kansas bureau of investigation to establish a blue alert system for the state of Kansas.

House Resolutions

HR 6045, by Representative Hedke, A RESOLUTION commending the nation of Israel for its cordial and mutually beneficial relationship with the United States and the State of Kansas.

HR 6046, by Representatives Todd and Merrick, A RESOLUTION supporting Taiwan's participation in international trade agreements and an international climate organization and reaffirming Kansas' commitment to its relationship with Taiwan.

HR 6047, by Representative Boldra, A RESOLUTION designating February 11, 2014, as Multiple Sclerosis Day at the Capitol.

HR 6048, by Representative Schwartz, A RESOLUTION congratulating and recognizing the Landoll Corporation's 50th Anniversary and its receiving of the Ad Astra Award from the Kansas Chamber of Commerce.

HR 6049, by Committee on Health and Human Services, A RESO-LUTION encouraging the creation of a Kansas plan for comprehensive treatment of chronic obstructive pulmonary disease.

HR 6050, by Representative Estes, A RESOLUTION commending the 3i Show and Western Kansas Manufacturers Association, the sponsor of the show, for its service to the agri-business and the farm-ranch community.

HR 6051, by Representatives Grosserode, Alcala, Alford, Anthimides, Ballard, Barker, Becker, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Campbell, Carlin, Carlson, Carmichael, Carpenter, Cassidy, Christmann, Claeys, Clayton, Concannon, Corbet, Couture-Lovelady, Crum, E. Davis, P. Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Edwards, Esau, Estes, Ewy, Finch, Finney, Frownfelter, Gandhi, Garber, Goico, Gonzalez, Hawkins, Hedke, Henderson, Henry, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Howell, Huebert, Hutton, Jennings, Johnson, Jones, Kahrs, Kelley, Kelly, Kiegerl, Kinzer, Kleeb, Kuether, Lane, Lunn, Lusk, Lusker, Macheers, Mast, McPherson, Meier, Meigs, Menghini, Merrick, Moxley, O'Brien, Osterman, Pauls, Peck, Perry, Peterson, Petty, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rothlisberg, Rubin, Ruiz, Ryckman Jr., Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Sloop, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, Weigel, Whipple, Wilson, Winn and Wolfe Moore, A RESOLUTION commemorating the University of Kansas Department of Ophthalmology's Centennial and designating February 19, 2014, as KU Eye Day.

Senate Bills

SB 345, AN ACT concerning alcoholic beverages; dealing with mi-

crobreweries and manufacturers; amending K.S.A. 2013 Supp. 41-305 and repealing the existing section, by Committee on Federal and State Affairs

SB 346, AN ACT concerning alcoholic beverages; dealing with microbreweries; amending K.S.A. 2013 Supp. 41-308b and repealing the existing section, by Committee on Federal and State Affairs.

SB 347, AN ACT concerning fire districts; amending K.S.A. 19-3631 and repealing the existing section, by Committee on Federal and State Affairs

SB 348, AN ACT concerning law enforcement officers; relating to the office of sheriff; qualifications for office; amending K.S.A. 2013 Supp. 19-801b and repealing the existing section, by Committee on Judiciary.

SB 349, AN ACT concerning the boiler safety act; amending K.S.A. 2013 Supp. 44-918 and repealing the existing section; also repealing K.S.A. 2013 Supp. 44-919, by Committee on Federal and State Affairs.

SB 350, AN ACT concerning schools; amending the school sports head injury prevention act; amending K.S.A. 2013 Supp. 72-135 and repealing the existing section, by Committee on Federal and State Affairs.

SB 351, AN ACT concerning motor vehicles; relating to vehicle identification numbers; penalties; damages; amending K.S.A. 8-116 and K.S.A. 2013 Supp. 8-116a and repealing the existing sections, by Committee on Transportation.

SB 352, AN ACT concerning real estate appraisers; relating to licensing; compliance standards; amending K.S.A. 58-4121 and repealing the existing section, by Committee on Federal and State Affairs.

