

# Kansas Register

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### New State Laws

#### **Kansas Legislature**

**Senate Bill 374**, concerning criminal procedure; relating to competency of a defendant to stand trial; establishing procedures in the Kansas code of procedure for municipal courts related to determination of an accused person's competency to stand trial; authorizing a municipal judge to order an examination; authorizing a district court judge to rely on a psychiatric or psychological examination ordered by a municipal court to facilitate an examination; requiring further consideration of evaluation and treatment for defendants charged with the most serious offenses; requiring certain items to be contained in a petition and written report of the evaluation in an involuntary commitment proceeding; setting requirements for involuntary commitment proceedings when the defendant has not been committed or has been released and the court has determined a probability does not exist that the defendant will regain competency in the foreseeable future; requiring the court to make certain findings with respect to a person who is alleged to be mentally ill and subject to involuntary commitment for care and treatment when such person is also a criminal defendant

**House Bill 2068**, concerning pharmacists and pharmacy; allowing a pharmacy to employ certain remote workers to engage in the remote practice of pharmacy; providing for the supervision and duties of remote pharmacy workers; permitting a pharmacist to initiate therapy for certain conditions consistent with the pharmacist's education, training and experience; adding pharmacists who initiate such therapy to the healthcare stabilization fund; allowing for a 90-day emergency supply of a noncontrolled prescription drug to be filled when no refills remain; adopting the United States pharmacopeia compounding standards under the pharmacy act of the state of Kansas; removing the authority of the state board of pharmacy to authorize individuals to access the program database as delegates by rules and regulations

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## New State Laws

**House Bill 2466**, concerning economic development; enacting the Kansas sports authority act to establish a sports authority to provide for the construction, financing and management of certain sports facilities and sports facility infrastructure and create venues for professional sports and other events; requiring members of the authority to submit to a state and national criminal history record check; authorizing STAR bond projects in major amusement park areas; permitting additional STAR bond districts where a major professional sports complex STAR bond district previously existed; clarifying geographic areas from which STAR bond revenues may be pledged; clarifying the length of time that revenues may be captured within a STAR bond project area; permitting cities or counties to pledge community improvement district or transportation development district revenues for the payment of STAR bonds; clearly establishing the authority of the secretary to set or modify STAR bond project district and STAR bond project areas without effect on local revenue pledges with respect to a major professional sports complex STAR bond district; permitting cities and counties, upon the request of the secretary, to modify their pledge area for a major professional sports complex STAR bond district; extending the expiration date of the STAR bonds financing act by prohibiting new STAR bond district approvals after July 1, 2031; clarifying the definition of a STAR bond project area; permitting the secretary to approve applications for STAR bond project financing more than one year after a STAR bond district has been established; condensing city, county and department of commerce notice, posting and reporting requirements; requiring a reset of the base year revenue for purposes of financing new STAR bonds in certain circumstances; clarifying that revenues from the attracting professional sports to Kansas fund may be used to pay management, operations and other costs of a professional sports team's primary facility; authorizing STAR bond projects in certain counties located in certain metropolitan statistical areas as rural redevelopment projects; setting certain visitor origin requirements and requiring certain enforcement by the secretary against developers that fail to meet such requirements; requiring the secretary to make certain information concerning STAR bond projects publicly available on the website of the department of commerce; prohibiting state general fund moneys from being pledged for the repayment of any special obligation bond issued by a city or county to finance a STAR bond project; prohibiting a city or county from using eminent domain to acquire real property for a STAR bond project; requiring the secretary to add to the secretary's annual report information regarding business movement into and out of STAR bond districts and local sales tax revenues lost as the result of such movement

**House Bill 2485**, concerning education; providing requirements for agreements between postsecondary educational institutions and school districts for the provision of postsecondary courses taught in secondary schools; directing the governor to approve short-term workforce training programs for Pell grant eligibility; requiring the state workforce development board to establish an internal process for such eligibility; providing for the transferability of credentials earned through career readiness assessments toward a degree; relating to the Kansas blueprint for literacy; expanding reporting requirements in the every child can read act; requiring members of the literacy advisory committee to have certain expertise; aligning literacy fluency goals with the state board of education's assessment cut scores; requiring school districts to employ reading specialists and develop individual student literacy plans for certain high-risk students; requiring the state board of education to designate best literacy practices and include a literacy practicum in the requirements for teacher licensure; requiring the development of a comprehensive literacy implementation plan; providing requirements for educator preparation programs; prohibiting Kansas promise scholarship awards from being used to fund remedial hours offered as part of corequisite courses; authorizing the chief executive officer of the state board of regents to negotiate and settle repayment obligations arising under certain state financial aid programs; prohibiting the payment of additional funds to any student who is subject to repayment obligations under such financial aid programs

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### New State Laws

**House Bill 2591**, concerning financial institutions; relating to the oversight and regulation of such institutions and certain transactions performed by such institutions; authorizing financial institutions to report suspected financial exploitation of an adult account holder to a designated agency, notify any adult designated as a trusted contact by such account holder of suspected financial exploitation and place a temporary hold on certain transactions or disbursements; limiting liability in any civil or criminal action for taking such actions or choosing not to take such actions; enacting the virtual currency kiosk consumer protection act; providing definitions; establishing requirements for virtual currency kiosk operators; relating to certain disclosures, transaction receipts, fraud detection and prevention, live customer service, kiosk location reporting, money transmission licensure and refunds; imposing certain limits on virtual currency kiosk transaction amounts and charges; authorizing the attorney general and any law enforcement agency to investigate reports of fraudulent money transmission and report to the state bank commissioner; prohibiting the office of the state bank commissioner or any other state agency from becoming a receiver for a technology-enabled fiduciary financial institution that becomes insolvent or declares bankruptcy; providing that earned wage access service registrants are subject to the provisions of the Kansas financial institutions information security act; eliminating certain stipulations relating to the payment of negotiable instruments on Saturday afternoons or holidays

### Bonds

#### **Sedgwick County, Kansas**

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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 4-27-26 through 5-3-26

<b>Term</b>	<b>Rate</b>
1-89 days	3.64%
3 months	3.62%
6 months	3.69%
12 months	3.70%
18 months	3.77%
2 years	3.78%

Joel Oliver  
Executive Director  
Chief Investment Officer  
Pooled Money Investment Board

Doc. No. 054104

**State of Kansas**

## **Kansas Guardianship Program**

### **Notice of Meeting**

The Kansas Guardianship Program will conduct its governing board meeting from 10:00 a.m. to 2:00 p.m. Monday, May 4, 2026, via Zoom and in person at the Kansas State House room 152-S. Please email requests for the Zoom link to [businessoffice@ksgprog.org](mailto:businessoffice@ksgprog.org). Please contact Nancy Mayberry at 785-587-8555 for more information.

Nancy Mayberry  
Executive Director  
Kansas Guardianship Program

**Doc. No. 054108**

**State of Kansas**

## **Kansas Housing Resources Corporation**

### **Notice of an Amendment**

The State of Kansas is amending its Annual Action Plan for years 2024, 2025, and 2026 to include Program Income. Estimated resources made available were \$367,477.23 in 2024, \$77,294 in 2025, and will be approximately \$100,000 in 2026. The Consolidated Plan is the state's policy framework for federal community development and housing programs.

The proposed amendments will be available for public comment from May 14, 2026 to June 15, 2026, at <http://www.kshousingcorp.org>. Limited hard copies will be available at the public hearing site and upon request. Please direct written comments to the attention of the Consolidated Plan, Kansas Housing Resources Corporation, 200 SW 6th Ave., Topeka, KS 66603, phone 785-217-2001, fax 785-232-8073, email [info@kshousingcorp.org](mailto:info@kshousingcorp.org).

Christine Reimler  
Consolidated Plan Coordinator  
Kansas Housing Resources Corporation

**Doc. No. 054106**

**State of Kansas**

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

### **Notice to Bidders**

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

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

05/19/2026	EVT0010792	S81 900 Tons 1.5' Road Rock – Adjutant General
05/19/2026	EVT0010799	Kitchen Fire Suppression Repair – El Dorado Correctional Facility
05/19/2026	EVT0010802	Landscape and Irrigation – Department of Wildlife and Parks
05/20/2026	EVT0010805	Shooting Range Improvements – Cheney Wildlife Area – Department of Wildlife and Parks
05/20/2026	EVT0010806	Rock Quarry Road Improvements – Department of Wildlife and Parks
05/21/2026	EVT0010780	Aerial Spray – Adjutant General
05/21/2026	EVT0010807	Playground Surfacing – Department of Wildlife and Parks
06/02/2026	EVT0010794	Ice and Water Machine Rental – Department for Children and Families

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](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>

05/13/2026	A-015437	Donlon Hall Replace Exterior Doors – Kansas Veterans' Home
05/14/2026	A-015550	Kansas Aquatic Biodiversity Center Fire Restoration – Department of Wildlife and Parks
05/21/2026	A-015466	Second Floor Renovation Trotter Hall – Kansas State University

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  
Kansas Department of Administration

## State of Kansas

### Board of Regents Universities

#### Notice to Bidders

**Emporia State University** – Bid postings: <https://www.emporia.edu/about-emporia-state-university/business-office/purchasing>. Additional contact info: phone: 620-341-5137, email: [purchaseorders@emporia.edu](mailto:purchaseorders@emporia.edu). Mailing address: Emporia State University Purchasing, Campus Box 4021, 1 Kellogg Cir., Emporia, KS 66801.

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

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

**Pittsburg State University** – Bid postings: <https://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4167, email: [purch@pittstate.edu](mailto: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](mailto:purchasing@ku.edu). Mailing address: University of Kansas, Procurement Department, 1246 W. Campus Road Room 20, Lawrence, KS 66045.

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

**Wichita State University** – Bid postings: [https://www.wichita.edu/services/purchasing/Bid\\_Documents/BidDocuments.php](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](mailto:purchasing.office@wichita.edu). Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 38, Wichita, KS 67260-0038.

Ashley Brandt, MBA  
Director of Procurement  
Business Office  
Emporia State University

## State of Kansas

# Department of Transportation

## Notice to Contractors

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

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

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

### Projects for the May 20, 2026 Letting

#### District One – Northeast

**Lyon**–99-56 KA-7274-01 – K-99, geometric improvements in Emporia from Soden Bridge to Kansas Avenue, grading and surfacing, 0.6 miles. (Federal Funds)

#### District Three – Northwest

**Smith**–92 C-5360-01 – Bridge over East Beaver Creek, located 2.0 miles south and 3.0 miles west of Smith Center, bridge replacement, 0.5 miles. (Federal Funds)

**Thomas**: 97 C-5361-01 – Bridge over South Fork of Saline River, located 8.4 miles south and 3.0 miles west of Mingo, bridge replacement, 0.2 miles. (Federal Funds)

**Statewide**: 106 KA-7645-01 – K-247, K-255, US-183 and US-183 Bypass in Ellis, Rooks, Russell, Rush and Trego counties, signing. (State Funds)

#### District Four – Southeast

**Crawford**: 19 TE-0575-01 – East 20th Street, from North Rouse Street to North Home Avenue in Pittsburg, pedestrian and bicycle paths, 0.5 miles. (Federal Funds)

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**Labette:** 166-50 KA-7241-01 – US-166, at five locations from 0.09 miles east of the Montgomery/Labette County line east to 0.40 miles west of Queens Road, guard fence, 15.8 miles. (State Funds)

## District Five – South Central

**Barber:** 4 C-5344-01 – Bridge over Spring Creek, located 2.8 miles east of Sharon, bridge replacement, 0.2 miles. (Federal Funds)

**Barber:** 4 C-5322-01 – RS 31, from 3.5 miles south of US-160 to US-160, guard fence, 3.5 miles. (Federal Funds)

**Barber:** 2-4 KA-7216-01 – K-2, at four locations from 0.57 miles northeast of Hawkins Road northeast to 0.09 miles southwest of Catalpa Road, guard fence, 5.2 miles. (State Funds)

**Barton:** 4-5 KA-7217-01 – K-4, from 0.22 miles east of northeast 120 Avenue, guard fence, 0.2 miles. (State Funds)

**Butler:** 400-8 KA-7995-01 – US-400, culverts from just east of the city of Leon to east of just west of the city of Beaumont, culvert, 11.0 miles. (State Funds)

**Kingman:** 14-48 KA-7218-01 – K-14, from 0.31 miles south of 120 Street, guard fence, 0.2 miles. (State Funds)

**Pawnee:** 73 C-5357-01 – Bridge over Ash Creek located 3.0 miles north and 2.5 miles east of Larned, bridge replacement, 0.1 miles. (Federal Funds)

## District Six – Southwest

**Haskell:** 41 C-5318-01 – All Minor Collectors, signing, 44.9 miles. (Federal Funds)

Calvin Reed  
Secretary  
Kansas Department of Transportation

Doc. No. 054078

**State of Kansas**

## Department of Health and Environment

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

In accordance with Kansas Administrative Regulations 28-16-57a through 63, 28-18-1 through 17, 28-18a-1 through 31 and 33, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

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

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

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#### Public Notice No. KS-AG-26-165/168

#### Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
McDiffett Farm Gregg McDiffett 35715 Drovers Trail Rd. Alma, KS 66401	SW/4 of Section 05 & NE/4 of Section 08 & SW/4 of Section 09 T13S, R09E Wabaunsee County	Kansas River Basin

Kansas Permit No. A-KSWB-S003

The proposed action is to reissue an existing state permit for an existing facility for 615 head (246 animal units) of swine weighing more than 55 pounds, 500 head (50 animal units) of swine 55 pounds or less, and 150 head (150 animal units) of cattle weighing more than 700 pounds, for a total of 446 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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<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
Reinert Feedyard, Inc. Jim Reinert 11786 100 Rd. Ensign, KS 67841	SW/4 of Section 31 T27S, R26W Ford County	Upper Arkansas River Basin

Kansas Permit No. A-UAFO-B012

The proposed action is to reissue an existing state permit for an existing facility for 999 head (999 animal units) of cattle weighing greater than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
SLC, Inc. Curtis and Kelly Selensky 2399 CR 56 Park, KS 67751	NE/4 of Section 11 T12S, R28W Gove County	Smoky Hill River Basin

Kansas Permit No. A-SHGO-B036

The proposed action is to issue a new state permit for a facility for 999 head (999 animal units) of cattle weighing more than 700 pounds. The facility consists of 6.39 acres of open lot pens and a waste management system consisting of one sediment basin, one grass filter area, and one grass buffer. This facility has an approved Waste Management Plan on file with KDHE.

<b>Name and Address of Applicant</b>	<b>Legal Description</b>	<b>Receiving Water</b>
TC Dairy, LLC T28S, R31W SW of Intersection of CR 80 and Road UU Sublette, KS 67877	All of Section 08 Haskell County	Upper Arkansas River Basin

Kansas Permit No. A-UAHS-D002  
Federal Permit No. KS0300014

The proposed action is to issue a new NPDES permit for a facility for 9,975 head (9,975 animal units) of cattle weighing more than 700 pounds, 3,000 head (1,500 animal units) of cattle weighing less than 700 pounds, and 17,500 head (24,500 animal units) of mature dairy cows; for a total of 35,975 animal units. The facility will consist of 78 acres of open dirt lots, one (1) milking parlor, one (1) commodity barn, four (4) confinement barns, one (1) biogas building, and miscellaneous feed and manure storage areas. The waste management system will consist of freshwater diversions, runoff collection channels, five (5) sediment basins, one (1) runoff basin, one (1) covered anaerobic digester lagoon, and four (4) wastewater retention structures. The facility will consist of three separate drainage areas: East, Northeast, and West. This facility has an approved Nutrient Management Plan on file with KDHE.

## Public Notice No. KS-AG-R-26-015

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

Name and Address of Registrant	Legal Description	County
Macke Cattle Roger Macke 1970 F Rd. Baileyville, KS 66404	NW/4 of Section 36 T02S, R11E	Nemaha

## Public Notice No. KS-Q-26-057/059

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
Mulberry Limestone – LaCygne Quarry 325 N. 260th St. Mulberry, KS 66756	Maris des Cygnes River via North Sugar Creek via LaCygne Reservoir via Unnamed Tributary	Process Wastewater

Permit No. I-MC18-PO18  
Federal Permit No. KS0200035

Legal Description: NE¼ of Section 30, Township 19S, Range 25E, Linn County

Location: [38.37078](#), [-94.68284](#)

The proposed action consists of issuing the above-mentioned NPDES permit for the first time, since this is a new facility. An anti-degradation report was completed and is attached. This facility is a limestone quarrying and crushing operation with no rock washing. Outfalls 001A consists of stormwater runoff and pit de-water. This permit contains generic language to protect quality.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Mitchell County RWD #2 PO Box 17 Glen Elder, KS 67446	Solomon River	Process Wastewater

Permit No. I-SO18-PO01  
Federal Permit No. KS0101460

Legal Description: NE¼, NW¼, Section 34, Township 6S, Range 9W, Mitchell County

Location: [39.496058](#), [-98.312453](#)

This action consists of reissuance of an existing NPDES/Kansas Water Pollution Control (KWPC) permit for an existing facility. This system is comprised of a two-cell lagoon system designed for continuous discharge of effluent. The lagoons were constructed with control structures and gravity piping to a discharge point in the Solomon River, directly downstream of Waconda Lake. This permit contains limits for pH, Total Residual Chlorine, Total Residual Chlorine, and Total Suspended Solids. The permit contains monitoring for Total Phosphorus, Chloride, Total Sulfate, Total Recoverable Selenium, and Total Recoverable Lead.

<b>Name and Address of Applicant</b>	<b>Receiving Stream</b>	<b>Type of Discharge</b>
Sunflower Electric – Cimarron River Station PO Box 430 Holcomb, KS 67851		Process Wastewater
Permit No. I-C110-NP02 Federal Permit No. KSJ000512		

Legal Description: SE¼, Section 23, Township 33S, Range 32W, Seward County

Location: [37.15780](#), [-100.76333](#)

The proposed action consists of renewal and reissuance of the existing Kansas Water Pollution Control (KWPC) Permit for an existing, non-discharging wastewater facility. This permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, Ammonia, and E. coli. This is a gas fired peaking steam electric generating power plant. Also, throughout the year it supplies steam, cooling water, service water and electricity to Phillips 66 and Air Products. The permit contains monitoring for Calcium, Chloride, Iron, Magnesium, Chromium, Sodium, Sulfate, Bromide, pH, Selenium, Nitrate, Phosphorus, Total Dissolved Solids, and Electrical Conductivity. Facility has a schedule of compliance for engineering report to assess future modifications to the facility.

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### **Public Notices No. KS-EG-26-006/007**

In accordance with K.A.R. 25-46-7 and that authority vested with the State by the administrator of the U.S. Environmental Protection Agency, draft permit have been prepared for the use of the well(s) described below with the State of Kansas.

#### **Name and Address of Applicant**

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

Permit No. KS-03-159-CGG

The wells shall be cased and cemented such that: 1) injected or withdrawn fluid does not cause deterioration of the water quality of fresh and/or usable water zones, 2) the loss of fresh and/or usable water due to downward migration is prevented, and 3) the release of injected or withdrawn fluids into an unauthorized zone is prevented.

## Name and Address of Applicant

Cargill, Inc. – Hutchinson Salt Plant  
PO Box 1403  
Hutchinson, KS 67504

Permit No. KS-03-155-N26

The wells shall be cased and cemented such that: 1) injected or withdrawn fluid does not cause deterioration of the water quality of fresh and/or usable water zones, 2) the loss of fresh and/or usable water due to downward migration is prevented, and 3) the release of injected or withdrawn fluids into an unauthorized zone is prevented.

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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 30, 2026, will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-26-165/168, KS-AG-R-26-015, KS-Q-26-057/059, KS-EG-26-006/007) and name of the applicant/permittee when preparing comments.

All comments received will be responded to at the time the Secretary of Health and Environment issues a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC). A request for public hearing must be submitted in writing and shall state the nature of the issues proposed to be raised during the hearing.

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

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

Kansas Department of Health and Environment

(Published in the Kansas Register April 30, 2026.)

## Johnson County Community College

### Request for Proposals

Johnson County Community College is accepting bid proposals for the following on-call services:

- 26-220 – On-Call Paver Repair and Replacement Services
- 26-271 – On-Call Architectural Services
- 26-272 – On-Call Civil Engineering Services
- 26-273 – On-Call Mechanical, Electrical, and Plumbing (MEP) Engineering Services
- 26-274 – On-Call Painting and Wall-Covering Services
- 26-275 – On-Call Plumbing Services
- 26-276 – On-Call Roof Consulting Services
- 26-277 – On-Call Mechanical Contractor Services

Solicitation documents may be obtained via the College's eProcurement site and public bulletin board, ProcureWare, at <https://jccc.procureware.com/home>. Call 913-469-3812 or email [procurement@jccc.edu](mailto:procurement@jccc.edu) if you have questions or need assistance. Proposals received through ProcureWare no later than 2:00 p.m. (Central Time) May 8, 2026, will be evaluated. Upon completion of the evaluation ProcureWare will be updated with contract award information.

Larry Allen  
Senior Buyer  
Campus Services  
Johnson County Community College

Doc. No. 054111

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](mailto:legserv@las.ks.gov).

#### April 27 through May 15, 2026

Date	Room	Time	Committee	Agenda
Apr. 30	548-S	3:00 p.m.	Joint Legislative Coordinating Council	Legislative Matters
May 4	159-S	10:00 a.m.	Build Kansas Advisory	Agenda
May 4	582-N	10:00 a.m.	Joint Committee on Administrative Rules and Regulations	<a href="https://kslegislature.gov/li/b2025_26/committees/ctte_jt_rules_regs_1/documents/agenda/weeklyinterim/20260504.pdf">https://kslegislature.gov/li/b2025_26/committees/ctte_jt_rules_regs_1/documents/agenda/weeklyinterim/20260504.pdf</a>
May 6	548-S	8:30 a.m.	Bob Bethell Joint Committee on Home and Community Based Services and KANCARE Oversight	Pending LCC Approval <a href="https://kslegislature.gov/li/b2025_26/committees/ctte_jt_robert_g_bob_bethell_joint_committee_1/documents/agenda/weeklyinterim/20260506.pdf">https://kslegislature.gov/li/b2025_26/committees/ctte_jt_robert_g_bob_bethell_joint_committee_1/documents/agenda/weeklyinterim/20260506.pdf</a> Pending LCC Approval

Tom Day  
Director  
Legislative Administrative Services

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  
State of Kansas

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(Published in the Kansas Register April 30, 2026.)

## Senate Bill No. 374

AN ACT concerning criminal procedure; relating to competency of a defendant to stand trial; establishing procedures in the Kansas code of procedure for municipal courts related to determination of an accused person's competency to stand trial; authorizing a municipal judge to order an examination; authorizing a district court judge to rely on a psychiatric or psychological examination ordered by a municipal court to facilitate an examination; requiring further consideration of evaluation and treatment for defendants charged with the most serious offenses; requiring certain items to be contained in a petition and written report of the evaluation in an involuntary commitment proceeding; setting requirements for involuntary commitment proceedings when the defendant has not been committed or has been released and the court has determined a probability does not exist that the defendant will regain competency in the foreseeable future; requiring the court to make certain findings with respect to a person who is alleged to be mentally ill and subject to involuntary commitment for care and treatment when such person is also a criminal defendant; amending K.S.A. 12-4113, 22-3302, 22-3303, 22-3305 and 59-2983 and repealing the existing sections.

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

New Section 1. (a) At any time after a defendant has been served with the complaint and before the satisfaction of sentence, if the municipal judge before whom the proceedings are pending finds that there is reason to believe that such defendant is incompetent to stand trial, all speedy trial requirements shall be suspended and, after a hearing, the court may order a psychiatric or psychological examination of such defendant in accordance with this section.

(b) To facilitate a psychiatric or psychological examination, the court may order that an examination and report be completed by:

- (1) An appropriate state, county or private institution or facility;
- (2) a licensed physician or psychologist who is qualified through training or experience; or
- (3) an examiner from a list of competency examiners used in the district court where the municipal court is located.

(c) No statement made by a defendant during any examination provided for by this section, whether or not such defendant consents to the examination, shall be admitted in evidence against such defendant in any criminal proceeding.

- (d) The costs for an examination ordered pursuant to this section shall be paid from municipal court funds or the general fund of the municipality.
- (e) An examination ordered pursuant to this section shall be completed within 60 days of the court's order for such examination to determine the defendant's competency.
- (f) Before the expiration of the 60-day examination period, an examiner approved by the court to examine a defendant shall certify to the court whether such defendant is competent to stand trial.
- (g) Upon certification to the court that a defendant subject to examination under this section has been determined by the examiner to be competent to stand trial, the suspended proceedings shall resume.
- (h) Upon certification to the court that a defendant subject to examination under this section has been determined by the examiner to be incompetent to stand trial, the court shall conduct a hearing to make a finding in writing regarding the competency of such defendant. Such defendant shall be present for any hearing to determine competency.
- (i) If the court finds that a defendant is incompetent to stand trial, the criminal charges against such defendant shall be dismissed without prejudice and the city attorney may:
  - (1) File a petition pursuant to K.S.A. 59-2945 et seq., and amendments thereto, in the appropriate district court; or
  - (2) request that the district attorney or county attorney review the case for the filing of a complaint in the district court.
- (j) If the city attorney receives credible information that a defendant who was previously found to be incompetent to stand trial has regained competency, the city attorney may refile the charges within the applicable statute of limitations.
- (k) If a charge is refiled by the city attorney pursuant to subsection (j), the court shall conduct a hearing to make a finding in writing regarding the current state of the defendant's competency. The defendant shall be present for any hearing to determine competency.
- (l) This section shall be a part of and supplemental to the Kansas code of procedure for municipal courts.
- (m) The provisions of this section shall take effect on and after July 1, 2026.

Sec. 2. On and after July 1, 2026, K.S.A. 12-4113 is hereby amended to read as follows: 12-4113. As used in this act:

- (a) "Appearance bond" means an undertaking, with or without security, entered into by a person in custody by which the person is bound to comply with the conditions of the undertaking.
- (b) "Accused person" means a person, corporation or other legal entity accused by a complaint of the violation of a city ordinance.
- (c) "Arraignment" means the formal act of calling the person accused of violating an ordinance before the municipal court to inform the person of the offense with which the person is charged, to ask the person whether the person is guilty or not guilty and, if guilty, to impose sentence.
- (d) "Arrest" means the taking of a person into custody in order that the person will appear to answer for the violation of an ordinance. The giving of a notice to appear is not an arrest.
- (e) "Bail" is the security given for the purpose of insuring compliance with the terms of an appearance bond.

- (f) “City attorney” means any attorney who represents the city in the prosecution of an accused person for the violation of a city ordinance.
- (g) “Complaint” means a sworn written statement, or a written statement by a law enforcement officer, of the essential facts constituting a violation of an ordinance.
- (h) “Custody” means the restraint of a person pursuant to an arrest.
- (i) “Detention” means the temporary restraint of a person by a law enforcement officer.
- (j) “Law enforcement officer” means any person who by virtue of office or public employment is vested by law with a duty to maintain public order and to make arrests for violation of the laws of the state of Kansas or ordinances of any municipality thereof.
- (k) “Notice to appear” is a written notice to a person accused by a complaint of having violated an ordinance of a city to appear at a stated time and place to answer to the charge of the complaint.
- (l) “Subpoena” is a process issued by the court to cause a witness to appear and give testimony at a time and place therein specified.
- (m) “Ordinance traffic infraction” is a violation of an ordinance that proscribes or requires the same behavior as that proscribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118, and amendments thereto.
- (n) “Warrant” is a written order made by a municipal judge directed to any law enforcement officer commanding the officer to arrest the person named or described in it.
- (o) “Ordinance cigarette or tobacco infraction” is a violation of an ordinance that proscribes the same behavior as proscribed by ~~subsection (m) or (n) of K.S.A. 79-3321(m) or (n)~~, and amendments thereto.
- (p) *A person is “incompetent to stand trial” when such person is charged with a crime and, because of mental illness or defect, is unable to:*
- (1) Understand the nature and purpose of the proceedings against such person; or*
  - (2) make or assist in making such person’s defense.*
- (q) “Treatment provider” means any mental health center or clinic, psychiatric unit of a medical care facility, psychologist, physician or other institution or person authorized or licensed by law to provide either inpatient or outpatient treatment to any patient.

Sec. 3. On and after July 1, 2026, K.S.A. 22-3302 is hereby amended to read as follows: 22-3302. (a) At any time after the defendant has been charged with a crime and before pronouncement of sentence, the defendant, the defendant’s counsel or the prosecuting attorney may request a determination of the defendant’s competency to stand trial. If, upon the request of either party or upon the judge’s own knowledge and observation, the judge before whom the case is pending finds that there is reason to believe that the defendant is incompetent to stand trial, the proceedings shall be suspended and a hearing conducted to determine the competency of the defendant.

(b) If the defendant is charged with a felony, the hearing to determine the competency of the defendant shall be conducted by a district judge.

(c) (1) The court shall determine the issue of competency and may impanel a jury of six persons to assist in making the determination. The court may order a psychiatric or psychological examination of the defendant. To facilitate the examination, the court may:

(A) Order that an evaluation be completed by an appropriate state, county or private institution or facility to be conducted in person or by use of available electronic means while the defendant is in jail, at any secure location or on pretrial release;

(B) designate an appropriate state, county or private institution or facility to conduct the examination while the defendant is in jail, at any secure location or on pretrial release; ~~or~~

(C) appoint a licensed physician who is qualified through training or experience or a licensed psychologist to examine the defendant and report to the court; *or*

(D) *rely on the psychiatric or psychological examination ordered by a municipal court.*

(2) If the court orders the defendant committed to an institution or facility for the examination, the commitment shall be for a period not to exceed 60 days from the date of admission or until the examination is completed, whichever is the shorter period of time. No statement made by the defendant in the course of any examination provided for by this section, whether or not the defendant consents to the examination, shall be admitted in evidence against the defendant in any criminal proceeding.

(3) Before the expiration of the 60-day evaluation period, the professional approved by the court to examine the defendant or, if the defendant is committed for inpatient examination, the chief medical officer or head of the appropriate institution or facility shall certify to the court whether the defendant is competent to stand trial.

(4) Upon notification of the court that a defendant committed for psychiatric or psychological examination under this subsection has been found competent to stand trial, the court shall order that the defendant be returned no later than seven days after receipt of the notice for proceedings under this section. If the defendant is not returned within that time, the county where the proceedings will be held shall pay the costs of maintaining the defendant at the institution or facility for the period of time the defendant remains at the institution or facility in excess of the seven-day period.

(d) If the defendant is found to be competent, the proceedings that have been suspended shall be resumed. If the proceedings were suspended before or during the preliminary examination, the judge who conducted the competency hearing may conduct a preliminary examination or, if a district magistrate judge was conducting the proceedings prior to the competency hearing, the judge who conducted the competency hearing may order the preliminary examination to be heard by a district magistrate judge.

(e) If the defendant is found to be incompetent to stand trial, the court shall proceed in accordance with K.S.A. 22-3303, and amendments thereto.

(f) If proceedings are suspended and a hearing to determine the defendant's competency is ordered after the defendant is in jeopardy, the court may either order a recess or declare a mistrial.

(g) The defendant shall be present personally at all proceedings under this section.

Sec. 4. K.S.A. 22-3303 is hereby amended to read as follows: 22-3303. (a) (1) A defendant who is charged with a crime and is found to be incompetent to stand trial shall be ordered for evaluation and treatment, conducted on an outpatient or inpatient basis, by an appropriate state, county or private institution or facility. Evaluation or restorative treatment of a defendant shall not be conducted in a jail unless the administrative head or law enforcement official in charge of the jail agrees to such evaluation or restorative treatment being conducted in such jail.

(2) An evaluation and treatment may be ordered to be conducted on an outpatient basis in person or by use of available electronic means while the defendant is in jail, at any secure location, on pretrial release or in any other appropriate setting.

~~(3) For a defendant charged with a misdemeanor offense, outpatient evaluation and treatment may be ordered to be conducted by an appropriate state, county or private institution or facility.~~

~~(4) For a defendant charged with a felony offense, outpatient evaluation and treatment may be ordered to be conducted by an appropriate state, county or private institution or facility.~~

~~(5) For a defendant charged with a felony offense, a commitment to the state security hospital or its agent or a state hospital or its agent may be conducted on an inpatient basis or, if the defendant meets the screening criteria established by the state security hospital, on an outpatient basis evaluation and treatment:~~

~~(A) Shall be ordered to be conducted on an inpatient basis by the state security hospital or its agent or a state hospital or its agent except as provided in paragraph (3)(B); or~~

~~(B) may be ordered to be conducted on an outpatient basis by an appropriate state, county or private institution or facility if the defendant meets the screening criteria established by the state security hospital.~~

~~(6)(4) At the commencement of outpatient treatment, the institution or facility conducting the treatment shall notify the prosecuting attorney in the county where the criminal proceeding is for the pending criminal proceeding for the purpose of providing victim notification.~~

(b) (1) Except as provided in subsection (d), if the defendant is ordered to receive an evaluation and treatment on an outpatient basis conducted by an appropriate state, county or private institution or facility, the chief medical officer of such institution or head of such facility shall certify to the court, within 90 days after the commencement of outpatient treatment, whether the defendant has a substantial probability of attaining competency to stand trial in the foreseeable future. The court shall set a hearing within 21 days after certification unless exceptional circumstances warrant delay, for the purpose of determining competency.

(2) If such probability does exist, the court shall order the defendant to remain in jail or at a secure location, on pretrial release pursuant to K.S.A. 22-2802, and amendments thereto, or at an appropriate setting until the defendant attains competency to stand trial or for a period of six months from the date of the commencement of outpatient treatment, whichever occurs first. If such probability does not exist, *or if the defendant has not attained competency to stand trial within six months after the date of the commencement of treatment*, the court shall order the prosecuting attorney ~~where the charges are filed for the pending criminal proceeding~~ to commence involuntary commitment proceedings pursuant to article 29 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, within 21 days of receipt of the certification from the chief medical officer of the institution or head of the facility unless exceptional circumstances warrant delay. When a defendant is charged with any off-grid felony, any nondrug severity level 1 through 3 felony, or a violation of K.S.A. 21-3504, 21-3511, 21-3518, 21-3603 or 21-3719, prior to their repeal, or K.S.A. 21-5505(b), 21-5506(b), 21-5508(b), 21-5604(b) or 21-5812(b), and amendments thereto, *or an attempt, conspiracy or criminal solicitation of an offense described in this paragraph*, and commitment proceedings have commenced, for such proceeding, "mentally ill person subject to involuntary commitment for care and treatment" means a mentally ill person, as defined in K.S.A. 59-2946(e), and amendments thereto, who is likely to cause harm to self or others, as defined in K.S.A. 59-2946(f)(3), and amendments thereto. The other provisions of K.S.A. 59-2946(f), and amendments thereto, shall not apply.

