



# Kansas Register

Kris W. Kobach, Secretary of State

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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](mailto:legserv@las.ks.gov).

Date	Room	Time	Committee	Agenda
Sept 19	112-N	9:00 a.m.	Child Welfare System Task Force	KORA and KOMA overview; Presentation of Follow-Up Information; Facilitator Proposals and Selection; Working Group Matters
Sept 22	159-S	9:00 a.m.	Joint Committee on Information Technology	Update on KEES Project; Update on Department of Commerce Data Breach.
Sept 26	159-S	9:00 a.m.	Joint Committee on State Building Construction	Review Capital Improvements Five-year Plans
Sept 26	548-S	10:00 a.m.	Senate Confirmation Oversight Committee	Discussion of appointments requiring Senate Confirmation
Sept 27	159-S	9:00 a.m.	Joint Committee on State Building Construction	Review Capital Improvements five-year plans.
Oct 2	548-S	9:00 a.m.	Health Care Stabilization Fund Oversight	Agenda not available.
Oct 3	152-S	10:00 a.m.	Joint Committee on Kansas Security	Capitol Complex security, Kansas Bureau of Investigation update; at the site: informational tour of Wolf Creek Nuclear Generating Station.
Oct 4	Various locations in Manhattan	10:00 a.m.	Joint Committee on Kansas Security	Informational tour, presentation, or both: Bio Security Research Institute, National Bio and Agro Defense Facility, and TRIGA Mark II Nuclear Reactor Facility at Kansas State University; Kansas Department of Agriculture.
Oct 5	152-S	9:00 a.m.	Joint Committee on Kansas Security	State guard associations, civilian involvement in emergency response, emergency communications, Adjutant General resources.

Tom Day  
Director of Legislative  
Administrative Services

Doc. No. 045729

## 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 9-18-17 through 9-24-17

Term	Rate
1-89 days	1.16%
3 months	1.05%
6 months	1.15%
12 months	1.27%
18 months	1.30%
2 years	1.35%

Scott Miller  
Director of Investments

Doc. No. 045717

## State of Kansas

## Department of Transportation

## Requests Comments

The Kansas Department of Transportation (KDOT) requests comments on the draft 2017 State Freight Plan and the draft 2017 State Rail Plan. These documents provide an overview of the multimodal freight transportation networks in Kansas, commodity flows, economic data, and information about passenger rail service in the state.

Federal guidelines require a public comment period of 30 days, which concludes on October 6, 2017. The draft document for the State Freight Plan may be viewed online at <https://www.ksdot.org/burRail/Rail/default.asp>. Select the draft State Freight Plan link at the top of the page. The draft document for the State Rail Plan may be

(continued)

viewed online at <https://www.ksdot.org/burRail/Rail/default.asp>. Select the draft State Rail Plan link at the top of the page.

To comment on either plan, comments may be submitted to John Maddox at [John.Maddox@ks.gov](mailto:John.Maddox@ks.gov).

Richard Carlson  
Secretary

Doc. No. 045721

## State of Kansas

### Department of Transportation

#### Notice to Contractors

Electronic copies of the letting proposals and plans are available on the Kansas Department of Transportation (KDOT) website at <https://kdotapp.ksdot.org/Proposal/Proposal.aspx>. 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 no 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 your bid. The secretary reserves the right to reject bids that do not comply with all requirements for preparing a bidding proposal as specified in the 2015 edition of the Kansas Department of Transportation *Standard Specifications for State Road and Bridge Construction*.

KDOT will only accept electronic Internet proposals using the Bid Express website at <http://www.bidx.com> until 1:00 p.m. local time October 18, 2017. KDOT will open and read these proposals at the Eisenhower State Office Building, 700 SW Harrison, Topeka, Kansas, at 1:30 p.m. local time October 18, 2017. 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 non-responsive and not eligible for award consideration.

#### District One — Northeast

**Atchison** – 3 TE-0435-01 – 800 block of Commercial Street in Atchison, landscaping and beautification, 0.3 mile. (Federal Funds)

**Douglas** – 59-23 KA-4562-01 – U.S. 59, pavement marking, 1.2 miles. (Federal Funds)

**Johnson** – 635-46 KA-4566-01 – I-635, pavement marking, 0.4 mile. (Federal Funds)

**Lyon** – 50-56 KA-4561-01 – U.S. 50, pavement marking, 7.0 miles. (Federal Funds)

**Wyandotte** – 635-105 KA-4565-01 – I-635 and U.S. 69, pavement marking, 12.0 miles. (Federal Funds)

**Wyandotte** – 05-105 N-0640-01 – K-5 (Leavenworth Road) from 63rd Street to 38th Street, grade and surfacing, 2.3 miles. (Federal Funds)

#### District Two — North Central

**Chase** – 9 C-4835-01 – Bridge located 0.5 mile south and 0.7 mile west of Wonsevu, bridge replacement, 0.2 mile. (Federal Funds)

**Chase** – 50-9 KA-4560-01 – U.S. 50, pavement marking, 2.0 miles. (Federal Funds)

**Ellsworth** – 27 C-4833-01 – Bridge located 1.3 miles south and 7.0 miles west of Ellsworth, bridge replacement, 0.2 mile. (Federal Funds)

**Ellsworth** – 70-27 KA-4555-01 – I-70, pavement marking, 23.2 miles. (Federal Funds)

**Lincoln** – 70-53 KA-4556-01 – I-70, pavement marking, 7.2 miles. (Federal Funds)

**Saline** – 143-85 KA-4641-01 – K-143, from I-70/K-143 junction north and west to the U.S. 81/ K-143 junction, ultra-thin bonded asphalt surfacing, 4.7 miles. (Federal Funds)

**Statewide** – 177-106 KA-4665-01 – K-177, from the north city limits of Council Grove north to the Morris/Geary county line, from the Morris/Geary county line north to the 2-lane/4-lane divide south of the K-177/I-70 junction, and from the Morris/Wabaunsee county line north to the K-99/K-177 junction, sealing, 29.8 miles. (State Funds)

**Statewide** – 56-106 KA-4668-01 – U.S. 56, from the U.S. 56/U.S. 77 junction east to the Dickinson/Morris county line and from the Morris/Dickinson county line east to the west city limits of Council Grove, sealing, 23.0 miles. (State Funds)

**Statewide** – 15-106 KA-4711-01 – K-15, from the U.S. 56/K-15 junction north to the Marion/Dickinson county line and from K-15/1400 Avenue junction (1.81 miles north of RS 191) north to the south city limits of Abilene, sealing, 22.8 miles. (State Funds)

#### District Three — Northwest

**Phillips** – 36-74 KA-4306-01 – U.S. 36, bridge #015 located 12.5 miles east of the east U.S. 183/U.S. 36 junction, guard fence. (State Funds)

**Phillips** – 36-74 KA-4701-01 – U.S. 36, from the Phillips/Norton county line east 17.3 miles to approximately 80 feet west of the west U.S. 36/U.S. 183 junction, milling and overlay, 17.3 miles. (State Funds)

**Phillips** – 36-74 M-0053-01 – Stockpile for U.S. 36 project from the Phillips/Norton county line east 17.3 miles to approximately 80 feet west of the west U.S. 36/U.S. 183 junction, stockpile bituminous material, 17.3 miles. (State Funds)

**Russell** – 281-84 KA-4662-01 – U.S. 281, from the north city limits of Russell to the west U.S. 281/K-18 junction, milling and overlay, 15.0 miles. (Federal Funds)

**Sheridan** – 24-90 KA-3248-01 – U.S. 24, from the west city limits of Hoxie east to the Sheridan/Graham county line, milling and overlay, 15.5 miles. (State Funds)

**Sheridan** – 24-90 M-0056-01 – Stockpile for the U.S. 24 project from the west city limits of Hoxie east to the Sher-

idan/Graham county line, stockpile bituminous material, 15.5 miles. (State Funds)

**Thomas** – 70-97 KA-4525-01 – I-70, under Bridge #029 (overpass County Road F) located approximately 1.39 miles northwest of the U.S. 83 junction, guard fence. (State Funds)

**District Four – Southeast**

**Coffey** – 16 C-4845-01 – Bridge located 3.5 miles north and 1.0 mile east of Gridley, bridge replacement, 0.2 mile. (Federal Funds)

**Coffey** – 16 TE-0446-01 – Downtown Lebo on Broadway Street, landscaping and beautification, 0.1 mile. (Federal Funds)

**Crawford** – 19 U-2309-01 – City of Pittsburg at three school locations, pedestrian and bicycle paths, 0.5 mile. (Federal Funds)

**Elk** – 25 C-4846-01 – Bridge located 4.0 miles west and 2.9 miles north of Howard, bridge replacement, 0.2 mile. (Federal Funds)

**Greenwood** – 37 C-4836-01 – Bridge located 3.4 miles west and 5.0 miles north of Eureka, bridge replacement, 0.2 mile. (Federal Funds)

**Wilson** – 103 C-4831-01 – Bridge located 2.9 miles west of Neodesha, bridge replacement, 0.2 mile. (Federal Funds)

**District Five – South Central**

**Barton** – 5 C-4702-01 – Bridge located 2.7 miles east of Great Bend, bridge replacement, 0.3 mile. (Federal Funds)

**Barton** – 56-5 KA-4645-01 – U.S. 56, from the Pawnee/Barton county line east to the city limits of Pawnee Rock, milling and overlay, 0.7 mile. (Federal Funds)

**Butler** – 8 N-0635-01 – Andover Road, from Four Mile Creek to SW 120th Street in Andover, grade and surfacing, 0.7 mile. (Federal Funds)

**Comanche** – 17 C-4841-01 – Bridge over Bluff Creek located 1.5 miles west and 6.8 miles south of Protection, bridge replacement, 0.2 mile. (Federal Funds)

**Cowley** – 77-18 KA-4647-01 – U.S. 77, from the U.S. 77/U.S. 77 bypass junction north to south Winfield city limits, overlay, 8.0 miles. (Federal Funds)

**Cowley** – 15-18 KA-4708-01 – K-15, from the north K-15/U.S. 77 junction northwest to the east Udall city limits, milling and overlay, 5.9 miles. (State Funds)

**Cowley** – 77-18 KA-4712-01 – U.S. 77, from the K-15/U.S. 77 junction north to the Cowley/Butler county line, milling and overlay, 6.0 miles. (Federal Funds)

**Cowley** – 18 U-0681-01 – Bridge over the Walnut River located 1 mile west of U.S. 77 on Fourteenth Avenue in Winfield, bridge replacement, 0.2 mile. (Federal Funds)

**Edwards** – 56-24 KA-3267-01 – U.S. 56, from the west city limits of Kinsley, northeast to the east city limits of Kinsley, pavement reconstruction, 1.3 miles. (Federal Funds)

**Edwards** – 24 U-0478-01 – City of Kinsley, pedestrian and bicycle paths. (Federal Funds)

**Harvey** – 50-40 KA-4642-01 – U.S. 50, from the north I-135/U.S. 50 junction east 3.5 miles, 3-inch overlay, 3.5 miles. (State Funds)

**Harvey** – 50-40 KA-4643-01 – U.S. 50, from west of the west Walton city limits east to the Harvey/Marion county line, overlay, 8.2 miles. (Federal Funds)

**Pawnee** – 56-73 KA-4646-01 – U.S. 56, from the east Larned city limits east to the Pawnee/Barton county line, milling and overlay, 7.4 miles. (Federal Funds)

**Rush** – 04-83 KA-4702-01 – K-4, beginning at the Ness/Rush county line east to the Rush/Barton county line, surface recycle, 36.7 miles. (State Funds)

