



Kansas Register

Kris W. Kobach, Secretary of State

Vol. 32, No. 2

January 10, 2013

Pages 15-32

In this issue . . .	Page
Kansas Board of Regents Universities	
Notice to bidders.....	16
State Conservation Commission	
Notice of meeting	17
Kansas State Historical Society	
Notice of meeting on Heritage Trust Fund grants.....	17
Historic Sites Board of Review	
Notice of meeting	17
Department of Commerce	
Notice to private activity bond applicants.....	18
Pooled Money Investment Board	
Notice of investment rates.....	18
Department of Administration—Procurement and Contracts	
Notice to bidders for state purchases	18
Department of Administration—Office of Management Analysis and Standards	
Public notice.....	19
Kansas Department of Transportation	
Notice to consulting firms.....	19
Secretary of State	
Notice of corporations forfeited.....	19
Attorney General	
Opinions 2012-31 through 2012-34 and 2013-1 through 2013-3	20
Department of Health and Environment	
Notice of major administrative actions at hazardous waste facilities.....	21
Notice concerning water pollution control permits/applications	22
Permanent Administrative Regulations	
Department of Health and Environment.....	23
Attorney General.....	23
Index to administrative regulations.....	29

State of Kansas

Board of Regents Universities

Notice to Bidders

The universities of the Kansas Board of Regents encourage interested vendors to visit the various universities' purchasing offices' websites for a listing of all transactions, including construction projects, for which the universities' purchasing offices, or one of the consortia commonly utilized by the universities, are seeking information, competitive bids or proposals. The referenced construction projects may include project delivery construction procurement act projects pursuant to K.S.A. 76-7,125 et seq.

Emporia State University – Bid postings: www.emporia.edu/busaff/. Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: thouse@emporia.edu. Mailing address: Emporia State University, Controller's Office/Purchasing, Campus Box 4021, 1200 Commercial, Emporia, KS 66801.

Fort Hays State University – Bid postings: www.fhsu.edu/purchasing/bids. Additional contact info: phone: 785-628-4251, fax: 785-628-4046, email: purchasing@fhsu.edu. Mailing address: Fort Hays State Purchasing Office, 601 Park St., 318 Sheridan Hall, Hays, KS 67601.

Kansas State University – Bid postings: www.k-state.edu/purchasing/rfq. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: kspurch@k-state.edu. Mailing address: Di-

vision of Financial Services/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

Pittsburg State University – Bid postings: www.pittstate.edu/office/purchasing. Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: jensch@pittstate.edu. Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762-7549.

University of Kansas – Electronic bid postings: <http://www.purchasing.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: purchasing@ku.edu.

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

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

Jim Hughes
Chair of Regents Purchasing Group
Director of Purchasing
Pittsburg State University

Doc. No. 040656

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

© Kansas Secretary of State 2013. Reproduction of the publication in its entirety or for commercial purposes is prohibited without prior permission. Official enactments of the Kansas Legislature and proposed and adopted administrative regulations of state agencies may be reproduced in any form without permission.

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

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



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

State of Kansas

State Conservation Commission

Notice of Meeting

The State Conservation Commission will meet at 9 a.m. Tuesday, January 22, at the Kansas Department of Agriculture, 109 S.W. 9th St., fourth floor conference room, Topeka. A copy of the agenda may be obtained by contacting Cathy Thompson, Department of Agriculture, Division of Conservation, 109 S.W. 9th St., 2A, Topeka, 66612-1283, or 785-296-3600. Persons needing special accommodations should contact the agency at least three days in advance of meeting date.

Greg A. Foley
Executive Director
Division of Conservation

Doc. No. 041223

State of Kansas

State Historical Society

Notice of Meeting

The Kansas State Historical Society will accept public comments regarding the 2013 round of Heritage Trust Fund grants from 9 a.m. to noon Friday, February 8, in the classrooms in the Kansas Museum of History, 6425 S.W. 6th Ave., Topeka. Grant applicants and members of the public are welcome to comment about particular grant applications or the program in general to the grant review committee at that time.

Persons requiring special accommodations to attend the meeting should contact the Cultural Resources Division of the Kansas State Historical Society, 6425 S.W. 6th Ave., Topeka, 66615-1099, 785-272-8681, ext. 240, at least two weeks prior to the meeting to discuss how the Historical Society may ensure participation.

Jennie Chinn
Executive Director

Doc. No. 041226

State of Kansas

Historic Sites Board of Review

Notice of Meeting

The Kansas Historic Sites Board of Review will meet at 9 a.m. Saturday, February 9, in the classrooms in the Kansas Museum of History, 6425 S.W. 6th Ave., Topeka. The board will consider the following items:

- Approval of minutes of November 3, 2012, meeting.
- Heritage Trust Fund committee report.
- National Register of Historic Places — Nominations:

University of Kansas Historic District — Lawrence,
Douglas County

Woolf Brothers Clothing Company Building —
135 E. Douglas Ave., Wichita, Sedgwick County

Commodore Apartment Hotel — 222 E. Elm St., Wichita,
Sedgwick County

(Nominated as part of the "Residential Resources of
Wichita, Sedgwick County, KS" MPS)

Westside IOOF Lodge — 928 & 930 W. Douglas Ave.,
Wichita, Sedgwick County

John F. Wayland House — 317 E. 6th St., Washington,
Washington County

Fourth National Bank Building — 110 N. Market St.,
Wichita, Sedgwick County

Kibbee Farmstead — 1500 Haskell Ave., Lawrence,
Douglas County

(Nominated as part of the "Agriculture-Related
Resources of Kansas" MPS)

Oakley High School Stadium — 118 W. 7th St., Oakley,
Logan County

(Nominated as part of the "New Deal-Era Resources of
Kansas" MPS)

Welborn Community Congregational Church — 5217
Leavenworth Road, Kansas City, Wyandotte County

St. John the Divine Catholic Church — 2511 Metropolitan
Ave., Kansas City, Wyandotte County

Boot Hill Museum — 500 Wyatt Earp Blvd., Dodge City,
Ford County

(Nominated as part of the "Roadside Kansas" MPS)

Dodge City Municipal Building — 501 W. Spruce St.,
Dodge City, Ford County

Harry Keith Barn — 0.25 mile east of 200th Ave. on M
Road, Penokee, Graham County

(Nominated as part of the "Agriculture-Related
Resources of Kansas" MPS)

Santa Fe Trail — Ford County Segment 2 (Fowler's Ruts)
— Ford vicinity, Ford County

(Nominated as part of the "Historic Resources of the
Santa Fe Trail" MPS (Amended))

Scott Spring on the Oregon-California Trail —
Westmoreland vicinity, Pottawatomie County

- National Register of Historic Places — Nomination
Amendment:

Alcove Spring — Blue Rapids, Marshall County
(Boundary Expansion)

- Requests for Removal from the National Register of
Historic Places:

Colby Municipal Swimming Pool & Bath House —
205 E. 5th St., Colby, Thomas County

- Other Business.

Election of officers.

Persons requiring special accommodations to attend the meeting should contact the Cultural Resources Division of the Kansas State Historical Society, 6425 S.W. 6th Ave., Topeka, 66615-1099, 785-272-8681, ext. 240, at least two weeks prior to the meeting to discuss how the board may ensure participation.

Jennie Chinn
Executive Director

Doc. No. 041225

State of Kansas

Department of Commerce

Notice to Private Activity Bond Applicants

Applications for allocation of 2013 Private Activity Bond (PAB) authority are now being accepted for qualified uses, as defined by the Internal Revenue Code of 1986, and amendments thereto.

The state of Kansas is projected to receive \$291,875,000 of federal authority for the issuance of PABs in calendar year 2013. Historically, the primary uses of this federal authority have included "qualified small issue bonds" used for construction and equipping of manufacturing facilities and beginning farmer programs; "exempt facility bonds" used by for-profit entities providing a public benefit, i.e., certain waste treatment facilities, qualified residential rental facilities, etc.; and "qualified mortgage bonds" issued to benefit first-time homebuyers. Allocations awarded by the secretary of commerce are subject to the provisions of K.S.A. 74-5060 et seq. and the limitations of state volume cap.

Fees associated with PAB application and issuance are as follows:

(1) Application fee—A nonrefundable fee must accompany the application before the request can be processed. The application fee is determined as follows:

- \$250 for allocation requests up to \$5,000,000
- \$500 for allocation requests from \$5,000,001 to \$10,000,000
- \$1,000 for allocation requests from \$10,000,001 and above

(2) Issuance fee—An issuance fee for allocation amounts utilized, other than "qualified mortgage bonds" issued, shall be due and payable to the Kansas Department of Commerce at bond closing. Issuance fees shall be determined as follows:

Allocation Used	Fee
To \$2,000,000	5 basis points (.05%)
\$2,000,001 and above	10 basis points (.10%)

"Qualified mortgage bond" programs will be assessed a fee, upon issuance of each mortgage loan assisted through the program, equal to .5% of the PAB allocation used.

Issuance fees shall be remitted within 30 days of bond closing. Checks for both the application and issuance fees for nonhousing issues should be made payable to the Kansas Department of Commerce Bond Fee Fund. Checks for the issuance fees for housing activities should be made payable to the State Housing Trust Fund.