~~(3) If a defendant who was found to have had a substantial probability of attaining competency to stand trial, as provided in paragraph (2), has not attained competency to stand trial within six months from the date of the original commitment, the court shall order the prosecuting attorney where the charges are filed or the secretary for aging and disability services to commence involuntary commitment proceedings pursuant to article 29 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, within 21 days of receipt of the certification from the chief medical officer of the institution or the head of the facility unless exceptional circumstances warrant delay. When a defendant is charged with any off-grid felony, any nondrug severity level 1 through 3 felony, or a violation of K.S.A. 21-3504, 21-3511, 21-3518, 21-3603 or 21-3719, prior to their repeal,~~

~~K.S.A. 21-5505(b), 21-5506(b), 21-5508(b), 21-5604(b) or 21-5812(b), and amendments thereto, and commitment proceedings have commenced, for such proceeding, “mentally ill person subject to involuntary commitment for care and treatment” means a mentally ill person, as defined in K.S.A. 59-2946(e), and amendments thereto, who is likely to cause harm to self or others, as defined in K.S.A. 59-2946(f)(3), and amendments thereto. The other provisions of K.S.A. 59-2946(f), and amendments thereto, shall not apply.~~

(4) When reasonable grounds exist to believe that a defendant who has been adjudged incompetent to stand trial is competent, the court in which the criminal case is pending shall conduct a hearing in accordance with K.S.A. 22-3302, and amendments thereto, to determine the person’s present mental condition. Such court shall give reasonable notice of such hearings to the prosecuting attorney, the defendant and the defendant’s attorney of record, if any. The prosecuting attorney shall provide victim notification. If the court, following such hearing, finds the defendant to be competent, the proceedings pending against the defendant shall be resumed.

~~(5)(4)~~ A defendant committed to a public institution or facility under the provisions of this section who is thereafter sentenced for the crime charged at the time of commitment shall be credited with all of the time during which the defendant was committed and confined in such public institution or facility.

(c) (1) Except as provided in subsection (d), if a defendant is ordered or met criteria to receive an evaluation and treatment on an outpatient basis conducted by the state security hospital or its agent or a state hospital or its agent, the chief medical officer shall certify to the court, within 90 days after commencement of treatment, whether the defendant has a substantial probability of attaining competency to stand trial in the foreseeable future.

(2) If such probability does exist, the court shall order the defendant to remain in jail or at a secure location, on pretrial release pursuant to K.S.A. 22-2802, and amendments thereto, or at an appropriate setting until the defendant attains competency to stand trial or for a period of six months from the date of the commencement of outpatient treatment, whichever occurs first. If such probability does not exist, *or if the defendant has not attained competency to stand trial within six months from the date of the commencement of treatment*, the court shall order the prosecuting attorney ~~where the charges are filed or the secretary for aging and disability services for the pending criminal proceeding~~ to commence involuntary commitment proceedings pursuant to article 29 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, within 21 days of receipt of the certification from the chief medical officer of the institution or the head of the facility unless exceptional circumstances warrant delay. When a defendant is charged with any off-grid felony, any nondrug severity level 1 through 3 felony or a violation of K.S.A. 21-3504, 21-3511, 21-3518, 21-3603 or 21-3719, prior to their repeal, or K.S.A. 21-5505(b), 21-5506(b), 21-5508(b), 21-5604(b) or 21-5812(b), and amendments thereto, *or an attempt, conspiracy or criminal solicitation of an offense described in this paragraph*, and commitment proceedings have commenced, for such proceeding, “mentally ill person subject to involuntary commitment for care and treatment” means a mentally ill person, as defined in K.S.A. 59-2946(e), and amendments thereto, who is likely to cause harm to self or others, as defined in K.S.A. 59-2946(f)(3), and amendments thereto. The other provisions of K.S.A. 59-2946(f), and amendments thereto, shall not apply.

~~(3)—If a defendant who was found to have had a substantial probability of attaining competency to stand trial, as provided in paragraph (2), has not attained competency to stand trial within six months from the date of the original commitment, the court shall order the prosecuting attorney where the charges are filed or the secretary for aging and disability services to commence involuntary commitment proceedings pursuant to article 29 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, within 21 days of receipt of the certification from the chief medical officer of the institution or the head of the facility unless exceptional circumstances warrant delay. When a defendant is charged with any off-grid felony, any nondrug severity level 1 through 3 felony or a violation of K.S.A. 21-3504, 21-3511, 21-3518, 21-3603 or 21-3719, prior to their repeal, or K.S.A. 21-5505(b), 21-5506(b), 21-5508(b), 21-5604(b) or 21-5812(b), and amendments thereto, and commitment~~

~~proceedings have commenced, for such proceeding, “mentally ill person subject to involuntary commitment for care and treatment” means a mentally ill person, as defined in K.S.A. 59-2946(e), and amendments thereto, who is likely to cause harm to self or others, as defined in K.S.A. 59-2946(f)(3), and amendments thereto. The other provisions of K.S.A. 59-2946(f), and amendments thereto, shall not apply.~~

(4) When reasonable grounds exist to believe that a defendant who has been adjudged incompetent to stand trial is competent, the court in which the criminal case is pending shall conduct a hearing in accordance with K.S.A. 22-3302, and amendments thereto, to determine the person’s present mental condition. Such court shall give reasonable notice of such hearings to the prosecuting attorney, the defendant and the defendant’s attorney of record, if any. The prosecuting attorney shall provide victim notification. If the court, following such hearing, finds the defendant to be competent, the proceedings pending against the defendant shall be resumed.

~~(5)(4)~~ A defendant committed to a public institution or facility under the provisions of this section who is thereafter sentenced for the crime charged at the time of commitment shall be credited with all of the time during which the defendant was committed and confined in such public institution or facility.

(d) (1) If the defendant is ordered or met criteria to receive an evaluation and treatment on an outpatient basis and the chief medical officer of the appropriate state, county or private institution or facility determines that the defendant’s mental health condition or behaviors warrant terminating outpatient treatment services and commencing evaluation and treatment on an inpatient basis, the chief medical officer of the institution or the head of the facility shall provide a report to the court within 10 days after outpatient treatment services are terminated. Such report shall certify the date that outpatient treatment was terminated and the reason inpatient evaluation and treatment services are recommended. A copy of such report shall be provided to the chief medical officer of the state security hospital. Upon receipt of such report, the court shall issue any orders or warrants required to facilitate the sheriff of the county where the charges are filed to take the defendant into custody and transport such defendant to the state security hospital or its agent or a state hospital or its agent for admission for inpatient services. The chief medical officer shall submit a report pursuant to subsection (e) as to whether the defendant has attained competency within 90 days of the defendant’s admission to such hospital for inpatient evaluation and treatment.

~~(2)~~ The court, prosecuting attorney ~~where criminal charges are pending~~, the defense counsel for a defendant charged with a felony offense who is receiving outpatient evaluation and treatment services and the chief medical officer of any institution or the head of any facility where the defendant is receiving outpatient services shall provide requested documentation to the state security hospital or its agent or the state hospital or its agent for the purpose of managing inpatient admission.

(e) (1) If the defendant is charged with a felony offense, the court may order a defendant to receive inpatient evaluation and treatment at an appropriate state, county or private institution or facility after considering the defendant’s mental condition, behaviors and the availability of outpatient evaluation and treatment options. The chief medical officer of the institution or the head of the facility shall certify to the court, within 90 days after the commencement of inpatient treatment, whether the defendant has a substantial probability of attaining competency to stand trial in the foreseeable future.

(2) If such probability does exist, the court shall order the defendant to remain in jail or at a secure location, on pretrial release pursuant to K.S.A. 22-2802, and amendments thereto, or at an appropriate setting until the defendant attains competency to stand trial or for a period of six months from the date of the commencement of inpatient treatment, whichever occurs first. If such probability does not exist, ~~or if the defendant has not attained competency to stand trial within six months from the date of the commencement of treatment~~, the court shall order the prosecuting attorney ~~where the charges are filed~~ or the secretary for aging and disability services ~~for the pending criminal proceeding~~ to commence involuntary commitment proceedings pursuant to article 29 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, within 21 days of receipt

of the certification from the chief medical officer of the institution or the head of the facility unless exceptional circumstances warrant delay. When a defendant is charged with any off-grid felony, any nondrug severity level 1 through 3 felony or a violation of K.S.A. 21-3504, 21-3511, 21-3518, 21-3603 or 21-3719, prior to their repeal, or K.S.A. 21-5505(b), 21-5506(b), 21-5508(b), 21-5604(b) or 21-5812(b), and amendments thereto, *or an attempt, conspiracy or criminal solicitation of an offense described in this paragraph*, and commitment proceedings have commenced, for such proceeding, “mentally ill person subject to involuntary commitment for care and treatment” means a mentally ill person, as defined in K.S.A. 59-2946(e), and amendments thereto, who is likely to cause harm to self or others, as defined in K.S.A. 59-2946(f)(3), and amendments thereto. The other provisions of K.S.A. 59-2946(f), and amendments thereto, shall not apply.

~~(3) If a defendant who was found to have had a substantial probability of attaining competency to stand trial, as provided in paragraph (2), has not attained competency to stand trial within six months from the date of the original commitment, the court shall order the prosecuting attorney where the charges are filed or the secretary for aging and disability services to commence involuntary commitment proceedings pursuant to article 29 of chapter 59 of the Kansas Statutes Annotated, and amendments thereto, within 21 days of receipt of the certification from the chief medical officer of the institution or the head of the facility unless exceptional circumstances warrant delay. When a defendant is charged with any off-grid felony, any nondrug severity level 1 through 3 felony or a violation of K.S.A. 21-3504, 21-3511, 21-3518, 21-3603 or 21-3719, prior to their repeal, or K.S.A. 21-5505(b), 21-5506(b), 21-5508(b), 21-5604(b) or 21-5812(b), and amendments thereto, and commitment proceedings have commenced, for such proceeding, “mentally ill person subject to involuntary commitment for care and treatment” means a mentally ill person, as defined in K.S.A. 59-2946(e), and amendments thereto, who is likely to cause harm to self or others, as defined in K.S.A. 59-2946(f)(3), and amendments thereto. The other provisions of K.S.A. 59-2946(f), and amendments thereto, shall not apply.~~

(4) When reasonable grounds exist to believe that a defendant who has been adjudged incompetent to stand trial is competent, the court in which the criminal case is pending shall conduct a hearing in accordance with K.S.A. 22-3302, and amendments thereto, to determine the person’s present mental condition. Such court shall give reasonable notice of such hearings to the prosecuting attorney, the defendant and the defendant’s attorney of record, if any. The prosecuting attorney shall provide victim notification. If the court, following such hearing, finds the defendant to be competent, the proceedings pending against the defendant shall be resumed.

~~(5)(4)~~ A defendant committed to a public institution or facility under the provisions of this section who is thereafter sentenced for the crime charged at the time of commitment shall be credited with all of the time during which the defendant was committed and confined in such public institution or facility.

(f) (1) Notwithstanding the provisions of K.S.A. 59-29a22, and amendments thereto, psychotropic medications may be prescribed for any defendant who is ordered or has met the criteria to receive evaluation and treatment on an inpatient or outpatient basis at an appropriate state, county or private institution or facility.

(2) Psychotropic medications shall be prescribed, ordered and administered in conformity with accepted clinical practice. Psychotropic medication shall be administered only upon the written order of a physician or upon a verbal order noted in the defendant’s medical records and subsequently signed by the physician. The attending physician shall regularly review the drug regimen of each defendant under such physician’s care and shall monitor any symptoms of harmful side effects.

(3) Whenever any defendant is receiving psychotropic medications that alter the defendant’s mental state in such a way as to adversely affect the defendant’s judgment or hamper the defendant in preparing for or participating in any hearing provided for by this section, for two days prior to and during any such hearing, the treatment institution or facility shall not administer such medication or treatment unless such medication or treatment is necessary to sustain the defendant’s life or to protect the defendant or others. Prior to the hearing, a report of all psychotropic medications or other treatment that has been administered to the defendant and a

copy of any written consent signed by the defendant shall be submitted to the court. Counsel for the defendant may preliminarily examine the attending physician regarding the administration of any medication to the defendant within two days of the hearing and the effect that medication may have had on the defendant's judgment or ability to prepare for or participate in the hearing. If the court determines that medication or other treatment has been administered that adversely affects the defendant's judgment or ability to prepare for or participate in the hearing, the court may grant the defendant a reasonable continuance to allow for the defendant to be better able to prepare for or participate in the hearing. The court shall order that such medication or other treatment be discontinued until the conclusion of the hearing unless the court finds that such medication or other treatment is necessary to sustain the defendant's life or to protect the defendant or others. If the court makes such a finding, the court shall order the hearing to proceed.

(4) (A) If a defendant who is charged with a felony is receiving treatment pursuant to this section and is not deemed a present danger to self or others objects to taking any medication prescribed for the purpose of restoring the defendant to competency, the defendant's objection shall be recorded in the defendant's medical record and written notice of such objection shall be forwarded to the medical director of the treatment institution or facility or the director's designee and to the court where the criminal charges are pending. ~~The medication may be administered over the defendant's objection only if the court finds~~ *Within 30 days after receipt of such objection, the medical director of the treatment institution or facility shall certify to the court whether medication would aid in restoring the defendant's competency. The court shall set the matter for hearing within 30 days after receipt of such certification unless exceptional circumstances warrant delay. At such hearing, the prosecuting attorney has the burden to establish by clear and convincing evidence that:*

- ~~(A)~~(i) *The medication is substantially likely to render the defendant competent to stand trial;*
- (ii) *the medication is substantially unlikely to have side effects that may undermine the fairness of the trial;*
- ~~(B)~~(iii) *the medication is medically appropriate;*
- ~~(C)~~(iv) *less intrusive alternatives have been considered;*
- ~~(D)~~(v) *the medication is necessary to advance significantly important governmental trial interests; and*
- ~~(E)~~(vi) *the administrative head or law enforcement official in charge of the jail has agreed to having the medication administered over the defendant's objection in the jail.*

*(B) The defendant shall be represented by counsel at a hearing conducted pursuant to subparagraph (A) but is not required to be present at the discretion of the court. The court shall permit the prosecuting attorney and the defendant to appear at such proceedings, call or inquire of any witness with information relevant to the hearing and offer argument to the court. The defendant's attorney in the pending criminal proceeding shall also have standing to appear at such proceedings, call or inquire of any witness with information relevant to the hearing and offer argument to the court. The court may permit testimony through a two-way electronic audio-visual communication device. Any other proceeding related to the defendant's competency shall be suspended or continued pending a determination of the court under this paragraph. If the court makes a written finding that the prosecuting attorney has met the burden described in subparagraph (A), the court shall issue an order requiring the medication to be administered over the defendant's objection. If the court makes a written finding that the prosecuting attorney has failed to meet such burden, the court shall order competency proceedings to resume.*

(5) No experimental medication shall be administered without the consent of the defendant or such defendant's legal guardian.

(g) *Whenever involuntary commitment proceedings have been commenced as required by this section:*

(1) *The petition shall:*

(A) *Be accompanied by the court order to commence involuntary commitment proceedings, the initial evaluation to determine competency and the reports pertaining to whether the defendant has a substantial probability of attaining competency to stand trial in the foreseeable future; and*

(B) *not be required to include a state screen or a signed certificate;*

(2) *the written report of the evaluation shall include:*

(A) *A report on the reason for admission or case filing;*

(B) *the current mental status of the defendant;*

(C) *the medications that the defendant is currently taking, if any;*

(D) *the likelihood of the defendant causing harm to self or others, including an analysis of whether the defendant understands the seriousness of the charges alleged; and*

(E) *any diagnosis of the defendant; and*

(3) *having been found incompetent in the pending criminal case, the defendant shall be deemed to lack capacity to make informed decisions concerning treatment until such time as the chief medical officer overseeing the defendant's treatment determines that competency is restored.*

Sec. 5. K.S.A. 22-3305 is hereby amended to read as follows: 22-3305. (a) Whenever involuntary commitment proceedings have been commenced ~~by the secretary for aging and disability services or the prosecuting attorney~~ as required by K.S.A. 22-3303, and amendments thereto, ~~and the prosecuting attorney for the pending criminal proceeding shall have standing, concurrent with the prosecuting attorney of the county in which the hearing is held, to appear at such proceedings, call or inquire of any witness with information relevant to the hearing and offer argument to the court. The defendant's attorney in the pending criminal proceeding shall also have standing to appear at such proceedings, call or inquire of any witness with information relevant to the hearing and offer argument to the court.~~ If the defendant is not committed to a treatment institution or facility as a patient, the defendant shall remain in the institution or facility where committed pursuant to K.S.A. 22-3303, and amendments thereto, *until the court has determined that additional evaluation and treatment is no longer warranted pursuant to subsection (d).* ~~The secretary for aging and disability services or the prosecuting attorney shall promptly notify the court and the prosecuting attorney of the county where the criminal proceedings are pending for the purpose of providing victim notification,~~ of the result of the involuntary commitment proceeding.

(b) Whenever involuntary commitment proceedings have been commenced ~~by the secretary for aging and disability services or the prosecuting attorney~~ as required by K.S.A. 22-3303, and amendments thereto, and the defendant is committed to a treatment institution or facility as a patient but thereafter is to be discharged pursuant to the care and treatment act for mentally ill persons, the defendant shall remain in the institution or facility where committed pursuant to K.S.A. 22-3303, and amendments thereto, and the head of the treatment institution or facility shall promptly notify the court and the prosecuting attorney of the county where the criminal proceedings are pending for the purpose of providing victim notification, that the defendant is to be discharged *from the involuntary commitment.*

(c) When giving notification to the court and the prosecuting attorney pursuant to subsection (a) or (b), the treatment institution or facility shall include in such notification an opinion from the head of the treatment institution or facility as to whether or not the defendant is now competent to stand trial. Upon request of the prosecuting attorney, the court may set a hearing on the issue of whether or not the defendant has been

restored to competency. If such hearing request is granted, the prosecuting attorney shall provide victim notification regarding the hearing date. Such hearing request shall be filed within 14 days of completion of the notification from the head of the treatment institution or facility pursuant to subsection (a) or (b). The hearing shall take place within 21 days after receipt of the hearing request unless the court finds that exceptional circumstances warrant delay of the hearing. If no such hearing request is made within 14 days after receipt of notice pursuant to subsection (a) or (b), the court shall order the defendant to be discharged from commitment and shall dismiss without prejudice the charges against the defendant, and the period of limitation for the prosecution for the crime charged shall not continue to run until the defendant has been determined to have attained competency in accordance with K.S.A. 22-3302, and amendments thereto. The prosecuting attorney shall provide victim notification regarding the discharge order.

*(d) (1) Whenever involuntary commitment proceedings have been commenced as required by K.S.A. 22-3303, and amendments thereto, and the defendant has not been committed or has been released from such commitment pursuant to subsection (a) or (b) but the court determines that a probability still does not exist that the defendant will regain competency within the foreseeable future, the court shall consider the nature of the pending criminal proceedings to determine if additional evaluation and treatment are necessary and:*

*(A) If the defendant is charged with a misdemeanor or nonperson felony, the court shall dismiss the criminal proceedings without prejudice, and the prosecuting attorney shall provide victim notification.*

*(B) Except as provided in paragraph (1)(C), if the defendant is charged with a person felony, the court shall provide notice to the parties of the pending criminal proceedings that, unless the prosecuting attorney objects in writing within 14 days of receipt of such notice, the criminal proceedings shall be dismissed without prejudice. If the prosecuting attorney objects, the court shall set the matter for hearing within 14 days after receipt of such objection to determine whether to enter an order of further commitment for additional evaluation and treatment pursuant to paragraph (2). The court may grant a continuance of the hearing for good cause.*

*(C) If the defendant is charged with an off-grid felony, any nondrug severity level 1 through 3 felony or a violation of K.S.A. 21-3504, 21-3511 or 21-3719, prior to their repeal, or K.S.A. 21-5506(b), 21-5508(b), or 21-5812(b), and amendments thereto, or an attempt, conspiracy or criminal solicitation of an offense described in this subparagraph, the court shall set the matter for hearing to determine whether to enter an order of further commitment for additional evaluation and treatment pursuant to paragraph (2).*

*(2) At a hearing held pursuant to this subsection, the prosecuting attorney has the burden to establish, by clear and convincing evidence, that there is a compelling state interest in ordering further evaluation and treatment for the defendant. The defendant shall be represented by counsel at such hearing but is not required to be present at the discretion of the court. The defendant's attorney in the pending criminal proceeding shall also have standing to appear at such proceedings, call or inquire of any witness with information relevant to the hearing and offer argument to the court. In making a determination whether there is a compelling state interest in ordering further evaluation and treatment, the court shall review the nature and seriousness of the pending charges, including whether there is probable cause to support the pending charges, and shall consider:*

*(A) Whether the alleged offenses create a serious risk to public safety and evaluate:*

*(i) Whether the charge includes an allegation that the defendant actually inflicted bodily or emotional harm on another person or created a reasonable apprehension of bodily or emotional harm to another person;*

*(ii) the extent of the impact of the alleged offense on public safety;*

*(iii) the number and nature of related charges pending against the defendant;*

(iv) *the length of potential confinement if the defendant is convicted; and*

(v) *the number of potential and actual victims or persons impacted by the defendant's alleged acts;*

(B) *the prior history of the defendant, including, but not limited to, criminal history, treatment history and history of violence; and*

(C) *any evidence of whether further treatment is likely to be successful in restoring competency or reducing the risk of offender recidivism.*

(3) *If the court finds that there is a compelling state interest in ordering further evaluation and treatment of the defendant, the court shall proceed in accordance with K.S.A. 22-3303, and amendments thereto. If the court finds that there is no compelling state interest in ordering further evaluation and treatment, the case shall be dismissed without prejudice, and the prosecuting attorney shall provide victim notification.*

Sec. 6. K.S.A. 59-2983 is hereby amended to read as follows: 59-2983. (a) Nothing in this act shall be construed to apply to any person alleged or thought to be a mentally ill person subject to involuntary commitment for care and treatment under this act who is in custody on a criminal charge, except with the consent of either the prosecuting attorney or trial court.

(b) (1) *During an involuntary commitment proceeding initiated pursuant to article 33 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto, the court shall consider the totality of the circumstances, including, but not limited to, prior convictions or adjudications, pending crimes allegedly committed by the criminal defendant and any presumption provided by paragraph (2).*

(2) *If such criminal defendant is charged with an off-grid or nondrug severity level 1 through 3 felony or a violation of K.S.A. 21-3504, 21-3511 or 21-3719, prior to their repeal, or K.S.A. 21-5506(b), 21-5508(b) or 21-5812(b), and amendments thereto, or an attempt, conspiracy or criminal solicitation of an offense described in this paragraph, there shall be a presumption that such criminal defendant is likely to cause harm to self or others whenever the court is required to determine whether a criminal defendant is a mentally ill person subject to involuntary commitment for care and treatment under this act.*

(3) *A criminal defendant shall not be discharged from an involuntary commitment initiated pursuant to article 33 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto, without the court conducting a hearing in accordance with this section and K.S.A. 59-2965(d), and amendments thereto, to determine whether such criminal defendant remains a mentally ill person subject to involuntary commitment for care and treatment under this act.*

Sec. 7. K.S.A. 22-3303, 22-3305 and 59-2983 are hereby repealed.

Sec. 8. On and after July 1, 2026, K.S.A. 12-4113 and 22-3302 are hereby repealed.

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

**Doc. No. 054115**

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  
State of Kansas

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(Published in the Kansas Register April 30, 2026.)

## House Bill No. 2068

AN ACT concerning pharmacists and pharmacy; allowing a pharmacy to employ certain remote workers to engage in the remote practice of pharmacy; providing for the supervision and duties of remote pharmacy workers; permitting a pharmacist to initiate therapy for certain conditions consistent with the pharmacist's education, training and experience; adding pharmacists who initiate such therapy to the healthcare stabilization fund; allowing for a 90-day emergency supply of a noncontrolled prescription drug to be filled when no refills remain; adopting the United States pharmacopeia compounding standards under the pharmacy act of the state of Kansas; removing the authority of the state board of pharmacy to authorize individuals to access the program database as delegates by rules and regulations; amending K.S.A. 40-3402 and 65-1637e and K.S.A. 2025 Supp. 65-1626a, 65-1682 and 65-16,131 and repealing the existing sections.

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

New Section 1. (a) As used in this section:

- (1) "Employ" means the same as defined in K.S.A. 44-1202, and amendments thereto.
  - (2) "Employing pharmacy" means a pharmacy that employs a remote worker and receives tangible work product from such remote worker.
  - (3) "Remote practice of pharmacy" or "remote practice" means the practice of pharmacy conducted at any location other than an employing pharmacy.
  - (4) "Remote worker" means a pharmacist, pharmacist intern or pharmacy technician who is engaged in the remote practice of pharmacy.
  - (5) "Pharmacy intern" means the same as defined in K.S.A. 65-1626(zz), and amendments thereto.
- (b) Any pharmacy may employ a remote worker to engage in the remote practice of pharmacy, provided that all requirements of this act are met.
- (1) The pharmacist-in-charge shall ensure that the pharmacy displays a notice of remote work on the premises of the pharmacy if such pharmacy employs remote workers.
  - (2) Each pharmacy owner and pharmacist-in-charge shall ensure that all records required by the pharmacy act of the state of Kansas are maintained for a period of five years by the employing pharmacy and that such records are stored under the employing pharmacy's direct control.

(3) Each pharmacy owner and pharmacist-in-charge shall maintain a record of each remote worker that was engaged in the remote practice of pharmacy for the last two years. The record shall include the following:

- (A) The first and last name of the remote worker;
- (B) the license, registration or permit number of such remote worker;
- (C) each address where the remote worker is located when engaged in remote practice; and
- (D) the current contact information of the remote worker.

(4) Personally identifying information collected under paragraph (3), such as a remote worker's address and phone number, shall be confidential and not be subject to the open records act, K.S.A. 45-215 et seq., and amendments thereto. The provisions of this paragraph shall expire on July 1, 2031, unless the legislature reviews and reenacts this provision pursuant to K.S.A. 45-229, and amendments thereto, prior to July 1, 2031.

(5) Each pharmacy owner, pharmacist-in-charge and remote worker engaged in the remote practice of pharmacy shall ensure the following:

- (A) Each remote practice area is free from third-party interference or observation;
- (B) each remote work device used to engage in the remote practice of pharmacy shall:
  - (i) be provided and maintained by the employing pharmacy;
  - (ii) be configured and properly equipped to engage in the remote practice of pharmacy and be secure from unauthorized access; and
  - (iii) have the ability to maintain all prescription and patient information in a manner that protects the integrity and confidentiality of such information; and
- (C) all communication to any third-party outside the employing pharmacy is made on a remote work device that complies with paragraph (B).

(c) Each pharmacy owner and pharmacist-in-charge of a pharmacy that employs remote workers shall maintain a written policy and procedure manual. Each pharmacist-in-charge shall review, update and revise such manual, at minimum, annually and as necessary to ensure the manual remains up-to-date. Documentation of such review shall be maintained at the pharmacy.

- (1) The policy and procedure manual shall include the following:
  - (A) Procedures for the operation of the remote practice of pharmacy;
  - (B) maintenance of security for remote work devices;
  - (C) procedures to ensure that the remote practice of pharmacy is conducted in a manner in which patient privacy and confidentiality are maintained, including provisions that patient information shall not:
    - (i) Be printed at a remote practice area;
    - (ii) exist in any nonelectronic format at a remote practice area; and
    - (iii) exist in any electronic format except on a remote work device that complies with subsection (b)(4)(B);
  - (D) an acknowledgment that a physical or virtual inspection may be conducted by the board or the employing pharmacy at any location where each remote worker engages in remote practice;

- (E) procedures for routine audits of a remote worker's activity;
- (F) procedures to ensure compliance with an ongoing continuous quality improvement program pursuant to K.S.A. 65-1695, and amendments thereto, review of incident reports and necessary training or education of remote workers in response to any incident;
- (G) procedures to ensure that the employing pharmacy maintains an updated list of each remote worker engaged in the remote practice of pharmacy. The list shall include each remote worker's name and current contact information;
- (H) procedures for any pharmacist intern or pharmacy technician engaged in the remote practice of pharmacy to contact a supervising pharmacist;
- (I) procedures for any pharmacist intern or pharmacy technician to follow if a supervising pharmacist is no longer able to supervise.
- (2) Before engaging in the remote practice of pharmacy, each pharmacist intern, shall complete the first year of pharmacy school and be in good standing.
- (3) Each pharmacy technician shall complete the following education, experience and training before engaging in the remote practice of pharmacy:
  - (A) At least 240 clock hours of training in the pharmacy either with the current pharmacist-in-charge or the pharmacist-in-charge's designee;
  - (B) an acknowledgment of understanding of the policy and procedure manual for the remote practice of pharmacy; and
  - (C) documentation of passing a certification examination approved by the board.
- (4) Each pharmacist-in-charge shall ensure that each pharmacist intern has completed the requirements in subsection (c)(2) before engaging in the remote practice of pharmacy.
- (5) The pharmacy owner and the pharmacist-in-charge shall ensure that documentation of the requirements of subsection (b)(2) through (3) is maintained at the pharmacy for each pharmacist intern and pharmacy technician engaged in remote practice. Each pharmacist intern or pharmacy technician engaged in remote practice shall be supervised by a pharmacist working in the pharmacy's physical location or a pharmacist engaged in remote practice.
- (6) Supervision conducted in accordance with this subsection shall constitute direct supervision.
- (d) A pharmacist actively engaged in the remote practice of pharmacy shall not perform any of the following:
  - (1) Handling or possessing any drug or device owned by the pharmacy;
  - (2) packaging or prepackaging; and
  - (3) compounding, dispensing or labeling.
- (e) Any pharmacist intern or pharmacy technician engaged in the remote practice of pharmacy may perform the following:
  - (1) The prescription process; and
  - (2) send communications and requests to prescribers through automated methods.

- (f) Any pharmacist intern or pharmacy technician engaged in the remote practice of pharmacy may, if supervised, perform the following:
- (1) Contact prescribers or prescriber offices;
  - (2) contact patients for clarification of personal data and payment processing information; and
  - (3) transfer a prescription.
- (g) A pharmacist engaged in the remote practice of pharmacy may supervise a pharmacist intern or pharmacy technician engaged in the remote practice of pharmacy in accordance with the technician-to-pharmacist ratio specified by K.A.R. 68-5-16, but shall not supervise any pharmacist intern or pharmacy technician located in the pharmacy.
- (h) This section shall not apply to medical care facility pharmacies or medical care facility pharmacy personnel.
- (i) Nothing in this act shall affect the requirements or allowances in K.A.R. 68-22-1 through 68-22-5.
- (j) Hours spent in the remote practice of pharmacy by a pharmacist intern shall not count towards the intern hours required by the board unless the supervising pharmacist is continuously present and observing the intern by video and audio link.
- (k) This section shall be a part of and supplemental to the pharmacy act of the state of Kansas.

Sec. 2. K.S.A. 40-3402 is hereby amended to read as follows: 40-3402. (a) Prior to January 1, 2022, a policy of professional liability insurance approved by the commissioner and issued by an insurer duly authorized to transact business in this state in which the limit of the insurer's liability is not less than \$200,000 per claim, subject to not less than a \$600,000 annual aggregate for all claims made during the policy period, shall be maintained in effect by each resident healthcare provider as a condition of active licensure or other statutory authorization to render professional service as a healthcare provider in this state, unless such healthcare provider is a self-insurer. For all new policies and policies that renew on and after January 1, 2022, a policy of professional liability insurance approved by the commissioner and issued by an insurer duly authorized to transact business in this state in which the limit of the insurer's liability is not less than \$500,000 per claim, subject to not less than a \$1,500,000 annual aggregate for all claims made during the policy period, shall be maintained by each resident healthcare provider as a condition of active licensure or other statutory authorization to render professional service as a healthcare provider in this state, unless such healthcare provider is a self-insurer. This provision shall not apply to optometrists and pharmacists, *except as provided in subsection (f)*, on and after July 1, 1991, to physical therapists on and after July 1, 1995, or to health maintenance organizations on and after July 1, 1997. Such policy shall provide as a minimum coverage for claims made during the term of the policy that were incurred during the term of such policy or during the prior term of a similar policy. Any insurer offering such policy of professional liability insurance to any healthcare provider may offer to such healthcare provider a policy as prescribed in this section with deductible options. Such deductible shall be within such policy limits.

- (1) Each insurer providing basic coverage shall, within 30 days after the effective date of any policy issued in accordance with this subsection, notify the board of governors that such coverage is or will be in effect. Such notification shall be on a form approved by the board of governors and shall include information identifying the professional liability policy issued or to be issued, the name and address of all healthcare providers covered by the policy, the amount of the annual premium, the effective and expiration dates of the coverage and such other information as the board of governors shall require. A copy of the notice required by this subsection shall be furnished to the named insured.

(2) In the event of termination of basic coverage by cancellation, nonrenewal, expiration or otherwise by either the insurer or named insured, notice of such termination shall be furnished by the insurer to the board of governors, the state agency which licenses, registers or certifies the named insured and the named insured. Such notice shall be provided no less than 30 days prior to the effective date of any termination initiated by the insurer or within 10 business days after the date coverage is terminated at the request of the named insured and shall include the name and address of the healthcare provider or providers for whom basic coverage is terminated and the date basic coverage will cease to be in effect. No basic coverage shall be terminated by cancellation or failure to renew by the insurer unless such insurer provides a notice of termination as required by this subsection.

(3) Any professional liability insurance policy issued, delivered or in effect in this state on and after July 1, 1976, shall contain or be endorsed to provide basic coverage as required by subsection (a). Notwithstanding any omitted or inconsistent language, any contract of professional liability insurance shall be construed to obligate the insurer to meet all the mandatory requirements and obligations of this act. The liability of an insurer for claims made prior to July 1, 1984, shall not exceed those limits of insurance provided by such policy prior to July 1, 1984.

(b) A nonresident healthcare provider shall not be licensed to actively render professional service as a healthcare provider in this state unless such healthcare provider maintains continuous coverage in effect as prescribed by subsection (a), except such coverage may be provided by a nonadmitted insurer who has filed the form required by subsection (b)(1). This provision shall not apply to optometrists and pharmacists on and after July 1, 1991, or to physical therapists on and after July 1, 1995.

(1) Every insurance company authorized to transact business in this state, that is authorized to issue professional liability insurance in any jurisdiction, shall file with the commissioner, as a condition of its continued transaction of business within this state, a form prescribed by the commissioner declaring that its professional liability insurance policies, wherever issued, shall be deemed to provide at least the insurance required by this subsection when the insured is rendering professional services as a nonresident healthcare provider in this state. Any nonadmitted insurer may file such a form.

