

Kansas Register

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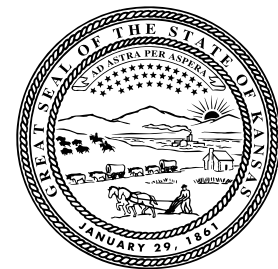
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State of Kansas

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 2-1-21 through 2-7-21

Term	Rate
1-89 days	0.07%
3 months	0.03%
6 months	0.06%
12 months	0.08%
18 months	0.09%
2 years	0.11%

Scott Miller
Director of Investments

Doc. No. 048821

State of Kansas

Secretary of State

Code Mortgage Rate for February

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of February 1-28, 2021, is 12 percent. The reference rate referred to in the definition of "code mortgage rate" set forth in K.S.A. 16a-1-301(11)(b)(i) is discontinued, has become impractical to use, and/or is otherwise not readily ascertainable from the Federal Home Loan Mortgage Corporation.

Scott Schwab
Secretary of State

Doc. No. 048822

State of Kansas

Children’s Cabinet and Trust Fund

Notice of Meeting

The Kansas Children’s Cabinet and Trust Fund board will be conducting its quarterly board meeting from 9:00 a.m. to 12:00 p.m. Friday, February 5, 2021 via Zoom. Information about the meeting agenda can be found at www.kschildrenscabinet.org. Any questions can be sent to dadegbore@ksde.org.

Melissa Rooker
Executive Director

Doc. No. 048828

State of Kansas

Department of Wildlife, Parks and Tourism

**Notice of Requested “On-Call”
Geotechnical Engineering Services**

Notice is hereby given of the commencement of the selection process for “on-call” geotechnical engineering consulting services for the Kansas Department of Wildlife, Parks and Tourism. Services are required for restricted (small) projects with a project budget of \$1,000,000 or

less. Multiple firms may be selected. The contract will be for three years. For more information, contact Brett Blackburn at brett.blackburn@ks.gov, phone 785-296-8404.

Respondents should demonstrate their capacity for success on projects involving geotechnical engineering for projects in Kansas and/or surrounding states. Vendors shall have a strong understanding, and success in the application of the underlying principles of geotechnical engineering using a combination of engineering best management practices and techniques with principal(s) having ten or more verifiable years’ experience (15 or more preferred).

Preferred qualifications/experience for licensed geotechnical engineering consultant include but may not be limited to:

- Geotechnical investigation planning, implementation, and results analysis including ground improvement techniques, slope stability, soil-structure interaction, hydrogeology, liquefaction potential, subsurface investigation instrumentation and monitoring.
- Proficient knowledge of behavior and structural interconnected properties of geologic materials (including natural soil and rock, compacted soil fill, crushed stone, concrete and manufactured stones, and groundwater.
- Subsurface investigations, design and analysis, and construction inspection services.
- Geologic resource evaluations, soils/geologic materials properties, analysis, drilling, and coring.
- Soil analysis and testing, including but not limited to: Standard parameter determination, direct shear, consolidation/compaction, compressibility, hydrometer/sieve/specific gravity, In-Sutu testing, swell/shrinkage potential, UU/CU/CD triaxial, permeability, densities, proctors, plasticity indices, soil-structure interaction, and soil-structure interaction with incoherent ground motion; machine induced vibration and gradations.
- Asphalt testing, including but not limited to; densities, cutback sampling, cores, specific gravity, bulk density, gradation, and extraction, mix design, and stability.
- Concrete testing and masonry testing, including but not limited to: Compressive strength, flexural strength, freeze/thaw durability, air, slump, cylinders, beams, yield, coring, cement content, mix design verification, batch plant inspection, and rebar inspection.
- Building/structure foundation evaluation.
- Groundwater analysis relating to soil stability.
- AASHTO r-18 certified lab.
- Ability and willingness to build upon previously developed assessments, adjust design concepts, and work with stakeholders to meet project goals.
- Experience providing effective presentation of project related information to the public or other stakeholders, if needed.
- Experience working with multiple stakeholders including landowners, state and local agencies/boards, and project administrators related to reporting site specific project details before, during and after construction.

(continued)

- Construction oversight of contractors implementing plans, design specifications, and meeting permit conditions as related to geotechnical needs/inspections for related projects.
- A demonstrated ability to meet project goals within the projected timeline and budget.
- Ability to respond timely to solicitation from Agency and timely initiate consultation/design and project needs.
- Respondent must show proof of registration and or certification with the Kansas State Board of Technical Professions for applicable work classifications.
- Ten or more years of verifiable experience in licensed geotechnical engineering (15 or more preferred).

Proposals should include a PDF of the following: Statement of professional qualifications (similar to State of Kansas DCC Forms 050,052,054, and information regarding similar work experience. Include firm name, address, contact phone number, and email.

To be considered, proposals should be via email along with a transmittal to brett.blackburn@ks.gov. It is the proposer's responsibility to ensure proposals are received by the closing date and time. Delays in email delivery or any other means of transmittal shall not excuse late proposal submissions. Proposals received after the date and time noted below will not be considered. The PDF proposal submissions shall be delivered to the attention of brett.blackburn@ks.gov no later than 5:00 p.m. on or before Friday, February 19, 2020.

The State of Kansas, as a matter of public policy, encourages anyone doing business with the State of Kansas to take steps to discourage human trafficking. If prospective bidders/vendors/contractors have any policies or participate in any initiatives that discourage human trafficking, the prospective bidder/vendor/contractor is encouraged to submit same as part of their bid response.

Brad Loveless
Secretary

Doc. No. 048831

State of Kansas

Department of Agriculture Division of Conservation

Notice to Contractors

Name and Location of project

Dam Improvements for Whitewater River Watershed Detention Dam No. SP-8 owned by Whitewater River Watershed Joint District No. 22, located in the SE 1/4 of Section 3, Township 24 South, Range 4 East, Butler County, Kansas.

The work will consist of the replacement of all steel structures of the principal spillway with concrete structures and associated site protection and restoration work. Replacement items include, spillway pipe, drawdown pipe inlet, riser structure, and anti-seep diaphragms.

A site showing is scheduled for 2:00 p.m. (CST) February 16, 2021 (with an alternative weather date of 2:00 p.m. (CST) February 18, 2021). A meeting place for travel to the site showing will be provided to contractors who request a bid packet.

Bid Receipt and Opening

Sealed bids will be received by the USDA Service Center at 2503 Enterprise, Suite B, El Dorado, Kansas until 4:30 p.m. (CST) February 23, 2021.

The bid opening will occur at 2:00 p.m. (CST) February 25, 2021 at the USDA Service at 2503 Enterprise, Suite B, El Dorado, Kansas. At this time, the bid opening will not be open to the public for public health reasons. Attendance to the bid opening is planned to be available via conference call or remote meeting format. More information will be provided at the site showing.

A copy of the Invitation to Bid, plans, and specifications can be reviewed at the USDA Service Center at 2503 Enterprise, Suite B, El Dorado, Kansas and obtained from MKEC Engineering, Inc. via email at towens@mkec.com. There will be no charge to obtain plans and specifications from MKEC Engineering, Inc. or the Whitewater River Watershed Joint District No. 22. USDA Service Center telephone: 316-320-3554, MKEC Engineering, Inc., phone 316-684-9600

Please contact Hakim Saadi, P.E., Watershed Programs Manager at 785-291-3099 or hakim.saadi@ks.gov with questions pertaining to the project above.

Andrew Lyon
Executive Director

Doc. No. 048830

State of Kansas

Wichita State University

Notice of Intent to Lease Land and/or Building Space

Beginning Publication Date: Vol. 41, No. 5, February 4, 2021

Ending Publication Date: Vol. 41, No. 17, April 29, 2021

Public notice is hereby given that Wichita State University (WSU) intends to lease available land and building space located on WSU's main campus, WSU's Innovation Campus and on property owned by WSU adjacent to the main campus along both Hillside and 17th streets. The university will consider leasing such property and/or space to those whose presence on campus would advance the university's applied learning vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good, or otherwise provide supporting services and amenities to the campus community. Such projects could include, but not be limited to: (1) development of a partnership building to provide office and/or laboratory space to support education and research, advance innovation, foster micro-enterprises, and/or lease to industry partnerships in any market that aligns with University programs; (2) child care facilities; (3) adult living and retirement facilities; (4) restaurants; (5) retail, grocery, or pharmacy establishments; (6) financial institutions; (7) event and/or performance center; and (8) parking garage. Because tenant development and/or use must be a good fit with the university's educational mission and available space, please be prepared to provide the following information: (1) name; (2) square footage of space needs and desired lease term and location; (3) equipment, design, or other special needs; (4) description of anticipated use; and (5) the anticipated benefits to the university, its students,

and the WSU community (e.g. applied learning, joint research, faculty start-up, etc.). Additional information such as renderings, architectural and design plans, project timeline, and subcontractor list is encouraged. The university will consider serious proposals and inquiries from any financially qualified individual, group, organization, or company. If interested, please contact Wichita State University Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman
University Property Manager
Office of the Vice President for
Administration and Finance
Wichita State University

Doc. No. 048823

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: <https://www.emporia.edu/about-emporia-state-university/business-office/purchasing/>. Additional contact info: phone: 620-341-5134, fax: 620-341-6770, email: purchaseorders@emporia.edu. Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Circle, Emporia, KS 66801.

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

Kansas State University – Bid postings: <https://www.k-state.edu/purchasing/rfq>. Due to Covid-19, Kansas State University will not be accepting paper bids until further notice. Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506. Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: ks purch@k-state.edu.

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

University of Kansas – Electronic bid postings: <http://www.procurement.ku.edu/>. Due to Covid-19, the University of Kansas will not be accepting paper bids until

further notice. KU Purchasing Services, 1246 W. Campus Road, Room 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: purchasing@ku.edu.

University of Kansas Medical Center – Bid postings: <http://www.kumc.edu/finance/purchasing/bid-opportunities.html>. Additional contact info: phone: 913-588-1117. 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, email: purchasing.office@wichita.edu. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Debbie Redeker
Chair of Regents Purchasing Group
Purchasing Director
Emporia State University

Doc. No. 048393

State of Kansas

**Department of Administration
Office 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:

02/18/2021	EVT0007805	Attorney Resiliency Support Facilitator Services
02/19/2021	EVT0007841	Fiber Cabling and Installation
02/24/2021	EVT0007836	Agricultural Services – Neosho Wildlife Area
02/25/2021	EVT0007842	Janitorial Services – Hutchison
03/01/2021	EVT0007843	Fire Alarm Inspection
03/04/2021	EVT0007827	State Institutional Alternative
03/05/2021	EVT0007828	Outpatient Competency Evaluations and/or Competency Restoration Services
03/08/2021	EVT0007829	Inpatient Competency Evaluations and/or Competency Restoration Services
03/09/2021	EVT0007831	EAP Services
03/10/2021	EVT0007832	Banking Services

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

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

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

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

02/25/2021	A-014025REV	FHSU; Parking Lot Repairs
02/25/2021	A-014193	KDOL; 401 Re-Roof

(continued)

03/04/2021 A-013555

Adjutant General's Department;
Nickell Hall Barracks Salina
Ercip Photovoltaic Solar Power
and Water Reduction

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

Richard Beattie, Director
Office of Procurement and Contracts

Doc. No. 048833

State of Kansas**Department of Health and Environment****Notice Concerning Proposed Kansas Air Quality Class I Operating Permit Renewal**

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality operating permit. Textron Aviation – West Campus has applied for a Class I operating permit renewal in accordance with the provisions of K.A.R. 28-19-510 et al. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards, and requirements applicable to each source; and the monitoring, record keeping, and reporting requirements applicable to each source as of the effective date of permit issuance.

Textron Aviation – West Campus, 1 Cessna Blvd., Wichita, KS 67215, owns and operates an aircraft manufacturing facility located at 1 Cessna Blvd., Wichita, KS 67215.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the South Central District Office, 300 W. Douglas, Suite 700, Wichita, KS 67202. To obtain or review the proposed permit and supporting documentation, contact Allan Ddamulira, 785-296-6024, at the central office of the KDHE or David Butler, 316-337-6042, at the South Central District Office. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website, <http://www.kdheks.gov/bar/publicnotice.html>.

Please direct written comments or questions regarding the proposed permit to Allan Ddamulira, 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 12:00 p.m. Monday, March 8, 2021.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Allan Ddamulira, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, March 8, 2021 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Keith Johnson, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, KS 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Lee A. Norman, M.D.
Secretary

Doc. No. 048824

State of Kansas**Department of Health and Environment****Notice Concerning Proposed Kansas Air Quality Class I Operating Permit Renewal**

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality operating permit. MGPI Processing, Inc. has applied for a Class I operating permit renewal in accordance with the provisions of K.A.R. 28-19-510 et al. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards, and requirements applicable to each source; and the monitoring, record keeping, and reporting requirements applicable to each source as of the effective date of permit issuance.

MGPI Processing, Inc., 1300 Main St., Atchison, KS 66002, owns and operates a distilled and blended liquors facility located at 1300 Main St., Atchison, KS 66002.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Northeast District Office, 800 W. 24th St., Lawrence, KS 66046. To obtain or review the proposed permit and supporting documentation, contact Allan Ddamulira, 785-296-6024, at the central office of the KDHE or Pat Simpson, 785-330-8611, at the Northeast District Office. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website, <http://www.kdheks.gov/bar/publicnotice.html>.

Please direct written comments or questions regarding the proposed permit to Allan Ddamulira, 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 12:00 p.m. Monday, March 8, 2021.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Allan Ddamulira, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, March 8, 2021 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Keith Johnson, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, KS 66219, 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Lee A. Norman, M.D.
Secretary

Doc. No. 048825

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-21-039/051

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
J-Six Enterprises, LLC – J-Six Land Holding Series - Carlson Site Jennifer A. Gerety 604 Nemaha St. PO Box 170 Seneca, KS 66538	NE/4 of Section 30 T04S, R05E Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-S063

This is a renewal permit for a swine facility with the maximum capacity for 2,490 head (996 animal units) of swine weighing greater than 55 pounds. The facility consists of two enclosed swine buildings and a loadout facility. Manure and accumulated waste are collected and stored in two underground concrete pits. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
J-Six Enterprises, LLC – J-Six Land Holding Series - Martin Site 604 Nemaha St. PO Box 170 Seneca, KS 66538	NE/4 of Section 17 T04S, R01E Washington County	Kansas-Republican River Basin

Kansas Permit No. A-LRWS-S040

This is a renewal permit for an existing facility for 2,490 (996 animal units) of swine weighing more than 55 pounds. Facility consists of two finish buildings approximately 41' x 253'. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Quivira Pork, LLC 1795 Quail Ave. Washington, KS 66968	NW/4 of Section 26 T01S, R03E Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-S044

This is a renewal permit for an existing facility with the maximum capacity of 1,644 head (657.6 animal units) of swine weighing greater than 55 pounds, and 2,240 head (224 animal units) of swine weighing 55 pounds or less; for a total of 881.6 animal units of swine. This facility consists of four enclosed swine buildings and a partially open mortality composting building. The waste management system includes concrete collection pits, waste transfer pipelines, an earthen waste storage pond, and a grass buffer area. The animal units have not changed since the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
JO Cattle Company, Inc. Larry C. Jones PO Box 7 Holcomb, KS 67851	NE/4 of Section 11 T24S, R34W Finney County	Upper Arkansas River Basin

Kansas Permit No. A-UAFI-B007

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

(continued)

Name and Address of Applicant	Legal Description	Receiving Water
Frank Farms, Inc. C. Steve Frank 12955 Turkey Hollow Rd. Westmoreland, KS 66549	SE/4 of Section 12 T08S, R08E Pottawatomie County	Kansas River Basin

Kansas Permit No. A-KSPT-S020

This is a renewal permit for an existing facility with 1,600 head (640 animal units) of swine weighing more than 55 pounds each; 800 head (80 animal units) of swine weighing less than 55 pounds each; and 224 head (224 animal units) of cattle weighing more than 700 pounds each; for a total of 944 animal units. There has been no change to the animal units since the last permit.