**District Six – Southwest**

**Clark** – 283-13 KA-4656-01 – U.S. 283, from north of the north Minneola city limits north to the Clark/Ford county line, milling and overlay, 1.6 miles. (Federal Funds)

**Finney** – 50-28 KA-4652-01 – U.S. 50, from the east U.S. 50/U.S. 83 junction to Towns Road and U.S. 50B from Campus Drive east to the east U.S. 50/U.S. 83/U.S. 50B junction, milling and overlay, 3.0 miles. (Federal Funds)

**Ford** – 283-29 KA-4657-01 – U.S. 283, from the Ford/Clark county line north to the U.S. 56/U.S. 400 junction, milling and overlay, 17.1 miles. (Federal Funds)

**Greeley** – 96-36 KA-4650-01 – K-96, from the west Tribune city limits east to the Greeley/Wichita county line, milling and overlay, 12.1 miles. (Federal Funds)

**Hamilton** – 50-38 KA-3896-01 – U.S. 50, Bridge #019 (Syracuse Creek) located 0.86 mile west of the west K-27 junction, bridge replacement. (Federal Funds)

**Hamilton** – 50-38 KA-3897-01 – U.S. 50, Bridge #010 (East Bridge Creek) located 7.49 miles east of the Kansas/Colorado state line, bridge replacement. (Federal Funds)

**Morton** – 56-65 KA-4654-01 – U.S. 56, west of the west Rolla city limits east to the Morton/Stevens county line, milling and overlay, 7.9 miles. (Federal Funds)

**Scott** – 96-86 KA-4648-01 – K-96, from the Wichita/Scott county line east to Scott City, surface recycle, 11.8 miles. (Federal Funds)

**Scott** – 83-86 KA-4655-01 – U.S. 83, from the north Scott city limits north to Scott/Logan county line, milling and overlay, 15.0 miles. (Federal Funds)

**Wichita** – 96-102 KA-4649-01 – K-96, from the east Leoti city limits east to the Wichita/Scott county line, surface recycle, 11.9 miles. (Federal Funds)

**Wichita** – 96-102 KA-4651-01 – K-96, from the Greeley/Wichita county line east to east Leoti city limits, milling and overlay, 12.0 miles. (Federal Funds)

Richard Carlson  
Secretary

Doc. No. 045724

(Published in the Kansas Register September 21, 2017.)

**North Central Regional  
Planning Commission**

**Notice to Bidders**

Request for proposal for a two day Search and Rescue Exercise will be accepted by the North Central Regional Planning Commission (NCRPC), at 109 N. Mill St., Beloit, KS 67420 until 10:30 a.m. (CDT) Friday, October 6, 2017, at which time they will be publicly opened and read aloud at the same address. Copies of the Request for Proposal and project specifications can be accessed by going to <http://procurement.ncrpc.org/HS/projects.html> or by contacting the NCRPC at 785-738-2218 or [lcpeters@ncrpc.org](mailto:lcpeters@ncrpc.org) (continued)

nckcn.com. This action is being taken on behalf of the Southeast Kansas Regional Homeland Security Council. Estimated project value exceeds \$10,000.

Lisa Peters  
Homeland Security Clerk

Doc. No. 045722

## 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 2:00 p.m. on the date indicated. For more information, call 785-296-2376:

10/11/2017	EVT0005333	Cigarette Tax Stamps
10/13/2017	EVT0005334	Patient Decontamination Training
10/20/2017	EVT0005347	Nitrogen Combustion Analyzer
11/17/2017	EVT0005345	Inmate Communication Services

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>

10/10/2017	A-012817(D)	Wichita State University– Innovation Campus Infrastructure – Phase 6
10/12/2017	A-013327, A-013328, and A-013329	Cafeteria, Safety and Security (Alt 1) and Activity Therapy Building Reroof

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

Tracy T. Diel, Director  
Procurement and Contracts

Doc. No. 45737

## 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](mailto: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](mailto:purchasing@fhsu.edu). Mailing address: Fort Hays State University Purchasing Office, 601 Park St., Sheridan Hall 318, Hays, KS 67601.

**Kansas State University** – Bid postings: <https://www.k-state.edu/purchasing/rfq>. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: [kspurch@k-state.edu](mailto:kspurch@k-state.edu). Mailing address: Division of Financial Services/Purchasing, 2323 Anderson Ave., 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: [jensch@pittstate.edu](mailto:jensch@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 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: [purchasing@ku.edu](mailto:purchasing@ku.edu).

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

**Wichita State University** – Bid postings: <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.

Cathy Oehm  
Chair of Regents Purchasing Group  
Assistant Director of Purchasing  
Kansas State University

Doc. No. 045529

## State of Kansas

### Board of Emergency Medical Services

#### Notice of Meetings

The Board of Emergency Medical Services will meet at 9:00 a.m. Friday, October 6, 2017 at the board room of the Kansas Board of Healing Arts, 800 SW Jackson, Lower Level–Suite A, Topeka, Kansas. Meetings for the Planning and Operations Committee, the Medical Advisory Council, the Education, Examination, Certification and Training Committee, the Investigation Committee, and the Executive Committee will be held Thursday, October 5, 2017 starting at 8:30 a.m. in Room 509 of the Landon State Office Building, 900 SW Jackson, Topeka, Kansas. Items on the agenda for the board meeting can be found on our website <http://www.ksbems.org>.

All meetings of the board are open to the public. For more information, contact the executive director, Room 1031, Landon State Office Building, 900 SW Jackson, Topeka, KS, 66612-1228 or 785-296-7296.

Joseph House  
Executive Director

Doc. No. 045719

State of Kansas

**Department of Health and Environment**

**Notice Concerning Proposed Kansas Air Quality Class I Operating Permit Renewal**

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality operating permit. Cessna Aircraft Company 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.

Cessna Aircraft Company, One Cessna Blvd., Independence, KS 67301, owns and operates an aircraft manufacturing facility located at One Cessna Blvd., Independence, KS 67301.

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 during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Southeast District Office (SEDO), 308 W. 14th St., Chanute, KS 66720. To obtain or review the proposed permit and supporting documentation, contact Keaton Abeln, 785-296-8142, at the central office of the KDHE or Doug Cole, 620-860-7235 at the SEDO. The standard departmental cost will be assessed for any copies requested.

Please direct written comments or questions regarding the proposed permit to Keaton Abeln, KDHE, BOA, 1000 SW 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, October 23, 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 Keaton Abeln, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than noon Monday, October 23, 2017 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, KS 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Susan Mosier, MD, MBA, FACS  
Secretary and State Health Officer

Doc. No. 045725

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-17-190**

**Application for New or Expansion of Existing Swine Facilities**

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Poky Feeders, Inc. 600 E. Road 30 Scott City, KS 67871	Joe Morgan 600 E. Road 30 Scott City, KS 67871
Legal Description	Receiving Water
SW/4 of Section 17 & S/2 of Section 18 & E/2 of Section 19 & SW/4 of Section 08 T20S, R32W Scott County	Upper Arkansas River Basin
Kansas Permit No. A-UASC-C017	Federal Permit No. KS0086576

This is notification KDHE has received a complete permit application for the operation of an existing beef and swine waste management facility capable of housing 4,615 head (1,846 animal units) of swine weighing more than 55 pounds each and 6,500 head (650 animal units) of swine weighing less than 55 pounds. There is no increase in swine animal

(continued)

units. The proposed facility footprint of the combined beef and swine facility will increase. The complete application can be viewed at the office of the Scott County Clerk Office, the KDHE Southwest District Office in Dodge City, Kansas or the KDHE Main Office in Topeka, KS. A permit to operate the proposed swine waste management system will not be issued without additional public notice.

**Public Notice No. KS-AG-17-191/199**

**Pending Permits for Confined Feeding Facilities**

**Name and Address of Applicant      Legal Description      Receiving Water**

Joe Morgan      SW/4 of Section 17 &      Upper Arkansas  
Poky Feeders, Inc.      S/2 of Section 18 &      River Basin  
600 E. Road 30      E/2 of Section 19 &  
Scott City, KS 67871      SW/4 of Section 08      T20S, R32W  
Scott County

Kansas Permit No. A-UASC-C017      Federal Permit No. KS0086576

This permit is being reissued for a confined animal feeding operation for 76,000 head (76,000 animal units) of beef cattle weighing more than 700 pounds, 6,500 head (650 animal units) of swine weighing 55 pounds or less, and 4,615 head (1,846 animal units) of swine weighing more than 55 pounds. The facility is proposing an expansion of 7,000 head (7,000 animal units) of cattle weighing greater than 700 pounds and the facility will have a total of 85,496 animal units. Animal units have been updated to accurately reflect previously approved head of swine. Also proposed at the facility is the addition of 51.8 acres of cattle pens, a sediment basin, and a new earthen wastewater retention structure. This facility has an approved Nutrient Management Plan on file with KDHE.

**Name and Address of Applicant      Legal Description      Receiving Water**

Dennis Suhler      NW/4 of Section 30      Lower Arkansas  
Central Kansas      T19S, R07W      River Basin  
Services, Inc.      Rice County  
PO Box 413  
Lyons, KS 67554

Kansas Permit No. A-ARRC-T001

This is a reissued permit for an existing facility with modifications for a livestock trailer washout facility with an average of 40 washes per week. The permit contains modifications consisting of an additional retention control structure. This facility has an approved Nutrient Management Plan on file with KDHE.

**Name and Address of Applicant      Legal Description      Receiving Water**

Randy and Denise      SE/4 of Section 19      Lower Republican  
Shadle      T07S, R02E      River Basin  
2145 Hackberry Road      Clay County  
Morganville, KS 67468

Kansas Permit No. A-LRCY-B011

This is a reissuance for a modified facility for 120 head (60 animal units) of cattle weighing 700 pounds or less and 110 head (110 animal units) of cattle weighing greater than 700 pounds for a total of 170 animal units. This represents a slight decrease in animal units. This permit is being re-issued as a beef facility instead of a swine facility and has approximately 2.5 acres of existing open lots draining to an existing retention structure.

**Name and Address of Applicant      Legal Description      Receiving Water**

Tom Meder      SE/4 of Section 24      Smoky Hill River  
Meder Dairy      T15S, R17W      Basin  
323 Pfeifer Ave.      Ellis County  
Pfeifer, KS 67660

Kansas Permit No. A-SHEL-M008

This permit is being reissued for an existing facility for 30 head (30 animal units) of cattle weighing greater than 700 pounds, 150 head (75 animal units) of cattle weighing 700 pounds or less, and 150 head (210 animal units) of mature dairy cows for a total of 315 animal units. There is no change in the permitted animal units.

**Name and Address of Applicant      Legal Description      Receiving Water**

Jerry Fortin      E/2 of Section 31      Upper Republican  
Cheyenne Feed Yard,      T04S, R39W      River Basin  
LLC      Cheyenne County  
785 Road 18  
St. Francis, KS 67756

Kansas Permit No. A-URCN-C001      Federal Permit No. KS0079677

This is a renewal permit for an existing facility for 12,000 head (12,000 animal units) of cattle weighing more than 700 pounds. The permit has a Schedule of Compliance to complete a seepage test and analysis on the northeast corner of Pond 1 adjacent to the inflow pipe from the sedimentation channel within 1 year from the effective date of the permit. This facility has an approved Nutrient Management Plan on file with KDHE.

**Name and Address of Applicant      Legal Description      Receiving Water**

Lloyd Helwig      SW/4 of Section 30      Neosho River Basin  
6251 SE Clem Road      T33S, R25E  
Columbus, KS 66725      Cherokee County

Kansas Permit No. A-NECK-S001

This permit is being reissued for an existing facility with a maximum capacity of 824 head (329.6 animal units) of swine more than 55 pounds and 480 head (48 animal units) of swine 55 pounds or less, for a total of 377.6 animal units. There is no change in the permitted animal units from the previous permit cycle.

