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New State Laws

Kansas Legislature

Senate Bill 5, concerning elections; relating to the transparency in revenues underwriting elections act; prohibiting the use of funds provided by the United States government for the conduct of elections and election-related activities unless approved by the legislature

Governor's Veto Message for Senate Bill 5

Legislature's Certificate Overriding Governor's Veto of Senate Bill 5

Senate Bill 14, concerning the state budget; providing for a continuous budget until amended, lapsed or eliminated by the legislature; providing temporary reallocations; establishing conditions and limitations therefor

Governor's Veto Message for Senate Bill 14

Legislature's Certificate Overriding Governor's Veto of Senate Bill 14

Senate Bill 44, concerning antisemitism; declaring antisemitism to be against public policy; defining antisemitism and antisemitic for purposes of state law

Senate Bill 114, concerning education; relating to certain ancillary school district activities; authorizing nonpublic school students and virtual school students to participate in such activities; making it unlawful for a school district or the state high school activities association to discriminate against such students based on enrollment status

Substitute for House Bill 2149, concerning distributed energy resources; requiring distributed energy system retailers to disclose certain information to customers who will construct, install and operate a distributed energy system; requiring the attorney general to convene an advisory group to establish a standard form for such disclosures and requiring publication thereof; requiring electric public utilities to disclose certain information to distributed energy retailers; providing criteria to determine appropriate system size for a customer's distributed energy system that is subject to parallel generation; establishing requirements for interconnection and operation of a distributed energy system; increasing the total capacity limitation for an electric public utility's provision of parallel generation service; establishing powers and limitations relating thereto; establishing notification requirements for when a system is no longer producing energy or the customer seeks to repair or rebuild a distributed energy system

House Bill 2155, concerning sheriffs; relating to liability; specifying that sheriffs have liability for official acts related to charge and custody of jails

House Bill 2311, concerning children and minors; relating to the secretary for children and families; prohibiting the secretary from adopting and enforcing policies for placement, custody or appointment of a custodian that may conflict with sincerely held religious or moral beliefs regarding sexual orientation or gender identity; creating a right of action for violations against the secretary for children and families

Governor's Veto Message for House Bill 2311

Legislature's Certificate Overriding Governor's Veto of House Bill 2311

House Bill 2342, concerning criminal history record information; relating to state and national criminal history record checks; authorizing the attorney general and the state gaming agency to receive more criminal history records; updating criminal history record language related to the state bank commissioner; requiring the secretary of labor to conduct such checks on employees who have access to federal tax information; authorizing the secretary of commerce to conduct such checks on final applicants for and employees in certain sensitive positions

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State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

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

Effective 4-28-25 through 5-4-25

| Term | Rate |
|-----------|-------|
| 1-89 days | 4.33% |
| 3 months | 4.27% |
| 6 months | 4.16% |
| 12 months | 3.98% |
| 18 months | 3.88% |
| 2 years | 3.79% |

Joel Oliver
Executive Director
Chief Investment Officer
Pooled Money Investment Board

Doc. No. 053098

State of Kansas

Secretary of State

Notice of Code Mortgage Rate for May 2025

Pursuant to the provisions of K.S.A. 16a-1-301, Section 11, the code mortgage rate during the period of May 1-31, 2025, is 12 percent. The reference rate referred to in the definition of "code mortgage rate" set forth in K.S.A. 16a-1-301(11)(b)(i) is discontinued, has become impractical to use, and/or is otherwise not readily ascertainable from the Federal Home Loan Mortgage Corporation.

Scott Schwab
Secretary of State

Doc. No. 053099

State of Kansas

Department for Children and Families

Request for Comments

The Kansas Department for Children and Families (DCF) will accept public comments on the State Fiscal 2026 Social Services Block Grant. A copy of the plan, paper or electronic, may be obtained by contacting Kim Holter by telephone at 785-368-8109, by email at Kimberly.Holter@ks.gov, or under the Quick Links, Newsroom section of the DCF website at <http://www.dcf.ks.gov/Newsroom>, beginning April 14, 2025.

Comments must be submitted in writing and received by DCF by May 20, 2025.

Laura Howard
Secretary

Department for Children and Families

Doc. No. 053064

State of Kansas

Kansas Historical Society

Notice of Meeting

The Kansas State Historical Society will accept public comments regarding the 2025 round of Historic Preservation Fund grants at 9:00 a.m. Friday, May 30, 2025. Grant applicants and members of the public are welcome to comment about particular grant applications or the program in general to the grant review committee at that time. The public meeting will be held via Zoom hosted by the Kansas State Historical Society in Topeka, Kansas. The link will be posted on our website 14 days before the meeting and can be found at <https://www.kansashistory.gov/14615>.

The Kansas State Historical Society welcomes individuals with disabilities to participate in its activities. If you have a visual, aural, or other impairment and wish to participate in this meeting, please contact the Cultural Resources Division of the Kansas State Historical Society, 6425 SW 6th Ave., Topeka, KS 66615-1099 or by telephone at 785-272-8681, ext. 240 to discuss how we can ensure your participation.

Patrick Zollner
Executive Director
Kansas Historical Society

Doc. No. 053102

State of Kansas

Kansas Historic Sites Board of Review

Notice of Meeting

The Kansas Historic Sites Board of Review will meet at 9:30 a.m. Saturday, June 7, 2025, via Zoom hosted by the Kansas State Historical Society. We invite you to attend the meeting virtually or by phone. The meeting link will be posted on our website 14 days before the meeting and can be found at <https://www.kansashistory.gov/14633>.

The Board will consider the following items:

- Review of the Minutes from the February 1, 2025 Meeting
- Review of the Historic Preservation Fund Report
- Consider Nominations for both the National and State Registers of Historic Places
 - Park, R.A., Mansion – Atchison, Atchison County
 - Winrow Brothers Block (name TBD) – Atchison, Atchison County
 - First Presbyterian Church – Winfield, Cowley County
 - First Methodist Episcopal Church – Baldwin City, Douglas County
 - Akers House – Lawrence, Douglas County
 - Thomas House – Lawrence, Douglas County
 - Lakeside Park Bandshell – McPherson, McPherson County
 - Hotel Bunyan – Fowler, Meade County
 - First Presbyterian of Paola – Paola, Miami County
 - Interdale Apartments – Wichita, Sedgwick County
 - McAfee Pool Complex – Wichita, Sedgwick County
 - JE George Building – Liberal, Seward County
 - Athol Community Hall – Athol, Smith County
- Consider Nominations for the Register of Historic Kansas Places (only)
 - First Christian Church of Disciples – Columbus, Cherokee County
 - Sowers Union Cemetery – Baldwin City, Douglas County
 - McCreight-Morrow Building – Oskaloosa, Jefferson County
 - American Legion Post No. 168 – Riley, Riley County

The Kansas State Historical Society welcomes individuals with disabilities to participate in its activities. If you have a visual, aural, or other impairment and wish to participate in this meeting, please contact the Cultural Resources Division of the Kansas State Historical Society, 6425 SW 6th Ave., Topeka, KS 66615-1099 or by telephone at 785-272-8681 ext., 240, at least two weeks prior to the meeting to discuss how we can ensure your participation.

Patrick Zollner
Executive Director
Kansas Historical Society

State of Kansas

Kansas Judicial Branch Office of Judicial Administration

Notice of Grant Funding

The Kansas Supreme Court administers annual Access to Justice Grant funding. Subject to available funding, Access to Justice Grants will be made available for certain operating expenses of programs that improve access to the Kansas civil justice system for people who would otherwise be unable to effectively participate. Such programs may provide brief legal assistance to self-represented litigants, pro bono legal counsel for civil and domestic matters, or other pro bono legal or dispute resolution services, to recipients who meet qualifications under grant guidelines promulgated by the Kansas Supreme Court.

Access to Justice Grant application packets may be requested from the Office of Judicial Administration and are available at <https://kscourts.gov/About-the-Courts/Programs/Grant-Programs>. Grant proposals must be received by 5:00 p.m. May 30, 2025, to be considered. Grant proposals can be submitted electronically by email to ATJ@kscourts.gov or submitted in paper form to the address below.

Access to Justice Grant
Attn: Jeff Peter
Office of Judicial Administration
301 SW 10th Ave., Room 337
Topeka, KS 66612-1507

All required documents must be submitted together. Please direct inquiries to ATJ@kscourts.gov.

Jeff Peter
Assistant Financial Officer
Office of Judicial Administration
Kansas Judicial Branch

Doc. No. 053104

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, 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. There are three separate building sites available for private development. Proposals may be submitted for one or more of the sites. Each site is approximately one to two and a half acres in area, and will be customized based on the proposal for the respective site. Site #1 is located east of Woolsey Hall. Site #2 is located on the northwest corner of 17th and Innovation Boulevard. Site #3 is located on the northwest corner of 17th and Oliver. The university intends to lease each site for a mutually agreeable period, not to exceed 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 may 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 is interested in proposals from any individual, organization or entity, for the development of a building or buildings to provide rental space available for occupants who are committed to advancing the university's mission and vision as an education, cultural, and economic driver for Kansas and the greater public good, and aligning with the university's research and applied learning goals. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Property Manager Crystal Stegeman at crystal.stegeman@wichita.edu or Senior Vice President for Industry and Defense Programs, Dr. John Tomblin at john.tomblin@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. 053100

State of Kansas

Fort Hays State University Notice of Intent to Lease Real Property

Public notice is hereby given that Fort Hays State University (FHSU) intends to lease approximately 320.5 acres of real property located on the University Farm, Western half (W2) of Section 08, Township 14S, Range 18W, Ellis County, Kansas, subject to any required state approvals. The lease will be from May 2025 through December 2026 for the purpose of promoting collaborative research involving FHSU faculty and students, Kansas State University, and the private industry. 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 FHSU community, and must agree to essential ground lease terms. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to FHSU, design concepts, financial stability, and proposed use. Rental rate shall be based on fair market value and negotiable based on the term of lease, purpose/use of land improvement, and benefit to the university. If interested, please contact Purchasing Director Kathy Herrman at kaherrman@fhsu.edu. This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Wesley D. Wintch
Vice President for Administration and Finance
Fort Hays State University

Doc. No. 052992

State of Kansas

Department of Administration Office of Facilities and Property Management

Notice of Requested Architectural Services

Notice is hereby given of the commencement of the selection process for architectural services at Wichita State University (WSU) for the remodel of the Geology Building. As part of the Kansas Board of Regents (KBOR) initiative to improve space utilization and address the deferred maintenance backlog on campus, WSU is proposing to consolidate two departments currently housed in separate buildings (Department of Geology (Geology Building) and Department of Anthropology (Neff Hall)) into one shared facility. The Geology Building (approx. 39,400 gsf) has been identified as a space with opportunities for more efficient use. The project focuses on the core building changes that are needed to co-locate both the Geology Department and Anthropology Department in the building. The Holmes Museum of Anthropology will be located to another building and is not part of this project. The project construction budget is \$2,600,000.

An architectural/engineering program is available at <http://admin.ks.gov/offices/ofpm/dcc/arch-eng-programs>. For more information contact Emily Patterson at emily.patterson@wichita.edu or at 316-978-3444.

To be considered, one (1) PDF file of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. These forms may be found at <https://admin.ks.gov/offices/facilities-property-management/design-construction--compliance/forms-and-documents>. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end of each proposal. Please include your firm name, agency abbreviation, and an abbreviated project name in the title of the PDF document. Proposals should be less than 5 Mb and follow the current State Building Advisory Commission guidelines which can be found in Part B – Chapter 2 of the Building Design and Construction Manual at <https://admin.ks.gov/offices/facilities-property-management/design-construction--compliance/building-design-and-construction-manual-bdcm>. Paper copies and flash drives containing copies of the proposals are not required.

Proposals should be sent to professional.qualifications@ks.gov. Proposals received after the date and time noted below will not be forwarded to the State Building Advisory Commission for review. If you have questions about the proposal submissions, please contact Randy Riveland at randy.riveland@ks.gov or call 785.296.0749. The PDF proposal submissions shall be delivered to the attention of the State Building Advisory Commission by 2:00 p.m. on or before May 16, 2025.

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, then 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

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-014813 University of Kansas Medical Center (KUMC) Cancer Center – Research Tower – Bid Package 04 Structural/Skin Package. 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 KUMC. JE Dunn Construction is the Construction Manager. The contact person is Daniel Rezin at daniel.rezin@jedunn.com; phone 816-426-8997.

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

- Building concrete
- Masonry
- Structural and miscellaneous steel
- Exterior framing/sheathing
- Air barrier
- Curtainwall
- Metal panels
- Roofing
- Fireproofing
- Underslab plumbing rough-In
- Underslab electrical rough-In
- Overhead coiling doors
- Loading dock equipment

Bids will be received until 2:00 p.m. (Central Time) May 21, 2025, and are to be received by Building Connect or email at daniel.rezin@jedunn.com. NOTE: Bids for building concrete, masonry, and structural and miscellaneous steel scopes of work are to be submitted to professional.qualifications@ks.gov.

All bidders must be prequalified in JE Dunn's Subcontractor Management System (SMS). Create or update company information by following directions at <https://sms.jedunn.com>.

Email daniel.rezin@jedunn.com with intent to bid. An in-person pre-bid conference and walk will be held at 10:00 a.m. May 7, 2025, at the JE Dunn trailer on the project site. Reference JE Dunn front end for the logistics plan showing the parking and trailer location.

A copy of the bid documents is available through Building Connect. Reach out to daniel.rezin@jedunn.com for bid invitation and additional information.

All bidders shall comply with the requirements within the contract documents and front end, including all items within the scope of work and required bid form filled out. The building concrete, masonry, and structural and miscellaneous steel bids that are sent to professional.qualifications@ks.gov, must be singular bids. Combination bids will not be reviewed/accepted.

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

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. 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. 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.

Pittsburg State University – Bid postings: <https://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4167, email: purch@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. 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. The University of Kansas Medical Center accepts only electronic bids.

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

Jim Hughes
Director of Purchasing
Pittsburg State University

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. 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.

| | | |
|------------|------------|--|
| 05/15/2025 | EVT0010273 | Larned State Hospital – Clothing Supply Building Partial Reroof |
| 05/15/2025 | EVT0010286 | Larned State Hospital – Dillon Building Prep, Paint, and Repair Fascia |
| 05/22/2025 | EVT0010285 | Underground Storage Tank Operator Training |
| 05/22/2025 | EVT0010289 | Special Education Services |
| 05/29/2025 | EVT0010293 | KPC Education Resource Services |
| 05/29/2025 | EVT0010299 | KPC Facility Training Services |
| 06/03/2025 | EVT0010287 | Cab, Chassis, Semi-Truck for Scale Testing |
| 06/03/2025 | EVT0010288 | NFPA 472 Compliant HazMat Technician Training |
| 06/04/2025 | EVT0010279 | Community Healthcare Services–Migratory Farmworker |

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

https://supplier.sok.ks.gov/psc/sokfsprdsup/SUPPLIER/ERP/c/SCP_PUBLIC_MENU_FL.SCP_PUB_BID_CMP_FL.GBL

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

<https://admin.ks.gov/offices/procurement-contracts/bidding--contracts/additional-bid-opportunities>

| | | |
|------------|----------|---|
| 05/15/2025 | A-015258 | Lansing Correctional Facility – Old D Cellhouse Reroof |
| 05/22/2025 | A-015305 | Hutchinson Correctional Facility Central Unit Replace Hot Water Lines |
| 05/29/2025 | A-015107 | Fort Hays State University Stroup Hall Addition and Renovation |

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

Todd Herman
Director
Office of Procurement and Contracts
Department of Administration

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.

