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## State of Kansas

## 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. 8	144-S	10:00 a.m.	Information Technology	Chief Information Technology Officer Updates, Review of Information Technology Projects and Other Matters.
Dec. 9	144-S	9:00 a.m.	Information Technology	Review of Information Technology Projects and Other Matters.
Dec. 12	218-N	10:00 a.m.	Special Claims Against the State	Review Claims.
Dec. 12	548-S	2:00 p.m.	Legislative Coordinating Council	Legislative Matters.
Dec. 13	548-S	10:00 a.m.	Senate Confirmation Oversight	Agenda not available.
Dec. 14	112-N	9:30 a.m.	Special Committee on Organization of Public Health Boards	Public Health Board Presentation, Stakeholders' Presentations, Committee Deliberation and Recommendations.
Dec. 19	548-S	9:30 a.m.	Special Committee on Larned and Osawatomie State Hospitals	Agenda not available.
Dec. 20	548-S	9:00 a.m.	Special Committee on Larned and Osawatomie State Hospitals	Agenda not available.
				Taux David

Tom Day Director of Legislative Administrative Services

Doc. No. 045032

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Register Office: 1st Floor, Memorial Hall 785-296-0082 Fax 785-296-8577 kansasregister@ks.gov

# Kansas Register .

(Published in the Kansas Register December 8, 2016.)

## City of Oswego, Kansas

### Notice of Intent to Seek Private Placement General Obligation Bonds, Series 2016

Notice is hereby given that the city of Oswego, Kansas (the issuer) proposes to seek a private placement of the above-referenced bonds (the bonds). The maximum aggregate principal amount of the bonds shall not exceed \$150,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated November 14, 2016.

Carol Eddington City Clerk

Doc. No. 045038

#### State of Kansas

## Department of Administration Office of the Chief Financial Officer

### **Public Notice**

Under requirements of K.S.A. 65-34,117(c), as amended, records of the Office of the Chief Financial Officer show the unobligated balances are \$7,452,890.10 in the Underground Petroleum Storage Tank Release Trust Fund and \$1,869,312.04 in the Aboveground Petroleum Storage Tank Release Trust Fund at November 30, 2016.

> Annette Witt, Manager Office of the Chief Financial Officer

Doc. No. 045033

#### 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:

01/05/2017 EVT0004748 Clothing, Uniforms

The above referenced bid document 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

12/20/2016 A-013018REV

Larned State Hospital Power Plant–Replace Water Heater and Piping

12/29/2016	A-012644(A)	Kansas Neurological Institute– Wheatland Habitation Center
		HVAC Improvements – Phase II
01/04/2017	A-012991	Mined Lands Wildlife Area
		Office Building at Pittsburg, KS
01/05/2017	A-013178	Window Replacement
		Memorial Hall; Topeka, KS

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. 045037

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-16-212

### Application for New or Expansion of Existing Swine Facility

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Monte Torneden MT Dairy 24560 Loring Road Lawrence, KS 66044	Monte Torneden 24426 Loring Road Lawrence, KS 66044
Legal Description	Receiving Water
SW/4 of Section 12, T12S, R20E, Leavenworth County	Kansas River Basin

Kansas Permit No. A-KSLV-M009

This is notification KDHE has received a complete permit application for the operation of a waste management system at a facility capable of housing 120 head (48 animal units) of swine weighing more than 55 pounds each, 91 head (127.4 animal units) of mature dairy cattle, 40 head (40 animal units) of cattle weighing greater than 700 pounds, and 29 head (10 animal units) of cattle weighing less than 700 pounds. The complete application can be viewed at the office of the Leavenworth County Clerk, the KDHE Northeast District Office

(continued)

Notice

in Lawrence, Kansas or the KDHE Main Office in Topeka, Kansas. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

### Public Notice No. KS-AG-16-213/221

#### Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Monte Torneden M T Dairy 24426 Loring Road Lawrence, KS 66044	SW/4 of Section 12, T12S, R20E, Leavenworth County	Kansas River Basin

Kansas Permit No: A-KSLV-M009

This is a new permit for an existing facility for 91 head (127.4 animal units) of mature dairy cows, 40 head (40 animal units) of cattle weighing more than 700 pounds, 20 head (10 animal units) of cattle weighing less than 700 pounds, and 120 head (48 animal units) of swine weighing more than 55 pounds, for a total of 225.4 animal units. Two new concrete manure waste storage structures to control the dairy parlor waste and four vegetative treatment buffers to control pen run off will be constructed at this facility.