(2) Every nonresident healthcare provider that is required to maintain basic coverage pursuant to this subsection shall pay the surcharge levied by the board of governors pursuant to K.S.A. 40-3404(a), and amendments thereto, directly to the board of governors and shall furnish to the board of governors the information required in subsection (a)(1).

(c) Every healthcare provider that is a self-insurer, the university of Kansas medical center for persons engaged in residency training, as described in K.S.A. 40-3401(r)(1), and amendments thereto, the employers of persons engaged in residency training, as described in K.S.A. 40-3401(r)(2), and amendments thereto, the private practice corporations or foundations and their full-time physician faculty employed by the university of Kansas medical center or a medical care facility or mental health center for self-insurers under K.S.A. 40-3414(e), and amendments thereto, shall pay the surcharge levied by the board of governors pursuant to K.S.A. 40-3404(a), and amendments thereto, directly to the board of governors and shall furnish to the board of governors the information required in subsections (a)(1) and (a)(2).

(d) In lieu of a claims made policy otherwise required under this section, a person engaged in residency training who is providing services as a healthcare provider but, while providing such services, is not covered by the self-insurance provisions of K.S.A. 40-3414(d), and amendments thereto, may obtain basic coverage under an occurrence form policy, if such policy provides professional liability insurance coverage and limits that are substantially the same as the professional liability insurance coverage and limits required by K.S.A. 40-3402(a), and amendments thereto. Where such occurrence form policy is in effect, the provisions of the healthcare provider insurance availability act referring to claims made policies shall be construed to mean occurrence form policies.

(e) In lieu of a claims made policy otherwise required under this section, a nonresident healthcare provider employed pursuant to a locum tenens contract to provide services in this state as a healthcare provider may obtain basic coverage under an occurrence form policy, if such policy provides professional liability insurance coverage and limits that are substantially the same as the professional liability insurance coverage and limits required by K.S.A. 40-3402, and amendments thereto. Where such occurrence form policy is in effect, the provisions of the healthcare provider insurance availability act referring to claims made policies shall be construed to mean occurrence form policies.

*(f) (1) A pharmacist shall be subject to the professional liability insurance requirements of subsection (a) if such pharmacist independently initiates therapy pursuant to K.S.A. 2025 Supp. 65-16,131, and amendments thereto.*

*(2) This subsection shall take effect on and after January 1, 2028.*

Sec. 3. K.S.A. 2025 Supp. 65-1626a is hereby amended to read as follows: 65-1626a. (a) For the purpose of the pharmacy act of the state of Kansas, the following individuals shall be deemed to be engaged in the practice of pharmacy:

(1) Individuals who publicly profess to be a pharmacist, or publicly profess to assume the duties incident to being a pharmacist and their knowledge of drugs or drug actions, or both; and

(2) individuals who attach to their name any words or abbreviation indicating that they are a pharmacist licensed to practice pharmacy in Kansas.

(b) As used in this section:

(1) "Practice of pharmacy" means:

(A) The interpretation and evaluation of prescription orders;

(B) the compounding, dispensing and labeling of drugs and devices pursuant to prescription orders;

(C) the administering of vaccine pursuant to a vaccination protocol;

(D) the participation in drug selection according to state law and participation in drug utilization reviews;

(E) the proper and safe storage of prescription drugs and prescription devices and the maintenance of proper records thereof in accordance with law;

(F) consultation with patients and other health care practitioners about the safe and effective use of prescription drugs and prescription devices;

(G) performance of collaborative drug therapy management pursuant to a written collaborative practice agreement with one or more physicians who have an established physician-patient relationship;

(H) participation in the offering or performing of those acts, services, operations or transactions necessary in the conduct, operation, management and control of a pharmacy; ~~and~~

(I) initiation of therapy for the conditions specified in K.S.A. 2025 Supp. 65-16,131, and amendments thereto; *and*

*(J) dispensing a one-time emergency refill of a noncontrolled prescription drug for up to a 90-day supply when no refills remain and, in the pharmacists' professional judgment, continuation of therapy is necessary to prevent interruption of care.*

(2) "Collaborative drug therapy management" means a practice of pharmacy where a pharmacist performs

certain pharmaceutical-related patient care functions for a specific patient which have been delegated to the pharmacist by a physician through a collaborative practice agreement. A physician who enters into a collaborative practice agreement is responsible for the care of the patient following initial diagnosis and assessment and for the direction and supervision of the pharmacist throughout the collaborative drug therapy management process. Nothing in this subsection shall be construed to permit a pharmacist to alter a physician's orders or directions, diagnose or treat any disease, independently prescribe drugs or independently practice medicine and surgery.

(3) "Collaborative practice agreement" means a written agreement or protocol between one or more pharmacists and one or more physicians that provides for collaborative drug therapy management. Such collaborative practice agreement shall contain certain specified conditions or limitations pursuant to the collaborating physician's order, standing order, delegation or protocol. A collaborative practice agreement shall be: (A) Consistent with the normal and customary specialty, competence and lawful practice of the physician; and (B) appropriate to the pharmacist's training and experience.

(4) "Physician" means a person licensed to practice medicine and surgery in this state.

(c) Nothing in this section shall be construed to:

(1) Add any additional requirements for registration or for a permit under the pharmacy act of the state of Kansas or for approval under K.S.A. 65-1643(g), and amendments thereto;

(2) prevent persons other than pharmacists from engaging in drug utilization review;

(3) require persons lawfully in possession of prescription drugs or prescription devices to meet any storage or record keeping requirements except such storage and record keeping requirements as may be otherwise provided by law; or

(4) affect any person consulting with a healthcare practitioner about the safe and effective use of prescription drugs or prescription devices.

Sec. 4. K.S.A. 65-1637e is hereby amended to read as follows: 65-1637e. (a) *The compounding standards established by the general chapters 795 pharmaceutical compounding–nonsterile preparations; 797 pharmaceutical compounding–sterile preparations; and 825 radiopharmaceuticals–preparation, compounding, dispensing and repackaging published by the United States pharmacopeia and its referenced companion documents in effect on the effective date of this section are hereby adopted.*

(b) ~~The board shall~~ *may* adopt rules and regulations governing proper compounding practices and distribution of compounded drugs by pharmacists and pharmacies *and establishing exemptions or waivers from the requirements set forth in subsection (a).*

~~(b)(c)~~ (c) This section shall be a part of and supplemental to the pharmacy act of the state of Kansas.

(d) *This section shall take effect and be in force on and after July 1, 2027.*

Sec. 5. K.S.A. 2025 Supp. 65-1682 is hereby amended to read as follows: 65-1682. As used in this act, unless the context otherwise requires:

(a) "Audit trail information" means information produced regarding requests for prescription monitoring program data that the board and advisory committee use to monitor compliance with this act.

(b) "Board" means the state board of pharmacy.

(c) “Delegate” means:

(1) A registered nurse, licensed practical nurse, respiratory therapist, emergency medical responder, paramedic, dental hygienist, pharmacy technician or pharmacy intern who has registered for access to the program database as an agent of a practitioner or pharmacist to request program data on behalf of the practitioner or pharmacist; *or*

(2) a death investigator who has registered for limited access to the program database as an agent of a medical examiner, coroner or another person authorized under law to investigate or determine causes of death; ~~or~~

~~(3) an individual authorized to access the program database by the board in rules and regulations.~~

(d) “Dispenser” means a practitioner, pharmacy or pharmacist who delivers a scheduled substance or drug of concern to an ultimate user, but does not include:

(1) A licensed hospital pharmacy that distributes such substances for the purpose of inpatient hospital care;

(2) a medical care facility as defined in K.S.A. 65-425, and amendments thereto, practitioner or other authorized person who administers such a substance;

(3) a registered wholesale distributor of such substances;

(4) a veterinarian licensed by the Kansas board of veterinary examiners who dispenses or prescribes a scheduled substance or drug of concern; *or*

(5) a practitioner who has been exempted from the reporting requirements of this act in rules and regulations ~~promulgated~~ *adopted* by the board.

(e) “Drug of concern” means any drug that demonstrates a potential for abuse and is designated as a drug of concern in rules and regulations promulgated by the board.

(f) “Patient” means the individual who is the ultimate user of a drug for whom a prescription is issued or for whom a drug is dispensed.

(g) “Pharmacist” means an individual currently licensed by the board to practice the profession of pharmacy in this state.

(h) “Pharmacy” means a premises, laboratory, area or other place currently registered with the board where scheduled substances or drugs of concern are offered for sale or dispensed in this state.

(i) “Practitioner” means an individual licensed to practice medicine and surgery, dentist, podiatrist, optometrist or other individual authorized by law to prescribe or dispense scheduled substances and drugs of concern.

(j) “Program” means the prescription monitoring program.

(k) “Scheduled substance” means controlled substances included in schedules II, III or IV of the schedules designated in K.S.A. 65-4107, 65-4109 and 65-4111, and amendments thereto, respectively, or the federal controlled substances act, 21 U.S.C. § 812.

Sec. 6. K.S.A. 2025 Supp. 65-16,131 is hereby amended to read as follows: 65-16,131. (a) *(1) Notwithstanding the provisions of subsections (b) through (d), a pharmacist may initiate therapy for a condition consisting of medications and durable medical equipment if such condition:*

(A) *Does not require a new diagnosis;*

(B) is minor and generally self-limiting;

(C) has a test that is used to guide diagnosis or clinical decision-making that is waived under the federal clinical laboratory improvement amendments of 1988; or

(D) in the professional judgment of the pharmacist, constitutes a patient emergency that threatens the health or safety of the patient if the prescription is not immediately dispensed. In such cases, only the sufficient quantity shall be provided until the patient is able to consult with or be seen by the patient's personal physician or other primary care provider.

(2) Nothing in subsection (a) shall be construed to authorize a pharmacist to prescribe a controlled substance, except for a medication prescribed for the treatment of opioid use disorder or for medication-assisted treatment.

(3) To determine whether a specific act is within the scope of practice of pharmacy for the purposes of the pharmacy act of the state of Kansas, a pharmacist shall independently determine whether such act is:

(A) Expressly prohibited by the pharmacy act of the state of Kansas or other law;

(B) consistent with the pharmacist's education, training and experience; and

(C) within the accepted standard of care that would be provided in a similar setting by a reasonable and prudent pharmacist with similar education, training and experience.

(b) A pharmacist may initiate therapy within the framework of a statewide protocol for the following health conditions:

(1) Influenza;

(2) streptococcal pharyngitis; or

(3) urinary tract infection.

~~(b)~~(c) The collaborative drug therapy management advisory committee established pursuant to K.S.A. 65-1677, and amendments thereto, may adopt a statewide protocol for each condition listed in subsection ~~(a)~~(b). In establishing such statewide protocols, the committee shall specify:

(1) The medications or categories of medications included in the protocol for each health condition;

(2) the training or qualifications required for pharmacists to implement the protocols;

(3) requirements for documentation and maintenance of records, including patient inclusion and exclusion criteria, medical referral criteria, patient assessment tools based on current clinical guidelines, follow-up monitoring or care plans and the pharmacist's adherence to the applicable protocols; and

(4) communication requirements, including, but not limited to, notification to the patient's personal or primary care provider.

~~(c)~~(d) The board may deny an application or renewal or revoke or suspend the license of a pharmacist upon a finding that the pharmacist has violated the provisions of this section or failed to practice within the framework of statewide protocols established pursuant to this section by the collaborative drug therapy management advisory committee.

~~(d)~~(e) This section shall take effect and be in force on and after July 1, 2022. The amendments to this section by this act shall be known and may be cited as the pharmacist practice authority act.

# Kansas Register

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Sec. 7. K.S.A. 40-3402 and 65-1637e and K.S.A. 2025 Supp. 65-1626a, 65-1682 and 65-16,131 are hereby repealed.

Sec. 8. This act shall take effect and be in force from and after its publication in the Kansas register.

**Doc. No. 054116**

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  
State of Kansas

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(Published in the Kansas Register April 30, 2026.)

## House Bill No. 2466

AN ACT concerning economic development; enacting the Kansas sports authority act to establish a sports authority to provide for the construction, financing and management of certain sports facilities and sports facility infrastructure and create venues for professional sports and other events; requiring members of the authority to submit to a state and national criminal history record check; authorizing STAR bond projects in major amusement park areas; permitting additional STAR bond districts where a major professional sports complex STAR bond district previously existed; clarifying geographic areas from which STAR bond revenues may be pledged; clarifying the length of time that revenues may be captured within a STAR bond project area; permitting cities or counties to pledge community improvement district or transportation development district revenues for the payment of STAR bonds; clearly establishing the authority of the secretary to set or modify STAR bond project district and STAR bond project areas without effect on local revenue pledges with respect to a major professional sports complex STAR bond district; permitting cities and counties, upon the request of the secretary, to modify their pledge area for a major professional sports complex STAR bond district; extending the expiration date of the STAR bonds financing act by prohibiting new STAR bond district approvals after July 1, 2031; clarifying the definition of a STAR bond project area; permitting the secretary to approve applications for STAR bond project financing more than one year after a STAR bond district has been established; condensing city, county and department of commerce notice, posting and reporting requirements; requiring a reset of the base year revenue for purposes of financing new STAR bonds in certain circumstances; clarifying that revenues from the attracting professional sports to Kansas fund may be used to pay management, operations and other costs of a professional sports team's primary facility; authorizing STAR bond projects in certain counties located in certain metropolitan statistical areas as rural redevelopment projects; setting certain visitor origin requirements and requiring certain enforcement by the secretary against developers that fail to meet such requirements; requiring the secretary to make certain information concerning STAR bond projects publicly available on the website of the department of commerce; prohibiting state general fund moneys from being pledged for the repayment of any special obligation bond issued by a city or county to finance a STAR bond project; prohibiting a city or county from using eminent domain to acquire real property for a STAR bond project; requiring the secretary to add to the secretary's annual report information regarding business movement into and out of STAR bond districts and local sales tax revenues lost as the result of such movement; amending K.S.A. 12-17,160, 12-17,166, 12-17,172 and 12-17,179 and K.S.A. 2025 Supp. 12-17,162, 12-17,164, 12-17,169, 22-4714 and 74-8793 and repealing the existing sections.

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

New Section 1. (a) Sections 1 through 8, and amendment thereto, shall be known and may be cited as the Kansas sports facilities authority act.

(b) The purpose of the act is to provide for the construction, financing, management and long-term use of sports facilities and sports facility infrastructure as venues for professional sports and a broad range of other civic, community, athletic, educational, cultural and commercial activities. The legislature finds that the expenditure of public money for this purpose is necessary, serves a public purpose and promotes the general welfare, and that property acquired by the Kansas sports facilities authority for the construction of sports facilities and sports facilities infrastructure is acquired for a public use and serves a public purpose. The legislature further finds that any provision in a lease or use agreement with a professional sports team that requires such team to play substantially all of its home games in a publicly funded sports facility for the duration of the lease or use agreement serves a unique public purpose for which enforcement is essential through the remedies of specific performance and injunctive relief.

New Sec. 2. As used in this act:

(a) “Act” means the Kansas sports facilities authority act.

(b) “Appointee” means a person who has been appointed to the authority pursuant to this act.

(c) “Appointing authority” means the person or entity required to make an appointment to the authority pursuant to this act.

(d) “Authority” means the Kansas sports facilities authority established under section 3, and amendments thereto.

(e) “Professional sports” means the national football league.

(f) “Professional sports team” means an organization that is a franchised member of the national football league engaged in the business of professional American football.

(g) “Sports facility” means, as designed, constructed, financed or managed pursuant to this act, a stadium, arena, field or other similar structure, including a practice facility for a professional sports team or a professional sports team headquarters building, and any enclosed or open-air entertainment or event venue, including, but not limited to, a recreational venue such as a ballpark, that is physically connected to or integrated with such facility and intended to support, complement or enhance the use, operation or fan experience of the sports facility.

(h) “Sports facility infrastructure” means plazas, walkways, landscaping, lighting, fencing, security infrastructure, parking facilities and structures, roadway and access improvements, including, but not limited to, streets, sidewalks, rights-of-way, intersections, medians, ramps, connectors, skyways and tunnels and other improvements intended to support pedestrian or vehicular circulation, utilities, including, but not limited to, water, sanitary sewer, storm sewer, electrical, gas, telecommunications, fiber and related distribution systems and other such property, facilities and improvements, owned by the authority or determined by the authority to facilitate the use and development of a sports facility pursuant to this act.

New Sec. 3. (a) (1) The Kansas sports facilities authority is established as a body corporate and politic and a political subdivision of the state. The authority is not an agency or instrumentality of any city or county. Any obligation, liability or debt of the authority shall constitute an obligation, liability or debt only of the authority and shall not constitute a liability or obligation of the state of Kansas or a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas.

(2) Before the appointment of any person as a member of the authority, the appointing authority shall require such person to be fingerprinted and submit to a state and national criminal history record check in accordance with K.S.A. 2025 Supp. 22-4714, and amendments thereto.

(3) The Kansas bureau of investigation shall remain in custody and control of the criminal history record check information obtained pursuant to this section. The bureau shall allow only the appointing authority, the majority and minority leaders of the house of representatives and the majority and minority leaders of the senate to view such criminal history record check information.

(b) The authority shall consist of 11 voting members, including, as provided by subsection (d), two members who may be appointed by the mayors of cities where a sports facility is located and nine members who are legal residents of the state of Kansas and have relative education, training and experience related to facility administration, accounting, law, marketing or other pertinent fields, as follows:

(1) One member appointed by the governor. Each such member shall serve until a successor is appointed and takes office;

(2) one member appointed by the president of the senate. Each such member shall serve until a successor is appointed and takes office;

(3) one member appointed by the senate majority leader. Each such member shall serve until a successor is appointed and takes office;

(4) one member appointed by the senate minority leader. Each such member shall serve until a successor is appointed and takes office;

(5) one member appointed by the speaker of the house of representatives. Each such member shall serve until a successor is appointed and takes office;

(6) one member appointed by the house of representatives majority leader. Each such member shall serve until a successor is appointed and takes office;

(7) one member appointed by the house of representatives minority leader. Each such member shall serve until a successor is appointed and takes office;

(8) the secretary of commerce or acting secretary of commerce who shall serve at the pleasure of the governor; and

(9) a representative of the professional sports team that plays its games in the sports facility owned by the authority appointed by the professional sports team. Each such member appointed by the professional sports team shall serve until a successor is appointed and takes office.

(c) The initial members of the authority shall be appointed not later than August 31, 2026.

(d) (1) The mayors of up to two cities where a sports facility of the authority is located may each appoint a member, that may be themselves, to the authority if:

(A) Such city passes an ordinance electing to participate in a STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto;

(B) such participation is not withdrawn, repealed, terminated or rendered ineffective; and

(C) such city's pledge of applicable local sales, use or transient guest tax revenue is not conditioned in a manner that:

(i) Limits or restricts the secretary's authority to establish or modify a STAR bond project district as defined in K.S.A. 12-17,162(cc)(2), and amendments thereto, for purposes of pledging state revenues;

(ii) provides for termination or reduction of such local pledge based on actions taken by the secretary with

respect to the establishment, modification or scope of a STAR bond project district as defined in K.S.A. 12-17,162(cc)(2), and amendments thereto, or the pledge of state revenues; or

(iii) conflicts with the terms and conditions set forth in the STAR bond agreement dated December 22, 2025, and executed by the Kansas city chiefs football club, inc. and the state of Kansas.

(2) Such membership shall be expressly conditioned upon the continued satisfaction of the requirements set forth in subparagraphs (1)(A), (B) and (C) above.

(3) In the event of the self appointment by a mayor to the authority, the governing body of such mayor's city shall select a member of such governing body as the appointing authority for purposes of review of the criminal history record check as required by subsection (a)(2).

(e) Members of the authority may be compensated as provided by K.S.A. 75-3223, and amendments thereto, including a paid per diem and mileage reimbursement.

(f) The chairperson of the authority shall be elected by a majority of the voting members of the authority for a four-year term. The chairperson shall preside at all meetings of the authority, if present, and perform all other assigned duties and functions. The authority may appoint from among its voting members a vice chairperson to act for the chairperson during the temporary absence or disability of the chairperson and any other officers the authority determines are necessary or convenient.

(g) Each member of the authority shall serve at the pleasure of the entity or holder of the office authorized to appoint such member, including any new holder of such office.

(h) The authority shall adopt bylaws to establish rules of procedure, the powers and duties of its officers and other matters relating to the governance of the authority and the exercise of its powers.

(i) The authority shall engage a third-party independent auditor to audit the books and accounts of the authority annually. The authority shall engage a different independent auditor every three years to conduct such audit.

(j) The authority may appoint an executive director to serve as the chief executive officer of the authority. Such executive director shall serve at the pleasure of the authority and shall receive compensation as determined by the authority and approved by the state finance council acting on this matter, which is hereby characterized as a matter of legislative delegation and subject to the guidelines prescribed by K.S.A. 75-3711c(c), and amendments thereto. Such compensation for the executive director shall be paid from rents paid to the authority by the professional sports team that plays its games in the sports facility owned by the authority. No public funds shall be used for compensation for the executive director. As prescribed and directed by the authority, the executive director shall be responsible for the operation, management and promotion of activities of the authority. The executive director shall have such powers necessarily incident to the performance of the executive director's duties and such powers granted by the authority, except that the executive director shall not have authority to incur liability or make expenditures on behalf of the authority without general or specific direction by the authority evidenced by the authority's bylaws or minutes of a meeting of the authority.

(k) The authority may authorize additional employees. The executive director shall be responsible for hiring, supervision and dismissal of all other employees of the authority.

(l) The authority shall establish a website for purposes of providing information to the public concerning all actions taken by the authority. At a minimum, the website shall contain a current version of the authority's bylaws, notices of upcoming meetings, minutes of the authority's meetings and a telephone number and email address for public comments.

(m) Any seven voting members shall constitute a quorum for the conduct of business. Action may be taken upon the vote of a majority of members present at a meeting duly called and held.

(n) The authority shall be subject to the provisions of the open meetings act and the open records act. In the event that immediate action is required for which a meeting cannot be timely convened, then notwithstanding the provisions of the Kansas open meetings act, K.S.A. 75-4317, et seq., and amendments thereto, the authority may act by written consent, signed by all voting members, whose consent shall have the same effect as a unanimous action taken at a meeting of the authority duly called and held with a quorum present. The unanimous written consent and any attachments thereto shall be subject to the Kansas open records act, K.S.A. 45-215, et seq., and amendments thereto, and shall be posted on the authority's website as soon as practicable after such action is taken.

New Sec. 4. (a) Any sports facility or sports facility infrastructure constructed or acquired by the authority shall be a part of the authority.

(b) Except as provided in subsection (c), any other sports facility may be acquired as a part of the authority upon satisfaction of the following factors and approval of the authority:

(1) The governing body, whether a public or private entity, of the sports facility has made a request to the authority to become a sports facility that is a part of the authority;

(2) such governing body and the authority have negotiated an agreement with respect to the transfer by the governing body to the authority of all obligations and responsibilities pertaining to such sports facility, including, but not limited to, outstanding debt, revenue sources, finance, funding, management, operations, equipment, repair and replacements, capital improvements, reserves, contracts and agreements;

(3) if separate entities, such governing body and the professional sports team that is the primary user of such sports facility have made a joint recommendation to the authority that such sports facility become a part of the authority;

(4) the authority finds that the inclusion of such sports facility in the authority will not have a negative impact on the authority or the state general fund or become an obligation of the state of Kansas; and

(5) such governing body shall have provided any other information and met any additional requirements requested by the authority.

(c) Nothing in this act shall authorize the authority to enter into any contract, agreement or business relationship with any other professional sport or franchise other than a professional sports team that is a franchised member of the national football league engaged in the business of professional American football. Any such action taken by the authority in violation of the provisions of this act is null and void.

New Sec. 5. (a) The authority is a body corporate and politic and a political subdivision of the state of Kansas. The authority may exercise and hold the duties, privileges, immunities, rights and liabilities and disabilities of an authority of the state and as a body corporate and a political instrumentality of the state. The authority may sue and be sued. Any obligation, liability or debt of the authority shall constitute an obligation, liability or debt only of the authority and shall not constitute an obligation or liability of the state of Kansas or a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas.

(b) (1) (A) The authority may acquire from any public or private entity by lease, purchase, gift or devise all necessary right, title and interest in and to real property, air rights and personal property deemed necessary for the purposes of this act.

(B) Any such property referenced under this act that is owned, acquired or otherwise used by the authority shall be deemed exclusively used for state purposes within the meaning of article 11 § 1(b) of the constitution of the state of Kansas.

(C) The authority shall be exempt from any property or general ad valorem taxes levied under the laws of the state of Kansas upon any property of the authority acquired and used for a sports facility or sports facility infrastructure and upon any other property of the authority used for the authority's public purposes and from any taxes or assessments upon any projects or operations of the authority. The authority shall be exempt from any taxes or assessments upon any project, property or local obligation acquired or used by the authority under the provisions of this act.

(2) The authority may sell, lease or otherwise dispose of any real or personal property acquired by the authority that is no longer required for the accomplishment of the authority's purposes.

(c) (1) The authority may develop, construct, equip, improve, own, operate, manage, maintain, finance and control sports facilities, related sports facility infrastructure and related facilities constructed or acquired pursuant to this act, or may delegate such duties through an agreement, subject to the rights and obligations transferred to and assumed by the authority, a professional sports team, other user, third-party manager or program manager, under the terms of a lease, use agreement or development agreement.

(2) When purchasing construction, repairs, supplies, equipment, furniture, furnishings, fixtures or contractual services, the authority and the authority's contractors and agents shall utilize competition among contractors and vendors to the extent reasonable and practicable under the circumstances, to be determined in the sole discretion of the authority and to such extent shall not be subject to the competitive bidding requirements of K.S.A. 75-3739, 75-37,102 or 75-37,132, and amendments thereto.

(3) All sales of tangible personal property or services purchased for the purpose of and in conjunction with the constructing, equipping or furnishing of a sports facility or sports facility infrastructure by the authority shall be exempt from the tax imposed by the Kansas retailers' sales tax act and the Kansas compensating tax act and not be subject to sales or use tax imposed by the state, any county, city, town, public corporation or agency or subdivision or instrumentality thereof. When a person contracts for the construction, equipping or furnishing of any such sports facility or sports facility infrastructure, such person shall obtain from the state and furnish to the contractor an exemption certificate for the project involved, and the contractor may purchase materials, machinery and equipment for incorporation in such project. The contractor shall furnish the number of such certificates to all suppliers from whom such purchases are made, and such suppliers shall execute invoices covering such purchases bearing the number of such certificates. Upon completion of the project, the contractor shall furnish to the authority a sworn statement, on a form to be provided by the director of taxation, that all purchases so made were entitled to exemption under this paragraph. All invoices shall be held by the contractor for a period of five years and shall be subject to audit by the director of taxation. Any contractor or any agent, employee or subcontractor thereof who uses or otherwise disposes of any materials, machinery or equipment purchased under such a certificate for any purpose other than that for which such a certificate is issued without the payment of the sales or compensating tax otherwise imposed thereon shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the penalties provided for in K.S.A. 79-3615(h), and amendments thereto. Upon repayment in full of all bonds issued to finance any sports facility and any sports facility infrastructure pursuant to the STAR bond agreement dated December 22, 2025, between the state of Kansas and the Kansas city chiefs football club, inc., in an aggregate principal amount equal to the maximum amount authorized to finance such sports facility and sports facility infrastructure under such agreement, the sales and use tax exemptions authorized under this subsection shall automatically terminate.

(4) The authority may, but shall not be required to, consult with local governments regarding the planning and development of authority projects, except that no such consultation shall confer approval authority or regulatory jurisdiction on any city, county, township or other political subdivision of the state. The provisions

of K.S.A. 75-3741c(a), and amendments thereto, related to state capital improvement projects shall apply to projects of the authority.

(d) (1) The authority may employ persons, contract for services, including legal services, and utilize employees and consultants retained by other governmental entities as necessary to carry out the authority's functions. The authority may enter into agreements with other governmental entities or third parties necessary to accomplish the purposes of this act.

(2) The provisions of the retail electric suppliers act, K.S.A. 66-1,170, et seq., and amendments thereto, shall not apply to the provision of electric service to the authority. The authority shall have the power to negotiate or otherwise obtain utility and energy services, but the authority shall be required to obtain electric service from a retail electric provider, as defined in the retail electric suppliers act, that already provides electric service in one or more certified territories in Kansas. The provision or receipt of such utility and energy services shall not be subject to any fee or exactions imposed by local ordinance.

(e) The authority may accept monetary contributions, pledges of revenues, property, services and grants or loans of money or other property from any source, including, but not limited to, the state, any subdivision of the state, any agency of those entities or any person for any of its purposes, and may enter into any agreement required in connection with the gifts, grants or loans. The authority shall hold, use and dispose of the money, property or services according to the terms of the monetary contributions, grant, loan or agreement.

(f) The authority may lease, license or enter into use agreements and may fix, alter, charge and collect rents, fees, including seat licensing fees, and charges for the use, lease, license, occupation and availability of part or all of any premises, property or facilities under the authority's ownership, operation or control for purposes that will provide athletic, educational, cultural, commercial or other entertainment, instruction or activity for the citizens of Kansas and visitors. The use agreements may provide that the other contracting party has exclusive use of the premises at the times agreed upon, as well as the right to retain some or all revenues from ticket sales, suite licenses, personalized seat licenses, concessions, advertising, naming rights, professional sports team designated broadcast or media, club seats, signage and other revenues derived from a sports facility. The authority may contract with a professional sports team or other third party to collect any such revenue on behalf of the authority.

(g) Any agreement by the authority for the lease, license, use or management of a sports facility or sports facility infrastructure shall require the lessee, licensee, user or manager to be responsible for all liabilities and obligations arising out of the use, occupancy, operation, management or control of the sports facility or sports facility infrastructure, except as expressly provided otherwise in such agreement. No such agreement shall create an obligation of the state of Kansas, liability against the state of Kansas or a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas.

(h) The authority may procure insurance in the amounts the authority considers necessary against liability of the authority or its officers and employees for personal injury or death and property damage or destruction and against risks of damage to or destruction of any of its facilities, equipment or other property. Any agreement by the authority for the lease, license, use or management of a sports facility or sports facility infrastructure shall require the lessee, licensee, user or manager to be responsible for providing, at their sole cost and expense, insurance coverage in the types and amounts consistent with professional sports industry standards. The authority shall be named as an additional insured on any such insurance coverage.

(i) The authority is hereby authorized to fix, charge and collect fees or rents in order to recover all or part of the operating expenses incurred in carrying out its functions.

(j) In addition to the powers expressly granted in this act and provided that the exercise of such powers does not conflict with any agreement between the authority and the professional sports team, the authority shall have all powers necessary or incidental thereto, including, but not limited to, the following:

(1) To make grants of money to other public or private persons and any organization that is described in section 501(c)(3) of the federal internal revenue code of 1986, as amended, or any corresponding provision of any future revenue law;

(2) notwithstanding any other provision of law relating to the investment of state moneys or interest thereon, to receive, hold, use, deposit, withdraw, invest, expend and manage all funds and moneys of the authority, including interest thereon, from any source;

(3) to deposit any moneys of the authority in any banking institution within or without the state or in any depository authorized to receive such deposits, with one or more persons to act as custodians of the moneys in each respective depository, and to give surety bonds in such amounts in the form and for such purposes as the authority requires; and

(4) to enter into such contracts, agreements, joint ventures, partnerships, options, leases, loan agreements, deeds and other instruments with public and private entities and take such other actions as may be necessary or convenient to accomplish any purpose for which the authority is organized or exercise any power expressly granted hereunder.

(k) Notwithstanding any other provision of law to the contrary, the authority and its members, directors, employees and agents shall be subject to and covered by the Kansas tort claims act, K.S.A. 75-6101 et seq., and amendments thereto. The purchase of insurance, participation in an insurance plan or creation of a self-insurance fund by the authority shall not be deemed to be a waiver or relinquishment of any sovereign immunity to which the authority or its directors, employees or agents are otherwise entitled.

(l) (1) Commencing on January 15, 2027, and on or before January 15 of each year thereafter, the authority shall provide a written report to the legislative coordinating council, the senate committee on commerce and the house of representatives committee on commerce, labor and economic development. Such report shall include, at the level of detail as requested by the respective committee or chairperson thereof:

(A) (i) The current status of the sports facility and sports facility infrastructure;

(ii) actions and operations of the authority during the previous year with respect to the acquisition, construction and development of the sports facility or sports facility infrastructure; and

(iii) the projected construction and development of the sports facility and sports facility infrastructure and planned operations and actions of the authority in the current year ahead;

(B) any other actions of the authority undertaken pursuant to the provisions of this act; and

(C) any other information pertaining to the status, actions, activities and operations of the authority requested by the respective committee or chairperson thereof.

(2) At the request of any such committee, the chairperson and executive director of the authority shall appear before such committee and provide testimony regarding the report.

(m) Any lease or use agreement between the authority and a professional sports team shall provide for the disposition of the sports facility upon expiration or nonrenewal of the agreement and relocation of the team outside the state in a manner that ensures the authority shall have no ongoing financial obligation, liability or maintenance responsibility. Such provisions may include, but not be limited to:

(1) Conveyance of the sports facility and related improvements to the professional sports team, with the team assuming all costs, liabilities and obligations associated therewith; or

(2) payment by the professional sports team of the reasonable costs of demolition of the primary stadium structure.

New Sec. 6. (a) Sports facilities under this act shall be operated in a first-class manner, similar to and consistent with other comparable sports facilities of the same kind.

(b) The authority and the professional sports team shall agree to minimum annual sports facility utilization requirements by the state and its designees in order to host noncompeting community events, subject to sports facility availability for which the professional sports team shall have scheduling priority.

New Sec. 7. The authority shall be exempt from the following laws, unless otherwise provided for in this act:

- (a) K.S.A. 12-1675 through 12-1677, and amendments thereto;
- (b) K.S.A. 75-1250 through 75-1270, and amendments thereto;
- (c) K.S.A. 75-2925 through 75-2975, and amendments thereto;
- (d) K.S.A. 75-6601 through 75-6607, and amendments thereto;
- (e) K.S.A. 77-501 through 77-550, and amendments thereto;
- (f) K.S.A. 75-3739 through 75-3740, and amendments thereto; and
- (g) K.S.A. 75-37,102 and 75-37,132, and amendments thereto.

New Sec. 8. (a) This act shall be liberally construed. Nothing contained herein is or shall be construed as a restriction or limitation upon any powers that the authority might otherwise have under any other law of this state, and the provisions of this act are cumulative to such powers. The provisions hereof shall be construed to provide a complete, additional and alternative method for the doing of the things authorized hereby and shall be regarded as supplemental and additional to any other laws. It is the intent of the legislature to grant the authority all powers necessary and convenient to develop, construct, acquire and operate sports facilities and sports facility infrastructure in furtherance of the public purpose of providing state-owned and operated venues for the economic, cultural and recreational benefit of the citizens of the state. In carrying out such purposes, the authority shall be deemed to be a political subdivision of the state performing essential governmental functions. Insofar as the provisions of this act are inconsistent with the provisions of any other law, whether general, specific or local, the provisions of this act shall be controlling. Notwithstanding anything in this act to the contrary, the powers granted to the authority shall not be exercised in a way that conflicts with the terms and conditions set forth in the STAR bond agreement dated December 22, 2025, and executed by the Kansas City chiefs football club, inc. and the state of Kansas. Notwithstanding anything in this act to the contrary, nothing in this subsection or this act shall be construed so as to authorize, permit or provide any obligation, liability or debt of the authority to be an obligation, liability or a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas.

