

Kris W. Kobach, Secretary of State

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Legislature

Interim Committee Schedule

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

Date	Room	Time	Committee	Agenda
Dec. 18	118-N	9:00 a.m.	Legislative Post Audit	Review staff audits, contracted audits, and staff security IT audits.
Dec. 19	548-S	10:00 a.m.	Joint Committee on Pensions, Investments & Benefits	Committee review of interim study topics (working after retirement, reforms for corrections workers); discussion about recommendations; and directions to staff for final report.

Doc. No. 043170

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

Published by

Kris W. Kobach Secretary of State 1st Floor, Memorial Hall 120 S.W. 10th Ave. Topeka, KS 66612-1594 785-296-4564 www.sos.ks.gov



Register Office:

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

Public Employees Retirement System

Request for Proposals

The Kansas Public Employees Retirement System is soliciting competitive proposals from qualifying law firms to provide the Retirement System with securities litigation class action counsel. Details are available in the RFP documents on KPERS' website at www.kpers.org. Proposals must be received in the KPERS office by 3 p.m. (CST) January 30, 2015. All related questions should be in writing and directed to Laurie McKinnon, General Counsel, KPERS, 611 S. Kansas Ave., Suite 100, Topeka, 66603-3803, or lmckinnon@kpers.org.

Alan D. Conroy Executive Director

Doc. No. 043176

State of Kansas Department for Aging and Disability Services Request for Proposals

The Kansas Department for Aging and Disability Services (KDADS), Behavioral Health Services, announces the release of a request for proposals to provide enhanced community resources to promote recovery and to prevent state hospitalization. Eligible applicants are stakeholders and providers who are able to provide the services listed in Sections V, 2.0. These may include, but are not limited to, community mental health centers, community-based organizations, private mental health providers, substance use disorder providers, housing agencies, consumer-run organizations, community developmental disability organizations, community hospitals, community partners, community coalitions, faith-based organizations, regional recovery centers, and others who can demonstrate the ability to achieve the necessary outcomes as requested by the RFP.

The purpose of this grant is to enhance community resources and to provide additional options for adults with severe mental illness (SMI) and/or co-occurring disorders to receive needed services in their local communities and to increase community living options for individuals with SMI and co-occurring who have a higher level of need.

The primary outcomes/goals of this grant are:

- Decrease reliance on state mental health hospitals (SMHHs) as a safety net service provider and establish and support alternative community programing;
- Decrease admissions to SMHHs of individuals who could be stabilized in the community in 10 days or less by connecting individuals to services/ resources in their home communities;
- Increase 24-hour community diversion options for individuals with co-occurring mental health and/or a substance use disorder;
- Increase 24-hour community options for individuals who are homeless or at risk of becoming homeless, have self-care failure issues or are at risk for adult protective services;

 Increase the availability of community-based structured-care environments for individuals with an SMI and/or co-occurring disorder who have a clinical need for a high level of support services.

Applications shall be delivered by 5 p.m. (CST) January 9, 2015. Applicants are required to submit the original application and four copies to George VanHoozer, KDADS, 503 S. Kansas Ave., Topeka, 66603, and one electronic copy to George.VanHoozer@kdads.ks.gov.

Kari Bruffett Secretary for Aging and Disability Services

Doc. No. 043177

State of Kansas

Department of Administration Office of Facilities and Procurement Management

Notice of Annual Statement of Qualifications for Architectural, Engineering and Land Surveying Firms

Pursuant to K.S.A. 75-1252, as amended, in the procurement of architectural, engineering or land surveying services, the secretary of administration shall encourage firms engaged in the lawful practice of their profession to submit to the secretary and to the State Building Advisory Commission annually a statement of qualifications and performance data.

By statutory definition, "firm" means such individual, firm, partnership, corporation, association, or other legal entity which is permitted by law to practice the profession of architecture, engineering or land surveying by the Kansas Board of Technical Professions.

If your firm is interested in providing architectural, engineering or land surveying services on state of Kansas projects throughout the upcoming year, complete the most current version of Form 050 State of Kansas Professional Qualifications (SOQ) available at http://admin. ks.gov/offices/ofpm/dcc/f-and-d. The PDF document title should include the name of the firm submitting the SOQ. The form shall be submitted in PDF format to Barbara Schilling at professional.qualifications@da.ks.gov. The subject line of the email should include the phrase "annual qualifications." Further information may be found at http://admin.ks.gov/offices/ofpm/dcc/bdcm, Part B Chapter 2 — Procurement of Architectural, Engineering and Land Surveying Services. Any questions should be directed to Barbara Schilling at 785-291-3695 or by email at the address above. Submissions are due by January 16, 2015.

Submittals will be on file with the office for use by the State Building Advisory Commission and the secretary of administration.

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

Department of Agriculture Division of Conservation

Notice of Authorization to Proceed with On-Call Engineering Services

Wildhorse Riverworks, Inc. has been identified as a qualified entity to provide certain on-call engineering services to the Kansas Department of Agriculture, Division of Conservation. Pursuant to its current "Agreement for On-Call Engineering Services" with Wildhorse Riverworks, Inc., the Kansas Department of Agriculture, Division of Conservation issued a notice of authorization to proceed for the Delaware River Phase IV Streambank Stabilization and Restoration Project, Kickapoo/Gechter/Kramer/Handke Group. The authorization to proceed was issued on December 10, 2014, on a total bid price of \$60,711.

Additional information about the Division of Conservation's Streambank Restoration Program is available by contacting Steve Frost, program administrator, at 785-564-6622 or steve.frost@kda.ks.gov.

Greg A. Foley Executive Director Division of Conservation

Doc. No. 043173

State of Kansas

Department of Administration Office of Facilities and Procurement Management

Notice of Annual Statement of Qualifications for Contractors

Pursuant to K.S.A. 75-37,143, to assist in the procurement of alternative project delivery (construction management at-risk and design-build) construction services, the secretary of administration shall encourage firms engaged in the performance of construction services to submit annually to the secretary and to the State Building Advisory Commission a statement of qualifications and performance data. Each statement shall include data relating to the following:

- (1) The firm's capacity and experience, including experience on similar or related projects; and
- (2) the capabilities and other qualifications of the firm's personnel.

If your firm is interested in providing construction management at-risk or design-build services on state of Kansas projects throughout the upcoming year, complete the most current version of Form 050 State of Kansas Professional Qualifications (SOQ) available at http://admin.ks.gov/offices/ofpm/dcc/f-and-d. The PDF document title should include the name of the firm submitting the SOQ. The form shall be submitted in PDF format to Barbara Schilling at professional.qualifications@da.ks.gov. The subject line of the email should include the phrase "annual qualifications." Further information may be found at http://admin.ks.gov/offices/ofpm/dcc/bdcm, Part B Chapter 7 — Procurement of Alternative Project Deliv-

ery Building Construction. Any questions should be directed to Barbara Schilling at 785-291-3695 or by email at the address above. Submissions are due by January 16, 2015.

Submittals will be on file with the office for use by the State Building Advisory Commission and the secretary of administration.

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

Doc. No. 043166

State of Kansas

Department of Administration Office of Facilities and Procurement Management

Notice of Requested Ancillary Technical Services

Notice is hereby given of the commencement of negotiations for the 12-month period of January 1, 2015 to December 31, 2015, for the following technical services:

- Land surveying, geotechnical investigation;
- Materials testing services including but not limited to roofing and hazardous materials, concrete, sprayon fire resistive materials and welding;
- Inspection services including but not limited to air and water balancing, roofing, concrete, asphalt and welding; or
- Commissioning of mechanical and electrical systems.

Interested firms are not required to provide all the services described, but should indicate on the form the services they can provide.

If your firm is interested in providing any services listed on state of Kansas projects throughout the upcoming year, complete the most current version of Form 050 State of Kansas Professional Qualifications (SOQ) available at http://admin.ks.gov/offices/ofpm/dcc/f-and-d. The document title should include the name of the firm submitting the SOQ. The form shall be submitted in PDF format to Barbara Schilling at professional qualifications @da.ks.gov. The subject line of the email should include the phrase "annual qualifications." Any questions should be directed to Barbara Schilling at 785-291-3695 or by email at the address above. Submissions are due by January 16, 2015.

It is the intention of the Office of Facilities and Procurement Management to pre-approve a separate group of qualifying firms for each classification listed above. If a firm anticipates being limited to specific-sized projects, by dollar volume or locations in the state, that information also should be supplied with the response.

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

Department of Administration Office of Facilities and Procurement Management

Notice of Commencement of Negotiations for Construction Manager At-Risk Services

Notice is hereby given of the commencement of negotiations for construction management at-risk services for the Seaton Hall and Seaton Court Renovation and Expansion at Kansas State University in Manhattan. The project includes two phases: Phase I covers demolition of much of Seaton Court and a new infill building connecting Seaton Hall to Mechanics Hall, and has an estimated construction cost of \$40,000,000; Phase II covers the renovation of the east wing of Seaton Hall. Spaces provided include studios, fabrication labs, faculty offices, a gallery, library, lecture hall, critique and lounge spaces, and programmed outdoor areas, and has a construction cost estimate of \$20,000,000.

The construction manager at-risk will provide for each phase of cost estimating, scheduling, constructability reviews and value engineering studies; procure equipment, pre-qualify subcontractors and take bids; review bids with the design team and owner to determine bids to accept; prepare cost estimates for the un-bid portions; provide a guaranteed maximum price and a bond; and manage construction and track all costs for the design team and owner's review.

Questions about the proposed scope of services should be submitted to Ryan Swanson at 785-532-1373 or rswanson @k-state.edu. An architectural/engineering program is available at http://admin.ks.gov/offices/ofpm/dcc/arch-eng-programs.

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. Forms may be found at http:// admin.ks.gov/offices/ofpm/dcc. 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 follow the current State Building Advisory Commission guidelines for Phase I of the Construction Management at Risk process, which can be found in Part B — Chapter 7 of the Building Design and Construction Manual at www.da.ks.gov/fp/manual.htm. Proposals should be sent on a CD, DVD or flash drive along with a transmittal to Randy Riveland, 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 785-296-0749. The PDF proposal submittals shall be delivered to the attention of Randy Riveland by 2 p.m. on or before January 2, 2015.

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

State of Kansas

Department of Administration Procurement and Contracts

Notice to Bidders

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

12/30/2014	EVT0003469	Agricultural Services at Neosho
		Wildlife Area
12/30/2014	EVT0003471	Agricultural Services at Neosho
		Wildlife Area
12/30/2014	EVT0003472	Testing, Response to Agricultural
		Emergencies
12/30/2014	EVT0003482	Mobile X-Ray Services
12/30/2014	EVT0003488	Clothing, Tennis Shoes
01/07/2015	EVT0003492	Dispersant, Surfactant and
		Defoamer at KCI
01/07/2015	EVT0003493	Rutile Titanium Dioxide at KCI

The above-referenced bid documents can be downloaded 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

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

Tracy T. Diel, Director Procurement and Contracts

Doc. No. 043175

State of Kansas

Department of Transportation

Notice to Contractors

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

KDOT will only accept electronic proposals using the Bid Express website at http://www.bidx.com until 1 p.m. (continued)

local time January 14, 2015. KDOT will open and read these proposals at the Eisenhower State Office Building, 700 S.W. Harrison, Topeka, at 1:30 p.m. local time January 14, 2015. An audio broadcast of the bid letting is available at http://www.ksdot.org/burconsmain/audio.asp.