Public Notice No. KS-AG-25-122/129

Pending Permits for Confined Feeding Facilities

| Name and Address of Applicant | Legal Description | Receiving Water |
|--|---|------------------------|
| Chipperfield Livestock 5069 E. McReynolds Rd. Gypsum, KS 67448 | SE/4 of Section 23 T15S, R02W Saline County | Smoky Hill River Basin |

Kansas Permit No. A-SHSA-S005

The proposed action is to reissue an existing state permit for an existing facility for 250 head (100 animal units) of swine weighing more than 55 pounds, 300 head (30 animal units) of swine weighing 55 pounds or less, 75 head (75 animal units) of cattle weighing more than 700 pounds, and 75 head (37.5 animal units) of cattle weighing 700 pounds or less. The total maximum capacity of the facility is 242.5 animal units of swine and cattle. 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 |
|---|---|------------------------|
| Farrel Zerr 2333 CR 58 Park, KS 67751 | SE/4 of Section 12 T12S, R28W Gove County | Smoky Hill River Basin |

Kansas Permit No. A-SHGO-B029

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The proposed action is to reissue an existing state permit for an existing facility for 999 head (999 animal units) of cattle more 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.

| Name and Address of Applicant | Legal Description | Receiving Water |
|---|---|------------------------------|
| J-Six Enterprises, LLC - Anderson Site 1135 Arrowhead Rd. Clyde, KS 66938 | SE/4 of Section 06 T04S, R01E Washington County | Lower Republican River Basin |

Kansas Permit No. A-LRWS-S033

The proposed action is to reissue an existing state permit for an existing facility for 2,400 head (960 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 |
|--|--|------------------------|
| The Ridge Justin Reynolds 2450 Deer Rd. Abilene, KS 67410 | NW/4 of Section 02 T13S, R01E Dickinson County | Smoky Hill River Basin |

Kansas Permit No. A-SHDK-B031

The proposed action is to reissue an existing state permit for an existing facility for 760 head (380 animal units) of cattle less 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.

| Name and Address of Applicant | Legal Description | Receiving Water |
|--|---|----------------------------|
| R&S Cattle Co. 21918 S. Salt Marsh Rd. Turon, KS 67583 | NW/4 of Section 07 T26S, R10W Reno County | Lower Arkansas River Basin |

Kansas Permit No. A-ARRN-B004

The proposed action is to reissue an existing state permit for an existing facility for 780 head (780 animal units) of cattle weighing more than 700 pounds and 160 head (80 animal units) of cattle weighing 700 pounds or less, for a total of 860 animal units of cattle. 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 |
|--|--|------------------------------|
| Robbie Henningson 2534 U Lane Norcatur, KS 67653 | SW/4 of Section 20 T02S, R26W Decatur County | Upper Republican River Basin |

Kansas Permit No. A-URDC-B006

The proposed action is to reissue an existing state permit for an existing facility for 475 head (475 animal units) of cattle more than 700 pounds and 475 head (237.5 animal units) of cattle 700 pounds or less, for a total of 712.5 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.

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| Name and Address of Applicant | Legal Description | Receiving Water |
|---|--|---------------------|
| Smith Center Veterinary Clinic, LLC 15012 K-204 Hwy. Smith Center, KS 66967 | SW/4 of Section 21 T03S, R13W Smith County | Solomon River Basin |

Kansas Permit No. A-SOSM-B016

The proposed action is to reissue an existing state permit for an existing facility for 5 head (5 animal units) of cattle weighing more 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.

| Name and Address of Applicant | Legal Description | Receiving Water |
|--|---|------------------------|
| Steenbock Dairy Curtis Steenbock 881 3rd Rd. Longford, KS 67458 | SE/4 of Section 20 T10S, R02E Clay County | Smoky Hill River Basin |

Kansas Permit No. A-SHCY-M003

The proposed action is to reissue an existing state permit for an existing facility for 200 head (280 animal units) of mature dairy cattle and 68 head (34 animal units) of dairy cattle weighing less than 700 pounds; for a total of 314 animal units of dairy cattle. 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-25-007

Per Kansas Statutes Annotated 65-171d, the following registration has been received for a proposed facility:

| Name and Address of Registrant | Legal Description | County |
|---|----------------------------------|--------|
| Falcon Landing Jacob Hagenmaier 1960 Kimball Ave., Suite 316 Manhattan, KS 66502 | NW/4 of Section 31 T08S, R06E | Riley |

Public Notice No. KS-Q-25-079/085

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 |
|--|-------------------|-------------------|
| Waterville, City of 136 E. Commercial Waterville, KS 66548 | Little Blue River | Treated Domestic |

Permit No. M-BB22-0001
Federal Permit No. KS0048429

Legal Description: NW¹/₄, NW¹/₄, NW¹/₄, Section 23, Township 4S, Range 6E, Marshall County

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Location: [39.69536](#), [-96.73062](#)

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, Ammonia, and E. coli. The permit contains monitoring for pH, and Total Phosphorus.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|---|-------------------------|--------------------------|
| Hanover, City of 315 S. Denver Ave. Hanover, KS 66945 | Little Blue River | Treated Domestic |

Permit No. M-BB10-0002
Federal Permit No. KS0095745

Legal Description: NW¼, SW¼, NE¼, Section 17, Township 2S, Range 5E, Washington County

Location: [39.88168](#), [-96.88708](#)

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, Total Phosphorus, and Lead.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|--|---|--------------------------|
| N.R. Hamm Quarry, Inc. PO Box 17 Perry, KS 66073 | Marais des Cygnes River via Elm Creek via Unnamed Tributary | Process Wastewater |

Permit No. I-MC18-PO10
Federal Permit No. KS0097322

Legal Description: Section 32, Township 19S, Range 23E, Linn County

Location: [38.35179](#), [-94.89535](#)

The proposed action consists of reissuing the above referenced NPDES permit. No significant changes were made to the permit. This facility is engaged in a limestone quarrying operation with no washing. Outfalls 001A, 002A and 003A consists of stormwater runoff and pit water. A settling pond is on-site. This permit contains generic language to protect water quality.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|---|---|--------------------------|
| Higgins Stone Company 407 Miller Dr. Wamego, KS 66547 | Kansas River via Mission Creek via Allen Ranch via Unnamed Tributary | Process Wastewater |

Permit No. I-KS92-PO02
Federal Permit No. KS0098329

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Legal Description: Section 7, Township 13S, Range 13E, Wabaunsee County

Location: [38.93018](#), [-96.00715](#)

The proposed action consists of reissuing a new NPDES permit to this facility. No significant changes were made to the permit. This facility quarries grey and brown limestone rock, which is taken off-site for cutting and sizing. Outfall 001A, 002A and 003A consists of stormwater runoff from exposed areas where soil has been removed to reach the limestone. This permit contains generic language to protect water quality.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|--|--|--------------------------|
| CX Stone – Arand Quarry 29251 Kuenzli Creek Rd. Alma, KS 66401 | Kansas River via Roberts Creek via Unnamed Tributary | Process Wastewater |

Permit No. I-KS57-PO08
Federal Permit No. KS0079995

Legal Description: S½ of Section 26, Township 10S, Range 11E, Wabaunsee County

Location: [39.148347](#), [-96.161400](#)

The proposed action consists of renewing the above referenced NPDES permit and including an expansion into SE¼ of Section 26, Township 10S, Range 11E of Wabaunsee County. The anti-degradation review is for the expansion. This facility mines 14-inch ledge rock used in landscaping and other uses. Outfalls 001A-009A consist of stormwater runoff. No rock washing occurs at this facility. Sanitary waste is managed via portable toilets. This permit contains generic language to protect water quality.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|---|---|--------------------------|
| Wesley Medical Center 303 S. Topeka St. Wichita, KS 67214 | Arkansas River via Chisholm Creek via Storm Sewer | Process Wastewater |

Permit No. I-AR94-CO68
Federal Permit No. KS0101494

Legal Description: SW¼ of Section 14, Township 27S, Range 1E, Sedgwick County

Location: [37.69587](#), [-97.29777](#)

The proposed action consists of reissuing the above referenced NPDES permit. No significant changes are being made to the permit. This facility is medical facility, which may discharge 30-60 gallons per minute of non-contact cooling water. The cooling water is used to keep MRI equipment cool, if the central plant should fail or is taken off-line for maintenance. Since this discharge would only be needed as a back-up, a discharge would only occur for fifteen minutes in a day. City water would be used, and no cooling water additives or other chemicals would be added to the cooling water. Approximately, 900 gallons of water could be discharged in a day. This permit contains generic language to protect water quality.

| Name and Address of Applicant | Receiving Stream | Type of Discharge |
|--|-------------------------|--------------------------|
| Trailer Cleaning Services 1803 Roseport Rd. Elwood, KS 66024 | | Process Wastewater |

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Permit No. P-MO05-OO05
Federal Permit No. KS000209

Legal Description: Doniphan County

Location: [39.74868, -94.89291](#)

The proposed action consists of issuing the above referenced Pretreatment permit for the first time. It is a new facility. This facility cleans the interiors of tank trucks containing various chemicals and food grade products, in several bays, and cleans Intermediate Bulk Containers (IBC or totes). On average, approximately 2,500 gallons per day of process wastewater is expected to be generated from the cleaning process. Sanitary wastes from restrooms and from a kitchen are also discharged. The pH of the process wastewater is adjusted using an on-site treatment system, before being released to the sanitary sewer. This permit contains limits for pH, Non-polar Material, Copper, and Mercury. The permit contains monitoring for Flow-MGD.

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 May 31, 2025, will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-25-122/129, KS-AG-R-25-007, KS-Q-25-079/085) 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. 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; 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. 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>. The 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

State of Kansas

Legislative Administrative Services

Interim Committee Schedule

The Legislative Research Department gives notice that the following legislative committees plan to meet on the dates listed below based on current information and subject to change. Requests for accommodation to participate in committee meetings should be made at least two working days in advance of the meeting by contacting Legislative Administrative Services at 785-296-2391 or TTY 711, or email legserv@las.ks.gov.

April 28 through May 16, 2025

| Date | Room | Time | Committee | Agenda |
|---------|-------|------------|---|---|
| Apr. 28 | 582-N | 9:00 a.m. | Joint Committee on Administration Rules and Regulations | No Agenda Available |
| May 6 | 112-N | 12:00 p.m. | Education Funding Task Force | No Agenda Available |
| May 7 | 112-N | 9:00 a.m. | Education Funding Task Force | No Agenda Available |
| May 12 | 546-S | 11:00 a.m. | Joint Committee on Legislative Post Audit | https://kslegislature.gov/li/b2025_26/committees/ctte_jt_rules_regs_1/documents/agenda/weeklyinterim/20250428.pdf |
| May 22 | 582-N | 9:00 a.m. | Joint Committee on Information Technology | No Agenda Available |

Tom Day
Director
Legislative Administrative Services

Doc. No. 053109

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be held at 9:00 a.m. May 16, 2025, in the offices of Kansas Development Finance Authority, 534 S. Kansas Ave., Suite 800, Topeka, Kansas, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bonds for the Project(s) numbered below, in the respective maximum principal amounts. The Bond(s) will be issued to assist the respective Borrower (the "Beginning Farmer") named below (who will be the owner and operator of the respective Project) to finance the cost in the amount of the Bond, which is then typically purchased by a lender bank ("Lender") who then through Kansas Development Finance Authority, loans the bond proceeds to the Borrower for the purposes of acquiring the respective Project(s) as described below. Each Project shall be located as shown:

Project No. 001165 Maximum Principal Amount: \$187,500. Owner/Operator: Joshua A. and Alexandria M. Hasenkamp; Description: Acquisition of 65 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes (the "Project"). The Project is being financed by the Lender for Joshua A. and Alexandria M. Hasenkamp (the "Beginning Farmer") and is located at the North 65 acres of the Northeast Quarter of Section 29, Township 5, Range 13, Nemaha County, Kansas, approximately 4 miles south and 2½ miles east of Corning, Kansas, one mile east of North and 16th Road intersection.

Each Bond when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged, but each Bond will be payable solely and only from amounts received from the respective Borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on each Bond as and when it shall become due.

Interested individuals may participate in the public hearing in person or via conference call. Please call 844-621-3956 and use conference identification number 145 880 8929 followed by # to join the conference.

At the time and place fixed for the hearings, all individuals who appear will be given an opportunity to express their views for or against the proposal to issue any specific Bond for the purpose of financing the respective Project, and all written comments previously filed with the Authority at its offices at Suite 800, 534 S. Kansas Ave., Topeka, KS 66603, will be considered. Additional information regarding any of the projects described above may be obtained by contacting the Authority at the address of its offices shown above.

Rebecca Floyd
President
Kansas Development Finance Authority

Doc. No. 053107

(Published in the Kansas Register May 1, 2025.)

City of Hutchinson, Kansas

Summary Notice of Bonds Sale
\$5,270,000*
General Obligation Bonds
Series 2025-A

and

\$1,065,000*
General Obligation Bonds
(Taxable Under Federal Law)
Series 2025-B

(General Obligation Bonds Payable from Unlimited Ad Valorem Taxes)

Bids

Subject to the Notice of Bonds Sale dated on or about May 8, 2025 (the "Notice of Sale"), bids will be received by the Director of Finance of the City of Hutchinson, Kansas (the "City"), on behalf of the governing body at the address set forth below, in the case of facsimile bids, at the fax number set forth below, or, in the case of electronic proposals, via PARITY Electronic Bid Submission System ("PARITY") on May 20, 2025 (the "Sale Date"), until 9:30 a.m. (Central Time) for the purchase of \$5,270,000* principal amount of General Obligation Bonds, Series 2025-A (the "Series 2025-A Bonds"), and until 10:30 a.m. (Central Time) for the purchase of \$1,065,000* principal amount of General Obligation Bonds (Taxable Under Federal Law), Series 2025-B (the "Series 2025-B Bonds", and collectively, with the Series 2025-A Bonds, the "Bonds"). No bid of less than 99% of the par value of the Series 2025-A Bonds, plus accrued interest to the date of delivery, will be considered. No bid of less than 100% of the par value of the Series 2025-B 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 June 26, 2025 (the "Dated Date"), and will become due on October 1 in the years as follows:

Series 2025-A Bonds

| Maturity | Principal Amount* |
|----------|-------------------|
| 2026 | \$110,000 |
| 2027 | 185,000 |
| 2028 | 195,000 |
| 2029 | 205,000 |
| 2030 | 210,000 |
| 2031 | 225,000 |
| 2032 | 230,000 |
| 2033 | 235,000 |
| 2034 | 240,000 |

Series 2025-A Bonds

| Maturity | Principal Amount* |
|-----------------|--------------------------|
| 2035 | 250,000 |
| 2036 | 265,000 |
| 2037 | 270,000 |
| 2038 | 285,000 |
| 2039 | 295,000 |
| 2040 | 310,000 |
| 2041 | 325,000 |
| 2042 | 335,000 |
| 2043 | 350,000 |
| 2044 | 365,000 |
| 2045 | 385,000 |

* Subject to change.

Series 2025-B Bonds

| Maturity | Principal Amount* |
|-----------------|--------------------------|
| 2026 | \$20,000 |
| 2027 | 35,000 |
| 2028 | 35,000 |
| 2029 | 35,000 |
| 2030 | 40,000 |
| 2031 | 40,000 |
| 2032 | 45,000 |
| 2033 | 45,000 |
| 2034 | 45,000 |
| 2035 | 50,000 |
| 2036 | 50,000 |
| 2037 | 55,000 |
| 2038 | 60,000 |
| 2039 | 60,000 |
| 2040 | 65,000 |
| 2041 | 70,000 |
| 2042 | 75,000 |
| 2043 | 75,000 |
| 2044 | 80,000 |

Series 2025-B Bonds

Maturity

2045

Principal Amount*

85,000

* 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, 2026. 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 of same-day funds in accordance with the requirements set forth in the Notice of Sale in the amount of \$105,400 for the Series 2025-A Bonds and \$21,300 for the Series 2025-B Bonds (2% of the principal amount of the applicable series of 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(s) on or about June 26, 2025, 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 2024 is \$421,758,331. The total general obligation indebtedness of the City as of the date of the Bonds, including the Bonds, is \$47,632,000*. 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 \$33,556,609*.