Name and Address of Applicant	Legal Description	Receiving Water
S & W Swine, LLC Dale Springer 5816 CR 3300 Independence, KS 67301	SE/4 of Section 16 T31S, R15E Montgomery County	Verdigris River Basin

Kansas Permit No. A-VEMG-S041

This is a renewal permit for an existing facility for 1,760 head (704 animal units) of swine weighing more than 55 pounds and 2,050 head (205 animal units) of swine weighing 55 pounds or less for a total permitted maximum capacity of 3,810 head (909 animal units). There has been no change in the animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Quinkan Land & Cattle, LLC Troy Ikenberry 714 Castle Rock St. Quinter, KS 67752	E/2 of Section 36 T11S, R27W Gove County	Smoky Hill River Basin

Kansas Permit No. A-SHGO-B021

This is a renewal permit for an existing facility with a maximum capacity of 300 head (300 animal units) of cattle more than 700 pounds and 680 head (340 animal units) of cattle 700 pounds or less, for a total of 640 animal units. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Keeott Farms, Inc. 970 18th Rd. Clay Center, KS 67432	SE/4 of Section 29 and NE/4 of Section 32 T07S, R02E Clay County	Lower Republican River Basin

Kansas Permit No. A-LRCY-B009

This is a renewal permit for an existing facility with a maximum capacity of 650 head (650 animal units) of cattle more than 700 pounds. There has been no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Foote Cattle Company Robert Foote PO Box 11 Bucyrus, KS 66013	N/2 of Section 23 T15S, R24E Miami County	Marais des Cygnes River Basin

Kansas Permit No. A-MCMI-B004

This is a renewal permit for an existing facility with a maximum capacity of 900 head (450 animal units) of cattle 700 pounds or less, and 10 head (20 animal units) of horses, for a total of 910 head (470 animal units) of cattle and horses. There has been no change in the permitted animal units from the previous permit cycle.

Name and Address of Applicant	Legal Description	Receiving Water
Morgan Creek Farms, LLC Kevin Morgan 877 Quail Rd. Hope, KS 67451	NE/4 of Section 25 T15S, R03E Dickinson County	Smoky Hill River Basin

Kansas Permit No. A-SHDK-B021

This is a renewal permit for an existing facility with a maximum capacity of 950 head (950 animal units) of cattle more than 700 pounds. There has been no change in the permitted animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Holopirek Cattle Company Jay Holopirek 1688 CR 280 Timken, KS 67575	NE/4 of Section 36 T18S, R18W Rush County	Upper Arkansas River Basin

Kansas Permit No. A-UARH-B018

This is a renewal permit for an existing facility with a maximum capacity of 999 head (499.5 animal units) of cattle weighing less than 700 pounds. Waste accumulations are diverted through a sedimentation channel to a single cell earthen retention structure. There has been no change in animal units from the previous permit.

Name and Address of Applicant	Legal Description	Receiving Water
Ronald Holling 2105 W. 70th Dr. Alton, KS 67623	NE/4 of Section 9 T07S, R14W Osborne County	Solomon River Basin

Kansas Permit No. A-SOOB-S004

The proposed action is to reissue an existing state permit for an existing facility for 80 head (32 animal units) of swine weighing more than 55 pounds and 30 head (3 animal units) of swine weighing 55 pounds or less; for a total maximum capacity of 35 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Goering Land & Cattle Greg Goering 1066 18th Ave. McPherson, KS 67460	NW/4 of Section 7 T20S, R02W McPherson County	Little Arkansas River Basin

Kansas Permit No. A-LAMP-B003

The proposed action is to reissue an existing state permit for an existing facility for 150 head (150 animal units) of cattle weighing more than 700 pounds, 300 head (150 animal units) of cattle weighing less than 700 pounds, and one horse (2 animal units); for a total maximum capacity of 302 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Public Notice No. KS-Q-21-004/006

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Alsop Sand Company, Inc. 105 Industrial Rd. Concordia, KS 66901	Republican River	Process Wastewater

Kansas Permit No. I-LR22-PO02
Federal Permit No. KS0101915

Legal Description: SE¼ of the NW¼ of S5, T4S, R4W, Republic County, Kansas

Facility Name: Nordman Limestone Company

The proposed action is to issue a new State/NPDES permit for a new facility. This facility is a limestone quarrying and crushing operation with no rock washing. Outfall 001A1 consists of pit water and storm-water runoff only. This site has been in place for many years but has never been permitted. Therefore, an anti-degradation study is not being required. The proposed permit contains generic language to protect the waters of the state.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Bonner Springs, City of PO Box 38 Bonner Springs, KS 66012	Kansas River	Process Wastewater

Kansas Permit No. I-KS06-PO07
Federal Permit No. KS0099791

Legal Description: SW¼, SW¼, S28, T11S, R23E, Wyandotte County, Kansas

Facility Name: City of Bonner Springs Water Treatment Plant

Facility Location: 12401 Kaw Dr., Bonner Springs, KS 66012

The proposed action is to reissue an existing State/NPDES permit for an existing facility. This is a 1.44 MGD public water treatment plant that treats and removes iron and manganese from well water, using oxidants and high-pressure filtration. Chemicals used in the treatment process include chlorine, sodium fluoride, potassium permanganate, polymers, phosphates, ammonium sulfate and zinc orthophosphate for corrosion control. Sodium Bisulfate is added to the settling tank to reduce the chlorine residual. The proposed permit contains limits for total residual chlorine, total suspended solids, and pH.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Liberal, City of 324 N. Kansas Liberal, KS 67905-2199	Cimarron River via Unnamed Tributary via Constructed Wetland Area	Treated Domestic Wastewater

Kansas Permit No. M-CI10-0002
Federal Permit No. KS0080870

Legal Description: SW¼, SW¼, SW¼, S27, T34S, R33W, Seward County, (Mech. Plant)

SE¼, S3, T34S, R32W, Seward County, Kansas
(Arkalon Wetlands Area)

Facility Location: 1701 Country Estates Rd. (existing facility)

The proposed action is to reissue an existing State/NPDES permit for an existing facility. The existing facility is a mechanical plant consisting of an activated sludge process with chlorine disinfection of the effluent, anaerobic sludge digestion and a peak wet weather holding basin. This re-issued permit includes interim effluent limitations to apply to the present wastewater treatment facilities, a schedule of compliance requiring construction of a new and improved wastewater treatment facility, and final effluent limitations for the new plant which is designed for nutrient removal. The proposed facility will be constructed on the site immediately south of the existing wastewater treatment plant. It will be designed for biological nutrient removal and also include chemical precipitation of phosphorus. Effluent discharged from the proposed facility will flow through either a gravity effluent sewer line or force main approximately nine miles long to discharge to a constructed polishing pond at the Arkalon Wetlands and are ultimately be discharged to an unnamed tributary of the Cimarron River. The Arkalon Ethanol plant will have access to effluent from the two wastewater treatment plant effluent lines for agricultural irrigation use. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, pH, ammonia, whole effluent toxicity, priority pollutants, and E. coli, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, total residual chlorine, chloride, flow, and selenium.

Public Notice No. KS-EG-21-001

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

Name and Address of Applicant

Compass Minerals America, Inc.
9900 W. 109th St.
Overland Park, KS 66210

Permit No. KS-03-159-CJG

Legal Description:

- J-123: NW, SE, NE, S15, T20S, R8W, Rice County, Kansas
- J-124: NE, SE, NE, S15, T20S, R8W, Rice County, Kansas
- J-125: SW, NE, NE, S15, T20S, R8W, Rice County, Kansas
- J-126: SW, NE, NE, S15, T20S, R8W, Rice County, Kansas
- J-127: NW, NE, NE, S15, T20S, R8W, Rice County, Kansas
- J-128: NW, NE, NE, S15, T20S, R8W, Rice County, Kansas

Well Number

Location

- J-123
Latitude: 38.31335"
Longitude: -98.18775"
- J-124
Latitude: 38.31417"
Longitude: -98.18777"
- J-125
Latitude: 38.31508"
Longitude: -98.18778"
- J-126
Latitude: 38.31599"
Longitude: -98.18779"
- J-127
Latitude: 38.31689"
Longitude: -98.18780"
- J-128
Latitude: 38.31780"
Longitude: -98.18781"

Facility Description: The proposed action is to reissue six existing Class III Injection Well permits for the wells listed above. Injection of fresh water and unsaturated brine is to be made into the Hutchinson Salt member of the Wellington formation. Mining shall not extend into the upper 50 feet of the salt deposit. The maximum operational injection pressure is not to exceed 250 pounds per square inch at the well-head. The Wellington formation consists of inter-bedded salt and shale deposits with minor amounts of gypsum. The upper portion of the formation is primarily clayey shale with small amounts of gypsum present. The lower portion, which is known as the Hutchinson Salt member, is mainly salt with inter-bedded shale deposits. The salt deposits are first encountered about 695 feet below ground surface and extend to a depth of about 995 feet. All construction, monitoring, and operation of these wells shall meet the requirements that apply to Class III Injection wells under the Kansas UIC Regulations, K.A.R. 28-46-1 through 28-46-45 and other requirements of KDHE.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and
(continued)

Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612-1367.

All comments regarding the draft documents or application notices received on or before March 6, 2021, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-21-039/051, KS-Q-21-004/006, KS-EG-21-001) and name of the applicant/permittee when preparing comments.

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

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

Lee A. Norman, M.D.
Secretary

Doc. No. 048832

State of Kansas

Department of Health and Environment

Notice Concerning the Kansas Environmental Use Controls Program

In accordance with K.S.A. 65-1,233, the Kansas Department of Health and Environment (KDHE) reports the following summary on behalf of the Environmental Use Controls Program for calendar year 2020. During this annual reporting period, KDHE approved ten environmental use control agreements pursuant to this act. The cumulative total for the program is 281 approved environmental use control agreements.

Lee A. Norman, MD
Secretary

Doc. No. 048826

State of Kansas

Department of Health and Environment

Notice Concerning the Kansas Voluntary Cleanup and Property Redevelopment Program

In accordance with K.S.A. 65-34,173, KDHE reports the following summary on behalf of the Voluntary Cleanup and Property Redevelopment Program for year 2020. During this annual reporting period, KDHE received 11 applications with a cumulative total of 772 applications. The categories of applicants include agriculture

(27%), industry (23%), commercial (17%), and oil and gas (23%). A total of 5 cleanups were completed in 2020 with a cumulative total of 143 cleanups. A total of 6 sites were issued No Further Action (NFA) Determination Letters in 2020. A cumulative total of 383 sites have been issued NFA letters.

Lee A. Norman, MD
Secretary

Doc. No. 048827

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 70-105 KA 6072-01. The project is mill and overlay on I-70 in Wyandotte County. I-70 in Wyandotte County beginning at I-435 to 110th Street, east-bound will receive a 2" mill and overlay and the west-bound will receive a 3" overlay.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) February 12, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about February 24, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about March 9, 2021. An agreement should be in place on or about April 1, 2021. Project will be built in 2021. The contractor is expected to start the between mid to late June after the contract is signed and July 19, 2021, this date could move based on contractor's schedule.

Scope of Services to be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes HMA roadway, HMA plant, pavement marking, traffic control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work, this project will be night work. Submit the name and information of the project manager and HMA plant inspector. Construction is anticipated to be completed in 40-working days and cleanup days. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover let-

ter, index, etc.) and 2MB to address the pertinent topics. RFPs submitted will consist of the technical proposal and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under "Scope of Services to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

1. How the consultant plans to meet the fluctuating inspection needs of the project;
2. Employee names (project manager and HMA plant inspector), certifications, and qualifications proposed for services;
3. Past performance history on similar projects (list project numbers) for KDOT;
4. Anticipated time to close out project paperwork;
5. Proximity of inspectors to project;
6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for

compensation, and Special Attachments for the Kansas "Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E.
Division of Engineering and Design

Doc. No. 048814

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 15-21 KA 5851-01. The project is mill and overlay on K-15 in Dickinson County. Beginning at the Marion/Dickinson County line then north to the south Abilene city limits.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) February 12, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about February 24, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about March 9, 2021. An agreement should be in place on or about April 1, 2021. Project will be built in 2021. The contractor is expected to start the project around May through August 2021, this date could move based on contractor's schedule.

Scope of Services to be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes HMA roadway, HMA plant, pavement marking, traffic control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager and HMA plant inspector. Construction is anticipated to be completed in 45-working days and cleanup days. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics. RFPs submitted will consist of the technical proposal

(continued)

and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under "Scope of Services to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

1. How the consultant plans to meet the fluctuating inspection needs of the project;
2. Employee names (project manager and HMA plant inspector), certifications, and qualifications proposed for services;
3. Past performance history on similar projects (list project numbers) for KDOT;
4. Anticipated time to close out project paperwork;
5. Proximity of inspectors to project;
6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for

compensation, and Special Attachments for the Kansas "Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E.
Division of Engineering and Design

Doc. No. 048815

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 56-73 KA 3265-02. The project is US-56 pavement replacement and Bridge #001 (Big Coon Creek) replacement. The project begins at Bridge #001 then northeast to the west city limits of Garfield in Pawnee County.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) February 12, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about February 24, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about March 9, 2021. An agreement should be in place on or about April 1, 2021. The contractor is expected to start the project around early May 2021.

Scope of Services to be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes grading, subgrade/base, concrete, HMA CG, bridge(s), traffic control, seeding, erosion control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager and primary inspector. Work may be suspended for the winter and resume in spring. Construction is anticipated to be completed by 220-working days and then cleanup days. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics. RFPs submitted will consist of the technical proposal

and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under "Scope of Services to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

1. How the consultant plans to meet the fluctuating inspection needs of the project;
2. Employee names (project manager and primary inspector), certifications, and qualifications proposed for services;
3. Past performance history on similar projects (list project numbers) for KDOT;
4. Anticipated time to close out project paperwork;
5. Proximity of inspectors to project;
6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for

compensation, and Special Attachments for the Kansas "Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E.
Division of Engineering and Design

Doc. No. 048816

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 15-106 KA 5865-01. The project is mill and overlay on K-15 in Dickinson and Clay counties. Beginning at the east junction K-15/K-18 then north to the south Clay Center city limits.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) February 12, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about February 24, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about March 9, 2021. An agreement should be in place on or about April 1, 2021. Project will be built in 2021. The contractor is expected to start the project around May through August 2021, this date could move based on contractor's schedule.

Scope of Services to be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes HMA roadway, HMA plant, pavement marking, traffic control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager and HMA plant inspector. Construction is anticipated to be completed in 50-working days and cleanup days. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics. RFPs submitted will consist of the technical proposal

(continued)

and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under "Scope of Services to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

1. How the consultant plans to meet the fluctuating inspection needs of the project;
2. Employee names (project manager and HMA plant inspector), certifications, and qualifications proposed for services;
3. Past performance history on similar projects (list project numbers) for KDOT;
4. Anticipated time to close out project paperwork;
5. Proximity of inspectors to project;
6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for

compensation, and Special Attachments for the Kansas "Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E.
Division of Engineering and Design

Doc. No. 048817

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 31KA 5850-01. The project is mill and overlay on K-57 in Geary County. K-57-Beginning at north junction US-77/K-57 then southeast to the junction K-57/K-244 4L (over dam). K-57 beginning at junction K-57/K-244 4L then 0.590 mile southeast to 4L (RP 7.147). US-77 beginning at 0.208 mile south of south junction US-77/K-57 then north 0.459 mile.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) February 12, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about February 24, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about March 9, 2021. An agreement should be in place on or about April 1, 2021. Project will be built in 2021. The contractor is expected to start the project around early May 2021, this date could move based on contractor's schedule.

Scope of Services to be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes HMA roadway, HMA plant, pavement marking, traffic control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager and HMA plant inspector. Construction is anticipated to be completed in 30-working days and cleanup days. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover let-

ter, index, etc.) and 2MB to address the pertinent topics. RFPs submitted will consist of the technical proposal and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under "Scope of Services to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

1. How the consultant plans to meet the fluctuating inspection needs of the project;
2. Employee names (project manager and HMA plant inspector), certifications, and qualifications proposed for services;
3. Past performance history on similar projects (list project numbers) for KDOT;
4. Anticipated time to close out project paperwork;
5. Proximity of inspectors to project;
6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for

compensation, and Special Attachments for the Kansas "Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E.
Division of Engineering and Design

Doc. No. 048818

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 148-101 KA 3956-01. The project is on K-148 and is replacing three bridges. Bridge #56, 6.05 miles east of Republic County line, Bridge #57, 10.95 miles east of Republic County line, and Bridge #58, 12.95 miles east of Republic County line in Washington County.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) February 19, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about March 3, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about March 17, 2021. An agreement should be in place on or about April 8, 2021. The contractor is expected to start the project around early May 2021.

Scope of Services to be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes grading, subgrade/base, concrete, HMA CG, bridge(s), pile driving, traffic control, seeding, erosion control, CMS or AAS-HTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager and primary inspector. Work may begin between May through August of 2021. Construction is anticipated to be completed by 255-working days and then cleanup days. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics.

