

# Kansas Register

Vol. 43, No. 17

April 25, 2024

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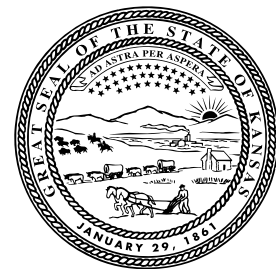
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The Kansas Register is an official publication of the state of Kansas, published by authority of K.S.A. 75-430. The Kansas Register is published weekly and a cumulative index is published annually by the Kansas Secretary of State.

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Current and back issues of the Kansas Register (HTML and PDF Format) can be found at <https://www.sos.ks.gov/publications/kansas-register.html>.

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1st Floor, Memorial Hall  
785-368-8095  
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Published by  
Scott Schwab  
Secretary of State  
1st Floor, Memorial Hall  
120 SW 10th Ave.  
Topeka, KS 66612-1594  
785-296-4564  
<https://www.sos.ks.gov>

Cover Artwork: Wheat Ready to Harvest  
Photo by Todd Caywood

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**House Bill 2690**, concerning emergency communication services; establishing the state 911 board; abolishing the 911 coordinating council; transferring the powers, duties and functions of the 911 coordinating council to the state 911 board; authorizing the board to appoint an executive director and other employees to carry out the powers, duties and functions of the board; abolishing the 911 operations fund, the 911 state grant fund and the 911 state fund and establishing the state 911 operations fund, the state 911 grant fund and the state 911 fund in the state treasury; authorizing governing bodies of cities or counties to contract for the provision of 911 PSAP services with another governing body of a PSAP; increasing the amount of 911 fee distributions to PSAPs and governing bodies ..... 478

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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 4-22-24 through 4-28-24**

<b>Term</b>	<b>Rate</b>
1-89 days	5.33%
3 months	5.31%
6 months	5.29%
12 months	5.14%
18 months	5.07%
2 years	4.94%

Joel Oliver  
Executive Director  
Chief Investment Officer  
Pooled Money Investment Board

Doc. No. 052069

**State of Kansas**

**Kansas Historical Society**

**Notice of Meeting**

The Kansas Historical Society will accept public comments regarding the 2024 round of Historic Preservation Fund grants at 9:00 a.m. Friday, May 31, 2024. Grant applicants and members of the public are welcome to comment about particular grant applications or the program in general to the grant review committee at that time. The public meeting will be held via Zoom hosted by the Kansas Historical Society in Topeka, Kansas. The link will be

posted on our website 14 days before the meeting and can be found at <https://www.kshs.org/14615>.

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

Patrick Zollner  
Executive Director  
Kansas Historical Society

Doc. No. 052083

**State of Kansas**

**Historic Sites Board of Review**

**Notice of Meeting**

The Kansas Historic Sites Board of Review will meet at 9:30 a.m. Saturday, June 1, 2024, via Zoom. We invite you to attend the meeting virtually, by phone, or in person. The meeting link will be posted on our website 14 days before the meeting and can be found at <https://www.kshs.org/14633>.

The Board will consider the following items:

- Historic Preservation Fund grant report
- Approval of minutes of February 3, 2024 meeting
- Consideration of Nominations to the National and State Registers (\* denotes properties within a Certified Local Government boundary)
  - Transcontinental Airway Beacon – Anthony, Harper County

(continued)

- Fort Dodge, Junior Officer and Commanding Officer Quarters – Fort Dodge, Ford County
- Wichita State University – Corbin Education Center – Wichita, Sedgwick County\*
- Tauy Baptist Church – Ottawa, Franklin County
- Prairie Oil and Gas Company Building – Independence, Montgomery County\*
- Ninth Street Missionary Baptist – Lawrence, Douglas County\*
- Pearl Opera House – Alta Vista, Wabaunsee County
- Sturdevant Hardware Building – Chanute, Neosho County
- Mount Vernon Cemetery – Atchison, Atchison County
- Consideration of Nominations to the State Register
  - McClellan Hotel – Wichita, Sedgwick County\*
  - Biles Brothers Block – Pittsburg, Crawford County

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

Patrick Zollner  
Executive Director  
Kansas Historical Society

Doc. No. 052082

## State of Kansas

### Advisory Committee on Trauma

#### Notice of Meeting

The Advisory Committee on Trauma (ACT) will meet from 9:00 a.m. to 2:00 p.m. Wednesday, May 1, 2024, at Stormont Vail Health 1500 SW 10th Ave., Topeka, Kansas. There will also be a virtual option. Please contact Wendy O'Hare at [Wendy.OHare@ks.gov](mailto:Wendy.OHare@ks.gov) for a meeting invitation (Zoom account not required) and/or for conference call-in information.

Janet Stanek  
Secretary  
Department of Health and Environment

Doc. No. 052071

## State of Kansas

### Wichita State University

#### Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to 1.22 acres of real property located on the northwest corner of the intersection of Fountain Avenue and 21st Street North, directly adjacent to the Wichita State University campus. This location would be designated for private development committed to supporting broadband infrastructure and

Internet exchanges. The university is interested in leasing such ground to any individual, organization, or entity whose presence would advance WSU's vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. WSU intends to lease such space for a mutually agreeable period of time, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with WSU's educational mission and identify anticipated benefits to the university, its students, and the surrounding community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, community benefit commitments, etc.), and must agree to the essential ground lease terms and restrictive covenants. Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU and the surrounding community, design concepts, financial stability, and proposed use. Interested tenants will be responsible for all costs associated with the development and ongoing maintenance costs of any improvements. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of the improvement, and benefit to WSU. WSU will consider serious offers and inquiries from any financially qualified individual, group, organization. If interested, please contact Property Manager Crystal Stegeman at [crystal.stegeman@wichita.edu](mailto:crystal.stegeman@wichita.edu). This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman  
University Property Manager  
Office of the Vice President for  
Administration and Finance  
Wichita State University

Doc. No. 051863

## State of Kansas

### Wichita State University

#### Notice of Intent to Lease Real Property

Public notice is hereby given that Wichita State University (WSU), directly or through its affiliate corporation Wichita State Innovation Alliance, Inc., intends to lease, subject to all required state approvals, up to four acres of real property located on the Wichita State University's campus designated as the "Innovation Campus," for the private development and operation of a partnership building or buildings. The university is interested in leasing such ground to any individual, organization, or entity whose presence on campus would advance the university's applied learning vision or its mission as an educational, cultural, and economic driver for Kansas and the greater public good. The university intends to lease such space for a mutually agreeable period of time up to sixty years, but extended terms and renewal options would be considered. Interested tenants must be willing to be a good fit with the university's educational mission and identify anticipated benefits to the university, its students, and the WSU community (i.e. applied learning, joint research, faculty start-up, WSU curriculum or program support, etc.), and must agree to the essential ground lease terms and restrictive covenants.

Interested tenants will be evaluated on: proposal terms, demonstrated benefit to WSU, design concepts, financial stability, and proposed use. Interested tenants will be required to construct adjacent and adequate surface parking that will not be included in the leased ground. Rental rate shall be based on fair market value and negotiable based on term of lease, purpose/use of building improvement, and benefit to the university. The university will consider serious offers and inquiries with detailed proposal terms from any financially qualified individual, group, organization. If interested, please contact Senior Vice President for Industry and Defense Programs, Dr. John Tomblin at [john.tomblin@wichita.edu](mailto:john.tomblin@wichita.edu) or Property Manager Crystal Stegeman at [crystal.stegeman@wichita.edu](mailto:crystal.stegeman@wichita.edu). This publication is being published pursuant to K.S.A. 75-430a(d), to the extent applicable.

Crystal Stegeman  
University Property Manager  
Office of the Vice President for  
Administration and Finance  
Wichita State University

Doc. No. 051864

## State of Kansas

### Department of Health and Environment

#### Notice Concerning Proposed Kansas Air Quality Construction Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality construction permit. Western Plains Energy, LLC has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300. Emissions of volatile organic compounds (VOC), particulate matter (PM), particulate matter with less than or equal to 10 microns in aerodynamic diameter (PM<sub>10</sub>), and particulate matter with less than or equal to 2.5 microns in aerodynamic diameter (PM<sub>2.5</sub>) were evaluated during the permit review process.

Western Plains Energy, LLC, 3022 County Road 18, Oakley, KS 67748, owns and operates an ethanol manufacturing facility located at 3022 County Road 18, Oakley, Gove County, KS 67748, at which concrete storage bins, a baghouse, conveyors, and other grain transfer equipment are to be installed.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review from the date of publication during normal business hours at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Northwest District Office, 2301 E. 13th St., Hays, KS 67601-2651. To obtain or review the proposed permit and supporting documentation, contact Laura Chavira Molina, at the central office of KDHE at 785-296-1691, or Dan Wells at the Northwest District Office at 785-261-6100. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <http://www.kdheks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Laura Chavira Molina, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, May 27, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Laura Chavira Molina, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, May 27, 2024, in order for the Secretary of Health and Environment to consider the request.

The preceding notice refers to the air permit for Western Plains Energy, LLC located at 3022 County Road 18, Oakley, Gove County, KS 67748. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov). [El aviso anterior se refiere al permiso de aire para Western Plains Energy, LLC ubicado en 3022 County Road 18, Oakley, Gove County, KS 67748. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov).]

Janet Stanek  
Secretary

Department of Health and Environment

Doc. No. 052074

## State of Kansas

### Department of Health and Environment

#### Notice Concerning Proposed Kansas Air Quality Construction Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality construction permit. Evergy, Inc. – Gordon Evans Energy Center has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300. Emissions of volatile organic compounds (VOC), particulate matter (PM), particulate matter with less than or equal to 10 microns in aerodynamic diameter (PM<sub>10</sub>), particulate matter with less than or equal to 2.5 microns in aerodynamic diameter (PM<sub>2.5</sub>), carbon monoxide (CO), oxides of nitrogen (NO<sub>x</sub>), oxides of sulfur (SO<sub>x</sub>), and hazardous air pollutants (HAPs) were evaluated during the permit review process.

Evergy, Inc. – Gordon Evans Energy Center, 818 S. Kansas, Topeka, KS 66601, owns and operates fossil fuel-fired power plant located at 6001 N. 151st St. W, Colwich, Sedgwick County, KS 67030, at which wet compression systems are to be added to two electric generating combustion turbines.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are

(continued)



available for public review from the date of publication during normal business hours at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the South Central District Office, 300 W. Douglas, Suite 700, Wichita, KS 67202-2921. To obtain or review the proposed permit and supporting documentation, contact Angel Gonzalez at the central office of KDHE at 785-296-1104, or Joshua Webb at the South Central District Office at 316-337-6042. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <http://www.kdheks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Angel Gonzalez, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, May 27, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Angel Gonzalez, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, May 27, 2024, in order for the Secretary of Health and Environment to consider the request.

The preceding notice refers to the air permit for Evergy, Inc. – Gordon Evans Energy Center located at 6001 N. 151st St. W, Colwich, Sedgwick County, KS 67030. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov). [El aviso anterior se refiere al permiso de aire para Evergy, Inc. – Gordon Evans Energy Center ubicado en 6001 N. 151st St. W, Colwich, Sedgwick County, KS 67030. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov).]

Janet Stanek  
Secretary

Department of Health and Environment

Doc. No. 052076

## State of Kansas

### Department of Health and Environment

#### Notice Concerning Proposed Kansas Air Quality Construction Permit

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality construction permit. Evergy, Inc. – West Gardner Generating Station has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300. Emissions of volatile organic compounds (VOC), particulate matter (PM), particulate matter with less than or equal to 10 microns in

aerodynamic diameter (PM<sub>10</sub>), particulate matter with less than or equal to 2.5 microns in aerodynamic diameter (PM<sub>2.5</sub>), carbon monoxide (CO), oxides of nitrogen (NO<sub>x</sub>), oxides of sulfur (SO<sub>x</sub>) were evaluated during the permit review process.

Evergy, Inc. – West Gardner Generating Station, 818 S. Kansas Ave., Topeka, KS 66601, owns and operates an electric power generation plant located at 18827 S. Dillie Rd., Edgerton, Johnson County, KS 66021, at which wet compression and fogging systems are to be added to four simple cycle combustion engines.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review from the date of publication during normal business hours at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the Johnson County Health and Environment District Office, 11811 S. Sunset, Suite 2700, Olathe, KS 66061. To obtain or review the proposed permit and supporting documentation, contact Angel Gonzalez at the central office of KDHE at 785-296-1104, or Rollin Sachs at the Johnson County Health and Environment District Office at 913-715-6939. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <http://www.kdheks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Angel Gonzalez, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, May 27, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Angel Gonzalez, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, May 27, 2024, in order for the Secretary of Health and Environment to consider the request.

The preceding notice refers to the air permit for Evergy, Inc. – West Gardner Generating Station located at 18827 S. Dillie Rd., Edgerton, Johnson County, KS 66021. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov). [El aviso anterior se refiere al permiso de aire para Evergy, Inc. – West Gardner Generating Station ubicado en 18827 S. Dillie Rd., Edgerton, Johnson County, KS 66021. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov).]

Janet Stanek  
Secretary

Department of Health and Environment

Doc. No. 052077

## State of Kansas

## Department of Health and Environment

## Notice Concerning Proposed Kansas Air Quality Class I Operating Permit Renewal

Notice is hereby given that the Kansas Department of Health and Environment (KDHE) is soliciting comments regarding a proposed air quality operating permit. Natural Gas Pipeline Company of America – Wilson Station #194 has applied for a Class I operating permit renewal in accordance with the provisions of K.A.R. 28-19-510 et al. The purpose of a Class I permit is to identify the sources and types of regulated air pollutants emitted from the facility; the emission limitations, standards, and requirements applicable to each source; and the monitoring, record keeping, and reporting requirements applicable to each source as of the effective date of permit issuance.

Natural Gas Pipeline Company of America – Wilson Station #194, 687 Deer Rd., Glasco, KS 67445, owns and operates natural gas transmission facility located at 155 5th St., Wilson, Ellsworth County, KS 67490.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process are available for public review during normal business hours of 8:00 a.m. to 5:00 p.m. at the KDHE, Bureau of Air (BOA), 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366 and at the North Central District Office, 3040 Enterprise Dr., Salina, KS 67401. To obtain or review the proposed permit and supporting documentation, contact Angel Gonzalez at the central office of KDHE at 785-296-1104, or Jessica Fair at the North Central District Office at 785-515-6706. The standard departmental cost will be assessed for any copies requested. The proposed permit, accompanied with supporting information, is available, free of charge, at the KDHE BOA Public Notice website at <http://www.kdheks.gov/413/Public-Notices>.

Please direct written comments or questions regarding the proposed permit to Angel Gonzalez, KDHE, BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received no later than 12:00 p.m. Monday, May 27, 2024.

A person may request a public hearing be held on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Angel Gonzalez, KDHE BOA, 1000 SW Jackson, Suite 310, Topeka, KS 66612-1366, no later than 12:00 p.m. Monday, May 27, 2024, in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency (EPA) has a 45-day review period, which will start concurrently with the public comment period, within which to object to the proposed permit. If the EPA has not objected in writing to the issuance of the permit within the 45-day review period, any person may petition the administrator of the EPA to review the permit. The 60-day public petition period will directly follow the EPA's 45-day review period. Interested parties may contact KDHE to determine if the EPA's 45-day review period has been waived.

Any such petition shall be based only on objections to the permit that were raised with reasonable specificity during the public comment period provided for in this notice, unless the petitioner demonstrates that it was impracticable to raise such objections within such period, or unless the grounds for such objection arose after such period. Contact Keith Johnson, U.S. EPA, Region 7, Air Permitting and Compliance Branch, 11201 Renner Blvd., Lenexa, KS 66219, phone 913-551-7960, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

The preceding notice refers to the air permit for Natural Gas Pipeline Company of America – Wilson Station #194 located at 155 5th St., Wilson, Ellsworth County, KS 67490. If you want more information or you have other questions, please contact the KDHE Non-Discrimination coordinator and call 785-296-5156 or send an email to: KDHE. [NonDiscrimination@ks.gov](mailto:NonDiscrimination@ks.gov). [El aviso anterior se refiere al permiso de aire para Natural Gas Pipeline Company of America – Wilson Station #194 ubicado en 155 5th St., Wilson, Ellsworth County, KS 67490. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación de KDHE y llame al 785-296-5156 o envíe un correo electrónico a: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov).]

Janet Stanek  
Secretary

Department of Health and Environment

Doc. No. 052075

## State of Kansas

## Department of Health and Environment

## Notice Concerning 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 Fed-

(continued)

eral del Sistema Nacional de Eliminación de Descargas de Contaminantes y un permiso de Control de Contaminación del Agua de Kansas, sujeto a ciertas condiciones, revocación y reemisión del permiso designado o terminación del permiso designado. Si desea obtener más información en español o tiene otras preguntas, por favor, comuníquese con el Coordinador de No Discriminación al 785-296-5156 o en: [KDHE.NonDiscrimination@ks.gov](mailto:KDHE.NonDiscrimination@ks.gov).

**Public Notice No. KS-AG-24-101/107**

**Pending Permits for Confined Feeding Facilities**

Name and Address of Applicant	Legal Description	Receiving Water
Flint Oak Jeff Oakes 2639 Quail Rd. Fall River, KS 67047	NE/4 of Section 15 T29S, R12E Elk County	Verdigris River Basin

Kansas Permit No. A-VEEK-K001

The proposed action is to modify and reissue an existing state permit for an expanding facility for 120 head (7.8 animal units) of dogs. This permit is being modified to close the existing lagoon and building a new kennel and lagoon to the west of the existing facility. There is no change in the permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
J-Six Enterprises, LLC - Smoky Hills 11513 S. Soderberg Rd. Falun, KS 67442	SW/4 of Section 30 & NW/4 of Section 31 T16S, R04W Saline County	Smoky Hill River Basin

Kansas Permit No. A-SHSA-C001  
Federal Permit No. KS0045489

The proposed action is to modify and reissue an existing State/NPDES permit for a facility for 6,000 head (6,000 animal units) of cattle weighing greater than 700 pounds and 3,000 head (1,500 animal units) of cattle weighing less than 700 pounds. This permit is being modified to propose the development of the area north of RCS 6 to be used for feed storage, manure storage, mortality composting, and burial of composted materials. An additional RCS 7 is proposed to be constructed to retain runoff from the area. There is no change in the permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Zimm's Feedlot Todd Zimmerman 1650 Avenue R Sterling, KS 67579	NE/4 of Section 34 T20S, R08W Rice County	Lower Arkansas River Basin

Kansas Permit No. A-ARRC-C003  
Federal Permit No. KS0086321

The proposed action is to reissue an existing NPDES permit for an existing facility for 3,600 head (3,600 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Nutrient Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Bekemeyer Enterprises, Inc. Glenn and Greg Bekemeyer 1624 16th Rd. Washington, KS 66968	NW/4 of Section 15 T03S, R03E Washington County	Big Blue River Basin

Kansas Permit No. A-BBWS-B006

The proposed action is to reissue an existing state permit for an existing facility for 950 head (950 animal units) of cattle weighing more than 700 pounds. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
Prairie Place Swine Marvin Bell 18269 Harveyville Rd. Harveyville, KS 66431	SW/4 of Section 03 T14S, R13E Wabaunsee County	Kansas River Basin

Kansas Permit No. A-KSWB-S010

The proposed action is to reissue an existing state permit for an existing facility for 650 head (260 animal units) of swine weighing more than 55 pounds and 2,780 head (278 animal units) of swine weighing 55 pounds or less; for a total of 538 animal units. There will be no change in the operation or permitted number of animal units from the previous permit. This facility has an approved Waste Management Plan on file with KDHE.

Name and Address of Applicant	Legal Description	Receiving Water
G-M Cattle 185 N. K-23 Hwy. Dighton, KS 67839	NE/4 of Section 36 T17S, R29W Lane County	Upper Arkansas River Basin

Kansas Permit No. A-UALE-B005

The proposed action is to reissue an existing state permit for an existing facility for 990 head (990 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.

