

ADMINISTRATIVE/ REGULATORY



## OVERVIEW

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Headquartered in our Topeka office, the administrative and regulatory team is well-situated to handle matters before the various agencies located in the state capital. Foulston Siefkin lawyers bring to the table the knowledge, experience, and credibility necessary to help clients successfully resolve licensing issues, regulatory compliance disputes, and other problems arising from governmental regulations and procedures.

Administrative and regulatory team members represent oil and gas operators, electric and gas utilities, and telecommunication companies, emphasizing their practice on rate cases, regulatory permitting and compliance, and other proceedings before the Kansas Corporation Commission. Our lawyers also practice before other administrative agencies and represent clients seeking judicial review of administrative decisions.

## AREAS OF REPRESENTATION

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### Kansas Agencies

Foulston has represented clients before the following Kansas agencies:

- Governmental Ethics Commission
- Kansas Corporation Commission
- Kansas Department of Agriculture, Division of Water Resources
- Kansas Department of Health and Environment

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- Kansas Department of Revenue
- Kansas Department of Transportation
- Kansas Insurance Department
- Kansas Liquor Control Commission
- Kansas Racing and Gaming Commission
- Kansas State Board of Healing Arts
- Office of the State Banking Commissioner

## **Federal Agencies**

Foulston has represented clients before federal regulatory agencies such as the following:

- Equal Employment Opportunity Commission
- Federal Environmental Protection Agency
- United States Army Corps of Engineers
- United States Department of Fish and Wildlife

## **Administrative**

- Lobbying
- Government relations counsel, including bill drafting and testimony
- Strategy development, advocacy, and constituency development
- Public policy consulting
- Crisis management
- Contested case hearings
- Licenses
- Approvals
- Complaints
- Litigation and appeals
- Complex disputes
- Assist clients with the following:
  - Negotiating contracts and agreements with local, state, and federal governments
  - Complying with existing laws and regulations in daily operations
  - Developing and implementing corporate compliance programs
  - Investigating and resolving threatened administrative, civil, and criminal actions
  - Adversary proceedings as necessary to protect clients' business interests

## **General Litigation and Appellate Representation**

### **Telecommunications Industry**

Representation of providers before state regulatory commissions and courts involving:

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- Long distance competition, competing local exchange carriers, internet service providers, and interconnection agreements
- Routine certification and compliance issues
- Zoning, permitting, and real estate assistance

## Natural Gas, Water, and Electric Utilities

- Bankruptcy and reorganization of utilities
- Creation, acquisition, consolidation, and merging of utility companies
- Negotiation and preparation of agreements between utilities and agreements between utilities and their customers (including long-term power agreements, wheeling, inter-connection, and special rate agreements)
- Small power producer proceedings
- Conservation and demand side management proceedings
- Contested certification proceedings
- Investment by an equity partner and other financing issues
- Regulatory, tax, and other issues

Counsel in all aspects of rate cases:

- Rate base valuations
- Rate of return determinations
- Cost of service
- Temporary and permanent rates
- Rate structure and tariff design matters

## Healthcare

- Federal and state regulation of healthcare providers and payors
- Medicaid and Medicare reimbursement
- Managed care, hospital, and physician law
- Compliance
- Tax exemption
- Licensing
- Survey and certification enforcement disciplinary cases

## RELATED LINKS

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- Code of Federal Regulations
- Federal Register

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- Congressional Record
- U.S. House of Representatives
- U.S. Senate
- U.S. Dept. of Justice
- U.S. Code
- U.S. Copyright Office
- U.S. Business Advisory
- Federal Communications Commission
- Federal Trade Commission
- National Conference of State Legislatures
- Kansas Legislature Statutes
- State of Kansas Home Page
- Governor of Kansas
- Attorney General of Kansas
- Secretary of State of Kansas
- Kansas Legislative Branch
- Kansas Judicial Branch
- Department of Commerce
- Kansas Corporation Commission
- Department of Revenue
- Department of Administration
- Department of Agriculture
- Department of Children and Families
- Department of Education
- State Board of Education
- Kansas Board of Regents
- Department of Health and Environment
- Kansas State Board of Healing Arts
- Department of Labor
- Department of Labor: Kansas Job Services
- Department of Transportation
- Department of Wildlife and Parks
- State Conservation Commission
- Kansas Forest Service
- Kansas Department on Aging and Disability Services
- Department of Credit Unions
- Information Network of Kansas

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- Kansas Bureau of Investigation
- Department of Corrections
- Kansas Criminal Justice Information System
- Kansas Sentencing Commission
- Juvenile Justice Authority
- Kansas Highway Patrol
- Kansas Insurance Department
- Kansas Lottery
- Department of Agriculture Division of Animal Health
- Governmental Ethics Commission
- Kansas Commission on Disability Concerns
- Gallup Poll

## EXPERIENCE

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- Successfully participated in the creation and implementation of Kansas Natural Gas Pipeline Safety Rules and Regulations before the Kansas Corporation Commission and the Kansas Legislature.

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## ATTORNEYS/OTHER PROFESSIONALS

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