(continued)

RFPs submitted will consist of the technical proposal and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under "Scope of Services to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

1. How the consultant plans to meet the fluctuating inspection needs of the project;
2. Employee names (project manager and primary inspector), certifications, and qualifications proposed for services;
3. Past performance history on similar projects (list project numbers) for KDOT;
4. Anticipated time to close out project paperwork;
5. Proximity of inspectors to project;
6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for compensation, and Special Attachments for the Kansas

"Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E.
Division of Engineering and Design

Doc. No. 048834

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for projects 80-14 KA 3965-01 and 80-14 KA 3957-01. Project 80-14 KA 3965-01 is on K-80 and Bridge #42 (Dry Creek) replacement. Project 80-14 KA 3957-01 is on K-80 and Bridge #41 (Dry Creek) replacement. Project 80-14 KA 3965-01 located 2.55 miles west of K-80/K-15 Junction and project 80-14 KA 3957-01 is located 3.30 miles west of K-80/K-15 junction in Clay County.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) February 19, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about March 3, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about March 17, 2021. An agreement should be in place on or about April 8, 2021. The contractor is expected to start the project around early May 2021.

Scope of Services to be Performed

The project manager/inspectors must be capable inspecting the whole project, which includes grading, subgrade/base, concrete, HMA CG, bridge(s), pile driving, traffic control, seeding, erosion control, CMS or AASHTOWare data entry, all project records, all project paperwork, and final paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor's payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide project management and all inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor's schedule and how they pursue the work. Submit the name and information of the project manager and primary inspector. Work may be begin between May through October of 2021. Construction is anticipated to be completed by 200-working days and then cleanup days. Provide all the equipment necessary to inspect and test materials.

Instructions for Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics.

RFPs submitted will consist of the technical proposal and a completed and signed Special Attachment No. 7 (“Certificate of Final Indirect Costs”), a completed and signed Special Attachment No. 8 (“Tax Clearance Certificate”), and a signed Special Attachment No. 10 (“Policy Regarding Sexual Harassment”). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant’s ability to meet the project inspection needs described above. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under “Scope of Services to be Performed.” The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

1. How the consultant plans to meet the fluctuating inspection needs of the project;
2. Employee names (project manager and primary inspector), certifications, and qualifications proposed for services;
3. Past performance history on similar projects (list project numbers) for KDOT;
4. Anticipated time to close out project paperwork;
5. Proximity of inspectors to project;
6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 (“Certificate of Final Indirect Costs”)
- Special Attachment No. 8 (“Tax Clearance Certificate”)
- Special Attachment No. 10 (“Policy Regarding Sexual Harassment”)

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for

compensation, and Special Attachments for the Kansas “Tax Clearance Certificate,” the “Certificate of Final Indirect Costs,” and the “Policy Regarding Sexual Harassment” will become attachments to the contract.

Questions about this request for proposal shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E.
Division of Engineering and Design

Doc. No. 048835

State of Kansas

Department of Transportation

Notice to Consulting Firms

Background and Purpose of Project

The Kansas Department of Transportation (KDOT) is seeking a consultant to provide construction inspection services for project 14-78 KA 1007-02 and 14-80 KA 1007-03. The project is grading, bridge and surfacing on K-14 (K-96) in Reno and Rice Counties. K-14 (K-96) beginning 4.45 southeast of Nickerson west and north to junction of K-96/RS-571.

Schedule/Deadlines

Request for Proposals (RFPs) are due on or before 12:00 p.m. (CST) February 19, 2021, to be delivered via email to kdot.designcontracts@ks.gov. Evaluation and ranking of submissions will occur on or about March 3, 2021, after which time all firms that submitted will be notified of the ranking. Negotiations with the most highly ranked firm to commence on or about March 17, 2021. An agreement should be in place on or about April 8, 2021. Project will be built during 2021-2023. The contractor is expected to start the project around March-April of 2021, this date could move based on contractor’s schedule.

Scope of Services to be Performed

The project inspectors must be capable inspecting the whole project, except HMA plant, which includes grading, subgrade/base, concrete, HMA roadway, bridges, RC boxes, pavement marking, traffic control, seeding, erosion control, CMS or AASHTOWare data entry, all project records, all project paperwork, etc. Project records and paperwork including but not limited to: diary, pay quantities, certifications, sample identifications, change orders, pay estimates, monitoring subcontractor payments, and monitoring contractor’s payrolls, etc. Records and paperwork must be submitted accurately and timely. Anticipated staffing needs: provide two inspectors as needed to ensure inspection and material testing for this project are done correctly. The number of required inspectors will fluctuate throughout the project depending on the contractor’s schedule and how they pursue the work. Submit the name and information of the inspectors. Construction is anticipated to be completed by June 16, 2023. These two projects are tied. Provide all the equipment necessary to inspect and test materials.

Instructions For Proposal

No costs shall be contained in the RFP. The RFP must not exceed four (4) pages total (including any cover letter, index, etc.) and 2MB to address the pertinent topics.

(continued)

RFPs submitted will consist of the technical proposal and a completed and signed Special Attachment No. 7 ("Certificate of Final Indirect Costs"), a completed and signed Special Attachment No. 8 ("Tax Clearance Certificate"), and a signed Special Attachment No. 10 ("Policy Regarding Sexual Harassment"). Completed Special Attachments do not count against the four-page technical proposal submission. All these forms are attached to the original email announcement.

RFPs shall indicate the consultant's ability to meet the project inspection needs described above. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce the desired results described above under "Scope of Services to be Performed." The RFP shall also include items such as:

- Project manager
- History of providing inspection services on similar projects
- Availability of staff
- Familiarity with KDOT standards and specifications
- Any subconsultant and their role in performing the services on the project
- Names, certifications, and experience of all inspectors that will be assigned to the project
- Anticipated time to close out project paperwork

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc. Evaluation factors include:

1. How the consultant plans to meet the fluctuating inspection needs of the project;
2. Employee names (inspectors), certifications, and qualifications proposed for services;
3. Past performance history on similar projects (list project numbers) for KDOT;
4. Anticipated time to close out project paperwork;
5. Proximity of inspectors to project;
6. Types of direct expenses anticipated (lodging, mileage, etc.).

The highest ranked firm will be asked to enter into negotiations with KDOT for an agreement. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

Exhibits to this Technical Proposal Request

- Special Attachment No. 7 ("Certificate of Final Indirect Costs")
- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")

Contract Terms and Conditions

A standard KDOT project inspection agreement will be used for this project. Current rate factors will be used for compensation, and Special Attachments for the Kansas

"Tax Clearance Certificate," the "Certificate of Final Indirect Costs," and the "Policy Regarding Sexual Harassment" will become attachments to the contract.

Questions about this request for proposals shall be sent via email to kdot.designcontracts@ks.gov.

David Lutgen, P.E.
Division of Engineering and Design

Doc. No. 048836

State of Kansas

Department of Transportation

Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a consulting firm qualified in Category 111 Rail Systems Planning and Category 335 Railroad Infrastructure Design for the project listed below. A PDF (2Mb maximum size) of the interest response must be emailed to kdot.designcontracts@ks.gov. Interest and experience responses are limited to four pages, the subject line of the reply email and the PDF file name must read "106 X-3122-01_FIRM NAME". The letter of interest is required and must be received by 12:00 p.m. February 19, 2021 for the consulting firm to be considered. If a firm is not currently prequalified by KDOT, a Letter of Interest (LOI) may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this notice for the project. Firms may use the KDOT prequalification form to provide this documentation. KDOT 1050 Prequalification category definitions (Blue Book) can be found at <http://www.ksdot.org/descons.asp>. All firms doing business with KDOT must be registered and in good standing under the laws of the State of Kansas at the time of contracting and must comply with applicable state and federal laws, rules and regulations.

Project

Project No. 106 X-3122-01—Development of a state highway-rail grade crossing action plan to meet the requirements of 49 CFR part 234.

Instructions for LOI

The main text of consultant's LOI must not exceed four (4) pages to address the topics listed below. LOIs shall address and include the following items:

- Project manager/engineer in charge.
- Provide name(s), qualifications, education, training, and expertise as well as prior relevant experience of consultant personnel intended to perform services.

Qualifications-Based Selection Process

No cost or pricing information shall be submitted with the LOI and will not be considered in the selection process to shortlist or rank proposals. Based on the qualifications submitted in the LOI and other information available to KDOT, on or about March 3, 2021 KDOT will shortlist three to five firms and notify all firms submitting LOIs of the names of the shortlisted firms by return email. Thereafter, KDOT will issue a Request for Proposal (RFP) to the shortlisted firms soliciting a technical proposal. At KDOT's option, shortlisted firms may be interviewed by telephone conference call or asked to

attend meetings or participate in other discussions with KDOT. Technical proposals will be evaluated on the basis of the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, and third: 1) quality of the response; 2) experience and expertise of staff designated for project; 3) workload of the firm, and 4) past performance history. The highest ranked firm will be asked to enter into negotiations with KDOT for a contract, with compensation provisions for payment of actual direct costs plus fixed fee, subject to an upper limit of compensation. In the event KDOT cannot reach agreement with the highest ranked firm, it will terminate negotiations with such firm and commence negotiations with the next highest ranked firm, and so on, until either agreement is reached for a satisfactory scope of services for a fair and reasonable price, or KDOT decides to pursue other alternatives.

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

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

Questions can be submitted at kdot.designcontracts@ks.gov.

Calvin E. Reed, P.E. Director
Division of Engineering and Design

Doc. No. 048837

(Published in the Kansas Register February 4, 2021.)

Kansas & Oklahoma Railroad

Request for Proposals

Proposed Project

Interested parties are invited to submit a proposal to for the proposed K&O Railroad (KORR) project:

- Construct a 7,400-foot siding track located between Alexander and Bazine, Kansas

Submission Date and Questions

Proposals must be submitted no later than March 15, 2021 (late proposals shall be rejected.) For further information or questions regarding the RFP or submittal of a proposal, please contact Steven Morgan, K&O Roadmaster, phone 316-215-4089, email smorgan@watco.com or Neal Jacobs, Division Engineer, phone 316-215-4087, email njacobs@watco.com.

Scope of Work

- New track construction of a 7,400-ft Siding (MP 47.2 – 48.3) between Bazine, Kansas and Alexander, Kansas. Provide all necessary labor, equipment, and logistical services to supply all materials called for, complete all track construction work, ties, ballast, etc.

- Provide and install new 7 x 9 x 8.6' (industrial grade) or equivalent ties.
- Provide and install #115 RE rail and OTM needed to complete to project – plates, spikes, anchors, bolt/washer/nut assemblies and comp bars.
- Contractor must provide all grading, drainage, groundwork, compaction, and sub-ballast work necessary to complete the job.
- Provide and install ballast. To include compaction/tamping and regulating to AREMA Standards.
- In accordance with AREMA standards, ballast shoulders must be dressed at the end of each workday to prevent thermal deviation in track due to disturbed roadbed.
- Build and install two new #115, # 10 Turnouts, including Sampson switch-points and stock-rails; two double throw derails for each end; all OTM – anchors, bolts, and any welding to be done is preferred by the railroad.
- Contractor to furnish all necessary composition welds within the scope of work.
- Within the scope of work there is currently a 32' at-grade crossing. Contractor must include material, OTM, and labor to install wooden crossing panels and to align/grade with the existing gravel roadway.
- Contractor will be required to coordinate with local county and state officials for road closure and detour traffic as necessary.
- All materials removed during project construction shall remain property of the K&O Railroad, to be stockpiled as directed by a railroad representative.
- Additional details concerning the scope of work needing to be done with each portion of the project, will be addressed at the pre-proposal meeting.

Minimum Requirements

MSA and Roadway Worker Protection

Contractors must complete, and have on file, a current Master Services Agreement with K&O Railroad. Prior to submitting a proposal:

- Contractors shall comply with all parts of 49 CFR Part 214 and 219 regarding FRA Roadway Worker Safety at all times. Men and equipment shall remain clear of the track unless they have gained Roadway Worker Protection from a qualified person.
- Contractor, Contractor Employees, Agents and/or Subcontractors must be enrolled and comply with the FRA 219 approved drug testing program.
- Any sub-contracted work will need to be approved by the K&O Railroad prior to any work starting.
- As of January 1, 2021, All Contractors will be required to complete WATCO Contractor Orientation at <https://watcocontractor.com>. Any contractor who was previously enrolled in e-SHORTLINE with Watco in the past, will be required to complete the WATCO Contractor Orientation.

Work Windows

Impact to current railroad operations must be kept to a minimum. When work must take place that causes an active track to be taken out of service for the purposes of performing work that pertains to the project, the con-

(continued)

tractor must pre-arrange a defined work window with the railroad. Contractor can anticipate a minimum work window of eight hours with no more than one schedule of interruption in that time frame, between the hours of 07:00 and 17:00. For work windows extending more than eight hours, a minimum of 72 hours of notification is required to the railroad to arrange this window. Work windows may be arranged seven days a week, if desired. Current railroad operations consist of at least one train per day through the work area. This train operates in the evening hours; however, this schedule is subject to change at any time. This topic will be further discussed during the pre-proposal meeting.

Standards

All standards referenced by the project plans and specifications, as well as all applicable AREMA standards must be upheld during all phases of the project work, unless certain standards are excluded from the project with written approval by the K&O Railroad. All rail shall be replaced at standard gauge of 56-1/2."

Submittals

The following documents shall be submitted by the contractor as part of the project at the times listed:

- Schedule of Work – submitted with proposal
- Certificate of Insurance – submitted prior to construction
- Safety Plan – submitted prior to construction
- Proof of Roadway Worker Training – submitted prior to construction
- Rail Weld UT Test Requirements (All Rail Comp Welds) – submitted with billing

Other Responsibilities

- Permits – Contractor is responsible for all federal, state and local permits required for the work.
- Utilities – Contractor is responsible to locate and protect site utilities.
- Site Clean-up – Contractor is responsible for proper site restoration and proper disposal of materials removed in accordance with all local, state and federal laws.

Insurance

Contractor shall purchase required coverage and submit for verification a Certificate of Insurance.

Materials

All materials shall meet the requirements found in the project plans and/or specifications as well as applicable AREMA requirements. Material storage is granted on railroad right of way to the contractor. However, no materials shall be stored closer than 15' from the centerline of any active track at any time. Material and equipment laydown areas and reclaimed materials stockpiling locations shall be discussed and further clarified at the pre-proposal meeting. All removed materials remain property of the K&O Railroad, to be stockpiled as directed by a railroad representative.

Non-Project Areas

The K&O Railroad has secured access to the project through the railroad right of way. Other access may be obtained by the contractor if he so chooses. All areas

(public, private, and railroad right of way) that are used for access to the project, including parts of the railroad right of way which have no proposed work, shall be maintained and/or remediated, incidental to the project, by the contractor to the satisfaction of the property owner if any damage to these areas occurs.

Pre-Proposal Meeting

The K&O Railroad shall hold a pre-proposal meeting at the project site at 10:00 a.m. (CST) Thursday, February 25, 2021, and shall meet at the Alexander Rest Area in Alexander, Kansas. Contractors are required to be present at this meeting to submit a proposal or their proposal can be rejected.

Project Completion

Contractor must start construction no later than 30-days after being awarded the bid. The K&O Railroad shall enforce a penalty of \$2,500/day if the contractor is unable to complete the project within 100-days of being awarded the bid. If the contractor can safely complete the scope of work within 60-days of being awarded the bid, then a \$10,000 bonus will be added to the contractor pay-out. Prior to the completion of the project, there will be a final inspection. If there are any issues with the quality of work, the contractor will be responsible for fixing any issues found.

Submission of a Proposal

All proposals must be submitted no later than March 15, 2021. All submitted proposals shall be reviewed by the K&O Railroad. Please ensure your proposal includes all required information. All incomplete proposals shall be rejected. The structure of your proposal must be able to be clearly understood, all proposals shall provide the following line items and provide costs as required below:

- Provide a total sum of all line items on the proposal
- Mobilization and demobilization – lump sum
- Labor and installation of #115 RE rail.
- Labor and installation of new, 7 x 9 x 8.6' (IG) or equivalent crossties.
- Grading, drainage, dirt-work, compaction, sub-ballast.
- Provide and install ballast; include compaction/tamping and regulating.
- Install two new #115, # 10 Turnouts with associated components.
- To include one 32' wood-planked crossing.

Work Reporting

Daily work reports must be filled out and submitted to Steven Morgan, K&O Roadmaster; Neal Jacobs, Division Engineer; and Cameron Ginther, Project Manager, phone 785-513-6049 or email cameron.ginther@watco.com. Weekly reports should include updates to project schedules, any delays, or changes in the Scope of Work. A detailed summary report must be submitted upon the completion of the project.

Cameron Ginther
Project Manager
Watco

Doc. No. 048842

(Published in the February 4, 2021.)