SB 353, AN ACT concerning property taxation; relating to state valuation and assessment of complex industrial property; duties of the director of property valuation; qualified appraiser; abatement of portion of taxes in certain circumstances; no-fund warrants, by Committee on Assessment and Taxation.

SB 354, AN ACT concerning crimes and punishments; relating to mistreatment of an elder person or dependent adult; amending K.S.A. 2013 Supp. 21-5417 and repealing the existing section, by Committee on Judiciary.

SB 355, AN ACT concerning the Kansas power of attorney act; relating to durable powers of attorney; duties of the attorney in fact; amending K.S.A. 58-651 and 58-664 and K.S.A. 2013 Supp. 58-652 and 58-656 and repealing the existing sections, by Committee on Judiciary.

SB 356, AN ACT concerning certain claims against the state, making appropriations, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain disbursements, procedures and acts incidental to the foregoing, by Committee on Joint Committee on Special Claims Against the State.

SB 357, AN ACT concerning wildlife, parks and tourism; relating to hunter education; amending K.S.A. 2013 Supp. 32-920 and repealing the existing section, by Committee on Natural Resources.

SB 358, AN ACT establishing the community defense act; amending K.S.A. 2013 Supp. 22-3901 and repealing the existing section, by Senators Arpke, Abrams, Apple, Donovan, Holmes, Knox, LaTurner, Love, Lynn, Masterson, O'Donnell, Olson, Petersen, Pettey, Pilcher-Cook, Powell, Pyle and Smith.

SB 359, AN ACT enacting the successor corporation asbestos-related liability fairness act, by Committee on Judiciary.

SB 360, AN ACT concerning taxation; relating to property tax; homestead destroyed or substantially destroyed by natural disaster; amending K.S.A. 2013 Supp. 79-1613 and repealing the existing section, by Senators Petersen, Faust-Goudeau, O'Donnell and Tyson.

SB 361, AN ACT enacting the second health care freedom act, by Committee on Public Health and Welfare.

SB 362, AN ACT concerning the regulation of health insurance navigators, by Committee on Public Health and Welfare.

SB 363, AN ACT concerning rural opportunity zones; relating to private business employment; amending K.S.A. 2013 Supp. 79-32,267 and repealing the existing section, by Committee on Commerce.

SB 364, AN ACT concerning the judicial branch; allocating a budget for each judicial district court operation; authority and power of the chief judge of each judicial district; amending K.S.A. 20-162, 20-318, 20-319, 20-342, 20-343, 20-345, 20-346a, 20-349 and 20-361 and repealing the existing sections, by Committee on Ways and Means.

SB 365, AN ACT concerning courts; relating to district courts and the court of appeals; selection of chief judge; amending K.S.A. 20-329 and 20-3011 and repealing the existing sections, by Committee on Ways and Means.

