

# Kansas Register

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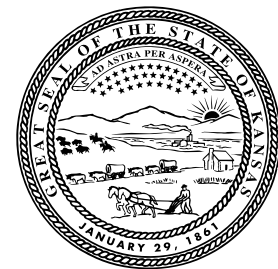
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**State of Kansas****Pooled Money Investment Board****Notice of Investment Rates**

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 7-15-24 through 7-21-24**

<b>Term</b>	<b>Rate</b>
1-89 days	5.33%
3 months	5.32%
6 months	5.22%
12 months	4.93%
18 months	4.73%
2 years	4.61%

Joel Oliver  
Executive Director  
Chief Investment Officer  
Pooled Money Investment Board

Doc. No. 052299

**State of Kansas****Board of Emergency Medical Services****Notice of Meetings**

The Board of Emergency Medical Services will meet at 9:00 a.m. Friday, August 2, 2024, in Room 509 of the Landon State Office Building, 900 SW Jackson, Topeka, Kansas. Board committee meetings will be held Thursday, August 1, 2024, subject to call of the chair at the same location. All committee meeting schedules, information and items on the agenda for the board meeting can be found at <http://www.ksbems.org>.

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

Joseph House  
Executive Director  
Board of Emergency Medical Services

Doc. No. 052300

**State of Kansas****Advisory Committee on Trauma****Notice of Meeting**

The Advisory Committee on Trauma (ACT) will meet from 10:00 a.m. to 12:00 p.m. Wednesday, July 31, 2024, via Microsoft Teams. Please contact Wendy O'Hare at [Wendy.OHare@ks.gov](mailto:Wendy.OHare@ks.gov) for a meeting invitation (Teams account not required) and/or for conference call-in information.

Janet Stanek  
Secretary

Department of Health and Environment

Doc. No. 052303

**State of Kansas****Kansas Children's Cabinet and Trust Fund****Notice of Meeting**

The Kansas Children's Cabinet and Trust Fund board will be conducting its virtual quarterly board meeting from 9:00 a.m. to 12:30 p.m. Friday, August 2, 2024. Information about the meeting and a copy of the agenda can be found one day before the meeting at <http://www.kschildrenscabinet.org>.

Melissa Rooker  
Executive Director  
Kansas Children's Cabinet and Trust Fund

Doc. No. 052306

**State of Kansas****Wichita State University****Notice of Intent to Lease Real Property**

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to 1.22 acres of real property located on the northwest corner of the intersection of Fountain Avenue and 21st Street  
(continued)

North, directly adjacent to the Wichita State University campus. This location would be designated for private development committed to supporting broadband infrastructure and Internet exchanges. The university is interested in leasing such ground to any individual, organization, or entity whose presence would advance WSU's vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. WSU intends to lease such space for a mutually agreeable period of time, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with WSU's educational mission and identify anticipated benefits to the university, its students, and the surrounding community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, community benefit commitments, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU and the surrounding community, design concepts, financial stability, and proposed use. Interested tenants will be responsible for all costs associated with the development and ongoing maintenance costs of any improvements. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of the improvement, and benefit to WSU. WSU will consider serious offers and inquiries from any financially qualified individual, group, organization. If interested, please contact Property Manager Crystal Stegeman at [crystal.stegeman@wichita.edu](mailto: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. 052106

## State of Kansas

### Wichita State University

#### Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to four acres of real property located on the Wichita State University's campus designated as the "Innovation Campus," for the private development and operation of a partnership building or buildings. The university is interested in leasing such ground to any individual, organization, or entity 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. The university intends to lease such space for a mutually agreeable period of time up to sixty years, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with the university's educational mission and identify anticipated

benefits to the university, its students, and the WSU community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU, design concepts, financial stability, and proposed use. Interested tenants will be required to construct adjacent and adequate surface parking that will not be included in the leased ground. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of building improvement, and benefit to the university. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Senior Vice President for Industry and Defense Programs, Dr. John Tomblin at [john.tomblin@wichita.edu](mailto:john.tomblin@wichita.edu) or Property Manager Crystal Stegeman at [crystal.stegeman@wichita.edu](mailto: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. 052107

## State of Kansas

### Department for Children and Families

#### Notice of Hearing

The Kansas Department for Children and Families (DCF) is preparing the Low-Income Energy Assistance Program (LIEAP) State Plan for FFY 2025. LIEAP provides funding to low-income Kansas households that require assistance with their heating bills. The 2025 Federal State Plan for this program requires the opportunity for public comment.

DCF will host a virtual public meeting to solicit input on the proposed plan from 3:00 to 4:00 p.m. August 6, 2024. To register for the virtual meeting, email [LIEAPstateplan@ks.gov](mailto:LIEAPstateplan@ks.gov) with the subject "LIEAP State Plan Registration." Please register prior to August 2, 2024, and indicate if any special accommodations are required.

Comments on the plan may be shared during the virtual meeting or submitted by mail to DCF, Economic and Employment Services, 555 S Kansas Ave., Topeka, KS 66603, Attn: Shannon Connell or via email to [LIEAPstateplan@ks.gov](mailto:LIEAPstateplan@ks.gov). Please use the subject "LIEAP State Plan." Comments will be accepted through August 16, 2024.

To review the proposed state plan, visit <http://www.dcf.ks.gov/services/ees/Pages/EnergyAssistance.aspx> and click on the link called LIEAP FY25 State Plan Public Hearing.

Laura Howard  
Secretary  
Department for Children and Families

Doc. No. 052308

State of Kansas

Insurance Department

Notice of Changes in Pharmacy Networks

Pursuant to K.S.A. 40-2,153, the Commissioner of Insurance is publishing notice that a change has occurred in a pharmacy network in the State of Kansas.

**Humana Pharmacy Solution, Inc.** has notified the Department of the following additions and deletions to the pharmacy network during the second quarter of 2024:

**Additions**

Facility Name	Street Address	City	State
Genoa Healthcare, LLC 20568	1111 E. Spruce St.	Garden City	KS
Dillons Pharmacy 39	902 E. 12th Ave.	Emporia	KS
Porter Drug	506 Main	Neodesha	KS
Auburn LTC OMC 1271	20375 W. 151st St., Suite 100A	Olathe	KS

**Deletions**

Facility Name	Street Address	City	State
Cooper Drug Store	509 State St.	Augusta	KS
Gregwire Drug Store	714 N. Main St.	Russell	KS
Walgreens 6112	15066 W. 151st St.	Olathe	KS
Custom Rx Pharmacy and Wellness Concepts	3510 N. Ridge Rd., Suite 900	Wichita	KS
Golden Plains Services, LLC	511 State St.	Augusta	KS
Wellington Health Mart Pharmacy	505 E. 16th St.	Wellington	KS

**Cigna Health and Life Insurance Company**, and its affiliates, **Cigna HealthCare of St. Louis, Inc.**, and **CGLIC**, hereby submit notice pursuant to Section 40-2,153 and KID Bulletin 1997-2 with respect to updates made to pharmacy networks in Kansas. The name and address of the contact person for questions regarding these updates is Michael Trottier, Legal Compliance Lead Analyst, Routing B6LPA, 900 Cottage Grove Rd., Hartford, CT 06152. In the second quarter of 2024, the following additions and terminations have taken effect:

**Additions**

**Cigna National 0100 & 0400**

Facility Name	Street Address	City	State
Genoa Healthcare	1111 E. Spruce St.	Garden City	KS
Evans Drug, Inc.	116 W. Pine St.	Columbus	KS
Sigler Prairie Star Pharmacy	23351 Prairie Star Pkwy.	Lenexa	KS
Auburn Pharmacy #150	400 Ames St.	Baldwin City	KS

**National Plus 2.0 Version 3**

Facility Name	Street Address	City	State
Waldron's Pharmacy	111 S. Main St.	Johnson	KS
Associated Urologists, PA	1133 College Ave.	Manhattan	KS
Evans Drug, Inc.	116 W. Pine St.	Columbus	KS
Genoa Healthcare	1111 E. Spruce St.	Garden City	KS

**Deletions**

**Cigna National 0100 & 0400**

Facility Name	Street Address	City	State
Wellington Health Mart Pharmacy	505 E. 16th St.	Wellington	KS
Mathis Drug Store	400 W. Saint John St.	Girard	KS
Waldron's Pharmacy	111 S. Main St.	Johnson	KS
Yates Center Pharmacy	122 W. Rutledge St.	Yates Center	KS
Lanning Pharmacy	217 E. Main St.	Marion	KS
Graves Drug Store	609 Commercial St.	Emporia	KS
Riley CTMC Pharmacy	Caisson Hill Rd., Bldg. 600	Fort Riley	KS
McConnell SPO Pharmacy	57950 Leavenworth St.	McConnell AFB	KS
Kex RX Pharmacy Home Care	1903 Euclid Ave.	Horton	KS
Riley PX Pharmacy	Trooper Dr., Bldg. 2200	Fort Riley	KS
Riley FH CBPCC Pharmacy	623 Southwind Dr.	Junction City	KS
Walgreens #16518	6575 W. 119th St.	Leawood	KS
Prescribelt Rx #05033	16575 W. 119th St.	Olathe	KS
Active Lifestyle Pharmacy, LLC	7800 Foster St.	Overland Park	KS
Herington Hospital Pharmacy	1005 N. B St.	Herington	KS

**National Plus 2.0 Version 3**

Facility Name	Street Address	City	State
Mathis Drug Store	400 W. Saint John St.	Girard	KS
Wellington Health Mart Pharmacy	505 E. 16th St.	Wellington	KS
Cancer Center Pharmacy	12200 W. 110th St.	Overland Park	KS
University of Kansas Hospital Ext. Care Pharmacy	3901 Rainbow Blvd., Suite 110	Kansas City	KS
Innovative Infusion Specialist	505 S. Broadway Ave.	Wichita	KS
IPharma	10126 W. 119th St.	Overland Park	KS
Prescribelt Rx	16575 W. 119th St.	Olathe	KS
Active Lifestyle Pharmacy, LLC	7800 Foster St.	Overland Park	KS
Herington Hospital Pharmacy	1005 N. B St.	Herington	KS
Graves Drugs	905 Main St.	Winfield	KS
Evans Drug, Inc.	116 W. Pine St.	Columbus	KS
Oswego Drug Store	413 Commercial St.	Oswego	KS
Montezuma Drug	300 N. Aztec St.	Montezuma	KS
AR-EX Drug Store	801 Broadway	Marysville	KS
Sigler LTC	4525 W. 6th St. Suite 104	Lawrence	KS
Apotheco Pharmacy Overland Park	6407 W. 119th St.	Overland Park	KS
D C Drug	101 N. Main St.	Troy	KS
Pharmington Drugs	14467 Metcalf Ave.	Overland Park	KS
Dedicated Grove	2402 E. 13th St. N	Wichita	KS
Prairiestar Pharmacy	2700 E. 30th Ave.	Hutchinson	KS
Mathis Drug Store	400 W. Saint John St.	Girard	KS
Apothecare – Coffeyville	801 W. 8th St.	Coffeyville	KS

(continued)



Facility Name	Street Address	City	State
Riley CTMC Pharmacy	Caisson Hill Rd., Bldg. 600	Fort Riley	KS
McConnell SPO Pharmacy	57950 Leavenworth St.	McConnell AFB	KS
Kex RX Pharmacy Home Care	1903 Euclid Ave.	Horton	KS
Riley PX Pharmacy	Trooper Dr., Bldg. 2200	Fort Riley	KS
Riley FH CBPCC Pharmacy	623 Southwind Dr.	Junction City	KS
Walgreens #16518	6575 W. 119th St.	Leawood	KS

### Cigna Walgreens Advantage

Facility Name	Street Address	City	State
Sigler LTC	4525 W. 6th St. Suite 104	Lawrence	KS
Apotheco Pharmacy Overland Park	6407 W. 119th St.	Overland Park	KS
D C Drug	101 N. Main St.	Troy	KS
Associated Urologists, PA	1133 College Ave.	Manhattan	KS
Pharmington Drugs	14467 Metcalf Ave.	Overland Park	KS
Prairiestar Pharmacy	2700 E. 30th Ave.	Hutchinson	KS
Mathis Drug Store	400 W. Saint John St.	Girard	KS
Apothecare – Coffeyville	801 W. 8th St.	Coffeyville	KS
Graves Drug Store	609 Commercial St.	Emporia	KS
Riley CTMC Pharmacy	Caisson Hill Rd., Bldg. 600	Fort Riley	KS
McConnell SPO Pharmacy	57950 Leavenworth St.	McConnell AFB	KS
Kex RX Pharmacy Home Care	1903 Euclid Ave.	Horton	KS
Riley PX Pharmacy	Trooper Dr., Bldg. 2200	Fort Riley	KS
Riley FH CBPCC Pharmacy	623 Southwind Dr.	Junction City	KS
Walgreens #16518	6575 W. 119th St.	Leawood	KS
PrescribeRx #05033	16575 W. 119th St.	Olathe	KS
Active Lifestyle Pharmacy, LLC	7800 Foster St.	Overland Park	KS
Herington Hospital Pharmacy	1005 N. B St.	Herington	KS

### Cigna CVS 90 Now

Facility Name	Street Address	City	State
Sigler LTC	4525 W. 6th St. Suite 104	Lawrence	KS
Apotheco Pharmacy Overland Park	6407 W. 119th St.	Overland Park	KS
D C Drug	101 N. Main St.	Troy	KS
Associated Urologists, PA	1133 College Ave.	Manhattan	KS
Pharmington Drugs	14467 Metcalf Ave.	Overland Park	KS
Prairiestar Pharmacy	2700 E. 30th Ave.	Hutchinson	KS
Mathis Drug Store	400 W. Saint John St.	Girard	KS
Apothecare – Coffeyville	801 W. 8th St.	Coffeyville	KS
Graves Drug Store	609 Commercial St.	Emporia	KS
Riley CTMC Pharmacy	Caisson Hill Rd., Bldg. 600	Fort Riley	KS
McConnell SPO Pharmacy	57950 Leavenworth St.	McConnell AFB	KS
Kex RX Pharmacy Home Care	1903 Euclid Ave.	Horton	KS

Facility Name	Street Address	City	State
Riley PX Pharmacy	Trooper Dr., Bldg. 2200	Fort Riley	KS
Riley FH CBPCC Pharmacy	623 Southwind Dr.	Junction City	KS
Walgreens #16518	6575 W. 119th St.	Leawood	KS
PrescribeRx #05033	16575 W. 119th St.	Olathe	KS
Active Lifestyle Pharmacy, LLC	7800 Foster St.	Overland Park	KS
Herington Hospital Pharmacy	1005 N. B St.	Herington	KS

Any questions should be directed to the Insurance Department at 785-296-7811.

Vicki Schmidt  
Insurance Commissioner

Doc. No. 052314

### State of Kansas

### Department of Health and Environment

#### Notice of Proposed Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 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.

Las acciones propuestas con respecto a los documentos preliminares se basan en la revisión del personal, aplicando los estándares, regulaciones y limitaciones de efluentes apropiados del estado de Kansas y de la Agencia de Protección Ambiental de Estados Unidos. La acción final resultará en la emisión de una Autorización Federal del Sistema Nacional de Eliminación de Descargas de Contaminantes y un permiso de Control de Contaminación del Agua de Kansas, sujeto a ciertas condiciones, revocación y reemisión del permiso designado o terminación del permiso designado. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación al 785-296-5156 o en: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov).

Public Notice No. KS-AG-24-187/196

Pending Permits for Confined Feeding Facilities

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

Zenith Project, LLC Kellan F. Kopfer 2375 Avenue D Geneseo, KS 67444	SE/4 of Section 14 T18S, R07W Rice County	Little Arkansas River Basin
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Kansas Permit No. A-LARC-S005

The proposed action is to modify and reissue an existing state permit for an expanding facility for 2,590 head (259 animal units) of swine weighing less than 55 pounds, and 1,850 head (740 animal units) of swine weighing more than 55 pounds. This permit is being modified to decommission an existing farrowing building and to add a new Gilt Development Unit building within the existing facility footprint. There is no change in the permitted number of animal units from the previous permit.

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

N&K Cattle Co. 6249 CR 1077 Blue Mound, KS 66010	NW/4 & SW/4 of Section 21 T22S, R22E Linn County	Marais des Cygnes River Basin
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Kansas Permit No. A-MCLN-B003

The proposed action is to issue a new state permit for a facility for 960 head (960 animal units) of cattle weighing more than 700 pounds. The facility will consist of 9.3 acres of open lot pens and a waste management system consisting of 9.5 acres of vegetative buffer. This facility has an approved Waste Management Plan on file with KDHE.

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

Roesch Ranch – South Facility Scott Roesch 12216 Road G Colby, KS 67701	NW/4 & SW/4 of Section 13 T05S, R35W Rawlins County	Upper Republican River Basin
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Kansas Permit No. A-URRA-B008

The proposed action is to modify and reissue the existing State/NPDES permit for the existing facility which consists of approximately 10.37 acres of open lot pens for the confined feeding of a maximum of 999 head (999 animal units) of cattle weighing 700 pounds or more. Proposed modifications to the facility include the addition feeding pens of approximately 2.5 acres and construction of two settling channels connected into a runoff control structure/ Waste Storage Pond 1 through pipes.

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

GJL Farms, LLC – Pratt 153 SW 70th St. Sawyer, KS 67134	W/2 of NE/4 of Section 09 T29S, R13W Pratt County	Lower Arkansas River Basin
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Kansas Permit No. A-ARPR-H002

Federal Permit No. KS0118311

The proposed action is to modify and reissue an existing NPDES permit for an existing facility for 15,450 head (1,545 animal units) of swine weighing 55 pounds or less and 10,000 head (4,000 animal units) of swine weighing more than 55 pounds; for a total permitted capacity of 25,450 head (5,545 animal units) of swine. The proposed modification to the facility contains a modification to the method(s) of mortality management. There will be no other changes in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

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

Goldenrod Farms, LLC Orlin Ensiz 737 140th Hillsboro, KS 67063	NW/4 of Section 31 T20S, R02E Marion County	Neosho River Basin
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Kansas Permit No. A-NEMN-H001  
Federal Permit No. KS0088218

The proposed action is to reissue an existing NPDES permit for an existing facility for 3,600 head (1,440 animal units) of swine weighing more than 55 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

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

Haverkamp Bros., Inc. - Transfer Station 1096 224th Rd. Seneca, KS 66538	NE/4 of Section 15 T01S, R12E Nemaha County	Missouri River Basin
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Kansas Permit No. A-MONM-S059

The proposed action is to reissue an existing state permit for an existing facility for 450 head (180 animal units) of swine weighing more than 55 pounds. 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
-------------------------------	-------------------	-----------------

Deters Dairy Farm 2253 E Rd. Baileyville, KS 66404	NE/4 of Section 15 T02S, R11E Nemaha County	Missouri River Basin
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Kansas Permit No. A-MONM-M014

The proposed action is to reissue an existing state permit for an existing facility for 380 head (532 animal units) of mature dairy cows, 200 head (200 animal units) of cattle (dairy heifers) weighing greater than 700 pounds, and 140 head (70 animal units) of cattle (dairy heifers) weighing 700 pounds or less; for a total of 802 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
-------------------------------	-------------------	-----------------

Edelman Finishing Barns Michael Edelman Route 1 P Rd. Bern, KS 66408	SE/4 of Section 33 T01S, R13E Nemaha County	Missouri River Basin
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Kansas Permit No. A-MONM-S052

The proposed action is to reissue an existing state permit for an existing facility for 1,920 head (768 animal units) of swine more than 55 pounds. 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
-------------------------------	-------------------	-----------------

Krainbill Farms, Inc. 1727 232nd Rd. Bern, KS 66408	SW/4 of Section 02 T01S, R13E Nemaha County	Missouri River Basin
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Kansas Permit No. A-MONM-S014

The proposed action is to reissue an existing state permit for an existing facility for 1,100 head (440 animal units) of swine weighing greater than 55 pounds. 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
-------------------------------	-------------------	-----------------

Haffner Feedlot Tom Haffner 8400 S. K-23 Hwy. Grainfield, KS 67737	W/2 of Section 27 T09S, R28W Sheridan County	Saline River Basin
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(continued)

Kansas Permit No. A-SASD-B011

The proposed action is to reissue an existing state permit for an existing facility for 600 head (600 animal units) of cattle weighing greater than 700 pounds. 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-AG-R-24-012/013

Per Kansas Statutes Annotated 65-171d, the following registrations have been received for a proposed facility.

Name and Address of Registrant	Legal Description	County
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Beef Cattle Feeding Facility Eric and Jennifer Eilert 19 Supple Ave. Beloit, KS 67420	SW/4 of Section 26 T06S, R08W	Mitchell
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Name and Address of Registrant	Legal Description	County
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Quentin Kelly Facility Eric Eilert 19 Supple Ave. Beloit, KS 67420	SE/4 of Section 27 T06S, R08W	Mitchell
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### Public Notice No. KS-Q-24-133/145

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
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Green Acres Restaurant 4772 E. 205th St. Overbrook, KS 66524	Hundred & Ten Mile Creek via Unnamed Tributary	Treated Domestic
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Permit No. C-MC58-OO01  
Federal Permit No. KS0097764

Legal Description: SE¼, NW¼, NE¼, Section 30, Township 16S, Range 17E, Osage County, Kansas

Location: [38.63577](#), [-95.56987](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a two-cell wastewater stabilization lagoon system with a minimum of 150 days detention time. The facility receives domestic wastewater from residential and commercial areas. This permit contains limits for Biochemical Oxygen Demand, and Total Suspended Solids. The permit contains monitoring for pH, Ammonia, and E. coli.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Gorham, City of PO Box 25 Gorham, KS 67640	Walker Creek via Unnamed Tributary	Treated Domestic
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Permit No. M-SH10-OO01  
Federal Permit No. KS0096610

Legal Description: NE¼, SW¼, SE¼, Section 31, Township 13S, Range 15W, Russell County, Kansas

Location: [38.87400](#), [-99.02785](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, E. coli, Chloride, Sulfate, Nitrate, Total Kjeldahl Nitrogen, and Total Phosphorus.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Lincoln, City of 153 W. Lincoln St. PO Box 126 Lincoln, KS 67455	Saline River	Treated Domestic
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Permit No. M-SA07-OO01  
Federal Permit No. KS0096989

Legal Description: NW¼, SW¼, Section 2, Township 12S, Range 8W, Lincoln County, Kansas

Location: [39.03532](#), [-98.18630](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. The detention time at the design flow is 118.5 days. The rated flow for 120 days detention time is 0.217 MGD. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, E. coli, Chlorides, Sulfates, and Lead.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Lane, City of 153 W. Lincoln St. PO Box 126 Lincoln, KS 67455	Pottawatomie Creek	Treated Domestic
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Permit No. M-SA07-OO01  
Federal Permit No. KS0096989

Legal Description: NW¼, SW¼, Section 2, Township 12S, Range 8W, Lincoln County, Kansas

Location: [39.03532](#), [-98.18630](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. The total detention time at design flow is 134 days. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli. This NPDES discharging lagoon wastewater treatment facility has been reviewed for eligibility for the MDV for ammonia and has been determined to be eligible. Eligibility was determined through analysis of the facility's highest attainable condition (HAC) for ammonia and an Economic Eligibility Determination (EED) that assessed the impact of the cost of a new mechanical facility to the community's rate payers. The ammonia effluent limit was determined on February 2, 2024 by calculating the 99th percentile ammonia value from the facility's discharge monitoring reports resulting in an ammonia limit of 10.0 mg/L for this facility.

Name and Address of Applicant	Receiving Stream	Type of Discharge
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Bennington, City of PO Box 415 Bennington, KS 67422	Solomon River via Sand Creek	Treated Domestic
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Permit No. M-SO06-OO02  
Federal Permit No. KS0095567

Legal Description: SW¼, SW¼, NE¼, Section 12, Township 12S, Range 3W, Ottawa County, Kansas

Location: [39.02506](#), [-97.60181](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, E. coli, Total Phosphorus, Arsenic, Chlorides, and Sulfates.



Name and Address of Applicant	Receiving Stream	Type of Discharge
Reading, City of PO Box 7 Reading, KS 66868	Marais des Cygnes River via Unnamed Tributary	Treated Domestic

Permit No. M-MC41-OO01  
Federal Permit No. KS0047414

Legal Description: SE¼, SE¼, SE¼, Section 34, Township 17S, Range 13E, Lyon County, Kansas

Location: [38.52243, -95.95116](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a two-cell wastewater stabilization lagoon system with a minimum of 150 days detention time. The facility receives domestic wastewater from residential and commercial areas. The detention time at design flow is 151 days. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Quinter, City of 409 Main St. PO Box 555 Quinter, KS 67752	Saline River via Coyote Creek via Unnamed Tributary	Treated Domestic

Permit No. M-SA15-OO01  
Federal Permit No. KS0116939

Legal Description: NE¼, NW¼, NW¼, Section 28, Township 11S, Range 26W, Gove County, Kansas

Location: [39.07336, -100.22013](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a four-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Suncrest Properties, LLC 9169 W. State St. #1902 Garden City, ID 83714	Marmaton River	Treated Domestic

Permit No. C-MC11-OO01  
Federal Permit No. KS0079111

Legal Description: NE¼, SW¼, NW¼, Section 19, Township 25S, Range 25E, Bourbon County, Kansas

Location: [37.85903, -94.70961](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a two-cell wastewater stabilization lagoon system with a minimum of 150 days detention time. The facility receives domestic wastewater from residential areas. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, Ammonia, and E. coli. The permit contains monitoring for pH, Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Assaria, City of 148 E. Main PO Box 267 Assaria, KS 67416	Smoky Hill River	Treated Domestic

Permit No. M-SH02-OO01  
Federal Permit No. KS0082295

Legal Description: NE¼, NE¼, NW¼, Section 7, Township 16S, Range 2W, Saline County, Kansas

Location: [38.67976, -97.58673](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. The detention time at design flow is 345.3 days. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, Ammonia, and E. coli. The permit contains monitoring for pH, Total Phosphorus, and Nitrates.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Allen, City of PO Box 383 Allen, KS 66833	Hill creek via Unnamed Tributary	Treated Domestic

Permit No. M-MC02-OO01  
Federal Permit No. KS0080055

Legal Description: NW¼, SE¼, SW¼, Section 14, Township 16S, Range 11E, Lyon County, Kansas

Location: [38.65342, -96.16353](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a four-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. The total detention time at design flow is 129 days. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Fontana, City of PO Box 31 Fontana, KS 66026	Marais des Cygnes River via Unnamed Tributary	Treated Domestic

Permit No. M-MC10-OO01  
Federal Permit No. KS0095532

Legal Description: NW¼, NE¼, NE¼, Section 2, Township 19S, Range 23E, Miami County, Kansas

Location: [38.43145, -94.82926](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Admire, City of 100 E. 3rd St. Admire, KS 66830	Hill Creek	Treated Domestic

Permit No. M-MC01-OO01  
Federal Permit No. KS0081795

Legal Description: NE¼, SE¼, NW¼, Section 29, Township 16S, Range 12E, Lyon County, Kansas

Location: [38.63191, -96.10685](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, Ammonia, and E. coli. The permit contains monitoring for pH.

(continued)

Name and Address of Applicant	Receiving Stream	Type of Discharge
McCracken, City of PO Box 5 McCracken, KS 67556		Treated Domestic
Permit No. M-SH26-NO01 Federal Permit No. KSJ001019		
Legal Description: NE¼, NE¼, SW¼, Section 8, Township 17S, Range 20W, Rush County, Kansas		
Location: 38.58864, -99.56065		
The proposed action consists of issuance of a new Kansas/NPDES Water Pollution Control permit for an existing facility. This is a three-cell wastewater stabilization lagoon system. This permit contains generic language to protect water quality. This permit has a schedule of compliance to retain a certified operator.		

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment (KDHE) if they wish to have the comments or objections considered in the decision-making process. All written comments regarding the draft documents, application or registration notices received on or before August 17, 2024, will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-24-187/196, KS-AG-R-24-012/013, KS-Q-24-133/145) and name of the applicant/permittee when preparing comments.

All comments received will be responded to at the time the Secretary of Health and Environment issues 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). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

Comments or objections for agricultural related draft documents, permit applications, registrations or actions should be submitted to the attention of Casey Guccione, Livestock Waste Management Section at the KDHE, Bureau of Environmental Field Services (BEFS), 1000 SW Jackson, Suite 430, Topeka, KS 66612. Comments or objections for all other proposed permits or actions should be sent to Andrew Bowman at the KDHE, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612.

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the KDHE. For agricultural related draft documents or applications an appointment can be scheduled, or copies requested by contacting Jada Martin at 1000 SW Jackson St., Suite 430, Topeka, KS 66612, telephone 785-296-0076 or email at [kdhe.feedlots@ks.gov](mailto:kdhe.feedlots@ks.gov). Las preguntas o comentarios por escrito deben dirigirse a Erich Glave, Director, Bureau of Environmental Field Services en KDHE: 1000 SW Jackson St., Suite 430, Topeka, KS 66612-1367; por correo electrónico: [kdhe.feedlots@ks.gov](mailto:kdhe.feedlots@ks.gov); por teléfono: 785-296-6432. For all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Jamie Packard, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone 785-296-4148 or email

at [Jamie.Packard@ks.gov](mailto:Jamie.Packard@ks.gov). 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.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Janet Stanek  
Secretary

Department of Health and Environment

Doc. No. 052310

## State of Kansas

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

#### Notice of Commencement of Negotiations for Construction Manager Services

Pursuant to K.S.A.75-1265, notice is hereby given of the commencement of the selection process an individual to serve as construction manager to assist the Kansas Bureau of Investigation (KBI) in the design and construction of the Pittsburg Crime Center and Laboratory. Such services may include detail cost estimating, critical path method scheduling and monitoring, drafting contract documents for necessary phasing and grouping, drafting contracts and change orders, full-time inspection and checking and approving shop drawings, color schedules, and materials. The construction manager will serve as the owner's representative and project manager for the KBI.

An architectural/engineering program is available at <http://admin.ks.gov/offices/ofpm/dcc/arch-eng-programs>. For more information contact Jeff Stokes at [jeff.stokes@kbi.ks.gov](mailto:jeff.stokes@kbi.ks.gov) or 785-738-8298.

To be considered, the individual shall provide a resume identifying their experience in providing the required services, projects where these services have been utilized and a minimum of three reference letters, along with other information deemed pertinent to the work required.

Please include your name and the followed by KBI Construction Manager in the title of the PDF document. Proposals should be less than 5MB. Qualifications submittals should be sent to [professional.qualifications@ks.gov](mailto:professional.qualifications@ks.gov) no later than 2:00 p.m. Friday August 2, 2024.

Proposals received after the specified time and date will not be forwarded to the State Building Advisory Commission for review. For questions regarding Qualifications submittal contact Randy Riveland at 785-296-0749 or [randy.riveland@ks.gov](mailto:randy.riveland@ks.gov).

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.

Barbara Schilling  
Deputy Director-DCC  
Office of Facilities and Property Management  
Department of Administration

Doc. No. 052318

State of Kansas

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

**Notice of Commencement of  
Negotiations for Design-Build Services**

Notice is hereby given for the seeking of interest and qualifications for Design-Build (DB) services for the University of Kansas for the Kansas Law Enforcement Training Center in Hutchinson, Kansas. The phase 1 improvement building should include a professional development area and should provide for eight 1,500 square foot classrooms. Class sections serve 24 students per section. Classrooms require technology and furnishings that support learning and interaction in small groups. Administration facility for executive administration including offices, conference and meeting rooms, and associated spaces. Housing associated with professional development where the upper story(s) of the building shall be professional development program housing and should provide up to 60 beds in single-occupancy rooms, each with a private bathroom.

Construction costs are estimated at \$15,000,000.

Design-Build team design and construction services shall be furnished within one contract and selected based on a three-stage approach. Upon Phase I (Qualifications) State Building Advisory Commission's selection of three (3) to five (5) qualified teams will advance to a request for proposal (RFP) process to be conducted by the Procurement Negotiating Committee. Phase II (Technical Proposal and Design) and Phase III (Cost Proposal) will evaluate firms to determine greatest value to the owner. Phases I and II shall not reference cost.

Responses to initial phase, Request for Qualifications (Phase I), shall minimally present the following for evaluation and consideration of award: (1) ability to perform projects of comparable design, scope and complexity; (2) references from owners for whom building-design projects have been performed; (3) qualifications of personnel who will manage the design and construction aspect of the project; (4) names and qualifications of primary design consultants and contractors with whom the building design-builder proposes to subcontract and understanding not to replace identified subcontractor(s) without written approval of state agency; and (5) capable of providing public works bond and present evidence of such bonding capability within statement of qualifications.

An architectural/engineering program is available at <http://admin.ks.gov/offices/ofpm/dcc/arch-eng-programs>. For more information, contact Mark Reiske at [dcmmlr@ku.edu](mailto:dcmmlr@ku.edu) or 785-864-3431.

To be considered, one (1) PDF file of the following should be provided: Letter of Interest; and State of Kansas Professional Qualifications DCC Forms 051, 052, 053 and 054 (40-maximum total readable surfaces formatted to 8.5" x 11") indicating (1) similar project experience; (2) experience in type of project delivery system; (3) description of project approach; (4) bonding capacity; (5) references from design professionals and Owners from previous project and financial statements (10-maximum total readable surfaces formatted to 8.5" x 11"); and up-

dated State of Kansas Professional Qualifications DCC Form 050 for each consulting firm included at the end of each proposal. Forms may be found at <https://admin.ks.gov/offices/facilities-property-management/design-construction--compliance/forms-and-documents>. Please include your firm name agency abbreviation, and an abbreviated project name in the title of the PDF document. Proposals should be less than 5MB.

Project Program documentation is available at <https://admin.ks.gov/offices/facilities-property-management/design-construction--compliance/architectural-engineering-programs>.

Qualifications submittals should be sent to [professional.qualifications@ks.gov](mailto:professional.qualifications@ks.gov) no later than 2:00 p.m. Friday August 2, 2024.

Proposals received after the specified time and date will not be forwarded to the State Building Advisory Commission for review. For questions regarding Qualifications submittal contact Randy Riveland at 785-296-0749 or [randy.riveland@ks.gov](mailto:randy.riveland@ks.gov).

Stipend agreement will be established with each prospective team following Phase I shortlist selection. Following contract award to Design-Build team, stipend shall be extended for prequalified substantially responsive unsuccessful Phase II and III proposers.

Questions about the scope of project should be submitted to Jeff Stokes at [jeff.stokes@kbi.ks.gov](mailto:jeff.stokes@kbi.ks.gov) or 785-738-8298.

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.

Barbara Schilling  
Deputy Director-DCC  
Office of Facilities and Property Management  
Department of Administration

Doc. No. 052317

State of Kansas

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

**Notice to Bidders**

Notice is hereby given for the receipt of subcontractor bids for the A-014707 Wichita State University (WSU) Wichita Biomedical Campus – Bid Package #2 project. This project is being delivered using procedures established under the Kansas alternate project delivery building construction procurement act (K.S.A 75-37,141 et seq.) for J.E. Dunn-Hutton, a Joint Venture is the construction manager.

Subcontractor bids will be received for the following scopes of work:

- Shallow foundations
- Concrete SOG
- Concrete SOMD
- Masonry (CMU)
- Damp proofing

(continued)



- Under slab plumbing
- Electrical under slab rough in and primary equipment procurement
- Structural and miscellaneous steel (supply and erection)
- Fireproofing
- Suspended support equipment

Bids will be received until 3:00pm August 12, 2024. Email bids to [David.Pipes@jedunn.com](mailto:David.Pipes@jedunn.com) or deliver to 420 E. English, Suite A, Wichita Kansas.

All bidders must prequalify. Create an SMS profile by following the directions at <https://sms.jedunn.com>.

All bidders should advise of their intent to bid. Please email [David.Pipes@jedunn.com](mailto:David.Pipes@jedunn.com) of the notice of intent to bid. A pre-bid meeting will be held virtually at 2:00 p.m. July 24, 2024. If you wish to participate in the pre-bid meeting, please email [David.Pipes@jedunn.com](mailto:David.Pipes@jedunn.com) and request a meeting invite.

A copy of the bid documents will be available for review bid documents are available through Building Connected upon request. Please email [David.Pipes@jedunn.com](mailto:David.Pipes@jedunn.com) for bid invitation.

Vendor hereby acknowledges when submitting a bid that they have included all items associated with the request for proposal for their corresponding bid form.

Barbara Schilling  
Deputy Director-DCC  
Office of Facilities and Property Management  
Department of Administration

Doc. No. 052319

(Published in the Kansas Register July 18, 2024.)

## First Baptist Church of Topeka, Kansas

### Notice to Bidders

Request for bids for the installation of a panic button/duress system with public address capabilities will be accepted by First Baptist Church of Topeka until 4:00 p.m. (Central Time) August 16, 2024, at 3033 SW MacVicar Ave., Topeka KS 66611, at which time they will be publicly opened and read aloud.

Copies of the Request for Proposal including requirements can be accessed on the First Baptist Church of Topeka website at <http://www.firstbaptisttopeka.org/rfpinstallpanicbuttonduresssystem>.

Jamie Tast-Pasley  
Office Administrator  
First Baptist Church of Topeka, Kansas  
785-267-0380  
[email@firstbaptisttopeka.org](mailto:email@firstbaptisttopeka.org)

Doc. No. 052304

## 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: 620-341-5137, email: [purchaseorders@emporia.edu](mailto:purchaseorders@emporia.edu). Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Cir., Emporia, KS 66801.