**Unified Government of Wyandotte
County/Kansas City, Kansas**

**Summary Notice of Bond Sale
\$47,630,000*
General Obligation Improvement Bonds
Series 2021-A**

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

Bids

Bids for the purchase of the above-referenced bonds (the "Bonds") of the Unified Government of Wyandotte County/Kansas City, Kansas (the "Issuer") herein described will be received until 10:00 a.m. (CST) (the "Submittal Hour") on February 25, 2021 (the "Sale Date"). Bids may only be submitted via PARITY® or via email to the Municipal Advisor at bondservice@bakertilly.com. Facsimile bids and hand-delivered written bids will not be accepted.

Bond Details

The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Bonds will be dated March 25, 2021, and will become due on August 1 in the years as follows:

Year	Principal Amount*	Year	Principal Amount*
2022	\$2,370,000	2032	\$2,250,000
2023	2,575,000	2033	2,275,000
2024	2,585,000	2034	2,305,000
2025	2,595,000	2035	2,340,000
2026	2,610,000	2036	2,375,000
2027	2,145,000	2037	2,410,000
2028	2,160,000	2038	2,450,000
2029	2,175,000	2039	2,485,000
2030	2,195,000	2040	2,530,000
2031	2,220,000	2041	2,580,000

The Bonds will bear interest from the date thereof at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semiannually on February 1 and August 1 in each year, beginning on February 1, 2022.

Book-Entry-Only System

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

Paying Agent and Bond Registrar

Treasurer of the State of Kansas, Topeka, Kansas.

Good Faith Deposit

The Successful Bidder shall submit a good faith deposit in the form of a wire transfer in Federal Reserve funds immediately available for use by the Issuer in the amount of 2.00% of the principal amount of the Bonds in the manner that complies with the requirements set forth in the Notice of Sale.

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 March 25, 2021, 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 2020 was \$1,595,979,551. The total general obligation indebtedness of the Issuer as of the date of the Bonds, including the Bonds and the temporary notes being issued contemporaneously with the Bonds (the "Notes"), but excluding the temporary notes to be retired with the proceeds of the Bonds, the Notes, and other funds of the Issuer, is \$447,155,000, of which \$436,205,000 is indebtedness of the Issuer payable only from taxes on taxable tangible property in the City of Kansas City, Kansas, and \$10,950,000 is indebtedness of the Issuer payable from taxes on all taxable tangible property within Wyandotte County, Kansas.

Approval of Bonds

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

Additional Information

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

Unified Government of Wyandotte County/
Kansas City, Kansas
By: Kathleen VonAchen, Chief Financial Officer
701 N. 7th St.
Kansas City, KS 66101
913-573-5270
Fax: 913-573-5003

Municipal Advisor

Baker Tilly Municipal Advisors, LLC
Attn: Bond Services
380 Jackson St., Suite 300
St. Paul, MN 55101
651-223-3000
Fax: 651-223-3046
bondservice@bakertilly.com

Dated February 4, 2021.

Kathleen VonAchen
Chief Financial Officer

Preliminary; subject to change as provided in the Notice.
Doc. No. 048829

State of Kansas

Legislative Administrative Services

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were introduced January 21–27 during the 2021 session of the Kansas Legislature. Full text of bills, bill tracking, and other information may be accessed at <http://www.kslegislature.org/li/>.

(continued)

House Bills

HB 2085, AN ACT concerning postsecondary education; creating the students' right to know act; relating to the publication of certain information regarding postsecondary education, by Committee on Education.

HB 2086, AN ACT concerning schools; relating to school districts and nonpublic schools; emergency medication kits for certain life-threatening conditions; requiring a prescription for distribution of emergency medication to schools; administration of emergency medication by school personnel, training; exempting certain persons from the practice of healing arts and civil liability if acting in good faith; amending K.S.A. 65-1680, 65-2872b and 72-6283 and repealing the existing sections, by Committee on Education.

HB 2087, AN ACT concerning administrative rules and regulations; relating to review by the director of the budget; amending K.S.A. 77-416, 77-420, 77-420a, 77-421 and 77-422 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2088, AN ACT concerning children and minors; relating to procedures in investigations of child abuse or neglect; amending K.S.A. 2020 Supp. 38-2226 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2089, AN ACT concerning firearms; relating to the personal and family protection act; authorizing the issuance of an alternative license during a declared state of disaster emergency; amending K.S.A. 75-7c03 and 75-7c05 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2090, AN ACT concerning elected officials; relating to military service; vacancy in elected office; appointment of acting official; amending K.S.A. 73-213, 73-214, 73-215, 73-218 and 73-219 and repealing the existing sections, by Committee on Elections.

HB 2091, AN ACT concerning taxation; relating to income tax; providing a fundable food sales tax credit; discontinuing the nonrefundable food sales tax credit; amending K.S.A. 79-32,271 and repealing the existing section, by Committee on Taxation.

HB 2092, AN ACT concerning the Kansas offender registration act; relating to removal of drug offenders from registration requirements; removing enhanced penalty for multiple nonpayments; amending K.S.A. 2020 Supp. 22-4902, 22-4903, 22-4905, 22-4906 and 22-4909 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2093, AN ACT concerning motor vehicles; relating to fleeing or attempting to elude a police officer; increasing penalties thereof when operating a stolen motor vehicle; relating to evidence of intent to deprive owner of property; amending K.S.A. 2020 Supp. 8-1568 and 21-5804 and repealing the existing sections, by Committee on Judiciary.

HB 2094, AN ACT establishing the wartime veteran and first responder survivors' grant program and fund; relating to the state board of regents; Kansas commission on veterans affairs office, by Committee on Appropriations.

HB 2095, AN ACT concerning the care and treatment act for mentally ill persons; relating to temporary custody orders; possession of a firearm; amending K.S.A. 59-2959 and K.S.A. 2020 Supp. 59-2966 and repealing the existing sections, by Committee on Judiciary.

HB 2096, AN ACT concerning the Kansas open records act; relating to exceptions to disclosure; public websites that identify home addresses or home ownership; restricting access to identifying information of employees of the department of corrections, local correctional officers or local detention officers, employees of the judicial branch, employees of a municipal court and administrative hearing officers; amending K.S.A. 2020 Supp. 45-221 and repealing the existing section, by Committee on Judiciary.

HB 2097, AN ACT concerning economic development; relating to the high performance incentive fund; workforce training program participation requirements; amending K.S.A. 74-50,133 and 79-32,160a and repealing the existing sections, by Representative Tarwater.

HB 2098, AN ACT concerning family law; relating to dissolution of marriage; change of name; allowing change to name other than former or maiden name; amending K.S.A. 2020 Supp. 23-2716 and repealing the existing section, by Committee on Judiciary.

HB 2099, AN ACT concerning the state board of tax appeals; hearings, permitting attendance at hearings by the use of audio or video electronic communication; amending K.S.A. 74-2433 and repealing the existing section, by Representative Rhiley.

HB 2100, AN ACT concerning roads and highways; designating a bridge on United States highway 166 as the SGT Tyler A Juden memorial bridge, by Representative Rhiley.

HB 2101, AN ACT concerning the university engineering initiative act; relating to goals; authorizing transfers from the expanded lottery act revenues fund for certain fiscal years; amending K.S.A. 74-8768 and 76-7,137 and repealing the existing sections, by Committee on Appropriations.

HB 2102, AN ACT concerning agriculture; relating to eggs; repackaging requirements for retailers; amending K.S.A. 2020 Supp. 2-2510 and repealing the existing section, by Committee on Agriculture.

HB 2103, AN ACT concerning agriculture; relating to environmental remediation; establishing the Kansas pesticide waste disposal program and the Kansas pesticide waste disposal fund; permitting annual transfers from the Kansas agricultural remediation fund to the Kansas pesticide waste disposal fund; amending K.S.A. 2-3702 and K.S.A. 2020 Supp. 2-3708 and repealing the existing sections, by Committee on Agriculture.

HB 2104, AN ACT concerning sales taxation; relating to exemptions; modifying the exemption for construction materials for educational institutions; amending K.S.A. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2105, AN ACT concerning income taxation; relating to withholding taxes; establishing withholding requirements for certain employees who work in multiple states; determination of employer penalties, by Committee on Taxation.

HB 2106, AN ACT concerning income taxation; relating to corporate tax returns; extending the dates when tax returns are required to be filed; amending K.S.A. 79-3221 and repealing the existing section, by Committee on Taxation.

HB 2107, AN ACT concerning funeral processions; relating to the regulation thereof; creating a violation for not yielding the right-of-way to funeral processions; amending K.S.A. 2020 Supp. 8-2118 and repealing the existing section; also repealing K.S.A. 2020 Supp. 8-2118c, by Representative Collins.

HB 2108, AN ACT concerning the department of health and environment; relating to the study and investigation of maternal deaths in the state of Kansas; amending K.S.A. 65-177 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2109, AN ACT concerning the board of indigents' defense services; relating to appointments to the board; increasing population threshold of a county required to have a lawyer member; increasing number of lawyer members; decreasing number of non-lawyer members; amending K.S.A. 22-4519 and repealing the existing section, by Committee on Judiciary.

HB 2110, AN ACT concerning insurance; relating to the state employees health care commission; mandating coverage for pediatric acute-onset neuropsychiatric syndrome (PANS) and pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections (PANDAS); requiring submission of an impact report to the legislature, by Committee on Insurance and Pensions.

HB 2111, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; affiliation and membership of certain security officers of the department of corrections in the Kansas police and firemen's retirement system; providing for employee and employer contributions, by Committee on Insurance and Pensions.

HB 2112, AN ACT concerning self-storage rental units; relating to sales by operators of property due to abandonment or nonpayment of rent; occupant's designation of alternate contact; contractual value of property; amending K.S.A. 58-816 and K.S.A. 2020 Supp. 58-817 and repealing the existing sections, by Representative Tarwater.

HB 2113, AN ACT concerning the governor's office; establishing the advisory commission on Asian-American Pacific Islander affairs; composition thereof; appointment of members; powers and duties, by Representative Xu.

HB 2114, AN ACT concerning the legislature; establishing the Kansas senior caret ask force; prescribing topics of study; membership; meeting requirements; records; report, by Committee on Children and Seniors.

HB 2115, AN ACT concerning the legislature; relating to children and minors; the safety and well-being of children in the child welfare system in the state of Kansas; establishing the joint committee on child welfare system oversight; prescribing duties and membership thereof; requiring an annual report to the legislature, by Committee on Children and Seniors.

HB 2116, AN ACT concerning children and minors; relating to child care assistance eligibility and requirements; exempting certain adults from the 20-hour-per-week work requirement; amending K.S.A. 2020 Supp. 39-709 and repealing the existing section, by Committee on Children and Seniors.

HB 2117, AN ACT concerning taxation; relating to income tax, rates; sales and compensating use tax, providing for sales tax exemptions for food and food ingredients and feminine hygiene products, authorizing local sales tax on food and food ingredients; amending K.S.A. 79-32,110, 79-3602 and 79-3606 and K.S.A. 2020 Supp. 12-189a and repealing the existing sections, by Representative Highberger.

HB 2118, AN ACT concerning campaign finance; relating to political advertisements; amending K.S.A. 2020 Supp. 25-4156 and repealing the existing section, by Committee on Elections.

HB 2119, AN ACT concerning education; creating the student empowerment act; providing education savings accounts for students who are academically at-risk; amending K.S.A. 72-5134 and 79-32,117 and repealing the existing sections, by Committee on K-12 Education Budget.

HB 2120, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; sexual battery; removing spousal exception; amending K.S.A. 2020 Supp. 21-5505 and repealing the existing section, by Committee on Judiciary.

HB 2121, AN ACT concerning crimes, punishment and criminal procedure; relating to defendants who abscond from supervision; definitions; amending K.S.A. 75-5217 and K.S.A. 2020 Supp. 22-2202 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2122, AN ACT enacting the supported decision-making agreements act; relating to decision-making assistance for adults; amending K.S.A. 2020 Supp. 21-5417 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2123, AN ACT concerning legal tender; establishing the Kansas legal tender act; reaffirmation of gold and silver coin as legal tender; income taxation subtraction modification for gains from the sale of specie; amending K.S.A. 79-32,117 and repealing the existing section, by Representatives Fairchild, Lee-Hahn, Murphy and Sutton.

HB 2124, AN ACT concerning the healing arts; relating to healing arts schools; professional services performed thereby; authorization thereof; amending K.S.A. 2020 Supp. 17-2707, 17-7668 and 65-2877a and repealing the existing sections, by Committee on Education.

HB 2125, AN ACT concerning the probate code; relating to wills; allowing a will or a copy of a will filed within six months after the death of the testator to be admitted to probate at any time; amending K.S.A. 2020 Supp. 59-618a and repealing the existing section, by Committee on Judiciary.

HB 2126, AN ACT concerning adult care facilities; relating to civil liability for COVID-19 claims; providing immunity therefrom; modifying the definition of adult care facility; amending K.S.A. 2020 Supp. 60-5502, 60-5506 and 60-5508 and repealing the existing sections, by Committee on Judiciary.

HB 2127, AN ACT concerning children and minors; relating to child abuse and neglect; child fatalities; requiring the department for children and families to release information to the public when criminal charges are filed in connection with a fatality; amending K.S.A. 2020 Supp. 38-2212 and repealing the existing section, by Committee on Judiciary.

HB 2128, AN ACT concerning crimes, punishment and criminal procedure; relating to certified drug abuse treatment programs; supervision and jurisdiction; allowing certain nondrug offenders to participate in the certified drug abuse treatment program; amending K.S.A. 2020 Supp. 21-6610 and 21-6824 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2129, AN ACT concerning the state health care benefits program; providing coverage for tobacco cessation treatments; requiring the Kansas state employees healthcare commission to report on such benefits to the legislature, by Committee on Insurance and Pensions.

HB 2130, AN ACT concerning property tax; relating to cities and counties; approval of budgets, transportation construction projects; election; exception; amending K.S.A. 79-2925c and repealing the existing section, by Committee on Taxation.

HB 2131, AN ACT concerning education; relating to the Kansas school equity and enhancement act; making the high-density at-risk student weighting permanent; amending K.S.A. 72-5151 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2132, AN ACT concerning roads and highways; designating a certain bridge on United States highway 77 as the PFC Loren H Larson memorial bridge, by Representative Carlson.

HB 2133, AN ACT concerning crimes, punishment and criminal procedure; relating to search and seizure; requiring a law enforcement officer executing a search warrant to announce their presence before entering; amending K.S.A. 22-2510 and repealing the existing section, by Representatives Fairchild, Finney, Houser, Murphy, Parker and Xu.

HB 2134, AN ACT concerning insurance; relating to the reinsurance of risk; updating the national association of insurance commissioners credit for reinsurance model law; insurance holding company act; codifying the national association of insurance commissioners credit for insurance model regulation; amending K.S.A. 2020 Supp. 40-221a, 40-3302, 40-3304 and 40-3306 and repealing the existing sections, by Committee on Insurance and Pensions.

HB 2135, AN ACT concerning the Kansas uniform securities act; relating to victims of securities violations; powers of the administrator; administrative proceedings; criminal penalties; establishing the securities act victim restitution program; securities act victim restitution fund; amending K.S.A. 75-3036 and 77-547 and K.S.A. 2020 Supp. 17-12a508, 17-12a601 and 17-12a609 and repealing the existing sections, by Committee on Insurance and Pensions.

HB 2136, AN ACT concerning insurance; relating to the regulation of the business thereof; granting the commissioner the power to subpoena witnesses and order depositions when conducting certain investigations; updating certain definitions relating to service contracts and surplus lines insurance; interest rate calculations relating to nonforfeiture law for individual deferred annuities; application requirements for certification of utilization review organizations; requirements for out-of-state risk retention groups to do business in state; applications for registration of professional employer organizations; repealing the automobile club services act; amending K.S.A. 40-103, 40-22a04, 40-22a06 and 40-4103 and K.S.A. 2020 Supp. 40-201a, 40-246i, 40-4,104, 40-22a05 and 44-1704 and repealing the existing sections; also repealing K.S.A. 40-2405, 40-2501, 40-2502, 40-2503, 40-2504, 40-2505, 40-2506, 40-2507, 40-2508, 40-2509, 40-2510, 40-2511, 40-2512 and 40-2513, by Committee on Insurance and Pensions.