- **SB** 366, AN ACT concerning wildlife, parks and tourism; relating to the purchase of land in Cherokee county, by Committee on Ways and Means.
- **SB** 367, AN ACT concerning schools; creating the student data privacy act, by Committee on Ways and Means.
- **SB** 368, AN ACT concerning children; relating to custody, visitation and residency with certain relatives; amending K.S.A. 2013 Supp. 38-2286 and repealing the existing section, by Committee on Ways and Means.
- **SB** 369, AN ACT concerning school districts; relating to agreements for administrative services and analysis of such services, by Committee on Ways and Means.
- **SB** 370, AN ACT concerning wildlife, parks and tourism; relating to the purchase of land in Pottawatomie county, by Committee on Ways and Means.
- **SB** 371, AN ACT concerning employment security; relating to disposition of certain penalties; confidentiality and disclosure of certain information; amending K.S.A. 2013 Supp. 44-706 and 44-714 and repealing the existing sections, by Committee on Commerce.
- **SB 372**, AN ACT concerning employment security; relating to the shared work unemployment compensation program; layoff aversion; amending K.S.A. 2013 Supp. 44-757 and repealing the existing section, by Committee on Commerce.
- **SB 373**, AN ACT concerning schools; relating to the release of student records; amending K.S.A. 72-5386 and repealing the existing section, by Committee on Education.
- SB 374, AN ACT creating the energy efficiency investment act, by Committee on Utilities.
- **SB** 375, AN ACT concerning the Kansas lottery; amending K.S.A. 74-8704 and 74-8718 and repealing the existing sections, by Committee on Federal and State Affairs.
- **SB** 376, AN ACT concerning health and human sexuality education; school districts' policies and procedures, by Senators Pilcher-Cook and Smith.
- **SB** 377, AN ACT concerning judges; relating to vacancies in the office of judge of the district court and the office of district magistrate judge; amending K.S.A. 20-2909, 20-2911, 20-2914 and 25-312a and repealing the existing sections, by Committee on Judiciary.
- **SB** 378, AN ACT creating the Kansas educational opportunity act; amending K.S.A. 2013 Supp. 72-6407 and 72-6431 and repealing the existing sections, by Committee on Ways and Means.
- **SB** 379, AN ACT concerning taxation; relating to the liquefied petroleum motor-fuel law; rates of taxation; amending K.S.A. 79-3492 and K.S.A. 2013 Supp. 79-3495 and 79-34,141 and repealing the existing sections, by Committee on Ways and Means.
- **SB** 380, AN ACT concerning agriculture; establishing the local food and farm task force, by Committee on Agriculture.
- **SB 381**, AN ACT concerning emergencies and disasters; relating to the response to hazardous materials and search and rescue incidents; regional emergency response teams; duties of the state fire marshal; recovery of costs; amending K.S.A. 2013 Supp. 75-6102 and repealing the existing section, by Committee on Federal and State Affairs.
- SB 382, AN ACT concerning certain crimes and punishment; related to smoking; amending K.S.A. 2013 Supp. 21-6109 and 21-6110 and repealing the existing sections, by Committee on Federal and State Affairs.
- SB 383, AN ACT concerning certain crimes and punishments; dealing with electioneering; amending K.S.A. 2013 Supp. 25-2430 and repealing the existing section, by Committee on Federal and State Affairs.
- **SB** 384, AN ACT concerning explosives; enacting the Kansas explosives safety act, by Committee on Federal and State Affairs.
- **SB** 385, AN ACT concerning motor vehicles; relating to salvage titles; acquisition; amending K.S.A. 2013 Supp. 8-198 and repealing the existing section, by Committee on Transportation.
- SB 386, AN ACT concerning health insurance; relating to covered dental services; insurance payments; assignment of benefits, by Senator Bowers.
- **SB** 387, AN ACT concerning the Kansas open records act; relating to public records; commercial use; amending K.S.A. 2013 Supp. 45-230 and repealing the existing section, by Committee on Financial Institutions and Insurance.
- **SB** 388, AN ACT concerning the continuation of health insurance for certain emergency personnel, by Committee on Ways and Means.
- SB 389, AN ACT concerning the Kansas family law code; relating to domestic case management; amending K.S.A. 2013 Supp. 23-3507, 23-

- 3508, 23-3509 and 38-2223 and repealing the existing sections, by Committee on Judiciary.
- **SB 390**, AN ACT concerning school districts; relating to the school facilities weighting; transferring funds to the supplemental general state aid account of the state general fund; amending K.S.A. 2013 Supp. 72-6441 and repealing the existing section, by Committee on Federal and State Affairs.
- **SB 391**, AN ACT concerning the drug screening program for members of the legislature; relating to effect of positive test; substance abuse treatment program; compensation and expenses; amending K.S.A. 2013 Supp. 75-4362 and repealing the existing section, by Senator Hensley.

Senate Concurrent Resolutions

SCR 1617, by Committee on Ways and Means, A PROPOSITION to amend article 15 of the constitution of the state of Kansas by adding a new section thereto, authorizing the legislature to provide for the conduct of raffles by certain nonprofit organizations.

SCR 1618, by Committee on Federal and State Affairs, A PROPOSITION to amend article 15 of the constitution of the state of Kansas by adding a new section thereto, authorizing the legislature to permit the conduct of charitable raffles or other forms of charitable gaming by certain nonprofit organizations.