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(s) when the Bonds are delivered.

Additional Information

Additional information regarding the Bonds may be obtained from the Municipal Advisor, Piper Sandler & Co., 11635 Rosewood St., Leawood, KS 66211, phone 913-345-3300); from Angela Richard, the Director of Finance; or from Kutak Rock LLP, Bond Counsel, 2405 Grand Blvd., Suite 600, Kansas City, MO 64108, phone 816-960-0090).

Dated April 24, 2025.

City of Hutchinson, Kansas
Angela Richard
Director of Finance
Hutchinson City Hall
125 E. Avenue B
Hutchinson, KS 67501
620-694-2784
Fax: 620-694-2673

State of Kansas

Secretary of State

Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Editor's Note: The following bill was vetoed by the Governor March 26, 2025. The veto was overridden by the Legislature April 10, 2025. The Governor's veto message and the Legislature's certificate concerning the override are published immediately following the bill.)

(Published in the Kansas Register May 1, 2025.)

Senate Bill No. 5

AN ACT concerning elections; relating to the transparency in revenues underwriting elections act; prohibiting the use of funds provided by the United States government for the conduct of elections and election-related activities unless approved by the legislature; amending K.S.A. 25-2436 and repealing the existing section.

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

Section 1. K.S.A. 25-2436 is hereby amended to read as follows: 25-2436. (a) The provisions of this section shall be known and may be cited as the transparency in revenues underwriting elections act.

(b) As used in this section:

(1) "Election official" means any county election officer or the chief state election official, as such terms are defined in K.S.A. 25-2504, and amendments thereto, and any officer or employee of such election official.

(2) "Federal government" means any branch, agency, department, office, bureau or instrumentality of the government of the United States.

(3) "Governmental agency" means the state or any agency or political subdivision or instrumentality thereof.

(4) "Person" means any individual, corporation, partnership, company, organization, political party, political committee or any other private entity.

(c) (1) No election official shall knowingly accept or expend any moneys, directly or indirectly, from any person, except as provided in any acts of appropriation or as otherwise provided by state law, for any expenditures related to conducting, funding or otherwise facilitating the administration of an election pursuant to law.

(2) No governmental agency, including, but not limited to, any election official, shall knowingly accept or expend any moneys, directly or indirectly, from the federal government, except as provided in any acts of appropriation or as otherwise provided by state law, for any expenditures related to conducting, funding or otherwise facilitating the administration of an election pursuant to law or for any election-related activities, including, but not limited to, voter registration and voter assistance. Provided that such expenditures are authorized by acts of appropriation or as otherwise provided by state law, any moneys received from the federal government shall only be expended for those purposes authorized by an act of congress appropriating

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such moneys. The provisions of this paragraph shall not apply to the receipt and expenditure of moneys for election security.

(d) The provisions of this section shall not apply to:

(1) Any moneys collected by an election official from the payment of fees or assessed costs as required by law; or

(2) any moneys received as campaign contributions for any candidate for the office of county clerk.

(e) A violation of this section is a severity level 9, nonperson felony.

Sec. 2. K.S.A. 25-2436 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 053111

State of Kansas

Office of the Governor

Message from the Governor Regarding Senate Bill 5

Restricting federal funds for elections and election-related activities without legislative approval is not just unnecessary micromanagement; it undermines our ability to conduct secure and efficient elections.

Some legislators have voiced concerns about voter fraud and foreign interference, but state and local election officials would be much more capable of addressing these threats if they received necessary funding from Congress. It doesn't make sense to turn down these resources that make our local elections in Kansas safe, secure, and accurate.

Given that the Legislature only convenes for three months each year, how can we expect them to approve funding when they are not available year-round? Instead of obstructing our electoral process, lawmakers should concentrate on the real issues impacting Kansans, rather than complicating the management of election funds.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 5.

Dated March 26, 2025.

Laura Kelly
Governor

Doc. No. 053112

State of Kansas

Kansas Legislature

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that, **SB 5**, was not approved by the Governor on March 26, 2025; was returned with her objections and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections of the governor; was reconsidered by the House of Representatives and was approved on April 10, 2025, by two-thirds of the members elected to the House, notwithstanding the objections, the bill did pass and shall become law.

This certificate is made this 10th day of April, 2025 by the Chief Clerk and Speaker of the House of Representatives and the President and Secretary of the Senate.

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Doc. No. 053113

State of Kansas

Secretary of State

Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Editor's Note: The following bill was vetoed by the Governor March 26, 2025. The veto was overridden by the Legislature April 10, 2025. The Governor's veto message and the Legislature's certificate concerning the override are published immediately following the bill.)

(Published in the Kansas Register May 1, 2025.)

Senate Bill No. 14

AN ACT concerning the state budget; providing for a continuous budget until amended, lapsed or eliminated by the legislature; providing temporary reallocations; establishing conditions and limitations therefor; repealing section 1 of 2025 Senate Bill No. 14.

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

Section 1. (a) Except as provided further, if the legislature does not amend, lapse or eliminate any existing appropriation in the current fiscal year on or before July 1 of any year, on July 1, such existing appropriations provided for the previous fiscal year shall be in effect in the new fiscal year and all subsequent fiscal years until amended, lapsed or eliminated by the legislature. If the biennial budget for state agencies listed in K.S.A. 75-3717(f), and amendments thereto, has not been enacted on or before June 30 of any year, the department of administration may, for accounting purposes, adjust its appropriation account structure, beginning on July 1 of such year, to reflect the appropriation account structure in the biennial state agencies budget.

(b) All appropriations to any state agency, expenditures from which, by law, may be made only with the approval of the governor, state finance council, secretary of administration or other entity, shall be construed to be conditional appropriations, which shall become available only as contemplated expenditures therefrom are approved by the governor, state finance council, secretary of administration or other entity as required by law.

(c) Whenever a continuing appropriation from any account or fund has accomplished its purpose or is no longer deemed necessary for such purpose, the secretary of administration is authorized to lapse such appropriation balance or decrease the expenditure limitation, in whole or in part, to the account or fund from which it was appropriated upon consultation with the head of the state agency concerned. Prior to taking any action under this subsection, the secretary of administration shall consult with the director of the budget and the director of legislative research. The provisions of this subsection shall not apply to any continuing appropriation of the legislative branch or the judicial branch.

(d) All continuing appropriations are subject to the specific provision that, when and if the federal government funding of any portion of a program is reduced or terminated, state participation in the program may be reduced by the secretary of administration, in the same proportion as such federal reduction, and such state reduction shall be implemented by the responsible state agency. Prior to taking any action under this subsection, the secretary of administration shall consult with the director of the budget and the director

of legislative research. Notwithstanding any other provision of law, local units of government are hereby authorized to make similar proportional reductions in such local unit's support of such programs.

(e) If any continuing appropriation that is made to match or secure federal funds is in excess of the amount required to match or secure federal funds, the state agency that is responsible for the administration of such funds shall promptly notify the director of the budget, who shall promptly notify the governor and the state finance council. Such funds shall not be expended unless first approved by the state finance council. Such state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such authorization also may be given while the legislature is in session.

(f) (1) Except as provided in paragraph (2), all continuing appropriations, accounts and special revenue fund balances within the state general fund or any special revenue fund may be made temporarily available for the purpose of allowing encumbrances or financing expenditures of other state general fund or any special revenue fund activities whenever there are insufficient moneys in the funds or accounts from which the activities are financed if there are accounts receivable balances or moneys anticipated to be received that will be sufficient to repay the fund or account from which moneys are transferred. The secretary of administration, in consultation with the appropriate state agency head, director of the budget and director of legislative research, shall determine the composition and allowability of the accounts receivable balances and anticipated moneys to be received for this purpose and, following approval by the state finance council, shall specifically approve the use of surplus moneys from the state general fund or any special revenue fund. Such funds shall not be expended unless first approved by the state finance council. Such state finance council action on this matter is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed in K.S.A. 75-3711c(c), and amendments thereto, except that such authorization also may be given while the legislature is in session. The secretary of administration shall reallocate available moneys from the budget stabilization fund, established in K.S.A. 75-6706, and amendments thereto, prior to reallocating moneys from any other account or fund.

(2) (A) The secretary of administration shall limit the total amount of any temporary reallocations to an account or fund other than the state general fund to \$400,000,000.

(B) The secretary of administration shall limit the total amount of any temporary reallocations to the state general fund at any one time during a fiscal year to an amount equal to 9% of the total amount authorized to be expended or transferred by demand transfer from the state general fund, calculated by the secretary as of that time and for that fiscal year.

(C) In addition to the amount permitted for temporary reallocations in subparagraph (B), the secretary may permit an additional 3% of the total amount authorized to be expended or transferred by demand transfer from the state general fund, calculated by the secretary as of that time and for that fiscal year, to be used for temporary reallocations to the state general fund but only if the reallocation is for a period not to exceed 30 days. Reallocations may not be made under this subparagraph for consecutive periods.

(D) This paragraph does not apply to reallocations from the budget stabilization fund to the state general fund.

(E) Prior to taking any action under this paragraph, the secretary of administration shall consult with the director of the budget and the director of legislative research.

(3) If a continuing appropriation to an account within the state general fund or a special revenue fund is transferred from an account or fund that by law is an interest-bearing account or fund, then on or before the 10th day of each month during any fiscal year of such continuing appropriation, the director of accounts and reports shall transfer from the state general fund to such interest-bearing account or fund interest earnings

based on: (A) The average daily balance of such interest-bearing account or fund for the preceding month; and (B) the net earnings rate for the pooled money investment portfolio for the preceding month.

(4) The secretary of administration shall not exercise the authority granted in this subsection if a temporary reallocation would jeopardize the cash flow of any fund or account from which a temporary reallocation would be made.

(5) If the secretary of administration exercises or proposes to exercise the authority granted in this subsection, the secretary shall publish and transmit a report to the members of the house committee on appropriations and the senate committee on ways and means on a monthly basis specifying the date, amount, source and use of any outstanding temporary reallocation or proposed reallocation of moneys for the period covered by the report.

(g) As used in this section, "continuing appropriation" means the appropriation provided for in the previous fiscal year.

(h) If any provision or clause of this section or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to the end the provisions of this section are declared to be severable.

Sec. 2. On July 1, 2030, section 1 of 2025 Senate Bill No. 14 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 053114

State of Kansas

Office of the Governor

Message from the Governor Regarding Senate Bill 14

Kansas entered statehood on January 29, 1861. Since that time, every single Legislature has managed to pass a budget that became law. In fact, technically speaking, it's the Legislature's only constitutionally required job.

If this Legislature cannot do what every previous legislature has been able to do since our founding—through periods of war, famine, pandemic, recession, the Dust Bowl, and even the Great Depression—then they will have to do it over my veto because I will not sanction it, nor will the people of Kansas.

This bill is the latest attempt at legislative overreach into the executive branch and is really nothing more than an invitation to government dysfunction—just like we see in Washington, D.C. Is that what we want for Kansas?

I am confident that this Legislature will be able to continue the tradition of completing their constitutionally mandated duties, within the constitutionally mandated timeframe just as every one of their predecessors has been able to do.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto Senate Bill 14.

Dated March 26, 2025.

Laura Kelly
Governor

Doc. No. 053115

State of Kansas

Kansas Legislature

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that, **SB 14**, was not approved by the Governor on March 26, 2025; was returned with her objections and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections of the governor; was reconsidered by the House of Representatives and was approved on April 10, 2025, by two-thirds of the members elected to the House, notwithstanding the objections, the bill did pass and shall become law.

This certificate is made this 10th day of April, 2025 by the Chief Clerk and Speaker of the House of Representatives and the President and Secretary of the Senate.

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Doc. No. 053116

State of Kansas

Secretary of State
Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Published in the Kansas Register May 1, 2025.)

Senate Bill No. 44

AN ACT concerning antisemitism; declaring antisemitism to be against public policy; defining antisemitism and antisemitic for purposes of state law.

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

Section 1. (a) It is hereby declared that antisemitism and antisemitic acts are against the public policy of this state, including, but not limited to, the purposes of public educational institutions and law enforcement agencies in this state. The state of Kansas hereby adopts a non-legally binding definition of antisemitism and antisemitic.

(b) "Antisemitism" or "antisemitic" means the same as defined by the international Holocaust remembrance alliance's working definition of antisemitism, including the contemporary examples, as in effect on May 26, 2016. "Antisemitism" or "antisemitic" includes:

- (A) Encouraging, supporting, praising, participating in or threatening violence or vandalism against Jewish people or property;
 - (B) wearing masks to conceal a person's identity with the intent to harass or discriminate against Jewish students, faculty or employees on school property; and
 - (C) incorporating or allowing funding of antisemitic curriculum or activities in any domestic or study abroad programs or classes.
- (c) Nothing in this act shall be construed to diminish or infringe upon any right protected under the first amendment to the constitution of the United States or the bill of rights of the constitution of the state of Kansas.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 053117

State of Kansas

Secretary of State Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Published in the Kansas Register May 1, 2025.)

Senate Bill No. 114

AN ACT concerning education; relating to certain ancillary school district activities; authorizing nonpublic school students and virtual school students to participate in such activities; making it unlawful for a school district or the state high school activities association to discriminate against such students based on enrollment status; amending K.S.A. 2024 Supp. 72-7121 and repealing the existing section.

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

Section 1. K.S.A. 2024 Supp. 72-7121 is hereby amended to read as follows: 72-7121. (a) (1) Any student who meets the requirements of this section shall be permitted to participate in any activities offered by a school district that are regulated, supervised, promoted and developed by the activities association referred to in K.S.A. 72-7114, and amendments thereto.

(2) *Any student participating in an activity pursuant to paragraph (1) shall also be permitted to participate in any district-sponsored events, ceremonies, programs or other functions directly related to such activity.*

(3) *The board of education of a school district may adopt policies regarding the participation of those students who are participating in an activity pursuant to paragraph (1) in district-sponsored events, ceremonies, programs or other functions that are not directly related to such activity.*

(b) A student shall be permitted to participate in any such activities if such student:

(1) (A) Is a resident of the school district;

(2) (B) is enrolled and attending a virtual school as defined in K.S.A. 72-3712, and amendments thereto, or a nonpublic elementary or secondary school;

(3) (C) complies with the requirements of K.S.A. 72-6262, and amendments thereto, prior to participation in any such activity;

(4) (D) meets any applicable age and eligibility requirements set forth by the activities association referred to in K.S.A. 72-7114, and amendments thereto, that are not otherwise in conflict with this section;

(5) (E) pays any fees required by the school district for participation in such activity if such fees are generally imposed upon all other students who participate in such activity; and

(6) (F) seeks participation at the appropriate school of the school district that corresponds to where such student resides within the school district's respective school attendance boundaries established by the board of

education of the school district; or

(2) (A) *Is enrolled in and attending the Kansas academy of mathematics and science as defined in K.S.A. 72-3903, and amendments thereto;*

(B) *complies with the requirements of K.S.A. 72-6262, and amendments thereto, prior to participation in any such activity;*

(C) *meets any applicable age and eligibility requirements set forth by the activities association referred to in K.S.A. 72-7114, and amendments thereto, that are not otherwise in conflict with this section;*

(D) *pays any fees required by the school district for participation in such activity if such fees are generally imposed upon all other students who participate in such activity; and*

(E) *seeks participation at the appropriate school of the school district that corresponds to where the postsecondary educational institution designated by the state board of regents for the Kansas academy of mathematics and science program.*

~~(b)~~(c) (1) Any student attending a home school who seeks to participate in an activity in the student's resident school district shall be deemed to meet any academic eligibility requirements established by the activities association for participation in an activity if:

(A) The student is maintaining satisfactory progress towards achievement or promotion to the next grade level; and

(B) the parent, teacher or organization that provides instruction to the student submits an affidavit or transcript to the activities association indicating the student meets the academic eligibility requirements of subparagraph (A).