(b) The provisions of this act are severable. If any portion of the act is declared unconstitutional or invalid, or the application of any portion of the act to any person or circumstance is held unconstitutional or invalid, the invalidity shall not affect other portions of the act that can be given effect without the invalid portion or application, and the applicability of such other portions of the act to any person or circumstance shall remain valid and enforceable.

Sec. 9. K.S.A. 12-17,160 is hereby amended to read as follows: 12-17,160. It is hereby declared to be the purpose of this act to promote, stimulate and develop the general and economic welfare of the state of Kansas and its communities and to assist in the development and redevelopment of eligible areas within and without a city thereby promoting the general welfare of the citizens of this state, *through tourism* by authorizing cities and

counties to acquire certain property and to issue sales tax and revenue (STAR) bonds for the financing of STAR bond projects as defined in K.S.A. 12-17,162, and amendments thereto. It is further found and declared that the powers conferred by this act are for a public purpose and public use for which public money may be expended ~~and the power of eminent domain may be exercised~~. The necessity in the public interest for the provisions of this act is hereby declared as a matter of legislative determination.

Sec. 10. K.S.A. 2025 Supp. 12-17,162 is hereby amended to read as follows: 12-17,162. As used in the STAR bonds financing act, unless a different meaning clearly appears from the context:

- (a) "Auto race track facility" means: (1) An auto race track facility and facilities directly related and necessary to the operation of an auto race track facility, including, but not limited to, grandstands, suites and viewing areas, concessions, souvenir facilities, catering facilities, visitor and retail centers, signage and temporary hospitality facilities, but excluding (2) hotels, motels, restaurants and retail facilities, not directly related to or necessary to the operation of such facility.
- (b) "Commence work" means the manifest commencement of actual operations on the development site, such as, erecting a building, excavating the ground to lay a foundation or a basement or work of like description according to an approved plan of construction, with the intention and purpose to continue work until the project is completed.
- (c) "De minimis" means an amount less than 15% of the land area within a STAR bond project district.
- (d) "Developer" means any person, firm, corporation, partnership or limited liability company other than a city and other than an agency, political subdivision or instrumentality of the state. "Developer" includes the names of the owners, partners, officers or principals of the developer for purposes of inclusion of the name of the developer into any application, document or report pursuant to this act if such application, document or report is a public record.
- (e) "Economic impact study" means a study to project the financial benefit of the project to the local, regional and state economies.
- (f) "Eligible area" means a historic theater, *major amusement park area*, major tourism area, major motorsports complex, auto race track facility, river walk canal facility, major multi-sport athletic complex, major business facility, a major commercial entertainment and tourism area or a major professional sports complex as determined by the secretary.
- (g) "Feasibility study" means a feasibility study as defined in K.S.A. 12-17,166(b), and amendments thereto.
- (h) "Historic theater" means a building constructed prior to 1940 that was constructed for the purpose of staging entertainment, including motion pictures, vaudeville shows or operas, that is operated by a nonprofit corporation and is designated by the state historic preservation officer as eligible to be on the Kansas register of historic places or is a member of the Kansas historic theatre association.
- (i) "Historic theater sales tax increment" means the amount of state and local sales tax revenue imposed pursuant to K.S.A. 12-187 et seq., 79-3601 et seq. and 79-3701 et seq., and amendments thereto, collected from taxpayers doing business within the historic theater that is in excess of the amount of such taxes collected prior to the designation of the building as a historic theater for purposes of this act.
- (j) "Major business facility" means a significant business headquarters or office building development designed to draw a substantial number of new visitors to Kansas and that has agreed to provide visitor tracking data to the secretary as requested by the secretary, including, but not limited to, residence zip code information, to be provided or held by the secretary without personally identifiable information. A major

business facility shall meet sales tax increment revenue requirements that shall be established by the secretary independent of any associated retail businesses located in the STAR bond project district pursuant to the STAR bond project plan.

(k) “Major commercial entertainment and tourism area” means an area that may include, but not be limited to, a major multi-sport athletic complex.

(l) “Major motorsports complex” means a complex in Shawnee county that is utilized for the hosting of competitions involving motor vehicles, including, but not limited to, automobiles, motorcycles or other self-propelled vehicles other than a motorized bicycle or motorized wheelchair. Such project may include racetracks, all facilities directly related and necessary to the operation of a motorsports complex, including, but not limited to, parking lots, grandstands, suites and viewing areas, concessions, souvenir facilities, catering facilities, visitor and retail centers, signage and temporary hospitality facilities, but excluding hotels, motels, restaurants and retail facilities not directly related to or necessary to the operation of such facility.

(m) “Major tourism area” means an area for which the secretary has made a finding the capital improvements costing not less than \$100,000,000 will be built in the state to construct an auto race track facility.

(n) “Major multi-sport athletic complex” means an athletic complex that is utilized for the training of athletes, the practice of athletic teams, the playing of athletic games or the hosting of events. Such project may include playing fields, parking lots and other developments including grandstands, suites and viewing areas, concessions, souvenir facilities, catering facilities, visitor centers, signage and temporary hospitality facilities, but excluding hotels, motels, restaurants and retail facilities, not directly related to or necessary to the operation of such facility.

(o) “Major professional sports complex” means a project, approved or pursuant to an authorized agreement as provided by K.S.A. 2025 Supp. 12-17,181, and amendments thereto, located within this state including a stadium of not less than 30,000 seats for the purpose of the holding of national football league or major league baseball athletic contests and other events and gatherings or a practice or training facility utilized by a major professional sports franchise and all buildings, improvements, facilities or attractions located within any STAR bond project district as defined in subsection (cc)(2).

(p) “Major professional sports franchise” means any corporation, partnership or other entity that owns a team or franchise that is a member of the national football league or major league baseball that is located in any state adjacent to Kansas.

(q) “Market study” means a study to determine the ability of the project to gain market share locally, regionally and nationally and the ability of the project to gain sufficient market share to:

- (1) Remain profitable past the term of repayment; and
- (2) maintain status as a significant factor for travel decisions.

(r) “Market impact study” means a study to measure the impact of the proposed project on similar businesses in the project’s market area.

(s) “Museum facility” means a separate newly-constructed museum building and facilities directly related and necessary to the operation thereof, including gift shops and restaurant facilities, but excluding hotels, motels, restaurants and retail facilities not directly related to or necessary to the operation of such facility. The museum facility shall be owned by the state, a city, county, other political subdivision of the state or a non-profit corporation, shall be managed by the state, a city, county, other political subdivision of the state or a non-profit corporation and may not be leased to any developer and shall not be located within any retail or commercial building.

- (t) "Project" means a STAR bond project.
- (u) "Project costs" means those costs necessary to implement a STAR bond project plan, including costs incurred for:
  - (1) Acquisition of real property within the STAR bond project area;
  - (2) payment of relocation assistance pursuant to a relocation assistance plan as provided in K.S.A. 12-17,173, and amendments thereto;
  - (3) site preparation including utility relocations;
  - (4) sanitary and storm sewers and lift stations;
  - (5) drainage conduits, channels, levees and river walk canal facilities;
  - (6) street grading, paving, graveling, macadamizing, curbing, guttering and surfacing;
  - (7) street light fixtures, connection and facilities;
  - (8) underground gas, water, heating and electrical services and connections located within the public right-of-way;
  - (9) sidewalks and pedestrian underpasses or overpasses;
  - (10) drives and driveway approaches located within the public right-of-way;
  - (11) water mains and extensions;
  - (12) plazas and arcades;
  - (13) parking facilities and multilevel parking structures devoted to parking only;
  - (14) landscaping and plantings, fountains, shelters, benches, sculptures, lighting, decorations and similar amenities;
  - (15) auto race track facility;
  - (16) major multi-sport athletic complex;
  - (17) museum facility;
  - (18) major motorsports complex;
  - (19) rural redevelopment project, including costs incurred in connection with the construction or renovation of buildings or other structures;
  - (20) major professional sports complex, including all costs necessary to implement a STAR bond project plan for the development of a major professional sports complex, including, but not limited to, costs incurred for construction or renovation of a stadium and other buildings, improvements, structures, facilities, infrastructure improvements and utilities or any related expenses to develop and finance such complex;
  - (21) related expenses to redevelop and finance the project, except that for a STAR bond project financed with special obligation bonds payable from the revenues described in K.S.A. 12-17,169(a)(1) or (a)(2)(A) and (a)(2)(B), and amendments thereto, such expenses shall require prior approval by the secretary of commerce; and
  - (22) except as specified in paragraphs (1) through (21) above, "project costs" does not include:

- (A) Costs incurred in connection with the construction of buildings or other structures;
- (B) fees and commissions paid to developers, real estate agents, financial advisors or any other consultants who represent the developers or any other businesses considering locating in or located in a STAR bond project district;
- (C) salaries for local government employees;
- (D) moving expenses for employees of the businesses locating within the STAR bond project district;
- (E) property taxes for businesses that locate in the STAR bond project district;
- (F) lobbying costs;
- (G) any bond origination fee charged by the city or county;
- (H) any personal property as defined in K.S.A. 79-102, and amendments thereto; and
- (I) travel, entertainment and hospitality.
- (v) "Projected market area" means any area within the state in which the project is projected to have a substantial fiscal or market impact upon businesses in such area.
- (w) "River walk canal facilities" means a canal and related water features which flow through a major commercial entertainment and tourism area and facilities related or contiguous thereto, including, but not limited to, pedestrian walkways and promenades, landscaping and parking facilities.
- (x) "Rural redevelopment project" means a project that *will enhance the quality of life in the community and the region* and is in:
  - (1) An area outside of a metropolitan area with a population of more than 50,000, that is of regional importance, ~~and with capital investment of at least \$3,000,000 and that will enhance the quality of life in the community and region; or~~
  - (2) *a county with a population under 100,000 within the Kansas City or Wichita metropolitan statistical areas, of regional importance and with capital investment of at least \$3,000,000.*
- (y) "Sales tax and revenue" ~~are those~~ means revenues *that are* available to finance the issuance of special obligation bonds as identified in K.S.A. 12-17,168, and amendments thereto.
- (z) "STAR bond" means a sales tax and revenue bond.
- (aa) "STAR bond project" means:
  - (1) An approved project to implement a project plan for the development of the established STAR bond project district that:
    - (A) (i) Has at least a \$75,000,000 capital investment and \$75,000,000 in projected gross annual sales; or
    - (ii) for metropolitan areas with a population of between 50,000 and 75,000, has at least a \$40,000,000 capital investment and \$40,000,000 in projected gross annual sales, if the project is deemed of high value by the secretary; or
    - (B) for areas outside of metropolitan areas with a population of more than 50,000, the secretary finds the project:
      - (i) Is an eligible area as defined in subsection (f); and

(ii) would be of regional or statewide importance;

(C) is a major tourism area as defined in subsection (m);

(D) is a major motorsports complex, as defined in subsection (l); or

(E) is a rural redevelopment project as defined in subsection (x); or

(2) a project approved or pursuant to an authorized agreement as provided by K.S.A. 2025 Supp. 12-17,181, and amendments thereto, to implement one or more project plans for the development of a major professional sports complex with a combined capital investment of not less than \$1,000,000,000.

(bb) “STAR bond project area” means the geographic area within the STAR bond project district, in which there may be one or more projects *or which facilitates the development of one or more projects*.

(cc) “STAR bond project district” means:

(1) (A) The specific area declared to be an eligible area as determined by the secretary in which the city or county may develop one or more STAR bond projects. A “STAR bond project district” includes a redevelopment district, as defined in K.S.A. 12-1770a, and amendments thereto, created prior to the effective date of this act for the Wichita Waterwalk project in Wichita, Kansas, provided, the city creating such redevelopment district submits an application for approval for STAR bond financing to the secretary on or before July 31, 2007, and receives a final letter of determination from the secretary approving or disapproving the request for STAR bond financing on or before November 1, 2007.

(B) No STAR bond project district shall include real property which has been part of another STAR bond project district unless such:

(i) *Such* STAR bond project and STAR bond project district have been approved by the secretary of commerce pursuant to K.S.A. 12-17,164 and 12-17,165, and amendments thereto, prior to March 1, 2016; *or*

(ii) *such prior STAR bond project district was established pursuant to paragraph (2) relating to a major professional sports complex.*

(C) A STAR bond project district *as defined pursuant to this paragraph* in a metropolitan area with a population of more than 50,000, shall be a contiguous parcel of real estate and shall be limited to those areas being developed by the STAR bond project and any area of real property reasonably anticipated to directly benefit from the ~~redevelopment~~ STAR bond project; or

(2) the specific area approved or pursuant to an authorized agreement as provided by K.S.A. 2025 Supp. 12-17,181, and amendments thereto, and that is declared to be an eligible area as determined by the secretary in which the city or county, or the secretary independently or with the participation of the city or county, as provided by K.S.A. 12-17,164, and amendments thereto, may develop one or more STAR bond projects as defined in subsection (aa)(2). Such area may include real property that is or has been a part of another STAR bond project district, however, any outstanding STAR bonds issued for such other STAR bond project district shall have priority for repayment. Any STAR bond project district as defined pursuant to this paragraph shall not be required to contain contiguous parcels of real estate or be limited to those areas being developed pursuant to any such STAR bond project.

(dd) “STAR bond project district plan” means the preliminary plan that identifies all of the proposed STAR bond project areas and identifies in a general manner all of the buildings, facilities and improvements in each that are proposed to be constructed or improved in each STAR bond project area.

(ee) “STAR bond project plan” means the plan adopted by a city or county for the development of a STAR bond

project or projects in a STAR bond project district. “STAR bond project plan” includes a plan adopted by the secretary independently, the secretary with the participation of a city or county or a city or county as approved by the secretary, as provided by K.S.A. 12-17,164, and amendments thereto, for the development of a STAR bond project or projects as defined in subsection (aa)(2) in a STAR bond project district as defined in subsection (cc)(2) and approved or pursuant to an authorized agreement as provided by K.S.A. 2025 Supp. 12-17,181, and amendments thereto.

(ff) “Secretary” means the secretary of commerce.

(gg) “Substantial change” means, as applicable, a change wherein the proposed plan or plans differ substantially from the intended purpose for which the STAR bond project district plan was approved.

(hh) “Tax increment” means:

(1) Except as provided in paragraph (2), that portion of the revenue derived from state and local sales, use and transient guest tax imposed pursuant to K.S.A. 12-187 et seq., 12-1692 et seq., 79-3601 et seq. and 79-3701 et seq., and amendments thereto, collected from taxpayers doing business within ~~that portion of a STAR bond project district occupied by a project~~ *one or more STAR bond project areas* that is in excess of the amount of base year revenue. For purposes of this subsection, the base year shall be the 12-month period immediately prior to the month in which the STAR bond project district is established. The department of revenue shall determine base year revenue by reference to the revenue collected during the base year from taxpayers doing business within the specific area in which a STAR bond project district is subsequently established. The base year of a STAR bond project district, following the addition of area to the STAR bond project district, shall be the base year for the original area, and with respect to the additional area, the base year shall be any 12-month period immediately prior to the month in which additional area is added to the STAR bond project district. For purposes of this subsection, revenue collected from taxpayers doing business within a STAR bond project district, or within a specific area in which a STAR bond project district is subsequently established shall not include local sales and use tax revenue that is sourced to jurisdictions other than those in which the project is located. The secretary of revenue and the secretary of commerce shall certify the appropriate amount of base year revenue for taxpayers relocating from within the state into a STAR bond district.

(2) With respect to any STAR bond project district as defined in subsection (cc)(2), “tax increment” may include all revenue described in paragraph (1) collected from retail sales from any business within such STAR bond project district. “Tax increment” shall include all revenue derived from the sale of alcoholic liquor as defined in K.S.A. 79-41a01, and amendments thereto, pursuant to K.S.A. 79-4101 and 79-41a02, and amendments thereto, collected from consumers purchasing alcoholic liquor within such STAR bond project district that is in excess of the amount of base year revenue for such taxes. The “tax increment” for any such STAR bond project district that has been independently established by the secretary as provided by K.S.A. 12-17,164, and amendments thereto, shall not include local sales, use or transient guest tax imposed pursuant to K.S.A. 12-187 et seq. and 12-1692 et seq., and amendments thereto, unless approved by a participating city or county as provided by K.S.A. 12-17,164, and amendments thereto. If a STAR bond project district as defined in subsection (cc)(2) includes real property that is or has been part of another previously approved STAR bond project district, the “tax increment” shall also exclude that portion of state and local sales, use or transient guest tax revenue pledged to repayment of any STAR bonds issued for a previously approved STAR bond project within such other district while such bonds are outstanding. The amount of base year revenue for any revenue derived from the sale of alcoholic liquor and any state sales and use taxes shall be set by the secretary in the secretary’s sole discretion upon the establishment of a STAR bond project district as defined in K.S.A. 12-17,162(cc)(2), and amendments thereto. If local sales, use or transient guest tax revenue are also pledged by a city or county, whether such city or county is participating with the secretary, or is itself establishing such STAR bond project district, as provided by K.S.A. 12-17,164, and amendments thereto, the amount of base year revenue for such local tax revenues shall be set by the city or county in the city or county’s discretion and approved by the secretary. Base year revenue

determinations by the secretary or by the city or county as approved by the secretary shall not be required to be based on the procedure provided in paragraph (1).

(ii) "Taxpayer" means a person, corporation, limited liability company, S corporation, partnership, registered limited liability partnership, foundation, association, nonprofit entity, sole proprietorship, business trust, group or other entity that is subject to the Kansas income tax act, K.S.A. 79-3201 et seq., and amendments thereto.

(jj) "Major amusement park area" means an area containing a STAR bond project with amusement rides. "Amusement ride" includes:

(A) Buildings necessary to house and operate such amusement park rides, buildings immediately adjacent and attached to such amusement park rides and a building necessary to house a conference center within the major amusement park area; and

(B) attractions that allow for visitors to enjoy an interactive experience with licensed intellectual property. Such attractions shall be at least 25,000 square feet and have the capacity to draw over 100,000 people per year.

Sec. 11. K.S.A. 2025 Supp. 12-17,164 is hereby amended to read as follows: 12-17,164. (a) (1) (A) (i) The governing body of a city may establish one or more STAR bond projects in any area within such city or wholly outside the boundaries of such city. A STAR bond project wholly outside the boundaries of such city must be approved by the board of county commissioners by the passage of a county resolution.

(ii) The governing body of a county may establish one or more STAR bond projects in any unincorporated area of the county.

(iii) No STAR bond project as defined by K.S.A. 12-17,162(aa)(2), and amendments thereto, shall be established by a city or county unless approved pursuant to K.S.A. 2025 Supp. 12-17,181, and amendments thereto.

(B) The governing body of a city or county may elect to participate in a STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, established independently by the secretary pursuant to an agreement authorized by K.S.A. 2025 Supp. 12-17,181, and amendments thereto, by pledging local sales, use and transient guest tax revenues for the repayment of STAR bonds issued by the Kansas development finance authority pursuant to this section and K.S.A. 12-17,169, and amendments thereto. If the governing body of the city or county elects to participate, the governing body of the city or county shall hold a public hearing and pass an appropriate ordinance or resolution specifying the city or county's pledge of such local revenues that meet any requirements of the secretary and the Kansas development finance authority. Such ordinance or resolution shall be passed not later than 60 days after the date of approval by the legislative coordinating council of the agreement pursuant to K.S.A. 2025 Supp. 12-17,181, and amendments thereto, or the secretary may proceed without the city or county's participation to establish the STAR bond project district and undertake the STAR bond project plan without further public notice or hearing, as provided by paragraph (2). *The secretary's authority to proceed after such 60-day period without the city or county's participation shall not prohibit such city or county from subsequently participating in the STAR bond project, subject to the approval of the secretary. The ordinance or resolution of a city or county adopted for the purpose of electing to participate in a STAR bond project as provided by this paragraph shall not be subject to amendment, except that upon a written request from the secretary and a finding by the secretary that an amendment to such ordinance or resolution is necessary to carry out the purposes of the STAR bond project plan adopted for such project, the governing body of a city or county may amend such ordinance or resolution. No additional public hearing by the governing body of the city or county shall be required.*

(C) The projects shall be eligible for financing by special obligation bonds payable from revenues described by K.S.A. 12-17,169(a)(1) and (a)(2)(A) and (a)(2)(B), and amendments thereto. Upon approval by the secretary, a

STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, may be financed by the Kansas development finance authority as provided by K.S.A. 12-17,169, and amendments thereto.

(2) In lieu of the procedure required for a city or county to establish a STAR bond project district and a STAR bond project set forth in K.S.A. 12-17,165 and 12-17,166, and amendments thereto, or to finance a project, the secretary may independently establish a STAR bond project district as defined in K.S.A. 12-17,162(cc)(2), and amendments thereto, undertake a STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, or finance such a STAR bond project through special obligation bonds issued by the Kansas development finance authority as provided by K.S.A. 12-17,169(a)(2)(B), and amendments thereto, with or without the participation of the city or county. In such case, except as otherwise provided, in addition to all powers granted to the secretary, the secretary shall have the powers of a city or county as provided by the STAR bonds financing act necessary in the secretary's discretion to establish, undertake or finance the project through the Kansas development finance authority. The notice, procedural and hearing requirements of K.S.A. 12-17,165 and 12-17,166, and amendments thereto, shall not be applicable to the secretary. Such authority shall include changes to such district as provided by K.S.A. 12-17,171, and amendments thereto, *and the establishment or modification of STAR bond project areas therein*, except that no public notice or hearings shall be required *and no such changes or modifications to the STAR bond project district or STAR bond project areas shall affect or modify the participation of any city or county, including the pledge of any city or county revenues or the boundaries of the area within which such city or county revenues are pledged as a source of repayment of STAR bonds issued by the Kansas development finance authority unless approved by the city or county as provided by paragraph (1)(B)*. Upon the approval of the secretary, the Kansas development finance authority is authorized to issue special obligation bonds in one or more series to finance such project. No revenue from local sales, use or transient guest taxes imposed pursuant to K.S.A. 12-187 et seq. and 12-1692 et seq., and amendments thereto, shall be pledged as a source of repayment of such special obligation bonds unless approved by the city or county as provided by paragraph (1)(B). Such bonds shall not be a general obligation of the state. Any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority and shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas. Such bonds shall be payable, both as to principal and interest, solely from the revenue sources as provided by K.S.A. 12-17,169(a)(2)(B), and amendments thereto.

(3) The secretary's authority to approve STAR bond projects as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, including any such project established by a city or county or established independently by the secretary with or without the participation of the city or county shall be subject to K.S.A. 2025 Supp. 12-17,181, and amendments thereto.

(b) (1) Each STAR bond project shall first be approved by the secretary, if the secretary determines that the proposed project or complex sufficiently promotes, stimulates and develops the general and economic welfare of the state as described in K.S.A. 12-17,160, and amendments thereto. Except as provided in paragraph (2), the secretary, upon approving the project, may approve such financing in an amount not to exceed 50% of the total costs including all project costs and any other costs related to the project. The proceeds of such STAR bond financing may only be used to pay for incurred project costs.

(2) For a STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, the secretary may approve such financing issued by the city or county or by the Kansas development finance authority, as applicable, in an amount not to exceed 70% of the total costs including all project costs and any other costs related to the project.

(c) For a city proposing to finance a major motorsports complex pursuant to K.S.A. 12-17,169(a)(1)(C) or (a)(1)(E), and amendments thereto, the secretary, upon approving the project, may approve such financing in an amount not to exceed 50% of the STAR bond project costs.

(d) The secretary may approve a STAR bond project located in a STAR bond project district established by a city prior to May 1, 2003.

(e) (1) Except as provided in paragraph (2), a project shall not be granted to any business that proposes to relocate its business from another area of the state into such city or county, for the purpose of consideration for a STAR bond project provided by K.S.A. 12-17,160 et seq., and amendments thereto.

(2) The provisions of paragraph (1) shall not apply to a STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto.

(f) A project shall not be approved by the secretary if the market study required by K.S.A. 12-17,166, and amendments thereto, indicates a substantial negative impact upon businesses in the project or complex market area or the granting of such project or complex would cause a default in the payment of any outstanding special obligation bond payable from revenues authorized pursuant to K.S.A. 12-17,169(a)(1), and amendments thereto.

(g) (1) Except as provided in paragraph (2), the maximum maturity of special obligation bonds payable primarily from revenues described by K.S.A. 12-17,169(a)(1), and amendments thereto, to finance STAR bond projects pursuant to this section shall not exceed 20 years *and the revenues described by K.S.A. 12-17,169(a), and amendments thereto, shall not be collected in any STAR bond project area for a term exceeding 20 years.*

(2) Special obligation bonds issued by a city or county or, if applicable, by the Kansas development finance authority to finance a STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, shall not exceed 30 years *and the revenues described by K.S.A. 12-17,169(a), and amendments thereto, shall not be collected in any STAR bond project area for a term exceeding 30 years.*

~~(h) The secretary shall not approve any application for STAR bond project financing which is submitted by a city or county more than one year after the STAR bond project district in which the STAR bond project is located has been established.~~

(i) For the purpose of recovering the costs of the secretary and the department arising from fulfilling administrative, review, approval, oversight and other responsibilities under the STAR bonds financing act and from providing assistance to cities, counties and private businesses in relation to STAR bond projects, the secretary may assess an administrative fee of up to 1%, not to exceed \$200,000, of the amount of the special obligation bonds payable from revenues described by K.S.A. 12-17,169(a)(1) or (a)(2), and amendments thereto, issued or reissued for STAR bond projects. The secretary may also recover any actual costs incurred by the secretary in excess of the fee. The fee, and any actual costs incurred by the secretary in excess of the fee, shall be paid to the secretary from the proceeds of such bonds. All such moneys received by the secretary shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the STAR bond administrative fee fund, which is hereby created in the state treasury. All expenditures from the STAR bond administrative fee fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary or a person or persons designated by the secretary.

(i) (1) *For STAR bond projects approved on and after July 1, 2026, prior to approving a STAR bond project, the secretary shall establish project-specific visitation goals for visitors from a distance of at least 100 miles and from outside the state, consistent with department of commerce guidelines and taking into account the nature, scale, location and phasing of the project. The secretary shall track visitation as provided by K.S.A. 12-17,166, and amendments thereto, and shall include in the secretary's annual report to the legislature the method of visitor origin tracking and aggregate visitation data, if available. Visitor tracking data shall be collected in the aggregate without personal identification information.*

(2) For such projects for which STAR Bonds have been issued, commencing with the fifth calendar year following the year in which STAR bonds are initially issued, the secretary shall monitor available visitation data in relation to the visitation goals established pursuant to paragraph (1) on an annual basis. If the secretary determines that a STAR bond project is meeting the applicable visitation goal, the secretary may conclude such review. If the secretary determines that a STAR bond project is not meeting the applicable visitation goals, the secretary shall review visitation performance and discuss reasonable strategies with the developer to increase visitation at the developer's cost, which may include marketing efforts, programming adjustments or other appropriate measures. No outstanding, series, or any further or additional STAR bonds shall be issued for such STAR bond project unless the secretary approves such issuance upon a finding that the developer has addressed any visitation performance issues, including any adoption of reasonable strategies to increase visitation at the developer's cost, to the secretary's satisfaction. The secretary shall include a summary of such monitoring and any such review, discussion and actions taken with a developer in the secretary's annual report to the legislature.

Sec. 12. K.S.A. 12-17,166 is hereby amended to read as follows: 12-17,166. (a) One or more projects may be undertaken by a city or county within an established STAR bond project district upon submission of the project plan to the secretary of commerce and approval by the secretary as provided by K.S.A. 12-17,164, and amendments thereto. Any city or county proposing to undertake a STAR bond project shall prepare a STAR bond project plan in consultation with the planning commission of the city, and in consultation with the planning commission of the county, if any, if such project is located wholly outside the boundaries of the city. Any such project plan may be implemented in separate development stages.

(b) Any city or county proposing to undertake a STAR bond project within a STAR bond project district established pursuant to K.S.A. 12-17,165, and amendments thereto, shall prepare a feasibility study to be conducted by one or more consultants selected and approved by the secretary, and the costs shall be paid by the developer or the city or county. The secretary shall have control and oversight authority over the scope, conduct and methodology of the study. The secretary may establish a list of preapproved consultants and approved study parameters and methods. The feasibility study shall contain the following:

- (1) Whether a STAR bond project's revenue and tax increment revenue and other available revenues under K.S.A. 12-17,169, and amendments thereto, are expected to exceed or be sufficient to pay for the project costs;
- (2) the effect, if any, a STAR bond project will have on any outstanding special obligation bonds payable from the revenues described in K.S.A. 12-17,169, and amendments thereto;
- (3) a statement of how the jobs and taxes obtained from the STAR bond project will contribute significantly to the economic development of the state and region;
- (4) visitation expectations and a plan describing how the number of visitors to the STAR bond project district will be tracked and reported to the secretary on an annual basis. Such plan shall include, but not be limited to, obtaining and reporting visitor residence zip code data to the secretary. ~~All businesses located in the STAR bond district shall provide visitor residence data requested by the secretary. Any such data shall be provided in an aggregate manner without personally identifiable information;~~
- (5) the unique quality of the project;
- (6) economic impact study, including the anticipated effect of the project on the regional and statewide economies;
- (7) market study;
- (8) market impact study;

- (9) integration and collaboration with other resources or businesses;
- (10) the quality of service and experience provided, as measured against national consumer standards for the specific target market;
- (11) project accountability, measured according to best industry practices;
- (12) the expected return on state and local investment that the project is anticipated to produce;
- (13) a net return on investment analysis;
- (14) a statement concerning whether a portion of the local sales and use taxes are pledged to other uses and are unavailable as revenue for the STAR bond project. If a portion of local sales and use taxes is so committed, the applicant shall describe the following:
  - (A) The percentage of city and county sales and use taxes collected that are so committed; and
  - (B) the date or dates on which the city and county sales and use taxes pledged to other uses can be pledged for repayment of bonds;
- (15) an anticipated principal and interest payment schedule on the bond issue;
- (16) a summary of community involvement, participation and support for the STAR bond project; and
- (17) a full disclosure and description of all state, federal and local tax incentives that apply or, pursuant to the project plan, are anticipated to apply within the STAR bond district or that apply to any business located in or, pursuant to the project plan, that will locate in the district.

The failure to include all information enumerated in this subsection in the feasibility study for a STAR bond project shall not affect the validity of bonds issued pursuant to this act.

- (c) If the city or county determines the project is feasible, the project plan shall include:
  - (1) A summary of the feasibility study done as defined in subsection (b);
  - (2) a reference to the district plan established under K.S.A. 12-17,165, and amendments thereto, that identifies the project area that is set forth in the project plan that is being considered;
  - (3) a description and map of the project area to be redeveloped;
  - (4) the relocation assistance plan as described in K.S.A. 12-17,172, and amendments thereto;
  - (5) a detailed description of the buildings and facilities proposed to be constructed or improved in such area;
  - (6) the names of the owners, partners, officers or principals of any developer of the project and of any associated business partner of any developer of the project that is involved in the STAR bond project; and
  - (7) any other information the governing body of the city or county deems necessary to advise the public of the intent of the project plan.
- (d) A copy of the STAR bond project plan prepared by a city shall be delivered to the board of county commissioners of the county and the board of education of any school district levying taxes on property within the STAR bond project area. A copy of the STAR bond project plan prepared by a county shall be delivered to the board of education of any school district levying taxes on property within the STAR bond project area.
- (e) Upon a finding by the planning commission that the STAR bond project plan is consistent with the intent

of the comprehensive plan for the development of the city, and a finding by the planning commission of the county, if any, with respect to a STAR bond project located wholly outside the boundaries of the city, that the STAR bond project plan is consistent with the intent of the comprehensive plan for the development of the county, the governing body of the city or county shall adopt a resolution stating that the city or county is considering the adoption of the STAR bond project plan. Such resolution shall:

- (1) Give notice that a public hearing will be held to consider the adoption of the STAR bond project plan and fix the date, hour and place of such public hearing. In addition to any other notice, such notice shall be conspicuously provided at a prominent location on the first page of the website of the county or city, if the county or city has a website;
  - (2) describe the boundaries of the STAR bond project district within which the STAR bond project will be located and the date of establishment of such district;
  - (3) describe the boundaries of the area proposed to be included within the STAR bond project area; and
  - (4) state that the STAR bond project plan, including a summary of the feasibility study, market study, relocation assistance plan and financial guarantees of the prospective developer and a description and map of the area to be redeveloped or developed are available for inspection during regular office hours in the office of the city clerk or county clerk, respectively.
- (f) (1) The date fixed for the public hearing to consider the adoption of the STAR bond project plan shall be not less than 30 nor more than 70 days following the date of the adoption of the resolution fixing the date of the hearing.
- (2) A copy of the city or county resolution providing for the public hearing shall be by certified mail, return receipt requested, sent by the city to the board of county commissioners of the county and by the city or county to the board of education of any school district levying taxes on property within the proposed STAR bond project area. Copies also shall be sent by certified mail, return receipt requested to each owner and occupant of land within the proposed STAR bond project area not more than 10 days following the date of the adoption of the resolution. The resolution shall be published once in the official city or county newspaper not less than one week nor more than two weeks preceding the date fixed for the public hearing. A sketch clearly delineating the area in sufficient detail to advise the reader of the particular land proposed to be included within the STAR bond project area shall be published with the resolution.
- (3) At the public hearing, a representative of the city or county shall present the city's or county's proposed STAR bond project plan. The presentation shall include a discussion of the feasibility study, including a description of all state, federal and local tax incentives that apply within the STAR bond district or are anticipated to apply within the district pursuant to the project plan or to any business located in the district or that will locate in the district pursuant to the project plan. Following the presentation of the STAR bond project area, all interested persons shall be given an opportunity to be heard. The governing body for good cause shown may recess such hearing to a time and date certain, which shall be fixed in the presence of persons in attendance at the hearing.
- (g) The public hearing records and feasibility study shall be subject to the open records act, K.S.A. 45-215, and amendments thereto, and, if the city or county has a website, shall be placed conspicuously on such website at the same location or linked to the same location on the first page of the website as the notice for the hearing.
- (h) Upon conclusion of the public hearing, the governing body may adopt the STAR bond project plan by ordinance or resolution passed upon a two-thirds vote of the members.
- (i) After the adoption by the city or county governing body of a STAR bond project plan, the clerk of the city or county shall transmit a copy of the description of the land within the STAR bond project district, a copy of

the ordinance or resolution adopting the plan and a map or plat indicating the boundaries of the district to the clerk, appraiser and treasurer of the county in which the district is located and to the governing bodies of the county and school district which levy taxes upon any property in the district. Such documents shall be transmitted following the adoption or modification of the plan or a revision of the plan on or before January 1 of the year in which the increment is first allocated to the taxing subdivision.