Name and Address of Applicant	Legal Description	Receiving Water
Reeve Cattle Company, Inc. 5665 S Old Hwy. 83 Garden City, KS 67846	E/2 & NW/4 of Section 13 & SW/4 of Section 12 T25S, R33W Finney County	Upper Arkansas River Basin

Kansas Permit No. A-UAFI-C018  
Federal Permit No. KS0091731

The proposed action is to approve an update to the Nutrient Management Plan (NMP) received for this existing facility currently permitted for 58,000 head (58,000 animal units) of cattle weighing greater than 700 pounds. The facility's NMP was updated to include a change in the application rate limitation for their fields. Twelve fields have application rate limitations that for have become less restrictive than the previous NMP. There are no changes to the permit or in the permitted number of animal units. Only the updated portion of the Nutrient Management Plan is subject to comment.

**Public Notice No. KS-Q-24-053/065**

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
Great Lakes Polymer Technologies 100 Fabpro Way Kingman, KS 67068	Arkansas River via Ninnescah River (South Fork) via Drainage Ditch	Process Wastewater

Kansas Permit No. I-AR52-PO03  
Federal Permit No. KS0117838

Legal Description: NE¼, Section 5, Township 28S, Range 7W, Kingman County, Kansas

Location: [37.64187](#), [-98.10456](#)



The proposed action consists of reissuance of an existing Kansas/NPDES Water Pollution Control Permit for an existing facility. The factory produces polypropylene yarns and tape for twine, cordage, and concrete fiber reinforcement. There are two sources of process water: an on-site well (primary source) and city water (secondary source). Process water is used for direct contact quenching of hot filaments/tapes. The contact cooling water discharge from 11 lines along with a minimal amount of non-contact cooling water from various screen changers is commingled in a collection pit. There are also 5 other lines in the plant, but they do not use direct contact quench water. This permit contains limits for pH, total suspended solids, oil and grease, and biochemical oxygen demand.

Name and Address of Applicant	Receiving Stream	Type of Discharge
ICI Manufacturing 834 NE Maddison Ave. Topeka, KS 66608		Process Wastewater

Kansas Permit No. P-KS03-OO01  
Federal Permit No. KSP000115

The proposed action consists of reissuing the above referenced Pre-treatment permit. Only minor changes have been made to the permit. This facility prepares various types of steel parts for paint, using a phosphating chemical. Steel parts are processed in a wash bay. Outfall 001 consists of spent phosphating wastes that discharge to a drain in the floor in the wash bay, before the wastewater discharges to the City sanitary sewer.

Name and Address of Applicant	Receiving Stream	Type of Discharge
City of Miltonvale PO Box 248 Miltonvale, KS 67466	Chapman Creek	Treated Domestic

Kansas Permit No. M-SH27-OO01  
Federal Permit No. KS0021911

Legal Description: NW¼, SW¼, NW¼, Section 21, Township 8S, Range 1W, Cloud County, Kansas  
Location: 39.34524, -97.44395

Location: 39.34524, -97.44395

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

Name and Address of Applicant	Receiving Stream	Type of Discharge
Lawrence, City of PO Box 708 Lawrence, KS 66044	Wakarusa River	Treated Domestic

Kansas Permit No. M-KS31-OO03  
Federal Permit No. KS0099031

Legal Description: S½, NE¼, NW¼, Section 21, Township 13S, Range 20E, Douglas County, Kansas  
Location: 38.91094, -95.20077

Location: 38.91094, -95.20077

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: of head-works, perforated plate fine screens, vortex grit removal, 5.0 MG peak flow equalization basin, complete mix aeration BNR activated sludge process, final clarifiers, ultraviolet disinfection, effluent re-aeration, aerated sludge storage, sludge dewatering equipment. The existing facility is Phase 1 of three phases. The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, E. coli, and Chronic whole Effluent Toxicity. The permit contains monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Liberal, City of 324 N. Kansas Liberal, KS 67905-2199	Constructed Wetland Area via Unnamed Tributary via Cimarron River	Treated Domestic

Kansas Permit No. M-CI10-OO03  
Federal Permit No. KS010986

Legal Description: SW¼, SW¼, SW¼, Section 27, Township 34S, Range 33W, Seward County, Kansas  
Location: 37.05519, -100.90312

Location: 37.05519, -100.90312

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of an influent lift station, peak wet weather raw sewage diversion pump station, an extraneous flow basin/ lagoon cell, mechanical screens, grit removal system, Bio-denitro process activated sludge treatment basins, effluent filtration, an ultraviolet disinfection facility, and a sludge dewatering centrifuge. The facility receives wastewater from the National Beef Packing (NBP). The facility receives domestic wastewater from residential and commercial areas and industrial wastewater from local manufacturers. The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, E. coli, Nitrates + Nitrites, and Chronic Whole Effluent Toxicity. The permit contains monitoring for Total Phosphorus, Total Kjeldahl Nitrogen, Total Nitrogen, Chloride, and Selenium.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Herington, City of PO Box 31 Herington, KS 67449	Lyon Creek via Lime Creek	Treated Domestic

Kansas Permit No. M-SH17-OO01  
Federal Permit No. KS0022811

Legal Description: NE¼, NW¼, NW¼, Section 12, Township 16S, Range 4E, Dickinson County, Kansas  
Location: 38.68127, -96.94579

Location: 38.68127, -96.94579

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The Herington Wastewater Treatment Facility discharges to the Lyon Creek via Lime Creek (Kansas Surface Water Register, HUC 10260008-51). The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, Ammonia, and E. coli. The permit contains monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Garnett, City of PO Box H 131 W. 5th Ave. Garnett, KS 66032	South Fork Pottawatomie Creek via Unnamed Tributary	Treated Domestic

Kansas Permit No. M-MC13-OO03  
Federal Permit No. KS0096377

Legal Description: SW¼, SE¼, SE¼, Section 30, Township 20S, Range 20E, Anderson County, Kansas  
Location: 38.27410, -95.23506

Location: 38.27410, -95.23506

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a mechanical wastewater treatment plant consisting of: a bar screen, grit chamber, two activated sludge aeration basins, two final clarifiers, UV disinfection, peak wet weather flow basins, aerobic digestion, and vacuum sludge drying beds and belt press. The facility receives domestic wastewater from residential and commercial areas. Effluent flow is directed to the Ethanol plant when open. The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, pH, E. coli, and Dissolved Oxygen. The permit contains monitoring for Total Phosphorus, Nitrates + Nitrites, Total Kjeldahl Nitrogen, and Total Nitrogen.

(continued)

**Name and Address of Applicant      Receiving Stream      Type of Discharge**

Mound City, City of      Little Sugar Creek      Treated Domestic  
 PO Box 332  
 Mound City, KS 66056

Kansas Permit No. M-MC26-0001  
 Federal Permit No. KS0047503

Legal Description: SE¼, SE¼, SE¼, Section 6, Township 22S, Range 24E, Linn County, Kansas

Location: [38.15394, -94.80753](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. The total detention time at design flow is 125 days. The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli. This NPDES discharging lagoon wastewater treatment facility has been reviewed for eligibility for the MDV for ammonia and has been determined to be eligible. Eligibility was determined through analysis of the facility's highest attainable criteria (HAC) for ammonia. The ammonia effluent limit was determined on February 19, 2024 by calculating the 99th percentile ammonia value from the facility's discharge monitoring reports resulting in an ammonia limit of 7.8 mg/L for this facility.

**Name and Address of Applicant      Receiving Stream      Type of Discharge**

Moran, City of      Marmaton River      Treated Domestic  
 PO Box 188      via Unnamed  
 Moran, KS 66755-0188      Tributary

Kansas Permit No. M-MC25-0001  
 Federal Permit No. KS0047490

Legal Description: NE¼, SW¼, NE¼, Section 36, Township 24S, Range 20E, Allen County, Kansas

Location: [37.91746, -95.15679](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas and wastewater from a local meat processor. The total detention time at design flow is 124 days. The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli. This NPDES discharging lagoon wastewater treatment facility has been reviewed for eligibility for the MDV for ammonia and has been determined to be eligible. Eligibility was determined through analysis of the facility's highest attainable criteria (HAC) for ammonia. The ammonia effluent limit was determined on February 16, 2024 by calculating the 99th percentile ammonia value from the facility's discharge monitoring reports resulting in an ammonia limit of 6.2 mg/L for this facility.

**Name and Address of Applicant      Receiving Stream      Type of Discharge**

Pleasanton, City of      Marais des      Treated Domestic  
 1608 Laurel St.      Cygnes River  
 Pleasanton, KS 66075      via Muddy Creek

Kansas Permit No. M-MC35-0001  
 Federal Permit No. KS0116653

Legal Description: NE¼, SW¼, NE¼, Section 25, Township 21S, Range 24E, Linn County, Kansas

Location: [38.19216, -94.71948](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. The total detention time at

design flow is 130 days. The total detention time at design flow is 124 days. The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, E. coli, and Lead. This NPDES discharging lagoon wastewater treatment facility has been reviewed for eligibility for the MDV for ammonia and has been determined to be eligible. Eligibility was determined through analysis of the facility's highest attainable condition (HAC) for ammonia and an Economic Eligibility Determination (EED) that assessed the impact of the cost of a new mechanical facility to the community's rate payers. The ammonia effluent limit was determined on March 4, 2024 by calculating the 99th percentile ammonia value from the facility's discharge monitoring reports resulting in an ammonia limit of 11.7 mg/L for this facility.

**Name and Address of Applicant      Receiving Stream      Type of Discharge**

Unified School      Marais des      Treated Domestic  
 District No. 288      Cygnes River  
 3521 Ellis Rd.      via Pottawatomie  
 Richmond, KS 66080      Creek  
    via Sac Branch Creek  
    Via North Fork  
    Sack Branch Creek

Kansas Permit No. M-MC43-0002  
 Federal Permit No. KS0078891

Legal Description: NW¼, SW¼, SW¼, Section 22, Township 18S, Range 20E, Franklin County, Kansas

Location: [38.46595, -95.19311](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a two-cell wastewater stabilization lagoon system with a minimum of 150 days detention time. The facility receives domestic wastewater from a rural school. The permit contains limits for Biochemical Oxygen Demand, and Total Suspended Solids. The permit contains monitoring for pH, Ammonia, and E. coli. Has schedule of compliance to retain certified operator.

**Name and Address of Applicant      Receiving Stream      Type of Discharge**

Osage City, City of      Salt Creek      Treated Domestic  
 PO Box 250  
 Osage City, KS 66523

Kansas Permit No. M-MC29-0001  
 Federal Permit No. KS0022675

Legal Description: NE¼, SW¼ & NW¼, SE¼ all in Section 36, Township 16S, Range 14E Osage County, Kansas

Location: [38.61391, -95.81180](#)

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. The total detention time at design flow is 130 days. The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, E. coli, and Lead. This NPDES discharging lagoon wastewater treatment facility has been reviewed for eligibility for the MDV for ammonia and has been determined to be eligible. Eligibility was determined through analysis of the facility's highest attainable criteria (HAC) for ammonia. The ammonia effluent limit was determined on March 4, 2024 by calculating the 99th percentile ammonia value from the facility's discharge monitoring reports resulting in an ammonia limit of 11.7 mg/L for this facility.

**Name and Address of Applicant      Receiving Stream      Type of Discharge**

Melvorn, City of      Marais des      Treated Domestic  
 PO Box 116      Cygnes River  
 Melvorn, KS 66510      via Frog Creek  
    via Unnamed  
    Tributary



Kansas Permit No. M-MC23-0001  
Federal Permit No. KS0046027

Legal Description: SE¼, SE¼, SW¼, Section 3, Township 18S, Range 16E, Osage County, Kansas

Location: 38.50802, -95.63033

The proposed action consists of reissuance of a Kansas/NPDES Water Pollution Control permit for an existing facility. The existing facility is a three-cell wastewater stabilization lagoon system with a minimum of 120 days detention time. The facility receives domestic wastewater from residential and commercial areas. The permit contains limits for Biochemical Oxygen Demand, Total Suspended Solids, and Ammonia. The permit contains monitoring for pH, and E. coli. This NPDES discharging lagoon wastewater treatment facility has been reviewed for eligibility for the MDV for ammonia and has been determined to be eligible. Eligibility was determined through analysis of the facility's highest attainable criteria (HAC) for ammonia. The ammonia effluent limit was determined on February 14, 2024 by calculating the 99th percentile ammonia value from the facility's discharge monitoring reports resulting in an ammonia limit of 3.9 mg/L for this facility. However, due to anti-backsliding, the previous permit ammonia limit of 3.6 will be applied.

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 25, 2024, will be considered in the formulation of the final determination regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-24-101/107, KS-Q-24-053/065) and name of the applicant/permittee when preparing comments.

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

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

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

all other proposed permits or actions an appointment can be scheduled, or copies requested by contacting Jamie Packard, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612, telephone 785-296-4148 or email at [Jamie.Packard@ks.gov](mailto:Jamie.Packard@ks.gov). These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available at <http://www.kdhe.ks.gov/livestock>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Janet Stanek  
Secretary

Department of Health and Environment

Doc. No. 052078

## State of Kansas

### Department of Agriculture Division of Conservation

#### Notice to Contractors

Separate sealed bids for the construction of a watershed dam (Geiger Site) will be received by Marmaton Watershed District No. 102 until 4:00 p.m. May 16, 2024, at 1000 Promontory Dr., Box 4, Uniontown, Kansas, and then at said time and place publicly opened and read aloud.

Parties interested in bidding must contact Agricultural Engineering Associates for bidder prequalification prior to obtaining contract documents and/or bidding.

The contract documents may be examined at Agricultural Engineering Associates, 1000 Promontory Dr., Uniontown, Kansas during business hours. Copies of the contract documents may be obtained upon nonrefundable payment of \$25 per set. The phone number for the office is 620-756-1000.

A pre-bid conference will be held to review any questions on the anticipated construction. Interested contractors are invited to meet at the site entrance, 759 Kansas Road, ½ mile east of the intersection of Kansas Road and Highway 3 on the north side of Kansas Road, south of Uniontown, Kansas. The meeting will begin at 10:00 a.m. May 6, 2024. Attendance at the conference is not mandatory for bidding on this project.

For any questions pertaining to the project listed above, please contact Frank Young, Project Engineer at 785-756-1000 or [frank@agengineering.com](mailto:frank@agengineering.com).

Steve Frost  
Executive Director  
Division of Conservation  
Department of Agriculture

Doc. No. 052081

## 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/> (continued)

[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 non-responsive and not eligible for award consideration.

### Projects for the May 22, 2024 Letting

#### District One – Northeast

**Brown:** 36-7 KA-6948-01 – US-36, bridge #041 on 12th Street over US-36 highway and ramp located 1.01 miles west of US-73, and bridge #043 over Linden Road located 0.51 miles west of US-73, bridge repair. (State Funds)

**Doniphan:** 36-22 KA-6588-02 – US-36, beginning at the 4-lane/4-lane divide east to the Kansas/Missouri state line, guard fence, 4.3 miles. (State Funds)

**Jefferson:** 44 KA-6734-01 – K-900, bridge #048 over Perry Lake/Rock Creek at Perry Lake State Park, bridge repair. (State Funds)

**Osage:** 31-70 KA-7326-01 – K-31, beginning 0.2 miles west of the K-31/Melvorn Lake Parkway junction (K-31 off ramp) east and south to the K-31/I-35 junction, overlay, 7.2 miles. (State Funds)

**Shawnee:** 70-89 KA-6932-01 – I-70, bridge #039 on California Avenue over I-70 located at the California Avenue/I-70 junction in Topeka, bridge repair. (Federal Funds)

**Shawnee:** 4-89 KA-6933-01 – K-4, bridge #261 and #262 over US-40 located at the US-40/K-4 east junction, bridge repair. (Federal Funds)

**Shawnee:** 89 TE-0505-02 – A total of 10 locations connecting to Landon, Shunga and North Levee Trails, pedestrian and bicycle paths, 3.5 miles. (Federal Funds)

**Wyandotte:** 70-105 KA-6750-01 – I-70, bridge #029 over the Union Pacific Railroad located 0.60 miles west of the Missouri state line, bridge repair. (State Funds)

#### District Two – North Central

**Mitchell:** 24-62 KA-6437-01 – Cawker City, geometric improvements on US-24/K-9 from Oak Street to Elm Street, and on Oak Street from 9th Street to US-24/K-9, grading and surfacing, 0.4 miles. (Federal Funds)

**Statewide:** 106 KA-6861-01 – US-50, K-150 and K-177 in Marion, Chase, Harvey, Morris and Butler counties, signing. (State Funds)

#### District Three – Northwest

**Statewide:** 106 KA-7328-01 – Various locations in Cheyenne, Sherman, Wallace, Gove, Norton, Rooks, Thomas, Ellis, Smith and Osborne counties, milling. (State Funds)

#### District Four – Southeast

**Bourbon:** 69-6 KA-6738-03 – US-69, northbound lanes beginning at the US-69/US-54 south junction north to the Bourbon/Linn County line, guard fence, 13.6 miles. (State Funds)

**Bourbon:** 69-6 KA-6738-01 – US-69, northbound lanes beginning at the US-69/US-54 south junction north to the Bourbon/Linn County line, overlay, 13.6 miles. (Federal Funds)

**Cherokee:** 400-11 KA-2375-10 – US-400, from 4.2 miles east of the US-400/K-7 junction east 1.55 miles, grading and surfacing, 1.6 miles. (Federal Funds)

**Franklin:** 35-30 KA-6843-01 – I-35, sign structure located on south side of Neosho Road bridge over median of I-35; sign facing northbound traffic, signing. (State Funds)

**Linn:** 69-54 KA-6791-03 – US-69, northbound lanes beginning at the Bourbon/Linn County line north 12 miles, guard fence, 12.0 miles. (State Funds)

**Linn:** 69-54 KA-6791-01 – US-69, northbound lanes beginning at the Bourbon/Linn County line north 12 miles, overlay, 12.0 miles. (Federal Funds)

**Montgomery:** 75-63 KA-5699-01 – US-75, bridge #001 over Cheyenne Creek located 1.0 miles north of the US-166/US-75 south junction, bridge replacement. (Federal Funds)

#### District Five – South Central

**Butler:** 177-8 KA-6940-01 – K-177, bridge #125 over Durechen Creek located 7.75 miles north of US-54, and bridge #126 over the BNSF Railroad located 8.17 miles north of US-54, bridge repair. (State Funds)

**Comanche:** 1-17 KA-6603-01 – K-1, bridge #14 over Salt Fork Arkansas River located 7.43 miles north of the Oklahoma/Kansas state line, and bridge #015 over Salt Fork Arkansas River drainage located 7.54 miles north of the Oklahoma/Kansas state line, bridge repair. (State Funds)

**Cowley:** 77-18 KA-6766-01 – US-77, bridge #102 over BNSF Railroad/F Street located 0.42 miles north of the US-77B/US-77 south junction, bridge repair. (Federal Funds)

**Rice:** 56-80 KA-6455-01 – US-56, at two locations beginning 0.25 miles east of 10th Road east to 0.14 miles east of 11th Road, guard fence, 1.0 miles. (State Funds)



**Sumner:** 96 TE-0509-01 – 4th Avenue, from Merchant Street to Main Street; Logan Street from 4th Avenue to 7th Avenue; and around Watson Park, pedestrian and bicycle paths, 0.7 miles. (Federal Funds)

**Sumner:** 96 TE-0506-01 – North side of 16th Street, from A Street to Woodlawn Avenue, pedestrian and bicycle paths, 0.5 miles. (Federal Funds)

**Statewide:** 106 KA-6261-01 – US-400, US-54, US-77, K-254, K-196 and K-177 in Butler, Sedgwick, Cowley, Greenwood, Harvey and Marion counties, signing. (Federal Funds)

**District Six – Southwest**

**Statewide:** 106 KA-6264-01 – K-156, US-83, US-83B, US-50 and US-50B in Finney, Gray, Haskell and Scott counties, signing. (Federal Funds)

Calvin Reed  
Secretary

Department of Transportation

Doc. No. 052051

**State of Kansas**

**Board of Regents Universities**

**Notice to Bidders**

The universities of the Kansas Board of Regents encourage interested vendors to visit the various universities’ purchasing offices’ websites for a listing of all transactions, including construction projects, for which the universities’ purchasing offices, or one of the consortia commonly utilized by the universities, are seeking information, competitive bids, or proposals. The referenced construction projects may include project delivery construction procurement act projects pursuant to K.S.A. 76-7,125 et seq.

