

IDENTIFYING THE RULE AND REGULATION							PURPOSE	NECESSITY			TIES TO FEDERAL PROGRAMS					POTENTIAL FOR REVOCATION			INFORMATION
Number	Article Title	Rule and Regulation Title	Type (new, amended)	Effective Date (history)	Authorizing KSA(s)	Implementing KSA(s)	Briefly describe the public purpose of the rule and regulation.	Is the rule and regulation necessary for the implementation and administration of state law, or could it be revoked?	Does the rule and regulation serve an identifiable public purpose in support of state law?	Is the rule and regulation broader than necessary to meet its public purpose?	Is the rule and regulation federally required for state participation in a federal program or authority?	Is the rule and regulation necessary for federal delegation of enforcement authority to the State?	If the rule and regulation is federally required, the state and federal program names and the federal agency name	Could federal moneys be in jeopardy under current law if the rule and regulation were repealed?	If federal moneys could be in jeopardy, the approximate amount received for the most recent fiscal year	Briefly describe how revocation would affect Kansans.	If the rule and regulation is not in active use, would revocation require a change to the authorizing or implementing statute?	If the rule and regulation is not in active use and revocation would require a change to the authorizing or implementing statute, which change(s)?	Additional information necessary to understanding the necessity of this rule and regulation
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98-1-1	Article 1.-Definitions	Definitions	Amended	Aug. 30, 2013	2012 Supp. 82a-220, K.S.A. 82a-923, K.S.A. 82a-1319, K.S.A. 82a-1345, K.S.A. 82a-1403, K.S.A. 2012 Supp. 82a-2324	2012 Supp. 82a-220, K.S.A. 82a-923, K.S.A. 82a-1319, K.S.A. 82a-1345, K.S.A. 82a-1403, K.S.A. 2012 Supp. 82a-2324	Define terms used in regulations for the Kansas Water Office	necessary	Yes	No	No	No		No		Revocation would result in unclear and imprecise rules and regulations for the Kansas Water Office	In active use		
98-1-2	Article 1.-Definitions	Revoked																	
98-2-1	Article 2.-Public Hearings on the State Water Plan	Notice	Amended	Aug. 30, 2013	82a-923	82a-905	Establish process for notification of public hearing on the state water plan or any section of the state water plan	necessary	Yes	No	No	No		No		Kansans would be unaware of the opportunity for public comment on the state water plan or any section of the state water plan	In active use		
98-2-2	Article 2.-Public Hearings on the State Water Plan	Conduct of hearing	Amended	Aug. 30, 2013	82a-923	82a-905	Establish process of public hearing for the state water plan or any section of the state water plan	necessary	Yes	No	No	No		No		Public hearings on the state water plan would not have a consistent or clear process to submit public comment on the state water plan	In active use		
98-2-3	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-4	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-5	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-6	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-7	Article 2.-Public Hearings on the State Water Plan	Revoked																	
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98-2-10	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-11	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-12	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-13	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-14	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-15	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-16	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-17	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-18	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-19	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-2-20	Article 2.-Public Hearings on the State Water Plan	Revoked																	
98-3-1	Article 3.-Public Hearings on State Water Plan; Proposed Contracting Procedures (not in active use)□	Revoked																	
98-3-2	Article 3.-Public Hearings on State Water Plan; Proposed Contracting Procedures (not in active use)□	Revoked																	
98-3-3	Article 3.-Public Hearings on State Water Plan; Proposed Contracting Procedures (not in active use)□	Revoked																	
98-4-1	Article 4.-Weather Modification	Licenses	Amended	Aug. 30, 2013	82a-1403	2012 Supp. 82a-1405, K.S.A. 82a-1406, and K.S.A. 82a-1407	Establish process to authorize weather modification activity conducted to increase rainfall or suppress hail damage whether such activity is conducted not-for-profit, for profit, or purely for research	necessary	Yes	No	No	No		No		Kansans would be unable to implement weather modification projects.	Yes	Repealing of the statute	
98-4-2	Article 4.-Weather Modification	Permits	Amended	Aug. 30, 2013	82a-1403	82a-1406, K.S.A. 82a-1411, K.S.A. 82a-1415	Establish process to authorize weather modification activity conducted to increase rainfall or suppress hail damage whether such activity is conducted not-for-profit, for profit, or purely for research	necessary	Yes	No	No	No		No		Kansans would be unable to implement weather modification projects.	Yes	Repealing of the statute	

