



# Kansas Register

Kris W. Kobach, Secretary of State

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April 27, 2017

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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 SW 10th Ave., Topeka, KS 66612-1594.

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## State of Kansas

**Pooled Money Investment Board****Notice of Investment Rates**

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

Effective 4-24-17 through 4-30-17	
Term	Rate
1-89 days	0.91%
3 months	0.80%
6 months	0.94%
12 months	1.06%
18 months	1.13%
2 years	1.20%

Scott Miller  
Director of Investments

Doc. No. 045347

(Published in the Kansas Register April 27, 2017.)

**South Kansas and Oklahoma Railroad****Request for Proposals****Introduction and Purpose:**

South Kansas and Oklahoma Railroad is seeking proposals for a contractor familiar and experienced in site civil work, track construction, switch installation, and crossing surface installation to prepare a cost estimate for a project located in Coffeyville, Kansas.

**Project Information:**

Kansas Department of Transportation – Project  
# 63 RF-0052-01  
Railroad Connection Lead Installation  
Location – Coffeyville, KS  
South Kansas and Oklahoma Railroad –  
Coffeyville Sub

**Instruction to Bidding Contractors:**

Interested parties may request a bid package by sending requests to [jostrander@watcocompanies.com](mailto:jostrander@watcocompanies.com). All bid package requests must be received by 5:00 p.m. (MDT) May 4, 2017. Requests received after the specified date and time will not be considered. All qualified requests will receive an electronic bid request package.

John Ostrander  
Purchasing Manager

Doc. No. 045335

## State of Kansas

**Department for Children and Families****Grant Request for Proposals**

The Kansas Department for Children and Families (DCF), Kansas Council on Developmental Disabilities (KCDD), announces the release of the Protection from Abuse, Neglect, and Exploitation (ANE) for Individuals with Developmental Disabilities request for proposal (RFP). Sealed bids will be accepted no later than 2:00 p.m. (CDT) May 23, 2017. A complete copy of the request for

proposal with details of important dates and timelines may be found at [www.dcf.ks.gov/Agency/Operations/Pages/OGC/Grant-RFP.aspx](http://www.dcf.ks.gov/Agency/Operations/Pages/OGC/Grant-RFP.aspx), under "Grant Requests for Proposals (RFPs)." Additional files may be located at this webpage throughout the process, so please monitor on a regular basis for changes.

Phyllis Gilmore  
Secretary

Doc. No. 045356

## State of Kansas

**Department for Children and Families****Grant Request for Proposals**

The Kansas Department for Children and Families (DCF), Economic and Employment Services (EES), announces the release of an In-Home Learning System request for proposal (RFP) for the Generating Opportunities to Attain Lifelong Success (GOALS) Employment and Training (E&T) grant project. Sealed bids will be accepted no later than 2:00 p.m. (CDT) May 25, 2017. A complete copy of the RFP with details of important dates and timelines may be found at [www.dcf.ks.gov/Agency/Operations/Pages/OGC/Grant-RFP.aspx](http://www.dcf.ks.gov/Agency/Operations/Pages/OGC/Grant-RFP.aspx), under "Grant Requests for Proposals (RFPs)." Additional files may be located at this webpage throughout the process, so please monitor on a regular basis for changes.

Phyllis Gilmore  
Secretary

Doc. No. 045357

## State of Kansas

**Department for Children and Families****Request for Comments**

The Kansas Department for Children and Families (DCF) will accept public comments on the State Fiscal 2018 Social Services Block Grant. A copy of the plan, paper or electronic, may be obtained by contacting Melanie Dixon by telephone at 785-296-6216, by email at [Melanie.Dixon@ks.gov](mailto:Melanie.Dixon@ks.gov), or under the Quick Links–Newsroom section of the DCF website: [www.dcf.ks.gov/Newsroom](http://www.dcf.ks.gov/Newsroom). Comments must be submitted in writing and received by DCF by May 23, 2017.

Phyllis Gilmore  
Secretary

Doc. No. 045325

(Published in the Kansas Register April 27, 2017.)

**Heartland Works, Inc. and Workforce Partnership****Request for Comments**

Heartland Works, Inc., representing Kansas Local Workforce Development Area II and Workforce Partnership, representing Kansas Local Workforce Development Area III, have prepared a shared Workforce Innovation & Opportunity Act (WIOA) Regional Planning Adden-

(continued)

dum to our individual WIOA Strategic Plans. This Regional Planning Addendum is available for review and comment from April 27, 2017 to May 26, 2017. The Regional Planning Addendum may be reviewed on the Heartland Works, Inc. website at [www.heartlandworks.org](http://www.heartlandworks.org) or the Workforce Partnership website at [www.workforcepartnership.com](http://www.workforcepartnership.com). Copies may also be requested by calling Heartland Works, Inc. at 785-234-0500 or Workforce Partnership at 913-287-1116. Any questions, public comments, or inquiries regarding the Regional Planning Addendum should be addressed to regionalplan2017@heartlandworks.org by 3:00 p.m. Friday, May 26, 2017. Heartland Works, Inc. and Workforce Partnership are equal opportunity employers/programs.

Keely Schneider, Executive Director  
Workforce Partnership

Doc. No. 045358

## State of Kansas

### Department for Aging and Disability Services

#### Request for Comments

The Kansas Department for Aging and Disability Services is offering the public the opportunity to comment on the state's federal Behavioral Health Block Grant. Information about this block grant is posted at <https://www.kdads.ks.gov/commissions/behavioral-health/substance-abuse-and-mental-health-services-administration-block-grant>.

The public comment period will run through May 19, 2017. Please submit written comments to [kdads.bhs@ks.gov](mailto:kdads.bhs@ks.gov) or mail comments to Kimberly Reynolds, BHS Block Grant Program Manager, KDADS, Behavioral Health Commission, 503 S. Kansas Ave., Topeka, KS 66603.

Tim Keck  
Secretary

Doc. No.045351

## State of Kansas

### Department of Transportation

#### Request for Comments

The Kansas Department of Transportation (KDOT) requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 17-20. The comprehensive list of project(s) being amended to the STIP may be viewed online at: <http://www.ksdot.org/bureaus/burProgProjMgmt/stip/stip.asp>. This list includes projects for counties, cities, and projects on the State Highway System.

The amendment of the STIP requires a public comment period of 14 days. To make comment on this STIP amendment, contact KDOT's Bureau of Program and Project Management, 2nd Floor Tower, 700 SW Harrison, Topeka, KS 66603-3754, 785-296-2252, or fax 785-296-8168.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Office of Public Affairs, 785-296-3585 (Voice/Hearing Impaired-711).

The comment period regarding the STIP amendment for these projects will conclude May 10, 2017.

Richard Carlson  
Secretary

Doc. No. 045355

## State of Kansas

### Department of Transportation

#### Notice to Contractors

Electronic copies of the letting proposals and plans are available on the KDOT website at <https://kdotapp.ks-dot.org/Proposal/Proposal.aspx>. The website will allow the contractor to request approval from KDOT to bid as a prime contractor and be included on the "Bid Holders List," or to be included on the "Non-Bid Holders List" as a subcontractor/supplier. KDOT's approval is required to bid as a prime contractor. To bid as a prime contractor, KDOT needs to be notified of the intent to bid no later than the close of business on the Monday preceding the scheduled letting date. Failure to obtain prior approval to bid as a prime contractor on any projects listed below will be reason to reject your bid. The secretary reserves the right to reject bids that do not comply with all requirements for preparing a bidding proposal as specified in the 2015 edition of the Kansas Department of Transportation *Standard Specifications for State Road and Bridge Construction*.

KDOT will only accept electronic internet proposals using the Bid Express website at <http://www.bidx.com> until 1:00 p.m. local time May 24, 2017. KDOT will open and read these proposals at the Eisenhower State Office Building, 700 SW Harrison, Topeka, Kansas, at 1:30 p.m. local time May 24, 2017. An audio broadcast of the bid letting is available at <http://www.ksdot.org/burcons-main/audio.asp>.

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

#### District One — Northeast

**Riley**—81 TE-0417-01—Restoration of historic brick street in Manhattan on Juliette Avenue from Bluemont Avenue south approximately 0.15 mile through the intersection of Laramie Street, rehabilitation and/or operation of historic transportation building or structure. (Federal Funds)

**Statewide**—106 TE-0402-04—Flint Hills Nature Trail pedestrian and bike path- phase 4, special, 26.5 miles. (Federal Funds)

#### District Two — North Central

**McPherson**—59 C-4808-01—All major collectors in the southeastern quarter of the county, signing, 70.0 miles. (Federal Funds)

**Republic**—79 C-4814-01—All major and minor collectors in the northeastern quarter of the county, signing, 95.0 miles. (Federal Funds)

**District Three — Northwest**

**Ellis**—70-26 KA-4541-01—I-70, beginning at the Ellis/Trego county line east 31.2 miles to the Ellis/Russell county line, pavement patching, 31.2 miles. (State Funds)

**Norton**—69 C-4843-01- 4.0 miles east of Lenora, bridge replacement, 0.2 mile. (Federal Funds)

**Thomas** — 70-97 KA-4544-01—I-70, beginning at Exit 53 east 9 miles to Exit 62, pavement patching, 8.9 miles. (State Funds)

**Trego** — 70-98 KA-4543-01—I-70, beginning at the Gove/Trego county line east 30.59 miles to the Trego/Ellis county line, pavement patching, 30.6 miles. (State Funds)

**District Five — South Central**

**Kiowa**—49 C-4806-01—All major collectors in the southern half of the county, signing, 77.0 miles. (Federal Funds)

Richard Carlson  
Secretary

Doc. No. 045359

**State of Kansas**

**911 Coordinating Council**

**Notice of Meeting**

The Kansas 911 Coordinating Council will meet from 11:00 a.m. to 1:00 p.m. Friday, June 2, 2017, via web conference <https://www.startmeeting.com/wall/912-550-374>. For more information, please contact Gayle Schwarzrock by phone at 844-271-5301 or email at K911@np-solutions.org.

Gayle Schwarzrock  
Nonprofit Solutions, Inc.  
Local Collection Point Administrator

Doc. No. 045369

**State of Kansas**

**Department of Health and Environment**

**Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications**

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

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

subject to certain conditions, revocation and reissuance of the designated permit, or termination of the designated permit.

**Public Notice No. KS-AG-17-060/061**

**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Denver Lawson 367 W. Highway 126 Pittsburg, KS 66762	NW/4 of Section 27, T30S, R23E, Crawford County	Neosho River Basin

Kansas Permit No. A-NECR-F001

This permit is being reissued for an existing facility with a maximum capacity of 46,500 head (837 animal units) of turkeys. This represents a decrease in the permitted animal units from the previous permit cycle.

Name and Address of Applicant	Legal Description	Receiving Water
Craig Maloney Maple Creek Farms, LLC Holland #662-664 2801 Hurliman Road Guymon, OK 73942	SE/4 of Section 34, T20S, R38W, Wichita County	Upper Arkansas River Basin

Kansas Permit No. A-UAWH-H006 Federal Permit No. KS0095796

This is a renewal permit for an existing facility for 43,200 head (17,280 animal units) of swine weighing more than 55 pounds. There is no change in the permitted animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

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

All comments regarding the draft documents or application notices received on or before May 27, 2017, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-060/061) and name of the applicant/permittee when preparing comments.

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

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and

*(continued)*

components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

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

Doc. No. 045361

## State of Kansas

### Department of Health and Environment

#### Notice Concerning Proposed Air Quality Amended Construction and Class II Operating Permits

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding two proposed air quality permits. Midwest Energy Incorporated – Goodman Energy Center has requested an amendment to a construction permit in accordance with the provisions of K.A.R. 28-19-300 and a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of nitrogen (NO<sub>x</sub>), carbon monoxide (CO), sulfur dioxide (SO<sub>2</sub>), volatile organic compounds (VOCs), particulate matter (PM), PM less than or equal to 10 microns (PM<sub>10</sub>), PM less than or equal to 2.5 microns (PM<sub>2.5</sub>) and hazardous air pollutants (HAPs) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Midwest Energy Incorporated, 1330 Canterbury Road, PO Box 898, Hays, KS 67601, owns and operates the Goodman Energy Center located at 1713 230th Ave., Hays, Ellis County, KS 67601.

A copy of the proposed permits, permit applications, all supporting documentation, and all information relied upon during the permit application review process are available for public review from the date of publication, during normal business hours, at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Northwest District Office (NWDO), 2301 E. 13th St., Hays, KS 67601-2651. To obtain or review the proposed permits and supporting documentation, contact Adam Kice at the KDHE central office, and to review the proposed permit only, contact Dan Wells at the NWDO. The standard departmental cost will be assessed for any copies requested.

Written comments or questions regarding the proposed permits may be directed to Adam Kice, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than noon Monday, May 29, 2017.

A person may request a public hearing be held on the proposed permits. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Adam Kice, KDHE, BOA, no later than noon Monday, May 29, 2017, in order for the secretary of Health and Environment to consider the request.

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

Doc. No. 045360

## State of Kansas

### Department of Administration Procurement and Contracts

#### Notice to Bidders

Sealed bids for items listed will be received by the director of Procurement and Contracts until 2:00 p.m. on the date indicated. For more information call 785-296-2376.

05/09/2017	EVT0005062	Streambank Stabilization
05/11/2017	EVT0005060	Dam Outlet Tower Repairs
05/24/2017	EVT0005063	Vehicle Tracking/Fleet Management System
05/25/2017	EVT0005059	Audit Services
05/30/2017	EVT0005064	Grant Management System
06/01/2017	EVT0005058	Well Plugging – Butler Project

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

<http://admin.ks.gov/offices/procurement-and-contracts/bid-solicitations>

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

<http://admin.ks.gov/offices/procurement-and-contracts/additional-files-for-bid-solicitations>

05/11/2017	A-013230	Grounds Shop & Maintenance Storage Building
05/16/2017	A-012644(B)	Wheatland Habilitation Center HVAC Improvements Center – Phase III

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

Tracy T. Diel, Director  
Procurement and Contracts

Doc. No. 045366

## State of Kansas

### Board of Regents Universities

#### Notice to Bidders

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

**Emporia State University** – Bid postings: <http://www.emporia.edu/busaff/purchasing>. Additional contact info: phone 620-341-5145, fax: 620-341-5073, email: [purchaseorders@emporia.edu](mailto:purchaseorders@emporia.edu). Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801-5415.

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

**Kansas State University** – Bid postings: <https://dfs.k-state.edu/rfq>. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: [kspurch@k-state.edu](mailto:kspurch@k-state.edu). Mailing address: Division of Financial Services/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

**Pittsburg State University** – Bid postings: <http://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: [purch@pittstate.edu](mailto:purch@pittstate.edu). Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762-7549.

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

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

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

Ephrom Marks  
Associate Director of Procurement  
Operations & Strategic Sourcing  
The University of Kansas Procurement Services

Doc. No. 044666

**State of Kansas**

**Insurance Department**

**Notice of Changes in Pharmacy Networks**

Pursuant to K.S.A. 40-2,153, the Commissioner of Insurance is publishing notice that the following changes have occurred in pharmacy networks in the State of Kansas:

**Humana Health Plan and Humana Insurance Company Pharmacy Network** has notified the Department of the following additions to their pharmacy network:

Additions

Pharmacy Name	Address	City
Community, A Walgreens Pharmacy 16517	803 N. Broadway Ave.	Wichita
Kansas City Urology Care	10701 Nall Ave. Ste. 100	Overland Park
Lenexa Pharmacy	14121 W. 95th St.	Lenexa
Panther Pride Pharmacy	124 W. 6th St.	Concordia
The Children’s Mercy-Kansas Outpatient Pharmacy	5808 W. 110th St.	Overland Park

**Cigna HealthCare of St. Louis, Inc.** and affiliates, **CGLIC** and **CHLIC** have notified the Department of the following additions and deletions to their pharmacy network:

Additions

Pharmacy	Address	City
Genoa A QOL Healthcare Co.	1125 W. Spruce St. Room 300	Olathe
Community, A Walgreens Pharmacy	6407 W. 119th St.	Overland Park

Community, A Walgreens Pharmacy 803 N. Broadway Ave. Wichita

Deletions

Pharmacy	Address	City
Kmart Pharmacy 9647	4820 S. 4th St.	Leavenworth
SCP—Prairie Star Pharmacy	2700 E. 30th Ave. Suite A	Hutchinson

Any questions should be directed to the Insurance Department at 785-296-3071.

Ken Selzer  
Insurance Commissioner

Doc. No. 045363

**State of Kansas**

**Department of Agriculture**

**Notice of Hearing on Proposed Permanent Quarantine**

Pursuant to the provisions of K.S.A. 2-2117, a hearing will be conducted at 10:00 a.m. Thursday, June 8, 2017, in room 124, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502 in the matter of the issuance of a permanent quarantine regarding Emerald Ash Borer (*Agrilus planipennis* [Coleoptera: Buprestidae]). The proposed quarantine would expand the current permanent Emerald Ash Borer quarantine to include Doniphan County. The quarantine would prohibit movement of regulated items from the quarantined area, except under specific conditions.