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

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

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

**Pittsburg State University** – Bid postings: <https://www.pittstate.edu/office/purchasing>. Additional contact info: phone: 620-235-4167, email: [swburke@pittstate.edu](mailto:swburke@pittstate.edu). Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762.

**University of Kansas** – Electronic bid postings: <http://www.procurement.ku.edu/>. The University of Kansas exclusively uses the online eBid tool and will no longer accept paper responses unless otherwise specified in a solicitation. Additional contact information, email: [purchasing@ku.edu](mailto:purchasing@ku.edu). Mailing address: University of Kansas, Procurement Department, 1246 W. Campus Road Room 20, Lawrence, KS 66045.

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

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

Chris Robinson  
Director

Purchasing and Contract Services  
Kansas State University

Doc. No. 051386

**State of Kansas**

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

**Notice to Bidders**

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

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

05/07/2024	EVT0009689	Variable Frequency and Property Management – OFPM
05/17/2024	EVT0009678	Consultant Services – KDC
05/22/2024	EVT0009679	Mandated Reporter Training – DCF
05/22/2024	EVT0009693	Banking Services Centralized Payment Center – Judicial Administration
05/27/2024	EVT0009685	Commerce Community Development Block Grant; Community Facilities – KDC

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):

(continued)

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

05/09/2024 A-014859 Fire Station, Administration and Special Services; Eyebrow Reroof – Osawatomie State Hospital

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

Todd Herman  
Director

Office of Procurement and Contracts  
Department of Administration

Doc. No. 052088

## State of Kansas

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

#### Notice to Bidders

Notice is hereby given for the receipt of subcontractor bids for the A-014699 KSU Global Center for Grain and Food Innovation (GCGFI) –“Original Contract Documents – Bid Package 3.” This project is being delivered using procedures established under the Kansas alternate project delivery building construction procurement act (K.S.A. 75-37, 141 es seq.) for Kansas State University. The Whiting-Turner Contracting Company is the construction manager. Contact person is Matt Jones at [matt.jones@whiting-turner.com](mailto:matt.jones@whiting-turner.com), phone 785-493-5407.

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

- 03A – Structural Concrete
- 05A – Structural Steel
- 31B – Deep Foundations

Bids will be received until 2:00 p.m. (Central Time) Monday, May 9, 2024, via electronic sealed bid submission utilizing BuildingConnected.

All bidders should advise of their intent to bid on BuildingConnected, I.e. Undecided, Bidding, and Not Bidding. All bid documents, sample contracts, contract exhibits, insurance requirements, scopes of work, schedule, logistics plans, messages, addenda, notices of changes, notice of change of bid date, etc. will be communicated through BuildingConnected at The Whiting-Turner Contracting Company’s public plan room at <https://app.buildingconnected.com/public/5430e8255cdc2e0300ddf357>.

All bidders must prequalify through The Whiting-Turner Contracting Company via a secure online system called TradeTapp, to administer the prequalification process. For bidders who are not prequalified, email Matt Jones at [matt.jones@whiting-turner.com](mailto:matt.jones@whiting-turner.com) to request an invitation to TradeTapp.

A copy of the bid documents will be available for review at BuildingConnected.

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

Doc. No. 052085

(Published in the Kansas Register April 25, 2024.)

## City of Overland Park, Kansas

### Notice to Bidders

Bids for downtown Overland Park wayfinding signage (Overland Park Project No. ST-2542, KDOT Project No. 46 N 0744-01) will be received by the City of Overland Park, Kansas, online through QuestCDN until 2:00 p.m. (Central Time) May 28, 2024. At that time all bids will be publicly opened and read aloud in the City Council Chamber, City Hall. Any bid received after the designated closing time will not be accepted.

In order to be considered a qualified bidder, the online bid must be completed and submitted, all addenda acknowledged, all KDOT Certifications uploaded to the site, and a copy of the bid bond or Surety2000 authorization code uploaded to the site.

The prime contractor selected to perform the work, shall be on KDOT’s latest qualification list for class of work. Contractors desiring the contract documents for use in preparing bids may obtain a set of such documents from QuestCDN. Bid documents can be downloaded electronically for a non-refundable fee of \$20 by providing QuestCDN Project Number 8997103 on the Project Search Page on the QuestCDN website at <http://www.questcdn.com>. You can contact QuestCDN at 1-952-233-1632 or [info@questcdn.com](mailto:info@questcdn.com) for assistance with membership registration, downloading, electronic bidding and working with digital documents. For questions regarding the bid documents or for project information, please call Brian Geiger at 913-895-6020.

No oral, facsimile, or telephonic bids or alterations will be considered.

The following KDOT Certifications must be signed and submitted through QuestCDN at the time bids are submitted:

- Certification for e-Bid
- Certification – Noncollusion and History of Debarment
- Declaration – Limitations on Use of Federal Funds for Lobbying
- Required Contract Provision – DBE Contract Goal
- Certification–Contractual Services with a Current Legislator or a Current Legislator’s Firm
- Tax Clearance Certificate

Each bidder shall submit with its bid a PDF copy of the original bid bond in an amount of not less than five percent (5%) of the total bid, or the bidder may choose to provide a bid bond authorization code provided to them by Surety2000, which the bidder shall keep in effect until the city gives written notice that it may be released. If the bidder provides a PDF copy of a bid bond, the original must be provided to the city after the bid opening and by the end of business of the second business day after the bid opening. The bid security shall be retained by the City of Overland Park until a contract for the project has been executed. Bid bonds will be returned or written notice of release will be given to the unsuccessful bidders, with the exception of the second qualifying bidder, at such time as their bids are rejected. In the event the successful bidder is unable to execute the contract, for whatever reason, the



city may exercise its legal prerogatives, including, but not limited to, enforcement of its rights as to the bid security.

The city reserves the right to accept or reject any and all bids and to waive any technicalities or irregularities therein. Bids may be modified or withdrawn through the QuestCDN site, prior to the time and date for bid opening; provided, however, that no bidder may withdraw its bid for a period of thirty (30) days from the date set for the opening thereof. All bidders agree that rejection shall create no liability on the part of the city because of such rejection. It is understood by all bidders that an unsuccessful bidder has no cause of action against the city for bid preparation costs. The filing of any bid in response to this invitation shall constitute an agreement of the bidder to these conditions.

A pre-bid conference will be held virtually at 10:30 a.m. Tuesday, May 14, 2024, at <https://meet.google.com/eqh-hwhc-pir> and by phone at 570-719-2034, Meeting Pin 995103959#.

Alisha Holcomb  
Contract Specialist  
Public Works Department  
City of Overland Park, Kansas

Doc. No. 052073

(Published in the Kansas Register April 25, 2024.)

**True Holiness Family Church**

**Notice to Bidders**

Request for bids for the installation of a discretionary access control system will be accepted by True Holiness Family Church until 5:00 p.m. (Central Time) April 29, 2024, at 1244 SE Republican Ave., Topeka, KS 66607, at which time they will be publicly opened and read aloud at the same address. Copies of the Request for Bid and project specifications can be accessed by contacting Patrice Newton at 785-408-4916 or [patrice.newton40@yahoo.com](mailto:patrice.newton40@yahoo.com). Estimated project value \$5,000.

Patrice Newton  
785-408-4916  
[patrice.newton40@yahoo.com](mailto:patrice.newton40@yahoo.com)

Doc. No. 052046

(Published in the Kansas Register April 25, 2024.)

**True Holiness Family Church**

**Notice to Bidders**

Request for bids for the installation of two exterior doors will be accepted by True Holiness Family Church until 5:00 p.m. (Central Time) April 29, 2024, at 1244 SE Republican Ave., Topeka, KS 66607, at which time they will be publicly opened and read aloud at the same address. Copies of the Request for Bid and project specifications can be accessed by contacting Patrice Newton at 785-408-4916 or [patrice.newton40@yahoo.com](mailto:patrice.newton40@yahoo.com). Estimated project value 10,000.

Patrice Newton  
785-408-4916  
[patrice.newton40@yahoo.com](mailto:patrice.newton40@yahoo.com)

Doc. No. 052047

(Published in the Kansas Register April 25, 2024.)

**True Holiness Family Church**

**Notice to Bidders**

Request for bids for the installation of an exterior lighting system project will be accepted by True Holiness Family Church until 5:00 p.m. (Central Time) April 29, 2024, at 1244 Se Republican Ave., Topeka, KS 66607, at which time they will be publicly opened and read aloud at the same address. Copies of the Request for Bid and project specifications can be accessed by contacting Patrice Newton at 785-408-4916 or [patrice.newton40@yahoo.com](mailto:patrice.newton40@yahoo.com). Estimated project value \$4,000.

Patrice Newton  
785-408-4916  
[patrice.newton40@yahoo.com](mailto:patrice.newton40@yahoo.com)

Doc. No. 052048

(Published in the Kansas Register April 25, 2024.)

**Garden City Western Railway**

**Notice to Bidders**

This notice is to advertise the letting of the Garden City Western Railway (GCWR) rehabilitation project as shown in Kansas Grant Agreement 110-23, 28 RA-8021-23, Article IV, Paragraph 3a.

The work of this project is to install 3,700 feet of 100+ pound rail, 1,500 new cross ties, 600 tons of track ballast, surface two miles of track, and rehabilitate the road crossing surface at St. John Street in Garden City, Kansas.

Bidders are to carefully examine the drawings and specifications and make themselves familiar with the work as well as the federal regulations required.

Bids will be received electronically from qualified bidders until 4:00 p.m. (Eastern Time) April 19, 2024, at [PR-PM@wabtec.com](mailto:PR-PM@wabtec.com) with copy to [derek.metts@patriotrail.com](mailto:derek.metts@patriotrail.com). Bidders should familiarize themselves with the scope requirements and be qualified under Federal Railroad Administration (FRA) regulations CFR Part 213 & CFR Part 214 at a minimum to accomplish this work.

The bidder shall furnish bonds covering the performance and payment of all obligations arising thereunder for the value of the contract work. Bonds may be secured through the bidder's usual sources. The cost shall be included in the bid. The contract has minimum commercial liability insurance limits, however the GCWR required \$5M-\$10M CGL limits. The bidder shall deliver the required bonds and certificates of insurance (COI) to the owner with the executed contracts.

All requisite permits, applicable taxes and other ancillary costs should be calculated and included in the bid pricing.

Interested bidders can request the bid document package by email at [PR-PM@wabtec.com](mailto:PR-PM@wabtec.com) with copy to [derek.metts@patriotrail.com](mailto:derek.metts@patriotrail.com).

Derek Metts  
Public Projects Engineer  
Patriot Rail

Doc. No. 052052

(Published in the Kansas Register April 25, 2024.)

## Hutchinson Transportation, Inc.

### Request for Proposals

Interested parties are invited to submit a proposal to complete the below scope of repairs for the proposed Hutchinson Transportation, Inc. project.

#### Scope of Work

Hutchinson Transportation, Inc. track rehabilitation at Hutchinson, Kansas. Provide all necessary labor, equipment, and logistical services to supply all materials called for; complete all rehab and track construction work, ties, ballast, etc.

Any pre-existing rail, ties, or OTM that is removed must be removed and disposed of according to all local, state, and federal regulations.

Additional details concerning the scope of work needing to be done with each portion of the pre-bid meeting.

#### Minimum Requirements

##### MSA and Roadway Worker Protection

- Contractors shall comply with all parts of 49 CFR Part 214 and 219 regarding FRA Roadway Workers Safety at all times. Men/Women and equipment shall remain clear of the tracks unless they have gained Roadway Worker Protection from a qualified person.
- Contractor, contractor employees, agents, and/or subcontractors must be enrolled and comply with the FRA 219 approved drug testing program.
- Any subcontracted work will need to be approved prior to any work starting.

#### Work Windows

Impact to current railroad operations must be kept to a minimum. When work must take place that causes an active track to be taken out of service for the purpose of performing work that the pertains to the project, the contractor must pre-arrange a defined work window with Hutchinson Transportation, Inc. Contractor can anticipate a minimum work window of eight hours with no more than one scheduled of interruption in that time frame between the hours of 7:00 a.m. – 5:00 p.m. The topic will be further discussed and clarified during the pre-proposal meeting.

#### Standards

All standards referenced by the project plans and specifications, as well as all applicable AREMA standards, must be upheld during all phases of the project work, unless certain standards from the project with written approval.

#### Submittals

The following documents shall be submitted by the contractor as part of the project, at the times listed:

1. Scheule of Work – Submitted with proposal.
2. Certification of Insurance – Submitted prior to construction.
3. Safety Plan – Submitted prior to construction.
4. Proof of Roadway Worker Training–Submitted prior to construction.
5. Rail testing (if AREMA #1 Rail is used) – Submitted prior to construction.

#### Other Responsibilities

1. Permits – Contractor is responsible for all federal, state, and local permits required for the work.
2. Utilities – Contractor is responsible to locate and protect such utilities.
3. Site Clean-up – Contractor is responsible for proper site restoration and proper disposal of materials removed in accordance with all local, state, and federal laws.

#### Insurance

Contractor shall purchase required coverage and submit for verification a Certificate of Insurance.

#### Materials

All materials shall meet the requirements found on the project plans and/or specifications as well as applicable AREMA requirements. Material storage is granted on railroad right of way to the contractor. However, no materials shall be stored closer than 15 feet from the centerline of any active track at any time. Material and equipment laydown areas and reclaimed materials stockpiling locations shall be discussed and further clarified at the pre-proposal meeting.

#### Non-Project Areas

Hutchinson Transportation, Inc. has secured access to the project through the railroad right of way. Other access may be obtained by the contractor If he so chooses. All areas (public, private, and railroad right of way) that are used for access to the project, including parts of the railroad right of way which have no proposed work, shall be maintained and/or remediated, incidental to the project, by the contractor to the satisfaction of the property owner if any damage to these areas occurs.

#### Pre-Proposal Meeting

Hutchinson Transportation, Inc. shall hold a pre-proposal meeting at the project site at 10:00 a.m. May 21, 2024, at Hutchinson Transportation, Inc., 3424 E. Ave. G, Hutchinson, KS 67501. Contractors are required to be present at this meeting to submit a proposal or their proposal can be rejected.

#### Project Completion

All work pertaining to this project shall be completed by October 30, 2024. Failure to complete work by October 30, 2024, may result in contractor's removal from the property or charges of \$500/day until completed to satisfaction.

#### Submission of a Proposal

All proposals must be submitted no later than June 21, 2024. All submitted proposals shall be reviewed by Jim Barta. Please ensure your proposal includes all required information. All incomplete proposals shall be rejected.

Contractors who wish to submit a proposal must attend the pre-proposal meeting. The structure of your proposal must be able to be clearly understood, all proposals shall provide the following line items and required costs as required below:

1. Provide a total sum of all line items on the proposal.
2. Mobilization and demobilization – Lump sum, including freight/material delivery costs.
3. Material costs (by material, i.e., crossties, ballast, OTM, etc.).



4. Labor costs.
5. Tamp and regulate.
6. Clean up work site to completion.

### Work Reporting

Daily work reports must be filled out and submitted to Jim Barta, Hutchinson Transpiration, Inc., phone 620-474-2816, email [jim.barta@hutchsalt.com](mailto:jim.barta@hutchsalt.com). Weekly reports should include updates to project schedules, any delays, or changes in the scope of work. A detailed summary report must be submitted at the completion of the project. Daily Reporting shall consist of daily progress reports emailed to Jim Barta.

Jim Barta  
Project Manager  
Hutchinson Transportation, Inc.

Doc. No. 052070

(Published in the Kansas Register April 25, 2024.)

## Midway Co-op Association

### Request for Proposals

Interested parties are invited to submit a proposal to complete scope of repairs for the proposed Midway Co-op Association – Bellaire, Kansas project.

### Scope of Work

Provide all necessary labor, equipment, and logistical services to supply all materials called for. Complete all administrative, rehabilitation, and track construction work including rail, switches, ties, ballast, tamping, and regulating required for the Midway Co-op Association – Bellaire, Kansas track rehabilitation project. The scope is defined further as follows:

- Remove track and disassemble.
- Cut new track bed 6" below bottom of tie.
- Furnish new 115# rail, 7" ties, track spikes, bolts, lock washers, and anchors.
- Plates and bars to be relay of matching size.
- Machine tamp and regulate.

All pre-existing rail, ties, OTM, or other materials that are removed must be disposed of according to all local, state, and federal regulations.

### Minimum Requirements

1. Roadway Worker Protection.
2. Comply with all Kyle Railroad requirements.
3. Contractors shall comply with all parts of 49 CFR Part 214 and 219 regarding FRA Roadway Worker Safety at all times. Workers and equipment shall remain clear of the track unless they have gained Roadway Worker Protection from a qualified person.
4. Contractor, contractor employees, agents, and/or subcontractors must be enrolled and comply with the FRA 219 approved drug testing program.
5. Subcontracted work will need to be approved prior to any work starting.

### Work Windows

Impact to current railroad operations must be kept to a minimum. When work must take place that causes an active track to be taken out of service for the purposes of performing work that pertains to the project, the contrac-

tor must pre-arrange a defined work window with the Kyle Railroad.

### Standards

All Standards referenced by the project plans, scope of work, and specifications, as well as applicable AREMA standards must be upheld during all phases of the project. All rail shall be replaced with a standard gauge of 56-1/2".

### Submittals

The following documents shall be submitted at the time listed, by the contractor as part of the project:

1. Schedule of Work – Submitted with proposal.
2. Certificate of Insurance – Submitted prior to construction.
3. Safety Plan – Submitted prior to construction.
4. Proof of Roadway Worker Training – Submitted prior to construction.
5. Rail Testing (If AREMA #1 relay is used) – Submitted prior to construction.

### Other Responsibilities

1. Permits – Contractor is responsible for all federal, state, and local permits for the work.
2. Utilities – Contractor is responsible for locating and protecting site utilities.
3. Site Clean-up – Contractor is responsible for proper site disposal of materials in accordance with local, state, and federal laws. Contractor is responsible for site restoration. Contractor is responsible for securing dumpster and hauling off used material. No old ties will be allowed to be stored on site in a pile.
4. Right-of-Way Access – Contractor is responsible for obtaining proper right of way entry prior to leaving Midway Co-op Association's property and entering Kyle Railroad property.
5. KDOT Grant – All requirements applicable to the contractor pursuant to the grant provided to Midway Co-op Association from the Kansas Department of Transportation in connection with this project.

### Insurance

Contractor shall purchase required insurance coverage and submit verification of Certificate of Insurance prior to construction. Contractor shall address insurance requirements by G&W (Kyle Railroad) and submit proof to both Midway Co-op Association and G&W.

### Materials

All materials shall meet the requirements found in the project plans and/or specifications as well as applicable AREMA requirements. Material storage is granted on Midway Co-op's right of way to the contractor. However, no materials shall be stored closer than 15 feet from the centerline of any active track at any time. Material and equipment laydown areas and reclaimed materials stockpiling locations shall be discussed and further clarified at the pre-proposal meeting. Contractor is responsible for furnishing all required materials to complete the project.

### Non-Project Areas

Midway Co-op has secured access to the project through the Kyle Railroad. Other access may be obtained  
(continued)

by the contractor if they so choose. All areas (public, private, and railroad right of way) that are used for access to the project, including parts of the railroad right of way which have no proposed work, shall be maintained and/or remediated, incidental to the project, by the contractor to the satisfaction of the property owner if any damage to these areas occurs.

### Project Completion

All work pertaining to this project shall be completed by August 23, 2024. Failure to complete work by August 23, 2024, may result in the Contractors removal from the property or charges of \$2,500/day until completed to satisfaction.