**Name and Address of Applicant      Legal Description      Receiving Water**

Jeff Oakes      NE/4 of Section 15      Verdigris River Basin  
Fall River Land Co.      T29S, R12E  
2639 Quail Road      Elk County  
Fall River, KS 67047

Kansas Permit No. A-VEEK-K001

This permit is being reissued for an existing facility with a maximum capacity of 120 head of dogs weighing an average of 40 pounds each. There is no change in the permitted capacity from the previous permit cycle.

**Name and Address of Applicant      Legal Description      Receiving Water**

Dale Wenger      NW/4 of Section 32      Little Arkansas River  
Prairie Pork      T22S, R02W      Basin  
Producers      Harvey County  
4204 N. Golden  
Prairie Road  
Burrton, KS 67020

Kansas Permit No. A-LAHV-S033

This permit is being reissued for an existing facility with a maximum capacity of 1,800 head (720 animal units) of swine more than 55 pounds. There is no change in the permitted animal units from the previous permit cycle.

**Name and Address of Applicant      Legal Description      Receiving Water**

Roy N. Brown      E/2 of Section 19      Cimarron  
Cattle Empire, LLC #3      T30S, R34W      River Basin  
North      Haskell County  
1174 Empire Circle  
Satanta, KS 67870

Kansas Permit No. A-CIHS-C006      Federal Permit No. KS0115231



This is a renewal permit for an existing facility for 17,500 head (17,500 animal units) of cattle weighing more than 700 pounds. There is no change in permitted numbers from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

**Public Notice No. KS-AG-R-17-020**

Per Kansas Statutes Annotated 65-171d, the following Registration(s) have been received for proposed confined feeding facilities:

Name and Address of Registrant	Legal Description	County
Daniel W. and Marlene A. Rempe Swine Suites 850 State Hwy 63 Corning, KS 66417	SE/4 of NE/2 of Section 26 T04S, R12E	Nemaha

**Public Notice No. KS-Q-17-123**

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
Franklin County Rural Water District #6 4713 Rock Creek Road Rantoul, KS 66079	Marais Des Cygnes River	Process Wastewater
Kansas Permit No. I-MC40-PO01		Federal Permit No. KS0101133
Legal Description: NE¼, SW¼, S22, T17S, R21E, Franklin County, KS		
Facility Name: Franklin County Rural Water District #6 Water Treatment Plant		

The proposed action is to issue a new permit for an existing water treatment plant. Pre-sedimentation basin near the river provides significant solids removal. Water treatment plant consist of polymer addition clarification, filtration chlorine addition and contact ammonia addition and pumping water to the water distribution system. Due to high sediment in the Marias Des Cygnes River, the plant experiences high backwash rates. The facility proposes to add solids contact clarifier following pre-sedimentation. Wastewater consists of filter backwash and filter to waste water that flows to the existing sludge holding lagoons. The proposed permit contains limits for total suspended solids, total residual chlorine, and pH. Contained in the permit is a schedule of compliance requiring the permittee to arrange for all parameters requiring field testing to be analyzed by a KDHE-certified laboratory.

**Public Notice No. KS-NQ-17-013**

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

Name and Address of Applicant	Legal Location	Type of Discharge
Hammond Partners, LLC PO Box 1694 Topeka, KS 66601	NE¼, SW¼, NW¼, S3, T13S, R17E, Shawnee County, KS	Non-Overflowing
Kansas Permit No. C-KS98-NO01		Federal Tracking No. KSJ000563
Facility Name: Camp Bettis		
Facility Address: 6320 SE Stubbs Road, Berryton, KS 66409		

This action consists of reissuing an existing Kansas Water Pollution Control Permit for existing non-overflowing facility. Contained in the permit is a schedule of compliance requiring the permittee to submit a

facility evaluation, engineering report, and schedule of improvements as needed to bring this facility into consistent compliance. The schedule of compliance also requires that the permittee shall have a KDHE certified wastewater treatment operator to oversee the operation of this facility. The operator certification may be obtained either through training and examination or employing the services of a contract certified operator. A list of available contract certified operators may be obtained by calling KDHE at 785-296-5511.

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

All comments regarding the draft documents or application notices received on or before **October 21, 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-17-190/199, KS-AG-R-17-020, KS-Q-17-123, KS-NQ-17-013) 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 SW 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 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Susan Mosier, MD, MBA, FACS  
Secretary and State Health Officer

Doc. No. 045726

**State of Kansas**

**Department of Administration  
Office of Facilities and Property Management**

**Notice of Requested On-Call  
Architectural or Engineering Services**

Notice is hereby given of the commencement of the selection process for “on call” masonry consultant services for Kansas State University. The contract will be for three years. Services will include assessment of existing facilities, project evaluation, design assistance (to include

*(continued)*

construction documents, bidding, construction administration) and pre-bid review of construction documents prepared by others.

For more information, contact dlhutch@ksu.edu at 785-532-0379. Firms interested in providing these services should be familiar with the requirements which can be found in Part B-Chapter 4 of the Building Design and Construction Manual at the website below.

To be considered, one (1) PDF file of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. These forms may be found at <http://admin.ks.gov/offices/ofpm/dcc/f-and-d>. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation, and an abbreviated project name in the title of the PDF document. Proposals should be less than 5 MB and follow the current State Building Advisory Commission guidelines which can be found in Part B-Chapter 2 of the Building Design and Construction Manual at <http://www.admin.ks.gov/offices/ofpm/dcc/bdcm>. Proposals should be sent on a CD, DVD, or flash drive along with a transmittal to Randy Riveland, Office of Facilities and Property Management, Suite 1200, 700 SW Harrison St., Topeka, KS 66612. Proposals sent via email will no longer be accepted and paper copies of the proposals are no longer required. It is the proposer's responsibility to ensure proposals are received by the closing date and time. Delays in mail delivery or any other means of transmittal, including couriers or agents of the issuing entity shall not excuse late proposal submissions. 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 submissions shall be delivered to the attention of Randy Riveland by 2:00 p.m. on or before October 6, 2017.

Frank Burnam, Director  
Office of Facilities and  
Property Management

Doc. No. 045733

**State of Kansas**

**Kansas Housing Resources Corporation**

**Notice of Hearing on the  
2018 Annual Action Plan**

The State of Kansas will conduct a public hearing to provide an opportunity for citizens to review and comment upon the preliminary draft of the 2018 Action Plan of the 2014 – 2018 Kansas Consolidated Plan. The Consolidated Plan is the State's policy framework for federal community development and housing programs.

The proposed Action Plan will be available for public examination beginning October 1, 2017 online at [www.kshousingcorp.org](http://www.kshousingcorp.org). Limited hard copies will be available at the public hearing site and upon request. The public comment period ends October 31, 2017.

Estimated resources available in 2018 will include approximately \$13,650,232 from the Community Develop-

ment Block Grant (CDBG), \$4,408,152 from the HOME Investment Partnerships (HOME), \$3,000,000 from the Housing Trust Fund (HFT), \$1,564,753 from the Emergency Solutions Grant (ESG), and \$425,803 from the Housing Opportunities for Persons with AIDS (HOPWA) programs.

Individuals with disabilities or limited English proficiency are welcome to attend and participate in the public hearing. If you are in need of a sign language interpreter, an assistive listening device, large print, Braille material, or other accommodation to attend this meeting, please notify KHRC at least one week prior to the meeting. Requests may be addressed to Kansas Housing Resources Corporation, 611 S. Kansas Ave., Suite 300, Topeka, KS, 66603-3803, by phone, 785-217-2001 or via the Kansas relay service.

The hearing is scheduled as follows:

Thursday, October 5, 2017  
10:30 a.m.–12:00 p.m.  
Kansas Housing Resources Corporation  
Main Conference Room  
611 S. Kansas Ave., Suite 300  
Topeka, KS 66603-3803

Dennis L. Mesa  
Executive Director

Doc. No. 045734

**State of Kansas**

**Kansas Housing Resources Corporation**

**Notice of Hearing on the  
Housing Tax Credit Program**

The Kansas Housing Resources Corporation will conduct a public hearing from 10:00 a.m. to noon Wednesday, October 18, 2017 in the Craig Salminen Conference Room, Suite 300, KPERS Building, 611 S. Kansas Ave., Topeka, Kansas, to provide citizens input on the Housing Tax Credit Program for 2018. The proposed plan is available for public review at <http://www.kshousingcorp.org/1forms-and-publications.aspx>. Limited hard copies will be available at the hearing and upon request. The public comment period ends October 18, 2017.

Request for special accommodations to attend this hearing should be made at least five business days in advance of the hearing by calling 785-217-2001 or fax 785-232-8084 or through the Kansas Relay Service at 800-766-3777.

Dennis L. Mesa  
Executive Director

Doc. No. 045731

**State of Kansas**

**Kansas Development Finance Authority**

**Notice of Hearing**

A public hearing will be conducted at 9:00 a.m. Thursday, October 5, 2017, in the offices of the 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 borrow-

er 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 K DFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

**Project No. 000986 Maximum Principal Amount: \$293,238.58.** Owner/Operator: Nickolas and Raechel Bruna; Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes (the "Project"). The Project is being financed by the Lender for Nickolas and Raechel Bruna (the "Beginning Farmer") and is located at the Northeast Quarter of Section 31, Township 2 South, Range 5 East of the 6th PM, Washington County, Kansas, approximately 1/2 mile east of Hanover, Kansas on Hwy 243, then south 3 1/2 miles description of property on Hwy 148, then 2 miles west on Hwy 36 then north 1/4 mile on Yankee Road.

The bond, when issued, will be a limited obligation of the K DFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the K DFA, 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 K DFA 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 K DFA.

Tim Shallenburger  
President

Doc. No. 045732

(Published in the Kansas Register September 21, 2017.)

**Johnson County, Kansas**

**Summary Notice of Bond Sale**

**\$17,085,000\***

**General Obligation Internal Improvement Bonds Series 2017a**

**(General Obligation Bonds Payable from Unlimited Ad Valorem Taxes)**

**Bids**

Subject to the Notice of Bond Sale dated September 14, 2017, written and electronic bids will be received on behalf of the Budget Director of Johnson County, Kansas (the "Issuer") in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY® until 1:00 p.m. (CDT), on October 4, 2017 for the purchase of the above-referenced bonds (the "Bonds"). No bid of less than 100% of the principal amount of the Bonds and accrued interest thereon to the date of delivery will be considered.

**Bond Details**

The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Bonds will be dated November 2, 2017, and will become due on September 1 in the years as follows:

Year	Principal Amount*	Year	Principal Amount*
2018	\$810,000	2028	\$785,000
2019	750,000	2029	805,000
2020	760,000	2030	830,000
2021	775,000	2031	850,000
2022	795,000	2032	875,000
2023	805,000	2033	905,000
2024	825,000	2034	935,000
2025	845,000	2035	960,000
2026	865,000	2036	995,000
2027	890,000	2037	1,025,000

The Bonds will bear interest from the date thereof at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on September 1, 2018.

**Book-Entry-Only System**

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

**Paying Agent and Bond Registrar**

Treasurer of the State of Kansas, Topeka, Kansas.