For more information or to obtain application materials contact Ed Serrano or Steve Kelly, Kansas Department of Commerce, 1000 S.W. Jackson, Suite 100, Topeka, 66612-1354, 785-296-5298 or TTY 785-296-3487.

Pat George
Secretary of Commerce

Doc. No. 041229

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. 2011 Supp. 12-1675(b)(c)(d) and K.S.A. 2011 Supp. 12-1675a(g).

Effective 1-7-13 through 1-13-13

Term	Rate
1-89 days	0.14%
3 months	0.07%
6 months	0.12%
1 year	0.17%
18 months	0.22%
2 years	0.28%

Scott Miller
Director of Investments

Doc. No. 041220

State of Kansas

Department of Administration
Procurement and Contracts

Notice to Bidders

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

Please Note: Procurement and Contracts has moved and now receives all bidding documents in its new location at 800 S.W. Jackson, Suite 600, Topeka, 66612.

01/18/2013	EVT0001959	Fence — ISWA
01/22/2013	EVT0001940	Agricultural Services at Marais des Cygne & LaCygne Wildlife Areas
01/23/2013	EVT0001963	Quality Assurance Reviewer
01/23/2013	EVT0001964	30" Razor Wire in 25' Rolls
01/23/2013	EVT0001967	Blended BC Solvent in Bulk
01/25/2013	EVT0001961	Drug and Alcohol Testing
02/05/2013	EVT0001955	Engineering/Geological Consulting
02/06/2013	EVT0001947	Evaluation Technical Consultation

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

<http://www.da.ks.gov/purch/contracts/bids.aspx>

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

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

01/31/2013	A-012006	Subarea Bay Addition — Bldg. No. 27600-2-2022 — Belleville
------------	----------	--

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

Tracy T. Diel, Director
Procurement and Contracts

Doc. No. 041230

**State of Kansas
Department of Administration
Office of Management Analysis
and Standards**

Public Notice

Under requirements of K.S.A. 65-34,117 (c), as amended, records of the Office of Management Analysis and Standards show the unobligated balances are \$5,639,237.89 in the Underground Petroleum Storage Tank Release Trust Fund and \$1,633,299.72 in the Above-ground Petroleum Storage Tank Release Trust Fund at December 31, 2012.

Martin Eckhardt, Director
Office of Management
Analysis and Standards

Doc. No. 041231

**State of Kansas
Department of Transportation
Notice to Consulting Firms**

The Kansas Department of Transportation is seeking a qualified consulting firm prequalified in Category 211 — Highway Design — Major Facility, and Category 222 — Standard Span Bridge Design, in both categories for the road and bridge design projects and in Category 222 for bridge design-only projects, as listed below. A PDF (0.5MB maximum size) of the interest response must be emailed to David J. Nagy, P.E., assistant to the bureau chief of design/contracts engineer, at DavidN@ksdot.org. Interest and experience responses are limited to two pages, the subject line of the reply email and the PDF file name must read "Project # - Letter of Interest - Firm Name," a letter of interest is required for each project of interest, and must be received by noon January 17 for the consulting firm to be considered. Categories may be viewed at www.ksdot.org/divengdes/prequal.

Project #		Target PE Budget for H&H Bridge Design
56-64 KA-3089-01	Road and Bridge Design	
140-27 KA-3091-01	Bridge Design Only	\$110,000
140-85 KA-3092-01	Bridge Design Only	\$55,000
83-20 KA-3101-01	Bridge Design Only	\$75,000
83-97 KA-3081-01	Road and Bridge Design	
23-32 KA-3082-01	Road and Bridge Design	
39-67 KA-1613-01	Bridge Design Only	\$165,000
56-5 KA-2051-01	Road and Bridge Design	

These projects include bridge design or both road and bridge design as indicated above.

The Consultant Shortlist Committee will select three to five of the most highly qualified firms expressing interest and schedule an individual interview for each project. The consulting firms can more thoroughly discuss their experience related to the project at the interview and will be expected to discuss their approach to this project in detail and the personnel to be assigned to this project.

The Consultant Selection Committee, appointed by the secretary of the Department of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select sev-

eral firms to perform the professional services required for completing the advertised projects.

It is KDOT's policy to use the following criteria for selection of the consulting engineering firms:

1. Size and professional qualifications.
2. Experience of staff.
3. Location of firm with respect to project(s).
4. Work load of firm.
5. Firm's performance record.

The firm's accounting systems must have the following capabilities before the firm may be awarded a contract:

- Valid, reliable and current costs must be available within the system to support cost and pricing data.
- Capability to provide a means of measuring the reasonableness of incurred costs.
- Capability to identify and accumulate allowable costs by contract or project records that will reconcile with the general ledger.
- Ability to provide supporting documentation of actual expenditures for each billing, based on costs.

For more information contact David Nagy at DavidN@ksdot.org.

Mike King
Secretary of Transportation

Doc. No. 041207

**State of Kansas
Secretary of State
Notice of Corporations Forfeited**

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of December 2012 for failure to timely file an annual report and pay the annual report fee as required by the Kansas general corporation code:

Domestic Corporations

- Aztec Roofing, Inc., Kansas City, KS
- Blue Valley Plastic Surgery, L.L.C., Independence, MO
- Caring for Our Own US Troops & Families Coalition Foundation, Homestead, FL
- Cherokee Regional Landfill Inc., St. Paul, KS
- Controls Engineering, Inc., Shawnee, KS
- Eveland-Smith Photography Inc., Hutchinson, KS
- Expendable Endowment Association, Overland Park, KS
- Feed the Elderly Foundation, Brooklyn, NY
- Flint Hills Area Bike Club, Manhattan, KS
- Grace's Place Inc., Wichita, KS
- Heartland of America Inc., Newbury Park, CA
- Heartland Packaging Group Corporation, Louisburg, KS
- Israel Everlasting Truth Outreach, Inc., Wichita, KS
- Kan Do Apartments, Inc., Kansas City, KS
- Kansas Elks Riders USA Inc., Wichita, KS
- Koreycatering Inc., Overland Park, KS
- L & M Pools and Spas, Inc., Derby, KS
- Longhorn Construction, Inc., Excelsior Springs, MO
- Longhorn Properties, LLC, Excelsior Springs, MO

(continued)

Lyn's Playpen Early Childhood Development Center
Incorporated, Wichita, KS
MDI Limited Partnership #49, St. Paul, MN
Michael R. Fritz, D.D.S., P.A. Atchison, KS
Mid-Continent Association of Regular Baptist Churches, Inc.,
Wilson, KS
Olathe Historical Society, Olathe, KS
Pharmacy Relief and Consulting Inc., Winfield, KS
Ram-Ag, Inc., Scott City, KS
Richard Day Company, Inc., Shawnee, KS
RJR Hauling, Inc., Leoti, KS
Salina Board of Trade, Inc., Salina, KS
Sturgeon & Taylor Homes, Inc., Olathe, KS
Sustained Management, Inc., Topeka, KS
The Aging Forum, Inc., Olathe, KS
The McPherson Country Club, McPherson, KS
The Self-Actualization and Enlightenment Center, Association,
Lindsborg, KS
Tiede Construction, Inc., Goodland, KS
Tiger Power/Multi-Power Inc., Leoti, KS
Topeka Alliance of Black School Educators Inc., Topeka, KS
Tri County Agency, Inc., Belle Plaine, KS
Tri-State Agri Services, LLC, Afton, OK
USIRR.org, Inc., Wichita, KS
USIRR, Inc., Wichita, KS
\$ Value Party Store Inc., Overland Park, KS

Foreign Corporations

Burke Construction Group, Inc., Las Vegas, NV
C.K. of Garden City, Inc., Kearney, NE
Carondelet Occupational Health, Wellness and Educational,
Kansas City, MO
Delmarva Capital Services, LLC, Nottingham, MD
Interior Construction Management, Inc., Omaha, NE
James P Hawkins Inc., St. Joseph, MO
National Credit Solutions, L.L.C., Oklahoma City, OK
Texas Bridge, Inc., Humble, TX
The Ultimate Connection, L.C., Port Charlotte, FL
Utility Services Associates Construction Company, Inc.,
Topeka, KS
Wrightway Pressure Washing, Inc., Kansas City, MO

Kris W. Kobach
Secretary of State

Doc. No. 041228

State of Kansas

Attorney General

Opinion 2012-31

Re: Elections—County Boards of Canvassers—Enumeration of Elections to be Canvassed by County Boards; Procedure for Canvass by County Boards.

Synopsis: County boards of canvassers are charged by statute to conduct the intermediate canvass in national and state primary elections and such canvass requires examining and counting the returns of votes cast to determine authenticity and to finalize the preliminary abstract of election returns. Such canvass does not include the express or implied authority to order a "re-vote." Cited herein: K.S.A. 2011 Supp. 25-3002; K.S.A. 25-3101; K.S.A. 2011 Supp. 25-3107. AA (Issued December 11, 2012)

Opinion 2012-32

Re: State Boards, Commissions and Authorities—Public Employees Retirement Systems; Kansas Public Employ-

ees Retirement System—Purchase of Participating Service Credit.