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

**Kansas State University** – Bid postings: <https://bidportal.ksu.edu>. Effective August 1, 2023, all bids, quotes, or proposals must be submitted via the Kansas State University Bid Portal at <https://bidportal.ksu.edu>. Division of Financial Services/Purchasing, 2323 Anderson Ave., Kansas State University, Manhattan, KS 66506. Additional contact information, phone: 785-532- 6214, email: [kspurch@k-state.edu](mailto:kspurch@k-state.edu).

**Pittsburg State University** – Bid postings: <https://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4167, email: [swburke@pittstate.edu](mailto:swburke@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/>. The University of Kansas exclusively uses the online eBid tool and will no longer accept paper responses unless otherwise specified in a solicitation. Additional contact information, email: [purchasing@ku.edu](mailto:purchasing@ku.edu). Mailing address: University of Kansas, Procurement Department, 1246 W. Campus Road Room 20, Lawrence, KS 66045.

**University of Kansas Medical Center** – Electronic bid postings: <https://www.kumc.edu/finance/supply-chain/bid-opportunities.html>. Additional contact information, phone: 913-588-1117, email: [hunkemoore@kumc.edu](mailto:hunkemoore@kumc.edu). The University of Kansas Medical Center accepts only electronic bids.

**Wichita State University** – Bid postings: [https://www.wichita.edu/services/purchasing/Bid\\_Documents/Bid\\_Documents.php](https://www.wichita.edu/services/purchasing/Bid_Documents/Bid_Documents.php). Additional contact information, phone: 316-978-3080, fax: 316-978-3738, email: [purchasing.office@wichita.edu](mailto:purchasing.office@wichita.edu). Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 38, Wichita, KS 67260-0038.

Chris Robinson  
Director  
Purchasing and Contract Services  
Kansas State University

Doc. No. 051386

State of Kansas

**Department of Administration  
Office of Procurement and Contracts**

**Notice to Bidders**

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

All bids are to be submitted via email only to [procurement@ks.gov](mailto:procurement@ks.gov). For more information, please visit [https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP\\_PUBLIC\\_MENU\\_FL.SCP\\_PUB\\_BID\\_CMP\\_FL.GBL](https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL).

**There are No Bids Under this  
Website Closing in this Week's Ad**

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

08/06/2024 A-014934 Server Room Addition; Tice Hall –  
Adjutant General's Department

[https://admin.ks.gov/offices/procurement-contracts/  
bidding--contracts/additional-bid-opportunities](https://admin.ks.gov/offices/procurement-contracts/bidding--contracts/additional-bid-opportunities)

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

Todd Herman  
Director

Office of Procurement and Contracts  
Department of Administration

Doc. No. 052315

State of Kansas

**Department of Transportation**

**Notice to Bidders**

The Northeast Kansas Area Agency on Aging (NEKAAA) seeks bids from qualified contractors for the construction of a new facility located at Lot 2 of the Walmart Development in Hiawatha, Kansas. NEKAAA has received funding for the project from a Community Development Block Grant and the Kansas Department of Transportation (KDOT).

A pre-bid meeting will be held at 11:00 a.m. July 23, 2024, at the NEKAAA office, 1803 Oregon St., Hiawatha, KS 66434.

For more information contact Tanner James of Ben Moore Studio at [tanner@benmoorestudio.com](mailto:tanner@benmoorestudio.com).

Bids will be opened at 11:00 a.m. August 27, 2024, at the Brown County Commission Chamber, 601 Oregon St., Hiawatha, KS 66434.

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052316

State of Kansas

**Department of Transportation**

**Notice to Contractors**

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

KDOT will only accept electronic internet proposals using the Bid Express website at <https://bidx.com/ks/main> until 1:00 p.m. (Central Time) on letting day. The KDOT bid letting will be conducted remotely by audio broadcast only at 3:00 p.m. (Central Time) on letting day. For the conference call information see [https://www.ksdot.org/  
bureaus/burconsmain/lettinginfo.asp](https://www.ksdot.org/bureaus/burconsmain/lettinginfo.asp). KDOT has tested the process, but in the event of an unforeseen issue, KDOT will provide updates.

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

**Projects for the August 21, 2024 Letting**

**District One – Northeast**

**Nemaha:** 63-66 KA-5729-01 – K-63, bridge #023 over Turkey Creek located 7.64 miles north of the US-36/K-63 west junction, bridge replacement. (Federal Funds)

**Nemaha:** 66 KA-7437-01 – K-63, from the K-9/K-63 north junction north to the US-36/K-63 east junction; K-63, from the US-36/K-63 west junction north to the Kansas/Nebraska state line; K-71, beginning at the K-63/K-71 junction east to the south city limits of Bern, sealing, 23.4 miles. (State Funds)

**Pottawatomie:** 75 C-5228-01 – Bridge, located 2.0 miles north and 1.0 miles east of Havensville over Vermillion Creek, bridge replacement, 0.2 miles. (Federal Funds)

**Pottawatomie:** 75 C-5279-01 – Bridge, located 1.5 miles south and 1.5 miles east of Belvue over Kansas River, bridge repair, 0.6 miles. (Federal Funds)

(continued)

**Statewide:** 106 KA-7441-01 – US-159 in Atchison County, beginning at the Morton/Stevens county line east to the concrete at the west city limits of Hugoton; K-116 in Atchison County, beginning at the Jackson/Atchison County line east to the US-59/K-116 junction; and K-116 in Jackson County, beginning at the K-16/K-116 junction east to the Jackson/Atchison County line, sealing, 32.6 miles. (State Funds)

#### District Two – North Central

**Cloud:** 24-15 KA-7399-01 – US-24, from 0.23 miles east of the US-81/US-24 junction east to the Cloud/Clay County line, crack repair, 15.9 miles. (State Funds)

**Ellsworth:** 141-27 KA-5723-01 – K-141, bridge #053 over Union Pacific Railroad and west Spring Creek located 0.64 miles south of K-140, bridge replacement. (Federal Funds)

**Mitchell:** 62 C-5194-01 – RS 236, between I Road and approximately 0.25 miles south of Cawker City south city limits, grading and surfacing, 3.4 miles. (Federal Funds)

**Statewide:** 106 KA-7401-01 – K-128 in Mitchell County, from the US-24/K-128 junction north to the Jewell/Mitchell County line; K-128 in Jewell county, from the Jewell/Mitchell County line north to the K-128/US-36 junction; and K-228 in Jewell County, from the K-128/K-228 junction east to the end of route, surface recycle, 19.4 miles. (State Funds)

#### District Three – Northwest

**Osborne:** 281-71 KA-6020-01 – US-281, north junction US-24/US-281 north to south city limits of Portis at State Street, grading, bridge and surfacing, 3.5 miles. (Federal Funds)

**Rawlins:** 77 C-5234-01 – Bridge, located 0.8 miles south and 2.2 miles west of Blakeman over Little Beaver Creek, bridge replacement, 0.2 miles. (Federal Funds)

**Rooks:** 82 C-5235-01 – Bridge, located 2.2 miles south and 2.5 miles east of Plainville over Paradise Creek, bridge replacement, 0.2 miles. (Federal Funds)

**Russell:** 84 KA-7407-01 – K-18, from the US-281/K-18 east junction east to the Russell/Lincoln County line; and US-281, from the K-18/US-281 west junction east to the K-18/US-281 east junction, surface recycle, 21.8 miles. (State Funds)

**Russell:** 84 C-5196-01 – Major collectors, located north of I-70 and west of US-281, signing, 53.0 miles. (Federal Funds)

**Smith:** 92 C-5236-01 – Bridge, located 2.7 miles south and 7.0 miles east of Smith Center over West Oak Creek, bridge replacement, 0.3 miles. (Federal Funds)

**Statewide:** 24-106 KA-7411-01 – US-24 in Rooks County, from Pleasant Street in the city of Stockton east to the Rooks/Osborne County line; and US-24 in Osborne County, from the Rooks/Osborne County line east to 0.69 miles east of the city of Alton, sealing, 18.4 miles. (State Funds)

#### District Four – Southeast

**Bourbon:** 69-6 KA-7446-01 – US-69, 23rd Street in Fort Scott north to the US-69/US-54 junction, crack repair, 2.1 miles. (State Funds)

**Chautauqua:** 10 C-5220-01 – Bridge, located 0.6 miles south and 2.0 miles east of Cedar Vale over stream, bridge replacement, 0.1 miles. (Federal Funds)

#### District Five – South Central

**Barber:** 281-4 TE-0527-01 – US-281, from US-160 to El Dorado Avenue, and El Dorado Avenue from US-281 to Oak Street in Medicine Lodge, pedestrian and bicycle paths, 1.3 miles. (Federal Funds)

**Barber:** 281-4 KA-7430-01 – US-281, Oklahoma/Kansas state line north to the US-160/US-281 junction, milling and overlay, 23.9 miles. (Federal Funds)

**Barber:** 160-4 KA-7429-01 – US-160, from the Barber/Comanche County line east to the west edge wearing surface of bridge #041, overlay, 22.8 miles. (Federal Funds)

**Kingman:** 48 C-5230-01 – Bridge, located 3.4 miles north and 2.4 miles east of Murdock over unnamed tributary to Smoots Creek, bridge replacement, 0.1 miles. (Federal Funds)

**Pawnee:** 73 C-5224-01 – Bridge, located 7.0 miles east and 4.5 miles north of Larned over Ash Creek, bridge replacement, 0.2 miles. (Federal Funds)

**Pratt:** 281-76 KA-6895-01 – US-281, pavement restoration from 10th Street to 8th Street in Pratt, grading and surfacing, 0.2 miles. (Federal Funds)

**Reno:** 78 C-5198-01 – Major and minor collectors, located west of K-14, signing, 317.0 miles. (Federal Funds)

#### District Six – Southwest

**Ness:** 68 C-5225-01 – Bridge, located 2.0 miles north and 4.0 miles east of Beeler over Tributary to South Fork of Walnut Creek, bridge replacement, 0.1 miles. (Federal Funds)

**Statewide:** 106 KA-7433-01 – US-56 in Morton County, beginning at the west city limits of Rolla east to the Morton/Stevens County line; US-56 in Stevens County, beginning at the Morton/Stevens County line east to the concrete at the west city limits of Hugoton; and K-25 in Stevens County, beginning at the Oklahoma/Kansas state line north to the US-56/K-25 junction, sealing, 26.9 miles. (State Funds)

**Statewide:** 106 KA-6860-01 – US-83, US-270, US-54 and K-51 in Seward, Stevens and Meade counties, signing. (State Funds)

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052302

#### State of Kansas

### Department of Transportation

#### Request for Proposals

#### Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must submit a proposal as laid out herein by 12:00 p.m. (Central Time) July 31, 2024, to be considered for selection.



### Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in the following category(s):

- 201 – Location and Design Concept Studies/Corridor Studies
- 212 – Highway Design – Minor Facility
- 221 – Non-Standard Span Bridge Design
- 231 – Traffic Control Analysis and Design
- 325 – Hydraulic and Hydraulic Studies
- 401 – Landscape Seeding and Erosion Control

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must 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>. Consultants may create a team to meet the prequalification requirements. 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.

**Table 1: Background and Scope of Project**

Project Number	Background and Scope of Project
KA-7405-01	<p>During local consult meetings, KDOT identified this segment of US-56 for improvements due to its crash history and high amount of truck traffic.</p> <p>The Discovery Phase of this project will consist of reviewing potential roadway improvements, including shoulder widening, bypass lane intersection improvements, and passing lanes. Services associated with this Request for Proposals are for the Discovery Phase only, with an option to continue the contract through Preliminary Design, Final Design and Construction Services.</p>

**Table 2: Project Summary**

Project Number	Route and Scope	Length (mi)	Project Termini
KA-7405-01	056-106 Discovery to include review of passing lanes, intersection improvements, and shoulder paving from east of McPherson east to Marion.	20	To be determined during discovery phase.

Project Number	Structure BR#, Structure Scope, Structure Size and Type
KA-7405-01	<p>Structural improvements, if any, will be determined during the discovery phase. Structures along this section of the corridor include the following:</p> <ul style="list-style-type: none"> <li>• 0059-B0119 8-10'x6' RCB</li> <li>• 0059-B0069 3-7'x5' RCB</li> <li>• 0059-B0070 6-8'x5' RCB</li> <li>• 0059-B0072 34', 6-42.5', 34' RC Haunched Slab Spans (XCSH)</li> <li>• 0059-B0071 34', 6-42.5', 34' RC Haunched Slab Spans (XCSH)</li> <li>• 0059-B0074 6-10'x5' RCB</li> <li>• 0059-B0075 39'-68'-68'-39' RC Box Girder</li> <li>• 0059-B0076 39'-68'-68'-39' RC Box Girder</li> </ul>

Project Number	Structure BR#, Structure Scope, Structure Size and Type
KA-7405-01	<ul style="list-style-type: none"> <li>• 0059-B0111 9-10'x7' RCB</li> <li>• 0059-B0078 4-10'x6' RCB</li> <li>• 0059-B0112 3-10'x6' RCB</li> <li>• 0059-B0110 3-10'x8' RCB</li> <li>• 0059-B0113 5-10'x10'</li> <li>• 0057-B0012 3-12'x12'</li> <li>• 0057-B0013 2-12'x12'</li> <li>• 0057-B0041 3-8'x3'</li> <li>• 0057-B0042 70'6"-71'-70'6" Prestressed Concrete Beam Bridge (PBMBC)</li> <li>• 0057-B0043 5-10'x5' RCB</li> <li>• 0057-B0044 2-10'x5' RCB</li> <li>• 0057-B0045 116'-145'-100'-100'-100'-65' SWCH</li> </ul>

### Anticipated Consultant Scope

KDOT anticipates the following to be included in the consultant's scope:

- Project Discovery:
  - Travel demand forecasting, traffic analysis, and engineering.
  - Analysis of impacts of paved shoulder improvements, passing lanes, and bypass lane intersection improvements.
  - HSM quantitative safety analysis, including use of KDOT's LWSW/PBPD tool.
- Break in Access/NEPA.
- Railroad and Federal Aviation Administration coordination.
- Structural improvement needs, if any, will be identified during the Discovery Phase.
- Public Outreach and Stakeholder Engagement:
  - Develop Stakeholder Engagement Plan:
    - Identify list of stakeholder groups. At a minimum, the stakeholder groups will include:
      - Political subdivisions including cities and counties.
      - Businesses.
      - Property owners.
    - Outline targeted outreach for each stakeholder group which may include brochures, media releases, fact sheets, presentations, and public meeting boards.
    - Outreach may also occur using technology including virtual public meetings, infographics, social media, and websites.
  - Develop and Implement Public Outreach Effort:
    - Outreach plan should be robust.
    - Identify multiple opportunities to engage the public and gather input.
    - Outreach effort should include a wide range of technologies including virtual public meetings, social media, and websites.
    - Outreach effort should include a wide range of materials including brochures, media releases, fact sheets, presentations, and public meeting boards.
  - Document all stakeholder engagement and public outreach efforts.
- Grant Application Support:
  - Data collection and review.
  - Identify strategies for maximum points.
  - Prepare cost estimates as needed.
  - Coordinate with KDOT for required information.

(continued)

- Draft support letters for public, elected and appointed officials, stakeholders and other relevant entities as identified by KDOT and advance the application.
- Establish application schedule.
- Coordinate and lead meetings.
- Consultant shall prepare the grant application based on NOFO requirements.
- Provide tables and graphics as necessary.
- Provide final draft grant documents for review that will be coordinated with the Grant Lead, project team and others that are relevant in the process.

KDOT, at the Secretary's discretion, reserves the right to retain for subsequent phases of design and consulting services the consultant selected to provide services associated with this Request for Proposals. Scope in subsequent phases will likely include, but is not limited to, plan development through preliminary and final design, additional public involvement services, traffic engineering, letting and construction phase services, and 3D electronic deliverables preparation.

Activities performed by KDOT include:

- Engineering Survey.
- Development of Existing Right of Way.
- Geotechnical Services:
  - Soil Investigations.
  - Bridge Foundation Geology.
  - Pavement Field Investigation and Design.
  - Surfacing Recommendations.
- Environmental Services:
  - Lead Paint Testing.
  - Permit Application.
  - Permits will include NPDES – Storm Water Runoff Permit for which KDOT will need from consultant:
    - Total project site area in acres.
    - Total disturbed area in acres (from Seeding Plans).
    - Impervious area in square feet (existing and proposed).
    - Above information needs to be provided by consultant (90) days prior to letting.

#### Anticipated Schedule and Key Dates

1. Proposals are due by or before 12:00 p.m. (Central Time) July 31, 2024.
2. Ranking of proposals is expected to occur on or around August 14, 2024. Negotiations with the most highly ranked firm are expected to begin on or around August 28, 2024. An executed agreement is anticipated around August 29, 2024. KDOT anticipates giving notice to proceed on or around September 15, 2024.
3. Discovery phase shall be complete by September 15, 2025.
4. The program fiscal year for this project is FY2029 (July 2028–June 2029).

#### Instructions for Proposal

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.

2. The consultant's proposal must not exceed 4 pages total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10 MB maximum size) of the proposal must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
4. The proposal PDF file name must read:
  - a. "KA-7405-01\_US-56 Exp in McPherson.Marion Cos\_FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request one at <https://www.ksrevenue.gov/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.
6. The outline in Table 3 below describes the expected proposal organization and content sections.
7. If KDOT deems interviews to be necessary, interview details and requirements and evaluation criteria for the interview will be distributed to shortlisted consultant teams in advance.
8. Table 4 lists the evaluation criteria and associated weights which will be used to shortlist respondents and may be considered in final selection.

**Table 3: Proposal Content**

Section	Description of Intent	Page Limit
<b>Cover Letter</b>		1 Page
<b>Project Approach</b>	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	
<b>Approach to Schedule</b>	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	
<b>Approach to Quality Control</b>	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	
<b>Qualifications and Experience</b>	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	

<b>Past Performance</b>	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	
<b>Familiarity with KDOT and Project Area</b>	Describe team's familiarity with KDOT's design process and standards. Describe familiarity with the project area and any identified special site conditions.	

**Table 4: Evaluation Factors**

Evaluation Factor	Weight
Qualifications and experience of project manager and other key project team members proposed for services	20%
Project approach	20%
Past performance history for similar projects/services for KDOT	15%
Availability to respond to the work	15%
Approach and commitment to meet advertised schedule	10%
Innovation/Creativity in solutions	10%
The quality and completeness of the response	10%

### Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")
- Special Attachment No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems")

### Special Contract Conditions

This project will be managed by the PMC.

### Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until July 17, 2024; answers will be provided to all prequalified consultants on July 24, 2024.

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052280

### State of Kansas

## Department of Transportation

### Request for Proposals

### Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must submit a

proposal as laid out herein by 12:00 p.m. (Central Time) July 31, 2024, to be considered for selection.

### Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in the following category(s):

- 201 – Location and Design Concept Studies/Corridor Studies
- 212 – Highway Design – Minor Facility
- 222 – Standard Span Bridge Design
- 231 – Traffic Control Analysis and Design
- 325 – Hydraulic and Hydrologic Studies
- 332 – Travel Studies
- 401 – Landscape (Seeding and Erosion Control)

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must 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>. Consultants may create a team to meet the prequalification requirements. 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.

**Table 1: Background and Scope of Project**

Project Number	Background and Scope of Project
KA-7427-01	This project includes the reconstruction and addition of shoulders along US-160 from US-169 to the north approach of Big Hill Creek bridge (0063-B0066) in Montgomery County and picks up at the south approach of Big Hill Creek bridge then continues to Gartner Avenue in Altamont, Labette County. The discovery phase is expected to determine the shoulder width and type, mainline paving action, and reconstruction or extension of structures and culverts. Services associated with this Request for Proposals are for the Discovery Phase only, with an option to supplement the contract through Preliminary Design, Final Design, and Construction Phase Services.

(continued)



Table 2: Project Summary

Project Number	Route and Scope	Length (mi)	Project Termini
KA-7427-01	US-160 in Montgomery and Labette Counties  Discovery Phase: Reconstruction and shoulder widening	16.5	US-169 to the north approach of Big Hill Creek bridge (0063-B0066) and the south approach of Big Hill Creek bridge (0063-B0066) to Gartner Avenue
Project Number	Structure BR#, Structure Scope, Structure Size, Type		
KA-7427-01	Structural improvements, if any, will be determined during the discovery phase. Structures along this section of the corridor include the following: <ul style="list-style-type: none"> <li>• 0050-B0059 4-10'x10' RCB</li> <li>• 0050-B0068 3-14'x8' RFB</li> <li>• 0050-B0043 55', 77', 55'RDGH</li> <li>• 0050-B0044 30', 40', 30' RCSH</li> <li>• 0050-B0060 7-10'x8' RCB</li> <li>• 0050-C0537 2-7'x7' RCB</li> <li>• 0050-C0557 2-9'x6' RCB</li> <li>• 0050-C0558 10'x5' RCB</li> <li>• 0050-C0559 2-9'x5' RCB</li> <li>• 0050-C0529 16'x16' RFB</li> <li>• 0050-C0530 10'x4' RCB</li> <li>• 0050-C-536 10' RCSS</li> <li>• 0063-B0060 2-8'x4' RCB</li> <li>• 0063-B0057 2-14' SBMC</li> <li>• 0063-B0066 30', 40', 30' RCSC</li> <li>• 0063-C0539 10'x5' RCB</li> </ul>		

### Anticipated Consultant Scope

A discovery phase summary report detailing the analysis, alternatives, costs, and recommendations is expected. Other expectations for consultant scope are shown below. A scoping meeting will take place after consultant selection is made. The scope included herein may not be all-inclusive.

KDOT anticipates the following to be included in the consultant's scope:

- Project Discovery:
  - Travel demand forecasting, traffic analysis, and engineering.
  - Analysis of shoulder widths and types, geometric improvements, and intersection improvements.
  - HSM quantitative safety analysis, including use of KDOT's LWSW/PBPD tool.
  - Identify priority segments and improvements for a phased approach to construction projects along the study corridor.
- NEPA desktop screening.
- Supporting documentation for Railroad coordination (as necessary).
- Structural improvement needs, if any, will be identified during the Discovery Phase.
- 3D Electronic Deliverables Preparation.
- Public Outreach and Stakeholder Engagement:
  - Develop Stakeholder Engagement Plan:
    - Identify list of stakeholder groups. At a minimum, the stakeholder groups will include:
      - Political subdivisions including cities and counties.
      - Businesses.
      - Property owners.
    - Outline targeted outreach for each stakeholder group which may include brochures, me-

dia releases, fact sheets, presentations, and public meeting boards.

- Outreach may also occur using technology including virtual public meetings, infographics, social media, and websites.
- Develop and Implement Public Outreach Effort:
  - Identify appropriate opportunities to engage public and gather input.
  - Outreach efforts could include a wide range of materials including:
    - Brochures.
    - Media releases.
    - Fact sheets.
    - Presentations.
    - Public meeting boards.
- Document all stakeholder engagement and public outreach efforts.
- Grant Application Support:
  - Data collection and review.
  - Identify strategies for maximum points.
  - Prepare cost estimates as needed.
  - Coordinate with KDOT for required information.
  - Draft support letters for public, elected and appointed officials, stakeholders, and other relevant entities as identified by KDOT and advance the application.
  - Establish application schedule.
  - Coordinate and lead meetings.
  - Consultant shall prepare the grant application based on NOFO requirements.
  - Provide tables and graphics as necessary.
  - Provide final draft grant documents for review that will be coordinated with the Grand Lead, project team, and others that are relevant to the process.

KDOT, at the Secretary's discretion, reserves the right to retain for subsequent phases of design and consulting services the consultant selected to provide services associated with this Request for Proposals. Scope in subsequent phases will likely include, but is not limited to, plan development through preliminary and final design as well as construction phase services.

Activities performed by KDOT include:

- Topographic and Land Survey.
- Development of Existing Right of Way.
- Geotechnical Services:
  - Soil Investigations.
  - Bridge Foundation Geology.
  - Pavement Field Investigation and Design.
  - Surfacing Recommendations.
- Environmental Services:
  - Lead Paint Testing.
  - Permit Application.
  - Permits will include NPDES – Storm Water Run-off Permit for which KDOT will need from consultant:
    - Total project site area in acres.
    - Total disturbed area in acres (from Seeding Plans).
    - Impervious area in square feet (existing and proposed).

- Above information needs to be provided by consultant (90) days prior to letting.

### Anticipated Schedule and Key Dates

1. Proposals are due by or before 12:00 p.m. (Central Time) July 24, 2024.
2. Ranking of proposals is expected to occur on or around August 14, 2024. Negotiations with the most highly ranked firm are expected to begin on or around August 28, 2024. An executed agreement is anticipated around August 29, 2024. KDOT anticipates giving notice to proceed on or around September 15, 2024.
3. Discovery phase shall be complete by September 15, 2025.
4. The program fiscal year for this project is FY2029 (July 2028–June 2029).

### Instructions for Proposal

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed 4 pages total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10 MB maximum size) of the proposal must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
4. The proposal PDF file name must read:
  - a. "KA-7427-01\_US-160 Shldr Widening Mont.Lab Cos\_FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request one at <https://www.ksrevenue.gov/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.
6. The outline in Table 3 below describes the expected proposal organization and content sections.
7. Table 4 lists the evaluation criteria and associated weights which will be used to shortlist respondents and final selection (if no interview).

Table 3: Proposal Content

Section	Description of Intent	Page Limit
Cover Letter		1 Page
Project Approach	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	

Approach to Schedule	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	
Approach to Quality Control	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	
Qualifications and Experience	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
Past Performance	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	
Familiarity with KDOT and Project Area	Describe team's familiarity with KDOT's design process and standards. Describe familiarity with the project area and any identified special site conditions.	

Table 4: Evaluation Factors

Evaluation Factor	Weight
Qualifications and experience of project manager and other key project team members proposed for services	25%
Project approach	25%
Understanding of the project area	15%
Innovation/Creativity in solutions	15%
Approach and commitment to meet advertised schedule	10%
Past performance history for similar projects/services for KDOT	10%

### Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")
- Special Attachment No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems")

### Special Contract Conditions

This project will be managed by the IKE PMC.

### Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

(continued)

Questions can be submitted until July 17, 2024; answers will be provided to all prequalified consultants on July 24, 2024.

Calvin Reed  
Secretary  
Department of Transportation

Doc. No. 052281

State of Kansas

Department of Transportation

Request for Proposals

Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must submit a proposal as laid out herein by 12:00 p.m. (Central Time) July 31, 2024, to be considered for selection.

Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in the following category(s):

- 201 – Location and Design Concept Studies/Corridor Studies
- 211 – Highway Design – Major Facility
- 222 – Standard Span Bridge Design
- 231 – Traffic Control Analysis and Design
- 325 – Hydraulic and Hydrologic Studies
- 332 – Travel Studies
- 401 – Landscape Seeding

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must 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>. Consultants may create a team to meet the prequalification requirements. 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.

Table 1: Background and Scope of Project

Project Number	Background and Scope of Project
KA-7426-01	KDOT is seeking consultant services to conduct a mini discovery phase (6-9 months) to determine the preferred location for passing lanes on both sides of US-169 in Montgomery County, with an option to lead into preliminary and final design of the passing lanes. Passing lanes will ideally be two miles in length. Project will include public involvement and railroad coordination. Services associated with this Request for Proposals are for the Discovery Phase only, with an option to supplement the contract through Final Design.

Table 2: Project Summary

Project Number	Route and Scope	Length (mi)	Project Termini
KA-7426-01	169-063 US-169 Passing Lanes	2	To be determined during discovery phase.
Project Number	Structure BR#, Structure Scope, Structure Size, Type		
KA-7426-01	Structure BR#, Structure Scope, Structure Size and Type Structural improvements, if any, will be determined during the discovery phase. Structures along this section of the corridor include the following: <ul style="list-style-type: none"><li>• Culvert No. 63 (567) Reinforced Concrete Box</li><li>• Culvert No. 63 (568) Reinforced Concrete Box</li><li>• Culvert No. 63 (569) Reinforced Concrete Box</li><li>• Culvert No. 63 (570) Reinforced Concrete Box</li><li>• Culvert No. 63 (571) Reinforced Concrete Box</li><li>• Culvert No. 63 (572) Reinforced Concrete Box</li><li>• Br. No. 169-63-20.32 (087) Reinforced Concrete Haunched Slab Spans</li><li>• Br. No. 169-63-21.84 (088) Reinforced Concrete Haunched Slab Spans</li><li>• Br. No. 169-63-23.86 (089) Rigid Frame Box Culvert</li><li>• Br. No. 169-63-22.01 (091) Reinforced Concrete Box</li></ul>		

Anticipated Consultant Scope

The scope of services includes a mini discovery effort on the corridor to determine the preferred location for a two-mile passing lane section for both northbound and southbound lanes with an option to lead directly into design. There are multiple at-grade railroad crossings within this stretch of US-169 along with US-169 running adjacent to the railroad along the northern portion of the corridor, so railroad coordination will be required. There will be public involvement with a level of effort based on how the chosen passing lane location affects existing surroundings and stakeholders.

KDOT anticipates the following to be included in the consultant’s scope:

- Project Discovery:
  - Travel demand forecasting, traffic analysis, and engineering.
  - Analysis of impacts of paved shoulder improvements, passing lanes, and bypass lane intersection improvements.
  - HSM quantitative safety analysis, including use of KDOT’s LWSW/PBPD tool.
- Break in Access/NEPA.
- Railroad and Federal Aviation Administration coordination (as necessary).
- Public Outreach and Stakeholder Engagement:
  - Develop Stakeholder Engagement Plan:
    - Identify list of stakeholder groups. At a minimum, the stakeholder groups will include:
      - Political subdivisions including cities and counties.
      - Businesses.
      - Property owners.
    - Outline targeted outreach for each stakeholder group which may include brochures, media releases, fact sheets, presentations, and public meeting boards.
    - Outreach may also occur using technology including virtual public meetings, infographics, social media, and websites.
  - Develop Public Outreach Effort:
    - Outreach plan should be robust.



- Identify multiple opportunities to engage the public and gather input.
- Outreach effort should include a wide range of technologies including virtual public meetings, social media, and websites.
- Outreach effort should include a wide range of materials including brochures, media releases, fact sheets, presentations, and public meeting boards.
- Document all stakeholder engagement and public outreach efforts.
- Grant Application Support:
  - Data collection and review.
  - Identify strategies for maximum points.
  - Prepare cost estimates as needed.
  - Coordinate with KDOT for required information.
  - Draft support letters for public, elected and appointed officials, stakeholders and other relevant entities as identified by KDOT and advance the application.
  - Establish application schedule.
  - Coordinate and lead meetings.
  - Consultant shall prepare the grant application based on NOFO requirements.
  - Provide tables and graphics as necessary.
  - Provide final draft grant documents for review that will be coordinated with the Grant Lead, project team and others that are relevant in the process.

KDOT, at the Secretary's discretion, reserves the right to retain for subsequent phases of design and consulting services the consultant selected to provide services associated with this Request for Proposals. Scope in subsequent phases may include, but is not limited to, plan development through preliminary and final design, additional public involvement services, traffic engineering, letting and construction phase services, and 3D electronic deliverables preparation.

Activities to be performed by KDOT include:

- Engineering Survey.
- Asbestos and Lead Paint Testing.
- Permit Application.
- Technical data to support these activities will be required from the consultant immediately after field check.
- Geotechnical Services:
  - Soil Investigations.
  - Bridge Foundation Geology.
  - Pavement Field Investigation and Design.
  - Surfacing Recommendations.

#### Anticipated Schedule and Key Dates

1. Proposals are due by or before 12:00 p.m. (Central Time) July 31, 2024.
2. Ranking of proposals is expected to occur on or around August 14, 2024. Negotiations with the most highly ranked firm are expected to begin on or around August 28, 2024. An executed agreement is anticipated around August 29, 2024. KDOT anticipates giving notice to proceed on or around September 15, 2024.
3. Discovery phase shall be complete by September 15, 2025.

4. The program fiscal year for this project is FY2029 (July 2028–June 2029).

#### Instructions for Proposal

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed 4 pages total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10 MB maximum size) of the proposal must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
4. The proposal PDF file name must read:
  - a. "KA-7426-01\_US-169 Passing Lane in Mont Co\_FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request one at <https://www.ksrevenue.gov/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.
6. The outline in Table 3 below describes the expected proposal organization and content sections.
7. If KDOT deems interviews to be necessary, interview details and requirements and evaluation criteria for the interview will be distributed to shortlisted consultant teams in advance.
8. Table 4 lists the evaluation criteria and associated weights which will be used to shortlist respondents and in final selection (if no interviews).

Table 3: Proposal Content

Section	Description of Intent	Page Limit
Cover Letter		1 Page
Project Approach	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	
Approach to Schedule	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	
Approach to Quality Control	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	

(continued)

<b>Qualifications and Experience</b>	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
<b>Past Performance</b>	Describe team's past performance with respect to ability to meet project schedules, quality of work, and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	
<b>Familiarity with KDOT and Project Area</b>	Describe team's familiarity with KDOT's design process and standards. Describe familiarity with the project area and any identified special site conditions.	

**Table 4: Evaluation Factors**

<b>Evaluation Factor</b>	<b>Weight</b>
Project approach	20%
Innovation/Creativity in solutions	20%
Understanding of the project area	15%
Qualifications and experience of project manager and other key project team members proposed for services	15%
Approach and commitment to meet advertised schedule	10%
Past performance history for similar projects/services for KDOT	10%
Demonstrated understanding of nature and scope of project	10%

### Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")
- Special Attachment No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems")

### Special Contract Conditions

This project will be managed by the PMC.

### Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until July 17, 2024; answers will be provided to all prequalified consultants on July 24, 2024.

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052282

## State of Kansas

## Department of Transportation

### Request for Proposals

### Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must submit a proposal as laid out herein by 12:00 p.m. (Central Time) July 31, 2024, to be considered for selection.

### Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in the following category(s):

- 211 – Highway Design – Major Facility
- 231 – Traffic Control Analysis and Design
- 401 – Landscape Seeding and Erosion Control

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must 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>. Consultants may create a team to meet the prequalification requirements. 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.

**Table 1: Background and Scope of Project**

<b>Project Number</b>	<b>Background and Scope of Project</b>
KA-6833-01	Replacement of the Cimarron River Bridge (005) on an offset alignment located 5.57 miles north of the US-83/K-51 junction.

**Table 2: Project Summary**

<b>Project Number</b>	<b>Route and Scope</b>	<b>Length (mi)</b>	<b>Project Termini</b>
KA-6833-01	083-088 Bridge replacement	0.6	Located 5.57 miles north of the US-83/K-51 junction

### Anticipated Consultant Scope

KDOT anticipates the following to be included in the consultant's scope:

- Preliminary Design Services.
- Final Design Services.
- Environmental Documentation Preparation (Permitting).
- Letting and Construction Phase Services.
- 3D Electronic Deliverables Preparation.

### Project Management

- Develop and communicate Project Management Plan and Quality Assurance Plan.
- Perform Quality Control Checks according to Quality Assurance Plan.
- Provide electronic plan files compliant with KDOT Graphic Standards Manual, including CAD confor-

mance checks and ControlCAD indexed DGN files with ProjectWise attributes.

- Provide bi-annual construction cost estimates and at major project milestones.

#### Road Design

- Develop Preliminary Plans to Field Check.
- Develop Final Plans for Construction.
- Perform roadway geometric design, drainage design, and roadside safety analysis.
- Visit the project site location.

#### Bridge Design

- The new bridge structure will be design in-house by KDOT Bureau of Structures and Geotechnical Services.

#### Traffic Engineering

- Traffic Control Plans: This project will require traffic to be carried on existing highway and through staged construction.
- Develop permanent signing, pavement marking, and traffic control plans.

Activities to be performed by KDOT include:

- Engineering Survey—Already completed.
- Existing Right of Way.
- Environmental Services:
  - Asbestos and Lead paint testing.
  - Permit application.
  - Technical data to support these activities will be required from the Consultant immediately after field check.
- Permits will include NPDES – Storm Water Runoff Permit in which KDOT will require from consultant:
  - Total project site area in acres.
  - Total disturbed area in acres (from Seeding Plans).
  - Impervious area in square feet (existing and proposed).
  - Above information needs to be provided by consultant (90) days prior to letting.
- Utility Coordination, if required.
- Geotechnical Services including soil investigations, bridge foundation geology, pavement field investigation and design, and surfacing recommendations.

#### Anticipated Schedule and Key Dates

1. Proposals are due by or before 12:00 p.m. (Central Time) July 31, 2024.
2. Ranking of proposals is expected to occur on or around August 6, 2024. Negotiations with the most highly ranked firm are expected to begin on or around August 11, 2024. An executed agreement is anticipated around August 25, 2024.
3. The program fiscal year for this project is FY2028 (July 2027–June 2028).
4. Notice to Proceed: August 25, 2024
  - FDCHK: July 3, 2025
  - PLROW: September 17, 2025
  - PLNTE: October 21, 2026
  - PLCOM: June 23, 2027

KDOT, at the Secretary's discretion, reserves the right to retain for subsequent phases of design and consult-

ing services the consultant selected to provide services associated with this Request for Proposals. Scope in subsequent phases will likely include, but is not limited to, plan development through preliminary and final design as well as traffic engineering.