Name and Address of Applicant	Legal Description	Receiving Water
Kreg Welch and Ron Eakes Greeley 1 Dairy – Dairy Ventures 1187 Road B Tribune, KS 67879	N/2 of Section 10, T16S, R41W, Greeley County	Smoky Hill River Basin

Kansas Permit No. A-SHGL-D002 Federal Permit No. KS0098434

This is a renewal permit for an expanding facility for 1,300 head (1,300 animal units of cattle weighing more than 700 pounds, 2,500 head (1,250 animal units) of cattle weighing less than 700 pounds, and 4,100 head (5,740 animal units) of mature dairy cows, for a total of 8,290 animal units. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Gus Bartlett Double B & S Cattle Company 10320 Wrangler Road Fowler, KS 67844	SW/4 of Section 15 & NW/4 of Section 22, T29S, R26W, Ford County	Cimarron River Basin

Kansas Permit No. A-CIFO-C001

This permit is being reissued. The permit contains modifications to the north wastewater retention structure. This facility has capacity for 3,000 head (3,000 animal units) of cattle weighing greater than 700 pounds. There is no change in the permitted animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Federal Permit No. KS0115100

Name and Address of Applicant	Legal Description	Receiving Water
Walt Salmans Walt & Gwen Salmans P.O. Box 128 Hanston, KS 67849	SW/4 of Section 28, T235, R22W, Hodgeman County	Upper Arkansas River Basin

Kansas Permit No. A-UAHG-B002

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

Name and Address of Applicant	Legal Descripti
Bret Edgington	NW/4 of Sectior
225 Road 50	T26S, R38W,
Ulysses, KS 67880	Kearny County

#### Legal Description **Receiving Water**

Ulysses, KS 67880

NW/4 of Section 18, T26S, R38W,

Upper Arkansas River Basin

Kansas Permit No. A-UAKE-S004

This permit is being reissued for an existing facility with a maximum capacity of 350 head (140 animal units) of swine more than 55 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Mike Nightengale 1011 XX Road	SW/4 of Section 23, T285, R31W,	Cimarron River Basin

Copeland, KS 67837 Haskell County

Kansas Permit No. A-CIHS-B005

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

Name and Address of Applicant	Legal Description	Receiving Water
DBK, LLC Reith Site – DBK, LLC 212 6th St. Clay Center, KS 67432	SW/4 of Section 11, T04S, R03E, Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-S054

This is a renewal permit for an existing facility with a maximum capacity of 2,498 head (999.2 animal units) of swine more than 55 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Ronald Odell Odell's Porkers 2562 8th Ave. Lindsborg, KS 67456	SE/4 of Section 34, T17S, R04W, McPherson County	Smoky Hill River Basin

Kansas Permit No. A-SHMP-S001

This is a renewal permit for an existing facility with a maximum capacity of 300 head (120 animal units) of swine more than 55 pounds. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Shane and Shawn Tiffany Tiffany Cattle Co., Inc. 1333 S. 2500 Road Herington, KS 67449-5021	E/2 of Section 31 & W/2 of Section 32, T15S, R06E & NW/4 of Section 05, T16S, R06E, Morris County	Neosho River Basin

Kansas Permit No. A-NEMR-C001 Federal Permit No. KS0117218

This is a permit modification and reissuance for an existing facility. The facility is proposing to expand to a maximum capacity of 18,000 head (18,000 animal units) of cattle weighing more than 700 pounds and 2,000 head (1,000 animal units) of cattle weighing less than 700 pounds. The permit contains modifications consisting of the addition of 40 acres of open lot pens, drainage channels and two sediment basins. This facility has an approved Nutrient Management Plan on file with KDHE.