State Boards, Commissions and Authorities—Public Employees Retirement Systems; Compensation in Excess of Internal Revenue Code Limitations—Compensation in Excess of Limitations Set Forth in Internal Revenue Code; Requirements and Limitations.

Synopsis: K.S.A. 74-4919a(1) authorizes an employee who is a member of the Kansas Public Employees Retirement System (KPERs) to purchase the first-year of service credit by applying for such purchase and paying the amount determined by the employee's attained age and the actuarial assumptions and tables currently in use by KPERs if such employee has not retired and is employed by a participating employer. Cited herein: K.S.A. 2011 Supp. 74-4902; 74-4909; K.S.A. 74-4911; K.S.A. 2011 Supp. 74-4917; K.S.A. 74-4919a; 74-4919c; K.S.A. 2011 Supp. 74-4919g; 74-4919h; 74-4919j; 74-49,123; 26 U.S.C. § 415; 26 C.F.R. § 1.401-1. JLA (Issued December 28, 2012)

Opinion 2012-33

Re: Counties and County Officers—Fire Protection—Districts in Any County—Fire Districts; Fire Protection Reserve Fund; Source of Revenue; Limitations.

Synopsis: A fire district organized under K.S.A. 19-3601 *et seq.* may only divert money from its general fund levy to a special fire protection reserve fund "by resolution," as provided in K.S.A. 19-3612c. This resolution may, however, be adopted as part of the district's budget process. Cited herein: K.S.A. 12-1,117; 19-119; 19-3601; 19-3612c; 79-2934. DC (Issued December 28, 2012)

Opinion 2012-34

Re: Personal and Real Property—Commercial Real Estate Broker Lien Act—Notice of Lien; Recording in the Office of the Register of Deeds.

Taxation—Mortgage Registration and Intangibles—Mortgage Registration Fee.

Synopsis: A notice of a commercial real estate broker's lien is a "mortgage of real property" as that term is defined by the Mortgage Registration Act. A commercial real estate broker must pay the mortgage registration fee before filing such a notice with the county register of deeds. Cited herein: K.S.A. 58-30a01; 58-30a03; 58-30a04; 58-30a05; 58-30a08; 58-30a13; 79-3101; 79-3102. DC (Issued December 28, 2012)

Opinion 2013-1

Re: Probate Code—Care and Treatment Act for Mentally Ill Persons—Definitions; Investigation; Emergency Detention, Authority and Duty of Law Enforcement Officers.

Synopsis: K.S.A. 59-2953(a) authorizes a law enforcement officer to take a person into custody without a warrant and to transport such person to a treatment facility for a mental evaluation if the officer forms a reasonable belief based upon an investigation that the person is a mentally ill person and such person's mental illness is likely to cause harm to self or others if allowed to remain at liberty. Although the definition of a "treatment facility" in K.S.A.

59-2946(n) creates an ambiguity regarding the location for performing the mental evaluation, the legislative intent is that the physician or psychologist performing the evaluation determines the location to conduct the mental evaluation based upon the welfare of the detained person; however, such location may not include a non-medical facility used to detain persons charged with or convicted of a crime such as a jail or a law enforcement patrol vehicle. Cited herein: K.S.A. 59-2945; 59-2946; 59-2953; 59-2958; 59-2960; 59-2961; 65-425; K.S.A. 1977 Supp. 65-4027 (Repealed); 65-4031 (Repealed); K.S.A. 75-704. JLA (Issued January 2, 2013)

Opinion 2013-2

Re: Cities and Municipalities—General Provisions—Collection of Certain Unpaid Special Assessments; Action in District Court for Debt.

Cities and Municipalities—Buildings, Structures and Grounds—Unsafe or Dangerous Structures and Abandoned Property.

Synopsis: K.S.A. 12-1,115 authorizes a city to both levy a special assessment *and* file a civil action to collect the demolition costs from the property owner of an unsafe and dangerous structure. Furthermore, a city is not required to remit to the county any amount recovered in a lawsuit to recoup the moneys expended to remove or raze the unsafe or dangerous structure. Cited herein: K.S.A. 12-1,115; K.S.A. 2012 Supp. 12-1755; and 79-2015. AEA (Issued January 2, 2013)

Opinion 2012-3

Re: Cities and Municipalities—Consolidation of Municipalities—Unification of Governmental Units in Greeley County; Unification Plan; Unified City-County Powers, Duties, Limitations.

Counties and County Officers—County Clerk—County Clerk; Deputies and Assistants; Budget; Limitation on Personnel Policies and Practices.

Counties and County Officers—County Treasurer—County Treasurer; Deputy Treasurers; Budget; Limitation of Personnel Action.

Counties and County Officers—Sheriff—Sheriff; Deputies and Undersheriffs; Budget; Limitation of Personnel Action.

Counties and County Officers—Register of Deeds—Register of Deeds; Deputy Registers of Deed; Budget; Limitation of Personnel Action.

Synopsis: The authority of county elected officials to pay bonuses to their employees is subject to any county-wide pay plan adopted by the board of county commissioners. When a pay plan establishes specific salaries for county employees and is silent on the issue of bonuses, the pay plan should generally be read as prohibiting bonuses. County elected officials whose salaries are set by the board of county commissioners may not pay themselves bonuses without the board's approval. Cited herein: K.S.A. 2011 Supp. 12-365; 19-101a; K.S.A. 19-302; 19-503; 19-805; 19-1202; 79-2934. DC (Issued January 3, 2013)

Derek Schmidt
Attorney General

State of Kansas

Department of Health and Environment

Notice of Major Administrative Actions at Hazardous Waste Facilities

The Hazardous Waste Permits Section of the Bureau of Waste Management has available for review a list of all permit modifications and major administrative actions for facilities that treat, store or dispose of hazardous waste in Kansas that were finalized or approved from January 1, 2012 through December 31, 2012. The publication of this list fulfills the requirement of 40 CFR 270.42(i).

For more information contact Mostafa Kamal, Hazardous Waste Permits Section, at 785-296-1609.

Ash Grove Cement Company — EPA I.D. KSD031203318

- 03/14/12 Class 1 Modification regarding changes to Emergency Contingency Plan
- 06/06/12 Class 1 Modification updating Emergency Contacts, drawings and schematics
- 09/20/12 Class 1 Modification regarding updating drawings for replacement equipment
- 11/30/12 Class 1a Modification allowing a Temporary Extension of a 10-day unloading requirement

Chemical Waste Management — EPA I.D. KSD070902952

- 03/08/12 Remedy Enhancement Study Report approved
- 06/27/12 Class I Permit Modification to reflect modification to the Contingency Plan
- 07/27/12 Surface Water Drainage Improvement Work Plan approved
- 10/10/12 Class I Permit Modification to reflect addition and replacement of wells to the monitoring network
- 10/11/12 Pre-Design Data Acquisition and Remedial Design Work Plan approved

Clean Harbor — Coffeyville — EPA I.D. KSD981506025

- 09/20/12 Class 1a Permit Modification regarding transformer dismantling process

Clean Harbor — Wichita — EPA I.D. KSD007246846

- 07/18/12 Public Notice for Draft Renewal Permit
- 08/29/12 Completeness Determination of Part A and Part B renewal Application
- 09/28/12 Hazardous Waste Permit Renewal
- 11/13/12 Class 1 Permit Modification to reflect change in emergency coordinator

DuPont — EPA I.D. KSD133579698

- 10/12/12 Revised Sampling and Analysis Plan approved
- 10/31/12 Consent Agreement amended for cost reimbursement of oversight

Exline, Inc. — EPA I.D. KSD007127327

- 08/17/12 Operation and Maintenance Inspection Report finalized
- 10/29/12 Revised Sampling and Analysis Plan approved

Great Plain Development Authority (formerly known as KAAP) — EPA I.D. KS0213820467

- 08/27/12 Permit transfer for Former Kansas Army Ammunition Plant (KAAP)
- 09/11/12 Operation and Maintenance Inspection Report finalized
- 11/20/12 Clean Closure Approved for selected units

(continued)

Kansas State University — EPA I.D. KSD980632772

- 01/23/12 Landfill Corrective Measures Implementation Plan-Vol. 3 approved
- 01/26/12 Waste Characterization and Building Decontamination Report approved
- 09/11/12 Completion of Excavation Report approved
- 11/26/12 Additional monitoring wells installed

Kansas Army Ammunition Plant (KAAP) —**EPA I.D. KS0213820467**

- 08/27/12 Permit transfer and split into Great Plains Development Authority (EPA I.D. KS0213820467) and Day & Zimmerman Kansas LLC (KSR000511964)

Koch Nitrogen Company, LLC — EPA I.D. KSD044625010

- 05/31/12 Temporary Authorization to shut down groundwater recovery wells for system maintenance
- 09/28/12 Temporary Authorization to shut down groundwater recovery wells for system maintenance
- 11/27/12 Permit Modification to change the state of operation from Delaware to Kansas

Lafarge Corporation — EPA I.D. KSD007148034

- 09/24/12 Closure of Hazardous Waste Derived Fuel Pyroprocessing Units (kilns), including the closure of the fuel feed system