#### Instructions for Proposal

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed 4 pages total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10 MB maximum size) of the proposal must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
4. The proposal PDF file name must read:
  - a. "KA-6833-01 Bridge Replacement Over Cimarron River FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request one at <https://www.ksrevenue.gov/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.
6. The outline in Table 3 below describes the expected proposal organization and content sections.
7. Depending on the number and quality of responses received, KDOT anticipates shortlisting (based on proposals) and holding interviews prior to final selection (which may be based on both proposal and interview content). If KDOT deems interviews to be necessary, interview details and requirements and evaluation criteria for the interview will be distributed to shortlisted consultant teams in advance.
8. Table 4 lists the evaluation criteria and associated weights which will be used to shortlist respondents and may be considered in final selection.

Table 3: Proposal Content

Section	Description of Intent	Page Limit
Cover Letter		1 Page
Project Approach	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	
Approach to Schedule	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	

(continued)



<b>Approach to Quality Control</b>	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	
<b>Qualifications and Experience</b>	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
<b>Past Performance</b>	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	
<b>Familiarity with KDOT and Project Area</b>	Describe team's familiarity with KDOT's design process and standards. Describe familiarity with the project area and any identified special site conditions.	

Table 4: Evaluation Factors

Evaluation Factor	Weight
Qualifications and experience of project manager and other key project team members proposed for services	25%
Project approach	20%
Approach and commitment to meet advertised schedule	15%
Past performance history for similar projects/services for KDOT	20%
Approach to quality control	10%
The quality and completeness of the response	10%

### Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")
- Special Attachment No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems")

### Special Contract Conditions

- A preliminary horizontal alignment was designed by KDOT Road Design.
- This Road Design portion of this project will be managed by the PMC.
- Bridge Design will design the new Cimarron River Bridge in house.

### Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until July 18, 2024; answers will be provided to all prequalified consultants on July 25, 2024.

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052284

### State of Kansas

### Department of Transportation

### Request for Proposals

### Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must submit a proposal as laid out herein by 12:00 p.m. (Central Time) July 31, 2024, to be considered for selection.

### Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in the following category(s):

- 211 – Highway Design – Major Facility
- 231 – Traffic Control Analysis and Design
- 401 – Landscape Seeding and Erosion Control

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must 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>. Consultants may create a team to meet the prequalification requirements. 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.

Table 1: Background and Scope of Project

Project Number	Background and Scope of Project
KA-7425-01	Reconstruct K-23 on existing alignment, add shoulders, improve vertical profile, replace the Turtle Creek Bridge (015), Culvert 512, and replace all crossroad structures.

Table 2: Project Summary

Project Number	Route and Scope	Length (mi)	Project Termini
KA-7425-01	023-106 Reconstruct and add shoulders	11	From the north ramp terminal of the I-70/K-23 interchange north to 0.25 miles south of County Road 70 (CR-406)

### Anticipated Consultant Scope

KDOT anticipates the following to be included in the consultant's scope:

- RR Involvement

- Preliminary Design Services
- Final Design Services
- Environmental Documentation Preparation (Permitting)
- Letting and Construction Phase Services
- 3D Electronic Deliverables

**Project Management**

- Develop and communicate Project Management Plan and Quality Assurance Plan.
- Perform Quality Control Checks according to Quality Assurance Plan.
- Provide electronic plan files compliant with KDOT Graphic Standards Manual, including CAD conformance checks and ControlCAD indexed DGN files with ProjectWise attributes.
- Provide bi-annual construction cost estimates and at major project milestones.

**Road Design**

- Develop Preliminary Plans to Field Check.
- Develop Final Plans for Construction.
- Perform roadway geometric design, drainage design, interchange analysis, and roadside safety analysis.
- Visit the project site location.
- The consultant may need to provide plans, estimates, and technical support if it is determined that a Value Engineering Study is needed. KDOT will contract with another consulting firm to perform the Value Engineering Study.

**Bridge Design**

- All 10-20 ft and Bridge-size structures will be design in-house by KDOT Bureau of Structures and Geotechnical Services.

**Traffic Engineering**

- Traffic Control Plans: This project will require traffic to be carried around construction on a state-route detour.
- Develop permanent signing, pavement marking, and traffic control plans.

**Grant Application Support**

- Data collection and review.
- Identify strategies for maximum points.
- Prepare cost estimates as needed.
- Coordinate with KDOT for required information.
- Draft support letters for public, elected and appointed officials, stakeholders and other relevant entities as identified by KDOT and advance the application.
- Establish application schedule.
- Coordinate and lead meetings.
- Consultant shall prepare the grant application based on NOFO requirements.
- Provide tables and graphics as necessary.
- Provide final draft grant documents for review that will be coordinated with the Grant Lead, project team and others that are relevant in the process.

Activities to be performed by KDOT include:

- Engineering Survey
- Existing Right of Way
- Environmental Services:
  - Asbestos and Lead paint testing.

- Permit application.
- Technical data to support these activities will be required from the Consultant immediately after field check.
- Permits will include NPDES – Storm Water Runoff Permit in which KDOT will require from consultant:
  - Total project site area in acres.
  - Total disturbed area in acres (from Seeding Plans).
  - Impervious area in square feet (existing and proposed).
  - Above information needs to be provided by consultant (90) days prior to letting.
- Utility Coordination, if required.
- Railroad Coordination–Information will be required from the Consultant to support the Railroad Coordination effort.
- Geotechnical Services including soil investigations, bridge foundation geology, pavement field investigation and design, and surfacing recommendations.

**Anticipated Schedule and Key Dates**

1. Proposals are due by or before 12:00 p.m. (Central Time) July 31, 2024.
2. Ranking of proposals is expected to occur on or around August 6, 2024. Negotiations with the most highly ranked firm are expected to begin on or around August 11, 2024. An executed agreement is anticipated around August 25, 2024.
3. The program fiscal year for this project is FY2030 (July 2029–June 2030). The full project schedule has not been developed yet.

KDOT, at the Secretary's discretion, reserves the right to retain for subsequent phases of design and consulting services the consultant selected to provide services associated with this RFP. Scope in subsequent phases will likely include, but is not limited to, plan development through preliminary and final design as well as traffic engineering.

**Instructions for Proposal**

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed 4 pages total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10 MB maximum size) of the proposal must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
4. The proposal PDF file name must read:
  - a. "KA-7425-01 Reconstruction FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request

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one at <https://www.ksrevenue.gov/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.

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**Table 3: Proposal Content**

Section	Description of Intent	Page Limit
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<b>Project Approach</b>	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	
<b>Approach to Schedule</b>	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	
<b>Approach to Quality Control</b>	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	
<b>Qualifications and Experience</b>	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
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<b>Familiarity with KDOT and Project Area</b>	Describe team's familiarity with KDOT's design process and standards. Describe familiarity with the project area and any identified special site conditions.	

**Table 4: Evaluation Factors**

Evaluation Factor	Weight
Qualifications and experience of project manager and other key project team members proposed for services	25%

Project approach	20%
Approach and commitment to meet advertised schedule	15%
Past performance history for similar projects/services for KDOT	20%
Approach to quality control	10%
The quality and completeness of the response	10%

### Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")
- Special Attachment No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems")

### Special Contract Conditions

Road Design will manage this consultant project. Bridge Design will design the bridge-size and 10'-20' structures in house.

### Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until July 18, 2024; answers will be provided to all prequalified consultants on July 25, 2024.

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052283

## State of Kansas

## Department of Transportation

### Request for Proposals

### Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must submit a proposal as laid out herein by 12:00 p.m. (Central Time) July 31, 2024, to be considered for selection.

### Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in the following category(s):

- 211 – Highway Design – Major Facility
- 231 – Traffic Control Analysis and Design
- 401 – Landscape Seeding and Erosion Control

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide doc-



umentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must 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>. Consultants may create a team to meet the prequalification requirements. 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.

**Table 1: Background and Scope of Project**

Project Number	Background and Scope of Project
KA-7419-01	Reconstruct K-27 on an offset alignment west of existing K-27, add shoulders, improve vertical profile, and replace existing Culvert 506 (Pond Creek).  A study of K-27 in Wallace County was completed in 2011. KDOT recommends that the consultant perform a mini-discovery phase, including cost estimates, for the two offset alignment alternatives recommended in the study before moving into Preliminary and Final Design.

**Table 2: Project Summary**

Project Number	Route and Scope	Length (mi)	Project Termini
KA-7419-01	027-100 Reconstruct and add shoulders	9	From the north EWS of the Smoky Hill River Bridge (017) north to Zig-Zag Road.

### Anticipated Consultant Scope

KDOT anticipates the following to be included in the consultant's scope:

- Discovery Phase Services.
- Preliminary Design Services.
- Final Design Services.
- Public Involvement Services.
- Letting and Construction Phase Services.
- Environmental Documentation Preparation (Permitting).
- 3D Electronic Deliverable Preparation.

### Project Management

- Develop and communicate Project Management Plan and Quality Assurance Plan.
- Perform Quality Control Checks according to Quality Assurance Plan.
- Provide electronic plan files compliant with KDOT Graphic Standards Manual, including CAD conformance checks and ControlCAD indexed DGN files with ProjectWise attributes.
- Provide bi-annual construction cost estimates and at major project milestones.

### Road Design

- A study of K-27 in Wallace County was completed in 2011. KDOT recommends that the consultant perform a mini-discovery phase, including cost estimates, for the two offset alignment alternatives recommended in the study before moving into Preliminary and Final Design. The consultant will use Lidar survey data to evaluate each alternative.
- Develop Preliminary Plans to Field Check.
- Develop Final Plans for Construction.

- Perform roadway geometric design, drainage design, interchange analysis, and roadside safety analysis.
- Visit the project site location.
- The consultant may need to provide plans, estimates, and technical support if it is determined that a Value Engineering Study is needed. KDOT will contract with another consulting firm to perform the Value Engineering Study.

### Bridge Design

- All 10-20 ft and Bridge-size structures will be design in-house by KDOT Bureau of Structures and Geotechnical Services.

### Traffic Engineering

- Traffic Control Plans: This project will require traffic to be carried through construction.
- Develop permanent signing, pavement marking, and traffic control plans.

### Grant Application Support

- Data collection and review.
- Identify strategies for maximum points.
- Prepare cost estimates as needed.
- Coordinate with KDOT for required information.
- Draft support letters for public, elected and appointed officials, stakeholders and other relevant entities as identified by KDOT and advance the application.
- Establish application schedule.
- Coordinate and lead meetings.
- Consultant shall prepare the grant application based on NOFO requirements.
- Provide tables and graphics as necessary.
- Provide final draft grant documents for review that will be coordinated with the Grant Lead, project team and others that are relevant in the process.

Activities to be performed by KDOT include:

- Engineering Survey.
- Existing Right of Way.
- Environmental Services:
  - Asbestos and Lead paint testing.
  - Permit application.
  - Technical data to support these activities will be required from the Consultant immediately after field check.
- Permits will include NPDES – Storm Water Runoff Permit in which KDOT will require from consultant:
  - Total project site area in acres.
  - Total disturbed area in acres (from Seeding Plans).
  - Impervious area in square feet (existing and proposed).
  - Above information needs to be provided by consultant (90) days prior to letting.
- Utility Coordination, if required.
- Geotechnical Services including soil investigations, bridge foundation geology, pavement field investigation and design, and surfacing recommendations.

### Anticipated Schedule and Key Dates

1. Proposals are due by or before 12:00 p.m. (Central Time) July 31, 2024.
2. Ranking of proposals is expected to occur on or

(continued)

around August 6, 2024. Negotiations with the most highly ranked firm are expected to begin on or around August 11, 2024. An executed agreement is anticipated around August 25, 2024.

3. The program fiscal year for this project is FY2032 (July 2031–June 2032). The full project schedule has not been developed yet.

KDOT, at the Secretary's discretion, reserves the right to retain for subsequent phases of design and consulting services the consultant selected to provide services associated with this Request for Proposals. Scope in subsequent phases will likely include, but is not limited to, plan development through preliminary and final design as well as traffic engineering.

### Instructions for Proposal

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed 4 pages total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10 MB maximum size) of the proposal must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
4. The proposal PDF file name must read:
  - a. "KA-7419-01 Reconstruction FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request one at <https://www.ksrevenue.gov/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.
6. The outline in Table 3 below describes the expected proposal organization and content sections.
7. Depending on the number and quality of responses received, KDOT anticipates shortlisting (based on proposals) and holding interviews prior to final selection (which may be based on both proposal and interview content). If KDOT deems interviews to be necessary, interview details and requirements and evaluation criteria for the interview will be distributed to shortlisted consultant teams in advance.
8. Table 4 lists the evaluation criteria and associated weights which will be used to shortlist respondents and may be considered in final selection.

Table 3: Proposal Content

Section	Description of Intent	Page Limit
Cover Letter		1 Page

Project Approach	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	
Approach to Schedule	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	
Approach to Quality Control	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	
Qualifications and Experience	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
Past Performance	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	
Familiarity with KDOT and Project Area	Describe team's familiarity with KDOT's design process and standards. Describe familiarity with the project area and any identified special site conditions.	

Table 4: Evaluation Factors

Evaluation Factor	Weight
Qualifications and experience of project manager and other key project team members proposed for services	25%
Project approach	20%
Approach and commitment to meet advertised schedule	15%
Past performance history for similar projects/services for KDOT	20%
Approach to quality control	10%
The quality and completeness of the response	10%

### Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 ("Tax Clearance Certificate")
- Special Attachment No. 10 ("Policy Regarding Sexual Harassment")
- Special Attachment No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems")

Special Contract Conditions

- This project may be managed by the PMC.
- KDOT Bridge Design will design any bridge-size and 10'-20' structures in house.

Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until July 18, 2024; answers will be provided to all prequalified consultants on July 25, 2024.

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052285

State of Kansas

Department of Transportation

Request for Proposals

Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm or team of firms to perform professional services for the project(s) described in Table 1 below. Interested consultants must submit a proposal as laid out herein by 12:00 p.m. (Central Time) July 31, 2024, to be considered for selection.

Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in the following category(s):

- 211 – Highway Design – Major Facility
- 231 – Traffic Control Analysis and Design
- 401 – Landscape Seeding and Erosion Control

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must 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>. Consultants may create a team to meet the prequalification requirements. 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.

Table 1: Background and Scope of Project

Project Number	Background and Scope of Project
KA-5740-01	Pavement rehabilitation and shoulder widening along K-27 from Zig Zag Road north to the Wallace/Sherman County line. The project includes replacement of the South Fork Lake Creek Bridge (013).

Table 2: Project Summary

Project Number	Route and Scope	Length (mi)	Project Termini
KA-5740-01	027-100 Rehabilitate K-27 and add shoulders	5.099	From Zig Zag Road north to the Wallace/Sherman County line.

Anticipated Consultant Scope

KDOT anticipates the following to be included in the consultant's scope:

- Preliminary Design Services.
- Final Design Services.
- Environmental Documentation Preparation (Permitting).
- Letting and Construction Phase Services.
- 3D Electronic Deliverables Preparation.

Project Management

- Develop and communicate Project Management Plan and Quality Assurance Plan.
- Perform Quality Control Checks according to Quality Assurance Plan.
- Provide electronic plan files compliant with KDOT Graphic Standards Manual, including CAD conformance checks and ControlCAD indexed DGN files with ProjectWise attributes.
- Provide bi-annual construction cost estimates and at major project milestones.

Road Design

- This project was designed by KDOT in-house staff to Plans to Materials and Research.
- Develop Preliminary Plans to Field Check.
- Develop Final Plans for Construction.
- Perform roadway geometric design, drainage design, and roadside safety analysis.
- Visit the project site location.

Bridge Design

- All 10-20 ft and Bridge-size structures will be design in-house by KDOT Bureau of Structures and Geotechnical Services.

Traffic Engineering

- Traffic Control Plans: This project will require traffic to be carried through construction and on a shoofly detour around the replacement of the South Fork Lake Creek Bridge (013).
- Develop permanent signing, pavement marking, and traffic control plans.

Grant Application Support

- Data collection and review.
- Identify strategies for maximum points.
- Prepare cost estimates as needed.
- Coordinate with KDOT for required information.
- Draft support letters for public, elected and appointed officials, stakeholders and other relevant entities as identified by KDOT and advance the application.
- Establish application schedule.
- Coordinate and lead meetings.
- Consultant shall prepare the grant application based on NOFO requirements.
- Provide tables and graphics as necessary.
- Provide final draft grant documents for review that

(continued)



will be coordinated with the Grant Lead, project team and others that are relevant in the process.

Activities already performed by KDOT:

- Engineering Survey.

Activities to be performed by KDOT include:

- Existing Right of Way.
- Environmental Services:
  - Asbestos and Lead paint testing.
  - Permit application.
  - Technical data to support these activities will be required from the Consultant immediately after field check.
- Permits will include NPDES – Storm Water Runoff Permit in which KDOT will require from consultant:
  - Total project site area in acres.
  - Total disturbed area in acres (from Seeding Plans).
  - Impervious area in square feet (existing and proposed).
  - Above information needs to be provided by consultant (90) days prior to letting.
- Utility Coordination, if required.
- Geotechnical Services including soil investigations, bridge foundation geology, pavement field investigation and design, and surfacing recommendations.

#### Anticipated Schedule and Key Dates

1. Proposals are due by or before 12:00 p.m. (Central Time) July 31, 2024.
2. Ranking of proposals is expected to occur on or around August 6, 2024. Negotiations with the most highly ranked firm are expected to begin on or around August 11, 2024. An executed agreement is anticipated around August 25, 2024.
3. The program fiscal year for this project is FY2028 (July 2027–June 2028).
4. Important dates in Discovery Phase:
  - Notice to Proceed: August 25, 2024
  - FDCHK: September 27, 2024
  - PLROW: December 12, 2024
  - PLNTE: June 17, 2026
  - PLCOM: April 20, 2027

KDOT, at the Secretary's discretion, reserves the right to retain for subsequent phases of design and consulting services the consultant selected to provide services associated with this RFP. Scope in subsequent phases will likely include, but is not limited to, plan development through preliminary and final design as well as traffic engineering.

#### Instructions for Proposal

1. No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
2. The consultant's proposal must not exceed 6 pages total (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
3. A single PDF (10 MB maximum size) of the proposal must be uploaded to the appropriate bid form on

Bid Express by the proposal due date and time.

4. The proposal PDF file name must read:
  - a. "KA-5740-01 Pvmnt Rehabilitation; Shoulder Widening FIRM NAME"
5. The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request one at <https://www.ksrevenue.gov/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.
6. The outline in Table 3 below describes the expected proposal organization and content sections.
7. Depending on the number and quality of responses received, KDOT anticipates shortlisting (based on proposals) and holding interviews prior to final selection (which may be based on both proposal and interview content). If KDOT deems interviews to be necessary, interview details and requirements and evaluation criteria for the interview will be distributed to shortlisted consultant teams in advance.
8. Table 4 lists the evaluation criteria and associated weights which will be used to shortlist respondents and may be considered in final selection.

Table 3: Proposal Content

Section	Description of Intent	Page Limit
Cover Letter		1 Page
Project Approach	Demonstrate a unique approach to accomplish the design efficiently and to a high standard. Include cost-effective and optimized solutions to address the anticipated improvements in the design. Include unique qualifications or experience related to the project approach.	
Approach to Schedule	Describe the approach to accomplish the scope of services within the schedule requirements. Include anticipated key milestone dates and availability of staff.	
Approach to Quality Control	Describe methods or procedures your firm will use to provide all drawings, reports and other services with professional quality and technical accuracy.	
Qualifications and Experience	For key personnel to be assigned to the project provide names, office location, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
Past Performance	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	

<b>Familiarity with KDOT and Project Area</b>	Describe team’s familiarity with KDOT’s design process and standards. Describe familiarity with the project area and any identified special site conditions.	
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Calvin Reed  
Secretary  
Department of Transportation

Doc. No. 052286

State of Kansas  
Department of Transportation

Request for Proposals

Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking a qualified consulting firm, or team of firms, to perform construction inspection services on multiple projects in various counties. Summary information for each project is provided below in Table 1. Interested consultants must upload a proposal by 12:00 p.m. (Central Time) July 31, 2024, to the Bid Express page to be considered for selection.

Consultant Prequalification

Interested consulting firms must be prequalified by KDOT or otherwise demonstrate qualification in the following category(s):

- 241 – Construction Inspection and Testing

If a firm is not currently prequalified by KDOT in any of the required categories, a proposal may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this solicitation for the project. Firms must 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>. Consultants may create a team to meet the prequalification requirements. 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.

Background and Scope of Projects

With this single solicitation, KDOT is requesting consulting services for construction inspections on the projects listed in Table 1. This table provides summary information for the projects. One consultant will be selected to perform services associated with the group (Group) listed.

Table 4: Evaluation Factors

Evaluation Factor	Weight
Qualifications and experience of project manager and other key project team members proposed for services	25%
Project approach	20%
Approach and commitment to meet advertised schedule	15%
Past performance history for similar projects/services for KDOT	20%
Approach to quality control	10%
The quality and completeness of the response	10%

Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 (“Tax Clearance Certificate”)
- Special Attachment No. 10 (“Policy Regarding Sexual Harassment”)
- Special Attachment No. 12 (“Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems”)

Special Contract Conditions

- This project was designed by KDOT in-house staff to Materials and Research plans.
- Road Design will manage this consultant project. Bridge Design will design the bridge-size and 10’-20’ structures in house.

Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until July 18, 2024; answers will be provided to all prequalified consultants on July 25, 2024.

Table 1: Summary of Project Information

Group	RT-CO	Project #	Scope, County	Anticipated Start	Working Days or CCD	Office	Comments
24121	I070-089	KA-1266-04	Grading, Bridge, and Surfacing Shawnee			Topeka/Emporia	
24409	U075-063	KA-5699-01	Grading, Bridge, and Surfacing Montgomery	September 30, 2024	225	Independence	

Additional project information including construction scope to be inspected, a detailed description of the project location, and resources and inspection scope specifically requested from consultants in this request can be viewed in an online table at <https://ike.ksdot.gov/about/construction-inspection-rfps>. Upon publication of this

Request for Proposals, KDOT anticipates each of these inspection efforts will require full teams (project manager and inspectors, as opposed to single role staff augmentation as is occasionally request) for various types of construction inspection except as noted in the table. Watch the website linked above for updated information.

(continued)

Tabulated information (both in this Request for Proposals and on the website) shall not be relied upon during inspections. It is provided for the convenience of consultants, specifically to aid in making decisions about which projects they are interested in performing.

Specific project needs are subject to modification and/or cancellation at KDOT's discretion.

### Anticipated Consultant Scope

The scope of construction inspection services and certifications required for the projects and are listed in the table available on the website noted above. Inspection efforts will be managed out of the offices listed.

### Anticipated Schedule and Key Dates

- Proposals are due by or before 12:00 p.m. (Central Time) July 31, 2024.
- Ranking of proposals is expected to occur on or around August 2, 2024. Negotiations with the most highly ranked firm are expected to begin on or around August 16, 2024. An executed agreement is anticipated shortly thereafter.
- Anticipated scope starts dates and working days or anticipated calendar completion dates are shown in the table. All dates are subject to change.

### Instructions for Proposal

- No cost or pricing information shall be submitted with the proposal. Proposals including cost or pricing information will be considered non-responsive and withdrawn from further consideration.
- The consultant's proposal must not exceed the page limit laid out in Table 2 below (including any cover letter, index, etc.). All pages shall be standard letter size (8.5" x 11"). Any page larger than standard letter size will be counted as two or more pages depending on size.
- A single PDF (10MB maximum size) of the proposal including all attachments must be uploaded to the appropriate bid form on Bid Express by the proposal due date and time.
- The proposal PDF file name must read:
  - "ConstInsp Project 2024.07 Release FIRM NAME"
- The proposal must be accompanied by Special Attachments No. 8 ("Tax Clearance Certificate"), No. 10 ("Policy Regarding Sexual Harassment"), and No. 12 ("Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems"). If you need a Tax Clearance Certificate, you can request one at <https://www.ksrevenue.gov/taxclearance.html>. Allow 2-3 business days for processing. Both attachments are required for every firm involved in a multi-consultant team. Upload these files as instructed in Bid Express.
- The outline in Table 2 below describes the expected proposal organization, content sections, and limits on number of pages.
  - Each team is limited to a single, one-page cover letter.
  - Describe the approach they plan to execute to deliver success on the project.
  - Present the relevant qualifications and experience of the people they are proposing will provide the services.

vide the services.

- Provide the firm's familiarity with KDOT and the project area.
  - Finally, consultants are limited to a single, one-page descriptions of general qualifications ("Past Performance" selection plus "Approach to Quality Control" section) regardless of the number of projects in which they are expressing interest.
- Table 3 lists the evaluation criteria and associated weights which will be used to make a selection.
  - Although not anticipated at this time, KDOT reserves the right to interview for the requested services associated with any of the listed projects prior to making final selections.

Table 2: Proposal Content

Section	Description of Intent	Page Limit
Cover Letter		1 Page
Consultant Project Interest and Preference	Fill out "July 2024 Construction Inspections Interest & Preference Form" and submit with your proposal.	1 Page
Project Approach	Describe how your firm will meet the fluctuating inspection needs of the project.	2 Pages per project in which team is interested
Qualifications and Experience	For key personnel to be assigned to the project provide names, qualifications, education, training, and expertise. Identify their area(s) of responsibility and percent of their time dedicated to the project. List work for which you do not have in-house capability and name the firm you propose to subcontract with.	
Familiarity with KDOT and Project Area	Describe team's familiarity with KDOT's inspection processes and standards. Describe familiarity with the project area and any identified special site conditions.	
Past Performance	Describe team's past performance with respect to ability to meet project schedules; quality of work; and ability to control costs on similar transportation projects, especially those performed for KDOT. Include three references and contact information.	1 Page total
Approach to Quality Control	Describe methods or procedures your firm will use to provide all services with professional quality and technical accuracy.	

Table 3: Evaluation Factors

Evaluation Factor	Weight
The quality and completeness of the response	10%
Availability to respond to the work	20%
Qualifications and experience of project manager and other key project team members proposed for services	20%
Past performance history for similar projects/services for KDOT	20%
Understanding of the project area	10%
Understanding of KDOT contract administration and closeout procedures	20%



### Contract Terms and Conditions

A standard KDOT agreement for engineering and technical services will be used for professional services projects. The following special attachments will need to be provided by the selected consultant and all subconsultants with the signed work order following negotiations and will become attachments to the contract.

- Special Attachment No. 8 (“Tax Clearance Certificate”)
- Special Attachment No. 10 (“Policy Regarding Sexual Harassment”)
- Special Attachment No. 12 (“Certification of Company Not Currently Engaged in the Procurement or Obtainment of Certain Equipment, Services, or Systems”)

### Questions

All questions regarding this Request for Proposals shall be submitted via Q&A section of bid form in Bid Express.

Questions can be submitted until July 18, 2024; answers will be provided to all prequalified consultants on July 25, 2024.

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052287

### State of Kansas

#### Office of the Governor

#### Executive Directive No. 24-585 Authorizing Personnel Transactions and Establishment of a Federal Fund

(Editor’s Note: The attachments referred to in this directive may be obtained by contacting the Secretary of State’s Office at 785-296-2034.)

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

The request of Kraig Knowlton, Director of Personnel Services, to establish the attached, updated pay plan for unclassified physicians in state facilities under the authority of the Department for Aging and Disability Services is hereby approved, effective June 9, 2024, in accordance with K.S.A. 75-2935c.

I have conferred with the Secretary of Administration, the Director of the Budget, the Director of Personnel Services, and members of my staff, and I have determined that the requested action is appropriate.

Pursuant to the authority of the Secretary of the Kansas Department of Health and Environment to receive and expend federal funds, and pursuant to the authority granted the Governor by Section 200 of Chapter 88 of the 2024 *Session Laws of Kansas*, approval is hereby granted to the Kansas Department of Health and Environment for expenditure in FY 2025 of monies in the federal fund entitled the “Environmental Justice Fund.”

I have conferred with the Director of the Budget and members of my staff, and I have determined that the guidelines set forth in K.S.A. 75-3711 and 75-3711c have

been applied and that none of the forgoing actions exceeds the limitations contained therein.

Dated July 3, 2024.

Laura Kelly  
Governor

Doc. No. 052301

### State of Kansas

#### Secretary of State

#### Notice of Forfeiture

In accordance with Kansas statutes, the following business entities organized under the laws of Kansas and the foreign business entities authorized to do business in Kansas were forfeited during the month of June 2024 for failure to timely file an annual report and pay the annual report fee.

**Please Note:** The following list represents business entities forfeited in June. Any business entity listed may have filed for reinstatement and be considered in good standing. To check the status of a business entity, go to the Kansas Business Center’s Business Entity Search Station at <https://www.kansas.gov/bess/flow/main?execution=e2s4> (select Business Entity Database) or contact the Business Services Division at 785-296-4564.

#### Domestic Business Entities

A2V Auto, Inc., Manhattan, KS  
Andrew Lane Landowners Association, Liberal, KS  
Ash Trans, Inc., Wichita, KS  
Aspens Restaurant & Lounge, LLC, Overland Park, KS  
Augusta Orioles Booster Club, Augusta, KS  
Balan Industries, Inc., Manhattan, KS  
BSP Kansas, LLC, Washington, PA  
Buffalo Feeders, LLC, Buffalo, OK  
DS Express, Inc., Manhattan, KS  
Ellis Land Company, LLC, Kingsdown, KS  
Estates Of Prairie Glen Homes Association, Stilwell, KS  
Farmers Lumber Co., Inc., Hill City, KS  
FatB Construction, LLC, Pratt, KS  
Fontainece Coffee Co., LLC, Olathe, KS  
Gold Standard Acquisitions, LLC, Wichita, KS  
HB Express, Inc., Wichita, KS  
Home Before Fur Ever Co., Burlingame, KS  
Honest Abe Roofing Kansas City, Inc., Leawood, KS  
Honest Abe Roofing, Inc., Leawood, KS  
Husker Farms, Inc., Selden, KS  
Jocks, Inc., Overland Park, KS  
Kansas Association of Professional Insurance Agents, Inc., Topeka, KS  
Lawrence Parkway 4000, LP, Westlake Village, CA  
Levin Construction, Inc., Kensington, KS  
Longford Community Senior Citizens Organization, Inc., Longford, KS  
MAS Management, Inc., McPherson, KS  
Northeast Baseball/Softball Association, Wichita, KS  
Nourish and Restore, LLC, Olathe, KS  
Optimist Club of McPherson, Kansas, McPherson, KS  
Peerless Conveyor and Manufacturing Corporation, Kansas City, KS  
Prairie Fire Repertory Theatre Company, Pleasanton, KS  
RRR Motors, Inc., Manhattan, KS  
Sacrifice for Liberation, Inc., Wichita, KS  
Salt Creek Farms, Inc., Concordia, KS  
SD Properties & Construction, Inc., Wichita, KS  
Shawn Sign Service, Inc., Wichita, KS  
Sportsplex Operators and Developers Association, Inc., Rochester, NY  
St. Therese Radio, Inc., Abilene, KS  
The Down-Town Wichita Kiwanis Foundation, Wichita, KS  
The Kiwanis Club of Wichita, Incorporated, Wichita, KS

(continued)

The Standard Legacy, Inc., Overland Park, KS  
 United Way of McPherson County, Inc., McPherson, KS  
 UnitedRX of Kansas City, LLC, Wichita, KS  
 Wichita Regional Hospital for Geriatric  
 Behavioral Health, Inc., Charlotte, NC

### Foreign Business Entities

Ameron International Corporation, Houston, TX  
 Big Bucket's Rat Hole Drilling, Inc., Enid, OK  
 Blackstone Industrial Services USA, Ltd.  
 Boost Sports Performance, LLC, Lee's Summit, MO  
 Brocade Communications Systems, LLC, Palo Alto, CA  
 Colonial Oaks at Kansas City 2 Manager, LLC, Dallas, TX  
 Colonial Oaks at Leawood Property Company, LLC, Dallas, TX  
 Colonial Oaks at Spring Hill Property Company, LLC, Dallas, TX  
 H.B. Fuller Company Topeka, KS  
 High Prairie, Inc., Fairbury, NE  
 Icing Smiles, Inc., Laurel, MD  
 Jag Building Group, Inc., Estero, FL  
 James and Luther, Inc., El Paso, TX  
 Jewish Vocational Service Bureau of Kansas City Kansas City, MO  
 Kaptle, Inc., Fairbury, NE  
 Ribbon Home Facility V, LLC, New York, NY  
 Ribbon Home Facility VI, LLC, New York, NY  
 Sentinel Fence and Contracting, LLC, Scottsdale, AZ  
 Southmost Drywall, Inc., Fremont, NE  
 Unilock Chicago, Inc.  
 Variety of Greater Kansas City-Tent 8, Kansas City, MO  
 Velatura Hie Corporation, East Lansing, MI  
 Vyera Pharmaceuticals, LLC, New York, NY  
 WHRG TC-NW-KS, LLC, Alpharetta, GA

Scott Schwab  
 Secretary of State

Doc. No. 052305

### State of Kansas

## Kansas Development Finance Authority

### Notice of Intent to Issue Revenue Bonds

Notice is hereby given that the Board of Directors of the Kansas Development Finance Authority (the "Authority") adopted a resolution on July 2, 2024, authorizing the issuance from time to time of additional State Revolving Funds Revenue Bonds (the "Bonds") on behalf of the Kansas Department of Health and Environment ("KDHE"), pursuant to the provisions of K.S.A. 74-8901 *et seq.*, K.S.A. 65-163d *et seq.*, and K.S.A. 65-3321 *et seq.*, as amended and supplemented, to finance the continued operation of the KDHE State Revolving Loan Fund Program (the "Program"). Proceeds of the Bonds and other moneys in the Program loan fund (the "Loan Fund") will be used, in part, to provide loans to Kansas municipalities to finance public water supply system projects.

The Bonds shall be issued in one or more series in an aggregate amount not to exceed \$300 million plus all amounts required for costs of bond issuance, costs of interest on the bonds, and any required reserves for the payment of principal and interest on the Bonds. Subsequent series of Bonds may be issued to further the purpose of the Program without limit as to amount, subject to certain restrictions set forth in Bond Resolution No. 287 adopted by the Authority on November 4, 2010, and the master financing indenture dated as of November 1, 2010 (the "Master Indenture") authorized therein. In accordance with the Master Indenture, the Authority and KDHE may from time to time, enter into supplementen-

tal indentures to authorize the issuance of any series of Bonds, and the Bonds will not be general obligations of the Authority, KDHE or the State of Kansas, but shall be payable only from funds in the Trust Estate under the Master Indenture.

This notice shall be published one time in the *Kansas Register*. Pursuant to K.S.A. 65-163d *et seq.*, unless an action to contest the legality of the Bonds is filed in a court of law within 30 days from the date of such publication, the right to contest the legality of the Bonds and actions taken by the secretary of KDHE relating thereto shall cease to exist and no court shall thereafter have authority to inquire into such matters.

Rebecca Floyd  
 President

Kansas Development Finance Authority

Doc. No. 052313

(Published in the Kansas Register July 18, 2024.)

## City of Rose Hill, Kansas

### Notice of Intent to Seek Private Placement General Obligation Bonds, Series 2024

Notice is hereby given that the City of Rose Hill, Kansas (the "Issuer") proposes to seek a private placement of the above-referenced bonds (the "Bonds"). The maximum aggregate principal amount of the Bonds shall not exceed \$1,800,000. The proposed sale of the Bonds is in all respects subject to approval of a bond purchase agreement between the Issuer and the purchaser of the Bonds and the passage of an ordinance and adoption of a resolution by the governing body authorizing the issuance of the Bonds and the execution of various documents necessary to deliver the Bonds.

Dated June 17, 2024.

Kelly Mendoza  
 Clerk  
 City of Rose Hill, Kansas

Doc. No. 052309

(Published in the Kansas Register July 18, 2024.)

## City of Eudora, Kansas

### Summary Notice of Bond Sale \$1,075,000\* General Obligation Bonds, Series 2024-A

### \$2,340,000\* Taxable General Obligation Bonds, Series 2024-B

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

### Bids

Subject to the Notice of Bond Sale dated on or about July 26, 2024 (the "Notice"), email and electronic bids will be received on behalf of the City of Eudora, Kansas (the "Issuer") in the case of email bids, at [bids@bakertilly.com](mailto:bids@bakertilly.com), and in the case of electronic bids, through PARITY® until 10:30 a.m. (Central Time) August 5, 2024, for the purchase of the above-referenced bonds (the "Bonds").

No bid of less than 98.4% of the principal amount of the respective series of Bonds and accrued interest thereon to the date of delivery will be considered.

### Bond Details

The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Bonds will be dated August 29, 2024, and will become due on September 1 in the years as follows:

#### Series 2024-A Bonds

Year	Principal Amount*	Year	Principal Amount*
2026	\$35,000	2036	\$55,000
2027	40,000	2037	55,000
2028	40,000	2038	55,000
2029	40,000	2039	60,000
2030	40,000	2040	60,000
2031	45,000	2041	65,000
2032	45,000	2042	70,000
2033	45,000	2043	70,000
2034	50,000	2044	75,000
2035	50,000	2045	80,000

\* Subject to change, see the Notice.

#### Series 2024-B Bonds

Year	Principal Amount*	Year	Principal Amount*
2026	\$45,000	2035	\$125,000
2027	65,000	2036	140,000
2028	70,000	2037	150,000
2029	75,000	2038	160,000
2030	85,000	2039	175,000
2031	90,000	2040	185,000
2032	100,000	2041	200,000
2033	110,000	2042	215,000
2034	120,000	2043	230,000

\* Subject to change, see the Notice.