(j) If the STAR bond project plan is approved, the feasibility study shall be supplemented to include a copy of the minutes of the governing body meetings of any city or county whose bonding authority will be utilized in the STAR bond project, evidencing that a STAR bond project plan has been created, discussed and adopted by the city or county in a regularly scheduled open public meeting. *The secretary shall make the following information publicly available on the department of commerce's website:*

(A) *The feasibility study;*

(B) *the STAR bond project plan; and*

(C) *on a continuing basis, any subsequent modified versions of the information required by subparagraphs (A) and (B).*

(k) Any substantial changes as defined in K.S.A. 12-17,162, and amendments thereto, to the STAR bond project plan as adopted shall be subject to a public hearing following publication of notice thereof at least twice in the official city or county newspaper.

(l) Any STAR bond project shall be completed within 20 years from the date of the approval of the STAR bond project plan. ~~The maximum maturity on bonds issued to finance projects pursuant to this act shall not exceed 20 years.~~

(m) Kansas resident employees shall be given priority consideration for employment in construction projects located in a STAR bond project area.

(n) Any developer of a STAR bond project shall commence work on the project within two years from the date of adoption of the STAR bond project plan. Should the developer fail to commence work on the STAR bond project within the two-year period, funding for such project shall cease and the developer of such project or complex shall have one year to resubmit the project to the secretary and to appeal to the secretary for reapproval of such project and the funding for it. Should the project be reapproved, the two-year period for commencement shall apply.

(o) *In collaboration with the STAR bond project developer or developers and the governing body of a city or county that established the STAR bond district, the secretary shall collect visitor data using ticket sales tracking, reliable software or other similar technology that tracks visitation trends for each STAR bond district that receives state sales tax revenues until the bond debt service associated with the STAR bond district has been satisfied but in any event not later than the maturity period of the bond issuance. The secretary shall compile and include this data in the report required to be submitted to the house of representatives committee on commerce, labor and economic development and the senate committee on commerce pursuant to K.S.A. 12-17,169, and amendments thereto. Any such data shall be collected in an aggregate manner without personally identifiable information.*

(p) (1) *In the event that all STAR bonds issued for a project, or issuance of bonds to refund or refinance bonds previously issued for such project, including any such bonds issued in one or more series for a project pursuant to a project plan approved prior to June 30, 2026, or project approved pursuant to an agreement executed pursuant to K.S.A. 12-17,181, and amendments thereto, have been paid in full prior to the maximum period allowed pursuant to the STAR bond financing act, in addition to any other applicable requirements pursuant to the STAR bonds financing act, the secretary of commerce shall not approve a new STAR bond project and*

a city or county or the Kansas development finance authority shall not issue new or additional STAR bonds for such new STAR bond project that are to be financed from sales tax or other revenues from the existing STAR bond project area unless:

(A) A new tax increment base for the proposed STAR bond project district area for the new project is established pursuant to the STAR bonds financing act; and

(B) the issuance of such new bonds is expressly approved in writing by both the secretary of commerce and the governing body of the city or county that created such district.

(2) Nothing in this subsection shall prohibit the issuance of bonds:

(A) In one or more series to finance a STAR bond project approved prior to June 30, 2026, including a project authorized under K.S.A. 12-17,181, and amendments thereto, and approved by the secretary and the legislative coordinating council prior to such date, without being subject to the requirements of paragraphs (1)(A) and (B);

(B) in one or more series to finance a STAR Bond project approved after June 30, 2026; or

(C) to refund or refinance bonds previously issued.

Sec. 13. K.S.A. 2025 Supp. 12-17,169 is hereby amended to read as follows: 12-17,169. (a) (1) Any city or county shall have the power to issue special obligation bonds in one or more series to finance the undertaking of any STAR bond project in accordance with the provisions of this act. Rural redevelopment projects, as defined in K.S.A. 12-17,162, and amendments thereto, may also be financed without the issuance of special obligation bonds up to an amount not to exceed \$10,000,000 for each project. Such special obligation bonds or rural redevelopment project costs shall be made payable, both as to principal and interest:

(A) From revenues of the city or county derived from or held in connection with the undertaking and carrying out of any STAR bond project or projects under this act including historic theater sales tax increments;

(B) from any private sources, contributions or other financial assistance from the ~~state~~ or federal government;

(C) from a pledge of 100% of the tax increment revenue received by the city from any local sales and use taxes, including the city's share of any county sales tax, ~~which that~~ are collected from taxpayers doing business within ~~that portion of the city's STAR bond project district established pursuant to K.S.A. 12-17,165, and amendments thereto, occupied by a STAR bond project~~ one or more STAR bond project areas, except for amounts committed to other uses by election of voters or pledged to bond repayment prior to the approval of the STAR bond project;

(D) at the option of the county in a city STAR bond project district, from a pledge of all of the tax increment revenues received by the county from any local sales and use taxes ~~which but excluding any portions of such taxes that are allocated to the cities in such county pursuant to K.S.A. 12-192, and amendments thereto, that~~ are collected from taxpayers doing business within ~~that portion of the city's STAR bond project district established pursuant to K.S.A. 12-17,165, and amendments thereto~~ one or more STAR bond project areas, except for amounts committed to other uses by election of voters or pledged to bond repayment prior to the approval of a STAR bond project;

(E) in a county STAR bond project district, from a pledge of 100% of the tax increment revenue received by the county from any county sales and use tax, but excluding any portions of such taxes that are allocated to the cities in such county pursuant to K.S.A. 12-192, and amendments thereto, which are collected from taxpayers doing business within ~~that portion of the county's STAR bond project district established pursuant to K.S.A. 12-17,165, and amendments thereto, occupied by a~~ one or more STAR bond project areas;

(F) from a pledge of all or a portion of the tax increment revenue received from any state sales taxes which are collected from taxpayers doing business within ~~that portion of the city's or county's STAR bond project district occupied by a~~ *one or more STAR bond project areas*, except that for any STAR bond project district established and approved by the secretary on or after January 1, 2017, such tax increment shall not include any sales tax revenue from retail automobile dealers, and except that for any STAR bond project district established after July 1, 2021, with existing sales tax revenue at the time the district was established, such pledge shall not exceed 90% of the new tax increment revenue that is in excess of the base existing sales tax revenue received from any state sales taxes;

(G) at the option of the city or county and with approval of the secretary, from all or a portion of the transient guest tax of such city or county;

(H) at the option of the city or county and with approval of the secretary: (i) From a pledge of all or a portion of increased revenue received by the city or county from franchise fees collected from utilities and other businesses using public right-of-way within the STAR bond project district; (ii) *from a pledge of all or a portion of the revenue received by the city or county from the establishment of a community improvement district formed under K.S.A. 12-6a26 et seq., and amendments thereto, or a transportation development district formed pursuant to K.S.A. 12-17,140 et seq., and amendments thereto;* or ~~(ii) (iii)~~ (iii) from a pledge of all or a portion of the revenue received by a city or county from local sales taxes, use or local transient guest and local use taxes collected from taxpayers doing business outside of the boundaries of the STAR bond project district; or

(I) by any combination of these methods.

The city or county may pledge such revenue to the repayment of such special obligation bonds prior to, simultaneously with, or subsequent to the issuance of such special obligation bonds.

*As authorized by the secretary, the Kansas development finance authority shall have the power to issue special obligation bonds in one or more series to finance the undertaking of a STAR bond project as defined in K.S.A. 12-17,162(aa)(1), and amendments thereto, that has been established by a city or county and approved by the secretary of commerce pursuant to K.S.A. 12-17,164 and 12-17,167, and amendments thereto. Such special obligation bonds shall not be general obligations of the state. Any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority and shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas. Such special obligation bonds shall be made payable, both as to principal and interest, solely from the revenues described in subsection (a)(1)(A) through (I).*

(2) (A) Special obligation bonds issued by a city or county to finance a STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, that has been approved by the secretary in accordance with K.S.A. 2025 Supp. 12-17,181, and amendments thereto, shall be made payable, both as to principal and interest, from a pledge of:

(i) Any method or combination of the methods described in paragraph (1), except that tax increment revenue from sales taxes shall include sales tax revenue from all retail sales of any business located within the district and up to 100% of the new state sales tax increment revenue that is in excess of the base sales tax revenue, as set in the secretary's discretion, received from any state sales taxes. The city or county shall have discretion to set the base sales tax revenue for local sales and use taxes as approved by the secretary;

(ii) tax increment revenue from up to 100% of the taxes imposed on the sale of alcoholic liquor, as defined in K.S.A. 79-41a01, and amendments thereto, collected from sales within the district pursuant to K.S.A. 79-4101 and 79-41a02, and amendments thereto; and

(iii) if approved by the secretary, moneys from the attracting professional sports to Kansas fund of the department of commerce.

(B) As authorized by the secretary, the Kansas development finance authority shall have the power to issue special obligation bonds in one or more series to finance the undertaking of a STAR bond project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, that has been established by a city or county and approved by the secretary of commerce pursuant to K.S.A. 2025 Supp. 12-17,181, and amendments thereto, or undertaken independently by the secretary pursuant to K.S.A. 12-17,164, and amendments thereto, with or without the participation of the city or county. Such special obligation bonds shall not be general obligations of the state. Any such bonds and interest thereon shall be an obligation only of the Kansas development finance authority and shall not constitute a debt of the state of Kansas within the meaning of section 6 or 7 of article 11 of the constitution of the state of Kansas and shall not pledge the full faith and credit or the taxing power of the state of Kansas. Such special obligation bonds shall be made payable, both as to principal and interest, solely from:

(i) Tax increment revenue as determined in the secretary's discretion, from up to 100% of state sales taxes, including state sales tax revenue from all retail sales of any business located within the district;

(ii) tax increment revenue from up to 100% of the taxes imposed on the sale of alcoholic liquor as defined in K.S.A. 79-41a01, and amendments thereto, from sales within the district pursuant to K.S.A. 79-4101 and 79-41a02, and amendments thereto;

(iii) if approved by the city or county, revenue from any of the other methods or combination of methods as provided in subparagraph (A)(i); and

(iv) if approved by the secretary, moneys from the attracting professional sports to Kansas fund of the department of commerce.

(C) For purposes of this paragraph, "district" means the STAR bond project district as defined in K.S.A. 12-17,162(cc)(2), and amendments thereto. Revenues may be collected pursuant to this paragraph from noncontiguous parcels of real estate and areas not being developed by a STAR bond project as defined in subsection (aa)(2) within such STAR bond project district.

(D) Any revenues that have been pledged to pay one or more STAR bonds previously issued pursuant to this act shall be used first to satisfy any remaining obligations of such bonds.

(3) Bonds issued *by a city or county* under subsection (a)(1) or (a)(2)(A) shall not be general obligations of the city or the county, nor in any event shall they give rise to a charge against its general credit or taxing powers, or be payable out of any funds or properties other than any of those set forth in subsection (a)(1) or (a)(2)(A) and such bonds shall so state on their face.

(4) Bonds issued *by a city or county* under the provisions of subsection (a)(1) or (a)(2)(A) shall be special obligations of the city or county and are declared to be negotiable instruments. Such bonds shall be executed by the mayor and clerk of the city or the chairperson of the board of county commissioners and the county clerk and sealed with the corporate seal of the city or county. All details pertaining to the issuance of such special obligation bonds and terms and conditions thereof shall be determined by ordinance of the city or by resolution of the county.

All special obligation bonds issued pursuant to this act and all income or interest therefrom shall be exempt from all state taxes. Such special obligation bonds shall contain none of the recitals set forth in K.S.A. 10-112, and amendments thereto. Such special obligation bonds shall, however, contain the following recitals: (i) The authority under which such special obligation bonds are issued; (ii) such bonds are in conformity with the provisions, restrictions and limitations thereof; and (iii) that such special obligation bonds and the interest thereon are to be paid from the money and revenue received as provided in subsection (a)(1) and (a)(2).

(5) Any city or county issuing special obligation bonds under the provisions of this act may refund all or part of such issue pursuant to the provisions of K.S.A. 10-116a, and amendments thereto. If and as approved by the secretary of commerce, the Kansas development finance authority may refund all or part of any issue of special obligation bonds issued for a project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto, by the Kansas development finance authority under the provisions of this act pursuant to the provisions of K.S.A. 74-8912, and amendments thereto, and this act.

*(6) Under no circumstance shall state general fund moneys be pledged for the repayment of any special obligation bond issued by a city or county to finance a STAR bond project pursuant to subsection (a)(1) or (a)(2).*

(b) (1) Subject to the provisions of subsection (b)(2), any city shall have the power to issue full faith and credit tax increment bonds to finance the undertaking, establishment or redevelopment of any major motorsports complex, as defined in K.S.A. 12-17,162, and amendments thereto. Such full faith and credit tax increment bonds shall be made payable, both as to principal and interest: (A) From the revenue sources identified in subsection (a)(1) or by any combination of these sources; and (B) subject to the provisions of subsection (b)(2), from a pledge of the city's full faith and credit to use its ad valorem taxing authority for repayment thereof in the event all other authorized sources of revenue are not sufficient.

(2) Except as provided in subsection (b)(3), before the governing body of any city proposes to issue full faith and credit tax increment bonds as authorized by this subsection, the feasibility study required by K.S.A. 12-17,166(b), and amendments thereto, shall demonstrate that the benefits derived from the project will exceed the cost and that the income therefrom will be sufficient to pay the costs of the project. No full faith and credit tax increment bonds shall be issued unless the governing body states in the resolution required by K.S.A. 12-17,166(e), and amendments thereto, that it may issue such bonds to finance the proposed STAR bond project. The governing body may issue the bonds unless within 60 days following the conclusion of the public hearing on the proposed STAR bond project plan a protest petition signed by 3% of the qualified voters of the city is filed with the city clerk in accordance with the provisions of K.S.A. 25-3601 et seq., and amendments thereto. If a sufficient petition is filed, no full faith and credit tax increment bonds shall be issued until the issuance of the bonds is approved by a majority of the voters voting at an election thereon. Such election shall be called and held in the manner provided by the general bond law. The failure of the voters to approve the issuance of full faith and credit tax increment bonds shall not prevent the city from issuing special obligation bonds in accordance with this section. No such election shall be held in the event the board of county commissioners or the board of education determines, as provided in K.S.A. 12-17,165, and amendments thereto, that the proposed STAR bond project district will have an adverse effect on the county or school district.

(3) As an alternative to subsection (b)(2), any city which adopts a STAR bond project plan for a major motorsports complex, but does not state its intent to issue full faith and credit tax increment bonds in the resolution required by K.S.A. 12-17,166(e), and amendments thereto, and has not acquired property in the STAR bond project area may issue full faith and credit tax increment bonds if the governing body of the city adopts a resolution stating its intent to issue the bonds and the issuance of the bonds is approved by a majority of the voters voting at an election thereon. Such election shall be called and held in the manner provided by the general bond law. The failure of the voters to approve the issuance of full faith and credit tax increment bonds shall not prevent the city from issuing special obligation bonds pursuant to subsection (a)(1). Any project plan adopted by a city prior to the effective date of this act in accordance with K.S.A. 12-1772, and amendments thereto, shall not be invalidated by any requirements of this act.

(4) During the progress of any major motorsports complex project in which the project costs will be financed, in whole or in part, with the proceeds of full faith and credit tax increment bonds, the city may issue temporary notes in the manner provided in K.S.A. 10-123, and amendments thereto, to pay the project costs for the major motorsports complex project. Such temporary notes shall not be issued and the city shall not acquire property in the STAR bond project area until the requirements of subsection (b)(2) or (b)(3), whichever is applicable, have been met.

(5) Full faith and credit tax increment bonds issued under this subsection shall be general obligations of the city and are declared to be negotiable instruments. Such bonds shall be issued in accordance with the general bond law. All such bonds and all income or interest therefrom shall be exempt from all state taxes. The amount of the full faith and credit tax increment bonds issued and outstanding which exceeds 3% of the assessed valuation of the city shall be within the bonded debt limit applicable to such city.

(6) Any city issuing full faith and credit tax increment bonds under the provisions of this subsection may refund all or part of such issue pursuant to the provisions of K.S.A. 10-116a, and amendments thereto.

(c) (1) For each project established by a city or county financed with special obligation bonds payable from the revenues described in subsection (a)(1) and (a)(2), the city or county shall prepare and submit to the secretary by October 1 of each year, a report describing the status of any projects within such STAR bond project area, any expenditures of the proceeds of special obligation bonds that have occurred since the last annual report and any expenditures of the proceeds of such bonds expected to occur in the future, including the amount of sales tax revenue, how such revenue has been spent, the projected amount of such revenue, the anticipated use of such revenue and the names of the owners, partners, officers or principals of any developer and of any associated business partners of any developer that are involved in the STAR bond project. The department of commerce shall compile this information and submit a report annually to the governor and the legislature by February 1 of each year.

(2) (A) In addition to the report referenced in paragraph (1), the department of commerce, in cooperation with the department of revenue, shall submit a report to the senate commerce committee and the house commerce, labor and economic development committee by January 31 of each session. The report shall include the following information for the last three calendar years and the most current year-to-date information available with respect to each STAR bond district:

(i) The gross annual sales, gross annual sales projected pursuant to the STAR bond project plan and feasibility study, gross annual sales required to meet bond debt service requirements and other expenses, amount of sales tax collected and the amount of any "base" sales taxes being allocated to the district;

(ii) the total amount of bond payments and other expenses incurred;

(iii) the total amount of bonds issued and the balance of the bonds, by district and by project in the district;

(iv) the remaining cash balance in the project to pay future debt service and other expenses;

(v) any new income producing properties being brought into a district and the base revenue going to the state general fund and incremental sales tax increases going to the district with respect to such properties;

(vi) the amount of bonds issued to repay private investors in the project with calculations showing the private and state share of indebtedness;

(vii) the percentage of local effort sales tax actually committed to the district compared to the state's share of sales tax percentage committed to the district;

(viii) the number of out-of-state visitors to a project and description of the data gathered pursuant to the visitor tracking plan, including, but not limited to, residence zip code data, a discussion of the visitor attraction properties of projects in the districts, and a comparison of the number of out-of-state visitors with the number of in-state visitors; ~~and~~

(ix) *the number of businesses that have moved into and out of each STAR bond district;*

(x) (a) *the number of businesses that relocated from a Kansas location into each STAR bond district;*

(b) *the amount of sales tax revenue lost from the sales tax base of each STAR bond district as the result of businesses moving out of the district or going out of business; and*

(c) *the total aggregate amount of local sales tax revenue lost to all jurisdictions outside STAR bond districts as the result of such relocations; and*

~~(ix)~~(xi) if any information or data is not available, an explanation as to why it is not available.

(B) Either the senate commerce committee or the house committee on commerce, labor and economic development may amend the information required in the report with additional requests and clarification on a going forward basis.

(3) Cities, counties and developers shall provide all information requested by the secretary for the secretary's database as provided by K.S.A. 2025 Supp. 74-50,227, and amendments thereto. If the city or county has a website, a conspicuous link directly to the information pertaining to the city or county's STAR bond project on the secretary's database shall be placed on the city's or county's website. A separate link shall be provided for each STAR bond project of the city or county.

(d) The reports pursuant to subsection (c)(1) and (2) shall include a description of all state, federal and local tax incentives that apply within the STAR bond district or to any business located in the district.

(e) (1) A city or county may use the proceeds of special obligation bonds or any uncommitted funds derived from sources set forth in this section to pay the bond project costs as defined in K.S.A. 12-17,162, and amendments thereto, to implement the STAR bond project plan.

(2) As authorized by the secretary, the Kansas development finance authority may issue and use the proceeds of special obligation bonds to pay the bond project costs as defined in K.S.A. 12-17,162, and amendments thereto, to implement a STAR bond project plan for a project as defined in K.S.A. 12-17,162(aa)(2), and amendments thereto.

(f) With respect to a STAR bond project district established prior to January 1, 2003, for which, prior to January 1, 2003, the secretary made a finding as provided in subsection (a) that a STAR bond project would create a major tourism area for the state, such special obligation bonds shall be payable both as to principal and interest, from a pledge of all of the revenue from any transient guest, state and local sales and use taxes collected from taxpayers as provided in subsection (a) whether or not revenues from such taxes are received by the city.

~~Sec. 14. K.S.A. 12-17,172 is hereby amended to read as follows: 12-17,172. (a) Any city or county which has adopted a STAR bond project plan in accordance with the provisions of this act may purchase or otherwise acquire real property in connection with such project plan. Upon a <sup>2</sup>/<sub>3</sub> vote of the members of the governing body thereof, a city or county may acquire by condemnation any interest in real property, including a fee simple title thereto, which it deems necessary for or in connection with any project plan of an area located within the project district; however, eminent domain may be used only as authorized by K.S.A. 26-501b, and amendments thereto.~~

~~Any such city or county may exercise the power of eminent domain in the manner provided by K.S.A. 26-501 et seq., and amendments thereto. In addition to any compensation or damages allowed under the eminent domain procedure act, such city or county shall also provide for the payment of relocation assistance as provided in K.S.A. 12-17,173, and amendments thereto. No city or county shall exercise eminent domain power to acquire real property for a STAR bond project.~~

~~(b) Any real property otherwise acquired by a city or county under the provisions of K.S.A. 26-501 et seq., and amendments thereto, may be sold, transferred or leased to a developer, in accordance with the STAR bond~~

project plan and under such other conditions as may be agreed upon. Any real property acquired pursuant to this section that is sold, transferred or leased to a project developer for a specific project shall be sold, transferred or leased to such developer on the condition that such property shall be used only for that specific approved project. If the developer does not utilize the entire tract of the real property acquired pursuant to this section that is sold, transferred or leased in accordance with the STAR bond project plan, that portion of property not used shall not be sold, transferred or leased by the developer to another developer party, but shall be deeded back to the city or county. If the developer paid the city or county for the land, a percentage of the original purchase price paid to the city or county ~~which~~ *that* represents the percentage of the entire tract being deeded back to the city or county shall be reimbursed to the developer upon the deeding of the property back to the city or county.

(c) Any transfer by the project developer of real property acquired pursuant to this section shall be valid only if approved by a  $\frac{2}{3}$  majority vote of the members of the governing body of ~~this~~ *the* city or county ~~where such real property is located~~.

Sec. 15. K.S.A. 12-17,179 is hereby amended to read as follows: 12-17,179. (a) A city that created a redevelopment district in an eligible area that was approved for STAR bonds prior to the effective date of this act for the city of Manhattan Discovery Center on December 28, 2006, and the Schlitterbahn project in Wyandotte county on December 23, 2005, may by ordinance elect to have the provisions of this act applicable to such redevelopment district.

~~(b) Subject to the provisions of section 61(h) of chapter 5 of the 2020 Session Laws of Kansas, the provisions of this act regarding STAR bond projects shall expire~~ *The secretary shall not make a finding that a proposed STAR bond project district is an eligible area on and after July 1, 2026 2031.*

Sec. 16. K.S.A. 2025 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~~ 75-7e01, 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 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
- (B) 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;
- (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 K.S.A. 2025 Supp. 74-5005a, and amendments thereto, in connection with such employment as described in K.S.A. 2025 Supp. 74-5005a, 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. 2025 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;
- (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. 2025 Supp. 9-555, and amendments thereto, in connection with such application as described in K.S.A. 2025 Supp. 9-565, and amendments thereto; *and*
- (O) appointing authorities as defined in section 2, and amendments thereto, for appointees as described in section 3, 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 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 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;
  - (V) the 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;
  - (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;
  - (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;
  - (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
  - (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. 17. K.S.A. 2025 Supp. 74-8793 is hereby amended to read as follows: 74-8793. (a) There is hereby established in the state treasury the attracting professional sports to Kansas fund. The attracting professional sports to Kansas fund shall be administered by the secretary of commerce. All expenditures from the fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary of commerce, or the secretary's designee, for the purpose set forth in this section.

(b) The secretary of commerce is authorized to pledge *and use* all or a portion of the funds held in the attracting professional sports to Kansas fund or sports wagering revenues credited to or to be credited to the attracting professional sports to Kansas fund for the benefit of any professional sports team ~~and used to pay:~~

(1) *Costs associated with the construction, rehabilitation, revitalization, expansion, maintenance, management or operation of a professional sports team's primary facility;*

(2) *the principal or interest on any bonds issued by the state or any municipality, including, but not limited to, bonds issued pursuant to K.S.A. 12-1740 et seq., 12-1770 et seq. or 12-17,160 et seq., and amendments thereto, which shall include any such financing structured as pay-as-you-go, issued to fund the construction, rehabilitation, revitalization ~~or~~, expansion, maintenance, management or operation of a professional sports team's primary facility or any other ancillary development to such primary facility; or*

(3) *costs associated with approved community impact projects.*

(c) Each month, the secretary of commerce shall certify to the director of accounts and reports the amount of moneys held in the attracting professional sports to Kansas fund that are in excess of the amount necessary for the purposes described in subsection (b). Upon receipt of each such certification, the director of accounts and reports shall transfer the amount certified from the attracting professional sports to Kansas fund to the lottery operating fund established in K.S.A. 74-8711, and amendments thereto.

Sec. 18. K.S.A. 12-17,160, 12-17,166, 12-17,172, and 12-17,179 and K.S.A. 2025 Supp. 12-17,162, 12-17,164, 12-17,169, 22-4714 and 74-8793 are hereby repealed.

Sec. 19. This act shall take effect and be in force from and after its publication in the Kansas register.

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  
State of Kansas

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(Published in the Kansas Register April 30, 2026.)

## House Bill No. 2485

AN ACT concerning education; providing requirements for agreements between postsecondary educational institutions and school districts for the provision of postsecondary courses taught in secondary schools; directing the governor to approve short-term workforce training programs for Pell grant eligibility; requiring the state workforce development board to establish an internal process for such eligibility; providing for the transferability of credentials earned through career readiness assessments toward a degree; relating to the Kansas blueprint for literacy; expanding reporting requirements in the every child can read act; requiring members of the literacy advisory committee to have certain expertise; aligning literacy fluency goals with the state board of education's assessment cut scores; requiring school districts to employ reading specialists and develop individual student literacy plans for certain high-risk students; requiring the state board of education to designate best literacy practices and include a literacy practicum in the requirements for teacher licensure; requiring the development of a comprehensive literacy implementation plan; providing requirements for educator preparation programs; prohibiting Kansas promise scholarship awards from being used to fund remedial hours offered as part of corequisite courses; authorizing the chief executive officer of the state board of regents to negotiate and settle repayment obligations arising under certain state financial aid programs; prohibiting the payment of additional funds to any student who is subject to repayment obligations under such financial aid programs; amending K.S.A. 2025 Supp. 72-3262, 72-5179, 74-32,274, 74-32,290, 74-32,291, 74-32,292, 74-32,293, 74-32,294, 74-32,295 and 74-32,313 and repealing the existing sections; also repealing K.S.A. 2025 Supp. 74-32,296.

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

New Section 1. (a) (1) Postsecondary educational institutions may enter into agreements with school districts for the provision of postsecondary courses that are held at a secondary school of the school district and taught by a teacher employed by the school district. Such agreements shall adhere to the state board of regents service area and concurrent enrollment policies.

(2) On and after July 1, 2026, each such agreement shall require the postsecondary educational institution to:

(A) Directly purchase any instructional materials and supplies required for instruction of the course if such materials and supplies are not available or provided by the school district;

(B) pay the standard amount for teaching services to the school district. Any such amount received by the school district shall be paid to the teacher employed by the school district who is teaching such course as a supplement to such teacher's regular salary; and

(C) if a school district employee serves as a paid site coordinator for a postsecondary educational institution, such employee shall be considered a contractor of such institution. Payment for any such site coordinator services shall be made directly to the school district employee and shall not exceed the standard amount for non-teaching site coordinator services per semester.

(3) Except as provided in paragraph (2), the postsecondary educational institution may not provide any other financial or other compensation for the provision of such courses to the school district or any employee of the school district for any postsecondary educational service provided in the school district during the normal school day.

(b) As used in this section:

(1) "Course" means any tiered or non-tiered course offered by a postsecondary educational institution that meets the requirements of subsection (a)(1), including, but not limited to, career and technical education courses.

(2) "Postsecondary educational institution" means a community college or technical college as such terms are defined in K.S.A. 74-3201b, and amendments thereto.

(3) (A) "Standard amount" means, for academic year 2026-2027, an amount:

(i) Equal to \$600 per credit hour not to exceed 10 credit hours per semester for teaching services. If the number of students enrolled in and attending a course is fewer than eight students, the payment for teaching services may be prorated based on the number of students enrolled; or

(ii) not to exceed \$1,500 per semester for non-teaching site coordination services.

(B) For academic year 2027-2028 and each academic year thereafter, the "standard amount" shall be the standard amount for the immediately preceding year plus an amount equal to the average percentage increase in the consumer price index for all urban consumers in the midwest region as published by the bureau of labor statistics of the United States department of labor during the three immediately preceding academic years rounded to the nearest whole dollar.

(c) Nothing in this section shall be construed to limit, preempt or otherwise restrict any negotiated agreement or term or condition of any negotiated agreement between a school district and such school district's faculty or any negotiated agreement or term or condition of any negotiated agreement between a postsecondary educational institution and such institution's faculty that was in effect before July 1, 2026. Any negotiated agreement entered into or renegotiated on or after July 1, 2026, shall conform with the requirements of this section.

(d) Nothing in this section shall be construed to include any accredited independent institution as defined in K.S.A. 72-3222, and amendments thereto.

(e) This section shall take effect and be in force on and after July 1, 2026.

New Sec. 2. (a) As used in this section:

(1) "Eligible workforce training program" means any program that meets the requirements of section 83002 of public law 119-21.

(2) "State workforce development board" means the board established pursuant to the federal workforce innovation and opportunity act, 29 U.S.C. § 3111.

(b) Pursuant to section 83002 of public law 119-21, the governor, in consultation with the state workforce

development board, shall approve workforce training programs for federal workforce Pell grants if such programs meet the requirements to be eligible workforce training programs as provided in such law.

(c) The state workforce development board shall:

(1) Establish an internal process for postsecondary educational institutions and programs to apply for approval for eligibility for workforce Pell grants and appeal any denial of such eligibility;

(2) coordinate approval of eligible workforce training programs with other state and federal workforce programs to prevent duplicative funding for programs that have the same purpose; and

(3) align and leverage available state and federal moneys to support the implementation and expansion of eligible workforce training programs.

(d) The requirements of this section shall be consistent with applicable federal rules that govern the workforce Pell grant program. If any provision of this section is in conflict or inconsistent with federal law, the federal law shall govern.

(e) This section shall take effect and be in force on and after July 1, 2026.

Sec. 3. On and after July 1, 2026, K.S.A. 2025 Supp. 72-5179 is hereby amended to read as follows: 72-5179. (a) The state board of education shall provide the ACT college entrance exam and the three ACT workkeys assessments that are required to earn a national career readiness certificate to each student enrolled in grades 11 and 12, and the pre-ACT college entrance exam to each student enrolled in grade nine. No student shall be required to pay any fees or costs to take any such exam or assessments. The state board shall not be required to provide more than one exam and three assessments for each student. The state board of education may enter into any contracts that are necessary to promote statewide cost savings to administer such exams and assessments.

(b) The Kansas department of education and each school district shall annually publish on their websites the times, dates and locations of the pre-ACT college entrance exam, the ACT college entrance exam and the ACT workkeys assessments that are offered in Kansas and information for students on how to register for such exams or assessments.

(c) Participation in the pre-ACT college entrance exam, the ACT college entrance exam or the ACT workkeys assessment shall be optional. Nothing in this section shall be construed to require any student to participate in such exams or assessments.

(d) *Each postsecondary educational institution shall adopt and implement a policy to use a platinum, gold or silver credential earned through the ACT workkeys assessments, or other similar credential earned through a similar career readiness assessment, as transferable credit toward the attainment of a postsecondary technical degree. Such transferability shall be based on the recommendations of the American council on education national guide.*

(e) On or before the first day of each regular legislative session, the state board of education shall prepare and submit a report to the senate standing committee on education and the house standing committee or any successor committees on education that includes the aggregate exam and assessment data for all students who were provided the exams and assessments pursuant to this section.

~~(e)~~(f) As used in this section:

(1) *“Postsecondary educational institution” means the same as defined in K.S.A. 74-3201b, and amendments thereto; and*

(2) “student” means any person who is regularly enrolled in any public school or accredited nonpublic school located in Kansas.

Sec. 4. K.S.A. 2025 Supp. 72-3262 is hereby amended to read as follows: 72-3262. (a) This section shall be known and may be cited as the every child can read act.

(b) The legislature hereby affirms that third grade marks a pivotal grade level in which students must attain proficiency in reading or risk continued learning losses throughout their academic career. To ensure that all students move toward grade-level proficiency in literacy, especially by the third grade level, the board of education of each school district shall provide opportunities for students to participate in targeted educational interventions to promote proficiency in literacy. Reading literacy shall be attained through the science of reading and evidence-based reading instruction and shall include such competencies as may be necessary to attain reading proficiency. The necessary competencies, best practices and screening tools used by school districts shall follow the framework of the dyslexia handbook developed by the state department of education. To ensure that such competencies are achieved, the board of education of each school district shall include as part of instruction in literacy:

- (1) Phonics, phonological and phonemic awareness;
- (2) vocabulary development;
- (3) silent and oral reading fluency; and
- (4) reading comprehension.

(c) To promote the goals of the every child can read act, the board of education of each school district shall:

(1) Measure student achievement by participation in the state assessment program, *use of a single statewide universal screening tool recommended in the comprehensive literacy implementation plan submitted to the state board of education that is due on June 1, 2026, and implemented for the 2027-2028 school year* and through other universal screening and assessment tools that are approved by a board of education of a school district or by the state department of education;

(2) provide targeted and tiered interventions that are designed to match a student’s individual deficiencies through additional contact hours with such student, including, but not limited to, one-on-one instruction, small group instruction, tutoring and summer school programs for all students and especially for those students who are at and below the third grade level who are identified as having a literacy deficit; and

(3) ensure that the teacher of each third grade student communicates with the parent or guardian of each such student to provide information on the student’s literacy proficiency or deficiencies and any recommended interventions for such student to achieve proficiency. Such communication shall occur at least once during the fall semester and once during the spring semester. When a teacher provides the communications required pursuant to this paragraph, each such communication shall provide the parent or guardian with:

- (A) A summary of the every child can read act and the literacy goals of the act;
- (B) any assessment data relating to literacy that pertains to the student;
- (C) any recommended interventions for the student; and
- (D) how the school district tracks the outcomes of any such interventions.