**Good Faith Deposit**

The Successful Bidder must supply a good faith deposit (the "Deposit") in the amount of 2% of the principal amount of the Bonds payable to the order of the Issuer to secure the Issuer from any loss resulting from the failure of the Successful Bidder to comply with the terms of its bid. The Deposit must be received by the Issuer prior to 3:00 p.m. (CDT) on the Sale Date. The Deposit shall be submitted by wire transfer in federal funds, immediately available for use by the Issuer (wire transfer information may be obtained from the Issuer or the Municipal Advisor at the addresses set forth below).

**Delivery**

The Issuer will pay for preparation of the Bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about November 2, 2017, to DTC for the account of the successful bidder.

**Assessed Valuation and Indebtedness**

The Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations for the year 2016 was \$10,129,452,399. The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold, is \$312,640,000.

**Approval of Bonds**

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

(continued)

**Additional Information**

Additional information regarding the Bonds may be obtained from the undersigned, or from the Municipal Advisor at the addresses set forth below:

**Issuer**

Scott A. Neufeld  
111 S. Cherry St., Suite 2300  
Olathe, KS 66061  
913-715-0605  
Fax: 913-715-0558  
scott.neufeld@jocogov.org

**Municipal Advisor—Facsimile Bid and Good Faith****Deposit Delivery Address**

Springsted Incorporated  
Attn: Bond Services  
380 Jackson St., Suite 300  
Saint Paul, MN 55101  
651-223-3000  
Fax: 651-223-3002  
bond\_services@springsted.com

Dated September 14, 2017.

Scott A. Neufeld, Budget Director  
Johnson County Budget and  
Financial Planning  
111 S. Cherry St., Suite 2300  
Olathe, KS 66061

\*Subject to change; see Notice of Bond Sale dated September 14, 2017  
Doc. No. 045728

**State of Kansas****Governmental Ethics Commission****Opinion No. 2017-07 (Edited)**

Written August 21, 2017, Greg A. Bengtson, Salina City Attorney, Clark, Mize & Linville, Chartered, 129 S. Eighth, PO Box 380, Salina, KS 67402-0380.

**Synopsis:** The local conflict of laws, K.S.A. 75-4301a *et seq.*, do not impute substantial interests of local government officials or employees in businesses or persons that are connected to businesses or persons in which they do have substantial interests. Under the facts provided, contracts for the sale of real estate, when let for bid by publication, must be published in the official municipal newspaper to meet the requirements K.S.A. 75-4304(d)(1).

Cited herein: K.S.A. 75-4301a, K.S.A. 75-4304, and Opinion 2015-06.

Dear Mr. Bengtson,

In response to your August 3, 2017, letter request, this opinion is provided by the Kansas Governmental Ethics Commission (commission), concerning application of the local conflict of interest law, K.S.A. 75-4301a *et seq.* The commission's jurisdiction is limited to applicability of this law. This opinion, provided pursuant to K.S.A. 75-4303a(a), does not address whether some other statutory system, common law theory, or agency rule or regulation applies to your inquiry.

**Factual Statement**

We understand that you request this opinion as city attorney for the City of Salina, Kansas. The following facts are provided with your inquiry:

- [Question 1] A member of the Salina's governing body is a medical doctor employed by Salina Regional Health Center, Inc. ("SRHC"), and received compensation from SRHC in the form of taxable income of more than \$2,000. Another member of the Salina's governing body is married to a medical doctor employed by SRHC. During calendar year 2016 this doctor received compensation from Salina Regional Health Center in the form of taxable income of more than \$2,000. We understand each then have a substantial interest in SRHC under K.S.A. 75-4301a(a)(2). The Salina Regional Health Foundation (the "Foundation") is a separate Kansas not-for-profit corporation and a corporate member of SRHC.
- [Question 2] A different governing body member was determined in Governmental Ethics Commission Opinion 2015-06 to have a substantial interest in Kelly Dunn Construction, Inc., whether by virtue of commissions exceeding \$2,000 paid to his spouse by that business for services rendered as a real estate agent, or as the customer or client paying commissions which aggregated to an amount in excess of \$2,000 in the preceding year under K.S.A. 75-4301(a)(5). This member currently has a substantial interest in Kelly Dunn Construction, Inc. Magnolia Hills, Inc., is a Kansas for-profit corporation. Its annual report indicates Kelly R. Dunn is president and a director of the corporation, and identifies real estate development as the nature and kind of business in which the corporation is engaged. KC Development LLC is a Kansas limited liability company. The most recent annual report, filed February 9, 2017, indicates Kelly R. Dunn is a member who owns five percent or more of capital in the limited liability company.
- [Question 3] This governing body member's spouse continues to be a Kansas licensed real estate agent associated as an independent contractor of Todd E. Welsh, a Kansas licensed real estate broker (the "Broker," as defined in K.S.A. 58-3035(f)), doing business as the brokerage firm SalinaHomes.com, Inc., a Kansas for-profit corporation (the "Brokerage Firm," as defined in K.S.A. 58-30-102(e)). The Brokerage Firm's annual report indicates that Mr. Welsh holds the positions of officer and director of the corporation and identifies "RE AGENT BROKER" as the nature and kind of business in which the corporation is engaged.

The governing body member's current Statement of Substantial Interests form identifies "Salina Homes, Inc." in the "Receipt of Compensation" section. We request the Commission's advisory opinion as to whether the governing body member actually has a substantial interest under K.S.A. 75-4301a(a)(2) in SalinaHomes.com, Inc., based upon the following summary of his spouse's financial arrangement with the Brokerage Firm.

The spouse pays to the Brokerage Firm: (a) a fixed, monthly, "desk" fee; (b) an administrative fee based upon a percentage of any share of a brokerage fee payable by the Brokerage Firm to the spouse; and (c) a fixed-charge per transaction to reimburse the Brokerage Firm for certain insurance expense.

At closing of a sale transaction, the closing agent (commonly a title company or bank) deducts the brokerage fee from the seller's proceeds and disburses by check payable to the Brokerage Firm the share of the brokerage fee payable to the Brokerage Firm and, if applicable, disburses by separate check the share of the brokerage fee payable to another Brokerage firm representing the purchaser. The share of the brokerage fee payable to the Brokerage Firm, less the administrative fee and the fixed charge described above, is then paid by the Brokerage Firm to the governing body member's spouse. The Brokerage Firm annually issues a Form 1099 to the spouse which reports taxable income received by her.

- [Question 4] Todd Welsh, Inc., is a Kansas for-profit corporation. The annual report indicates that Todd Welsh holds the positions of officer and director of the corporation and identifies "Real Estate Sales" as the nature and kind of business in which the corporation is engaged.
- [Question 5] From time to time, the City of Salina has and will sell real estate that it has determined to be surplus. To do so, the City has and will list the property for sale by all members of the Salina Multiple Listing Service, Inc. Any offer to purchase the City's surplus real estate within the parameters established by the governing body, has and will be considered, and the members have and will vote on the making of a contract of sale of the property. As required by K.S.A. 58-30,110: "The disclosure of the brokerage relationship between all licensees involved and the seller and buyer shall be included in any contract for sale and in any lot reservation agreement." In the case of future sales of City-owned real estate listed on the Salina Multiple Listing Service, the buyer will be represented by a buyer's agent in the transaction (for example, the City recently entered into a contract of sale for an individual residential lot. The property was listed for sale with the local real estate brokerage firm of RE/MAX Advantage Realtors, Inc., and was listed on the Salina Multiple Listing Service. Todd Welsh, Inc., was the buyer).
- [Questions 6-7] The City has and will utilize either of the described approaches when offering City-owned real estate for sale. While the Salina Multiple Listing Service database of properties listed is directly available only to its member licensed realtors, the same information for all Salina Multiple Listing Service listings is available through the public websites of a number of its member real estate brokerage firms.

### Questions

1. Two governing body members both have a substantial interest in Salina Regional Health Center, Inc. Do they have a substantial interest in Salina Region-

al Heath Foundation based upon the relationship between Salina Regional Health Center, Inc., and Salina Regional Health Foundation?

2. Another governing body member, whose spouse is a real estate agent, has a substantial interest in Kelly Dunn Construction, Inc. Does he also then have a substantial interest in Magnolia Hills, Inc., KC Development LLC, or Kelly R. Dunn doing business as a sole proprietorship, based upon the involvement of Kelly R. Dunn in each of those businesses?
3. Does this governing body member have a substantial interest in SalinaHomes.com, Inc?
4. If this governing body member has a substantial interest in SalinaHomes.com, Inc., does he also then have a substantial interest in Todd Welsh, Inc., based upon the involvement of the same principal in each of those businesses?
5. If a purchaser of real estate from Salina, under a contract of sale, is represented in the transaction by a buyer's agent as defined by K.S.A. 58-30,102(f), is the buyer's agent also regarded as a party to the contract of sale between Salina and the purchaser for purposes of the application of K.S.A. 75-4304(a)?
6. If the governing body, by publication in the official city newspaper, causes city-owned real estate to be advertised for sale with an invitation for interested parties to submit bids for consideration by the governing body, does a resulting contract of sale constitute a contract "let after competitive bidding has been advertised for by published notice" under K.S.A. 75-4304(d)(1)?
7. If the governing body lists city-owned real estate for sale with a local real estate brokerage firm, the real estate is listed for sale on the local Multiple Listing Service, and the governing body receives one or more offers for the purchase of the property in response to the property being listed for sale on the local Multiple Listing Service, does a resulting contract of sale constitute a contract "let after competitive bidding has been advertised for by published notice" under K.S.A. 75-4304(d)(1)?

### Analysis and Opinion

Governing body members for Salina are local governmental officers as defined by K.S.A. 75-4301a(d): "Local governmental officer" means any elected or appointed officer of any governmental subdivision or any of its agencies." Such officers are required to disclose substantial interests by statements filed pursuant to, and in accordance with, K.S.A. 75-4302a. As defined in K.S.A. 75-4301a(a),

"[s]ubstantial interest" means any of the following: (1) If an individual or an individual's spouse, either individually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

(2) If an individual or an individual's spouse, either individually or collectively, has received

(continued)

during the preceding calendar year compensation which is or will be required to be included as taxable income on federal income tax returns of the individual and spouse in an aggregate amount of \$2,000 from any business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

(3) If an individual or an individual's spouse, either individually or collectively, has received in the preceding 12 months, without reasonable and valuable consideration, goods or services having an aggregate value of \$500 or more from a business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

(4) If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business, other than an organization exempt from federal taxation of corporations under section 501(c)(3), (4), (6), (7), (8), (10) or (19) of chapter 26 of the United States code, the individual has a substantial interest in that business, irrespective of the amount of compensation received by the individual or individual's spouse.

(5) If an individual or an individual's spouse receives compensation which is a portion or percentage of each separate fee or commission paid to a business or combination of businesses, the individual has a substantial interest in any client or customer who pays fees or commissions to the business or combination of businesses from which fees or commissions the individual or the individual's spouse, either individually or collectively, received an aggregate of \$2,000 or more in the preceding calendar year.

In Opinion No. 2015-06, we stated that a Salina city commissioner had a substantial interest in a company that paid his spouse over \$2,000 for realtor services. The facts provided did not specify whether the company paid his spouse directly or paid her through the spouse's broker. We assumed his spouse was paid indirectly, through the broker, for discussion purposes and indicated a substantial interest existed in the company, whether the company paid directly or indirectly, pursuant to K.S.A. 75-4301a(a)(2) and (a)(5), respectively.

1. Two governing body members both have a substantial interest in Salina Regional Health Center, Inc. Do they have a substantial interest in Salina Regional Health Foundation based upon the relationship between Salina Regional Health Center, Inc., and Salina Regional Health Foundation?