Senate Resolutions

- **SR 1779**, by Senator McGinn, A RESOLUTION commemorating the 10th Anniversary of National Wear Red Day.
- **SR 1780**, by Senator Fitzgerald, A RESOLUTION congratulating Sporting Kansas City on their victory in the Major League Soccer Cup Final match.
- SR 1781, by Senators Arpke, Abrams, Apple, Bowers, Bruce, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, Knox, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Shultz, Smith, Tyson, Wagle and Wolf, A RESOLUTION thanking the Kansas Historical Society for providing key items for display in the Kansas State Capitol Visitor Center.
- ŚR 1782, by Senators Bruce, Abrams, Apple, Arpke, Bowers, Denning, Donovan, Faust-Goudeau, Fitzgerald, Francisco, Haley, Hawk, Hensley, Holland, Holmes, Kelly, Kerschen, King, LaTurner, Longbine, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Olson, Ostmeyer, Petersen, Pettey, Pilcher-Cook, Powell, Pyle, V. Schmidt, Shultz, Smith, Tyson, Wagle and Wolf, A RESOLUTION congratulating and commending the Seeker class, 2015 graduating class of the Kansas Academy of Mathematics and Science.

Doc. No. 042301

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 4.—MATERNAL AND CHILD HEALTH

- **28-4-550. Definitions.** (a) "Assessment" means the initial and ongoing procedures used by qualified personnel to identify early intervention services.
- (b) "Child find" means a public awareness program provided by community and state agencies that prepares information on the availability of early intervention services, disseminates information given to parents of infants and toddlers with disabilities to all primary referral sources, and adopts procedures for assisting the primary referral sources for the purpose of identifying the potential need for early intervention services.
- (c) "Collaboration" means the establishment and maintenance of open communication and cooperative working relationships among service providers and other care-

- givers and the family when identifying goals and delivering care to children.
- (d) "Community" means an interacting population of various kinds of individuals in a common location.
- (e) "Community-based," when used to describe a place, means a place where small groups of infants and toddlers without disabilities are typically found, including child care centers and day care facilities.
- (f) "Continuing education experience" means either of the following:
- (1) College and university coursework completed after an individual receives a professional credential; or
- (2) an inservice, workshop, or conference that offers professional continuing education credit.
- (g) "Developmental delay" means any of the following conclusions obtained using evidence-based instruments and procedures in one or more areas of development, including cognitive, physical, communication, social or emotional, or adaptive development:
- (1) There is a discrepancy of 25 percent or more between chronological age, after correction for prematurity, and developmental age in any one area.
- (2) There are delays of at least 20 percent in two or more areas.
- (3) The informed clinical opinion of a multidisciplinary team concludes that a developmental delay exists when specific tests are not available or when testing does not reflect the child's actual performance.
- (h) "Early intervention records" means reports, letters, and educational and medical records that are collected, maintained, or used by the local lead agency in the screening, evaluation, and development of an IFSP or in the delivery of services, or both.
- (i) "Eligible," when used to describe a child, means a child from birth through two years who has one of the following:
- (1) A developmental delay or a known condition leading to a developmental delay; or
- (2) an established risk for developmental delay. The developmental delay does not have to be exhibited at the time of diagnosis, but the common history of the condition indicates the need for early intervention services.
- (j) "Evaluation" means the procedures used by qualified personnel to determine a child's eligibility for early intervention services.
- (k) "Family" means the individuals identified by the parent or parents of an infant or a toddler with special needs to be involved in developing the IFSP and early intervention services.
- (l) "Family service coordinator" means a person who is responsible for coordinating all early intervention services required under part C across agency lines and for serving as the single point of contact for carrying out these early intervention services.
- (m) "Family service coordination services" means the services provided by a family service coordinator.
- (n) "Home-based," when used to describe a site, means a site identified by a family as the home where individualized services for a child and family are delivered.
- (o) "IDEA" means the individuals with disabilities education act, as specified in 20 U.S.C. 1400 et seq.