(2) Upon submission of an affidavit, the student attending a home school shall be deemed to meet any academic eligibility requirements established by the activities association and shall retain such academic eligibility during the activity season for which such affidavit is submitted.

~~(c)~~(d) Except as provided in subsection-~~(d)~~ (e), a student attending a virtual school as defined in K.S.A. 72-3712, and amendments thereto, who seeks to participate in an activity in the student's resident school district shall not be required to enroll in or attend a minimum number of courses at such school district.

~~(d)~~(e) The board of education of a school district may require a student who participates in an activity pursuant to this section to enroll in a particular course or complete a particular course as a condition of participation, if such requirement is imposed upon all other students who participate in such activity.

~~(e)~~(f) Except as provided in subsection-~~(b)~~ (c), any student who seeks to participate in an activity pursuant to this section shall be subject to any tryout or other participation requirements that are otherwise applicable to all other students for participation in the activity.

(g) *Any student enrolled in a school operated by a school district who withdraws from such school district and subsequently enrolls in an accredited private school, a nonpublic elementary or secondary school, as defined in K.S.A. 72-4345, and amendments thereto, or a virtual school, as defined in K.S.A. 72-3712, and amendments thereto, shall not be eligible for full participation in any activities offered by such school district immediately following such student's withdrawal in accordance with the academic eligibility policies of the activities association referred to in K.S.A. 72-7114, and amendments thereto, unless such student was eligible for full participation in any such activities pursuant to the eligibility policies of such school district and the activities association referred to in K.S.A. 72-7114, and amendment thereto, on the date of withdrawal and such student participates in such activities at the school from which such student withdrew. Such student may be*

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permitted limited participation in any such activities in accordance with the eligibility policies of such school district and the activities association referred to in K.S.A. 72-7114, and amendments thereto.

(h) Any student who meets the requirements of this section and participates in activities described in subsection (a) shall be entitled to all rights and subject to all responsibilities of any other participating student, except as otherwise provided in this section, regardless of such student's enrollment status.

(i) It shall be unlawful for any school district or the activities association referred to in K.S.A. 72-7114, and amendments thereto, to discriminate against any student who meets the requirements of this section based on such student's enrollment status.

Sec. 2. K.S.A. 2024 Supp. 72-7121 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 053118

State of Kansas

Secretary of State Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Published in the Kansas Register May 1, 2025.)

Substitute for House Bill No. 2149

AN ACT concerning distributed energy resources; requiring distributed energy system retailers to disclose certain information to customers who will construct, install and operate a distributed energy system; requiring the attorney general to convene an advisory group to establish a standard form for such disclosures and requiring publication thereof; requiring electric public utilities to disclose certain information to distributed energy retailers; providing criteria to determine appropriate system size for a customer's distributed energy system that is subject to parallel generation; establishing requirements for interconnection and operation of a distributed energy system; increasing the total capacity limitation for an electric public utility's provision of parallel generation service; establishing powers and limitations relating thereto; establishing notification requirements for when a system is no longer producing energy or the customer seeks to repair or rebuild a distributed energy system; amending K.S.A. 66-1,184 and 66-1268 and repealing the existing sections.

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

New Section 1. (a) As used in sections 1 through 3, and amendments thereto:

- (1) "Distributed energy customer" means a property owner of a single-family dwelling or multifamily dwelling of two units or fewer and who is offered a contract from a distributed energy retailer for the construction, installation or operation of a distributed energy system that is primarily intended to offset the energy consumption of such single family or multifamily dwelling.
- (2) "Distributed energy retailer" means any person or entity that sells, markets, solicits, advertises, finances, installs or otherwise makes available for purchase a distributed energy system in the state of Kansas.
- (3) "Distributed energy system" means any device or assembly of devices and supporting facilities that is capable of feeding excess electrical power generated by a customer's energy producing system into the utility's system, such that all energy output and all other services will be fully consumed by the distributed energy customer or the utility, and that is or will be subject to an agreement under K.S.A. 66-1,184, 66-1263 et seq., and amendments thereto, or a net metering tariff that was voluntarily established by a utility.
- (4) "Permission to operate" means the same as defined in K.S.A. 66-1,184, and amendments thereto.
- (5) "Utility" means an electric public utility, as defined by K.S.A. 66-101a, and amendments thereto, any cooperative, as defined by K.S.A. 17-4603, and amendments thereto, an electric utility owned by one or more such cooperatives, a nonstock member-owned electric cooperative corporation incorporated in this state or a municipally owned or operated electric utility.

(b) No person or entity required to be registered with the secretary of state pursuant to the business entity standard treatment act, K.S.A. 17-1901 et seq., and amendments thereto, shall engage in the business or act in the capacity of a distributed energy retailer within this state unless such person or entity is registered with the secretary of state, in good standing and authorized to conduct business in the state.

(c) Prior to entering into a contract with a distributed energy customer for a distributed energy system, a distributed energy retailer shall provide such customer a separate disclosure document that:

(1) Is written in at least 10-point font;

(2) is written in the language that the distributed energy retailer used to speak to the distributed energy customer during the sales process or the language requested by such customer;

(3) includes a description of the make and model of the distributed energy system's major components and the expected useful life of the distributed energy system;

(4) includes a guarantee concerning the quantity of energy that the distributed energy system will generate on a measurable interval and a remedy if such system does not comply with such guarantee within one year following the date the system received permission to operate;

(5) does not contain blank spaces that may be subsequently filled in with terms or conditions that materially affect the timing, value or obligation of the contract unless such terms and conditions are separately acknowledged in writing by the distributed energy customer;

(6) includes, in bold font and highlighted type, the total aggregate cost to the distributed energy customer that will be incurred over the entirety of the contract. Such total aggregate cost shall be separately acknowledged in writing by the distributed energy customer;

(7) includes a description of the ownership and transferability of any tax credits, rebates, incentives or renewable energy certificates in connection with the distributed energy system;

(8) includes the name and certification number of the individual certified by the north American board of certified energy practitioners who will oversee the permitting and installation of the distributed energy system or the name and license number of the master electrician or electrical contractor who will oversee the permitting and installation of the distributed energy system;

(9) provides a description of the process and all associated fees for transferring any financing, warranty or other agreements relating to the distributed energy system to a new owner;

(10) includes the name, phone number, email and mailing address of the person or entity that the distributed energy customer may contact for questions regarding performance, maintenance or repair of the distributed energy system;

(11) includes a description of the assumptions used for any savings estimates that were provided to the distributed energy customer and provides a description of the applicable utility billing structure that pertains to the distributed energy system. Such descriptions and assumptions shall include the same provisions as outlined in the standard form published by the attorney general pursuant to section 3, and amendments thereto;

(12) includes a statement that the distributed energy retailer shall provide the distributed energy customer proof that, within 30 days of completion of installation:

(A) All permits required for the installation of the distributed energy system were obtained prior to installation, if applicable;

- (B) the distributed energy system was inspected and approved by a qualified individual pursuant to the requirements of any local municipal ordinance or county resolution;
- (C) the necessary interconnection applications and documentation were submitted to and approved by the affected utility; and
- (D) the distributed energy system received permission to operate;
- (13) includes a statement that any recurring payments for a distributed energy system shall pause and not be due if such system does not receive permission to operate within 90 days of the date that the first recurring payment is due. Such recurring payments may resume at the time that such system receives permission to operate. Any payments due during any such pause shall either be forgiven or added to the end of the financing term and shall not incur any penalties for nonpayment during such term;
- (14) includes a statement describing any rate escalation, balloon payment or potential reconfiguration of payment structure;
- (15) includes a statement as to whether operations or maintenance services are included as part of the original contract price and whether the costs to remove, reinstall and repair the distributed energy system are included as part of the original contract price should the distributed energy system need to be removed, reinstalled or repaired due to natural causes or due to any exterior repair, replacement, construction or reconstruction work on the premises;
- (16) includes a statement describing the expected start and completion dates for the installation of the distributed energy system;
- (17) includes a statement indicating whether any warranty or maintenance obligations related to the distributed energy system may be transferred by the distributed energy retailer to a third party and, if so, a statement that provides: “The maintenance and repair obligations under your contract may be assigned or transferred without your consent to a third party who, if required pursuant to state law, shall be registered with the secretary of state, in good standing and authorized to conduct business in the state and bound to all the terms of the contract. If a transfer occurs, you will be notified in writing of any change to the name, mailing address, email or phone number to use for questions and payments or to request system maintenance or repair”;
- (18) includes a statement indicating whether the distributed energy retailer shall place a lien, notice or other filing on or against real property as a result of the contract;
- (19) includes a statement, in bold font and highlighted type, indicating whether the distributed energy retailer will impose any fees or other costs upon the distributed energy customer. If any such fees or other costs will be charged to the distributed energy customer, the aggregate total of such fees and other costs shall be provided and separately acknowledged in writing by the distributed energy customer;
- (20) includes a statement in capital letters and bold font and highlighted type that states: “[name of distributed energy retailer] is not affiliated with any utility company or governmental agency and shall not claim any such affiliation”; and
- (21) may include any additional information that the distributed energy retailer considers appropriate, only if such additional information is not intended to conceal or obscure the disclosures required pursuant to this section.
- (d) The disclosure statement required pursuant to this section shall be signed and dated by the distributed energy customer at least one calendar day after the date that the contract for the distributed energy system was executed.

(e) (1) Any person or entity that violates the provisions of subsection (b) or any distributed energy retailer that fails to provide and perform the disclosures in the form and manner required pursuant to this section or that makes a materially misleading statement as a part of or when presenting such disclosures shall be liable for a civil penalty in an amount not to exceed \$10,000 for each such violation. Such violator shall be liable to the aggrieved person or distributed energy customer, or to the state, for the payment of such civil penalty. Such civil penalty shall be recoverable in an action brought by the aggrieved person or customer or the attorney general, county attorney or district attorney. Any such civil penalty shall be in addition to any other relief that may be granted pursuant to any other remedy available in law or equity.

(2) If a distributed energy retailer fails to comply with this section, any contract entered into between the distributed energy retailer and the distributed energy customer that pertains to the distributed energy system shall be deemed null and void.

(f) This section shall not apply to a transaction of real property on which a distributed energy system is already located.

(g) The provisions of this section shall take effect and be in force from and after July 1, 2025.

New Sec. 2. (a) To allow a distributed energy retailer to provide informed and accurate information to a distributed energy customer pursuant to section 1, and amendments thereto, upon request of any distributed energy retailer, a utility shall disclose all applications, rules, service standards, forms or other documents required for interconnection of a distributed energy system pursuant to K.S.A. 66-1,184 or 66-1263 et seq., and amendments thereto, or a net metering tariff that was voluntarily established by a utility, including the utility's historic amount of compensation per kilowatt hour for interconnected systems and the current compensation amount for such systems. Such historic amount of compensation shall be provided in a dollar amount and shown on a monthly or similar billing period basis for not less than the preceding five years.

(b) The provisions of this section shall take effect and be in force from and after July 1, 2025.

New Sec. 3. (a) The attorney general shall appoint and convene an advisory group to collectively develop, approve and periodically revise a standard form that may be used by distributed energy retailers to perform and provide the the disclosures required pursuant to section 1, and amendments thereto. Such advisory group shall consist of the attorney general or the attorney general's designee, representatives from interested groups, including representatives of distributed energy retailers and utilities, one or more members of the general public who owns residential real property in this state, one or more assistant attorneys general and any other members that the attorney general considers necessary or appropriate.

(b) On or before July 1, 2025, the attorney general shall publish on the attorney general's website the most current version of the standard form that is developed and approved by the advisory group pursuant to this section.

Sec. 4. K.S.A. 66-1,184 is hereby amended to read as follows: 66-1,184. (a) *As used in this section:*

(1) *"Avoided cost" means the incremental cost to a utility of electric energy that such utility would generate itself or purchase from another source and as such term is interpreted by the federal energy regulatory commission from time to time.*

(2) *"Distributed energy system" means any device or assembly of devices and supporting facilities that are capable of feeding excess electric power generated by a customer's energy producing system into the utility's system, such that all energy output and all other services will be fully consumed by the customer or the utility.*

- (3) “Export” means power that flows from a customer’s electrical system through such customer’s billing meter and onto the utility’s electricity lines. “Export” includes the sum of power on all phase conductors.
- (4) “Interconnected” means a listed system that is designed to export power and attached or connected on the customer’s side of the retail meter at the customer’s delivery point.
- (5) “Listed” means that the device or equipment has been tested and certified to meet the institute of electrical and electronics engineers safety standards that specifically pertain to the intended function of the device or equipment.
- (6) “Locational marginal price” means the hourly average market price of alternating current energy per kilowatt hour established by the applicable locational marginal price pricing node of the southwest power pool.
- (7) “Monthly system average cost of energy per kilowatt hour” means the sum of all volumetric costs incurred by an electric utility during a calendar month or similar billing period as billed to the utility by generation and transmission providers and any volumetric generation costs incurred by the utility to generate energy divided by the total amount of retail kilowatt-hours that the utility sold in such month or billing period.
- (8) “Permission to operate” means the operational date of the customer’s distributed energy system as determined by the utility.
- (9) “Utility” means any electric public utility as defined in K.S.A. 66-101a, and amendments thereto, cooperative as defined in K.S.A. 17-4603, and amendments thereto, electric utility owned by one or more such cooperatives, nonstock member-owned electric cooperative corporation incorporated in this state or municipally owned or operated electric utility.
- (10) “Witness test” means an authorized representative of the electric utility who measures or verifies a specific setting or operational condition.
- ~~(b) Except as provided in subsection (b), Except as otherwise provided in this section, every public utility which provides retail electric services in this state that provides retail electric service in this state shall enter into a contract for parallel generation service with any person who is a customer of in good standing with such utility, upon request of such customer, whereby that authorizes such customer may to attach or connect to the utility’s delivery and metering system an apparatus or a listed device for the purpose of feeding exporting excess electrical power which is generated by such customer’s distributed energy producing system into to the utility’s system. No such apparatus or device shall either cause damage to the public utility’s system or equipment or present an undue hazard to utility personnel. Every such contract shall include, but need not be limited to, provisions relating to fair and equitable compensation on such customer’s monthly bill for energy supplied to the utility by such customer.~~
- ~~(b) (1) For purposes of this subsection:~~
- ~~(A) “Utility” means an electric public utility, as defined by K.S.A. 66-101a, and amendments thereto, any cooperative, as defined by K.S.A. 17-4603, and amendments thereto, or a nonstock member-owned electric cooperative corporation incorporated in this state, or a municipally owned or operated electric utility;~~
- ~~(B) “school” means Cloud county community college and Dodge City community college.~~
- ~~(2) Every utility which provides retail electric services in this state shall enter into a contract for parallel-generation service with any person who is a customer of such utility, if such customer is a residential customer of the utility and owns a renewable generator with a capacity of 25 kilowatts or less, or is a commercial-customer of the utility and owns a renewable generator with a capacity of 200 kilowatts or less or is a school-~~

~~and owns a renewable generator with a capacity of 1.5 megawatts or less. Such generator shall be appropriately sized for such customer's anticipated electric load. A commercial customer who uses the operation of a renewable generator in connection with irrigation pumps shall not request more than 10 irrigation pumps connected to renewable generators be attached or connected to the utility's system. At the customer's delivery point on the customer's side of the retail meter such customer may attach or connect to the utility's delivery and metering system an apparatus or device for the purpose of feeding excess electrical power which is generated by such customer's energy producing system into the utility's system. No such apparatus or device shall either cause damage to the utility's system or equipment or present an undue hazard to utility personnel.~~

(c) (1) A utility may require any customer who is seeking to construct and install a distributed energy system to submit an application prior to any connection of the distributed energy system with the utility's system, notify the utility of the proposed distributed energy system and verify that such system is constructed, installed and operated in accordance with all applicable standards and codes.