HB 2137, AN ACT concerning alcoholic beverages; relating to the sale of cereal malt beverages; authorizing certain licensees under the Kansas liquor control act and the club and drinking establishment act to sell and serve cereal malt beverages; amending K.S.A. 41-2604 and 41-2619 and K.S.A. 2020 Supp. 41-308, 41-1201, 41-1202, 41-1203, 41-1204, 41-2601, 41-2608, 41-2610, 41-2611, 41-2613, 41-2614, 41-2623, 41-2637, 41-2641, 41-2642, 41-2643, 41-2653, 41-2655, 41-2658 and 41-2659 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2138, AN ACT concerning alcoholic beverages; relating to licensure under the club and drinking establishment act; authorizing the issuance of a license to an individual whose spouse is a law enforcement officer; amending K.S.A. 2020 Supp. 41-311 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2139, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; reducing the range for an offender classified in grid blocks 5-A through 5-H and increasing the range for an offense classified in grid block 5-I; amending K.S.A. 2020 Supp. 21-6805 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2140, AN ACT concerning firearms; relating to the personal and family protection act; prohibiting the carrying of concealed handguns in the state capitol; amending K.S.A. 75-7c21 and K.S.A. 2020 Supp. 21-6309 and repealing the existing sections, by Representatives Highberger, Carlin, Clayton, Curtis, Day, Featherston, Helgerson, Kuether, Ruiz, S. and Woodard.

HB 2141, AN ACT concerning income taxation; relating to deductions; increasing the Kansas standard deduction; amending K.S.A. 79-32,119 and repealing the existing section, by Committee on Taxation.

HB 2142, AN ACT concerning property taxation; relating to the reimbursement to certain property owners of property taxes resulting from a forced shutdown or capacity limitation by a county, by Committee on Taxation.

HB 2143, AN ACT concerning sales taxation; relating to exemptions on certain cash rebates on sales or leases of new motor vehicles; making exemption permanent; amending K.S.A. 79-3602 and repealing the existing section, by Committee on Taxation.

HB 2144, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing guidelines; criminal history calculation; requiring an offender who raises error in calculation for first time on appeal to show prejudicial error; amending K.S.A. 2020 Supp. 21-6814 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2145, AN ACT concerning electric public utilities; relating to the state corporation commission; exempting retail sales of electricity through electric vehicle charging stations from commission jurisdiction
(continued)

tion; amending K.S.A. 66-104 and repealing the existing section, by Committee on Energy, Utilities and Telecommunications.

HB 2146, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; drug crimes; expanding the number of presumptive probation and border grid blocks; authorizing more offenders to be sentenced to participate in the certified drug abuse treatment program; amending K.S.A. 2020 Supp. 21-6805 and 21-6824 and repealing the existing sections, by Committee on Corrections and Juvenile Justice.

HB 2147, AN ACT concerning crimes, punishment and criminal procedure; relating to drug offenders; offenders directly committed to prison; petition for release to probation or assignment to community corrections; amending K.S.A. 2020 Supp. 22-3716 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2148, AN ACT concerning sales taxation; relating to exemptions; gage park memorial, inc.; amending K.S.A. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2149, AN ACT concerning child care facilities; relating to individuals maintaining or residing, working or regularly volunteering at a child care facility; imposing prohibitions based on state and federal law; providing exemptions at the discretion of the secretary for children and families; amending K.S.A. 65-516 and repealing the existing section, by Committee on Children and Seniors.

HB 2150, AN ACT concerning dependent persons; relating to the reporting of abuse, neglect or financial exploitation of such persons; requiring additional persons to be mandatory reporters; providing a definition of financial exploitation; amending K.S.A. 39-1438 and 39-1441 and K.S.A. 2020 Supp. 39-1430, 39-1431, 39-1433 and 39-1443 and repealing the existing sections; also repealing K.S.A. 2020 Supp. 39-1431b, by Committee on Children and Seniors.

HB 2151, AN ACT concerning the attorney general; relating to elder and dependent adult abuse; creating a Kansas elder and dependent adult abuse multidisciplinary team coordinator and elder and dependent adult abuse multidisciplinary teams; prescribing membership; duties and powers; meeting requirements; providing for confidentiality of records; open meeting exemption; report to the legislature; requiring the abuse, neglect and exploitation of persons unit of the attorney general to assist in multidisciplinary team investigations; amending K.S.A. 75-723 and repealing the existing section, by Committee on Children and Seniors.

HB 2152, AN ACT concerning the probate code; relating to transfer-on-death; clarifying how property held under a transfer-on-death deed is distributed when one beneficiary predeceases the grantor; amending K.S.A. 2020 Supp. 59-3504 and repealing the existing section, by Committee on Judiciary.

HB 2153, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; mistreatment of a dependent adult or elder person; increasing criminal penalty when victim is a resident of an adult care home; amending K.S.A. 2020 Supp. 21-5417 and repealing the existing section, by Committee on Judiciary.

HB 2154, AN ACT concerning school buses; relating to school bus safety; relating to the illegal passing of school buses; authorizing the department of education to contract with private vendors for the installation and operation of stop signal arm videorecording devices; creating procedures for violations and civil penalties; requiring an annual report to the legislature, by Committee on Judiciary.

HB 2155, AN ACT concerning the department of health and environment; relating to water and soil pollutants; spill program; penalties; amending K.S.A. 65-171v and repealing the existing section; also repealing K.S.A. 65-171w, by Committee on Agriculture.

HB 2156, AN ACT concerning agriculture; relating to milk, cream and dairy products; on-farm retail sale of milk; labeling and advertising requirements; civil penalties for violations thereof; amending K.S.A. 65-771 and repealing the existing section, by Committee on Agriculture.

HB 2157, AN ACT concerning health and healthcare; relating to health insurance plans; establishing restrictions on the use of step therapy protocols for prescription medication, by Committee on Health and Human Services.

HB 2158, AN ACT concerning public health; relating to the department of health and environment, division of public health; powers, duties and functions of the advisory committee on trauma and the statewide trauma system regional council; continuing inexistence the authority to conduct closed session meetings and keep records privileged; amending K.S.A. 75-5664 and 75-5665 and repealing the existing sections, by Committee on Health and Human Services.

HB 2159, AN ACT concerning schools; relating to the student data privacy act; certain tests, questionnaires, surveys and examinations; permitting the administration thereof on an opt-out basis; providing conditions therefor; amending K.S.A. 72-6316 and repealing the existing section, by Committee on Health and Human Services.

HB 2160, AN ACT concerning health and healthcare; relating to certified community behavioral health clinics; establishing certification and funding processes therefor; prescribing powers, duties and functions of the Kansas department for aging and disability services and the department of health and environment related thereto, by Committee on Health and Human Services.

HB 2161, AN ACT concerning the Kansas state board of cosmetology; relating to powers, duties and functions thereof; changing the name of the board to the Kansas board of cosmetology, body art and tanning; creating new categories of licenses issued thereby; extending the board's enforcement authority to non-licensees; amending K.S.A. 65-1,148, 65-1812, 65-1901, 65-1902, 65-1904, 65-1904a, 65-1904b, 65-1905, 65-1906, 65-1907, 65-1908, 65-1909, 65-1912, 65-1920, 65-1940, 65-1941, 65-1947, 65-2872, 74-2701, 74-2702, 74-2703, 74-2704, 75-3036 and 75-3717 and K.S.A. 2020 Supp. 39-938 and repealing the existing sections; also repealing K.S.A. 74-2705, by Committee on Health and Human Services.

House Concurrent Resolutions

HCR 5006, A PROPOSITION to amend the constitution of the state of Kansas by revising article 3 thereof, relating to the judiciary, by Committee on Judiciary.

HCR 5007, A PROPOSITION to amend article 14 of the constitution of the state of Kansas by adding a new section thereto; relating to the powers of initiative and referendum, by Representatives Fairchild and Collins.

Senate Bills

SB 37, AN ACT concerning insurance; relating to producer licensing requirements; agent conduct; pertaining to examinations; fees; renewal dates; suspension, revocation or denial of licensure; licensure renewal; amending K.S.A. 2020 Supp. 40-241, 40-4902, 40-4903, 40-4905, 40-4909, 40-4912, 40-4915, 40-5505 and 40-5512 and repealing the existing sections, by Committee on Insurance.

SB 38, AN ACT concerning agriculture; relating to environmental remediation; establishing the Kansas pesticide waste disposal program and the Kansas pesticide waste disposal fund; permitting annual transfers from the Kansas agricultural remediation fund to the Kansas pesticide waste disposal fund; amending K.S.A. 2-3702 and K.S.A. 2020 Supp. 2-3708 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

SB 39, AN ACT concerning agriculture; relating to the Kansas department of agriculture; the division of animal health; license, permit and registration renewal deadlines; calfhood vaccination tag fees; amending K.S.A. 47-1208 and K.S.A. 2020 Supp. 47-1001e, 47-1002, 47-1503, 47-1805, 47-1831 and 47-2101 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

SB 40, AN ACT concerning agriculture; relating to the Kansas department of agriculture division of conservation; implementing the provisions of 2011 executive organization order No. 40; amending K.S.A. 2-1916, 49-605, 49-611, 49-613, 49-618, 49-620, 49-623, 82a-1602, 82a-1603, 82a-1607 and 82a-1702 and K.S.A. 2020 Supp. 2-1903, 2-1904, 2-1907, 2-1907c, 2-1908, 2-1915, 2-1930, 2-1931, 2-1933, 49-603, 49-606 and 49-621 and repealing the existing sections; also repealing K.S.A. 49-619, by Committee on Agriculture and Natural Resources.

SB 41, AN ACT concerning insurance; relating to certain health benefit plans; certain prescription drug benefits; establishing a \$100 maximum out-of-pocket cost-share per month per covered person for prescription insulin, by Committee on Federal and State Affairs.

SB 42, AN ACT concerning the department of health and environment; relating to the study and investigation of maternal deaths in the state of Kansas; amending K.S.A. 65-177 and repealing the existing section, by Committee on Federal and State Affairs.

SB 43, AN ACT concerning postsecondary education; relating to the state board of regents; creating the Kansas promise scholarship act and the Kansas promise scholarship program fund, by Committee on Education.

SB 44, AN ACT concerning the state treasurer; relating to the low-income family postsecondary savings accounts incentive program; ex-

panding the program to include military servicemember dependent children; allowing contributions from charitable organizations; amending K.S.A. 75-650 and repealing the existing section, by Committee on Education.

SB 45, AN ACT concerning property taxation; relating to buildings and improvements destroyed or substantially destroyed by natural disaster; amending K.S.A. 79-1613 and repealing the existing section, by Senator Holland.

SB 46, AN ACT concerning income taxation; relating to Kansas adjusted gross income; providing a subtraction modification for amounts received from employer-sponsored retirement plans; amending K.S.A. 79-32,117 and repealing the existing section, by Committee on Assessment and Taxation.

SB 47, AN ACT concerning income taxation; enacting the Kansas taxpayer protection act; relating to paid tax return preparers; requiring a signature and tax identification number on returns and claims; authorizing actions by the secretary of revenue to enjoin certain conduct, by Committee on Assessment and Taxation.

SB 48, AN ACT concerning insurance; relating to health insurance plans; providing requirements for coverage of diagnostic examinations for breast cancer; amending K.S.A. 2020 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Senator Sykes.

SB 49, AN ACT concerning income taxation; relating to credits; extending the time period and expanding eligibility for the single city port authority credit; amending K.S.A. 79-32,212 and repealing the existing section, by Committee on Assessment and Taxation.

SB 50, AN ACT concerning taxation; relating to marketplace facilitators; requiring the collection and remittance for sales, compensating use and transient guest taxes and prepaid wireless 911 fees made on platforms; removing click-through nexus provisions; amending K.S.A. 79-3702 and repealing the existing section, by Committee on Assessment and Taxation.

SB 51, AN ACT concerning the state department of education and the department for children and families; relating to students in foster care; requiring a Kansas foster care children annual academic report card, by Committee on Education.

SB 52, AN ACT establishing the Sedgwick county urban area nuisance abatement act, by Committee on Ways and Means.

SB 53, AN ACT concerning charter commissions; establishing the membership of the Sedgwick county charter commission, by Committee on Ways and Means.

SB 54, AN ACT concerning civil actions; relating to the protection from abuse act; expanding reasons to extend order; tolling time in prison; amending K.S.A. 2020 Supp. 60-3107 and repealing the existing section, by Committee on Ways and Means.

SB 55, AN ACT concerning the healing arts; relating to healing arts schools; professional services performed thereby; authorization thereof; amending K.S.A. 2020 Supp. 17-2707, 17-7668 and 65-2877a and repealing the existing sections, by Committee on Education.

SB 56, AN ACT concerning human trafficking; relating to notice offering help to victims of human trafficking; requiring certain businesses and public places to post such notice; amending K.S.A. 75-759 and repealing the existing section, by Committee on Judiciary.

SB 57, AN ACT concerning criminal procedure; relating to discharge of persons not brought promptly to trial; suspension and elimination of statutory deadlines; amending K.S.A. 2020 Supp. 22-3402 and repealing the existing section, by Committee on Judiciary.

SB 58, AN ACT concerning liens or claims against real or personal property; relating to prohibitions on certain filings; notice; criminal penalties; amending K.S.A. 2020 Supp. 58-4301 and 58-4302 and repealing the existing sections, by Committee on Judiciary.

SB 59, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; changing terminology; selling sexual relations; promoting the sale of sexual relations; buying sexual relations; amending K.S.A. 68-2255 and K.S.A. 2020 Supp. 21-5401, 21-6328, 21-6419, 21-6420, 21-6421, 21-6422, 22-2515, 22-2530, 22-3901, 22-4902, 22-4906, 38-2202, 38-2287, 41-311, 41-2601, 60-31a02 and 60-4104 and repealing the existing sections, by Committee on Judiciary.

SB 60, AN ACT concerning crimes, punishment and criminal procedure; relating to jurisdictional application; defining proximate result for purposes of determining when a crime is committed partly within this state; amending K.S.A. 2020 Supp. 21-5106 and repealing the existing section, by Committee on Insurance.

SB 61, AN ACT concerning education; relating to the tax credit for low income students scholarship program act; expanding student eligibility for the program; amending K.S.A. 2020 Supp. 72-4352, 72-4354

and 72-5178 and repealing the existing sections, by Committee on Education.

SB 62, AN ACT concerning schools; relating to student vision screenings and the standards therefor; establishing the Kansas children's vision health and school readiness commission; amending K.S.A. 72-6241 and 72-6242 and repealing the existing sections, by Committee on Education.

SB 63, AN ACT concerning education; providing ACT college entrance exams and workkeys assessments to nonpublic school students; notification thereof; report to the legislature; amending K.S.A. 2020 Supp. 72-5179 and repealing the existing section, by Committee on Education.

SB 64, AN ACT concerning postsecondary education; relating to the regulation of private and out-of-state educational institutions by the state board of regents; certificates of approval; student protections; rules and regulations; amending K.S.A. 74-32,162, 74-32,163, 74-32,164, 74-32,165, 74-32,167, 74-32,168, 74-32,169, 74-32,170, 74-32,171, 74-32,172, 74-32,173, 74-32,175, 74-32,177, 74-32,178, 74-32,181, 74-32,182, 74-32,184, 74-32,194, 74-32,417 and 74-32,419 and repealing the existing sections, by Committee on Education.

SB 65, AN ACT concerning economic development; relating to the high performance incentive fund; workforce training program participation requirements; amending K.S.A. 74-50,133 and 79-32,160a and repealing the existing sections, by Committee on Commerce.

SB 66, AN ACT concerning economic development; relating to the Kansas angel investor tax credit act; qualified securities; tax credit limitations and amounts; investor requirements; qualified Kansas business designation requirements; bioscience businesses; program expiration date; amending K.S.A. 74-8132, 74-8133 and 74-8136 and repealing the existing sections, by Committee on Commerce.

SB 67, AN ACT concerning motor vehicles; relating to all-terrain vehicles and recreational off-highway vehicles; expanding the definitions thereof; amending K.S.A. 2020 Supp. 8-126 and 8-1402a and repealing the existing sections, by Committee on Transportation.

SB 68, AN ACT concerning motor vehicles; relating to distinctive license plates; establishing a fee for firefighter license plates; amending K.S.A. 2020 Supp. 8-1,155 and repealing the existing section, by Committee on Transportation.

SB 69, AN ACT concerning motor vehicles; relating to distinctive license plates; providing for the love, Chloe foundation license plate, by Committee on Transportation.

SB 70, AN ACT concerning sales taxation; relating to exemptions from the sales or selling price; making exemption of certain cash rebates on sales or leases or new motor vehicles permanent; excluding discounts and coupons from the sales or selling price; amending K.S.A. 79-3602 and repealing the existing section, by Committee on Assessment and Taxation.

SB 71, AN ACT concerning taxation; relating to income and privilege tax; credits; establishing an Eisenhower foundation contribution credit, by Committee on Assessment and Taxation.

SB 72, AN ACT concerning property taxation; relating to county appraisers, qualifications and appraisal courses for registered mass appraiser designation; state board of tax appeals, appraisal course requirements; appraisal courses approved by the real estate appraisal board; amending K.S.A. 74-2433 and K.S.A. 2020 Supp. 19-430 and 19-432 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 73, AN ACT concerning the attorney general; relating to corruption committed by a public officer or public employee; requiring the attorney general to carry out certain duties related to inquiry and investigation; requiring the attorney general to request an inquisition or state grand jury under certain circumstances; amending K.S.A. 2020 Supp. 22-3001 and repealing the existing section, by Senator Holland.