- (p) "Individualized family service plan" and "IFSP" mean a written plan for providing early intervention services to an eligible child and the child's family.
- (q) "Local community" means a geographic service area with various boundaries, including cities, counties, parts of counties, and multicounty regions, as defined by a local council.
- (r) "Local fiscal agency" means a legal entity designated by a local council and approved by the secretary that ensures compliance with part C of IDEA grant award and maintains an accounting system that meets the state and federal requirements under IDEA for generally accepted accounting principles for recording receipts, obligations, and disbursements of grant funds.
- (s) "Local lead agency" means a legal entity designated by the local council and approved by the secretary that ensures compliance with part C of IDEA.
- (t) "Local tiny-k program" means the part C early intervention services network, as determined by the local council, that serves a specific geographic area.
- (u) "Local tiny-k program coordinator" means the person designated by the local lead agency to be the central contact for the local tiny-k program.
- (v) "Mediation" means the process by which parties, together with the assistance of an impartial individual, move toward resolution or resolve a dispute through discussion of options, alternatives, and negotiation.
- (w) "Multidisciplinary IFSP team" means a parent and two or more individuals from separate professions who determine the early intervention services needed.
- (x) "Multidisciplinary evaluation and assessment team" means individuals from two or more professions, which may include one individual who is qualified in more than one profession, who complete an assessment and an evaluation.
 - (y) "Parent" means any of the following:
 - (1) A biological or adoptive parent of a child;
- (2) a foster parent, unless state law or a contractual obligation with a state or local entity prohibits the foster parent from acting as a parent;
- (3) a guardian authorized to act as a child's parent or authorized to make decisions regarding early intervention services, education, health, or development for a child;
- (4) an individual acting in the place of a biological or adoptive parent; or
 - (5) a child advocate, as specified in K.A.R. 28-4-568.
- (z) "Part C" means the portion of IDEA that governs the grant program for states to develop a statewide, comprehensive, coordinated, multidisciplinary, interagency system to provide early intervention services for infants and toddlers with disabilities and their families.
- (aa) "Party," when used in K.A.R. 28-4-569 to identify any participant in a complaint proceeding, means the lead agency, any local tiny-k program, any provider of early intervention services, or any person that files a complaint with the lead agency.
- (bb) "Payor of last resort" means the federal program that makes part C funds available to pay for early intervention services for an eligible child that are not paid from other public or private sources.

- (cc) "Person," when used in this regulation and in K.A.R. 28-4-569 to identify any participant in a complaint proceeding, means a parent, an individual, or an organization.
- (dd) "Potentially eligible," when used to describe a child, means that the child receives early intervention services at least 90 days before that child's third birthday or that the child is identified as eligible for part C at least 45 days before that child's third birthday.
- (ee) "Primary referral source" means any of the following:
 - (1) A hospital;

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- (2) a physician;
- (3) a parent;
- (4) a child care program;
- (5) an early learning program;
- (6) a local educational agency;
- (7) a school;
- (8) a public health facility;
- (9) a public health agency;
- (10) a social service agency;
- (11) a clinic;
- (12) a health care provider;
- (13) a public agency in the child welfare system;
- (14) a homeless family shelter; or
- (15) a domestic violence shelter.
- (ff) "Referral to the local tiny-k program" means a transfer of information by a primary referral source to determine eligibility for part C or to initiate or continue early intervention services.
- (gg) "Screening process" means the clinical observation of or the use of a developmentally appropriate screening tool by a local tiny-k program to determine the need for evaluation.
- (hh) "Secretary" means secretary of the Kansas department of health and environment. (Authorized by and implementing K.S.A. 75-5649; effective Jan. 30, 1995; amended Aug. 15, 1997; amended March 7, 2014.)
- **28-4-552.** (Authorized by and implementing K.S.A. 1996 Supp. 75-5649; effective Jan. 30, 1995; amended Aug. 15, 1997; revoked March 7, 2014.)
- **28-4-556.** (Authorized by and implementing K.S.A. 1996 Supp. 75-5649; effective Jan. 30, 1995; amended Aug. 15, 1997; revoked March 7, 2014.)
- **28-4-564. Personnel requirements.** (a) Early intervention services shall be provided by qualified personnel.
- (b) Qualified personnel shall meet state-approved or state-recognized certification, licensing, registration, or other comparable requirements that apply to the area in which the individual is providing early intervention services
- (1) Each audiologist shall be licensed by the Kansas department for aging and disability services.
- (2) Each clinical professional counselor shall be licensed by the Kansas behavioral sciences regulatory board.
- (3) Each marriage and family therapist shall be licensed by the Kansas behavioral sciences regulatory board.
- (4) Each nurse shall be licensed as a registered professional nurse by the Kansas board of nursing.