In response to your first question, neither governing body members, nor their spouses, have a position with or have received anything of value from Salina Regional Health Foundation that creates a substantial interest. The Foundation is a corporate member of Salina Regional Health Center, in which both governing body members have a substantial interest. A nexus between the Foundation and SRHC does not meet any of the statutory definitions of a substantial interest when viewed from the governing body members' perspective. A substantial

interest doesn't exist for either in the Foundation. Further, the local conflict of interest laws doesn't impute a substantial interest to either governing body member in the Foundation because of the connection between the Foundation and SRHC.

2. Another governing body member, whose spouse is a real estate agent, has a substantial interest in Kelly Dunn Construction, Inc. Does he also then have a substantial interest in Magnolia Hills, Inc., KC Development LLC, or Kelly R. Dunn doing business as a sole proprietorship, based upon the involvement of Kelly R. Dunn in each of those businesses?

Similarly, a substantial interest is not imputed to a governing body member in Magnolia Hills, Inc., KC Development LLC, or Kelly R. Dunn, doing business as a sole proprietor, because those businesses have connections to Kelly Dunn Construction, Inc., a business in which a governing body member present has a substantial interest, as indicated by the facts provided. The governing body member and his spouse do not hold a position in, nor have they received from Magnolia Hills, Inc., KC Development LLC, and Kelly R. Dunn, a sole proprietor, that otherwise creates a substantial interest.

3. Does this governing body member have a substantial interest in SalinaHomes.com, Inc.?
4. If this governing body member has a substantial interest in SalinaHomes.com, Inc., does he also then have a substantial interest in Todd Welsh, Inc., based upon the involvement of the same principal in each of those businesses?

Further, the governing body member does not have a substantial interest in SalinaHomes.com, Inc., or Todd Welsh, Inc., since he and his spouse did not receive anything of value from, nor does either hold a position with those businesses that meets the definition of a substantial interest pursuant to K.S.A. 75-4301a(a). The nexus between SalinaHomes.com, Inc., and Todd Welsh, Inc., does not create any substantial interest.

5. If a purchaser of real estate from Salina, under a contract of sale, is represented in the transaction by a buyer's agent as defined by K.S.A. 58-30,102(f), is the buyer's agent also regarded as a party to the contract of sale between the City and the purchaser for purposes of the application of K.S.A. 75-4304(a)?

Although the language in K.S.A. 75-4304(a) is sufficiently ambiguous to suggest that a person involved in the making of a contract, other than a party to a contract, may invoke its prohibition upon a local government official or employee, the unambiguous language in subsection (b) limits its prohibition to a person or business who is party to a contract. Since the conflict addressed by both subsections is to avoid a contract between a local government official or employee and a person or business in which the official or employee has a substantial interest, the two subsections should apply consistently. For this reason, a buyer's agent is not a party to a contract for the purchase of real estate for purposes of K.S.A. 75-4304(a).

6. If the governing body, by publication in the official city newspaper, causes city-owned real estate to be

advertised for sale with an invitation for interested parties to submit bids for consideration by the governing body, does a resulting contract of sale constitute a contract "let after competitive bidding has been advertised for by published notice" under K.S.A. 75-4304(d)(1)?

7. If the governing body lists city-owned real estate for sale with a local real estate brokerage firm, the real estate is listed for sale on the local Multiple Listing Service, and the governing body receives one or more offers for the purchase of the property in response to the property being listed for sale on the local Multiple Listing Service, does a resulting contract of sale constitute a contract "let after competitive bidding has been advertised for by published notice" under K.S.A. 75-4304(d)(1)?

The term "Contracts" is defined by K.S.A. 75-4301(g): "'Contracts' means agreements including but not limited to sales and conveyances of real and personal property and agreements for the performance of services." For purposes of K.S.A. 75-4304(d), contracts include those for real estate. We find the subparagraph (d)(1) publication requirement may be met by advertising for bid by published notice in the official city newspaper, and a contract is developed as a result after the governing body receives one or more offers for the purchase. The subparagraph (d)(1) publication requirement would not be met by a real estate agent listing the property through the Multiple Listing Service.

Sincerely,

G. Daniel Harden, Chairman  
By Direction of the Commission

Doc. No. 045720

## State of Kansas

### Office of the Governor

#### Executive Directive No. 17-483

#### Authorizing Expenditure of Federal Funds

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

Pursuant to the authority of the Secretary of the Kansas Department of Health and Environment to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 250(a) and (b) of Chapter 104 of *The 2017 Session Laws of Kansas*, approval is hereby granted to the Department of Health and Environment for expenditure in FY 2018 and FY 2019 of monies in the federal fund entitled "CDC Multipurpose Grant Fund."

Pursuant to the authority of the Superintendent of the School for the Deaf to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 250(a) and (b) of Chapter 104 of *The 2017 Session Laws of Kansas*, approval is hereby granted to the School for the Deaf for expenditure in FY 2018 and FY 2019 of monies in the federal fund entitled "Universal Newborn Screening & Intervention."

I have conferred with the Director of the Budget and members of my staff, and I have determined that the

guidelines set forth in KSA 75-3711 and 75-3711c have been applied and that none of the foregoing actions exceeds the limitations contained therein.

Dated September 7, 2017.

Sam Brownback  
Governor

Doc. No. 045723

## State of Kansas

### Secretary of State

#### Executive Appointments

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

#### District Magistrate Judge, 21st Judicial District

**Judge James R. Kepple**, 202 W. Sycamore St., Ness City, KS 67560-1564.

#### 911 Coordinating Council, Kansas

**Sherry Massey**, 509 Woodlawn Ave., Salina, KS 67401. Term expires June 30, 2020. Succeeds Michele Abbott.

#### Acupuncture Advisory Council, Kansas

**Cynthia Chamberlain**, 5816 W. 157th St., Overland Park, KS 66223-3476. Term expires June 30, 2021.

#### Athletic Commission, Kansas

**Dr. Matthew Bohm**, 7240 SW 69th St., Auburn, KS 66402. Term expires June 30, 2021. Succeeds Dr. Daniel Stechschulte.

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

**Rev. Daniel Donaldson**, SW Queens Court, Topeka, KS 66614-4645. Term expires April 29, 2020. Succeeds Margrette Atwood.

#### Emergency Planning and Response, Commission on

**Nickolaus Hernandez**, 1119 Forrest Glenn Drive, Arkansas City, KS 67005-4122. Term expires November 30, 2019. Succeeds John Sweet.

#### Mortuary Arts, State Board of

**Bridgette Tinsley**, 2026 Queens Road, Salina, KS 67401. Term expires July 31, 2020. Succeeds Steven Melby.

#### Propane Education and Research Council, Kansas

**Jeff Conrad**, 15132 SW 125th St., Sedgwick, KS 67135. Term expires August 30, 2020.

**Jeffry Thompson**, 6711 Crescent Rim Drive, Ozawie, KS 66070. Term expires August 30, 2020.

(continued)

**Brian Waggoner**, 110 Spruce Drive, Bendena, KS 66008. Term expires August 31, 2020. Succeeds Aimee Tempera-Parks.

**Real Estate Appraisal Board**

**Scott Brown**, 2630 Co Rd W, Gem, KS 67734-9019. Term expires June 30, 2020. Succeeds Robin Hannigan.

**Turnpike Authority, Kansas**

**David Lindstrom**, 13209 Woodson St., Leawood, KS 66209-3817. Term expires June 30, 2021.

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

**Willie "Lazone" Grays**, 629 SE Quincy St., Suite 104, Topeka, KS 66603. Term expires June 30, 2020. Reappointed.

**Thomas "Artie" Lucas**, 11984 S. Provence St., Villa 2001, Olathe KS 66061. Term expires June 30, 2019. Succeeds Jack Sossoman, resigned.

Kris W. Kobach  
Secretary of State

Doc. No. 045738

**State of Kansas**

**Department of Revenue**

**Notice of Hearing on Proposed Administrative Regulations**

A public hearing will be conducted by the Department of Revenue at 9:00 a.m. Wednesday, November 29, 2017, in the Legal Conference Room on the fourth floor of the Mills Building, 109 SW 9th St., Topeka, Kansas, to consider the revision of low income scholarship tax credit regulations. Copies of these proposed regulations may be found at <https://www.ksrevenue.org/prproposedregulations.html>.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written comments from the public on the proposed regulations. All interested parties may submit written public comments on the proposed regulations prior to the hearing to Justin Carroll, Financial Economist, Office of Research and Analysis, Docking State Office Building, 915 SW Harrison, Topeka, KS 66612 or through email at [justin.carroll@ks.gov](mailto:justin.carroll@ks.gov).

All interested parties will be given a reasonable opportunity to present their views, either orally or in writing or both, concerning the adoption of the proposed regulations. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant 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 statements 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 Justin Carroll at 785-296-8042 or TTY 785-296-6461. Disabled parking is located on the north

side of the Mills Building on either side of 9th St. The north entrance to the Mills Building is accessible.

These regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and the economic impact follows:

**Kansas Department of Revenue  
Article 12. Income Taxation**

**Adoption of K.A.R. 92-12-146.** K.A.R. 92-12-146 provides types of contributions eligible for the program as well as taxpayers who can make contributions.

**Adoption of K.A.R. 92-12-148.** K.A.R. 92-12-148 refers to the tax credit application contributors are required to fill out.

**Adoption of K.A.R. 92-12-149.** K.A.R. 92-12-149 outlines how scholarship-granting organizations submit quarterly reports.

**Economic Impact:**

Private businesses currently structured as a pass-through entity will now be able to make contributions to the program. Private citizens will now be able to make contributions to the program.

The fiscal impact of 2017 SB 19 for the changes made to this program is anticipated to be approximately \$9.5 million. The program currently awards approximately \$500,000 in tax credits each year but could reach the cap of \$10.0 million due to expanding program eligibility.

Samuel M. Williams  
Secretary

Doc. No. 045736

**State of Kansas**

**Board of Healing Arts**

**Notice of Hearing on Proposed Administrative Regulations**

A public hearing will be conducted on Monday, November 20, 2017, at 11:00 a.m. in the board room at the Kansas State Board of Healing Arts, 800 SW Jackson, Lower Level – Suite A, Topeka, Kansas, to consider proposed new regulations related to licensure of and practice by Acupuncturists.

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 e-mail to [KSBHA\\_HealingArts@ks.gov](mailto: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 SW Jackson, Lower Level – Suite A, Topeka, KS 66612; on the agency website at <http://www.ksbha.org/publicinformation/publicinformation.shtml>, by contact-



ing 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. 100-76-1. Fees** The purpose of this regulation is to establish fees to be collected by the Board for initial applications for licensure from acupuncturists, renewal of licensure, late renewals, reinstatement of licensure, certified copy of license, written verification of licensure, and conversions from one type of licensure to another.

**K.A.R. 100-76-2. Licensure by Examination** The purpose of this regulation is to advise potential applicants of the examination requirements set by the Board. This regulation explains which components of the national certification commission for acupuncture and oriental medicine ("NCCAO"). It also advises applicants of the requirement of having a clean needle technique ("CNT") certificate issued within the previous six years.

**K.A.R. 100-76-3. Waiver of Examination and Education** The purpose of this regulation is to provide guidance to applicants who are applying for licensure through the grandfathering option. This regulation provides information regarding the documentation required by the Board to determine the applicant's prior education and examinations and whether they qualify based upon this information for licensure without having formal education and/or training.

**K.A.R. 100-76-4. Exempt License; unprofessional conduct** The purpose of this regulation is to advise individuals with an exempt license the limitations that are imposed on that license. The regulation also provides information regarding the continuing duties of the license to advise the Board of any changes in their proposed professional activities. This regulation also sets forth the continuing education requirements for an individual who has held an exempt license for less than two years to convert the license to an active license.