### Submission of a Proposal

All proposals must be submitted no later than June 2, 2024, via email to [mcoffey@midwaycoop.com](mailto:mcoffey@midwaycoop.com). All submitted proposals shall be reviewed by Midway Co-op Association. Proposal must include all required information. Incomplete proposals shall be rejected. The structure of the proposal must be clearly understood, all proposals shall provide the following line items and provide costs as required below:

1. Provide a total sum of all line items on the proposal.
2. Mobilization and demobilization – Lump sum, including freight/material delivery costs.
3. Material costs (by material, i.e., crossties, ballast, OTM, etc.)
4. Labor costs.
5. Other costs (freight, sales tax, etc.)
6. Tamp and regulate.
7. Clean up work site to completion.
8. Detailed map of construction as quoted.

### Pre-Proposal Meeting

Midway Co-op Association shall hold a pre-proposal meeting at the project site at 10:00 a.m. (Central Time) Thursday, May 9, 2024. The meeting shall be held at Midway Co-op Association – Bellaire, Kansas. Contractors are required to be present at this meeting to submit a proposal or their proposal can be rejected.

### Work Reporting

Weekly work reports must be filled out and submitted to Mike Coffey via email at [mcoffey@midwaycoop.com](mailto:mcoffey@midwaycoop.com). Weekly reports should include updates to project schedules, materials used, materials received, any delays, or any change in the scope of work. A detailed summary report must be submitted at the completion of the project.

Craig Mans  
General Manager  
Midway Co-op Association

Doc. No. 052084

(Published in the Kansas Register April 25, 2024.)

## Kansas City Kansas Community College

### Request for Proposals

The Kansas City Kansas Community College (KCKCC) Foundation is seeking an investment management firm to assist in the effort to maximize the Foundation's initial investment (Bid 24-010).

All questions regarding this Request for Proposals and the program it represents must be submitted in writing via email to the following contact person:

Amiee Wenson, Director of Budget and Purchasing  
Kansas City Kansas Community College  
[awenson@kckcc.edu](mailto:awenson@kckcc.edu)

Please visit our website for bid details at <https://kckcc.edu/about/organization/financial-services/doing-business/index.html>.

Linda Burgess  
Purchasing Specialist  
Kansas City Kansas Community College

Doc. No. 052087

### State of Kansas

## Kansas Development Finance Authority

### Notice of Hearing

A public hearing will be conducted at 9:00 a.m. Friday, May 10, 2024, in the offices of the Kansas Development Finance Authority (KDFA), 534 S. Kansas Ave., Suite 800, Topeka, Kansas, on the proposal for the KDFA to issue its Agricultural Development Revenue Bonds for the projects numbered below in the respective maximum principal amounts. The bonds will be issued to assist the borrowers named below (who will be the owners and operators of the projects) to finance the cost in the amount of the bonds, which are then typically purchased by a lender bank who then, through the KDFA, loans the bond proceeds to the borrower for the purposes of acquiring the project. The projects shall be located as shown:

**Project No. 001136 Maximum Principal Amount: \$486,142.13.** Owner/Operator: Jacob J. Jueneman; Description: Acquisition of 155 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes (the "Project"). The Project is being financed by the Lender for Jacob J. Jueneman (the "Beginning Farmer") and is located at the Southwest Quarter of Section 29, Township 1 South, Range 6 East of the 6th P.M. in Marshall County, Kansas, approximately 2 miles north of Bremen, Kansas on 2nd Road.

**Project No. 001137 Maximum Principal Amount: \$387,930.25.** Owner/Operator: Nathan J. and Kellie B. Kramer; Description: Acquisition of 386.31 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes (the "Project"). The Project is being financed by the Lender for Nathan J. and Kellie B. Kramer (the "Beginning Farmer") and is located at the West Half of Section 22, Township 1, Range 23 and the South Half of the Southwest Quarter of Section 23, Township 1, Range 23, Norton County, Kansas, approximately 7 miles north of Norton, Kansas on US-283 Hwy., on both sides of the highway.

The bonds, when issued, will be a limited obligation of the KDFA and will not constitute a general obligation or indebtedness of the state of Kansas or any political subdivision thereof, including the KDFA, nor will they



be an indebtedness for which the faith and credit and taxing powers of the state of Kansas are pledged. The bonds will be payable solely from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bonds when they become due.

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

All individuals who appear at the hearing will be given an opportunity to express their views concerning the proposal to issue the bonds to finance the projects, and all written comments previously filed with the K DFA at its offices at 534 S. Kansas Ave., Suite 800, Topeka, KS 66603, will be considered. Additional information regarding the projects may be obtained by contacting the K DFA.

Rebecca Floyd  
President

Kansas Development Finance Authority

Doc. No. 052086

(Published in the Kansas Register April 25, 2024.)

**City of Haysville, Kansas**

**Notice of Intent to Seek Private Placement  
General Obligation Bonds, Series 2024-A**

Notice is hereby given that the City of Haysville, Kansas (the "Issuer") proposes to seek a private placement of the above-referenced bonds (the "Bonds"). The maximum aggregate principal amount of the Bonds shall not exceed \$1,390,000. The proposed sale of the Bonds is in all respects subject to approval of a bond purchase agreement between the Issuer and the purchaser of the Bonds and the passage of an ordinance and adoption of a resolution by the governing body authorizing the issuance of the Bonds and the execution of various documents necessary to deliver the Bonds.

Dated April 8, 2024.

Angela Millspaugh  
Clerk

City of Haysville, Kansas

Doc. No. 052079

(Published in the Kansas Register April 25, 2024.)

**City of Manhattan, Kansas**

**Summary Notice of Bond Sale  
\$32,590,000\***

**General Obligation Bonds, Series 2024-A**

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

**Bids**

Subject to the Notice of Bond Sale dated April 16, 2024 (the "Notice"), email and electronic bids will be received on behalf of the Director of Finance of the City of Manhattan, Kansas (the "Issuer") in the case of email bids, at the email address set forth below, and in the case of electron-

ic bids, through PARITY® until 11:00 A.M. (Central Time) May 16, 2024, for the purchase of the above-referenced bonds (the "Bonds"). No bid of less than \$32,590,000 (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 14, 2024, and will become due on November 1 in the years as follows:

Year	Principal Amount*	Year	Principal Amount*
2025	\$1,575,000	2035	\$1,020,000
2026	1,670,000	2036	1,075,000
2027	1,745,000	2037	1,130,000
2028	1,840,000	2038	1,180,000
2029	1,925,000	2039	1,240,000
2030	2,020,000	2040	1,290,000
2031	2,125,000	2041	1,340,000
2032	2,235,000	2042	1,400,000
2033	2,345,000	2043	1,460,000
2034	2,450,000	2044	1,525,000

\* 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, 2024.

**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 \$651,800.

**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 14, 2024, to DTC for the account of the successful bidder.

**Assessed Valuation and Indebtedness**

The Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitations for the year 2023 is \$740,828,743. The total general obligation indebtedness of the Issuer as of the Dated Date, including the Bonds being sold, is \$334,945,000; such amount includes the Issuer's temporary notes in the principal amount of \$35,715,000, also dated as of the Dated Date, which will be issued on the Closing Date. Temporary notes in the principal amount of \$58,855,000 will be retired out of

(continued)

proceeds of the Bonds, the proceeds of the Series 2024-01 Notes and other available funds, which will reduce the outstanding general obligation indebtedness of the Issuer to \$276,090,000.

### 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 persons set forth below.

### Issuer

City of Manhattan, Kansas  
Rina Neal, Director of Finance  
City Hall, First Floor  
1101 Poyntz Ave.  
Manhattan, KS 66502-5497  
785-587-2465  
Fax: 785-587-2409  
[neal@cityofmhk.com](mailto:neal@cityofmhk.com)

### Municipal Advisor and Email Bid Delivery Address

Baker Tilly Municipal Advisors, LLC  
Attn: Bond Services  
Wells Fargo Place  
30 E. 7th St., Suite 3025  
Saint Paul, MN 55101  
651-223-3000  
Fax: 651-223-3046  
[bids@bakertilly.com](mailto:bids@bakertilly.com)

Dated April 16, 2024.

Rina Neal  
Director of Finance  
City of Manhattan, Kansas

Doc. No. 052080

### State of Kansas

## Secretary of State

### Certification of New State Laws

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

Scott Schwab  
Secretary of State

(Published in the Kansas Register April 25, 2024.)

## House Bill No. 2690

AN ACT concerning emergency communication services; establishing the state 911 board; abolishing the 911 coordinating council; transferring the powers, duties and functions of the 911 coordinating council to the state 911 board; authorizing the board to appoint an executive director and other employees to carry out the powers, duties and functions of the board; abolishing the 911 operations fund, the 911 state grant fund and the 911 state fund and establishing the state 911 operations fund, the state 911 grant fund and the state 911 fund in the state treasury; authorizing governing bodies of cities or

counties to contract for the provision of 911 PSAP services with another governing body of a PSAP; increasing the amount of 911 fee distributions to PSAPs and governing bodies; amending K.S.A. 12-5362, 12-5363, 12-5364, 12-5365, 12-5366, 12-5367, 12-5368, 12-5368, as amended by section 16 of this act, 12-5368, as amended by section 17 of this act, 12-5369, 12-5370, 12-5371, 12-5372, 12-5374, 12-5374, as amended by section 23 of this act, 12-5374, as amended by section 24 of this act, 12-5375, 12-5375, as amended by section 26 of this act, 12-5375, as amended by section 27 of this act, and 12-5377 and repealing the existing sections; also repealing K.S.A. 12-5364, as amended by section 12 of this act, 12-5378 and 12-5379.

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

New Section 1. (a) There is hereby established the state 911 board. The board shall consist of 19 voting members and shall include individuals with technical expertise regarding 911 systems, internet technology and GIS technology.

(1) The following 15 voting members shall be appointed by the governor:

(A) Two members representing information technology personnel from governmental units;

(B) one member representing the Kansas sheriff's association;

(C) one member representing the Kansas association of chiefs of police;

(D) one member representing the Kansas state association of fire chiefs;

(E) one member recommended by the adjutant general;

(F) one member recommended by the Kansas board of emergency medical services;

(G) one member recommended by the Kansas commission for the deaf and hard of hearing;

(H) two members representing PSAPs located in counties having a population less than 75,000, at least one of which shall be an administrator of a PSAP or have extensive prior 911 experience in Kansas;

(I) two members representing PSAPs located in counties having a population of 75,000 or more, at least one of which shall be an administrator of a PSAP or have extensive prior 911 experience in Kansas;

(J) one member representing the Kansas chapter of the association of public safety communications officials;

(K) one member recommended by the league of Kansas municipalities; and

(L) one member recommended by the Kansas association of counties.

(2) The following four voting members shall be appointed as follows:

(A) One member of the Kansas house of representatives appointed by the speaker of the house;

(B) one member of the Kansas house of representatives appointed by the minority leader of the house;

(C) one member of the Kansas senate appointed by the president of the senate; and

(D) one member of the Kansas senate appointed by the minority leader of the senate.

(b) The state 911 board shall include the following nine nonvoting members to be appointed by the governor:

(1) One member representing rural telecommunications companies recommended by the communications coalition of Kansas;

(2) one member representing incumbent local exchange carriers with over 50,000 access lines;

(3) one member representing large wireless providers;

(4) one member representing VoIP providers;

(5) one member recommended by the Kansas geographic information systems policy board;

(6) one member recommended by the Kansas office of information technology services;

(7) one member recommended by the Mid-America regional council who shall be a Kansas resident; and

(8) two members representing non-traditional PSAPs, one of whom shall be a representative of tribal government.

(c) (1) The governor shall select the chairperson of the state 911 board. The chairperson shall serve as chairperson at the pleasure of the governor and shall have extensive prior 911 experience in Kansas. The chairperson shall serve subject to the direction of the board and ensure that policies adopted by the board are carried out.

(2) The chairperson of the board or the chairperson's designee may



sign any certifications required for federal grants pursuant to 47 C.F.R. part 400.

(d) (1) Except as otherwise provided in this subsection, the terms of office for members of the board shall commence upon appointment. Each member shall serve a term of three years and until a successor has been appointed pursuant to this section. No voting member shall serve longer than two successive three-year terms, except that any person appointed to fulfill an unexpired term of a voting member may finish the term of the predecessor and such appointment shall not preclude the person from subsequently serving two successive three-year terms. This paragraph shall not apply to the members appointed pursuant to subsection (a)(2).

(2) On July 1, 2025, each member appointed to and currently serving a term on the 911 coordinating council pursuant to K.S.A. 12-5364, prior to its repeal, shall be deemed to be appointed to and a member of the state 911 board. The initial term of each such member shall expire at the time such member's original term would have expired as a member of the 911 coordinating council pursuant to K.S.A. 12-5364, prior to its repeal, and until a successor has been appointed pursuant to this section.

(3) The term of all members of the board shall expire on June 30 in the year that such member's term expires.

(e) Members of the board and other persons appointed to subcommittees by the board may receive reimbursement for meals and travel expenses, but shall serve without other compensation with the exception of legislative members, who shall receive compensation pursuant to K.S.A. 75-3212, and amendments thereto.

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

New Sec. 2. (a) The state 911 board shall:

(1) Coordinate E-911 services and next generation 911 services in the state;

(2) implement statewide 911 communications planning;

(3) monitor the delivery of 911 communications services in the state;

(4) develop strategies for future enhancements to the 911 system;

(5) administer and oversee grants to PSAPs;

(6) develop technology standards;

(7) establish minimum training requirements for PSAP personnel, GIS technicians and information technology technicians with respect to the statewide NG911 call handling system technology to ensure public safety across Kansas;

(8) employ a full-time executive director; and

(9) make an annual report of all expenditures from the 911 fees imposed pursuant to K.S.A. 12-5369 and 12-5371, and amendments thereto, to the house of representatives standing committee on energy, utilities and telecommunications and the senate standing committee on utilities or their successor committees.

(b) The state 911 board may:

(1) Contract with any person to assist in the performance of the powers, duties and functions of the board;

(2) reimburse state agencies or independent contractors for expenses incurred in carrying out the powers, duties and functions of the board;

(3) apply for grants under the federal 911 grant program;

(4) recommend training for general PSAP operations;

(5) enter into and support agreements for the interstate and interlocal interconnection of ESInet service; and

(6) adopt rules and regulations as the board deems necessary for the implementation and administration of the Kansas 911 act, except that the board shall not establish a mandatory certification program for PSAP operations or PSAP emergency communications personnel.

(c) The state 911 board may impose a civil penalty upon any provider that fails to collect the 911 fees pursuant to K.S.A. 12-5369, and amendments thereto, or remit such fees pursuant to K.S.A. 12-5370, and amendments thereto. Such written order shall state the violation, the penalty to be imposed and the right of the provider to appeal and request a hearing before the board. Any such provider may, within 15 days after service of the order, make a written request to the board for a hearing thereon. Hearings under this subsection shall be conducted in accordance with the provisions of the Kansas administrative procedure act. Any action of the board to impose a penalty shall be subject to review in accordance with the Kansas judicial review act. Any civil penalty recovered pursuant to this subsection shall be deposited in the 911 state grant fund.

(d) (1) The executive director of the state 911 board shall:

(A) Be the administrative officer of the board;

(B) be in the unclassified service of the Kansas civil service act; and

(C) receive an annual salary set by the board.

(2) The executive director may hire, subject to the approval of the board, assistant directors and employees as deemed necessary by the board. Any such assistant directors or employees shall be in the unclassified service of the Kansas civil service act.

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

New Sec. 3. (a) On July 1, 2025, the 911 coordinating council established pursuant to K.S.A. 12-5364, prior to its repeal, is hereby abolished and the powers, duties and functions vested in and imposed upon the 911 coordinating council are hereby transferred to, vested in and imposed upon the state 911 board.

(b) On July 1, 2025, all employees of the 911 coordinating council who, immediately prior to such date, were engaged in the performance of the powers, duties or functions that are transferred pursuant to this act, and who, in the opinion of the board, are necessary to perform the powers, duties and functions of the board, shall be transferred to and shall become employees of the board. Any such employee shall retain all retirement benefits and all rights of civil service that had accrued to or vested in such employee. The service of each such employee so transferred shall be deemed to have been continuous.

(c) The state 911 board shall succeed to all property and records of the 911 coordinating council. Any conflict as to the proper disposition of property or records arising under this section shall be determined by the governor and the decision of the governor shall be final.

(d) Whenever the 911 coordinating council, or words of like effect, is referred to or designated by any statute, rule or regulation, contract or other document, such reference or designation shall be deemed to apply to state 911 board.

(e) All rules and regulations of the 911 coordinating council in existence on July 1, 2025, shall continue to be effective and shall be deemed to be duly adopted rules and regulations of the state 911 board until amended, revoked or nullified pursuant to law.

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

New Sec. 4 (a) (1) Every provider shall submit contact information for the provider to the state 911 board. Any provider that has not previously provided wireless telecommunications service in this state shall submit contact information for the provider to the board within three months of first offering wireless telecommunications services in this state.

(2) A provider of wireless telecommunications service shall:

(A) Receive prior approval from each PSAP within the provider's service area before directing emergency calls to such PSAP; and

(B) establish the unique emergency telephone number "911" across the state.

(3) Nothing in this act shall be construed to limit the ability of a provider from recovering directly from the provider's customers the costs associated with designing, developing, deploying and maintaining 911 service and the cost of collection and administration of the fees imposed by K.S.A. 12-5369, and amendments thereto, whether such costs are itemized on the customer's bill as a surcharge or by any other lawful method.

(b) (1) Each PSAP and governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services shall file an annual report with the state 911 board by March 1 of each year demonstrating how such PSAP or governing body has spent the moneys earned from the 911 fees during the preceding calendar year. The board shall designate the content and form of such report and may require additional associated documentation that shall be included.

(2) If a PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services fails to file and finalize an annual report, the board shall provide notice of such failure to the PSAP, the governing body of such PSAP and, if applicable, the governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services. If such PSAP or governing body fails to file or finalize an annual report within 60 days of receiving such notice, the board shall withhold 10% of each subsequent distribution of 911 fees to such PSAP or governing body pursuant to K.S.A. 12-5374, and amendments thereto. The board shall not discontinue such withholding until the PSAP or governing body submits a report in compliance with this section.

(c) (1) If the state 911 board finds that the GIS data for a PSAP or governing body that contracts with another governing body of a PSAP

(continued)

for the provision of 911 PSAP services is inaccurate, the board shall give written notice to the governing body that oversees the PSAP, the PSAP and, if applicable, the governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services of such finding. If the board does not receive an acceptable proposal for the PSAP or governing body to bring the GIS data into compliance within 60 days following such notice, the board may contract with a third party to review and update the GIS data.

(2) If the board finds that the GIS data for a PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services has not been updated for one year or more, the board shall give written notice to the governing body that oversees the PSAP, the PSAP and, if applicable, the governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services of such finding. Such PSAP or governing body may provide an attestation that the GIS data has been reviewed and remains accurate. If the board receives such attestation and has information that the data may not be accurate, the board shall provide a written notice to the PSAP or governing body that describes the areas the board believes to be inaccurate. The PSAP or governing body shall have 30 days following receipt of such written notice to submit updated GIS data. If the updated GIS data is not received prior to such deadline, the board may contract with a third party to review and update the GIS data and may assess any costs incurred in updating the GIS data upon the governing body that oversees the PSAP or the governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services.

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

New Sec. 5. (a) There is hereby created in the state treasury the state 911 operations fund. All moneys received pursuant to K.S.A. 12-5368, 12-5372 and 12-5374, and amendments thereto, for purposes of such fund shall be deposited into the state 911 operations fund. All expenditures from the state 911 operations 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 chairperson of the state 911 board or the chairperson's designee.

(b) The state 911 operations fund shall be used only for the following purposes:

(1) Administrative and operational expenses of the state 911 board, including salaries of persons employed by the board;

(2) payment and expenses incurred pursuant to contracts entered into by the board for the performance of the powers, duties and functions of the board;

(3) payment to state agencies or independent contractors for expenses incurred in carrying out the powers, duties and functions of the board; and

(4) development, deployment, implementation and maintenance of the statewide next generation 911 system.

(c) On or before the 10<sup>th</sup> of each month, the director of accounts and reports shall transfer from the state general fund to the state 911 operations fund interest earnings based on:

(1) The average daily balance of moneys in the state 911 operations fund for the preceding month; and

(2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(d) The state 911 operations fund shall be used for the purposes set forth in this act and for no other governmental purposes. Moneys in the state 911 operations fund shall not be subject to the provisions of K.S.A. 75-3722, 75-3725a and 75-3726a, and amendments thereto.