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

District One — Northeast

Douglas—23 C-4640-01 — RS 210 between Route 12 and RS 1277, grade and culvert, 3.0 miles. (Federal Funds)

Johnson—46 N-0581-01 — 75th Street, from Mission to State Line, grading and surfacing, 1.2 miles. (Federal Funds)

Nemaha—36-66 KA-2610-01 — U.S. 36, from 1st Street to 11th Street, new curb and gutter, 0.7 mile. (State Funds)

Statewide—73-106 KA-4098-01 — U.S. 73, from the U.S. 73/RS-25 junction north to the Atchison/Brown county line; U.S. 73, from the Brown/Atchison county line west to the east city limits of Horton; U.S. 73, from U.S. 73 (Woodlawn)/U.S. 59 north over the railroad crossing, milling and overlay, 15.7 miles. (State Funds)

District Two — North Central

Marion—57 C-0306-02 — City of Hillsboro (Safe Routes to School), pedestrian and bicycle paths. (Federal Funds)

McPherson—56-59 KA-3143-01 — I-135 northbound off-ramp at U.S. 56 near McPherson, intersection improvement, 0.1 mile. (Federal Funds)

Ottawa—81-72 KA-3782-01 — U.S. 81, from 6.4 miles north of the U.S. 81/K-106 junction north to the Ottawa/ Cloud county line, 3-inch overlay, 6.7 miles. (State Funds)

Saline—135-85 KA-4071-01 — I-135/I-70/U.S. 81 interchange southbound I-135 ramp to eastbound I-70, signing. (State Funds)

Statewide—4-106 KA-4099-01 — K-4, from the Dickinson/Saline county line east to the K-4/K-43 junction; K-4, from the K-4/K-104 junction east to Gypsum; K-4, from Gypsum south and east to the Saline/Dickinson county line, recycle and overlay, 32.0 miles. (State Funds)

Statewide—232-106 KA-4109-01 — K-232, from the K-232/Old U.S. 40 junction north to the Ellsworth/Lincoln county line; K-232, from the Lincoln/Ellsworth county line north to the Lincoln/Russell county line, milling and overlay, 8.3 miles. (State Funds)

District Three — Northwest

Thomas—83-97 KA-2108-01 — Bridge #039 located 6.61 miles north of I-70 (South Fork Solomon River), bridge replacement. (Federal Funds)

Thomas—83-97 KA-2109-01 — Bridge #036 located 1.05 miles north of the Logan County line (South Fork Saline River), bridge replacement. (Federal Funds)

Thomas—U083-97 KA-2110-01 — Bridge #037 located 3.56 miles north of the Logan County line (North Fork Saline River), bridge replacement. (Federal Funds)

Wallace—27-100 KA-1004-02 — K-27 from 7.7 miles north of the Wallace/Greeley county line north to 2.1 miles south of the west junction of K-27/U.S. 40, grade and surfacing, 4.7 miles. (Federal Funds)

District Four — **Southeast**

Anderson—59-002 KA-2094-02 — Tree cutting along U.S. 59 at bridge #007 (Pottawatomie Creek), special. (State Funds)

Cherokee—103-11 KA-3555-01 — K-103, from Lincoln Street to Jefferson Street, grading and surfacing, 0.1 mile. (State Funds)

Crawford—7-19 KA-3833-01 — K-7, from the south county line to K-7/K-126, recycle and overlay, 5.0 miles. (State Funds)

Labette—50 TE-0392-01 — Pedestrian/bike path from existing Frisco Walking Trail through Forest Park to 13th and Broadway, pedestrian and bicycle paths. (Federal Funds)

Woodson—54-104 KA-2112-01 — Bridge #005 located 2.49 miles east of U.S. 75, bridge replacement. (Federal Funds)

Cherokee—400-11 KA-0740-03 — U.S. 400, cutting trees along U.S. 400 from the Labette/Cherokee county line east to U.S. 400/K-7, special, 13.4 miles. (State Funds)

Labette—400-50 KA-0741-03 — U.S. 400, cutting trees along U.S. 400 from approximately 0.5 mile west of the county line (near Straus) east to the county line, special, 0.6 mile. (State Funds)

Labette—400-50 KA-2375-12 — U.S. 400, cutting trees along U.S. 400 from approximately 5.0 miles southeast of U.S. 400/U.S. 59 east for 2.0 miles, special, 2.0 miles. (State Funds)

District Five — South Central

Butler—5-48 KA-3807-01 — U.S. 54, from the east city limits of Augusta to U.S. 54/U.S. 400, pavement patching, 7.0 miles. (State Funds)

Harvey—50-40 KA-2780-01 — Bridge #071 located 1.96 miles west of the west junction of K-15 (Meridian Avenue, ATSF RR), bridge repair. (State Funds)

Harvey—50-40 KA-3805-01 — U.S. 50, from 4-lane divided/4-lane to end of Portland concrete, pavement patching, 3.5 miles. (State Funds)

Sedgwick—135-87 KA-3646-01 — I-135/K-96 and I-135/I-235 interchanges, surfacing, 0.2 mile. (Federal Funds)

Statewide—54-106 KA-4117-01 — U.S. 54, from the east city limits of Wichita to new pavement west of 159th Street; U.S. 54, from the west county line to Andover Road, milling and overlay, 2.9 miles. (State Funds)

District Six — Southwest

Stevens—95 C-0308-02 — City of Hugoton (Safe Routes to School), pedestrian and bicycle paths. (Federal Funds)

Mike King Secretary of Transportation

(Published in the Kansas Register December 18, 2014.)

City of Wichita, Kansas

Notice to Bidders

The city of Wichita will receive bids at the Purchasing Office, 455 N. Main, 12th Floor, Wichita, 67202, until 10 a.m. Friday, January 16, for the following project:

KDOT Project No. 87TE-0620-01/ 472-85112/211516 (OCA Code 707055) Bicycle Lane Markings

Schweiter Bikeway – Phase I

Requests for the bid documents and plans should be directed to QuikPrint at 316-942-2208 or to Jody Doyle at 316-268-4503. Other questions should be directed to the respective design engineer, 316-268-4393.

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

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

Jody Doyle Administrative Aide II City of Wichita–Engineering

Doc. No. 043172

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 Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801-5415.

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: 785-532-5214, 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.

Steve White Chair of Regents Purchasing Group Director of Purchasing Wichita State University

Doc. No. 042813

State of Kansas

Office of the Governor

Executive Order 14-05 for Governor's Reward

WHEREAS, the Pittsburg Police Department and the Kansas Bureau of Investigation are investigating the October 9, 2014, shooting death of Pittsburg resident Taylor Thomas; and

WHEREAS, the Pittsburg Police Department is working with local, state, and federal resources to locate Bryan L. Bridges in connection with the investigation; and

WHEREAS, I have been informed by the KBI that Bryan L. Bridges is considered to be a dangerous fugitive; and

WHEREAS, the Pittsburg Police Department and the KBI believe that a Governor's Reward would facilitate the information gathering process and improve the likelihood of apprehending Bryan L. Bridges before he commits another serious offense;

NOW, THEREFORE, by virtue of the authority vested in me as the Governor of the State of Kansas by K.S.A. 75-113, I do hereby offer a reward of Five Thousand Dollars (\$5,000.00) for information leading to the apprehension of Bryan L. Bridges.

This document shall be filed with the Secretary of State as Executive Order 14-05 and shall become effective immediately.

Dated December 8, 2014.

Sam Brownback Governor

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 12-15-14 through 12-21-14

Lilective 12 10 11 th	
Term	Rate
1-89 days	0.12%
3 months	0.03%
6 months	0.06%
12 months	0.22%
18 months	0.36%
2 years	0.57%

Scott Miller Director of Investments

Doc. No. 043159

State of Kansas

Secretary of State

Executive Appointments

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

Harvey County Clerk

Fredrick Piepho, Harvey County Courthouse, 800 N. Main, Newton, 67114. Succeeds Joyce Truskett, resigned.

Kansas 911 Coordinating Council

Robert Cooper, Executive Director, Kansas Commission for the Deaf and Hard of Hearing, 9th Floor North, Docking State Office Building, 915 S.W. Harrison, Topeka, 66612. Term expires July 1, 2017. Succeeds Rebecca Rosenthal.

Kerry McCue, 3307 Lincoln Drive, Hays, 67601. Term expires June 30, 2017. Succeeds Bob Boaldin.

Joshua Michaelis, 911 S. Dinsmore Ave., Lyons, 67554. Term expires June 30, 2017. Succeeds James Reed.

Michael Napolitano, 1201 Harding St., Great Bend, 67530. Term expires June 30, 2015.

Ken Nelson, 2009 E. 25th Place, Lawrence, 66046. Term expires June 30, 2017. Succeeds Ivan Weichert.

Kansas Animal Health Board

Rey Armendariz, 1401 Elizabeth St., Scott City, 67871. Term expires July 1, 2017. Succeeds Heather Donley.

Brandon Depenbusch, 492 N.W. 10 Ave., Great Bend, 67530. Term expires July 1, 2017. Succeeds Lonnie Busch.

Athletic Trainers Council

Lynsey Payne, 2112 Atchison Ave., Lawrence, 66047. Term expires June 30, 2015. Succeeds Matthew David-Kuehl.

Kansas Colorado-Arkansas River Compact Commission

Randy Hayzlett, R.R. 1, Box 44, Lakin, 67860. Term expires Oct. 31, 2018. Reappointed.

Hal Scheuerman, 2370 Road 180, Deerfield, 67838. Term expires Oct. 31, 2018. Reappointed.

Board of Cosmetology

Kathryn Skepnek, 1006 Hilltop Drive, Lawrence, 66044. Term expires June 30, 2015. Succeeds Carrie Vogel.

Board of Emergency Medical Services

Martin Sellberg, 3521 W. Bayview Court, Wichita, 67204. Term expires July 20, 2018. Succeeds Dr. Denise Kendall Miller.

Kansas Firefighters Memorial Advisory Committee

Mark Bradford, 5703 Silverstone Drive, Lawrence, 66049. Serves at the pleasure of the governor. Succeeds Jerry Snyder.

Kansas Humanities Council

Sam Sackett, 1720 N. Park Place, Wichita, 67203. Term expires June 30, 2017. Succeeds Derek Kreifels.

Lottery Gaming Facility Review Board

Don Alexander, 1905 U.S. 59 Highway, Parsons, 67357. Appointed by the president of the Senate.

Jack Bower, 1521 Fairway Drive, Atchison, 66002. Serves at the pleasure of the governor.

Georgianna Mullin, 24725 W. 79th St., Lenexa, 66227. Serves at the pleasure of the governor.

Jeff Oakes, 2639 Quail Road, Fall River, 67047. Appointed by the president of the Senate.

Lisa Pleasure, 14306 W. 57th Terrace, Shawnee, 66216. Serves at the pleasure of the governor.

Board of Examiners in Optometry

Dr. Ron Hansen, 3805 Foxfire St., Hutchinson, 67502. Term expires June 30, 2017. Succeeds Gilan Cockrell.

Derek Kreifels, 5205 Buena Vista St., Roeland Park, 66205. Term expires June 30, 2017. Succeeds Lois Churchill.

Dr. Gerard Lozada, P.O. Box 1041, Mission, 66222. Term expires June 30, 2017. Succeeds Jeanne Klopfenstein.

Propane Education and Research Council

Jeff Conard, 15132 S.W. 125th St., Sedgwick, 67135. Term expires June 30, 2017. Succeeds Joyce French.

Jeffry Thompson, 6711 Crescent Rim Drive, Ozawkie, 66070. Term expires June 30, 2017. Succeeds Larry Dean Black.

Radiologic Technology Council

Linda Croucher, 4450 N.W. 51st Court, Topeka, 66618. Term expires July 1, 2018. Reappointed.

Kansas Rehabilitation Council

Sheila Nelson-Stout, 1897 Granite Road, Bennington, 67422. Term expires Oct. 31, 2017. Reappointed.

Heather Sasse, 18062 L Road, Athol, 66932. Term expires Oct. 31, 2017. Reappointed.