The Bonds will bear interest from the date thereof at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 2025.

### 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% of the principal amount of the applicable series of Bonds in the manner that complies with the requirements set forth in the Notice.

### 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 August 29, 2024, 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 2023 was \$77,303,793. The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold and excluding the temporary notes being retired with proceeds of the Bonds, is \$12,710,000.

### Approval of Bonds

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

### Additional Information

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

### Financial Advisor

Baker Tilly Municipal Advisors, LLC  
Attn: Bond Services  
30 E. Seventh St., Suite 3025  
Saint Paul, MN 55101  
651-223-3000  
[bids@bakertilly.com](mailto:bids@bakertilly.com)

Dated July 18, 2024.

City of Eudora, Kansas  
Kelly Delay, City Clerk  
Eudora City Hall  
4 E. Seventh St.  
Eudora, KS 66025  
785-542-2153  
Fax: 785-542-1237  
[kdelay@cityofeudoraks.gov](mailto:kdelay@cityofeudoraks.gov)

Doc. No. 052307

(Published in the Kansas Register July 18, 2024.)

## City of Gardner, Kansas

### Summary Notice of Sale

**\$1,545,000\***

### General Obligation Bonds, Series 2024A

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

### Bids

Subject to the terms and requirements of the Notice of Sale dated on or about July 26, 2024 (the "Notice of Sale"), bids will be received on behalf of the City of Gardner, Kansas (the "City"), by Baker Tilly Municipal Advisors, LLC by email at [bids@bakertilly.com](mailto:bids@bakertilly.com), or, in the case of electronic proposals, via PARITY® Electronic Bid Submission System ("PARITY") until 11:00 a.m. (Central Time) August 5, 2024, for the purchase of \$1,545,000\* principal

(continued)



pal amount of General Obligation Bonds, Series 2024A (the “Bonds”). No bid of less than \$1,520,280 (98.4% of the par value of the Bonds), plus accrued interest to the date of delivery, will be considered. Bidders may be required to be qualified in a manner established by the City before submitting a bid.

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 August 29, 2024 (the “Dated Date”), and will become due October 1 in the years as follows:

Year	Principal* Amount	Year	Principal* Amount
2025	\$45,000	2035	\$75,000
2026	55,000	2036	80,000
2027	60,000	2037	85,000
2028	60,000	2038	85,000
2029	60,000	2039	90,000
2030	60,000	2040	90,000
2031	70,000	2041	100,000
2032	70,000	2042	100,000
2033	70,000	2043	105,000
2034	75,000	2044	110,000

\* Preliminary; subject to change.

The Bonds will bear interest from the Dated Date at rates to be determined when the Bonds are sold as provided in the Notice of Sale, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 2025. A bidder may elect to have all or a portion of the Bonds scheduled to mature in consecutive years issued as term bonds subject to the requirements set forth in the Notice of Sale.

Paying Agent and Bond Registrar

Treasurer of the State of Kansas, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier’s or certified check drawn on a bank located in the United States of America or a wire transfer in the manner that complies with the requirements set forth in the Notice of Sale in the amount of \$30,900 (2% of the principal amount of the Bonds).

Delivery

The City 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 August 29, 2024, at the offices of The Depository Trust Company, New York, New York.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 2023 is \$344,998,680. The total general obligation indebtedness of the City as of the date of the Bonds, including the Bonds being sold, is \$69,725,000\*. The City’s total indebtedness, which is subject to debt limitation, including the Bonds being sold and as of the date of the Bonds, is estimated to be \$30,883,554.

Approval of Bonds

The Bonds will be sold subject to the legal opinion of Kutak Rock LLP, Kansas City, Missouri, Bond Counsel, whose approving legal opinion as to the validity of the Bonds will be furnished and paid for by the City and delivered to the successful bidder as and when the Bonds are delivered.

Additional Information

Additional information regarding the Bonds may be obtained from Matt Wolff, the City’s Finance Director, phone 913-856-7535; from the Municipal Advisor, Baker Tilly Municipal Advisors, LLC, 30 E. 7th St., Suite 3025, Saint Paul, MN 55101, phone 651-223-3000; or from Kutak Rock LLP, Attn: Tyler Ellsworth, Bond Counsel, 2300 Main St., Suite 800, Kansas City, MO 64108-2416, phone 816-960-0090.

Dated July 11, 2024.

City of Gardner, Kansas  
Matt Wolff  
Finance Director  
120 E. Main  
Gardner, KS 66030  
913-856-7535

Doc. No. 052311

State of Kansas

Department of Health and Environment

Permanent Administrative Regulations

Article 4.—MATERNAL AND CHILD HEALTH

**28-4-113. Definitions.** (a) “Applicant” means a person who has applied for a license but who has not yet been granted a license to operate a facility.

(b) “Applicant with a temporary permit” means a person who has applied for a license and who has been granted a temporary permit to operate a facility.

(c) “Care provider” and “provider” mean an individual who cares for and supervises children in a facility and has responsibility for the health, safety, and well-being of children, including the following:

- (1) A primary care provider;
- (2) an individual who is at least 16 years of age and who is working in the facility; and
- (3) a substitute.

(d) “Department” means Kansas department of health and environment.

(e) “Disinfect” means full surface application of a disinfectant solution of fragrance-free, environmental protection agency (EPA)-registered chlorine bleach mixed according to the directions on the label or an alternate fragrance-free, EPA-registered disinfectant used according to the directions on the label to any inanimate object.

(f) “Evening care” means care after 6:00 p.m. and before 1:00 a.m. the following day for children enrolled at a facility and present during operating hours.

(g) “Extended absence” means time away from a facility for a period of more than three hours in a day.

(h) “Facility” means a family child care home, a day care home, or a group day care home.

(i) "Family child care home," "day care home," or "group day care home" means the premises on which care is provided for a maximum of 12 children under 16 years of age, with a limited number of children under five years of age as specified in K.A.R. 28-4-114(e).

(j) "Fire inspector" means a person approved by the state fire marshal to conduct fire safety inspections.

(k) "Large motor activity" means any movement involving the arms, legs, feet, or entire body, including crawling, running, and jumping.

(l) "License capacity" means the maximum number of children who are authorized to be on the premises at any one time.

(m) "Licensed physician" means an individual who is licensed to practice either medicine and surgery or osteopathy in Kansas by the Kansas state board of healing arts or who practices either medicine and surgery or osteopathy in another state and is licensed under the licensing statutes of that state.

(n) "Licensee" means a person who has been granted a license to operate a facility.

(o) "Medical record" means the immunization record, health assessment, and medical history of each child.

(p) "Overnight care" means care after 1:00 a.m. and before 6:00 a.m. the same day for children enrolled at a facility and present during operating hours.

(q) "Primary care provider" means an applicant with a temporary permit, a licensee, or the designee of an applicant with a temporary permit or a licensee. Each applicant with a temporary permit, each licensee, and each designee shall be at least 18 years of age and shall meet the requirements for a primary care provider specified in K.A.R. 28-4-114a.

(r) "Professional development training" means training approved by the secretary that is related to working with children in care.

(s) "Sanitize" means full surface application of an EPA regulated food-safe sanitizing solution or heat treatment of any inanimate object used for food preparation or service.

(t) "Small motor activity" means any movement involving the hands or fingers, including using scissors, brushing teeth, and threading beads.

(u) "Substitute" means an individual who supervises children in the temporary absence or extended absence of the primary care provider and who meets the following requirements:

(1) In the temporary absence of the primary care provider, the substitute shall be at least 16 years of age and shall meet all of the requirements specified in K.A.R. 28-4-114a.

(2) In the extended absence of the primary care provider, the substitute shall be at least 18 years of age and shall meet all of the requirements specified in K.A.R. 28-4-114a.

(v) "Temporary absence" means time away from a facility for a period not to exceed three hours in a day.

(w) "Tobacco product" means any product that is made or derived from tobacco, or that contains nicotine, that is intended for human absorption, inhalation, or ingestion, including by consuming or using a cigarette, cigar, pipe, chewing tobacco, snuff, snus, or vape device.

(x) "Use zone" means the surface under and around a piece of equipment onto which a child falling from or exiting the equipment would be expected to land.

(y) "Visual motor activity" means any movement involving the coordination of hand or body movements with vision, including drawing, throwing items, or catching items.

(z) "Weapons" means any of the following:

(1) Firearms;

(2) ammunition;

(3) air-powered guns, including BB guns, pellet guns, and paint ball guns;

(4) hunting and fishing knives;

(5) archery equipment; or

(6) martial arts equipment. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-503 and K.S.A. 65-508; effective, E-80-18, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended Feb. 26, 1990; amended Feb. 3, 2012; amended Aug. 2, 2024.)

**28-4-114. Applicant; licensee.** (a) Application process.

(1) Any person desiring to operate a facility shall apply for a license on forms provided by the department.

(2) Each applicant and each licensee shall submit the fee specified in K.A.R. 28-4-92 for a license or for the renewal of a license. The applicable fee shall be submitted at the time of license application or renewal and shall not be refundable.

(3) The granting of a license to any applicant or applicant with a temporary permit may be refused by the secretary if the applicant or applicant with a temporary permit is not in compliance with the applicable requirements of the following:

(A) K.S.A. 65-504 through 65-506, and amendments thereto;

(B) K.S.A. 65-508, and amendments thereto;

(C) K.S.A. 65-512, and amendments thereto;

(D) K.S.A. 65-530 and 65-531, and amendments thereto; and

(E) all regulations governing facilities.

(4) Failure to submit the application forms and fee for renewal of a license shall result in an assessment of a late fee pursuant to K.S.A. 65-505, and amendments thereto, and may result in closure of the facility.

(b) Applicant and licensee requirements. Each applicant, if an individual, and each licensee, if an individual, shall meet the following requirements:

(1) Be at least 18 years of age;

(2) not be involved in child care or a combination of child care and other employment for more than 18 hours in a 24-hour period; and

(3) not be engaged in either business or social activities that interfere with the care or supervision of children.

(c) Multiple child care facilities.

(1) Each applicant with a temporary permit and each licensee who operates more than one child care facility, as defined in K.S.A. 65-503, and amendments thereto, shall maintain each child care facility as a separate entity.

(2) A license for an additional child care facility shall not be granted until all existing child care facilities for

(continued)

which the licensee has been granted a license are in compliance with licensing regulations.

(d) Multiple licenses. No licensee shall be licensed concurrently for or provide more than one type of child care or child and adult care on the same premises.

(e) Maximum group size for family child care homes. Each applicant with a temporary permit and each licensee shall ensure that the requirements of this subsection are met.

(1) The maximum group size for a family child care home shall be the following:

**TABLE I – MAXIMUM GROUP SIZE, ONE PROVIDER**

Maximum Number of Children Under 12 Months	Maximum Number of Children at Least 12 Months but Under 5 Years of Age	Maximum Number of Children at Least 5 Years but Under 10 Years of Age	Maximum Group Size
0	8	2	10
1	6	3	10
2	5	2	9
3	3	2	8

**TABLE II – MAXIMUM GROUP SIZE, ONE PROVIDER**

Ages of Children Enrolled	Maximum Group Size
At Least 2.5 Years but Under 10 Years of Age	10
At Least 3 Years but Under 10 Years of Age	11
At Least 5 Years but Under 10 Years of Age	12

**TABLE III – MAXIMUM GROUP SIZE, TWO PROVIDERS\***

Maximum Number of Children Under 12 Months	Maximum Number of Children at Least 12 Months but Under 5 Years of Age	Maximum Number of Children at Least 5 Years but Under 10 Years of Age	Maximum Group Size*
0	10	2	12
1	9	2	12
2	8	2	12
3	7	2	12
4	5	3	12
5	4	3	12

\*A second provider shall be present when the number of children exceeds the maximum number allowed for one provider. See Table I.

(2) If the ages of children enrolled are at least 2.5 years but under 10 years of age, the maximum group size for two providers is 12.

(3) Children at least 10 years of age but under 16 years of age unrelated to the provider on the premises for the purpose of receiving child care in the facility shall be included in the maximum group size if child care for this age group as a whole exceeds five hours a week.

(f) Developmental levels. Any child who does not function according to age-appropriate expectations shall be counted in the age group that reflects the developmental age level of the child.

(g) License capacity not exceeded. Each applicant with a temporary permit and each licensee shall ensure that the total number of children on the premises, including children under 10 years of age related to the applicant with a temporary permit, the licensee, or any other pro-

vider, does not exceed the license capacity, except for additional children permitted in subsection (i).

(h) Group size not exceeded. Except as provided by subsection (i), each applicant with a temporary permit and each licensee shall ensure the following requirements are met:

(1) The maximum number of children in each age category, including children under 10 years of age related to the applicant with a temporary permit, the licensee, or any other provider, does not exceed the maximum number of children in each age category as specified in subsection (e), except as specified in paragraph (h)(3).

(2) The total number of children on the premises, including children under 10 years of age related to the applicant with a temporary permit, the licensee, or any other provider, does not exceed the maximum group size based on the age of the youngest child present and the number of providers present as specified in subsection (e).

(3) For each child under five years of age not in attendance, the maximum number of children ages five and older may be increased by one. The total number of children in attendance shall not exceed the maximum group size.

(i) Additional children on the premises. In addition to the number of children permitted under the terms of the temporary permit or the license and specified in subsection (e), other children may be permitted on the premises.

(1) Not more than two additional children 2.5 years of age or older who attend part-day preschool or part-day kindergarten may be present at any time between the hours of 11:00 a.m. and 1:00 p.m. for the noon meal on days that school is in session.

(2) Not more than two additional children at least five years of age but under 10 years of age may be present between the hours of 6:00 a.m. and 6:00 p.m. The additional children may be present as follows:

(A) During the academic school year before and after school, in-service days, school holidays, scheduled or emergency closures, and school breaks not to exceed two consecutive weeks; and

(B) during the two consecutive weeks before the opening of the academic school year in August or September and following the end of the academic school year in May or June.

(3) Not more than two additional children 10 years of age or older, unrelated to the applicant with a temporary permit or the licensee, may be present for not more than two hours a day during child care hours if all of the following conditions are met:

(A) The additional children are not on the premises for the purpose of receiving child care in the facility.

(B) The additional children are visiting the applicant's or the licensee's own child or children.

(C) The additional children are supervised by a provider if they have access to the children in care.

(j) Substitute. Each applicant with a temporary permit and each licensee shall arrange for a substitute to care for children in the event of a temporary absence or extended absence of the primary care provider.

(k) Posting of temporary permit or license and availability of regulations. Each applicant with a temporary



permit and each licensee shall post any temporary permit or license conspicuously as required by K.S.A. 65-504, and amendments thereto. A copy of the current regulations governing facilities shall be kept on the premises and shall be available to all providers at all times.

(l) Closure. Any applicant may withdraw the application for a license. Any applicant with a temporary permit and any licensee may submit, at any time, a request to close the facility. If an application is withdrawn or a facility is closed, any temporary permit or license granted to the applicant or licensee for that facility shall become void. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-504, K.S.A. 65-505, and K.S.A. 65-508; effective, E-80-18, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended Feb. 26, 1990; amended Feb. 3, 2012; amended Aug. 2, 2024.)

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

(a) Orientation.

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

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

(A) Licensing regulations;

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

(C) the schedule of daily activities;

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

(E) health and safety practices; and

(F) confidentiality.

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

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

(2) Each provider shall complete the training before the date of employment or not later than 30 calendar days after the date of employment. Each provider shall complete the training before being given sole responsibility for the care and supervision of children.

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

(A) Recognizing the signs of child abuse or neglect, knowledge on the prevention of child maltreatment,

shaken baby syndrome and abusive head trauma, and the reporting of suspected child abuse or neglect;

(B) basic child development, including:

(i) supervision of children;

(ii) cognitive, social, emotional, physical development; and

(iii) approaches to learning;

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

(D) recognizing when a child is ill and prevention and control of infectious diseases, including immunizations;

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

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

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

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

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

(J) medication administration training.

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

(1) Certifications shall include a practical application component and be demonstrated in front of an instructor certified by a nationally recognized first aid and CPR training organization.

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

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

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

(5) Each applicant with a temporary permit and each licensee shall ensure that at least one provider who has current certification in pediatric first aid and current certification in pediatric CPR is present at all times.

(d) Annual professional development training requirements.

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

(2) In each licensure year, each provider shall complete 16 clock-hours of professional development training. Four of the 16 clock-hours shall include the subject areas specified in paragraphs (b)(3)(A), (b)(3)(C) through (J), or subsection (c).

(e) Documentation. Documentation of all orientation, training, and certifications for each individual shall be kept in that individual's file in the facility. (Authorized

*(continued)*

by and implementing K.S.A. 65-508; effective Feb. 3, 2012; amended May 12, 2017; amended Aug. 2, 2024.)

**28-4-115. Facility.** (a) Water supply and sewerage systems. Each applicant, each applicant with a temporary permit, and each licensee shall ensure that public water and sewerage systems, where available, are used. If a nonpublic source for the water supply is used, the water shall be safe for drinking and shall be tested annually by a department-certified laboratory. If a well is used, the well shall be approved by the local authority for private well permitting, the department, or a licensed water well contractor. A copy of the test results and the approval shall be kept on file at the facility. Each private sewerage system shall be maintained in compliance with all applicable state and local laws.

(b) Drinking water for children under 12 months of age. If children under 12 months of age are enrolled in a facility using water from a nonpublic source, including private well water, commercially bottled drinking water shall be purchased and used until a laboratory test confirms that the nitrate content of the private well water is not more than 10 milligrams per liter (10 mg/l) as nitrogen.

(c) General environmental requirements. Each facility shall have 25 square feet of available play space per child and shall be constructed, arranged, and maintained to provide for the health and safety of children in care. Each applicant, each applicant with a temporary permit, and each licensee shall ensure that the facility meets the following requirements:

- (1) Has walls that are in good condition;
- (2) is skirted and anchored if a mobile home;
- (3) has a 2A 10B:C fire extinguisher;
- (4) has a working smoke detector on each level of the facility;
- (5) is uncluttered, visibly clean, and free from any evidence of vermin infestation and any objects or materials that constitute a danger to children in care;
- (6) has kitchen and outdoor trash and garbage in covered containers or in tied plastic bags;
- (7) meets all of the following requirements for each heating appliance:
  - (A) Has a protective barrier for each freestanding heating appliance to protect from burns; and
  - (B) has each heating appliance using combustible fuel vented to the outside;
  - (8) has each electrical outlet covered or inaccessible to prevent easy access by a child when the outlet is not in use;
  - (9) has any power strip or extension cord positioned in a manner that prevents a tripping or shock hazard;
  - (10) has each stairway with more than two stairs railed;
  - (11) if any children under 2.5 years of age are in care, meets all of the following requirements:
    - (A) Has each stairway equipped with balusters not more than four inches apart or guarded to prevent a child's head or body from falling through;
    - (B) has each stairway guarded by a secured door or gated to prevent unsupervised access by the child, including a latching device that an adult can open readily in an emergency;
    - (C) does not have any accordion gate in use; and

(D) does not have a pressure gate at the top of any stairway;

(12) has a readily available second means of escape from the first floor;

(13) has each lockable interior door designed to permit the door to be unlocked from either side in case of an emergency;

(14) is maintained at a temperature of not less than 65 degrees Fahrenheit and not more than 85 degrees Fahrenheit in the play area;

(15) does not have any window coverings with strings or cords accessible to children in care;

(16) has at least one bathroom with at least one sink and one flush toilet. All fixtures shall be in working order at all times. An individual towel and washcloth or disposable products shall be provided for each child. The use of common towels shall be prohibited. Hand soap shall be readily accessible in each bathroom; and

(17) has interior and exterior surfaces of the facility that are free from peeling, chipping, cracking, scaling, and loose paint.

(d) Fire safety. Each facility shall be approved for fire safety by a fire inspector.

(e) Basements and other floors. A basement or a second floor used for child care in a facility shall be approved for fire safety by a fire inspector before use. A third floor shall not be used for child care.

(f) Refrigerator. A refrigerator shall be available for the storage of perishable foods. Refrigerated medications shall be in a locked box.

(g) Storage, handling, and disposal of hazardous items. The following hazardous items shall be safely stored, handled, and disposed:

(1) All household supplies, cleaning supplies, dangerous chemicals, and all bodily care products containing alcohol or bearing warning labels to keep out of reach of children shall be in locked storage or stored out of reach of children under six years of age. Soap used for hand washing may be kept unlocked and placed on the back of the counter by a sink.

(2) All medications shall be in locked storage or stored out of the reach of children under 10 years of age.

(3) Chemicals and cleaning supplies shall be used and disposed of in accordance with the product safety label.

(4) Sharp instruments shall be stored in drawers or cabinets equipped with childproof devices to prevent access by children or stored out of reach of children.

(5) Tobacco products, ashtrays, lighters, and matches shall be stored out of reach of children.

(h) Storage of weapons. No child in care shall have access to weapons. All weapons shall be stored in a locked room, closet, container, or cabinet. Ammunition shall be kept in locked storage separate from other weapons.

(i) Outdoor play area. The designated area for outdoor play and large motor activities on the premises shall meet all of the following requirements:

(1) The outdoor play area shall be fenced if the play area adjoins that of another child care facility, as defined in K.S.A. 65-503, and amendments thereto, or if the area surrounding, or the conditions existing outside, the play area present hazards that could be dangerous to the safety of the children, which may include any of the following:

- (A) A fish pond or a decorative pool containing water;
- (B) railroad tracks; or
- (C) a water hazard, including a ditch, a pond, a lake, and any standing water.

(2) Outdoor play equipment that is safely constructed and in good repair shall be available and placed in an area free of health, safety, and environmental hazards.

(3) The use of a trampoline shall be prohibited during the hours of operation of the facility. If a trampoline is on the premises, the trampoline shall be made inaccessible to children during the facility's hours of operation.

(4) Climbing equipment and swings shall be either anchored in the ground with metal straps or pins or set in cement, to prevent movement of the equipment and swings.

(5) All surfaces under and around climbing equipment and swings shall meet the following requirements:

(A) Impact-absorbent surfacing material shall be installed in each use zone under and around anchored equipment over four feet in height, including climbing equipment, slides, and swings.

(B) Impact-absorbent surfacing material shall consist of material intended for playground use, including shredded bark mulch, wood chips, fine sand, fine gravel, shredded rubber, unitary surfacing material, or synthetic impact material.

(C) Hard-surfacing materials, including asphalt and concrete, shall not be used in any use zone. Hard-packed dirt shall be covered with an impact-absorbent surfacing material as specified in paragraph (i)(5)(B). This requirement shall apply regardless of the height of the climbing equipment, slides, and swings.

(D) Surfaces made of loose material shall be maintained by replacing, leveling, or raking the material.

(6) Swings shall not have wooden or metal seats.

(7) Teeter-totters and merry-go-rounds designed for school-age children shall not be used by children under five years of age.

(j) Each facility licensed on and after March 1, 2012 shall have a designated area for outdoor play and large motor activities as part of the licensed premises. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-508 and K.S.A. 65-530; effective, E-80-18, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1984; amended May 1, 1986; amended May 1, 1987; amended Feb. 26, 1990; amended Feb. 3, 2012; amended Aug. 2, 2024.)

**28-4-116. Daily care of children.** (a) Daily activities.

(1) Each applicant with a temporary permit and each licensee shall provide daily activities that promote healthy growth and development, take into consideration the cultural background and traditions that are familiar to the children, and incorporate both indoor and outdoor activities that are appropriate for the ages and developmental levels of the children in care.

(2) Each child shall be offered a choice of activities and the opportunity to participate. Age-appropriate toys, play equipment, books, and other learning materials shall be available in sufficient quantities to allow each child a choice of activities.

(3) The activities, supplies, and equipment shall be designed to promote the following:

(A) Large, small, and visual motor development, which may include running, climbing, jumping, grasping objects, drawing, buttoning, and tying;

(B) creative expression, which may include dramatic play, music, and art;

(C) math and science skills, which may include sorting, matching, counting, and measuring; and

(D) language development and literacy, which may include reading, singing, finger plays, writing, and stories.

(4) Each child shall be given the opportunity for at least one hour of physical activity daily, either outdoors as described in paragraph (a)(7) or indoors.

(5) Each applicant with a temporary permit and each licensee shall ensure that the following requirements are met if the daily activities include any media viewing:

(A) Each media program shall be age-appropriate and, if rated, shall have a rating appropriate for the ages and developmental levels of the children who view the program.

(B) No child shall be required to participate in media viewing. Each child not engaged in media viewing shall be offered a choice of at least one other activity for that time period.

(6) Toys and other items used by children shall meet the following requirements:

(A) Be clean, of safe construction, and in good repair;

(B) be washed and sanitized daily when used by children under 18 months of age; and

(C) be washed and sanitized before being used by another child, if contaminated by saliva or other bodily fluids.

(7) Unless prohibited by the child's medical condition or extreme weather conditions, each child in care shall be taken outdoors daily. Each child 12 months of age or older shall have the opportunity for at least one hour of outdoor play daily.

(b) Self-help and personal care. Each provider shall ensure that each child is assisted as needed with hand washing, toileting, dressing, and other personal care.

(c) Tobacco products. No provider shall use tobacco products while providing direct physical care to children. Smoking in any room, enclosed area, or other enclosed space on the premises shall be prohibited when children are in care pursuant to K.S.A. 65-530, and amendments thereto.

(d) Nutrition and food service. Each applicant with a temporary permit and each licensee shall develop and implement menu plans for meals and snacks that contain a variety of healthful foods, including fresh fruits, fresh vegetables, whole grains, lean meats, and low-fat dairy products.

(1) If children under 18 months of age are in care, the following requirements shall be met:

(A) Each child shall be held when bottle-fed until the child can hold the child's own bottle.

(B) No child shall be allowed to sleep with a bottle in the child's mouth.

(C) If prepared formula is used, the following requirements shall be met:

(i) Each bottle that contains prepared formula shall be stored in the refrigerator with the nipple covered.

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(ii) Each bottle shall be labeled with the child's name, the contents, and the time and date prepared, and shall be used within 24 hours of the time of preparation on the label.

(iii) If a child does not finish a bottle, the contents of the bottle shall be discarded within one hour from when the feeding from that bottle started.

(D) If breast milk is used, the following requirements shall be met:

(i) All breast milk shall be labeled with the child's name and the time and date expressed.

(ii) Unfrozen breast milk shall be stored in a refrigerator and shall be used within 96 hours from the time it was expressed.

(iii) Frozen breast milk shall be stored in a freezer and shall be used within six months

from the time it was expressed and within 24 hours from the time it was thawed.

(iv) If a child does not finish the bottle of breast milk within two hours from when the feeding from that bottle started, the contents shall be discarded.

(v) Accommodations shall be provided that enable the child's parent to breastfeed their child.

(E) No formula or breast milk shall be heated in a microwave oven.

(F) Solid foods shall be offered when the provider and the parent or legal guardian of the child determine that the child is ready for solid foods. Opened containers of solid foods shall be labeled with the child's name, the contents, and the date opened. Containers shall be covered and stored in the refrigerator.

(2) Each applicant with a temporary permit and each licensee shall serve nutritious meals and snacks based on the amount of time a child is in care.

(A) Each child who is in care at least 2.5 hours but under four hours shall be served at least one snack.

(B) Each child who is in care at least four hours but under eight hours shall be served at least one snack and at least one meal.

(C) Each child who is in care at least eight hours but under 10 hours shall be served at least two snacks and one meal or at least one snack and two meals.

(D) Each child who is in care for 10 or more hours shall be served at least two meals and at least two snacks.

(3) Each applicant with a temporary permit and each licensee shall include the following items in meals and snacks:

(A) Breakfast shall include the following:

(i) A fruit, vegetable, full-strength fruit juice, or full-strength vegetable juice;

(ii) bread or grain product; and

(iii) milk.

(B) Noon and evening meals shall include one item from each of the following:

(i) Meat or a meat alternative;

(ii) two vegetables or two fruits, or one vegetable and one fruit;

(iii) bread or a grain product; and

(iv) milk.

(C) Midmorning and midafternoon snacks shall include at least two of the following:

(i) Milk;

(ii) fruit, vegetable, full-strength fruit juice, or full-strength vegetable juice;

(iii) meat or a meat alternative; or

(iv) bread or grain product.

(D) For snacks, juice shall not be served when milk is served as the only other item.

(4) A sufficient quantity of food shall be prepared for each meal to allow each child to have a second portion of bread, milk, and either vegetables or fruits.

(5) Drinking water shall be available to each child at all times when the child is in care.

(6) All milk products served shall be pasteurized.

(7) If a fruit juice or a vegetable juice is served, the juice shall be pasteurized and full-strength.

(8) If any child has a food allergy or special dietary need, the provider and the parent or legal guardian of the child shall make arrangements for the provision of alternative foods or beverages.

(9) If meals are catered or delivered from an off-site location, the following requirements shall be met:

(A) Food provided from a central kitchen or vendor and delivered to the facility shall be obtained from a source licensed or inspected by the Kansas department of agriculture or equivalent food safety licensing agency in another state.

(B) Food shall be transported in covered and temperature-controlled containers and shall not be allowed to stand. Hot foods shall be maintained at not less than 140 degrees Fahrenheit, and cold foods shall be maintained at 45 degrees Fahrenheit or less.

(10) Meals and snacks shall be served to each child using individual tableware that is appropriate for the food or beverage being served. Food shall be served on tableware appropriate for that food and shall not be served directly on a bare surface, including a tabletop.

(11) Tableware shall be washed, rinsed, and air-dried or placed in a dishwasher after each meal.

(12) Sanitary methods of food handling and storage shall be followed.

(13) A washable or disposable towel and washcloth shall be provided for each child. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-508 and K.S.A. 65-530; effective, E-80-18, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1985; amended May 1, 1987; amended Feb. 26, 1990; amended Feb. 3, 2012; amended Aug. 2, 2024.)

**28-4-116a. Napping and sleeping.** (a) Rest period. Each child shall have a daily, supervised rest period as needed. Each child who does not nap or sleep shall be given the opportunity for quiet play.

(b) Safe sleep practices for children in care.

(1) Each applicant with a temporary permit and each licensee shall develop a written plan for safe sleep practices and implement safe sleep practices for children in care who are napping or sleeping.

(2) Each applicant with a temporary permit and each licensee shall ensure that the safe sleep practices are shared with the parent or legal guardian of each child before the first day of care.

(3) Each provider shall follow the safe sleep practices of the facility.

(4) Each child who is 12 months of age or older shall

nap or sleep on a bed, a cot, the lower bunk of a bunk bed, or a pad over a carpet or area rug on the floor.

(5) Children under 12 months of age. Each applicant with a temporary permit and each licensee shall ensure that all of the following requirements are met for each child in care who is under 12 months of age:

(A) The child shall nap or sleep in a crib or a playpen. Stacking cribs or bassinets shall not be used. Cribs with water-bed mattresses shall not be used.

(B) If the child falls asleep on a surface other than a crib or playpen, the child shall be moved to a crib or playpen.

(C) A crib or playpen shall be provided and used for each child in attendance at any one time. The child shall not nap or sleep in the same crib or playpen occupied by another child at the same time.

(D) The child shall be placed on the child's back to nap or sleep.

(E) When the child is able to turn over independently from front to back and back to front, the child shall be placed on the child's back but then shall be allowed to remain in a position preferred by the child. Wedges or infant positioners shall not be used.

(F) The child shall sleep in a crib or a playpen that is free of any soft items, including pillows, quilts, blankets, bumpers, comforters, sheepskins, flat sheets, cloth diapers, bibs, stuffed animals, and toys.

(G) The child may nap or sleep in sleep clothing, including sleepers and sleep sacks. Swaddling shall not be permitted.

(c) Napping or sleeping surfaces. Each applicant with a temporary permit and each licensee shall ensure that the following requirements are met for all napping or sleeping surfaces:

(1) Clean, individual bedding shall be provided for each child.

(2) Each surface used for napping or sleeping shall be kept clean, of safe construction, and maintained in good repair.

(3) Each crib and each playpen shall be used only for children who meet the manufacturer's recommendations for use, including any age, height, or weight limitations. The manufacturer's instructions for use, including any recommendations for use, shall be kept on file at the facility.

(4) Each crib and each playpen shall have a firm, tight-fitting mattress and a fitted sheet.

The mattress shall be set at its lowest point when any child using the crib or playpen becomes able either to sit up or to pull up to a standing position inside the crib or playpen, whichever occurs first, to ensure that the child cannot climb out of the crib or playpen.

(5) If a crib or playpen is slatted, the slats shall be spaced not more than 2.375 inches apart.

(6) Each applicant, each applicant with a temporary permit, and each licensee shall ensure that no crib purchased before June 28, 2011 is in use in the facility.

(7) Each pad used for napping or sleeping shall be at least 0.5 inch thick, washable or enclosed in a washable cover, and long enough so that the child's head and feet rest on the pad. Clean, individual bedding, including a bottom and a top cover, shall be provided for each child.

(8) Cribs, cots, playpens, and pads, when in use for nap-

ping or sleeping, shall be separated by at least 24 inches in all directions except when bordering on the wall.

(9) When not in use, cribs, cots, playpens, pads, and bedding shall be stored in a clean and sanitary manner.

(10) There shall be a complete change of bedding after each five uses, immediately when wet or soiled, and always upon a change in the child utilizing the sleeping surface.

(d) Consumer warning or recall. Each applicant with a temporary permit and each licensee shall make any necessary changes to follow the recommendations of any consumer warning or recall of a crib or a playpen as soon as the warning or recall is known.

(e) Transition from crib or playpen. The determination of when a child who is 12 months of age or older is ready to transition from a crib or a playpen to another napping or sleeping surface shall be made by the parent or legal guardian of the child and by either the applicant with a temporary permit or the licensee. The requirements of paragraphs (c)(3) and (4) for a child using a crib or playpen shall apply. (Authorized by and implementing K.S.A. 65-508; effective Feb. 3, 2012; amended Aug. 2, 2024.)

#### **28-4-117. Health care requirements for children under 16 years of age and recordkeeping.**

(a) A completed medical record on the form provided by the department shall be on file for each child under 10 years of age enrolled for care and for each child under 16 years of age living in the child care facility and shall include the following:

(1) The results of a health assessment conducted by a nurse approved to perform health assessments, a licensed physician, or physician assistant. The health assessment shall be conducted not more than twelve months before and obtained not later than 60 calendar days after the child's initial enrollment in a child care facility and;

(2) a medical history obtained from the parent or legal guardian. Each applicant with a temporary permit and each licensee shall review with each child's parent or legal guardian that child's medical history at least once every 12 months.

(b) A child under 16 years of age shall not be required to have routine tuberculin tests.

(c) Immunizations for each child, including each child of the provider under 16 years of age shall be current as medically appropriate and shall be maintained current for protection from the diseases specified in K.A.R. 28-1-20(d). A record of each child's immunizations shall be obtained not later than 60 calendar days after the child's initial enrollment in a child care facility and shall be maintained on the child's medical record.

(d) Exceptions to the requirements for immunizations shall be permitted as specified in K.S.A. 65-508, and amendments thereto. Documentation of each exception shall be maintained on file at the facility.

(e) If an infant who has not been immunized against measles, mumps, rubella, and varicella because of the age of that child is enrolled and there are children in care who have not had measles, mumps, rubella, and varicella immunizations due to an exception, including the children of the provider, the parents of the infant at risk shall sign a statement that the parents have been informed of

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the risk to their child. This statement shall be in the infant's file at the facility.

(f) If a child is moved to a different child care facility, a new health assessment shall not be required if the previous health assessment is available.

(g) Each applicant with a temporary permit and each licensee shall provide information to parents of children about the benefits of annual well-child health assessments for children under the age of six years and biennial health assessments for children six years of age and older. Each applicant with a temporary permit and each licensee shall also provide information about the importance of seeking medical advice when children exhibit health problems. This information shall be given on a form provided by the department to the parent when the child is enrolled or be posted in a conspicuous place, with copies of the form available to parents on request.

(h) Recordkeeping. Each applicant with a temporary permit and each licensee shall ensure that a file is maintained for each child. Each file shall include the following information:

(1) The full name, home and business addresses, and telephone numbers of the child's parent or parents or legal guardian and the name, address, and telephone number of the individual to notify in case of emergency;

(2) the full name and telephone number of each individual authorized to remove the child from the facility;

(3) a medical record as required by K.A.R. 28-4-117(a); and

(4) written permission from the parent or legal guardian for emergency medical care and for the child to go off the premises as required by K.A.R. 28-4-124 and 28-4-127(b)(1)(A) and (B). (Authorized by K.S.A. 65-508; implementing K.S.A. 65-507 and 65-508; effective, E-80-18, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1981; amended, T-83-27, Sept. 22, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended Feb. 26, 1990; amended July 11, 2008; amended Aug. 2, 2024.)

**28-4-118. Reporting suspected child abuse or neglect.** Each provider shall report to the Kansas department for children and families or to law enforcement any suspected child abuse or neglect within 24 hours. (Authorized by and implementing K.S.A. 65-508; effective, E-80-18, Oct. 17, 1979; effective May 1, 1980; amended May 1, 1981; amended May 1, 1983; amended May 1, 1986; amended Feb. 26, 1990; amended May 12, 2017; amended Aug. 2, 2024.)

