



Kansas Register

Ron Thornburgh, Secretary of State

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State of Kansas

Board of Pharmacy

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted at 10:30 a.m. Thursday, March 11, at the University of Kansas School of Pharmacy, 1251 Wescoe Hall Drive, 2056 Malott Hall, Room 2049, Lawrence, to consider the amendment of 68-20-10a and 68-1-1b and the proposed 68-7-21 of the Kansas Pharmacy Board.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the amendment of 68-20-10a and 68-1-1b and the proposed 68-7-21. All parties may submit written comments prior to the hearing to Debra Billingsley, Executive Secretary, Kansas Pharmacy Board, Room 560, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612-1231, or to pharmacy@pharmacy.ks.gov. All interested parties will be given a reasonable opportunity to present their views orally on the amendment of the regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting the Kansas Pharmacy Board at the address above or by calling (785) 296-4056. Handicapped parking is located along Sunnyside Avenue, which runs south of Malott Hall. If handicapped parking

on Sunnyside Avenue is used, it is necessary to cross the street to enter into the first floor of Malott Hall. There also is handicapped parking located behind Malott Hall in Lot #37. This lot is accessed by an alley that lies to the east of the Dole Human Development Center, which also is located to the east of Malott Hall. If Lot #37 is used, entry into Malott Hall would occur on the second floor of the building.

A summary of the amended and proposed regulations follows:

68-20-10a. Electronic prescription transmission of controlled substances. This regulation already identifies various provisions for electronic prescription transmission of controlled substances. The amended regulation is proposed to specify what constitutes a "long term care facility (LTCF)" for purposes of prescriptions by electronic transmission.

68-1-1b. Continuing education unit. This regulation provides the provisions for continuing educational units.

68-7-21. Institutional drug rooms. This regulation identifies the policies and procedures governing the storage and proper and consistent controls of drugs administered or dispensed in an Institutional Drug Room.

The above regulations will have minimal economic impact.

Copies of the regulations and the economic impact statements may be obtained by contacting the Kansas Pharmacy Board or from the board's Web site at <http://www.accesskansas.org/pharmacy/leg.html>.

Debra Billingsley
Executive Secretary

Doc. No. 037887

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State of Kansas

Kansas Judicial Council

Notice of Meetings

The Kansas Judicial Council, its Advisory Committees and the Commission on Judicial Performance will meet according to the following schedule at the Kansas Judicial Center, 301 S.W. 10th Ave., Topeka, unless otherwise designated:

Date	Committee	Time	Location
Jan. 15	Pattern Instruction for Kansas-Criminal	9:30 a.m.	Room 269
Jan. 15	SB 141 (Inspector General)	9:30 a.m.	Suite 140
Jan. 22	Civil Code	9:00 a.m.	Room 269
Jan. 29	SB 141 (Inspector General)	9:30 a.m.	Suite 140
Feb. 5	Judicial Council Planning Committee	9:30 a.m.	Room 269
Feb. 12	Commission on Judicial Performance	9:30 a.m.	Suite 140
Feb. 12	SB 141 (Inspector General)	9:30 a.m.	Suite 140
Feb. 19	Pattern Instruction for Kansas-Civil	9:30 a.m.	Room 269
Feb. 19	Probate Law	9:30 a.m.	Suite 140

Hon. Lawton R. Nuss
Chairman

Doc. No. 037878

State of Kansas

Board of Healing Arts

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Tuesday, March 9, at the office of the Kansas State Board of Healing Arts, 235 S. Topeka Blvd., Topeka, to consider the adoption of one proposed rule and regulation, 100-69-12, pertaining to initial applications for licensure as athletic trainers.

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 rule and regulation. All interested parties may submit comments prior to the hearing to the Board of Healing Arts, 235 S. Topeka Blvd., Topeka, 66603, or by e-mail to jmowers@ksbha.ks.gov. All interested parties will be given a reasonable opportunity to present their views, orally or in writing, concerning the adoption of the regulation during the hearing. In order to give all persons an opportunity to present their views, it may be necessary to request each participant to limit any oral presentations to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the regulation being considered and the economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Barbara Montgomery at (785) 296-8558 or at bmontgomery@ksbha.ks.gov. Handicapped parking is located at the west end of the Hutton Building, and the northwest entrance to the building is accessible.

A summary of the rule and regulation to be considered at the hearing and the respective economic impact follows:

K.A.R. 100-69-12. Application. This regulation deals with the initial application for licensure for athletic trainers.

K.A.R. 100-69-12 will not result in any economic impact to the public or licensees.

This regulation is not mandated by any federal law.

No other methods were considered.

Copies of the proposed regulation and the associated economic impact statement may be obtained by contacting Julia Mowers, Kansas State Board of Healing Arts, at the address above, (785) 296-0510; from the board's Web site at <http://www.ksbha.org/public.html>; or by e-mail request to jmowers@ksbha.ks.gov.

Kathleen Selzler Lippert
Interim Executive Director

Doc. No. 037884

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. 2008 Supp. 12-1675(b)(c)(d) and K.S.A. 2008 Supp. 12-1675a(g).

Effective 1-4-10 through 1-10-10

Term	Rate
1-89 days	0.08%
3 months	0.14%
6 months	0.23%
1 year	0.56%
18 months	0.88%
2 years	1.16%

Elizabeth B.A. Miller
Director of Investments

Doc. No. 037874

(Published in the Kansas Register January 7, 2010.)

City of Oberlin, Kansas

Notice of Proposed DBE Program

The city of Oberlin has established a Disadvantaged Business Enterprise (DBE) Program, in accordance with regulations of the U.S. Department of Transportation, 49 CFR Part 26, for the Oberlin Municipal Airport. The city anticipates receiving federal financial assistance from the Department of Transportation, and, as a condition of receiving this assistance, the city will sign an assurance that it will comply with 49 CFR Part 26.

The city's overall project-specific goal for FY 2010 is 2.16 percent of the federal financial assistance.

The proposed DBE Program is available for public inspection and comment at the Oberlin City Hall. The city will accept comments on the goals for 30 days from the date of this notice. Comments may be sent to Karen Larson, City Clerk, Oberlin City Hall, 1 Morgan Drive, Oberlin, 67749.

Karen Larson
City Clerk

Doc. No. 037882

State of Kansas

Wildlife and Parks Commission

Notice of Hearing on Proposed
Administrative Regulations

A public hearing will be conducted by the Wildlife and Parks Commission at 7 p.m. Thursday, March 11, at the Holiday Inn Holidome (Topeka West), 605 S.W. Fairlawn Road, Topeka, to consider the approval and adoption of proposed regulations of the Kansas Department of Wildlife and Parks.

A general discussion and workshop meeting on business of the Wildlife and Parks Commission will begin at 1:30 p.m. March 11 at the location listed above. The meeting will recess at 5:30 p.m., then resume at 7 p.m. at the same location for more business and the regulatory hearing. There will be public comment periods at the beginning of the afternoon and evening meetings for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete business matters, the commission will reconvene at 9 a.m. March 12 at the same location.

Any individual with a disability may request accommodation in order to participate in the public meeting and may request the meeting materials in an accessible format. Requests for accommodation should be made at least five working days in advance of the meeting by contacting Sheila Kemmis, commission secretary, at (620) 672-5911. Persons with a hearing impairment may call the Kansas Commission for the Deaf and Hard of Hearing at (800) 432-0698 to request special accommodations.

This 60-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed administrative regulations. All interested parties may submit written comments prior to the hearing to the chairman of the commission, Kansas Department of Wildlife and Parks, 1020 S. Kansas Ave., Suite 200, Topeka, 66612, or to sheilak@wp.state.ks.us if electronically. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for approving, amending and approving, or rejecting the proposed regulations.

The regulations that will be heard during the regulatory hearing portion of the meeting are as follows:

K.A.R. 115-4-2. This permanent regulation establishes general provisions for big game and wild turkey. The proposed amendments would allow individuals to register their deer electronically to address concerns of transportation beyond the borders of the state.

Economic Impact Summary: The proposed amendments are not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

K.A.R. 115-4-6. This permanent regulation establishes deer management units. The proposed amendments would adjust the boundaries of four northeast units to better accommodate hunters and wildlife managers.

Economic Impact Summary: The proposed amendments are not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

K.A.R. 115-7-1. This permanent regulation establishes legal equipment, taking methods and other provisions related to fishing. The proposed amendments would correct language related to the use of bowfishing for three sportfish in certain locations.

Economic Impact Summary: The proposed amendments are not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

K.A.R. 115-25-14. This exempt regulation establishes creel limit, size limit, possession limit and open seasons for fishing. The proposed amendments would correct language related to paddlefish snagging.

Economic Impact Summary: The proposed amendments are not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

Copies of the complete text of the regulations and their respective economic impact statements may be obtained by writing the chairman of the commission at the address above, electronically on the department's Web site at www.kdwp.state.ks.us, or by calling (785) 296-2281.

Kelly Johnston
Chairman

Doc. No. 037877

State of Kansas

Social and Rehabilitation Services

Notice of Hearing

The Statewide Independent Living Council of Kansas (SILCK) and Kansas Rehabilitation Services (KRS) invite individuals and organizations interested in independent living services for people with disabilities to participate in a statewide public hearing from 1 to 3 p.m. Monday, February 15. The meeting will be an interactive Web cast facilitated by Michael Donnelly, KRS director, and Shannon Jones, SILCK executive director. Participants will have the opportunity to provide input on a variety of issues, including the following:

- * Priorities for use of federal independent living funds.
- * Identification of unmet independent living service needs.
- * Other priorities for the independent living community.

Input received will be used to generate the State Plan for Independent Living for the years 2011-2013 and to establish priorities for use of available funds. Input also will be taken specific to amending the current year State Plan for Independent Living in order to make best use of stimulus funds for federally funded IL centers (ARRA Title VII Part C funds).

The interactive Web cast will use technology to connect people in 11 Kansas communities through a live audio and video broadcast. In addition, participants in each lo-

cation will be able to share their comments or questions, which will be broadcast live to all locations. The locations for the interactive Web cast follow:

Emporia

Myers Conference Room
SRS Service Center
1701 Wheeler

Garden City

Bunker Conference Room
SRS Service Center
1710 Palace Drive

Hays

Grey Room
SRS Service Center
300 Broadway

Hutchinson (South)

Kansas Room
SRS Service Center
600 Andrew

Lawrence

Conference Room 1
SRS Service Center
1901 Delaware

Manhattan

Konza Room
SRS Service Center
2709 Amherst

Kansas City

Room 1050
SRS Service Center
402 State Ave.

Parsons

Large Conference Room
SRS Service Center
300 N. 17th

Topeka

Room C
SRS Learning Center
2nd and MacVicar

Salina

Kansas Room
SRS Service Center
901 Westchester

Wichita

Conference Room 5082
SRS Service Center
Finney State Office Building
230 E. William

Individuals who wish to submit comments in writing may e-mail maia.rubyclemmons@srs.ks.gov.

To request a sign language interpreter or other accommodation, call toll-free TDD (800) 432-0698 not later than January 29. All meeting sites are accessible locations.

Don Jordan
Secretary of Social and
Rehabilitation Services

Doc. No. 037876

(Published in the Kansas Register January 7, 2010.)

City of Pleasanton, Kansas

**Notice of Intent to Seek Private Placement
Taxable General Obligation Bonds
(Recovery Zone Economic Development Bonds—
Direct Payment to Issuer), Series 2010**

Notice is hereby given that the city of Pleasanton, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds shall not exceed \$300,000. The proposed sale of the bonds is in all respects subject to approval of a bond purchase agreement between the issuer and the purchaser of the bonds and the passage of an ordinance and adoption of a resolution by the governing body of the issuer authorizing the issuance of the bonds and the execution of various documents necessary to deliver the bonds.

Dated December 21, 2009.

Timothy Staton
Director of Operations

Doc. No. 037885

State of Kansas

**Department of Administration
Division of Facilities Management**

**Notice of Commencement of Negotiations for
"On-Call" Architectural Services**

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for restricted (small) projects at the University of Kansas. Contracts will be for three years. Four firms are required: two on-call architectural firms and two on-call landscape architectural firms. Firms should indicate which discipline they are submitting their proposal for when making their submittal.

For more information concerning the scope of services, contact Jim Modig, (785) 864-3431. Firms interested in providing these services should be familiar with the requirements of Chapter 9 of the Building Design and Construction Manual at the Web site below.