Diana Stanfill, c/o Dept. of Education, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612. Term expires Oct. 31, 2017. Reappointed.

Ranita Wilks, 1408 E. 21st Terrace, Lawrence, 66046. Term expires Oct. 31, 2017. Reappointed.

Christine Zuercher, 1104 Allison St., Newton, 67114. Term expires Oct. 31, 2017. Reappointed.

Kris W. Kobach Secretary of State

Kansas Water Authority

Notice of Meeting

The Kansas Water Authority will meet at 10:30 a.m. Monday, December 22, at iSi Environmental, 215 S. Laura St., Wichita. The agenda and meeting materials are available on the Kansas Water Office (KWO) website at www.kwo.org, or copies may be requested by contacting the KWO, Suite 404, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1249, 785-296-3185 or 888-526-9283 (KAN-WATER). Persons in need of special accommodations are asked to notify the KWO at leave five working days prior to the meeting.

Gary Harshberger Chairman

Doc. No. 043145

State of Kansas

Board of Regents

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Wednesday, February 18, in the Board of Regents' board room, Suite 520, Curtis State Office Building, 1000 S.W. Jackson, Topeka, to consider the amendment of regulations in existing articles 24, 26, 28, 29, 29a and 29b, and revocations of regulations in existing article 26, relating to the following: high school equivalency tests (GED, etc.); community colleges, technical colleges and the Washburn Institute of Technology; fees for private and out-of-state postsecondary educational institutions; and qualified admissions.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comment on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to Julene Miller, Kansas Board of Regents, 1000 S.W. Jackson, Suite 520, Topeka, 66612-1368, or to jmiller@ksbor.org. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Renee Burlingham at 785-296-3689.

Copies of the regulations and the economic impact statements may be obtained at http://www.kansasregents.org/about/rules_regulations or by contacting Renee Burlingham. A summary of the proposed regulations and the economic impact follows:

Article 24.—GENERAL EDUCATION DEVELOPMENT TEST

K.A.R. 88-24-2 establishes the GED test score requirements for issuance of a high school diploma. The proposed amendments reflect the new scores set by GED TS

for the 2014 test. Kansas is adopting those cut scores. The 2014 GED test is different from the 2002 GED in many ways. Most notably, the test is computer-based. A passing score on the 2014 GED test is intended to be reflective of a college and career ready, computer literate workforce needed to be successful in today's workforce and postsecondary education. The passing scores were normed using high school seniors preparing to graduate high school.

Article 26.—COMMUNITY COLLEGES, TECHNICAL COLLEGES AND WASHBURN INSTITUTE OF TECHNOLOGY

The article 26 regulations are being amended largely to update them. However, they are also being amended to include technical colleges and the Washburn Institute of Technology so that, if adopted, this article will apply to all of the public two-year institutions rather than just the community colleges. These amendments include feedback received from representatives of the institutions.

K.A.R. 88-26-1 defines key terms for the regulations in Article 26. The regulation is being amended to remove terms no longer used in the regulations, include new terms that are being used in the amended regulations, and otherwise update the language.

K.A.R. 88-26-2 establishes accreditation standards for the public two-year institutions. The amendments reflect recent changes in the Higher Learning Commission of the North Central Association of Colleges and Schools standards.

K.A.R. 88-26-3 establishes admission standards for the public two-year institutions. These institutions are generally considered "open access" institutions, but there are a few statutory requirements for students who are concurrently enrolled, K-12 mandatory attendance requirements for students under 18 years of age and, for postsecondary education, certain requirements are needed for student financial aid purposes. The amendments reflect changes in the law and updated terminology.

K.A.R. 88-26-4 sets forth requirements for transfer of credit between public two-year institutions. The amendments incorporate the Board of Regents' program alignment process and transfer and articulation process in determining substantial equivalency of courses. Other changes reflect updated terminology.

K.A.R. 88-26-5 sets forth requirements for issuance of degrees, career technical certificates and certificates of completion. The amendments include adding the associate in applied science degree and updating terminology.

K.A.R. 88-26-6 sets forth the program approval process. The amendments essentially update terminology and eliminate time lines.

K.A.R. 88-26-7 establishes residency requirements for state aid purposes. The amendments reflect changes in the law and update terminology.

K.A.R. 88-26-8 establishes the process to be used for determining residency of students for state aid purposes. The amendments eliminate many of the requirements as a reflection of the statutory change giving these institutions authority to set their own tuition rates.

(continued)

K.A.R. 88-26-9 through 88-26-16, dealing with tuition, residency appeals and in-district and out-district residency/tuition are being repealed as obsolete.

Article 28.—PRIVATE AND OUT-OF-STATE POSTSECONDARY EDUCATION INSTITUTIONS

K.A.R. 88-28-6 sets the fees to be paid by private and out-of-state postsecondary educational institutions covered by the Private and Out-of-State Postsecondary Educational Institution Act. The amendments lower many of the established rates based on projections made in a recent business study.

Article 29.—QUALIFIED ADMISSION

K.A.R. 88-29-1 defines key terms for the regulations in Article 29 and Article 29a up until review of applications for the 2016 summer session. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency" and to reflect that other tests are now available for obtaining a high school equivalency credential. Other changes include removing terms that are no longer used in the article, changing outdated language and providing clarity.

K.A.R. 88-29-5 establishes admission standards, prior to the 2015 summer session, for resident freshmen. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

K.A.R. 88-29-6 establishes admission standards, prior to the 2015 summer session, for residents who are 21 years of age or older. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

K.A.R. 88-29-7 establishes admission standards, prior to the 2015 summer session, for nonresident freshmen. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

K.A.R. 88-29-7a establishes admissions standards, prior to the 2015 summer session, for nonresidents who are 21 years of age or older. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

K.A.R. 88-29-11 sets forth the qualified admission precollege curriculum for state university applicants who graduated from high school in academic year 2013-2014 or earlier. The regulation is being amended to adopt an updated list of precollege curriculum courses approved for university admissions purposes. Other amendments are nonsubstantive.

Article 29a.—STATE UNIVERSITY ADMISSIONS

K.A.R. 88-29a-1 defines key terms for the regulations in Article 29 and Article 29a. Prior to the 2016 summer session, the K.A.R. 88-29-1 definitions apply to the article 29a regulations as well as the article 29 regulations. Beginning with the 2016 summer session, K.A.R. 88-29-1 will sunset and the K.A.R. 88-29a-1 definitions will apply to the article 29 regulations as well as the article 29a regulations. The main difference between K.A.R. 88-29a-1 and K.A.R. 88-29-1 is the definition of "state educational institution." For article 29, the definition includes KU; for article 29a it does not.

The regulation is being amended to replace the term "GED" with the more generic "high school equivalency" and to reflect that other tests are now available for obtaining a high school equivalency credential. Other changes include removing terms that are no longer used in the article, changing outdated language and providing clarity.

K.A.R. 88-29a-5 establishes admission standards, beginning with the 2015 summer session, for resident freshmen. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

K.A.R. 88-29a-6 establishes admission standards, beginning with the 2015 summer session, for residents who are 21 years of age or older. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

K.A.R. 88-29a-7 establishes admission standards, beginning with the 2015 summer session, for nonresident freshmen under age 21. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency." Other amendments are nonsubstantive.

K.A.R. 88-29a-7a establishes admissions standards, beginning with the 2015 summer session, for nonresidents who are 21 years of age or older. The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

Article 29b.—UNIVERSITY OF KANSAS ADMISSIONS

The article 29b regulations will first be effective with students applying for admission for the 2016 summer session. This is the first day of the fourth academic year following the year in which the regulations were adopted, as required by law for adoption of more rigorous standards.

K.A.R. 88-29b-1 defines key terms for the regulations in article 29b, all of which are specific to the University of Kansas. The main difference between K.A.R. 88-29a-1 and K.A.R. 88-29b-1 is the definition of "state educational institution." For article 29b, the definition includes the University of Kansas; for article 29a it does not.

The regulation is being amended to replace the term "GED" with the more generic "high school equivalency" and to reflect that other tests are now available for obtaining a high school equivalency credential. Other changes include removing terms that are no longer used in the article, changing outdated language and providing clarity.

K.A.R. 88-29b-4 establishes the University of Kansas' admission standards, beginning with the 2016 summer session, for transfer students. Automatic admission standards apply for students who apply for admission on or before July 1 of the academic year for which the student is applying. The main difference between KU's automatic admission standards for transfer students and the board's admission standards for transfer students is that KU will require a 2.5 cumulative GPA on all transferable college coursework rather than a 2.0. Those students who do not meet the automatic admission standards or who apply after July 1 will be reviewed by the university's admission review committee. Any student admitted by recommen-

dation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29-4 must be admitted as an exception.

The regulation is being amended to remove race as a factor that could be considered in making admission recommendations.

K.A.R. 88-29b-5 establishes the University of Kansas' admission standards, beginning with the 2016 summer session, for resident freshmen who are under age 21. Automatic admission standards apply for students who apply for admission on or before February 1 and require either a 3.0 cumulative high school GPA and a 24 on the ACT, or a 3.25 cumulative high school GPA and a 21 on the ACT; students will also have to have completed the Board of Regents' qualified admission curriculum or equivalent with a 2.0 or better GPA and achieved a cumulative GPA of 2.5 or better on all transferable college coursework. The high school GPA and KBOR curriculum requirements will not apply to students who have obtained a GED. Those students who do not meet the automatic admission standards or who apply after February 1 will be reviewed by the university's admission review committee. Any student admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29a-5 must be admitted as an

The regulation is being amended to replace the term "GED" with the more generic "high school equivalency" and to remove race as a factor that could be considered in making admission recommendations.

K.A.R. 88-29b-6 establishes the University of Kansas' admission standards, beginning with the 2016 summer session, for resident freshmen who are age 21 or older. The primary difference between K.A.R. 88-29b-6 and K.A.R. 88-29a-6 is the application deadline. Those students applying after the February 1 application deadline will be reviewed by the university's admission review committee. Any student admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29a-6 must be admitted as an exception.

The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

K.A.R. 88-29b-7 establishes the University of Kansas' admission standards, beginning with the 2016 summer session, for nonresident freshmen. Automatic admission standards apply for students who apply for admission on or before February 1 and require either a 3.0 cumulative high school GPA and a 24 on the ACT, or a 3.25 cumulative high school GPA and a 21 on the ACT; students will also have to have completed the Board of Regents' qualified admission curriculum or equivalent with a 2.5 or better GPA and achieved a cumulative GPA of 2.5 or better on all transferable college coursework. The high school GPA and KBOR curriculum requirements will not apply to students who have obtained a GED. Those students who do not meet the automatic admission standards or who apply after February 1 will be reviewed by the university's admission review committee. Any student admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29a-7 must be admitted as an exception.

The regulation is being amended to replace the term "GED" with the more generic "high school equivalency." Other changes are nonsubstantive.

K.A.R. 88-29b-7a establishes the University of Kansas' admission standards, beginning with the 2016 summer session, for nonresident applicants who are age 21 or older. The primary difference between K.A.R. 88-29b-7a and K.A.R. 88-29a-7a is the application deadline. Those students applying after the February 1 application deadline will be reviewed by the university's admission review committee. Any student admitted by recommendation of the university's admission review committee who does not meet the Kansas Board of Regents' admission standards set out in K.A.R. 88-29a-6 must be admitted as an exception.

The regulation is being amended to replace the term "GED" with the more generic "high school equivalency."

Economic Impact: With regard to the amendments to regulations relating to the qualified admission standards, and coordinated institutions, there is no anticipated economic impact on the board, state universities, community colleges, technical colleges, Washburn University, Washburn Institute of Technology, high schools, or students/parents. There will be no economic impact on other agencies or private business as a result of these regulations.