**28-4-122. Requirements and definitions for general regulations.** (a) Requirements. The requirements of K.A.R. 28-4-123 through 28-4-133 shall apply to the following:

(1) Family child care home, day care home, or group day care home as defined in K.A.R. 28-4-113;

(2) preschool and child care center as defined in K.A.R. 28-4-420; and

(3) residential center and group boarding home as defined in K.A.R. 28-4-268.

(b) Definitions. For the purposes of K.A.R. 28-4-123 through K.A.R. 28-4-133, the following definitions shall apply:

(1) "Animal" means any living creature, other than a human being, that has the ability to move voluntarily, including any mammal, rodent, fish, reptile, spider, insect, and bird.

(2) "Applicant" means a person who has applied for a license but has not yet been granted a license to operate a facility, residential center, or group boarding home.

(3) "Applicant with a temporary permit" means a person who has applied for a license and who has been granted a temporary permit to operate a facility, residential center, or group boarding home.

(4) "Department" means Kansas department of health and environment.

(5) "Disinfect" means full surface application of a disinfectant solution of fragrance-free, environmental protection agency (EPA)-registered chlorine bleach mixed according to the directions on the label or an alternate fragrance-free, EPA-registered disinfectant used according to the directions on the label to any inanimate object.

(6) "Facility" means a family child care home, day care home, group day care home, a preschool, or a child care center, but shall not include a residential center or group boarding home.

(7) "Licensee" means a person who has been granted a license to operate a facility, residential center, or group boarding home.

(8) "Pool" means any fixture or structure designed or utilized to hold water for swimming, wading, recreation, exercise, therapeutics, bathing, or any other purpose. The definition of pool shall not include indoor bath tubs or fully enclosed containers used to store water.

(9) "Primary care provider" means an applicant with a temporary permit, a licensee, or the designee of an applicant with a temporary permit or a licensee. Each applicant with a temporary permit, each licensee, and each designee shall be at least 18 years of age and shall meet the requirements for a primary care provider specified in K.A.R. 28-4-114a.

(10) "Program director" means an individual in a child care center or preschool who meets the requirements specified in K.A.R. 28-4-429(b) or (c) and who is responsible for implementing and supervising the program.

(11) "Provider" means an individual who cares for and supervises children in a family child care home and has responsibility for the health, safety, and well-being of children, including the following:

(A) A primary care provider;

(B) an individual who is at least 16 years of age and who is working in the family child care home; and

(C) a substitute.

(12) "Regularly volunteering" means working in a facility without compensation on a recurring basis. This term shall not apply to guest speakers or to individuals who make one or more presentations on a specific subject.

(13) "Sanitize" means full surface application of an EPA regulated food-safe sanitizing solution or heat treatment of any inanimate object used for food preparation or service.

(14) "Secretary" means secretary of the Kansas department of health and environment or the secretary's designee.

(15) "Shelter-in-place area" means a designated loca-



tion in the facility to which children and others may relocate in an emergency.

(16) "Staff member" means an employee, a substitute, or a volunteer in a facility, a residential center, or a group boarding home.

(17) "Substitute" means an individual who supervises children in the temporary or extended absence of an employee or volunteer.

(18) "Tobacco product" means any product that is made or derived from tobacco, or that contains nicotine, that is intended for human absorption, inhalation, or ingestion, including by consuming or using a cigarette, cigar, pipe, chewing tobacco, snuff, snus, or vape device.

(19) "Volunteer" means an individual 14 years of age or older who is working in the facility without compensation. (Authorized by and implementing K.S.A. 65-508; effective, T-86-46, Dec. 18, 1985; effective May 1, 1986; amended March 28, 2008; amended Aug. 2, 2024.)

**28-4-123. Parental access.** (a) Each parent and each legal guardian of a child enrolled in a facility shall have access to the premises during all hours of operation. Each residential center and group boarding home shall develop a plan for parental visitation in cooperation with the legal custodian if different from the parent.

(b) If video cameras are used in a facility for the purpose of monitoring children's activities or to provide remote visual access to parents and legal guardians, each applicant with a temporary permit and each licensee shall ensure that the following requirements are met:

(1) The parent or legal guardian of each child in care shall be informed in writing that cameras are used in the facility.

(2) All staff members shall be informed if cameras are used.

(3) The use of cameras shall not replace any requirements for supervision of children in care.

(4) Each applicant with a temporary permit and each licensee shall give the secretary's designee access to video camera recordings and viewing privileges for the purpose of investigating compliance. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-508 and K.S.A. 65-512; effective, T-86-46, Dec. 18, 1985; effective May 1, 1986; amended Aug. 2, 2024.)

**28-4-124. Parental permission for children to go off-premises.** Each applicant with a temporary permit and each licensee shall ensure that the requirements of this regulation are met.

(a) Residential centers and group boarding homes shall be exempt from the requirements of this regulation.

(b) Written permission on a form supplied by the department shall be obtained from the parent or legal guardian of each child who will be transported or allowed to participate in any off-premises field trip.

(c) For each location a child is transported and for each off-premises trip, the destination, the time children leave the facility, the adults responsible for the children, and the estimated time of return shall be provided to parents and legal guardians.

(d) The child's emergency medical treatment form and medical record shall be accessible when any child is participating in any off-premises trip or activity.

(e) Written permission on a form supplied by the department shall be obtained from the parent or legal guardian of each school age child who will be biking or walking without adult supervision to or from activities away from the facility. (Authorized by and implementing K.S.A. 65-508; effective, T-86-46, Dec. 18, 1985; effective May 1, 1986; amended Feb. 26, 1990; amended Aug. 2, 2024.)

**28-4-126. Health of individuals at least 16 years of age.** Each applicant with a temporary permit and each licensee shall ensure that the requirements of this regulation are met.

(a) Health requirements.

(1) Each individual caring for children shall be free from any physical, mental, or emotional conditions that prevent the individual's ability to protect the health, safety, and welfare of the children, shall be qualified by temperament and emotional maturity, demonstrate an understanding of children, and shall act with sound judgment.

(2) No individual in contact with children shall be in a state of impaired ability due to the use of alcohol, prescription or nonprescription drugs, or other substances.

(b) Health status forms. Each individual at least 16 years of age who is caring for children shall attest to that individual's health status on a form supplied by the department or approved by the secretary.

(1) The health status form shall indicate if the individual has been exposed to an active case of tuberculosis or has been diagnosed with suspected or confirmed active tuberculosis.

(2) Each individual shall update the health status form annually or more often if there is a change in the health status or if the individual has been exposed to an active case of tuberculosis.

(c) Tuberculosis testing.

(1) Each individual at least 16 years of age who is living, working, or regularly volunteering in the facility shall have a record of a negative tuberculosis test or x-ray obtained not more than two years before the date of employment or initial application for a license or not later than 30 days after the date of employment or initial application.

(2) Compliance with the tuberculosis prevention and control program of the department shall be required following each exposure to active tuberculosis disease.

(d) Records. The health status form and each tuberculosis test shall be recorded on forms provided by the department and shall be kept in each individual's record at the facility.

(e) In addition to meeting the requirements in K.A.R. 28-4-126(c) and (d), each resident 16 years or older in a residential center or group boarding home shall have a health assessment conducted by a licensed physician, a physician assistant, or by a nurse trained to perform health assessments. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1986; amended Feb. 26, 1990; amended Aug. 2, 2024.)

**28-4-127. Telephone; emergency medical treatment; reporting requirements.** Each applicant with a tempo-

(continued)

rary permit and each licensee shall ensure that the requirements of this regulation are met.

(a) Telephone. A working telephone shall be on the premises and available for use at all times. Emergency telephone numbers shall be readily accessible or be posted next to the telephone for the police, fire department, ambulance, hospital or hospitals, and poison control center.

(b) Emergency medical treatment.

(1) The following documentation shall be on file at the facility, residential center, or group boarding home for each child:

(A) Written permission of the parent or legal guardian for emergency medical treatment on a form that meets the requirements of the hospital or clinic where emergency medical care will be given; and

(B) the name and telephone number of a physician and hospital preference.

(2) Residential centers and group boarding homes providing emergency care shall be exempt from K.A.R. 28-4-127(b)(1)(A).

(3) Provisions shall be made at a hospital or medical clinic for emergency treatment for children in care.

(4) The medical record and emergency medical treatment form shall be taken to the hospital or medical clinic with any child needing emergency medical treatment.

(5) When a staff member accompanies a child to emergency medical treatment, that individual shall remain with the child until the child's parent or legal guardian assumes responsibility for the child. The individual's absence shall not compromise the supervision of the other children in the facility.

(c) Reporting illnesses, injuries, and deaths.

(1) Residential centers and group boarding homes. Each applicant with a temporary permit and each licensee for each residential center or group boarding home shall:

(A) Have on file at the residential center or group boarding home written policies on reporting of illnesses and injuries of adults and children. The policies shall be approved by the Kansas department for children and families.

(B) Report any injury or illness which results in the death of a child in care to the Kansas department for children and families by the next working day.

(2) Facilities. Each applicant with a temporary permit and each licensee for each facility shall:

(A) Report by the end of the same day to the parent or legal guardian of each injury of a child which requires any first aid provided by an individual caring for children.

(B) Immediately notify the parent or legal guardian if a child becomes ill while attending the program.

(C) Report if an applicant with a temporary permit, a licensee, a staff member, or a child in care contracts an infectious or contagious disease listed in K.A.R. 28-1-2. The report shall be made by the next working day to the secretary's designee who serves the county in which the facility is located.

(D) Fully cooperate with any investigation, disease control, or surveillance procedures initiated by the local health department or the department. (Authorized by

and implementing K.S.A. 65-508; effective May 1, 1986; amended May 1, 1987; amended Feb. 26, 1990; amended Aug. 2, 2024.)

**28-4-128. Safety and emergency procedures.** (a) Emergency plans; drills.

(1) Each applicant, each applicant with a temporary permit, and each licensee shall develop and implement a written emergency plan to provide for the safety of children and staff members in emergencies. The emergency plan shall include the following information:

(A) Procedures for emergencies likely to occur on or near the premises, including a fire, a weather-related event, a missing or runaway child, a chemical release, a utility failure, an intruder, an act of terrorism, a lockdown, and an unscheduled closing;

(B) a designated shelter-in-place area, a designated off-premises relocation site, and evacuation routes for each area and for each site;

(C) procedures to meet the needs of individual children, including each child with special needs and chronic medical conditions;

(D) procedures for responding to and preventing allergic reactions of individual children;

(E) procedures for notifying each parent or adult responsible for a child of any off-premises relocation;

(F) procedures for reuniting each child with each parent or adult responsible for the child;

(G) procedures for continuity of operations, including backing up or retrieving health and other required records; and

(H) procedures designating the tasks to be followed by each staff member in an emergency, including the following:

(i) As appropriate, contacting 911 or other emergency response entities;

(ii) assisting the children, including children with special needs, to move to a designated shelter-in-place area and to a designated off-premises relocation site; and

(iii) ensuring that emergency supplies are readily available.

(2) Each emergency plan shall be kept on file on the premises. Each applicant with a temporary permit and each licensee shall ensure that the plan is reviewed with parents or legal guardians of children enrolled.

(3) Each staff member shall be informed of and shall follow the emergency plan.

(4) Each licensee shall review the emergency plan at least annually and update it as needed.

(5) Each licensee shall ensure that each staff member practices, at least annually, the procedures for assisting the children to move to a designated shelter-in-place area and to a designated off-premises relocation site. The date and time of each practice and a list of all participating staff members shall be recorded and kept on file on the premises.

(6) Each licensee shall ensure that each staff member and child participate in the following drills:

(A) A fire drill shall be conducted monthly. A record of the date and time of each fire drill and a record of each evacuation time shall be kept on file on the premises for one year.

(B) A tornado drill shall be conducted monthly. A

record of the date and time of each tornado drill and a record of each evacuation time shall be kept on file on the premises for one year.

(b) Standard precautions for handling blood and other bodily fluids or waste. Each applicant, applicant with a temporary permit, and each licensee shall ensure that each staff member complies with the following standard precautions when handling blood and other bodily fluids or waste:

(1) Each staff member shall avoid coming into direct contact with blood and other bodily fluids or waste.

(2) Each staff member shall wear single-use gloves in the following situations:

(A) When cleaning contaminated surfaces or areas;

(B) before dressing a cut or sore that is leaking body fluids; and

(C) when cleaning up each spill, including urine, feces, blood, saliva, vomit, and tissue discharge.

(3) Each contaminated surface or area on which a spill occurs shall be cleaned by removing any visible spill from the surface or area with a water-saturated disposable paper towel or wipe. After the surface or area has been cleaned, the surface or area shall be sanitized by wetting the entire surface or area with a disinfectant solution of chlorine bleach mixed according to the directions on the label, or an appropriate commercial disinfectant used according to the directions on the label.

(4) Each mop used to clean up a contaminated area shall be cleaned and rinsed in a disinfecting solution, wrung as dry as possible, and hung to dry.

(5) Each paper towel, sponge, or other material used for cleaning up a contaminated area shall be placed in a plastic bag with a secure tie and thrown away in a covered container.

(c) Each applicant with a temporary permit and each licensee shall maintain first-aid supplies in a first-aid kit, carrying case, box, or other container. The first-aid supplies shall include the following:

(A) First-aid manual;

(B) single-use gloves;

(C) adhesive bandages of assorted sizes;

(D) adhesive tape;

(E) a roll of sterile gauze;

(F) sharp scissors;

(G) sterile gauze squares at least four inches by four inches in size;

(H) a cleansing agent or liquid soap;

(I) an elastic bandage;

(J) tweezers; and

(K) a bottle of water for washing and cleansing. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1986; amended Feb. 26, 1990; amended Aug. 2, 2024.)

**28-4-129. Swimming and wading activities.** Each applicant, each applicant with a temporary permit, and each licensee shall ensure that the requirements of this regulation are met.

(a) Pools, hot tubs, and spas on the premises.

(1) No child shall have unsupervised access to a pool, a hot tub, or a spa.

(2) If a pool, a hot tub, or a spa is on the premises, it shall be constructed, maintained, and used in such a manner as to safeguard the lives and health of the children.

(3) Required staff-child ratios shall be maintained at all times that children are involved in swimming or wading activities.

(4) The number and ages of children using a pool shall be limited to allow supervision by each individual caring for children.

(5) Legible safety rules for the use of each pool shall be posted in a clearly visible location near the pool area.

(6) Each individual responsible for the supervision of any child using a pool shall review the safety rules with each child before the child participates in the activity.

(b) Pools on the premises. Pools containing less than 12 inches of water and not permanently affixed to the premises shall be exempt from this subsection. If a pool is on the premises, the following requirements shall be met:

(1) Each inground pool shall be enclosed by a fence at least five feet high, with openings no greater than 3.5 inches, and constructed and maintained in good repair to discourage children and unwanted visitors from accessing the pool area. The wall of a building may be used as one side of the fence if the wall has no openings, including windows and doors, capable of providing direct access to the pool area.

(2) Each gate in the fence shall be at least five feet high, self-closing, self-locking, and kept closed and locked.

(3) Each aboveground pool shall have non-climbable sidewalls that are at least four feet high, or shall be enclosed by a fence at least five feet high to prevent chance access by children. The fence and the gate shall meet the requirements in paragraphs (b)(1) and (b)(2). Steps and ladders shall be removed and stored away from the pool when the pool is not in use. Each aboveground pool with a deck or berm that provides a ground-level entry on any side shall be treated as an inground pool.

(4) Sensors shall not be used in lieu of a fence.

(5) Water in the pool shall be maintained between pH 7.2 and pH 7.8. The water shall be disinfected by free available chlorine between 1.0 parts per million and 3.0 parts per million, by bromine between 1.0 parts per million and 6.0 parts per million, or by an equivalent agent approved by the local health department.

(6) If a stabilized chlorine compound is used, the pH shall be maintained between 7.2 and 7.7 and the free available chlorine residual shall be at least 1.5 parts per million.

(7) The pool shall be cleaned and the chlorine or equivalent disinfectant level and pH level shall be tested every two hours during periods of use. The results of these tests shall be recorded and available for review by the secretary's designee.

(8) Each pool more than six feet in width, length, or diameter shall be provided with a ring buoy and rope or with a shepherd's hook. The equipment shall be of sufficient length to reach the center of the pool from each edge of the pool. The equipment shall be available at all times, including times when the pool is not in use.

(9) The water temperatures shall be maintained at no less than 82 degrees Fahrenheit and no more than 88 degrees Fahrenheit while the pool is in use.

(c) Hot tubs or spas on the premises. If a hot tub or a spa is on the premises, the following requirements shall be met:

(continued)

(1) Each hot tub and each spa shall be covered with an insulated, rigid cover secured by straps or locks or surrounded by a fence and gate that meets the requirements of paragraphs (b)(1) and (b)(2).

(2) Children in facilities shall not be permitted to use a hot tub or a spa. Children in residential centers and group boarding homes shall be permitted to use hot tubs when medically indicated.

(d) Ponds and lakes. Ponds and lakes may be used for wading or swimming only by children over six years of age, and shall be approved for swimming by the local health department, the department, or the designated authority in the state in which the wading or swimming site is located. Required staff-child ratios shall be maintained at all times, and a certified life guard shall be on duty. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1986; amended Feb. 26, 1990; amended Aug. 2, 2024.)

**28-4-130. Transportation.** Each applicant with a temporary permit and each licensee shall ensure that the requirements of this regulation are met when the facility, residential center, or group boarding home arranges for or provides transportation for children in care.

(a) Each driver shall be at least 18 years of age.

(b) Each driver shall hold a valid driver's license that meets the requirements of the Kansas motor vehicle drivers' license act, K.S.A. 8-234a et seq. and amendments thereto.

(c) Each driver shall be informed of the requirements of this regulation.

(d) Each transporting vehicle shall be maintained in safe operating condition.

(e) Each transporting vehicle owned or leased by the facility, residential center, or group boarding home shall have an annual mechanical safety check. The safety check shall be documented on a form provided by the department. A record of the date of the safety check and corrections made shall be kept on file at the facility, residential center, or group boarding home.

(f) Trailers, camper shells, or truck beds shall not be used for transportation of children.

(g) Fifteen-passenger vans shall not be used to transport children. Any 15-passenger van purchased or leased before December 31, 2023, shall be exempt from this requirement.

(h) Each vehicle shall be covered by accident and liability insurance in an amount of not less than \$100,000 for personal injury or death in any one accident, \$300,000 for injury or death to two or more persons in any one accident; and \$50,000 for loss to property of others.

(i) Emergency release forms and health assessment records shall be in the vehicle when children enrolled in residential centers or group boarding homes are transported more than 60 miles from the residential center or group boarding home, or if children are in emergency medical care.

(j) Each transporting vehicle owned or leased by the facility, residential center, or group boarding home shall have a first-aid kit that meets the requirements in K.A.R. 28-4-128.

(k) The following requirements regarding the use of seat belts and child safety seats shall apply:

(1) Each individual shall be secured by the use of a seat belt or a child safety seat when the vehicle is in motion.

(2) No more than one individual shall be secured in any seat belt or child safety seat.

(3) Each seat belt shall be properly anchored to the vehicle.

(4) When a child safety seat, including a booster seat, is required, the seat shall meet the following requirements:

(A) Has current federal approval;

(B) has a label with the date of manufacture, date of expiration, and model number;

(C) according to the label, is not past the expiration date;

(D) has not been recalled;

(E) has no missing parts or cracks in the frame;

(F) has not been in a crash;

(G) is installed according to the manufacturer's instructions and vehicle owner's manual;

(H) is appropriate to the height, weight, and physical condition of the child, according to the manufacturer's instructions and state statutes and regulations; and

(I) is properly maintained.

(5) The manufacturer's instructions for use shall be kept on file at the facility, residential center, or group boarding home.

(l) For each child younger than five years of age after August 31 of the current school year, each facility, residential center, or group boarding home shall utilize an age and size-appropriate child safety restraining system when transporting a child in a school bus or a bus operated by a common carrier.

(m) The safety of each child riding in each vehicle shall be protected as follows:

(1) All doors shall be locked while the vehicle is in motion.

(2) Discipline shall be maintained at all times.

(3) All parts of each child's body shall remain inside the vehicle at all times.

(4) No child shall either enter or exit the vehicle into a lane of traffic.

(5) No child shall be left in a vehicle unattended by an adult.

(6) When the vehicle is vacated, the driver shall make certain no child is left in the vehicle.

(7) Tobacco product use in the vehicle shall be prohibited while children are being transported.

(8) No cell phone or other electronic device shall be used by the driver when the vehicle is in motion. If a cell phone or electronic device is used for navigation, it shall be in hands-free mode only.

(9) Each facility shall maintain applicable staff-child ratios in the vehicle when children are being transported.

(10) Residential centers and group boarding homes shall maintain applicable staff-child ratios when children under six are being transported.

(n) A copy of the requirements in subsection (m) shall be posted in each vehicle or given to each driver.

(o) Each child shall be transported directly to the location designated by the applicant with a temporary permit or the licensee. No unauthorized stops shall be made along the way, except in an emergency. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1986;



amended May 1, 1987; amended Feb. 26, 1990; amended Aug. 2, 2024.)

**28-4-131. Animals.** Each applicant with a temporary permit and each licensee shall ensure that the following requirements are met for any animals on the premises.

(a) If any animal is kept on the premises, each area in which the animal is permitted shall be maintained in a sanitary manner. There shall be no evidence of disease, flea, tick, or worm infestation.

(b) No animal shall be in the kitchen while food is being prepared.

(c) Parents and legal guardians shall be informed whenever children in care have access to animals at the facility.

(d) Each domesticated dog and each domesticated cat shall have a current rabies vaccination given by a licensed veterinarian or a person acting under the direct supervision of a veterinarian as specified in K.S.A. 21-1213, and amendments thereto. A record of vaccinations shall be kept on file at the facility.

(e) When animals that represent a possible risk of harm to children are on the premises, children shall be protected from them.

(f) Any non-domesticated or aggressive animal, including animals that have a history of inflicting injury or have shown signs of aggression, shall be prohibited, unless the animals are in an animal exhibit and are under the control of professional animal care personnel presenting the exhibit.

(g) Before handling any animal, each child in care shall be taught safety procedures to follow when handling them.

(h) Each contact between a child and an animal shall be supervised by an adult who is close enough to intervene immediately if either of the following circumstances occurs:

- (1) The animal shows signs of distress or aggression; or
- (2) the child shows signs of treating the animal inappropriately.

(i) Each individual shall wash that individual's hands after feeding or handling any animal. Each individual caring for children shall ensure each child washes that child's hands or be assisted in washing that child's hands after feeding or handling any animal. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1986; amended Feb. 26, 1990; amended Aug. 2, 2024.)

**28-4-132. Child care practices.** (a) Supervision. Each applicant, each applicant with a temporary permit, and each licensee shall ensure that supervision is provided by a person 16 years of age or older who is responsible for the health, safety, and well-being of each child in care.

(b) Behavior management practices.

(1) Behavior management practices shall be consistent with the goals and purposes of the program and appropriate to the age and developmental level of the child.

(2) Each individual caring for children shall practice methods of behavior management that are designed to help each child develop inner controls and manage the child's own behavior in a socially acceptable manner. No individual caring for children shall use prohibited methods of punishment.

(3) Each applicant, each applicant with a temporary permit, and each licensee shall develop and implement a written discipline policy indicating the methods of guidance appropriate for the ages of the children in care. Parents and legal guardians shall be informed of the policy.

(c) Prohibited punishment. Punishment that is humiliating, frightening, or physically harmful to any child shall be prohibited.

(1) Prohibited methods of punishment. Prohibited methods of punishment shall include the following:

(A) Corporal punishment, including hitting with the hand or any implement, slapping, swatting, shaking, pulling hair, yanking the arm, excessive exercise, exposure to extreme temperatures, and any other measure that produces physical pain or threatens the child's health or safety;

(B) mental and emotional cruelty, including verbal abuse, threats, derogatory remarks about the child or the child's family, or statements which tend to shame, humiliate, or frighten the child;

(C) binding or tying the child to restrict movement;

(D) confining the child in a high chair, a play yard, a crib, a closet, a locked room or area, a box, or a similar enclosure;

(E) withholding or forcing foods, toilet use, or rest; and

(F) placing soap or any other substances that stings, burns, or has a bitter taste in the child's mouth, on the tongue or on or in any other part of the child's body.

(2) Each individual who cares for children shall be prohibited from giving any child any medications, herbal or folk remedies, or drugs to control or manage behavior, unless prescribed by a licensed physician, physician assistant, or advanced practice registered nurse.

(d) Hand washing. Hands shall be washed using soap and warm running water and dried with an individual towel or disposable product. When cloth towels and washcloths are used, they shall be labeled with the child's name, and shall be laundered at least weekly. When soap and running water are not readily available, an alcohol-based hand sanitizer may be used only by adults and, under adult supervision, by children two years of age and older.

(1) Each individual caring for children shall wash that individual's hands as needed when hands are soiled and when each of the following occurs:

(A) At the start of the hours of operation or when first arriving at the facility;

(B) returning from being outdoors;

(C) after toileting, diapering, assisting a child with toileting, or handling any bodily fluids;

(D) before preparing each snack and each meal and before and after eating each snack and each meal;

(E) before and after administering any medication; and

(F) after feeding or handling any animal.

(2) Each individual caring for children shall ensure each child washes that child's hands or be assisted in washing that child's hands as needed when hands are soiled and when each of the following occurs:

(A) First arriving at the facility;

(B) returning from being outdoors;

(continued)

(C) after toileting, being diapered, or changing wet or soiled clothing;

(D) before and after eating each snack and each meal; and

(E) after feeding or handling any animal.

(e) Clothing, diapers, and bedding. Each applicant, each applicant with a temporary permit, and each licensee shall ensure that the following requirements are met for clothing, diapers, and bedding:

(1) Each child's clothing, diaper, training pants, or bedding shall be changed without delay whenever wet or soiled. The diaper or training pants of each child shall be checked at least every two hours to determine if a change is needed.

(2) Each child under three years of age shall have at least two complete changes of clothing available.

(f) Hand washing sinks. Sinks for hand washing shall be in or readily accessible to each diaper-changing area and each toileting area.

(g) Diapering. This subsection shall apply if any child in care requires diapering.

(1) Each applicant, each applicant with a temporary permit, each licensee, and each individual caring for children shall follow the diapering procedures provided by the department.

(2) A copy of the procedures shall be posted in each diaper-changing area.

(3) Each area used for diaper changing shall meet the following requirements:

(A) Be located in an area away from the food preparation area;

(B) be located in an area that allows the individual who is changing a diaper to maintain supervision of the other children in care; and

(C) have a covered, hands-free trash container located within reach of the changing surface.

(4) Each child in a family child care home shall be diapered in the child's own crib or playpen, on a clean, moisture-proof, nonabsorbent pad on the floor, or on a changing table.

(5) Each infant unit and each toddler unit in a child care center shall have a changing table.

(6) No child shall be left unattended on a diaper-changing surface.

(7) If a changing table is used, the table shall meet the following requirements:

(A) Have a moisture-proof, nonabsorbent, smooth surface that is undamaged, does not trap soil, and is easily cleaned;

(B) be sturdy;

(C) be equipped with railings or with safety straps that are secured to the changing table; and

(D) if equipped with safety straps, have straps that are easily cleaned and disinfected after each diaper change.

(8) Washable diapers or training pants shall not be rinsed out. They shall be stored in a labeled covered container or plastic bag and returned to the parent or legal guardian.

(9) Disposable diapers and disposable training pants shall be placed in a covered container or plastic bag which shall be emptied daily, or more frequently as necessary for odor control. Each covered container used for

disposable diapers and disposable training pants shall be cleaned and disinfected at the end of each day.

(10) Each diaper-changing surface shall be cleaned and disinfected after each use. The surface shall be cleaned by removing any visible soil from the surface with a water saturated disposable paper towel or wipe. After the surface has been cleaned, the surface shall be disinfected.

(h) Toilet training. This subsection shall apply if any child in care is learning to use the toilet.

(1) Toilet training shall begin when the individual caring for children or program director and the parent or legal guardian of a child determine that the child is ready for toilet training.

(2) No child shall be forced to participate in toilet training if the child is not ready.

(3) No child shall be punished or shamed for toileting accidents.

(4) If a toilet training device is used, the following requirements shall be met:

(A) Each toilet training device shall be used and stored in the bathroom.

(B) The wastes shall be disposed of immediately in a flush toilet.

(C) Each toilet training device, including the container shall be cleaned and disinfected after each use.

(D) Toilet training devices shall not be counted as toilets.

(i) Medication administration.

(1) Each individual caring for children shall complete medication administration training before administering any medication to any child, as specified in K.A.R. 28-4-114a and K.A.R. 28-4-428a.

(2) If nonprescription medication is to be administered to a child, each individual caring for children shall meet the following requirements:

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

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

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

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

(3) If prescription medication is administered to a child, each individual caring for children shall meet the following requirements:

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

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

(i) The child's first and last name;

(ii) the name of the licensed physician, physician assistant (PA), or advanced practice registered nurse (APRN) who ordered the medication;

(iii) the date the prescription was filled;

(iv) the expiration date of the medication; and

(v) specific, legible instructions for administration and storage of the medication;

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

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

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

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

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

(j) Each residential center and group boarding home shall be exempt from subsections (a) through (c). (Authorized by and implementing K.S.A. 65-508; effective Feb. 26, 1990; amended Aug. 2, 2024.)

**28-4-133. Reporting critical incidents.** This regulation shall apply to each facility.

(a) Reports to parents and legal guardians. Each primary care provider and each program director shall ensure that each of the following critical incidents is immediately reported to the parent or legal guardian of any child affected by the critical incident:

(1) Fire damage or other damage to the facility, or any damage to the property that affects the structure of the facility or the safety of the children in care;

(2) a vehicle collision involving any child in care;

(3) a missing child;

(4) an injury to a child that requires treatment by a health care professional;

(5) an injury to a child by any animal;

(6) the death of any of the following:

(A) A child; or

(B) a staff member in the facility; and

(7) any other occurrence that jeopardizes the safety of any child in care.

(b) Written reports to the department. Each primary care provider and each program director shall ensure that a written report of any critical incident specified in subsection (a) is submitted by the next working day to the department. The report shall be submitted on a form provided by the department. A copy of each critical incident report shall be kept on file at the facility for at least one year from the date of the critical incident. (Authorized by and implementing K.S.A. 65-508; effective Dec. 27, 2019; amended Aug. 2, 2024.)

**28-4-420. Definitions.** (a) "Administrator" means the staff member of a child care center or preschool who is responsible for the general and fiscal management of the facility.

(b) "Attendance" means the number of children present at any one time.

(c) "Assistant teacher" means the staff member of a child care center or preschool who meets the requirements specified in K.A.R. 28-4-429(g) and is responsible for assisting the lead teacher in the care of children within a unit. Each assistant teacher shall demonstrate the following:

(1) Ability to carry out assigned tasks competently under the guidance of another staff member;

(2) skills and ability to implement age-appropriate activities;

(3) understanding of and the ability to respond appropriately to children's needs;

(4) the ability to foster positive, healthy relationships with children; and

(5) interpersonal skills necessary to communicate clearly and appropriately.

(d) "Applicant" means a person who has applied for a license but who has not yet been granted a license to operate a facility.

(e) "Applicant with a temporary permit" means a person who has applied for a license and who has been granted a temporary permit to operate a facility.

(f) "Basement" means an area in which all four outside walls are more than two-thirds below ground level.

(g) "Child care center" means a facility:

(1) that provides care and educational activities for children two weeks to 16 years of age at least three hours per day including day time, evening, and overnight care for:

(A) 13 or more children; or

(B) fewer than 13 children if licensed as a center and if the program and building meet child care center regulations; and

(2) that may have hours of operation for more than 24 continuous hours, provided no individual child is present for 24 or more hours of continuous care.

(h) "Disinfect" means full surface application of a disinfectant solution of fragrance-free, environmental protection agency (EPA)-registered chlorine bleach mixed according to the directions on the label or an alternate fragrance-free, EPA-registered disinfectant used according to the directions on the label to any inanimate object.

(i) "Enrollment" means the total number of children for whom services are available.

(j) "Evening care" means care provided after 6:00 p.m. and before 1:00 a.m. the following day for children enrolled at a facility and present during operating hours.

(k) "Fire inspector" means a person approved by the state fire marshal to conduct fire safety inspections.

(l) "Infant" means a child who is between two weeks and 12 months of age, or a child over 12 months who has not learned to walk.

(m) "Lead teacher" means the staff member of a child care center or preschool who meets the requirements specified in K.A.R. 28-4-429(e) and who is responsible for the care and supervision of children within a unit. Each lead teacher shall demonstrate the following:

(1) Knowledge of licensing regulations applicable to their duties;

(2) knowledge of child development, early childhood education, and indicators that a child may not be meeting developmental milestones;

(3) skills and availability to implement age-appropriate activities;

(4) the ability to recognize signs of illnesses, safety and injury hazards, and respond with prevention interventions;

(5) understanding of and ability to respond appropriately to children's needs;

(6) the ability to foster positive, healthy relationships with children; and

(continued)

(7) interpersonal skills necessary to communicate clearly and appropriately.

(n) "License capacity" means the maximum number of children that are allowed to attend a facility at any one time.

(o) "Licensed physician" means an individual who is licensed to practice either medicine and surgery or osteopathy in Kansas by the Kansas state board of healing arts or who practices either medicine and surgery or osteopathy in another state and is licensed under the licensing statutes of that state.

(p) "Licensee" means a person who has been granted a license to operate a facility.

(q) "Media" means cable and broadcast television, internet streaming, or other similar digital entertainment.

(r) "Medical record" means the immunization record, health assessment and medical history of each child.

(s) "Overnight care" means care provided after 1:00 a.m. and before 6:00 a.m. the same day for children enrolled at a facility and present during operating hours.

(t) "Preschool" means a facility:

(1) that provides learning experiences for children who have not attained the age of eligibility to enter kindergarten as prescribed in K.S.A. 72-3118(c), and amendments thereto, and who are 30 months of age or older;

(2) that conducts sessions not exceeding three hours per session;

(3) that does not enroll any child more than one session per day; and

(4) that does not serve a meal. The term "preschool" shall include educational preschools, Montessori schools, nursery schools, church-sponsored preschools, and co-operatives. A facility may have fewer than 13 children and be licensed as a preschool if the program and facility meet preschool regulations.

(u) "Preschool age" means a child who is between 30 months of age and the age of eligibility to enter kindergarten as prescribed in K.S.A. 72-3118(c), and amendments thereto.

(v) "Professional development training" means training approved by the secretary that is related to working with children in care.

(w) "Program" means a comprehensive and coordinated plan of activities providing for the education, care, protection, and development of children who attend a preschool or a child care center.

(x) "Program director" means the staff member of a child care center or preschool who meets the requirements specified in K.A.R. 28-4-429(b) or (c) and who is responsible for implementing and supervising the program. Each program director shall demonstrate the following:

(1) Knowledge of child development, early childhood education, and indicators that a child may not be meeting developmental milestones;

(2) knowledge of licensing regulations applicable to child care centers and preschools;

(3) administrative, leadership, and management skills in facility operations;

(4) interpersonal skills necessary to communicate clearly and appropriately;

(5) capability in curriculum design and implementation; and

(6) knowledge of community resources available to families, children and children with special health care needs.

(y) "Sanitize" means full surface application of an EPA regulated food-safe sanitizing solution or heat treatment of any inanimate object used for food preparation or service.

(z) "School-age" means a child who will attain the age of eligibility to enter kindergarten as specified in K.S.A. 72-3118(c), and amendments thereto, but who is not 16 years of age or older.

(aa) "Self-contained unit" means an area separated by walls or partitions not less than five feet high which contains indoor learning materials for the maximum number of children permitted in one group as specified in K.A.R. 28-4-428(a).

(bb) "Sick child" means a child who has a contagious disease or shows other signs or symptoms of an acute illness.

(cc) "Substitute" means an individual who supervises children in the absence of the staff member.

(dd) "Tobacco product" means any product that is made or derived from tobacco, or that contains nicotine, that is intended for human absorption, inhalation, or ingestion, including by consuming or using a cigarette, cigar, pipe, chewing tobacco, snuff, snus, or vape device.

(ee) "Toddler" means a child who has learned to walk and who is between 12 and 30 months of age.

(ff) "Unit" means the number of children that may be present in one group, as specified in K.A.R. 28-4-428(a).

(gg) "Use zone" means the surface under and around a piece of equipment onto which a child falling from or exiting the equipment would be expected to land.

(hh) "Volunteer" means an individual 14 years of age or older who is working in the facility without compensation and meets the requirements specified in K.A.R. 28-4-428a.

(ii) "Weapons" means any of the following:

(1) Firearms;

(2) ammunition;

(3) air-powered guns, including BB guns, pellet guns, and paint ball guns;

(4) hunting and fishing knives;

(5) archery equipment; or

(6) martial arts equipment. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1987; amended Aug. 2, 2024.)

**28-4-421. Terms of temporary permit or license.** (a) The license capacity for each child care center and each preschool shall be specified on the temporary permit or license.

(1) License capacity shall be determined by age of children, available space, and number of self-contained units per facility.

(2) Each applicant with a temporary permit and each licensee shall ensure that the license capacity as stated on the temporary permit or license is not exceeded.

(3) No change to the terms of the license, including a change in the license capacity, age of children enrolled, or the number of units, shall be made unless written approval is granted by the secretary.



(b) Validity of the temporary permit or license.