(2) Any customer that submits an application to construct, install and operate a distributed energy system shall have the option to remain on a retail rate tariff that is identical to the same rate class for which such customer would otherwise qualify as a retail customer who is not otherwise receiving service under a parallel generation service tariff or net metering tariff.

(3) A utility shall provide written notice of receipt of any application submitted pursuant to this section to the applicant within 30 days following such receipt. A utility shall approve or deny any such application or a request for system certification pursuant to such an application within 90 calendar days following receipt of such application or request. If one or more additional studies are required, a utility shall not be subject to such 90-day deadline but shall provide the applicant with an estimated time frame for action on such application and act on such application as soon as practicable after any such studies are completed. If the utility denies such application or request, the utility shall provide to the applicant a list of the reasons for such denial and the corrective actions needed for approval.

(4) A utility may assess upon any customer requesting to install a distributed energy system:

(A) A fair and reasonable nonrefundable interconnection application fee;

(B) any applicable costs incurred by the utility for any study conducted to verify and allow the requested export capacity to be interconnected at the customer's point of delivery, including, but not limited to, costs incurred as a result of the southwest power pool's study processes; and

(C) costs associated with any related system upgrade costs, devices and equipment required to be furnished by the utility for the provision of accepting the requested export capacity.

~~*(d) (1) Every such contract for parallel generation service shall include, but need not be limited to, provisions relating to fair and equitable compensation for energy supplied exported to the utility by such customer. Except as authorized pursuant to paragraph (4), such compensation shall be not less than 100% of the utility's monthly system average cost of energy per kilowatt hour except that in the case of renewable generators with a capacity of 200 kilowatts or less, such compensation shall be not less than 150% of the utility's monthly system average cost of energy per kilowatt hour not less than 100% of the utility's monthly avoided cost.*~~

~~*(2) A utility may shall credit such compensation to the customer's account or pay such compensation to the customer at least annually or when the total compensation due equals \$25 or more.*~~

~~*(3) A utility shall disclose to any customer the formula that the utility uses to determine the compensation that the utility provides pursuant to a contract for parallel generation service.*~~

~~*(4) (A) A utility may use locational marginal price or the monthly system average cost of energy per kilowatt*~~

hour to determine compensation for energy exported to the utility by the customer. Any such utility that uses locational marginal price or monthly system average cost of energy per kilowatt hour shall compensate the customer for the energy exported to the utility at least annually. Such compensation may be paid to such customer or credited to the customer's account. When determining compensation pursuant to this paragraph, in no case shall a utility issue an invoice for energy exported to the utility by the customer's distributed energy system. Upon the request of any customer who is subject to such locational marginal price compensation pursuant to this paragraph, the utility shall disclose the locational marginal price and the corresponding amount of energy exported to the utility by the customer's distributed energy system.

(B) The provisions of this paragraph shall expire on July 1, 2030.

~~(3)(e)~~ A customer-generator of any ~~investor owned~~ investor-owned utility shall have the option of entering into a contract pursuant to this ~~subsection (b)~~ section or utilizing the net metering and easy connection act. The customer-generator shall exercise the option in writing, filed with the utility.

~~(c)(f)~~ The following terms and conditions shall apply to contracts ~~entered into under subsection (a) or (b) for parallel generation service:~~

(1) The utility ~~will supply~~ shall furnish, own, and maintain, at the utility's expense, all necessary meters and associated equipment utilized for billing. ~~In addition, and for the purposes of monitoring customer generation and load,;~~

(2) the utility may install, at ~~its~~ the utility's expense, load research ~~metering, meters and equipment to monitor customer generation and load.~~ The customer shall ~~supply~~ provide, at no expense to the utility, a suitable location for ~~such meters and associated equipment used for billing and for load research;~~

~~(2)(3)~~ for the purposes of ~~insuring~~ ensuring the safety and quality of utility system power, the utility shall have the right to require the customer, at certain times and as electrical operating conditions warrant, to limit the production of electrical energy from the generating facility to an amount no greater than the load at the customer's facility of which the generating facility is a part;

~~(3)(4)~~ the customer shall furnish, install, operate, and maintain in good order and repair ~~and without cost to the utility, such relays, locks and seals, breakers, automatic synchronizer, and other control and protective apparatus as shall be designated by the utility as being required as,~~ at the customer's expense, a listed device that is suitable for the operation of the ~~generator~~ customer's distributed energy system in parallel with the utility's system. ~~In any case where the customer and the utility cannot agree to terms and conditions of any such contract, the state corporation commission shall establish the terms and conditions for such contract. In addition,~~

(5) the utility may install, own, and maintain a disconnecting device located near the electric meter or meters. ~~or may require that a customer's distributed energy system contain a switch, circuit breaker, fuse or other device or feature that may be accessed by the utility at any time and would provide an authorized utility worker the ability to manually disconnect the customer's distributed energy system from the utility's electric distribution system;~~

(6) interconnection facilities between the customer's and the utility's equipment shall be accessible at all reasonable times to utility personnel. ~~Upon notification by the customer of the customer's intent to construct and install parallel generation, the utility shall provide the customer a written estimate of all costs that will be incurred by the utility and billed to the customer to accommodate the interconnection. The customer may be required to reimburse the utility for any equipment or facilities required as a result of the installation by the customer of generation in parallel with the utility's service,;~~

(7) the customer shall notify the utility prior to the initial energizing and start-up testing of the ~~customer-~~

~~owned generator, and the utility shall have the right to have a representative present at such test customer's distributed energy system;~~

~~(4) the utility may require a special agreement for conditions related to technical and safety aspects of parallel generation; and~~

~~(5)(8) prior to granting permission to operate, the utility may require:~~

~~(A) A witness test of the customer's distributed energy system and interconnection facilities;~~

~~(B) the customer to provide the certificate of inspection of the customer's distributed energy system completed pursuant to any municipal ordinance or code requirements or a certification from an electrician or electrical engineer licensed in this state that the system is installed according to applicable codes and standards; and~~

~~(C) the customer to provide documentation that the customer's distributed energy system was constructed and installed under the direction of a person who is certified by the north American board of certified energy practitioners or either a master electrician or electrical contractor licensed under the provisions of K.S.A. 12-1525 et seq., and amendments thereto;~~

~~(9) the utility may periodically require a witness test of the customer's distributed energy system and interconnection facilities throughout the provision of parallel generation service;~~

~~(10) the utility shall have the right and authority to disconnect and isolate a customer's distributed energy system without notice and at utility's sole discretion when:~~

~~(A) Electric service to a customer's premises is discontinued for any reason;~~

~~(B) adverse electrical effects, such as power quality problems, are occurring or are believed to be occurring on the utility's system or the electrical equipment of other utility customers;~~

~~(C) hazardous conditions on the utility's system are occurring or are believed to be occurring as a result of the operation of the distributed energy system or protective equipment;~~

~~(D) the utility identifies uninspected or unapproved equipment or modifications to the distributed energy system after initial approval;~~

~~(E) there is recurring abnormal operation, substandard operation or inadequate maintenance of the distributed energy system;~~

~~(F) the customer fails to remit payment to the utility for any amounts owed, including, but not limited to, amounts invoiced;~~

~~(G) the customer does not comply with the obligations of the interconnection agreement, except that, if such noncompliance is not an emergency situation, the utility shall give a customer 90 days to cure the noncompliance prior to disconnecting and isolating the distributed energy system; or~~

~~(H) such disconnection is necessary due to emergency or maintenance purposes. In the event that the utility disconnects the distributed energy system for maintenance, the utility shall make reasonable efforts to reconnect the distributed generating system as soon as practicable; and~~

~~(11) the customer shall retain the authority to temporarily disconnect such customer's distributed energy system from the utility's system at any time. Any such temporary disconnection shall not be construed as a customer's termination of the interconnection agreement without an express action to terminate such agreement pursuant to the terms and conditions of the agreement.~~

(g) The export capacity of a customer's renewable energy system shall be appropriately sized for such customer's anticipated electric load as follows:

(1) (A) Divide the customer's historic consumption in kilowatt-hours for the previous 12-month period by 8,760 and divide such quotient by a capacity factor of:

(i) 0.144 when such customer is in the service territory of an investor-owned utility; and

(ii) 0.288 when such customer is in the service territory of a cooperative as defined in K.S.A. 17-4603, and amendments thereto, an electric utility owned by one or more of such cooperatives, a nonstock member-owned electric cooperative corporation incorporated in this state or a municipally owned or operated electric utility; or

(B) if the customer does not have historic consumption data that adequately reflects the customer's consumption at such premises, the customer's historic consumption for the previous 12-month period shall be 7.15 kilowatt-hours per square foot of conditioned space; and

(2) round the amount determined pursuant to paragraph (1) up to the nearest one kilowatt alternating current power increment.

(h) (1) Except as provided in subsection (i), each utility shall, make parallel generation service available to customers who are in good standing with the utility, on a first-come, first-served basis, until the utility's aggregate export capacity from all distributed energy systems, including systems that are subject to a parallel generation service tariff established pursuant to this section and systems that are subject to a net metering tariff that was either voluntarily established by the utility or pursuant to K.S.A. 66-1263 et seq., and amendments thereto, equals or exceeds the following:

(A) Commencing on July 1, 2025, 6% of the utility's historic peak demand;

(B) commencing on July 1, 2026, 7% of the utility's historic peak demand; and

(C) commencing on July 1, 2027, and each year thereafter, 8% of the utility's historic peak demand.

(2) The utility may limit the number and size export capacity of renewable generators additional distributed energy systems to be connected to the utility's system due to the capacity of the distribution line to which such renewable generator would distributed energy system will be connected, and in no case shall the utility be obligated to purchase an amount greater than 4% of such utility's peak power requirements.

(i) (1) A utility shall not be required to make parallel generation service available to any customer who has a new or expanded facility that receives electric service at a voltage of 34.5 kilovolts or higher and commences such electric service on or after July 1, 2025.

(2) To determine a utility's historic peak demand for purposes of subsection (h), a utility's peak demand shall not include the additional demand of any new or expanded facility of an industrial, commercial or data center customer that receives electric service at a voltage of 34.5 kilovolts or higher and commences such electric service on or after July 1, 2025.

(3) The provisions of this subsection shall expire on July 1, 2026.

(j) For any customer with a distributed energy system:

(1) The customer shall own and maintain any necessary export-limiting device;

(2) protections shall be in place to restrict the export-limiting device settings to qualified persons;

(3) the utility shall have the option to require a witness test of the export-limiting device's functions or settings prior to granting permission to operate and at any time while the distributed energy system is connected to the utility's system;

(4) the export capacity of the system shall not be increased without prior approval of the utility;

(5) the customer shall allow the utility to perform periodic witness tests of the export-limiting device's functions or settings upon request;

(6) if the export-limiting device's functions or settings are incorrect or if the device fails to limit the export of power below the designed export capacity for more than 15 minutes in any single event, the customer shall cease operation of the system until repair or reprogramming of the export-limiting device is completed. For purposes of this subparagraph, the utility may require and conduct a witness test prior to authorizing the customer to resume operation of the system; and

(7) the utility shall not restrict the brand or model of the export-limiting device if the device is approved by the manufacturer of a listed distributed energy system or is listed to perform such operations in conjunction with the customer's system.

~~(d)~~(k) (1) (A) For a utility that is subject to the jurisdiction, regulation, supervision and control of the state corporation commission, service under any parallel generation service contract entered into under subsection ~~(a) or (b)~~ shall be subject to either the utility's rules and regulations on file with the state corporation commission, which shall include a standard interconnection process and requirements for such utility's system, or the current federal energy regulatory commission interconnection procedures and regulations.

(B) For a utility that is not subject to the jurisdiction, regulation, supervision and control of the state corporation commission, service under any parallel generation service contract shall be subject to the current federal energy regulatory commission interconnection procedures and regulations.

~~(e)~~(2) In any case where the owner of the renewable generator customer and the a utility that is subject to the jurisdiction, regulation, supervision and control of the state corporation commission cannot agree to terms and conditions of any contract provided for by this section, the state corporation commission shall establish the terms and conditions for such contract.

(l) A utility shall not impose any additional fees, charges or requirements for the provision of parallel generation service unless expressly authorized pursuant to this section. Nothing in this section shall be construed to:

(1) Prohibit a utility from charging a distributed energy customer for the use of the utility's system; and

(2) authorize a utility to charge a distributed energy customer for power exported to the utility by such customer.

(m) (1) Any customer who has received approval from a utility to construct or operate a distributed energy system pursuant to this section shall notify the utility within 30 calendar days following the date that the construction has been canceled or the system is permanently shut down. Upon receipt of such notice, the utility shall cancel the parallel generation service contract with such customer.

(2) If a utility has reason to suspect that a customer's distributed energy system has been abandoned and is no longer producing energy, such utility may request verification from the customer that the system is still functioning, or that the customer has a reasonable plan to reenergize the system. If the customer fails to repair the system or provide a reasonable plan to complete such repairs within six months, the utility shall have the option to cancel the parallel generation service contract with such customer.

(3) Upon cancellation of any parallel generation service contract pursuant to this subsection, the utility shall not be obligated to refund any fees previously paid by the customer.

(n) (1) A customer shall have the right to repair or rebuild such customer's distributed energy system with listed equipment as long as such repair or rebuilding does not cause an increase in export capacity.

(2) If a customer repairs or replaces a distributed energy system, the customer shall notify the utility prior to such repair or replacement and provide proof that the new equipment complies with the same rules, regulations and approved capacity as the original installation. The utility shall have the right to require and conduct a witness test prior to authorizing operation of the system. A customer who repairs or replaces a system pursuant to this paragraph shall not be required to submit a new parallel generation service application to the utility.

(3) A customer shall not repair or replace a distributed energy system in a way that increases the export capacity of the system without providing prior notification to the utility. The utility may require the customer to submit a new parallel generation service application to include the new provisions and requirements relating to such system.

(f)(o) (1) The governing body of any school desiring to proceed under this section shall, prior to taking any action permitted by this section, make a finding that either:

(1)(A) Net energy cost savings will accrue to the school from such renewable generation over a 20-year period; or

(2)(B) that such renewable generation is a science project being conducted for educational purposes and that such project may not recoup the expenses of the project through energy cost savings.

(2) Any school proceeding under this section may contract or enter into a finance, pledge, loan or lease-purchase agreement with the Kansas development finance authority as a means of financing the cost of such renewable generation.