With regard to the proposed amendments to K.A.R. 88-24-2, the GED cut scores, statistically only 60 percent of graduating seniors (during the norming process) can pass the 2014 GED. Because the 2014 test is more rigorous than the 2002 test it replaces, some candidates may have to test more than once to pass. The economic impact of this will be lessened because up to two retests are \$10/test if taken within 12 months of having tested the first time (rather than the \$33/test charged to first-time testers). Those individuals who score as "likely to pass" in the GED READY PRACTICE TEST, but then fail the operational test in that category, will be allowed to take the retest for free.

With regard to the proposed amendments in K.A.R. 88-28-6, this decrease in fees is due to the diminished expenses of the division now that the division has paid for new software and other one-time expenses that were designed to modernize the regulatory process. The economic impact to both the sector and the board office will be a 33 percent decrease. Even with the proposed decrease in fees, the Private Postsecondary Division anticipates that there will be enough income to pay its budgeted expenses. In determining and establishing appropriate fee levels, the board considers anticipated expenses resulting from regulation of this sector and consults with the statutorily created advisory commission and a business consultant (CPA) to ensure the fees are appropriate and reasonable.

Andy Tompkins President and CEO

Board of Technical Professions

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Wednesday, February 25, in Room 510 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed changes to existing rules and regulations of the Board of Technical Professions.

This 60-day notice of public hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the Board of Technical Professions, Suite 507, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, or by email to maryd@ksbtp.ks.gov. All interested parties will be given a reasonable opportunity to present their views on the adoption of the proposed regulations orally 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 regulations and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Mary Leigh Dyck at 785-296-3053 or by email at maryd@ksbtp.ks.gov.

Summaries of the proposed regulations follow. There is no anticipated economic impact on the Board of Technical Professions, any other governmental agency or the public; however, there may be a cost to licensees for acquiring the continuing education that is required by these regulations. The cost is not increased by the revisions being made.

Copies of the proposed regulations and the economic impact statement may be obtained by contacting the board at the address and phone number given above, from the board's website at www.ksbtp.ks.gov, or by email request to maryd@ksbtp.ks.gov.

Article 14.—CONTINUING EDUCATION REQUIREMENTS

K.A.R. 66-14-1. Requirements. This regulation is being revised to reduce the number of carryover professional development hours (PDHs) from 30 to 15. The term "land" surveyor has been replaced by "professional" surveyor.

K.A.R. 66-14-2. Definitions. This regulation is being revised to clarify continuing education language. Mentoring as a continuing education activity is being removed.

K.A.R. 66-14-3. Continuing education activities. This regulation is being revised to clarify continuing education language.

K.A.R. 66-14-5. Computation of credit. This regulation is being revised to clarify continuing education language including continuing education credit for authoring a published paper, article or book.

K.A.R. 66-14-7. Records. This regulation is being revised to clarify continuing education language.

K.A.R. 66-14-10. Licensure in another jurisdiction. This regulation is being revised to reflect replacing the term "land" surveyor with "professional" surveyor.

K.A.R. 66-14-11. Dual licensee. This regulation is being revised to clarify continuing education requirements for dual licensees.

Changes that are grammatical, appropriate to format, or updated to the most current form of the statute have been made.

Mary Leigh Dyck Executive Director

Doc. No. 043169

State of Kansas

Kansas Development Finance Authority Notice of Hearing

A public hearing will be conducted at 9 a.m. Monday, January 5, 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. 000911 – Maximum Principal Amount: \$101,776.65. Owner/Operator: Michael M. Diehl. Description: Acquisition of 80 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 Michael M. Diehl and is located at Section 36, Township 13, Range 3 East, Dickinson County, Kansas, approximately 4 miles east of Enterprise then 1.5 miles south on Quail Road.

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

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. DCP Midstream, LP – Satanta Compressor Station has applied for a Class I operating permit renewal in accordance with the provisions of K.A.R. 28-19-510 et al. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards and requirements applicable to each source; and the monitoring, record keeping and reporting requirements applicable to each source as of the effective date of permit issuance.

DCP Midstream, LP, 370 17th St., Suite 2500, Denver, CO 80202, owns and operates the Satanta Compressor Station, a natural gas compressor station located at Section 34, T30S, R34W, Haskell County, Kansas.

A copy of the proposed permit, permit application, all supporting documentation and all information relied upon during the permit application review process is available for public review 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 Ashley Eichman, 785-296-1713, at the KDHE central office, or Ethel Evans, 620-356-1075, at the KDHE Southwest District Office. The standard departmental cost will be assessed for any copies requested.

Written comments or questions regarding the proposed permit may be directed to Ashley Eichman, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received not later than noon January 19.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Ashley Eichman, KDHE, Bureau of Air, not later than noon January 19 in order for the secretary of health and environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Ward Burns, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Susan Mosier, M.D. Interim Secretary of Health and Environment

Doc. No. 043161

State of Kansas

Department of Health and Environment

Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

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

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

Public Notice No. KS-AG-14-320/329 Pending Permits for Confined Feeding Facilities

U		U
Name and Address of Applicant	Legal Description	Receiving Water
* *		
Kevin Deniston	SW/4 of Section 15,	Upper Arkansas
Grain Sorghum Hogs	T18S, R33W,	River Basin
440 N. Eagle Road	Scott County	
Scott City, KS 67871	-	

Kansas Permit No. A-UASC-S009

This is a permit modification and reissuance for an existing facility with the maximum capacity for 2,056 head (822.4 animal units) of swine weighing greater than 55 pounds and 504 head (50.4 animal units) of swine weighing 55 pounds or less, for a total of 872.8 animal units of swine. Modifications to the permit include the repopulation of two existing farrowing buildings and the reactivation of an existing earthen retention control structure. As a result, the active portion of the facility will include six enclosed swine buildings with underground concrete pits and four earthen retention control structures.

Name and Address	Legal	Receiving
of Applicant	Description	Water
Jennifer Gerety	SW/4 of Section 13	Lower Republican
J-Six Farms - Westgate	& NE/4 of Section	River Basin
604 Nemaha	23, T05S, R01E,	
Seneca, KS 66538	Washington County	
Kansas Permit No. A-LRWS-9	5029	

(continued)

This is a permit modification and reissuance for an existing facility with the proposed maximum capacity of 1,600 head (640 animal units) of swine weighing greater than 55 pounds and 1,800 head (180 animal units) of swine weighing 55 pounds or less, for a total of 820 animal units of swine. Proposed modifications to the facility include converting the existing farrowing and breeding barn into a finishing barn, and decommissioning the two gestation barns. The nursery barn, settling basin and two earthen retention structures will not be changed. The total number of animal units remains the same as the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Alan Hildebrand Hildebrand Farms	S/2 of Section 31, T11S, R05E,	Lower Republican River Basin
5210 W. Rucker Road	Geary County	Kiver basiit
Junction City, KS 66441		

Kansas Permit No. A-LRGE-M001

This is a permit modification and renewal for the expansion of an existing dairy. No physical changes to the existing facility will occur. The facility will be increasing its milking herd to a new capacity of 250 mature dairy cattle (350 animal units) and 40 head of calves and heifers (20 animal units). This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Kevin Benfer 244 2nd Road Longford, KS 67458	N/2 of Section 32, T10S, R01E, Clay County	Smoky Hill River Basin

Kansas Permit No. A-SHCY-S010

This permit is being reissued for an existing facility with a maximum capacity of 900 head (360 animal units) of swine more than 55 pounds, 600 head (60 animal units) of swine 55 pounds or less and 300 head (150 animal units) of cattle less than 700 pounds, for a total of 570 animal units. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Charles Ray Mellies	SW/4 of Section 23	Lower Republican
Mellies Hog Farm	& NW/4 of Section	River Basin
1128 27th Road	26, T06S, R02E,	
Morganville, KS 67468	Clay County	

Kansas Permit No. A-LRCY-S037

This permit is being reissued for an existing facility with a maximum capacity of 1,064 head (425.6 animal units) of swine more than 55 pounds, 1,320 head (132 animal units) of swine 55 pounds or less, 40 head (40 animal units) of cattle more than 700 pounds and 40 head (20 animal units) of cattle 700 pounds or less, for a total of 617.6 animal units. There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
George H. Wise	SW/4 of Section 21,	Marais des
Wise Dairy	T14S, R22E,	Cygnes River
17440 S. Four Corners Road	Johnson County	Basin
Gardner, KS 66030	•	

Kansas Permit No. A-MCJO-M002

This permit is being reissued for an existing facility with a maximum capacity of 15 head (7.5 animal units) of dairy cattle less than 700 pounds and 75 head (105 animal units) of mature dairy cattle, for a total of 112.5 animal units. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Scott Voigts	SE/4 of Section 31,	Missouri River
Voigts Dairy	T02S, R18E,	Basin
1994 220th St.	Brown County	
Robinson, KS 66532	•	

Kansas Permit No. A-MOBR-M007

This permit is being reissued for an existing facility with a maximum capacity of 213 head (298.2 animal units) of mature dairy cattle.

There is no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Ronald Dean Linsey	NE/4 of Section 23,	Neosho River
Linsey Dairy	T19S, R14E,	Basin
785 25th Road NW	Coffey County	
Lebo, KS 66856	,	

Kansas Permit No. A-NECF-M001

This is a reissuance of a permit for an existing facility for 70 head (98 animal units) of mature dairy cattle. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Greg Kropf Sunrise Dairy 1986 Xeric Road N.E.	NW/4 of Section 15, T20S, R17E, Coffey County	Marais des Cygnes River Basin
Westphalia, KS 66093	coney county	Duom

Kansas Permit No. A-MCCF-M001

This is a reissuance of a permit for an existing facility for the maximum capacity of 200 head (280 animal units) of mature dairy cattle. There are no changes in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water	
Kenneth Regier	NW/4 of Section 25,	Little Arkansas	
1614 S. Oliver Road	T23S, R01E,	River Basin	
Newton, KS 67114	Harvey County		

Kansas Permit No. A-LAHV-S003

This is a reissuance of a permit with a modification for an existing facility for 600 head (240 animal units) of swine weighing greater than 55 pounds and 300 head (30 animal units) of swine weighing 55 pounds or less. The modification includes an increase in the number of cattle confined at the facility by 100 head (100 animal units) of beef cattle weighing greater than 700 pounds. The new permitted maximum capacity will be 100 head (100 animal units) of cattle weighing greater than 700 pounds, 600 head (240 animal units) of swine weighing greater than 55 pounds, 300 head (30 animal units) of swine weighing less than 55 pounds and 200 head (100 animal units) of cattle weighing less than 700 pounds.

Public Notice No. KS-Q-14-204/207

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Glen Elder, City of P.O. Box 55 Glen Elder, KS 67446	Solomon River via Limestone Creek	Treated Domestic Wastewater

Kansas Permit No. M-SO18-OO01 Federal Permit No. KS0020982 Legal Description: SW½, SE⅓, SW⅓, S26, T6S, R9W, Mitchell County, KS

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, total phosphorus, chlorides and sulfates.

Name and Address of Applicant	Receiving Stream	Type of Discharge
N.R. Hamm Quarry, Inc. P.O. Box 17 Perry, KS 66073	Tuttle Creek Reservoir via Black Vermillion River via Clear Fork Creek	Pit Dewatering & Stormwater Runoff

Kansas Permit No. I-BB07-PO01 Federal Permit No. KS0098094

Legal Description: NW½, SW½, S17 & E½, SE¼, S18, T5S, R9E, Marshall County, KS

Facility Name: Lillis/Gardner Quarry #115

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, which is treated with grass filter strips and a rock check dam. The proposed permit contains generic water-quality language to protect waters of the state.