To be considered, one (1) bound proposal and one (1) .pdf file of the following should be provided: State of Kansas Capital Improvement Project Qualifications forms (051-054), information regarding similar projects, and a State of Kansas Professional Qualifications form (050) for each firm and consultant. Proposals should be concise and follow the 2010 State Building Advisory Commission guidelines. The guidelines and forms are available to firms at www.da.ks.gov/fp/ or by contacting Phyllis Fast, Division of Facilities Management, Suite 102, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (785) 296-5796, Phyllis.Fast@da.ks.gov. Submittals should be received by Phyllis Fast before noon January 22.

Marilyn L. Jacobson, Director
Division of Facilities Management

Doc. No. 037889

State of Kansas

Secretary of State

Code Mortgage Rate for January

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of January 1, 2010 through January 31, 2010, is 12 percent.

Ron Thornburgh
Secretary of State

Doc. No. 037880

State of Kansas

Secretary of State

Usury Rate for January

Pursuant to the provisions of K.S.A. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate (except where the note or contract for deed permits adjustment of the interest rate, the term of the loan or the amortization schedule) executed during the period of January 1, 2010 through January 31, 2010, is 6.47 percent.

Ron Thornburgh
Secretary of State

Doc. No. 037879

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

Sealed bids for items listed will be received by the Director of Purchases until 2 p.m. on the date indicated. For more information, call (785) 296-2376:

01/19/2010	12728	Washer/Extractor(s)
01/19/2010	12748	Repair Wing Wall
01/19/2010	12750	Restucco Q Building
01/20/2010	12754	Native Grass Seed and Forbs
01/20/2010	12755	Replace Roof and Siding

The above-referenced bid documents can be downloaded at the following Web site:

<http://www.da.ks.gov/purch/>

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

<http://da.state.ks.us/purch/adds/default.htm>

Contractors wishing to bid on the projects listed below must be prequalified. Information regarding prequalification, projects and bid documents can be obtained by calling (785) 296-8899 or by visiting www.da.ks.gov/fp/.

01/28/2010	A-010925(a)	Porter Hall Renovation Deferred Maintenance — Phase II, Pittsburg State University, Pittsburg
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Chris Howe
Director of Purchases

Doc. No. 037888

State of Kansas

University of Kansas

Notice to Bidders

The University of Kansas encourages interested vendors to visit the University of Kansas Purchasing Services Web site at <http://www.purchasing.ku.edu/> for a complete listing of all transactions for which KU Purchasing Services, or one of the consortia commonly utilized by KU, is seeking competitive bids. Paper postings of KU Purchasing Services bid transactions may be viewed at the Purchasing Services office located at 1246 W. Campus Road, Room 7, Lawrence, 66045, or persons may contact Purchasing Services at (785) 864-3790, by fax at (785) 864-3454, or by e-mail at purchasing@ku.edu to request a copy of a current bid.

Barry K. Swanson
Associate Comptroller/
Director of Purchasing Services

Doc. No. 037757

State of Kansas

Kansas State University

Notice to Bidders

Kansas State University encourages interested vendors to visit the Kansas State University Controller's Office/Purchasing Web site at <http://www.ksu.edu/purchasing/rfq> for a complete listing of all transactions for which Kansas State University Purchasing, or one of the consortia commonly utilized by K-State, is seeking competitive bids. Paper postings of Kansas State University Purchasing's bid transactions may be viewed at the Purchasing Office, 21 Anderson Hall, Manhattan, or persons may contact Purchasing at (785) 532-6214, by fax at (785) 532-5577, or by e-mail at cbishop@ksu.edu to request a copy of a current bid.

Carla Bishop
Director of Purchasing

Doc. No. 037624

State of Kansas

Wichita State University

Notice to Bidders

Wichita State University encourages interested vendors to visit the Wichita State University Office of Purchasing Web site at wichita.edu/purchasing for a complete listing of all transactions for which Wichita State University, or one of the consortia commonly utilized by WSU, is seeking competitive bids. Paper postings of WSU Office of Purchasing bid transactions may be viewed at the Office of Purchasing, 1845 Fairmount, Room 021 Morrison Hall, Wichita, or persons may contact the Office of Purchasing at (316) 978-3080, by fax at (316) 978-3528, or by e-mail at steven.white@wichita.edu to request a copy of a current bid.

Steve White
Director of Purchasing

Doc. No. 037745

State of Kansas
Fort Hays State University
Notice to Bidders

Fort Hays State University encourages interested vendors to visit the Fort Hays State University Purchasing Web site, <http://www.fhsu.edu/adminfin/purchasing/bids/>, for a complete list of all goods and services currently out for bid, Paper postings of all open bids may be reviewed at Purchasing, Room 318, Sheridan Hall, 601 Park St., Hays. Copies of open bids also may be requested by contacting Purchasing at (785) 628-4251, by fax at (785) 628-4046, or by e-mail at purchasing@fhsu.edu.

Kathy Herrman
 Purchasing Director

Doc. No. 037875

State of Kansas
Pittsburg State University
Notice to Bidders

Pittsburg State University encourages interested vendors to visit the Pittsburg State University Purchasing Office Web site at <http://www.pittstate.edu/purch/> for a complete list of all goods and services currently out for bid. Paper postings of all open bids may be reviewed at the Purchasing Office, Room 110, Russ Hall, 1701 S. Broadway, Pittsburg. Copies of open bids also may be requested by contacting Purchasing at (620) 235-4169, by fax at (620) 235-4166, or by e-mail at jensch@pittstate.edu.

Jim Hughes
 Director of Purchasing

Doc. No. 037208

State of Kansas
Department of Health and Environment

Notice of Call for Investment

The Kansas Department of Health and Environment is issuing a Call for Investment (CFI) for the provision of funds to strengthen the partnership(s) between youth and their medical providers, enhance access and services received within a medical home, and transition supports from pediatric to adult healthcare for youth and young adults with disabilities. A maximum of \$30,000 will be awarded from the "Systems In Sync" Integrated Community Systems grant project to individuals, agencies or organizations to promote healthy, productive and independent adult lives for youth/young adults with special health care needs.

The submission deadline is 3 p.m. February 1. For additional information, please review the CFI Application located at www.kdheks.gov/cyshcn or contact the project coordinator at SystemsInSync@kdheks.gov.

Roderick L. Bremby
 Secretary of Health and Environment

Doc. No. 037829

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 15, 28-18a-1 through 32, 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-10-001
Application(s) for New or Expansion of Existing Swine Facilities

Name and Address of Applicant	Owner of Property Where Facility Will Be Located
Roy & Linda Henry 615 Indian Road Longford, KS 67458	Henry's Ltd. 822 6th Road Longford, KS 67458
Legal Description	Receiving Water
SE/4 of Section 05 & NW/4 of Section 08, T10S, R02E, Clay County Kansas Permit No. A-SHCY-H001	Smoky Hill River Basin Federal Permit No. KS0017401
This is an application for a permit for expansion of an existing swine facility for 12,396 head (4,958.4 animal units) of swine weighing greater than 55 pounds and 9,256 head (925.6 animal units) of swine weighing 55 pounds or less, for a total of 21,652 head (5,884 animal units) of swine. A new or modified permit will not be issued without additional public notice.	

Public Notice No. KS-AG-10-002/004
Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Mid America Truckwash LLC Chad & Sarah Ruda 11185 56 Bypass Dodge City, KS 67801 Kansas Permit No. A-UAFO-T001	SE/4 of Section 31, T26S, R24W, Ford County	Upper Arkansas River Basin
This is a permit modification and reissuance for an existing livestock trailer washout facility. On average 125 washouts per week are anticipated. The modification will eliminate earthen wastewater storage basins and replace them with concrete settling pits. Overflow		

(continued)

from the settling pits will be discharged to an industrial sewer system and eventually treated at the Dodge City Treatment Works.

Name and Address of Applicant	Legal Description	Receiving Water
Glenn Coberly Feedlot 691 County Road 54 Gove, KS 67736	NW/4 of Section 02 & NE/4 of Section 03, T15S, R28W, Gove County	Smoky Hill River Basin
Kansas Permit No. A-SHGO-C006		Federal Permit No. KS0118567

This is a reissuance of a permit for an existing facility for 2,999 head (2,999 animal units) of cattle weighing greater than 700 pounds.

Name and Address of Applicant	Legal Description	Receiving Water
WaKeeney Livestock LLC Kyle Zimmerman P.O. Box 905 WaKeeney, KS 67672	NE/4 of Section 08, T12S, R23W, Trego County	Saline River Basin
Kansas Permit No. A-SATR-B002		

This permit is being reissued for an existing public livestock market with a maximum of 63.1 animal units of beef cattle more than 700 pounds.

Public Notice No. KS-Q-10-001/006

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Hills Pet Nutrition, Inc. P.O. Box 3508 Topeka, KS 66601-3508	Kansas River via City Storm Sewer	Process Wastewater
Kansas Permit No. I-KS72-CO05		Federal Permit No. KS0003077

Legal Description: SW $\frac{1}{4}$, S29, T11S, R16E, Shawnee County

Facility Description: The proposed action consists of reissuance of the existing Kansas/NPDES Water Pollution Control permit for the above-referenced existing facility. This facility manufactures canned pet foods. Treated well water is used for noncontact cooling in heat exchangers. The daily average discharge from Outfall 001 to the Kansas River is about 0.68 million gallons. All floor drains and process wastewater including city water used for contact cooling of cans in the final cooling stage and steam condensate from two sterilizer water locks, is treated in a pre-treatment system prior to discharge to sanitary sewer. Domestic waste is discharged directly to city's sanitary sewer.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Marshall County Commission P.O. Box 391 Marysville, KS 66508	Spring Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-BB27-OO01 Federal Permit No. KS0095435

Legal Description: E $\frac{1}{2}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, S27, T2S, R8E, Marshall County

Facility Name: Home City Sewer District #1 - Marshall County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing lagoon wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia, total phosphorus, total recoverable copper and lead, and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Milford, City of P.O. Box 279 Milford, KS 66514-0279	Republican River via Milford Reservoir	Treated Domestic Wastewater
Kansas Permit No. M-LR17-OO01		Federal Permit No. KS0086231

Legal Description: SE $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$, S19, T10S, R5E, Geary County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing lagoon wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Netawaka, City of 418 Kansas St. Netawaka, KS 66516	Delaware River via Straight Creek via Spring Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-KS49-OO01 Federal Permit No. KS0081591

Legal Description: SW $\frac{1}{4}$, S22, T5S, R15E, Jackson County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing lagoon wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids and E. coli, as well as monitoring for ammonia and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Olsburg, City of P.O. Box 127 Olsburg, KS 66520	Carnahan Creek via Booth Creek via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-BB18-OO01 Federal Permit No. KS0093297

Legal Description: NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$, S23, T7S, R7E, Pottawatomie County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing lagoon wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
University Park Sewer Benefit District Riley County Public Works Dept. 110 Courthouse Plaza Manhattan, KS 66502-0112	Tuttle Creek Reservoir	Treated Domestic Wastewater

Kansas Permit No. M-BB25-OO04 Federal Permit No. KS0079243

Legal Description: NE $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$, S12, T8S, R6E, Riley County

Facility Description: The proposed action is to reissue an existing permit for the operation of an existing mechanical wastewater treatment facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, ammonia and E. coli, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, pH and effluent flow.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural-related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before February 6 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-10-001/004, KS-Q-10-001/006) and name of the applicant/permittee when preparing comments.

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

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

Roderick L. Bremby
Secretary of Health
and Environment

Doc. No. 037886

State of Kansas

Kansas Lottery

Temporary Administrative
Regulations

Article 4.—INSTANT GAMES AND DRAWINGS

111-4-2899. "50s Frenzy" instant ticket lottery game number 234. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "50s Frenzy" commencing on or after December 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2899.

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

Prize Symbols	Captions
FREE	TICKET
\$2. ⁰⁰	TWO\$
\$5. ⁰⁰	FIVE\$
\$10. ⁰⁰	TEN\$
\$15. ⁰⁰	FIFTEEN
\$50. ⁰⁰	FIFTY
\$500\$	FIVE-HUN

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FIV	=	\$5.00
TEN	=	\$10.00
FTN	=	\$15.00

FTY	=	\$50.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) The "\$50s Frenzy" ticket features a match three of six game. A player will remove the scratch-off material over the game play area to reveal six prize amounts. If three of the six prize amounts match, the player wins that prize amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

	Prize	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	72,000	\$0
3 - \$2.00's	\$2	28,000	56,000
3 - \$5.00's	\$5	13,600	68,000
3 - \$10.00's	\$10	3,700	37,000
3 - \$15.00's	\$15	2,184	32,760
3 - \$50.00's	\$50	2,200	110,000
3 - \$500.00's	\$500	10	5,000
TOTAL		<u>121,694</u>	<u>\$308,760</u>

(k) The odds of winning a prize in this game are approximately one in 4.93. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

111-4-2900. "Horseshoe \$100s" instant ticket lottery game number 235. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Horseshoe \$100s" commencing on or after December 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2900.