**K.A.R. 100-76-5. Professional Liability Insurance** The purpose of this regulation is to advise applicants for licensure in acupuncture that they are required to maintain professional liability insurance while they have an active license. This regulation also sets forth the minimum coverage requirements.

**K.A.R. 100-76-6. Continuing Education** The purpose of this regulation is to give guidance to licensees regarding the required continuing education necessary to maintain licensure. The regulation gives information regard-

ing the number of hours and the types of hours accepted as proof of continuing education.

**K.A.R. 100-76-7. Unprofessional conduct; definitions** The purpose of this regulation is to advise acupuncture licensees of conduct that the Board has determined to be prohibited.

**K.A.R. 100-76-8. Professional incompetency; definitions** The purpose of this regulation is to advise acupuncture licensees of the definition of incompetency and the multitude of ways that incompetency can be determined, by either gross or ordinary negligence.

**K.A.R. 100-76-9. Patient records; adequacy** The purpose of this regulation is to advise acupuncture licensees of the specific requirements that are to be contained in each patient record.

**K.A.R. 100-76-10. Release of records** The purpose of this regulation is to advise acupuncture licensees of their obligation to provide copies of patient records to the patient or a patient's legal representative upon a signed release. It also advises licensees that under certain circumstances they can refuse to release the records directly to the patient, but can provide the records to another licensee designated by the patient. Additionally, the regulation advises licensees that they may charge for copying patient records, but are not allowed to condition the furnishing of the record to the patient upon prepayment of these costs.

**K.A.R. 100-76-11. Free offers** The purpose of this regulation is to advise acupuncture licensees of the limitations on performing free examinations, services or procedures and that if the appointment with the patient expands beyond the free offer, the licensee must explain to the patient any additional examination, service or procedure and the approximate cost of such examination, service or procedure before proceeding.

**K.A.R. 100-76-12. Business transactions with patients; unprofessional conduct** This regulation advises acupuncture licensees of the limitations on entering into or offering other business opportunities to their patients. It also advises licensees that offering to sell non-health related goods or services to a patient at the location the licensee regularly practices is considered unprofessional conduct. The regulation provides exceptions to this rule.

Costs to the State Board of Healing Arts are expected to be minimal for the daily administration of this license. Additional costs will be incurred by the Board for investigation of complaints made to the Board regarding acupuncturists, as well as additional costs for litigation of investigations deemed to show that such licensee of the Board has violated the practice act.

There are no anticipated costs to other Governmental Agencies or upon private businesses. Individuals who wish to practice acupuncture in the state of Kansas will now be required to obtain licensure from the Board to engage in that profession, therefore the acupuncturists will bear the costs of licensure. There may be a minimal economic impact to the public if the practitioners choose to pass these costs on to their patients.

Kathleen Selzler Lippert  
Executive Director

Doc. No. 045730

## State of Kansas

## Department of Agriculture

## Permanent Administrative Regulations

## Article 2. — AGRICULTURAL SEED

**4-2-3. Sampling procedure.** (a) Each of the following terms, as used in this regulation, shall have the meaning specified in this subsection:

(1) "Free-flowing seed" means any agricultural seed that readily sheds the husks, hulls, awns, bran, and other plant parts while being conditioned, allowing the seeds to move freely and independently of each other.

(2) "Non-free-flowing seed" means any agricultural seed that, because of attached husks, hulls, awns, bran, and other plant parts that do not readily separate from the seed while being conditioned, tends to bind together, preventing the seeds from moving independently of each other.

(3) "Seed" means agricultural seed as defined in K.S.A. 2-1415, and amendments thereto.

(b) To obtain a representative sample, equal portions shall be taken from evenly distributed parts of the lot to be sampled based on the type of seed and number of containers, unless the seed is stored or piled in a manner that makes taking a representative sample impossible or impractical.

(c) For free-flowing seed in bags or bulk, a probe or trier long enough to sample all portions of the bag shall be used.

(d) All non-free-flowing seed, including uncleaned agricultural seed and chaffy range grasses that are difficult to sample with a probe or trier, shall be sampled by thrusting the hand into the bulk and withdrawing representative portions.

(e) The portions collected from a single lot shall be combined into one or more composite samples.

(f) As the seed is sampled, each portion shall be examined. If a lack of uniformity appears to exist, additional samples shall be taken to determine whether a lack of uniformity exists. (Authorized by K.S.A. 2016 Supp. 2-1427; implementing K.S.A. 2-1416 and K.S.A. 2016 Supp. 2-1423; effective Jan. 1, 1966; amended Oct. 6, 2017.)

**4-2-8. Methods of analyses.** (a) Subject to the provisions of subsections (f), (g), and (h) of this regulation, the methods of analysis shall be those published by the association of official seed analysts in the following sections of volume 1 of the "AOSA rules for testing seeds," titled "principles and procedures," including all tables and charts, dated October 1, 2016 and hereby adopted by reference:

(1) Section 2, preparation of working samples, except page 2-60;

(2) section 3, the purity analysis, except page 3-30;

(3) section 4, uniform classification of weed and crop seeds;

(4) section 5, examinations;

(5) section 6, germination tests;

(6) section 8, tetrazolium testing;

(7) section 12, mechanical seed counts; and

(8) section 14, tolerances, except subsection 14.10.

(b) Volume 2 of the association of official seed analysts' "AOSA rules for testing seeds," titled "uniform blowing procedure," revised 2015, is hereby adopted by reference, except page ii, section 1, and section 8.

(c) Volume 3 of the association of official seed analysts' "AOSA rules for testing seeds," titled "uniform classification of weed and crop seeds," revised 2016, is hereby adopted by reference, except pages i-iii and viii-xiv.

(d) Volume 4 of the association of official seed analysts' "AOSA rules for testing seeds," titled "seedling evaluation," including illustrations, dated 2016, is hereby adopted by reference, except pages i-vi; page 18; the "references" sections on pages 22, 41, 46, 58, 62, 67, 98, 109, and 115; and pages 135-139.

(e) The "AOSA/SCST tetrazolium testing handbook," prepared by the tetrazolium subcommittee of the association of official seed analysts and the society of commercial seed technologists, including tables and illustrations, 2010 edition, is hereby adopted by reference, except pages i-viii; in part 1, subsections 1, 3, 7, and 15.2; part 4; and part 5.

(f) For the purpose of this regulation, the term "noxious-weed seed" used in the material adopted by reference in this regulation shall mean "restricted weed seed" as defined in K.S.A. 2-1415 and amendments thereto.

(g) For the purpose of this regulation, the term "purity tolerances" used in the material adopted by reference in this regulation shall mean "the greatest non-significant difference between two values, which may be two estimates or a specification and an estimate."

All other terms used in the material adopted by reference in this regulation shall have the meanings specified in the adopted portions of the "AOSA rules for testing seeds," unless a term is defined by K.S.A. 2-1415 and amendments thereto, in which case the term shall have the meaning specified in that statute.

(h) The following restrictions shall apply in addition to tolerances for the testing of seed in section 14 adopted by reference in paragraph (a)(8) of this regulation:

(1) Restricted weed seed tolerances shall not exceed the limitations specified in K.S.A. 2-1415 and amendments thereto.

(2) No tolerance shall be applied to any seed component that is guaranteed as "none" on the label. (Authorized by K.S.A. 2016 Supp. 2-1427; implementing K.S.A. 2016 Supp. 2-1423; effective Jan. 1, 1966; amended May 1, 1983; amended Jan. 1, 1989; amended Dec. 12, 1994; amended Jan. 18, 2008; amended Oct. 6, 2017.)

**4-2-17a.** (Authorized by K.S.A. 2-1427; implementing K.S.A. 2-1425 as amended by 1989 HB 2133; effective, T-4-7-5-89, July 5, 1989; effective Aug. 14, 1989; revoked Oct. 6, 2017.)

**4-2-21. Registration fees for wholesalers and retailers.** (a) Each wholesaler shall pay a registration fee of \$250 for each location at which the wholesaler is doing business.

(b) Each retailer shall pay a registration fee of \$30 for each location at which the retailer is doing business.

(c) Each person registering as both a wholesaler and a retailer at the same location shall pay a registration fee

of \$280 for each location at which the person is doing business. (Authorized by K.S.A. 2016 Supp. 2-1421a and 2-1427; implementing K.S.A. 2016 Supp. 2-1421a; effective Oct. 6, 2017.)

Jackie McClaskey  
Secretary

Doc. No. 45718

## State of Kansas

### Department of Administration

#### Permanent Administrative Regulations

#### Article 9.—HOURS; LEAVES; EMPLOYEE-MANAGEMENT RELATIONS

##### **1-9-7b. Military leave; voluntary or involuntary service with reserve component of the armed forces.**

(a)(1) Each employee in a classified or unclassified position that is eligible for benefits who is a member of a reserve component of the military service of the United States shall be granted a maximum of 30 working days of military leave with pay for required military duty within each 12-month period beginning October 1 and ending September 30 of the following year.

(2) For the purpose of this regulation, "required military duty" shall mean any period of active duty, inactive duty, or full-time national guard duty, or any other appropriate duty status as determined by the director, that is required of the employee.

(b) Required military duty in excess of 30 working days within the 12-month period specified in subsection (a) shall be charged to military leave without pay or, at the employee's request, to appropriate accrued leave.

(c) Each request for military leave shall be submitted to the appointing authority with as much notice as possible under the circumstances of the required military duty. Whenever possible, an appropriate military order or duty document shall be received by the appointing authority before military leave is authorized.

(d) Each employee in a classified or unclassified position that is eligible for benefits shall be granted military leave without pay or, at the employee's request, appropriate accrued leave for the purpose of induction, entrance, or examination for entrance into a reserve component. Notice to the appointing authority shall be provided as prescribed by the appointing authority. Upon completion of the induction, entrance, or examination, the employee shall return to state employment as prescribed in subsection (f).

(e) Upon release from a period of service under subsection (a), (b), or (d) or upon discharge from hospitalization for or convalescence from an illness or injury incurred in or aggravated during the service, each employee shall be permitted to return to one of the following positions:

(1) The position in which the employee would have been employed if the employee had not been absent; or

(2) a position with status and pay similar to the status and pay that the employee would have had if the employee had not been absent for those purposes. If the employee is not qualified to perform the duties of the position by reason of disability sustained while absent

in accordance with this regulation but is qualified to perform the duties of any other position, the employee shall be offered employment in a position comparable to the former position, in status and pay.

(f)(1) Except as provided in paragraph (f)(2), when returning from periods of required military duty or upon completion of the induction, entrance, or examination for entrance into a reserve component, the employee shall report for work as follows:

Period of Absence (in consecutive days)	Return to Work Following Release From a Period of Service
1-30	First full, regularly scheduled day after release
31-180	Within 14 days of release
181+	Within 90 days of release

(2) The time periods specified in paragraph (f)(1) may be extended to no more than two years from the date of release from a period of service to accommodate a period of hospitalization or convalescence resulting from a service-connected injury or illness. To the extent practicable, the employee shall inform the appointing authority of any change in the date on which the employee is anticipated to return to work. The appointing authority may request documentation from the employee's commanding officer or the employee's licensed health or mental health care provider of the date on which the employee is released from a period of service and of the reasons the employee will not be able to return to work following the employee's release from a period of service.

(g) Military leave shall be counted as part of the employee's length of service as prescribed in K.A.R. 1-2-46. Sick leave, vacation leave, and holiday credit shall not be earned or accrued during a period of required military duty when military leave without pay has been granted.