Name and Address	Receiving	Type of
of Applicant	Stream	Discharge
Public Wholesale Water	West Fork Dry	Process
Supply District #11	Wood Creek via	Wastewater
P.O. Box 308	Bone Creek	
Cirard KS 66743		

Kansas Permit No. I-MC52-PO02 Federal Permit No. KS0097101 Legal Description: SW¹/₄, NE¹/₄, NW¹/₄, S12, T28S, R24E, Crawford County, KS

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for a discharge of wastewater from a public water supply treatment facility. Raw water is treated with alum, activated carbon, polymers and chlorine dioxide for taste and odor control and occasionally treated with lime for pH control. The proposed permit contains limits for total suspended solids, total residual chlorine and pH, as well as monitoring for sulfates and selenium

Name and Address	Receiving	Type of
of Applicant	Stream	Discharge
Public Wholesale Water	Melvern Lake via	Process
Supply District No. 12	Unnamed Tributary	Wastewater
31334 Melvern Lake	•	
Parkway		
Melvern, KS 66510		

Kansas Permit No. I-MC23-PO04 Federal Permit No. KS0100056 Legal Description: SW¹/₄, S12, T18S, R15E, Osage County, KS

The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control permit for a discharge of wastewater from a public water supply treatment facility. This is a conventional public water supply treatment plant, which uses Melvern Lake as the water source. Wastewater is generated from two clarifiers and four sand filters. The proposed permit contains limits for total suspended solids, total residual chlorine and pH.

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 January 17 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-14-320/329, KS-Q-14-204/207) 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 pub-

lic 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.

Susan Mosier, M.D. Interim Secretary of Health and Environment

Doc. No. 043171

State of Kansas

Board of Emergency Medical Services

Permanent Administrative Regulations

Article 15.—CERTIFICATION

109-15-1. Reinstating attendant certificate after expiration. (a) The certificate of a person who applies for attendant certification after the person's certificate has expired may be reinstated by the board if the person meets the following requirements:

- (1) Submits a completed application to the board on forms provided by the executive director;
 - (2) pays the applicable fee specified in K.A.R. 109-7-1;
- (3) provides validation of completed education requirements; and
- (4) if the applicant is either currently certified or licensed in another jurisdiction or has been certified or licensed in another jurisdiction, provides information adequate for the board to determine the applicant's current status of certification or licensure for the level of certification being sought and confirm that the applicant is in good standing with that jurisdiction.
- (b) For the purposes of this regulation, the date of expiration for the certificate shall be one of the following:
- (1) The expiration date of the person's Kansas attendant certificate;
- (2) 31 calendar days after the expiration date of the person's certificate or license, if the person is currently certified or licensed in another jurisdiction; or
- (3) the most recent expiration date of the person's certificate or license in another jurisdiction, if the person is not currently certified or licensed in another jurisdiction but previously held a certificate or license in that jurisdiction.
- (c) Completion of education requirements shall be validated by submission of the following:
- (1) Documentation of continuing education for the three years before the date of application in sufficient quantity to meet or exceed the following:
- (A) For applications submitted within 31 calendar days from the date of expiration, the number of clock-hours

specified for renewal of a certificate in K.A.R. 109-5-1a for EMR, K.A.R. 109-5-1b for EMT, K.A.R. 109-5-1c for AEMT, or K.A.R. 109-5-1d for paramedic;

- (B) for applications submitted more than 31 calendar days but less than two years from the date of expiration, two times the number of clock-hours specified for renewal of a certificate in K.A.R. 109-5-1a for EMR, K.A.R. 109-5-1b for EMT, K.A.R. 109-5-1c for AEMT, or K.A.R. 109-5-1d for paramedic;
- (C) for applications submitted two or more years but less than four years from the date of expiration, three times the number of clock-hours specified for renewal of a certificate in K.A.R. 109-5-1a for EMR, K.A.R. 109-5-1b for EMT, K.A.R. 109-5-1c for AEMT, or K.A.R. 109-5-1d for paramedic;
- (D) for applications submitted four or more years but less than six years from the date of expiration, four times the number of clock-hours specified for renewal of a certificate in K.A.R. 109-5-1a for EMR, K.A.R. 109-5-1b for EMT, K.A.R. 109-5-1c for AEMT, or K.A.R. 109-5-1d for paramedic;
- (E) for applications submitted six or more years but less than eight years from the date of expiration, five times the number of clock-hours specified for renewal of a certificate in K.A.R. 109-5-1a for EMR, K.A.R. 109-5-1b for EMT, K.A.R. 109-5-1c for AEMT, or K.A.R. 109-5-1d for paramedic; and
- (F) for applications submitted eight or more years from the date of expiration, six times the number of clockhours specified for renewal of a certificate in K.A.R. 109-5-1a for EMR, K.A.R. 109-5-1b for EMT, K.A.R. 109-5-1c for AEMT, or K.A.R. 109-5-1d for paramedic;
- (2) for applications submitted two or more years from the date of expiration, validation of cognitive and psychomotor competency by the following:
- (A) Successful completion of a cognitive assessment for the level of certification being sought, within three attempts:
- (B) successful completion of a psychomotor assessment for the level of certification being sought, within three attempts; and
- (3) for applications submitted two or more years from the date of expiration, documentation of successful completion of a cardiopulmonary resuscitation course for healthcare providers.
- (d) Each person who applies for reinstatement of certification two or more years after the date of expiration shall take an entire initial course of instruction if the person is unable to provide validation of cognitive or psychomotor competency by one of the following, whichever occurs first:
 - (1) The person has exhausted the allowed attempts.
- (2) One year has passed from the date of application. (Authorized by K.S.A. 2013 Supp. 65-6111; implementing K.S.A. 2013 Supp. 65-6129; effective May 15, 2009; amended Sept. 2, 2011; amended March 15, 2013; amended Jan. 2, 2015.)

Joseph House Executive Director

Doc. No. 043163

State of Kansas

State Employees Health Care Commission

Permanent Administrative Regulations

Article 1.—ELIGIBILITY REQUIREMENTS

108-1-1. Eligibility. (a) General definitions.

- (1) "Active participant" means any person enrolled in the health care benefits program.
 - (2) "Child" means any of the following:
 - (A) A natural son or daughter of a primary participant;
- (B) a lawfully adopted son or daughter of a primary participant. The term "lawfully adopted" shall include those instances in which a primary participant has filed the petition for adoption with the court, has a placement agreement for adoption, or has been granted legal custody;
- (Č) a stepchild of a primary participant. However, if the natural or adoptive parent of the stepchild is divorced from the primary participant, the stepchild shall no longer qualify;
- (D) a child of whom the primary participant has legal custody; or
- (E) a grandchild, if at least one of the following conditions is met:
- (i) The primary participant has legal custody of the grandchild or has lawfully adopted the grandchild;
- (ii) the grandchild lives in the home of the primary participant and is the child of a covered eligible dependent child, and the primary participant provides more than 50 percent of the support for the grandchild; or
- (iii) the grandchild is the child of a covered eligible dependent child and is considered to reside with the primary participant even when the grandchild or eligible dependent child is temporarily absent due to special circumstances including education of the covered eligible dependent child, and the primary participant provides more than 50 percent of the support for the grandchild.
- (3) "COBRA" means the consolidated omnibus budget reconciliation act, public law 99-272, as amended.
- (4) "Commission" means the Kansas state employees health care commission.
- (5) "Direct bill participant" means any person enrolled in the health care benefits program pursuant to subsections (d), (e), and (h).
- (6) "Eligible dependent child" means any dependent child who meets one of the following criteria:
 - (A) The child is under 26 years of age.
- (B) The child is aged 26 or older, has a permanent and total disability, and has continuously maintained group coverage as an eligible dependent child of the primary participant before attaining the age of 26. The child shall be chiefly dependent on the primary participant for support.
- (7) "Health care benefits program" means the state of Kansas health care benefits program established by the commission.
- (8) "Permanent and total disability" means that an individual is unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment that can be expected to result in

death or has lasted or can be expected to last for a continuous period of at least 12 months. An individual shall not be considered to have a permanent and total disability unless that person furnishes proof of the permanent and total disability in the form and manner, and at the times, that the health care benefits program may require.

(9) "Primary participant" means any person enrolled in the health care benefits program under subsection (b), a direct bill participant under subsection (d), or a COBRA

participant.

(10) "Variable-hour employee" means any officer or employee of a state agency for whom, at the date of hire, it cannot be determined that the employee is reasonably expected to work at least 1,000 hours per year.

- (b) Primary participants. Subject to the provisions of subsection (c), the classes of persons eligible to participate as primary participants in the health care benefits program shall be the following classes of persons:
 - (1) Any elected official of the state;
- (2) any other officer or employee of a state agency who meets both of the following conditions:
- (A) Is working in one or more positions that together require at least 1,000 hours of work per year; and

(B) is not a variable-hour employee;

- (3) any person engaged in a postgraduate residency training program in medicine at the university of Kansas medical center or in a postgraduate residency or internship training program in veterinary medicine at Kansas state university;
- (4) any person serving with the foster grandparent program;
- (5) any person participating under a phased retirement agreement outlined in K.S.A. 76-746, and amendments thereto;
- (6) any student employee and any adjunct professor at a state institution of higher learning if the individual works in one or more positions that together require at least 1,560 hours of work per year; and
- (7) any other class of individuals approved by the Kansas state employees health care commission, within the limitations specified in K.S.A. 75-6501 et seq., and amendments thereto.

(c) Waiting period.

- (1) Each person who is within a class listed in paragraph (b)(1), (b)(2), (b)(3), (b)(4), (b)(6), or (b)(7) shall become eligible for enrollment in the health care benefits program following completion of a 30-day waiting period beginning with the first day of work for the state of Kansas. Each person shall have 31 days after becoming eligible to elect coverage.
- (2) The waiting period established in paragraph (c)(1) shall not apply if all of the following conditions are met:
- (A) The person is returning to work for the state of Kansas or is transferring from a position that was eligible for coverage under K.A.R. 108-1-3 or K.A.R. 108-1-4.
- (B) Immediately before leaving the prior position, the person was enrolled in the health care benefits program.
- (C) The break in service between the prior position and the new position does not exceed the following time periods:
 - (i) 30 calendar days; or
- (ii) 365 calendar days, if the person was laid off, as defined in K.S.A. 75-2948 and amendments thereto.

(3) The waiting period established in paragraph (c)(1) shall not apply to any person who, on that person's first day of work for the state, is enrolled in the health care benefits program on any of the following bases:

(A) As a direct bill participant;

- (B) under the continuation of benefits coverage provided under COBRA; or
- (C) as a dependent of a participant in the health care benefits program.
- (4) The waiting period established in paragraph (c)(1) may be waived by the commission or its designee if, within 30 days of the date of hire, the agency head or the agency head's designee certifies in writing to the commission, or its designee, that the waiver is being sought because the potential new employee is required to have health insurance as a condition of obtaining a work visa for employment in the United States.
- (d) Classes of direct bill participants. Subject to the provisions of subsection (e), the classes of persons eligible to participate as members of the health care benefits program on a direct bill basis shall be the following:

(1) Any former elected state official;

- (2) any retired state officer or employee who is eligible to receive retirement benefits under K.S.A. 74-4925, and amendments thereto, or retirement benefits administered by the Kansas public employees retirement system;
- (3) any totally disabled former state officer or employee who is receiving disability benefits administered by the Kansas public employees retirement system;
- (4) any surviving spouse or dependent of a qualifying participant in the health care benefits program;
- (5) any person who is in a class listed in paragraph (b)(1), (b)(2), (b)(3), (b)(4), or (b)(6) and who is lawfully on leave without pay;
- (6) any blind person licensed to operate a vending facility as defined in K.S.A. 75-3338, and amendments thereto;
- (7) any former "state officer," as that term is defined in K.S.A. 74-4911f and amendments thereto, who elected not to be a member of the Kansas public employees retirement system as provided in K.S.A. 74-4911f and amendments thereto; and
- (8) any former state officer or employee who separated from state service when eligible to receive a retirement benefit but, in lieu of that, withdrew that individual's employee contributions from the retirement system.
- (e) Conditions for direct bill participants. Each person who is within a class listed in paragraph (d)(1), (d)(2), (d)(3), (d)(4), (d)(5), (d)(7), or (d)(8) shall be eligible to participate on a direct bill basis only if the conditions of both paragraphs (e)(1) and (e)(2) are met:
- (1) The person was covered by the health care benefits program on one of the following bases:
- (A) The person was covered as an active participant, as a COBRA participant, or as a spouse under paragraph (g)(1) immediately before the date that person ceased to be eligible for that type of coverage or the date the individual became newly eligible for a class listed in subsection (d).
- (B) The person is the surviving spouse or eligible dependent child of a person who was enrolled as a primary participant or a direct bill participant when the primary participant died, and the surviving spouse or eligible de-

(continued

pendent child was covered by the health care benefits program as a dependent pursuant to subsection (g) when the primary participant died.