(d) (1) On or before June 30 of each school year, each school district shall report to the state department of education on the school district’s implementation of the every child can read act, the interventions that the

school district is using to attain the goals of such act and the resulting outcomes of such interventions. Such report shall include:

- (A) The number of third grade students in such school district;
  - (B) the screening and assessment data from at least the preceding two school years that the school district is using as a baseline to evaluate student progress in literacy; ~~and~~
  - (C) the percentage of students that are proficient, moving toward proficiency or deficient, with percentages provided for all students and student subgroups;
  - (D) *the number of students in prekindergarten through grade eight who performed in the high-risk category on the fall screening measure;*
  - (E) *the number of students in kindergarten through grade three with an individual student literacy plan beginning in school year 2027-2028; and*
  - (F) *the number of students in kindergarten through grade three who exited the high-risk category or such student's individual student literacy plan by the end of the school year beginning in school year 2027-2028.*
- (2) The state department of education shall compile such reports and ~~shall~~ submit a summary report to the governor ~~and~~, the legislature, *literacy advisory committee and the state board of education* on or before ~~January 15~~ *October 1* of each year.

~~(e) This section shall take effect and be in force from and after July 1, 2023.~~

Sec. 5. K.S.A. 2025 Supp. 74-32,290 is hereby amended to read as follows: 74-32,290. (a) K.S.A. 2025 Supp. 74-32,290 through ~~74-32,296~~ 74-32,295, and amendments thereto, shall be known and may be cited as the Kansas blueprint for literacy.

(b) Each provision of K.S.A. 2025 Supp. 74-32,290 through ~~74-32,296~~ 74-32,295, and amendments thereto, that requires the expenditure of moneys shall be subject to legislative appropriations therefor.

(c) As used in ~~K.S.A. 2025 Supp. 74-32,290 through 74-32,296, and amendments thereto~~ *the Kansas blueprint for literacy*:

(1) *“Field experience” means structured, supervised learning opportunities where pre-service educators observe, interact with students and apply evidence-aligned reading practices in authentic and diverse classroom settings.*

(2) *“In-service” means a licensed individual who is employed by a school district or accredited nonpublic school as a teacher.*

(3) *“Literacy practicum” means field experience that provides explicit, guided, hands-on practice delivering evidence-based instructional practices in one-on-one or small group instruction, administering literacy assessments, designing and implementing diagnostic and prescriptive instructional plans with joint supervision and mentorship by literacy faculty and an experienced mentor teacher.*

(4) *“Mentor teacher” means a licensed teacher who has earned the Kansas seal of literacy and models evidence-aligned literacy instruction to ensure pre-service educators gain meaningful, high-impact teaching experience that bridges theory and practice.*

~~(2)~~(5) *“Postsecondary educational institution” means:*

- (A) A state educational institution as defined in K.S.A. 76-711, and amendments thereto;
- (B) a municipal university; and
- (C) any not-for-profit institution of postsecondary education that has its main campus or principal place of operation in Kansas, is operated independently and not controlled or administered by a state agency or subdivision of this state, maintains open enrollment and is accredited by a nationally recognized accrediting agency for higher education in the United States.

~~(3)~~(6) *“Ongoing professional learning” means continuous, job-embedded process to improve teaching effectiveness and student achievement, including active collaborative learning that integrates new knowledge and skills into daily practice.*

(7) *“Pre-service” means an individual who is receiving the education and training to become a licensed teacher but is not yet licensed.*

~~(4)~~(8) *“Science of reading” means the teaching of reading using evidence-based research that an interdisciplinary body of evidence that informs how students learn to read and write proficiently. “Science of reading” informs evidence-based practices and includes phonemic awareness, phonics, fluency, vocabulary and comprehension.*

~~(5)~~(9) *“Structured literacy” means the application of knowledge from the science of reading that teaches reading in an evidence-based and systematic way a comprehensive instructional approach that guides how reading and writing are taught by providing direct, explicit, sequential, data-driven and systematic instruction leading to mastery of reading and writing.*

Sec. 6. K.S.A. 2025 Supp. 74-32,291 is hereby amended to read as follows: 74-32,291. (a) There is hereby established a literacy advisory committee. The committee shall be composed of:

- (1) 15 voting members as follows:
  - (A) The director of literacy education, appointed pursuant to K.S.A. 2025 Supp. 74-32,292, and amendments thereto, who shall serve as chairperson of the committee;
  - (B) one member appointed by the governor;
  - (C) one member of the house of representatives or a literacy expert appointed by the speaker of the house of representatives;
  - (D) one member of the house of representatives or a literacy expert appointed by the minority leader of the house of representatives;
  - (E) one member of the senate or a literacy expert appointed by the president of the senate;
  - (F) one member of the senate or a literacy expert appointed by the minority leader of the senate;
  - (G) one member appointed by and representing the Kansas national education association;
  - (H) one member appointed by and representing a school of education from Emporia state university, Fort Hays state university or Pittsburg state university;
  - (I) one member appointed by and representing a school of education from the university of Kansas, Kansas state university or Wichita state university;
  - (J) one member appointed by and representing Washburn university school of education;

- (K) one member appointed by the Kansas association of community colleges to represent community colleges;
  - (L) one member appointed by the Kansas independent colleges association to represent a not-for-profit institution of postsecondary education school or college of education;
  - (M) one member appointed by the state board of education;
  - (N) one member of the state board of regents appointed by the state board of regents; and
  - (O) one member who is an English for speakers of other languages literacy expert appointed by the united school administrators of Kansas; and
- (2) nonvoting members as follows:
- (A) The commissioner of education or the commissioner's designee; and
  - (B) any number of members appointed by the director of literacy education pursuant to K.S.A. 2025 Supp. 74-32,292, and amendments thereto.
- ~~(b) (1) Members appointed to the committee pursuant to subsection (a)(1) shall be appointed on or before July 1, 2024 have expertise in evidence-based literacy practices, educator preparation, science of reading research and evaluation, dyslexia research, literacy intervention, implementation science or literacy policy development.~~
- (2) Except for the director of literacy education, voting members shall serve for a term of four years.
  - (3) Any vacancy in the membership of the committee shall be filled by appointment in the same manner prescribed by this section for the original appointment.
  - (4) A quorum of the committee shall be a majority of the voting members. All actions of the committee may be taken by a majority of the voting members present when there is a quorum.
  - (5) The committee may meet at any time and at any place within the state upon the call of the chairperson.
  - (6) If any member of the committee fails to attend three meetings of the committee within any 12-month period, such member's appointment shall terminate and a new member shall be appointed in the same manner prescribed by this section for the original appointment.
- (c) The literacy advisory committee shall:
- (1) Monitor progress of literacy training for in-service and pre-service teachers and literacy education of elementary and secondary students;
  - (2) designate best practices for literacy training for in-service and pre-service teachers and literacy education of elementary and secondary students;
  - ~~(3) be responsible for the attainment of the transformational goal to have 100% of the Kansas special education, English for speakers of other languages and elementary teacher workforce achieve a micro-credential in the science of reading and structured literacy by 2030, leading to at least 50% of students in each of the grades three through eight achieving level 3 or above and at least 90% of students in each of the grades three through eight achieving level 2 or above on the English language arts state assessment by 2033;~~
  - ~~(4) make recommendations to the director of literacy education;~~
  - (5)(4) make recommendations to the state board of education, the state board of regents and the postsecondary educational institution presidents or chancellors on:

(A) Literacy training for in-service and pre-service teachers and literacy education of elementary and secondary students; and

(B) reading instruction methods based on the science of reading;

~~(6)(5)~~ make recommendations to the house of representatives standing committee on education and the senate standing committee on education on the implementation of the goals of the Kansas blueprint for literacy and any changes necessary to achieve such goals; *and*

~~(7)(6)-(A)~~ submit *a an annual* progress report to the legislature on:

~~(i)~~ English language arts state assessment scores for each grade level and all defined subgroups, including, but not limited to, English language learners, students receiving free meals pursuant to the national school lunch act, students in the custody of the secretary for children and families and race and ethnicity subgroups;

~~(ii)~~ literacy training for in-service and pre-service teachers; and

~~(iii)~~ the literacy advisory committee's goals and requirements provided in the Kansas blueprint for literacy;

~~(B)~~ Such progress report shall be provided at the following times each calendar year:

~~(i)~~ Once on or before February 1 to the senate committee on education and the house of representatives committee on education;

~~(ii)~~ once on or before May 1 to the senate committee on education and the house of representatives committee on education; and

~~(iii)~~ once on or before December 1 to any interim, special, or select committee, task force or commission that has membership that includes legislators, is related to education, has been approved by the legislative coordinating council and requests such report; and

~~(8)~~ submit a plan to the state board of regents *education* and the legislature, including the house of representatives standing committee on education and the senate standing committee on education, ~~on the establishment of centers of excellence in reading pursuant to K.S.A. 2025 Supp. 74-32,296, and amendments thereto, on or before January 1, 2025 on or before January 31 of each year.~~

(d) The committee shall be subject to the Kansas open records act, K.S.A. 45-419 et seq., and amendments thereto, and the Kansas open meetings act, K.S.A. 75-4317 et seq., and amendments thereto. The committee shall publish each meeting agenda and any available meeting documents online prior to each scheduled meeting of the committee.

(e) (1) Legislative members of the committee and members appointed by a member of the legislature who attend meetings of the committee shall be paid for expenses, mileage and subsistence as provided in K.S.A. 75-3223(e), and amendments thereto.

(2) Members of the committee who are not members of the legislature may be paid for expenses, mileage and subsistence by the entity each such member was appointed by and represents.

(f) (1) The director of literacy education shall provide executive support to the committee.

(2) The staff of the state board of regents, office of revisor of statutes, the legislative research department and the division of legislative administrative services shall provide such assistance as may be requested by the committee.

Sec. 7. K.S.A. 2025 Supp. 74-32,292 is hereby amended to read as follows: 74-32,292. (a) On or before July 1, 2024, the executive officer of the state board of regents shall appoint a director of literacy education.

(b) The director of literacy education shall be an employee of the state board of regents in the unclassified service who serves at the pleasure of the state board of regents. The compensation of the director shall be determined by the executive officer of the state board of regents.

(c) The director of literacy education shall:

(1) Serve as chairperson of the literacy advisory committee established in K.S.A. 2025 Supp. 74-32,291, and amendments thereto;

(2) implement and administer the Kansas blueprint for literacy;

(3) provide executive support to the literacy advisory committee;

(4) appoint nonvoting members of the literacy advisory committee as the director deems necessary;

(5) work with the state board of education and the state board of regents to ensure:

(A) Progress on the initiatives, objectives and desired outcomes in the Kansas blueprint for literacy;

(B) the development and utilization of the comprehensive assessment system; and

(C) *that state educational institutions and elementary and secondary schools are using tier I literacy methodologies structured literacy and evidence-based practices;*

(6) encourage independent institutions referred to in K.S.A. 2025 Supp. 74-32,290(c)(2)(C) (c)(5)(C), and amendments thereto, to use such tier I methodologies;

(7) establish a program to track the science of reading and structured literacy training progression of in-service and pre-service early childhood and elementary teachers, special education teachers and paraprofessionals, reading specialists and early childhood and elementary administrators for all school districts in the state; *and*

(8) on or before January 15 of each year, prepare and present a report to the senate standing committee on education and the house of representatives standing committee on education, or any successor committees, on the implementation and administration of the Kansas blueprint for literacy, including, but not limited to, an implementation timeline, progress of initiatives, development and utilization of the comprehensive assessment system, progress toward the goal established in K.S.A. 2025 Supp. 74-32,291(c) 74-32,294(c)(4), and amendments thereto, use of tier I methodologies, outcomes and any proposed changes; *and*

~~(9) report to the house of representatives standing committee on education and the senate standing committee on education on or before January 31, 2025, on the progress of the state board of regents on utilization of the science of reading, elimination of discredited methodologies, use of universal screening measures and assessments in elementary and secondary schools in the state.~~

Sec. 8. K.S.A. 2025 Supp. 74-32,293 is hereby amended to read as follows: 74-32,293. (a) ~~Postsecondary educational institutions shall designate practices based on the science of reading through structured literacy as the official tier I literacy methodology and shall prohibit the use or teaching of any discredited methodologies, such as the three-cueing system.~~

~~(b) (1) The state board of regents, in collaboration with postsecondary educational institutions and research experts, shall establish a comprehensive reading and literacy assessment system with universal screening measures, diagnostic, formative and summative assessments to be used in teacher preparation programs~~

~~in the state. Such assessment system shall allow teachers to adjust instruction to meet the specific needs of students, including with regard to reading difficulties and the remediation of reading and literacy skill gaps. The state board of regents shall make recommendations to the state board of education on such assessment system and ensure that such assessment system is available on or before May 1, 2025. Nothing in this paragraph shall be construed to include the English language arts statewide assessment.~~

~~(2) The state board of regents shall:~~

~~(A) Develop training modules for the assessments on or before July 1, 2025;~~

~~(B) support state board of education action to officially designate the science of reading as the official tier I literacy methodology;~~

~~(C) support elementary and secondary schools as necessary to eliminate any discredited methodologies;~~

~~(D) recommend literacy-specific universal screening measures and diagnostic, formative and summative assessments to the state board of education; and~~

~~(E) approve reading instruction methodologies recommended by the literacy advisory committee for state educational institutions.~~

~~(3) On and after July 1, 2025, Beginning in school year 2029-2030, each school district shall employ, either through direct employment, shared cooperative agreement or by contract, a licensed reading specialist for each elementary school of the school district.~~

~~(b) (1) Beginning in school year 2027-2028, each school district shall develop individual student literacy plans for all students in kindergarten through grade three who perform at a high-risk level on fall literacy screening measures. Such plans shall be developed in partnership with the student's parent or person acting as parent. Each such plan shall include:~~

~~(A) A minimum of 90 minutes of targeted and tiered interventions designed to address the student's individual deficiencies per week in one-on-one instruction, small group instruction, tutoring or a summer school program; and~~

~~(B) a diagnostic assessment, progress monitoring and interventions until the student achieves grade level performance.~~

~~(2) The teacher of any student requiring an individual student literacy plan shall communicate with such student's parent or person acting as parent and provide the information required by the every child can read act, K.S.A. 72-3262, and amendments thereto, to such parent or person acting as parent.~~

~~(c) No school district shall use any textbooks or instructional materials that utilize:~~

~~(A)(1) The three-cueing system model of reading as the primary basis for teaching word recognition;~~

~~(B)(2) visual memory as the primary basis for teaching word recognition; or~~

~~(C)(3) the three-cueing system model of reading based on meaning, structure and syntax and visual cues, commonly known as MVS.~~

~~(c) The director of literacy education shall report to the house of representatives standing committee on education and the senate standing committee on education on or before January 31, 2025, on the progress of the state board of regents on utilization of the science of reading, elimination of discredited methodologies, use of universal screening measures and assessments in elementary and secondary schools in the state.~~

*(d) No retired or substitute teacher shall be required to complete approved training in the science of reading and structured literacy or other training to achieve a seal of literacy.*

Sec. 9. K.S.A. 2025 Supp. 74-32,294 is hereby amended to read as follows: 74-32,294 (a) *The state board of education shall:*

*(1) Designate best practices based on the science of reading through structured literacy as the literacy methodology and prohibit the use or teaching of any discredited methodologies, including the three-cueing system;*

*(2) require applicants for licensure as a prekindergarten through grade eight general education teacher or special education teacher to complete a minimum of 45 clock hours in a literacy practicum that is designed to increase skills and expertise in screening, diagnostic and formative assessments, developing instructional plans and applying evidence-based practices in an elementary and secondary school setting;*

*(3) require reading specialists to complete a minimum of 45 clock hours in a literacy practicum that utilizes assessment tools and data interpretation and applies evidence-based practices in small or whole group instruction under the supervision of a literacy expert with a minimum certification that demonstrates expertise in structured literacy;*

*(4) ensure that school districts develop individual student literacy plans as required in K.S.A. 2025 Supp. 74-32,293, and amendments thereto. School districts shall use a literacy plan template developed by the state department of education;*

*(5) ensure that educator preparation programs provide evidence that teacher candidates can demonstrate competency to:*

*(A) Literacy assessment tools and data interpretation;*

*(B) utilization of literacy screening;*

*(C) diagnostic, progress monitoring and formative assessment tools recommended by the state department of education;*

*(D) skills to administer and interpret a variety of assessments to effectively instruct students in small groups and individually in authentic school settings; and*

*(E) develop plans to guide instruction based on the needs of diverse learners; and*

*(6) submit an annual report to the literacy advisory committee on or before November 1 of each year. Such report shall be published on the state department of education website and include:*

*(A) Literacy screening measures and English language arts state assessment scores for each grade level and all defined subgroups, including, but not limited to, English language learners, students receiving free meals pursuant to the national school lunch act, students in the custody of the secretary for children and families and race and ethnicity subgroups; and*

*(B) literacy training for in-service and pre-service teachers.*

*(b) The state board of regents shall:*

*(1) Support state board of education action to officially designate best practices based on the science of reading through structured literacy as the official literacy methodology;*

- (2) *support elementary and secondary schools as necessary to eliminate any discredited methodologies;*
- (3) *recommend literacy-specific universal screening measures and diagnostic, formative and summative assessments to the state board of education; and*
- (4) *approve reading instruction methodologies recommended by the literacy advisory committee for state educational institutions.*
- (c) The state board of regents and the state board of education shall ~~collaborate~~ *have joint oversight of and responsibility to:*
- ~~(a)(1) Jointly Approve micro-credential~~ *credential requirements for in-service teachers or certification requirements for pre-service teachers at state educational institutions in the science of reading and structured literacy;*
- ~~(b)(2) develop or make accessible professional development programs and micro-credential~~ *credential courses for all in-service early childhood teachers, general education teachers and special education Kansas licensed and practicing teachers at low or no cost to such teachers. Such programs and courses shall be delivered by national online learning programs or accredited Kansas postsecondary educational institutions;*
- ~~(c)(3) ensure that~~ *all pre-service teacher preparation programs at state educational institutions are based on the science of reading and structured literacy in accordance with the state board of education accreditation of undergraduate licensure programs, reading specialists, special education, school psychologists, curriculum and instruction specialists and education leadership graduate programs. State educational institutions shall provide evidence that such programs are exclusively utilizing science of reading and evidence-based practices;*
- ~~(d)(4) be responsible for the attainment of the transformational goal to have 100% of the Kansas special education, English for speakers of other languages and elementary teacher workforce achieve a credential in the science of reading and structured literacy by 2030, leading to at least 90% of students in each of the grades three through eight achieving a level 3 or above on the English language arts assessment by 2033. Scores and other data on such assessment shall be disaggregated for each grade level and all defined subgroups, including, but not limited to, English language learners, students receiving free meals under the national school lunch act, students in the custody of the secretary for children and families and race and ethnicity subgroups;~~
- (5) *publish standards and course progressions to achieve transparency of Kansas reading education programs; and*
- ~~(e)(6) provide data for the program to the director of literacy education that tracks the science of reading and structured literacy training progression, course materials and rigor of application of in-service and pre-service early childhood and elementary teachers, special education teachers and paraprofessionals, reading specialists and early childhood and elementary administrators for all school districts in the state all Kansas licensed and practicing teachers and administrators;~~
- (7) *make recommendations to the state board of education on vetted high quality instructional materials that include tier 1 curriculum resources and intervention curriculum. A list of such instructional materials and resources shall be available to school district boards of education;*
- (8) *at least once every three years, review undergraduate literacy courses, materials and resources and make recommendations for improvements to such courses, materials and resources;*
- (9) *implement ongoing professional learning in evidence-based practices in literacy, at low or no cost for reading specialists, special education teachers, paraeducators, school psychologists and school and school district leaders;*

(10) accept certifications from the international multisensory structured language council, international dyslexia association and academic language therapy association-accredited programs;

(11) seek reciprocity for advanced degrees in literacy from international dyslexia accreditation programs within accredited institutions recognized by one of the six regional United States department of education accrediting organizations until such a program is established in Kansas; and

(12) (A) in partnership with the legislature, develop a comprehensive literacy implementation plan for prekindergarten through grade 12 and postsecondary education. In developing such plan, input from educators, families, research and evidence-based practices shall be considered. Such plan shall:

(i) Address all policy requirements of the Kansas blueprint for literacy, including timelines and resources; and

(ii) include educator preparation, high-impact ongoing professional learning and high quality instructional materials, assessment intervention, multi-tiered systems of support and family resources and support.

(B) The annual report on the comprehensive literacy implementation plan shall be presented to the state board of education, the state board of regents and the senate education committee and the education and higher education budget committees of the house of representatives. The initial report on such plan shall be submitted to such legislative committees on or before May 1, 2026. A full comprehensive literacy plan shall be submitted to such boards and committees on or before January 15, 2027.

Sec. 10. K.S.A. 2025 Supp. 74-32,295 is hereby amended to read as follows: 74-32,295. The ~~president or chancellor, provost and, dean of the college or school of education of each postsecondary educational institution and the state board of regents~~ shall jointly have oversight and supervision of undergraduate and graduate level reading and literacy courses at their respective institution and shall:

(a) ~~Ensure~~Integrate explicit courses and ensure candidate competency in the science of learning, science of reading and structured literacy, including the five pillars of reading, for all undergraduate early childhood and elementary teacher preparation programs at state educational institutions;

(b) appoint one representative from each postsecondary educational institution to conduct ~~an annual a~~ systemwide analysis of the curriculum maps across all literacy courses at least once every three years as part of the accreditation process. Such analysis shall include identifying clear evidence of instructional approaches and the core components of reading development. Such evidence shall include, but not be limited to:

(1) Curriculum maps demonstrating:

(A) Literacy coursework addresses phonemic awareness, phonics, fluency, vocabulary and reading comprehension; and

(B) where screening, diagnostic assessment, progress monitoring and intervention are addressed;

(2) documentation showing that language structures related to reading development, including phonology, morphology, syntax and semantics are addressed;

(3) data demonstrating pre-service teacher competency regarding evidence-based literacy instruction through course assessments and clinical evaluations;

(4) pre-service teacher performance on literacy-related licensure assessments or competency measures;

(5) observation or evaluation data demonstrating a pre-service teacher's ability to deliver explicit and systematic reading instruction;

(6) documentation of ongoing faculty professional learning related to current research on reading development and literacy instruction; and

(7) documentation of program revisions or instructional changes made in response to pre-service teacher performance data, licensure outcomes or workforce feedback;

(c) provide evidence that at least 80% of pre-service teachers pass the licensure exam in literacy instruction approved by the state board of education and practicum supervisors demonstrate expertise in structured literacy, evidence-based practices and supervision;

(d) present a report on such systemwide analysis and any results from such analysis to the literacy advisory committee, state board of education and state board of regents; and

~~(d)(e) design and implement two three-credit hour applied application courses that shall be included within the approved graduation requirements to earn a degree in elementary education on or before August 2024;~~

~~(e) implement a common performance-based assessment for such courses to be used by all postsecondary educational institutions on or before August 2024;~~

~~(f) assist in the development of a science of reading and structured literacy micro-credential for early childhood teachers, elementary education teachers, English for speakers of other languages teachers, reading specialists, special education teachers and paraprofessionals, early childhood and elementary administrators that focuses on research-based fundamentals of reading instruction; and~~

~~(g) provide information, advice and recommendations to the literacy advisory committee.~~

Sec. 11. On and after July 1, 2026, K.S.A. 2025 Supp. 74-32,274 is hereby amended to read as follows: 74-32,274.

(a) Subject to appropriations, the amount of a Kansas promise scholarship for a student for each academic year shall be determined as follows:

(1) For a student enrolled in a promise eligible program offered by an eligible public postsecondary educational institution described in K.S.A. 2025 Supp. 74-32,271(b)(1)(A) or (B), and amendments thereto, the scholarship amount shall be the aggregate amount of tuition, required fees and the cost of books and required materials for the promise eligible program at the eligible postsecondary educational institution for the academic year in which the student is enrolled and receiving the scholarship minus the aggregate amount of all other aid awarded to such student for such academic year.

(2) For a student enrolled in a promise eligible program offered by an eligible private postsecondary educational institution described in K.S.A. 2025 Supp. 74-32,271(b)(1)(C), and amendments thereto, the scholarship amount shall be the aggregate amount of tuition, required fees and the cost of books and materials for such program for the academic year in which the student is enrolled and receiving the scholarship minus the aggregate amount of all other aid awarded to such student for such academic year, except that a scholarship awarded pursuant to this paragraph shall not exceed the average cost of tuition, required fees and the cost of books and required materials for such promise eligible program when offered by an eligible public postsecondary educational institution described in K.S.A. 2025 Supp. 74-32,271(b)(1)(A) or (B), and amendments thereto.

(b) Kansas promise scholarships shall only be awarded to an eligible student whose family household income equals \$100,000 or less for a family of one or two, \$150,000 or less for a family of three and, for household sizes above three, a household income that is equal to or less than the family of three amount plus \$4,800 for each additional family member.

(c) (1) Kansas promise scholarship awards shall be used only to pay for up to a total of 68 promise scholarship funded credit hours or a total of \$20,000 in Kansas promise scholarship awards, whichever occurs first, over

the lifetime of the student who received the Kansas promise scholarship award regardless of the eligible postsecondary educational institution such student attended.

(2) Kansas promise scholarship awards shall not be used to fund:

(A) Prerequisite classes required for a promise eligible program unless such classes are a designated course within the eligible program; or

(B) any remedial course, as defined in K.S.A. 76-7,151, and amendments thereto, ~~unless such~~ *including any-course is remedial hours offered in as part of a corequisite format course.*

(d) For each fiscal year, the appropriation made for the Kansas promise scholarship program shall not exceed \$10,000,000.

(e) The state board of regents shall disburse funds based on reimbursement requests from eligible postsecondary educational institutions. Reimbursement requests shall be based on the actual amount of Kansas promise scholarship amounts awarded by an eligible postsecondary educational institution for the appropriate academic period. Any eligible postsecondary educational institution seeking reimbursement shall submit a reimbursement request to the state board of regents on or before September 1, December 1, March 1 and June 1 of each year. The state board of regents shall disburse the appropriate amount of funds to eligible postsecondary educational institutions on September 15, December 15, March 15 and June 15 each year.

(f) As used in this section, "aid" includes any grant, scholarship or financial assistance awards that do not require repayment. "Aid" does not include any military financial educational benefits or any family postsecondary savings account or other qualified tuition program established pursuant to section 529 of the internal revenue code of 1986, as amended.

Sec. 12. On and after July 1, 2026, K.S.A. 2025 Supp. 74-32,313 is hereby amended to read as follows: 74-32,313. (a) The state board of regents may recover the reasonable costs of collection, including, but not limited to, court costs, attorney fees and collection agency fees, from any individual who is subject to a repayment obligation arising under any scholarship, grant or other student financial aid program established in article 32 of chapter 74 of the Kansas Statutes Annotated, and amendments thereto, or under any agreement entered into pursuant thereto.

(b) *The chief executive officer of the state board of regents may negotiate and settle any repayment obligation arising under any scholarship, grant or other student financial aid program established in article 32 of chapter 74 of the Kansas Statutes Annotated, and amendments thereto, or under any agreement entered into pursuant thereto.*

(c) *Any individual who is subject to a repayment obligation arising under any scholarship, grant or other student financial aid program established in article 32 of chapter 74 of the Kansas Statutes Annotated, and amendments thereto, or under any agreement entered into pursuant thereto, shall be ineligible to receive any additional funds under any scholarship, grant or other student financial aid program established in article 32 of chapter 74 of the Kansas Statutes Annotated, and amendments thereto.*

Sec. 13. K.S.A. 2025 Supp. 72-3262, 74-32,290, 74-32,291, 74-32,292, 74-32,293, 74-32,294, 74-32,295 and 74-32,296 are hereby repealed.

Sec. 14. On and after July 1, 2026, K.S.A. 2025 Supp. 72-5179, 74-32,274 and 74-32,313 are hereby repealed.

Sec. 15. This act shall take effect and be in force from and after its publication in the Kansas register.

**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  
State of Kansas

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**(Published in the Kansas Register April 30, 2026.)**

## House Bill No. 2591

AN ACT concerning financial institutions; relating to the oversight and regulation of such institutions and certain transactions performed by such institutions; authorizing financial institutions to report suspected financial exploitation of an adult account holder to a designated agency, notify any adult designated as a trusted contact by such account holder of suspected financial exploitation and place a temporary hold on certain transactions or disbursements; limiting liability in any civil or criminal action for taking such actions or choosing not to take such actions; enacting the virtual currency kiosk consumer protection act; providing definitions; establishing requirements for virtual currency kiosk operators; relating to certain disclosures, transaction receipts, fraud detection and prevention, live customer service, kiosk location reporting, money transmission licensure and refunds; imposing certain limits on virtual currency kiosk transaction amounts and charges; authorizing the attorney general and any law enforcement agency to investigate reports of fraudulent money transmission and report to the state bank commissioner; prohibiting the office of the state bank commissioner or any other state agency from becoming a receiver for a technology-enabled fiduciary financial institution that becomes insolvent or declares bankruptcy; providing that earned wage access service registrants are subject to the provisions of the Kansas financial institutions information security act; eliminating certain stipulations relating to the payment of negotiable instruments on Saturday afternoons or holidays; amending K.S.A. 2025 Supp. 9-551, 9-555, 9-556, 9-558, 9-572, 9-589 and 9-2301 and repealing the existing sections; also repealing K.S.A. 52-717.

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

New Section 1. As used in sections 1 through 5, and amendments thereto:

- (a) "Adult" means any person 18 years of age or older.
- (b) "Bank holding company" means the same as defined in K.S.A. 9-519, and amendments thereto.
- (c) "Designated agency" means:
  - (1) Any law enforcement agency with jurisdiction over the matter; or
  - (2) the Kansas department for children and families.
- (d) "Financial exploitation" means the unlawful or improper use, control or withholding of an adult's property, income, resources or trust funds by any other person or entity in a manner that is not for the profit of or to the advantage of the adult. "Financial exploitation" includes, but is not limited to, the:

- (1) Breach of a fiduciary duty, including, but not limited to, the misuse of a power of attorney, trust or a guardianship or conservatorship appointment, as it relates to the property, income, resources or trust funds of the adult;
  - (2) unauthorized use of an adult's personal identifying information, financial documents or access devices;
  - (3) use of deception, intimidation, coercion, extortion or undue influence by a person or entity to obtain control over or use an adult's property, income, resources or trust funds in a manner that is for the profit of or to the advantage of such person or entity; or
  - (4) use of fraud, false pretense or misrepresentation for personal gain at the expense of the adult.
- (e) "Financial institution" means a bank, savings bank, savings and loan association, trust company, credit union or any similar institution chartered and supervised under state or federal law.
- (f) "Trusted contact" means any adult designated by an adult account holder whom a financial institution may contact in the event of suspected financial exploitation of such account holder.

New Sec. 2. (a) A financial institution may, in good faith and with reasonable cause, report any suspected financial exploitation of an adult account holder to a designated agency.

(b) A report may be made orally or in writing and shall include the information reasonably necessary to assist the designated agency in investigating the suspected financial exploitation.

(c) The provisions of this section shall not affect the reporting requirements in K.S.A. 39-1402 or 39-1431, and amendments thereto.

New Sec. 3. (a) A financial institution may, in good faith, notify a trusted contact of an adult account holder of suspected financial exploitation, unless the institution reasonably believes that the trusted contact has committed or attempted financial exploitation of the adult account holder.

(b) When providing information pursuant to this section, a financial institution may disclose that the financial institution has reasonable cause to suspect that the adult account holder is a victim or target of financial exploitation without disclosing any other details or confidential personal information regarding the financial affairs of the adult account holder.

(c) Nothing in this section shall be construed to provide a trusted contact who is notified pursuant to this section with the authority to take any action on behalf of an adult account holder.

New Sec. 4. (a) (1) Except as provided in paragraph (2), if a financial institution makes a report pursuant to section 2, and amendments thereto, and such institution reasonably believes that the reported transaction or disbursement may further the financial exploitation of an adult account holder, such institution may, with management approval, place a temporary hold on such reported transaction or disbursement from such adult's account for up to 10 business days.

(2) A temporary hold shall not be based solely on the:

- (A) Age or perceived vulnerability of the adult account holder;
- (B) size, frequency or timing of the transaction or disbursement; or
- (C) adult account holder's refusal to provide additional information related to the transaction or disbursement.

(3) The provisions of this subsection shall not affect a financial institution's other rights or obligations under contract or other law.

(b) The financial institution may extend a hold placed on any transaction under subsection (a) for a period of not to exceed 30 business days after the expiration of the period prescribed by subsection (a) if requested by a state or federal agency or a law enforcement agency investigating the suspected financial exploitation. The financial institution may also petition a court to extend a hold placed on any transaction under subsection (a) beyond the period prescribed by this subsection.

New Sec. 5. (a) A financial institution or bank holding company, or any officer, employee or agent thereof, that in good faith and with reasonable cause takes any of the following actions shall not be liable in any civil or criminal action, including claims of negligence, breach of fiduciary duty, breach of privacy or any other claim under state law, arising from the following actions:

(1) Reporting any suspected financial exploitation of an adult account holder to a designated agency pursuant to section 2, and amendments thereto;

(2) notifying a trusted contact of an adult account holder of suspected financial exploitation pursuant to section 3, and amendments thereto; or

(3) placing or continuing a temporary hold on a transaction or disbursement from an adult's account pursuant to section 4, and amendments thereto.

(b) A financial institution or bank holding company, or any officer, employee or agent thereof, that in good faith and without gross negligence chooses not to take an action described in subsection (a) shall not be liable in any civil or criminal action, including claims of negligence, breach of fiduciary duty, breach of privacy or any other claim under state law, arising from such inaction.

(c) The immunity from liability provided in this section shall extend to participation in any judicial or administrative proceeding resulting from a report or decision made pursuant to sections 1 through 4, and amendments thereto.

New Sec. 6. (a) The provisions of sections 6 through 11, and amendments thereto, shall be known and may be cited as the virtual currency kiosk consumer protection act, and shall be a part of and supplemental to the Kansas money transmission act.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 7. (a) As used in this act:

(1) "Act" means the virtual currency kiosk consumer protection act.

(2) "Blockchain" means a distributed digital ledger or database that is chronological, consensus-based, decentralized and mathematically verified in nature.

(3) "Blockchain analytics" means a software service that uses data from various virtual currencies and such currencies' applicable blockchains to provide a risk rating specific to digital wallet addresses from users of virtual currency kiosks.

(4) "Digital wallet" means hardware or software that enables individuals to store and use virtual currency.

(5) "Digital wallet address" means an alphanumeric identifier representing a destination on a blockchain for a

virtual currency transfer that is associated with a digital wallet.