SB 74, AN ACT concerning the attorney general; relating to sexual abuse committed by a minister of religion; requiring the attorney general to carry out certain duties related to inquiry and investigation; requiring the attorney general to request an inquisition or state grand jury under certain circumstances; amending K.S.A. 2020 Supp. 22-3001 and repealing the existing section, by Senator Holland.

SB 75, AN ACT concerning children and minors; relating to reporting of certain abuse and neglect; requiring a duly ordained minister of religion to report certain abuse and neglect; amending K.S.A. 2020 Supp. 38-2223 and repealing the existing section, by Senator Holland.

SB 76, AN ACT concerning taxation; relating to income taxation; establishing the golden years homestead property tax freeze act; pro-

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viding residential property tax refunds, by Senators Holland, Corson, Faust-Goudeau, Haley, Peck, Petersen, Pettey, Pittman and Ware.

SB 77, AN ACT concerning health professions and practices; relating to audiologists and speech-language pathologists; licensure; enacting the audiology and speech-language pathology interstate compact, by Committee on Public Health and Welfare.

SB 78, AN ACT concerning insurance; relating to the regulation of the business thereof; granting the commissioner the power to subpoena witnesses and order depositions when conducting certain investigations; updating certain definitions relating to service contracts and surplus lines insurance; interest rate calculations relating to nonforfeiture law for individual deferred annuities; application requirements for certification of utilization review organizations; requirements for out-of-state risk retention groups to do business in state; applications for registration of professional employer organizations; repealing the automobile club services act; amending K.S.A. 40-103, 40-22a04, 40-22a06 and 40-4103 and K.S.A. 2020 Supp. 40-201a, 40-246i, 40-4,104, 40-22a05 and 44-1704 and repealing the existing sections; also repealing K.S.A. 40-2405, 40-2501, 40-2502, 40-2503, 40-2504, 40-2505, 40-2506, 40-2507, 40-2508, 40-2509, 40-2510, 40-2511, 40-2512 and 40-2513, by Committee on Insurance.

SB 79, AN ACT concerning the state fire marshal; relating to law enforcement powers thereof; fire equipment standards; requiring investigation of fire deaths; amending K.S.A. 31-158 and repealing the existing section, by Committee on Federal and State Affairs.

SB 80, AN ACT concerning electric public utilities; relating to the state corporation commission; approval of electric rates, transmission costs; prohibiting transmission delivery charges, exceptions; amending K.S.A. 66-1237 and repealing the existing section, by Committee on Federal and State Affairs.

SB 81, AN ACT concerning the state corporation commission; relating to electric public utilities; regional electric rates; report to the legislature; amending K.S.A. 66-117b and repealing the existing section, by Committee on Federal and State Affairs.

SB 82, AN ACT concerning insurance; relating to coverage of mental illness and substance use disorders; limiting utilization review under certain circumstances; enacting the Kristi L. Bennett mental health parity act; amending K.S.A. 2020 Supp. 40-2,105 and 40-2,105a and repealing the existing sections, by Committee on Federal and State Affairs.

SB 83, AN ACT concerning the state child death review board; relating to confidentiality of records; exceptions; amending K.S.A. 2020 Supp. 22a-243 and repealing the existing section, by Committee on Public Health and Welfare.

SB 84, AN ACT concerning gaming; relating to the Kansas expanded lottery act; Kansas lottery and Kansas racing and gaming commission, rules and regulations; authorizing sports wagering; creating the sports wagering receipts fund, executive director of the Kansas lottery; white collar crime fund, governor; amending K.S.A. 46-2301, 74-8702, 74-8710, 74-8711, 74-8716, 74-8718, 74-8733, 74-8734, 74-8751, 74-8752, 74-8757, 74-8758, 74-8760, 74-8772 and 79-4806 and K.S.A. 2020 Supp. 21-6403, 21-6507 and 21-6508 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 85, AN ACT concerning children and minors; relating to foster care; requiring notification by a foster care case management contractor and the Kansas department for children and families of certain situations involving children, by Committee on Public Health and Welfare.

SB 86, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and retirement systems thereunder; conforming certain KPERs provisions with the federal CARES act; amending K.S.A. 74-49,123 and repealing the existing section, by Joint Committee on Pensions, Investments and Benefits.

SB 87, AN ACT concerning sales taxation; relating to countywide retailers' sales tax; discontinuing apportionment of revenue received for general purposes between the county and cities located therein; amending K.S.A. 2020 Supp. 12-192 and repealing the existing section, by Committee on Assessment and Taxation.

Senate Resolutions

SR 1705, A RESOLUTION adopting rules for the Senate of the State of Kansas for the terms of the Senators commencing with the 2021 regular session of the Legislature, by Senators Masterson, Suelltrop and Sykes.

Senate Concurrent Resolutions

SCR 1603, A PROPOSITION to amend article 11 of the constitution of the state of Kansas by adding a new section thereto, concerning the state highway fund in the state treasury, by Senator Hilderbrand.

Doc. No. 048841

State of Kansas

Corporation Commission

Permanent Administrative Regulation

Article 4. — MOTOR CARRIERS OF PERSONS AND PROPERTY

82-4-30a. Applications for interstate registration.

(a)(1) For the purposes of this regulation, "base state" shall have one of the following meanings:

(A) The meaning assigned to "base-state" in 49 U.S.C. 14504a(a)(2), as adopted in paragraph (a)(2) of this regulation; or

(B) if an entity does not have a principal place of business, office, or operating facility in any participating state, the participating state chosen by the entity that is nearest to the location of the entity's principal place of business or any participating state within the entity's FMCSA region.

(2) 49 U.S.C. 14504a, as in effect on January 14, 2019, is hereby adopted by reference, except for the following portions:

(A) In 49 U.S.C. 14504a(a), the following:

(i) The phrase "and section 14506 (except as provided in paragraph (5))";

(ii) 49 U.S.C. 14504a(a)(3);

(iii) 49 U.S.C. 14504a(a)(5)(B); and

(iv) 49 U.S.C. 14504a(a)(6) through (7);

(B) 49 U.S.C. 14504a(c) through (e);

(C) In 49 U.S.C. 14504a(f), 49 U.S.C. 14504a(f)(1)(B) through (E); and

(D) 49 U.S.C. 14504a(g) through (j).

(3) Each interstate motor carrier designating Kansas as the carrier's base state and operating in interstate commerce over the highways of this state under authority issued by the relevant federal agency shall file the uniform application for registration issued by the relevant federal agency. The carrier shall file this application for registration with the transportation division of the state corporation commission.

(b) Each interstate motor carrier designating Kansas as the carrier's base state shall pay a fee to the state corporation commission through the national registration system. This fee shall be in accordance with the fee schedule in 49 C.F.R. 367.60, as in effect on October 1, 2019 and as amended by 85 fed. reg. 8198 (2020), which is hereby adopted by reference.

(c) An interstate regulated motor carrier shall not operate in interstate commerce over the highways of this state unless the carrier is registered in the carrier's base state as defined in paragraph (a)(1). (Authorized by K.S.A. 66-1,112; implementing K.S.A. 66-1,108b, 66-1,116, and 66-1,139; modified, L. 1981, ch. 424, May 1, 1981; amended Oct. 3, 1994; amended Jan. 4, 1999; amended July 14,

2000; amended Jan. 31, 2003; amended, T-82-10-8-07, Oct. 8, 2007; amended, T-82-12-10-07, Dec. 10, 2007; amended July 18, 2008; amended, T-82-5-12-10, May 12, 2010; amended Oct. 8, 2010; amended July 26, 2019; amended, T-82-10-27-20, Oct. 27, 2020; amended Feb. 19, 2021.)

Linda M. Retz
Executive Director

Doc. No. 048838

State of Kansas

Board of Barbering

Permanent Administrative Regulation

Article 4.—ISSUANCE, RENEWAL, REVOCATION AND SUSPENSION OF CERTIFICATES OF REGISTRATION

61-4-3. Potentially disqualifying civil and criminal records; advisory opinion; fee. (a) For purposes of this regulation, “conviction” shall mean the rendering of a judgment or order by a court of competent jurisdiction in any state, or a subdivision thereof, or territory of the United States, by a court of the United States, or by a military court-martial pursuant to the uniform code of military justice.

(b) The following criminal records may disqualify an applicant from receiving a license or permit:

(1) Conviction of any offense classified as a felony in the jurisdiction in which the conviction occurred;

(2) conviction of any offense classified as a class A person misdemeanor or similar classification in the jurisdiction in which the conviction occurred;

(3) conviction of any offense classified as a class A misdemeanor pursuant to K.S.A. 21-5701 et seq. and amendments thereto, any predecessor statute before its repeal, or any similar classification in the jurisdiction in which the conviction occurred; and

(4) conviction of any other misdemeanor pursuant to K.S.A. 21-5701 et seq. and amendments thereto, any predecessor statute before its repeal, or any similar classification in the jurisdiction in which the conviction occurred if one of the following conditions is met:

(A) Fewer than five years have passed since the applicant completed that individual’s sentence, including any term of incarceration, probation, or community supervision or payment of any fine, fees, or restitution; or

(B) the applicant has been convicted of another crime in the five years immediately preceding the date of the application for license or permit.

(c) Civil records that may disqualify an applicant from receiving a license or permit shall be any records of any court judgment or settlement in which the applicant admitted or was found to have engaged in conduct that would constitute a violation of the barbering act or any of the board’s regulations. Those records shall not be used to disqualify an applicant for more than five years after the applicant satisfied any judgment or restitution ordered by the court or the settlement agreement signed by the parties.

(d) Any individual with a criminal or civil record described in this regulation may petition the board for an

informal, advisory opinion concerning whether the individual’s civil or criminal record may disqualify the individual from licensure. Each petition shall include the following:

(1) The details of the individual’s civil or criminal record, including a copy of court records and the settlement agreement signed by the parties;

(2) an explanation of the circumstances that resulted in the civil or criminal record or settlement agreement; and

(3) a check or money order in the amount of \$50.00. (Authorized by K.S.A. 65-1825a and K.S.A. 74-120; implementing K.S.A. 65-1820a and 74-120; effective Feb. 19, 2021.)

Cassiopeia Capps
Administrative Officer

Doc. No. 048839

State of Kansas

Fire Marshal

Temporary Administrative Regulations

Article 26.—COMMERCIAL INDUSTRIAL HEMP PROCESSING

22-26-1. Definitions. As used in this article of the state fire marshal’s regulations, each of the following terms shall have the meaning specified in this regulation:

(a) “Act” means the commercial industrial hemp act, K.S.A. 2020 Supp. 2-3901 et seq. and amendments thereto.

(b) “Allowable THC content” means the legal level of THC concentration allowed under state and federal law.

(c) “Batch” means a quantity of hemp, by-products, intermediate substances, or seeds acquired on the same date from the same source.

(d) “Batch identification number” means a unique, sequential number that is assigned to each batch and corresponds to a record identifying the source of the material acquired and the date of acquisition.

(e) “By-product” means the spent biomass after the extraction of cannabinoids.

(f) “CBD” means cannabidiol.

(g) “Certificate of analysis” means a document from the Kansas department of agriculture or an independent testing laboratory stating the results of laboratory testing of a sample of hemp, by-products, intermediate substances, seeds, hemp waste, or finished products.

(h) “Devalue” means to destroy the ability of a seed to germinate under otherwise acceptable growing conditions.

(i) “Finished product” means a product that has no greater than the allowable THC content and is made by processing industrial hemp or an intermediate substance into a form suitable for lawful sale, including cannabinoids, cloth, cordage, fiber, food, fuel, paint, paper, particleboard, plastics, seed meal, and seed oil.

(j) “Hemp” means industrial hemp.

(k) “Hemp waste” means the materials resulting from hemp processing that contain THC and cannot be further processed into a finished product.

(l) “Industrial hemp” has the meaning specified in K.S.A. 2020 Supp. 2-3901, and amendments thereto.

(continued)

(m) "Intermediate substance" means a substance resulting from the extraction of cannabinoids that contains greater than the allowable THC content and is subject to further processing to yield finished products and hemp waste.

(n) "KBI" means Kansas bureau of investigation.

(o) "Lot" means the quantity of hemp, by-products, intermediate substances, or seeds processed in one operation or in one continuous or semicontinuous process or cycle. A lot could consist of a single batch or batches from multiple producers.

(p) "Person" has the meaning specified in K.S.A. 2020 Supp. 2-3901, and amendments thereto.

(q) "Premises" means a hemp processing facility, the immediately surrounding areas controlled by a processor, waste receptacles, associated buildings, and parking areas.

(r) "Processor" means a person registered as a hemp processor in Kansas.

(s) "Producer" means a person lawfully engaged in the cultivation or production of industrial hemp for commercial purposes, whether inside or outside Kansas.

(t) "Stop sale, use, or removal order" means an administrative order of the state fire marshal to a processor restraining the sale, use, disposition, and movement of hemp, by-products, intermediate substances, finished products, and hemp waste in a hemp processing facility or otherwise in the processor's possession.

(u) "THC concentration" means the combined percentage of delta-9 tetrahydrocannabinol and its optical isomers, their salts and acids, and salts of their acids, reported as free THC and measured on a dry-weight basis for any part of the plant *Cannabis sativa L.* and on a percentage-by-weight basis in intermediate substances, by-products, hemp waste, or other materials resulting from the processing of industrial hemp.

(v) "Treated hemp waste" means hemp waste that has been treated as required by K.S.A. 2020 Supp. 2-3909, and amendments thereto, and this article of the state fire marshal's regulations to render the hemp waste unusable and unrecognizable. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-2. Hemp processor registration; renewal. (a) No person shall process industrial hemp in Kansas without a valid registration issued by the state fire marshal or a valid research processor license issued by the secretary of the Kansas department of agriculture.

(b) Each individual wanting to register as a hemp processor shall submit an application on a form provided by the state fire marshal, which shall include the following information:

- (1) Full legal name;
- (2) telephone number;
- (3) electronic-mail address;
- (4) residential mailing address;
- (5) date of birth; and
- (6) any other identifying information required by the state fire marshal.

(c) If the applicant is not an individual, the applicant shall designate one or more individuals to be responsible for all activities relating to hemp processing and submit an application on a form provided by the state fire

marshal, which shall include the information required in subsection (b) for the applicant and for the following individuals:

- (1) Each officer, proprietor, or partner of the entity; and
- (2) each owner of more than a 10 percent interest in the processing operations.

(d) The application shall also include the following:

(1) The street address, or a legal description, and the global positioning system coordinates of any premises that will serve as a part of the applicant's processing operations;

(2) a brief description of the industrial hemp processing methods that will be used, activities that will be undertaken, and finished products planned for production;

(3) a policies and procedures manual, as specified in K.A.R. 22-26-5, for approval by the state fire marshal;

(4) a code footprint meeting the requirements of K.A.R. 22-1-7; and

(5) any other relevant information required by the state fire marshal.

(e) The application shall also include the information required in subsection (b) for the following persons:

(1) Each owner of land, structures, and buildings where any processing activities or storage of hemp will be conducted; and

(2) each owner of each motor vehicle that will be used to distribute or transport hemp or intermediate substances from the premises.

(f) Each applicant shall be fingerprinted and submit to a criminal history record check, and each processor shall ensure that each individual wanting to engage in the extraction of cannabinoids or the disposal of hemp waste is fingerprinted and submits to a criminal history record check.

(g) Each registration shall expire annually on April 30. Each renewal application shall be submitted on or before April 1.

(h) Except as specified in subsection (i), the annual registration fee shall be \$1,000. The fee shall be nonrefundable.

(i) The fee for an initial registration after the effective date of this regulation but before April 1, 2021 shall be prorated at the rate of \$85 per month through April 30, 2021.

(j) No registration shall be approved for hemp processing activities in or within an area zoned for residential use or within one-quarter mile of any public or private K-12 school or public recreational area, except with the state fire marshal's written permission.

(k) Acceptance of a hemp processor registration shall constitute a grant of authority by the processor allowing the state fire marshal to provide the registration number, full legal name of the processor, and descriptions of all locations and facilities identified for processing industrial hemp, including any later modifications, to the United States drug enforcement agency, the KBI, the sheriff of the county where the premises are located, and any other law enforcement agency.

(l) A registration issued pursuant to this article of the state fire marshal's regulations shall not relieve the processor from the responsibility to obtain any other registrations, licenses, or permits required by law.