(2) The person completes an enrollment form requesting transfer to the direct bill program and submits the form to the health care benefits program. The form shall be submitted no more than 30 days after the person ceased to be eligible for coverage.

(f) COBRA participants. Any individual with rights to extend coverage under COBRA may continue to participate in the health care benefits program, subject to the

provisions of that federal law.

(g) Eligible dependent participants.

(1) Any person enrolled in the health care benefits program as a primary participant may enroll the following dependents, subject to the same conditions and limitations that apply to the primary participant:

(A) The primary participant's lawful wife or husband, as recognized by Kansas law and subject to the documentation requirements of the commission or its designation.

nee; and

- (B) any of the primary participant's eligible dependent children, subject to the documentation requirements of the commission or its designee.
- (2) An eligible dependent child who is enrolled by one primary participant shall not be eligible to be enrolled by another primary participant.
- (3) An individual who is eligible to enroll as a primary participant in the health care benefits program shall be eligible to be enrolled under this subsection as a dependent in the health care benefits program, subject to the following requirements:

(A) The individual who enrolls as a dependent of a primary participant shall be the lawful spouse, as defined

in paragraph (g)(1)(A).

(B) An individual who enrolls as a dependent of a primary participant shall not be eligible to be enrolled as a primary participant during that plan year.

(C) Each individual who enrolls as a dependent of a primary participant shall be subject to the co-pays, deductibles, coinsurance, and employer contribution levels as a dependent and not as a primary participant.

- (4) The term "dependent" shall exclude any individual who is not a citizen or national of the United States, unless the individual is a resident of the United States or a country contiguous to the United States, is a member of a primary participant's household, and resides with the primary participant for more than six months of the calendar year. The dependent shall be considered to reside with the primary participant even when the dependent is temporarily absent due to special circumstances, including illness, education, business, vacation, and military service.
- (h) Direct bill participants; continuous coverage provisions.
- (1) Except as otherwise provided in this subsection, each direct bill participant enrolled in the state health care benefits program on or after January 21, 2001, shall maintain continuous coverage in the program or shall lose eligibility to be in the state health care benefits program as a direct bill participant.
- (2) Any person who discontinued direct bill coverage in the state health care benefits program before January 21, 2001, and who is not a direct bill participant on that

date may return one time to the state health care benefits program if the person meets the criteria specified in subsections (d) and (e) and if that person has not previously discontinued and returned to direct bill coverage before January 21, 2001. (Authorized by K.S.A. 2014 Supp. 75-6501 and K.S.A. 75-6510; implementing K.S.A. 2014 Supp. 75-6501; effective, T-85-22, July 16, 1984; effective May 1, 1985; amended, T-88-64, Dec. 30, 1987; amended, T-89-12, May 1, 1988; amended, T-108-9-12-88, Sept. 12, 1988; amended Oct. 31, 1988; amended May 9, 1997; amended Jan. 21, 2001; amended Aug. 27, 2004; amended June 17, 2005; amended Jan. 6, 2006; amended July 16, 2010; amended, T-108-8-16-10, Aug. 16, 2010; amended March 11, 2011; amended Jan. 2, 2015.)

108-1-3. School district employee health care benefits plan. (a) Definitions for K.A.R. 108-1-3.

- (1) "Active participant" means any person who is enrolled in the school district plan.
 - (2) "Child" means any of the following:
 - (A) A natural son or daughter of a primary participant;
- (B) a lawfully adopted son or daughter of a primary participant. The term "lawfully adopted" shall include those instances in which a primary participant has filed the petition for adoption with the court, has a placement agreement for adoption, or has been granted legal custody;
- (C) a stepchild of a primary participant. However, if the natural or adoptive parent of the stepchild is divorced from the primary participant, the stepchild shall no longer qualify;
- (D) a child of whom the primary participant has legal custody; or
- (E) a grandchild, if at least one of the following conditions is met:
- (i) The primary participant has legal custody of the grandchild or has lawfully adopted the grandchild;
- (ii) the grandchild lives in the home of the primary participant and is the child of a covered eligible dependent child, and the primary participant provides more than 50 percent of the support for the grandchild; or
- (iii) the grandchild is the child of a covered eligible dependent child and is considered to reside with the primary participant even when the grandchild or eligible dependent child is temporarily absent due to special circumstances including education of the covered eligible dependent child, and the primary participant provides more than 50 percent of the support for the grandchild.
- (3) "COBRA" means the consolidated omnibus budget reconciliation act, public law 99-272, as amended.
- (4) "Commission" means the Kansas state employees health care commission.
- (5) "Direct bill participant" means any person enrolled in the school district plan pursuant to subsections (d), (e), and (h).
- (6) "Eligible dependent child" means any dependent child who meets one of the following criteria:
 - (A) The child is under 26 years of age.
- (B) The child is aged 26 or older, has a permanent and total disability, and has continuously maintained group coverage as an eligible dependent child of the primary participant before attaining the age of 26. The child shall

be chiefly dependent on the primary participant for support.

- (7) "Health care benefits program" means the state of Kansas health care benefits program established by the commission.
- (8) "Permanent and total disability" means that an individual is unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment that can be expected to result in death or has lasted or can be expected to last for a continuous period of at least 12 months. An individual shall not be considered to have a permanent and total disability unless that person furnishes proof of the permanent and total disability in the form and manner, and at the times, that the health care benefits program may require.
- (9) "Primary participant" means any person enrolled in the school district plan under subsection (b), a direct bill participant under subsection (d), or a COBRA participant.
- (10) "Qualified school district" means a public school district, community college, area vocational technical school, or technical college that meets the terms, conditions, limitations, exclusions, and other provisions established by the commission for participation in the school district employee health care benefits component of the health care benefits program and has entered into a written agreement with the commission to participate in the program.
- (11) "School district employee" means any individual who is employed by a qualified school district and who meets the definition of employee under K.S.A. 74-4932(4), and amendments thereto, except that the following employees shall be employed in a position that requires at least 1,000 hours of work per year:
 - (A) Employees of community colleges; and
- (B) employees of area vocational technical schools and technical colleges that are not governed by a unified school district.

For purposes of this definition, a technical college shall be a participating employer under K.S.A. 74-4931, and amendments thereto, in accordance with K.S.A. 72-4471, and amendments thereto.

- (12) "School district plan" means the school district employee health care benefits component of the health care benefits program.
- (13) "Variable-hour employee" means any school district employee for whom, at the date of hire, it cannot be determined that the employee is reasonably expected to work at least 1,000 hours per year.
- (b) Primary participants. Subject to the provisions of subsection (c), each school district employee shall be eligible to participate as a primary participant in the school district plan. Eligibility and participation shall be subject to terms, conditions, limitations, exclusions, and other provisions established by the commission, including the amount and method of payment for employee and employer contributions.
 - (c) Waiting periods.
- (1) Each school district employee whose first day of work for a qualified school district is on or after the first day on which the employee's qualified school district participates in the school district plan shall become eligible

- for coverage following completion of a 30-day waiting period beginning with the first day of work for the qualified school district. Each school district employee shall have 31 days after becoming eligible to elect coverage.
- (2) The waiting period established in paragraph (c)(1) shall not apply if all of the following conditions are met:
- (A) The person is returning to work for the qualified school district, transferring from another qualified school district, or transferring from a position that is eligible for coverage under K.A.R. 108-1-1 or K.A.R. 108-1-4.
- (B) Immediately before leaving the prior position, the person was enrolled in the health care benefits program.
- (C) The break in service between the prior position and the new position does not exceed the following time periods:
 - (i) 30 calendar days; or
- (ii) 365 calendar days, if the person was laid off in accordance with the practices of the qualified school district.
- (3) The waiting period established in paragraph (c)(1) shall not apply to any person who, on that person's first day of work for the qualified school district, is enrolled in the health care benefits program on any of the following bases:
 - (A) As a direct bill participant;
- (B) under the continuation of benefits coverage provided under COBRA; or
- (C) as a dependent of a participant in the health care benefits program.
- (4) The waiting period established in paragraph (c)(1) may be waived by the commission or its designee if, within 30 days of the date of hire, the chief administrative officer of the qualified school district, or the chief administrative officer's designee, certifies in writing to the commission, or its designee, that the waiver is being sought because the new employee is required to have health insurance as a condition of obtaining a work visa for employment in the United States.
- (5) Each school district employee who is employed by the qualified school district immediately before the first day on which the employee's qualified school district participates in the school district plan shall be subject to transitional provisions established by the commission regarding waiting periods and the effective date on which the employee becomes eligible to participate in the school district plan.
- (d) Classes of direct bill participants. Subject to the provisions of subsection (e), the classes of persons eligible to participate as members of the school district plan on a direct bill basis shall be the following:
- (1) Any retired school district employee who is eligible to receive retirement benefits;
- (2) any totally disabled former school district employee who is receiving benefits under K.S.A. 74-4927, and amendments thereto;
- (3) any surviving spouse or dependent of a primary participant in the school district plan;
- (4) any person who is a school district employee and who is on approved leave without pay in accordance with the practices of the qualified school district; and

(continued)

- (5) any individual who was covered by the health care plan offered by the qualified school district on the day immediately before the first day on which the qualified school district participates in the school district plan, except that no individual who is an employee of the qualified school district and who does not meet the definition of school district employee in subsection (a) shall be qualified as a direct bill participant under this paragraph.
- (e) Conditions for direct bill participants. Each person who is within a class listed in subsection (d) shall be eligible to participate on a direct bill basis only if the person meets both of the following conditions:
- (1) The person was covered by the school district plan or the health care insurance plan offered by the qualified school district on one of the following bases:
- (A) Immediately before the date the person ceased to be eligible for coverage, or for any person identified in paragraph (d)(5), immediately before the first day on which the qualified school district participates in the school district plan, the person either was covered as a primary participant under subsection (b) or was covered by the health care insurance plan offered by the employee's qualified school district.
- (B) The person is a surviving spouse or dependent of a plan participant who was enrolled as a primary participant or a direct bill participant when the primary participant died, and the surviving spouse or eligible dependent child was covered by the health care benefits program as a dependent under subsection (g) when the primary participant died.
- (C) The person is a surviving spouse or dependent of a primary participant who was enrolled under the health care insurance plan offered by the participant's qualified school district when the primary participant died, and the person has maintained continuous coverage under the qualified school district's health care insurance plan before joining the health care benefits program.
- (2) The person completes an enrollment form requesting transfer to the direct bill program and submits the form to the health care benefits program. The form shall be submitted no more than 30 days after the person ceased to be eligible for coverage, or in the case of any individual identified in paragraph (d)(5), no more than 30 days after the first day on which the qualified school district participates in the school district plan.
- (f) COBRA participants. Any individual with rights to extend coverage under COBRA may participate in the school district plan, subject to the provisions of that federal law.
 - (g) Eligible dependent participants.
- (1) Any person enrolled in the school district plan as a primary participant may enroll the following dependents, subject to the same conditions and limitations that apply to the primary participant:
- (A) The primary participant's lawful wife or husband, as recognized by Kansas law and subject to the documentation requirements of the commission or its designee; and
- (B) any of the primary participant's eligible dependent children, subject to the documentation requirements of the commission or its designee.