Regulated items under quarantine would include the following:

- The emerald ash borer, (*Agrilus planipennis* [Coleoptera: Buprestidae]), in any living stage of development;
- Firewood of all hardwood (non-coniferous) species;
- Nursery stock of the genus *Fraxinus* (Ash);
- Green lumber of the genus *Fraxinus* (Ash);
- Other material living, dead, cut, or fallen, including logs, stumps, roots, branches, and composted and uncomposted chips of the genus *Fraxinus* (Ash);
- Any other article, product, or means of conveyance that an inspector determines presents a risk of spreading emerald ash borer and notifies the person in possession of the article, product, or means of conveyance that it is subject to the restrictions of the regulations.

In addition, the quarantine would require anyone who discovers Emerald Ash Borer in an area not currently under quarantine to report the discovery to the Kansas Department of Agriculture within 72 hours.

All interested persons may attend the hearing and will be given the opportunity to express comments orally, in writing, or both. Interested parties may appear in person or by counsel.

Written comments and requests for information concerning the proposed quarantine should be directed to Jeff Vogel, Plant Protection & Weed Control Program Manager, Kansas Department of Agriculture, 1320 Research Park Drive, Manhattan, KS 66502, [jeff.vogel@ks.gov](mailto:jeff.vogel@ks.gov) (continued)

ks.gov, at or before the time of hearing. A copy of the proposed quarantine may be accessed on the department's website at <https://agriculture.ks.gov/document-services/public-comment>. Comments may also be made through our website under the proposed quarantine. For persons intending to present oral testimony at the hearing, prior notice to the department would be helpful in arranging the agenda. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing, and may request a copy of the quarantine in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Ronda Hutton at 785-564-6715 or fax 785-564-6777. Handicapped parking is located in the west parking lot and the entrance to the building is accessible to individuals with disabilities.

Jackie McClaskey  
Secretary

Doc. No. 045362

#### State of Kansas

### Department of Agriculture Division of Water Resources

#### Notice of Hearing

Pursuant to K.S.A. 82a-1041, the Northwest Kansas Groundwater Management District No. 4 (GMD #4) has recommended the approval of a local enhanced management plan in a designated area in Sheridan and Thomas counties and within the boundaries of GMD #4 (Sheridan 6 LEMA). The LEMA plan was submitted to the chief engineer for review and found to be acceptable for consideration.

Therefore, the chief engineer has scheduled an initial public hearing to determine if the plan satisfies the three initial requirements for approval as set forth in K.S.A. 82a-1041 for May 31, 2017 beginning at 10:00 a.m. in the Sheridan County Courthouse, 925 9th St., Hoxie, Kansas. The chief engineer shall serve as hearing officer and consider the evidence provided in the record of the previous Sheridan 6 LEMA proceedings as well as any new evidence presented. The hearing may continue as long as necessary for a full disclosure of relevant facts.

Anyone may submit written or oral statements to be included in the record of the initial hearing. Oral statements will be accepted only at the public hearing. Written statements may be submitted at the public hearing or be sent to the Sheridan 6 LEMA; c/o Ronda Hutton; 1320 Research Park Drive, Manhattan, KS 66502, faxed to 785-564-6777, or emailed to [ronda.hutton@ks.gov](mailto:ronda.hutton@ks.gov). Written comments will be accepted if delivered on or before Friday, May 26, 2017. Following the presentation of all evidence, the chief engineer shall adjourn the initial hearing to consider the three requirements set forth in K.S.A. 82a-1041.

If the chief engineer is satisfied that the three initial requirements are met, the chief engineer shall convene a second hearing beginning at 1:00 p.m., or later if re-

quired, on the same day and in the same location to consider whether to accept, reject, or suggest modifications to the proposed LEMA. If there is not enough time to convene the second hearing, such hearing shall be postponed until public notice may be given as required by K.S.A. 82a-1041. The hearing may continue as long as necessary for a full disclosure of relevant facts.

The chief engineer shall serve as hearing officer to determine if the area should be designated and the GMD's proposed LEMA plan for the area be adopted. Anyone may submit written or oral statements to be included in the hearing record. Oral statements will be accepted only at the public hearing. Written statements may be submitted in the same manner as described above and will be accepted if delivered on or before Wednesday, June 7, 2017.

A copy of the proposed plan and related documents are available online at: <http://agriculture.ks.gov/lema>. Interested members of the public are encouraged to attend both public hearings.

David W. Barfield  
Chief Engineer  
Division of Water Resources

Doc. No. 045368

#### State of Kansas

### Kansas Development Finance Authority

#### Notice of Hearing

A public hearing will be conducted at 9:00 a.m. Thursday, May 11, 2017, in the offices of the Kansas Development Finance Authority (KDFA), 534 S. Kansas Ave., Suite 800, Topeka, on the proposal for the KDFA to issue its Agricultural Development Revenue Bond for the project numbered below in the respective maximum principal amount. The bond will be issued to assist the borrower named below (who will be the owner and operator of the project) to finance the cost in the amount of the bond, which is then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The project shall be located as shown:

**Project No. 000974**—Maximum Principal Amount: \$150,000. Owner/Operator: Jordon and Hanna Nagely; Description: Acquisition of 158.8 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes (the project). The project is being financed by the lender for Jordon and Hanna Nagely (the beginning farmer) and is located at the Northwest Quarter of Section 30, Township 14, Range 2, Dickinson County, Kansas, approximately 7 miles south and 2 miles west of Abilene, Kansas.

The bond, when issued, will be a limited obligation of the KDFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the KDFA, nor will it be an indebtedness for which the faith and credit and taxing powers of the state of Kansas are pledged. The bond will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest, and redemption premium, if any, on the bond when it becomes due.



All individuals who appear at the hearing will be given an opportunity to express their views concerning the proposal to issue the bond to finance the project, and all written comments previously filed with the K DFA at its offices at 534 S. Kansas Ave., Suite 800, Topeka, KS 66603, will be considered. Additional information regarding the project may be obtained by contacting the K DFA.

Tim Shallenburger  
President

Doc. No. 045367

(Published in the Kansas Register April 27, 2017.)

**City of Blue Rapids, Kansas**

**Notice of Intent to Seek Private Placement  
General Obligation Bonds, Series 2017  
\$185,000**

Notice is given that the city of Blue Rapids, Kansas (the issuer), proposes to seek a private placement of the above-referenced bonds. The maximum aggregate principal amount of the bonds is \$185,000. 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.

Yawna M. Smith  
City Clerk

Doc. No. 045365

(Published in the Kansas Register April 27, 2017.)

**Summary Notice of Bond Sale  
City of Manhattan, Kansas**

**\$1,235,000\***  
**General Obligation Bonds, Series 2017-A**  
**\$3,120,000\***  
**General Obligation Bonds (Subject to Amt.)**  
**Series 2017-B**  
**\$1,075,000\***  
**Taxable General Obligation Bonds, Series 2017-C**  
  
**(General obligation bonds payable  
from unlimited ad valorem taxes)**

**Bids**

Subject to the Notice of Bond Sale dated April 18, 2017 (the notice), separate facsimile and electronic bids will be received on behalf of the director of finance of the city of Manhattan, Kansas (the issuer), in the case of facsimile bids, at the address set forth below, and in the case of electronic bids, through PARITY® until 11:00 a.m. (CDT) May 16, 2017, for the purchase of the above-referenced bonds (the Series 2017-A Bonds, Series 2017-B Bonds, Series 2017-C Bonds, and collectively the bonds). No bid for less than \$1,222,650 (99 percent) of the principal amount of the Series 2017-A Bonds and accrued interest thereon to the date of delivery will be considered; no bid for less than \$3,079,440 (98.7 percent) of the principal amount of the Series 2017-B Bonds and accrued interest thereon to

the date of delivery will be considered; and no bid for less than \$1,054,038 (98.05 percent) of the principal amount of the Series 2017-C Bonds and accrued interest thereon to the date of delivery will be considered

**Bond Details**

**General.** The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated June 5, 2017 (the dated date), and will become due in principal installments on November 1 as hereinafter set forth. The bonds will bear interest from the dated date at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning on November 1, 2017 (the interest payment dates).

**Series 2017-A Bonds.** The Series 2017-A Bonds will become due in principal installments on November 1 in the years as follows:

Year	Principal Amount*	Year	Principal Amount*
2018	\$50,000	2028	\$60,000
2019	50,000	2029	60,000
2020	50,000	2030	65,000
2021	50,000	2031	65,000
2022	55,000	2032	70,000
2023	55,000	2033	70,000
2024	55,000	2034	75,000
2025	55,000	2035	75,000
2026	55,000	2036	80,000
2027	60,000	2037	80,000

**Series 2017-B Bonds.** The Series 2017-B Bonds will become due in principal installments on November 1 in the years as follows:

Year	Principal Amount*	Year	Principal Amount*
2018	\$120,000	2028	\$155,000
2019	125,000	2029	155,000
2020	125,000	2030	160,000
2021	130,000	2031	170,000
2022	130,000	2032	175,000
2023	135,000	2033	180,000
2024	135,000	2034	185,000
2025	140,000	2035	195,000
2026	145,000	2036	200,000
2027	150,000	2037	210,000

**Series 2017-C Bonds.** The Series 2017-C Bonds will become due in principal installments on November 1 in the years as follows:

Year	Principal Amount*	Year	Principal Amount*
2018	\$20,000	2033	\$35,000
2019	20,000	2034	35,000
2020	20,000	2035	35,000
2021	25,000	2036	40,000
2022	25,000	2037	40,000

(continued)

2023	25,000	2038	40,000
2024	25,000	2039	45,000
2025	25,000	2040	45,000
2026	25,000	2041	45,000
2027	25,000	2042	50,000
2028	30,000	2043	50,000
2029	30,000	2044	55,000
2030	30,000	2045	55,000
2031	30,000	2046	60,000
2032	30,000	2047	60,000

785-587-2465  
 Fax: 785-587-2409  
 neal@cityofmhc.com

**Municipal Advisor–Facsimile Bid Delivery Address:**

Springsted Incorporated, Attn: Bond Services  
 380 Jackson St., Suite 300  
 St. Paul, MN 55101-2887  
 651-223-3000  
 Fax: 651-223-3046  
 bond\_services@springsted.com

Dated April 18, 2017.

City of Manhattan, Kansas

\* Subject to change, see the Notice  
 Doc. No. 045364

**State of Kansas**

**Department of Health and Environment**

**Permanent Administrative Regulations**

**Article 4.—MATERNAL AND CHILD HEALTH**

**28-4-114a. Initial and ongoing professional development training.** If an applicant, an applicant with a temporary permit, or a licensee is not an individual, the applicant, applicant with a temporary permit, or licensee shall designate an individual to meet the requirements of this regulation.

(a) Orientation.

(1) Each person shall, before applying for a license, complete an orientation program on the requirements for operating a facility, provided by the health department or the secretary’s designee that serves the county in which the facility will be located.

(2) Each applicant, each applicant with a temporary permit, and each licensee shall provide orientation to each individual who will be caring for children about the policies and practices of the facility, including duties and responsibilities for the care and supervision of children. Each provider shall complete the orientation before the provider is given sole responsibility for the care and supervision of children. The orientation shall include the following:

(A) Licensing regulations;

(B) the policies and practices of the facility, including emergency procedures, behavior management, and discipline;

(C) the schedule of daily activities;

(D) care and supervision of children in care, including any special needs and known allergies;

(E) health and safety practices; and

(F) confidentiality.

(b) Health and safety training. Each applicant, each applicant with a temporary permit, each licensee, and each provider shall complete health and safety training approved by the secretary.

(1) Each applicant and each applicant with a temporary permit shall complete the training not later than 30 calendar days after submitting an application for a license.

(2) Each provider shall complete the training before the date of employment or not later than 30 calendar days after the date of employment.

**Book-Entry-Only System**

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

**Paying Agent and Bond Registrar**

The Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied (in the manner set forth in the notice) by a good faith deposit in the form of a cashier’s or certified check drawn on a bank located in the United States of America or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$24,700 for the Series 2017-A Bonds, \$62,400 for the Series 2017-B Bonds, and \$21,500 for the Series 2017-C Bonds.

**Delivery**

The issuer will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about **June 5, 2017**, to DTC for the account of the successful bidder.

**Assessed Valuation and Indebtedness**

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2016 is \$580,593,311. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$179,525,000; such amount includes the issuer’s temporary notes in the principal amount of \$1,250,000 which will be issued on or about June 15, 2017. Temporary notes in the principal amount of \$7,375,000 will be retired out of proceeds of the bonds and other available funds, which will reduce the outstanding general obligation indebtedness of the issuer to \$172,150,000.

**Approval of Bonds**

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

**Additional Information**

Additional information regarding the bonds may be obtained from the undersigned or from the municipal advisor at the addresses set forth below:

**Issuer–Good Faith Deposit Delivery Address:**

Rina Neal, City Treasurer  
 City Hall, First Floor  
 1101 Poyntz Ave.  
 Manhattan, KS 66502-5497

(3) Each licensee whose license was issued before July 1, 2017 and who has completed the training in the subject areas specified in paragraphs (b)(4)(A), (B), and (C) shall be exempt from training in the subject areas specified in paragraphs (b)(4)(D) through (I). Each provider who was employed at the facility before July 1, 2017 and who has completed the training in the subject areas specified in paragraphs (b)(4)(A), (B), and (C) shall be exempt from training in the subject areas specified in paragraphs (b)(4)(D) through (I).

(4) The health and safety training shall include the following subject areas:

(A) Recognizing the signs of child abuse or neglect, including prevention of shaken baby syndrome and abusive head trauma, and the reporting of suspected child abuse or neglect;

(B) basic child development, including supervision of children;

(C) safe sleep practices and sudden infant death syndrome;

(D) prevention and control of infectious diseases, including immunizations;

(E) prevention of and response to emergencies due to food and allergic reactions;

(F) building and premises safety, including identification of and protection from hazards that could cause bodily injury, including electrical hazards, bodies of water, and vehicular traffic;

(G) emergency preparedness and response planning for emergencies resulting from a natural disaster or a human-caused event, including violence at a facility;

(H) handling and storage of hazardous materials and the appropriate disposal of bio-contaminants, including blood and other bodily fluids or waste; and

(I) precautions when transporting children, if transportation is provided.

(c) Pediatric first aid and pediatric cardiopulmonary resuscitation (CPR) certifications. Each applicant, each applicant with a temporary permit, each licensee, and each provider shall obtain certification in pediatric first aid and pediatric CPR as specified in this subsection.

(1) Each applicant and each applicant with a temporary permit shall obtain the certifications not later than 30 calendar days after submitting an application for a license.

(2) Each provider shall obtain the certifications before the date of employment or not later than 30 calendar days after the date of employment.

(3) Each individual required to obtain the certifications shall maintain current certifications.

(d) Medication administration training.

(1) Each of the following individuals shall complete the medication administration training as specified in this subsection:

(A) Applicant;

(B) applicant with a temporary permit;

(C) licensee; and

(D) provider designated to administer medications.

(2) The training shall be approved by the secretary.

(3) Each applicant and each applicant with a temporary permit shall complete the training not later than 30 calendar days after submitting an application for a license and before administering medication to any child.

(4) Each licensee whose license was issued before July 1, 2017 shall complete the training not later than December 31, 2017. The licensee shall not administer medications after December 31, 2017 unless the licensee has completed the training.

(5) Each provider designated to administer medications who is employed at the facility before July 1, 2017 shall complete the training not later than December 31, 2017. The designated provider shall not administer medications after December 31, 2017 unless the designated provider has completed the training.

(6) Each provider designated to administer medications who is employed at the facility on or after July 1, 2017 shall complete the training before administering medication to any child.

(e) Annual professional development training requirements.

(1) For purposes of this subsection, "licensure year" shall mean the period beginning on the effective date and ending on the expiration date of a license.

(2) In each licensure year, each primary care provider shall complete professional development training as follows:

(A) For each licensure year ending during the 2017 calendar year, five clock-hours;

(B) for each licensure year ending during the 2018 calendar year, five clock-hours;

(C) for each licensure year ending during the 2019 calendar year, 12 clock-hours; and

(D) for each licensure year ending during the 2020 calendar year, and for each subsequent licensure year, 16 clock-hours.

(f) Documentation. Documentation of all orientation, training, and certifications for each individual shall be kept in that individual's file in the facility. (Authorized by and implementing K.S.A. 2016 Supp. 65-508; effective Feb. 3, 2012; amended May 12, 2017.)

**28-4-118. Medication administration and reporting suspected child abuse or neglect.** (a) Medication administration.

(1) Each applicant with a temporary permit and each licensee shall designate at least one provider to administer medications to children.

(2) If nonprescription medication is to be administered to a child, each designated provider shall meet the following requirements:

(A) Obtain written permission from each child's parent or legal guardian before administering medication to that child;

(B) require that each medication supplied by a parent or legal guardian for the child be in the original container;

(C) ensure that the container is labeled with the first and last name of the child for whom the medication is intended; and

(D) administer each medication according to the instructions on the label.