(m) An application may be denied by the state fire marshal for any lawful reason, including any of the reasons stated in K.A.R. 22-26-3. (Authorized by and implementing K.S.A. 2019 Supp. 2-3907 and L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-3. Compliance with laws; denial, revocation, or conditioning of a registration; appeals. (a) Each processor shall comply with all local, state, and federal laws and regulations related to industrial hemp and with the act and the implementing regulations. Each processor shall be responsible for the actions of its employees, contractors, and agents in their performance of any activities relating to the acquisition, possession, sale, distribution, processing, or transportation of hemp, by-products, intermediate substances, seeds, finished products, and hemp waste.

(b) Each of the following shall constitute a basis for the state fire marshal to deny an initial or renewal application or to impose conditions on a registration, revoke a registration, or deny future applications:

(1) Knowingly providing any false, misleading, or incorrect information on the registration application or to the state fire marshal;

(2) failure to provide any information that the state fire marshal requests;

(3) failure to cooperate with the state fire marshal or law enforcement agencies in administration and enforcement of the act and the implementing regulations;

(4) failure to maintain or submit any forms or reports as required;

(5) violation of any provision of the act or the implementing regulations;

(6) revocation of a registration, license, permit, or certificate to practice in the hemp industry by the state fire marshal, the Kansas department of agriculture, the United States department of agriculture, another state, or any Indian nation or U.S. territory within the three years preceding the application;

(7) any conviction related to growing, cultivating, processing, or distributing hemp or marijuana;

(8) failure to ensure that fingerprint-based criminal history record checks are conducted as required by the act or the implementing regulations;

(9) conviction of an individual applicant, or an officer, proprietor, or partner of the applicant entity or an owner of more than a 10 percent interest in the processing operations, within the preceding 10 years of a felony or Class A misdemeanor violation involving homicide, assault, domestic violence, or battery, or offenses that are substantially similar to these offenses under the laws of another jurisdiction or federal law, or the unlawful use, possession, or distribution of drugs;

(10) conviction of an individual applicant, or an officer, proprietor, or partner of the applicant entity or an owner of more than a 10 percent interest in the processing operations, within the preceding five years of a felony or Class A misdemeanor violation involving fraud, theft, or misappropriation of another person's money or property, or offenses that are substantially similar to these offenses under the laws of another jurisdiction or federal law; and

(11) allowing any individual to engage in any processing or transportation of hemp, by-products, intermediate

substances, seeds, or hemp waste if the individual has been convicted of any of the crimes listed in paragraph (9) or (10) of this subsection.

(c) If a processor's Kansas registration is revoked, the person shall not be eligible to apply for a hemp processor registration for three years. (Authorized by and implementing K.S.A. 2020 Supp. 2-3907 and L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-4. Adopted codes and standards. (a) Each processor shall ensure compliance with the national fire protection association (NFPA) codes and standards adopted in this regulation.

(b) The following NFPA codes and standards are hereby adopted by reference, except as specified in this regulation:

(1) The following chapters, or portions of chapters, from NFPA 1, 2018 edition:

(A) In chapter 6, the following portions of section 6.1:

(i) subsection 6.1.1.1;

(ii) subsection 6.1.12.1;

(iii) subsection 6.1.13.1; and

(iv) subsections 6.1.14 through 6.1.14.4.6;

(B) chapter 13, except for the following:

(i) Subsection 13.1.1.1;

(ii) subsections 13.2.2.4 and 13.2.2.4.1;

(iii) subsections 13.2.2.5 and 13.2.2.5.1;

(iv) subsection 13.3.2.3;

(v) subsections 13.3.2.7 through 13.3.2.24.2;

(vi) subsections 13.3.2.26 through 13.3.2.26.2.3;

(vii) subsection 13.3.2.28;

(viii) subsection 13.3.2.29;

(ix) subsection 13.3.3.5.1.2.2;

(x) subsections 13.6.2.6.1 and 13.6.2.6.2;

(xi) subsections 13.7.1.8.8 and 13.7.1.8.9;

(xii) subsection 13.7.1.9.5.4;

(xiii) subsections 13.7.2.3 through 13.7.2.26.4; and

(xiv) subsections 13.7.2.29 through 13.7.2.29.2.2.2;

(C) chapter 14, except for subsections 14.5.2.10.3 through 14.5.2.10.5;

(D) chapter 38;

(E) chapter 54; and

(F) chapter 66, except for the following:

(i) Subsection 66.1.5; and

(ii) subsections 66.27.11 through 66.27.11.4;

(2) NFPA 12, 2015 edition;

(3) NFPA 13, 2016 edition;

(4) NFPA 17, 2017 edition;

(5) chapter 7 of NFPA 45, 2015 edition;

(6) NFPA 58, 2017 edition;

(7) NFPA 70, 2017 edition;

(8) NFPA 90A, 2018 edition;

(9) NFPA 91, 2015 edition;

(10) NFPA 701, 2015 edition;

(11) NFPA 704, 2017 edition; and

(12) NFPA 2001, 2015 edition.

(c) The following modifications shall be made to all NFPA codes and standards adopted in this regulation:

(1) All material before the first chapter shall be excluded from adoption.

(2) All appendices and annexes shall be excluded from adoption unless otherwise specified.

(continued)

(3) Chapter 2, “referenced publications,” shall be excluded from adoption.

(4) The last sentence of section 3.1 shall be excluded from adoption. This exclusion shall not apply to NFPA 70.

(5) All indexes and all material after the indexes shall be excluded from adoption.

(6)(A) Each reference to “marijuana” shall be replaced with “industrial hemp.”

(B) Each reference to “authority having jurisdiction” or “AHJ” shall be replaced with “the state fire marshal or designee,” except when the context indicates that the term is referring to a local fire department or local law enforcement agency. (Authorized by and implementing L. 2020, ch. 5, sec. 106 and K.S.A. 2020 Supp. 31-133; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-5. Policies and procedures manual. Each processor shall establish, maintain, and adhere to written policies and procedures for the processing, security, storage, inventory, distribution, and transportation of hemp, by-products, intermediate substances, seeds, finished products, and hemp waste. These policies and procedures shall be specified in a manual that includes the following topics:

(a) Ensuring that all of the hemp and intermediate substances in every stage of processing and distribution are used and stored in such a manner as to prevent diversion, theft, or loss and are accessible only to the minimum number of authorized personnel essential for efficient operation;

(b) ensuring that hemp waste is kept in a secure location in such a manner as to prevent diversion, theft, or loss and is accessible only to the minimum number of authorized personnel essential for hemp waste storage and disposal; and

(c) indicating the methods of disposal of hemp waste that will be used. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-6. Processing records. (a) For each lot, each processor shall make a processing record that shall include the following:

- (1) The date of processing;
- (2) the batch identification number of each batch processed in the lot;
- (3) the method used for processing and the type and name of any solvent or other compounds used in the processing of the lot;
- (4) the weight of the lot processed;
- (5) the weight of by-products and of intermediate substances from the lot that are not further processed;
- (6) the weight and types of finished products; and
- (7) the weight of hemp waste from the lot and the method of disposal.

(b) Each processor shall make or obtain, as applicable, and retain a copy of each document required by K.A.R. 22-26-10 concerning the acquisition of hemp, by-products, intermediate substances, or seeds.

(c) Each processor shall retain every document, record, and report required by this regulation for three years and make these materials available to the state fire marshal upon request. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-7. Access to records and property. (a) Acceptance of a hemp processor registration shall constitute a grant of consent to allow the state fire marshal, or designee, complete, unrestricted, and immediate access to the records, premises, motor vehicles on the premises, and motor vehicles used in the transportation of hemp or intermediate substances to determine compliance with the act and the implementing regulations. Access shall be granted at reasonable times, whether the processor is present or not, without interference or obstruction, with or without cause, and with or without advance notice.

(b) Each processor shall sign, and shall require each employee to sign, a form provided by the state fire marshal granting consent for the state fire marshal or designee to search the processor’s or employee’s vehicle, person, or personal effects while on the premises whenever an inventory discrepancy is detected or there is reason to believe that the processor or employee is in possession of hemp, intermediate substances, by-products, seeds, or hemp waste for a purpose other than the activities authorized by the act.

(c) If a processor denies the state fire marshal, or designee, the access required by subsection (a), any court of competent jurisdiction may issue a search warrant authorizing access to the records, premises, or motor vehicles, upon application and showing of cause by the state fire marshal. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-8. Facilities; exemptions. (a) Each hemp processing facility shall be inspected by the state fire marshal before the issuance of a hemp processor registration. A hemp processor registration shall be valid only for the facility that was inspected at the time of registration.

Each hemp processing facility and premises shall continue to be subject to inspection by the state fire marshal, pursuant to K.S.A. 31-139 and amendments thereto.

(b) Each processor shall ensure that the hemp processing facility complies with the national codes and standards adopted in K.A.R. 22-26-4.

(c) Upon application to the state fire marshal by a processor demonstrating that the enforcement of a specific requirement of a regulation will cause unnecessary hardship to the processor, an exemption from compliance may be granted by the state fire marshal, unless the state fire marshal determines that the condition, structure, or activity that is or would be in noncompliance constitutes or would constitute a distinct hazard to life or property. (Authorized by and implementing L. 2020, ch. 5, sec. 106, K.S.A. 2020 Supp. 31-133, and K.S.A. 2020 Supp. 31-136; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-9. Security measures; reportable events; recordkeeping. (a) Each processor shall keep all equipment and areas used for the processing of hemp, intermediate substances, or hemp waste securely locked and protected from entry by unauthorized individuals.

(b) Each processor shall store all hemp, intermediate substances, and hemp waste in an approved manner consistent with K.A.R. 22-26-5.

(c) Each hemp processing facility shall have adequate alarm and video surveillance security systems to prevent and detect diversion, theft, or loss of hemp, intermediate substances, or hemp waste, including the following:

(1) A perimeter alarm with motion detector providing coverage of all facility entrances and exits, rooms with exterior windows, roof hatches, skylights, and storage rooms; and

(2) a video surveillance system.

(d) The video surveillance system shall have video cameras in operation 24 hours each day, directed at and recording all areas that are used to contain hemp, intermediate substances, or hemp waste and all points of entry and exit. These cameras shall be angled to capture a clear and certain identification of any person within view. The date and time shall be embedded on all surveillance recordings without obscuring the picture.

(e) Each processor shall make available the video camera recordings for immediate viewing by the state fire marshal or law enforcement upon request.

(f) All alarm and video surveillance systems shall be designed to operate during power outages.

(g) All alarm and video surveillance systems shall be inspected at least annually by the vendors.

(h) Each processor shall notify the state fire marshal of any failure of the security alarm system or surveillance system due to a loss of electrical power or mechanical malfunction that is expected to last longer than eight hours and shall describe any corrective measures taken.

(i) Each processor shall maintain the following records:

(1) Surveillance video camera recordings, for at least the preceding 90 days;

(2) annual inspections of the alarm and video surveillance systems, for three years; and

(3) records of any occurrence that is reportable under this regulation, for three years after the occurrence.

(j) Each processor shall immediately notify the state fire marshal of any interaction of the processor, or its employees, contractors, or agents, with law enforcement that is related to participation in the hemp processing industry. This requirement shall also apply to any contact with law enforcement related to a criminal charge or criminal investigation involving any of the offenses listed in K.A.R. 22-26-3(b)(9) or (10) or offenses in another jurisdiction that are substantially similar to the listed offenses. The processor shall provide a written follow-up statement summarizing the interaction and its outcome to the state fire marshal within three calendar days of the interaction. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-10. Acquisition of hemp, by-products, intermediate substances, or seeds for processing. (a) Each processor shall obtain hemp, by-products, intermediate substances, or seeds only from legal sources.

(b) Each processor shall accept hemp, by-products, intermediate substances, or seeds only if the material is accompanied by a harvest certificate, a certificate of analysis, or a similar document and by a signed bill of lading that includes the weight of the material transferred, the date of the transfer, and the following information:

(1) The name, address, and registration, permit, or license number of the producer of the hemp;

(2) the name, address, and registration, permit, or license number of the person from whom the processor acquired the hemp, by-products, intermediate substances, or seeds; and

(3) the name, address, and registration, permit, or license number of any prior processor.

(c) Each processor that acquires seeds that are not devitalized shall devitalize the seeds within 10 days of receipt and take appropriate security measures to ensure that the seeds cannot be diverted before being devitalized.

(d) Each processor shall assign a batch identification number to each batch at the time of acquisition.

(e) Each processor shall retain the records required by this regulation for at least three years and shall make the records available to the state fire marshal upon request. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-11. Inventory control; reports. (a) Each processor shall conduct an inventory each working day and create an inventory report that shall include the locations and weights of each of the following materials:

(1) The hemp, by-products, intermediate substances, seeds, finished products, hemp waste, and treated hemp waste on hand at the start of the day;

(2) the hemp, by-products, intermediate substances, and seeds received;

(3) the hemp, by-products, intermediate substances, and seeds processed, identified by batch identification numbers;

(4) the finished products produced;

(5) the hemp, by-products, seeds, finished products, and intermediate substances shipped from the facility;

(6) the hemp waste produced from processing activities;

(7) the hemp waste treated;

(8) the hemp waste disposed of; and

(9) the hemp, by-products, intermediate substances, seeds, finished products, hemp waste, and treated hemp waste on hand at the end of the day.

(b) Each processor shall submit the inventory report to the state fire marshal at the end of each working day.

(c) Each processor shall notify the state fire marshal immediately upon discovering any inventory discrepancies, diversion, theft, or loss of any hemp, by-products, intermediate substances, or hemp waste or of any loss or unauthorized alteration of records related to hemp processing or business activities, including inventory, security, employment, and transportation. The processor shall submit to the state fire marshal a signed report detailing the location and circumstances of the event, the type and amount of material involved, and an accurate inventory.

(d) Each processor shall maintain the records required by this regulation for at least three years. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-12. Disposal of hemp waste. (a) For any hemp waste that is required by K.S.A. 2020 Supp. 2-3909 and amendments thereto to be rendered unusable and unrecognizable, the processor shall incorporate the hemp waste into one or more of the nonconsumable solid waste materials listed below, such that the resulting mixture is less than 50 percent hemp waste:

(1) Paper waste materials;

(2) cardboard waste materials;

(continued)

- (3) food waste materials;
- (4) yard waste materials;
- (5) soil or other growth media; or
- (6) other materials approved by the state fire marshal.

(b) Each processor shall maintain and make available to the state fire marshal upon request a separate record of every disposal. The record shall contain the following:

- (1) The date and time of disposal;
- (2) the disposal method and procedures followed;
- (3) the volume and weight of the approved material used to render the hemp waste unusable;
- (4) the reason for disposal;
- (5) the volume and weight of hemp waste disposed of and the batch identification number of each batch from which the hemp waste was produced; and
- (6) the name, title, and signature of each person involved in the disposal.

(c) Any processor may use any other method approved by the state fire marshal for rendering hemp waste unusable and unrecognizable.

(d) No processor shall allow hemp waste that is required by K.S.A. 2020 Supp. 2-3909, and amendments thereto, to be rendered unusable and unrecognizable to leave the premises before the hemp waste is treated as required in subsections (a) and (c).

(e) Each processor shall dispose of all hazardous waste pursuant to K.S.A. 2020 Supp. 2-3909, and amendments thereto. (Authorized by L. 2020, ch. 5, sec. 106; implementing K.S.A. 2020 Supp. 2-3909 and L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-13. Transportation. (a) Each processor that sells, trades, barter, gives away, or otherwise transfers any hemp, intermediate substances, by-products, seeds, or finished products to any other person shall ensure that the materials are accompanied by the following:

- (1) A harvest certificate, a certificate of analysis, or a similar document from the producer; and
- (2) a signed bill of lading that includes the following:
 - (A) The processor's registration number;
 - (B) the total weight of hemp, intermediate substances, by-products, seeds, or finished products transferred;
 - (C) the date of the transfer; and
 - (D) the name and other requested identifiers of the person acquiring the materials.

If the processor received these materials from a prior processor, the processor shall include a signed bill of lading from the prior processor.

(b) No processor, or contractor, employee, or agent of a processor, shall take from the premises or possess any hemp, intermediate substances, by-products, seeds, finished products, or hemp waste unless the individual's possession is for activities authorized by the act and is in accordance with state and federal law and this article of the state fire marshal's regulations.

(c) Any individual in possession of hemp, intermediate substances, seeds that have not been devalitized, or hemp waste without a valid hemp producer's license, a valid processor's registration, or an appropriate signed bill of lading or a similar document from the producer and any prior processor may be presumed to have gained possession of the material in violation of the act and the implementing regulations.