~~(g)(p) Each kilowatt of nameplate capacity of the parallel generation of electricity provided for in this section shall count as 1.10 kilowatts toward the compliance of the affected utility, as defined in K.S.A. 66-1257, and amendments thereto, and with whom the customer-generator has contracted, with the renewable energy standards act in K.S.A. 66-1256 through 66-1262, and amendments thereto. Nothing in this section shall be construed to require any cooperative as defined in K.S.A. 17-4603, and amendments thereto, electric utility owned by one or more such cooperatives, nonstock member-owned electric cooperative corporation incorporated in this state or municipally owned or operated electric utility to opt in to or otherwise participate in any demand response or distributed energy resource aggregation programs.~~

~~(h)(q) The provisions of the net metering and easy connection act shall not preclude the state corporation commission from approving net metering tariffs upon request of an electric utility for other methods of renewable generation not prescribed in subsection (b)(1) of K.S.A. 66-1264(b)(1), and amendments thereto.~~

Sec. 5. K.S.A. 66-1268 is hereby amended to read as follows: 66-1268. (a) Net metered facilities must meet all applicable safety, performance, interconnection and reliability standards established by the national electrical code, the national electrical safety code, the institute of electrical and electronics engineers, underwriters laboratories, the federal energy regulatory commission and any local governing authorities. A utility may require that a customer-generator's system contain a switch, circuit breaker, fuse or other easily accessible device or feature located in immediate proximity to the customer-generator's metering equipment that would allow a utility worker the ability to manually and instantly disconnect the unit from the utility's electric distribution system.

(b) A utility may not require a customer-generator whose net metering facility meets the standards in subsection (a) to comply with additional safety or performance standards or perform or pay for additional tests or purchase additional liability insurance. A utility shall not be liable directly or indirectly for permitting or continuing to allow an attachment of a net metered facility or for the acts or omissions of the customer-generator that cause loss or injury, including death, to any third party.

(c) (1) *Any customer-generator who has received approval from a utility to construct or operate a net metering facility shall notify the utility within 30 calendar days following the date that the construction has been canceled or the facility is permanently shut down. Upon receipt of such notice, the utility shall cancel the interconnection agreement with such customer.*

(2) *If a utility has reason to suspect that a customer-generator's facility has been abandoned and is no longer producing energy, such utility may request verification from the customer-generator that the facility is still functioning or that the customer-generator has a reasonable plan to reenergize the facility. If the customer-generator fails to repair the facility or provide a reasonable plan to complete such repairs within six months, the utility shall have the option to cancel the interconnection agreement with such customer-generator.*

(3) *Upon cancellation of any interconnection agreement pursuant to this subsection, the utility shall not be obligated to refund any fees previously paid by the customer-generator.*

(d) (1) *A customer-generator shall have the right to repair or rebuild such customer-generator's net metering facility that is subject to an interconnection agreement with listed equipment as long as such repair or rebuilding does not cause an increase in export capacity.*

(2) *If a customer-generator repairs or replaces a facility, the customer shall notify the utility prior to such repair or replacement and provide proof that the new equipment complies with the same rules, regulations and approved capacity as the original installation. The utility shall have the right to require and conduct a witness test prior to authorizing operation of the facility. A customer who repairs or replaces a facility pursuant to this paragraph shall not be required to submit a new net metering interconnection application to the utility.*

(3) *A customer-generator shall not repair or replace a facility system in a way that increases the export capacity of the system without providing prior notification to the utility. The utility may require the customer-generator to submit a new net metering interconnection application to include the new provisions and requirements relating to such facility.*

Sec. 6. K.S.A. 66-1,184 and 66-1268 are hereby repealed.

Sec. 7. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 053119

State of Kansas

Secretary of State Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Published in the Kansas Register May 1, 2025.)

House Bill No. 2155

AN ACT concerning sheriffs; relating to liability; specifying that sheriffs have liability for official acts related to charge and custody of jails; amending K.S.A. 19-811 and repealing the existing section.

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

Section 1. K.S.A. 19-811 is hereby amended to read as follows: 19-811. The sheriff shall have the charge and custody of the jail of ~~his~~ *the sheriff's* county, and all the prisoners in ~~the same~~ *such jail*, and shall keep such jail-~~himself personally, or by his~~ *official acts the sheriff and* a deputy or jailer, for whose ~~acts he and his sureties~~ *sureties of the sheriff* shall be liable.

Sec. 2. K.S.A. 19-811 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 053120

State of Kansas

Secretary of State

Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Editor's Note: The following bill was vetoed by the Governor April 3, 2025. The veto was overridden by the Legislature April 10, 2025. The Governor's veto message and the Legislature's certificate concerning the override are published immediately following the bill.)

(Published in the Kansas Register May 1, 2025.)

House Bill No. 2311

AN ACT concerning children and minors; relating to the secretary for children and families; prohibiting the secretary from adopting and enforcing policies for placement, custody or appointment of a custodian that may conflict with sincerely held religious or moral beliefs regarding sexual orientation or gender identity; creating a right of action for violations against the secretary for children and families.

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

Section 1. (a) The secretary for children and families shall not adopt, implement or enforce a policy for selection as an out-of-home or adoptive placement or custody for adoption, appointment as a permanent or SOUL custodian or licensure under K.S.A. 65-501 et seq., and amendments thereto, that:

(1) Requires a person to affirm, accept or support any governmental policy regarding sexual orientation or gender identity that may conflict with the person's sincerely held religious or moral beliefs; or

(2) prohibits selection, appointment or licensure, if otherwise eligible, of a person because of such person's sincerely held religious or moral beliefs regarding sexual orientation or gender identity or intent to guide or instruct a child consistent with such beliefs.

(b) This section shall not be construed to:

(1) Prohibit the secretary from considering the religious or moral beliefs of a child or the child's biological family or community, including, but not limited to, beliefs regarding sexual orientation and gender identity, in relation to the religious or moral beliefs of a person selected or being considered for placement, custody or appointment, when determining whether an out-of-home or adoptive placement, custody for adoption or appointment of a custodian is in the best interests of the child; or

(2) prohibit or relieve the secretary from making out-of-home or adoptive placements, custody for adoption or appointments of a custodian in the best interests of the child as otherwise required by law.

(c) (1) A person aggrieved by a violation of subsection (a) may recover actual damages, injunctive relief, costs and reasonable attorney fees from the department for children and families.

(2) The department for children and families shall be liable for any action taken by a contractor that violates

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this section.

(3) No action for a violation of subsection (a) shall be brought against an entity that contracts with the department.

(d) This section shall be a part of and supplemental to the revised Kansas code for care of children.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 053121

State of Kansas

Office of the Governor

Message from the Governor Regarding Veto of House Bill 2311

The top priority of the Kansas Department for Children and Families should be adhering to the “best interest of the child” standard. Legislation like this detracts from this standard and stands in the way of best serving those in the child welfare system.

Children in need of care already face unique and complex challenges. I will not sign legislation that could further complicate their lives.

I also have concerns that this bill could expose the state to frivolous lawsuits and hinder the agency by taking time and resources away from critical services.

Therefore, under Article 2, Section 14(a) of the Constitution, I hereby veto House Bill 2311.

Dated April 3, 2025.

Laura Kelly
Governor

Doc. No. 053122

State of Kansas

Kansas Legislature

CERTIFICATE

In accordance with K.S.A. 45-304, it is certified that, **HB 2311**, was not approved by the Governor on April 3, 2025. The bill was approved on April 10, 2025 by two-thirds of the members elected to the House of Representatives notwithstanding the objections of the Governor; was reconsidered by the Senate and approved on April 10, 2025 by two-thirds of the members elected to the Senate notwithstanding the objections, and the bill did pass and shall become law.

This certificate is made this 10th day of April 2025 by the President of the Senate and Secretary of the Senate and the Speaker of the House and Chief Clerk of the House.

Ty Masterson
President of the Senate

Corey Carnahan
Secretary of the Senate

Daniel R. Hawkins
Speaker of the House of Representatives

Susan W. Kannarr
Chief Clerk of the House of Representatives

Doc. No. 053123

State of Kansas

Secretary of State

Certification of New State Laws

I, Scott Schwab, Secretary of State of the State of Kansas, do hereby certify that the following bill is a correct copy of the original enrolled bill now on file in my office.

Scott Schwab
Secretary of State

(Published in the Kansas Register May 1, 2025.)

House Bill No. 2342

AN ACT concerning criminal history record information; relating to state and national criminal history record checks; authorizing the attorney general and the state gaming agency to receive more criminal history records; updating criminal history record language related to the state bank commissioner; requiring the secretary of labor to conduct such checks on employees who have access to federal tax information; authorizing the secretary of commerce to conduct such checks on final applicants for and employees in certain sensitive positions; amending K.S.A. 75-5702 and K.S.A. 2024 Supp. 9-555, 9-565, 9-2411, 22-4714 and 75-7b01 and repealing the existing sections.

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

New Section 1. (a) The secretary of commerce may request the Kansas bureau of investigations to conduct a state and national criminal history record check on any final applicant for, or employee in, a sensitive position with the department of commerce, in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto. The secretary may use the information obtained from such state and national criminal history record check in the determination of the qualifications and fitness of the final applicant for, or the employee in, a sensitive position with the department. Such determination shall be in the discretion of the secretary except for the minimum standard required pursuant to subsection (b).

(b) As a minimum standard for a final applicant offered employment with the department in a sensitive position or employment for an employee in a sensitive position, a person shall have no misdemeanor conviction for any crime involving theft, fraud, forgery or other financial crime or any felony conviction under the laws of any state or of the United States, either prior to or during such employment.

(d) For purposes of this section:

(1) "Final applicant" means an applicant for a sensitive position with the department of commerce whom the secretary has determined is among a select group of applicants that are the most qualified for the sensitive position and to whom the secretary intends to give final consideration for an offer of such employment.

(2) "Sensitive position" means an employee in:

(A) The positions of division director, assistant secretary, deputy secretary, IT manager and chief counsel;

(B) grant or loan program manager positions directly involved with accounting or disbursement of funds; and

(C) any position determined by the secretary to involve significant financial management responsibilities, the collection or maintenance of, or access to, confidential personal or business information or a significant risk of fraud or financial liability to the department.

(e) The provisions of K.S.A. 75-7241, and amendments thereto, shall supersede the provisions of this section.

Sec. 2. K.S.A. 2024 Supp. 9-555 is hereby amended to read as follows: 9-555. (a) K.S.A. 2024 Supp. 9-555 through 9-596, and amendments thereto, shall be known and may be cited as the Kansas money transmission act.

(b) As used in the Kansas money transmission act:

(1) "Act" means the Kansas money transmission act.

(2) "Acting in concert" means persons knowingly acting together with a common goal of jointly acquiring control of a licensee whether or not pursuant to an express agreement.

(3) *"Applicant in control of a licensee" means a person or a person in a group of persons acting in concert that is in control of, or apply to acquire control of, a licensee pursuant to K.S.A. 2024 Supp. 9-571, and amendments thereto.*

(4) "Authorized delegate" means a person designated by a licensee to engage in money transmission on behalf of the licensee.

~~(4)~~(5) "Average daily money transmission liability" means the amount of the licensee's outstanding money transmission obligations in Kansas at the end of each day in a given period of time added together and divided by the total number of days in the given period of time. For any licensee required to calculate "average daily money transmission liability" pursuant to this act, the given period of time shall be the calendar quarters ending March 31, June 30, September 30 and December 31.

~~(5)~~(6) "Closed loop stored value" means stored value that is redeemable by the issuer only for goods or services provided by the issuer or the issuer's affiliates or franchisees of the issuer or the franchisees's affiliates, except to the extent required by applicable law to be redeemable in cash for its cash value.

~~(6)~~(7) "Commissioner" means the state bank commissioner, or a person designated by the state bank commissioner to enforce this act.

~~(7)~~(8) "Control" means the power to:

(A) Vote directly or indirectly at least 25% of the outstanding voting shares or voting interests of a licensee or person in control of a licensee;

(B) elect or appoint a majority of key individuals or executive officers, managers, directors, trustees or other persons exercising managerial authority of a person in control of a licensee; or

(C) exercise, directly or indirectly, a controlling influence over the management or policies of a licensee or person in control of a licensee.

~~(8)~~(9) "Eligible rating" means a credit rating from any of the three highest rating categories provided by an eligible rating service. Each rating category may include rating category modifiers such as plus or minus for Standard & Poor or the equivalent for any other eligible rating service. "Eligible rating" shall be determined as follows:

(A) Long-term credit ratings shall be deemed eligible if the rating is equal to A- or higher by Standard & Poor or the equivalent from any other eligible rating service.

(B) Short-term credit ratings are deemed eligible if the rating is equal to or higher than A-2 or SP-2 by Standard & Poor or the equivalent from any other eligible rating service. If ratings differ among eligible rating services, the highest rating shall apply when determining whether a security bears an eligible rating.

~~(9)~~(10) “Eligible rating service” means any nationally recognized statistical rating organization that has been registered by the securities and exchange commission or any organization designated by the commissioner through order or rules and regulations as an eligible rating service.

~~(10)~~(11) “Federally insured depository financial institution” means a bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank or industrial loan company organized under the laws of the United States or any state of the United States, when such bank, credit union, savings and loan association, trust company, savings association, savings bank, industrial bank or industrial loan company has federally insured deposits.

~~(11)~~(12) “In Kansas” means the:

(A) Physical location of a person who is requesting a transaction in person in the state of Kansas; or

(B) person’s residential address or the principal place of business for a person requesting a transaction electronically or by telephone if such residential address or principal place of business is in the state of Kansas.

~~(12)~~(13) “Individual” means a natural person.

~~(13)~~(14) “Key individual” means any individual ultimately responsible for establishing or directing policies and procedures of the licensee, including, but not limited to, an executive officer, manager, director or trustee.

~~(14)~~(15) “Licensee” means a person licensed under this act.

~~(15)~~(16) “Material litigation” means litigation, that according to United States generally accepted accounting principles, is significant to a person’s financial health and would be a required disclosure in the person’s annual audited financial statements, report to shareholders or similar records.

~~(16)~~(17) “Money” means a medium of exchange that is authorized or adopted by the United States or a foreign government. “Money” includes a monetary unit of account established by an intergovernmental organization or by agreement between two or more governments.

~~(17)~~(18) “Monetary value” means a medium of exchange, whether or not redeemable in money.

~~(18)~~(19) (A) “Money transmission” means any of the following:

(i) Selling or issuing payment instruments to a person located in Kansas;

(ii) selling or issuing stored value to a person located in Kansas;

(iii) receiving money for transmission from a person located in Kansas; or

(iv) payroll processing services.

(B) “Money transmission” does not include the provision of solely online or telecommunications services or network access.

~~(19)~~(20) “Money service business accredited state” means a state agency that is accredited by the conference of state bank supervisors and money transmitter regulators association for money transmission licensing and supervision.

~~(20)~~(21) “Multistate licensing process” means any agreement entered into by state regulators relating to coordinated processing of applications for money transmission licenses, applications for the acquisition of control of a licensee, control determinations or notice and information requirements for a change of key individuals.

~~(21)~~(22) “Nationwide multistate licensing system and registry” means a licensing system developed by the conference of state bank supervisors and the American association of residential mortgage regulators and owned and operated by the state regulatory registry, limited liability company or any successor or affiliated entity for the licensing and registration of persons in financial services industries.

~~(22)~~(23) (A) “Outstanding money transmission obligation” means:

(i) Any payment instrument or stored value issued or sold by the licensee to a person located in the United States or reported as sold by an authorized delegate of the licensee to a person that is located in the United States that has not yet been paid or refunded by or for the licensee or escheated in accordance with applicable abandoned property laws; or

(ii) any money received for transmission by the licensee or an authorized delegate in the United States from a person located in the United States that has not been received by the payee or refunded to the sender or escheated in accordance with applicable abandoned property laws.

(B) “In the United States” includes a person in any state, territory or possession of the United States, the District of Columbia, the commonwealth of Puerto Rico or a United States military installation that is located in a foreign country.

~~(23)~~(24) “Passive investor” means a person that:

(A) Does not have the power to elect a majority of key individuals or executive officers, managers, directors, trustees or other persons exercising managerial authority of a person in control of a licensee;

(B) is not employed by and does not have any managerial duties of the licensee or person in control of a licensee; or

(C) does not have the power to exercise, directly or indirectly, a controlling influence over the management or policies of a licensee or person in control of a licensee; and

(D) (i) either attests to subparagraphs (A), (B) and (C) in a form and in a manner prescribed by the commissioner; or

(ii) commits to the passivity characteristics of subparagraphs (A), (B) and (C) in a written document.