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

Prize Symbols	Captions
FREE	TICKET
\$2. ⁰⁰	TWO\$
\$5. ⁰⁰	FIVE\$
\$25. ⁰⁰	TWEN-FIV
\$50. ⁰⁰	FIFTY
\$100\$	ONE-HUN
\$1000	ONETHOU

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FIV	=	\$5.00

(continued)

TWF	=	\$25.00
FTY	=	\$50.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Horseshoe \$100s" is a match three of six prize amounts game. The player will remove the latex covering the play area to reveal six prize amounts. If the player matches three like prize amounts, the player wins that amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

	Prize	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	72,000	\$0
3 - \$2.00's	\$2	28,000	56,000
3 - \$5.00's	\$5	12,200	61,000
3 - \$25.00's	\$25	1,200	30,000
3 - \$50.00's	\$50	740	37,000
3 - \$100.00's	\$100	1,200	120,000
3 - \$1,000.00's	\$1,000	6	6,000
TOTAL		<u>115,346</u>	<u>\$310,000</u>

(k) The odds of winning a prize in this game are approximately one in 5.20. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

111-4-2901. "Double Doubler" instant ticket lottery game number 236. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Double Doubler" commencing on or after December 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2901.

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

Prize Symbols	Captions
\$1.00	ONE\$
\$2.00	TWO\$
\$5.00	FIVE\$
20.00	TWENTY
40.00	FORTY
\$2500	TWYFHUN
\$5000	FIVETHOU

Play Symbols
SINGLE PRIZE
DOUBLE PRIZE
DOUBLE DOUBLER

(c) For this game, a play symbol shall appear in each of seven play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer

validation codes for this game and their meanings are as follows:

ONE	=	\$1.00
TWO	=	\$2.00
FOR	=	\$4.00
FIV	=	\$5.00
TEN	=	\$10.00
TWY	=	\$20.00
FRY	=	\$40.00
ETY	=	\$80.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Double Doubler" is a match three of six game with a "DOUBLE PRIZE" and a "DOUBLE DOUBLER" feature. A player will remove the scratch-off material covering the game play area to reveal six prize amounts and a "PRIZE LEVEL." The "PRIZE LEVEL" will be either the words "SINGLE PRIZE," the words "DOUBLE PRIZE," or the words "DOUBLE DOUBLER." If a player matches three like prize amounts and the words "SINGLE PRIZE" are revealed, the player wins the prize amount shown. If a player matches three like prize amounts and the words "DOUBLE PRIZE" are revealed, the player wins double the prize amount shown. If a player matches three like prize amounts and the words "DOUBLE DOUBLER" are revealed, the player wins four times the prize amount shown.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
3 - \$1's + (single prize)	\$1	48,000	\$48,000
3 - \$2's + (single prize)	\$2	12,600	25,200
3 - \$1's + (double prize)	\$2	15,600	31,200
3 - \$1's + (double doubler)	\$4	7,000	28,000
3 - \$5's + (single prize)	\$5	8,000	40,000
3 - \$5's + (double prize)	\$10	5,200	52,000
3 - \$5's + (double doubler)	\$20	3,000	60,000
3 - \$20's + (double prize)	\$40	260	10,400
3 - \$40's + (single prize)	\$40	80	3,200
3 - \$20's + (double doubler)	\$80	20	1,600
3 - \$2,500's + (single prize)	\$2,500	3	7,500
3 - \$5,000's + (double prize)	\$10,000	2	20,000
3 - \$2,500's + (double doubler)	\$10,000	3	30,000
TOTAL		<u>99,768</u>	<u>\$357,100</u>

(k) The odds of winning a prize in this game are approximately one in 6.01. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

111-4-2902. "Double Wild 7s" instant ticket lottery game number 237. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Double Wild 7s" commencing on or after December 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2902.

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

Play Symbols	Captions
01	ONE
02	TWO
03	THR
04	FOR
05	FIV
06	SIX
08	EGT
09	NIN
10	TEN
11	ELV
12	TLV
13	TTN
14	FRTN
15	FFTN
Symbol of a 7 (outlined)	SEV

Prize Symbols	Captions
FREE	TICKET
\$1 ^{.00}	ONE\$
\$2 ^{.00}	TWO\$
\$4 ^{.00}	FOR\$
\$5 ^{.00}	FIVE\$
10 ^{.00}	TEN\$
20 ^{.00}	TWENTY
80 ^{.00}	EIGHTY
\$100\$	ONEHUN
\$250\$	TWOFTY
\$500\$	FIVEHUN
\$2,777	TWSEVS

(c) For this game, a play symbol shall appear in each of 16 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
ONE	=	\$1.00
TWO	=	\$2.00
FOR	=	\$4.00
TEN	=	\$10.00
TWY	=	\$20.00
ETY	=	\$80.00
HUN	=	\$100.00
FHN	=	\$500.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) “Double Wild 7s” is a key symbol match game. A player will remove the scratch-off material to reveal four “GAMES.” If a player reveals a “7” symbol in any “GAME,” the player wins the prize shown for that “GAME.” If the player gets two “7” symbols in any “GAME,” the player wins double the prize for that “GAME.”

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

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Prize	Free Ticket	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	Free Ticket	40,000	\$0
\$1	\$1	35,000	35,000
\$2	\$2	12,000	24,000
\$1 (DBL)	\$2	10,000	20,000
(\$1 x 2)	\$2	10,000	20,000
\$4	\$4	7,000	28,000
(\$1 x 4)	\$4	5,000	20,000
\$2 (DBL)	\$4	5,000	20,000
\$10	\$10	2,000	20,000
(\$2 x 3) + \$2 (DBL)	\$10	2,000	20,000
(\$1 x 2) + \$4 (DBL)	\$10	2,000	20,000
\$20	\$20	1,000	20,000
\$10 (DBL)	\$20	600	12,000
(\$5 x 4)	\$20	600	12,000
\$80	\$80	140	11,200
(\$20 x 4)	\$80	140	11,200
\$100	\$100	20	2,000
\$500	\$500	8	4,000
\$250 (DBL)	\$500	8	4,000
\$2,777	\$2,777	8	22,216
TOTAL		<u>132,524</u>	<u>\$325,616</u>

DBL - denotes doubler prize

(k) The odds of winning a prize in this game are approximately one in 4.53. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

111-4-2903. “Mother’s Day Doubler” instant ticket lottery game number 239.

(a) The Kansas lottery shall conduct an instant winner lottery game entitled “Mother’s Day Doubler” commencing on or after December 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2903.

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

Play and Prize Symbols	Captions
FREE	TICKET
\$1 ^{.00}	ONE\$
\$2 ^{.00}	TWO\$
\$4 ^{.00}	FOUR\$
\$5 ^{.00}	FIVE\$
10 ^{.00}	TEN\$
20 ^{.00}	TWENTY
25 ^{.00}	TWEN-FIV
50 ^{.00}	FIFTY
\$100\$	ONE-HUN
\$500\$	FIVE-HUN
\$1000	ONETHOU
\$5000	FIVETHOU
Symbol of a heart	DOUBLER

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(continued)

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FOR	=	\$4.00
TEN	=	\$10.00
TWY	=	\$20.00
FTY	=	\$50.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Mother's Day Doubler" is a match three of six prize amounts or a match two prize amounts plus a "HEART" symbol to win double the prize amount. A player will remove the scratch-off material covering the game play area to reveal six prize amounts or five prize amounts and a "HEART" symbol. If the player matches three like prize amounts, the player wins that amount. If the player matches two like prize amounts plus a "HEART" symbol, the player wins double the prize amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	40,000	\$0
2 - \$1.00's & (D)	\$2	27,000	54,000
3 - \$2.00's	\$2	27,000	54,000
2 - \$2.00's & (D)	\$4	15,000	60,000
3 - \$4.00's	\$4	14,000	56,000
2 - \$5.00's & (D)	\$10	1,400	14,000
3 - \$10.00's	\$10	1,200	12,000
2 - \$10.00's & (D)	\$20	600	12,000
3 - \$20.00's	\$20	600	12,000
2 - \$25.00's & (D)	\$50	100	5,000
3 - \$50.00's	\$50	100	5,000
2 - \$50.00's & (D)	\$100	50	5,000
3 - \$100.00's	\$100	50	5,000
2 - \$500.00's & (D)	\$1,000	6	6,000
3 - \$1,000's	\$1,000	6	6,000
3 - \$5,000's	\$5,000	4	20,000
TOTAL		<u>127,116</u>	<u>\$326,000</u>

(D) - denotes doubler symbol

(k) The odds of winning a prize in this game are approximately one in 4.72. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

111-4-2904. "Father's Day Doubler" instant ticket lottery game number 241. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Father's Day Doubler" commencing on or after December 1, 2009.

The rules for this game are contained in K.A.R. 111-3-1 et seq. and 111-4-2904.

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

Play and Prize Symbols	Captions
FREE	TICKET
\$1 ⁰⁰	ONE\$
\$2 ⁰⁰	TWO\$
\$4 ⁰⁰	FOUR\$
\$5 ⁰⁰	FIVE\$
10 ⁰⁰	TEN\$
20 ⁰⁰	TWENTY
25 ⁰⁰	TWEN-FIV
50 ⁰⁰	FIFTY
\$100\$	ONE-HUN
\$500\$	FIVE-HUN
\$1000	ONETHOU
\$5000	FIVETHOU
Symbol of a fish	DOUBLER

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
TWO	=	\$2.00
FOR	=	\$4.00
TEN	=	\$10.00
TWY	=	\$20.00
FTY	=	\$50.00
HUN	=	\$100.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Father's Day Doubler" is a match three of six prize amounts or a match two prize amounts plus a "FISH" symbol to win double the prize amount. A player will remove the scratch-off material covering the game play area to reveal six prize amounts or five prize amounts and a "FISH" symbol. If the player matches three like prize amounts, the player wins that amount. If the player matches two like prize amounts plus a "FISH" symbol, the player wins double the prize amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	40,000	\$0
2 - \$1.00's & (D)	\$2	27,000	54,000
3 - \$2.00's	\$2	27,000	54,000
2 - \$2.00's & (D)	\$4	15,000	60,000

3 - \$4.00's	\$4	14,000	56,000
2 - \$5.00's & (D)	\$10	1,400	14,000
3 - \$10.00's	\$10	1,200	12,000
2 - \$10.00's & (D)	\$20	600	12,000
3 - \$20.00's	\$20	600	12,000
2 - \$25.00's & (D)	\$50	100	5,000
3 - \$50.00's	\$50	100	5,000
2 - \$50.00's & (D)	\$100	50	5,000
3 - \$100.00's	\$100	50	5,000
2 - \$500.00's & (D)	\$1,000	6	6,000
3 - \$1,000's	\$1,000	6	6,000
3 - \$5,000's	\$5,000	4	20,000
TOTAL		<u>127,116</u>	<u>\$326,000</u>

(D) - denotes doubler symbol

(k) The odds of winning a prize in this game are approximately one in 4.72. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

111-4-2905. "Rainy Day Tripler" instant ticket lottery game number 242. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Rainy Day Tripler" commencing on or after December 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2905.

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

Play Symbols	Captions
01	ONE
02	TWO
03	THREE
04	FOUR
05	FIVE
06	SIX
07	SEVEN
08	EIGHT
09	NINE
10	TEN
11	ELEVEN
12	TWELVE
13	THRTN
14	FORTN
15	FIFTN
Symbol of an umbrella	TRIPLE

Play Symbols	Captions
FREE	TICKET
\$1 ^{.00}	ONE\$
\$3 ^{.00}	THR\$
\$5 ^{.00}	FIVE\$
\$9 ^{.00}	NINE\$
10 ^{.00}	TEN\$
15 ^{.00}	FIFTEEN
30 ^{.00}	THIRTY
90 ^{.00}	NINTY
\$100\$	ONE-HUN
\$300\$T	HRHUN
\$900\$	NINHUN
\$3000	THRTHOU

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
ONE	=	\$1.00
THR	=	\$3.00
NIN	=	\$9.00
FTN	=	\$15.00
TRY	=	\$30.00
NTY	=	\$90.00
THH	=	\$300.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Rainy Day Tripler" is a key number match game. A player will remove the scratch-off material covering the game play area to reveal one "WINNING NUMBER," five "YOUR NUMBERS" and five prize amounts. If the player matches the "WINNING NUMBER" to any of the "YOUR NUMBERS," the player wins the prize shown below that number. If the player reveals an "UMBRELLA" symbol, the player wins triple the prize shown instantly.