(d) Each processor shall comply with the act and the implementing regulations and with all local, state, and federal laws, regulations, and ordinances related to the possession and transportation of hemp, intermediate substances, by-products, seeds, finished products, and hemp waste. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-14. Chain of custody for transportation of intermediate substances. (a) No material having greater than the allowable THC content shall leave a hemp processing facility.

(b) Each processor shall package all intermediate substances leaving a hemp processing facility in a container that is sealed with tamper-evident tape. The processor shall take a digital photo of the seals on the containers after sealing the containers and again after placing the containers in the transport vehicle.

(c) The doors of the cargo area of the transport vehicle shall be closed with a lock and a metal tamperproof seal, or other fastener approved by the state fire marshal, that can be removed only by cutting. The processor shall take a digital photo of the fastener on the doors after securing the doors.

(d) When intermediate substances leave a hemp processing facility, the processor shall record the following information on a form provided by the state fire marshal:

- (1) Number of containers in the shipment;
- (2) batch identification numbers for the intermediate substances in each container;
- (3) weight of each container;
- (4) date and time of transfer;
- (5) name and driver's license or state-issued identification card number of each individual in the transport vehicle;
- (6) signature of each individual in the transport vehicle; and
- (7) delivery address, recipient name, and any other identifying information about the recipient required by the state fire marshal.

(e) A copy of the form specified in subsection (d) shall be retained by the driver and shall be shown to any law enforcement officer upon demand, to demonstrate that the driver is authorized to transport intermediate substances.

(f) Upon delivery of the intermediate substances, each individual in the transport vehicle shall sign the form, record the date, time, and place of delivery, and record the name and title of the person taking delivery and any other identifying information requested by the state fire marshal.

(g) The recipient shall record the date and time of delivery, take a digital photo of the fastener on the doors, and take an inventory of the containers inside. The recipient shall take a digital photo of each seal and inspect each container and seal for any indication of tampering.

(1) If the fastener, a container, or a seal shows any sign of tampering, the recipient shall take possession of the delivery and shall immediately notify the processor and the state fire marshal.

(2) If the recipient detects no tampering, the recipient shall sign the delivery form acknowledging that both the fastener and each seal and container were intact upon delivery.

(h) Within three days of receipt, the recipient shall submit the information and photos required by this regulation to the state fire marshal in the manner specified by the state fire marshal. The recipient shall retain the originals for three years. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-15. Stop sale, use, or removal order; cease and desist. (a) For the purpose of allowing the state fire marshal to inventory and sample materials on the premises and review the inventory and security records whenever there is reason to believe that hemp, intermediate substances, by-products, seeds, finished products, or hemp waste is being produced, sold, or distributed in violation of the act or any implementing regulations, a stop sale, use, or removal order may be issued. No hemp, intermediate substances, by-products, seeds, finished products, or hemp waste shall be processed, sold, distributed, used, or relocated within or removed from the premises until the stop sale, use, or removal order is revoked in writing by the state fire marshal. No stop sale, use, or removal order shall be valid for more than seven days.

(b) A cease and desist order may be issued or a criminal complaint may be filed, pursuant to K.S.A. 31-139 and amendments thereto, for any violation of the Kansas fire prevention code. (Authorized by L. 2020, ch. 5, sec. 106 and K.S.A. 2020 Supp. 31-133; implementing L. 2020,

ch. 5, sec. 106 and K.S.A. 31-139; effective, T-22-1-28-21, Jan. 28, 2021.)

22-26-16. Testing. (a) Each processor shall allow the state fire marshal or designee to inspect and take samples of any hemp, intermediate substances, by-products, seeds, or finished products on the premises to determine compliance with the act and implementing regulations. Each sample shall be analyzed at the processor's expense.

(b) When requested by the state fire marshal, a processor shall provide a representative sample of any material specified in subsection (a) to a testing laboratory acceptable to the state fire marshal for analysis at the processor's expense.

(c)(1) If testing is done pursuant to subsection (a) or (b), a certificate or analysis from the testing laboratory shall be provided directly to the state fire marshal.

(2) If testing is done at the processor's request, the processor shall retain a copy of the certificate of analysis for at least three years and shall make this copy available to the state fire marshal upon request. (Authorized by and implementing L. 2020, ch. 5, sec. 106; effective, T-22-1-28-21, Jan. 28, 2021.)

Doug Jorgensen
State Fire Marshal

Doc. No. 048840

INDEX TO ADMINISTRATIVE REGULATIONS

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AGENCY 4: DEPARTMENT OF AGRICULTURE

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4-34-24	New	V. 39, p. 1580
4-34-25	New	V. 39, p. 1581
4-34-26	New	V. 39, p. 1581
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4-34-28	New	V. 39, p. 1582
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4-34-30	New	V. 39, p. 1583

AGENCY 9: DEPARTMENT OF AGRICULTURE—DIVISION OF ANIMAL HEALTH

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9-2-35	New	V. 39, p. 1358
9-3-9	Amended	V. 39, p. 1359

AGENCY 10: KANSAS BUREAU OF INVESTIGATION

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10-24-2	New	V.39, p. 1074
10-24-3	New (T)	V. 39, p. 732
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16-19-1	New	V. 39, p. 208
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26-38-4	New	V. 39, p. 1157
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28-1-42	New	V. 39, p. 1384
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28-1-43	New	V. 39, p. 1385
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36-45-2	New	V. 39, p. 1491
36-45-3	New (T)	V. 39, p. 1105
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88-10-5	Revoked	V. 39, p. 1270
88-10-6	Revoked	V. 39, p. 1270
88-10-7	Revoked	V. 39, p. 1270
88-10-8	Revoked	V. 39, p. 1270
88-10-10	Revoked	V. 39, p. 1270
88-10-12	Revoked	V. 39, p. 1270
88-11-1	Revoked	V. 39, p. 1270
88-11-2	Revoked	V. 39, p. 1270
88-11-3	Revoked	V. 39, p. 1270
88-11-4	Revoked	V. 39, p. 1270
88-11-5	Revoked	V. 39, p. 1270
88-11-6	Revoked	V. 39, p. 1270
88-11-7	Revoked	V. 39, p. 1270
88-11-8	Revoked	V. 39, p. 1270
88-11-9	Revoked	V. 39, p. 1270
88-11-11	Revoked	V. 39, p. 1270
88-11-12	Revoked	V. 39, p. 1270

88-25-1	New	V. 39, p. 748
88-25-2	New	V. 39, p. 748
88-25-3	New	V. 39, p. 748
88-25-4	New	V. 39, p. 748
88-25-5	New	V. 39, p. 748
88-29-1	Revoked	V. 39, p. 1215
88-29-3	Amended	V. 39, p. 1215
88-29-11	Revoked	V. 39, p. 1216
88-29-12	Amended	V. 39, p. 1216
88-29-13	Amended	V. 39, p. 1216
88-29-14	Amended	V. 39, p. 1218
88-29-15	Amended	V. 39, p. 1218
88-29-16	Amended	V. 39, p. 1219
88-29-17	Amended	V. 39, p. 1220
88-29-18	Revoked	V. 39, p. 1221
88-29-19	Revoked	V. 39, p. 1221
88-29a-1	Amended	V. 39, p. 1221
88-29a-5	Amended	V. 39, p. 1223
88-29a-6	Amended	V. 39, p. 1223
88-29a-7	Amended	V. 39, p. 1223
88-29a-7a	Amended	V. 39, p. 1224
88-29a-9	Amended	V. 39, p. 1224
88-29a-10	Amended	V. 39, p. 1225
88-29a-11	Amended	V. 39, p. 1227
88-29a-18	Amended	V. 39, p. 1228
88-29a-19	Amended	V. 39, p. 1229
88-29b-1	Amended	V. 39, p. 1229
88-29b-3	Amended	V. 39, p. 1231
88-29b-5	Amended	V. 39, p. 1231
88-29b-6	Amended	V. 39, p. 1232
88-29b-7	Amended	V. 39, p. 1233
88-29b-7a	Amended	V. 39, p. 1234
88-29b-9	Amended	V. 39, p. 1234
88-29b-10	Amended	V. 39, p. 1235
88-29c-1	Amended	V. 39, p. 1236
88-29c-5	Amended	V. 39, p. 1238
88-29c-7	Amended	V. 39, p. 1238
88-29c-9	Amended	V. 39, p. 1238
88-29c-10	Amended	V. 39, p. 1239
88-29d-1	Amended	V. 39, p. 1240
88-29d-5	Amended	V. 39, p. 1241
88-29d-7	Amended	V. 39, p. 1242
88-29d-9	Amended	V. 39, p. 1242
88-29d-10	Amended	V. 39, p. 1243
88-30-1	Amended (T)	V. 39, p. 890
88-30-1	Amended	V. 39, p. 1269
88-30-2	Amended	V. 39, p. 1270

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-7-1	Amended	V. 39, p. 1359
100-76-6	Amended	V. 39, p. 1360
100-78-1	New (T)	V. 39, p. 250
100-78-1	New	V. 39, p. 570
100-78-2	New (T)	V. 39, p. 250
100-78-2	New	V. 39, p. 570

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-5-2	Amended	V. 39, p. 252
105-5-3	Amended	V. 39, p. 252
105-5-6	Amended	V. 39, p. 252
105-5-7	Amended	V. 39, p. 252
105-5-8	Amended	V. 39, p. 252

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-3-3	Amended	V. 39, p. 30
109-3-4	Amended	V. 39, p. 31
109-5-1a	Amended	V. 39, p.32
109-11-1a	Amended	V. 39, p.32

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*. A list of regulations filed from 2016 through 2017, can be found in the Vol. 36, No. 52, December 28, 2017 *Kansas Register*. A list of regulations filed from 2018 through 2019, can be found in the Vol. 38, No. 52, December 26, 2019 *Kansas Register*.

Reg. No.	Action	Register
111-2-328	New	V. 39, p. 1460
111-4-3595	New	V. 39, p. 57
111-4-3596	New	V. 39, p. 58
111-4-3597	New	V. 39, p. 59
111-4-3598	New	V. 39, p. 60
111-4-3599	New	V. 39, p. 61
111-4-3600	New	V. 39, p. 63
111-4-3601	New	V. 39, p. 532
111-4-3602	New	V. 39, p. 533
111-4-3603	New	V. 39, p. 570
111-4-3604	New	V. 39, p. 572
111-4-3605	New	V. 39, p. 573
111-4-3606	New	V. 39, p. 574
111-4-3607	New	V. 39, p. 576
111-4-3608	New	V. 39, p. 621
111-4-3609	New	V. 39, p. 623
111-4-3610	New	V. 39, p. 624
111-4-3611	New	V. 39, p. 854
111-4-3612	New	V. 39, p. 855
111-4-3613	New	V. 39, p. 856
111-4-3614	New	V. 39, p. 858
111-4-3615	New	V. 39, p. 859
111-4-3616	New	V. 39, p. 860
111-4-3617	New	V. 39, p. 861
111-4-3618	New	V. 39, p. 862
111-4-3619	New	V. 39, p. 862
111-4-3620	New	V. 39, p. 864
111-4-3621	New	V. 39, p. 865
111-4-3623	New	V. 39, p. 866
111-4-3624	New	V. 39, p. 891

111-4-3625	New	V. 39, p. 892
111-4-3626	New	V. 39, p. 893
111-4-3627	New	V. 39, p. 894
111-4-3628	New	V. 39, p. 896
111-4-3629	New	V. 39, p. 897
111-4-3630	New	V. 39, p. 900
111-4-3631	New	V. 39, p. 1076
111-4-3632	New	V. 39, p. 1077
111-4-3633	New	V. 39, p. 1109
111-4-3634	New	V. 39, p. 1109
111-4-3635	New	V. 39, p. 1110
111-4-3636	New	V. 39, p. 1111
111-4-3637	New	V. 39, p. 1113
111-4-3638	New	V. 39, p. 1114
111-4-3639	New	V. 39, p. 1333
111-4-3640	New	V. 39, p. 1334
111-4-3641	New	V. 39, p. 1335
111-4-3642	New	V. 39, p. 1336
111-4-3643	New	V. 39, p. 1404
111-4-3644	New	V. 39, p. 1460
111-4-3645	New	V. 39, p. 1462
111-4-3646	New	V. 39, p. 1463
111-4-3647	New	V. 39, p. 1465
111-4-3648	New	V. 39, p. 1466
111-4-3649	New	V. 40, p. 40
111-4-3650	New	V. 40, p. 41
111-5-245	New	V. 39, p. 577
111-9-223	New	V. 39, p. 625
111-9-224	New	V. 39, p. 867
111-15-1	Amended	V. 39, p. 1405
111-15-3	Amended	V. 39, p. 1080
111-15-4	Amended	V. 39, p. 1081
111-15-5	Amended	V. 39, p. 1081
111-15-6	Amended	V. 39, p. 1081
111-15-10	Amended	V. 39, p. 1082
111-19-72	Amended	V. 39, p. 64
111-19-73	New	V. 39, p. 64
111-19-74	New	V. 39, p. 65
111-19-75	New	V. 39, p. 65
111-19-76	New	V. 39, p. 74
111-19-77	New	V. 39, p. 578
111-19-78	New	V. 39, p. 579
111-19-79	New	V. 39, p. 580
111-19-80	New	V. 39, p. 626
111-19-81	New	V. 39, p. 626
111-19-82	New	V. 39, p. 868
111-19-83	New	V. 39, p. 868
111-19-84	New	V. 39, p. 868
111-19-85	New	V. 39, p. 869
111-19-86	New	V. 39, p. 870
111-19-87	New	V. 39, p. 901
111-19-88	New	V. 39, p. 901
111-19-89	New	V. 39, p. 1082
111-19-90	New	V. 39, p. 1115
111-19-91	New	V. 39, p. 1116
111-19-92	New	V. 39, p. 1116
111-19-93	New	V. 39, p. 1337
111-19-94	New	V. 39, p. 1405
111-19-95	New	V. 39, p. 1405
111-19-96	New	V. 39, p. 1406
111-19-97	New	V. 40, p. 42
111-19-98	New	V. 40, p. 43
111-19-99	New	V. 40, p. 44

111-301-4	Amended	V. 39, p. 534
111-301-5	Amended	V. 39, p. 534
111-301-6	Amended	V. 39, p. 535
111-301-43	Amended	V. 39, p. 537
111-301-60	Amended	V. 39, p. 66
111-301-62	Amended	V. 39, p. 67
111-301-64	Amended	V. 39, p. 538
111-301-66	Amended	V. 39, p. 538
111-301-72	New	V. 39, p. 1338
111-301-73	New	V. 39, p. 1338
111-301-74	New	V. 39, p. 1338
111-301-75	New	V. 39, p. 1338
111-301-76	New	V. 39, p. 1339
111-302-4	Amended	V. 39, p. 68
111-302-5	Amended	V. 39, p. 1082
111-305-5	Amended	V. 39, p. 539
111-305-6	Amended	V. 39, p. 539
111-401-253	New	V. 39, p. 69
111-401-254	New	V. 39, p. 69
111-401-255	New	V. 39, p. 71
111-501-71	Amended	V. 39, p. 1340
111-501-81	Amended	V. 39, p. 1340
111-501-149	New	V. 39, p. 72
111-501-150	New	V. 39, p. 72
111-501-151	New	V. 39, p. 73
111-501-152	New	V. 39, p. 73
111-501-153	New	V. 39, p. 74
111-601-4	Amended	V. 39, p. 1117
111-601-6	Amended	V. 39, p. 1117

AGENCY 112: KANSAS RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-105-1	Amended	V. 39, p. 251

AGENCY 115: DEPARTMENT OF WILDLIFE, PARKS AND TOURISM

Reg. No.	Action	Register
115-1-1	Amended	V. 39, p. 1523
115-2-1	Amended	V. 39, p. 1525
115-4-2	Amended	V. 39, p. 617
115-4-4	Amended	V. 39, p. 618
115-4-4a	Amended	V. 39, p. 1527
115-4-6	Amended	V. 39, p. 619
115-5-1	Amended	V. 39, p. 1103
115-6-1	Amended	V. 39, p. 1103
115-7-3	Amended	V. 39, p. 1528
115-7-10	Amended	V. 39, p. 1528
115-14-12	Amended	V. 39, p. 1271
115-14-13	Amended	V. 39, p. 1273
115-14-14	Amended	V. 39, p. 1275
115-18-7	Revoked	V. 39, p. 1528
115-18-10	Amended	V. 39, p. 1528
115-18-12	Amended	V. 39, p. 1529

AGENCY 129: DEPARTMENT OF HEALTH AND ENVIRONMENT – DIVISION OF HEALTH CARE FINANCE

Reg. No.	Action	Register
129-6-103	Amended	V. 39, p. 1557
129-9-9	New (T)	V. 39, p. 647
129-9-9	New	V. 39, p. 1019
129-10-31	Amended	V. 39, p. 800

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