(3) If prescription medication is administered to a child, each designated provider shall meet the following requirements:

(A) Obtain written permission from each child's par-

(continued)

ent or legal guardian before administering medication to that child;

(B) keep each medication in the original container labeled by a pharmacist, with the following information:

- (i) The child's first and last name;
- (ii) the name of the licensed physician, physician assistant (PA), or advanced practice registered nurse (APRN) who ordered the medication;
- (iii) the date the prescription was filled;
- (iv) the expiration date of the medication; and
- (v) specific, legible instructions for administration and storage of the medication;

(C) consider the instructions on each label to be the order from the licensed physician, PA, or APRN;

(D) administer the medication only to the child designated on the prescription label; and

(E) administer the medication in accordance with the instructions on the label.

(4) Documentation of each medication administered shall be kept on a form provided by the department and maintained in each child's file.

(5) A copy of the documentation of each medication administered shall be made available to the parent or legal guardian of the child.

(b) Reporting suspected child abuse or neglect. Each provider shall report to the Kansas department for children and families or to law enforcement any suspected child abuse or neglect within 24 hours. (Authorized by and implementing K.S.A. 2016 Supp. 65-508; effective, E-80-18, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1986; amended Feb. 26, 1990; amended May 12, 2017.)

**28-4-428. Staff requirements.** Each licensee shall ensure that all of the following requirements are met:

- (a) Minimum staff-child ratio.
  - (1) The ratio between staff members and children shall be determined by the ages of the children and the type of care provided.
  - (2) The minimum staff-child ratio and the maximum number of children per unit shall be the following, at all times:

Age of children	Minimum staff-child ratio	Maximum number of children per unit
Infants	1 to 3	9
Infants and other children under the age of 6	1 to 4 (including not more than 2 infants)	8 (including not more than 4 infants)
Toddlers	1 to 5	10
Children at least 2 years of age but under the age of 3	1 to 7	14
Children at least 2½ years of age but under school-age	1 to 10	20
Children at least 3 years of age but under school-age	1 to 12	24
Kindergarten enrollees	1 to 14	28
School-age	1 to 16	32

- (3) No child shall be left unsupervised.
- (b) Substitute staff. Each preschool and each child care center shall have two additional adults who are available to work in case of illness or emergency. These adults'

names and phone numbers shall be posted and these individuals' health certificates shall be on file at the preschool or child care center.

(c) Volunteers. Each volunteer shall be at least 14 years of age. Any volunteer may be counted in the staff-child ratio if the individual is at least 16 years of age, completes the education and training requirements for a volunteer specified in K.A.R. 28-4-428a, and is supervised at all times by a staff member who is not a volunteer.

(d) Program director.

(1) Each preschool and each child care center shall have a program director who is employed full time.

(2) Each preschool and each child care center licensed for more than 60 children shall employ a program director who has no other assigned responsibilities.

(3) Each preschool and each child care center licensed for more than 60 children shall have an administrator, who may also be the program director.

(e) References. Each staff member shall provide work references to the licensee at the time of application for employment. (Authorized by and implementing K.S.A. 2016 Supp. 65-508; effective May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 12, 2017.)

**28-4-428a. Education and training requirements.**

(a) Orientation.

(1) Each person shall, before applying for a license, complete an orientation program on the requirements for operating a preschool or a child care center. If the person is not an individual, the person shall designate an individual to meet this requirement. The orientation shall be provided by the county health department or the secretary's designee that serves the county in which the preschool or child care center will be located.

(2) Each licensee shall provide orientation to each program director not later than seven calendar days after the date of employment and before the program director is given sole responsibility for implementing and supervising the program.

(3) Each licensee shall ensure that orientation is completed by each staff member who will be counted in the staff-child ratio and by each volunteer who will be counted in the staff-child ratio. Each staff member and each volunteer shall complete the orientation within seven calendar days after the date of employment or volunteering. Each staff member shall complete the orientation before being given sole responsibility for the care and supervision of children.

(4) Each licensee shall ensure that the orientation for each program director, staff member, and volunteer is related to work duties and responsibilities and includes the following:

- (A) Licensing regulations;
  - (B) the policies and practices of the preschool or child care center, including emergency procedures, behavior management, and discipline;
  - (C) the schedule of daily activities;
  - (D) care and supervision of children in care, including any special needs and known allergies;
  - (E) health and safety practices; and
  - (F) confidentiality.
- (b) Health and safety training.

(1) Each staff member who is counted in the staff-child ratio, each volunteer who is counted in the staff-child ratio, and each program director shall complete health and safety training either before employment or volunteering or not later than 30 calendar days after the date of employment or volunteering. Each staff member shall complete the training before being given sole responsibility for the care and supervision of children.

(2) The health and safety training shall be approved by the secretary and shall include the following subject areas:

(A) Recognizing the signs of child abuse or neglect, including prevention of shaken baby syndrome and abusive head trauma, and the reporting of suspected child abuse or neglect;

(B) basic child development, including supervision of children;

(C) safe sleep practices and sudden infant death syndrome if the individual will be caring for children under 12 months of age;

(D) prevention and control of infectious diseases, including immunizations;

(E) prevention of and response to emergencies due to food and allergic reactions;

(F) building and premises safety, including identification of and protection from hazards that could cause bodily injury, including electrical hazards, bodies of water, and vehicular traffic;

(G) emergency preparedness and response planning for emergencies resulting from a natural disaster or a human-caused event, including violence at a facility;

(H) handling and storage of hazardous materials and the appropriate disposal of bio-contaminants, including blood and other bodily fluids or waste; and

(I) precautions when transporting children, if transportation is provided.

(3) Each staff member counted in the staff-child ratio, each volunteer counted in the staff-child ratio, and each program director who was employed at the facility before July 1, 2017 and who has completed the training in the subject areas specified in paragraphs (b)(2)(A), (B), and (C) shall be exempt from training in the subject areas specified in paragraphs (b)(2)(D) through (I).

(c) Pediatric first aid and cardiopulmonary resuscitation (CPR) certifications.

(1) Each staff member counted in the staff-child ratio, each volunteer counted in the staff-child ratio, and each program director shall obtain certification in pediatric first aid and in pediatric CPR as specified in this subsection either before the date of employment or volunteering or not later than 30 calendar days after the date of employment or volunteering.

(2) Each individual who is required to obtain the certifications shall maintain current certifications.

(3) Each licensee shall ensure that, for each unit in a preschool or child care center, at least one staff member or volunteer counted in the staff-child ratio who has current certification in pediatric first aid and current certification in pediatric CPR is present at all times.

(d) Medication administration training. Each program director and each staff member designated to administer medications shall complete the training in medication administration as specified in this subsection.

(1) The training shall be approved by the secretary.

(2) Each program director and each staff member designated to administer medications who was employed at the facility before July 1, 2017 shall complete the training not later than December 31, 2017. The program director or the staff member designated to administer medications shall not administer medications after December 31, 2017 unless the individual has completed the training.

(3) Each program director and each staff member designated to administer medications who is employed at the facility on or after July 1, 2017 shall complete the training before administering medication to any child.

(e) Education requirements. Each program director shall be a high school graduate or the equivalent. For each unit in a preschool or child care center, there shall be present at all times at least one staff member who has a high school diploma or the equivalent, as required in K.A.R. 28-4-429.

(f) Annual in-service training requirements.

(1) For purposes of this subsection, "licensure year" shall mean the period beginning on the effective date and ending on the expiration date of a license.

(2) In each licensure year, each program director shall assess the training needs of each staff member and each volunteer and shall provide or arrange for annual in-service training as needed.

(3) In each licensure year, each program director shall complete in-service training as follows:

(A) For each licensure year ending during the 2017 calendar year, five clock-hours;

(B) for each licensure year ending during the 2018 calendar year, five clock-hours;

(C) for each licensure year ending during the 2019 calendar year, 12 clock-hours; and

(D) for each licensure year ending during the 2020 calendar year, and for each subsequent licensure year, 16 clock-hours.

(4) In each licensure year, each staff member counted in the staff-child ratio and each volunteer counted in the staff-child ratio shall complete in-service training as follows, based on the staff member's or volunteer's job responsibilities and the training needs identified by the program director:

(A) For each licensure year ending during the 2017 calendar year, 10 clock-hours;

(B) for each licensure year ending during the 2018 calendar year, 10 clock-hours;

(C) for each licensure year ending during the 2019 calendar year, 12 clock hours; and

(D) for each licensure year ending during the 2020 calendar year, and for each subsequent licensure year, 16 clock-hours.

(5) The training shall be approved by the secretary.

(g) Documentation. Each licensee shall ensure that documentation of all orientation, training, certifications, and education requirements is kept in each individual's file in the preschool or child care center. (Authorized by and implementing K.S.A. 2016 Supp. 65-508; effective Feb. 3, 2012; amended May 12, 2017.)

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

Doc. No. 045348

## State of Kansas

## Board of Healing Arts

## Permanent Administrative Regulations

## Article 29.—PHYSICAL THERAPY

**100-29-18. Dry needling; education and practice requirements.** (a) Dry needling shall be performed only by a physical therapist who is competent by education and training to perform dry needling as specified in this regulation. Online study and self-study for dry needling instruction shall not be considered appropriate training.

(b) Each physical therapist who does not obtain dry needling education and training as part of that individual's graduate or postgraduate education shall be required to successfully complete a dry needling course approved by the board in order to perform dry needling. Each dry needling course shall include a practical examination and a written examination.

(c) Each dry needling course shall include the following components:

- (1) Anatomical review for safety and effectiveness;
- (2) indications and contraindications for dry needling;
- (3) evidence-based instruction on the theory of dry needling practice;
- (4) sterile needle procedures, which shall include the standards of one of the following:
  - (A) The U.S. centers for disease control and prevention;
  - or
  - (B) the U.S. occupational safety and health administration;
- (5) blood-borne pathogens;
- (6) postintervention care, including an adverse response or emergency; and
- (7) an assessment of the physical therapist's dry needling technique and psychomotor skills.

(d) Each dry needling course shall be taught by a licensed healthcare provider who meets the following requirements:

- (1) Has a scope of practice that includes dry needling;
- (2) meets the regulatory minimum educational standard in that individual's respective state or jurisdiction;
- (3) has not been disciplined by any state or jurisdictional licensing agency for any act that would be a violation of the physical therapy practice act or the healing arts act; and

(4) has performed dry needling for at least two years.

(e) Each physical therapist taking a dry needling course shall be required to obtain a passing score on all written and practical examinations given in the dry needling course. Each physical therapist shall obtain a certificate or other documentation from the provider of the dry needling course specifying what anatomical regions were covered in the dry needling course and that the physical therapist passed all examinations.

(f) Each dry needling course shall provide sufficient instruction to ensure that each student is able to demonstrate minimum adequate competency in the following:

- (1) Current dry needling techniques;
- (2) management of dry needling equipment and supplies;
- (3) accurate point selection;

(4) accurate positioning of the patient and the education of the patient regarding the amount of movement allowed while needles are inserted;

(5) supervision and monitoring of the patient during treatment;

(6) communication with the patient, including informed consent; and

(7) clinically appropriate patient selection, including consideration of the following:

- (A) The patient's contraindications for dry needling;
- (B) the patient's ability to understand the treatment and the expected outcome; and
- (C) the patient's ability to comply with treatment requirements.

(g) After completion of a board-approved dry needling course, each physical therapist shall be required to complete 200 patient treatment sessions of dry needling before taking each successive course in dry needling. Each physical therapist shall complete all foundation-level courses before proceeding to an advanced-level course.

(h) Dry needling shall be performed solely for conditions that fall under the physical therapy scope of practice pursuant to K.S.A. 65-2901, and amendments thereto. Each physical therapist performing dry needling shall perform dry needling only in the anatomical region of training completed by the physical therapist. Each physical therapist who performs dry needling shall do so in a manner consistent with generally acceptable standards of practice.

(i) A physical therapist shall not delegate dry needling. (Authorized by K.S.A. 2016 Supp. 65-2911 and 65-2923; implementing K.S.A. 2016 Supp. 65-2901; effective May 12, 2017.)

**100-29-19. Dry needling; informed consent.** (a) Each physical therapist who performs dry needling shall obtain written informed consent from each patient before performing dry needling on the patient. A separate informed consent shall be required for each anatomical region treated by the physical therapist.

(b) The informed consent shall include the following:

- (1) The patient's signature;
- (2) the risks and benefits of dry needling;
- (3) the diagnosis for which the physical therapist is performing dry needling;
- (4) each anatomical region of training completed by the physical therapist; and

(5) a statement that the procedure being performed is dry needling as defined by the physical therapy practice act, K.S.A. 65-2901 and amendments thereto.

(c) The informed consent shall be maintained in the patient's treatment record. (Authorized by K.S.A. 2016 Supp. 65-2911; implementing K.S.A. 2016 Supp. 65-2901; effective May 12, 2017.)

**100-29-20. Dry needling; recordkeeping.** Each physical therapist who performs dry needling shall maintain a specific procedure note in each patient's record for each dry needling session. The procedure note shall include the following for each session:

- (a) The anatomical region treated;
- (b) the manner in which the patient tolerated the treatment; and

(c) the clinical outcome of the treatment. (Authorized by K.S.A. 2016 Supp. 65-2911; implementing K.S.A. 2016 Supp. 65-2901 and 65-2912; effective May 12, 2017.)

**100-29-21. Dry needling; board requests for documentation.** Each physical therapist who performs dry needling shall be required to produce documentation demonstrating that the individual meets the requirements of K.A.R. 100-29-18, upon request by the board or a designee of the board. Failure of any physical therapist to provide this documentation shall be deemed prima facie evidence that the physical therapist has engaged in unprofessional conduct. (Authorized by K.S.A. 2016 Supp. 65-2911; implementing K.S.A. 2016 Supp. 65-2901 and 65-2912; effective May 12, 2017.)

Kathleen Selzler Lippert  
Executive Director

Doc. No. 045352

State of Kansas

Board of Nursing

Permanent Administrative Regulation

Article 4.—FEES

**60-4-101. Payment of fees.** The following fees shall be charged by the board of nursing:

- (a) Fees for professional nurses.
  - (1) Application for license by endorsement to Kansas.....\$75.00
  - (2) Application for license by examination..... 75.00
  - (3) Biennial renewal of license ..... 55.00
  - (4) Application for reinstatement of license without temporary permit ..... 70.00
  - (5) Application for reinstatement of license with temporary permit ..... 95.00
  - (6) Certified copy of Kansas license ..... 25.00
  - (7) Inactive license ..... 10.00
  - (8) Verification of licensure ..... 30.00
  - (9) Application for exempt license ..... 50.00
  - (10) Renewal of exempt license ..... 50.00
- (b) Fees for practical nurses.
  - (1) Application for license by endorsement to Kansas..... 50.00
  - (2) Application for license by examination..... 50.00
  - (3) Biennial renewal of license ..... 55.00
  - (4) Application for reinstatement of license without temporary permit ..... 70.00
  - (5) Application for reinstatement of license with temporary permit ..... 95.00
  - (6) Certified copy of Kansas license ..... 25.00
  - (7) Inactive license ..... 10.00
  - (8) Verification of licensure ..... 30.00
  - (9) Application for exempt license ..... 50.00
  - (10) Renewal of exempt license ..... 50.00

(Authorized by K.S.A. 65-1129; implementing K.S.A. 2016 Supp. 65-1118; effective Jan. 1, 1966; amended Jan. 1, 1972; amended, E-74-29, July 1, 1974; modified, L. 1975, Ch. 302, Sec. 5, May 1, 1975; amended, E-77-8, March 19, 1976; amended Feb. 15, 1977; amended, E-79-8, March 16, 1978; amended May 1, 1979; amended May 1, 1980;

amended May 1, 1983; amended March 9, 1992; amended May 17, 1993; amended May 9, 1994; amended Feb. 6, 1995; amended April 3, 1998; amended July 1, 2001; amended April 20, 2007; amended July 1, 2014; amended May 12, 2017.)

Mary Blubaugh MSN, RN  
Executive Administrator

Doc. No. 045353

State of Kansas

Department of Corrections  
Division of Juvenile Services

Permanent Administrative Regulation

Article 17.—COMMUNITY JUVENILE SUPERVISION

**123-17-101. Community-based graduated responses for technical violations of probation, violations of conditional release, and violations of a condition of sentence.** (a) For documenting and determining whether any technical violation of probation, violation of conditional release, or violation of a condition of sentence is a minor, moderate, or serious violation, each community supervision officer shall utilize the Kansas department of corrections’ “violation levels report,” dated February 2, 2017 and hereby adopted by reference.

(b) For determining graduated responses to technical violations of probation, violations of conditional release, and violations of a condition of sentence, each community supervision officer shall utilize the Kansas department of corrections’ “response grid,” dated February 2, 2017 and hereby adopted by reference.

(c) For determining graduated responses to positive and prosocial behaviors of juveniles on probation or conditional release, each community supervision officer shall utilize the Kansas department of corrections’ “incentives grid,” dated February 2, 2017 and hereby adopted by reference. (Authorized by and implementing K.S.A. 2016 Supp. 38-2392; effective May 12, 2017.)

JL Norwood  
Secretary

Doc. No. 045354

State of Kansas

Secretary of State

Certification of New State Laws

I, Kris W. Kobach, Secretary of State of the State of Kansas, do hereby certify that each of the following bills is a correct copy of the original enrolled bill now on file in my office.