(h) For purposes of this regulation, each reference to the military reserve of the United States shall be considered to include members of the national guard. (Authorized by K.S.A. 75-3706 and K.S.A. 2016 Supp. 75-3747; implementing K.S.A. 75-3707 and 75-3746; effective May 1, 1985; amended Dec. 17, 1995; amended, T-1-10-1-97, Oct. 1, 1997; amended, T-1-11-5-99, Nov. 5, 1999; amended Dec. 27, 2002; amended Oct. 1, 2006; amended Oct. 6, 2017.)

Sarah Shipman  
Secretary

Doc. No. 045727

## State of Kansas

### Behavioral Sciences Regulatory Board

#### Permanent Administrative Regulations

#### Article 3.—PROFESSIONAL COUNSELORS; FEES

**102-3-7b. Requirements for board-approved clinical supervisor; application.** (a) Each licensee providing postgraduate clinical supervision shall be a board-approved clinical supervisor. This requirement shall apply  
(continued)



9-10-33a	Amended	V. 36, p. 1038
9-10-40	New	V. 36, p. 1038
9-18-31	New	V. 35, p. 313
9-26-1	Revoked	V. 35, p. 314
9-27-1	Amended	V. 35, p. 695

**AGENCY 16: ATTORNEY GENERAL**

Reg. No.	Action	Register
16-9-1	Revoked	V. 35, p. 1033
16-14-10	New (T)	V. 35, p. 626
16-14-10	New	V. 35, p. 858
16-14-11	New (T)	V. 35, p. 626
16-14-11	New	V. 35, p. 858
16-15-1 through 16-15-4	New (T)	V. 35, p. 626-628
16-15-1 through 16-15-4	New	V. 35, p. 858-860
16-16-1	New	V. 35, p. 1033
16-16-2	New	V. 35, p. 1033
16-16-3	New	V. 35, p. 1033

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

Reg. No.	Action	Register
28-4-114a	Amended	V. 36, p. 364
28-4-118	Amended	V. 36, p. 365
28-4-428	Amended	V. 36, p. 366
28-4-428a	Amended	V. 36, p. 366
28-4-587	Amended	V. 36, p. 571
28-4-592	Amended	V. 36, p. 573
28-4-802	Revoked	V. 36, p. 973
28-17-10	Amended	V. 35, p. 566
28-17-11	Revoked	V. 35, p. 567
28-17-20	Amended	V. 35, p. 567
28-19-11	Amended	V. 35, p. 930
28-19-300	Amended	V. 35, p. 954
28-19-304	Amended	V. 35, p. 955
28-54-1 through 28-54-5	Amended	V. 36, p. 939-940
28-71-1 through 28-71-12	Amended	V. 36, p. 1052-1055
28-74-1	New	V. 35, p. 383
28-74-2	New	V. 35, p. 383
28-74-3	New	V. 35, p. 383
28-74-4	New	V. 35, p. 384

**AGENCY 30: KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES**

Reg. No.	Action	Register
30-44-2	Amended	V. 35, p. 63
30-44-6	New	V. 35, p. 63
30-46-10	Amended	V. 35, p. 581
30-47-3	New	V. 36, p. 973

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-1-37	Amended	V. 36, p. 918
40-1-48	Amended	V. 36, p. 919
40-2-18	Amended	V. 35, p. 405
40-4-34	Amended	V. 35, p. 384
40-4-35	Amended	V. 36, p. 972
40-4-41	Amended	V. 35, p. 633
40-4-42a	Amended	V. 36, p. 954

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

Reg. No.	Action	Register
44-12-301	Amended (T)	V. 35, p. 742
44-12-301	Amended	V. 35, p. 898

**AGENCY 49: DEPARTMENT OF LABOR**

Reg. No.	Action	Register
49-55-1	Amended (T)	V. 36, p. 842
49-55-2	Amended (T)	V. 36, p. 842
49-55-3	Revoked (T)	V. 36, p. 842
49-55-4	Amended (T)	V. 36, p. 842
49-55-5	Revoked (T)	V. 36, p. 842
49-55-6	Amended (T)	V. 36, p. 842
49-55-8	Amended (T)	V. 36, p. 842
49-55-11	Amended (T)	V. 36, p. 843
49-55-12	Amended (T)	V. 36, p. 843
49-55-13	New (T)	V. 36, p. 843

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

Reg. No.	Action	Register
51-9-7	Amended	V. 35, p. 1046

**AGENCY 60: BOARD OF NURSING**

Reg. No.	Action	Register
60-2-101	Amended	V. 35, p. 322
60-3-102	Amended	V. 35, p. 323
60-3-103	Amended	V. 35, p. 323
60-3-110	Amended	V. 35, p. 323
60-3-113	Amended	V. 35, p. 324
60-4-101	Amended	V. 36, p. 369
60-7-102	Amended	V. 35, p. 324
60-7-106	Amended	V. 35, p. 324
60-9-105	Amended	V. 35, p. 325
60-9-106	Amended	V. 35, p. 326
60-17-102	Amended	V. 35, p. 327

**AGENCY 61: BOARD OF BARBERING**

Reg. No.	Action	Register
61-1-24	Amended	V. 35, p. 991
61-3-2	Amended	V. 35, p. 991
61-3-3	Amended	V. 35, p. 991
61-3-5	Amended	V. 35, p. 991
61-3-7	Amended	V. 35, p. 384
61-3-20	Amended	V. 35, p. 991
61-4-2	Amended	V. 35, p. 991
61-7-1	Revoked	V. 35, p. 385
61-7-2	New	V. 35, p. 385

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

Reg. No.	Action	Register
66-6-1	Amended	V. 35, p. 455

**AGENCY 67: KANSAS BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING INSTRUMENTS**

Reg. No.	Action	Register
67-2-4	Amended	V. 36, p. 80
67-5-5	Amended	V. 36, p. 81

**AGENCY 68: BOARD OF PHARMACY**

Reg. No.	Action	Register
68-1-1b	Amended	V. 35, p. 695
68-1-1f	Amended	V. 35, p. 696
68-1-1g	Revoked	V. 35, p. 696
68-5-18	New	V. 35, p. 696
68-7-10	Amended	V. 35, p. 697
68-7-22	New	V. 35, p. 427
68-7-23	New (T)	V. 36, p. 822
68-7-23	New	V. 36, p. 1017
68-9-2	Amended	V. 35, p. 698
68-9-3	New	V. 35, p. 699
68-11-3	New	V. 35, p. 700

**AGENCY 69: BOARD OF COSMETOLOGY**

Reg. No.	Action	Register
69-11-1	Amended	V. 35, p. 1097
69-12-18	New	V. 35, p. 1098

**AGENCY 70: DEPARTMENT OF AGRICULTURE, BOARD OF VETERINARY EXAMINERS**

Reg. No.	Action	Register
70-5-1	Amended	V. 36, p. 140

**AGENCY 71: KANSAS DENTAL BOARD**

Reg. No.	Action	Register
71-6-5	Amended	V. 35, p. 140

**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-1-3	Amended	V. 35, p. 84
74-1-4	Amended	V. 35, p. 84
74-2-7	Amended	V. 35, p. 85
74-4-8	Amended	V. 35, p. 85
74-4-9	Amended	V. 35, p. 86
74-5-2	Amended	V. 35, p. 87
74-5-2a	Amended	V. 35, p. 88
74-5-2b	New	V. 35, p. 88
74-5-101 through 74-5-104	Amended	V. 35, p. 88, 89
74-5-201 through 74-5-203	Amended	V. 35, p. 89
74-5-301	Amended	V. 35, p. 90
74-5-401	Amended	V. 35, p. 90
74-5-403	Amended	V. 35, p. 90
74-5-405a	Amended	V. 35, p. 90
74-5-406	Amended	V. 35, p. 90
74-5-407	Amended	V. 35, p. 91
74-11-6	Amended	V. 35, p. 91
74-11-7	Amended	V. 35, p. 91
74-15-1	Amended	V. 35, p. 92

**AGENCY 82: STATE CORPORATION COMMISSION**

Reg. No.	Action	Register
82-4-1	Amended	V. 35, p. 357
82-4-2a	Amended	V. 35, p. 359
82-4-3h	Amended	V. 35, p. 359
82-4-3i	Amended	V. 35, p. 360
82-4-3j	Amended	V. 35, p. 362
82-4-3k	Amended	V. 35, p. 363
82-4-3n	Amended	V. 35, p. 364
82-4-3o	Amended	V. 35, p. 366
82-4-8a	Revoked	V. 35, p. 366
82-4-20	Amended	V. 35, p. 366
82-16-1	Amended	V. 36, p. 102
82-16-2	Amended	V. 36, p. 103
82-16-3	Revoked	V. 36, p. 103
82-16-4	Amended	V. 36, p. 103
82-16-5	Revoked	V. 36, p. 103
82-16-6	Amended	V. 36, p. 103

**AGENCY 86: REAL ESTATE COMMISSION**

Reg. No.	Action	Register
86-1-2	Revoked	V. 35, p. 928
86-1-4	Revoked	V. 35, p. 929
86-1-5	Amended	V. 36, p. 159
86-2-8	Revoked	V. 35, p. 929
86-3-19	Amended	V. 35, p. 929
86-3-26a	Amended	V. 35, p. 929
86-3-30	Revoked	V. 35, p. 929
86-3-31	New	V. 35, p. 929

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-3-8a	Amended	V. 36, p. 444
88-24-2	Amended	V. 36, p. 445
88-28-1 through 88-28-8	Amended	V. 36, p. 445-452
88-29-2	Revoked	V. 35, p. 1113
88-29-5	Revoked	V. 35, p. 1113
88-29-6	Revoked	V. 35, p. 1113
88-29-7	Revoked	V. 35, p. 1113
88-29-7a	Revoked	V. 35, p. 1113
88-29-8	Revoked	V. 35, p. 1113
88-29-8c	Revoked	V. 35, p. 1113
88-29-9	Revoked	V. 35, p. 1113
88-29-10	Revoked	V. 35, p. 1113
88-29-11	Amended	V. 35, p. 1113

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-1-70a	Amended	V. 36, p. 609
91-1-208	Amended	V. 36, p. 609
91-1-221	Revoked	V. 36, p. 609
91-1-235	Amended	V. 36, p. 610
91-31-32	Amended	V. 35, p. 1014
91-38-1 through 91-38-8	Amended	V. 36, p. 611-615
91-42-1	Amended	V. 36, p. 616
91-42-2	Amended	V. 36, p. 616
91-42-3	New	V. 35, p. 487
91-42-4	Amended	V. 36, p. 617
91-42-5	New	V. 35, p. 488
91-42-6	New	V. 35, p. 489
91-42-7	Amended	V. 36, p. 618

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-23-9 through 92-23-23	Revoked	V. 35, p. 63, 64
92-23-25	Revoked	V. 35, p. 64
92-23-30	Revoked	V. 35, p. 64
92-23-31	Revoked	V. 35, p. 64
92-23-37 through 92-23-40	Revoked	V. 35, p. 64
92-23-41 through 92-23-59	New	V. 35, p. 64-67
92-23-70 through 92-23-75	New	V. 35, p. 67, 68
92-57-1 through 92-57-5	New	V. 36, p. 843, 844

**AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION**

Reg. No.	Action	Register
93-6-3	Amended	V. 35, p. 357

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-28a-1a	New	V. 35, p. 353
100-28a-6	Amended	V. 35, p. 353
100-28a-9	Amended	V. 35, p. 354
100-28a-9a	New	V. 35, p. 354
100-28a-10	Amended	V. 35, p. 354
100-28a-11	Amended	V. 35, p. 355
100-28a-12	Amended	V. 35, p. 355
100-28a-13	Amended	V. 35, p. 355
100-28a-14	Amended	V. 35, p. 356