(e) On January 1, 2026:

(1) The LCPA shall remit to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, the balance of all moneys in the 911 operations fund established pursuant to K.S.A. 12-5368, and amendments thereto. Upon receipt of such remittance, the state treasurer shall deposit the entire amount in the state treasury and credit such amount to the state 911 operations fund.

(2) All liabilities of the 911 operations fund are hereby transferred to and imposed on the state 911 operations fund.

(3) The 911 operations fund established by the LCPA pursuant to K.S.A. 12-5368, and amendments thereto, is hereby abolished.

(f) The provisions of this section shall take effect and be in force on and after January 1, 2026.

New Sec. 6. (a) There is hereby created in the state treasury the state 911 grant fund. All moneys received pursuant to K.S.A. 12-5368

and 12-5374, and amendments thereto, for purposes of such fund shall be deposited into the state 911 grant fund. All expenditures from the state 911 grant 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 chairperson of the state 911 board or the chairperson's designee.

(b) The state 911 grant fund shall be used only for the following purposes:

(1) Providing state grants for projects involving the development and implementation of next generation 911 services;

(2) provide grants to PSAPs based on demonstrated need; and

(3) costs associated with PSAP consolidation or cost-sharing projects.

(c) On or before the 10<sup>th</sup> of each month, the director of accounts and reports shall transfer from the state general fund to the state 911 grant fund interest earnings based on:

(1) The average daily balance of moneys in the state 911 grant fund for the preceding month; and

(2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(d) The state 911 grant fund shall be used for the purposes set forth in this act and for no other governmental purposes. Moneys in the state 911 grant fund shall not be subject to the provisions of K.S.A. 75-3722, 75-3725a and 75-3726a, and amendments thereto.

(e) On January 1, 2026:

(1) The LCPA shall remit to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, the balance of all moneys in the 911 state grant fund established pursuant to K.S.A. 12-5368, and amendments thereto. Upon receipt of such remittance, the state treasurer shall deposit the entire amount in the state treasury and credit such amount to the state 911 grant fund.

(2) All liabilities of the 911 state grant fund are hereby transferred to and imposed on the state 911 grant fund.

(3) The 911 state grant fund established by the LCPA pursuant to K.S.A. 12-5368, and amendments thereto, is hereby abolished.

(f) The provisions of this section shall take effect and be in force on and after January 1, 2026.

New Sec. 7. (a) There is hereby created in the state treasury the state 911 fund. All moneys received pursuant to K.S.A. 12-5368 and 12-5374, and amendments thereto, for purposes of such fund shall be deposited into the state 911 fund. All expenditures from the state 911 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 chairperson of the state 911 board or the chairperson's designee.

(b) The state 911 fund shall be used for direct distributions of moneys pursuant to K.S.A. 12-5374, and amendments thereto.

(c) On or before the 10<sup>th</sup> of each month, the director of accounts and reports shall transfer from the state general fund to the state 911 fund interest earnings based on:

(1) The average daily balance of moneys in the state 911 fund for the preceding month; and

(2) the net earnings rate for the pooled money investment portfolio for the preceding month.

(d) The state 911 fund shall be used for the purposes set forth in this act and for no other governmental purposes. Moneys in the state 911 fund shall not be subject to the provisions of K.S.A. 75-3722, 75-3725a and 75-3726a, and amendments thereto.

(e) On January 1, 2026:

(1) The LCPA shall remit to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto, the balance of all moneys in the 911 state fund established pursuant to K.S.A. 12-5368, and amendments thereto. Upon receipt of such remittance, the state treasurer shall deposit the entire amount in the state treasury and credit such amount to the state 911 fund.

(2) All liabilities of the 911 state fund are hereby transferred to and imposed on the state 911 fund.

(3) The 911 state fund established by the LCPA pursuant to K.S.A. 12-5368, and amendments thereto, is hereby abolished.

(f) The provisions of this section shall take effect and be in force on and after January 1, 2026.

New Sec. 8. (a) On or before the 15<sup>th</sup> day of each month, the state 911 board shall require the LCPA to provide a monthly report that accounts for every transaction that has occurred during the previous month in the 911 state fund, 911 state grant fund and the 911 operations fund established outside the state treasury pursuant to K.S.A. 12-5368,

and amendments thereto. Such report shall include line item amounts and details for every transaction, including debits, credits, transfers, fees assessed, interest earned, change in ownership, change in authorized signatories or any other event that may have altered the structure or balance of the account. The LCPA shall submit each monthly report to the secretary of administration and to the director of legislative research. On or before January 31, 2026, the state 911 board shall prepare and submit to the legislature a report that summarizes the transactions reported in such monthly reports and shall confirm that the accounts have been closed and all assets have been transferred to the state treasury in accordance with the requirements of sections 5 through 7, and amendments thereto.

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

(c) This section shall expire on February 1, 2026.

New Sec. 9. (a) The 911 coordinating council may take any actions necessary to prepare for a seamless and orderly transition of the powers, duties and functions of the 911 coordinating council to the state 911 board established pursuant to section 1, and amendments thereto. Such actions may include, but shall not be limited to:

(1) Employing one or more individuals who the council deems necessary to assist with the transition, including the employment of an individual who shall assume the role of executive director of the state 911 board upon the establishment of the board pursuant to this act; and

(2) preparing a budget that reflects the establishment of the state 911 board and the state 911 operations fund within the state treasury pursuant to this act.

(b) Any persons employed pursuant to this section shall be in the unclassified service and receive compensation fixed by the council.

(c) Any expenses incurred for the employment of individuals pursuant to this section shall be considered administrative expenses of the council pursuant to K.S.A. 12-5368, and amendments thereto, and the council shall have authority to use any moneys held in or transferred to the 911 operations fund to provide for the employment and compensation authorized pursuant to this section.

Sec. 10. On and after July 1, 2025, K.S.A. 12-5362 is hereby amended to read as follows: 12-5362. K.S.A. 12-5362 through 12-5381, and amendments thereto, and sections 1 through 9, and amendments thereto, shall be known and may be cited as the Kansas 911 act.

Sec. 11. On and after July 1, 2025, K.S.A. 12-5363 is hereby amended to read as follows: 12-5363. As used in the Kansas 911 act:

(a) "Board" means the state 911 board.

(b) "Consumer" means a person who purchases prepaid wireless service in a retail transaction.

(c) "Department" means the Kansas department of revenue.

(d) "Enhanced 911 service" or "E-911 service" means an emergency telephone service that generally may provide, but is not limited to, selective routing, automatic number identification and automatic location identification features.

(e) "Exchange telecommunications service" means the service that provides local telecommunications exchange access to a service user.

(f) "GIS" means a geographic information system for capturing, storing, displaying, analyzing and managing data and associated attributes that are spatially referenced.

(g) "GIS data" means the geometry and associated attributes packaged in a geodatabase that defines the roads, address points and boundaries within a PSAP's jurisdiction.

(h) "Governing body" means the board of county commissioners of a county or the governing body of a city.

(i) "Local collection point administrator" or "LCPA" means the person designated by the 911 coordinating council board to serve as the local collection point administrator to collect and distribute 911 fees, 911 operations fund moneys and 911 state grant fund moneys pursuant to K.S.A. 12-5367, and amendments thereto.

(j) "Multi-line telephone system" means a system comprised of common control units, telephones and control hardware and software providing local telephone service to multiple end-use customers that may include VoIP service and network and premises based systems such as centrex, private branch exchange and hybrid key telephone systems.

(k) "Next generation 911" means 911 service that conforms with national emergency number association (NENA) i3 standards and enables PSAPs to receive Enhanced 911 service calls and emergency calls from Internet Protocol (IP) based technologies and applications that

may include text messaging, image, video and data information from callers.

(l) "Non-traditional PSAP" means a PSAP not operated by a city or county, including, but not limited to, PSAPs operated by universities, tribal governments or the state or federal government.

(m) "Person" means any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, nonprofit organization, estate, trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy or any other legal entity.

(n) "Prepaid wireless service" means a wireless telecommunications service that allows a caller to dial 911 to access the 911 system, ~~which service must be~~ *that is* paid for in advance and ~~is~~ sold in predetermined units or dollars of which the number declines with use in a known amount.

(o) "Place of primary use" has the meaning provided in the mobile telecommunications act as defined by 4 U.S.C. § 116 et seq., as in effect on the effective date of this act July 1, 2025.

(p) "Provider" means any person providing exchange telecommunications service, wireless telecommunications service, VoIP service or other service capable of contacting a PSAP. ~~A provider may also be~~ "Provider" includes a 911 system operator.

(q) "PSAP" means a public safety answering point operated by a city or county.

(r) "Retail transaction" means the purchase of prepaid wireless service from a seller for any purpose other than resale, not including the use, storage or consumption of such services.

(s) "Seller" means a person who sells prepaid wireless service to another person.

(t) "Service user" means any person who is provided exchange telecommunications service, wireless telecommunications service, VoIP service, prepaid wireless service or any other service capable of contacting a PSAP.

(u) "Subscriber account" means the 10-digit access number assigned to a service user by a provider for the purpose of billing a service user up to the maximum capacity of the simultaneous outbound calling capability of a multi-line telephone system or equivalent service.

(v) "Subscriber radio equipment" means mobile and portable radio equipment installed in vehicles or carried by persons for voice communication with a radio system.

(w) "VoIP service" means voice over internet protocol.

(x) "Wireless telecommunications service" means commercial mobile radio service as defined by 47 C.F.R. § 20.3 as in effect on the effective date of this act July 1, 2025.

(y) "911 call" means any electronic request for emergency response, presented by means of wireline, wireless, VoIP or telecommunications device for the deaf (TDD) technology, text message or any other technology by which a service user initiates an immediate information interchange or conversation with a PSAP.

(z) "911 system operator" means any entity that accepts 911 calls from providers, processes those calls and presents those calls to the appropriate PSAP. ~~A "911 system operator" may also be a provider.~~

Sec. 12. On and after July 1, 2024, K.S.A. 12-5364 is hereby amended to read as follows: 12-5364. (a) (1) There is hereby created the 911 coordinating council which shall monitor the delivery of 911 services, develop strategies for future enhancements to the 911 system and distribute available grant funds to PSAPs and governing bodies that contract with another governing body of a PSAP for the provision of 911 PSAP services. In as much as possible, the council shall include individuals with technical expertise regarding 911 systems, internet technology and GIS technology.

(2) (A) The 911 coordinating council shall consist of 13 voting members to be appointed by the governor:

(i) Two members representing information technology personnel from government units;

(ii) one member representing the Kansas sheriff's association;

(iii) one member representing the Kansas association of chiefs of police;

(iv) one member representing a fire chief;

(v) one member recommended by the adjutant general;

(vi) one member recommended by the Kansas emergency medical services board;

(continued)



(vii) one member recommended by the Kansas commission for the deaf and hard of hearing;

(viii) two members representing PSAPs located in counties with less than 75,000 in population;

(ix) two members representing PSAPs located in counties with greater than 75,000 in population; and

(x) one member representing the Kansas chapter of the association of public safety communications officials.

(B) At least two of the members representing PSAPs shall be administrators of a PSAP or have extensive prior 911 experience in Kansas.

(3) Other voting members of the 911 coordinating council shall include:

(A) One member of the Kansas house of representatives as appointed by the speaker of the house;

(B) one member of the Kansas house of representatives as appointed by the minority leader of the house;

(C) one member of the Kansas senate as appointed by the senate president; and

(D) one member of the Kansas senate as appointed by the senate minority leader.

(4) The 911 coordinating council shall also include nonvoting members to be appointed by the governor:

(A) One member representing rural telecommunications companies recommended by the Kansas rural independent telephone companies communications coalition of Kansas;

(B) one member representing incumbent local exchange carriers with over 50,000 access lines;

(C) one member representing large wireless providers;

(D) one member representing VoIP providers;

(E) one member recommended by the league of Kansas municipalities;

(F) one member recommended by the Kansas association of counties;

(G) one member recommended by the Kansas geographic information systems policy board;

(H) one member recommended by the Kansas office of information technology services;

(I) one member, a Kansas resident, recommended by the Mid-America regional council; and

(J) two members representing non-traditional PSAPs, one of whom shall be a representative of tribal government.

(b) (1) ~~Except as provided in subsection (b)(2) and (b)(3), the terms of office for~~ Voting members of the 911 coordinating council shall ~~commence on the effective date of this act and shall be subject to reappointment every~~ serve for a term of three years. No voting member shall serve longer than two successive three-year terms. A voting member appointed as a replacement for another voting member may finish the term of the predecessor and may serve two additional successive three-year terms. ~~This paragraph shall not apply to the members appointed pursuant to subsection (a)(3).~~

(2) ~~The following members, whose terms began on the effective date of this act, shall serve initial terms as follows:~~

(A) ~~One member representing information technology personnel from government units, one member recommended by the adjutant general, one member representing PSAPs located in counties with less than 75,000 in population and one member representing PSAPs located in counties with 75,000 or more in population shall serve a term of two years;~~

(B) ~~one member representing information technology personnel from government units, one member recommended by the Kansas emergency medical services board, one member representing PSAPs located in counties with less than 75,000 in population and one member representing PSAPs without regard to size shall serve a term of three years; and~~

(C) ~~one member representing a fire chief, one member recommended by the Kansas commission for the deaf and hard of hearing, one member representing the Kansas association of chiefs of police and one member representing PSAPs located in counties with 75,000 or more in population shall serve a term of four years.~~

(3) ~~The initial term for one member representing the Kansas sheriff's association shall begin on July 1, 2014, and be for a period of three years.~~

(4) The terms of members specified in this subsection shall expire on June 30 in the last year of such member's term.

(c) (1) The governor shall select the chair of the 911 coordinating council, who shall serve at the pleasure of the governor and have extensive prior 911 experience in Kansas.

(2) The chair shall serve as the coordinator of E-911 services and next generation 911 services in the state, implement statewide 911 planning, have the authority to sign all certifications required under 47 C.F.R. part 400 and administer the 911 federal grant fund and 911 state maintenance fund. The chair shall serve subject to the direction of the council and ensure that policies adopted by the council are carried out. The chair shall serve as the liaison between the council and the LCPA. The chair shall preside over all meetings of the council and assist the council in effectuating the provisions of this act.

(d) The 911 coordinating council, by an affirmative vote of nine voting members, shall select the local collection point administrator, pursuant to K.S.A. 12-5367, and amendments thereto, to collect 911 fees and to distribute such fees to PSAPs and governing bodies that contract with another governing body of a PSAP for the provision of 911 PSAP services and to distribute 911 operations fund moneys and 911 state grant fund moneys as directed by the council. The council shall adopt rules and regulations for the terms of the contract with the LCPA. All contract terms and conditions shall satisfy all contract requirements as established by the secretary of administration. The council shall determine the compensation of the LCPA who shall provide the council with any staffing necessary in carrying out the business of the council or effectuating the provisions of this act. The moneys used to reimburse these expenses shall be paid from the 911 operations fund, pursuant to subsection (j).

(e) (1) The 911 coordinating council is hereby authorized to adopt rules and regulations necessary to effectuate the provisions of this act, including, but not limited to: (A) Creating a uniform reporting form designating how moneys, including 911 fees, have been spent by the PSAPs and governing bodies that contract with another governing body of a PSAP for the provision of 911 PSAP services; (B) requiring service providers to notify the council pursuant to subsection (k); (C) establishing standards for coordinating and purchasing equipment; (D) recommending standards for general operations training of PSAP personnel; (E) establishing training standards and programs related to the technology and operations of the NG911 hosted solution; (F) establishing data standards, maintenance policies and data reporting requirements for GIS data; and (G) assessing civil penalties pursuant to subsection (m).

(2) The chair of the council shall work with the council to adopt rules and regulations necessary for the administration of this act, but the council shall not adopt any rules and regulations or impose any requirements that creates a mandatory certification program of PSAP operations or PSAP emergency communications personnel.

(f) If the 911 coordinating council finds that the GIS data for a PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services is inaccurate or has not been updated for one year or more, the council shall give written notice to the governing body that oversees the PSAP, the PSAP and, if applicable, the governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services. If, within 60 days of providing such notice, the council does not receive an acceptable proposal for the PSAP or governing body to bring the GIS data into compliance, the council may contract with a third party to review and update the GIS data. A PSAP or governing body with GIS data that has not been updated for one year or more may provide a certification attesting that the GIS data has been reviewed and remains accurate. If the council receives such certification and has information that the data may not be accurate, the council shall provide a written notice to the PSAP or governing body that describes the areas the council believes to be inaccurate and a deadline of 30 days for the PSAP or governing body to submit updated GIS data. If the updated GIS data is not received within the deadline, the council may contract with a third party to review and update the GIS data. The council shall assess the governing body that oversees the PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services for any costs incurred in updating the GIS data.

(g) The council may, pursuant to rules and regulations, lower the 911 fee established pursuant to K.S.A. 12-5369, and amendments thereto, upon a finding based on information submitted on the uniform reporting forms, that moneys generated by such fee are in excess of the costs required to operate PSAPs in the state.

(h) The council may appoint subcommittees as necessary to administer grants, oversee collection and distribution of moneys by the LCPA, develop technology standards, develop training recommendations and other issues as deemed necessary by the council. Subcommittees, if appointed, shall include members of the council and other persons as needed.

(i) The council may reimburse independent contractors or state agencies for expenses incurred in carrying out the business of the council, including salaries, that are directly attributable to effectuating the provisions of this act. The moneys used to reimburse these expenses shall be paid from the 911 operations fund, pursuant to subsection (j).

(j) All expenses related to the council shall be paid from the 911 operations fund. No more than 2.0% of the total receipts from providers and the department received by the LCPA shall be used to pay for administrative expenses of the council. Members of the council and other persons appointed to subcommittees by the council may receive reimbursement for meals and travel expenses, but shall serve without other compensation with the exception of legislative members who shall receive compensation pursuant to K.S.A. 75-3212, and amendments thereto.

(k) Every provider shall submit contact information for the provider to the council. Any provider that has not previously provided wireless telecommunications service in this state shall submit contact information for the provider to the council within three months of first offering wireless telecommunications services in this state.

(l) (1) Each PSAP and governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services shall file an annual report with the council by March 1 of each year demonstrating how such PSAP or governing body has spent the moneys earned from the 911 fee during the preceding calendar year. The council shall designate the content and form of such report and any associated documentation that is required to finalize such report.

(2) If a PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services fails to file and finalize an annual report, the council shall provide notice of such failure to the PSAP and, the governing body of such PSAP or governing body. If such PSAP or governing body fails to file or finalize an annual report within 60 days of receiving such notice, 10% of each subsequent distribution of 911 fees to such PSAP or governing body pursuant to K.S.A. 12-5373, and amendments thereto, shall be withheld by the LCPA and only distributed to such PSAP or governing body once the report has been submitted.

(m) The council, upon a finding that a provider has violated any provision of this act, may impose a civil penalty. No civil penalty shall be imposed pursuant to this section except upon the written order of the council. Such order shall state the violation, the penalty to be imposed and the right of such person to appeal to a hearing before the council. Any such person may, within 15 days after service of the order, make a written request to the council for a hearing thereon. Hearings under this subsection shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

(n) Any action of the council pursuant to subsection (m) is subject to review in accordance with the Kansas judicial review act.

(o) Any civil penalty recovered pursuant to this section shall be transferred to the LCPA for deposit in the 911 state grant fund.

(p) The 911 coordinating council shall make an annual report, to include a detailed description of all expenditures made from 911 fees received by the PSAPs and governing bodies that contract with another governing body of a PSAP for the provision of 911 PSAP services, to the house committee on energy, utilities and telecommunications and the senate committee on utilities.