(h) Each ticket in this game may win up to five times.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
Free Ticket	Free Ticket	40,000	\$0
\$1	\$1	44,000	44,000
\$3	\$3	10,000	30,000
\$1 (T)	\$3	10,000	30,000
(\$1 x 3)	\$3	9,000	27,000
\$9	\$9	2,500	22,500
\$3 (T)	\$9	2,500	22,500
(\$3 x 2) + \$1 (T)	\$9	2,000	18,000
\$15	\$15	800	12,000
(\$3 x 5)	\$15	800	12,000
\$5 (T)	\$15	800	12,000
(\$3 x 2) + \$3 (T)	\$15	800	12,000
\$30	\$30	200	6,000
\$10 (T)	\$30	200	6,000
\$5 (T) + \$10 + \$5	\$30	150	4,500
(\$5 x 4) + \$10	\$30	200	6,000
\$90	\$90	50	4,500
\$30 (T)	\$90	50	4,500
(\$10 x 3) + (\$30 x 2)	\$90	50	4,500
\$300	\$300	20	6,000
\$100 (T)	\$300	20	6,000
\$900	\$900	10	9,000
\$300 (T)	\$900	10	9,000
\$3,000	\$3,000	6	18,000
TOTAL		<u>124,166</u>	<u>\$326,000</u>

(T) - denotes tripler symbol

(continued)

(k) The odds of winning a prize in this game are approximately one in 4.83. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

111-4-2906. "Luck of the Irish Tripler" instant ticket lottery game number 243. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Luck of the Irish Tripler" commencing on or after December 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2906.

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

Play and PRIZE Symbols	Captions
FREE	TICKET
\$1 ⁰⁰	ONE\$
\$3 ⁰⁰	THR\$
\$5 ⁰⁰	FIVE\$
\$9 ⁰⁰	NINE\$
10 ⁰⁰	TEN\$
15 ⁰⁰	FIFTEEN
30 ⁰⁰	THIRTY
90 ⁰⁰	NINETY
\$100\$	ONE-HUN
\$300\$	THRHUN
\$3000	THRTHOU
Symbol of a four-leaf clover	TRIPLE

(c) For this game, a play symbol shall appear in each of six play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 299.

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FRE	=	Free Ticket
ONE	=	\$1.00
THR	=	\$3.00
NIN	=	\$9.00
FTN	=	\$15.00
TRY	=	\$30.00
NTY	=	\$90.00
THH	=	\$300.00

(f) The price of instant tickets sold by a retailer for this game shall be \$1.00 each.

(g) "Luck of the Irish Tripler" is a match three of six prize amounts or a match two prize amounts plus a "FOUR-LEAF CLOVER" symbol to win triple the prize amount. A player will remove the scratch-off material covering the game play area to reveal six prize amounts or five prize amounts and a "FOUR-LEAF CLOVER" symbol. If the player matches three like prize amounts, the player wins that amount. If the player matches two like prize amounts plus a "FOUR-LEAF CLOVER" symbol, the player wins triple the prize amount.

(h) Each ticket in this game may win up to one time.

(i) Approximately 600,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes

per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

Get	Prizes	Expected Number of Prizes in Game	Expected Value in Game
3 - Free's	Free Ticket	40,000	\$0
3 - \$1.00's	\$1	50,000	50,000
2 - \$1.00's & (T)	\$3	20,000	60,000
3 - \$3.00's	\$3	20,000	60,000
2 - \$3.00's & (T)	\$9	4,000	36,000
3 - \$9.00's	\$9	3,500	31,500
2 - \$5.00's & (T)	\$15	1,000	15,000
3 - \$15.00's	\$15	1,000	15,000
2 - \$10.00's & (T)	\$30	200	6,000
3 - \$30.00's	\$30	150	4,500
2 - \$30.00's & (T)	\$90	100	9,000
3 - \$90.00's	\$90	100	9,000
2 - \$100.00's & (T)	\$300	20	6,000
3 - \$300.00's	\$300	20	6,000
3 - \$3,000's	\$3,000	6	18,000
TOTAL		<u>140,096</u>	<u>\$326,000</u>

(T) - Denotes tripler "four-leaf clover" symbol

(k) The odds of winning a prize in this game are approximately one in 4.28. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

111-4-2907. "Pirate's Treasure" instant ticket lottery game number 250. (a) The Kansas lottery shall conduct an instant winner lottery game entitled "Pirate's Treasure" commencing on or after December 1, 2009. The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-2907.

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

Play Symbols	Captions
Arrow right →	
Arrow left ←	
Arrow right and left ↔	
Arrow up and down ↑↓	
Arrow up ↑	
Arrow down ↓	
MAYBE NEXT TIME	
GOOD LUCK	
Prize Symbols	Captions
\$5 ⁰⁰	FIVE\$
10 ⁰⁰	TEN\$
25 ⁰⁰	TWEN-FIV
FREE	BUTTON

(c) For this game, a play symbol shall appear in each of 126 play spots within the play area or areas.

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

(e) The three letters comprising the retailer validation codes used in this game shall appear in three of eight varying locations among the play symbols. The retailer validation codes for this game and their meanings are as follows:

FIV	=	\$5.00
TEN	=	\$10.00

FTN	=	\$15.00
TWY	=	\$20.00
TWF	=	\$25.00
FTY	=	\$50.00
STF	=	\$75.00
HUN	=	\$100.00
FHN	=	\$500.00

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

(g) "Pirate's Treasure" features two separate play areas. In the maze play area, each grid square will contain an arrow as a path to follow. A player will scratch the green "START" square to reveal the player's first arrow. The player will continue to scratch only the square in the direction indicated by the arrow. The player will continue scratching to reveal a path through the maze. One path will continue to the lower maze. If the path revealed by following the arrows ends at a prize amount, the player wins that prize. A player can win up to four times in this play area.

The bonus play area consists of one play/prize symbol. If a player reveals any prize amount, the player wins that amount. If a player reveals the words, "FREE BUTTON," the player wins a button for the Wichita River Festival. A player can win up to one time in this play area.

(h) Each ticket in this game may win up to five times.

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

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

Maze	Bonus	Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$5		\$5	35,000	\$175,000
	\$5	\$5	5,000	25,000
\$10		\$10	12,000	120,000
\$5 + \$5		\$10	5,000	50,000
\$5	\$5	\$10	5,000	50,000
\$15		\$15	7,000	105,000
\$5 + \$10		\$15	5,000	75,000
\$20		\$20	1,400	28,000
\$10 + \$10		\$20	600	12,000
\$10	\$10	\$20	600	12,000
\$5 + \$5 + \$10		\$20	1,000	20,000
\$25		\$25	1,000	25,000
\$5 + \$10 + \$10		\$25	600	15,000
\$50		\$50	200	10,000
\$25	\$25	\$50	100	5,000
\$10 + \$15 + \$25		\$50	150	7,500
\$5 + \$5 + \$10 + \$20	\$10	\$50	150	7,500
\$5 + \$10 + \$10 + \$25		\$50	150	7,500
\$75		\$75	75	5,625
\$5 + \$10 + \$10 + \$25	\$25	\$75	50	3,750
\$10 + \$15 + \$25 + \$25		\$75	50	3,750
\$100		\$100	100	10,000
\$500		\$500	40	20,000
\$1,000		\$1,000	10	10,000
\$5,000		\$5,000	6	30,000
\$25,000		\$25,000	3	75,000
	Free Button	\$5.00	4,000	20,000
Sub-total			84,284	\$927,625
Second-chance drawing prize			1	50,000
Total			84,285	\$977,625

Free Button - Denotes Riverfest button

(k) The odds of winning a prize in this game are approximately one in 3.56. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and K.S.A. 74-8720; effective, T-111-12-22-09, Nov. 19, 2009.)

Ed Van Petten
Executive Director

State of Kansas

Department of Labor
Employment Security Board of Review
Permanent Administrative
Regulations

Article 1.—APPELLATE PROCEDURE

48-1-1. Filing of appeal. Each party appealing from a decision of an examiner or referee shall file with any representative of the division of employment a written notice of appeal stating the reasons for the appeal. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(b) and (c); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

48-1-2. Notice of hearing. Upon the scheduling of a hearing on an appeal, notice of hearing on a form approved by the board of review and titled notice of hearing shall be mailed by the office of appeals to the last known address of the claimant, employer, and other interested parties, at least five days before the date of hearing. The notice shall specify the time and place of the hearing, issues to be decided, and an indication of whether the hearing will be by telephone or in person. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(c) and (k); effective Jan. 1, 1966; amended Jan. 1, 1971; amended Jan. 22, 2010.)

48-1-3. Disqualification of referees. No referee shall participate in the hearing of an appeal in which the referee has an interest. All challenges to the interest of any referee shall be made to the referee on or before the date set for the hearing unless good cause is shown for later challenges. Each challenge to the interest of a referee shall be heard and decided immediately by the referee or, at the referee's discretion, referred to the board of review. If the challenge is not heard immediately or is referred to the board of review, the hearing of the appeal shall be continued until the disposition of the challenge. The referee shall cause all parties to be notified of the new date set for the hearing by mailing a notice to the last known address of all parties to the appeal at least five days before the date set for the hearing. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(d); effective Jan. 1, 1966; amended May 1, 1980; amended Jan. 22, 2010.)

48-1-4. Conduct of hearing. (a) (1) Each hearing shall be conducted informally and in such a manner as to ascertain all of the facts and the full rights of the parties.

(2) The referee shall receive evidence logically tending to prove or disprove a given fact in issue, including hearsay evidence and irrespective of common law rules of evidence. Hearsay evidence shall be admissible but carries less weight than direct evidence and shall not be persuasive if the other party contests its admissibility. Each party submitting its evidence shall explain its relevance to the issue in question before the referee admits the evidence into the record. The claimant and any other party

(continued)

to an appeal before a referee shall present pertinent evidence regarding the issues involved.

(3) Uncorroborated hearsay evidence shall not solely support a finding of fact or decision.

(4) If any evidence is unnecessarily cumulative in effect or evidence neither proves nor disproves relevant facts in issue, the referee shall, on objection of appellant, claimant, or interested party or on that individual's own motion, exclude or prohibit any of this evidence from being received.

(b) When a party appears in person or by telephone, the referee shall examine the party and the party's witnesses, if any, to the extent necessary to ascertain all of the facts. During the hearing of any appeal, the referee shall, with or without notice to either of the parties, take any additional evidence deemed necessary to determine the issues identified in the notice of hearing. If during the hearing a party raises an issue not identified in the notice of hearing, the referee shall not determine that issue or consider any evidence in support of that issue unless the other party consents to the referee's deciding that issue.

(c) The parties to an appeal, with the consent of the referee, may stipulate in writing or under oath at the hearing as to the facts involved.

(d) The referee shall record the hearing by use of a recording device or a court reporter. The recording shall constitute the official record. Other recording devices or methods shall not be allowed in the hearing.

(e) (1) Hearings may be conducted in person or by telephone, subject to the following requirements:

(A) The hearing shall be conducted by telephone if none of the parties requests an in-person hearing.

(B) If only one party requests an in-person hearing, the referee shall have the discretion of requiring all parties to appear in person or allow the party not requesting an in-person hearing to appear by telephone.

(C) If all the parties involved request an in-person hearing before the date of a scheduled telephone hearing, the matter shall be continued and set for an in-person hearing.

(D) The party requesting the in-person hearing shall be deemed to have agreed that the hearing will be scheduled at a time and geographic location to be determined by the office of appeals and shall be deemed to have agreed to a delay of the hearing to accommodate scheduling of the hearing.

(E) An in-person hearing shall be held if deemed necessary by the secretary of labor or the secretary's designee for the fair disposition of the appeal.

(2) Each hearing scheduled in person or by telephone shall meet these requirements:

(A) Permit confrontation and cross-examination of the parties and witnesses; and

(B) permit the simultaneous participation of all parties.

(3) An authorized representative or an attorney representing a party may appear by telephone at a geographic location different from that of the party represented.