- (5) Each nutritionist shall be a dietitian licensed by the Kansas department for aging and disability services.
- (6) Each occupational therapist shall be licensed by the Kansas board of healing arts.
- (7) Each orientation and mobility specialist shall meet the following requirements:
- (A) (i) Have at least a bachelor's degree with an orientation and mobility endorsement, from an accredited university or college; or
- (ii) have a bachelor's degree from an accredited university or college in any field of study and verification of orientation and mobility certification from an accredited university or college; and
- (B) have completed 350 hours of supervised practice as an orientation and mobility specialist that includes direct service hours, related telephone calls, meetings, observations, and report writing. The practice shall be supervised by a certified orientation and mobility specialist.
- (8) Each physician, including each pediatrician, shall be licensed by the Kansas board of healing arts and board-certified in the specialty area.
- (9) Each physical therapist shall be licensed by the Kansas board of healing arts.
- (10) Each psychologist shall be licensed by the Kansas behavioral sciences regulatory board or licensed as a school psychologist by the Kansas state board of education.
- (11) Each family service coordinator shall have a bachelor's degree in education, health studies, nutrition, social welfare, or the human services field and have at least six months of experience in early childhood development. Each individual working as a family service coordinator before June 1, 2013 shall be deemed to have met the education and experience requirements of this paragraph.
- (12) Each social worker shall be licensed by the Kansas behavioral sciences regulatory board.
- (13) Each special educator and each special instruction provider shall be licensed by the Kansas state board of education in early childhood special education or in early childhood unified education.
- (14) Each speech-language pathologist shall be licensed by the Kansas department for aging and disability services.
- (15) Each teacher of the hearing-impaired shall be licensed as a teacher of the hearing-impaired by the Kansas state board of education.
- (16) Each teacher of the blind and visually impaired shall be licensed as a teacher of the blind and visually impaired by the Kansas state board of education.
- (c) The continuing education requirements for licensure, registration, or certification for personnel providing early intervention services shall be determined by the regulatory body governing each profession.
- (1) Continuing education shall include discipline or cross-discipline information clearly related to the enhancement of the practice, value, skills, and knowledge of working with children with special needs, from birth through age two, and their families.
- (2) If continuing education is a requirement for licensure, certification, or registration renewal, at least one-third of the required number of credits, units, points, or

hours shall focus on the content specified in paragraph (c)(1).

- (3) If continuing education is not a requirement for licensure, certification, or registration renewal, 24 continuing education hours that focus on the content specified in paragraph (c)(1) and are obtained in a three-year period shall be required.
- (d) Aides, assistants, and paraeducators in local tiny-k programs shall work under the supervision of a professional in that discipline according to the standards of that profession. (Authorized by and implementing K.S.A. 75-5649; effective Jan. 30, 1995; amended March 7, 2014.)

28-4-565. Local tiny-k program responsibilities. (a) Each local tiny-k program shall have a local council that has as one of its purposes the coordination of part C

for infants and toddlers with disabilities and their families.