MRP Properties Company, LLC — EPA I.D. KSD087418695

- 02/24/12 Temporary Authorization to Discontinue Operation Recovery Well RW-80A
- 07/23/12 Public Notice for Draft Permit Renewal
- 07/26/12 Temporary Authorization to Discontinue LTU SVA/AS System
- 08/23/12 Renew Temporary Authorization to Discontinue Operation Recovery Well RW-80A
- 08/29/12 Availability Session and Public Hearing on Draft Permit Renewal
- 09/28/12 Permit Renewal Issued

Safety Kleen — Wichita — EPA I.D. KSD000809723

- 01/11/12 Class 1 Permit Modification to reflect change in emergency coordinator
- 11/26/12 Class 1 Permit Modification to reflect change in legal owner address

The Sherwin-Williams Company — Andover —**EPA I.D. KSD056577810**

- 06/07/12 Quality Assurance Project Plan approved
- 08/08/12 RCRA Facility Investigation Work Plan approved

The Sherwin-Williams Company — Coffeyville —**EPA I.D. KSD007163355**

- 06/04/12 Class 1a Permit Modification to remove the requirements to maintain coverage for sudden and non-sudden accidental occurrences

Solomon Corporation — EPA I.D. KS0002431880

- 06/26/12 Joint KDHE/EPA Compliance Inspection for reissuance if TSCA/PCB coordinated approval for commercial storage

Systech Environmental Corp. — EPA I.D. KSD980633259

- 04/30/12 Class 1 Modification regarding administrative corrections for Part B Application
- 05/01/12 Class 1 Modification regarding storage tank repair
- 06/11/12 Class 1a Modification for minor tank system piping changes and schematic updates

- 12/28/12 Class 1a Modification regarding Administrative Part B Application Update

Williams Petroleum Services (WPS), LLC —**EPA I.D. KSD007235138**

- 05/12/12 Revised Solid Waste Management units 1 and 2 Sampling and Analysis Plan to allow changes to the sampling method
- 11/28/12 Part A Application revised to reflect change in facility contact

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

Doc. No. 041227

State of Kansas**Department of Health
and Environment****Notice Concerning Kansas/Federal Water
Pollution Control Permits and Applications**

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

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

Public Notice No. KS-AG-13-010/013**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Lone Tree Livestock, LLC Dennis Allen 5380 S. Hwy. 83 Scott City, KS 67871	NW/4 and SE/4 of Section 15, T20S, R32W, Scott County	Upper Arkansas River Basin

Kansas Permit No. A-UASC-H005 Federal Permit No. KS0094854

This is a modification and reissuance of a permit for an existing swine facility with a maximum capacity of 54,000 head (21,600 animal units) of swine weighing more than 55 pounds. There is no change in the permitted animal unit capacity from the previous permit. The synthetic liner of the evaporation pond at site #4 will be modified for use as embankment erosion control only. No additional buildings or waste facilities are being proposed. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Tiffany Cattle Co., Inc. Shane and Shawn Tiffany 1333 S. 2500 Road Herington, KS 67449-5021	E/2 of Section 31 & W/2 of Section 32, T15S, R06E & NW/4 of Section 5, T16S, R06E, Morris County	Neosho River Basin

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

The permit is being modified to change the number of animal units. The facility submitted a request to increase the number of cattle weighing more than 700 pounds from 10,500 head to 13,500 head and to decrease the number of cattle weighing less than 700 pounds from 5,000 head to 2,000 head. The maximum permitted capacity of 15,500 head will stay the same as the previous permit; however, the total animal unit capacity will increase from 13,000 to 14,500. There are no other changes to the permit. Only the portions of the permit being modified are subject to comments.

Name and Address of Applicant	Legal Description	Receiving Water
Seaboard Foods Light Nurseries, #101-105 & #107 Stephen Summerlin, Vice President 2801 Hurliman Road Guymon, OK 73942	NW/4 & SW/4 of Section 11, NW/4, SW/4 & SE/4 of Section 14, SE/4 of Section 15, T32S, R40W, Morton County	Cimarron River Basin

Kansas Permit No. A-CIMT-H006 Federal Permit No. KS0096300

This permit is being reissued for an existing swine facility for a maximum capacity of 72,000 head (7,200 animal units) of swine weighing 55 pounds or less. There is no change in the permitted animal units from the previous permit. An approved Nutrient Management Plan for the facility is on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Brylin Farms, LLC — West Site Brice & Lynn Sawin 1823 Prairie Road Washington, KS 66968	SW/4 of Section 13, T02S, R02E, Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-S040

A permit is being reissued to an existing facility with a maximum capacity of 2,000 head (800 animal units) of swine weighing more than 55 pounds. The animal unit capacity has not changed since the previous permit.

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 9 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-13-010/013) and name of the applicant/permittee when preparing comments.

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

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water.

These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

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

Doc. No. 041232

State of Kansas
**Department of Health
and Environment**
**Permanent Administrative
Regulations**

Article 75.—HEALTH INFORMATION

28-75-100. Authorization form. Pursuant to K.S.A. 65-6826 and amendments thereto, the Kansas department of health and environment's form titled "authorization to disclose protected health information," dated August 20, 2012, is hereby adopted by reference. (Authorized by and implementing K.S.A. 2011 Supp. 65-6826; effective Jan. 25, 2013.)

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

Doc. No. 041222

State of Kansas
Attorney General
**Permanent Administrative
Regulations**

**Article 12.—BATTERER INTERVENTION
PROGRAM REQUIREMENTS AND
CERTIFICATION**

16-12-1. Scope. The regulations in this article shall provide for the certification of, and shall set the standards for the services and programs required of, certified batterer intervention programs, including the following: (a) Any certified batterer intervention program providing the domestic violence offender assessment pursuant to K.S.A. 12-4509, K.S.A. 21-5414, K.S.A. 21-6604, or K.S.A. 22-2909, and amendments thereto; and

(b) any program operating or providing services as a batterer intervention program, domestic violence or abuse intervention program, or domestic violence educational program for those convicted of a domestic violence-designated offense or as part of a diversion agreement in a complaint alleging a domestic violence offense, as defined in K.S.A. 21-5111 and amendments thereto. (Authorized by L. 2012, ch. 162, sec. 11; implementing L. 2012, ch. 162, secs. 1 and 11; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

(continued)

16-12-2. Definitions. Words or phrases used in this article or in the batterer intervention program certification act but not defined in this regulation shall have the same definition as specified in the batterer intervention program certification act or in K.S.A. 21-5111, and amendments thereto. Each of the following terms, as used in this article, shall have the meaning specified in this regulation: (a) "Batterer" means any person who uses a pattern of abusive and coercive behavior to dominate and control an intimate partner, a former intimate partner, a household member, or a family member.

(b) "Continuing education" means formally organized programs or activities that are designed for and have content intended to enhance the knowledge, skill, values, ethics, and ability to practice as an "agent or employee thereof," as defined by L. 2012, ch. 162, sec. 13 and amendments thereto.

(c) "Controlled substance" means any drug, substance, or immediate precursor included in any of the schedules designated in K.S.A. 65-4105, 65-4107, 65-4109, 65-4111, and 65-4113, and amendments thereto.

(d) "Remedial or other requirements" means either of the following:

(1) Completion of additional education or training for agents or employees to address the concerns identified by the attorney general; or

(2) changes to the structure of the program to address the concerns identified by the attorney general.

(e) "Supervisee" means an agent or employee of a certified batterer intervention program who receives instruction or direction for the purpose of development of responsibility, skill, knowledge, attitudes, and ethical standards of practice in batterer intervention services from a batterer intervention program director, program supervisor, or program coordinator.

(f) "Unprofessional conduct," for an agent or employee who is not licensed by the behavioral sciences regulatory board, means any of the following acts:

(1) Obtaining or attempting to obtain a certification or temporary permit by means of fraud, bribery, deceit, misrepresentation, or concealment of a material fact;

(2) failing to notify the attorney general within 10 days, unless the person shows good cause, that any one of the following conditions applies to an agent or employee:

(A) Had a professional license, credential, permit, registration, or certification limited, conditioned, qualified, restricted, suspended, revoked, refused by the proper regulatory authority in Kansas or of another state, territory, or the District of Columbia. A certified copy of the action taken by the jurisdiction shall be conclusive evidence of this action;

(B) has voluntarily surrendered a professional license, credential, permit, registration, or certification while a complaint or investigation is pending by the proper regulatory authority;

(C) has been demoted, terminated, suspended, reasigned, or asked to resign from employment, or has resigned from employment, for misfeasance, malfeasance, or nonfeasance; or

(D) has been convicted of a felony;

(3) knowingly allowing another individual to use one's permit or certification unlawfully;

(4) impersonating another individual holding a permit or certification;

(5) having been convicted of a crime resulting from or relating to the provision of certified batterer intervention services;

(6) furthering the certification or permit application of another person who is known to be unqualified with respect to character, education, or other relevant eligibility requirements according to K.A.R. 16-12-4;

(7) knowingly aiding or abetting anyone who does not have certification or a permit to represent that individual as a person who does have certification or a permit;

(8) failing or refusing to cooperate in a timely manner with any request from the attorney general for a response or assistance with respect to the attorney general's investigation of any report of an alleged violation of the batterer intervention program certification act or any law filed against any agent or employee or any other applicant. It shall be prima facie evidence of failing or refusing to cooperate within this subsection if a person takes longer than 30 days to provide the requested response, information, or assistance, unless the person shows good cause;