~~(24)~~(25) (A) “Payment instrument” means a written or electronic check, draft, money order, traveler’s check or other written or electronic instrument for the transmission or payment of money or monetary value, regardless of negotiability.

(B) “Payment instrument” does not include stored value or any instrument that is:

(i) Redeemable by the issuer only for goods or services provided by the issuer or the issuer’s affiliate or franchisees of the issuer or the franchisees’ affiliate, except to the extent required by applicable law to be redeemable in cash for its cash value; or

(ii) not sold to the public but issued and distributed as part of a loyalty, rewards or promotional program.

~~(25)~~(26) “Payroll processing services” means the receipt of money for transmission pursuant to a contract with a person to deliver wages or salaries, make payment of payroll taxes to state and federal agencies, make payments relating to employee benefit plans or make distributions of other authorized deductions from wages or salaries. “Payroll processing services” does not include an employer performing payroll processing services on the employer’s own behalf or on behalf of an affiliate.

~~(26)~~(27) “Person” means any individual, general partnership, limited partnership, limited liability company,

corporation, trust, association, joint stock corporation or other corporate entity identified or recognized by the commissioner.

~~(27)~~(28) “Receiving money for transmission” or “money received for transmission” means the receipt of money or monetary value in the United States for transmission within or outside the United States by electronic or other means.

~~(28)~~(29) “Stored value” means monetary value representing a claim against the issuer evidenced by an electronic or digital record and that is intended and accepted for use as a means of redemption for money or monetary value or payment for goods or services. “Stored value” includes, but is not limited to, prepaid access as defined by 31 C.F.R. § 1010.100. “Stored value” does not include a payment instrument or closed loop stored value or stored value not sold to the public but issued and distributed as part of a loyalty, rewards or promotional program.

~~(29)~~(30) “Tangible net worth” means the aggregate assets of a licensee excluding all intangible assets, less liabilities, as determined in accordance with United States generally accepted accounting principles.

(c) This section shall take effect on and after January 1, 2025.

Sec. 3. K.S.A. 2024 Supp. 9-565 is hereby amended to read as follows: 9-565. (a) As a part of any original application, any individual in control of a licensee, any applicant in control of a licensee and each key individual shall provide the commissioner with the following items through the nationwide multistate licensing system and registry:

~~(1) (A) The office of the state bank commissioner may require an applicant in control of a licensee, a licensee or a key individual to be fingerprinted and submit to a state and national criminal history record check in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto. The fingerprints shall be used to identify the individual and to determine whether such individual has a record of criminal history in this state or other jurisdictions. The office of the state bank commissioner is authorized to submit the fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check. The office of the state bank commissioner may use the information obtained from fingerprinting and the criminal history for purposes of verifying the identification of the individual and in the official determination of the qualifications and fitness of the individual to be issued or to maintain a license;~~

~~(B) Local and state law enforcement officers and agencies shall assist the office of the state bank commissioner in taking and processing of fingerprints of applicants for and holders of any license, registration, permit or certificate;~~

~~(C) The Kansas bureau of investigation shall release all records of adult convictions and nonconvictions in Kansas and adult convictions, adjudications and nonconvictions of another state or country to the office of the state bank commissioner. Disclosure or use of any information received for any purpose other than provided in this section shall be a class A misdemeanor and shall constitute grounds for removal from office or termination of employment; and~~

~~(D)~~(B) Any individual that who currently resides and has continuously resided outside of the United States for the past 10 years shall not be required to comply with this subsection; and

(2) a description of the individual's personal history and experience provided in a form and manner prescribed by the commissioner to obtain the following:

(A) An independent credit report from a consumer reporting agency. This requirement shall be waived if the individual does not have a social security number;

- (B) information related to any criminal convictions or pending charges; and
- (C) information related to any regulatory or administrative action and any civil litigation involving claims of fraud, misrepresentation, conversion, mismanagement of funds, breach of fiduciary duty or breach of contract.
- (b) (1) If the individual has resided outside of the United States at any time during the 10-year period immediately preceding the individual's application, the individual shall also provide an investigative background report prepared by an independent search firm.
- (2) At a minimum, the search firm shall:
 - (A) Demonstrate that it has sufficient knowledge and resources and that such firm employs accepted and reasonable methodologies to conduct the research of the background report; and
 - (B) not be affiliated with or have an interest with the individual it is researching.
- (3) The investigative background report shall be provided in English and, at a minimum, shall contain the following:
 - (A) A comprehensive credit report or any equivalent information obtained or generated by the independent search firm to accomplish such report, including a search of the court data in the countries, provinces, states, cities, towns and contiguous areas where the individual resided and worked if such report is available in the individual's current jurisdiction of residency;
 - (B) criminal records information for the 10-year period immediately preceding the individual's application, including, but not limited to, felonies, misdemeanors or similar convictions for violations of law in the countries, provinces, states, cities, towns and contiguous areas where the individual resided and worked;
 - (C) employment history;
 - (D) media history including an electronic search of national and local publications, wire services and business applications; and
 - (E) financial services-related regulatory history, including, but not limited to, money transmission, securities, banking, insurance and mortgage-related industries.
- (c) Any information required by this section may be used by the commissioner in making an official determination of the qualifications and fitness of the person in control or who seeks to gain control of the licensee.
- (d) This section shall take effect on and after January 1, 2025.

Sec. 4. K.S.A. 2024 Supp. 9-2411 is hereby amended to read as follows: 9-2411. (a) The commissioner shall administer the provisions of this act. In addition to other powers granted by this act, the commissioner, within the limitations provided by law, may exercise the following powers:

- (1) Adopt, amend and revoke rules and regulations as necessary to carry out the intent and purpose of this act;
- (2) make any investigation and examination of the operations, books and records of an earned wage access services provider as the commissioner deems necessary to aid in the enforcement of this act;
- (3) have free and reasonable access to the offices, places of business and all records of the registrant that will enable the commissioner to determine whether the registrant is complying with the provisions of this act. The commissioner may designate persons, including comparable officials of the state in which the records are located, to inspect the records on the commissioner's behalf;

- (4) establish, charge and collect fees from applicants or registrants for reasonable costs of investigation, examination and administration of this act, in such amounts as the commissioner may determine to be sufficient to meet the budget requirements of the commissioner for each fiscal year. The commissioner may maintain an action in any court to recover such costs;
- (5) order any registrant or person to cease any activity or practice that the commissioner deems to be deceptive, dishonest, a violation of this act, or of any other state or federal law, or unduly harmful to the interests of the public;
- (6) exchange any information regarding the administration of this act with any agency of the United States or any state that regulates the applicant or registrant or administers statutes, rules and regulations or programs related to earned wage access services laws with any attorney general or district attorney with jurisdiction to enforce criminal violations of this act;
- (7) disclose to any person or entity that an applicant's or registrant's application or registration has been denied, suspended, revoked or refused renewal;
- (8) require or permit any person to file a written statement, under oath or otherwise as the commissioner may direct, setting forth all the facts and circumstances concerning any apparent violation of this act, any rule and regulation adopted thereunder or any order issued pursuant to this act;
- (9) receive, as a condition in settlement of any investigation or examination, a payment designated for consumer education to be expended for such purpose as directed by the commissioner;
- (10) delegate the authority to sign any orders, official documents or papers issued under or related to this act to the deputy of consumer and mortgage lending division of the office of the state bank commissioner;
- ~~(11)-(A) require fingerprinting of any officer, partner, member, owner, principal or director of an applicant or registrant. Such fingerprints may be submitted to the Kansas bureau of investigation and the federal bureau of investigation for a state and national criminal history record check to be submitted to the office of the state bank commissioner. The fingerprints shall be used to identify the person and to determine whether the person has a record of arrests and convictions in this state or other jurisdictions. The office of the state bank commissioner may use information obtained from fingerprinting and the criminal history for purposes of verifying the identification of the person and in the official determination of the qualifications and fitness of the persons associated with the applicant. Whenever the office of the state bank commissioner requires fingerprinting, any associated costs shall be paid by the applicant or the parties to the application.~~
- ~~(B) The Kansas bureau of investigation shall release all records of adult convictions, adjudications, and juvenile adjudications in Kansas and of another state or country to the office of the state bank commissioner. The office of the state bank commissioner shall not disclose or use a state and national criminal history record check for any purpose except as provided for in this section. Unauthorized use of a state or national criminal history record check shall constitute a class A nonperson misdemeanor.~~
- ~~(C) Each state and national criminal history record check shall be confidential, not subject to the open records act, K.S.A. 45-215 et seq., and amendments thereto, and not be disclosed to any applicant or registrant. The provisions of this subparagraph shall expire on July 1, 2029, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029 to submit to a state and national criminal history record check in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto;~~
- (12) issue, amend and revoke written administrative guidance documents in accordance with the applicable provisions of the Kansas rules and regulations filing act;

(13) enter into any informal agreement with any person for a plan of action to address violations of this act; and

(14) require use of a nationwide multi-state licensing system and registry for processing applications, renewals, amendments, surrenders and any other activity that the commissioner deems appropriate. The commissioner may establish relationships or contracts with the nationwide multi-state licensing system and registry or other entities to collect and maintain records and process transaction fees or other fees related to applicants and licensees, as may be reasonably necessary to participate in the nationwide multi-state licensing system and registry. The commissioner may report violations of the law, as well as enforcement actions and other relevant information to the nationwide multi-state licensing system and registry. The commissioner may require any applicant or licensee to file reports with the nationwide multi-state licensing system and registry in the form prescribed by the commissioner.

(b) Examination reports and correspondence regarding such reports made by the commissioner or the commissioner's designees shall be confidential and shall not be subject to the provisions of the open records act, K.S.A. 45-215 et seq., and amendments thereto. The commissioner may release examination reports and correspondence regarding the reports in connection with a disciplinary proceeding conducted by the commissioner, a liquidation proceeding or a criminal investigation or proceeding. Additionally, the commissioner may furnish to federal or other state regulatory agencies or any officer or examiner thereof, a copy of any or all examination reports and correspondence regarding the reports made by the commissioner or the commissioner's designees. The provisions of this subsection shall expire on July 1, 2029, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029.

(c) For the purpose of any examination, investigation or proceeding under this act, the commissioner or the commissioner's designee may administer oaths and affirmations, subpoena witnesses, compel such witnesses' attendance, introduce evidence and require the production of any matter that is relevant to the examination or investigation, including the existence, description, nature, custody, condition and location of any books, documents or other tangible things and the identity and location of persons having knowledge of relevant facts or any other matter reasonably calculated to lead to the discovery of relevant information or items.

(d) The adoption of an informal agreement authorized by this section shall not be subject to the provisions of the Kansas administrative procedure act or the Kansas judicial review act. Any informal agreement authorized by this subsection shall not be considered an order or other agency action and shall be considered confidential examination material. All such examination material shall be confidential by law and privileged, shall not be subject to the provisions of the open records act, K.S.A. 45-215 et seq., and amendments thereto, shall not be subject to subpoena and shall not be subject to discovery or admissible in evidence in any private civil action. The provisions of this subsection shall expire on July 1, 2029, unless the legislature reviews and acts to continue such provisions pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029.

Sec. 5. K.S.A. 2024 Supp. 22-4714 is hereby amended to read as follows: 22-4714. (a) A governmental agency other than a criminal justice agency as defined in K.S.A. 22-4701, and amendments thereto, identified in subsection (b) may require a person to be fingerprinted and shall submit such fingerprints to the Kansas bureau of investigation and the federal bureau of investigation for a search of the state and federal database. Fingerprints provided pursuant to this section may be used to identify a person and to determine whether such person has a record of criminal history in this state or in another jurisdiction. An agency identified in subsection (b) may use the information obtained from the criminal history record check for the purposes of verifying the identification of a person and in the official determination of the qualifications and fitness of such person to be issued or maintain employment, licensure, registration, certification or a permit, act as an agent of a licensee, hold ownership of a licensee or serve as a director or officer of a licensee.

(b) (1) The Kansas bureau of investigation shall release criminal history record information related to adult

convictions, adult non-convictions, adult diversions, adult expunged records, juvenile adjudications, juvenile non-adjudications, juvenile diversions and juvenile expunged records to:

(A) The Kansas department for children and families or the Kansas department for aging and disability services for initial or continuing employment or participation in any program administered for the placement, safety, protection or treatment of vulnerable children or adults as described in K.S.A. 75-53,105, and amendments thereto;

(B) the attorney general for applicants as defined in K.S.A. 75-7b01, and amendments thereto, in connection with such application as described in K.S.A. 75-7b04 and 75-7b17, and amendments thereto;

(C) the attorney general for applicants as defined in K.S.A. 75-7c02, and amendments thereto, in connection with such application as described in K.S.A. 75-7c05, and amendments thereto;

(D) the attorney general for applicants as defined in K.S.A. 75-7b01, and amendments thereto, in connection with such application for certification as described in K.S.A. 75-7b21, and amendments thereto; and

(E) the attorney general for applicants as defined in K.S.A. 7e01, and amendments thereto, in connection with such application as described in K.S.A. 75-7e03, and amendments thereto.

(2) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions, adult expunged records and juvenile expunged records to:

(A) The state lottery for candidates for employees as defined in K.S.A. 74-8702, and amendments thereto, in connection with such employment as described in K.S.A. 74-8704, and amendments thereto; and

(B) the Kansas racing and gaming commission for candidates for employees or licensees as defined in K.S.A. 74-8802, and amendments thereto, in connection with such employment or license as described in K.S.A. 74-8804, and amendments thereto, including an applicant for a simulcasting license.

(3) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions, adult expunged records, juvenile adjudications, juvenile non-adjudications and juvenile diversions to:

(A) The emergency medical services board for applicants as defined in K.S.A. 65-6129, and amendments thereto, in connection with such application as described in K.S.A. 65-6129, and amendments thereto;

~~(B) the attorney general for applicants as defined in K.S.A. 75-7c01, and amendments thereto, in connection with such application as described in K.S.A. 75-7c05, and amendments thereto; and~~

~~(C) the department of administration for candidates for sensitive employees as defined in K.S.A. 75-3707e, and amendments thereto, in connection with such employment as described in K.S.A. 75-3707e, and amendments thereto; and~~

(C) the state gaming agency for candidates for employees and licensees as defined in K.S.A. 74-9802, and amendments thereto, in connection with such employment or license as described in K.S.A. 74-9805, and amendments thereto.