(6) “Initial virtual currency transaction” means the first transaction that a virtual currency operator facilitates in the exchange of money for virtual currency or virtual currency for money or other virtual currency with a person in Kansas.

(7) “Virtual currency” means a digital representation of value that:

(A) Is used as a medium of exchange, unit of account or store of value;

(B) is not money, whether or not denominated in money; and

(C) does not include a:

(i) Transaction in which a merchant grants, as part of an affinity or rewards program, value that cannot be taken from or exchanged with the merchant for money, bank credit or virtual currency; or

(ii) digital representation of value issued by or on behalf of a publisher and used solely within an online game, game platform or family of games sold by the same publisher or offered on the same game platform.

(8) “Virtual currency kiosk” means an electronic terminal owned, rented or leased by a virtual currency kiosk operator that enables the operator to facilitate the exchange of money for virtual currency or virtual currency for money or other virtual currency with a person in Kansas, including, but not limited to:

(A) Connecting directly to a separate virtual currency exchange that performs the actual virtual currency transmission; or

(B) drawing upon the virtual currency in the possession of the owner or operator of the electronic terminal.

(9) “Virtual currency kiosk operator” means a person who owns, rents or leases a virtual currency kiosk and engages in virtual currency transactions at a physical location within this state.

(b) This section shall take effect on and after July 1, 2026.

New Sec. 8. (a) Prior to entering into an initial virtual currency transaction for, on behalf of or with a person in Kansas, each virtual currency kiosk operator shall disclose in clear, conspicuous and legible writing in the English language, whether in accessible terms of service or elsewhere, all material risks associated with such virtual currency kiosk operator’s products, services and activities and virtual currency, generally, including disclosures substantially similar to the following:

(1) Virtual currency is not legal tender and is not backed or insured by the government;

(2) legislative and regulatory changes or actions at the state, federal or international level may adversely affect the use, transfer, exchange and value of virtual currency;

(3) transactions in virtual currency may be irreversible, and, accordingly, losses due to fraudulent or accidental transactions may not be recoverable;

(4) some virtual currency transactions shall be deemed to be made when recorded on a public ledger that is not necessarily the date or time that you initiate the transaction;

(5) the value of virtual currency may be derived from the continued willingness of market participants to exchange money for virtual currency, which may result in the potential for permanent and total loss of value of a particular virtual currency should the market for that virtual currency disappear;

- (6) there is no assurance that a person who accepts a virtual currency as payment today will continue to do so in the future;
  - (7) the volatility and unpredictability of the price of virtual currency relative to the United States dollar may result in significant loss over a short period of time;
  - (8) the nature of virtual currency may lead to an increased risk of fraud or cyber attack;
  - (9) the nature of virtual currency means that any technological difficulties experienced by the virtual currency kiosk operator may prevent the access or use of your virtual currency; and
  - (10) any bond or trust account maintained by the virtual currency kiosk operator for the benefit of such operator's customers may not be sufficient to cover all losses incurred by customers.
- (b) When opening an account, and prior to entering into an initial virtual currency transaction for, on behalf of or with such person in Kansas, each virtual currency kiosk operator shall disclose in clear, conspicuous and legible writing in the English language, whether in accessible terms of service or elsewhere, all relevant terms and conditions associated with such virtual currency kiosk operator's products, services and activities and virtual currency, generally, including disclosures substantially similar to the following:
- (1) The person's liability for unauthorized virtual currency transactions;
  - (2) under what circumstances the virtual currency kiosk operator will, absent a court or government order, disclose the person's information to third parties;
  - (3) the person's right to receive periodic account statements and valuations from the virtual currency kiosk operator;
  - (4) the person's right to receive a receipt, trade ticket or other evidence of a transaction;
  - (5) the person's right to prior notice of a change in the virtual currency kiosk operator's rules or policies; and
  - (6) such other disclosures as are customarily given in connection with the opening of accounts.
- (c) Prior to entering into each virtual currency transaction with a person in Kansas, each virtual currency kiosk operator shall ensure that a warning is clearly and conspicuously disclosed on the screen, that shall be acknowledged by tapping the screen or similar manner, and by email, in at least 12-point or the largest available font size that is substantially similar to the following, including bold and capitalization:

**WARNING: CONSUMER FRAUD OFTEN STARTS WITH CONTACT FROM A STRANGER WHO IS INITIATING A DISHONEST SCHEME. CRIMINAL ACTIVITY MAY APPEAR IN MANY FORMS, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING:**

1. Impersonating a family member or friend while claiming to be in financial or criminal trouble.
2. Communication from someone impersonating a representative of your financial institution or a law enforcement officer.
3. Claims of a frozen bank account or credit card.
4. Claims of fraudulent financial transactions.
5. Claims of identity theft or job offers in exchange for payment.
6. Requests for payment to government agencies or companies.

7. Requests for disaster relief donations or loans.

8. Offers to purchase tickets for lotteries, sweepstakes or drawings for vehicles.

IF YOU BELIEVE YOU ARE BEING SCAMMED, CONTACT YOUR LOCAL LAW ENFORCEMENT.

(d) Upon completion of any virtual currency kiosk transaction, each virtual currency kiosk operator shall provide to the person in Kansas a receipt containing the following information:

(1) The name and contact information of the virtual currency kiosk operator, including a telephone number established by the virtual currency kiosk operator to answer questions and register complaints;

(2) the type, value, date and precise time of the transaction in the local time zone;

(3) the fee charged;

(4) the exchange rate, if applicable;

(5) the difference, if any, between the exchange rate and the market rate of any virtual currency involved in the transaction realized by the person in Kansas if the difference represents a decrease in value. The difference shall be expressed in the equivalent United States dollar and labeled as a "spread fee";

(6) a statement of the liability of the virtual currency kiosk operator for non-delivery or delayed delivery;

(7) a statement of the refund policy of the virtual currency kiosk operator in compliance with section 7, and amendments thereto; and

(8) the complete wallet address where money or virtual currency is deposited or sent.

(e) The receipt required by subsection (d) shall be provided in paper form if the virtual currency kiosk operator first placed a virtual currency kiosk into service in Kansas on or after July 1, 2026. If a virtual currency kiosk was placed into service before July 1, 2026, the virtual currency kiosk operator shall provide a paper or digital receipt. All digital receipts shall require a clicked acknowledgment that the consumer has provided such consumer's email address.

(f) If the virtual currency kiosk provider agrees to conduct the transaction in Spanish, all disclosures required by this section shall also be provided in Spanish. In lieu of the disclosure required by subsection (c), the virtual currency kiosk provider shall ensure that a warning is clearly and conspicuously disclosed on the screen, that shall be acknowledged by tapping the screen or similar manner, and by email in at least 12-point or the largest available font size that is substantially similar to the following, including bold and capitalization:

**ADVERTENCIA: EL FRAUDE AL CONSUMIDOR FRECUENTEMENTE COMIENZA CON EL CONTACTO DE UN EXTRAÑO QUE ESTÁ INICIANDO UN PLAN DESHONESTO. LA ACTIVIDAD CRIMINAL PUEDE APARECER DE MUCHAS FORMAS, INCLUYENDO, PERO NO LIMITADO, A LAS SIGUIENTES:**

1. Hacerse pasar por un familiar o amigo mientras afirma estar en problemas financieros o criminales.

2. Comunicación de alguien que se hace pasar por un representante de su institución financiera o una agente policíaca.

3. Afirmaciones de cuenta bancaria o tarjeta de crédito congelada.

4. Afirmaciones de transacciones financieras fraudulentas.

5. Afirmaciones de robo de identidad u ofertas de trabajo a cambio de un pago.

6. Solicitudes de pago a agencias o empresas gubernamentales.

7. Solicitudes de donaciones o préstamos para ayuda en casos de desastre.

8. Ofertas para la compra de billetes de loterías, sorteos o sorteos de vehículos.

SI CREEES QUE ESTÁS SIENDO ESTAFADO, COMUNÍQUESE CON LA POLICÍA LOCAL.

(g) Each virtual currency kiosk operator shall retain evidence of disclosures as required by this section for three years in addition to all other retention requirements of K.S.A. 2025 Supp. 9-578, and amendments thereto.

(h) The disclosures required by this section are intended to serve as warnings to users who may be conducting a virtual currency kiosk transaction as a result of a scam. Such disclosures shall not affect or prevent a fraud victim's ability to be eligible for a refund.

(i) This section shall take effect on and after July 1, 2026.

New Sec. 9. (a) All virtual currency kiosk operators shall use blockchain analytics software to assist in the prevention of sending purchased virtual currency from a virtual currency kiosk operator to a digital wallet known to be affiliated with fraudulent activity at the time of a transaction. The commissioner may request evidence from any virtual currency kiosk operator of current and historical use of blockchain analytics. The virtual currency kiosk operator shall be held harmless if such virtual currency kiosk operator refuses to complete a transaction based upon the knowledge or a credible suspicion that a digital wallet in the transaction is affiliated with fraudulent activity.

(b) All virtual currency kiosk operators performing business in this state shall provide live customer service during kiosk operating hours. The customer service toll-free number shall be displayed on the virtual currency kiosk or the virtual currency kiosk screens. The customer service toll-free number shall be staffed by trained individuals who are employed by or on behalf of the virtual currency kiosk operator and who provide customer assistance to a caller in real time.

(c) All virtual currency kiosk operators shall take reasonable steps to detect and prevent fraud, including establishing and maintaining a written anti-fraud policy. The anti-fraud policy shall, at a minimum, include:

(1) The identification and assessment of fraud-related risk areas;

(2) procedures and controls to protect against identified risks;

(3) allocation of responsibility for monitoring risks; and

(4) procedures for the periodic evaluation and revision of the anti-fraud procedures, controls and monitoring mechanisms.

(d) (1) Each virtual currency kiosk operator shall maintain, implement and enforce a written enhanced due diligence policy. Such a policy shall be reviewed and approved by the virtual currency kiosk operator's board of directors or an equivalent governing body of the virtual currency kiosk operator.

(2) The enhanced due diligence policy shall identify, at a minimum, individuals who are at risk of fraud based on age or mental capacity.

(e) Each virtual currency kiosk operator shall designate and employ a consumer protection officer with the following requirements:

(1) The individual shall be qualified to coordinate and monitor compliance with this section and all other applicable federal and state laws, rules and regulations;

- (2) the individual shall be employed full time by the virtual currency kiosk operator;
  - (3) the designated consumer protection officer shall not be an individual who owns more than 20% of the virtual currency kiosk operator by which the individual is employed; and
  - (4) the designated consumer protection officer shall have a direct dedicated telephone number outside of any call routing system and an email address for facilitating law enforcement and regulatory agency communications.
- (f) (1) Each virtual currency kiosk operator shall submit a report to the commissioner, including the location of each virtual currency kiosk within this state, within 45 days of the end of each calendar quarter in the form and manner directed by the commissioner.
- (2) The location report of such virtual currency kiosk shall include, at a minimum:
    - (A) The legal name of the company;
    - (B) any fictitious or trade name;
    - (C) the physical address;
    - (D) when the virtual currency kiosk was first placed into service in Kansas;
    - (E) the virtual currency kiosk's operating hours;
    - (F) the start date of operation of a virtual currency kiosk at each location; and
    - (G) the end date of operation of a virtual currency kiosk at each location, if applicable.
- (g) (1) Any virtual currency kiosk operator who owns, operates, solicits, markets, advertises or facilitates virtual currency kiosks in this state shall be deemed to be engaged in money transmission and require licensure pursuant to K.S.A. 2025 Supp. 9-564, and amendments thereto, and fully comply with money transmitter reporting.
- (2) All unlicensed virtual currency kiosk operators shall apply for a money transmitter license within 60 days after July 1, 2026. Virtual currency kiosk operators who apply within such time provided shall be allowed to continue operations while the commissioner reviews a complete application. Any virtual currency kiosk operator whose application is denied by the commissioner shall cease operations until granted a money transmitter license.
- (h) For each virtual currency transaction, the virtual currency kiosk operator or such operator's authorized delegate shall verify the identity of the user prior to accepting payment from such user. A virtual currency kiosk operator or such operator's authorized delegate shall obtain a copy of a government-issued identification card that identifies such user and shall collect additional information, including the user's name, date of birth, telephone number, address and email address prior to accepting a payment from such user at a virtual currency kiosk. A virtual currency kiosk operator shall not allow a user to engage in any transaction at a virtual currency kiosk under any name, account or identity other than such user's own true name and identity. A virtual currency kiosk operator shall be strictly liable for any violation of this section.
- (i) This section shall take effect on and after July 1, 2026.

New Sec. 10. (a) A virtual currency kiosk operator shall not collect direct or indirect charges related to a virtual currency transaction from a person in Kansas that exceed the greater of the following:

- (1) \$5 in United States currency or the equivalent; or
- (2) 18% of the full money transmission amount in United States currency or the equivalent.
- (b) A spread on a virtual currency purchase or sale between the market price and the price offered to a person in Kansas shall be considered an indirect charge.
- (c) Each virtual currency kiosk provider shall retain documentation of the relevant virtual currency market price at the time of each transaction.
- (d) This section shall take effect on and after July 1, 2026.

New Sec. 11. (a) Each virtual currency kiosk operator shall retain, hold and safekeep any money or virtual currency provided as part of a transaction with a person in Kansas for 72 hours for any transaction with a person that is conducted within 14 days of the initial transaction.

(b) Irrespective of the holding period in subsection (a), the transaction shall be completed at the agreed rates at the time the person in Kansas initiated the transaction unless the virtual currency kiosk operator is required by law or judicially ordered to safekeep the funds due to criminal activity or receives a refund request under this section.

(c) A virtual currency kiosk operator may only engage in a transaction with a person in Kansas under the following transaction and day limitations:

- (1) For the initial transaction, up to \$1,000;
- (2) within 14 days of the initial transaction, up to \$1,000 per day and only one transaction within 72 hours of the initial transaction, and a maximum of \$10,000 in total transactions within the first 14 days of the initial transaction; and
- (3) more than 14 days from the initial transaction, up to \$10,500 per day.

(d) (1) Any person in Kansas may request a full refund of the initial transaction for any reason from a virtual currency kiosk operator within the holding period in subsection (a). The virtual currency kiosk operator shall issue a full refund unless safekeeping the funds due to criminal activity is required by law or judicially ordered.

(2) An existing customer of the virtual currency kiosk operator may request only a refund of direct and indirect charges, including any spread fee and transaction fee, if such existing customer:

(A) Reports that a money transmission or a series of money transmissions was fraudulent to the commissioner, the attorney general or a law enforcement agency within 30 calendar days after the date of the last fraudulent money transmission; and

(B) submits to such virtual currency kiosk operator a police report or a sworn declaration detailing the fraudulent nature of the money transmission involving such virtual currency kiosk operator.

(e) For any initial transaction, or any transaction within 14 days of the initial transaction, upon the request of any person in Kansas, the commissioner, the attorney general or any law enforcement agency, the virtual currency kiosk operator shall issue a refund for the full money transmission amount and any fees charged, including any spread fee, if the person in Kansas:

(1) Reports that a money transmission or a series of money transmissions was fraudulent to the commissioner, the attorney general or a law enforcement agency within 30 calendar days after the date of the last fraudulent money transmission; and

(2) submits to such virtual currency kiosk operator a police report or a sworn declaration detailing the fraudulent nature of the money transmission involving such virtual currency kiosk operator.

(f) The virtual currency kiosk operator shall issue any refund requested under this section via a cash payout, the automated clearing house or mail a paper check within 10 business days after receiving the refund request. Notwithstanding the refund requirements of this section, under reasonable suspicion of fraud or wrongdoing by any person on behalf of the person in Kansas who initiated the transaction, a virtual currency kiosk operator may delay sending a refund for cause if the operator immediately reports such suspected fraud or wrongdoing to the commissioner, the attorney general or any law enforcement agency, until the receiving agency has advised the virtual currency kiosk operator of the conclusion of any investigation into such alleged fraud or wrongdoing.

(g) This section shall take effect on and after July 1, 2026.

New Sec. 12. (a) The attorney general's office and any law enforcement agency have the authority to investigate any fraudulent money transmission reported by a person in Kansas. All money transmitters shall comply with any investigation to the extent permitted by state and federal law.

(b) The attorney general's office and any law enforcement agency in Kansas shall periodically report to the commissioner any fraud or activity that violates this act and is conducted by or alleged against a money transmitter. In deciding whether to revoke or refuse to renew a license, the commissioner may consider previous fraudulent activity or any activity violating this act that is conducted by a money transmitter. The commissioner shall share any reported fraudulent money transmission with the attorney general's office and any relevant law enforcement agency in Kansas.

(c) The provisions of this section shall be a part of and supplemental to the Kansas money transmission act.

(d) This section shall take effect on and after July 1, 2026.

New Sec. 13. (a) The office of the state bank commissioner or any other state agency shall not become a receiver for any technology-enabled fiduciary financial institution that becomes insolvent or declares bankruptcy. For purposes of this section, "state agency" means the same as defined in K.S.A. 75-3701, and amendments thereto.

(b) A fiduciary financial institution shall be deemed to be insolvent if the:

(1) Actual cash market value of such fiduciary financial institution's assets is insufficient to pay such fiduciary financial institution's creditor liabilities; or

(2) fiduciary financial institution is unable to meet the demands of such fiduciary financial institution's creditors in the usual and customary manner.

(c) The provisions of this section shall be a part of and supplemental to the technology-enabled fiduciary financial institutions act.

Sec. 14. K.S.A. 2025 Supp. 9-551 is hereby amended to read as follows: 9-551. (a) K.S.A. 2025 Supp. 9-551 through 9-554, and amendments thereto, shall be known and may be cited as the Kansas financial institutions information security act.

(b) The purpose of the Kansas financial institutions information security act is to establish information security standards for any covered entity consistent with 16 C.F.R. § 314, as in effect on July 1, 2023.

(c) The Kansas financial institutions information security act applies to the handling of customer information by the following covered entities: (1) Credit services organizations, as defined in K.S.A. 50-1117, and amendments thereto; (2) mortgage companies, as defined in K.S.A. 9-2201, and amendments thereto; (3) supervised lenders, as defined in K.S.A. 16a-1-301, and amendments thereto; (4) financial institutions engaging in money transmission, as defined in K.S.A. ~~9-508~~ 9-555, and amendments thereto, *and not subject to licensure pursuant to K.S.A. 9-556, and amendments thereto*; (5) trust companies, as defined in K.S.A. 9-701, and amendments thereto; ~~and~~ (6) technology-enabled fiduciary financial institutions, as defined in K.S.A. 9-2301, and amendments thereto; *and (7) earned wage access service registrants, as defined in K.S.A. 9-2402, and amendments thereto.*

(d) The commissioner may adopt all rules and regulations necessary to govern and administer the provisions of the Kansas financial institutions information security act.

(e) The Kansas financial institutions information security act shall be a part of and supplemental to chapter 9 of the Kansas Statutes Annotated, and amendments thereto.

Sec. 15. On and after July 1, 2026, K.S.A. 2025 Supp. 9-555 is hereby amended to read as follows: 9-555. (a) K.S.A. 2025 Supp. 9-555 through 9-596, *and section 12*, 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. 2025 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.

(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.

(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 franchisees'~~ affiliates, except to the extent required by applicable law to be redeemable in cash for its cash value.

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

(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.
- (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.
- (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.
- (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.
- (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.
- (13) “Individual” means a natural person.
- (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.
- (15) “Licensee” means a person licensed under this act.
- (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.
- (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.
- (18) “Monetary value” means a medium of exchange, whether or not redeemable in money.
- (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;
  - (v) *engaging in virtual currency transactions or other transactions for a fee from a virtual currency kiosk physically located in Kansas; or*
  - (vi) *three-party exchanges with at least one person located in Kansas in which money is exchanged for virtual currency.*
- (B) “Money transmission” does not include:
- (i) The provision of solely online or telecommunications services or network access;
  - (ii) *two-party exchanges with at least one person located in Kansas in which money is exchanged for virtual currency in any manner other than from a virtual currency kiosk physically located in Kansas; and*
  - (iii) *exchanges of virtual currency for another virtual currency in any manner other than from a virtual currency kiosk physically located in Kansas.*
- (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.
- (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.
- (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.
- (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.
- (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.

(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.

(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.

(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.

(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.

(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.

(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~~ (31) "Three-party exchange" means a transaction in which a party acts as an intermediary and facilitates the exchange of virtual currency between a buyer and a seller for a fee or gain.

(32) "Two-party exchange" means a transaction in which one party holds inventory of virtual currency or money and conducts a purchase or sale transaction for a fee or gain with a person located in Kansas using such party's inventory.

Sec. 16. On and after July 1, 2026, K.S.A. 2025 Supp. 9-556 is hereby amended to read as follows: 9-556. (a) This act does not apply to:

- (1) An operator of a payment system to the extent that such operator provides processing, clearing or settlement services between persons exempted under this subsection or licensees in connection with wire transfers, credit card transactions, debit card transactions, stored value transactions, automated clearing house transfers or similar funds transfers.
- (2) A person appointed as an agent of a payee to collect and process a payment from a payor to the payee for goods or services other than money transmission provided to the payor by the payee if:
  - (A) A written agreement exists between the payee and the agent directing the agent to collect and process payments from payors on the payee's behalf;
  - (B) the payee holds the agent out to the public as accepting payments for goods or services on the payee's behalf; and
  - (C) payment for the goods and services is treated as received by the payee upon receipt by the agent so that the payor's obligation is extinguished and there is no risk of loss to the payor if the agent fails to remit the funds to the payee.
- (3) A person that acts as an intermediary by processing payments between an entity that has directly incurred an outstanding money transmission obligation to a sender and the sender's designated recipient, if the entity:
  - (A) Is properly licensed or exempt from licensing requirements under this act;
  - (B) provides a receipt, electronic record or other written confirmation to the sender identifying the entity as the provider of money transmission in the transaction; and
  - (C) bears sole responsibility to satisfy the outstanding money transmission obligation to the sender, including the obligation to make the sender whole in connection with any failure to transmit the funds to the sender's designated recipient.
- (4) The United States government and any agency, bureau, department, office or instrumentality, corporate or otherwise, thereof, including any official, employee or agent of any such entity.
- (5) Money transmission by the United States postal service or by an agent of the United States postal service.
- (6) Any state office or officer, department, board, commission, bureau, division, authority, agency or institution of this state, including any political subdivision thereof, and any county, city or other municipality.
- (7) A federally insured depository financial institution, bank holding company, office of an international banking corporation, foreign bank that establishes a federal branch pursuant to 12 U.S.C. § 3102, a corporation organized pursuant to 12 U.S.C. §§ 1861 through 1867 or a corporation organized under 12 U.S.C. §§ 611 through 633.
- (8) Electronic funds transfer of governmental benefits for a federal, state, county or governmental agency by a contractor on behalf of the United States or a department, agency or instrumentality thereof or on behalf of a state or governmental subdivision, agency or instrumentality thereof.
- (9) A board of trade designated as a contract market under 7 U.S.C. §§ 1 through 25 or a person that in the ordinary course of business provides clearance and settlement services for a board of trade to the extent of the board of trade's operation as or for such a board.
- (10) A futures commission merchant registered under federal commodities law to the extent of the registrant's operation as such a futures commission merchant.
- (11) A person registered as a securities broker-dealer under federal or state securities law to the extent of such registrant's operation as such a securities broker-dealer.

(12) An individual employed by a licensee, authorized delegate or any person exempted from the licensing requirements of the act when acting within the scope of employment and under the supervision of the licensee, authorized delegate or exempted person as an employee and not as an independent contractor.

(13) A person expressly appointed as a third-party service provider to or agent of an entity exempt under paragraph ~~(a)(6)(7)~~ solely to the extent that:

(A) Such service provider or agent is engaging in money transmission on behalf of and pursuant to a written agreement with the exempt entity that sets forth the specific functions that the service provider or agent is to perform; and

(B) the exempt entity assumes all risk of loss and all legal responsibility for satisfying the outstanding money transmission obligations owed to purchasers and holders of the outstanding money transmission obligations upon receipt of the purchaser's or holder's money or monetary value by the service provider or agent.

(14) A person engaging in the practice of law, bookkeeping, accounting, real estate sales or brokerage.

(15) A person appointed as an agent of a payor for purposes of providing payroll processing services for which such agent would otherwise need to be licensed if:

(A) There is a written agreement between the payor and the agent that directs the agent to provide payroll processing services on the payor's behalf;

(B) the payor holds the agent out to employees and other payees as providing payroll processing services on the payor's behalf; and

(C) the payor's obligation to a payee, including an employee or any other party entitled to receive funds via the payroll processing services provided by the agent, is not extinguished if such agent fails to remit such funds to the payee.

(16) A person exempt by any rules or regulations adopted or by an order issued if the commissioner finds such exemption to be in the public interest and that the regulation of such person is not necessary for the purposes of this act.

(b) The commissioner may require that any person claiming to be exempt from licensing pursuant to this section provide information and documentation to the commissioner demonstrating that such person qualifies for any claimed exemption.

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

Sec. 17. On and after July 1, 2026, K.S.A. 2025 Supp. 9-558 is hereby amended to read as follows: 9-558. (a) (1) Except as otherwise provided in subsection (b), all information or reports obtained by the commissioner from an applicant, licensee or authorized delegate and all information contained in or related to an examination, investigation, operating report or condition report prepared by, on behalf of or for the use of the commissioner or financial statements, balance sheets or authorized delegate information, are confidential and are not subject to disclosure under the Kansas open records act, K.S.A. 45-215 et seq., and amendments thereto.

(2) The provisions of this subsection providing for the confidentiality of public records shall expire on July 1, 2030, unless the legislature reviews and reenacts such provisions in accordance with K.S.A. 45-229, and amendments thereto, prior to July 1, 2030.

(b) The commissioner may disclose information not otherwise subject to disclosure under subsection (a) to representatives of state or federal agencies who promise in a record that such representatives will maintain the

confidentiality of the information or where the commissioner finds that the release is reasonably necessary for the protection and interest of the public in accordance with the Kansas open records act.

(c) The following information contained in the records of the office of the state bank commissioner that is not confidential and may be made available to the public:

- (1) The name, business address, telephone number and unique identifier of a licensee;
- (2) the business address of a licensee's registered agent for service;
- (3) the name, business address and telephone number of all authorized delegates;
- (4) the terms of or a copy of any bond filed by a licensee, provided that confidential information, including, but not limited to, prices and fees for such bond is redacted; ~~or~~
- (5) copies of any orders of the office of the state bank commissioner relating to any violation of this act or regulations implementing this act; *or*
- (6) *copies of a virtual currency kiosk operator's location report.*

(d) This section shall not be construed to prohibit the commissioner from disclosing to the public a list of all licensees or the aggregated financial or transactional data concerning those licensees.

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

Sec. 18. On and after July 1, 2026, K.S.A. 2025 Supp. 9-572 is hereby amended to read as follows: 9-572. (a) A licensee adding or replacing a key individual shall provide:

- (1) Notice in the manner prescribed by the commissioner within 15 days after the effective date of the appointment of the new key individual; and
- (2) information as required by K.S.A. 2025 Supp. ~~9-564~~ 9-565, and amendments thereto, within 45 days of the effective date of the appointment of the new key individual.

(b) Within 90 days of the date on which the notice provided pursuant to subsection (a) was determined to be complete, the commissioner may issue a notice of disapproval of a key individual if the competence, experience, character or integrity of the individual would not be in the best interests of the public or the customers of the licensee to permit the individual to be a key individual of such licensee.

(c) A notice of disapproval shall state the basis for disapproval and shall be sent to the licensee and the disapproved individual. A licensee may appeal a notice of disapproval pursuant to the Kansas administrative procedure act, K.S.A. 77-501 et seq., and amendments thereto, within 14 days.

(d) If the notice provided pursuant to subsection (a) is not disapproved within 90 days after the date when the notice was determined to be complete, the key individual shall be deemed approved.

(e) If a multistate licensing process includes a key individual notice review and disapproval process pursuant to this section and the licensee avails itself or is otherwise subject to the multistate licensing process:

- (1) The commissioner is hereby authorized to accept the determination of another state if the investigating state has sufficient staffing, expertise and minimum standards for the purpose of this section; or
- (2) if Kansas is a lead investigative state, the commissioner is authorized to investigate the applicant pursuant to subsection (b) and the timeframes established by agreement through the multistate licensing process.

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

Sec. 19. On and after July 1, 2026, K.S.A. 2025 Supp. 9-589 is hereby amended to read as follows: 9-589. (a) The following investments are permissible under this section:

(1) Cash, including demand deposits, savings deposits and funds in accounts held for the benefit of the licensee's customers in a federally insured depository financial institution and cash equivalents including automated clearing house items in transit to the licensee and automated clearing house items or international wires in transit to a payee, cash in transit via armored car, cash in smart safes, cash in licensee-owned locations, debit card or credit card-funded transmission receivables owed by any bank or money market mutual funds rated AAA by Standard & Poor or the equivalent from any eligible rating service;

(2) certificates of deposit or senior debt obligations of a federally insured depository institution;

(3) an obligation of the United States or a commission, agency or instrumentality thereof, an obligation that is guaranteed fully as to principal and interest by the United States or an obligation of a state or a governmental subdivision, agency or instrumentality thereof;

(4) (A) the full drawable amount of an irrevocable standby letter of credit for which the stated beneficiary is the commissioner that stipulates that the beneficiary need only draw a sight draft under the letter of credit and present it to obtain funds up to the letter of credit amount within seven days of presentation of the items required by subparagraph (D);

(B) the letter of credit shall:

(i) Be issued by a federally insured depository financial institution, a foreign bank that is authorized under federal law to maintain a federal agency or federal branch office in a state or states or a foreign bank that is authorized under state law to maintain a branch in a state that:

(a) Bears an eligible rating or whose parent company bears an eligible rating; and

(b) is regulated, supervised and examined by United States federal or state authorities having regulatory authority over banks, credit unions and trust companies;

(ii) be irrevocable, unconditional and indicate that such letter of credit is not subject to any condition or qualifications outside of such letter of credit;

(iii) contain no references to any other agreements, documents or entities or otherwise provide for a security interest in the licensee; and

(iv) contain an issue date and expiration date and expressly provide for automatic extension, without a written amendment, for an additional period of one year from the present or each future expiration date unless the issuer of the letter of credit notifies the commissioner in writing by certified or registered mail or courier mail or other receipted means at least 60 days prior to any expiration date, that the irrevocable letter of credit will not be extended;

(C) if any notice of expiration or non-extension of a letter of credit is issued under clause (a)(4)(B)(iv), the licensee shall be required to demonstrate to the satisfaction of the commissioner, 15 days prior to expiration, that the licensee maintains and shall maintain permissible investments in accordance with K.S.A. 2025 Supp. ~~9-590(a)~~ 9-588(a), and amendments thereto, upon the expiration of the letter of credit. If the licensee is not able to do so, the commissioner may draw on the letter of credit in an amount up to the amount necessary to meet the licensee's requirements to maintain permissible investments in accordance with K.S.A. 2025 Supp. 9-588(a), and amendments thereto. Any such draw shall be offset against the licensee's outstanding money transmission

obligations. The drawn funds shall be held in trust by the commissioner or the commissioner's designated agent, to the extent authorized by law, as agent for the benefit of the purchasers and holders of the licensee's outstanding money transmission obligations;

(D) the letter of credit shall provide that the issuer of such letter of credit shall honor, at sight, a presentation made of the following documents by the beneficiary to the issuer on or prior to the expiration date of the letter of credit:

(i) The original letter of credit, including any amendments; and

(ii) a written statement from the beneficiary stating that any of the following events have occurred:

(a) The filing of a bankruptcy or reorganization petition by or against the licensee;

(b) the filing of a petition by or against the licensee for receivership or the commencement of any other judicial or administrative proceeding for such licensee's dissolution or reorganization;

(c) the seizure of assets of a licensee by a commissioner pursuant to an emergency order issued in accordance with applicable law, on the basis of an action, violation or condition that has caused or is likely to cause the insolvency of the licensee; or

(d) the beneficiary has received notice of expiration or non-extension of a letter of credit and the licensee failed to demonstrate to the satisfaction of the beneficiary that the licensee will maintain permissible investments in accordance with K.S.A. 2025 Supp. ~~9-590(a)~~ 9-588(a), and amendments thereto, upon the expiration or non-extension of the letter of credit;

(E) the commissioner may designate an agent to serve on the commissioner's behalf as beneficiary to a letter of credit if the agent and letter of credit meet requirements established by the commissioner. The commissioner's agent may serve as agent for multiple licensing authorities for a single irrevocable letter of credit if the proceeds of the drawable amount for the purposes of subsection (a)(4) are assigned to the commissioner; and

(F) the commissioner is hereby authorized to participate in multistate processes designed to facilitate the issuance and administration of letters of credit, including, but not limited to, services provided by the nationwide multistate licensing system and registry and state regulatory registry, LLC; and

(5) 100% of the surety bond provided for under K.S.A. 2025 Supp. 9-587, and amendments thereto, that exceeds the average daily money transmission liability in Kansas.

(b) (1) Unless permitted by the commissioner by rules and regulations adopted or by order issued to exceed the limit as set forth herein, the following investments are permissible under K.S.A. 2025 Supp. 9-589, and amendments thereto, to the extent specified:

(A) Receivables payable to a licensee from the licensee's authorized delegates in the ordinary course of business that are less than seven days old up to 50% of the aggregate value of the licensee's total permissible investments; and

(B) of the receivables permissible under subparagraph (A), receivables payable to a licensee from a single authorized delegate in the ordinary course of business may not exceed 10% of the aggregate value of the licensee's total permissible investments.

(2) The following investments are permissible up to 20% per category and up to 50% combined of the aggregate value of the licensee's total permissible investments:

- (A) A short-term investment of up to six months, bearing an eligible rating;
  - (B) commercial paper bearing an eligible rating;
  - (C) a bill, note, bond or debenture bearing an eligible rating;
  - (D) United States tri-party repurchase agreements collateralized at 100% or more with United States government or agency securities, municipal bonds or other securities bearing an eligible rating;
  - (E) money market mutual funds rated less than AAA and equal to or higher than A- by Standard & Poor or the equivalent from any other eligible rating service; and
  - (F) a mutual fund or other investment fund composed solely and exclusively of one or more permissible investments listed in subsection (a)(1) through (3).
- (3) Cash, including demand deposits, savings deposits and funds in such accounts held for the benefit of the licensee's customers, at foreign depository institutions are permissible up to 10% of the aggregate value of the licensee's total permissible investments if the licensee has received a satisfactory rating in the licensee's most recent examination and the foreign depository institution:
- (A) Has an eligible rating;
  - (B) is registered under the foreign account tax compliance act;
  - (C) is not located in any country subject to sanctions from the office of foreign asset control; and
  - (D) is not located in a high-risk or non-cooperative jurisdiction as designated by the financial action task force.
- ~~(c) This section shall take effect on and after January 1, 2025.~~

Sec. 20. K.S.A. 2025 Supp. 9-2301 is hereby amended to read as follows: 9-2301. (a) The provisions of K.S.A. 9-2301 through 9-2327, and amendments thereto, *and section 13, and amendments thereto*, shall be known and may be cited as the technology-enabled fiduciary financial institutions act. The technology-enabled fiduciary financial institutions act shall be a part of and supplemental to chapter 9 of the Kansas Statutes Annotated, and amendments thereto.