(9) offering to perform or performing services outside the scope of one's training, education, and competency;

(10) treating any offender, victim, or supervisee in a cruel manner, including the intentional infliction of pain or suffering;

(11) discriminating against any offender, victim, or supervisee on the basis of color, race, gender, religion, national origin, age, or disability;

(12) failing to provide each offender with a description of services, consultation, reports, fees, billing, intervention regimen, or schedule, or failing to reasonably comply with these descriptions;

(13) failing to inform each offender or supervisee of any financial interests that might accrue to the provider from referral to any other service or from the use of any tests, books, or apparatus;

(14) failing to inform each offender, victim, and supervisee of the purposes for which information is obtained, the manner in which the information may be used, and the limits of confidentiality regarding the provision of batterer intervention services;

(15) revealing information, a confidence, or secret of any victim, or failing to protect the confidences, secrets, or information contained in a victim's records, except when at least one of the following conditions is met:

(A) Disclosure is required by law;

(B) disclosure is authorized by law because the confidential information shows that the person could seriously harm an individual or the public; or

(C) the provider, or the provider's employee or agent, is a party to a civil, criminal, or disciplinary investigation or action arising from the batterer intervention program practice, in which case disclosure shall be limited to that action;

(16) failing to protect the confidences of, secrets of, or information concerning other persons when providing an offender with access to that offender's records;

(17) engaging in professional activities, including billing practices and advertising, involving dishonesty, fraud, deceit, or misrepresentation;

(18) using alcohol or illegally using any controlled substance while performing duties or services as a batterer intervention provider;

(19) making sexual advances toward, engaging in physical intimacies or sexual activities with, or exercising undue influence over any person who, within the past 24 months, has been a victim or offender receiving batterer intervention services, or a victim or offender's known family members;

(20) exercising undue influence over any victim, offender, or supervisee, including promoting sales of services or goods, in a manner that will exploit the person or persons for the purpose of financial gain, personal gratification, or advantage of oneself or a third party;

(21) directly or indirectly offering or giving to a third party or soliciting, receiving, or agreeing to receive from a third party any fee or other consideration for the referral of the victim or offender;

(22) permitting any person to share in the fees for professional services, other than a partner, employee, an associate in a professional firm, or a consultant providing batterer intervention services;

(23) soliciting or assuming professional responsibility for offenders served by another batterer intervention program without informing and attempting to coordinate continuity of offender services with that program;

(24) making claims of professional superiority that one cannot substantiate;

(25) guaranteeing that satisfaction or a cure will result from the performance of professional services;

(26) claiming or using any secret or special method of intervention or techniques that one refuses to divulge to the attorney general;

(27) continuing or ordering tests, procedures, interventions, or services not warranted by the condition or best interests of the offender;

(28) failing to maintain for each offender and victim a record that conforms to the following minimal standards:

(A) Contains a unique identifying number or other method for specific identification of the offender and victim;

(B) indicates the offender's initial reason for seeking the provider's services;

(C) contains specific information concerning the offender's condition, including the Kansas attorney general domestic violence offender assessment, affidavits, police reports, and other documents related to criminal activity as allowed by law and available to the provider;

(D) summarizes the intervention, tests, procedures, and services that were obtained, performed, ordered, or recommended and the findings and results of each;

(E) documents the offender's progress during the course of intervention;

(F) contains only those terms and abbreviations that are comprehensible to similar professional practitioners;

(G) indicates the date and nature of any professional service that was provided; and

(H) describes the manner and process by which the professional relationship terminated;

(29) taking credit for work not performed personally, whether by giving inaccurate or misleading information or by failing to disclose accurate or material information;

(30) making or filing a report that one knows to be erroneous, incomplete, or misleading;

(31) failing to retain offender's records for at least two years after the date of termination of the professional relationship, unless otherwise provided by law;

(32) failing to exercise supervision over any supervisee;

(33) failing to inform an offender if services are provided or delivered under supervision or direction;

(34) engaging in, or attempting to engage in, any relationship in which the objectivity or competency of the provider may become impaired or compromised due to any of the following present, previous, or future relationships with a victim, offender, or supervisee:

(A) Familial;

(B) sexual;

(C) emotional; or

(D) financial; or

(35) using without a temporary permit or certification, or continuing to use after the expiration of a permit or certification, any title or abbreviation prescribed by the attorney general for use only by those with a current temporary permit or certification.

(g) "Unprofessional conduct," for an agent or employee who is licensed by the behavioral sciences regulatory board, means any of the following acts:

(1) Any determination by the behavioral sciences regulatory board of a violation of laws or regulations related to one's licensure. A certified copy of the action taken by the behavioral sciences regulatory board shall be sufficient evidence of this action;

(2) obtaining or attempting to obtain a certification or temporary permit by means of fraud, bribery, deceit, misrepresentation, or concealment of a material fact;

(3) failing to notify the attorney general of any complaint, investigation, or finding regarding the licensee within 10 days, unless the person shows good cause;

(4) failing to notify the attorney general within 10 days, unless the person shows good cause, that any one of the following conditions applies to the licensee:

(A) Has been demoted, terminated, suspended, reassigned, or asked to resign from employment, or has resigned from employment, for misfeasance, malfeasance, or nonfeasance; or

(B) has been convicted of a felony;

(5) knowingly allowing another individual to use one's temporary permit or certification unlawfully;

(6) impersonating another individual holding a temporary permit or certification;

(7) having been convicted of a crime resulting from or relating to the provision of certified batterer intervention program services;

(8) furthering the certification or permit application of another person who is known to be unqualified with respect to character, education, or other relevant eligibility requirements;

(9) knowingly aiding or abetting anyone who does not have certification or a permit to represent that individual as a person who does have certification or a permit;

(10) failing or refusing to cooperate in a timely manner with any request from the attorney general for a response or assistance with respect to the attorney general's inves-

(continued)

tigation of any report of an alleged violation of the batterer intervention program certification act or any law filed against any agent or employee or any other applicant. It shall be prima facie evidence of failing or refusing to cooperate within this subsection if a person takes longer than 30 days to provide the requested response, information, or assistance, unless the person shows good cause or receives an extension by the attorney general;

(11) revealing information, a confidence, or secret of any victim, or failing to protect the confidences, secrets, or information contained in a victim's records, unless one of these conditions is met:

(A) Disclosure is required by law;

(B) disclosure is authorized by law because the confidential information shows that the person could seriously harm an individual or the public; or

(C) the provider, or the agent or employee of the provider, is a party to a civil, criminal, or disciplinary investigation or action arising from the batterer intervention program practice, in which case disclosure shall be limited to that action;

(12) claiming or using any secret or special method of intervention or techniques that one refuses to divulge to the attorney general;

(13) failing to maintain for each offender and victim a record that conforms to the following minimal standards:

(A) Contains a unique identifying number or other method for specific identification of the offender and victim;

(B) indicates the offender's initial reason for seeking the provider's services;

(C) contains specific information concerning the offender's condition, including the "Kansas attorney general domestic violence offender assessment form," affidavits, police reports, and other documents related to criminal activity as allowed by law and available to the provider;

(D) summarizes the intervention, tests, procedures, and services that were obtained, performed, ordered, or recommended and the findings and results of each;

(E) documents the offender's progress during the course of intervention;

(F) contains only those terms and abbreviations that are comprehensible to similar professional practitioners;

(G) indicates the date and nature of any professional service that was provided; and

(H) describes the manner and process by which the professional relationship terminated; or

(14) using without a temporary permit or certification, or continuing to use after the expiration of a permit or certification, any title or abbreviation prescribed by the attorney general for use only by those with a current permit or certification. (Authorized by L. 2012, ch. 162, secs. 5, 11; implementing L. 2012, ch. 162, secs. 5, 6, 11; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

16-12-3. Training and continuing education. Each holder of a temporary permit or certificate shall submit proof of training and continuing education hours to the attorney general for approval. (a) Each batterer intervention program agent or employee thereof shall meet the following requirements:

(1) Complete the training as required in "the essential elements and standards of batterer intervention programs in Kansas," which is adopted in K.A.R. 16-12-4; and

(2) complete 12 hours of documented and approved continuing education as required in "the essential elements and standards of batterer intervention programs in Kansas," during each two-year certification period. Continuing education hours accumulated in excess of the requirement shall not be carried over to the next renewal period.

(b) One hour of training or continuing education credit shall consist of at least 50 minutes of classroom instruction or at least one clock-hour of other types of acceptable training or continuing education experiences listed in subsection (c). One-half hour of training or continuing education credit may be granted for each 30 minutes of acceptable training or continuing education. Credit shall not be granted for less than 30 minutes.