- (1) The local council shall consist of members who reflect the community, including at least the following:
- (A) A parent of a child who has received part C services;
 - (B) a representative of a health or medical agency;
 - (C) a representative of an educational agency;
 - (D) a representative of a social service agency; and
 - (E) a representative of the local tiny-k program.
- (2) The names of local council members shall be submitted to and acknowledged by the lead agency.
- (3) The chair of the local council shall be elected by the local council. The name of the local council chair shall be provided to the lead agency. A local council chair shall not be a local tiny-k program coordinator.
- (4) The responsibilities of the local council shall include the following:
- (A) Identifying local service providers who can provide early intervention services to infants and toddlers with disabilities and their families;
 - (B) advising and assisting local service providers; and
- (C) communicating, combining, cooperating, and collaborating with other local councils on issues of concern.
- (b) Each local tiny-k program coordinator, in collaboration with the local council, shall develop a plan describing the system for coordinating part C. The plan shall include the following:
- (1) Identification of a local lead agency, which shall be acknowledged by the secretary of the lead agency;
- (2) identification of a local fiscal agency, which shall be acknowledged by the secretary of the lead agency. The local lead agency and local fiscal agency may be the same agency, if the local lead agency is a legal entity;
- (3) a description of identified community needs and resources;
- (4) a description of written interagency agreements or memoranda of understanding and the way those agreements or memoranda are used in the development of an IFSP for eligible children and their families;
- (5) a public awareness program that informs community members about child find, the central point of contact for the community, and the availability of early intervention services;
- (6) a provision that part C shall be at no cost to eligible infants and toddlers and their families; and

- (7) an assurance that the information regarding the plan is available in the community.
- (c) Each local tiny-k program coordinator and local council requesting part C and state funds shall submit an annual grant application to the lead agency, which shall meet the following requirements:
- (1) Include the plan for part C, as described in subsection (b); and
- (2) be in compliance with the grant application materials provided by the lead agency.
- (d) Each local tiny-k program shall be required to utilize multiple funding sources with part C funds utilized as the payor of last resort. (Authorized by and implementing K.S.A. 75-5649; effective Jan. 30, 1995; amended Aug. 15, 1997; amended March 7, 2014.)
- **28-4-568.** Child advocates. (a) Each local tiny-k program coordinator, with the assistance of the secretary, if needed, shall determine the legal relationship between a parent and a child before evaluation and assessment.
- (b) The lead agency shall assign a child advocate to a child if at least one of the following conditions is met:
 - (1) No parent can be identified.
- (2) A local tiny-k program, after reasonable efforts, cannot locate a parent.
- (3) The child is in the custody of the state under the laws of Kansas, and parental rights have been severed.
- (c) The method used for assigning a child advocate shall be as follows:
- (1) Each local tiny-k program shall inform the lead agency or its contracting agency upon determining that a child needs a child advocate.
- (2) Each local tiny-k program shall be assisted in locating an appropriate child advocate by the secretary. A child advocate shall be assigned under the authority of the lead agency or, if the child is in the custody of the state, appointed by the district court having jurisdiction over the custody proceedings for the child.
- (d) Each child advocate shall be selected from a list of individuals who have completed training in advocacy for individuals or have demonstrated knowledge of the power, duties, and functions necessary to provide adequate representation of a child. This list shall be maintained by the lead agency or its contracting agency.
- (e) The lead agency or its contracting agency shall ensure that each individual selected as a child advocate meets the following conditions:
- (1) Has no interest that conflicts with the interests of the child;
- (2) has knowledge and skills that ensure representation of the child; and
- (3) is not an employee of the lead agency or any agency involved in the provision of early intervention services or any other services to the child.
- (f) A child advocate shall not be considered an employee of the lead agency or any agency involved in the provision of early intervention services or any other services to the child solely because the individual is paid by a public agency to serve as a child advocate.
- (g) Each child advocate shall have the same rights as those of a parent under part C.