(4) Documentary evidence shall be submitted no later than 1:00 p.m. on the business day before the hearing by mail or fax to the referee and opposing party. However, the referee shall allow the submission of documentary evidence at the hearing or after the hearing, if to do so is

necessary for the fair disposition of the appeal and the party attempting to introduce the evidence shows to the referee's satisfaction there was good cause for not submitting the evidence in advance of the hearing.

(f) If a party appears by telephone, the party shall call as instructed by the notice of hearing no later than 1:00 p.m. on the business day before the scheduled hearing to give the telephone number at which the party and any witness can be contacted by the referee at the time of the hearing. If the hearing is continued, the referee shall contact the parties and any witnesses at the telephone numbers provided for the original hearing. If a party or witness cannot be contacted at the telephone number originally given, the party shall call the office of appeals no later than 1:00 p.m. on the regular business day before the date on which the hearing is to be continued and shall give the telephone number at which the party and any witness can be contacted. Unless good cause is shown to the referee, failure to provide the telephone numbers as required by this subsection shall constitute a nonappearance, and the hearing shall proceed as scheduled without the participation of the party or witness.

(g) The appearance of a party or witness by cellular or mobile telephone shall be permitted. However, the referee shall allow the appearance of a party or witness by cellular or mobile telephone only if the use is under safe conditions. If the referee determines that the party or witness is not using the cellular or mobile telephone under safe conditions, the referee may stop the hearing and continue the hearing until the party or witness can participate safely. The unsafe use of a cellular or mobile telephone shall include driving a vehicle or operating any sort of mechanical device while participating in the hearing.

If the transmission of the cellular or mobile telephone is disrupted, causing the call to be dropped or making it difficult for the referee to hear the party's or witness's testimony or speak to the party or witness, the hearing shall proceed without the participation of the party or witness. If the hearing proceeds, the inability of the party or witness to participate shall be considered a nonappearance for the purpose of rendering a decision based on the merits of the case.

(h) If the ability of a party or witness to participate in a hearing before a referee or the board of review is impaired because of a disability or difficulty with the English language, the party shall contact the office of appeals for assistance and information about a qualified interpreter. The use of a personal interpreter for the purposes of presenting the party's argument and evidence and examining witnesses shall not be allowed. The only interpreter permitted to give assistance to a party or a witness in the hearing shall be an interpreter approved by the office of appeals.

(i) All parties and witnesses shall testify under oath and be subject to the provisions of K.S.A. 44-719, and amendments thereto.

(j) (1) After making reasonable attempts allowable by the circumstances to secure the presence of a witness or to obtain copies of documents in the possession of the other party or third parties, a party may request the issuance of a subpoena for a witness or documents by sub-

mitting a written request to the office of appeals. The request shall contain the correct name and address of each witness to be subpoenaed. If the subpoena is for documents, the documents shall be described to make them reasonably identifiable, and the request shall include the name of the party in possession of those documents.

(2) The referee shall exercise discretion in determining whether the party requesting the subpoena has made reasonable attempts as allowed by the circumstances to secure the presence of a witness or obtain the documents sought without the use of a subpoena. If, in the opinion of the referee, the requesting party has not made reasonable efforts, the request shall be denied and the matter shall be set for a hearing.

(3) The referee shall reschedule a hearing if a subpoena cannot be effectively served in accordance with the service requirements of K.S.A. 44-714(h) and amendments thereto. (Authorized by K.S.A. 2008 Supp. 44-709(g) and K.S.A. 2008 Supp. 44-714(g); implementing K.S.A. 2008 Supp. 44-709(c) and (k), K.S.A. 2008 Supp. 44-714(h), and K.S.A. 2008 Supp. 44-719; effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended May 1, 1987; amended May 22, 1998; amended Jan. 22, 2010.)

48-1-5. Continuance of hearings; withdrawal of appeal. The referee may continue any hearing upon the referee's own motion or upon written application of any party to the appeal submitted to the referee no later than 1:00 p.m. on the business day before the hearing. If a party believes that the party needs additional time beyond what is scheduled for the hearing, the party shall notify the referee of the need for allocating additional time for the hearing no later than 1:00 p.m. on the business day before the hearing. The referee shall exercise discretion whether to grant a party's request for a longer hearing than originally scheduled. (a) Failure to appear. If the appellant or any other party fails to appear at any hearing, the referee shall make a decision based on the record at hand. If the nonappearing party within 10 days following the mailing of the decision petitions the referee for a hearing and shows good cause for the nonappearance, the referee shall set aside the decision and reschedule the matter for hearing.

(b) Notice of continuance. The referee shall cause notices to be mailed to the last known address of all interested parties to the appeal wherever there is a continuance.

(c) Withdrawal of appeal. An appellant, with the consent of the referee, may withdraw an appeal in writing or under oath at the hearing. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(c) and (g); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

48-1-6. Determination of appeal. After the hearing of an appeal, the referee shall, within a reasonable time, announce findings of fact and the decision with respect to the appeal. The decision shall be in writing and shall be signed by the referee. The referee shall set forth findings of fact with respect to the matters of appeal, the decision, and the reasons for the decision. (a) Copies of all decisions shall be mailed by the referee to the last known

address of the claimant, employer, and all other interested parties to the appeal.

(b) All decisions shall contain the appeal rights of the parties. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(c); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

Article 2.—BOARD: ORGANIZATION AND PROCEDURE

48-2-1. Creation and organization. Election of officers. The board of review shall annually in July elect one of its members chairperson. A vice chairperson and the officers shall serve for one (1) year and until a successor is elected. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(f); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

48-2-2. Filing of appeal to the board of review. Each party appealing from a decision of a referee shall file with any representative of the division of employment a written notice of appeal within the period the law allows, stating the reasons for the appeal. Copies of the notice of appeal shall be mailed by the division of employment to the last known address of all parties interested in the decision of the referee that is being appealed. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(c) and (f); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

48-2-3. Hearing of appeals. The board of review shall accept appeals that have an appealable issue, from any referee decision that has been timely filed. The board's decision on the merits shall be based upon the evidence and the record made before the referee and any additional evidence that the board directs to be taken. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(c) and (f); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

48-2-4. Additional evidence. The board of review shall, at its discretion, remand any claim or any issue involved in a claim to a referee or special hearing officer for the taking of any additional evidence as that the board of review deems necessary. The evidence shall be taken before the referee or special hearing officer in the manner prescribed for hearings before the referee. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(f); effective Jan. 1, 1966; amended May 1, 1980; amended Jan. 22, 2010.)

48-2-5. Decision of the board of review. The board of review shall within a reasonable time announce its findings of fact and decision with respect to each appeal. The decision shall be in writing and signed by those members who concur with the decision. If the decision is not unanimous, the decision of the majority shall control. The minority opinion, including any written dissent, shall be made a part of the record. Copies of all decisions of the board of review shall be mailed to the last known address

(continued)

of the parties to the appeal. All decisions shall inform the parties of their appeal rights. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(f) and (i); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

Article 3.—APPEALS

48-3-1. Witnesses. Each witness subpoenaed for any hearing before a referee or special hearing officer shall be paid pursuant to K.S.A. 28-125 and K.S.A. 75-3203 and amendments thereto. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(h); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

48-3-2. Representation before referee and board of review. (a) Appearance in person. The parties may appear in person and by an attorney or by an authorized representative.

(b) Representation by attorney. A party to the proceeding may be represented by an attorney who is regularly admitted to practice before the supreme court of Kansas, or by any attorney from without the state who complies with the provisions of Kansas Supreme Court rule 116. Each attorney representing a party before a referee shall file an entry of appearance with the referee before the hearing begins. Each attorney who did not represent a party before the referee but is representing a party before the board of review shall file an entry of appearance with the board of review.

(c) Representation by an authorized representative.

(1) Any party may be represented by an authorized representative. For the purpose of this article, an authorized representative shall mean any of the following:

(A) A union representative;

(B) An employee of an unemployment compensation cost-control management firm;

(C) an employee of a corporate party; or

(D) a legal intern authorized to represent clients pursuant to the provisions of Kansas Supreme Court rule 719.

(2) A referee or the board of review may limit or disallow participation in a hearing by an authorized representative under either of the following circumstances:

(A) The representative does not effectively aid in the presentation of the represented party's case.

(B) The representative delays the orderly progression of the hearing.

(d) Standards of conduct. A referee or the board of review may exclude a party, witness, or a party's representative from participation in the hearing or may terminate the hearing and issue a decision based upon the available evidence if a party or a party's representative intentionally and repeatedly fails to observe the provisions of the

Kansas employment security law, the regulations of the secretary of labor or the board of review, or the instructions of a referee or the board of review.

(e) Fees. No fees shall be charged or received for the representation of an individual claiming unemployment benefits until the fees have been approved in accordance with K.S.A. 44-718(b) and amendments thereto. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(c) and (k); effective Jan. 1, 1966; amended Jan. 1, 1971; amended May 1, 1980; amended May 1, 1987; amended Jan. 22, 2010.)

48-3-4. Service of notice. Notice of all hearings or proceedings required by this article shall, unless otherwise provided, be given by mail to the last known address of the parties and other interested parties. (Authorized by and implementing K.S.A. 2008 Supp. 44-709(g); effective Jan. 1, 1966; amended Jan. 22, 2010.)

48-3-5. Disqualification of board members. No member of the board of review shall participate in the consideration of any case in which the member has an interest. (Authorized by and implementing K.S.A. 1979 2008 Supp. 44-709(g); effective Jan. 1, 1966; amended May 1, 1980; amended Jan. 22, 2010.)

Article 4.—FILING APPEALS

48-4-1. Notice of appeal; when filed. Each notice of appeal filed in person shall be considered filed on the date delivered to any employee or representative of the division of employment. Each notice of appeal filed by mail shall be considered filed on the date postmarked. If the postmark on the envelope is illegible or is missing, the appeal filed by mail shall be considered filed on the date received by the agency less a calculated time reasonably expected to elapse enroute between the place of mailing and the place of delivery, but in no case less than three days. (Authorized by K.S.A. 2008 Supp. 44-709(g); implementing K.S.A. 2008 Supp. 44-709(b) and (c); effective Jan. 1, 1967; amended, E-70-32, July 1, 1970; amended Jan. 1, 1971; amended May 1, 1980; amended Jan. 22, 2010.)

48-4-2. Constructive filing. A notice of appeal not filed on time as prescribed by K.S.A. 44-709, and amendments thereto, and these regulations may be considered timely filed if the referee or the board of review finds that the party appealing failed to file a timely appeal because of excusable neglect. (Authorized by and implementing K.S.A. 2008 Supp. 44-709(g); effective, E-70-32, July 1, 1970; effective Jan. 1, 1971; amended Jan. 1, 1974; amended May 1, 1980; amended Jan. 22, 2010.)