(c) Acceptable training and continuing education, subject to approval, whether taken within the state or outside the state, shall include the following:

(1) An academic course at an institution that is nationally or regionally accredited for education or training, if the content is clearly related to the enhancement of a batterer intervention program agent's or employee's practice, values, ethics, skills, or knowledge and the course is taken for academic credit. Each agent or employee shall be granted 15 training or continuing education hours for each academic credit hour that is successfully completed. The maximum number of allowable training or continuing education hours shall be 15;

(2) an academic course at an institution that is nationally or regionally accredited for education or training, if the content is clearly related to the enhancement of a batterer intervention program agent's or employee's practice, values, ethics, skills, or knowledge and the course is audited. Each agent or employee shall receive training or continuing education credit on the basis of the actual contact time that the agent or employee spends attending the course, up to a maximum of 15 hours per academic credit hour. The maximum number of allowable training or continuing education hours shall be 15;

(3) a seminar, institute, conference, workshop, or non-academic course oriented to the enhancement of a batterer intervention program agent's or employee's practice, values, ethics, skills, or knowledge; and

(4) an activity oriented to the enhancement of a batterer intervention program agent's or employee's practice, values, ethics, skills, or knowledge, consisting of completing a computerized interactive learning module, viewing a telecast or videotape, listening to an audiotape, or reading, if a posttest is successfully completed. The maximum number of allowable training or continuing education hours shall be 15.

(d) Approval of training or continuing education credit shall not be granted for the second or any subsequent identical program if the programs are completed within the same renewal period.

(e) Training or continuing education credit shall not be granted for the following:

(1) In-service training, if the training is for job orientation or job training or is specific to the employing agency; and

(2) any activity for which the agent or employee cannot demonstrate that the program's goals and objectives are to enhance the practice, values, ethics, skills, or knowledge in batterer intervention.

(f) Each agent or employee shall maintain individual, original training or continuing education records for at least two years. These records shall document the agent's or employee's attendance at, participation in, or completion of each training or continuing education activity.

(g) Each of the following forms of documentation may be submitted as proof that an agent or employee has completed that training or continuing education activity:

(1) An official transcript or other document indicating the agent's or employee's passing grade for an academic course taken at an institution that is nationally or regionally accredited;

(2) a statement signed by the instructor of an academic course indicating the number of actual contact hours that the agent or employee attended for an audited academic course from an institution that is nationally or regionally accredited;

(3) a signed statement from the provider of a seminar, institute, conference, workshop, or course indicating that the agent or employee attended the training or continuing education program; and

(4) for each videotape, audiotape, computerized interactive learning module, or telecast that the agent or employee utilized for training or continuing education purposes, a written statement from the agent or employee specifying the media format, content title, presenter or sponsor, content description, length, activity date, and copy of the agent's or employee's completed posttest or score. (Authorized by and implementing L. 2012, ch. 162, secs. 5, 11; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

16-12-4. Program requirements. Each holder of a temporary permit, initial certification, renewal certification, or certification reinstatement shall perform the following: (a) Adopt and follow the standards, elements, and other program requirements described in the document titled "the essential elements and standards of batterer intervention programs in Kansas," dated December 17, 2012, by the Kansas attorney general's office, which is hereby adopted by reference except for the acknowledgements, table of contents, philosophy and purpose, and theoretical overview of batterer intervention programs; and

(b) submit the attorney general's document titled "certified batterer intervention program statistical report" with the required information. This document, dated June 13, 2012, is hereby adopted by reference. The "certified batterer intervention program statistical report" shall be completed and submitted to the attorney general on or before January 5 and July 5 in each year of certification or the first business day following these deadlines if the deadlines fall on a weekend or state or federal holiday. (Authorized by and implementing L. 2012, ch. 162, secs. 5, 11; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

16-12-5. Domestic violence offender assessment. (a) The document titled "Kansas attorney general do-

mestic violence offender assessment form," dated March 3, 2011, by the Kansas attorney general is hereby adopted by reference. This document is also known as "KDVOA."

(b) Except as specified in subsection (c), the KDVOA shall be completed by one of the following: an individual who is licensed to practice in Kansas as a psychologist, baccalaureate social worker, master social worker, specialist clinical social worker, marriage and family therapist, addiction counselor, clinical addiction counselor, clinical marriage and family therapist, professional counselor, clinical professional counselor, master's level psychologist, or clinical psychotherapist.

(c) Any person who is not licensed as provided in subsection (b) and who is completing the KDVOA as an employee of or volunteer for a batterer intervention program before January 1, 2013 may continue to complete these assessments on and after January 1, 2013 if the person remains an employee of or volunteer for the same program and the program remains a certified batterer intervention program. Whenever the person is no longer an employee of or volunteer for the program in which the person was employed or volunteering before January 1, 2013, the person shall not be allowed to complete the KDVOA for any certified batterer intervention program without meeting the license requirements in subsection (b). (Authorized by K.S.A. 2011 Supp. 75-755 and L. 2012, ch. 162, sec. 11; implementing K.S.A. 2011 Supp. 21-6604, as amended by L. 2012, ch. 162, sec. 16, and L. 2012, ch. 162, secs. 1, 5; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

16-12-6. Temporary permit; application. Each applicant seeking a temporary permit shall submit an application, on a form provided by the attorney general, to the attorney general. The completed application for a temporary permit shall include the following: (a) The applicant's full name and residential address;

(b) the name under which the applicant intends to do business and the business address;

(c) a statement of the general nature of the business in which the applicant intends to engage;

(d) a statement of the education and work experience of the applicant and any agent or employee thereof;

(e) a statement that the applicant has met any other qualifications specified in "the essential elements and standards of batterer intervention programs in Kansas," which is adopted in K.A.R. 16-12-4;

(f) payment of the temporary permit application fee of \$50.00; and

(g) any other information, evidence, statements, or documents necessary to determine the qualifications of an applicant for temporary permit, including the following:

(1) A copy of completed certificates documenting domestic violence-specific training hours for each agent or employee thereof;

(2) proof of current licensure for each agent or employee required to be licensed by the behavioral sciences regulatory board; and

(3) a copy of the core curriculum to be used in batterer intervention services. (Authorized by L. 2012, ch. 162, sec. 11; implementing L. 2012, ch. 162, secs. 2, 4; effective, T-

(continued)

16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

16-12-7. Initial certification; application. Each applicant seeking initial certification shall submit an application, on a form provided by the attorney general, to the attorney general. The completed application for initial certification shall include the following: (a) The applicant's full name and residential address;

(b) the name under which the applicant intends to do business and the business address;

(c) a statement of the general nature of the business in which the applicant intends to engage;

(d) a statement of the education and work experience of the applicant and any agent or employee thereof;

(e) a statement that the applicant has met any other qualifications specified in "the essential elements and standards of batterer intervention programs in Kansas," which is adopted in K.A.R. 16-12-4;

(f) payment of the initial application fee of \$100.00; and

(g) any other information, evidence, statements, or documents necessary to determine the qualifications of an applicant for initial certification, including the following:

(1) A copy of completed certificates documenting training hours as required by "the essential elements and standards of batterer intervention programs in Kansas" for each agent or employee thereof;

(2) proof of current licensure for each agent or employee required to be licensed by the behavioral sciences regulatory board;

(3) a copy of the core curriculum to be used in batterer intervention services;

(4) demonstration by the applicant of attempts to establish a cooperative relationship with key agencies, as described in "the essential elements and standards of batterer intervention programs in Kansas," which is adopted in K.A.R. 16-12-4; and

(5) a copy of release of information and offender agreement forms. (Authorized by L. 2012, ch. 162, sec. 11; implementing L. 2012, ch. 162, secs. 2, 4; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

16-12-8. Renewal certification; application. Each applicant seeking renewal certification shall submit an application, on a form provided by the attorney general, to the attorney general. The completed application for renewal certification shall include the following: (a) The applicant's full name and residential address;

(b) the name under which the applicant intends to do business and the business address;

(c) a statement of the general nature of the business in which the applicant intends to engage;

(d) a statement of the educational and work experience of the applicant and any agent or employee thereof;

(e) a statement that the applicant has met any other qualifications described in "the essential elements and standards of batterer intervention programs in Kansas," which is adopted in K.A.R. 16-12-4;

(f) payment of the renewal application fee of \$100.00; and

(g) any other information, evidence, statements, or documents necessary to determine the qualifications of an

applicant for renewal certification that are required by the attorney general, including the following:

(1) A copy of completed certificates documenting continuing education hours as required by "the essential elements and standards of batterer intervention programs in Kansas" for each agent or employee thereof;

(2) a copy of completed certificates documenting training hours as required in "the essential elements and standards of batterer intervention programs in Kansas" for any new agent or employee not included in a previous application for certification;

(3) proof of current licensure for each agent or employee required to be licensed by the behavioral sciences regulatory board; and

(4) demonstration by the applicant of attempts to establish a cooperative relationship with key agencies, as described in "the essential elements and standards of batterer intervention programs in Kansas," which is adopted in K.A.R. 16-12-4. (Authorized by L. 2012, ch. 162, sec. 11; implementing L. 2012, ch. 162, secs. 2, 4; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

16-12-9. Certification reinstatement; application. Each applicant seeking certification reinstatement shall submit an application, on a form provided by the attorney general, to the attorney general. The completed application for certification reinstatement shall include the following: (a) The applicant's full name and residential address;

(b) the name under which the applicant intends to do business and the business address;

(c) a statement of the general nature of the business in which the applicant intends to engage;

(d) a statement of the education and work experience of the applicant and any agent or employee thereof;