(1) Each temporary permit or license shall be valid only for the person and the address specified on the temporary permit or license.

(2) When an initial or amended license becomes effective, all previous temporary permits or licenses issued to the applicant with a temporary permit or licensee shall become invalid.

(c) Posting the temporary permit or license and the availability of regulations. Each applicant with a temporary permit and each licensee shall post each temporary permit or license in a conspicuous place on the premises that is visible to parents. A copy of the current regulations governing child care centers and preschools shall be readily available to all staff. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-504 and K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended Aug. 2, 2024.)

**28-4-422. Applicant requirements; exclusions; application process; amended license; renewal; exceptions; advertising.** (a) Applicant requirements. Each person operating a child care center or preschool shall have a temporary permit or license to operate a child care center or preschool before children are in attendance.

(1) Each individual applying for a license shall be 18 years of age or older at the time of application.

(2) Each corporation applying for a license shall be in good standing with the Kansas secretary of state.

(b) Exclusions. The following shall not be considered child care facilities:

(1) A pre-kindergarten program that is operated by an accredited non-public school when all of the following conditions are met:

(A) The program is on the premises of an accredited non-public school;

(B) The program operates only during the academic school year, during academic school hours, and follows the academic school calendar of the accredited non-public school; and

(C) The program services exclusively children who attained the age of four years on or before August 31 of the academic school year.

(2) A program operating less than five consecutive hours or less than two days a week and which does not enroll any child more than one session per day.

(c) Site approval.

(1) Each applicant shall submit for review by the secretary or designee a detailed building and site plan designating the premises to be licensed and showing the following:

(A) Each entrance and exit;

(B) the location and measurements for each room to be used by children;

(C) the location and layout of the kitchen and laundry facilities;

(D) each bathroom designated for use by children, including the number of toilets and hand sinks;

(E) each hand sink not located in a bathroom that will be used for handwashing;

(F) any other rooms on the premises labeled for intended use;

(G) the location, relative to the building of each out-

door play area, including the measurements of the space to be used, the means of access to the area from the building, and the placement of anchored equipment;

(H) the style, height and location of any fence on the premises; and

(I) additional documentation as determined necessary by the secretary.

(2) Each applicant shall obtain approval of the building and site plan from the secretary before beginning new construction or the renovation of an existing building. If changes to the approved plan are made following the secretary's approval, the applicant shall submit a description of the proposed changes to the secretary for approval before construction work begins.

(d) Application process. Each person desiring to conduct a child care center or preschool shall submit a complete application on forms supplied by the department and shall include the following:

(1) A statement of services including the following:

(A) The number and ages of children to be served;

(B) the number of units and anticipated license capacity;

(C) a description of any specialized services; and

(D) the anticipated opening date and projected hours, days, and months of operation;

(2) the nonrefundable fee specified in K.A.R. 28-4-92;

(3) a request for background checks specified in K.A.R. 28-4-125;

(4) a copy of the detailed building and site plan specified in subsection (c);

(5) fire safety approval, including occupancy, from the State fire marshal; and

(6) local city or county code approval, including sanitation approval when the building is not connected to a public water or sewer system.

(e) Provisions for issuing a license. The granting of a license to any applicant or applicant with a temporary permit may be denied by the secretary if the applicant or applicant with a temporary permit is not in compliance with the following applicable requirements:

(1) K.S.A. 65-504 through 65-506, and amendments thereto;

(2) K.S.A. 65-508, and amendments thereto;

(3) K.S.A. 65-512, and amendments thereto;

(4) K.S.A. 65-531, and amendments thereto;

(5) all regulations governing child care centers and preschools.

(f) Multiple child care facilities.

(1) Each applicant with a temporary permit or licensee who operates more than one child care facility, as defined in K.S.A. 65-503, and amendments thereto, shall maintain each child care facility as a separate entity.

(2) A license for an additional child care facility shall not be granted until all existing child care facilities for which the licensee has been granted a license are in compliance with child care regulations.

(g) Multiple licenses. No licensee shall be licensed concurrently for or provide more than one type of child care or child and adult care on the same premises.

(h) New temporary permit or license required. Each applicant with a temporary permit and each licensee

(continued)

shall submit a new application, the required forms, and the license fee, and shall obtain a new temporary permit or license from the secretary, as follows:

(1) Before a child care center or preschool that has been closed is reopened;

(2) if there is a change in the location of the program; or

(3) if there is a change of ownership of the program.

(i) Amended license.

(1) Each licensee who intends to change the terms of the license, including the license capacity, age of children enrolled, or number of units shall submit an application for an amended license on a form provided by the department.

(2) If the physical structure of the building changes due to new construction or remodeling or a change in use of space affects the terms of the license, each applicant with a temporary permit or licensee shall submit a building and site plan as specified in subsection (c) of this regulation and fire safety approval from the State fire marshal.

(3) The licensee shall not consider the amendment granted until the amended license is issued by the secretary.

(j) Notification requirements. Each applicant, applicant with a temporary permit and each licensee shall notify the secretary in writing before withdrawing an application, closing the child care center or preschool, or changing the program director;

(k) Annual renewal.

(1) Before the annual renewal date, each licensee desiring to renew the license shall submit the annual non-refundable renewal license fee and shall complete and submit an application to renew the license, on forms supplied by the department, to the secretary.

(2) Failure to submit the application forms and fee for the renewal of a license shall result in an assessment of a late fee pursuant to K.S.A. 65-505, and amendments thereto, and may result in closure of the facility.

(l) Exceptions.

(1) Each applicant and licensee may submit a written request for an exception to a regulation on a form supplied by the department.

(2) An exception may be granted if the secretary determines that the exception is in the best interest of the child or children and their families and does not violate statutory requirements.

(3) If an exception is granted each applicant and licensee shall receive written notice of the approval of the exception and the exception's duration. The approval shall be posted next to the license. The exception shall not be considered granted until approval is given by the secretary.

(m) Advertising. If an applicant, applicant with a temporary permit or licensee advertises the availability of services, the advertisement shall not contradict the written description of services submitted with the application. The applicant, applicant with a temporary permit or licensee shall not make a claim of specialized services unless the facility is staffed and equipped to offer those services. No generalized claim of "state approval" shall be made until the secretary issues a temporary permit or license. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-501, 65-504, 65-505 and 65-508; effective May 1,

1983; amended May 1, 1984; amended, T-87-34, Nov. 19, 1986; amended May 1, 1987; amended Aug. 2, 2024.)

#### **28-4-423. Physical plant.** (a) Premises.

(1) Each building in which child care is provided shall meet the legal requirements of the community as to fire protection, water supply, and sewage disposal.

(2) A building used as a residence shall be licensed as a child care center only if there is a room or rooms designated exclusively for child care use.

(3) Each area designated for children's activities shall contain a minimum of 35 square feet of floor space per child, exclusive of kitchen, passageways, storage areas, and bathrooms.

(4) Each building in which child care is provided shall have at least two exits approved by a fire inspector. At least one exit shall lead directly to the outside.

(5) Second floors approved by a fire inspector may be used for children 2.5 years or over. Second-floor windows shall be guarded unless used as a means of egress.

(6) Finished basements approved by a fire inspector may be used for children 2.5 years or older. Basements shall be dry and well-ventilated, heated and cooled as specified in paragraph (a)(19) of this regulation, and lighted as specified in paragraph (a)(17) of this regulation.

(7) When mobile classroom units are used, they shall be securely anchored to the ground and shall meet all requirements for permanent structures.

(8) All stairs that have more than two steps shall be provided with sturdy handrails. When balusters are more than four inches apart, provisions shall be made to prevent a child's head or body from falling through.

(9) Landings or mounted gates shall be provided beyond each exterior door and each door opening onto a full-length stairway.

(10) Ceiling height in each room used for child care shall not be less than seven feet, six inches.

(11) Windows and doors.

(A) Each window and glass door shall be screened or guarded.

(B) Each window and door opened for ventilation shall be screened.

(12) Floors shall be smooth and not slippery, free from cracks, clean and in good condition. A floor covering, paint, or sealant shall be required over concrete floors.

(13) Carpeting shall be clean and in good repair.

(14) Walls shall be clean and free of cracks.

(15) Electrical outlets shall be covered or inaccessible to prevent access by a child when not in use.

(16) Extension cords or power strips shall be positioned in a manner that prevents a tripping or shock hazard.

(17) Each room occupied by children shall be sufficiently lighted in all parts of the room for any activity in which each child is engaged. When children are napping and during rest periods, each room shall be lighted to allow freedom of movement and to ensure staff members are able to observe the breathing of each child.

(18) The premises shall be maintained in good condition and shall be clean at all times, free from accumulated dirt and trash, and any evidence of vermin or rodent infestation. Each outdoor trash and garbage container shall be covered, and the contents shall be removed at least weekly.

(19) Each room occupied by the children shall be heated, ventilated and cooled. The temperature in each room shall not be less than 65 degrees Fahrenheit nor more than 85 degrees Fahrenheit. Each room occupied by children shall be free of drafts.

(20) Each electric fan, if used, shall be mounted high on the wall or shall be guarded.

(21) When a gas heater is used, it shall be approved by a fire inspector before use. Open-faced heaters shall be prohibited.

(22) All heating elements, including hot water pipes, shall be insulated or installed in such a way that children cannot come in contact with them. Asbestos insulation shall not be used. Fireplaces shall not be used when children are present.

(23) Dangerous instruments, including sharp or pointed objects, shall be in locked storage.

(24) No child in care shall have access to weapons. All weapons shall be stored in a locked room, closet, container, or cabinet. Ammunition shall be kept in locked storage separate from weapons.

(25) The interior and exterior surfaces of the facility shall be free from peeling, chipping, cracking, scaling, and loose paint.

(b) Water supply.

(1) The water supply shall be from a source approved by the local health department, or by the department.

(2) The nitrate content of water for children under one year of age shall not exceed 10 milligrams per liter (10 mg/l) as nitrogen.

(3) Sanitary drinking facilities shall be available to children while indoors or outdoors. One of the following methods shall be used:

(A) Individual disposable cups and a water dispenser;

(B) individually-marked glasses or cups which shall be washed daily; or

(C) a fountain designed so that a child can get a drink of water without assistance.

(4) Drinking fountains shall not be plumbed to sinks.

(5) Water from drinking fountains shall be under pressure so that the stream is not less than three inches high.

(6) Cold water and hot water shall be supplied to lavatory fixtures accessible to children. Hot water shall maintain a minimum temperature of 90 degrees Fahrenheit and shall not exceed 120 degrees Fahrenheit.

(c) Toilet and lavatory facilities.

(1) All plumbing fixtures and building sewers shall be connected to public sewers where available.

(2) When a public sewer is not available, a private sewage disposal system meeting requirements of the local health department or the department shall be installed and connected to all plumbing fixtures.

(3) Plumbing shall be installed and maintained according to local and state plumbing codes.

(4) Bathroom facilities shall be readily accessible to the children, and toilets and hand washing sinks shall be placed low or be provided with safety steps.

(5) There shall be one toilet and one hand washing sink for each fifteen children.

(6) Bathroom facilities shall be planned to assure privacy for staff.

(7) Individual towels or disposable products, and

toilet paper shall be provided for each child. The use of common towels and washcloths shall be prohibited. When cloth towels and washcloths are used, they shall be labeled with the child's name, and laundered at least weekly. Hand soap shall be readily accessible in each bathroom.

(d) Laundry facilities.

(1) If laundry is done at the facility, laundry fixtures shall be located in an area separate from food preparation areas and shall be installed and used in such a manner to safeguard the health and safety of the children.

(2) Separate areas shall be provided for soiled and clean items.

(e) Storage, handling, and disposal of hazardous items. The following hazardous items shall be safely stored, handled, and disposed:

(1) All household supplies, cleaning supplies, dangerous chemicals and all bodily care products bearing warning labels to keep out of reach of children shall be in locked storage, except that hand sanitizers, disinfectant solutions used daily to disinfect surfaces, and diapering supplies may be kept unlocked at least five feet above the floor and out of reach of children. Soap used for hand washing may be kept unlocked and placed on the back of the counter by a bathroom or sink.

(2) All medications and products containing alcohol shall be in locked storage.

(3) Tobacco products, ashtrays, lighters, and matches shall be kept in locked storage.

(4) Chemicals and cleaning supplies shall be used and disposed of in accordance with the product safety label. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1985; amended Aug. 2, 2024.)

**28-4-426. Administration.** (a) Line of authority. There shall be a written delegation of administrative authority designating the person in charge in the facility for all hours of operation.

(b) Admission policy.

(1) Arrangements for the admission of children shall be made prior to the admission date to the center or preschool.

(2) Each admission policy shall be non-discriminatory in regard to race, color, religion, national origin, ancestry, disability, or sex, in accordance with K.S.A. 44-1009. A copy of the admission policy shall be available for review.

(3) Each parent shall be informed of services offered.

(4) Each parent shall be informed when religious training is included in the program.

(c) Insurance.

(1) Accident insurance shall be carried on children.

(2) Liability insurance shall be carried by the center or preschool to provide recourse to parents of children enrolled in the event of negligence.

(3) Before the start of care, documentation of insurance coverage shall be on file, including the name of the insurance company or companies, policy number or numbers and dates of coverage.

(d) Staff records. The following records shall be maintained for each staff person:

(continued)

- (1) A record of education and experience;
- (2) date of employment;
- (3) a record of scheduled hours;
- (4) a record of professional development training;
- (5) a health status form; and
- (6) work references.
- (e) Children's records.
- (1) A daily attendance record shall be maintained and kept on file at the facility.
- (2) The following information shall be readily accessible and near the telephone:
  - (A) Name and date of birth of child;
  - (B) name, home and business address, and phone numbers of parents or legal guardian;
  - (C) name and telephone number of physician, hospital, and person to notify in case of emergency; and
  - (D) persons authorized to remove the child from the facility.
- (3) A file shall be maintained for each child that includes:
  - (A) The application for enrollment, beginning date of attendance, and date of termination;
  - (B) a record of scheduled hours and days of attendance;
  - (C) a medical record as specified in K.A.R. 28-4-430;
  - (D) each accident report; and
  - (E) signed parental permission for field trips, transfer of records, and when applicable, walking to and from activities away from the facility.
- (4) Children's records shall be confidential. Staff shall not disclose nor discuss personal information regarding children and their relatives with any unauthorized person.
- (5) Each child's records and reports shall be made available to the child's parents on request. Each child's health records shall be returned to the parents when the child is no longer enrolled. (Authorized by K.S.A. 65-508; implementing K.S.A. 65-507 and K.S.A. 65-508; effective May 1, 1983; amended May 1, 1985; amended May 1, 1986; amended Aug. 2, 2024.)
- 28-4-427. Program.** (a) Self-contained units. Programs shall be conducted in self-contained units with staff and children designated for each unit. Applicants that cannot develop self-contained units shall present a plan for use of space to the department for approval.
- (b) Equipment, furnishings, and materials.
  - (1) Low, open shelves shall be provided for play equipment and materials so that they are readily accessible to the children.
  - (2) Furnishings, including tables and chairs, shall be scaled to the size of the children.
  - (3) Equipment, materials, and toys used by children shall be of sound construction, free from sharp, rough, loose, or pointed edges, and in good operating condition.
  - (4) Equipment, furnishings, materials, and toys shall be placed to avoid danger of accident or collision, and to permit freedom of movement.
  - (5) Equipment, materials, and toys shall be provided in a sufficient quantity so that each child has a choice of at least three activities.
  - (6) Storage space located conveniently for the staff shall be provided for supplies and equipment not in use.
  - (7) Each child shall have individual space for the child's

- garments, clothing, and possessions during the session attended.
- (8) Toys and other items used by children shall be clean and be washed and disinfected before being used by another child if contaminated by saliva or other bodily fluids.
- (c) Learning experiences.
- (1) Each applicant with a temporary permit and each licensee shall ensure there is a written lesson plan that provides daily activities that promote healthy growth and development, take into consideration the cultural background and traditions that are familiar to the children, and incorporate both indoor and outdoor activities that are appropriate for the ages and developmental levels of the children in care. The activities, supplies, and equipment shall be designed to promote the following:
- (A) Self-esteem and positive self-image;
  - (B) social interaction, self-expression, and communication skills;
  - (C) math and science skills, which may include sorting, matching, counting, and measuring;
  - (D) language development and literacy, which may include reading, singing, finger plays, writing, and stories;
  - (E) large motor, small motor, and visual motor coordination and development, which may include running, climbing, jumping, grasping objects, drawing, buttoning, and tying; and
  - (F) creative expression, which may include dramatic play, music, and art.
- (2) Written lesson plans for each unit shall be made accessible to parents, staff, and the secretary's designee.
- (3) A daily schedule shall be planned to provide a balance of active, quiet, individual, and group activities.
- (4) The daily schedule shall be posted in each unit. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended Aug. 2, 2024.)
- 28-4-428. Staff requirements.** Each licensee shall ensure that all of the following requirements are met:
- (a) Minimum staff-child ratio.
- (1) The ratio between staff members and children shall be determined by the ages of the children and the type of care provided.
- (2) The minimum staff-child ratio and the maximum number of children per unit shall be the following, at all times:
- | Ages of children  | Minimum staff-child ratio                     | Maximum number of children per unit       |
|---|---|---|
| Infants*  | A. 1 to 3                                     | A. 9                                      |
|   | or<br>B. 1 to 4                               | or<br>B. 8                                |
| Infants and other children under the age of 6           | 1 to 6<br>(including not more than 3 infants) | 12<br>(including not more than 6 infants) |
| Toddlers  | 1 to 6  | 12  |
| Children at least 2 years of age but under the age of 3 | 1 to 7  | 14  |
| Children at least 2.5 years of age but under school-age | 1 to 12                                       | 24  |
| School-age  | 1 to 16                                       | 32  |
- \* Only one staff-child ratio may be used at any one time for each infant unit.
- (3) No child shall be left unsupervised.



(4) The staff-child ratio shall be considered in compliance when a staff member counted in the staff-child ratio leaves the unit without a substitute for no more than five minutes provided that another staff member remains in the room at all times. If a staff member counted in the staff-child ratio is absent for more than five minutes, but less than 20 minutes, the staff-child ratio shall be considered in compliance when another staff member substitutes for the absent staff member counted in the staff-child ratio.

(5) Each applicant with a temporary permit or each licensee may move any child into the next age-appropriate unit not earlier than 30 calendar days before and not later than 30 calendar days after the child reaches the minimum age of the unit. Upon agreement with the parent or legal guardian that the move is in the best interest of the child, a plan to move any child to the next age-appropriate unit shall be developed and communicated with the parent or legal guardian.

(6) Any school age child not yet attending kindergarten may remain in a preschool unit until the first day of the academic school year in which the child is enrolled in kindergarten.

(7) Any school age child not yet attending first grade may remain enrolled in a unit licensed for children 2.5 years to school age until the first day of the academic school year.

(b) Substitute staff. Each applicant with a temporary permit or licensee shall ensure that substitutes are available to work if there is an emergency or a staff member absence. Each substitute shall meet the requirements for the staff member whom the substitute is replacing.

(c) Volunteers. Each volunteer shall be at least 14 years of age. Any volunteer may be counted in the staff-child ratio if the individual is at least 16 years of age. Each volunteer not counted in the staff-child ratio shall be supervised at all times by a staff member who is not a volunteer when activities involve access to children.

(d) Program director.

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

(2) Each preschool and each child care center licensed for more than 60 children shall have on staff a program director who has no other assigned tasks or responsibilities that interfere with the essential functions of the job.

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

(4) Each preschool and each child care center licensed for more than 100 children shall have on staff a program director who meets the requirements as specified in K.A.R. 28-4-429(c) and who has one year of experience in program administration or management in early childhood care or early childhood education.

(e) Assistant program director.

(1) Facilities licensed for more than 100 children shall have on staff an assistant program director who meets the program director requirements specified in K.A.R. 28-4-429(c) and K.A.R. 28-4-428a.

(2) Facilities licensed for more than 160 children shall have on staff an assistant program director who meets the program director requirements specified in K.A.R.

28-4-429(c) and K.A.R. 28-4-428a and shall not be assigned any tasks or responsibilities that interfere with the essential functions of the job. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 12, 2017; amended Aug. 2, 2024.)

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

(a) Orientation.

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

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

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

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

(A) Licensing regulations;

(B) the policies and practices of the preschool or child care center, including emergency procedures, behavior management, and discipline;

(C) the schedule of daily activities;

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

(E) health and safety practices; and

(F) confidentiality.

(b) Health and safety training.

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

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

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

(B) basic child development, including:

(i) Supervision of children;

(ii) cognitive, social, emotional, physical development; and

(continued)

- (iii) approaches to learning;
  - (C) safe sleep practices and sudden infant death syndrome;
  - (D) recognizing a sick child and prevention and control of infectious diseases, including immunizations;
  - (E) prevention of and response to emergencies due to food and allergic reactions;
  - (F) building and premises safety, including identification of and protection from hazards that could cause bodily injury, including electrical hazards, bodies of water, and vehicular traffic;
  - (G) emergency preparedness and response planning for emergencies resulting from a natural disaster or a human-caused event, including violence at a facility;
  - (H) handling and storage of hazardous materials and the appropriate disposal of bio-contaminants, including blood and other bodily fluids or waste;
  - (I) precautions when transporting children, if transportation is provided; and
  - (J) medication administration training.
- (c) Pediatric first aid and cardiopulmonary resuscitation (CPR) certifications.

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

(2) First aid and CPR training and certification shall include a practical application component and be demonstrated in front of an instructor certified by a nationally recognized certification program.

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

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

(d) Infant care training. In addition to the training specified in paragraphs (a) through (c) of this regulation, each lead teacher in an infant unit shall complete four hours of professional development training in an infant-specific subject either before the date of employment or volunteering or not later than 30 calendar days after the date of employment or volunteering.

(e) Annual professional development training requirements.

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

(2) In each licensure year, each program director shall assess the training needs of each staff member counted in the staff-child ratios and each volunteer counted in the staff-child ratios and shall provide or arrange for annual professional development training as needed appropriate to the age of children being supervised.

(3) In each licensure year, each program director shall complete 16 clock-hours of professional development training. Four of the 16 clock-hours shall include the subject areas specified in paragraphs (b)(2)(A), (b)(2)(C) through (J),

or subsection (c) and six of the 16 clock-hours shall be in program administration, management, or a related topic.

(4) In each licensure year, each staff member counted in the staff-child ratio and each volunteer counted in the staff-child ratio shall complete 16 clock-hours of professional development training based on the staff member's or volunteer's job responsibilities and the training needs identified by the program director. Four of the 16 clock-hours shall include the subject areas specified in paragraphs (b)(2)(A), (b)(2)(C) through (J), or subsection (c).

(5) In each licensure year, each staff member counted in the staff-child ratio and each volunteer counted in the staff-child ratio caring for infants shall complete four of the 16 clock-hours of professional development training in an infant-specific subject.

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

(f) Documentation. Each licensee shall ensure that documentation of all orientation, training, certifications, and education requirements is kept in each individual's file in the preschool or child care center. (Authorized by and implementing K.S.A. 65-508; effective Feb. 3, 2012; amended May 12, 2017; amended Aug. 2, 2024.)

**28-4-429. Staff qualifications.** (a) Each staff member shall demonstrate an understanding of children and shall act with sound judgment.

(b) Program director requirements for facilities licensed for less than 24 children. Each applicant, each applicant with a temporary permit, and each licensee shall hire a program director that has the following requirements:

- (1) At least 18 years of age;
- (2) high school diploma or equivalent; and
- (3) one of the following:

(A) Associate degree or a higher degree in early childhood, child development, or a related academic discipline from a regionally accredited college or university;

(B) child development associate credential;

(C) technical certificate or diploma in early childhood;

(D) three months of experience in early childhood education providing direct care and supervision to children and three semester hours of academic study or equivalent training in early childhood, child development, or a related academic discipline from a regionally accredited college or university; or

(E) six months of experience in early childhood education providing direct care and supervision to children.

(c) Program director requirements for facilities licensed for 24 or more children. Each applicant, each applicant with a temporary permit, and each licensee shall hire a program director that has the following requirements:

- (1) At least 18 years of age;
- (2) high school diploma or equivalent; and
- (3) one of the following:

(A) Bachelor's degree or a higher degree in early childhood, child development, or a related academic discipline from a regionally accredited college or university and three months of experience in early childhood education providing direct care and supervision to children;

(B) bachelor's degree in a non-related academic discipline from a regionally accredited college or university and any of the following options:

(i) Six months of experience in early childhood education providing direct care and supervision to children;

(ii) twelve semester hours of academic study or equivalent training in early childhood, child development, or a related academic discipline;

(iii) child development associate credential; or

(iv) technical certificate or diploma in early childhood;

(C) associate degree in early childhood, child development, or a related academic discipline from a regionally accredited college or university and six months of experience in early childhood education providing direct care and supervision to children;

(D) twelve semester hours of academic study or equivalent training in early childhood, child development, or a related academic discipline from a regionally accredited college or university and any of the following options:

(i) Six months of experience in early childhood education providing direct care and supervision to children;

(ii) child development associate credential; or

(iii) technical certificate or diploma in early childhood;

(E) child development associate credential and one year of experience in early childhood education providing direct care and supervision to children; or

(F) six years of experience in early childhood education providing direct care and supervision to children or four years of experience in a licensed facility providing direct care and supervision to children.

(d) Each individual who has obtained approval of program director qualifications by the secretary or the secretary's designee before December 31, 2023, shall be exempt from the requirements in paragraph (b)(3) and (c)(3).

(e) Lead teacher. There shall be a lead teacher present with each unit of children in the facility. Each lead teacher shall have the following qualifications:

(1) At least 18 years of age;

(2) high school diploma or equivalent; and

(3) one of the following:

(A) Associate degree or a higher degree in early childhood, child development, or a related academic discipline from a regionally accredited college or university;

(B) technical certificate or diploma in early childhood;

(C) child development associate credential;

(D) three semester hours of academic study or equivalent training in early childhood, child development, or a related academic discipline from a regionally accredited college or university and three months of experience in early childhood education providing direct care and supervision to children of the same age range they will be serving; or

(E) six months of experience in early childhood education providing direct care and supervision to children of the same age range they will be serving.

(f) Each program director in a facility licensed for less than 24 children may also serve as a lead teacher in the facility.

(g) Assistant teacher. Assistant teachers shall be at least 16 years of age. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended May 1, 1987; amended Aug. 2, 2024.)

**28-4-430. Health practices; illness and abuse; general health requirements for staff.** (a) Medical record. A completed medical record on the form provided by the department shall be on file at the facility for each child.

(1) Each medical record shall include the results of a health assessment conducted not more than twelve months before and obtained not later than 60 calendar days after the child's initial enrollment in a child care facility. The assessment shall be conducted by a licensed physician, a physician assistant, or by a nurse approved to perform health assessments.

(2) Each medical record shall include a medical history obtained from the parent or legal guardian. Each applicant with a temporary permit and each licensee shall review with each child's parent or legal guardian that child's medical history at least once every 12 months.

(3) Children transferring from one child care facility to another shall not be required to obtain a new health assessment if the previous health assessment record is available.

(4) Tuberculosis testing shall be required only if the child comes in contact with a new active or reactivated case of tuberculosis. The results of the examination shall be maintained in the child's health record.

(5) Immunizations for each child in care shall be current as medically appropriate and shall be maintained current for protection from the diseases specified in K.A.R. 28-1-20(d). A record of each child's immunizations shall be obtained not later than 60 calendar days after the child's initial enrollment in a child care facility and shall be maintained on the child's medical record form.

(6) Exceptions to the requirements for immunizations shall be permitted as specified in K.S.A. 65-508, and amendments thereto. Documentation of each exception shall be maintained on file at the child care facility.

(7) Each licensee shall provide information to the parents of children in care about the benefits of annual, well-child health assessments for children under six years of age, and biennial health assessments for children six years of age and older. Each licensee shall also provide information about the importance of seeking medical advice when a child exhibits health problems. This information may be either given on a form provided by the department to the parent at the time the child is enrolled or posted in a conspicuous place, with copies of the form available to parents on request.

(b) Health practices.

(1) Each child shall be provided an individual toothbrush for that child's use. Each child shall brush that child's teeth or be assisted in brushing that child's teeth at least once daily. Each toothbrush shall be stored in a sanitary manner and out of reach of children.

(2) Children shall be allowed to go to the bathroom individually as needed.

(c) Illness and abuse.

(1) If a child is absent due to a communicable disease, staff shall inform all parents or legal guardians of the nature of the illness without disclosing the child's identity.

(2) Each communicable disease shall be reported to the local health department.

(3) Each staff member shall report within 24 hours to the Kansas department for children and families any suspected child abuse or neglect.

(4) Each applicant with a temporary permit or licensee providing care of sick children shall submit written

*(continued)*

plans regarding the needs of a sick child and the care of a sick child to the department. The plans shall be prepared in consultation with a public health nurse and shall be presented to the parents at the time of enrollment. The requirements for the infectious and contagious diseases specified in K.A.R. 28-1-2 and for the isolation and quarantine of individuals with the infectious and contagious diseases specified in K.A.R. 28-1-6 shall be met.

(5) A quiet area shall be provided for any sick child. Sick children shall be supervised at all times.

(d) Staff.

(1) The use of tobacco products shall be prohibited on the premises.

(2) Alcohol, as defined in K.S.A. 41-102, and amendments thereto, and non-prescribed controlled substances, as defined in K.S.A. 65-4101, and amendments thereto, shall not be consumed on the licensed premises during the hours of operation and shall not be consumed while children are present.

(3) Each child residing in the same location as that of a child care center or preschool shall meet the requirements specified in subsection (a). (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended July 11, 2008; amended Aug. 2, 2024.)

**28-4-434. Preschools.** (a) Inside area. Any building used as a residence shall be licensed as a preschool only if there is a room or rooms designated exclusively for preschool use.

(b) Nutrition.

(1) A nutritious snack shall be provided daily and shall include at least one of the following foods:

(A) Milk, milk product, or food made with milk;

(B) fruit, vegetable, or full-strength fruit or vegetable juice;

(C) meat;

(D) peanut butter; or

(E) bread or cereal product.

(2) Fluid dairy products shall be grade A pasteurized. Solid dairy products shall be pasteurized.

(3) Refrigeration shall be provided for perishable foods.

(4) If reusable tableware is used for snacks, appropriate dishwashing methods shall be followed as specified in K.A.R. 28-4-439(q)(2).

(5) Appropriate tableware shall be used for serving snacks. Children's food shall not be placed on the bare table.

(c) Outdoor play. Outdoor play space shall not be required. If outdoor play is included in the preschool program, the requirements of K.A.R. 28-4-437 shall be met. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended Aug. 2, 2024.)

**28-4-435. Programs serving children with special health care needs and disabilities.** (a) Records. Each applicant with a temporary permit and each licensee shall maintain on file a copy of the most recent individual family service plan or individual education plan for each child with special health care needs and disabilities enrolled. The plan shall be reviewed by staff in the unit and in consultation with the child's parent or legal guardian upon enrollment and at least annually.

(b) Physical plant.

(1) Programs which include children who are non-ambulatory shall be conducted on the ground floor. All exits and steps shall have ramps approved by a fire inspector.

(2) Each unit enrolling children with impaired mobility shall have 50 square feet of space for each child with impaired mobility.

(3) When children with impaired mobility are enrolled, toilets and sinks used for hand washing shall be designed to accommodate them.

(c) Each child with special health care needs or disabilities shall be allowed to utilize adaptive equipment as necessary.

(d) Each applicant with a temporary permit and each licensee enrolling children with special health care needs and disabilities shall determine, by an individual assessment of each child's needs, whether a lower staff-child ratio is required. The staff-child ratio shall allow the needs of all children enrolled to be met. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended Aug. 2, 2024.)

**28-4-436. Child care centers: napping and sleeping.**

(a) Rest period. Each child attending for more than four hours shall be encouraged to nap or rest according to their individual needs. Children who do not sleep shall be permitted to have a quiet time through the use of equipment or activities.

(b) Safe sleep practices for children in care.

(1) Each applicant with a temporary permit and each licensee shall develop a written plan for safe sleep practices and implement safe sleep practices for children in care who are napping or sleeping.

(2) Each applicant with a temporary permit and each licensee shall ensure that the safe sleep practices are shared with the parent or legal guardian of each child before the first day of care.

(3) Each staff member shall follow the safe sleep policies and practices of the child care center.

(4) Each child who is 12 months of age or older shall nap or sleep on a cot or pad. Pads shall be used only over carpet.

(5) Each applicant with a temporary permit and each licensee shall ensure that all of the following requirements are met for each infant in care:

(A) The child shall nap or sleep in a crib or a playpen. Stacking cribs or bassinets shall not be used. Cribs with water-bed mattresses shall not be used.

(B) A crib or playpen shall be provided and used for each child in attendance. The child shall not nap or sleep in the same crib or playpen occupied by another child at the same time.

(C) If the child falls asleep on a surface other than a crib or playpen, the child shall be moved to a crib or playpen.

(D) The child shall be placed on the child's back to nap or sleep.

(E) When the child is able to turn over independently from front to back and back to front, the child shall be placed on the child's back but then shall be allowed to remain in a position preferred by the child. Wedges or infant positioners shall not be used.

(F) The child shall sleep in a crib or a playpen that is



free of any soft items, including pillows, quilts, blankets, bumpers, comforters, sheepskins, flat sheets, cloth diapers, bibs, stuffed animals, and toys.

(G) The child may nap or sleep in sleep clothing, including sleepers and sleep sacks. Swaddling shall not be permitted.

(c) Napping and sleeping surfaces. Each applicant with a temporary permit and each licensee shall ensure that the following requirements are met for all napping and sleeping surfaces:

(1) Clean, individual bedding shall be provided for each child. There shall be a complete change of bedding after each five uses, immediately when wet or soiled, and always upon a change in the child utilizing the sleeping surface. Blankets shall be laundered monthly.

(2) Each surface used for napping and sleeping shall be kept clean, of safe construction, and maintained in good repair.

(3) Each crib, playpen, cot, and pad shall be used only for children who meet the manufacturer's recommendations for use, including any age, height, or weight limitations. The manufacturer's instructions for use, including any recommendations for use, shall be kept on file at the facility.

(4) Cribs, playpens, cots, or pads, when in use for napping or sleeping, shall be separated from each other by at least 24 inches in all directions except when bordering on the wall.

(5) When not in use, cribs, playpens, cots, pads, and bedding shall be stored in a clean and sanitary manner.

(6) Each crib and each playpen shall have a firm, tight-fitting mattress and a fitted sheet. The mattress shall be set at its lowest point when any child using the crib or playpen becomes able to either sit up or to pull up to a standing position inside the crib or playpen, whichever occurs first, to ensure that the child cannot climb out of the crib or playpen.

(7) If a crib or playpen is slatted, the slats shall be spaced not more than 2.375 inches apart.

(8) All sides of each crib or playpen shall be up while the crib or playpen is in use.

(9) Each applicant, each applicant with a temporary permit, and each licensee shall ensure that no crib purchased before June 28, 2011 is in use in the facility.

(10) Each pad used for napping and sleeping shall be at least 0.5 inch thick, washable or enclosed in a washable cover, and long enough so that the child's head and feet rest on the pad. Clean, individual bedding, including a bottom and a top cover, shall be provided for each child.

(11) Each piece of sleeping equipment shall be labeled and designated for use by a single child.

(d) Consumer warning or recall. Each applicant with a temporary permit and each licensee shall make any necessary changes to follow the recommendations of any consumer warning or recall of a crib or a playpen as soon as the warning or recall is known.

(e) Evening and overnight care. Staff-child ratios shall be met during all hours of care. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended Aug. 2, 2024.)

**28-4-437. Child care centers: outside area.** (a) Each child care center shall have at least 75 square feet of out-

door play space on the premises for each child using the space at a given time. The total outdoor space shall accommodate not less than one-half of the licensed capacity, or shall include a minimum of 750 square feet, whichever is greater.

(b) The boundaries of outdoor play space shall be enclosed with a fence not less than four feet high.

(c) The outdoor play space shall be located to provide both sunshine and shade.

(d) The outdoor play space shall be well drained and free of hazards.

(e) Outdoor play equipment that is safely constructed and in good repair shall be available and placed in an area free of health, safety, and environmental hazards.

(f) Children shall not be allowed access to a trampoline.

(g) Climbing equipment and swings shall be either anchored in the ground with metal straps or pins or set in cement to prevent movement of the equipment and swings.

(h) All surfaces under and around climbing equipment and swings shall meet the following requirements:

(1) Impact-absorbent surfacing material shall be installed in each use zone under and around anchored equipment over four feet in height, including climbing equipment, slides, and swings.

(2) Impact-absorbent surfacing material shall consist of material intended for playground use, including shredded bark mulch, wood chips, fine sand, fine gravel, shredded rubber, unitary surfacing material, or synthetic impact material.

(3) Hard-surfacing materials including asphalt and concrete shall not be used in any use zone. Hard-packed dirt shall be covered with an impact-absorbent surfacing material as specified in paragraph (h)(2). This requirement shall apply regardless of the height of the climbing equipment, slides, and swings.

(4) Surfaces made of loose material shall be maintained by replacing, leveling, or raking the material.

(i) Swings shall not have wooden or metal seats.

(j) Teeter-totters and merry-go-rounds designed for school-age children shall not be used by children under five years of age.

(k) Sandboxes shall be maintained in a safe and sanitary condition.

(l) The play area shall be arranged so that staff can actively supervise each child at all times.