Larry Turnquist
Chair

Doc. No. 037881

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2006 Volumes and the 2008 Supplement of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-2-64	New	V. 28, p. 1338
1-2-65	New	V. 28, p. 1338
1-7-3	Amended	V. 28, p. 1338
1-7-4	Amended	V. 28, p. 1338
1-7-6	Amended	V. 28, p. 1339
1-7-7	Amended	V. 28, p. 1339
1-7-10	Amended	V. 28, p. 1339
1-7-11	Amended	V. 28, p. 1340
1-7-12	Amended	V. 28, p. 1340
1-14-8	Amended	V. 28, p. 1341

AGENCY 3: KANSAS STATE TREASURER

Reg. No.	Action	Register
3-3-1	Amended (T)	V. 27, p. 1091
3-3-1	Amended	V. 27, p. 1517
3-3-2	New (T)	V. 27, p. 1091
3-3-2	New	V. 27, p. 1517
3-4-1	Amended	V. 28, p. 1716
3-4-2	Amended	V. 28, p. 1716
3-4-4	Amended	V. 28, p. 1716
3-4-5	Amended	V. 28, p. 1717
3-4-6	Revoked	V. 28, p. 1717
3-4-7	Amended	V. 28, p. 1717

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-6-1	Amended	V. 28, p. 1594
4-6-2	Amended	V. 28, p. 1594
4-6-3	New	V. 27, p. 1741
4-7-900	Amended	V. 27, p. 1022
4-7-901	Revoked	V. 27, p. 1022
4-7-902	Amended	V. 27, p. 1022
4-7-903	Amended	V. 27, p. 1023
4-7-904	Amended	V. 27, p. 1023
4-13-1	Amended	V. 27, p. 186
4-13-3	Amended	V. 27, p. 187
4-13-9	Amended	V. 27, p. 188
4-13-11	Revoked	V. 27, p. 188
4-13-13	Amended	V. 27, p. 188
4-13-20	Amended	V. 27, p. 190
4-13-21	Amended	V. 27, p. 191
4-13-22	Amended	V. 27, p. 191
4-13-23	Amended	V. 27, p. 191
4-13-24	Amended	V. 27, p. 191
4-13-33	Amended	V. 27, p. 191
4-13-40	Amended	V. 27, p. 1023
4-13-41	Revoked	V. 27, p. 1023
4-13-42	Revoked	V. 27, p. 1023
4-13-60	Amended	V. 27, p. 1023
4-13-61	Revoked	V. 27, p. 1023
4-13-64	Amended	V. 27, p. 1023
4-13-65	Amended	V. 27, p. 1024
4-15-5	Amended	V. 28, p. 690
4-15-11	Amended	V. 27, p. 1024
4-15-12	Revoked	V. 27, p. 1024
4-15-13	Amended	V. 27, p. 1024
4-15-14	Amended	V. 27, p. 1024
4-16-1a	Amended	V. 27, p. 1741
4-16-1c	Amended	V. 27, p. 1742
4-16-7a	Amended	V. 27, p. 1024
4-16-300	Amended	V. 27, p. 1025
4-16-301	Revoked	V. 27, p. 1025
4-16-302	Amended	V. 27, p. 1025
4-16-303	Amended	V. 27, p. 1025

4-16-304	Amended	V. 27, p. 1025
4-16-305	Amended	V. 27, p. 1025
4-17-300	Amended	V. 27, p. 1026
4-17-301	Revoked	V. 27, p. 1026
4-17-302	Amended	V. 27, p. 1026
4-17-303	Amended	V. 27, p. 1026
4-17-304	Amended	V. 27, p. 1026
4-17-305	Amended	V. 27, p. 1027
4-20-11	Amended	V. 27, p. 1027
4-28-5	Amended	V. 27, p. 1742
4-28-8 through 4-28-16	New	V. 27, p. 191-195

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-1-1	Amended	V. 27, p. 1549
5-1-2	Amended	V. 27, p. 1553
5-1-7	Amended	V. 27, p. 1553
5-2-4	New	V. 27, p. 1554
5-3-3	Amended	V. 27, p. 1554
5-3-4	Amended	V. 27, p. 1555
5-3-4a	Amended	V. 28, p. 241
5-3-5d	Amended	V. 27, p. 1555
5-3-16	Amended	V. 27, p. 1555
5-4-2	New	V. 27, p. 1556
5-5-6c	New	V. 27, p. 1556
5-5-13	Amended	V. 27, p. 1556
5-5-14	Amended	V. 27, p. 1557
5-6-2	Amended	V. 27, p. 1557
5-6-5	Amended	V. 27, p. 1557
5-7-4	Amended	V. 28, p. 1715
5-9-1a through 5-9-1d	New	V. 27, p. 1557, 1558
5-14-3	Amended	V. 28, p. 241
5-14-3a	New	V. 28, p. 242
5-14-10	Amended	V. 27, p. 1558
5-20-1	New	V. 28, p. 1317
5-20-2	New	V. 28, p. 1318
5-40-24	Amended	V. 27, p. 1438
5-45-1	Amended	V. 27, p. 1439
5-45-4	Amended	V. 27, p. 1440
5-45-19 through 5-45-23	New	V. 27, p. 1441, 1442

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-16-1	Amended	V. 27, p. 1548
7-16-2	Amended	V. 27, p. 1548
7-17-1	Amended	V. 27, p. 965
7-17-4	Amended	V. 27, p. 966
7-17-11	Amended	V. 27, p. 966
7-17-19	Amended	V. 27, p. 966
7-17-21	Amended	V. 27, p. 966
7-17-22	Amended	V. 27, p. 966
7-17-24	Amended	V. 27, p. 967
7-21-1	Amended	V. 27, p. 967
7-21-2	Amended	V. 27, p. 967
7-21-3	Revoked	V. 27, p. 967
7-21-4	New	V. 27, p. 967
7-23-13	Revoked	V. 27, p. 968
7-37-2	Revoked	V. 27, p. 968
7-38-2	Revoked	V. 27, p. 968
7-41-1 through 7-41-7	Amended	V. 28, p. 193-195
7-41-8	Revoked	V. 28, p. 195
7-41-9	Revoked	V. 28, p. 195
7-41-10 through 7-41-17	Amended	V. 28, p. 195, 196
7-41-18 through 7-41-29	Revoked	V. 28, p. 196
7-41-30	Amended	V. 28, p. 196
7-41-31	Revoked	V. 28, p. 196
7-41-32	Amended	V. 28, p. 196
7-41-33	Amended	V. 28, p. 197
7-41-34	New	V. 28, p. 197
7-41-35	New	V. 28, p. 197

7-45-1	New	V. 27, p. 968
7-45-2	New	V. 27, p. 968

AGENCY 11: STATE CONSERVATION COMMISSION

Reg. No.	Action	Register
11-6-1 through 11-6-6	New	V. 27, p. 1633, 1634
11-12-1	Amended	V. 27, p. 1374
11-12-2	Amended	V. 27, p. 1375
11-12-3	Amended	V. 27, p. 1376
11-12-4	Amended	V. 27, p. 1377
11-12-6	Amended	V. 27, p. 1377

AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Reg. No.	Action	Register
14-8-6	Revoked	V. 27, p. 1214
14-8-7	Amended	V. 27, p. 1214
14-8-8	Revoked	V. 27, p. 1214
14-8-12	Revoked	V. 27, p. 1214
14-17-7	New	V. 27, p. 1214

AGENCY 17: OFFICE OF THE STATE BANK COMMISSIONER

Reg. No.	Action	Register
17-24-2	Amended	V. 28, p. 1371
17-24-3	Amended	V. 28, p. 1371
17-24-4	Amended	V. 28, p. 1371
17-24-5	New	V. 28, p. 1373
17-24-6	New	V. 28, p. 1373
17-25-1	New	V. 27, p. 356

AGENCY 19: GOVERNMENTAL ETHICS COMMISSION

Reg. No.	Action	Register
19-20-4	Amended	V. 27, p. 1020
19-20-5	New	V. 27, p. 1021
19-27-2	Amended	V. 27, p. 1021

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-6-1	Amended	V. 27, p. 1834
22-6-2	Revoked	V. 27, p. 1834
22-6-3	Revoked	V. 27, p. 1834
22-6-4	Revoked	V. 27, p. 1834
22-6-5	Amended	V. 27, p. 1834
22-6-6	Revoked	V. 27, p. 1834
22-6-7	Revoked	V. 27, p. 1835
22-6-8	Revoked	V. 27, p. 1835
22-6-9	Amended	V. 27, p. 1835
22-6-12	Amended	V. 27, p. 1835
22-6-13	Revoked	V. 27, p. 1835
22-6-14	Revoked	V. 27, p. 1835
22-6-18 through 22-6-27	New	V. 27, p. 1835-1837
22-24-3	Amended	V. 28, p. 1367

AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-39-100 through 26-39-105	New	V. 28, p. 615-623
26-39-144	Revoked	V. 28, p. 623
26-39-243	Revoked	V. 28, p. 649
26-39-278	Revoked	V. 28, p. 649
28-39-427	Revoked	V. 28, p. 649
26-41-101 through 26-41-106	New	V. 28, p. 649-651
26-41-200 through 26-41-207	New	V. 28, p. 652-657
26-42-101	New	V. 28, p. 657
26-42-102	New	V. 28, p. 658
26-42-104	New	V. 28, p. 659
26-42-105	New	V. 28, p. 659
26-42-200 through 26-42-207	New	V. 28, p. 659-664

(continued)

26-44-101 through
26-44-106 New V. 28, p. 664-667
26-43-200 through
26-43-207 New V. 28, p. 667-671

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-1-20	Amended	V. 27, p. 989
28-4-117	Amended	V. 27, p. 990
28-4-120	Amended	V. 27, p. 990
28-4-121	New	V. 27, p. 990
28-4-122	Amended	V. 27, p. 317
28-4-311	Amended	V. 27, p. 317
28-4-312 through 28-4-317	Revoked	V. 27, p. 317, 318
28-4-430	Amended	V. 27, p. 991
28-4-800 through 28-4-825	New	V. 27, p. 318-334
28-4-1200 through 28-4-1218	New	V. 28, p. 1426-1437
28-16-28g	Amended	V. 27, p. 779
28-17-6	Amended	V. 28, p. 1809
28-17-12	Amended	V. 28, p. 1809
28-19-350	Amended	V. 28, p. 1490
28-23-16	Revoked	V. 27, p. 191
28-29-501	New	V. 28, p. 1809
28-32-1	Revoked	V. 27, p. 247
28-32-2	Revoked	V. 27, p. 247
28-32-4	Revoked	V. 27, p. 247
28-32-5	Revoked	V. 27, p. 247
28-32-6	Revoked	V. 27, p. 247
28-32-7	Revoked	V. 27, p. 247
28-32-8 through 28-32-14	New	V. 27, p. 247-249
28-36-33 through 28-36-49	Revoked	V. 27, p. 73
28-36-70 through 28-36-89	New	V. 27, p. 73-87
28-38-18	Amended	V. 27, p. 1742
28-38-19	Amended	V. 27, p. 1743
28-38-21	Amended	V. 27, p. 1743
28-38-22	Amended	V. 27, p. 1744
28-38-23	Amended	V. 27, p. 1744
28-38-29	Amended	V. 27, p. 1745
28-39-145a	Revoked	V. 28, p. 623
28-39-146	Revoked	V. 28, p. 623
28-39-147	Revoked	V. 28, p. 623
28-39-148	Revoked	V. 28, p. 623
28-39-164 through 28-39-168	Amended	V. 28, p. 798-800
28-39-240 through 28-39-253	Revoked	V. 28, p. 672
28-39-275 through 28-39-288	Revoked	V. 28, p. 672
28-39-425 through 28-39-436	Revoked	V. 28, p. 672
28-45b-1 through 28-45b-28	New	V. 28, p. 973-988
28-53-1 through 28-53-5	Amended	V. 28, p. 240, 241
28-59-5	Amended	V. 27, p. 462
28-61-11	Amended	V. 27, p. 464
28-70-4	New	V. 28, p. 800
28-73-1	Amended	V. 28, p. 74

AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-4-90	Amended	V. 28, p. 916
30-5-78	Revoked	V. 27, p. 1022

30-10-15a	Revoked	V. 27, p. 1345
30-10-15b	Revoked	V. 27, p. 1345
30-10-17	Revoked	V. 27, p. 1345
30-10-18	Revoked	V. 27, p. 1345
30-10-23a	Revoked	V. 27, p. 1346
30-10-23b	Revoked	V. 27, p. 1346
30-10-25	Revoked	V. 27, p. 1346
30-10-26	Revoked	V. 27, p. 1346
30-10-27	Revoked	V. 27, p. 1346
30-10-200	Revoked	V. 27, p. 1346
30-10-210	Revoked	V. 27, p. 1346
30-45-20	New	V. 28, p. 966
30-46-10	Amended	V. 28, p. 966
30-46-17	Amended	V. 28, p. 967
30-63-10	Amended	V. 28, p. 1806
30-63-11	Amended	V. 28, p. 1807
30-63-12	Amended	V. 28, p. 1807
30-63-32	New	V. 27, p. 664
30-64-24	Revoked	V. 27, p. 665

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-37	Amended	V. 28, p. 966
40-1-38	Amended	V. 28, p. 1593
40-1-48	Amended	V. 27, p. 1709
40-2-28	New	V. 28, p. 273
40-3-30	Amended	V. 28, p. 112
40-3-52	New	V. 27, p. 133
40-3-56	New	V. 28, p. 1518
40-3-57	New	V. 28, p. 1518
40-3-58	New	V. 28, p. 1518
40-4-35	Amended	V. 28, p. 915
40-4-36	Amended	V. 28, p. 1252
40-4-37v	New	V. 28, p. 643
40-4-41	Amended	V. 27, p. 434
40-4-41a through 40-4-41j	Revoked	V. 27, p. 434, 435
40-7-20a	Amended	V. 28, p. 604

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-6-101	Amended	V. 27, p. 1126
44-6-114e	Amended	V. 27, p. 1128
44-6-115a	Amended	V. 27, p. 1134
44-6-125	Amended	V. 27, p. 1135
44-6-127 through 44-6-132	New	V. 27, p. 1135-1138