### Public Notice No. KS-Q-16-149

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Alex Gnadt	Kuenzli Creek via	Pit De-Watering and
24176 Prairie View	Unnamed Tributary	Stormwater Runoff

Road Alma, KS 66401

Kansas Permit No. I-KS41-PO01 Federal Permit No. KS0099163

Legal Description: E½, S5 and W½, S4, T12S, R11E, Wabaunsee County, KS

The proposed action is to reissue an existing permit for discharge during quarrying operations. This facility strip mines slab rock used in landscaping lawns and for retaining walls. This facility has two sites with large areas of exposed rock. Outfalls 001A1 and 002A1 consists of stormwater runoff. The proposed permit contains generic language to protect waters of the state.

## Public Notice No. KS-EG-16-029

In accordance with K.A.R. 28-46-7 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for the use of the well described below within the state of Kansas.

#### Name and Address of Applicant

Northern Natural Gas Company 1111 S. 103rd St. Omaha, NE 68124

Facility Name: Northern Natural Gas Company

Facility Location: 790 Ave. A, Bushton, KS 67427

#### Well and Permit Number Location

Well #1/KS-01-159-003 Latitude: 38.520953 Longitude: -98.352725

Facility Description: The proposed action is to issue a new Class I non-hazardous waste injection well. The fluids to be injected consist of liquid from the floor drains of the boiler building, #2 and #3 compressor buildings, and auxiliary building drains, rain water, air compressor condensate, water softener regeneration wastewater, boiler blowdown, domestic water used for fall-off tests, engine aftercooler blowdown, engine jacket water evaporative cooling tower, cooler blowdown and cooler drains; and V-19. The injection is made into the Arbuckle formation through openhole from a depth of approximately 3310 feet to 3400 feet. Disposal is by means of gravity flow, no pump pressure is allowed. The maximum rate of injection limit is 161,280 gallons per day. The current facility injection volume limit of 2,520,000 gallons per day will not be increased. All construction, monitoring, and operation of these wells shall meet the requirements that apply to Class I Injection wells under the Kansas UIC Regulations, K.A.R. 28-46-1 through 28-46-44 and other requirements of KDHE.

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 St., Suite 420, Topeka, KS 66612-1367.

All comments regarding the draft documents or application notices received on or before January 7, 2017, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-16-212/221, KS-Q-16-149, KS-EG-16-029) and name of the applicant/ permittee when preparing comments.

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

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 S.W. Jackson St., Suite 420, Topeka, Kansas. 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. Secretary of Health and Environment

Doc. No. 045034

#### 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: http://www.emporia. edu/busaff/purchasing. Additional contact info: phone 620-341-5145, fax: 620-341-5073, email: purchaseorders@emporia. edu. Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801-5415.

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

**Pittsburg State University** – Bid postings: http://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.

(continued)

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

University of Kansas Medical Center - Bid postings: http:// www.kumc.edu/finance/purchasing/bid-opportunities.html. Additional contact info: phone: 913-588-1115. Mailing address: University of Kansas Medical Center, Purchasing Department, Mail Stop 2034, 3901 Rainbow Blvd., Kansas City, KS 66160.

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

Ephrom Marks Associate Director of Procurement **Operations & Strategic Sourcing** The University of Kansas Procurement Services Doc. No. 044666

### State of Kansas

## Pooled Money Investment Board

### Notice of Investment Rates

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

Effective 12-5-16 through 12-11-16

Term	Rate
1-89 days	0.40%
3 months	0.51%
6 months	0.63%
12 months	0.89%
18 months	1.03%
2 years	1.14%

Doc. No. 045029

### State of Kansas

### **Kansas Water Authority**

### Notice of Meeting

The Kansas Water Authority meeting will be held Thursday, December 15 at iSi Environmental, 215 S. Laura St., Wichita, Kansas. The meeting will start at 10 a.m. For more information call 785-296-3185.