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98-4-3	Article 4.-Weather Modification	Evaluation of permit application	Amended	Aug. 30, 2013	82a-1403	82a-1406, K.S.A. 82a-1411, and K.S.A. 82a-1412	Establish process to authorize weather modification activity conducted to increase rainfall or suppress hail damage whether such activity is conducted not-for-profit, for profit, or purely for research	necessary	Yes	No	No	No		No		Kansans would be unable to implement weather modification projects.	Yes	Repealing of the statute	
98-4-4	Article 4.-Weather Modification	Reports	Amended	Aug. 30, 2013	82a-1403	82a-1417	Establish process to authorize weather modification activity conducted to increase rainfall or suppress hail damage whether such activity is conducted not-for-profit, for profit, or purely for research	necessary	Yes	No	No	No		No		Kansans would be unable to implement weather modification projects.	Yes	Repealing of the statute	
98-4-5	Article 4.-Weather Modification	Procedure for granting emergency permits	Amended	Aug. 30, 2013	82a-1403	82a-1414	Establish process to authorize weather modification activity conducted to increase rainfall or suppress hail damage whether such activity is conducted not-for-profit, for profit, or purely for research	necessary	Yes	No	No	No		No		Kansans would be unable to implement weather modification projects.	Yes	Repealing of the statute	
98-4-6	Article 4.-Weather Modification	Revoked																	
98-4-7	Article 4.-Weather Modification	Revoked																	
98-4-8	Article 4.-Weather Modification	Field operations	Amended	Aug. 30, 2013	82a-1403	82a-1412	Establish process to authorize weather modification activity conducted to increase rainfall or suppress hail damage whether such activity is conducted not-for-profit, for profit, or purely for research	necessary	Yes	No	No	No		No		Kansans would be unable to implement weather modification projects.	Yes	Repealing of the statute	
98-4-9	Article 4.-Weather Modification	Revoked																	
98-4-10	Article 4.-Weather Modification	Revoked																	
98-5-1	Article 5.-State Water Plan Storage	Revoked																	
98-5-2	Article 5.-State Water Plan Storage	Applications	Amended	Aug. 30, 2013	82a-1319	82a-1310a, K.S.A. 82a-1311a	Specify what must be included in each application to enter into a water purchase contract; Establish process for complete/eligible applications to be accepted and circumstances under which complete/eligible applications may be amended or extended.	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to meet the public water supply demands of thousands of Kansans.	In active use		
98-5-3	Article 5.-State Water Plan Storage	Request to negotiate	Amended	Aug. 30, 2013	82a-1319	82a-1305 and K.S.A. 82a-1311a	Establish process the Kansas Water Authority to authorize the Director of the Kansas Water Office to enter into negotiations for a written water purchase contract.	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to meet the public water supply demands of thousands of Kansans.	In active use		
98-5-4	Article 5.-State Water Plan Storage	Contract negotiation procedures	Amended	Aug. 30, 2013	82a-1319	82a-1305, K.S.A. 82a-1307, K.S.A. 82a-1311a, K.S.A. 82a-1312, and K.S.A. 82a-1316	Specify items applicant must submit to the Director of the Kansas Water Office before commencement of negotiations; Establish notification process	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to meet the public water supply demands of thousands of Kansans.	In active use		

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98-5-5	Article 5.-State Water Plan Storage	Assignment	Amended	Aug. 30, 2013	82a-1319	82a-1306	Specify provisions required in a water purchase contract	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to meet the public water supply demands of thousands of Kansans.	In active use		
98-5-6	Article 5.-State Water Plan Storage	Rate charged for water	Amended	Aug. 30, 2013	82a-1319	2012 Supp. 82a-1308a	Identify annual rate charged for water as established in statute	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to meet the public water supply demands of thousands of Kansans.	In active use		
98-5-7	Article 5.-State Water Plan Storage	Rate charged for surplus water	Amended	Aug. 30, 2013	82a-1319	82a-1305	Identify annual rate charged for surplus water as established in statute	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to meet the public water supply demands of thousands of Kansans.	In active use		
98-5-8	Article 5.-State Water Plan Storage	Contract provisions	Amended	Aug. 30, 2013	82a-1319	82a-1306	Declare that each contract for the sale of water supply shall be on a form specified by the Director of the Kansas Water Office and allow for amendment of standard contract by the Director	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to meet the public water supply demands of thousands of Kansans.	In active use		
98-5-9	Article 5.-State Water Plan Storage	Determination of reservoir yields through a drought with a two percent chance of occurrence in any one year	New	Aug. 30, 2013	82a-1319	82a-1305	Identify information used by the Director of the Kansas Water Office in determining the yield of a reservoir through a drought with a 2 percent chance of occurrence in any one year.	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to meet the public water supply demands of thousands of Kansans.	In active use		
98-6-1	Article 6.-Water Assurance Program	Revoked																	