100-28a-15	Amended	V. 35, p. 356
100-28a-17	Amended	V. 35, p. 356
100-29-9	Amended	V. 35, p. 387
100-29-16	Amended	V. 35, p. 388
100-29-18 through 100-29-21	New	V. 36, p. 368, 369
100-54-7	Amended	V. 35, p. 389
100-54-12	New	V. 35, p. 390

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

Reg. No.	Action	Register
102-3-7b	New (T)	V. 36, p. 546
102-5-7b	New (T)	V. 36, p. 546
102-8-1	New (T)	V. 35, p. 628
102-8-1	New	V. 35, p. 930
102-8-2	New (T)	V. 35, p. 628
102-8-2	New	V. 35, p. 931
102-8-4	New (T)	V. 35, p. 629
102-8-4	New	V. 35, p. 931
102-8-6	New (T)	V. 35, p. 629
102-8-6	New	V. 35, p. 932
102-8-7	New (T)	V. 35, p. 629
102-8-7	New	V. 35, p. 932
102-8-8	New (T)	V. 35, p. 646
102-8-8	New	V. 35, p. 932
102-8-9 through 102-8-12	New (T)	V. 35, p. 630-632
102-8-9 through 102-8-12	New	V. 35, p. 932-935

**AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES**

Reg. No.	Action	Register
105-5-2	Amended	V. 35, p. 936
105-5-3	Amended	V. 35, p. 936
105-5-6	Amended	V. 35, p. 937
105-5-7	Amended	V. 35, p. 937
105-5-8	Amended	V. 35, p. 937
105-11-1	Amended	V. 35, p. 938

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

Reg. No.	Action	Register
109-1-1	Amended	V. 35, p. 314
109-2-1	Amended	V. 35, p. 317
109-2-2	Amended	V. 35, p. 317
109-2-6	Amended	V. 35, p. 318
109-2-7	Revoked	V. 35, p. 318
109-2-8	Amended	V. 36, p. 593
109-2-11	Amended	V. 35, p. 320
109-3-3	Amended	V. 36, p. 329
109-3-4	Amended	V. 36, p. 330
109-5-1a	Amended	V. 35, p. 935
109-5-1b	Amended	V. 35, p. 936
109-5-1c	Amended	V. 35, p. 936
109-5-5	Amended	V. 35, p. 582
109-7-1	Amended	V. 35, p. 321

**AGENCY 111: KANSAS LOTTERY**

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 *Kansas Register*. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 *Kansas Register*. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 *Kansas Register*. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 *Kansas Register*. A list of regulations filed from 2008

through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 *Kansas Register*. A list of regulations filed from December 1, 2009, through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 *Kansas Register*. 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*.

Reg. No.	Action	Register
111-2-30	Amended	V. 36, p. 880
111-2-62	Amended	V. 36, p. 564
111-2-321	New	V. 35, p. 898
111-2-322	New	V. 35, p. 898
111-3-1	Amended	V. 35, p. 898
111-4-878	Amended	V. 35, p. 819
111-4-879	Amended	V. 35, p. 819
111-4-880	Amended	V. 35, p. 819
111-4-3417 through 111-4-3421	New	V. 35, p. 131-135
111-4-3422	New	V. 35, p. 157
111-4-3423	New	V. 35, p. 157
111-4-3424 through 111-4-3431	New	V. 35, p. 406-408
111-4-3432	New	V. 35, p. 491
111-4-3433 through 111-4-3439	New	V. 35, p. 457-461
111-4-3440	Amended	V. 35, p. 900
111-4-3441	New	V. 35, p. 463
111-4-3442 through 111-4-3445	New	V. 35, p. 492-495
111-4-3446 through 111-4-3449	New	V. 35, p. 582-584
111-4-3450	New	V. 35, p. 678
111-4-3451	New	V. 35, p. 765
111-4-3452	New	V. 35, p. 766
111-4-3453	New	V. 35, p. 768
111-4-3454	New	V. 35, p. 821
111-4-3455 through 111-4-3459	New	V. 35, p. 900-904
111-4-3460	New	V. 35, p. 1057
111-4-3461	New	V. 35, p. 1058
111-4-3462	New	V. 35, p. 1059
111-4-3463 through 111-4-3465	New	V. 36, p. 160-162
111-4-3466	New	V. 36, p. 192
111-4-3467	New	V. 36, p. 193
111-4-3468	New	V. 36, p. 217
111-4-3469	New	V. 36, p. 218
111-4-3470	New	V. 36, p. 219
111-4-3471 through 111-4-3475	New	V. 36, p. 398-403
111-4-3476 through 111-4-3485	New	V. 36, p. 483-492
111-4-3486	New	V. 36, p. 565
111-4-3487	Amended	V. 36, p. 880
111-4-3488	New	V. 36, p. 567
111-4-3489	New	V. 36, p. 881
111-4-3490	New	V. 36, p. 882
111-4-3491 through 111-4-3498	New	V. 36, p. 973-983

111-4-3499		
through		
111-4-3501	New	V. 36, p. 1055-1057
111-5-219	New	V. 36, p. 493
111-5-220		
through		
111-5-227	New	V. 35, p. 1060-1064
111-6-1	Amended	V. 35, p. 907
111-7-66	Amended	V. 35, p. 158
111-7-68	Amended	V. 35, p. 159
111-7-73	Amended	V. 35, p. 159
111-7-75	Amended	V. 35, p. 159
111-7-265	New	V. 36, p. 404
111-7-266	New	V. 36, p. 405
111-9-216	New	V. 35, p. 586
111-9-217	New	V. 35, p. 586
111-15-1		
through		
111-15-3	Amended	V. 36, p. 1059
111-15-5	Amended	V. 36, p. 1061
111-15-6	Amended	V. 36, p. 1061
111-15-7	Amended	V. 35, p. 1064
111-15-21	Amended	V. 35, p. 1064
111-16-1	Amended	V. 35, p. 464
111-16-2	Amended	V. 35, p. 464
111-16-5	Amended	V. 35, p. 464
111-17-21	Amended	V. 35, p. 160
111-17-24	New	V. 35, p. 136
111-17-25	New	V. 35, p. 161
111-17-27	New	V. 35, p. 408
111-17-28	New	V. 35, p. 465
111-17-29	New	V. 35, p. 466
111-17-30	New	V. 35, p. 498
111-17-31	New	V. 35, p. 499
111-17-32	New	V. 35, p. 678
111-17-33	New	V. 35, p. 769
111-17-34	Amended	V. 35, p. 1065
111-17-35	New	V. 35, p. 909
111-17-36	New	V. 36, p. 194
111-18-1		
through		
111-18-7	New	V. 36, p. 220-224
111-19-1		
through		
111-19-3	New	V. 36, p. 224-225
111-19-4	Amended	V. 36, p. 1061
111-19-5	New	V. 36, p. 226
111-19-6	New	V. 36, p. 405
111-19-7	Amended	V. 36, p. 1062
111-19-8	New	V. 36, p. 407
111-19-9	New	V. 36, p. 493
111-19-10	New	V. 36, 494
111-19-11	Amended	V. 36, p. 884
111-19-12		
through		
111-19-18	New	V. 36, p. 495-496
111-19-19	New	V. 36, p. 568
111-19-20	New	V. 36, p. 983
111-19-21	New	V. 36, p. 984
111-301-28	Amended	V. 36, p. 163
111-301-45	Amended	V. 35, p. 770
111-301-47	New	V. 35, p. 1066

111-301-48	Amended	V. 36, p. 195
111-301-49	New	V. 35, p. 1066
111-301-50	Amended	V. 36, p. 195
111-301-51	New	V. 35, p. 1067
111-301-52	Amended	V. 36, p. 196
111-301-53		
through		
111-301-57	New	V. 35, p. 1067-1068
111-301-58	New	V. 36, p. 884
111-301-59	New	V. 36, p. 885
111-301-60		
through		
111-301-62	Amended	V. 36, p. 985-986
111-307-5	Amended	V. 35, p. 771
111-307-7	Amended	V. 35, p. 771
111-312-3	Amended	V. 36, p. 987
111-312-5	Amended	V. 36, p. 987
111-312-7	Amended	V. 36, p. 988
111-401-35	Amended	V. 36, p. 497
111-401-36	Amended	V. 35, p. 162
111-401-37	Amended	V. 35, p. 162
111-401-63	Amended	V. 36, p. 1063
111-401-142	Amended	V. 36, p. 196
111-401-148	Amended	V. 35, p. 504
111-401-185		
through		
111-401-188	Amended	V. 35, p. 139
111-401-190		
through		
111-401-194	Amended	V. 35, p. 140
111-401-200a	New	V. 35, p. 409
111-401-201		
through		
111-401-205	New	V. 35, p. 409-411
111-401-206	New	V. 36, p. 569
111-401-207	New	V. 36, p. 569
111-401-208		
through		
111-401-210	Amended	V. 36, p. 1065-1066
111-501-6	Amended	V. 36, p. 988
111-501-38	Amended	V. 36, p. 227
111-501-122		
through		
111-501-127	New	V. 35, p. 412-414
111-501-128		
through		
111-501-138	New	V. 35, p. 910-912
111-601-1		
through		
111-601-8	New	V. 36, p. 164-167
111-601-14		
through		
111-601-27	New	V. 36, p. 167-171
111-601-28	Amended	V. 36, p. 497
111-601-29		
through		
111-601-45	New	V. 36, p. 172-178

**AGENCY 112: RACING AND GAMING COMMISSION**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
112-102-2	Amended	V. 35, p. 612

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

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
115-2-2	Amended	V. 35, p. 973
115-2-3	Amended	V. 35, p. 973
115-4-2	Amended	V. 36, p. 273
115-4-11	Amended	V. 36, p. 274
115-7-1	Amended	V. 35, p. 974
115-7-10	Amended	V. 35, p. 975
115-8-1	Amended	V. 36, p. 398
115-8-13	Amended	V. 35, p. 975
115-8-24	Revoked	V. 35, p. 633
115-16-3	Amended	V. 36, p. 859
115-17-2	Amended	V. 35, p. 976
115-18-20	Amended	V. 35, p. 977
115-20-2	Amended	V. 36, p. 859
115-20-7	Amended	V. 36, p. 860

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
117-1-1	Amended	V. 36, p. 452
117-2-2	Amended	V. 36, p. 452
117-2-2a	Amended	V. 36, p. 453
117-2-4	Amended	V. 35, p. 536
117-3-2	Amended	V. 36, p. 454
117-3-2a	Amended	V. 36, p. 455
117-3-4	Amended	V. 35, p. 537
117-4-1	Amended	V. 35, p. 537
117-4-2	Amended	V. 36, p. 455
117-4-2a	Amended	V. 36, p. 456
117-4-4	Amended	V. 35, p. 539
117-5-2a	Amended	V. 36, p. 457
117-8-3	New	V. 35, p. 199

**AGENCY 123: DEPARTMENT OF CORRECTIONS—DIVISION OF JUVENILE SERVICES**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
123-17-101	New	V. 36, p. 369

**AGENCY 125: KANSAS AGRICULTURAL REMEDIATION BOARD**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
125-1-6	Amended	V. 35, p. 489
125-1-7	Amended	V. 35, p. 490

**AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
128-6-4	Amended (T)	V. 35, p. 1115
128-6-4	Amended	V. 36, 271

**AGENCY 133: OFFICE OF ADMINISTRATIVE HEARINGS**

<b>Reg. No.</b>	<b>Action</b>	<b>Register</b>
133-1-1		
through		
133-1-4	New	V. 36, p. 8

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