Kris W. Kobach  
Secretary of State

(continued)

(Published in the Kansas Register April 27, 2017)

Senate Substitute for Substitute for HOUSE BILL No. 2052

AN ACT making and concerning appropriations for the fiscal years ending June 30, 2017, June 30, 2018, June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing; amending K.S.A. 2016 Supp. 74-4920, 75-2263, 75-2319, 75-4209 and 75-6706 and repealing the existing sections; also repealing K.S.A. 2016 Supp. 75-2319d.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) For the fiscal years ending June 30, 2017, June 30, 2018, June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023 and June 30, 2024, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, capital improvement projects, fees, receipts, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

(b) The agencies named in this act are hereby authorized to initiate and complete the capital improvement projects specified and authorized by this act or for which appropriations are made by this act, subject to the restrictions and limitations imposed by this act.

(c) This act shall not be subject to the provisions of K.S.A. 75-6702(a), and amendments thereto.

(d) The appropriations made by this act shall not be subject to the provisions of K.S.A. 46-155, and amendments thereto.

Sec. 2.

ABSTRACTERS' BOARD OF EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 30(a) of chapter 104 of the 2015 Session Laws of Kansas on the abstracters' fee fund (016-00-2700-0100) of the abstracters' board of examiners is hereby increased from \$23,348 to \$26,348.

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$1,995 from the abstracters' fee fund (016-00-2700-0100) of the abstracters' board of examiners to the general fees fund (173-00-2197-2020) of the department of administration.

Sec. 3.

KANSAS BOARD OF BARBERING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the board of barbering fee fund (100-00-2704-0100) of the Kansas board of barbering is hereby decreased from \$176,734 to \$173,579.

Sec. 4.

KANSAS STATE BOARD OF COSMETOLOGY

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the cosmetology fee fund (149-00-2706-0100) of the Kansas state board of cosmetology is hereby increased from \$993,258 to \$994,543.

Sec. 5.

Kansas BOARD OF EXAMINERS IN FITTING AND DISPENSING OF HEARING INSTRUMENTS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 40(a) of chapter 104 of the 2015 Session Laws of Kansas on the hearing instrument board fee fund (266-00-2712-9900) of the Kansas board of examiners in fitting and dispensing of hearing instruments is hereby increased from \$26,448 to \$31,933.

Sec. 6.

BOARD OF NURSING

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the board of nursing fee fund (482-00-2716-0200) of the board of nursing is hereby decreased from \$2,459,665 to \$2,430,848.

Sec. 7.

STATE BOARD OF PHARMACY

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2017, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following: Prescription drug overdose data-driven prevention initiative - federal fund (531-00-3294-3294) ..... No limit

Sec. 8.

STATE BOARD OF VETERINARY EXAMINERS

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the veterinary examiners fee fund (700-00-2727-1100) of the state board of veterinary examiners is hereby decreased from \$393,111 to \$333,785.

Sec. 9.

LEGISLATURE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following: Operations (including official hospitality) (428-00-1000-0103).....\$634,413 Legislative information system (428-00-1000-0300) .....\$697,977

Sec. 10.

DIVISION OF POST AUDIT

(a) On the effective date of this act, of the \$2,349,908 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 55(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the operations (including legislative post audit committee) account (540-00-1000-0100), the sum of \$144,516 is hereby lapsed.

Sec. 11.

ATTORNEY GENERAL

(a) On the effective date of this act, of the \$4,860,924 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 59(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the operating expenditures account (082-00-1000-0103), the sum of \$2,315 is hereby lapsed.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2017, all moneys now and hereafter lawfully credited to and available in such fund or funds, except that expenditures shall not exceed the following: Bail enforcement agents fee fund (082-00-2259-2259)..... No limit

Sec. 12.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

(a) On the effective date of this act, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 38-2102, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$316,078 from the Kansas endowment for youth fund (365-00-7000-2000) to the state general fund.

Sec. 13.

STATE CORPORATION COMMISSION

(a) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2017, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following: Energy grants management fund (143-00-3157-3150) ..... No limit Carbon dioxide injection well and underground storage fund (143-00-2358-2500) ..... No limit Compressed air energy storage fee fund (143-00-2454-2410)..... No limit

Sec. 14.

CITIZENS' UTILITY RATEPAYER BOARD

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the utility regulatory fee fund (122-00-2030-2000) of the citizens' utility ratepayer board is hereby increased from \$915,214 to \$975,213.

Sec. 15.

DEPARTMENT OF ADMINISTRATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following:



Debt service refunding – 2016H.....\$1,295,392
(b) On the effective date of this act, of the \$2,640,800 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 185(b) of chapter 104 of the 2015 Session Laws of Kansas from the expanded lottery act revenues fund in the statehouse improvements – debt service account (173-00-1700-1701), the sum of \$2,549,792 is hereby lapsed.

Sec. 16.

STATE BOARD OF TAX APPEALS

(a) On the effective date of this act, of the \$798,281 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 87(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the operating expenditures account (562-00-1000-0103), the sum of \$232 is hereby lapsed.

Sec. 17.

DEPARTMENT OF COMMERCE

(a) On the effective date of this act, of the \$8,848,267 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 95(a) of chapter 104 of the 2015 Session Laws of Kansas from the state economic development initiatives fund in the operating grant (including official hospitality) account (300-00-1900-1110), the sum of \$2,294,138 is hereby lapsed.

(b) On the effective date of this act, of the \$1,353,181 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 95(a) of chapter 104 of the 2015 Session Laws of Kansas from the state economic development initiatives fund in the innovation growth program account (300-00-1900-1187), the sum of \$1,621 is hereby lapsed.

(c) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$5,000 from the state affordable airfare fund (300-00-2679-2600) to the state general fund.

(d) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$3,026,150 from the state economic development initiatives fund to the state general fund.

Sec. 18.

DEPARTMENT OF LABOR

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the workmen’s compensation fee fund (296-00-2124-2220) of the department of labor is hereby increased from \$14,250,736 to \$14,508,236.

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the federal indirect cost offset fund (296-00-2302-2280) of the department of labor is hereby increased from \$92,940 to \$101,157.

(c) On the effective date of this act, the expenditure limitation for the payment of rehabilitation and repair projects established for the fiscal year ending June 30, 2017, by section 38(c) of chapter 12 of the 2016 Session Laws of Kansas on the workmen’s compensation fee fund (296-00-2124-2228) of the department of labor is hereby increased from \$257,500 to \$385,000.

Sec. 19.

KANSAS COMMISSION ON VETERANS AFFAIRS OFFICE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following: Scratch lotto – Kansas soldiers’ home (694-00-1000-0310) .....\$14,885 Scratch lotto – veterans services (694-00-1000-0330).....\$21,202

(b) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the soldiers’ home fee fund (694-00-2241-2100) of the Kansas commission on veterans affairs office is hereby increased from \$1,564,393 to \$1,612,860.

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the federal domiciliary per diem fund (694-00-3220) of the Kansas commission on veterans affairs office is hereby decreased from \$1,593,136 to \$1,400,109.

(d) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the federal long term care per diem fund (694-00-3232) of the Kansas commission on veterans affairs office is hereby increased from \$7,480,610 to \$7,832,931.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the commission on veterans affairs federal fund (694-00-3241-3340) of the Kansas commission on veterans affairs office is hereby decreased from \$196,050 to \$186,994.

Sec. 20.

DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF PUBLIC HEALTH

(a) On the effective date of this act, of the amounts appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2017, by section 103(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the vaccine purchases account (264-00-1000-0900), the sum of \$1,000,945 is hereby lapsed.

Sec. 21.

DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF HEALTH CARE FINANCE

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following: Other medical assistance (264-00-1000-3026).....\$25,194,310

Sec. 22.

KANSAS DEPARTMENT FOR AGING AND DISABILITY SERVICES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following: Larned state hospital – operating expenditures

Table with 2 columns: Description and Amount. Rows include: (410-00-1000-0103) \$6,495,710; Osawatomi state hospital – operating expenditures (494-00-1000-0100) \$9,000,000; Mental health and retardation services aid and assistance (039-00-1000-4001) \$10,300,000; Community aid (039-00-1000-3004) \$40,283,925

(b) On the effective date of this act, of the \$305,121,668 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 109(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the LTC – medicaid assistance – NF account (039-00-1000-0520), the sum of \$38,948,367 is hereby lapsed.

(c) On the effective date of this act, of the \$3,855,852 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 20(a) of chapter 111 of the 2016 Session Laws of Kansas from the state general fund in the state operations account (039-00-1000-0801), the sum of \$18,012 is hereby lapsed.

(d) On the effective date of this act, of the \$20,207,788 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 109(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the Larned state hospital – sexual predator treatment program account (410-00-1000-0200), the sum of \$41,577 is hereby lapsed.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the Kansas neurological institute fee fund (363-00-2059-2000) of the Kansas department for aging and disability services is hereby increased from \$1,296,245 to \$1,296,745.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the Larned state hospital fee fund (410-00-2073-2100) of the Kansas department for aging and disability services is hereby decreased from \$4,441,913 to \$2,547,409.

(g) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the Osawatomi state hospital fee fund (494-00-2079-4200) of the Kansas department for aging and disability services is hereby increased from \$5,989,674 to \$6,489,674.

(h) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the title XIX fund (039-00-2595-4130) of the Kansas department for aging and disability services is hereby decreased from \$42,533,932 to \$35,295,992.

(i) In addition to the other purposes for which expenditures may be made by the Kansas department for aging and disability services from the moneys appropriated from the state general fund or any special revenue fund or funds for fiscal year 2017 as authorized by chapter 104

(continued)

of the 2015 Session Laws of Kansas, chapters 12 and 111 of the 2016 Session Laws of Kansas, this or other appropriation act of the 2017 regular session of the legislature, expenditures shall be made by the Kansas department for aging and disability services from such moneys appropriated in fiscal year 2017 in an amount not less than \$1,000,000 for the purpose of entering into an agreement with community providers for targeted mental health residential treatment.

Sec. 23.

KANSAS DEPARTMENT FOR CHILDREN AND FAMILIES

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following:

Youth services aid and assistance (629-00-1000-7020) .....\$4,015,411

(b) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$393,307 from the children’s initiatives fund to the state general fund.

Sec. 24.

DEPARTMENT OF EDUCATION

(a) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following:

Special education services aid (652-00-1000-0700) .....\$1,341,828

Supplemental general state aid (652-00-1000-0840) .....\$3,635,104

KPERS – employer contributions (652-00-1000-0100) .....\$218,017

(b) On the effective date of this act, of the \$2,760,946,624 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 3(a) of chapter 4 of the 2015 Session Laws of Kansas from the state general fund in the block grants to USDs account (652-00-1000-0500), the sum of \$143,993,394 is hereby lapsed.

(c) On the effective date of this act, of the \$4,971,500 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 3(a) of chapter 4 of the 2015 Session Laws of Kansas from the state general fund in the school district juvenile detention facilities and Flint Hills job corps center grants account (652-00-1000-0290), the sum of \$228,672 is hereby lapsed.

(d) On the effective date of this act, of the \$327,500 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 3(a) of chapter 4 of the 2015 Session Laws of Kansas from the state general fund in the governor’s teaching excellence scholarships and awards account (652-00-1000-0770), the sum of \$68,989 is hereby lapsed.

(e) On June 30, 2017, or as soon thereafter as moneys are available, notwithstanding the provisions of K.S.A. 8-267 or 8-272, and amendments thereto, or any other statute, the director of accounts and reports shall transfer \$500,000 from the state safety fund to the state general fund: *Provided*, That the transfer of such amount shall be in addition to any other transfer from the state safety fund to the state general fund as prescribed by law: *Provided further*, That the amount transferred from the state safety fund to the state general fund pursuant to this subsection is to reimburse the state general fund for accounting, auditing, budgeting, legal, payroll, personnel and purchasing services and any other governmental services which are performed on behalf of the department of education by other state agencies which receive appropriations from the state general fund to provide such services.

(f) On the effective date of this act, any unencumbered balance in the following account of the children’s initiatives fund is hereby lapsed: Pre-k pilot account (652-00-2000-2535).

Sec. 25.

STATE LIBRARY

(a) On the effective date of this act, of the \$1,381,187 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 117(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the operating expenditures account (434-00-1000-0300), the sum of \$87,327 is hereby lapsed.

(b) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following: Grants to libraries and library systems (434-00-1000-0430) .....\$87,327

Sec. 26.

STATE HISTORICAL SOCIETY

(a) On the effective date of this act, of the \$4,075,408 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 123(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the operating expenditures account (288-00-1000-0083), the sum of \$866 is hereby lapsed.

(b) On the effective date of this act, of the \$250,000 appropriated for the above agency for the fiscal year ending June 30, 2017, by section

201(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in rehabilitation and repair projects account (288-00-1000-8088), the sum of \$1,726 is hereby lapsed.

(c) On the effective date of this act, for the fiscal year ending June 30, 2017, the expenditure limitation established by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on expenditures for state operations from the heritage trust fund (288-00-7379-7603) of the state historical society is hereby decreased from \$78,373 to \$56,053.

Sec. 27.

KANSAS STATE UNIVERSITY

(a) On the effective date of this act, of the \$3,700,000 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 207(c) of chapter 104 of the 2015 Session Laws of Kansas from the Kansas educational building fund in the Seaton Hall, the college of architecture planning and design debt service account (367-00-8001-8320), the sum of \$1,900 is hereby lapsed.

Sec. 28.

UNIVERSITY OF KANSAS

(a) On the effective date of this act, of the \$1,629,288 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 213(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the school of pharmacy debt service account (682-00-1000-0320), the sum of \$1,552,888 is hereby lapsed.

Sec. 29.

DEPARTMENT OF CORRECTIONS

(a) On the effective date of this act, of the \$18,754,000 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 145(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the purchase of services account (521-00-1000-0300), the sum of \$6,000,000 is hereby lapsed.

(b) On the effective date of this act, of the \$21,383,874 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 145(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the prevention and graduated sanctions community grants account (521-00-1000-0221), the sum of \$1,089,245 is hereby lapsed.

(c) On the effective date of this act, of the \$500,000 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 221(b) of chapter 104 of the 2015 Session Laws of Kansas from the correctional institutions building fund in the debt service payment for the infrastructure projects bond issues account (521-00-8600-8170), the sum of \$66,829 is hereby lapsed.

(d) On the effective date of this act, of the amounts appropriated and reappropriated for the above agency for the fiscal year ending June 30, 2017, by sections 221(b) and 258(b) of chapter 104 of the 2015 Session Laws of Kansas from the correctional institutions building fund in the debt service payment for the prison capacity expansion projects bond issue account (521-00-8600-8160), the sum of \$212,046 is hereby lapsed.

(e) On the effective date of this act, of the \$3,996,500 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 221(c) of chapter 104 of the 2015 Session Laws of Kansas from the state institutions building fund in the debt service – Topeka complex and Larned juvenile correctional facility account (521-00-8100-8119), the sum of \$14,413 is hereby lapsed.

(f) Notwithstanding the provisions of K.S.A. 2016 Supp. 75-52,164, and amendments thereto, or any other statute, during fiscal year 2017, the director of accounts and reports shall transfer the amount certified pursuant to K.S.A. 2016 Supp. 75-52,164(b), and amendments thereto, from each account of the state general fund of a state agency that has been determined by the secretary of corrections to be actual or projected cost savings to the evidence based juvenile program account of the state general fund of the department of corrections: *Provided*, That the secretary of corrections shall transmit a copy of each such certification to the director of legislative research.

(g) On the effective date of this act, of the \$66,945,895 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 145(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the treatment and programs account (521-00-1000-0152) of the department of corrections, the sum of \$4,335 is hereby lapsed.

(h) There is appropriated for the above agency from the state general fund for the fiscal year ending June 30, 2017, the following: Evidence based juvenile program (521-00-1000-0050).....\$6,000,000

Sec. 30.

ADJUTANT GENERAL

(a) Not is hereby appropriated for the above agency from the

state general fund for the fiscal year ending June 30, 2017, the following: Disaster relief (034-00-1000-0200) .....\$2,109,429

(b) On the effective date of this act, of the \$730,269 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 228(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the debt service – rehabilitation and repair of the statewide armories account (034-00-1000-8010), the sum of \$234,962 is hereby lapsed.

(c) On the effective date of this act, of the amount reappropriated for the above agency for the fiscal year ending June 30, 2017, by section 228(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the state emergency operations center design account (034-00-1000-8025), the sum of \$429,951 is hereby lapsed.

Sec. 31.

KANSAS HIGHWAY PATROL

(a) On the effective date of this act, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$65,387 from the Kansas highway patrol operations fund (280-00-2034-1100) of the Kansas highway patrol to the state highway fund (276-00-4100-0403) of the department of transportation.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2017, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

State forfeiture fund – pending ..... No limit

(c) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 225(a) of chapter 104 of the 2015 Session Laws of Kansas on the rehabilitation and repair – training center – Salina account (280-00-2306-2004) of the highway patrol is hereby increased from \$56,355 to no limit.

Sec. 32.

ATTORNEY GENERAL – KANSAS BUREAU OF INVESTIGATION

(a) On the effective date of this act, of the \$18,638,929 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 153(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the operating expenditures account (083-00-1000-0083), the sum of \$421,163 is hereby lapsed.