(e) a statement that the applicant has met any other qualifications described in "the essential elements and standards of batterer intervention programs in Kansas," which is adopted in K.A.R. 16-12-4;

(f) payment of the reinstatement application fee of \$100.00;

(g) a statement regarding the reason requiring reinstatement of certification; and

(h) any other information, evidence, statements, or documents necessary to determine the qualifications of an applicant for reinstatement, including the following:

(1) A copy of completed certificates documenting continuing education hours as required by "the essential elements and standards of batterer intervention programs in Kansas" for each agent or employee thereof;

(2) a copy of completed certificates documenting training hours as required in "the essential elements and standards of batterer intervention programs in Kansas" for any new agent or employee not included in a previous application for certification;

(3) proof of current licensure for each agent or employee required to be licensed by the behavioral sciences regulatory board; and

(4) demonstration by the applicant of attempts to establish a cooperative relationship with key agencies, as described in "the essential elements and standards of bat-

terer intervention programs in Kansas," which is adopted in K.A.R. 16-12-4. (Authorized by L. 2012, ch. 162, sec. 11; implementing L. 2012, ch. 162, secs. 2, 4; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

16-12-10. Evaluating and monitoring certified batterer intervention programs. For the purposes of evaluating and monitoring certified batterer intervention programs, the applicant, holder of a temporary permit, or holder of a certificate shall give the attorney general access to the following:

- (a) The applicant's or holder's program;
- (b) observation of groups or assessment services;
- (c) offender and victim files, records, or documents related to the provision of batterer intervention services;
- (d) contact information of community members or third parties who could provide information related to

services provided in the capacity of a batterer intervention program;

(e) offenders who are receiving or have received services from the program;

(f) contact information for victims or family members, with their written permission, associated with the offenders who are receiving or have received services from the batterer intervention program; and

(g) any other information identified as necessary in evaluating and monitoring the program. (Authorized by L. 2012, ch. 162, sec. 11; implementing L. 2012, ch. 162, secs. 8, 11; effective, T-16-6-28-12, June 28, 2012; effective, T-16-10-25-12, Oct. 26, 2012; effective Jan. 25, 2013.)

Derek Schmidt
Attorney General

Doc. No. 041218

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 2009 Volumes of the *Kansas Administrative Regulations* and the 2012 Supplement of the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-64-1	Revoked	V. 31, p. 171

AGENCY 4: DEPARTMENT OF AGRICULTURE

Reg. No.	Action	Register
4-15-4	Amended	V. 31, p. 570
4-15-5	Amended	V. 31, p. 301
4-15-6	Amended	V. 31, p. 301
4-15-7	Amended	V. 31, p. 570
4-15-8	Amended	V. 31, p. 570
4-15-9	Amended	V. 31, p. 571
4-15-9a	New	V. 31, p. 571
4-15-10	Amended	V. 31, p. 571
4-15-13	Amended	V. 31, p. 572
4-28-3	Revoked	V. 31, p. 1276
4-28-4	Revoked	V. 31, p. 1276
4-28-6	Amended (T)	V. 31, p. 998
4-28-6	Amended	V. 31, p. 1276
4-28-7	Revoked	V. 31, p. 1277
4-28-31	New (T)	V. 31, p. 998
4-28-31	New	V. 31, p. 1277

AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-9-3	Amended	V. 31, p. 773

AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-23-4	Amended	V. 31, p. 197
7-23-14	New	V. 31, p. 197
7-36-7	New	V. 31, p. 198
7-36-8	New	V. 31, p. 199
7-46-1	New	V. 31, p. 199
7-46-2	New	V. 31, p. 199
7-46-3	New	V. 31, p. 200

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

Reg. No.	Action	Register
14-13-1	Amended (T)	V. 31, p. 1356
14-13-13	Amended (T)	V. 31, p. 1357
14-13-16	New (T)	V. 31, p. 1358
14-13-17	New (T)	V. 31, p. 1359
14-16-25	Amended	V. 31, p. 1427

AGENCY 16: ATTORNEY GENERAL

Reg. No.	Action	Register
16-12-1 through 16-12-10	New (T)	V. 31, p. 1359-1365

AGENCY 20: CRIME VICTIMS COMPENSATION BOARD

Reg. No.	Action	Register
20-2-5	Revoked	V. 31, p. 1031
20-3-1	Revoked	V. 31, p. 1031
20-3-2	Revoked	V. 31, p. 1031

AGENCY 22: STATE FIRE MARSHAL

Reg. No.	Action	Register
22-25-1	New	V. 31, p. 973
22-25-2	New	V. 31, p. 974

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-19-350	Amended	V. 31, p. 1507
28-19-735	Amended	V. 31, p. 1508
28-19-750	Amended	V. 31, p. 1509
28-19-750a	Amended	V. 31, p. 1509
28-29-300	Amended	V. 31, p. 1509
28-29-330 through 28-29-333	New	V. 31, p. 1510
28-31-10	Amended	V. 31, p. 196
28-35-600 through 28-35-608	New	V. 31, p. 90-93
28-54-1 through 28-54-5	Amended	V. 31, p. 280-282
28-56-1 through 28-56-10	New	V. 31, p. 708-711
28-56-2	Amended	V. 31, p. 1528

AGENCY 30: DEPARTMENT FOR CHILDREN AND FAMILIES (FORMERLY DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES)

Reg. No.	Action	Register
30-46-10	Amended (T)	V. 31, p. 887
30-46-10	Amended	V. 31, p. 1126

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-37	Amended	V. 31, p. 887
40-1-48	Amended	V. 31, p. 887
40-4-42c	Amended	V. 31, p. 170
40-5-7	Revoked	V. 31, p. 114

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-5-115	Amended	V. 31, p. 301
44-9-101	Amended	V. 31, p. 302
44-9-105	Amended	V. 31, p. 303
44-9-107	New	V. 31, p. 304
44-9-501 through 44-9-504	New	V. 31, p. 304, 305
44-11-111	Amended	V. 31, p. 193
44-11-113	Amended	V. 31, p. 194
44-11-119	Amended	V. 31, p. 195
44-11-121	Amended	V. 31, p. 195
44-11-123	Amended	V. 31, p. 195
44-11-127	Amended	V. 31, p. 195
44-11-129	Amended	V. 31, p. 196
44-11-132	Amended	V. 31, p. 196

AGENCY 45: PRISONER REVIEW BOARD

Reg. No.	Action	Register
45-100-1	Revoked	V. 31, p. 306
45-500-1 through 45-500-4	Revoked	V. 31, p. 306

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-11-101	Amended	V. 31, p. 572
60-11-102	Amended	V. 31, p. 573
60-11-103	Amended	V. 31, p. 573
60-11-104	Amended	V. 31, p. 574
60-11-104a	Amended	V. 31, p. 574
60-11-105	Amended	V. 31, p. 574
60-11-106	Amended	V. 31, p. 575
60-11-107	Amended	V. 31, p. 575
60-11-113	Amended	V. 31, p. 575
60-11-116	Amended	V. 31, p. 575
60-11-118	Amended	V. 31, p. 576
60-11-119	Amended	V. 31, p. 576
60-11-120	Amended	V. 31, p. 576
60-11-121	Amended	V. 31, p. 576
60-13-112	Amended	V. 31, p. 576
60-16-102	Amended	V. 31, p. 577
60-16-103	Amended	V. 31, p. 577
60-16-104	Amended	V. 31, p. 578
60-17-101	Amended	V. 31, p. 580
60-17-104	Amended	V. 31, p. 580
60-17-105	Amended	V. 31, p. 581
60-17-110	Amended	V. 31, p. 581
60-17-111	Amended	V. 31, p. 581

(continued)

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-20-30	New (T)	V. 31, p. 1049

AGENCY 69: BOARD OF COSMETOLOGY

Reg. No.	Action	Register
69-12-3	Amended	V. 31, p. 1314
69-13-4	New	V. 31, p. 1314

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-1-4	Amended	V. 31, p. 607
74-2-7	Amended	V. 31, p. 607
74-4-3a	Amended	V. 31, p. 608
74-4-7	Amended	V. 31, p. 608
74-4-8	Amended	V. 31, p. 609
74-4-10	Amended	V. 31, p. 610
74-5-2	Amended	V. 31, p. 610
74-5-101	Amended	V. 31, p. 611
74-5-202	Amended	V. 31, p. 612
74-5-302	Revoked	V. 31, p. 612
74-11-6	Amended	V. 31, p. 612

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-1200 through 82-3-1223	New	V. 31, p. 1472-1490

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-3-8a	Amended	V. 32, p. 11
88-29-1	Amended	V. 31, p. 380
88-29-5	Amended	V. 31, p. 381
88-29-6	Amended	V. 31, p. 382
88-29-7	Amended	V. 31, p. 382
88-29-7a	Amended	V. 31, p. 382
88-29-10	Amended	V. 31, p. 382
88-29-11	Amended	V. 31, p. 1426
88-29a-5	Amended	V. 31, p. 383
88-29a-6	Amended	V. 31, p. 384
88-29a-7	Amended	V. 31, p. 384
88-29a-7a	Amended	V. 31, p. 385
88-29a-10	Amended	V. 31, p. 385
88-29a-11	Amended	V. 31, p. 387
88-29a-18	Amended	V. 31, p. 388
88-29a-19	Amended	V. 31, p. 389