Sec. 13. On and after July 1, 2025, K.S.A. 12-5365 is hereby amended to read as follows: 12-5365. (a) There is hereby established in the state treasury the 911 federal grant fund. *All moneys received by the state from the federal government for the purposes provided in this section 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 911 federal grant fund.*

(b) ~~The chair of the 911 coordinating council shall serve as the administrator of the 911 federal grant fund and shall distribute grants in accordance with the recommendations of the 911 coordinating council. Subject to the conditions and in accordance with the requirements of this act and 47 C.F.R. part 400, as in effect on July 1, 2025, the chair chairperson of the board is authorized to perform such acts necessary for the effectuation of this act.~~

(c) ~~Moneys received by the state from the federal government for the purposes of the fund shall be credited to the fund.~~

(d)(1) Subject to the conditions and in accordance with the requirements of this act the Kansas 911 act and 47 C.F.R. part 400, as in effect on July 1, 2025, moneys credited to the fund shall be used only:

(4)(A) To pay all expenses incurred in the administration of the fund; and

(2)(B) to provide grants to eligible municipalities only for necessary and reasonable costs incurred or to be incurred by PSAPs for:

(A)(i) Implementation of enhanced 911 service and next generation 911 service, as defined in K.S.A. 12-5363, and amendments thereto;

(B)(ii) purchase of equipment and upgrades and modification to equipment used solely to process the data elements of enhanced 911 service and next generation 911 service, as defined in K.S.A. 12-5363, and amendments thereto; and

(C)(iii) maintenance and license fees for such equipment and training of personnel to operate such equipment, including costs of training PSAP personnel to provide effective service to all users of the emergency telephone system who have communications disabilities.

(2) Such costs shall not include expenditures to lease, construct, expand, acquire, remodel, renovate, repair, furnish or make improvements to buildings or similar facilities or for other capital outlay or equipment not expressly authorized by this act.

(e)(d) All payments and disbursements 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 chair or by a person or persons designated by the chair chairperson of the board or the chairperson's designee.

Sec. 14. On and after July 1, 2025, K.S.A. 12-5366 is hereby amended to read as follows: 12-5366. (a) There is hereby established in the state treasury the 911 state maintenance fund. *All moneys received pursuant to this section 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 911 state maintenance fund.*

(b) ~~The chair of the 911 coordinating council shall serve as the administrator of the 911 state maintenance fund and shall distribute grants in accordance with the recommendations of the 911 coordinating council. Subject to the conditions and in accordance with the requirements of this act and 47 C.F.R. part 400, the chair is authorized to perform such acts necessary for the effectuation of this act.~~

(e) Moneys from the following sources shall be credited to the fund:

(1) Amounts appropriated or otherwise made available by the legislature for the purposes of the fund;

(2) interest attributable to investment of moneys in the fund; and

(3) amounts received from any public or private entity for the purposes of the fund.

(d)(c)(1) Moneys credited to the fund shall be used only:

(4)(A) To pay all expenses incurred in the administration of the fund; and

(2)(B) *development, deployment, implementation and maintenance of the statewide next generation 911 system; and*

(C) to provide grants to eligible municipalities only for necessary and reasonable costs incurred or to be incurred by PSAPs for:

(A)(i) Implementation of enhanced 911 service and next generation 911 service, as defined in K.S.A. 12-5363, and amendments thereto;

(B)(ii) purchase of equipment and upgrades and modification to equipment used solely to process the data elements of enhanced 911 service and next generation 911 service, as defined in K.S.A. 12-5363, and amendments thereto; and

(C)(iii) maintenance and license fees for such equipment and training of personnel to operate such equipment, including costs of training PSAP personnel to provide effective service to all users of the emergency telephone system who have communications disabilities.

(2) Such costs shall not include expenditures to lease, construct, expand, acquire, remodel, renovate, repair, furnish or make improvements to buildings or similar facilities or for other capital outlay or equipment not expressly authorized by this act.

(e) On or before the 10<sup>th</sup> of each month, the director of accounts and reports shall transfer from the state general fund to the 911 state maintenance fund interest earnings based on:

(1) The average daily balance of moneys in the 911 state maintenance fund for the preceding month; and

(2) the net earnings rate of the pooled money investment portfolio for the preceding month.

(f) All payments and disbursements 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

(continued)

chair or by a person or persons designated by the chair chairperson of the board or the chairperson's designee.

Sec. 15. On and after July 1, 2025, K.S.A. 12-5367 is hereby amended to read as follows: 12-5367. (a) ~~The 911 coordinating council state 911 board~~, by an affirmative vote of nine voting members, shall select the local collection point administrator. In selecting the LCPA, the ~~council board~~ shall contract with the LCPA for services for no longer than two years, however, ~~the council board may~~, by an affirmative vote of nine voting members, extend such contract for up to two additional years. ~~The 911 coordinating council board~~ shall receive the approval of the legislative coordinating council in selecting an LCPA if the entity to be designated as the LCPA is different than the previous entity designated as the LCPA. ~~The 911 coordinating council board~~ shall annually review the designation of the LCPA and the contract with the LCPA ~~for services~~.

(b) *Any contract made between the 911 coordinating council and an LCPA that is in existence on January 1, 2025, shall continue to be valid, effective and enforceable until extended, revised, revoked or terminated by the board.*

(c) The LCPA shall be subject to the requirements of the Kansas open meetings act ~~and, except as provided in K.S.A. 12-5374, and amendments thereto~~, the Kansas open records act ~~and~~. ~~The LCPA shall treat all moneys received by the LCPA as public funds pursuant to article 14 of chapter 9 of the Kansas Statutes Annotated, and amendments thereto. Notwithstanding any other provision of law to the contrary, the LCPA shall not be considered a state agency.~~

Sec. 16. On and after July 1, 2024, K.S.A. 12-5368 is hereby amended to read as follows: 12-5368. (a) Upon the approval of the 911 coordinating council, the LCPA shall establish the following funds, which shall not be a part of the state treasury: (1) The 911 state fund for the collection and distribution of 911 fees; (2) the 911 operations fund for administrative costs of the 911 coordinating council and deployment and maintenance of the statewide NG911 system; and (3) the 911 state grant fund for grants to individual PSAPs. All moneys originating from 911 fees, and any interest accrued on such fees, shall be paid to the LCPA for deposit in the 911 state fund or 911 operations fund pursuant to subsection (b). All unobligated federal moneys, and any interest accrued on such moneys, shall be transferred to the 911 federal grant fund.

(b) (1) Except as provided for in paragraph (2), prior to the distribution to the PSAPs of moneys pursuant to K.S.A. 12-5374, and amendments thereto, the LCPA shall withhold \$.23 from every 911 fee remitted pursuant to K.S.A. 12-5369, and amendments thereto, and shall deposit such amount in the 911 operations fund for the deployment and maintenance of the statewide NG911 system and standardized functionality upgrades to that system.

(2) If the ~~funds moneys~~ withheld from distribution pursuant to paragraph (1) exceed 15% of the total receipts received by the LCPA from providers and the department over the prior three years, such ~~funds moneys~~ in excess of that 15% total shall be deposited in the 911 state grant fund and used for PSAP grants based on demonstrated need pursuant to subsection (d).

(3) If the balance in the 911 state grant fund is less than \$2,000,000, prior to the distribution to the PSAPs pursuant to K.S.A. 12-5374, and amendments thereto, the LCPA shall withhold \$.01 from every 911 fee remitted pursuant to K.S.A. 12-5369, and amendments thereto, and shall deposit such amount in the 911 state grant fund. If the balance in the 911 state grant fund exceeds \$2,000,000, the LCPA shall not withhold such amount.

(c) The council shall be responsible for ensuring that the 911 operations fund and the 911 state grant fund and any interest earned on money credited to the fund is only expended for the following purposes: (1) Projects involving the development and implementation of next generation 911 services; (2) costs associated with PSAP consolidation or cost-sharing projects; (3) expenses related to the 911 coordinating council; (4) costs of audits conducted pursuant to K.S.A. 12-5377, and amendments thereto; and (5) other costs pursuant to K.S.A. 12-5375, and amendments thereto.

(d) The council shall develop criteria for PSAPs for eligible purchases and for grant applicants and make the final determination as to the distribution of grant funds. Such criteria shall promote the procurement of equipment that meets open architecture and national technical standards. ~~Distribution of Grant funds moneys shall not include expenditures be used~~ to procure, maintain or upgrade subscriber radio equipment.

(e) The LCPA shall be authorized to maintain an action to collect any ~~funds moneys~~ owed by any ~~providers provider~~ in the district court in the county of the registered office of such provider or, if such provider does not have a registered office in the state, such an action may be maintained in the county where such provider's principal office is located. If such provider has no principal office in the state, such an action may be maintained in the district court of any county ~~in which where~~ such provider provides service.

Sec. 17. On and after July 1, 2025, K.S.A. 12-5368, as amended by section 16 of this act, is hereby amended to read as follows: 12-5368. (a) Upon the approval of the ~~911 coordinating council state 911 board~~, the LCPA shall establish the following funds, which shall not be a part of the state treasury: (1) The 911 state fund for the collection and distribution of 911 fees; (2) the 911 operations fund for administrative costs of the ~~911 coordinating council state 911 board~~ and deployment and maintenance of the statewide NG911 system; and (3) the 911 state grant fund for grants to individual PSAPs. All moneys originating from 911 fees, and any interest accrued on such fees, shall be paid to the LCPA for deposit in the 911 state fund or 911 operations fund pursuant to subsection (b). All unobligated federal moneys, and any interest accrued on such moneys, shall be transferred to the 911 federal grant fund.

(b) (1) Except as provided for in paragraph (2), prior to the distribution of moneys pursuant to K.S.A. 12-5374, and amendments thereto, the LCPA shall withhold \$.23 from every 911 fee remitted pursuant to K.S.A. 12-5369, and amendments thereto, and shall deposit such amount in the 911 operations fund for the deployment and maintenance of the statewide NG911 system and standardized functionality upgrades to that system.

(2) If the moneys withheld from distribution pursuant to paragraph (1) exceed 15% of the total receipts received by the LCPA from providers and the department over the prior three years, such moneys in excess of that 15% total shall be deposited in the 911 state grant fund and used for PSAP grants based on demonstrated need pursuant to subsection (d).

(3) If the balance in the 911 state grant fund is less than \$2,000,000, prior to the distribution pursuant to K.S.A. 12-5374, and amendments thereto, the LCPA shall withhold \$.01 from every 911 fee remitted pursuant to K.S.A. 12-5369, and amendments thereto, and shall deposit such amount in the 911 state grant fund. If the balance in the 911 state grant fund exceeds \$2,000,000, the LCPA shall not withhold such amount.

(c) ~~The council state 911 board~~ shall be responsible for ensuring that the 911 operations fund and the 911 state grant fund and any interest earned on money credited to the fund is only expended for the following purposes: (1) Projects involving the development and implementation of next generation 911 services; (2) costs associated with PSAP consolidation or cost-sharing projects; (3) expenses related to the 911 coordinating council; ~~(4) costs of audits conducted pursuant to K.S.A. 12-5377, and amendments thereto; and (5) (4) other costs pursuant to K.S.A. 12-5375, and amendments thereto.~~

(d) ~~The council state 911 board~~ shall develop criteria for eligible purchases and for grant applicants and make the final determination as to the distribution of grant funds. Such criteria shall promote the procurement of equipment that meets open architecture and national technical standards. Grant moneys shall not be used to procure, maintain or upgrade subscriber radio equipment.

(e) ~~The state 911 board or the LCPA~~ shall be authorized to maintain an action to collect any moneys owed by any provider in the district court in the county of the registered office of such provider or, if such provider does not have a registered office in the state, such an action may be maintained in the county where such provider's principal office is located. If such provider has no principal office in the state, such an action may be maintained in the district court of any county where such provider provides service.

Sec. 18. On and after January 1, 2026, K.S.A. 12-5368, as amended by section 17 of this act, is hereby amended to read as follows: 12-5368. (a) ~~Upon the approval of the state 911 board~~, the LCPA shall establish the following funds, which shall not be a part of the state treasury: (1) ~~The 911 state fund for the collection and distribution of 911 fees; (2) the 911 operations fund for administrative costs of the state 911 board and deployment and maintenance of the statewide NG911 system; and (3) the 911 state grant fund for grants to individual PSAPs. All moneys originating from 911 fees, and any interest accrued on such fees, shall be paid to the LCPA for deposit in the 911 state fund or 911 operations~~



fund pursuant to subsection (b). All unobligated federal moneys, and any interest accrued on such moneys, shall be transferred to the 911 federal grant fund.

(b)(1) Except as provided for in paragraph (2), prior to the distribution of moneys pursuant to K.S.A. 12-5374, and amendments thereto, the LCPA shall withhold \$.23 from every 911 fee remitted pursuant to K.S.A. 12-5369, and amendments thereto, and shall deposit such amount in the 911 operations fund for the deployment and maintenance of the statewide NC911 system and standardized functionality upgrades to that system remit such moneys 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 and credit such amount to the state 911 operations fund established pursuant to section 5, and amendments thereto.

(2) If the moneys withheld from distribution pursuant to paragraph (1) exceed 15% of the total receipts received by the LCPA from providers and the department over the prior three years, such moneys in excess of that 15% total shall be deposited in the 911 state grant fund and used for PSAP grants based on demonstrated need pursuant to subsection (d) 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 and credit such amount to the state 911 grant fund established pursuant to section 6, and amendments thereto.

(3) If the balance in the state 911 state grant fund is less than \$2,000,000, prior to the distribution pursuant to K.S.A. 12-5374, and amendments thereto, the LCPA shall withhold \$.01 from every 911 fee remitted pursuant to K.S.A. 12-5369, and amendments thereto, and shall deposit such amount in the 911 state grant fund. If the balance in the 911 state grant fund exceeds \$2,000,000, the LCPA shall not withhold such amount remit such moneys 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 and credit such amount to the state 911 grant fund established pursuant to section 6, and amendments thereto.

(e)(b) The state 911 board shall be responsible for ensuring that the 911 operations fund and the 911 state grant fund and any interest earned on money credited to the fund is only expended for the following purposes: (1) Projects involving the development and implementation of next generation 911 services; (2) costs associated with PSAP consolidation or cost sharing projects; (3) expenses related to the 911 coordinating council; and (4) other costs pursuant to K.S.A. 12-5375, and amendments thereto moneys collected from 911 fees and prepaid wireless 911 fees are only expended for purposes authorized pursuant to the Kansas 911 act.

(d)(c) The state 911 board shall develop criteria for eligible purchases and for grant applicants and make the final determination as to the distribution of grant funds. Such criteria shall promote the procurement of equipment that meets open architecture and national technical standards. Grant moneys shall not be used to procure, maintain or upgrade subscriber radio equipment.

(e)(d) The state 911 board or the LCPA shall be authorized to maintain an action to collect any moneys owed by any provider in the district court in the county of the registered office of such provider or, if such provider does not have a registered office in the state, such an action may be maintained in the county where such provider's principal office is located. If such provider has no principal office in the state, such an action may be maintained in the district court of any county where such provider provides service.

Sec. 19. On and after July 1, 2025, K.S.A. 12-5369 is hereby amended to read as follows: 12-5369. Subject to the provisions of K.S.A. 12-5364(g), and amendments thereto (a) Except as provided in subsection (b), there is hereby imposed a 911 fee in the amount of \$.90 per month per subscriber account of any exchange telecommunications service, wireless telecommunications service, VoIP service, or other service capable of contacting a PSAP. Such fee shall not be imposed on prepaid wireless service. It shall be the duty of each exchange telecommunications service provider, wireless telecommunications service provider, VoIP service provider or other service provider to remit such fees to the LCPA as provided in K.S.A. 12-5370, and amendments thereto.

(b) The state 911 board may, pursuant to rules and regulations, lower the 911 fee established pursuant to subsection (a) upon a finding that the moneys generated by such 911 fee exceed the costs required to operate PSAPs in the state.

Sec. 20. On and after July 1, 2025, K.S.A. 12-5370 is hereby amended to read as follows: 12-5370. (a) Every billed service user shall be liable

for the 911 fee until such fees have been paid to the exchange telecommunications service provider, wireless telecommunications service provider, VoIP service provider or other service provider.

(b) All providers shall have the duty to collect the fees 911 fee imposed pursuant to this act K.S.A. 12-5369, and amendments thereto. Such fees 911 fee shall be added to and may be stated separately in billings for the subscriber account. If stated separately in billings, the fees shall be labeled "911 fees."

(c) The provider shall have no obligation to take any legal action to enforce the collection of the fees imposed by this act 911 fee. The provider shall provide annually to the LCPA a list of the amount of uncollected 911 fees along with the names and addresses of those service users which that carry a balance that can be determined by the provider to be nonpayment of such fees.

(d) The fees imposed by this act 911 fee shall be collected insofar as practicable at the same time as, and along with, the charges for local exchange, wireless, VoIP, or other service in accordance with regular billing practice of the provider.

(e) The 911 fees and the amounts required to be collected therefor are due monthly. Each provider shall remit the amount of such all 911 fees collected in one each calendar month by the provider shall be remitted to the LCPA not more than 15 days after the close of the such calendar month. On or before the 15<sup>th</sup> day of each calendar month following, Upon each such remittance, the provider shall file a return for the preceding month shall be filed with the LCPA. Such return shall be provided in such form and shall contain such information manner as required by the LCPA board. The provider required to file the return shall deliver the return together with a remittance of the amount of fees payable to the LCPA. The provider shall maintain records of the amount of any such fees collected in accordance with this act for a period of three years from the time the fees are collected.

(f) The provisions of this section shall not be construed to apply to the prepaid wireless service 911 fee.

Sec. 21. On and after July 1, 2025, K.S.A. 12-5371 is hereby amended to read as follows: 12-5371. (a) There is hereby imposed a prepaid wireless 911 fee of 2.06% per retail transaction or, on and after the effective date of an adjusted amount per retail transaction that is established under subsection (f), such adjusted amount.

(b) The prepaid wireless 911 fee shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the prepaid wireless 911 fee shall be either separately stated on an invoice, receipt or other similar document that is provided to the consumer by the seller, or otherwise disclosed to the consumer.

(c) For purposes of subsection (b), a retail transaction that is effected in person by a consumer in a business location of the seller shall be treated as occurring in this state if that business location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring in this state for the purposes of K.S.A. 79-3673(c)(3), and amendments thereto.

(d) The prepaid wireless 911 fee is the liability of the consumer and not of the seller nor of any provider, except that the seller shall be liable to remit all prepaid wireless 911 fees that the seller collects from consumers pursuant to this section, and amendments thereto, including all such fees that the seller is deemed to collect where when the amount of the charge has not been separately stated in an invoice, receipt or other similar document provided to the consumer by the seller.

(e) The amount of the prepaid wireless 911 fee that is collected by a seller from a consumer, if such amount is separately stated on an invoice, receipt or other similar document provided to the consumer by the seller, shall not be included in the base for measuring any tax, fee, surcharge or other charge that is imposed by this state, any political subdivision of this state or any intergovernmental agency.

(f) The prepaid wireless 911 fee shall be proportionately reduced upon any reduction to the fee imposed by K.S.A. 12-5369(a), and amendments thereto, pursuant to the 911 coordinating council's board's authority to reduce the 911 fee under K.S.A. 12-5364(g) 12-5369(b), and amendments thereto. The adjusted amount shall be the product of dividing the numeric amount of the new 911 fee adjusted pursuant to K.S.A. 12-5364(g) 12-5369(b), and amendments thereto, by 50. Such reduction shall be effective on the effective date of the reduction of the 911 fee imposed by K.S.A. 12-5369(a), and amendments thereto, or, if later, the first day of the calendar quarter to occur at least 60 days after the enactment of the reduction of the 911 fee

(continued)

imposed by K.S.A. 12-5369(a), and amendments thereto. The department shall provide not less than 60 days' notice of such decrease on the department's website.

(g) When prepaid wireless service is sold with one or more other products or services for a single, non-itemized price, then the percentage specified in subsection (a) shall apply to the entire non-itemized price unless the seller elects to apply such percentage to: (1) If the amount of the prepaid wireless service is disclosed to the consumer as a dollar amount, such dollar amount; or (2) if the seller can identify the portion of the price that is attributable to the prepaid wireless service by reasonable and verifiable standards from its books and records that are kept in the regular course of business for other purposes, including, but not limited to, non-tax purposes, such portion.