(4) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions and adult expunged records to:

(A) The supreme court and state board of law examiners for applicants as defined in K.S.A. 7-127, and amendments thereto, in connection with such application as described in K.S.A. 7-127, and amendments thereto; and

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~~(B) the state gaming agency for candidates for employees and licensees as defined in K.S.A. 74-9802, and amendments thereto, in connection with such employment or license as described in K.S.A. 74-9805, and amendments thereto;~~

~~(C) the attorney general for applicants as defined in K.S.A. 75-7b01, and amendments thereto, in connection with such application as described in K.S.A. 75-7b04, and amendments thereto;~~

~~(D) the attorney general for applicants as defined in K.S.A. 75-7b01, and amendments thereto, in connection with such application for certification as described in K.S.A. 75-7b21, and amendments thereto; and~~

~~(E) the commission on peace officers' standards and training for applicants for certification under the Kansas law enforcement training act as described in K.S.A. 74-5607, and amendments thereto.~~

(5) The Kansas bureau of investigation shall release criminal history record information related to adult convictions, adult non-convictions, adult diversions and juvenile adjudications to:

(A) The athletic commission within the Kansas department of commerce for a candidate for boxing commission as defined in K.S.A. 74-50,182, and amendments thereto, in connection with such appointment as described in K.S.A. 74-50,184, and amendments thereto; ~~and~~

(B) the secretary of health and environment for employees at a child care facility as defined in K.S.A. 65-503, and amendments thereto, in connection with such employment as described in K.S.A. 65-516, and amendments thereto;

~~(C) the secretary of commerce for final applicants for a sensitive position or employees in a sensitive position as defined in section 1, and amendments thereto, in connection with such employment as described in section 1, and amendments thereto;~~

~~(D) the secretary of labor for employees as defined in K.S.A. 75-5702, and amendments thereto, in connection with such employment as described in K.S.A. 75-5702, and amendments thereto; and~~

~~(E) the state bank commissioner for any officer, partner, member, owner, principal or director of an applicant or registrant in connection with such application or registration as described in K.S.A. 2024 Supp. 9-2411, and amendments thereto.~~

(6) The Kansas bureau of investigation shall release criminal history record information related to adult convictions and juvenile adjudications to:

(A) The secretary for aging and disability services for applicants as defined in K.S.A. 39-970, and amendments thereto, in connection with such application as described in K.S.A. 39-970, and amendments thereto;

(B) the Kansas department for aging and disability services for applicants as defined in K.S.A. 39-2009, and amendments thereto, in connection with such application as described in K.S.A. 39-2009, and amendments thereto; and

(C) the secretary for aging and disability services for applicants as defined in K.S.A. 65-5117, and amendments thereto, in connection with such application as described in K.S.A. 65-5117, and amendments thereto.

(7) The Kansas bureau of investigation shall release criminal history record information related to adult convictions and adult non-convictions to:

(A) The division of motor vehicles within the department of revenue for applicants for reinstatement of a license to drive a commercial motor vehicle as described in K.S.A. 8-2,142, and amendments thereto;

(B) the board of examiners in optometry for applicants or licensees as defined in K.S.A. 65-1501, and

amendments thereto, in connection with such application or an investigation as described in K.S.A. 65-1505, and amendments thereto;

(C) the board of pharmacy for fingerprint candidates as defined in K.S.A. 65-1626, and amendments thereto, in connection with such application or license as described in K.S.A. 65-1696, and amendments thereto;

(D) the state board of healing arts for applicants or licensees as defined in K.S.A. 65-2802, and amendments thereto, in connection with such application or an investigation as described in K.S.A. 65-28,129, and amendments thereto;

(E) the state board of healing arts for applicants or licensees as defined in K.S.A. 65-2901, and amendments thereto, in connection with such application or an investigation as described in K.S.A. 65-2924, and amendments thereto;

(F) the board of nursing for applicants as defined in K.S.A. 74-1112, and amendments thereto, in connection with such application as described in K.S.A. 74-1112, and amendments thereto;

(G) the behavioral sciences regulatory board for licensees as defined in K.S.A. 74-7511, and amendments thereto, in connection with such application or license as described in K.S.A. 74-7511, and amendments thereto;

(H) the state lottery for a vendor to whom a major procurement contract is to be awarded in connection with an investigation as described in K.S.A. 74-8705, and amendments thereto;

(I) the attorney general for appointees of the governor to positions subject to confirmation by the senate and judicial appointees as described in K.S.A. 75-712, and amendments thereto;

(J) appointing authorities as defined in K.S.A. 75-4315d, and amendments thereto, for nongubernatorial appointees as described in K.S.A. 75-4315d, and amendments thereto;

(K) the Kansas real estate commission for applicants as defined in K.S.A. 58-3035, and amendments thereto, or for licensees as defined in K.S.A. 58-3035, and amendments thereto, in connection with an investigation as described in K.S.A. 58-3039, and amendments thereto;

(L) the insurance commissioner for applicants for licensure as an insurance agent as defined in K.S.A. 40-4902, and amendments thereto, in connection with such application as described in K.S.A. 40-4905, and amendments thereto; ~~and~~

(M) the insurance commissioner for applicants as defined in K.S.A. 40-5501, and amendments thereto, in connection with such application as described in K.S.A. 40-5505, and amendments thereto; *and*

(N) the state bank commissioner for applicants in control of a licensee, licensees or key individuals as defined in K.S.A. 2024 Supp. 9-555, and amendments thereto, in connection with such application as described in K.S.A. 2024 Supp. 9-565, and amendments thereto.

(8) The Kansas bureau of investigation shall release criminal history record information related to adult convictions to:

(A) The department of agriculture for hemp employees as defined in K.S.A. 2-3901, and amendments thereto, in connection with such employment as described in K.S.A. 2-3902, and amendments thereto;

(B) the department of agriculture for applicants for licensure as a hemp producer as defined in K.S.A. 2-3901, and amendments thereto, in connection with such application as described in K.S.A. 2-3906, and amendments thereto;

(C) the office of state fire marshal for applicants for registration as a hemp processor as defined in K.S.A. 2-3901,

and amendments thereto, in connection with such application as described in K.S.A. 2-3907, and amendments thereto;

(D) the department of agriculture for hemp destruction employees as defined in K.S.A. 2-3901, and amendments thereto, in connection with such employment as described in K.S.A. 2-3911, and amendments thereto;

(E) the bank commissioner for any applicant as defined in K.S.A. 9-508, and amendments thereto, in connection with such application as described in K.S.A. 9-509, and amendments thereto;

(F) the bank commissioner for an applicant for employment as a new executive officer or director with a money transmitter company as described in K.S.A. 9-513e, and amendments thereto;

(G) the bank commissioner for any applicant as defined in K.S.A. 9-1719, and amendments thereto, in connection with such application as described in K.S.A. 9-1722, and amendments thereto;

(H) the bank commissioner for an applicant, registrant or licensee as defined in K.S.A. 9-2201, and amendments thereto, in connection with such application, registration or license as described in K.S.A. 9-2209, and amendments thereto;

(I) the state banking board for any officer, director or organizer of a proposed fiduciary financial institution as defined in K.S.A. 9-2301, and amendments thereto, in connection with such role as described in K.S.A. 9-2302, and amendments thereto;

(J) municipalities for applicants for merchant or security police as described in K.S.A. 12-1679, and amendments thereto;

(K) the bank commissioner for applicants as defined in K.S.A. 16a-6-104, and amendments thereto, in connection with such application as described in K.S.A. 16a-6-104, and amendments thereto;

(L) the state department of credit unions for every candidate as defined in K.S.A. 17-2234, and amendments thereto, in connection with such employment as described in K.S.A. 17-2234, and amendments thereto;

(M) the division of alcoholic beverage control within the department of revenue for applicants as defined in K.S.A. 41-102, and amendments thereto, in connection with such application as described in K.S.A. 41-311b, and amendments thereto;

(N) the division of post audit for employees as defined in K.S.A. 46-1103, and amendments thereto, in connection with such employment as described in K.S.A. 46-1103, and amendments thereto;

(O) the bank commissioner for licensees as defined in K.S.A. 50-1126, and amendments thereto, in connection with such license as described in K.S.A. 50-1128, and amendments thereto;

(P) the real estate appraisal board for licensees as defined in K.S.A. 58-4102, and amendments thereto, in connection with an application or investigation as described in K.S.A. 58-4127, and amendments thereto;

(Q) the real estate appraisal board for applicants as defined in K.S.A. 58-4703, and amendments thereto, in connection with such application as described in K.S.A. 58-4709, and amendments thereto;

(R) the department of health and environment for an employee as defined in K.S.A. 65-2401, and amendments thereto, in connection with such employment as described in K.S.A. 65-2402, and amendments thereto;

(S) the Kansas ~~commission on veterans affairs~~ office of veterans services for candidates as defined in K.S.A. 73-1210a, and amendments thereto, in connection with an application as described in K.S.A. 73-1210a, and amendments thereto;

(T) a senate standing committee for a member named, appointed or elected to the public employee retirement systems board of trustee membership as described in K.S.A. 74-4905, and amendments thereto;

~~(U)~~ the attorney general for applicants as defined in K.S.A. 75-7e01, and amendments thereto, in connection with such application as described in K.S.A. 75-7e03, and amendments thereto;

~~(V)~~ the department of revenue for employees as defined in K.S.A. 75-5133c, and amendments thereto, in connection with such employment as described in K.S.A. 75-5133c, and amendments thereto;

~~(W)~~(V) the ~~division~~ division of motor vehicles within the department of revenue for employees as defined in K.S.A. 75-5156, and amendments thereto, in connection with such employment as described in K.S.A. 75-5156, and amendments thereto;

~~(X)~~(W) the Kansas commission for the deaf and hard of hearing for applicants as defined in K.S.A. 75-5397f, and amendments thereto, in connection with such application as described in K.S.A. 75-5393a, and amendments thereto;

~~(Y)~~(X) the Kansas commission for the deaf and hard of hearing for employees as defined in K.S.A. 75-5397f, and amendments thereto, in connection with such employment as described in K.S.A. 75-5393c, and amendments thereto;

~~(Z)~~(Y) the department of health and environment for employees as defined in K.S.A. 75-5609a, and amendments thereto, in connection with such employment as described in K.S.A. 75-5609a, and amendments thereto; and

~~(AA)~~(Z) an executive branch agency head for employees as defined in K.S.A. 75-7241, and amendments thereto, in connection with such employment as described in K.S.A. 75-7241, and amendments thereto.

(c) State and local law enforcement agencies shall assist with taking fingerprints of individuals as authorized by this section.

(d) Any board, commission, committee or other public body shall recess into a closed executive session pursuant to K.S.A. 75-4319, and amendments thereto, to receive and discuss criminal history record information obtained pursuant to this section.

(e) The Kansas bureau of investigation may charge a reasonable fee for conducting a criminal history record check.

(f) (1) Fingerprints and criminal history record information received pursuant to this section shall be confidential and shall not be subject to the provisions of the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this paragraph shall expire on July 1, 2029, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2029.

(2) Disclosure or use of any information received pursuant to this section for any purpose other than the purpose described in this section shall be a class A nonperson misdemeanor and shall constitute grounds for removal from office.

Sec. 6. K.S.A. 2024 Supp. 75-7b01 is hereby amended to read as follows: 75-7b01. As used in this act:

(a) "Applicant" means a person who has submitted an application for licensure as a private detective or private detective agency pursuant to this act, *a person who has submitted an application for a firearm permit pursuant to this act* or a person who has submitted an application to become certified to train private detectives in the handling of firearms and the lawful use of force.

- (b) “Detective business” means the furnishing of, making of or agreeing to make any investigation for the purpose of obtaining information with reference to:
- (1) Crime or wrongs done or threatened against the United States or any state or territory of the United States, or any political subdivision thereof when furnished or made by persons other than law enforcement officers;
 - (2) the identity, habits, conduct, business, occupation, honesty, integrity, credibility, knowledge, trustworthiness, efficiency, loyalty, activity, movement, whereabouts, affiliations, associations, transactions, acts, reputation or character of any person;
 - (3) the location, disposition or recovery of lost or stolen property;
 - (4) the cause or responsibility for fires, libels, losses, frauds, accidents or damage or injury to persons or to property; or
 - (5) securing evidence to be used before any court, board, officer or investigating committee.
- (c) “Private detective” means any person who, for any consideration whatsoever, engages in detective business.
- (d) “Private detective agency” means a person who regularly employs any other person, other than an organization, to engage in detective business.
- (e) “Private patrol operator” means a person who, for any consideration whatsoever, agrees to furnish or furnishes a watchman, guard, patrolman or other person to protect persons or property or to prevent the theft, unlawful taking, loss, embezzlement, misappropriation or concealment of any goods, wares, merchandise, money, bonds, stocks, notes, documents, papers or property of any kind, or performs the service of such watchman, guard, patrolman or other person for any such purposes.
- (f) “Law enforcement officer” means a law enforcement officer as defined in K.S.A. 21-5111, and amendments thereto.
- (g) “Organization” means a corporation, trust, estate, partnership, cooperative or association.
- (h) “Person” means an individual or organization.
- (i) “Firearm permit” means a permit for the limited authority to carry a firearm concealed on or about the person by one licensed as a private detective.
- (j) “Firearm” means:
- (1) A pistol or revolver ~~which~~ *that* is designed to be fired by the use of a single hand and ~~which~~ *that* is designed to fire or capable of firing fixed cartridge ammunition; or
 - (2) any other weapon ~~which~~ *that* will or is designed to expel a projectile by the action of an explosive and ~~which~~ *that* is designed to be fired by the use of a single hand.
- (k) “Client” means any person who engages the services of a private detective.
- (l) “Dishonesty or fraud” means, in addition to other acts not specifically enumerated herein:
- (1) Knowingly making a false statement relating to evidence or information obtained in the course of employment, or knowingly publishing a slander or a libel in the course of business;
 - (2) using illegal means in the collection or attempted collection of a debt or obligation;
 - (3) manufacturing or producing any false evidence; and

(4) acceptance of employment adverse to a client or former client relating to a matter with respect to which the licensee has obtained confidential information by reason of or in the course of the licensee's employment by such client or former client.

Sec. 7. K.S.A. 75-5702 is hereby amended to read as follows: 75-5702. (a) The secretary of labor may appoint, with the consent of the governor, one public information officer, one or more division directors, one personal secretary and one special assistant, all of whom shall serve at the pleasure of the secretary of labor, shall be in the unclassified service under the Kansas civil service act and shall receive an annual salary fixed by the secretary of labor with the approval of the governor.

(b) (1) The secretary may:

(A) Conduct public or private investigations within or outside of this state which the secretary or the secretary's designee considers necessary or appropriate to determine whether a person has violated, is violating, or is about to violate the employment security law act or a rule and regulation adopted or order issued under the employment security law, or to aid in the enforcement of the employment security law;

(B) require or permit a person to testify, file a statement, or produce a record, under oath or otherwise as the secretary or the secretary's designee determines, as to all the facts and circumstances concerning a matter to be investigated or about which an action or proceeding is to be instituted; and

(C) appoint one or more special investigators to aid in investigations conducted pursuant to this act.

(2) Such special investigators shall have authority to make arrests, serve subpoenas and all other process, conduct searches and seizures, store evidence, and carry firearms, concealed or otherwise while investigating violations of the employment security law act and to generally enforce all the criminal laws of the state as violations of those laws are encountered by such special investigators, except that no special investigator may carry firearms while performing such duties without having first successfully completed the training course prescribed for law enforcement officers under the Kansas law enforcement training act, K.S.A. 74-5601 et seq., and amendments thereto.

(c) The secretary of labor also may appoint such other officers and employees as are necessary to enable the secretary to carry out the duties of the office of the secretary and the department of labor.

(d) (1) *The secretary of labor shall require an employee who has access to federal tax information received directly from the internal revenue service to be fingerprinted and submit to a state and national criminal history record check in accordance with K.S.A. 2024 Supp. 22-4714, and amendments thereto.*

(2) *As used in this subsection, "employee" means a person who has applied for employment or is currently employed with the Kansas department of labor and who has been or will be granted access to federal tax information received directly from the internal revenue service.*

(e) Except as otherwise specifically provided by law, such officers and employees shall be within the classified service under the Kansas civil service act. All personnel of the department of labor shall perform the duties and functions assigned to such personnel by the secretary or prescribed for such personnel by law and shall act for and exercise the powers of the secretary of labor to the extent authority to do so is delegated by the secretary.

Sec. 8. K.S.A. 75-5702 and K.S.A. 2024 Supp. 9-555, 9-565, 9-2411, 22-4714 and 75-7b01 are hereby repealed.

Sec. 9. This act shall take effect and be in force from and after its publication in the Kansas register.

Index to Administrative Regulations

This index lists in numerical order the new, amended, and revoked administrative regulations 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 http://www.sos.ks.gov/publications/pubs_kar.aspx.

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.

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