> Gary Harshberger Chairman

Scott Miller

**Director of Investments** 

Doc. No. 045040

### State of Kansas

## Department of Health and Environment

### **Request for Comments**

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality construction permit. Westar Energy, Inc., Tecumseh Energy Center has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300.

The U.S. Environmental Protection Agency's sulfur dioxide (SO<sub>2</sub>) Data Requirements Rule (DRR), requires that state agencies model or monitor air quality around large SO<sub>2</sub> emitting sources. In lieu of monitoring or modeling the air quality around large SO<sub>2</sub> emitters, air quality agencies can work with affected sources to accept a 2,000 ton per year SO<sub>2</sub> limit. To meet the requirements of the DRR, Westar TEC is accepting a federally enforceable emission limitations on SO<sub>2</sub>, effective January 13, 2017.

Westar Energy, Inc., Tecumseh Energy Center, 818 S. Kansas Ave., P.O. Box 889, Topeka, KS 66601, owns and operates a power plant located at 5530 S.E. 2nd St., Tecumseh, Shawnee County, KS 66542.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review from the date of publication during normal business hours at the KDHE, Bureau of Air (BOA), 1000 S.W. Jackson, Suite 310, Topeka, KS 66612-1366 and at the Northeast District Office (NEDO), 800 W. 24th St., Lawrence, KS 66046. To obtain or review the proposed permit and supporting documentation, contact Amid Paudyal, 785-296-0912, at the KDHE central office or Pat Simpson, 785-842-4600, at the NEDO. The standard departmental cost will be assessed for any copies requested.

Written comments or questions regarding the proposed permit may be directed to Amid Paudyal, KDHE, BOA, 1000 S.W. Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than noon Monday, January 9, 2017.

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 Amid Paudyal, KDHE, BOA, no later than noon Monday, January 9, 2017, in order for the secretary of Health and Environment to consider the request.

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

Doc. No. 045039

### State of Kansas

## Kansas Development Finance Authority

### Notice of Hearing

A public hearing will be conducted at 9 a.m. Thursday, December 22, 2016, in the offices of Kansas Development Finance Authority (KDFA), 534 S. Kansas Ave., Suite 800, 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. 000960–Maximum Principal Amount: \$156,250.** Owner/Operator: Paul R and Amy J Galle; Description: Acquisition of 104 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 Paul R and Amy J Galle and is located at the Southwest Quarter of Section 34, Township 20, Range 1, McPherson County, Kansas, approximately 8 miles south of Canton, Kansas on 27th Avenue.

Each 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 534 S. Kansas Ave., Suite 800, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the KDFA.

> Tim Shallenburger President

Doc. No. 045031

State of Kansas

### **Board of Healing Arts**

### Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 1 p.m. Tuesday, February 7, 2017, in the board room at the Kansas State Board of Healing Arts, 800 S.W. Jackson, Lower Level–Suite A, Topeka, Kansas, to consider proposed new regulations related to licensure of and practice by Physical Therapists.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the above-referenced rules and regulations. All interested parties may submit comments prior to the hearing to Stacy Bond, Assistant General Counsel, at the Board of Healing Arts at the address above, or via email to KSBHA\_HealingArts@ks.gov. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the proposed regulations during the public hearing. In order to provide all parties with an opportunity to present their views, it may be necessary to request each participant limit any oral presentations to five minutes.

Copies of the proposed regulations and the Economic Impact Statement for the proposed regulations may be obtained from the Kansas State Board of Healing Arts, 800 S.W. Jackson, Lower Level–Suite A, Topeka, KS 66612; on the agency website at http://www.ksbha.org/ publicinformation/publicinformation.shtml, by contacting Jenne Cook at 785-296-2482, or by emailing the agency at KSBHA\_HealingArts@ks.gov.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations being considered and the economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting Barbara Montgomery at 785-296-8558 or at Barbara.Montgomery@ks.gov. Individuals with hearing and/or speech disabilities may contact the Kansas Relay Center at 800-766-3777 for communication accommodations. Handicapped parking is located on 8th Street and in the building's parking garage. From the street, both the west entrance to the building on Jackson Street and the north entrance on 8th Street are accessible.