(b) On the effective date of this act, of the \$250,000 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 153(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the meth lab cleanup account (083-00-1000-0200), the sum of \$109,788 is hereby lapsed.

(c) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2017, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

eCitation national priority safety program – federal fund ..... No limit

Sec. 33.

KANSAS SENTENCING COMMISSION

(a) Notwithstanding the provisions of K.S.A. 2016 Supp. 21-6824, and amendments thereto, or any other statute, in addition to other purposes for which expenditures may be made by the Kansas sentencing commission from the substance abuse treatment programs account (626-00-1000-0600) of the state general fund for fiscal year 2017 as authorized by section 157(a) of chapter 104 of the 2015 Session Laws of Kansas, expenditures may be made by the above agency from the substance abuse treatment programs account of the state general fund for fiscal year 2017 for operating costs.

Sec. 34.

KANSAS DEPARTMENT OF AGRICULTURE

(a) On the effective date of this act, of the \$9,584,968 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 161(a) of chapter 104 of the 2015 Session Laws of Kansas from the state general fund in the operating expenditures account (046-00-1000-0053), the sum of \$11,805 is hereby lapsed.

(b) There is appropriated for the above agency from the following special revenue fund or funds for the fiscal year ending June 30, 2017, all moneys now or hereafter lawfully credited to and available in such fund or funds, except that expenditures other than refunds authorized by law shall not exceed the following:

USGS water use grant ..... No limit

Compensatory mitigation fund ..... No limit

Sec. 35.

KANSAS DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

(a) There is appropriated for the above agency from the state economic development initiatives fund for the fiscal year ending June 30, 2017, the following:

Travel and tourism operating expenditures (710-00-1900-1901) \$29,787

(b) On the effective date of this act, of the \$1,755,492 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 167(a) of chapter 104 of the 2015 Session Laws of Kansas from the state economic development initiatives fund in the operating expenditures account (710-00-1900-1910), the sum of \$29,787 is hereby lapsed.

(c) On the effective date of this act, of the \$1,626,371 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 167(a) of chapter 104 of the 2015 Session Laws of Kansas from the state economic development initiatives fund in the state parks operating expenditures account (710-00-1900-1920), the sum of \$500,000 is hereby lapsed.

(d) On the effective date of this act, of the \$10,603 appropriated for the above agency for the fiscal year ending June 30, 2017, by section 232(a) of chapter 104 of the 2015 Session Laws of Kansas from the state economic development initiatives fund in the debt service – Kansas City district office account (710-00-1900-1960), the sum of \$10,395 is hereby lapsed.

(e) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the wildlife fee fund (710-00-2300-2890) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$25,513,308 to \$25,476,788.

(f) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the parks fee fund (710-00-2122-2053) of the Kansas department of wildlife, parks and tourism is hereby increased from \$7,782,766 to \$8,448,214.

(g) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the boating fee fund (710-00-2245-2813) of the Kansas department of wildlife, parks and tourism is hereby decreased from \$1,324,797 to \$1,324,694.

(h) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the department access roads fund (710-00-2178-2761) of the Kansas department of wildlife, parks and tourism is hereby increased from \$1,597,880 to \$1,617,880.

(i) In addition to the other purposes for which expenditures may be made by the above agency from the wildlife fee fund for fiscal year 2017, expenditures may be made by the above agency from the following capital improvement account or accounts of the wildlife fee fund during fiscal year 2017 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor: Leavenworth county SFL spillway ..... \$350,000 Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the wildlife fee fund for fiscal year 2017.

(j) In addition to the other purposes for which expenditures may be made by the above agency from the sport fish restoration fund for fiscal year 2017, expenditures may be made by the above agency from the following capital improvement account or accounts of the sport fish restoration fund during fiscal year 2017 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor: Leavenworth county SFL spillway ..... \$1,050,000 Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the sport fish restoration fund for fiscal year 2017.

(k) In addition to the other purposes for which expenditures may be made by the above agency from the recreational trails program fund for fiscal year 2017, expenditures may be made by the above agency from the following capital improvement account or accounts of the recreational trails program fund during fiscal year 2017 for the following capital improvement project or projects, subject to the expenditure limitations prescribed therefor:

Flint hills nature trail ..... \$1,600,000

Provided, That all expenditures from each such capital improvement account shall be in addition to any expenditure limitations imposed on the recreational trails program fund for fiscal year 2017.

(continued)

## Sec. 36.

## DEPARTMENT OF TRANSPORTATION

(a) On the effective date of this act, the expenditure limitation established for the fiscal year ending June 30, 2017, by section 97(c) of chapter 12 of the 2016 Session Laws of Kansas on the agency operations account (276-00-4100-0403) of the state highway fund is hereby decreased from \$255,917,332 to \$250,917,332.

Sec. 37. (a) On the effective date of this act, the amount authorized to be expended from each appropriation from the state general fund during the fiscal year ending June 30, 2017, for employer contributions for eligible employers as specified in K.S.A. 74-4931(1), (2) and (3), and amendments thereto, under the Kansas public employees retirement system pursuant to K.S.A. 74-4939, and amendments thereto, in the aggregate, is hereby decreased by \$64,130,234.

(b) (1) On and after the date certified by the director of the budget under subsection (b)(2), and notwithstanding the provisions of K.S.A. 74-4920 and 74-4939, and amendments thereto, or any other statute, no state agency shall pay to the Kansas public employees retirement system any amounts during the remainder of the fiscal year ending June 30, 2017, that constitute the state's contribution for employer contributions for eligible employers as specified in K.S.A. 74-4931(1), (2) and (3), and amendments thereto, under the Kansas public employees retirement system pursuant to K.S.A. 74-4939, and amendments thereto.

(2) During the fiscal year ending June 30, 2017, the director of the budget shall continuously monitor the status of the state general fund with regard to expenditures for any item of appropriation for employer contributions to the Kansas public employee retirement system for the employers who are eligible employers as specified in K.S.A. 74-4931(1), (2) and (3), and amendments thereto, under the Kansas public employees retirement system pursuant to K.S.A. 74-4939, and amendments thereto. Periodically, the director of the budget shall estimate such expenditures in fiscal year 2017 and the total amount of anticipated expenditures, demand transfers and encumbrances of moneys in the state general fund for such expenditures during the remainder of fiscal year 2017. Based on such expenditure estimates, the director of the budget shall determine the effective date under subsection (b)(1) necessary to provide the expenditure reduction in subsection (a) and shall certify such effective date to the board of trustees of the Kansas public employees retirement system. At the same time as the director of the budget transmits such certification to the board of trustees of the Kansas public employees retirement system, the director of the budget shall transmit a copy of such certification to the director of legislative research.

Sec. 38. (a) During fiscal year 2017, if the director of the budget certified and the director of accounts and reports transferred any amount appropriated from the following funds: expanded lottery act revenue fund, state water plan fund, economic development initiatives fund, children's initiatives fund, endowment for youth fund, educational buildings fund, state institutions building fund or the correctional institutions building fund, to the state general fund, pursuant to the authority granted in section 98(a)(2) of chapter 12 of the 2016 Session Laws of Kansas, then on the effective date of this act, the director of accounts and reports shall lapse the same amount certified and transferred from such fund: *Provided*, That the director of the budget shall notify the director of legislative research of any such lapse.

(b) During fiscal year 2017, if the director of the budget certifies any amount appropriated from the following funds: expanded lottery act revenue fund, state water plan fund, economic development initiatives fund, children's initiatives fund, endowment for youth fund, educational buildings fund, state institutions building fund or the correctional institutions building fund, to the state general fund, pursuant to the authority granted in section 98(a)(2) of chapter 12 of the 2016 Session Laws of Kansas, then upon such certification, the director of accounts and reports shall transfer the amount certified and lapse the same amount certified and transferred from such fund: *Provided*, That the director of the budget shall notify the director of legislative research of any such lapse.

Sec. 39. (a) During the fiscal year ending June 30, 2017, in addition to the other purposes for which expenditures may be made by the secretary of corrections, from moneys appropriated from the state general fund or any special revenue fund or funds for the department of corrections for fiscal year 2017 by chapter 104 of the 2015 Session Laws of Kansas, chapters 12 and 111 of the 2016 Session Laws of Kansas, this act or any other appropriation act of the 2017 regular session of the legislature, expenditures shall be made by the secretary of corrections

from the state general fund or from any special revenue fund or funds for fiscal year 2017, for the secretary, on behalf of the state of Kansas, to sell and convey all of the rights, title and interest in the following tracts of real estate located in Leavenworth county, Kansas, subject to the provisions of this section:

## TRACT I

The Fractional East 1/2 of the Northeast 1/4 of Section 30, Township 9 South, Range 23 East of the 6th P.M., Leavenworth County, Kansas, LESS any part thereof taken or used for road purposes.

## ALSO LESS

Beginning at a point in the center of the North Line of the Northeast Quarter of Section 30, Township 9 South, Range 23 East of the 6th P.M., in Leavenworth County, Kansas; thence East 447 feet; thence South 500 feet; thence West 121 feet; thence South 820 feet; thence West 325 feet; thence North 1320 feet to the place of beginning.

## ALSO LESS

Beginning from the northeast corner of Section 30, Township 9, Range 22 East, thence due South a distance of 750 feet, thence due West a distance of 750 feet, thence North a distance of 750 feet, and thence East 750 feet to the point of beginning, said parcel of land leased to the City of Lansing, Kansas, for park purposes pursuant to Amended Lease Agreement recorded in Book 870, Page 1295.

## AND

## TRACT II

Commencing at the Southwest corner of the Northeast Quarter of Section 30, Township 9 South, Range 23 East of the 6th P.M., Leavenworth County, Kansas; thence North 60 rods; thence East 80 rods; thence South 60 rods; thence West 80 rods to the place of beginning, LESS any part thereof taken or used for road purposes.

(b) No sale or conveyance of the real property described in subsection (a) shall be authorized or approved by the secretary of corrections without having first advised and consulted with the joint committee on state building construction.

(c) Notwithstanding the provisions of K.S.A. 2016 Supp. 75-6609(c), and amendments thereto, or any other statute, the sale or conveyance of the real property described in subsection (a) shall not require approval of the state finance council.

(d) When the sale is made, the proceeds thereof shall be deposited in the state treasury in accordance with the provisions of K.S.A. 2016 Supp. 75-6609(f), and amendments thereto.

(e) The conveyance of real property authorized by this section shall not be subject to the provisions of K.S.A. 75-3043a, and amendments thereto.

(f) In the event that the secretary of corrections determines that the legal description of the parcel described by this section is incorrect, the secretary of administration may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general.

Sec. 40. (a) During the fiscal year ending June 30, 2017, in addition to the other purposes for which expenditures may be made by the secretary for children and families, from moneys appropriated from the state general fund or any special revenue fund or funds for the Kansas department for children and families for fiscal year 2017 by chapter 104 of the 2015 Session Laws of Kansas, chapters 12 and 111 of the 2016 Session Laws of Kansas, this act or any other appropriation act of the 2017 regular session of the legislature, expenditures shall be made by the secretary for children and families from the state general fund or from any special revenue fund or funds for fiscal year 2017, for the secretary, on behalf of the state of Kansas, to sell and convey all of the rights, title and interest in the following tracts of real estate located in Neosho county, Kansas, subject to the provisions of this section:

The South Half of the Southeast Quarter (S/2 SE/4) of Section Nineteen (19), Township Twenty-seven (27) South, Range Eighteen (18) East of the 6th P. M., excepting therefrom five (5) tracts of land described as follows:

a. The North Ten (10) acres of the Southeast Quarter of this Southeast Quarter (SE/4 SE/4) of said section Nineteen (19);

b. Beginning at a point on Plummer Avenue, 330 feet south of the northeast corner of the South Half of the Southeast Quarter (S/2 SE/4) of said Section Nineteen (19), thence west parallel with the north line of said eighty, 1320 feet; thence south 330 feet on a line parallel with the east line of said eighty; thence east 1320 feet on a line parallel with the north line of said eighty; thence north along said east line to the point of beginning, containing 10 acres;

c. Beginning at a point 495 feet north of the southeast corner of said Section Nineteen (19), thence north 165 feet to the southeast corner of

10-acre tract previously sold to Guy Umbarger; thence west along the south line of said Umbarger 10-acre tract, 792 feet; thence south on a line parallel to the east line, 165 feet; thence east on a line parallel to said Umbarger tract to point of beginning, containing approximately 3 acres;

d. Beginning at the southeast corner of said Section Nineteen (19), thence west along the south line of said section 690 feet; thence northerly 445 feet; thence easterly 690 feet to a point on the east line of said section, 445 feet north of the southeast corner of said section; thence south along said east line 445 feet to the point of beginning. The above includes 30 feet of road right-of-way along the south side used for Seventh Street and 30 feet of road right-of-way along the east side used for Plummer Avenue. Including the road rights-of-way, the above includes 7.05 acres, more or less; and

e. Beginning at a point 30 feet north of and 690 feet west of the southeast corner of the Southeast Quarter (SE/4) of said Section Nineteen (19); thence west along right-of-way line of present road, 1950 feet, more or less, to the west line of said Southeast Quarter (SE/4); thence north along the west line of said Southeast Quarter (SE/4), 10 feet; thence east parallel to and 10 feet north of the present right-of-way, 1950 feet, more or less, to a point 690 feet west of and 40 feet north of the southeast corner of said Southeast Quarter (SE/4); thence south 10 feet to the point of beginning, containing .44 acres, more or less, condemned for highway purposes.

(b) During fiscal year 2017, the real property described in subsection (a) shall be sold or conveyed to the Neosho memorial regional medical center, at the price agreed upon between the parties.

(c) No sale or conveyance of the real property described in subsection (a) shall be authorized or approved by the secretary for children and families without having first advised and consulted with the joint committee on state building construction.

(d) Notwithstanding the provisions of K.S.A. 2016 Supp. 75-6609(c), and amendments thereto, or any other statute, the sale or conveyance of the real property described in subsection (a) shall not require approval of the state finance council.

(e) When the sale is made, the proceeds thereof shall be deposited in the state treasury in accordance with the provisions of K.S.A. 2016 Supp. 75-6609(f), and amendments thereto.

(f) The conveyance of real property authorized by this section shall not be subject to the provisions of K.S.A. 75-3043a, and amendments thereto.

(g) In the event that the secretary for children and families determines that the legal description of the parcel described by this section is incorrect, the secretary of administration may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general.

(h) On the effective date of this act, the provisions of section 104(d) of chapter 12 of the 2016 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 41. (a) During the fiscal year ending June 30, 2017, in addition to the other purposes for which expenditures may be made by the secretary for children and families, from moneys appropriated from the state general fund or any special revenue fund or funds for the Kansas department for children and families for fiscal year 2017 by chapter 104 of the 2015 Session Laws of Kansas, chapters 12 and 111 of the 2016 Session Laws of Kansas, this act or any other appropriation act of the 2017 regular session of the legislature, expenditures shall be made by the secretary for children and families from the state general fund or from any special revenue fund or funds for fiscal year 2017, for the secretary, on behalf of the state of Kansas, to sell and convey all of the rights, title and interest in the following tracts of real estate located in Sedgwick county, Kansas, subject to the provisions of this section:

Lot 5, except the North 2 feet, all of Lot 7, and the North 4 feet of Lot 9, Palisade Avenue, Fair Grounds addition to the City of Wichita, Sedgwick County, Kansas; commonly known as 2105 Palisade, Wichita, Kansas.

(b) No sale or conveyance of the real property described in subsection (a) shall be authorized or approved by the secretary for children and families without having first advised and consulted with the joint committee on state building construction.

(c) Notwithstanding the provisions of K.S.A. 2016 Supp. 75-6609(c), and amendments thereto, or any other statute, the sale or conveyance of the real property described in subsection (a) shall not require approval of the state finance council.

(d) When the sale is made, the proceeds thereof shall be deposited in the state treasury in accordance with the provisions of K.S.A. 2016 Supp. 75-6609(f), and amendments thereto.

(e) The conveyance of real property authorized by this section shall not be subject to the provisions of K.S.A. 75-3043a, and amendments thereto.

(f) In the event that the secretary for children and families determines that the legal description of the parcel described by this section is incorrect, the secretary of administration may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general.

Sec. 42. On the effective date of this act, the provisions of section 50 of chapter 111 of the 2016 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 43. K.S.A. 2016 Supp. 74-4920 is hereby amended to read as follows: 74-4920. (1) (a) Upon the basis of each annual actuarial valuation and appraisal as provided for in K.S.A. 74-4908(3)(a), and amendments thereto, the board shall certify, on or before July 15 of each year, to the division of the budget in the case of the state and to the agent for each other participating employer an actuarially determined estimate of the rate of contribution which will be required, together with all accumulated contributions and other assets of the system, to be paid by each such participating employer to pay all liabilities which shall exist or accrue under the system, including amortization of the actuarial accrued liability as determined by the board. The board shall determine the actuarial cost method to be used in annual actuarial valuations, to determine the employer contribution rates that shall be certified by the board. Such certified rate of contribution, amortization methods and periods and actuarial cost method shall be based on the standards set forth in K.S.A. 74-4908(3)(a), and amendments thereto, and shall not be based on any other purpose outside of the needs of the system.