AGENCY 49: DEPARTMENT OF LABOR

Reg. No.	Action	Register
49-45-1	Amended	V. 27, p. 1466
49-45-2	Amended	V. 27, p. 1466
49-45-3	Amended	V. 27, p. 1466
49-45-4	Amended	V. 27, p. 1466
49-45-4a	Amended	V. 27, p. 1466
49-45-5	Amended	V. 27, p. 1466
49-45-6	Amended	V. 27, p. 1466
49-45-7	Amended	V. 27, p. 1467
49-45-8	Amended	V. 27, p. 1467
49-45-9	Amended	V. 27, p. 1467
49-45-20	Amended	V. 27, p. 1467
49-45-28	Amended	V. 27, p. 1467
49-45-29	Amended	V. 27, p. 1467
49-45-29b	New	V. 27, p. 1467
49-45-31	Amended	V. 27, p. 1467
49-45-34	Amended	V. 27, p. 1467
49-45-35	Amended	V. 27, p. 1467
49-45-37	Amended	V. 27, p. 1467

AGENCY 51: DEPARTMENT OF LABOR— DIVISION OF WORKERS COMPENSATION

Reg. No.	Action	Register
51-9-7	Amended	V. 28, p. 1536

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-1-103	Amended	V. 27, p. 1603
60-1-104	Amended	V. 27, p. 1603
60-2-101	Amended	V. 27, p. 1604
60-2-102	Amended	V. 27, p. 1605, 1670

60-2-104	Amended	V. 27, p. 1606
60-2-105	Amended	V. 28, p. 197
60-2-106	Amended	V. 28, p. 197
60-2-107	Amended	V. 27, p. 1606
60-2-108	Amended	V. 27, p. 1607
60-3-106	Amended	V. 27, p. 1607
60-3-106a	Amended	V. 27, p. 1608
60-3-113	New	V. 27, p. 1608
60-3-114	New	V. 27, p. 1608
60-7-111	New	V. 27, p. 1609
60-9-105	Amended	V. 28, p. 197
60-9-107	Amended	V. 28, p. 198
60-11-101 through 60-11-105	Amended	V. 28, p. 1252-1254
60-11-107	Amended	V. 28, p. 1254
60-13-103	Amended	V. 28, p. 200
60-13-104	Amended	V. 28, p. 200
60-15-101	Amended	V. 28, p. 200
60-15-102	Amended	V. 28, p. 201
60-15-104	Amended	V. 28, p. 202

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-2-26	New	V. 27, p. 108
63-4-1	Amended	V. 27, p. 108

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-1	Amended	V. 27, p. 315
66-6-4	Amended	V. 27, p. 316
66-6-6	Amended	V. 28, p. 1536
66-6-8	Revoked	V. 28, p. 1537
66-6-9	Revoked	V. 28, p. 1537
66-7-2	Amended	V. 28, p. 1537
66-8-1	Revoked	V. 28, p. 1537
66-8-3	Amended	V. 28, p. 1537
66-8-4	Amended	V. 28, p. 1537
66-8-7	Amended	V. 28, p. 1537
66-9-4	Amended	V. 28, p. 1538
66-10-1	Amended	V. 28, p. 1538
66-10-9	Amended	V. 28, p. 1538
66-10-14	Amended	V. 28, p. 1538
66-11-1	Amended	V. 28, p. 1539
66-11-1a	Amended	V. 28, p. 1539
66-11-1b	Amended	V. 28, p. 1539
66-11-4	Amended	V. 28, p. 1539
66-11-5	Amended	V. 28, p. 44
66-12-1	Amended	V. 28, p. 44
66-14-1	Amended	V. 28, p. 44
66-14-2	Amended	V. 28, p. 45
66-14-3	Amended	V. 28, p. 45
66-14-4	Revoked	V. 28, p. 45
66-14-5	Amended	V. 28, p. 45
66-14-7	Amended	V. 28, p. 45

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

Reg. No.	Action	Register
67-3-5	New	V. 28, p. 1187

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-1-1h	New	V. 28, p. 1491
68-1-3a	Amended	V. 28, p. 1491
68-2-20	Amended	V. 28, p. 1765
68-2-22	Amended	V. 28, p. 1491
68-7-12b	Amended	V. 27, p. 1518
68-7-20	Amended	V. 27, p. 435
68-11-2	Amended	V. 27, p. 1518
68-16-3	Amended	V. 28, p. 342
68-18-1	New	V. 27, p. 1857
68-18-2	New	V. 27, p. 1857
68-18-3	New	V. 27, p. 1858
68-19-1	New	V. 28, p. 342
68-20-16	Amended	V. 28, p. 1561
68-20-23	New (T)	V. 27, p. 1709
68-20-23	New	V. 28, p. 192

AGENCY 69: BOARD OF COSMETOLOGY

Reg. No.	Action	Register
69-3-8	Amended (T)	V. 28, p. 923
69-11-1	Amended	V. 28, p. 298

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-9-1 through 71-9-4	New	V. 27, p. 1878
71-10-1 through 71-10-4	New	V. 27, p. 1879
71-11-1	New	V. 28, p. 1187

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-4-7	Amended	V. 28, p. 643
74-4-8	Amended	V. 28, p. 644
74-4-9	Amended	V. 27, p. 627
74-4-10	Amended	V. 27, p. 627
74-5-2	Amended	V. 28, p. 645
74-5-2a	New	V. 28, p. 646
74-5-101	Amended	V. 28, p. 646
74-5-102	Amended	V. 28, p. 646
74-5-103	Amended	V. 28, p. 646
74-5-201	Amended	V. 28, p. 646
74-5-202	Amended	V. 28, p. 646
74-5-301	Amended	V. 28, p. 647
74-5-302	Amended	V. 28, p. 647
74-5-401	Amended	V. 28, p. 647
74-5-403	Amended	V. 28, p. 647
74-5-405a	Amended	V. 28, p. 647
74-5-406	Amended	V. 28, p. 647
74-7-4	Amended	V. 28, p. 648
74-11-6	Amended	V. 28, p. 648

AGENCY 75: OFFICE OF THE STATE BANK COMMISSIONER—CONSUMER AND MORTGAGE LENDING DIVISION

Reg. No.	Action	Register
75-6-1	Amended	V. 28, p. 1367
75-6-9	Amended	V. 28, p. 1367
75-6-31	Amended	V. 28, p. 1367
75-6-33	Revoked	V. 28, p. 1368
75-6-34	Revoked	V. 28, p. 1368
75-6-36	New	V. 28, p. 1368
75-6-37	New	V. 28, p. 1368
75-6-38	New	V. 28, p. 1368

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-3-2	Amended	V. 27, p. 1801
81-3-6	Amended	V. 28, p. 606
81-5-7	Amended	V. 27, p. 1156
81-5-14	Amended	V. 28, p. 571
81-7-2	Amended	V. 27, p. 1156
81-14-1	Amended	V. 27, p. 1157
81-14-2	Amended	V. 27, p. 1801
81-14-5	Amended	V. 28, p. 610
81-14-9	Amended	V. 27, p. 1163

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-107	Amended	V. 27, p. 1518
82-3-108	Amended	V. 27, p. 1519
82-3-111	Amended	V. 27, p. 1520
82-3-135a	Amended	V. 27, p. 1521
82-3-135b	Amended	V. 27, p. 1521
82-3-138	Amended	V. 27, p. 1521
82-3-402	Amended	V. 27, p. 1521
82-4-3a through 82-4-3d	Amended	V. 28, p. 1373-1385
82-4-3e	Revoked	V. 28, p. 1386
82-4-3f through 82-4-3m	Amended	V. 28, p. 1386-1397
82-4-20	Amended	V. 28, p. 1397
82-4-30a	Amended	V. 27, p. 1020
82-11-4	Amended	V. 28, p. 917
82-11-10	Amended	V. 28, p. 922
82-14-1 through 82-14-5	Amended	V. 28, p. 967-971
82-14-6	New	V. 28, p. 972

AGENCY 84: PUBLIC EMPLOYEE RELATIONS BOARD

Reg. No.	Action	Register
84-2-1	Amended	V. 28, p. 872

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-3-19	Amended (T)	V. 27, p. 1090
86-3-19	Amended	V. 27, p. 1517
86-3-30	New (T)	V. 27, p. 1091
86-3-30	New	V. 27, p. 1517

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-29-1	Amended (T)	V. 28, p. 1101
88-29-1	Amended	V. 28, p. 1561
88-29-4	Amended (T)	V. 28, p. 1102
88-29-4	Amended	V. 28, p. 1562
88-29-5	Amended (T)	V. 28, p. 1103
88-29-5	Amended	V. 28, p. 1563
88-29-7	Amended (T)	V. 28, p. 1103
88-29-7	Amended	V. 28, p. 1563
88-29-8	Amended (T)	V. 28, p. 1103
88-29-8	Amended	V. 28, p. 1563
88-29-8a	New (T)	V. 28, p. 1103
88-29-8a	New	V. 28, p. 1563
88-29-8b	New (T)	V. 28, p. 1104
88-29-8b	New	V. 28, p. 1564
88-29-9	Amended (T)	V. 28, p. 1104
88-29-9	Amended	V. 28, p. 1564
88-29-11	Amended (T)	V. 28, p. 1105
88-29-11	Amended	V. 28, p. 1565
88-29-12	Amended (T)	V. 28, p. 1106
88-29-12	Amended	V. 28, p. 1566
88-29-18	Amended (T)	V. 28, p. 1107
88-29-18	Amended	V. 28, p. 1567
88-29-19	Amended (T)	V. 28, p. 1108
88-29-19	Amended	V. 28, p. 1568

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-200	Amended	V. 28, p. 1222
91-1-201	Amended	V. 27, p. 1028
91-1-202	Amended	V. 28, p. 1223
91-1-203	Amended	V. 28, p. 1225
91-1-204	Amended	V. 28, p. 1229
91-1-205	Amended	V. 28, p. 1232
91-1-207	Amended	V. 27, p. 1037
91-1-209	Amended	V. 27, p. 1037
91-1-210	Amended	V. 27, p. 1038
91-1-216	Amended	V. 28, p. 1233
91-1-220	Amended	V. 27, p. 1038
91-1-221	Amended	V. 27, p. 1040
91-19-1	Amended	V. 27, p. 1041
91-19-6	Amended	V. 27, p. 1041
91-40-1	Amended	V. 27, p. 274
91-40-2	Amended	V. 27, p. 279
91-40-3	Amended	V. 27, p. 279
91-40-5	Amended	V. 27, p. 280
91-40-7 through 91-40-12	Amended	V. 27, p. 281-284
91-40-16	Amended	V. 27, p. 285
91-40-17	Amended	V. 27, p. 285
91-40-21	Amended	V. 27, p. 286
91-40-22	Amended	V. 27, p. 287
91-40-26 through 91-40-31	Amended	V. 27, p. 287-289
91-40-33	Amended	V. 27, p. 290
91-40-34	Amended	V. 27, p. 290
91-40-35	Amended	V. 27, p. 290
91-40-37	Revoked	V. 27, p. 291
91-40-38	Amended	V. 27, p. 291
91-40-39	Revoked	V. 27, p. 291
91-40-41	Amended	V. 27, p. 291
91-40-42	Amended	V. 27, p. 291
91-40-42a	New	V. 27, p. 292
91-40-43	Amended	V. 27, p. 293
91-40-44	Amended	V. 27, p. 293
91-40-45	Amended	V. 27, p. 293
91-40-46	Amended	V. 27, p. 294

91-40-48	Amended	V. 27, p. 294
91-40-50	Amended	V. 27, p. 294
91-40-51	Amended	V. 27, p. 295

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-114	New	V. 27, p. 865
92-12-140 through 92-12-145	New	V. 27, p. 866, 867
92-12-145	Amended	V. 28, p. 604
92-19-70	Revoked	V. 27, p. 868
92-26-1	Amended	V. 28, p. 170
92-26-4	Amended	V. 28, p. 170
92-28-1 through 92-28-4	New	V. 28, p. 113
92-52-14	New	V. 27, p. 1214
92-52-15	New	V. 27, p. 1214
92-52-16	New	V. 27, p. 1215