Sec. 22. On and after January 1, 2026, K.S.A. 12-5372 is hereby amended to read as follows: 12-5372. (a) Prepaid wireless 911 fees collected by sellers shall be remitted to the department by electronic filing that is consistent with the provisions of article 36 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto. The department shall establish registration and payment procedures for the collection of the prepaid wireless 911 fee.

(b) To minimize additional costs to the department, the department may conduct audits of sellers in conjunction with sales and use tax audits. The department is authorized to provide the board and LCPA with information obtained in such audits if such information indicates that a seller may not be complying with the provisions of this section and K.S.A. 12-5371, and amendments thereto. The board or LCPA may request the department to initiate collection or audit procedures on individual sellers if collection efforts by the board or LCPA are unsuccessful.

(c) The department shall establish procedures by which a seller may document that a sale is not a retail sale, which procedures shall substantially coincide with procedures for documenting sale for resale transactions for article 36 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto.

(d) (1) ~~The department shall transfer all remitted prepaid wireless 911 fees to the LCPA within 30 days of receipt for distribution as provided in K.S.A. 12-5374, and amendments thereto~~ Except as provided in paragraph (2), the department shall remit all moneys collected from the prepaid wireless 911 fees to the state treasurer in accordance with 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 and credit such amount to the state 911 operations fund established pursuant to section 5, and amendments thereto.

(2) If the department remits \$3,000,000 to the state treasurer pursuant to paragraph (1) in any given year, then all remaining moneys collected from the prepaid wireless 911 fee shall be remitted to the state treasurer in accordance with 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 and credit such amount to the state 911 fund established pursuant to section 7, and amendments thereto. Such moneys shall be distributed to governing bodies and PSAPs in an amount proportional to each county's population as a percentage share of the population of the state. For each PSAP within a county, such moneys shall be distributed to each PSAP in an amount proportional to the PSAP's population as a percentage share of the population of the county. If there is no PSAP within a county, then such moneys shall be distributed to the governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services. Moneys distributed pursuant to this paragraph shall only be used for the uses authorized in K.S.A. 12-5375, and amendments thereto.

Sec. 23. On and after July 1, 2024, K.S.A. 12-5374 is hereby amended to read as follows: 12-5374. (a) (1) Except for the amounts withheld by the LCPA pursuant to K.S.A. 12-5368(b), and amendments thereto, and any amounts withheld pursuant to K.S.A. 12-5364(l), and amendments thereto, not later than 30 days after the receipt of moneys 911 fees from providers pursuant to K.S.A. 12-5370 and 12-5371, and amendments thereto, and prepaid wireless 911 fees from the department pursuant to K.S.A. 12-5372, and amendments thereto, the LCPA shall distribute such moneys to the PSAPs or to governing bodies that contract with another governing body of a PSAP for the provision of 911 PSAP services. The amount of money distributed to the PSAPs in each county, or to any governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services, shall be based upon the amount of 911 fees collected from service users located in that county, based on place of primary use information provided by the providers, by using the following distribution method:

Population of county where PSAP is located	Percentage of collected 911 fees to distribute
Over 80,000.....	82% 85%
65,000 to 79,999.....	85% 88%
55,000 to 64,999.....	88% 91%
45,000 to 54,999.....	91% 94%
35,000 to 44,999.....	94% 97%
25,000 to 34,999.....	97%
Less than 25,000 35,000.....	100%

(2) ~~There shall be a minimum county distribution of \$60,000 and no county shall receive less than \$60,000 of direct distribution moneys~~If the calculated amount for distribution within a county is less than \$70,000, the \$70,000 shall be distributed for services within that county.

(3) If there is a single PSAP providing services for a county, such PSAP shall receive the governing body's distribution, if any. If there is more than one PSAP in a county then ~~the direct distribution allocated to that county by population shall be deducted from the minimum county distribution and the difference~~ distributions to each PSAP shall be proportionately divided between the PSAPs in the county.

(4) All moneys remaining after distribution, moneys withheld pursuant to K.S.A. 12-5368(b)(1), and amendments thereto, and any moneys that cannot be attributed to a specific PSAP or governing body shall be transferred to the 911 operations fund.

(b) All fees remitted to the LCPA shall be deposited in the 911 state fund and for the purposes of this act be treated as if they are public funds, pursuant to article 14 of chapter 9 of the Kansas Statutes Annotated, and amendments thereto.

(c) All moneys in the 911 state fund that have been collected from the prepaid wireless 911 fee shall be deposited in the 911 operations fund unless \$3 million of such moneys have been deposited in any given year then all remaining moneys shall be distributed to the ~~counties governing bodies of PSAPs~~ in an amount proportional to each county's population as a percentage share of the population of the state. ~~For each PSAP within~~ If there is more than one PSAP in a county, such moneys shall be distributed to each PSAP in an amount proportional to the PSAP's population as a percentage share of the population of the county. If there is no PSAP within a county, then such moneys shall be distributed to the ~~PSAP providing service to such county governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services.~~ Such Moneys distributed to ~~counties governing bodies and PSAPs pursuant to this section~~ only shall be used for the uses authorized in K.S.A. 12-5375, and amendments thereto.

(d) The LCPA shall keep accurate accounts of all receipts and disbursements of moneys from the 911 fees.

(e) ~~Information~~Records provided by ~~providers any provider~~ to the ~~local collection point administrator LCPA~~ or to the 911 coordinating council pursuant to this act ~~will~~ shall be treated as proprietary records ~~that will and~~ shall be withheld from the public upon request of the ~~party~~ provider submitting such records.

Sec. 24. On and after July 1, 2025, K.S.A. 12-5374, as amended by section 23 of this act, is hereby amended to read as follows: 12-5374.

(a) (1) Except for the amounts withheld by the LCPA pursuant to K.S.A. 12-5368(b), and amendments thereto, and any amounts withheld pursuant to ~~K.S.A. 12-5364(t) section 4,~~ and amendments thereto, not later than 30 days after the receipt of 911 fees from providers pursuant to K.S.A. 12-5370, and amendments thereto, and prepaid wireless 911 fees from the department pursuant to K.S.A. 12-5372, and amendments thereto, the LCPA shall distribute such moneys to the PSAPs or to governing bodies that contract with another governing body of a PSAP for the provision of 911 PSAP services. The amount of money distributed to the PSAPs in each county, or to any governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services, shall be based upon the amount of 911 fees collected from service users located in that county, based on place of primary use information provided by the providers, by using the following distribution method:

Population of county	Percentage of collected 911 fees to distribute
Over 80,000.....	85%
65,000 to 79,999.....	88%
55,000 to 64,999.....	91%
45,000 to 54,999.....	94%
35,000 to 44,999.....	97%
Less than 35,000.....	100%

(2) If the calculated amount for distribution within a county is less than \$70,000, the \$70,000 shall be distributed for services within that county.

(3) The state 911 board may increase the minimum county distribution amount not more than once per calendar year by an amount that shall not exceed the minimum county distribution amount established for the preceding calendar year multiplied by 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 for the preceding calendar year. Prior to increasing the minimum county distribution amount, the state 911 board shall evaluate:

(A) Whether an increase is needed based on the expenditures of the counties that are subject to such minimum distribution; and

(B) the impact of any such proposed increase to the long-term financial stability of all other distributions made pursuant to this section.

(4) If there is a single PSAP providing services for a county, such PSAP shall receive the governing body's distribution, if any. If there is more than one PSAP in a county then distributions to each PSAP shall be proportionately divided between the PSAPs in the county.

(4)(5) All moneys remaining after distribution, moneys withheld pursuant to K.S.A. 12-5368(b)(1), and amendments thereto, and any moneys that cannot be attributed to a specific PSAP or governing body shall be transferred to the 911 operations fund.

(b) All fees remitted to the LCPA shall be deposited in the 911 state fund and for the purposes of this act be treated as if they are public funds, pursuant to article 14 of chapter 9 of the Kansas Statutes Annotated, and amendments thereto.

(c) All moneys in the 911 state fund that have been collected from the prepaid wireless 911 fee shall be deposited in the 911 operations fund unless \$3 million of such moneys have been deposited in any given year then all remaining moneys shall be distributed to the governing bodies of PSAPs in an amount proportional to each county's population as a percentage share of the population of the state. If there is more than one PSAP in a county, such moneys shall be distributed to each PSAP in an amount proportional to the PSAP's population as a percentage share of the population of the county. If there is no PSAP within a county, then such moneys shall be distributed to the governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services. Moneys distributed to governing bodies and PSAPs pursuant to this section only shall be used for the uses authorized in K.S.A. 12-5375, and amendments thereto.

(d) The LCPA shall keep accurate accounts of all receipts and disbursements of moneys from the 911 fees.

(e) Records provided by any provider to the LCPA or to the state 911 coordinating council board pursuant to this act shall be treated as proprietary records and shall be withheld from the public upon request of the provider submitting such records.

Sec. 25. On and after January 1, 2026, K.S.A. 12-5374, as amended by section 24 of this act, is hereby amended to read as follows: 12-5374.

(a) (1) Except for the amounts withheld by the LCPA pursuant to K.S.A. 12-5368(b) 12-5368, and amendments thereto, and any amounts withheld pursuant to section 4, and amendments thereto, not later than 30 days after the receipt of 911 fees from providers pursuant to K.S.A. 12-5370, and amendments thereto, and prepaid wireless 911 fees from the department pursuant to K.S.A. 12-5372, and amendments thereto, the LCPA state 911 board shall distribute such moneys to the PSAPs or to governing bodies that contract with another governing body of a PSAP for the provision of 911 PSAP services. The amount of money distributed to the PSAPs in each county, or to any governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services, shall be based upon the amount of 911 fees collected from service users located in that county, based on place of primary use information provided by the providers, by using the following distribution method:

Population of county	Percentage of collected 911 fees to distribute
Over 80,000.....	85%
65,000 to 79,999 .....	88%
55,000 to 64,999 .....	91%
45,000 to 54,999 .....	94%
35,000 to 44,999 .....	97%
Less than 35,000.....	100%

(2) If the calculated amount for distribution within a county is less than \$70,000, the \$70,000 shall be distributed for services within that county.

(3) The state 911 board may increase the minimum county distribution amount not more than once per calendar year by an amount that shall not exceed the minimum county distribution amount established for the preceding calendar year multiplied by 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 for the preceding calendar year. Prior to increasing the minimum county distribution amount, the state 911 board shall evaluate:

(A) Whether an increase is needed based on the expenditures of the counties that are subject to such minimum distribution; and

(B) the impact of any such proposed increase to the long-term financial stability of all other distributions to PSAPs and counties made pursuant to this section.

(4) If there is a single PSAP providing services for a county, such PSAP shall receive the governing body's distribution, if any. If there is more than one PSAP in a county then distributions to each PSAP shall be proportionately divided between the PSAPs in the county.

(5) All moneys remaining after distribution, moneys withheld pursuant to K.S.A. 12-5368(b)(1), and amendments thereto, and any moneys that cannot be attributed to a specific PSAP or governing body shall be transferred to the 911 operations fund. After each distribution that is made pursuant to this section, the state 911 board or LCPA shall certify to the director of accounts and reports the total amount of unencumbered moneys remaining in the state 911 fund and the amount of moneys that could not be attributed to a specific PSAP or governing body. Upon receipt of such certification, the director of accounts and reports shall transfer such certified amount from the state 911 fund to the state 911 operations fund.

(b) All fees remitted to the LCPA shall be deposited in the 911 state fund and for the purposes of this act be treated as if they are public funds, pursuant to article 14 of chapter 9 of the Kansas Statutes Annotated, and amendments thereto.

(c) All moneys in the 911 state fund that have been collected from the prepaid wireless 911 fee shall be deposited in the 911 operations fund unless \$3 million of such moneys have been deposited in any given year then all remaining moneys shall be distributed to the governing bodies of PSAPs in an amount proportional to each county's population as a percentage share of the population of the state. If there is more than one PSAP in a county, such moneys shall be distributed to each PSAP in an amount proportional to the PSAP's population as a percentage share of the population of the county. If there is no PSAP within a county, then such moneys shall be distributed to the governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services. Moneys distributed to governing bodies and PSAPs pursuant to this section only shall be used for the uses authorized in K.S.A. 12-5375, and amendments thereto.

(d) The state 911 board and the LCPA shall keep accurate accounts of all receipts and disbursements of moneys from the 911 fees.

(e)(c) Records provided by any provider to the LCPA or to the state 911 board pursuant to this act shall be treated as proprietary records and shall be withheld from the public upon request of the provider submitting such records.

Sec. 26. On and after July 1, 2024, K.S.A. 12-5375 is hereby amended to read as follows: 12-5375. (a) (1) The proceeds of the 911 fees imposed pursuant to this act. Moneys distributed to governing bodies and PSAPs pursuant to K.S.A. 12-5374, and amendments thereto, and any interest earned on revenue derived from such fee moneys, shall be used only for necessary and reasonable costs incurred or to be incurred by governing bodies and PSAPs for:

- (1)(A) Implementation of 911 services;
- (2)(B) purchase of 911 equipment and upgrades;
- (3)(C) maintenance and license fees for 911 equipment;
- (4)(D) training of personnel, not to include salaries;
- (5)(E) monthly recurring charges billed by service suppliers;
- (6)(F) installation, service establishment and nonrecurring start-up charges billed by the service supplier;
- (7)(G) charges for capital improvements and equipment or other physical enhancements to the 911 system; or
- (8)(H) maintenance and updates that are necessary to maintain accurate GIS data;
- (I) emergency repair or replacement of a radio tower; or
- (J) the original acquisition and installation of road signs designed to aid in the delivery of emergency service.

(2) Such costs shall not include expenditures to lease, construct, (continued)



expand, acquire, remodel, renovate, repair, furnish or make improvements to buildings or similar facilities. Such costs shall also not include expenditures to purchase, procure, maintain or upgrade subscriber radio equipment.

(3) A governing body may contract with another governing body of a PSAP for the provision of 911 PSAP services provided that the moneys distributed to any such governing body pursuant to K.S.A. 12-5374, and amendments thereto, shall only be used as authorized by this section. If a governing body serves as the provider of PSAP services for another governing body, both governing bodies shall enter into a contract or memorandum of agreement that addresses contingency plans and overflow arrangements. Any such contract or memorandum of agreement shall be reviewed by the 911 coordinating council with respect to the provisions that relate to contingency plans and overflow arrangements or that may conflict with the function of the statewide 911 system. If the 911 coordinating council determines that any such provisions are not acceptable, the 911 coordinating council and the governing bodies shall collaborate and work to resolve such concerns prior to the effective date of such contract or memorandum of agreement. Any governing body contracting with another governing body of a PSAP for the provision of 911 PSAP services shall establish in the contract or memorandum of agreement an agreed upon percentage of the governing body's distribution amount for the LCPA to distribute to the governing body of the PSAP that is providing the 911 services.

(b) The 911 coordinating council shall, pursuant to rules and regulations, establish a process for a PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services, at the discretion of the PSAP, to seek pre-approval of an expenditure. The council shall respond in writing to any pre-approval request within 30 days and inform the PSAP if stating whether the requested expenditure is approved or disapproved. If the expenditure is disapproved, the written notification shall state the reason for the disapproval and such PSAP or governing body may, within 15 days after service of the notification, make a written request to the council to appeal the council's decision and for a hearing to be conducted in accordance with the provisions of the Kansas administrative procedure act.

(c) The 911 coordinating council shall annually review expenditures of 911 funds moneys reported on the annual report for each PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services and shall appoint a committee to review such expenditures. If the committee determines that a reported expenditure was not authorized by this act, the committee shall request that the expenditure be refunded by the PSAP or governing body to the PSAP's or governing body's 911 account. If a PSAP or governing body does not concur with the finding of the committee, the PSAP or governing body may request a review of the decision of the committee before the 911 coordinating council. If the 911 coordinating council, based upon information obtained from an audit of the PSAPs, determines that any PSAP or governing body has used any 911 fees for any purpose other than those authorized in this act, the governing body for such PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services shall repay all such moneys used for any unauthorized purposes to the 911 fee fund of such PSAP or governing body. Upon a finding that the expenditure was made intentionally from the 911 fee fund of such PSAP for a purpose clearly established as an unauthorized expenditure, the 911 coordinating council may require such PSAP or governing body to pay the lesser of \$500 or 10%, of such misused moneys, to the LCPA for deposit in the 911 state grant fund. No such repayment of 911 fees shall be imposed pursuant to this section except upon the written order of the council. Such order shall state the unauthorized purposes for which the funds were used, the amount of funds to be repaid and the right of such PSAP or governing body to appeal to a hearing before the Kansas office of administrative hearings. Any such PSAP or governing body may, within 15 days after service of the order, make a written request to the council for a hearing thereon. Hearings under this subsection shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

(d) Any final action of the council pursuant to subsection (b) or (c) is subject to review in accordance with the Kansas judicial review act.

Sec. 27. On and after July 1, 2025, K.S.A. 12-5375, as amended by section 26 of this act, is hereby amended to read as follows: 12-5375.

(a) (1) Moneys distributed to governing bodies and PSAPs pursuant to K.S.A. 12-5374, and amendments thereto, and any interest earned on revenue derived from such moneys, shall be used only for necessary and reasonable costs incurred or to be incurred by governing bodies and PSAPs for:

(A) Implementation of 911 services;

(B) purchase of 911 equipment and upgrades;

(C) maintenance and license fees for 911 equipment;

(D) training of personnel, not to include salaries;

(E) monthly recurring charges billed by service suppliers;

(F) installation, service establishment and nonrecurring start-up charges billed by the service supplier;

(G) charges for capital improvements and equipment or other physical enhancements to the 911 system;

(H) maintenance and updates that are necessary to maintain accurate GIS data;

(I) emergency repair or replacement of a radio tower; or

(J) the original acquisition and installation of road signs designed to aid in the delivery of emergency service.

(2) Such costs shall not include expenditures to lease, construct, expand, acquire, remodel, renovate, repair, furnish or make improvements to buildings or similar facilities. Such costs shall also not include expenditures to purchase, procure, maintain or upgrade subscriber radio equipment.

(3) A governing body may contract with another governing body of a PSAP for the provision of 911 PSAP services provided that the moneys distributed to any such governing body pursuant to K.S.A. 12-5374, and amendments thereto, shall only be used as authorized by this section. If a governing body serves as the provider of PSAP services for another governing body, both governing bodies shall enter into a contract or memorandum of agreement that addresses contingency plans and overflow arrangements. Any such contract or memorandum of agreement shall be reviewed by the state 911 coordinating council board with respect to the provisions that relate to contingency plans and overflow arrangements or that may conflict with the function of the statewide 911 system. If the state 911 coordinating council board determines that any such provisions are not acceptable, the state 911 coordinating council board and the governing bodies shall collaborate and work to resolve such concerns prior to the effective date of such contract or memorandum of agreement. Any governing body contracting with another governing body of a PSAP for the provision of 911 PSAP services shall establish in the contract or memorandum of agreement an agreed upon percentage of the governing body's distribution amount for the LCPA to distribute to the governing body of the PSAP that is providing the 911 services.

(b) The state 911 coordinating council board shall, pursuant to rules and regulations, establish a process for a PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services, to seek pre-approval of an expenditure. The council state 911 board shall respond in writing to any pre-approval request within 30 days and inform the PSAP stating whether the requested expenditure is approved or disapproved. If the expenditure is disapproved, the written notification shall state the reason for the disapproval and such PSAP or governing body may, within 15 days after service of the notification, make a written request to the council state 911 board to appeal the council's board's decision and for a hearing to be conducted in accordance with the provisions of the Kansas administrative procedure act.