(b) (i) For employers affiliating on and after January 1, 1999, upon the basis of an annual actuarial valuation and appraisal of the system conducted in the manner provided for in K.S.A. 74-4908, and amendments thereto, the board shall certify, on or before July 15 of each year to each such employer an actuarially determined estimate of the rate of contribution which shall be required to be paid by each such employer to pay all of the liabilities which shall accrue under the system from and after the entry date as determined by the board, upon recommendation of the actuary. Such rate shall be termed the employer's participating service contribution and shall be uniform for all participating employers. Such additional liability shall be amortized as determined by the board. For all participating employers described in this section, the board shall determine the actuarial cost method to be used in annual actuarial valuations to determine the employer contribution rates that shall be certified by the board.

(ii) The board shall determine for each such employer separately an amount sufficient to amortize all liabilities for prior service costs which shall have accrued at the time of entry into the system. On the basis of such determination the board shall annually certify to each such employer separately an actuarially determined estimate of the rate of contribution which shall be required to be paid by that employer to pay all of the liabilities for such prior service costs. Such rate shall be termed the employer's prior service contribution.

(2) The division of the budget and the governor shall include in the budget and in the budget request for appropriations for personal services the sum required to satisfy the state's obligation under this act as certified by the board and shall present the same to the legislature for allowance and appropriation.

(3) Each other participating employer shall appropriate and pay to the system a sum sufficient to satisfy the obligation under this act as certified by the board.

(4) Each participating employer is hereby authorized to pay the employer's contribution from the same fund that the compensation for which such contribution is made is paid from or from any other funds available to it for such purpose. Each political subdivision, other than an instrumentality of the state, which is by law authorized to levy taxes for other purposes, may levy annually at the time of its levy of taxes, a tax which may be in addition to all other taxes authorized by law for the purpose of making its contributions under this act and, in the case of cities and counties, to pay a portion of the principal and interest on bonds issued under the authority of K.S.A. 12-1774, and amendments thereto, by cities located in the county, which tax, together with any other fund available, shall be sufficient to enable it to make such contribution. In lieu of levying the tax authorized in this subsection, any taxing subdivision may pay such costs from any employee benefits contribution fund established pursuant to K.S.A. 12-16,102, and amendments

(continued)

thereto. Each participating employer which is not by law authorized to levy taxes as described above, but which prepares a budget for its expenses for the ensuing year and presents the same to a governing body which is authorized by law to levy taxes as described above, may include in its budget an amount sufficient to make its contributions under this act which may be in addition to all other taxes authorized by law. Such governing body to which the budget is submitted for approval, may levy a tax sufficient to allow the participating employer to make its contributions under this act, which tax, together with any other fund available, shall be sufficient to enable the participating employer to make the contributions required by this act.

(5) (a) The rate of contribution certified to a participating employer as provided in this section shall apply during the fiscal year of the participating employer which begins in the second calendar year following the year of the actuarial valuation.

(b) (i) Except as specifically provided in this section, for fiscal years commencing in calendar year 1996 and in each subsequent calendar year, the rate of contribution certified to the state of Kansas shall in no event exceed the state's contribution rate for the immediately preceding fiscal year by more than 0.2% of the amount of compensation upon which members contribute during the period.

(ii) Except as specifically provided in this subsection, for the fiscal years commencing in the following calendar years, the rate of contribution certified to the state of Kansas and to the participating employers under K.S.A. 74-4931, and amendments thereto, shall in no event exceed the state's contribution rate for the immediately preceding fiscal year by more than the following amounts expressed as a percentage of compensation upon which members contribute during the period: (A) For the fiscal year commencing in calendar years 2010 through 2012, an amount not to exceed more than 0.6% of the amount of the immediately preceding fiscal year; (B) for the fiscal year commencing in calendar year 2013, an amount not to exceed more than 0.9% of the amount of the immediately preceding fiscal year; (C) for the fiscal year commencing in calendar year 2014, an amount not to exceed more than 1% of the amount of the immediately preceding fiscal year; (D) for the fiscal year commencing in calendar year 2015, the employer rate of contribution shall be 10.91%; (E) for the fiscal year commencing in calendar year 2016, the employer rate of contribution shall be 10.81%, *except as provided by section 37(b), and amendments thereto, for the participating employers under K.S.A. 74-4931, and amendments thereto*; and (F) in each subsequent calendar year, an amount not to exceed more than 1.2% of the amount of the immediately preceding fiscal year ~~to be calculated without regard to transfers made pursuant to section 50 of chapter 111 of the 2016 Session Laws of Kansas and for participating employers under K.S.A. 74-4931, and amendments thereto, an additional percentage of compensation corresponding to the level dollar repayment amount certified by the board pursuant to subsection (17)~~. As used in this subsection, "capitalized interest" means interest payments on the bonds that are pre-funded or financed from bond proceeds as part of the issue for a specified period of time in order to offset one or more initial debt service payments.

(iii) Except as specifically provided in this section, for fiscal years commencing in calendar year 1997 and in each subsequent calendar year, the rate of contribution certified to participating employers other than the state of Kansas shall in no event exceed such participating employer's contribution rate for the immediately preceding fiscal year by more than 0.15% of the amount of compensation upon which members contribute during the period.

(iv) Except as specifically provided in this subsection, for the fiscal years commencing in the following calendar years, the rate of contribution certified to participating employers other than the state of Kansas shall in no event exceed the contribution rate for such employers for the immediately preceding fiscal year by more than the following amounts expressed as a percentage of compensation upon which members contribute during the period: (A) For the fiscal year commencing in calendar years 2010 through 2013, an amount not to exceed more than 0.6% of the amount of the immediately preceding fiscal year; (B) for the fiscal year commencing in calendar year 2014, an amount not to exceed more than 0.9% of the amount of the immediately preceding fiscal year; (C) for the fiscal year commencing in calendar year 2015, an amount not to exceed more than 1% of the amount of the immediately preceding fiscal year; (D) for the fiscal year commencing in calendar year 2016, an amount not to exceed more than 1.1% of the amount of the immediately preceding fiscal year; and (E) for the fiscal year commencing in calendar year 2017, and in each subsequent calendar year, an amount not to exceed more than 1.2% of the amount of the immediately preceding fiscal year.

(v) As part of the annual actuarial valuation, there shall be a separate employer rate of contribution calculated for the state of Kansas, a separate employer rate of contribution calculated for participating employers under K.S.A. 74-4931, and amendments thereto, a combined employer rate of contribution calculated for the state of Kansas and participating employers under K.S.A. 74-4931, and amendments thereto, and a separate employer rate of contribution calculated for all other participating employers.

(vi) There shall be a combined employer rate of contribution certified to the state of Kansas and participating employers under K.S.A. 74-4931, and amendments thereto. There shall be a separate employer rate of contribution certified to all other participating employers.

(vii) If the combined employer rate of contribution calculated for the state of Kansas and participating employers under K.S.A. 74-4931, and amendments thereto, is greater than the separate employer rate of contribution for the state of Kansas, the difference in the two rates applied to the actual payroll of the state of Kansas for the applicable fiscal year shall be calculated. This amount shall be certified by the board for deposit as additional employer contributions to the retirement benefit accumulation reserve for the participating employers under K.S.A. 74-4931, and amendments thereto.

(6) The actuarial cost of any legislation enacted in the 1994 session of the Kansas legislature will be included in the June 30, 1994, actuarial valuation in determining contribution rates for participating employers.

(7) The actuarial cost of the provisions of K.S.A. 74-4950i, and amendments thereto, will be included in the June 30, 1998, actuarial valuation in determining contribution rates for participating employers. The actuarial accrued liability incurred for the provisions of K.S.A. 74-4950i, and amendments thereto, shall be amortized over 15 years.

(8) Except as otherwise provided by law, the actuarial cost of any legislation enacted by the Kansas legislature, except the actuarial cost of K.S.A. 74-49,114a, and amendments thereto, shall be in addition to the employer contribution rates certified for the employer contribution rate in the fiscal year immediately following such enactment. Such actuarial cost shall be determined by the qualified actuary employed or retained by the system pursuant to K.S.A. 74-4908, and amendments thereto, and reported to the system and the joint committee on pensions, investments and benefits.

(9) Notwithstanding the provisions of subsection (8), the actuarial cost of the provisions of K.S.A. 74-49,109 et seq., and amendments thereto, shall be first reflected in employer contribution rates effective with the first day of the first payroll period for the fiscal year 2005. The actuarial accrued liability incurred for the provisions of K.S.A. 74-49,109 et seq., and amendments thereto, shall be amortized over 10 years.

(10) The cost of the postretirement benefit payment provided pursuant to the provisions of K.S.A. 2016 Supp. 74-49,114b, and amendments thereto, for retirants other than local retirants as described in subsection (11) or insured disability benefit recipients shall be paid in the fiscal year commencing on July 1, 2007.

(11) The actuarial accrued liability incurred for the provisions of K.S.A. 2016 Supp. 74-49,114b, and amendments thereto, for the KPERs local group and retirants who were employees of local employers which affiliated with the Kansas police and firemen's retirement system shall be amortized over 10 years.

(12) The cost of the postretirement benefit payment provided pursuant to the provisions of K.S.A. 2016 Supp. 74-49,114c, and amendments thereto, for retirants other than local retirants as described in subsection (13) or insured disability benefit recipients shall be paid in the fiscal year commencing on July 1, 2008.

(13) The actuarial accrued liability incurred for the provisions of K.S.A. 2016 Supp. 74-49,114c, and amendments thereto, for the KPERs local group and retirants who were employees of local employers which affiliated with the Kansas police and firemen's retirement system shall be amortized over 10 years.

(14) The board with the advice of the actuary may fix the contribution rates for participating employers joining the system after one year from the first entry date or for employers who exercise the option contained in K.S.A. 74-4912, and amendments thereto, at rates different from the rate fixed for employers joining within one year of the first entry date.

(15) Employer contributions shall in no way be limited by any other act which now or in the future establishes or limits the compensation of any member.

(16) Notwithstanding any provision of law to the contrary, each participating employer shall remit quarterly, or as the board may oth-

erwise provide, all employee deductions and required employer contributions to the executive director for credit to the Kansas public employees retirement fund within three days after the end of the period covered by the remittance by electronic funds transfer. Remittances of such deductions and contributions received after such date are delinquent. Delinquent payments due under this subsection shall be subject to interest at the rate established for interest on judgments under K.S.A. 16-204(a), and amendments thereto. At the request of the board, delinquent payments which are due or interest owed on such payments, or both, may be deducted from any other moneys payable to such employer by any department or agency of the state.

(17) *The actuarial cost of the reduction of employer contributions for eligible employers as specified in K.S.A. 74-4931(1), (2) and (3), and amendments thereto, pursuant to the provisions of section 37, and amendments thereto, shall be amortized over 20 years as a level dollar amount, as certified by the board upon recommendation of the consulting actuary, through an additional percentage of compensation for participating employers under K.S.A. 74-4931, and amendments thereto. This additional percentage of compensation shall first be reflected in employer contribution rates for participating employers under K.S.A. 74-4931, and amendments thereto, effective on the first day of the first payroll period for the fiscal year 2018.*

Sec. 44. K.S.A. 2016 Supp. 75-2263 is hereby amended to read as follows: 75-2263. (a) ~~On and after the effective date of this act~~ *Subject to the provisions of subsection (j),* the board of trustees is responsible for the management and investment of that portion of state moneys available for investment by the pooled money investment board that is certified by the state treasurer to the board of trustees as being equivalent to the aggregate net amount received for unclaimed property and shall discharge the board's duties with respect to such moneys solely in the interests of the state general fund and shall invest and reinvest such moneys and acquire, retain, manage, including the exercise of any voting rights and disposal of investments of such moneys within the limitations and according to the powers, duties and purposes as prescribed by this section.

(b) Moneys specified in subsection (a) shall be invested and reinvested to achieve the investment objective which is preservation of such moneys and accordingly providing that the moneys are as productive as possible, subject to the standards set forth in this ~~act~~ *section*. No such moneys shall be invested or reinvested if the sole or primary investment objective is for economic development or social purposes or objectives.

(c) In investing and reinvesting moneys specified in subsection (a) and in acquiring, retaining, managing and disposing of investments of the moneys, the board of trustees shall exercise the judgment, care, skill, prudence and diligence under the circumstances then prevailing, which persons of prudence, discretion and intelligence acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of like character and with like aims by diversifying the investments of the moneys so as to minimize the risk of large losses, unless under the circumstances it is clearly prudent not to do so, and not in regard to speculation but in regard to the permanent disposition of similar moneys, considering the probable income as well as the probable safety of their capital.

(d) In the discharge of such management and investment responsibilities the board of trustees may contract for the services of one or more professional investment advisors or other consultants in the management and investment of such moneys and otherwise in the performance of the duties of the board of trustees under this ~~act~~ *section*.

(e) The board of trustees shall require that each person contracted with under subsection (d) to provide services shall obtain commercial insurance which provides for errors and omissions coverage for such person in an amount to be specified by the board of trustees. The amount of such coverage specified by the board of trustees shall be at least the greater of \$500,000 or 1% of the funds entrusted to such person up to a maximum of \$10,000,000. The board of trustees shall require a person contracted with under subsection (d) to provide services to give a fidelity bond in a penal sum as may be fixed by law or, if not so fixed, as may be fixed by the board of trustees, with corporate surety authorized to do business in this state. Such persons contracted with the board of trustees pursuant to subsection (d) and any persons contracted with such persons to perform the functions specified in subsection (b) shall be deemed to be fiduciary agents of the board of trustees in the performance of contractual obligations.

(f) (1) Subject to the objective set forth in subsection (b) and the standards set forth in subsection (c), the board of trustees shall formulate and adopt policies and objectives for the investment and reinvest-

ment of such moneys and the acquisition, retention, management and disposition of investments of the moneys. Such policies and objectives shall be in writing and shall include:

- (A) Specific asset allocation standards and objectives;
- (B) establishment of criteria for evaluating the risk versus the potential return on a particular investment; and
- (C) a requirement that all investment advisors, and any managers or others with similar duties and responsibilities as investment advisors, shall immediately report all instances of default on investments to the board of trustees and provide such board of trustees with recommendations and options, including, but not limited to, curing the default or withdrawal from the investment.

(2) The board of trustees shall review such policies and objectives, make changes considered necessary or desirable and readopt such policies and objectives on an annual basis.

(g) Except as provided in subsection (d) and this subsection, the custody of such moneys shall remain in the custody of the state treasurer, except that the board of trustees may arrange for the custody of such moneys as it considers advisable with one or more member banks or trust companies of the federal reserve system or with one or more banks in the state of Kansas, or both, to be held in safekeeping by the banks or trust companies for the collection of the principal and interest or other income or of the proceeds of sale. All such moneys shall be considered moneys in the state treasury for purposes of K.S.A. 75-6704, and amendments thereto.

(h) All interest or other income of the investments of the moneys invested under this section, after payment of any management fees, shall be deposited in the state treasury to the credit of the state general fund.

~~(i) On or after the effective date of this act and periodically thereafter,~~ *Subject to the provisions of subsection (j),* the state treasurer shall certify to the board of trustees a portion of state moneys available for investment by the pooled money investment board that is equivalent to the aggregate net amount received for unclaimed property. The state treasurer shall transfer the amount certified to the board of trustees.

(j) (1) *During fiscal year 2017, the board of trustees shall liquidate all investments and reinvestments of state moneys certified by the state treasurer to the board of trustees pursuant to subsection (a).*

(2) *Upon receiving any such amounts from any such liquidation, the state treasurer shall remit the entire amount in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury and credit any earnings from the liquidation to the state general fund and credit the principal that had been invested and reinvested to the pooled money investment portfolio.*

~~(j)(k)~~ *As used in this section:*

(1) "Board of trustees" means the board of trustees of the Kansas public employees retirement system established by K.S.A. 74-4905, and amendments thereto.

(2) "Fiduciary" means a person who, with respect to the moneys invested under this section, is a person who:

- (A) Exercises any discretionary authority with respect to administration of the moneys;
- (B) exercises any authority to invest or manage such moneys or has any authority or responsibility to do so;
- (C) provides investment advice for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so;

(D) provides actuarial, accounting, auditing, consulting, legal or other professional services for a fee or other direct or indirect compensation with respect to such moneys or has any authority or responsibility to do so; or

(E) is a member of the board of trustees or of the staff of the board of trustees.

Sec. 45. K.S.A. 2016 Supp. 75-4209 is hereby amended to read as follows: 75-4209. (a) The director of investments may invest and reinvest state moneys eligible for investment which are not invested in accordance with K.S.A. 75-4237, and amendments thereto, in the following investments:

- (1) Direct obligations of, or obligations that are insured as to principal and interest by, the United States of America or any agency thereof and obligations and securities of the United States sponsored enterprises which under federal law may be accepted as security for public funds, on and after the effective date of this act moneys available for investment under this subsection shall not be invested in mortgage-backed

*(continued)*

securities of such enterprises and of the government national mortgage association, except that any such mortgage-backed securities held prior to the effective date of this act may be held to maturity;

(2) repurchase agreements with a bank or a primary government securities dealer which reports to the market reports division of the federal reserve bank of New York for direct obligations of, or obligations that are insured as to principal and interest by, the United States government or any agency thereof and obligations and securities of United States government sponsored enterprises which under federal law may be accepted as security for public funds;

(3) commercial paper that does not exceed 270 days to maturity and which has received one of the two highest commercial paper credit ratings by a nationally recognized investment rating firm; and

(4) corporate bonds which have received one of the two highest ratings by a nationally recognized investment rating firm.