- (b) For purposes of the technology-enabled fiduciary financial institutions act:
- (1) "Act" means the technology-enabled fiduciary financial institutions act;
  - (2) "alternative asset" means professionally managed investment assets that are not publicly traded, including, but not limited to, private equity, venture capital, leveraged buyouts, special situations, structured credit, private debt, private real estate funds and natural resources, including any economic or beneficial interest therein;
  - (3) "alternative asset custody account" means an account created by the owner of an alternative asset that designates a fiduciary financial institution as custodian or agent and into which the owner transfers, electronically or otherwise, content, materials, data, information, documents, reports and contracts in any form, including, without limitation, evidence of ownership, subscription agreements, private placement memoranda, limited partnership agreements, operating agreements, financial statements, annual and quarterly reports, capital account statements, tax statements, correspondence from the general partner, manager or investment advisor of the alternative asset, an investment contract as defined in K.S.A. 17-12a102(28)(E), and amendments thereto, and any digital asset as defined in K.S.A. 58-4802, and amendments thereto, whether such information is in hard copy form or a representation of such information that is stored in a computer readable format;

- (4) “charitable beneficiaries” means one or more charities, contributions to which are allowable as a deduction pursuant to section 170 of the federal internal revenue code that are designated as beneficiaries of a fidfin trust;
- (5) “custodial services” means the safekeeping and management of an alternative asset custody account, including the execution of customer instructions, serving as agent, fund administrative services and overall decision-making and management of the account by a fiduciary financial institution ~~and~~. “Custodial services” shall be deemed to involve the exercise of fiduciary and trust powers;
- (6) “director” means a person designated as a member of the board of directors pursuant to K.S.A. 9-2306, and amendments thereto;
- (7) “economic growth zone” means an incorporated community with a population of not more than 5,000 people located within one of the following counties: Allen, Anderson, Barber, Bourbon, Brown, Chase, Chautauqua, Cherokee, Cheyenne, Clark, Clay, Cloud, Coffey, Comanche, Decatur, Doniphan, Edwards, Elk, Ellsworth, Gove, Graham, Grant, Gray, Greeley, Greenwood, Hamilton, Harper, Harvey, Haskell, Hodgeman, Jackson, Jewell, Kearny, Kingman, Kiowa, Labette, Lane, Lincoln, Linn, Logan, Marion, Marshall, Meade, Mitchell, Montgomery, Morris, Morton, Nemaha, Neosho, Ness, Norton, Osborne, Ottawa, Pawnee, Phillips, Pratt, Rawlins, Republic, Rice, Rooks, Rush, Russell, Scott, Sheridan, Sherman, Smith, Stafford, Stanton, Stevens, Sumner, Trego, Thomas, Wabaunsee, Wallace, Washington, Wichita, Wilson or Woodson;
- (8) “excluded fiduciary” means a fiduciary financial institution in its capacity as trustee of a fidfin trust, ~~provided except~~ that a fiduciary financial institution shall only be deemed an “excluded fiduciary” to the extent the fiduciary financial institution is excluded from exercising certain powers under the instrument that may be exercised by the trust advisor or other persons designated in the instrument;
- (9) “fidfin,” “fidfin services” or “fidfin transactions” means the financing of a fidfin trust or the acquisition of alternative assets on behalf of and through a fidfin trust, or both, as provided in K.S.A. 9-2311, and amendments thereto, including loans, extensions of credit and direct investments;
- (10) “fidfin trust” means a trust created to facilitate the delivery of fidfin services by a fiduciary financial institution;
- (11) “fiduciary” means a trustee, a trust advisor or a custodian of an alternative asset custody account appointed under an instrument that is acting in a fiduciary capacity for any person, trust or estate;
- (12) “instrument” means any document creating a fidfin trust or alternative asset custody account;
- (13) “officer” means a person who participates or has authority to participate, other than in the capacity of a director, in major policymaking functions of a bank, trust company or fiduciary financial institution, whether or not the officer has an official title or if the officer is serving without salary or other compensation. “Officer” includes the chairperson of the board, president, vice president, cashier, secretary and treasurer of a bank, trust company or fiduciary financial institution;
- (14) “organizer” means a person who filed the fiduciary financial institution formation documents;
- (15) “out-of-state bank” means a national or state bank, savings and loan association or savings bank not incorporated under the laws of Kansas;
- (16) “out-of-state financial institution” means an out-of-state bank or an out-of-state trust company;
- (17) “out-of-state trust company” means a national or state trust company not incorporated under the laws of Kansas;
- (18) (A) “qualified investment” means the purchase or development, in the aggregate, of at least 10,000 square

feet of commercial, industrial, multiuse or multifamily real estate in the economic growth zone where the fiduciary financial institution maintains its principal office pursuant to K.S.A. 9-2309, and amendments thereto, provided that such community has committed to develop the necessary infrastructure to support a “qualified investment.” A “qualified investment”:

- (i) May include, as part of satisfying the square footage requirements, the suitable office space of such fiduciary financial institution, as provided in K.S.A. 9-2309, and amendments thereto, if owned by the fiduciary financial institution;
- (ii) shall be exempt from the provisions and limitations of K.S.A. 9-1102, and amendments thereto;
- (iii) may be retained by a fiduciary financial institution for as long as the fiduciary financial institution operates in this state; and
- (iv) may be sold, transferred or otherwise disposed of, including a sale or transfer to an affiliate of the fiduciary financial institution, if the fiduciary financial institution continues to maintain its principal office in an economic growth zone pursuant to K.S.A. 9-2309, and amendments thereto;

(B) notwithstanding the foregoing provisions, if a fiduciary financial institution leases any portion of a qualified investment made by another fiduciary financial institution as the lessee fiduciary financial institution’s suitable office space:

- (i) The lessee fiduciary financial institution shall make, or cause to be made, a qualified investment in an economic growth zone other than the economic growth zone where such fiduciary financial institution maintains its principal office;
- (ii) the leased square footage shall count toward the square footage requirement applicable to a qualified investment under this section, if such lease has an initial term of not less than five years; and
- (iii) the square footage requirement otherwise applicable to a qualified investment of the lessee fiduciary financial institution shall be reduced from 10,000 square feet to 5,000 square feet;

(19) “technology-enabled fiduciary financial institution” or “fiduciary financial institution” means any limited liability company, limited partnership or corporation that:

- (A) Is organized to perform any one or more of the activities and services authorized by this act;
- (B) has been authorized to conduct business as a fiduciary financial institution under this chapter pursuant to the provisions of K.S.A. 9-2302, and amendments thereto;
- (C) has made, committed to make or caused to be made a qualified investment; and
- (D) has committed, in or as a part of the application provided in K.S.A. 9-2302, and amendments thereto, to conduct any fidfin transactions in accordance with K.S.A. 9-2311, and amendments thereto, including the distributions required therein;

(20) “trust” means a trust created pursuant to the Kansas uniform trust code, K.S.A. 58a-101 et seq., and amendments thereto, or created pursuant to the Kansas business trust act of 1961, K.S.A. 17-2707 et seq., and amendments thereto;

(21) “trust advisor” means a fiduciary granted authority by an instrument to exercise, consent, direct, including the power to direct as provided in K.S.A. 58a-808, and amendments thereto, or approve all or any portion of the powers and discretion conferred upon the trustee of a fidfin trust, including the power to invest the assets of a fidfin trust or make or cause distributions to be made from such fidfin trust; and

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(22) the definitions of K.S.A. 9-701, and amendments thereto, apply to fiduciary financial institutions except as otherwise provided in this act. Sec. 21. K.S.A. 52-717 and K.S.A. 2025 Supp. 9-551 and 9-2301 are hereby repealed.

Sec. 22. On and after July 1, 2026, K.S.A. 2025 Supp. 9-555, 9-556, 9-558, 9-572 and 9-589 are hereby repealed.

Sec. 23. This act shall take effect and be in force from and after its publication in the Kansas register.

**Doc. No. 054119**

(Published in the Kansas Register April 30, 2026.)

## Sedgwick County, Kansas

### Summary Notice of Bond Sale

**\$11,420,000\***

### General Obligation Bonds, Series A, 2026

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

#### Bids

Subject to the Notice of Bond Sale dated April 17, 2026 (the "Notice"), email and electronic bids will be received by Baker Tilly Municipal Advisors, LLC, the Issuer's Municipal Advisor (the "Municipal Advisor") on behalf of the Chief Financial Officer of Sedgwick County, Kansas (the "Issuer") in the case of email bids, at the address set forth below, and in the case of electronic bids, through PARITY® until 10:00 a.m. (Central Time) May 19, 2026, for the purchase of the above-referenced bonds (the "Bonds"). No bid of less than 98.8% of the principal amount of the Bonds and accrued interest thereon to the date of delivery will be considered.

#### Bond Details

The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Bonds will be dated June 10, 2026, and will become due on August 1 in the years as follows:

<b>Year</b>	<b>Principal Amount*</b>
2026	\$720,000
2027	680,000
2028	695,000
2029	715,000
2030	735,000
2031	680,000
2032	700,000
2033	720,000
2034	740,000
2035	760,000
2036	470,000
2037	490,000
2038	505,000
2039	525,000
2040	535,000
2041	325,000
2042	335,000
2043	350,000
2044	360,000

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Year	Principal Amount*
2045	380,000

\* Subject to change, see the Notice

The Bonds will bear interest from the date thereof at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semiannually on February 1 and August 1 in each year, beginning on August 1, 2026.

## **Book-Entry-Only System**

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

## **Paying Agent and Bond Registrar**

Treasurer of the State of Kansas, Topeka, Kansas.

## **Good Faith Deposit**

Each bid shall be accompanied (in the manner set forth in the Notice) by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a wire transfer in Federal Reserve funds immediately available for use by the Issuer in the amount of \$228,400.

## **Delivery**

The Issuer will pay for preparation of the Bonds and will deliver the same properly prepared, executed, and registered without cost to the successful bidder on or about June 10, 2026, to DTC for the account of the successful bidder.

## **Assessed Valuation and Indebtedness**

The Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations for the year 2025 is \$8,271,236,359. The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold, is \$63,815,000.

## **Approval of Bonds**

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

## **Additional Information**

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

## **Issuer**

Sedgwick County Division of Finance  
Attn: Chief Financial Officer  
100 N. Broadway, Suite 610  
Wichita, KS 67202  
316-660-7591  
Fax: 316-383-7729  
[Lindsay.PoeRousseau@sedgwick.gov](mailto:Lindsay.PoeRousseau@sedgwick.gov)

## **Municipal Advisor**

Baker Tilly Municipal Advisors, LLC  
Attn: Bond Services  
30 E. 7th St., Suite 3025  
Saint Paul, MN 55101

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651-223-3000

[bids@bakertilly.com](mailto:bids@bakertilly.com)

Dated April 17, 2026.

Lindsay Poe Rousseau  
Chief Financial Officer  
Sedgwick County, Kansas

**Doc. No. 054109**

(Published in the Kansas Register April 30, 2026.)

## City of Manhattan, Kansas

### Summary Notice of Bond Sale

**\$32,305,000\***

### General Obligation Bonds, Series 2026-A

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

#### Bids

Subject to the Notice of Bond Sale dated April 21, 2026 (the "Notice"), email and electronic bids will be received by Baker Tilly Municipal Advisors, LLC, the Issuer's Municipal Advisor (the "Municipal Advisor") on behalf of the Director of Finance of the City of Manhattan, Kansas (the "Issuer") in the case of email bids, at the address set forth below, and in the case of electronic bids, through PARITY® until 10:30 a.m. (Central Time) May 14, 2026, for the purchase of the above-referenced bonds (the "Bonds"). No bid of less than 100% of the principal amount of the Bonds and accrued interest thereon to the date of delivery will be considered.

#### Bond Details

The Bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The Bonds will be dated June 9, 2026, and will become due on November 1 in the years as follows:

Year	Principal Amount*
2027	\$2,210,000
2028	2,265,000
2029	2,325,000
2030	2,395,000
2031	2,460,000
2032	2,540,000
2033	2,620,000
2034	2,705,000
2035	2,800,000
2036	2,900,000
2037	1,310,000
2038	1,360,000
2039	1,415,000
2040	1,470,000
2041	1,530,000

\* Subject to change, see the Notice

The Bonds will bear interest from the date thereof at rates to be determined when the Bonds are sold as hereinafter provided, which interest will be payable semiannually on May 1 and November 1 in each year, beginning on November 1, 2026.

#### Book-Entry-Only System

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

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## **Paying Agent and Bond Registrar**

Treasurer of the State of Kansas, Topeka, Kansas.

## **Good Faith Deposit**

Each bid shall be accompanied (in the manner set forth in the Notice) by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a wire transfer in Federal Reserve funds immediately available for use by the Issuer in the amount of \$646,100.

## **Delivery**

The Issuer will pay for preparation of the Bonds and will deliver the same properly prepared, executed, and registered without cost to the successful bidder on or about June 9, 2026, to DTC for the account of the successful bidder.

## **Assessed Valuation and Indebtedness**

The Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations for the year 2025 is \$823,806,307. The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold, is \$303,155,000.

## **Approval of Bonds**

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

## **Additional Information**

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

## **Issuer**

City of Manhattan, Kansas  
Attn: Rina Neal, Director of Finance  
City of Hall  
1101 Poyntz Ave.  
Manhattan, KS 66502-5497  
785-587-2465  
[neal@cityofmhk.com](mailto:neal@cityofmhk.com)

## **Municipal Advisor**

Baker Tilly Municipal Advisors, LLC  
Attn: Bond Services  
Wells Fargo Place  
30 E. 7th St., Suite 3025  
Saint Paul, MN 55101  
651-223-3000  
[bids@bakertilly.com](mailto:bids@bakertilly.com)

Dated April 21, 2026.

Rina Neal  
Director of Finance  
City of Manhattan, Kansas

Doc. No. 054110

## State of Kansas

# Kansas Bureau of Investigation

## Notice of Hearing on Proposed Administrative Regulation

A public hearing will be conducted at 9:00 a.m. Wednesday, July 8, 2026, in the auditorium at Kansas Bureau of Investigation (KBI) Forensic Science Center, 2001 SW Washburn Ave., Topeka, KS 66604, to consider the adoption of a proposed rule and regulation of the KBI on a permanent basis.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to KBI–Attn: Legal Division, 1620 SW Tyler, Topeka, KS 66612 or by email to [LegalDivision@kbi.ks.gov](mailto:LegalDivision@kbi.ks.gov). All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulation during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five working days in advance of the hearing by contacting KBI Legal Division at 785-296-8200 (or TTY 1-800-766-3777). Handicapped parking is located on the northwest corner of 2001 SW Washburn Ave., Topeka, KS 66604, outside the main entrance.

A copy of the proposed regulation and the economic impact statement for the proposed regulation can be requested from [LegalDivision@kbi.ks.gov](mailto:LegalDivision@kbi.ks.gov), or by writing to KBI–Attn: Legal Division, 1620 SW Tyler, Topeka, KS 66612.

A summary of the proposed regulation and its economic impact follows. (Note: Statements indicating that a regulation is not anticipated to have any economic impact are intended to indicate that no economic impact on the KBI, other state agencies, state employees, or the general public has been identified.)

**K.A.R. 10-22-1 – Approved field tests.** This regulation lists approved field tests for controlled substances. For admission of field test results at a preliminary examination, law enforcement officers are required to use the field tests specified in this regulation. The proposed amendment to K.A.R. 10-22-1 will add an instrument-based field test approved by the Director of the Kansas Bureau of Investigation, specifically DetectaChem Inc.'s APEX R7 Raman Spectrometer.

The proposed amendment to this regulation is not anticipated to have any economic impact.

Tony Mattivi

Director

Kansas Bureau of Investigation

Doc. No. 054105

## State of Kansas

### Board of Pharmacy

#### Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 12:00 p.m. Tuesday, June 30, 2026, at the Board of Pharmacy, 800 SW Jackson, Suite 1414, Topeka, Kansas, to review and consider the adoption of the proposed permanent regulations of the Kansas State Board of Pharmacy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the public hearing by mail to Alexandra Blasi, Executive Secretary, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1244, or by email to [pharmacy@ks.gov](mailto:pharmacy@ks.gov). All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulations during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the regulations and economic impact statements in an accessible format. Requests for accommodation to participate in the public hearing should be made at least 10 business days in advance of the hearing by contacting Alexandra Blasi, Executive Secretary, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1244 or by phone at 785-296-4056. Handicapped parking is located at the north entrance to the building. Curbs at the north entrance are accessible to individuals with disabilities.

Summaries of the proposed regulations and their economic impacts follow. Copies of the regulations and economic impact statements may be viewed at <http://www.pharmacy.ks.gov/legal/proposed-state-reg-changes>.

**K.A.R. 68-1-2. Grades required.** The Kansas Board of Pharmacy proposes amending 68-1-2. The regulation governs the grades required for an applicant to pass a pharmacy examination for licensure. Currently, the regulation requires a “grade of not less than 75%,” which is no longer applicable for the examination. The regulation is being updated to now state that “a passing score” is required to pass the examination. The National Association of Boards of Pharmacy (NABP) is the examination’s vendor and sets what is considered a “passing score.”

The Board anticipates that the proposed regulation will have no identifiable economic impact, based on stakeholder feedback.

**K.A.R. 68-7-14. Prescription labels.** The Kansas Board of Pharmacy is amending K.A.R. 68-7-14. The regulation governs prescription labels. The amendments clarify what information is required on a prescription label. Required information now includes a new beyond-use date and generic drug name information. In addition, the amendments help bring regulation requirements in line with other states to reduce state-specific configurations.

The Board anticipates that the amendments will have no identifiable economic impact, and any costs associated with complying with the regulation should be absorbed within the normal course of business for pharmacies. The Board bases this belief on the feedback received from stakeholders.

**K.A.R. 68-7-21. Institutional drug rooms.** The Kansas Board of Pharmacy is amending K.A.R. 68-7-21. The regulation governs institutional drug rooms. The amendments update language to more accurately reflect modern pharmacy practices, restructure the regulation to provide additional clarification, and provide additional guidance for facilities. In addition, the regulation now references other Kansas Board of Pharmacy regulations to avoid duplicative requirements that are at odds with one another due to regulations being

amended. Finally, amendments update record-keeping requirements to ensure that a log is kept for each patient supplied with drugs.

The Board anticipates that the amendments will have no identifiable economic impact, and any costs associated with complying with the regulation should be absorbed within the normal course of business for pharmacies. The Board bases this belief on the feedback received from stakeholders.

**K.A.R. 68-9-1. Electronic data storage systems.** The Kansas Board of Pharmacy is amending K.A.R. 68-9-1. The regulation governs electronic data storage systems. The amendments fix issues in the current regulation, such as the use of the wrong term (“insure” vs. “ensure”). The amendments also remove overly burdensome language, allowing individual pharmacies to draft their own policies and procedures. Finally, the amendments restructure the regulation to provide additional clarification.

The Board anticipates that the amendments will have no identifiable economic impact, and any costs associated with complying with the regulation should be absorbed within the normal course of business for pharmacies. The Board bases this belief on the feedback received from stakeholders.

**K.A.R. 68-14-9. Requirements.** The Kansas Board of Pharmacy is proposing K.A.R. 68-14-9. The regulation mirrors the requirements of the DSCSA (Drug Supply Chain Security Act) established by the federal government. Compliance with the DSCSA is already required under Kansas law. The Board proposes adopting the regulation requiring the Board to be notified of potential DSCSA-triggering events and qualifications to ensure proper enforcement of the Pharmacy Act of the State of Kansas. Amendments also require facilities to adopt policies and procedures to comply with the DSCSA.

The Board anticipates that the amendments will have no identifiable economic impact, and that any costs associated with complying with the regulation should be absorbed in the normal course of business by registered facilities. The Board bases this belief on the feedback received from stakeholders.

Erick Axcell, PharmD  
President  
Kansas State Board of Pharmacy

## State of Kansas

# Department of Health and Environment

## Notice of Economic Impact Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment (KDHE), Bureau of Waste Management (BWM), will conduct a public hearing at 10:00 a.m. June 1, 2026, in Azure Conference Room, Curtis State Office Building, Topeka, Kansas, to present and receive comments on the estimated economic impact anticipated to result from KDHE's intended adoption of amended regulation K.A.R. 28-31-10 and new regulation K.A.R. 28-31-10b as presented in the Economic Impact Statement (EIS) prepared by KDHE.

A summary of the proposed regulations and estimated economic impact follows:

### Summary of Regulations

K.A.R. 28-31-10. Proposed amended regulation K.A.R. 28-31-10 will increase fees for hazardous waste (HW) facilities, also known as transfer, storage, and disposal facilities (TSDFs) and revise the fee structure for TSDFs. For TSDFs, the regulation requires an annual monitoring fee for facilities based on activities conducted at the facility. The proposed amended regulation will replace the current fee for facilities subject to post-closure care with a fee for facilities required to perform groundwater monitoring, corrective action, or both. Facilities that have some form of enforceable mechanism (EM), such as a HW permit, a post-closure plan, or a consent order, will be subject to an EM fee. Facilities with any combination of the HW management activities, groundwater monitoring and corrective action activities, and the EM fee shall pay the sum of the fees, up to the \$50,000 maximum set in K.S.A. 65-3431(u).

HW transporters pay a fixed annual monitoring fee. HW generators pay an annual monitoring fee based on the quantity of HW generated. The amended regulation will increase fees for generators and transporters and add details on how fee categories are determined to provide clarity to the regulated community. The due date for fee payment by Kansas Small Quantity Generators will be moved from April 1 to May 1 to spread out the workload for KDHE program staff.

K.A.R. 28-31-10b. KDHE is authorized by K.S.A. 65-3431(v) to assess a schedule of fees that covers the costs of reviewing new and renewal permit applications for hazardous waste facilities, also known as TSDFs. Facility permits are renewed at 10-year intervals. Proposed new regulation K.A.R. 28-31-10b establishes a fee structure for these permit applications.

A fee will be charged to review an application for a permit renewal or an application for a HW facility for which a HW facility permit, order, agreement, post-closure plan, or other regulatory mechanism has been issued or approved by EPA or KDHE. A higher fee will be charged to review an application for a HW facility for which no HW facility permit, order, agreement, post-closure plan, or other regulatory mechanism has been issued or approved by EPA or KDHE.

### Economic Impact

Proposed amended regulation K.A.R. 28-31-10 is estimated to increase the cost to the regulated community from \$850,000 to \$1,459,332 per year.

Over the next five years, proposed new regulation K.A.R. 28-31-10b is estimated to cost the regulated community a total of \$180,000, with permit renewal application fees in any individual year ranging from \$0 to \$100,000. KDHE does not anticipate any applications for new permits in the next five years.

There is no initial or annual cost to KDHE for implementing the changes in the proposed regulations and there is no additional cost for enforcing the amendments in the regulations. Any additional work would be minimal and could be absorbed by existing staff. The fees assessed will support the ongoing operation of the state's HW Program.

The time period between the publication of this notice and the scheduled public hearing constitutes a comment period of at least 30 days for the purpose of receiving written public comments on the EIS. All interested parties desiring to provide written comment on the EIS must submit comments prior to 10:00 a.m. June 1, 2026. All written comments must be submitted to Matthew Leibold, Kansas Department of Health and Environment, Bureau of Waste Management, 1000 SW Jackson, Ste 320 Topeka, KS 66612 or by email to [matthew.leibold@ks.gov](mailto:matthew.leibold@ks.gov).

During the hearing, all interested parties will be given a reasonable opportunity to provide oral comments on the EIS and to submit their written comments. It is requested that each individual giving oral comments also provide a written copy of the comments for the record. To ensure each individual has an opportunity to present oral comments, the hearing officer may limit the time to present oral comments as determined necessary.

Please note: this public hearing concerns KDHE's findings on the costs expected to result from adoption of the proposed regulations, how KDHE accurately calculated such costs, and how adoption of such regulations is necessary to achieve the intent of the legislature, as presented in the EIS. All public comments should, therefore, be limited to these subjects only. KDHE shall conduct a separate public hearing—consistent with the standards established per K.S.A. 77-421—specifically concerning the substance of the proposed regulations at a later date to be determined. KDHE shall publish a notice at least 60 days prior to such public hearing and KDHE shall accept comments from any person concerning the proposed regulations during that time.

A copy of the EIS and the draft regulations may be obtained from the Bureau of Waste Management website at <https://www.kdhe.ks.gov/660/Statutes-Regulations> or by contacting Matthew Leibold at [matthew.leibold@ks.gov](mailto:matthew.leibold@ks.gov) or 785-296-6597. Questions pertaining to the EIS should be directed to Matthew Leibold at the contact information above.

Any individual with a disability may request accommodations to participate in the public hearing and may request a copy of the EIS in an accessible format. Requests for accommodations to participate in the hearing should be made at least five working days in advance of the hearing by contacting Matthew Leibold.

Janet Stanek  
Secretary  
Kansas Department of Transportation

## State of Kansas

# Department of Agriculture

## Permanent Administrative Regulations

### Article 8.—NOXIOUS WEEDS

**4-8-27. Adoption of control methods for noxious weeds.** The Kansas department of agriculture's official control methods for noxious weeds are hereby adopted by reference and shall apply to the control of noxious weeds in Kansas, as follows:

(a) The Kansas department of agriculture's document titled "official control methods for musk thistle," dated April 2025, is hereby adopted by reference and shall apply to the control of musk thistle in Kansas. If a county, city, township, or district weed supervisor determines that musk thistles in the weed supervisor's county, city, township, or district have reached a stage of maturity that will render the weed control methods currently being used in that county, city, township, or district ineffective, the weed supervisor may give notice requiring the effective control methods to be implemented within 10 business days of the date the notice was issued.

(b) The Kansas department of agriculture's document titled "official control methods for Johnsongrass," dated April 2025, is hereby adopted by reference and shall apply to the control of Johnsongrass in Kansas.

(c) The Kansas department of agriculture's document titled "official control methods for field bindweed," dated April 2025, is hereby adopted by reference and shall apply to the control of field bindweed in Kansas.

(d) The Kansas department of agriculture's document titled "official control methods for hoary cress," dated April 2025, is hereby adopted by reference and shall apply to the control of hoary cress in Kansas.

(e) The Kansas department of agriculture's document titled "official control methods for Russian knapweed," dated April 2025, is hereby adopted by reference and shall apply to the control of Russian knapweed in Kansas.

(f) The Kansas department of agriculture's document titled "official control methods for bur ragweed," dated April 2025, is hereby adopted by reference and shall apply to the control of bur ragweed in Kansas.

(g) The Kansas department of agriculture's document titled "official control methods for Canada thistle," dated April 2025, is hereby adopted by reference and shall apply to the control of Canada thistle in Kansas.

(h) The Kansas department of agriculture's document titled "official control methods for leafy spurge," dated April 2025, is hereby adopted by reference and shall apply to the control of leafy spurge in Kansas.

(i) The Kansas department of agriculture's document titled "official control methods for quackgrass," dated April 2025, is hereby adopted by reference and shall apply to the control of quackgrass in Kansas.

(j) The Kansas department of agriculture's document titled "official control methods for kudzu," dated April 2025, is hereby adopted by reference and shall apply to the control of kudzu in Kansas.

(k) The Kansas department of agriculture's document titled "official control methods for sericea lespedeza," dated April 2025, is hereby adopted by reference and shall apply to the control of sericea lespedeza in Kansas.

(l) The Kansas department of agriculture's document titled "official control methods for spotted knapweed," dated April 2025, is hereby adopted by reference and shall apply to the control of spotted knapweed in Kansas.

(m) The Kansas department of agriculture's document titled "official control methods for diffuse knapweed," dated April 2025, is hereby adopted by reference and shall apply to the control of diffuse knapweed in Kansas.

(n) The Kansas department of agriculture's document titled "official control methods for Amur honeysuckle," April 2025, is hereby adopted by reference and shall apply to the control of Amur honeysuckle in Kansas.

(o) The Kansas department of agriculture's document titled "official control methods for common teasel," April 2025, is hereby adopted by reference and shall apply to the control of common teasel in Kansas.

(p) The Kansas department of agriculture's document titled "official control methods for cutleaf teasel," April 2025, is hereby adopted by reference and shall apply to the control of cutleaf teasel in Kansas. (Authorized by and implementing K.S.A. 2-1315; effective May 1, 1988; amended Jan. 22, 1990; amended June 1, 1992; amended Oct. 27, 2000; amended Aug. 6, 2004; amended, T-4-5-20-05, May 20, 2005; amended, T-4-3-29-06, March 29, 2006; amended April 27, 2007; amended March 26, 2021; amended May 15, 2026.)

**4-8-28.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Jan. 25, 1993; amended Sept. 27, 1993; amended Oct. 27, 2000; amended Aug. 6, 2004; amended April 27, 2007; amended March 26, 2021; revoked May 15, 2026.)

**4-8-29.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Oct. 27, 2000; amended Aug. 6, 2004; amended April 27, 2007; amended March 26, 2021; revoked May 15, 2026.)

**4-8-30.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Oct. 21, 1991; amended Aug. 6, 2004; amended April 27, 2007; amended March 26, 2021; revoked May 15, 2026.)

**4-8-31.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Aug. 6, 2004; amended April 27, 2007; amended March 26, 2021; revoked May 15, 2026.)

**4-8-32.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Sept. 27, 1993; amended Oct. 27, 2000; amended Aug. 6, 2004; amended March 26, 2021; revoked May 15, 2026.)

**4-8-33.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Jan. 25, 1993; amended Aug. 6, 2004; amended, T-4-3-29-06, March 29, 2006; amended April 27, 2007; amended March 26, 2021; revoked May 15, 2026.)

**4-8-34.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Oct. 29, 1990; amended Oct. 27, 2000; amended Aug. 6, 2004; amended, T-4-5-20-05, May 20, 2005; amended, T-4-3-29-06, March 29, 2006; amended April 27, 2007; amended March 26, 2021; revoked May 15, 2026.)

**4-8-35.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Aug. 6, 2004; amended April 27, 2007; amended March 26, 2021; revoked May 15, 2026.)

**4-8-36.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Aug. 6, 2004; amended March 26, 2021; revoked May 15, 2026.)

**4-8-37.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Aug. 6, 2004; amended March 26, 2021; revoked May 15, 2026.)

**4-8-40.** (Authorized by and implementing K.S.A. 2019 Supp. 2-1315; effective May 1, 1988; amended Jan. 1, 1989; amended Oct. 29, 1990; amended Oct. 21, 1991; amended Jan. 25, 1993; amended, T-4-5-27-04, May 27, 2004; amended Aug. 6, 2004; amended March 26, 2021; revoked May 15, 2026.)

**4-8-44. Designation of noxious weeds.** (a) Pursuant to K.S.A. 2-1314 and amendments thereto, the weeds designated noxious by the secretary shall be placed in the following categories:

(1) Category A noxious weeds, which are weed species that are generally not found in the state or that are found limited in distribution throughout the state;

(2) category B noxious weeds, which are weed species with discrete distributions throughout the state; and

(3) category C noxious weeds, which are weed species that are well established within the state and known to exist in larger or more extensive populations in the state.

(b) Category A noxious weeds shall be subject to control efforts directed at excluding the noxious weeds from the state or eradicating the population of noxious weeds wherever detected statewide, in order to protect neighboring lands and the state as a whole. Category A noxious weeds shall include the following:

(1) Hoary cress, *Lepidium draba*;

(2) leafy spurge, *Euphorbia virgata*;

(3) quackgrass, *Elymus repens*;

(4) Russian knapweed, *Rhaponticum repens*;

(5) kudzu, *Pueraria montana* variety *lobata*;

(6) spotted knapweed, *Centaurea stoebe*; and

(7) diffuse knapweed, *Centaurea diffusa*.

(c) Category B noxious weeds shall be subject to control wherever populations have become established within the state and subject to control efforts directed at eradication wherever populations are not established. Category B noxious weeds shall include the following:

(1) Canada thistle, *Cirsium arvense*;

(2) common teasel, *Dipsacus fullonum*; and

(3) cutleaf teasel, *Dipsacus laciniatus*.

(d) New populations of category C noxious weeds shall be subject to control efforts directed at reducing or eradicating those populations. Known and established populations of category C noxious weeds shall be managed by any approved control method. Category C noxious weeds shall include the following:

(1) Field bindweed, *Convolvulus arvensis*;

(2) musk thistle, *Carduus nutans*;

(3) sericea lespedeza, *Lespedeza cuneata*;

(4) Johnsongrass, *Sorghum halepense*;

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(5) bur ragweed, *Ambrosia grayii*; and

(6) amur honeysuckle, *Lonicera maackii*.

(e) Any county, city, township, or district weed supervisor or any official of another government agency may require the most stringent control measures specified in this regulation for any noxious weed, regardless of the category in which this regulation places that noxious weed, if the county, city, township, or district weed supervisor or government agency official determines that it is necessary to do so based on the results of the survey provided pursuant to K.S.A. 2-1316, and amendments thereto. (Authorized by and implementing K.S.A. 2-1314 and 2-1315; effective March 26, 2021; amended May 15, 2026.)

Michael Beam  
Secretary  
Kansas Department of Agriculture

Doc. No. 054120

## Index to Administrative Regulations

This index lists in numerical order the new, amended, and revoked administrative regulations with a future effective date and the Kansas Register issue in which the regulation can be found. A complete listing and the complete text of all currently effective regulations required to be published in the Kansas Administrative Regulations can be found at [https://www.sos.ks.gov/publications/pubs\\_kar.aspx](https://www.sos.ks.gov/publications/pubs_kar.aspx).

### AGENCY 82: KANSAS CORPORATION COMMISSION

Reg. No.	Action	Register
82-4-1	Amended (T)	V. 45, Issue 17

### 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. A list of regulations filed from 2024 through 2025, can be found in the Vol. 44, No. 52, December 25, 2025 Kansas Register.

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111-401-263	New	V. 45, Issue 12
111-401-264	New	V. 45, Issue 12

## AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

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115-7-1	Amended	V. 45, Issue 17
115-7-4	Amended	V. 45, Issue 17
115-7-10	Amended	V. 45, Issue 17
115-18-8	Amended	V. 45, Issue 17

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## **Register Office:**

Docking State Office Building  
915 SW Harrison Street  
Topeka, KS 66612  
785-368-8095  
[kansasregister@ks.gov](mailto:kansasregister@ks.gov)

## **Published by**

Scott Schwab  
Secretary of State  
Docking State Office Building  
915 SW Harrison Street  
Topeka, KS 66612  
785-296-4564  
<https://www.sos.ks.gov>