(c) The state 911 coordinating council board shall annually review expenditures of 911 moneys reported on the annual report for each PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services and shall appoint a committee to review such expenditures. If the committee determines that a reported expenditure was not authorized by this act, the committee shall request that the expenditure be refunded by the PSAP or governing body to the PSAP's or governing body's 911 account. If a PSAP or governing body does not concur with the finding of the committee, the PSAP or governing body may request a review of the decision of the committee before the state 911 coordinating council board. If the state 911 coordinating council board, based upon information obtained from an audit, determines that any PSAP or governing body has used any 911 fees for any purpose other than those authorized in this act, the governing body for such PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services shall repay all such moneys used for any unauthorized purposes to the 911 fee fund of such PSAP or governing body. Upon a finding that the expenditure was made intentionally for a purpose clearly established as an unauthorized expenditure, the state 911 coordinating council board may require such PSAP or governing body to pay the lesser of \$500 or 10%, of such misused moneys, to the LCPA for deposit in the 911 state grant fund. No such repayment of 911 fees shall be imposed pursuant to this section except upon the written order of the council state 911

board. Such order shall state the unauthorized purposes for which the funds were used, the amount of funds to be repaid and the right of such PSAP or governing body to appeal to a hearing before the Kansas office of administrative hearings. Any such PSAP or governing body may, within 15 days after service of the order, make a written request to the ~~council~~ *state 911 board* for a hearing thereon. Hearings under this subsection shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

(d) Any final action of the ~~council~~ *state 911 board* pursuant to subsection (b) or (c) is subject to review in accordance with the Kansas judicial review act.

Sec. 28. On and after January 1, 2026, K.S.A. 12-5375, as amended by section 27 of this act, is hereby amended to read as follows: 12-5375.

(a) (1) Moneys distributed to governing bodies and PSAPs pursuant to K.S.A. 12-5374, and amendments thereto, and any interest earned on revenue derived from such moneys, shall be used only for necessary and reasonable costs incurred or to be incurred by governing bodies and PSAPs for:

- (A) Implementation of 911 services;
- (B) purchase of 911 equipment and upgrades;
- (C) maintenance and license fees for 911 equipment;
- (D) training of personnel, not to include salaries;
- (E) monthly recurring charges billed by service suppliers;
- (F) installation, service establishment and nonrecurring start-up charges billed by the service supplier;
- (G) charges for capital improvements and equipment or other physical enhancements to the 911 system;
- (H) maintenance and updates that are necessary to maintain accurate GIS data;
- (I) emergency repair or replacement of a radio tower; or
- (J) the original acquisition and installation of road signs designed to aid in the delivery of emergency service.

(2) Such costs shall not include expenditures to lease, construct, expand, acquire, remodel, renovate, repair, furnish or make improvements to buildings or similar facilities. Such costs shall also not include expenditures to purchase, procure, maintain or upgrade subscriber radio equipment.

(3) A governing body may contract with another governing body of a PSAP for the provision of 911 PSAP services provided that the moneys distributed to any such governing body pursuant to K.S.A. 12-5374, and amendments thereto, shall only be used as authorized by this section. If a governing body serves as the provider of PSAP services for another governing body, both governing bodies shall enter into a contract or memorandum of agreement that addresses contingency plans and overflow arrangements. Any such contract or memorandum of agreement shall be reviewed by the state 911 board with respect to the provisions that relate to contingency plans and overflow arrangements or that may conflict with the function of the statewide 911 system. If the state 911 board determines that any such provisions are not acceptable, the state 911 board and the governing bodies shall collaborate and work to resolve such concerns prior to the effective date of such contract or memorandum of agreement. Any governing body contracting with another governing body of a PSAP for the provision of 911 PSAP services shall establish in the contract or memorandum of agreement an agreed upon percentage of the governing body's distribution amount for the LCPA to distribute to the governing body of the PSAP that is providing the 911 services.

(b) The state 911 board shall, pursuant to rules and regulations, establish a process for a PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services, to seek pre-approval of an expenditure. The state 911 board shall respond in writing to any pre-approval request within 30 days and inform the PSAP stating whether the requested expenditure is approved or disapproved. If the expenditure is disapproved, the written notification shall state the reason for the disapproval and such PSAP or governing body may, within 15 days after service of the notification, make a written request to the state 911 board to appeal the board's decision and for a hearing to be conducted in accordance with the provisions of the Kansas administrative procedure act.

(c) The state 911 board shall annually review expenditures of 911 moneys reported on the annual report for each PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services and shall appoint a committee to review such expenditures. If the committee determines that a reported expenditure was not authorized by this act, the committee shall request that

the expenditure be refunded by the PSAP or governing body to the PSAP's or governing body's 911 account. If a PSAP or governing body does not concur with the finding of the committee, the PSAP or governing body may request a review of the decision of the committee before the state 911 board. If the state 911 board, based upon information obtained from an audit, determines that any PSAP or governing body has used any 911 fees for any purpose other than those authorized in this act, the governing body for such PSAP or governing body that contracts with another governing body of a PSAP for the provision of 911 PSAP services shall repay all such moneys used for any unauthorized purposes to the 911 fee fund of such PSAP or governing body. Upon a finding that the expenditure was made intentionally for a purpose clearly established as an unauthorized expenditure, the state 911 board may require such PSAP or governing body to pay the lesser of \$500 or 10%, of such misused moneys, to the LCPA ~~for deposit in the 911 state grant fund.~~ *Upon receipt of any moneys paid pursuant to this subsection, the LCPA shall remit such moneys to the state treasurer in accordance with 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 and credit such amount to the state 911 grant fund.* No such repayment of 911 fees shall be imposed pursuant to this section except upon the written order of the state 911 board. Such order shall state the unauthorized purposes for which the funds were used, the amount of funds to be repaid and the right of such PSAP or governing body to appeal to a hearing before the Kansas office of administrative hearings. Any such PSAP or governing body may, within 15 days after service of the order, make a written request to the state 911 board for a hearing thereon. Hearings under this subsection shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

(d) Any final action of the state 911 board pursuant to subsection (b) or (c) is subject to review in accordance with the Kansas judicial review act.

Sec. 29. On and after July 1, 2025, K.S.A. 12-5377 is hereby amended to read as follows: 12-5377. (a) The receipts and disbursements of the LCPA shall be audited yearly by a licensed municipal accountant or certified public accountant.

(b) The ~~LCPA~~ *state 911 board* may require an audit of any provider's books and records concerning the collection and remittance of fees pursuant to this act. ~~The cost of any such audit shall be paid from the 911 operations fund.~~

~~(c) (1) On or before December 31, 2018, and at least once every five years thereafter, the division of post audit shall conduct an audit of the 911 system to determine: (A) Whether the moneys received by PSAPs pursuant to this act are being used appropriately; (B) whether the amount of moneys collected pursuant to this act is adequate; and (C) the status of 911 service implementation. The auditor to conduct such audit shall be specified in accordance with K.S.A. 46-1122, and amendments thereto.~~

~~(2) The post auditor shall compute the reasonably anticipated cost of providing audits pursuant to this subsection, subject to review and approval by the contract audit committee established by K.S.A. 46-1120, and amendments thereto. Upon such approval, the division of post audit shall be reimbursed from the 911 operations fund for the amount approved by the contract audit committee. The audit report shall be submitted to the 911 coordinating council, the LCPA, the house of representatives committee on energy, utilities and telecommunications and the senate committee on utilities.~~

~~(d) (1) On or before December 31, 2018, the division of post audit shall conduct an audit of the budget and expenditures of the 911 coordinating council. In conducting such audit, the division shall examine: (A) The annual expenses and financial needs, including personnel, of the council; (B) the total annual operating expenses of the council that are included in the 2.5% cap on expenditures pursuant to K.S.A. 12-5364(i), and amendments thereto; (C) the current and projected contractual expenses of the council; (D) the expenditures and distribution of moneys from the 911 state grant fund by the council; and (E) whether the moneys expended by the council are being used pursuant to this act. The auditor, to conduct such audit, shall be specified in accordance with K.S.A. 46-1122, and amendments thereto.~~

~~(2) The post auditor shall compute the reasonably anticipated cost of providing the audit pursuant to this subsection, subject to review and approval by the contract audit committee established by K.S.A. 46-1120, and amendments thereto. Upon such approval, the division of post audit shall be reimbursed from the 911 operations fund for the~~

*(continued)*

amount approved by the contract audit committee. The audit report shall be submitted to the 911 coordinating council, the house of representatives committee on energy, utilities and telecommunications and the senate committee on utilities.

(e) The legislature shall review this act at the regular 2019 legislative session and at the regular legislative session every five years thereafter.

Sec. 30. On and after July 1, 2024, K.S.A. 12-5364, 12-5368, 12-5374 and 12-5375 are hereby repealed.

Sec. 31. On and after July 1, 2025, K.S.A. 12-5362, 12-5363, 12-5364, as amended by section 12 of this act, 12-5365, 12-5366, 12-5367, 12-5368, as amended by section 16 of this act, 12-5369, 12-5370, 12-5371, 12-5374, as amended by section 23 of this act, 12-5375, as amended by section 26 of this act, 12-5377, 12-5378 and 12-5379 are hereby repealed.

Sec. 32. On and after January 1, 2026, K.S.A. 12-5368, as amended by section 17 of this act, 12-5372, 12-5374, as amended by section 24 of this act, and 12-5375, as amended by section 27 of this act, are hereby repealed.

Sec. 33. This act shall take effect and be in force from and after its publication in the Kansas register.

Doc. No. 052089

State of Kansas

Board of Examiners in Optometry

Notice of Hearing on Proposed Administrative Regulations

The Kansas State Board of Examiners in Optometry will conduct a public hearing at 8:30 a.m. Friday, July 12, 2024, in the Kansas State Capitol, Committee Room 582-N, 310 SW 10th St., Topeka, KS 66612, to consider the adoption of the proposed regulations K.A.R. 65-5-6 and 65-5-15 of the Kansas State Board of Examiners in Optometry 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 regulations. All interested parties may submit written comments pri-

or to the hearing by mailing them to the Kansas Board of Examiners in Optometry, 3109 W. 6th St., Suite A, Lawrence, KS 66049 or by email to [kssbeo@ks.gov](mailto:kssbeo@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 ask that each participant limit any oral presentation to an appropriate time frame.

Complete copies of the proposed regulations and economic impact statements may be found on the Board's website at <https://kssbeo.ks.gov> or by contacting Jan Murray at [jan.murray@ks.gov](mailto:jan.murray@ks.gov).

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation to participate in the hearing should be made at least five (5) working days in advance of the hearing by contacting Jan Murray at 785-832-9986.

A summary of the proposed regulations and their economic impacts are as follows:

K.A.R. 65-5-6 – Continuing education. K.A.R. 65-5-6 is an amended permanent regulation that updates continuing education requirements.

Economic Impact: The adoption of this regulation has no economic impact. There is no environmental impact.

K.A.R. 65-5-15 – Reciprocal licenses; active practice requirements. K.A.R. 65-5-15 is a permanent regulation that defines active practice requirements for reciprocal applicants.

Economic Impact: The adoption of this regulation has no economic impact. There is no environmental impact.

Jan Murray
Executive Officer
Board of Examiners in Optometry

Doc. No. 052072

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 7: SECRETARY OF STATE

Table with 3 columns: Reg. No., Action, Register. Row 1: 7-47-1, Amended (T), V. 43, Issue 11

AGENCY 14: DEPARTMENT OF REVENUE - DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Table with 3 columns: Reg. No., Action, Register. Row 1: 14-7-10, Revoked, V. 43, Issue 16. Row 2: 14-7-11, Revoked, V. 43, Issue 16

14-7-12 Revoked V. 43, Issue 16

AGENCY 26: DEPARTMENT FOR AGING AND DISABILITY SERVICE

Table with 3 columns: Reg. No., Action, Register. Rows 1-20: 26-52-1 to 26-52-20, New (T), V. 43, Issue 9

Table with 3 columns: Reg. No., Action, Register. Rows 1-12: 26-52-21 to 26-52-32, New (T), V. 43, Issue 9

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Table with 3 columns: Reg. No., Action, Register. Row 1: 28-16-113, Amended, V. 43, Issue 15. Row 2: 28-16-114, Amended, V. 43, Issue 15

AGENCY 51: DEPARTMENT OF LABOR - DIVISION OF WORKERS COMPENSATION

Table with 3 columns: Reg. No., Action, Register. Row 1: 51-9-7, Amended, V. 43, Issue 16



**AGENCY 74: BOARD OF ACCOUNTANCY**

Reg. No.	Action	Register
74-1-3	Amended	V. 43, Issue 15
74-4-7	Amended	V. 43, Issue 15
74-4-8	Amended	V. 43, Issue 15
74-4-9	Amended	V. 43, Issue 15
74-5-2	Amended	V. 43, Issue 15
74-5-2a	Amended	V. 43, Issue 15
74-5-2b	Amended	V. 43, Issue 15
74-5-101	Amended	V. 43, Issue 15
74-5-102	Amended	V. 43, Issue 15
74-5-201	Amended	V. 43, Issue 15
74-5-202	Amended	V. 43, Issue 15
74-5-203	Amended	V. 43, Issue 15
74-5-301	Amended	V. 43, Issue 15
74-5-407	Revoked	V. 43, Issue 15
74-5-408	Revoked	V. 43, Issue 15
74-10-1	Revoked	V. 43, Issue 15
74-10-2	Revoked	V. 43, Issue 15
74-12-1	Amended	V. 43, Issue 15
74-16-1	New	V. 43, Issue 15
74-16-2	New	V. 43, Issue 15

**AGENCY 82: CORPORATION COMMISSION**

Reg. No.	Action	Register
82-4-1	Amended (T)	V. 43, Issue 2
82-4-1	Amended	V. 43, Issue 15
82-4-3j	Amended (T)	V. 43, Issue 2
82-4-3j	Amended	V. 43, Issue 15
82-4-30a	Amended (T)	V. 43, Issue 2
82-4-30a	Amended	V. 43, Issue 15

**AGENCY 93: DEPARTMENT OF REVENUE - DIVISION OF PROPERTY VALUATION**

Reg. No.	Action	Register
93-6-2	Amended	V. 43, Issue 16
93-6-3	Amended	V. 43, Issue 16
93-6-5	Amended	V. 43, Issue 16

**AGENCY 111: KANSAS LOTTERY**

A complete index listing all regulations filed by the Kansas Lottery from 1988 through 2000 can be found in the Vol. 19, No. 52, December 28, 2000 *Kansas Register*. A list of regulations filed from 2001 through 2003 can be found in the Vol. 22, No. 52, December 25, 2003 *Kansas Register*. A list of regulations filed from 2004 through 2005 can be found in the Vol. 24, No. 52, December 29, 2005 *Kansas Register*. A list of regulations filed from 2006 through 2007 can be found in the Vol. 26, No. 52, December 27, 2007 *Kansas Register*. A list of regulations filed from 2008 through November 2009 can be found in the Vol. 28, No. 53, December 31, 2009 *Kansas Register*. A list of regulations filed from December 1, 2009,

through December 21, 2011, can be found in the Vol. 30, No. 52, December 29, 2011 *Kansas Register*. A list of regulations filed from December 22, 2011, through November 6, 2013, can be found in the Vol. 32, No. 52, December 26, 2013 *Kansas Register*. A list of regulations filed from November 7, 2013, through December 31, 2015, can be found in the Vol. 34, No. 53, December 31, 2015 *Kansas Register*. A list of regulations filed from 2016 through 2017, can be found in the Vol. 36, No. 52, December 28, 2017 *Kansas Register*. A list of regulations filed from 2018 through 2019, can be found in the Vol. 38, No. 52, December 26, 2019 *Kansas Register*. A list of regulations filed from 2020 through 2021, can be found in the Vol. 40, No. 52, December 30, 2021 *Kansas Register*. A list of regulations filed from 2022 through 2023 can be found in the Vol. 42, No. 52, December 28, 2023 *Kansas Register*.

Reg. No.	Action	Register
111-4-3771	New	V. 43, Issue 5
111-4-3772	New	V. 43, Issue 11
111-4-3773	New	V. 43, Issue 12
111-4-3774	New	V. 43, Issue 14
111-9-233	New	V. 43, Issue 5
111-9-234	New	V. 43, Issue 12
111-18-5	Amended	V. 43, Issue 12
111-19-169	New	V. 43, Issue 5
111-19-170	New	V. 43, Issue 12
111-19-171	New	V. 43, Issue 12
111-19-172	New	V. 43, Issue 12
111-19-173	New	V. 43, Issue 12
111-19-174	New	V. 43, Issue 14
111-19-175	New	V. 43, Issue 14
111-19-176	New	V. 43, Issue 14
111-20-1	New	V. 43, Issue 5
111-20-2	New	V. 43, Issue 5
111-20-3	New	V. 43, Issue 5
111-20-4	New	V. 43, Issue 5
111-20-5	New	V. 43, Issue 5
111-20-6	New	V. 43, Issue 5
111-20-7	New	V. 43, Issue 5
111-20-8	New	V. 43, Issue 5
111-20-9	New	V. 43, Issue 5
111-20-10	New	V. 43, Issue 5
111-20-11	New	V. 43, Issue 5
111-20-12	New	V. 43, Issue 5
111-20-13	New	V. 43, Issue 5
111-20-14	New	V. 43, Issue 5
111-20-15	New	V. 43, Issue 5
111-20-16	New	V. 43, Issue 5
111-20-17	New	V. 43, Issue 5
111-20-18	New	V. 43, Issue 5
111-20-19	New	V. 43, Issue 5
111-20-20	New	V. 43, Issue 5
111-20-21	New	V. 43, Issue 5
111-20-22	New	V. 43, Issue 5
111-20-23	New	V. 43, Issue 5
111-21-1	New	V. 43, Issue 11
111-21-2	New	V. 43, Issue 11
111-21-3	New	V. 43, Issue 11

111-21-4	New	V. 43, Issue 11
111-21-5	New	V. 43, Issue 11
111-21-6	New	V. 43, Issue 11
111-21-7	New	V. 43, Issue 11
111-21-8	New	V. 43, Issue 11
111-21-9	New	V. 43, Issue 11
111-21-10	New	V. 43, Issue 11
111-501-113	Amended	V. 43, Issue 11
111-501-155	Amended	V. 43, Issue 11

**AGENCY 112 RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-201-1	New (T)	V. 42, Issue 44
112-201-2	New (T)	V. 42, Issue 44
112-201-3	New (T)	V. 42, Issue 44
112-201-4	New (T)	V. 42, Issue 44
112-201-5	New (T)	V. 42, Issue 44
112-201-6	New (T)	V. 42, Issue 44
112-201-7	New (T)	V. 42, Issue 44
112-201-8	New (T)	V. 42, Issue 44
112-201-9	New (T)	V. 42, Issue 44
112-201-10	New (T)	V. 42, Issue 44
112-201-11	New (T)	V. 42, Issue 44
112-201-12	New (T)	V. 42, Issue 44
112-201-13	New (T)	V. 42, Issue 44
112-201-14	New (T)	V. 42, Issue 44
112-201-15	New (T)	V. 42, Issue 44
112-201-16	New (T)	V. 42, Issue 44
112-201-17	New (T)	V. 42, Issue 44
112-201-18	New (T)	V. 42, Issue 44
112-201-19	New (T)	V. 42, Issue 44
112-201-20	New (T)	V. 42, Issue 44
112-201-21	New (T)	V. 42, Issue 44
112-201-22	New (T)	V. 42, Issue 44
112-201-23	New (T)	V. 42, Issue 44
112-202-1	New (T)	V. 42, Issue 44
112-202-2	New (T)	V. 42, Issue 44
112-203-1	New (T)	V. 42, Issue 44
112-203-2	New (T)	V. 42, Issue 44
112-203-3	New (T)	V. 42, Issue 44
112-203-4	New (T)	V. 42, Issue 44
112-203-5	New (T)	V. 42, Issue 44
112-203-6	New (T)	V. 42, Issue 44
112-203-7	New (T)	V. 42, Issue 44
112-203-8	New (T)	V. 42, Issue 44
112-204-1	New (T)	V. 42, Issue 44
112-204-2	New (T)	V. 42, Issue 44
112-204-3	New (T)	V. 42, Issue 44
112-204-4	New (T)	V. 42, Issue 44
112-204-5	New (T)	V. 42, Issue 44
112-204-6	New (T)	V. 42, Issue 44
112-204-7	New (T)	V. 42, Issue 44

**AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS**

Reg. No.	Action	Register
115-4-11	Amended	V. 43, Issue 15
115-30-10	Amended	V. 43, Issue 15

**Kansas Register**  
**Secretary of State**  
**1st Floor, Memorial Hall**  
**120 SW 10th Ave.**  
**Topeka, KS 66612-1594**

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