(b) When moneys are available for deposit or investments, the director of investments may invest in SKILL act projects and bonds pursuant to K.S.A. 74-8920, and amendments thereto, and in state agency bonds and bond projects.

(c) When moneys are available for deposits or investments, the director of investments may invest in preferred stock of Kansas venture capital, inc., under terms and conditions prescribed by K.S.A. 74-8203, and amendments thereto, but such investments shall not in the aggregate exceed a total amount of \$10,000,000.

(d) When moneys are available for deposits or investments, the director of investments may invest in loans pursuant to legislative mandates, except that not more than the greater of 10% or \$140,000,000 of the state moneys shall be invested. *The provisions of this subsection shall not apply to the provisions of subsection (m).*

(e) Interest on investment accounts in banks is to be paid at maturity, but not less than annually.

(f) Investments made by the director of investments under the provisions of this section shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

(g) Investments under subsection (a) or (b) or under K.S.A. 75-4237, and amendments thereto, shall be for a period not to exceed four years, except that linked deposits authorized under the provisions of K.S.A. 2-3703 through 2-3707, and amendments thereto, shall not exceed a period of 10 years; agricultural production loan deposits authorized under the provisions of K.S.A. 2016 Supp. 75-4268 through 75-4274, and amendments thereto, shall not exceed a period of eight years and housing loan deposits authorized under K.S.A. 2016 Supp. 75-4276 through 75-4282, and amendments thereto, shall not exceed a period of five years or 20 years, as applicable pursuant to K.S.A. 2016 Supp. 75-4279, and amendments thereto.

(h) Investments in securities under ~~paragraph (1)~~ of subsection (a) (1) shall be limited to securities which do not have any more interest rate risk than do direct United States government obligations of similar maturities. For purposes of this subsection, "interest rate risk" means market value changes due to changes in current interest rates.

(i) The director of investments shall not invest state moneys eligible for investment under subsection (a), in the municipal investment pool fund, created under K.S.A. 12-1677a, and amendments thereto.

(j) The director of investments shall not invest moneys in the pooled money investment portfolio in derivatives. As used in this subsection, "derivatives" means a financial contract whose value depends on the value of an underlying asset or index of asset values.

(k) Moneys and investments in the pooled money investment portfolio shall be invested and reinvested by the director of investments in accordance with investment policies developed, approved, published and updated on an annual basis by the board. Such investment policies shall include at a minimum guidelines which identify credit standards, eligible instruments, allowable maturity ranges, methods for valuing the portfolio, calculating earnings and yields and limits on portfolio concentration for each type of investment. Any changes in such investment policies shall be approved by the pooled money investment board. Such investment policies may specify the contents of reports, methods of crediting funds and accounts and other operating procedures.

(l) The board shall adopt rules and regulations to establish an overall percentage limitation on the investment of moneys in investments authorized under ~~paragraph (3)~~ of subsection (a)(3), and within such authorized investment, the board shall establish a percentage limitation on the investment in any single business entity.

(m) (1) *During the fiscal year ending June 30, 2017, the director of the budget shall estimate on or before June 27, 2017, the amount of the unencumbered ending balance in the state general fund for fiscal year 2017. If the amount of such unencumbered ending balance in the state general fund is less than \$50,000,000, the director of the budget shall certify the difference between \$50,000,000, and the amount of such unencumbered ending balance to the pooled money investment board. Upon the liquidation of all investments and reinvestments of state moneys pursuant to K.S.A. 2016 Supp. 75-2263(j), and amendments thereto, and upon receipt of such certification by the director of the budget, during the fiscal year ending June 30, 2017, the pooled money investment board shall authorize the director of accounts and reports to transfer an amount equal to the amount certified by the director of the budget pursuant to this subsection from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.*

(2) *On or before June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, the director of accounts and reports shall transfer an amount equal to 1/6 of the amount transferred pursuant to subsection (m)(1) from the state general fund to the pooled money investment portfolio.*

(3) *During the fiscal year ending June 30, 2018, after any transfer made pursuant to subsection (m)(1), the pooled money investment board shall authorize the director of accounts and reports to transfer the remaining amount of all investments and reinvestments of state moneys liquidated pursuant to K.S.A. 2016 Supp. 75-2263(j), and amendments thereto, from the pooled money investment portfolio to the state general fund. Upon receipt of such authorization, the director of accounts and reports shall make such transfer. The chairperson of the pooled money investment board shall transmit a copy of such authorization to the director of legislative research and the director of the budget.*

(4) *On or before June 30, 2019, June 30, 2020, June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024, the director of accounts and reports shall transfer an amount equal to 1/6 of the amount transferred pursuant to subsection (m)(3) from the state general fund to the pooled money investment portfolio.*

Sec. 46. K.S.A. 2016 Supp. 75-2319 is hereby amended to read as follows: 75-2319. (a) There is hereby established in the state treasury the school district capital improvements fund. The fund shall consist of all amounts transferred thereto under the provisions of subsection (c).

(b) In each school year, each school district which is obligated to make payments from its capital improvements fund shall be entitled to receive payment from the school district capital improvements fund in an amount determined by the state board of education as provided in this subsection.

(1) For general obligation bonds approved for issuance at an election held prior to July 1, 2015, the state board of education shall:

(A) Determine the amount of the assessed valuation per pupil (AVPP) of each school district in the state and round such amount to the nearest \$1,000. The rounded amount is the AVPP of a school district for the purposes of this subsection (b)(1);

(B) determine the median AVPP of all school districts;

(C) prepare a schedule of dollar amounts using the amount of the median AVPP of all school districts as the point of beginning. The schedule of dollar amounts shall range upward in equal \$1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the highest AVPP of all school districts and shall range downward in equal \$1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the lowest AVPP of all school districts;

(D) determine a state aid percentage factor for each school district by assigning a state aid computation percentage to the amount of the median AVPP shown on the schedule, decreasing the state aid computation percentage assigned to the amount of the median AVPP by one percentage point for each \$1,000 interval above the amount of the median AVPP, and increasing the state aid computation percentage assigned to the amount of the median AVPP by one percentage point for each \$1,000 interval below the amount of the median AVPP. Except as provided by K.S.A. 2016 Supp. 75-2319c, and amendments thereto, the state aid percentage factor of a school district is the percentage assigned to the schedule amount that is equal to the amount of the AVPP of the school district. The state aid percentage factor of a school district shall not exceed 100%. The state aid computation percentage is 25%;



(E) determine the amount of payments that a school district is obligated to make from its bond and interest fund attributable to general obligation bonds approved for issuance at an election held prior to July 1, 2015; and

(F) multiply the amount determined under subsection (b)(1)(E) by the applicable state aid percentage factor.

(2) For general obligation bonds approved for issuance at an election held on or after July 1, 2015, the state board of education shall:

(A) Determine the amount of the AVPP of each school district in the state and round such amount to the nearest \$1,000. The rounded amount is the AVPP of a school district for the purposes of this subsection (b)(2);

(B) prepare a schedule of dollar amounts using the amount of the AVPP of the school district with the lowest AVPP of all school districts as the point of beginning. The schedule of dollar amounts shall range upward in equal \$1,000 intervals from the point of beginning to and including an amount that is equal to the amount of the AVPP of the school district with the highest AVPP of all school districts;

(C) determine a state aid percentage factor for each school district by assigning a state aid computation percentage to the amount of the lowest AVPP shown on the schedule and decreasing the state aid computation percentage assigned to the amount of the lowest AVPP by one percentage point for each \$1,000 interval above the amount of the lowest AVPP. Except as provided by K.S.A. 2016 Supp. 75-2319c, and amendments thereto, the state aid percentage factor of a school district is the percentage assigned to the schedule amount that is equal to the amount of the AVPP of the school district. The state aid computation percentage is 75%;

(D) determine the amount of payments that a school district is obligated to make from its bond and interest fund attributable to general obligation bonds approved for issuance at an election held on or after July 1, 2015; and

(E) multiply the amount determined under subsection (b)(2)(D) by the applicable state aid percentage factor.

(3) For general obligation bonds approved for issuance at an election held on or before June 30, 2016, the sum of the amount determined under subsection (b)(1)(F) and the amount determined under subsection (b)(2)(E) is the amount of payment the school district is entitled to receive from the school district capital improvements fund in the school year.

(4) For general obligation bonds approved for issuance at an election held on or after July 1, 2016, the amount determined under subsection (b)(2)(E) is the amount of payment the school district shall receive from the school district capital improvements fund in the school year, except the total amount of payments school districts receive from the school district capital improvements fund in the school year for such bonds shall not exceed the six-year average amount of capital improvement state aid as determined by the state board of education.

(A) The state board of education shall determine the six-year average amount of capital improvement state aid by calculating the average of the total amount of moneys expended per year from the school district capital improvements fund in the immediately preceding six fiscal years, not to include the current fiscal year.

(B) (i) Subject to clause (ii), the state board of education shall prioritize the allocations to school districts from the school district capital improvements fund in accordance with the priorities set forth as follows in order of highest priority to lowest priority:

(a) Safety of the current facility and disability access to such facility as demonstrated by a state fire marshal report, an inspection under the Americans with disabilities act, 42 U.S.C. § 12101 et seq., or other similar evaluation;

(b) enrollment growth and imminent overcrowding as demonstrated by successive increases in enrollment of the school district in the immediately preceding three school years;

(c) impact on the delivery of educational services as demonstrated by restrictive inflexible design or limitations on installation of technology; and

(d) energy usage and other operational inefficiencies as demonstrated by a district-wide energy usage analysis, district-wide architectural analysis or other similar evaluation.

(ii) In allocating capital improvement state aid, the state board shall give higher priority to those school districts with a lower AVPP compared to the other school districts that are to receive capital improvement state aid under this section.

(C) On and after July 1, 2016, the state board of education shall approve the amount of state aid payments a school district shall receive

from the school district capital improvements fund pursuant to subsection (b)(5) prior to an election to approve the issuance of general obligation bonds.

(5) The sum of the amounts determined under subsection (b)(3) and the amount determined or allocated to the district by the state board of education pursuant to subsection (b)(4), is the amount of payment the school district is entitled to receive from the school district capital improvements fund in the school year.

(c) The state board of education shall certify to the director of accounts and reports the entitlements of school districts determined under the provisions of subsection (b), and an amount equal thereto shall be transferred by the director from the state general fund to the school district capital improvements fund for distribution to school districts. All transfers made in accordance with the provisions of this subsection shall be considered to be demand transfers from the state general fund, except that all such transfers during the fiscal years ending ~~June 30, 2013~~, June 30, ~~2014~~ 2017, June 30, ~~2015~~ 2018, and June 30, ~~2016~~ 2019, shall be considered to be revenue transfers from the state general fund.

(d) Payments from the school district capital improvements fund shall be distributed to school districts at times determined by the state board of education to be necessary to assist school districts in making scheduled payments pursuant to contractual bond obligations. The state board of education shall certify to the director of accounts and reports the amount due each school district entitled to payment from the fund, and the director of accounts and reports shall draw a warrant on the state treasurer payable to the treasurer of the school district. Upon receipt of the warrant, the treasurer of the school district shall credit the amount thereof to the bond and interest fund of the school district to be used for the purposes of such fund.

(e) The provisions of this section apply only to contractual obligations incurred by school districts pursuant to general obligation bonds issued upon approval of a majority of the qualified electors of the school district voting at an election upon the question of the issuance of such bonds.

(f) On or before the first day of the legislative session in 2017, and each year thereafter, the state board of education shall prepare and submit a report to the legislature that includes information on school district elections held on or after July 1, 2016, to approve the issuance of general obligation bonds and the amount of payments school districts were approved to receive from the school district capital improvements fund pursuant to subsection (b)(4)(C).

Sec. 47. K.S.A. 2016 Supp. 75-6706 is hereby amended to read as follows: 75-6706. (a) On July 1, 2017, the budget stabilization fund is hereby established in the state treasury.

(b) On or before the 10th day of each month commencing July 1, 2017, the director of accounts and reports shall transfer from the state general fund to the budget stabilization fund interest earnings based on:

(1) The average daily balance of moneys in the budget stabilization fund, for the preceding month; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(c) On and after July 1, 2017, no moneys in the budget stabilization fund shall be expended pursuant to this subsection unless the expenditure either has been approved by an appropriation or other act of the legislature or has been approved by the state finance council acting on this matter which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711(c), and amendments thereto.

(d) (1) ~~During the 2016 interim between regular sessions of the legislature,~~ The legislative budget committee shall study and review the policy concerning the balance of, transfers to and expenditures from the budget stabilization fund. The legislative budget committee study and review shall include, but not be limited to, the following:

(A) Risk-based budget stabilization fund practices utilized in other states.

(B) The appropriate number of years to review the state general fund:

- (i) Revenue variances from projections; and
- (ii) expenditure variances from budgets.

(C) The entity to certify the amount necessary in the budget stabilization fund to maintain the appropriate risk-based balance.

(D) Plan to fund the budget stabilization fund.

(E) Process and circumstances to reach the appropriate risk-based balance, including the amount of risk that is acceptable.

(continued)

(F) Circumstances under which expenditures may be made from the fund.

(2) The legislative budget committee may make recommendations and introduce legislation as it deems necessary to implement such recommendations.

~~(3) Notwithstanding the provisions of sections 52 and 53 of chapter 104 of the 2015 Session Laws of Kansas, section 18 of chapter 12 of the 2016 Session Laws of Kansas, this or any other appropriation act of the 2016 regular session of the legislature, the legislative budget committee may meet not more than 10 days to study and review such policies as determined by the chairperson of the committee.~~

(e) *On or before August 15, 2019, the director of the budget, in consultation with the director of legislative research, shall certify the amount of the unencumbered ending balance in the state general fund for fiscal year 2019. Upon making such certification, the director of the budget shall authorize the director of accounts and reports to transfer 10% of such ending balance from the state general fund to the budget stabilization fund.*

Sec. 48. K.S.A. 2016 Supp. 74-4920, 75-2263, 75-2319, 75-2319d, 75-4209 and 75-6706 are hereby repealed.

Sec. 49. If any fund or account name described by words and the numerical accounting code that follows such fund or account name do not match, it shall be conclusively presumed that the legislature intended that the fund or account name described by words is the correct fund or account name, and such fund or account name described by words shall control over a contradictory or incorrect numerical accounting code.

Sec. 50. *Severability.* If any provision or clause of this act or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Sec. 51. *Appeals to exceed expenditure limitations.* (a) Upon written application to the governor and approval of the state finance council, expenditures from special revenue funds may exceed the amounts specified in this act.

(b) This section shall not apply to the expanded lottery act revenues fund, state economic development initiatives fund, the children's initiatives fund, the state water plan fund or the Kansas endowment for youth fund, or to any account of any of such funds.

Sec. 52. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 27, 2017)

## SENATE BILL No. 50

AN ACT concerning attorneys; relating to the Kansas consumer protection act; unauthorized practice of law; membership of the advisory committee on uniform state laws and the joint committee on special claims against the state; amending K.S.A. 46-407a and K.S.A. 2016 Supp. 46-912 and repealing the existing sections.

*Be it enacted by the Legislature of the State of Kansas:*

New Section 1. (a) A person who is not licensed or otherwise authorized by the Kansas supreme court to practice law in this state shall not do any of the following:

(1) Commit any act or omission that is prohibited by the Kansas supreme court, either by court rule or by common law, as being the unauthorized practice of law;

(2) hold out to the public or otherwise represent, expressly or by implication, that such person is admitted to practice law in this state;

(3) solicit payment or other consideration, whether in cash or in-kind, for services that would constitute the unauthorized practice of law in this state if performed at or about the time of such solicitation; or

(4) offer or attempt to do any act prohibited by this subsection.

(b) A violation of subsection (a) constitutes an unconscionable act or practice in violation of K.S.A. 50-627, and amendments thereto, whether or not it involves a consumer, a consumer transaction or a supplier, as defined in K.S.A. 50-624, and amendments thereto.

(c) For the purposes of this section:

(1) "Person" means an individual who, or any corporation, agency, partnership, association or other legal entity that, knowingly commits acts or omissions that violate this section or aids or abets a person to commit acts or omissions that violate this section;

(2) a person described in subsection (a) shall be deemed a supplier within the meaning of K.S.A. 50-624, and amendments thereto; and

(3) an individual, sole proprietor, partnership, corporation, limited liability company, the state or a subdivision or agency of the state aggrieved by a violation of subsection (a) shall be deemed a consumer within the meaning of K.S.A. 50-624, and amendments thereto.

(d) Any remedies or penalties imposed pursuant to this section shall be in addition to, and not instead of, any remedies or penalties available under the contempt power of any court.

(e) The provisions of this section shall not apply to statewide, judicial district or municipal court-supervised public assistance offices and programs, victims assistance programs operated by a county or district attorney, court clerk, county law library, legal aid services providers, legal outreach programs operated by a state or local bar association or an employee of any such entity acting within the scope of employment.