- (2) An eligible dependent child who is enrolled by one primary participant shall not be eligible to be enrolled by another primary participant.
- (3) An individual who is eligible to enroll as a primary participant in the health care benefits program shall be eligible to be enrolled under this subsection as a dependent in the health care benefits program, subject to the following requirements:
- (A) The individual who enrolls as a dependent of a primary participant shall be the lawful spouse, as defined in paragraph (g)(1)(A).
- (B) An individual who enrolls as a dependent of a primary participant shall not be eligible to be enrolled as a primary participant during that plan year.
- (C) Each individual who enrolls as a dependent of a primary participant shall be subject to the co-pays, deductibles, coinsurance, and employer contribution levels as a dependent and not as a primary participant.
- (4) The term "dependent" shall exclude any individual who is not a citizen or national of the United States, unless the individual is a resident of the United States or a country contiguous to the United States, is a member of a primary participant's household, and resides with the primary participant for more than six months of the calendar year. The dependent shall be considered to reside with the primary participant even when the dependent is temporarily absent due to special circumstances, including illness, education, business, vacation, and military service.
- (h) Direct bill participants; continuous coverage provisions.
- (1) Except as otherwise provided in this subsection, each direct bill participant enrolled in the health care benefits program on or after January 21, 2001 shall maintain continuous coverage in the program or shall lose eligibility to be in the health care benefits program as a direct bill participant.
- (2) Any person who discontinued direct bill coverage in the health care benefits program before January 21, 2001 and who was not a direct bill participant on that date may return one time to the health care benefits program if the person meets the criteria specified in subsections (d) and (e) and if that person has not previously discontinued and returned to direct bill coverage before January 21, 2001. (Authorized by K.S.A. 2014 Supp. 75-6501 and K.S.A. 75-6510; implementing K.S.A. 2014 Supp. 75-6501 and K.S.A. 2014 Supp. 75-6508; effective, T-108-9-13-99, Sept. 13, 1999; effective Feb. 4, 2000; amended July 16, 2010; amended, T-108-8-16-10, Aug. 16, 2010; amended March 11, 2011; amended Jan. 2, 2015.)
- **108-1-4.** Local unit of government employee health care benefits plan. (a) Definitions for K.A.R. 108-1-4
- (1) "Active participant" means any person who is enrolled in the local unit plan.
 - (2) "Child" means any of the following:
 - (A) A natural son or daughter of a primary participant;
- (B) a lawfully adopted son or daughter of a primary participant. The term "lawfully adopted" shall include those instances in which a primary participant has filed the petition for adoption with the court, has a placement

- agreement for adoption, or has been granted legal custody;
- (C) a stepchild of a primary participant. However, if the natural or adoptive parent of the stepchild is divorced from the primary participant, the stepchild shall no longer qualify;
- (D) a child of whom the primary participant has legal custody; or
- (E) a grandchild, if at least one of the following conditions is met:
- (i) The primary participant has legal custody of the grandchild or has lawfully adopted the grandchild;
- (ii) the grandchild lives in the home of the primary participant and is the child of a covered eligible dependent child, and the primary participant provides more than 50 percent of the support for the grandchild; or
- (iii) the grandchild is the child of a covered eligible dependent child and is considered to reside with the primary participant even when the grandchild or eligible dependent child is temporarily absent due to special circumstances including education of the covered eligible dependent child, and the primary participant provides more than 50 percent of the support for the grandchild.
- (3) "COBRA" means the consolidated omnibus budget reconciliation act, public law 99-272, as amended.
- (4) "Commission" means the Kansas state employees health care commission.
- (5) "Direct bill participant" means any person enrolled in the local unit plan pursuant to subsections (d), (e), and (h).
- (6) "Eligible dependent child" means any dependent child who meets one of the following criteria:
 - (A) The child is under 26 years of age.
- (B) The child is aged 26 or older, has a permanent and total disability, and has continuously maintained group coverage as an eligible dependent child of the primary participant before attaining the age of 26. The child shall be chiefly dependent on the primary participant for support.
- (7) "Health care benefits program" means the state of Kansas health care benefits program established by the commission.
 - (8) "Local unit" means any of the following:
 - (A) Any county, township, or city;
 - (B) any community mental health center;
- (C) any groundwater management district, rural watersupply district, or public wholesale water-supply district;
 - (D) any county extension council or extension district;
- (E) any hospital established, maintained, and operated by a city of the first or second class, a county, or a hospital district in accordance with applicable law;
- (F)(i) Any city, county, or township public library created under the authority of K.S.A. 12-1215 et seq., and amendments thereto;
- (ii) any regional library created under the authority of K.S.A. 12-1231, and amendments thereto;
- (iii) any library district created under the authority of K.S.A. 12-1236, and amendments thereto;
- (iv) the Topeka and Shawnee county library district established under the authority of K.S.A. 12-1260 et seq., and amendments thereto;

- (v) the Leavenworth and Leavenworth county library district established under the authority of K.S.A. 12-1270, and amendments thereto;
- (vi) any public library established by a unified school district under the authority of K.S.A. 72-1623, and amendments thereto; or
- (vii) any regional system of cooperating libraries established under the authority of K.S.A. 75-2547 et seq., and amendments thereto;
- (G) any housing authority created pursuant to K.S.A. 17-2337 et seq., and amendments thereto;
- (H) any local environmental protection program obtaining funds from the state water fund in accordance with K.S.A. 75-5657, and amendments thereto;
- (I) any city-county, county, or multicounty health board or department established pursuant to K.S.A. 65-204 and 65-205, and amendments thereto;
- (J) any nonprofit independent living agency, as defined in K.S.A. 65-5101 and amendments thereto;
- (K) the Kansas guardianship program established pursuant to K.S.A. 74-9601 et seq., and amendments thereto; or
- (L) any group of persons on the payroll of a county, township, city, special district or other local governmental entity, public school district, licensed child care facility operated by a not-for-profit corporation providing residential group foster care for children and receiving reimbursement for all or part of this care from the department for children and families, nonprofit community mental health center pursuant to K.S.A. 19-4001 et seq. and amendments thereto, nonprofit community facility for people with intellectual disability pursuant to K.S.A. 19-4001 et seq. and amendments thereto, or non-profit independent living agency as defined in K.S.A. 65-5101 and amendments thereto.
- (9) "Local unit employee" means any individual who meets one or more of the following criteria:
- (A) The individual is an appointed or elective officer or employee of a qualified local unit whose employment is not seasonal or temporary and whose employment requires at least 1,000 hours of work per year.
- (B) The individual is an appointed or elective officer or employee who is employed concurrently by two or more qualified local units in positions that involve similar or related tasks and whose combined employment by the qualified local units is not seasonal or temporary and requires at least 1,000 hours of work per year.
- (C) The individual is a member of a board of county commissioners of a county that is a qualified local unit, and the compensation paid for service on the board equals or exceeds \$5,000 per year.
- (D) The individual is a council member or commissioner of a city that is a qualified local unit, and the compensation paid for service as a council member or commissioner equals or exceeds \$5,000 per year.
- (10) "Local unit plan" means the local unit employee health care benefits component of the health care benefits program.
- (11) "Permanent and total disability" means that an individual is unable to engage in any substantial gainful activity by reason of any medically determinable physical

or mental impairment that can be expected to result in death or has lasted or can be expected to last for a continuous period of at least 12 months. An individual shall not be considered to have a permanent and total disability unless that person furnishes proof of the permanent and total disability in the form and manner, and at the times, that the health care benefits program may require.

- (12) "Primary participant" means any person enrolled in the local unit plan under subsection (b), a direct bill participant under subsection (d), or a COBRA participant.
- (13) "Qualified local unit" means a local unit that meets the terms, conditions, limitations, exclusions, and other provisions established by the commission for participation in the local unit employee health care benefits component of the health care benefits program and that has entered into a written agreement with the commission to participate in the program.
- (14) "Variable-hour employee" means any local unit employee for whom, at the date of hire, it cannot be determined that the employee is reasonably expected to work at least 1,000 hours per year.
- (b) Primary participants. Subject to the provisions of subsection (c), each local unit employee shall be eligible to participate as a primary participant in the local unit plan. Eligibility and participation shall be subject to terms, conditions, limitations, exclusions, and other provisions established by the commission, including the amount and method of payment for employee and employer contributions.
 - (c) Waiting periods.
- (1) Each local unit employee whose first day of work for a qualified local unit is on or after the first day on which the employee's qualified local unit participates in the local unit plan shall become eligible for coverage following completion of a 30-day waiting period beginning with the first day of work for the qualified local unit. Each local unit employee shall have 31 days after becoming eligible to elect coverage.
- (2) The waiting period established in paragraph (c)(1) shall not apply if all of the following conditions are met:
- (A) The person is returning to work for the qualified local unit, is transferring from another qualified local unit under this regulation, or is transferring from a position that is eligible for coverage under K.A.R. 108-1-1 or K.A.R. 108-1-3.
- (B) Immediately before leaving the prior position, the person was enrolled in the health care benefits program provided by the state of Kansas under K.A.R. 108-1-1, the school district plan under K.A.R. 108-1-3, or the qualified local unit plan under K.A.R. 108-1-4.
- (C) The break in service between the prior position and the new position does not exceed the following time periods:
 - (i) 30 calendar days; or
- (ii) 365 calendar days, if the person was laid off in accordance with the practices of the prior qualified local unit.
- (3) The waiting period established in paragraph (c)(1) shall not apply to any person who, on that person's first day of work for the qualified local unit, is enrolled in the local unit plan, the school district plan under K.A.R. 108-

- 1-3, or the health care benefits plan under K.A.R. 108-1-1 on any of the following bases:
 - (A) As a direct bill participant;
- (B) under the continuation of benefits coverage provided under COBRA; or
- (C) as a dependent of a participant in the health care benefits program.
- (4) The waiting period established in paragraph (c)(1) may be waived by the commission or its designee if, within 30 days of the date of hire, the chief administrative officer of the qualified local unit, or the chief administrative officer's designee, certifies in writing to the commission, or its designee, that the waiver is being sought because the new employee is required to have health insurance as a condition of obtaining a work visa for employment in the United States.
- (5) Each local unit employee who is employed by the qualified local unit immediately before the first day on which the qualified local unit participates in the local unit plan shall be subject to transitional provisions established by the commission regarding waiting periods and the effective date on which the employee becomes eligible to participate in the local unit plan.
- (d) Classes of direct bill participants. Subject to the provisions of subsection (e), the classes of persons eligible to participate as members of the local unit plan on a direct bill basis shall be the following:
- (1) Any retired local unit employee who meets one of the following conditions:
- (A) The employee is eligible to receive retirement benefits under the Kansas public employees retirement system or the Kansas police and firemen's retirement system; or
- (B) if the qualified local unit is not a participating employer under either the Kansas public employees retirement system or the Kansas police and firemen's retirement system, the employee is eligible to receive retirement benefits under the retirement plan provided by the qualified local unit;
- (2) any totally disabled former local unit employee who meets one of the following conditions:
- (A) The employee is receiving benefits under the Kansas public employees retirement system or the Kansas police and firemen's retirement system; or
- (B) if the qualified local unit is not a participating employer under either the Kansas public employees retirement system or the Kansas police and firemen's retirement system, the employee is receiving disability benefits under the retirement or disability plan provided by the qualified local unit;
- (3) any surviving spouse or dependent of a primary participant in the local unit plan;
- (4) any person who is a local unit employee and who is on approved leave without pay in accordance with the practices of the qualified local unit; and
- (5) any individual who was covered by the health care plan offered by the qualified local unit on the day immediately before the first day on which the qualified local unit participates in the local unit plan, except that no individual who is an employee of the qualified local unit and who does not meet the definition of local unit em-

ployee in subsection (a) shall be qualified as a direct bill participant under this paragraph.