AGENCY 94: COURT OF TAX APPEALS

Reg. No.	Action	Register
94-2-1 through 94-2-5	Amended (T)	V. 27, p. 1091-1093
94-2-1 through 94-2-5	Amended	V. 27, p. 1522-1524
94-2-8 through 94-2-16	Amended (T)	V. 27, p. 1093-1095
94-2-8 through 94-2-16	Amended	V. 27, p. 1524-1526
94-2-19	Amended (T)	V. 27, p. 1095
94-2-19	Amended	V. 27, p. 1527
94-2-20	Amended (T)	V. 27, p. 1096
94-2-20	Amended	V. 27, p. 1527
94-2-21	Amended (T)	V. 27, p. 1096
94-2-21	Amended	V. 27, p. 1528
94-3-1	Amended (T)	V. 27, p. 1097
94-3-1	Amended	V. 27, p. 1529
94-3-2	Amended (T)	V. 27, p. 1098
94-3-2	Amended	V. 27, p. 1529
94-4-1	Amended (T)	V. 27, p. 1098
94-4-1	Amended	V. 27, p. 1530
94-4-2	Amended (T)	V. 27, p. 1098
94-4-2	Amended	V. 27, p. 1530

Agency 97: COMMISSION ON VETERANS' AFFAIRS

Reg. No.	Action	Register
97-1-1	Revoked	V. 28, p. 459
97-1-1a	New	V. 28, p. 459
97-1-2	Revoked	V. 28, p. 460
97-1-2a	New	V. 28, p. 460
97-1-3	Revoked	V. 28, p. 460
97-1-3a	New	V. 28, p. 460
97-1-4	Revoked	V. 28, p. 460
97-1-4a	New	V. 28, p. 460
97-1-5	Revoked	V. 28, p. 461
97-1-5a	New	V. 28, p. 461
97-1-6a	New	V. 28, p. 461
97-2-1	Revoked	V. 28, p. 462
97-2-1a	New	V. 28, p. 462
97-2-2	Revoked	V. 28, p. 462
97-2-2a	New	V. 28, p. 462
97-2-3 through 97-2-8	Revoked	V. 28, p. 462
97-3-1	Revoked	V. 28, p. 462
97-3-1a	New	V. 28, p. 462
97-3-2	Revoked	V. 28, p. 462
97-3-2a	New	V. 28, p. 462
97-3-3	Revoked	V. 28, p. 463
97-3-3a	New	V. 28, p. 463
97-3-4 through 97-3-9	Revoked	V. 28, p. 463
97-4-1a	New	V. 28, p. 463

(continued)

AGENCY 99: DEPARTMENT OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

Reg. No.	Action	Register
99-25-1	Amended	V. 27, p. 108
99-25-5	Amended	V. 28, p. 522
99-25-9	Amended	V. 27, p. 108
99-25-11	New	V. 27, p. 109
99-26-1	Amended	V. 28, p. 522
99-27-2	Amended	V. 27, p. 1019
99-27-3	Revoked	V. 27, p. 1019
99-27-4	Amended	V. 27, p. 1019
99-27-5	Amended	V. 27, p. 1019

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended (T)	V. 27, p. 1602
100-11-1	Amended	V. 28, p. 112
100-22-8	Revoked	V. 27, p. 357
100-22-8a	New	V. 27, p. 357
100-28a-1	Amended (T)	V. 27, p. 1602
100-28a-1	Amended	V. 28, p. 112
100-28a-2	Amended	V. 28, p. 1736
100-28a-10	Amended	V. 28, p. 572
100-29-3a	Amended	V. 28, p. 1737
100-29-16	Amended	V. 28, p. 1060
100-49-4	Amended (T)	V. 28, p. 923
100-49-4	Amended	V. 28, p. 1281
100-54-1	Amended	V. 28, p. 1594
100-54-4	Amended	V. 27, p. 209
100-54-8	Amended	V. 28, p. 1595
100-55-4	Amended	V. 27, p. 209
100-55-7	Amended	V. 28, p. 1061
100-55-9	Amended	V. 28, p. 572
100-69-1	Amended	V. 27, p. 1672
100-69-2	Revoked	V. 27, p. 1672
100-69-10	Amended	V. 28, p. 572
100-72-1	Amended (T)	V. 27, p. 1602
100-72-1	Amended	V. 28, p. 112
100-72-7	Amended	V. 28, p. 273
100-73-1	Amended (T)	V. 28, p. 923
100-73-1	Amended	V. 28, p. 1282
100-73-9	Amended	V. 27, p. 315

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-1-8a	New	V. 28, p. 114
102-1-12	Amended	V. 27, p. 407
102-1-13	Amended (T)	V. 28, p. 1101
102-1-13	Amended	V. 28, p. 1426
102-2-7	Amended	V. 27, p. 1801
102-2-8	Amended	V. 28, p. 114
102-2-11a	New	V. 28, p. 116
102-2-12	Amended	V. 28, p. 116
102-3-9b	New	V. 28, p. 117
102-3-12a	Amended	V. 27, p. 1117
102-4-1a	Amended	V. 27, p. 1803
102-4-6a	Amended	V. 27, p. 1805
102-4-6b	New	V. 27, p. 1806
102-4-9b	New	V. 28, p. 117
102-4-10a	Amended	V. 27, p. 1806
102-4-12	Amended	V. 27, p. 1120
102-5-9a	New	V. 28, p. 118
102-5-12	Amended	V. 27, p. 1122
102-6-9a	New	V. 28, p. 118
102-6-12	Amended	V. 27, p. 1124

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-11-1	Amended (T)	V. 28, p. 1079
105-11-1	Amended	V. 28, p. 1457

AGENCY 108: STATE EMPLOYEES HEALTH CARE COMMISSION

Reg. No.	Action	Register
108-1-4	Amended	V. 28, p. 1062

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-2-9	Amended	V. 28, p. 1030
109-3-1	Amended	V. 28, p. 1030

109-5-2	Amended	V. 28, p. 574
109-5-3	Amended	V. 28, p. 574
109-5-5	New	V. 27, p. 1548
109-5-6	New	V. 28, p. 575
109-6-3	Revoked	V. 28, p. 575
109-15-1	New	V. 28, p. 575
109-15-2	New	V. 28, p. 576

AGENCY 110: DEPARTMENT OF COMMERCE

Reg. No.	Action	Register
110-13a-1	New	V. 27, p. 1063
110-13a-2	New	V. 27, p. 1063
110-13a-3	New	V. 27, p. 1064
110-19-1	through	
110-19-4	New	V. 27, p. 1064, 1065
110-20-1	through	
110-20-4	New	V. 27, p. 1065, 1066

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.

AGENCY 112: RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-12-15	New	V. 28, p. 797
112-13-6	New	V. 28, p. 376
112-100-1	through	
112-100-7	New	V. 27, p. 1378
112-101-1	through	
112-101-16	New	V. 28, p. 376-379
112-102-1	through	
112-102-13	New	V. 28, p. 1161-1163
112-103-1	through	
112-103-12	New	V. 28, p. 376-382
112-103-15	New	V. 28, p. 382
112-103-16	New	V. 28, p. 382
112-104-1	through	
112-104-33	New	V. 27, p. 1378-1406
112-104-34	through	
112-104-41	New	V. 28, p. 1457-1459
112-105-1	through	
112-105-7	New	V. 27, p. 1408-1411
112-107-1	New	V. 28, p. 424
112-107-2	New	V. 28, p. 424
112-107-3	New	V. 28, p. 424
112-107-5	New	V. 28, p. 428
112-107-6	New	V. 28, p. 428
112-107-7	New	V. 28, p. 428
112-107-9	New	V. 28, p. 429
112-107-10	New	V. 28, p. 429
112-107-11	New	V. 28, p. 430
112-107-13	through	
112-107-32	New	V. 28, p. 430-440
112-107-34	New	V. 28, p. 441
112-108-1	through	
112-108-57	New	V. 28, p. 1766-1788
112-110-1	through	
112-110-13	New	V. 28, p. 464-470

112-111-1	through	
112-111-5	New	V. 28, 470-472
112-112-1	through	
112-112-9	New	V. 27, p. 1411-1413
112-113-1	New	V. 28, p. 382
112-114-1	through	
112-114-6	New	V. 28, p. 472
112-114-8	through	
112-114-12	New	V. 28, p. 472, 473
112-114-14	New	V. 28, p. 473

AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-2-1	Amended	V. 28, p. 1595
115-2-3	Amended	V. 27, p. 1264
115-2-3a	Amended	V. 28, p. 1596
115-2-5	Amended	V. 27, p. 1265
115-4-1	Amended	V. 28, p. 569
115-4-4	Amended	V. 27, p. 403
115-4-4a	Amended	V. 27, p. 403
115-4-6	Amended	V. 27, p. 109
115-4-6a	Revoked	V. 27, p. 112
115-4-13	Amended	V. 27, p. 404
115-4-14	Revoked	V. 27, p. 112
115-5-1	Amended	V. 28, p. 1250
115-5-2	Amended	V. 28, p. 1251
115-6-1	Amended	V. 28, p. 1251
115-7-1	Amended	V. 28, p. 1598
115-7-2	Amended	V. 27, p. 1708
115-7-3	Amended	V. 28, p. 1599
115-7-8	Amended	V. 27, p. 405
115-7-9	Amended	V. 27, p. 406
115-7-10	New	V. 28, p. 1600
115-8-1	Amended	V. 28, p. 571
115-8-6	Amended	V. 28, p. 1600
115-8-9	Amended	V. 27, p. 1265
115-8-10	Amended	V. 27, p. 1265
115-8-13	Amended	V. 27, p. 112
115-15-1	Amended	V. 28, p. 1079
115-15-2	Amended	V. 28, p. 1080
115-18-7	Amended	V. 27, p. 406
115-18-21	New	V. 27, p. 1708
115-20-7	New	V. 28, p. 1600

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 28, p. 373
117-2-2a	Amended	V. 28, p. 373
117-3-1	Amended	V. 28, p. 1027
117-3-2a	Amended	V. 28, p. 373
117-4-1	Amended	V. 28, p. 1028
117-4-2a	Amended	V. 28, p. 374
117-5-2	Amended	V. 28, p. 374
117-5-2a	Amended	V. 28, p. 375
117-6-1	Amended	V. 28, p. 1029
117-7-1	Amended	V. 28, p. 375
117-10-1	New	V. 28, p. 375

AGENCY 121: DEPARTMENT OF CREDIT UNIONS

Reg. No.	Action	Register
121-9-1	Amended	V. 28, p. 457
121-10-1	New	V. 27, p. 1099
121-10-2	New	V. 27, p. 1099
121-11-1	New	V. 28, p. 457
121-11-2	New	V. 28, p. 457
121-12-1	New	V. 28, p. 459

AGENCY 127: KANSAS HOUSING RESOURCES CORPORATION

Reg. No.	Action	Register
127-2-1	New	V. 28, p. 192
127-2-2	New	V. 28, p. 192
127-2-3	New	V. 28, p. 193

AGENCY 128: DEPARTMENT OF COMMERCE—KANSAS ATHLETIC COMMISSION

Reg. No.	Action	Register
128-1-1	New (T)	V. 27, p. 106
128-1-1	New	V. 27, p. 358

128-2-1	New	V. 27, p. 360
128-2-3		
through		
128-2-13	New	V. 27, p. 360-362
128-2-12	New (T)	V. 27, p. 107
128-3-1	New	V. 27, p. 362
128-4-1		
through		
128-4-9	New	V. 27, p. 363-367
128-4a-1	New	V. 27, p. 367
128-5-1	New	V. 27, p. 367
128-5-2	New	V. 27, p. 368
128-6-1	New	V. 27, p. 368
128-6-2	New	V. 27, p. 371
128-6-4	New	V. 27, p. 374

**AGENCY 129: KANSAS HEALTH
POLICY AUTHORITY**

Reg. No.	Action	Register
129-5-1	Amended	V. 27, p. 628
129-5-78	Amended	V. 28, p. 1464
129-5-108	Amended	V. 27, p. 1346
129-10-15a	New	V. 27, p. 1346
129-10-15b	New	V. 27, p. 1348
129-10-17	New	V. 27, p. 1348
129-10-18	New	V. 27, p. 1350
129-10-23a	New	V. 27, p. 1353
129-10-23b	New	V. 27, p. 1353
129-10-25	New	V. 27, p. 1354
129-10-26	New	V. 27, p. 1355

129-10-27	New	V. 27, p. 1356
129-10-200	New	V. 27, p. 1356
129-10-210	New	V. 27, p. 1358

**AGENCY 130: HOME INSPECTORS
REGISTRATION BOARD**

Reg. No.	Action	Register
130-1-1	New	V. 28, p. 1737
130-1-4	New	V. 28, p. 1737
130-1-5	New	V. 28, p. 1738
130-2-1	New	V. 28, p. 1738

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