- (h) The contracting agency shall make reasonable efforts to ensure that a child advocate is assigned to a child less than 30 days after it is determined that the child needs a child advocate. (Authorized by and implementing K.S.A. 75-5649; effective Jan. 30, 1995; amended March 7, 2014.)
- **28-4-569.** Resolution of complaints. (a) Complaints. Any person believing that there has been any violation of part C may file a complaint with the lead agency. A complaint may allege any violation of part C that occurred no more than one year before the lead agency received the complaint.
- (b) Complaint proceedings. Any person who files a complaint may participate in the resolution of the complaint through one or more of the proceedings specified in subsections (c), (d), and (e), which may occur individually or simultaneously. Each person shall be responsible for that person's legal fees.
- (c) Formal complaint. Any person may file a formal complaint against the lead agency, any local tiny-k program, or any provider of early intervention services, or any combination of these.
- (1) Each formal complaint shall be submitted on a form provided by the lead agency or shall be submitted as a written and signed statement that includes the following information:
 - (A) Any alleged violations of part C requirements;
- (B) the alleged circumstances on which the formal complaint is based;
- (C) the contact information of the person filing the formal complaint; and
- (D) a proposed resolution to the extent known and available to the person.
- (2) If the formal complaint alleges any violation regarding a specific child, the formal complaint shall include the following additional information:
 - (A) The child's name and address;
- (B) the name of the local tiny-k program providing early intervention services for the child;
- (C) a description of any alleged violations regarding the child; and
- (D) a proposed resolution of the problem, to the extent known and available to the person.
- (3) Any person may submit additional written information about the allegations in the formal complaint within five days after filing the formal complaint.
- (d) Mediation. A mediation may be requested by any party.
- (1) A mediation shall be conducted if it meets the following requirements:
 - (A) Is voluntary by each party;
- (B) does not deny or delay a parent's right to a due process hearing or any other rights under part C; and
- (C) is conducted by an impartial mediator trained in mediation techniques.
- (2) Each mediator appointed by the lead agency shall meet the following requirements:
- (A) Be selected on a random or impartial basis by the lead agency;
- (B) have knowledge of the laws and regulations relating to early intervention services;

- (C) not be an employee of the lead agency or the provider of early intervention services; and
- (D) be impartial and not have a private or professional interest in the outcome of the mediation.
- (3) Each mediation shall be scheduled by agreement of each party and shall be held in a location convenient to each party.
 - (4) Each mediator shall perform the following duties:
- (A) Listen to the presentation of each party to determine facts and issues;
- (B) assist in the development of creative alternatives to resolve the complaint; and
 - (C) facilitate negotiation and decision making.
- (5) If the parties resolve a dispute through mediation, the parties shall execute a legally binding mediation agreement.
- (6) All discussions that occur during a mediation shall remain confidential.
- (e) Due process hearing. Each due process hearing shall be conducted by a hearing officer who has knowledge of part C and early intervention services.
- (1) Each due process hearing shall be conducted at a time and place convenient to the parents.
- (2) Each hearing officer shall meet the requirements for impartiality specified in paragraph (d)(2), except that the hearing officer shall be selected by the office of administrative hearings.
- (3) The hearing officer shall perform the following duties:
 - (A) Schedule the hearing;
 - (B) listen to each party's presentation;
 - (C) examine the information presented by each party;
- (D) issue a written decision and provide the written decision to each party within 30 days after the lead agency receives the due process complaint; and
- (E) provide a written or electronic verbatim transcription of the hearing.
- (4) Each parent involved in a due process hearing shall have the following rights:
- (A) To be accompanied and advised by counsel and by individuals with special knowledge or training with respect to early intervention services;
 - (B) to present evidence and testimony from witnesses;
- (C) to prohibit the introduction of any evidence that has not been disclosed to the parent at least five days before the hearing; and
- (D) to be provided with the written decision of the hearing officer and the verbatim transcription of the hearing at no cost.
- (f) Each local lead agency and each local fiscal agency shall be responsible for the costs of remediation of part C complaints through formal complaint, mediation, or due process hearing proceedings, except legal fees. (Authorized by and implementing K.S.A. 75-5649; effective Jan. 30, 1995; amended Aug. 15, 1997; amended March 7, 2014.)
- **28-4-573.** System of payments. (a) Part C funds shall be available at no cost to a family even if that family provides consent to bill third-party sources, including private insurance.

(b) Funds under part C may be used only for early intervention services that infants and toddlers with disabilities need if the early intervention services are not paid for by any other federal source or any Kansas, local, or private source, in accordance with 34 C.F.R. 303.520. (Au-

thorized by and implementing K.S.A. 75-5649; effective March 7, 2014.)

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

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128-1-1	Amended	V. 32, p. 1455 V. 32, p. 1456	129-6-80 through			129-14-51	Amended (T)	V. 32, p. 1415
128-2-3a	New	V. 32, p. 1457	129-6-89	New	V. 33, p. 159-161	129-14-52	Amended	V. 33, p. 180
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