(m) Staff shall actively engage in the supervision of children utilizing the play area.

(n) Each child shall have access to outdoor equipment and materials in sufficient quantity to allow for at least one self-led activity appropriate to the child's age level.

(o) There shall be bathroom facilities accessible to the play area. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended Aug. 2, 2024.)

**28-4-438. Child care centers: program.** Each applicant with a temporary permit and each licensee shall ensure the following:

(a) Regular routines such as eating and napping, and protection from excess fatigue and overstimulation.

(continued)

(b) Unless extreme weather conditions prevail, a daily period of outdoor play for each child under the supervision of an adult. Children spending more than four consecutive hours at the center shall play outdoors for at least one hour daily.

(c) Unless extreme conditions prevail, each infant and toddler shall spend time outdoors daily.

(d) Routines such as toileting and eating, and intervals between activities so that children do not have to wait in lines or assemble in large groups.

(e) The following requirements if the daily activities include any media viewing:

(1) Each media program shall be age-appropriate and, if rated, shall have a rating appropriate for the ages and developmental levels of the children who view the program.

(2) No child shall be required to participate in media viewing. Each child not engaged in media viewing shall be offered a choice of at least one other activity for that time period.

(f) Activities shall be available for children during the entire time they are in attendance, including early morning and late afternoon. (Authorized by and implementing K.S.A 65-508; effective May 1, 1983; amended Aug. 2, 2024.)

**28-4-439. Child care centers: food service.** (a) Each applicant with a temporary permit and each licensee shall ensure that any staff member involved with the preparation of meals or snacks meets the following:

- (1) Has knowledge of nutritional needs of children;
- (2) understands quantity food preparation and service;
- (3) practices sanitary methods of food handling and storage; and
- (4) is sensitive to individual and cultural food tastes of children.

(b) Centers shall serve meals and snacks as follows:

Length of Time at Center	Food Served
2.5 to 4 hours	1 snack
4 to 8 hours	1 snack & 1 meal
8 to 10 hours	2 snacks & 1 meal or 1 snack & 2 meals
10 hours or more	2 meals & 2 or 3 snacks

(c) Meals and snacks.

(1) Breakfasts shall include:

(A) A fruit, vegetable, or full-strength fruit or vegetable juice;

(B) bread, a bread product or cereal; and

(C) milk.

(2) Noon or evening meals shall include one item from each of the following:

(A) Meat, poultry, fish, egg, cheese, peas or beans, or peanut butter;

(B) two vegetables, two fruits, or one vegetable and one fruit;

(C) bread, bread product or cereal; and

(D) milk.

(3) Mid-morning and mid-afternoon snacks shall include at least two of the following:

(A) Milk, milk product or food made with milk;

(B) fruit, vegetable, or full-strength fruit or vegetable juice;

(C) meat or a meat alternate; or

(D) bread, bread product or cereal.

(d) All food shall be in good quality and safe for consumption.

(e) Drinking water shall be available to each child at all times when the child is in care.

(f) If a fruit juice or a vegetable juice is served, the juice shall be pasteurized and full-strength.

(g) Fluid dairy products shall be grade A pasteurized. Solid dairy products shall be pasteurized. Dry milk shall be used only for cooking.

(h) A sufficient quantity of food shall be prepared for each meal to allow the children second portions of vegetables or fruit, bread, and milk.

(i) If infants or toddlers are present, the following food service requirements shall be met:

(1) Each infant shall be held when bottle-fed until the child can hold the child's own bottle.

(2) No child shall be allowed to sleep with a bottle in the child's mouth.

(3) If prepared formula is used, the following requirements shall be met:

(A) Each bottle that contains prepared formula shall be stored in the refrigerator with the nipple covered.

(B) The bottle shall be labeled with the child's name, the contents, and the date and time prepared, and shall be used within 24 hours of the time of preparation on the label.

(C) If a child does not finish a bottle, the contents of the bottle shall be discarded within one hour from when the feeding from that bottle started.

(4) If breast milk is used, the following requirements shall be met:

(A) All breast milk shall be labeled with the child's name and the date and time expressed.

(B) Unfrozen breast milk shall be stored in a refrigerator and shall be used within 96 hours from the time it was expressed.

(C) Frozen breast milk must be stored in a freezer and shall be used within six months from the time it was expressed and within 24 hours from the time it was thawed.

(D) If a child does not finish the bottle of breast milk within two hours from when the feeding from that bottle started, the contents shall be discarded.

(E) Accommodations shall be provided that enables the child's parent to breastfeed their child.

(5) No formula or breast milk shall be heated in a microwave oven.

(6) Bottles for formula or breast milk shall be prepared and washed in a sink that is not used for handwashing or the sink shall be cleaned and sanitized after being used for handwashing.

(7) Solid foods shall be offered when the program director and the parent or legal guardian of a child determine that the child is ready for solid foods. Opened containers of solid foods shall be labeled with the child's name, the contents, and the date opened. Containers shall be covered and refrigerated. The food shall be used within three calendar days of the date opened. Food in previously opened containers shall be reheated only once and shall not be served to another child.

(j) Food allergies or special dietary needs of specific children shall be known to all staff members. If any child

with a food allergy or a special dietary need is enrolled, the following shall be met:

(1) Utensils, cookware, and food preparation surfaces shall be washed and sanitized between use for foods that risk cross contamination.

(2) Foods that risk cross contamination shall be stored separately from other foods with no potential for leakage onto other foods stored in the vicinity.

(3) Hands shall be washed in between preparing an allergen containing dish and the dish for the child with an allergy. If gloves are used, a fresh pair of gloves will be used before changing from the allergen containing dish to the non-allergen dish.

(4) A list of allergies and special dietary needs will be written and clearly displayed in the food preparation area for each child enrolled at the facility that has a known allergy or a special dietary need.

(k) If any child has a food allergy or special dietary need, staff members and the parent or legal guardian of the child shall make arrangements for the provision of alternative foods or beverages.

(l) Menus shall be shared with parents and legal guardians.

(m) Staff shall sit at the table with the children, and socialization shall be encouraged. Children shall be encouraged to serve themselves.

(n) Children's food shall not be placed on a bare table.

(o) When meals are prepared on the premises, the kitchen shall be separate from the eating, play, and bathroom areas, and shall not be used as a passageway while food is being prepared. The kitchen shall be inaccessible to children.

(p) Food shall be stored as follows:

(1) Poisonous or toxic materials shall not be stored with food. Medications requiring refrigeration shall be labeled and kept in locked storage in the refrigerator.

(2) All perishables and potentially hazardous foods shall be continuously maintained at 40 degrees Fahrenheit or lower in the refrigerator, or 10 degrees Fahrenheit or lower in the freezer, with 0 degrees Fahrenheit recommended. Each refrigerator and each freezer shall contain a clearly visible, accurate thermometer.

(3) All foods stored in the refrigerator shall be covered. Food which is not in its original, unopened container shall be stored in metal, glass, food-grade sealable plastic bags, or food-grade plastic containers with tightfitting covers and shall be labeled with the date and contents.

(4) Foods not requiring refrigeration shall be stored at least six inches above the floor in clean, dry, well-ventilated storerooms or other areas.

(5) Dry, bulk foods which are not in their original, unopened containers shall be stored in metal, glass, food-grade sealable plastic bags, or food-grade plastic containers with tight-fitting covers, and shall be labeled with the date and contents.

(q) Table service.

(1) Tableware requirements.

(A) Utensils appropriate for the food served shall be provided for each child's use.

(B) Dishes and glassware shall have smooth, hard-glazed surfaces, and shall be entirely free from cracks or chips.

(2) Tableware shall be maintained in sanitary condition using one of the following methods:

(A) All preparation dishes, service dishes, and non-disposable dishes shall be washed and sanitized after use using one of the following:

(i) A three-compartment sink supplied with hot and cold running water and a drainboard for washing, rinsing, sanitizing, and airdrying;

(ii) a two-compartment sink and a basin for sanitizing the tableware and cooking utensils; or

(iii) a mechanical dishwasher with a sanitizing cycle.

(B) The use of disposable plates and cups, and plastic utensils of food grade, medium weight which are disposed of after each use.

(r) Tables shall be cleaned before and after each meal, and floors shall be swept after each meal.

(s) If meals are delivered from an off-site location:

(1) Food provided from a central kitchen or vendor and delivered to the center shall be obtained from a source licensed or inspected by the Kansas department of agriculture or equivalent food safety licensing agency in another state.

(2) Food shall be transported in covered and temperature-controlled containers. Hot foods shall be maintained at not less than 140 degrees Fahrenheit, and cold foods shall be maintained at 40 degrees Fahrenheit or less.

(3) Food prepared in one licensed center and transferred to another licensed center owned by the same licensee shall be permitted.

(t) Meat shall be from government-inspected sources.

(u) Home-canned food, food from dented, rusted, bulging, or leaking cans, or food from cans without labels shall not be used.

(v) Garbage shall be placed in covered containers inaccessible to children, and shall be removed from the kitchen daily. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended Aug. 2, 2024.)

#### **28-4-440. Programs serving infants and toddlers.**

The following requirements shall be met for all infants and toddlers:

(a) Infant and toddler programs shall be conducted on the ground floor only.

(b) Each unit of infants and each unit of toddlers shall be separate from each unit of older children unless otherwise approved by the department.

(c) Floor furnaces shall be prohibited.

(d) Cribs and playpens shall be located within the self-contained unit and be separated from the play area. If a barrier is used, it shall not impede supervision.

(e) Safe sleep procedures shall be followed as specified in K.A.R. 28-4-436.

(f) When children are awake, they shall not be left in cribs, playpens, or other confinement for more than 30 minutes.

(g) An adult-size chair shall be provided for each unit of infants.

(h) Children not held for feeding shall have low chairs and tables, infant seats with trays, or high chairs with a wide base and a safety strap.

(continued)

(i) Either individually labeled towels and washcloths or disposable products shall be provided.

(j) Items that children can place in their mouths shall be washed and sanitized before being used by another child, if contaminated by saliva or other bodily fluids.

(k) Each applicant with a temporary permit and each licensee shall ensure there is one toilet training device or child-sized toilet for every five toddlers.

(l) There shall be daily communication between the parent or legal guardian and the staff about each child’s behavior and development. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-34, Nov. 19, 1986; amended May 1, 1987; amended Feb. 3, 2012; amended Aug. 2, 2024.)

**28-4-441. Programs serving school-age children.** (a) Each unit for school-age children shall be separate from units for younger children, except for the following periods:

(1) During the academic school year before and after school, in-service days, school holidays, scheduled or emergency closures, school breaks not to exceed two consecutive weeks, two hours before and after school; and

(2) during the two consecutive weeks before the opening of the academic school year in August or September and following the end of the academic school year in May or June.

(b) Staff-child ratios and unit size shall conform to the provisions of K.A.R. 28-4-428 and shall be based on the age of the youngest child in the group. (Authorized by and implementing K.S.A. 65-508; effective May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended Aug. 2, 2024.)

**28-4-442.** (Authorized by and implementing K.S.A. 1988 Supp. 65-510; effective Feb. 26, 1990; revoked Aug. 2, 2024.)

Janet Stanek  
Secretary  
Department of Health and Environment

Doc. No. 052312

State of Kansas

Kansas Lottery

Temporary Administrative Regulations

Article 4.—INSTANT GAMES AND DRAWINGS

**111-4-3775. “\$100,000 Crossword” instant ticket lottery game number 398.** (a) The Kansas lottery may conduct an instant winner lottery game entitled “\$100,000 Crossword.” The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3775.

(b) The “play symbols” for each play area are as follows: A – B – C – D – E – F – G – H – I – J – K – L – M – N – O – P – Q – R – S – T – U – V – W – X – Y – Z. The “DOUBLER PUZZLE” play area shall also include a symbol of a money bag. There are no “play symbol captions” in this game.

(c) For this game, a play symbol shall appear in each of 20 play spots within the “YOUR LETTERS” play area, in

each of five play spots within the “BONUS WORD” play area, and a variable number of times within the crossword puzzle grids.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 029.

(e) The price of instant tickets sold by a retailer for this game shall be \$10.00 each.

(f) The “\$100,000 Crossword” ticket features four separate play areas: “YOUR LETTERS,” “DOUBLER PUZZLE” crossword puzzle, “MEGA PUZZLE” crossword puzzle and a “BONUS WORD.”

In the crossword puzzles, the player will scratch the “YOUR LETTERS” play area to reveal 20 letters. Each of the “YOUR LETTERS” may be used in both crossword puzzles and the “BONUS WORD.” A player matches the corresponding letters in both crossword puzzles and the “BONUS WORD” by removing the translucent scratch-off material covering the matching letter. A player wins according to the prize legend associated with each puzzle. Each puzzle plays separately.

In the “DOUBLER PUZZLE” play area, if the player scratches three or more completed words, the player wins the corresponding prize in the prize legend. If one of the winning combinations shown in the prize legend has a completed word with a symbol of a money bag, the player wins double the prize amount shown in the prize legend. Only the highest corresponding prize can be won. A player can win up to one time on this puzzle.

In the “MEGA PUZZLE” play area, if the player scratches five or more completed words, the player wins the corresponding prize in the prize legend. Only the highest corresponding prize can be won. A player can win up to one time on this puzzle.

In the “BONUS WORD” play area, if the player completely uncovers the “BONUS WORD,” the player wins \$15 instantly.

The following prize legends will be displayed on the ticket:

**DOUBLER PUZZLE:**

FIND	WIN
3 words	\$10
4 words	\$20
5 words	\$25
6 words	\$50
7 words	\$75
8 words	\$100
9 words	\$500

**MEGA PUZZLE:**

FIND	WIN
5 words	\$10
6 words	\$25
7 words	\$50
8 words	\$75
9 words	\$100
10 words	\$200
11 words	\$500
12 words	\$1,000
13 words	\$10,000
14 words	\$100,000

(g) To qualify as a complete word to win a prize in this



game, the words revealed must meet the following requirements:

- (1) must contain at least three letters;
  - (2) cannot be formed diagonally, run right to left or from bottom to top;
  - (3) must appear in an unbroken horizontal or vertical string of letters in the crossword puzzle grid;
  - (4) an unbroken string of letters cannot be interrupted by a black space and must contain every single letter square between two black spaces; and
  - (5) every single letter in the unbroken string must be revealed in the "YOUR LETTERS" play area and be included to form a word. A money bag shall count as a free letter in the "DOUBLER PUZZLE" play area.
  - (h) Each ticket in this game may win up to three times.
  - (i) Approximately 600,030 tickets shall be ordered initially for this instant game.
- Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 200,010 tickets, and the same odds as were contained in the initial ticket order.
- (j) The expected number and value of instant prizes in this game shall be as follows:

Doubler Puzzle	Mega Puzzle	Bonus Word	Prize	Winners Per 600,030	Prize Cost
3 words			\$10	44,001	\$440,010
	5 words		\$10	44,001	\$440,010
		\$15	\$15	42,000	\$630,000
4 words			\$20	9,999	\$199,980
3 words (dbl)			\$20	9,999	\$199,980
3 words	5 words		\$20	10,005	\$200,100
5 words			\$25	6,000	\$150,000
	6 words		\$25	6,000	\$150,000
3 words		\$15	\$25	6,000	\$150,000
	5 words	\$15	\$25	6,000	\$150,000
6 words			\$50	990	\$49,500
4 words (dbl)	5 words		\$50	990	\$49,500
5 words (dbl)			\$50	1,008	\$50,400
	7 words		\$50	1,008	\$50,400
5 words	6 words		\$50	1,005	\$50,250
3 words	6 words	\$15	\$50	900	\$45,000
5 words	5 words	\$15	\$50	900	\$45,000
7 words			\$75	450	\$33,750
	8 words		\$75	450	\$33,750
6 words	6 words		\$75	450	\$33,750
5 words	7 words		\$75	450	\$33,750
8 words			\$100	258	\$25,800
6 words (dbl)			\$100	258	\$25,800
	9 words		\$100	258	\$25,800
6 words	7 words		\$100	258	\$25,800
3 words	8 words	\$15	\$100	258	\$25,800
	10 words		\$200	210	\$42,000
7 words (dbl)	7 words		\$200	195	\$39,000
8 words (dbl)			\$200	195	\$39,000
9 words			\$500	120	\$60,000
	11 words		\$500	120	\$60,000
9 words (dbl)			\$1,000	30	\$30,000
	12 words		\$1,000	27	\$27,000
9 words	11 words		\$1,000	27	\$27,000
	13 words		\$10,000	6	\$60,000
	14 words		\$100,000	5	\$500,000
Players Loyalty Program					\$41,981
			TOTAL	194,831	\$4,240,111

dbl - denotes "Money Bag" doubler feature

proximately one in 3.08. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-4-3776. "Big Money Super Ticket" instant ticket lottery game number 401.** (a) The Kansas lottery may conduct an instant winner lottery game entitled "Big Money Super Ticket." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3776.

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

Play Symbols	Captions
06	SIX
07	SEV
08	EGT
09	NIN
11	ELVN
12	TWLV
13	THRN
14	FRTN
16	SIXTN
17	SEVTN
18	EGTN
19	NINTN
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
26	TWYSIX
27	TWYSEV
28	TWYEGT
29	TWYNIN
30	THRTY
31	THRONE
32	THRTWO
33	THRTHR
34	THRFOR
35	THR FIV
36	THRSIX
37	THRSEV
38	THREGT
39	THRNIN
40	FORTY
41	FRYONE
42	FRYTWO
43	FRYTHR
44	FRYFOR
45	FRY FIV
46	FRYSIX
47	FRYSEV
48	FRYEGT
49	FRYNIN
51	FTYONE
52	FTYTWO
53	FTYTHR
54	FTYFOR

(continued)

- (k) The odds of winning a prize in this game are ap-

55	FTYFIV
56	FTYSIX
57	FTYSEV
58	FTYEGT
59	FTYNIN
Symbol of a coin	WIN
2X	2TIMES
5X	5TIMES

Prize Symbols	Captions
FREE	TICKET
\$5 <sup>.00</sup>	FIVE\$
10 <sup>.00</sup>	TEN\$
15 <sup>.00</sup>	FIFTEEN
20 <sup>.00</sup>	TWENTY
25 <sup>.00</sup>	TWEN-FIV
50 <sup>.00</sup>	FIFTY
75 <sup>.00</sup>	SVTYFIV
\$100	ONE-HUN
\$500	FIVE-HUN
\$1000	ONETHOU
\$75000	75-THOU

BONUS	Play Symbols	Captions
	Symbol of a rabbit	RABBIT
	Symbol of a wishbone	WSHBNE
	Symbol of a crown	CROWN
	Symbol of a rainbow	RNBOW
	Symbol of a butterfly	BTRFLY
	Symbol of a cherry	CHERRY
	Symbol of an anchor	ANCHOR
	Symbol of a vault	VAULT
	Symbol of a pot of gold	POTGLD
	Symbol of a \$10 burst	WIN\$10
	Symbol of a \$20 burst	WIN\$20
	Symbol of a \$50 burst	WIN\$50

(c) For this game, a play/prize symbol shall appear in 79 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 029.

(e) The price of instant tickets sold by a retailer for this game shall be \$10.00 each.

(f) "Big Money Super Ticket" is a key number match game with instant wins and three bonus symbol match areas. The player will scratch the play area to reveal six "WINNING NUMBERS" and 35 "YOUR NUMBERS" with a prize amount below each of the "YOUR NUMBERS." If a player matches any of the "YOUR NUMBERS" to any of the "WINNING NUMBERS," the player wins the prize shown below that number. If a player reveals a symbol of a coin, the player wins the amount shown below that symbol. If a player reveals a symbol of a 2X, the player wins two times the amount shown below that symbol. If a player reveals a symbol of a 5X, the player wins five times the amount shown below that symbol. The player will scratch the three bonus play areas; if the player reveals a symbol of a \$10 burst, \$20 burst

or \$50 burst, the player instantly wins the amount of that symbol.

(g) Each ticket in this game may win up to 38 times.

(h) Approximately 720,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 240,000 tickets, and the same odds as were contained in the initial ticket order.

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

	Bonus \$10	Bonus \$20	Bonus \$50	Prize	Winners Per 720,000	Prize Cost
\$10 Free Ticket				\$10	75,000	\$750,000
\$10				\$10	19,500	\$195,000
	\$10			\$10	18,000	\$180,000
\$5 (2X)				\$10	24,000	\$240,000
\$15				\$15	18,000	\$270,000
\$5 (2X) + \$5				\$15	20,250	\$303,750
\$20				\$20	6,000	\$120,000
		\$20		\$20	6,000	\$120,000
\$10 (2X)				\$20	8,400	\$168,000
\$10	\$10			\$20	7,200	\$144,000
\$25				\$25	6,300	\$157,500
\$10 (2X) + \$5				\$25	7,800	\$195,000
\$5 (5X)				\$25	7,800	\$195,000
\$50				\$50	1,500	\$75,000
\$10 (2X)	\$10	\$20		\$50	2,250	\$112,500
			\$50	\$50	1,500	\$75,000
\$10 (5X)				\$50	2,250	\$112,500
\$5 x 8	\$10			\$50	1,860	\$93,000
\$10 x 5				\$50	1,500	\$75,000
\$75				\$75	750	\$56,250
\$25			\$50	\$75	750	\$56,250
(\$5 x 10) + \$15	\$10			\$75	750	\$56,250
(\$10 x 4) + \$5 (5X)	\$10			\$75	1,050	\$78,750
\$10 + \$15 + \$10 (2X)	\$10	\$20		\$75	1,050	\$78,750
(\$10 x 6) + \$15				\$75	750	\$56,250
\$100				\$100	600	\$60,000
(\$10 x 7) + \$10 (2X)	\$10			\$100	900	\$90,000
\$5 x 20				\$100	600	\$60,000
\$20 (2X) + (\$20 x 2)		\$20		\$100	750	\$75,000
\$10 (5X)			\$50	\$100	750	\$75,000
\$500				\$500	120	\$60,000
(\$10 x 23) + (\$15 x 10) + (\$20 x 2)	\$10	\$20	\$50	\$500	150	\$75,000
(\$50 x 7) + \$50 (2X)			\$50	\$500	105	\$52,500
\$100 + \$20 (5X) + (\$20 x 9) + (\$25 x 4)		\$20		\$500	105	\$52,500
\$25 (5X) + \$75 + (\$20 x 15)				\$500	120	\$60,000
\$1000				\$1,000	15	\$15,000
\$75 (2X) + \$500 + (\$25 x 8) + (\$20 x 4)		\$20	\$50	\$1,000	15	\$15,000
\$500 x 2				\$1,000	15	\$15,000
\$100 x 10				\$1,000	15	\$15,000
\$75,000				\$75,000	6	\$450,000
Players Loyalty Program				\$51,337		\$51,337
				TOTAL	244,476	\$5,185,087

(j) The odds of winning a prize in this game are approximately one in 2.95. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-4-3777. "Diamond Dash" instant ticket lottery game number 402.** (a) The Kansas lottery may conduct an instant winner lottery game entitled "Diamond Dash." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3777.

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

Play Symbols	Captions
Symbol of a diamond	DIAMND
Symbol of a wallet	WALLET
Symbol of a watch	WATCH
Symbol of a ring	RING
Symbol of a crown	CROWN
Symbol of a gold bar	GLDBAR
Symbol of a stack of money	STKMNY
Symbol of a coin	COIN
Symbol of a star	STAR
Symbol of a heart	HEART
Symbol of a vault	VAULT
Symbol of a purse	PURSE
Symbol of a candle	CANDLE
Symbol of a lamp	LAMP

(c) For this game, a play symbol shall appear in 12 play spots within the play area or areas.

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

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

(f) “Diamond Dash” is a symbol match game with an instant win. The player will scratch the play area. If the player reveals three or more diamond symbols in the play area, the player will refer to the following “PRIZE LEGEND” displayed on the ticket to determine the prize amount won:

FIND	WIN
3 Diamonds	\$1
4 Diamonds	\$2
5 Diamonds	\$5
6 Diamonds	\$10
7 Diamonds	\$20
8 Diamonds	\$50
9 Diamonds	\$100
10 Diamonds	\$1,500

(g) Each ticket in this game may win 1 time.

(h) Approximately 2,100,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.

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

	Prize Amount	Winners Per 2,100,000	Prize Cost
3 Diamonds	\$1	357,000	\$357,000
4 Diamonds	\$2	161,000	\$322,000
5 Diamonds	\$5	46,900	\$234,500
6 Diamonds	\$10	9,590	\$95,900
7 Diamonds	\$20	4,550	\$91,000
8 Diamonds	\$50	910	\$45,500
9 Diamonds	\$100	350	\$35,000
10 Diamonds	\$1,500	56	\$84,000
Players Loyalty Program			\$12,649
	TOTAL	580,356	\$1,277,549

(j) The odds of winning a prize in this game are approximately one in 3.62. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-4-3778. “Hit \$50” instant ticket lottery game number 404.** (a) The Kansas lottery may conduct an instant winner lottery game entitled “Hit \$50.” The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3778.

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

Play Symbols	Captions
06	SIX
07	SEV
08	EGT
09	NIN
11	ELVN
12	TWLV
13	THRN
14	FRTN
15	FIFTN
16	SIXTN
17	SEVTN
18	EGTN
19	NINTN
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
25	TWYFIV
26	TWYSIX
27	TWYSEV
28	TWYEGT
29	TWYNIN
Symbol of a 50 outlined	WIN\$50

Prize Symbols	Captions
FREE	TICKET
\$1 <sup>.00</sup>	ONE\$
\$2 <sup>.00</sup>	TWO\$
\$5 <sup>.00</sup>	FIVE\$
10 <sup>.00</sup>	TEN\$
20 <sup>.00</sup>	TWENTY
50 <sup>.00</sup>	FIFTY

(c) For this game, a play/prize symbol shall appear in 11 play spots within the play area or areas.

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

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

(f) “Hit \$50” is a key number match game with an instant win. The player will scratch the play area to reveal one “HIT NUMBER” and five “YOUR NUMBERS” with a prize amount shown below each of the “YOUR NUMBERS.” If the player matches any “YOUR NUMBER” to the “HIT NUMBER,” the player wins the prize amount

(continued)

shown below that number. If the player reveals a symbol of a 50 outlined, the player wins \$50.

- (g) Each ticket in this game may win up to 5 times.
- (h) Approximately 2,100,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 300,000 tickets, and the same odds as were contained in the initial ticket order.
- (i) The expected number and value of instant prizes in this game shall be as follows:

	Prize Amount	Winners Per 2,100,000	Prize Cost
\$1 (FREE TICKET)	\$1	140,000	\$140,000
\$1	\$1	210,000	\$210,000
\$2	\$2	67,900	\$135,800
\$1 x 2	\$2	67,900	\$135,800
\$5	\$5	4,620	\$23,100
\$1 x 5	\$5	4,620	\$23,100
(\$2 x 2) + \$1	\$5	4,620	\$23,100
\$10	\$10	1,960	\$19,600
\$2 x 5	\$10	1,960	\$19,600
\$5 x 2	\$10	1,960	\$19,600
\$20	\$20	700	\$14,000
\$5 x 4	\$20	700	\$14,000
\$10 x 2	\$20	700	\$14,000
(\$5 x 2) + \$10	\$20	700	\$14,000
\$50	\$50	8,750	\$437,500
Players Loyalty Program	\$12,432		\$12,432
TOTAL		517,090	\$1,255,632

(j) The odds of winning a prize in this game are approximately one in 4.06. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-4-3779. “Pharaoh’s Fortune” instant ticket lottery game number 393.** (a) The Kansas lottery may conduct an instant winner lottery game entitled “Pharaoh’s Fortune.” The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3779.

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

- Play Symbols
- Symbol of a snake
  - Symbol of a profile
  - Symbol of a passport
  - Symbol of a hammer
  - Symbol of a telescope
  - Symbol of an urn
  - Symbol of a pelican
  - Symbol of an eye
  - Symbol of a column
  - Symbol of a collar
  - Symbol of a scarab
  - Symbol of an amethyst
  - Symbol of a key
  - Symbol of a tyet
  - Symbol of a stack of coins
  - Symbol of a camel
  - Symbol of a ring
  - Symbol of a gold coin

- Symbol of a sapphire
- Symbol of a map
- Symbol of a gold bar
- Symbol of Bastet
- Symbol of a scroll
- Symbol of a jug
- Symbol of a canopic jar
- Symbol of a ruby
- Symbol of a tablet
- Symbol of a crown
- Symbol of a treasure chest
- Symbol of a phoenix
- Symbol of a pendant
- Symbol of a pick
- Symbol of a pyramid
- Symbol of a shovel
- Symbol of a crook & flail
- Symbol of a money sign
- Symbol of a scepter
- Symbol of a camera
- Symbol of an ankh
- Symbol of a backpack
- Symbol of a lotus
- Symbol of a topaz
- Symbol of a peridot
- Symbol of a falcon
- Symbol of a triangle
- Symbol of a papyrus sheet
- Symbol of a rock
- Symbol of the sun
- Symbol of a necklace
- Symbol of palm trees
- Symbol of a vase
- Symbol of Anubis
- Symbol of a Sphinx
- Symbol of an emerald
- Symbol of a silver coin
- Symbol of a djed
- Symbol of a pitcher
- Symbol of a headdress
- Symbol of a 10X
- Symbol of a 20X
- Symbol of a 50X
- Symbol of a money bag

Prize Symbols and Bonus	Caption
Prize Symbols	FREE TICKET
\$5 <sup>.00</sup>	
\$5 <sup>.00</sup>	
\$10 <sup>.00</sup>	
\$20 <sup>.00</sup>	
\$25 <sup>.00</sup>	
\$50 <sup>.00</sup>	
\$100	
\$500	
\$1,000	



\$25,000  
WIN

(c) For this game, a play/prize symbol shall appear in 45 play spots within the play area or areas.

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

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

(f) "Pharaoh's Fortune" is a symbol match game with an instant win and multiplier features. The player will scratch the play area to reveal five "WINNING SYMBOLS" and 20 "YOUR SYMBOLS" with a prize amount shown below each of the "YOUR SYMBOLS." If the player matches any of the "WINNING SYMBOLS" to any of the "YOUR SYMBOLS," the player wins the prize amount shown below that symbol. If the player reveals a symbol of a 10X, the player wins 10 times the prize shown. If the player reveals a symbol of a 20X, the player wins 20 times the prize shown. If the player reveals a symbol of a 50X, the player wins 50 times the prize shown. If the player reveals any money bag symbols in the play area, the player will refer to the "BONUS PRIZE LEGEND" located above the play area to determine the prize amount won: one symbol will win \$10, two symbols will win \$20, three symbols will win \$50, and four symbols will win \$100.

(g) Each ticket in this game may win up to 20 times.

(h) Approximately 750,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 75,000 tickets, and the same odds as were contained in the initial ticket order.

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

	Prize	Winners Per 750,000	Prize Cost
\$5 FREE TICKET	\$5	50,000	\$250,000
\$5	\$5	37,500	\$187,500
\$10	\$10	12,500	\$125,000
\$5 x 2	\$10	25,000	\$250,000
\$10 (BONUS)	\$10	50,000	\$500,000
\$20	\$20	2,500	\$50,000
(\$5 x 2) + \$10 (BONUS)	\$20	6,250	\$125,000
\$10 (BONUS) + \$10	\$20	7,500	\$150,000
\$20 (BONUS)	\$20	10,000	\$200,000
\$50	\$50	700	\$35,000
\$5 (10X)	\$50	900	\$45,000
\$10 (BONUS) + (\$5 x 8)	\$50	1,000	\$50,000
\$10 x 5	\$50	350	\$17,500
\$50 (BONUS)	\$50	990	\$49,500
\$100	\$100	100	\$10,000
\$50 (BONUS) + \$20 + (\$10 x 3)	\$100	200	\$20,000
\$50 (BONUS) + \$5 (10X)	\$100	100	\$10,000
\$5 (20X)	\$100	90	\$9,000
(\$5 x 10) + (\$10 x 3) + \$20 (BONUS)	\$100	200	\$20,000
\$10 (BONUS) + (\$10 x 4) + \$5 (10X)	\$100	100	\$10,000
\$100 (BONUS)	\$100	200	\$20,000
\$5 (10X) + (\$5 x 8) + \$10 (BONUS)	\$100	200	\$20,000
\$5 (10X) + (\$5 x 6) + \$20 (BONUS)	\$100	10	\$1,000
\$500	\$500	20	\$10,000
(\$50 x 4) + (\$20 x 10) + \$100 (BONUS)	\$500	30	\$15,000
\$5 (10X) + \$5 (20X) + \$5 (50X) + \$100 (BONUS)	\$500	40	\$20,000

(\$50 x 2) + \$10 (10X) + \$10 (20X) + (\$5 x 10) + \$50 (BONUS)	\$500	10	\$5,000
\$10 (50X)	\$500	30	\$15,000
(\$10 x 12) + (\$20 x 4) + \$10 (10X) + \$5 (20X) + (\$50 x 2)	\$500	20	\$10,000
\$5 (50X) + (\$20 x 5) + (\$10 x 10) + \$50 (BONUS)	\$500	20	\$10,000
\$5 (20X) + \$20 (10X) + (\$20 x 5) + \$100 (BONUS)	\$500	20	\$10,000
\$1,000	\$1,000	4	\$4,000
(\$5 (10X) x 10) + \$50 + (\$100 x 4) + \$50 (BONUS)	\$1,000	4	\$4,000
\$10 (10X) + \$5 (20X) + \$10 (50X) + (\$25 x 4) + (\$20 x 5) + \$100 (BONUS)	\$1,000	4	\$4,000
\$50 (10X) + \$20 (10X) + (\$10 (10X) x 2) + (\$5 x 10) + \$50 (BONUS)	\$1,000	6	\$6,000
\$20 (50X)	\$1,000	8	\$8,000
\$25,000	\$25,000	1	\$25,000
(\$20 (50X) x 10) + \$500 (20X) + (\$1,000 x 5)	\$25,000	2	\$50,000
PLAYER LOYALTY PROGRAM			\$100,000
2ND CHANCE PRIZES			\$24,800
TOTAL PRIZES		206,609	\$2,475,300

(j) The odds of winning a prize in this game are approximately one in 3.63. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-4-3780. "Pharaoh's Riches" instant ticket lottery game number 394.** (a) The Kansas lottery may conduct an instant winner lottery game entitled "Pharaoh's Riches." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3780.

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

#### Play Symbols

Symbol of a snake  
Symbol of a profile  
Symbol of a passport  
Symbol of a hammer  
Symbol of a telescope  
Symbol of an urn  
Symbol of a pelican  
Symbol of an eye  
Symbol of a column  
Symbol of a collar  
Symbol of a scarab  
Symbol of an amethyst  
Symbol of a key  
Symbol of a tyet  
Symbol of a stack of coins  
Symbol of a camel  
Symbol of a ring  
Symbol of a gold coin  
Symbol of a sapphire  
Symbol of a map  
Symbol of a gold bar  
Symbol of Bastet  
Symbol of a scroll

(continued)

Symbol of a jug  
 Symbol of a canopic jar  
 Symbol of a ruby  
 Symbol of a tablet  
 Symbol of a crown  
 Symbol of a treasure chest  
 Symbol of a phoenix  
 Symbol of a pendant  
 Symbol of a pick  
 Symbol of a pyramid  
 Symbol of a shovel  
 Symbol of a crook & flail  
 Symbol of a money sign  
 Symbol of a scepter  
 Symbol of a camera  
 Symbol of an ankh  
 Symbol of a backpack  
 Symbol of a lotus  
 Symbol of a topaz  
 Symbol of a peridot  
 Symbol of a falcon  
 Symbol of a triangle  
 Symbol of a papyrus sheet  
 Symbol of a rock  
 Symbol of the sun  
 Symbol of a necklace  
 Symbol of palm trees  
 Symbol of a vase  
 Symbol of Anubis  
 Symbol of a Sphinx  
 Symbol of an emerald  
 Symbol of a silver coin  
 Symbol of a djed  
 Symbol of a pitcher  
 Symbol of a headdress  
 Symbol of a 10X  
 Symbol of a 20X  
 Symbol of a 50X  
 Symbol of a 100X  
 Symbol of a money bag

#### Prize Symbols and Bonus Prize Symbols

\$5<sup>.00</sup>  
 \$10<sup>.00</sup>  
 \$15<sup>.00</sup>  
 \$20<sup>.00</sup>  
 \$30<sup>.00</sup>  
 \$50<sup>.00</sup>  
 \$100  
 \$200  
 \$500  
 \$1,000  
 \$75,000  
 WIN

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 029.

(e) The price of instant tickets sold by a retailer for this game shall be \$10.00 each.

(f) "Pharaoh's Riches" is a symbol match game with an instant win and multiplier features. The player will scratch the play area to reveal six "WINNING SYMBOLS" and 25 "YOUR SYMBOLS" with a prize amount shown below each of the "YOUR SYMBOLS." If the player matches any of the "WINNING SYMBOLS" to any of the "YOUR SYMBOLS," the player wins the prize amount shown below that symbol. If the player reveals a symbol of a 10X, the player wins 10 times the prize shown. If the player reveals a symbol of a 20X, the player wins 20 times the prize shown. If the player reveals a symbol of a 50X, the player wins 50 times the prize shown. If the player reveals a symbol of a 100X, the player wins 100 times the prize shown. If the player reveals any money bag symbols in the play area, the player will refer to the "BONUS PRIZE LEGEND" located above the play area to determine the prize amount won: one symbol will win \$20, two symbols will win \$50, three symbols will win \$100, and four symbols will win \$200.