A summary of the proposed new regulations and their economic impact follows:

**K.A.R. 100-29-18. Dry Needling; education and practice requirements.** This new regulation specifies the educational requirements for a physical therapist to utilize dry needling therapy within the scope of practice of a physical therapist. This regulation also sets forth the requirements that a course on dry needling must cover in order for it to be considered by the Board for approval. It also contains a provision prohibiting the delegation of dry needling by a physical therapist.

**K.A.R. 100-29-19. Dry Needling; informed consent.** This new regulation advises physical therapists of the information required to be provided to the patient prior to the physical therapist utilizing dry needling therapy with the patient.

**K.A.R. 100-29-20. Dry Needling; recordkeeping.** This new regulation advises physical therapists that perform dry needling of the specific record keeping requirements of each dry needling session.

K.A.R. 100-29-21. Dry Needling; board requests for documentation. This new regulation assists the agency with investigations regarding the qualifications of individual physical therapists to perform dry needling therapy.

Costs to the State Board of Healing Arts are expected to be minimal. Costs to Physical Therapists would be determined on an individual basis. There is no statutory or regulatory requirement that a physical therapist obtain training to utilize dry needling techniques or therapy in their practice. However, a Physical Therapist that desires to utilize dry needling therapy in their practice would have the economic impact of the fees associated with the required training.

It is anticipated that the regulations will provide a positive economic impact on private individuals in that more Physical Therapists may have expanded practice opportunities in Kansas due to a greater scope of practice which, in turn, should improve the general public's access to healthcare provided by these individuals.

> Kathleen Selzler Lippert Executive Director

Doc. No. 045030

State of Kansas

## Department of Labor **Division of Workers Compensation**

**Permanent Administrative Regulation** 

## Article 9. - MEDICAL AND HOSPITAL

**51-9-7.** Fees for medical and hospital services. Fees for medical, surgical, hospital, dental, and nursing services, medical equipment, medical supplies, prescriptions, medical records, and medical testimony rendered pursuant to the Kansas workers compensation act shall be the lesser of the following:

(a) The usual and customary charge of the health care provider, hospital, or other entity providing the health care services; or

(b) the amount allowed by the "2017 schedule of medical fees" published by the Kansas department of labor, effective on January 1, 2017, and approved by the director of workers compensation on August 23, 2016, including the ground rules for each type of medical treatment or service within the schedule and the appendix, which is hereby adopted by reference.

This regulation shall be effective on and after January 1, 2017. (Authorized by and implementing K.S.A. 2015) Supp. 44-510i, as amended by L. 2016, ch. 98, sec. 1; effective Jan. 1, 1966; amended Jan. 1, 1969; amended Jan. 1, 1973; amended May 1, 1976; amended May 1, 1978; amended, T-88-20, July 1, 1987; amended May 1, 1988; amended Nov. 1, 1993; amended April 5, 1996; amended Aug. 29, 1997; amended Oct. 1, 1999; amended Dec. 1, 2001; amended Dec. 1, 2003; amended Dec. 2, 2005; amended Jan. 1, 2008; amended Jan. 1, 2010; amended Jan. 1, 2011; amended Jan. 1, 2012; amended Jan. 1, 2014; amended Jan. 1, 2015; amended Jan. 1, 2017.)

> Larry Karns, Director Division of Workers Compensation

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A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 Kansas Register. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 Kansas Register. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 Kansas Register. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 Kansas Register. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 Kansas Register. A list of regulations filed from December 1, 2009, through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 Kansas Register. A list of regulations filed from December 22, 2011, through November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 Kansas Register. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 Kansas Register.

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