98-6-2	Article 6.-Water Assurance Program	Contract authority	New	Sept. 4, 1989	1988 Supp. 82a-1345(e)	1988 Supp. 82a-1330 et seq.	Require that the Director of the Kansas Water Office enter into water assurance contracts with water assurance districts	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to contracted water assurance districts during drought conditions.	In active use		
98-6-3	Article 6.-Water Assurance Program	Contract negotiation procedures	Amended	Aug. 30, 2013	82a-1345	82a-1345 and 82a-1347	Establish process to establish a water assurance contract and conditions under which the Director of the Kansas Water Office shall approve a water assurance contract	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to contracted water assurance districts during drought conditions.	In active use		
98-6-4	Article 6.-Water Assurance Program	Calculation of charges	Amended	Aug. 30, 2013			Specify factors to be included in the calculation of the charges to be paid by the water assurance district	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to contracted water assurance districts during drought conditions.	In active use		
98-7-1	Article 7.-Lower Smoky Hill Water Supply Access Program	District formation	New	Aug. 30, 2013	2012 Supp. 82a-2324	2012 Supp. 82a-2304, K.S.A. 2012 Supp. 82a-2305	Identify information that must be included in application for membership to form the Lower Smoky Hill Water Supply Access District; Establish application review process and timeline	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to the Lower Smoky Hill Water Supply Access District during drought conditions.	In active use		
98-7-2	Article 7.-Lower Smoky Hill Water Supply Access Program	District membership after district formation	New	Aug. 30, 2013	2012 Supp. 82a-2324	2012 Supp. 82a-2305	Establish procedure to join district after Lower Smoky Hill Supply Access has been formed	necessary	No	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to the Lower Smoky Hill Water Supply Access District during drought conditions.	In active use		

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98-7-3	Article 7.-Lower Smoky Hill Water Supply Access Program	Special irrigation district; organization	New	Aug. 30, 2013	2012 Supp. 82a-2324	2012 Supp. 82a-2317	Identify information required in petition to form the special irrigation district; Establish process to review petition	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to the Lower Smoky Hill Water Supply Access District during drought conditions.	In active use			
98-7-4	Article 7.-Lower Smoky Hill Water Supply Access Program	Contract negotiation procedures	New	Aug. 30, 2013	2012 Supp. 82a-2324	2012 Supp. 82a-2302	Establish process for Lower Smoky Hill Water Supply Access District to enter into negotiations with the Director of the Kansas Water Office for water supply access storage contracts; Identify conditions under which a water supply access contract shall be approved by the Director of the Kansas Water Office	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to the Lower Smoky Hill Water Supply Access District during drought conditions.	In active use			
98-7-6	Article 7.-Lower Smoky Hill Water Supply Access Program	Calculation of charges by water supply access district	New	Aug. 30, 2013	2012 Supp. 82a-2324	2012 Supp. 82a-2324	Identify factors that must be included in the determination of the charges paid by the Lower Smoky Hill Water Supply Access District	necessary	Yes	No	No	No		No		Revocation would prevent the State of Kansas from supplying water to the Lower Smoky Hill Water Supply Access District during drought conditions.	In active use			
98-8-1	Article 8.-Easement Authority on Navigable Rivers	Application for easement	New	Aug. 30, 2013	2011 Supp. 82a-220	2011 Supp. 82a-220	Implementation of activities to assist with restoring, protecting, or rehabilitating the banks of the Arkansas, Kansas, or Missouri rivers from erosion	necessary	Yes	No	No	No		No		Cooperating landowners would be unable to implement conservation projects on land adjacent to or on state property along the banks of the Arkansas, Kansas, or Missouri rivers.	In active use			
98-8-2	Article 8.-Easement Authority on Navigable Rivers	Notice to county and other government agencies	New	Aug. 30, 2013	2011 Supp. 82a-220, as amended by L. 2012, ch. 140, sec. 133	2011 Supp. 82a-220, as amended by L. 2012, ch. 140, sec. 133	Implementation of activities to assist with restoring, protecting, or rehabilitating the banks of the Arkansas, Kansas, or Missouri rivers from erosion	necessary	Yes	No	No	No		No		Regulation specifies which municipalities and other government entities must receive notification of intent to grant easement. Without this regulation, Kansans would have reduced opportunity to provide comment before easement is approved.	In active use			
98-8-3	Article 8.-Easement Authority on Navigable Rivers	Review of notice of intent to grant easement	New	Aug. 30, 2013	2011 Supp. 82a-220, as amended by L. 2012, ch. 140, sec. 133	2011 Supp. 82a-220, as amended by L. 2012, ch. 140, sec. 133	Implementation of activities to assist with restoring, protecting, or rehabilitating the banks of the Arkansas, Kansas, or Missouri rivers from erosion	necessary	Yes	No	No	No		No		Regulation establishes process and timeline for review of public comments, notice of approval/disapproval, and opportunity for additional information to achieve approval. Without this regulation, cooperating landowners would have no reference to hold the state agency accountable to a reasonable timeline or option to provide additional information to achieve approval.	In active use			