(f) This section shall be part of and supplemental to the Kansas consumer protection act.

Sec. 2. K.S.A. 46-407a is hereby amended to read as follows: 46-407a. (a) (1) There is hereby established an advisory committee to the Kansas commission on interstate cooperation. Such committee shall be composed of five members.

(2) Three of such members shall be members of the Kansas bar to be appointed by the commission with the advice of the president of the bar association of the state of Kansas and the incumbency of each such member of the committee shall extend until the first day of February of the odd-numbered year following appointment and thereafter until a successor is appointed. ~~The other two members shall be the chairpersons of the house and senate standing committees on judiciary, except that each such chairperson may appoint another member of the committee on judiciary of the same house who is an attorney to serve as a member in lieu of such chairperson for such member's then-current term as a legislator.~~

(3) *One member shall be the chairperson of the standing house committee on judiciary, if such chairperson is a member of the Kansas bar, or such chairperson may designate another member of the standing house committee on judiciary who is a member of the Kansas bar to serve as a member in lieu of such chairperson for such chairperson's then-current term as a legislator. If such chairperson is not a member of the Kansas bar and there is not another member of the standing house committee on judiciary who is a member of the Kansas bar, the speaker of the house of representatives may designate the revisor of statutes to serve as a member in lieu of a house member for the speaker's then-current term as a legislator. The revisor of statutes may designate an assistant revisor to serve in lieu of the revisor.*

(4) *One member shall be the chairperson of the standing senate committee on judiciary, if such chairperson is a member of the Kansas bar, or such chairperson may designate another member of the standing senate committee on judiciary who is a member of the Kansas bar to serve as a member in lieu of such chairperson for such chairperson's then-current term as a legislator. If such chairperson is not a member of the Kansas bar and there is not another member of the standing senate committee on judiciary who is a member of the Kansas bar, the president of the senate may designate the revisor of statutes to serve as a member in lieu of a senate member for the president's then-current term as a legislator. The revisor of statutes may designate an assistant revisor to serve in lieu of the revisor.*

(b) The members of such committee shall be the official representatives or delegates of the state of Kansas to the national conference of commissioners on uniform state laws. Such committee shall account to and advise with the Kansas commission on interstate cooperation and it shall be its duty to investigate and consider the advisability or uniformity of the laws of the several states and to make recommendations on all subjects where uniformity may be desirable and practical. Such committee shall report to the Kansas commission on interstate cooperation from time to time on its activities and make such recommendations as it deems advisable for appropriate legislation.

(c) (1) Members of the committee shall be paid compensation and travel expenses and subsistence expenses or allowances for attendance at meetings of the committee as authorized by K.S.A. 75-3212, *and amendments thereto.*

(2) Any person who by reason of membership on such committee has been accredited by the national conference of commissioners on uniform state laws as a life member of that organization shall be an

associate member of the committee and shall receive the same travel expenses and subsistence expenses for attendance at meetings as regular members of the committee, but shall receive no per diem compensation. Whenever any regular member of the committee shall be so accredited by the national conference of commissioners on uniform state laws, such member shall thereupon become an associate member and a vacancy shall exist in the regular membership of the committee. Such vacancy shall be filled by appointment by the commission with the advice of the president of the bar association of the state of Kansas.

(3) All amounts authorized under this section shall be paid by the Kansas commission on interstate cooperation.

Sec. 3. K.S.A. 2016 Supp. 46-912 is hereby amended to read as follows: 46-912. There is hereby established the joint committee on special claims against the state which shall have seven members consisting of three members of the senate and four members of the house of representatives. The representative members shall be appointed by the speaker, and the senator members shall be appointed by the senate committee on organization, calendar and rules. Of the members of the house, three members shall be from the majority party with the remaining member from the minority party. Of the members of the senate, two members shall be from the majority party with the remaining member from the minority party. ~~Not less than one representative member and not less than one senator member shall be attorneys licensed to practice law in the state of Kansas:~~ Not less than one representative member shall be a member of the house committee on appropriations and not less than one senator member shall be a member of the senate committee on ways and means. In the biennium commencing with the convening of

the regular session of the legislature in 1979, and in the biennium commencing with the convening of the regular session of the legislature each four years thereafter, the chairperson of the joint committee shall be a representative member designated by the speaker of the house of representatives. In the biennium commencing with the convening of the regular session of the legislature in 1981, and in the biennium commencing with the regular session of the legislature each four years thereafter, the senate committee on organization, calendar and rules shall designate a senator member to be the chairperson of the joint committee. If a chairperson shall die, resign or otherwise be incapable of serving as chairperson for the full two-year period, a successor shall be designated to fill the unexpired portion of such period in the same manner as the original chairperson was selected. The joint committee shall meet in the interim between legislative sessions on the call of the chairperson as authorized by the legislative coordinating council. Any four members of the joint committee shall constitute a quorum. Any action of such joint committee may be taken by an affirmative vote of a majority of the members present, if a quorum is present.

The provisions of article 12 of chapter 46 of the Kansas Statutes Annotated, and amendments thereto, applicable to special committees shall apply to the joint committee on special claims against the state to the extent the same do not conflict with the specific provisions of this act applicable to such committee.

Sec. 4. K.S.A. 46-407a and K.S.A. 2016 Supp. 46-912 are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its publication in the Kansas register.

**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 2016 Supplement of the *Kansas Administrative Regulations*.

**AGENCY 1: DEPARTMENT OF ADMINISTRATION**

Reg. No.	Action	Register
1-2-74	Amended	V. 35, p. 1093
1-6-23	Amended	V. 35, p. 1093
1-9-23	Amended	V. 35, p. 1094
1-14-8	Amended	V. 35, p. 1096
1-14-10	Amended	V. 35, p. 1097
1-16-4	Amended	V. 35, p. 44
1-16-8	Amended	V. 35, p. 44
1-16-15	Amended	V. 35, p. 45
1-16-18	Amended	V. 35, p. 45
1-16-18a	Amended	V. 35, p. 46
1-39-1 through 1-39-4	Revoked	V. 36, p. 8

**AGENCY 4: DEPARTMENT OF AGRICULTURE**

Reg. No.	Action	Register
4-5-1	Revoked	V. 35, p. 238
4-5-2	Revoked	V. 35, p. 238
4-5-4	New	V. 35, p. 238

**AGENCY 5: DEPARTMENT OF AGRICULTURE—DIVISION OF WATER RESOURCES**

Reg. No.	Action	Register
5-1-1	Amended	V. 35, p. 308
5-3-6a	Amended	V. 36, p. 159

5-12-1	Amended	V. 35, p. 313
5-21-3	Amended	V. 36, p. 160
5-21-6	Amended	V. 35, p. 431
5-22-7	Amended	V. 35, p. 199
5-23-4	Amended	V. 35, p. 385
5-23-4b	Revoked	V. 35, p. 386
5-24-2	Amended	V. 35, p. 386
5-25-21	New	V. 35, p. 200

**AGENCY 7: SECRETARY OF STATE**

Reg. No.	Action	Register
7-23-16	New (T)	V. 35, p. 662

**AGENCY 9: DEPARTMENT OF AGRICULTURE—DIVISION OF ANIMAL HEALTH**

Reg. No.	Action	Register
9-3-9	Amended	V. 36, p. 140
9-3-10	Amended	V. 36, p. 140
9-7-4	Amended	V. 35, p. 428
9-7-4a	New	V. 35, p. 428
9-18-31	New	V. 35, p. 313
9-26-1	Revoked	V. 35, p. 314
9-27-1	Amended	V. 35, p. 695

**AGENCY 16: ATTORNEY GENERAL**

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

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

Reg. No.	Action	Register
28-17-10	Amended	V. 35, p. 566

28-17-11	Revoked	V. 35, p. 567
28-17-20	Amended	V. 35, p. 567
28-19-11	Amended	V. 35, p. 930
28-19-300	Amended	V. 35, p. 954
28-19-304	Amended	V. 35, p. 955
28-74-1	New	V. 35, p. 383
28-74-2	New	V. 35, p. 383
28-74-3	New	V. 35, p. 383
28-74-4	New	V. 35, p. 384

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

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

**AGENCY 40: KANSAS INSURANCE DEPARTMENT**

Reg. No.	Action	Register
40-2-18	Amended	V. 35, p. 405
40-4-34	Amended	V. 35, p. 384
40-4-41	Amended	V. 35, p. 633

**AGENCY 44: DEPARTMENT OF CORRECTIONS**

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

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

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

**AGENCY 60: BOARD OF NURSING**

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

60-9-106 Amended V. 35, p. 326  
60-17-102 Amended V. 35, p. 327

**AGENCY 61: BOARD OF BARBERING**

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

**AGENCY 66: BOARD OF TECHNICAL PROFESSIONS**

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

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

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

**AGENCY 68: BOARD OF PHARMACY**

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

**AGENCY 69: BOARD OF COSMETOLOGY**

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

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

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

**AGENCY 71: KANSAS DENTAL BOARD**

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

**AGENCY 74: BOARD OF ACCOUNTANCY**

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

74-5-405a	Amended	V. 35, p. 90
74-5-406	Amended	V. 35, p. 90
74-5-407	Amended	V. 35, p. 91
74-11-6	Amended	V. 35, p. 91
74-11-7	Amended	V. 35, p. 91
74-15-1	Amended	V. 35, p. 92

**AGENCY 82: STATE CORPORATION COMMISSION**

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

**AGENCY 86: REAL ESTATE COMMISSION**

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

**AGENCY 88: BOARD OF REGENTS**

Reg. No.	Action	Register
88-29-2	Revoked	V. 35, p. 1113
88-29-5	Revoked	V. 35, p. 1113
88-29-6	Revoked	V. 35, p. 1113
88-29-7	Revoked	V. 35, p. 1113
88-29-7a	Revoked	V. 35, p. 1113
88-29-8	Revoked	V. 35, p. 1113
88-29-8c	Revoked	V. 35, p. 1113
88-29-9	Revoked	V. 35, p. 1113
88-29-10	Revoked	V. 35, p. 1113
88-29-11	Amended	V. 35, p. 1113

**AGENCY 91: DEPARTMENT OF EDUCATION**

Reg. No.	Action	Register
91-31-32	Amended	V. 35, p. 1014
91-42-1	Amended (T)	V. 35, p. 163
91-42-1	Amended	V. 35, p. 486
91-42-2	Amended (T)	V. 35, p. 163
91-42-2	Amended	V. 35, p. 486
91-42-3 through 91-42-7	New (T)	V. 35, p. 164-166
91-42-3 through 91-42-7	New	V. 35, p. 487-489

**AGENCY 92: DEPARTMENT OF REVENUE**

Reg. No.	Action	Register
92-23-9 through 92-23-23	Revoked	V. 35, p. 63, 64
92-23-25	Revoked	V. 35, p. 64
92-23-30	Revoked	V. 35, p. 64
92-23-31	Revoked	V. 35, p. 64

92-23-37 through 92-23-40	Revoked	V. 35, p. 64
92-23-41 through 92-23-59	New	V. 35, p. 64-67
92-23-70 through 92-23-75	New	V. 35, p. 67, 68

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

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

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-28a-1a	New	V. 35, p. 353
100-28a-6	Amended	V. 35, p. 353
100-28a-9	Amended	V. 35, p. 354
100-28a-9a	New	V. 35, p. 354
100-28a-10	Amended	V. 35, p. 354
100-28a-11	Amended	V. 35, p. 355
100-28a-12	Amended	V. 35, p. 355
100-28a-13	Amended	V. 35, p. 355
100-28a-14	Amended	V. 35, p. 356
100-28a-15	Amended	V. 35, p. 356
100-28a-17	Amended	V. 35, p. 356
100-29-9	Amended	V. 35, p. 387
100-29-16	Amended	V. 35, p. 388
100-54-7	Amended	V. 35, p. 389
100-54-12	New	V. 35, p. 390

**AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD**

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

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

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

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

Reg. No.	Action	Register
109-1-1	Amended	V. 35, p. 314
109-2-1	Amended	V. 35, p. 317
109-2-2	Amended	V. 35, p. 317
109-2-6	Amended	V. 35, p. 318
109-2-7	Revoked	V. 35, p. 318
109-2-8	Amended	V. 35, p. 318

109-2-11	Amended	V. 35, p. 320
109-3-3	Amended	V. 36, p. 329
109-3-4	Amended	V. 36, p. 330
109-5-1a	Amended	V. 35, p. 935
109-5-1b	Amended	V. 35, p. 936
109-5-1c	Amended	V. 35, p. 936
109-5-5	Amended	V. 35, p. 582
109-7-1	Amended	V. 35, p. 321

**AGENCY 111: KANSAS LOTTERY**

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

Reg. No.	Action	Register
111-2-62	Amended	V. 35, p. 491
111-2-321	New	V. 35, p. 898
111-2-322	New	V. 35, p. 898
111-3-1	Amended	V. 35, p. 898
111-4-878	Amended	V. 35, p. 819
111-4-879	Amended	V. 35, p. 819
111-4-880	Amended	V. 35, p. 819
111-4-3417		
through		
111-4-3421	New	V. 35, p. 131-135
111-4-3422	New	V. 35, p. 157
111-4-3423	New	V. 35, p. 157
111-4-3424		
through		
111-4-3431	New	V. 35, p. 406-408
111-4-3432	New	V. 35, p. 491
111-4-3433		
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111-4-3439	New	V. 35, p. 457-461
111-4-3440	Amended	V. 35, p. 900
111-4-3441	New	V. 35, p. 463
111-4-3442		
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111-4-3445	New	V. 35, p. 492-495
111-4-3446		
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111-4-3449	New	V. 35, p. 582-584
111-4-3450	New	V. 35, p. 678
111-4-3451	New	V. 35, p. 765
111-4-3452	New	V. 35, p. 766
111-4-3453	New	V. 35, p. 768
111-4-3454	New	V. 35, p. 821
111-4-3455		
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111-4-3459	New	V. 35, p. 900-904
111-4-3460	New	V. 35, p. 1057
111-4-3461	New	V. 35, p. 1058

111-4-3462	New	V. 35, p. 1059
111-4-3463		
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111-4-3465	New	V. 36, p. 160-162
111-4-3466	New	V. 36, p. 192
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111-4-3468	New	V. 36, p. 217
111-4-3469	New	V. 36, p. 218
111-4-3470	New	V. 36, p. 219
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111-5-227	New	V. 35, p. 1060-1064
111-6-1	Amended	V. 35, p. 907
111-7-66	Amended	V. 35, p. 158
111-7-68	Amended	V. 35, p. 159
111-7-73	Amended	V. 35, p. 159
111-7-75	Amended	V. 35, p. 159
111-9-216	New	V. 35, p. 586
111-9-217	New	V. 35, p. 586
111-15-1	Amended	V. 35, p. 821
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111-15-3	Amended	V. 35, p. 822
111-15-5	Amended	V. 35, p. 823
111-15-6	Amended	V. 35, p. 823
111-15-7	Amended	V. 35, p. 1064
111-15-21	Amended	V. 35, p. 1064
111-16-1	Amended	V. 35, p. 464
111-16-2	Amended	V. 35, p. 464
111-16-5	Amended	V. 35, p. 464
111-17-21	Amended	V. 35, p. 160
111-17-24	New	V. 35, p. 136
111-17-25	New	V. 35, p. 161
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111-17-28	New	V. 35, p. 465
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111-17-30	New	V. 35, p. 498
111-17-31	New	V. 35, p. 499
111-17-32	New	V. 35, p. 678
111-17-33	New	V. 35, p. 769
111-17-34	Amended	V. 35, p. 1065
111-17-35	New	V. 35, p. 909
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111-18-7	New	V. 36, p. 220-224
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111-19-5	New	V. 36, p. 224-226
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111-301-50	Amended	V. 36, p. 195
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111-301-57	New	V. 35, p. 1067-1068
111-307-5	Amended	V. 35, p. 771
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111-401-37	Amended	V. 35, p. 162
111-401-142	Amended	V. 36, p. 196
111-401-148	Amended	V. 35, p. 504
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111-401-188	Amended	V. 35, p. 139
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111-401-194	Amended	V. 35, p. 140
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111-401-205	New	V. 35, p. 409-411
111-501-38	Amended	V. 36, p. 227
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111-501-127	New	V. 35, p. 412-414
111-501-128		
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111-501-138	New	V. 35, p. 910-912
111-601-1		
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111-601-8	New	V. 36, p. 164-167
111-601-14		
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111-601-45	New	V. 36, p. 167-178

**AGENCY 112: RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-102-2	Amended	V. 35, p. 612

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

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

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-1-1	Amended	V. 35, p. 534
117-2-2	Amended	V. 35, p. 535
117-2-4	Amended	V. 35, p. 536
117-3-2	Amended	V. 35, p. 536
117-3-4	Amended	V. 35, p. 537
117-4-1	Amended	V. 35, p. 537
117-4-2	Amended	V. 35, p. 538
117-4-4	Amended	V. 35, p. 539
117-8-3	New	V. 35, p. 199

**AGENCY 125: KANSAS AGRICULTURAL REMEDIATION BOARD**

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

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

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

**AGENCY 133: OFFICE OF ADMINISTRATIVE HEARINGS**

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

**Kansas Register**  
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