(g) Each ticket in this game may win up to 25 times.

(h) Approximately 450,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 150,000 tickets, and the same odds as were contained in the initial ticket order.

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

Prize	Winners Per		Prize Cost
	450,000		
\$10	75,000		\$750,000
\$20	7,500		\$150,000
\$10 x 2	3,000		\$60,000
\$5 x 4	4,500		\$90,000
\$20 (BONUS)	12,000		\$240,000
(\$5 x 2) + \$10	3,000		\$60,000
\$30	1,200		\$36,000
\$10 + \$20 (BONUS)	4,500		\$135,000
\$10 x 3	6,900		\$207,000
\$50	120		\$6,000
\$50 (BONUS)	2,340		\$117,000
\$5 (10X)	2,400		\$120,000
\$20 (BONUS) + (\$10 x 3)	300		\$15,000
(\$5 x 4) + (\$10 x 3)	2,250		\$112,500
\$100	96		\$9,600
\$10 (10X)	780		\$78,000
(\$10 x 5) + \$50 (BONUS)	600		\$60,000
\$5 (10X) + \$20 (BONUS) + (\$5 x 6)	300		\$30,000
\$100 (BONUS)	450		\$45,000
(\$5 x 4) + (\$10 x 4) + (\$20 x 2)	600		\$60,000
\$200	60		\$12,000
\$5 (20X) + (\$10 x 5) + \$50 (BONUS)	120		\$24,000
\$200 (BONUS)	90		\$18,000
\$10 (10X) + \$100 (BONUS)	60		\$12,000
\$5 (20X) + (\$20 x 2) + \$10			
+ \$50 (BONUS)	360		\$72,000
(\$10 x 15) + \$30 + \$20 (BONUS)	240		\$48,000
(\$5 x 20) + (\$20 x 5)	300		\$60,000
\$10 (20X)	270		\$54,000
\$500	12		\$6,000

(c) For this game, a play/prize symbol shall appear in 56 play spots within the play area or areas.

\$10 (50X)	\$500	6	\$3,000
\$15 (10X) + (\$20 x 5) + \$10 (20X) + \$50 (BONUS)	\$500	15	\$7,500
\$5 (10X) + (\$10 x 5) + \$10 (10X) + \$10 (20X) + \$100 (BONUS)	\$500	30	\$15,000
(\$10 x 10) + (\$20 x 5) + \$100 + \$200 (BONUS)	\$500	30	\$15,000
\$1,000	\$1,000	6	\$6,000
\$10 (50X) + \$10 (20X) + \$10 (10X) + \$200 (BONUS)	\$1,000	24	\$24,000
\$10 (100X)	\$1,000	6	\$6,000
\$20 (10X) + (\$10 x 10) + (\$50 x 10) + \$5 (20X) + \$100 (BONUS)	\$1,000	30	\$30,000
\$75,000	\$75,000	1	\$75,000
(\$100 (50X) x 6) + \$1,000 (20X) + (\$500 (10X) x 3) + (\$10 (100X) x 10)	\$75,000	2	\$150,000
PLAYER LOYALTY PROGRAM			\$100,000
2ND CHANCE PRIZES			\$31,600
TOTAL PRIZES		129,498	\$3,150,200

(j) The odds of winning a prize in this game are approximately one in 3.47. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-4-3781. "Pharaoh's Crown" instant ticket lottery game number 395.** (a) The Kansas lottery may conduct an instant winner lottery game entitled "Pharaoh's Crown." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3781.

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

#### Play Symbols

Symbol of a snake  
 Symbol of a profile  
 Symbol of a passport  
 Symbol of a hammer  
 Symbol of a telescope  
 Symbol of an urn  
 Symbol of a pelican  
 Symbol of an eye  
 Symbol of a column  
 Symbol of a collar  
 Symbol of a scarab  
 Symbol of an amethyst  
 Symbol of a key  
 Symbol of a tyet  
 Symbol of a stack of coins  
 Symbol of a camel  
 Symbol of a ring  
 Symbol of a gold coin  
 Symbol of a sapphire  
 Symbol of a map  
 Symbol of a gold bar  
 Symbol of Bastet  
 Symbol of a scroll  
 Symbol of a jug  
 Symbol of a canopic jar  
 Symbol of a ruby  
 Symbol of a tablet  
 Symbol of a crown

Symbol of a treasure chest  
 Symbol of a phoenix  
 Symbol of a pendant  
 Symbol of a pick  
 Symbol of a pyramid  
 Symbol of a shovel  
 Symbol of a crook & flail  
 Symbol of a money sign  
 Symbol of a scepter  
 Symbol of a camera  
 Symbol of an ankh  
 Symbol of a backpack  
 Symbol of a lotus  
 Symbol of a topaz  
 Symbol of a peridot  
 Symbol of a falcon  
 Symbol of a triangle  
 Symbol of a papyrus sheet  
 Symbol of a rock  
 Symbol of the sun  
 Symbol of a necklace  
 Symbol of palm trees  
 Symbol of a vase  
 Symbol of Anubis  
 Symbol of a Sphinx  
 Symbol of an emerald  
 Symbol of a silver coin  
 Symbol of a djed  
 Symbol of a pitcher  
 Symbol of a headdress  
 Symbol of a 10X  
 Symbol of a 20X  
 Symbol of a 50X  
 Symbol of a 100X  
 Symbol of a 200X  
 Symbol of a money bag

#### Prize Symbols and Bonus Prize Symbols

\$5.<sup>00</sup>  
 \$10.<sup>00</sup>  
 \$20.<sup>00</sup>  
 \$30.<sup>00</sup>  
 \$50.<sup>00</sup>  
 \$100  
 \$200  
 \$300  
 \$500  
 \$1,000  
 \$10,000  
 \$125,000  
 WIN

(c) For this game, a play/prize symbol shall appear in 67 play spots within the play area or areas.

(d) The ticket numbers in each book of tickets in this game shall start with 000 and end with 014.

(continued)

(e) The price of instant tickets sold by a retailer for this game shall be \$20.00 each.

(f) "Pharaoh's Crown" is a symbol match game with an instant win and multiplier features. The player will scratch the play area to reveal seven "WINNING SYMBOLS" and 30 "YOUR SYMBOLS" with a prize amount shown below each of the "YOUR SYMBOLS." If the player matches any of the "WINNING SYMBOLS" to any of the "YOUR SYMBOLS," the player wins the prize amount shown below that symbol. If the player reveals a symbol of a 10X, the player wins 10 times the prize shown. If the player reveals a symbol of a 20X, the player wins 20 times the prize shown. If the player reveals a symbol of a 50X, the player wins 50 times the prize shown. If the player reveals a symbol of a 100X, the player wins 100 times the prize shown. If the player reveals a symbol of a 200X, the player wins 200 times the prize shown. If the player reveals any money bag symbols in the play area, the player will refer to the "BONUS PRIZE LEGEND" located above the play area to determine the prize amount won: one symbol will win \$50, two symbols will win \$100, three symbols will win \$200, and four symbols will win \$300.

(g) Each ticket in this game may win up to 30 times.

(h) Approximately 300,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 150,000 tickets, and the same odds as were contained in the initial ticket order.

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

	Prize	Winners Per 300,000	Prize Cost
\$20	\$20	40,000	\$800,000
\$30	\$30	4,000	\$120,000
\$10 x 3	\$30	8,000	\$240,000
\$20 + \$10	\$30	10,800	\$324,000
\$50	\$50	1,400	\$70,000
\$50 (BONUS)	\$50	4,000	\$200,000
\$10 x 5	\$50	3,000	\$150,000
(\$20 x 2) + \$10	\$50	6,400	\$320,000
\$100	\$100	250	\$25,000
\$100 (BONUS)	\$100	1,000	\$100,000
\$20 x 5	\$100	700	\$70,000
\$10 (10X)	\$100	1,600	\$160,000
(\$10 x 5) + \$50 (BONUS)	\$100	2,000	\$200,000
(\$5 x 10) + \$50 (BONUS)	\$100	4,000	\$400,000
\$200	\$200	40	\$8,000
\$200 (BONUS)	\$200	200	\$40,000
(\$10 x 5) + (\$5 x 10) + \$100 (BONUS)	\$200	220	\$44,000
\$10 (10X) + (\$20 x 2) + \$10 + \$50 (BONUS)	\$200	200	\$40,000
\$10 (20X)	\$200	180	\$36,000
(\$10 x 10) + (\$30 x 2) + (\$20 x 2)	\$200	200	\$40,000
\$10 (10X) + (\$10 x 10)	\$200	240	\$48,000
(\$5 x 2) + (\$10 x 2) + (\$20 x 2) + \$30 + \$100 (BONUS)	\$200	300	\$60,000
\$300	\$300	40	\$12,000
\$300 (BONUS)	\$300	70	\$21,000
\$10 (20X) + (\$10 x 5) + \$50 (BONUS)	\$300	100	\$30,000
(\$10 (10X) x 2) + \$100 (BONUS)	\$300	80	\$24,000
\$500	\$500	20	\$10,000
\$10 (50X)	\$500	20	\$10,000

\$20 (10X) + (\$10 x 5) + \$10 (20X) + \$50 (BONUS)	\$500	56	\$28,000
(\$10 x 10) + \$10 (10X) + \$300 (BONUS)	\$500	120	\$60,000
(\$10 x 10) + (\$20 x 20)	\$500	80	\$40,000
\$1,000	\$1,000	2	\$2,000
\$10 (100X)	\$1,000	2	\$2,000
\$20 (50X)	\$1,000	2	\$2,000
\$50 (10X) + (\$10 x 22) + (\$20 x 4) + \$200 (BONUS)	\$1,000	6	\$6,000
\$10,000	\$10,000	2	\$20,000
\$10 (200X) + \$20 (100X) + (\$30 (50X) x 2) + \$50 (20X) + \$100 (10X) + (\$20 x 5) + (\$50 x 14) + \$200 (BONUS)	\$10,000	2	\$20,000
(\$20 (50X) x 4) + (\$100 x 17) + (\$100 (10X) x 2) + \$10 (100X) + (\$500 x 2) + \$300 (BONUS)	\$10,000	2	\$20,000
\$125,000	\$125,000	1	\$125,000
(\$100 (50X) x 6) + \$1,000 (20X) + (\$500 (10X) x 8) + (\$10 (100X) x 10) + (\$10,000 x 2) + \$50 (100X)	\$125,000	2	\$250,000
PLAYER LOYALTY PROGRAM			\$100,000
2ND CHANCE PRIZES			\$43,000
TOTAL PRIZES		89,337	\$4,320,000

(j) The odds of winning a prize in this game are approximately one in 3.36. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-4-3782. "Lucky Lines Dragon Doubler" instant ticket lottery game number 405.** (a) The Kansas Lottery may conduct an instant winner lottery game entitled "Lucky Lines Dragon Doubler." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3782.

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

Play Symbols	Captions
Symbol of an apple	APPLE
Symbol of a bell	BELL
Symbol of a bracelet	BRCLET
Symbol of a cherry	CHERRY
Symbol of a coin	COIN
Symbol of a crown	CROWN
Symbol of a daisy	DAISY
Symbol of a diamond	DIAMND
Symbol of a pair of dice	DICE
Symbol of an emerald	EMERALD
Symbol of a gift	GIFT
Symbol of a gold bar	BAR
Symbol of grapes	GRAPES
Symbol of a heart	HEART
Symbol of a horn of plenty	HORN
Symbol of a boat	BOAT
Symbol of a key	KEY
Symbol of a lemon	LEMON
Symbol of a padlock	LOCK
Symbol of a moneybag	MNYBAG
Symbol of a moon	MOON
Symbol of a necklace	NCKLCE
Symbol of a pearl	PEARL



Symbol of a pineapple	PNAPLE
Symbol of a pot of gold	POT
Symbol of a rainbow	RAINBW
Symbol of a ring	RING
Symbol of a safe	SAFE
Symbol of a sapphire	SAPHIR
Symbol of a number seven	SEVEN
Symbol of a star	STAR
Symbol of a strawberry	STRWBV
Symbol of a sun	SUN

<b>Doubler Play Symbols</b>	<b>Captions</b>
Symbol of a stack of money	DOUBLER
Symbol of a map	MAP
Symbol of a stereo	STEREO
Symbol of a mirror	MIRROR
Symbol of a license plate	LICENSE

**Prize Symbols**

\$5  
\$10  
\$15  
\$20  
\$25  
\$50  
\$75  
\$100  
\$500  
\$1,000  
\$25,000

(c) For this game, a play/prize symbol shall appear in 82 play spots within the play areas.

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

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

(f) "Lucky Lines Dragon Doubler" is a six-part symbol match game with a doubler area. The first five parts consist of separate grids with 25 play symbols in game one and nine play symbols each in games two, three, four and five each covered with translucent material. The sixth part consists of "YOUR SYMBOLS" with 20 play symbols. The player will remove the scratch-off material to reveal 20 "YOUR SYMBOLS." For each symbol in "YOUR SYMBOLS," the player will find the corresponding grid symbol and scratch only that square. If in game one the player uncovers five contiguous play symbols in a straight horizontal line, straight vertical line or straight diagonal line in the grid, the player wins the prize amount shown for that line in the grid. If in games two, three, four or five the player uncovers three contiguous play symbols in a straight horizontal line, straight vertical line or straight diagonal line in the grid, the player wins the prize amount shown for that line in the grid. Each game plays separately. The player will scratch the "DOUBLER" area. If the player reveals a stack of money, any prize amount won in any game is doubled.

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

(h) Approximately 750,000 tickets shall be ordered initially for this instant game. Additional ticket orders shall have the same prize structure, the same number of prizes per prize pool of 150,000 tickets, and the same odds as were contained in the initial ticket order.

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

	Doubler	Prize	Winners Per 750,000	Prize Cost
\$5		\$5	110,000	\$550,000
\$10		\$10	19,450	\$194,500
	\$5	\$10	25,000	\$250,000
\$15		\$15	9,000	\$135,000
\$5 + \$10		\$15	9,000	\$135,000
\$5 x 3		\$15	10,000	\$150,000
\$20		\$20	3,000	\$60,000
	\$5 + \$5	\$20	4,600	\$92,000
	\$10	\$20	4,600	\$92,000
\$25		\$25	2,000	\$50,000
(\$10 x 2) + \$5		\$25	2,000	\$50,000
\$15 + \$10		\$25	2,000	\$50,000
	\$15	\$30	4,500	\$135,000
\$50		\$50	750	\$37,500
	\$25	\$50	750	\$37,500
	\$15 + \$10	\$50	1,000	\$50,000
\$25 + \$25		\$50	750	\$37,500
\$75		\$75	500	\$37,500
(\$25 x 2) + \$10 + \$15		\$75	750	\$56,250
\$50 + \$20 + \$5		\$75	600	\$45,000
\$100		\$100	150	\$15,000
	\$25 + \$25	\$100	175	\$17,500
	\$50	\$100	175	\$17,500
\$500		\$500	75	\$37,500
\$1,000		\$1,000	15	\$15,000
\$500 x 2		\$1,000	15	\$15,000
\$25,000		\$25,000	5	\$125,000
		SUB TOTAL	210,860	\$2,487,250
Players Loyalty Program				\$25,126
		TOTAL	210,860	\$2,512,376

(j) The odds of winning a prize in this game are approximately one in 3.56. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-4-3783. "Chiefs" instant ticket lottery game number 397.** (a) The Kansas lottery may conduct an instant winner lottery game entitled "Chiefs." The rules for this game are contained in K.A.R. 111-3-1 *et seq.* and 111-4-3783.

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

Play Symbols	Captions
16	SIXTN
17	SEVTN
18	EGTN
19	NINTN
21	TWYONE
22	TWYTWO
23	TWYTHR
24	TWYFOR
26	TWYSIX

(continued)

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\$1000	\$1,000	12	\$12,000
\$13 + \$50 (15X) + (\$25 x 2) + (\$20 x 5)	\$87	\$1,000	12
\$500 x 2	\$1,000	8	\$8,000
\$100 (10X)	\$1,000	12	\$12,000
\$75,000	\$75,000	4	\$300,000
Players Loyalty Program			\$42,305
2nd Chance Drawing			\$88,523
	TOTAL	173,128	\$4,361,388

(j) The odds of winning a prize in this game are approximately one in 3.47. (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

### Article 19. — SPECIFIC PLAYER LOYALTY CLUB RULES

**111-19-177. Pharaoh's Family Bonus Cash Drawings.** (a) The Kansas lottery may conduct a promotional event entitled "Pharaoh's Family Bonus Cash Drawings." The promotional event shall consist of a series of three preliminary drawings and a cash prize giveaway event. In each preliminary drawing, five alternates will also be drawn. The Kansas lottery will accept entries into the promotional event beginning at 12:01 a.m. on the day the instant tickets listed in subsection (b) are first offered for sale to the general public and ending at 11:59 p.m. on October 6, 2024. The cash prize giveaway event will be conducted at the Kansas lottery Headquarters in Topeka, Kansas, on November 8, 2024, beginning at 9:30 a.m. The cash prize giveaway event will be audio and video recorded.

(b) The specific tickets eligible for entry into these drawings shall be the following Kansas lottery instant ticket games: \$5 "Pharaoh's Fortune" game number 393, \$10 "Pharaoh's Riches" game number 394 and \$20 "Pharaoh's Crown" game number 395.

(c) A player shall enter the promotional event through the Kansas lottery PlayOn program available at [www.kslottery.com](http://www.kslottery.com). The player shall follow the hyperlink specifically developed for the purpose of accessing the promotional event. The player may enter the required data from the entry ticket manually for entry into the promotional event. If the player does not enter the ticket data manually, the player may scan, if available, the ticket to enter data to be used for entry into the promotional event using a mobile device and a downloaded Kansas lottery PlayOn app. After the ticket data is successfully entered either manually or scanned using an app, the player will receive one entry per each \$5 ticket entered, two entries per each \$10 ticket entered and four entries per each \$20 ticket entered.

(d) Three preliminary drawings will be conducted to select finalists in the cash prize giveaway, as follows:

(1) Entry deadline for the first preliminary drawing will be 11:59 p.m., July 14, 2024. The first preliminary drawing will be conducted sometime after entry into the drawing has closed but before noon on July 18, 2024, at which time four finalists will be announced;

(2) Entry deadline for the second preliminary drawing will be 11:59 p.m., August 18, 2024. The second preliminary drawing will be conducted sometime after entry into the drawing has closed but before noon on August

22, 2024, at which time four finalists will be announced; and

(3) Entry deadline for the third preliminary drawing will be 11:59 p.m., October 6, 2023. The third preliminary drawing will be conducted sometime after entry into the drawing has closed but before noon on October 10, 2024, at which time two finalists will be announced.

(e) The finalists in the promotional event shall each receive a cash prize, subject to federal and state mandatory income withholding taxes, as follows:

- (1) Five will win \$10,000 cash;
- (2) Three will win \$25,000 cash;
- (3) One will win \$75,000 cash; and
- (4) One will win \$100,000 cash.

(f) Any entries not selected as finalists shall remain eligible to be selected as a finalist in any subsequent drawing.

(g) There is no limit on the number of tickets a person may enter. If a person is selected as a finalist in any drawing, the finalist shall not be eligible to be selected as a finalist in any subsequent drawing(s).

(h) On each day the finalists are announced, the procedures set forth in K.A.R. 111-18-5 for contacting the finalists shall be followed. The Kansas lottery is not responsible for electronic malfunction or player error.

(i) In addition to becoming finalists in the cash prize giveaway, the ten finalists selected in the three preliminary drawings shall also each receive the following:

- (1) One night accommodations at a hotel in Topeka selected by the Kansas lottery for two adults, with all hotel taxes and mandatory fees paid by the lottery; and,
- (2) \$200 cash.

(j) If, due to circumstances related to safety or security, the executive director of the Kansas lottery reasonably determines that changes need to be made to the dates of the drawing(s) or the drawing procedure, any changes will be posted on the Kansas lottery's website, [www.kslottery.com](http://www.kslottery.com), prior to said changes becoming effective.

(k) The winners of the cash prizes in the promotional event will be determined as follows:

(1) The 10 finalists of the promotional event or their proxies will present themselves to Kansas lottery officials;

(2) The Kansas lottery will present identical mockup cutout game pieces that are roughly fourteen inches by twelve inches in size. Hidden signage that is not identifiable until the reveal will be displayed inside each game piece. The signage inside the game piece will indicate a cash value for one of the prizes; and,

(3) In the same order as their names were drawn during the preliminary drawings, the finalists or designated proxies shall come forward, one-by-one, and select a game piece of his or her choice and shall reveal the signage inside the game piece. Each finalist shall receive the prize described on the signage inside the game piece that they selected.

(l) Following the determination of the cash prize winners, a claim form will be mailed or given to each finalist. Each finalist shall then have until 5:00 p.m. on the tenth day following the presentation or mailing of a claim

(continued)

form to the finalist, whichever is applicable, to present the fully-executed claim form to lottery headquarters. If the tenth day following the mailing of a claim form to the finalist falls on a weekend or holiday, the deadline shall be extended to the next business day. If the cash prize winner cannot be located or is declared ineligible, or fails to timely present a fully-executed claim form to Lottery headquarters, the prize will be awarded to an alternate pursuant to K.A.R. 111-18-5.

(m) A finalist may complete a form provided by the Kansas lottery to designate a proxy to participate in the cash prize giveaway event on behalf of the finalist. If a finalist or their designated proxy in the cash prize giveaway event is not present at the time of the drawing, the Kansas lottery may appoint a proxy or replacement proxy to select a prize for that finalist or their designated proxy. The finalist in the cash prize giveaway event shall be the winner of the prize selected by his or her proxy. Any person acting as proxy for a finalist shall not be entitled to any cash prize.

(n) Prior to the cash prize giveaway event, Kansas lottery security personnel shall record and certify in writing to the event manager the name of any individual serving as proxy on a finalist's behalf at the cash prize giveaway event. Prior to the cash prize giveaway event, the event manager shall confirm that the finalist's name correctly corresponds with the designated proxy individual's name.

(o) Upon completion of the drawings and cash prize giveaway event, the security official and the event manager shall issue a report to the executive director certifying that the names of the prize winners are correct and that to the best of their knowledge the procedures required by these rules were followed in selecting the prize winners.

(p) Rules applicable to this promotion are contained in K.A.R. 111-19-177 and K.A.R. 111-18-1 *et seq.* (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

#### **111-19-178. Two Country Stars – One Hot Night.**

(a) The Kansas lottery may conduct a drawing entitled "Two Country Stars – One Hot Night" in which two Kansas lottery players will win the prize package described in paragraph (e). The Kansas lottery will accept entries into the drawing beginning at 12:01 a.m. on May 13, 2024, and ending at 11:59 p.m. on June 23, 2024. The drawing will be conducted sometime after entry into the drawing has closed but before noon on June 27, 2024, at which time the winners will be announced.

(b) Only registered Kansas Lottery PlayOn members may enter the drawing. PlayOn members must enter themselves into the drawing according to the terms and conditions of PlayOn. Entries shall not be accepted that are submitted by any method other than through PlayOn.

(c) A total of 519 player loyalty club points are required for a PlayOn member to enter once into the drawing. A player may enter the drawing as many times as the player's points allow, but may win only one prize package.

(d) The procedures set forth in K.A.R. 111-18-5 for selecting the winners and alternate winners shall be followed.

(e) The first two entries selected shall be the winners of the "Champions Club Concert Package" and each winner shall receive:

(1) Two Lainey Wilson/Morgan Wallen concert tickets at GEHA Field at Arrowhead Stadium in Kansas City, Missouri, on August 1, 2024;

(2) Parking pass;

(3) Access to the Champions Club hospitality with all-inclusive food and beverage;

(4) \$500 cash; and,

(5) State and federal mandatory income withholding taxes paid by the Kansas lottery.

(f) Each concert package is valued at approximately \$4,190.14.

(g) The procedures set forth in K.A.R. 111-18-5 for contacting the winners and the claiming of prizes shall be followed. The Kansas lottery is not responsible for electronic malfunction or player error.

(h) By accepting any portion of the prize for which a ticket, voucher, certificate or pre-paid gift card is provided, winner must abide by any terms, conditions, and restrictions provided thereon. Lost, mutilated, or stolen tickets, vouchers, certificates, or pre-paid gift cards will not be replaced.

(i) Prizes are not exchangeable for cash. The Kansas lottery retains the right to substitute an alternate prize of approximate equal value.

(j) In the event the concert prize package awarded for this drawing is postponed, changed, or canceled in whole or in part, no cash prize substitutions shall be provided. Any portion of any prize not used by the winner for any reason shall be forfeited.

(k) All winners and guests shall release the Kansas lottery from any liability for injuries sustained while redeeming any portion of the prize.

(l) A player must have a smart phone to accept concert tickets and parking pass.

(m) Rules applicable to this promotion are contained in K.A.R. 111-19-178 and K.A.R. 111-18-1 *et seq.* (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

#### **111-19-179. Talladega Superspeedway Getaway.**

(a) The Kansas lottery may conduct a drawing entitled "Talladega Superspeedway Getaway" awarding a trip prize package to the four players selected as the winners. The Kansas lottery will accept entries into the drawing beginning at 12:01 a.m. on June 10, 2024, and ending at 11:59 p.m. on August 4, 2024. The drawing will be conducted sometime after entry into the drawing has closed but before noon on August 8, 2024, at which time the winners will be announced.

(b) Only registered Kansas lottery PlayOn members may enter the drawing. PlayOn members must enter themselves into the drawing according to the terms and conditions of PlayOn. Entries shall not be accepted that are submitted by any method other than through PlayOn.

(c) A total of 1,210 player loyalty club points are required for a PlayOn member to enter once in the drawing. A player may enter the drawing as many times as his or her points allow, but may win only one prize package.



(d) The procedures set forth in K.A.R. 111-18-5 for selecting the winner and alternate winners shall be followed.

(e) One drawing will be conducted to select four winners of a trip prize package to Birmingham, Alabama, for the 2024 NASCAR races. The trip prize package shall include:

(1) A trip for two persons to the NASCAR Xfinity Series race on Saturday, October 5, 2024, and the NASCAR Cup Series Yellwood 500 race on Sunday, October 6, 2024;

(2) Round trip coach airfare from an airport and on an airline approved by the Kansas lottery to Birmingham-Shuttlesworth International Airport;

(3) Transportation to and from the airport;

(4) Three nights' hotel accommodations (double occupancy, room and tax only) at the Sheraton Birmingham;

(5) Deluxe round trip motorcoach transportation between hotel and the race track;

(6) All-inclusive hospitality lounge to include food and beverage;

(7) Talladega VIP Area Experience access;

(8) Access to the NASCAR drivers meeting on Sunday morning;

(9) Access to reserved VIP area in front of stage for Sunday driver introductions;

(10) VIP access to Saturday night infield concert;

(11) Club 212 branded gifting items and souvenir program;

(12) Racing electronics RE3000 scanner rentals;

(13) \$1,000 cash; and,

(14) State and federal mandatory income withholding taxes paid by the Kansas lottery.

(f) The prize package is valued at approximately \$11,098.59.

(g) The procedures set forth in K.A.R. 111-18-5 for contacting the winner and the claiming of the prize shall be followed. The Kansas lottery is not responsible for electronic malfunction or player error.

(h) The winner must travel by air on October 4, 2024, and October 7, 2024, or provide his or her own transportation to and/or from Birmingham.

(i) All winners and guests must comply with all applicable laws, and any terms, conditions, or restrictions applicable to any prize or portion of any prize, including but not limited to: airlines, hotels, concert or event venues, and all vouchers, certificates, or pre-paid gift cards. Lost, mutilated, or stolen tickets, vouchers, certificates, or pre-paid gift cards will not be replaced.

(j) Prizes are not exchangeable for cash. The Kansas lottery retains the right to substitute an alternate prize of approximate equal value.

(k) In the event the trip prize package awarded for this drawing is postponed, changed, or canceled in whole or in part, no cash prize substitutions shall be provided.

(l) Each person who enters the drawing agrees to release Talladega Superspeedway Corporation, its parent and affiliated companies, the Kansas Lottery and their respective officers, directors, employees, agents, and sponsors from liability of any kind or nature for any loss, claims, damages, or injuries of any kind associated with participation in the drawing or with acceptance and use of any prize.

(m) By entering the drawing, entrant agrees to PlayOn terms and conditions.

(n) A player must have a smart phone to accept race tickets.

(o) Rules applicable to this promotion are contained in K.A.R. 111-19-179 and K.A.R. 111-18-1 *et seq.* (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

**111-19-180. Kansas City Chiefs Ultimate Experience drawings.** (a) The Kansas lottery may conduct two "Kansas City Chiefs Ultimate Experience" drawings entitled "Chiefs Drawing 1" and "Chiefs Drawing 2." The Kansas lottery will accept entries into the drawings beginning at 12:01 a.m. on the day the instant tickets designated in subsection (b) are first offered for sale to the general public.

(b) The specific ticket eligible for entry into the drawings shall be \$10 "Chiefs" instant ticket lottery game number 397.

(c) A player shall enter the drawings through the Kansas Lottery PlayOn program available at [www.kslottery.com](http://www.kslottery.com). The player shall follow the hyperlink specifically designated for the purpose of accessing the "Chiefs drawings." The player may enter the required data from the entry ticket manually for entry into the drawings. If the player does not enter the ticket data manually, the player may scan, if available, the ticket to enter data to be used for entry into the drawings using a mobile device and a downloaded Kansas Lottery PlayOn app. After the ticket data is successfully entered either manually or scanned using an app, the player will receive one entry for each ticket submitted into the second-chance drawings.

(d) The procedures set forth in K.A.R. 111-18-5 for selecting winners and alternate winners shall be followed.

(e) For "Chiefs Drawing 1," the Kansas lottery shall award 12 prize packages. Entries into the drawing will close at 11:59 p.m. on September 29, 2024. The drawing will be conducted sometime after entry into the drawing has closed but before noon on October 3, 2024, at which time the winners will be announced.

(1) The Kansas lottery shall award the first and second winners drawn a flyaway trip experience to one Chiefs away game in November 2024, December 2024, or January 2025 as mutually agreed upon by Kansas City Chiefs Football Club or Audacy, Inc. and approved by the Kansas lottery. The prize package shall include: commercial air transportation for two people on an airline and to an airport approved by the Kansas lottery; one night hotel accommodations to be determined by the Kansas City Chiefs or Audacy, Inc. and approved by the Kansas lottery; two game tickets; \$1,000 cash; and mandatory state and federal income withholding taxes paid by the Kansas lottery. Each prize package is valued at approximately \$5,634.00.

(2) The Kansas lottery shall award the next 10 winners drawn: two club level suite tickets to a Kansas City Chiefs football game at GEHA Field at Arrowhead Stadium in Kansas City, Missouri, in November 2024, December 2024, or January 2025 as determined by the Kansas Lot-

(continued)

tery; parking pass; two Community America Club Level Gold Suite passes to include all-inclusive food and beverage and private restroom; Kansas City Chiefs Cheerleader and KC Wolf appearances; \$100 Chiefs gift card that may be used at the concession stand or the merchandise stores located inside Arrowhead Stadium; postgame field photo; \$500 cash; and mandatory state and federal income withholding taxes paid by the Kansas lottery. Each prize package is valued at approximately \$8,254.00.

(f) For “Chiefs Drawing 2,” the Kansas lottery shall award 10 prize packages. Entries into the drawing will close at 11:59 p.m. on February 16, 2025. The drawing will be conducted sometime after entry into the drawing has closed but before noon on February 20, 2025, at which time the winners will be announced.

(1) The Kansas lottery shall award the first five winners drawn: two lower-level Kansas City Chiefs 2025 season tickets at Arrowhead Stadium in Kansas City, Missouri; gold season parking pass; \$100 Chiefs gift card that may be used at the concession stand or the merchandise stores located inside Arrowhead Stadium; \$500 cash; and mandatory state and federal income withholding taxes paid by the Kansas lottery. Each prize package is valued at approximately \$5,324.00.

(2) The Kansas lottery shall award the next five winners drawn: two VIP tickets to attend the NFL Draft Fest at Arrowhead Stadium on April 24, 25 and 26, 2025; \$200 cash; and mandatory state and federal income withholding taxes paid by the Kansas lottery. Each prize package is valued at approximately \$1,690.00.

(g) There is no limit on the number of tickets a player may enter, but a player may only win one prize package in each drawing.

(h) Any entry that is not selected in the first drawing

or one that is selected as an alternate, but not awarded a prize, shall be automatically entered into and eligible to win a prize in the second drawing.

(i) The procedures set forth in K.A.R. 111-18-5 for contacting winners and the claiming of prizes shall be followed. The Kansas lottery is not responsible for electronic malfunction or player error.

(j) Each person who enters the drawings agrees to release Kansas City Chiefs Corporation, its parent and affiliated companies, the Kansas Lottery and their respective officers, directors, employees, agents, and sponsors from liability of any kind or nature for any loss, claims, damages, or injuries of any kind associated with participation in the drawings or with acceptance and use of any prize.

(k) In the event any game in the prize package awarded for this drawing is postponed, changed, or canceled in whole or in part, no cash prize substitutions shall be provided.

(l) The Kansas lottery retains the right to substitute an alternate prize of approximate equal value.

(m) By entering the drawings, entrant agrees to PlayOn terms and conditions.

(n) A player must have a smart phone to accept Chiefs tickets and parking passes.

(o) Rules applicable to this online event drawing are contained in K.A.R. 111-19-180 and K.A.R. 111-18-1 *et seq.* (Authorized by K.S.A. 2023 Supp. 74-8710; implementing K.S.A. 2023 Supp. 74-8710 and K.S.A. 74-8720; effective, T-111-4-26-24, April 10, 2024.)

Stephen W. Durrell  
Executive Director  
Kansas Lottery

Doc. No. 052320

### INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended, and revoked administrative regulations with a future effective date and the *Kansas Register* issue in which the regulation can be found. A complete listing and the complete text of all currently effective regulations required to be published in the *Kansas Administrative Regulations* can be found at [https://www.sos.ks.gov/publications/pubs\\_kar.aspx](https://www.sos.ks.gov/publications/pubs_kar.aspx).

#### AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-3-7	Revoked	V. 43, Issue 28
92-3-10	Revoked	V. 43, Issue 28
92-3-11	Revoked	V. 43, Issue 28
92-3-12a	Revoked	V. 43, Issue 28
92-3-14	Revoked	V. 43, Issue 28
92-3-19	Revoked	V. 43, Issue 28
92-5-9	Amended	V. 43, Issue 28
92-5-10	Amended	V. 43, Issue 28

#### 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*. A list of regulations filed from 2020 through 2021, can be found in the Vol. 40, No. 52, December 30, 2021 *Kansas Register*. A list of regulations filed from 2022 through 2023 can be found in the Vol. 42, No. 52, December 28, 2023 *Kansas Register*.

Reg. No.	Action	Register
111-4-3771	New	V. 43, Issue 5
111-4-3772	New	V. 43, Issue 11
111-4-3773	New	V. 43, Issue 12
111-4-3774	New	V. 43, Issue 14
111-9-233	New	V. 43, Issue 5
111-9-234	New	V. 43, Issue 12
111-18-5	Amended	V. 43, Issue 12
111-19-169	New	V. 43, Issue 5
111-19-170	New	V. 43, Issue 12
111-19-171	New	V. 43, Issue 12
111-19-172	New	V. 43, Issue 12
111-19-173	New	V. 43, Issue 12
111-19-174	New	V. 43, Issue 14
111-19-175	New	V. 43, Issue 14
111-19-176	New	V. 43, Issue 14
111-20-1	New	V. 43, Issue 5
111-20-2	New	V. 43, Issue 5
111-20-3	New	V. 43, Issue 5
111-20-4	New	V. 43, Issue 5
111-20-5	New	V. 43, Issue 5
111-20-6	New	V. 43, Issue 5
111-20-7	New	V. 43, Issue 5
111-20-8	New	V. 43, Issue 5
111-20-9	New	V. 43, Issue 5
111-20-10	New	V. 43, Issue 5
111-20-11	New	V. 43, Issue 5
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111-21-4	New	V. 43, Issue 11
111-21-5	New	V. 43, Issue 11
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111-21-7	New	V. 43, Issue 11
111-21-8	New	V. 43, Issue 11
111-21-9	New	V. 43, Issue 11

111-21-10	New	V. 43, Issue 11
111-501-113	Amended	V. 43, Issue 11
111-501-155	Amended	V. 43, Issue 11

#### AGENCY 112 RACING AND GAMING COMMISSION

Reg. No.	Action	Register
112-201-1	New (T)	V. 42, Issue 44
112-201-2	New (T)	V. 42, Issue 44
112-201-3	New (T)	V. 42, Issue 44
112-201-4	New (T)	V. 42, Issue 44
112-201-5	New (T)	V. 42, Issue 44
112-201-6	New (T)	V. 42, Issue 44
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112-203-8	New (T)	V. 42, Issue 44
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112-204-3	New (T)	V. 42, Issue 44
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112-204-5	New (T)	V. 42, Issue 44
112-204-6	New (T)	V. 42, Issue 44
112-204-7	New (T)	V. 42, Issue 44

#### AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-7-3	Amended	V. 43, Issue 27
115-7-9	Amended	V. 43, Issue 27
115-7-10	Amended	V. 43, Issue 27
115-17-3	Amended	V. 43, Issue 27

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