- (e) Conditions for direct bill participants. Each person who is within a class listed in subsection (d) shall be eligible to participate on a direct bill basis only if the person meets both of the following conditions:
- (1) The person was covered by the local unit plan or the health care insurance plan offered by the qualified local unit on one of the following bases:
- (A) Immediately before the date the person ceased to be eligible for coverage or, for any person identified in paragraph (d)(5), immediately before the first day on which the qualified local unit participates in the local unit plan, the person either was covered as a primary participant under subsection (b) or was covered by the health care insurance plan offered by the employee's qualified local unit.
- (B) The person is a surviving spouse or dependent of a plan participant who was enrolled as a primary participant or a direct bill participant when the primary participant died, and the person was covered by the health care benefits program as a dependent under subsection (g) when the primary participant died.
- (C) The person is a surviving spouse or dependent of a plan participant who was enrolled in the health care insurance plan offered by the participant's qualified local unit when the participant died, and the person has maintained continuous coverage under the local unit's health care insurance plan before joining the health care benefits program.
- (2) The person completes an enrollment form requesting transfer to the direct bill program and submits the form to the health care benefits program. The form shall be submitted no more than 30 days after the person ceased to be eligible for coverage or, in the case of any individual identified in paragraph (d)(5), no more than 30 days after the first day on which the qualified local unit participates in the local unit plan.
- (f) COBRA participants. Any individual with rights to extend coverage under COBRA may participate in the local unit plan, subject to the provisions of that federal law.
 - (g) Eligible dependent participants.
- (1) Any person enrolled in the local unit plan under subsection (b), (d), or (f) as a primary participant may enroll the following dependents, subject to the same conditions and limitations that apply to the primary participant:
- (A) The primary participant's lawful wife or husband, as recognized by Kansas law and subject to the documentation requirements of the commission or its designee; and
- (B) any of the primary participant's eligible dependent children, subject to the documentation requirements of the commission or its designee.

- (2) An eligible dependent child who is enrolled by one primary participant shall not be eligible to be enrolled by another primary participant in the health care benefits program.
- (3) An individual who is eligible to enroll as a primary participant in the health care benefits program shall be eligible to be enrolled under this subsection as a dependent in the health care benefits program, subject to the following requirements:
- (A) The individual who enrolls as a dependent of a primary participant shall be the lawful spouse, as defined in paragraph (g)(1)(A).
- (B) An individual who enrolls as a dependent of a primary participant shall not be eligible to be enrolled as a primary participant during that plan year.
- (C) Each individual who enrolls as a dependent of a primary participant shall be subject to the co-pays, deductibles, coinsurance, and employer contribution levels as a dependent and not as a primary participant.
- (4) The term "dependent" shall exclude any individual who is not a citizen or national of the United States, unless the individual is a resident of the United States or a country contiguous to the United States, is a member of a primary participant's household, and resides with the primary participant for more than six months of the calendar year. The dependent shall be considered to reside with the primary participant even when the dependent is temporarily absent due to special circumstances, including illness, education, business, vacation, and military service.
- (h) Direct bill participants; continuous coverage provisions.
- (1) Except as otherwise provided in this subsection, each direct bill participant enrolled in the health care benefits program shall maintain continuous coverage in the program or shall lose eligibility to be in the health care benefits program as a direct bill participant.
- (2) Any person who discontinued direct bill coverage in the health care benefits program before January 21, 2001 and was not a direct bill participant on that date may return one time to the health care benefits program if the person meets the criteria specified in subsections (d) and (e) and if that person has not previously discontinued and returned to direct bill coverage before January 21, 2001. (Authorized by K.S.A. 2014 Supp. 75-6501 and K.S.A. 75-6510; implementing K.S.A. 2014 Supp. 75-6501 and K.S.A. 2014 Supp. 75-6508; effective Aug. 30, 2002; amended March 28, 2003; amended Jan. 9, 2004; amended June 18, 2004; amended March 10, 2006; amended July 17, 2009; amended July 16, 2010; amended, T-108-8-16-10, Aug. 16, 2010; amended March 11, 2011; amended Jan. 2, 2015.)

Jim Clark HCC Chair

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IND	EX TO ADMIN	NISTR ATIVE	28-4-552	Revoked	V. 33, p. 202	AGENCY	7 54: STATE LIBRA	ARY OF KANSAS
IND	REGULAT		28-4-556	Revoked	V. 33, p. 202		Action	Register
			28-4-564	Amended	V. 33, p. 202	Reg. No.		0
This ind	lex lists in nur	nerical order the	28-4-565	Amended	V. 33, p. 203	54-4-1	New	V. 33, p. 225
		oked administra-	28-4-568 28-4-569	Amended Amended	V. 33, p. 203	AGE	NCY 60: BOARD (OF NURSING
		volume and page	28-4-573	New	V. 33, p. 204 V. 33, p. 204	Reg. No.	Action	Register
		Register issue in	28-4-1250	1404	v. 66, p. 261	60-4-101	Amended	V. 33, p. 580
		on can be found.	through			60-8-101	Amended	V. 33, p. 580
Tempora	ary regulations	are designated	28-4-1269	New (T)	V. 33, p. 8-24	60-11-119	Amended	V. 33, p. 580
		column. This cu-	28-4-1250			60-13-101	Amended	V. 33, p. 580
		ents the 2009 Vol-	through 28-4-1269	New	V. 33, p. 262-278	_	AGENCY 66: BO	
		ıinistrative Regula-	28-14-1	Amended	V. 33, p. 518		ECHNICAL PROF	FESSIONS
		pplement of the	28-14-2	Amended	V. 33, p. 518	Reg. No.	Action	Register
Kansas A	Administrative Re	gulations.	28-16-28g	Amended	V. 33, p. 643	66-6-1	Amended (T)	V. 33, p. 627
A	GENCY 1: DEPAR	TMENT OF	28-19-720	Amended	V. 33, p. 1125	66-6-1	Amended	V. 33, p. 950
	ADMINISTRA	ATION	28-19-750	Amended	V. 33, p. 1126	66-6-4 66-6-4	Amended (T) Amended	V. 33, p. 628 V. 33, p. 950
Reg. No.	Action	Register	AGENCY	30: DEPARTME AND FAM	NT FOR CHILDREN	66-6-6	Amended	V. 33, p. 951
1-9-22	Amended	V. 33, p. 885	р м			66-6-10	New	V. 33, p. 951
1-14-11	Amended	V. 33, p. 886	Reg. No.	Action	Register	66-8-4	Amended	V. 33, p. 952
Α	GENCY 5: DEPAR	TMENT OF	30-6-34	Revoked	V. 33, p. 142	66-8-6	Amended	V. 33, p. 952
A	GRICULTURE—D	IVISION OF	30-6-35 30-6-36	Revoked Revoked	V. 33, p. 142 V. 33, p. 142	66-8-7	Amended (T)	V. 33, p. 629
	WATER RESO	URCES	30-6-39	Revoked	V. 33, p. 142 V. 33, p. 142	66-8-7 66-8-8	Amended Amended	V. 33, p. 952 V. 33, p. 952
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5-7-1	Amended	V. 33, p. 325	30-6-41	Revoked	V. 33, p. 142	66-9-6	Amended (T)	V. 33, p. 629
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5-7-4b	New	V. 33, p. 326	through 30-6-56	Revoked	V. 33, p. 142, 143	66-9-7	Amended	V. 33, p. 953
	GENCY 9: DEPAR		30-6-60	Revoked	V. 33, p. 143 V. 33, p. 143	66-10-1 66-10-10	Amended	V. 33, p. 953
A	GRICULTURE—D		30-6-63	Revoked	V. 33, p. 143	66-10-10a	Amended Amended	V. 33, p. 953 V. 33, p. 953
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9-3-6			30-6-78 30-6-80	Revoked Revoked	V. 33, p. 143	66-10-13	Amended (T)	V. 33, p. 629
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A	GENCY 10: KANS	AS BUREAU	30-6-89 30-6-91	Revoked Revoked	V. 33, p. 143 V. 33, p. 143	66-11-1b	Amended	V. 33, p. 955
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10-10-5	Amended	V. 33, p. 921	30-6-106			66-12-1	Amended	V. 33, p. 955
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_		· ·	30-6-140	Revoked	V. 33, p. 145	Reg. No.	Action	Register
16-11-7 16-11-7	Amended (T) Amended	V. 33, p. 730 V. 33, p. 1047	30-6-150	Revoked	V. 33, p. 145	68-11-1	Amended	
16-13-1	New (T)	V. 33, p. 731	30-14-1 30-14-2	Revoked Revoked	V. 33, p. 145	68-11-2	Amended	V. 33, p. 493 V. 33, p. 493
16-13-1	New	V. 33, p. 1048	30-14-3	Revoked	V. 33, p. 145 V. 33, p. 145	68-21-1	Amended	V. 33, p. 493
A	AGENCY 17: OFFI	CE OF THE	30-14-20	Revoked	V. 33, p. 145	68-21-2	Amended	V. 33, p. 494
ST	TATE BANK COM	MISSIONER	30-14-21	Revoked	V. 33, p. 145	68-21-7	Amended	V. 33, p. 1150
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17-11-18	Amended	V. 33, p. 684	through 30-14-26	Revoked	V. 33, p. 145	Reg. No.	Action	Register
17-11-21	Amended	V. 33, p. 684	30-14-28	Revoked	v. 55, p. 145	69-3-27	Amended	V. 33, p. 108
17-24-2	Amended	V. 33, p. 946	through			69-3-29	New	V. 33, p. 108
17-25-1	Amended	V. 33, p. 946	30-14-31	Revoked	V. 33, p. 145	69-11-1	Amended	V. 33, p. 108
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22-8-4	Revoked	V. 33, p. 371		DEPARTM	IENT	69-15-1	Amended	V. 33, p. 517
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74-5-406	Amended	V. 33, p. 244			•	111-301-46	Amended	V. 33, p. 1107
74-5-407	Amended	V. 33, p. 245	111-2-314	New	V. 33, p. 59	111-312-5	Amended	V. 33, p. 763
74-6-2	Amended	V. 33, p. 245	111-2-315	New	V. 33, p. 758	111-312-7	Amended	V. 33, p. 763
74-11-6	Amended	V. 33, p. 245	111-2-316	New	V. 33, p. 1101	111-401-129	Amended	V. 33, p. 1007
74-11-7	Amended	V. 33, p. 246	111-2-317	New	V. 33, p. 1101	111-401-195	New	V. 33, p. 902
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A	GENCY 91: DEPAI		111-4-3305	New	V. 33, p. 35-44	ACE	NCY 115: DEPART	-
	EDUCATION	UN	111-4-3306				LIFE, PARKS AND	
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91-1-204	Amended	V. 33, p. 1049-1057	through			115-4-15	Amended	V. 33, p. 90
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91-1-220	Amended	V. 33, p. 1060	111-4-3333	New	V. 33, p. 685-688	115-15-1	Amended	V. 33, p. 1129
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92-56-4	Amended	V. 33, p. 374	111-4-3346		· 1	117-2-3	Amended	V. 33, p. 1256
92-56-5	Amended	V. 33, p. 375	through			117-3-1	Amended	V. 33, p. 1256
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