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-209	Amended	V. 31, p. 974

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-28a-5	Amended	V. 31, p. 323
100-28a-10	Amended	V. 31, p. 324

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-6-1	Revoked	V. 31, p. 114
102-6-2	Revoked	V. 31, p. 114
102-6-4	Revoked	V. 31, p. 114
102-6-5	Revoked	V. 31, p. 114
102-6-8	Revoked	V. 31, p. 114
102-6-9	Revoked	V. 31, p. 114
102-6-9a	Revoked	V. 31, p. 114
102-6-10	Revoked	V. 31, p. 114
102-6-11	Revoked	V. 31, p. 114
102-6-12	Revoked	V. 31, p. 114

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-3-2	Amended (T)	V. 31, p. 1002
105-3-2	Amended	V. 31, p. 1313
105-7-1 through 105-7-4	Amended	V. 31, p. 1427, 1428
105-7-6	Amended	V. 31, p. 1428
105-7-8	Revoked	V. 31, p. 1428
105-11-1	Amended	V. 31, p. 1428

AGENCY 106: COMMISSION ON PEACE OFFICERS' STANDARDS AND TRAINING (FORMERLY LAW ENFORCEMENT TRAINING COMMISSION)

Reg. No.	Action	Register
106-1-1 through 106-1-8	Revoked (T)	V. 31, p. 1002
106-1-1 through 106-1-8	Revoked	V. 31, p. 1221
106-2-1	New (T)	V. 31, p. 1002
106-2-1	New	V. 31, p. 1221
106-2-2	New (T)	V. 31, p. 1003
106-2-2	New	V. 31, p. 1221
106-2-2a	New (T)	V. 31, p. 1003
106-2-2a	New	V. 31, p. 1221
106-2-3	New (T)	V. 31, p. 1004
106-2-3	New	V. 31, p. 1223
106-2-4	New (T)	V. 31, p. 1005
106-2-4	New	V. 31, p. 1223
106-3-1 through 106-3-6	New (T)	V. 31, p. 1005, 1006
106-3-1 through 106-3-6	New	V. 31, p. 1223, 1224
106-4-1	New (T)	V. 31, p. 1006
106-4-1	New	V. 31, p. 1224

AGENCY 107: LAW ENFORCEMENT TRAINING CENTER

Reg. No.	Action	Register
107-1-1 through 107-1-5	Revoked (T)	V. 31, p. 1007
107-1-1 through 107-1-5	Revoked	V. 31, p. 1225
107-2-1	Revoked (T)	V. 31, p. 1007
107-2-1	Revoked	V. 31, p. 1225
107-3-1	Revoked (T)	V. 31, p. 1007
107-3-1	Revoked	V. 31, p. 1226

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-3-3	New	V. 31, p. 246
109-3-4	New	V. 31, p. 247
109-3-5	Amended	V. 31, p. 1295
109-5-1c	New	V. 31, p. 247
109-5-7c	New (T)	V. 31, p. 245
109-5-7c	New	V. 31, p. 497
109-7-1	Amended	V. 31, p. 248
109-8-2	New	V. 31, p. 225
109-10-1c	New	V. 31, p. 225
109-11-4a	New	V. 31, p. 225
109-13-1	Amended	V. 31, p. 248

AGENCY 111: KANSAS LOTTERY

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

Reg. No.	Action	Register
111-2-270 through 111-2-276	New	V. 31, p. 114-116
111-2-277 through 111-2-282	New	V. 31, p. 582, 583

111-2-283 through 111-2-286	New	V. 31, p. 648
111-2-287	New	V. 31, p. 1428
111-2-288	New	V. 31, p. 1428
111-4-3135	New	V. 31, p. 116
111-4-3136	New	V. 31, p. 121
111-4-3137 through 111-4-3142	New	V. 31, p. 274-278
111-4-3144 through 111-4-3158	New	V. 31, p. 345-354
111-4-3159 through 111-4-3162	New	V. 31, p. 583-587
111-4-3163 through 111-4-3171	New	V. 31, p. 613-617
111-4-3172 through 111-4-3181	New	V. 31, p. 649-656
111-4-3182 through 111-4-3196	New	V. 31, p. 1429-1441
111-4-3197 through 111-4-3203	New	V. 31, p. 1468-1470
111-4-3204 through 111-4-3211	New	V. 31, p. 1541-1547
111-5-23 through 111-5-28	Amended	V. 31, p. 355-358
111-5-31	Amended	V. 31, p. 359
111-5-33	Amended	V. 31, p. 279
111-5-82	Amended	V. 31, p. 657
111-5-83	Amended	V. 31, p. 657
111-5-194	Amended	V. 31, p. 359
111-5-200	New	V. 31, p. 360
111-5-201 through 111-5-206	New	V. 31, p. 618, 619
111-9-174	New	V. 31, p. 122
111-9-175	New	V. 31, p. 123
111-9-176	New	V. 31, p. 124
111-9-177	New	V. 31, p. 360
111-9-178	New	V. 31, p. 1442
111-9-179	New	V. 31, p. 1442
111-9-180	New	V. 31, p. 1470
111-9-181	New	V. 31, p. 1471
111-17-3	New	V. 31, p. 279
111-17-4	New	V. 31, p. 619
111-201-14	Amended	V. 31, p. 361
111-301-6	Amended	V. 31, p. 658
111-301-32 through 111-301-44	New	V. 31, p. 1443-1446
111-401-1 through 111-401-50	New	V. 31, p. 389-407
111-401-30	Amended	V. 31, p. 1548
111-401-51 through 111-401-118	New	V. 31, p. 427-449
111-401-119 through 111-401-166	New	V. 31, p. 528-552
111-501-9	Amended	V. 31, p. 124
111-501-12	Amended	V. 31, p. 659
111-501-14 through 111-501-26	New	V. 31, p. 124-129
111-501-35 through 111-501-81	New	V. 31, p. 129-146
111-501-61	Amended	V. 31, p. 1549
111-501-82 through 111-501-102	New	V. 31, p. 620-628

AGENCY 115: DEPARTMENT OF WILDLIFE, PARKS, AND TOURISM

Reg. No.	Action	Register
115-1-1	Amended	V. 31, p. 1365
115-2-1	Amended	V. 31, p. 1367
115-2-2	Amended	V. 31, p. 1368
115-4-2	Amended	V. 31, p. 425
115-4-4	Amended	V. 31, p. 426

115-4-4a	Amended	V. 31, p. 427
115-4-15	New	V. 31, p. 1368
115-7-3	Amended	V. 31, p. 1370
115-8-1	Amended	V. 31, p. 1370
115-8-2	Amended	V. 31, p. 953
115-8-19	Amended	V. 31, p. 1371
115-8-23	New	V. 31, p. 953
115-8-24	New	V. 31, p. 954
115-14-1 through 115-14-6	Revoked	V. 31, p. 1142
115-14-8	Revoked	V. 31, p. 1142
115-14-9	Revoked	V. 31, p. 1142
115-14-10	Revoked	V. 31, p. 1142
115-14-11 through 115-14-15	New	V. 31, p. 1142-1151
115-17-6 through 115-17-9	Amended	V. 31, p. 954, 955
115-18-1	Amended	V. 31, p. 1152

115-18-18	Amended	V. 31, p. 1371
115-18-22	New	V. 31, p. 1371
115-20-7	Amended	V. 31, p. 956
AGENCY 117: REAL ESTATE APPRAISAL BOARD		
Reg. No.	Action	Register
117-2-2	Amended	V. 31, p. 1066
117-2-2a	Amended	V. 31, p. 1067
117-3-2	Amended	V. 31, p. 1067
117-3-2a	Amended	V. 31, p. 1068
117-4-2	Amended	V. 31, p. 1069
117-4-2a	Amended	V. 31, p. 1070
117-5-2	Amended	V. 31, p. 1070
117-5-2a	Amended	V. 31, p. 1071
117-7-1	Amended	V. 31, p. 683
117-8-1	Revoked	V. 31, p. 1071
117-20-1 through 117-20-7	New (T)	V. 31, p. 997
117-20-1	New	V. 31, p. 1248

117-20-2	New	V. 31, p. 1248
117-20-4	New	V. 31, p. 1248
117-20-5	New	V. 31, p. 1248
117-20-6	New	V. 31, p. 1248
AGENCY 129: DEPARTMENT OF HEALTH AND ENVIRONMENT—DIVISION OF HEALTH CARE FINANCE		
Reg. No.	Action	Register
129-5-1	Amended	V. 31, p. 1248
AGENCY 130: HOME INSPECTORS REGISTRATION BOARD		
Reg. No.	Action	Register
130-2-1	Amended	V. 31, p. 224
AGENCY 132: KANSAS 911 COORDINATING COUNCIL		
Reg. No.	Action	Register
132-2-1	New	V. 31, p. 223
132-3-1	New	V. 31, p. 1540
132-4-1	New	V. 31, p. 224

Kansas Register
Secretary of State
1st Floor, Memorial Hall
120 S.W. 10th Ave.
Topeka, KS 66612-1594
