



# Kansas Register

Kris W. Kobach, Secretary of State

Vol. 31, No. 25

June 21, 2012

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(Published in the Kansas Register June 21, 2012.)

**City of Olathe, Kansas**

**Notice to Bidders**

Sealed bids will be received online at [www.publicpurchase.com](http://www.publicpurchase.com) until 10 a.m. July 24, 2012, for the construction of **151st and Mahaffie Street turn lane addition, City Project No. 3-C-002-11.**

At said time and place, and promptly thereafter, all bids that have been duly received will be publicly opened and read aloud. The work consists of the following:

400 L.F. of turn lane addition with demolition and removal of existing curbs and pavement, storm sewer modifications, traffic signal modifications, and all other related work and appurtenances necessary to complete the project.

Bid documents including drawings and specifications are on file at the Olathe Office of Public Works and are open for public inspection. Bid documents and drawings may be downloaded free of charge from [www.publicpurchase.com](http://www.publicpurchase.com).

A satisfactory bid bond executed by the bidder or an acceptable surety, in an amount equal to 5 percent of the total bid for work, shall be submitted with each proposal. A scanned copy of the bid bond must be included with

the online bid submittals, and the original bid bond submitted to the city at said time and date above.

The successful bidder will be required to furnish and pay satisfactory performance and payment bond or bonds.

Attention is called to the fact that not less than the minimum salaries and wages as set forth in the contract documents must be paid on this project, and that the contractor must ensure that employees and applicants for employment are not discriminated against because of their race, color, religion, sex or national origin. Contractors must comply with Title 29 relating to the employment of apprentices in accordance with requirements published by the United States Department of Labor as contained in the contract documents.

The city of Olathe reserves the right to reject any or all bids or to waive any informalities in the bidding.

Bids may be held by the city of Olathe for a period not to exceed 60 days from the date of the opening of bids for the purpose of reviewing the bids and investigating the qualifications of bidders, prior to awarding the contract.

City of Olathe, Kansas  
By Donald T. Howell  
City Clerk

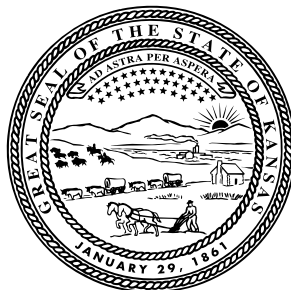
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## State of Kansas

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

**Request for Bids for Construction Services**

Notice is hereby given for the receipt of subcontractor bids for the Early Site Utility Package for the Learned Hall Engineering Expansion — Phase II, Lawrence, Kansas, Project Number A-011898(a). This project will be delivered under the construction management at-risk statute K.S.A 75-37,144. Turner Construction Company is the construction manager.

Site utility subcontractor bids will be received for work as shown on the plans and specifications and specifically in accordance with Turner's published scopes of work for each bid package. The project includes the minor demolition of existing pavement and structures, installation of new storm sewer structures and piping, and the installation of new electrical ductbank and associated electrical utility structures. Special conditions for this project include, but are not limited to, special site conditions for parking and storage, usage and access, working hours, construction schedule requirements and phasing. Subcontractors and suppliers are encouraged to carefully review all of the bidding documents for the unique aspects of the project.

**Subcontractor bids will be received until 2 p.m. July 6 at the office of Turner Construction Company.** Fax and email bids will be accepted. Contact Joshua Jones at Turner Construction Company, 2345 Grand Blvd., Suite 1000, Kansas City, MO 64108, (816) 283-0555, fax (816) 283-0558, [jbjones@tcco.com](mailto:jbjones@tcco.com). Bidders not already on the Office of Facilities and Property Management's Pre-qualified Contractors list shall accompany their bid with a statement of qualifications indicating the organization's history and structure, past experience, claims and lawsuits, and, if applicable, bonding capacity. Alternatively, bidders may submit qualifications on either AIA Document A305 or AGC Document No. 221. Bidders who are not on the Turner Construction Company pre-approved bidders list and wish to bid must also complete and submit a Turner Construction Prequalification Statement prior to submitting a bid. A Prequalification Statement is available with the bid documents on Turner's website.

Construction documents, plans, specifications, scopes of work, bid forms/docs and associated information will be available through the online plan-room utilized by Turner Construction for this project at [www.turner-ks.com/KULEEP2](http://www.turner-ks.com/KULEEP2). All subcontract bids must be submitted on the provided Turner forms with full document acknowledgement and any associated attachments included to be considered for this project.

A pre-bid conference and walk-through will be held at 1 p.m. Monday, June 25, in the courtyard area south of Learned Hall on the KU campus, 1530 W. 15th St., Lawrence.

Mark J. McGivern, Director  
Office of Facilities and  
Property Management

Doc. No. 040623

## State of Kansas

**Department of Wildlife, Parks, and Tourism  
Public Notice**

The Kansas Department of Wildlife, Parks, and Tourism has reached an agreement for the purchase of a tract of land in Cherokee County. The parcel consists of 81 acres, more or less, further described as: all of East ½ of the Northwest ¼ and the South 22 feet of the W ½, NW ¼ of Section 28, Township 31 South, Range 25 East in Cherokee County, Kansas. The appraised value is \$145,000. The purchase price is \$145,000 and shall be purchased with Natural Resource Damage Assessment Funds. This tract shall become part of the Kansas Department of Wildlife, Parks, and Tourism's Mined Land Wildlife Area and will remain on the county tax roll.

Robin L. Jennison  
Secretary of Wildlife,  
Parks and Tourism

Doc. No. 040633

## State of Kansas

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

**Notice of Requested "On-Call" Architectural Services**

Notice is hereby given of the commencement of the selection process for "on-call" architectural services for small projects for the Kansas Juvenile Justice Authority. The contract will be for three years.

For more information, contact Larry Oppitz at (785) 368-7193. Firms interested in providing these services should be familiar with the requirements of Chapter 9 of the Building Design and Construction Manual at the website below.

To be considered, one (1) PDF file and one (1) bound proposal of the following should be provided: State of Kansas Professional Qualifications DCC Forms 051-054, inclusive, and information regarding similar projects. State of Kansas Professional Qualifications DCC Form 050 for each firm and consultant should be provided at the end. Proposals should be less than 5 MB and follow the current State Building Advisory Commission guidelines, which can be found in Chapter 4 of the Building Design and Construction Manual at [www.da.ks.gov/fp/manual.htm](http://www.da.ks.gov/fp/manual.htm). Proposals should be sent to Barbara Schilling, Office of Facilities and Property Management, Suite 600 South, Landon State Office Building, 900 SW Jackson, Topeka, 66612. If you have questions call (785) 291-3695 or email [Barb.Schilling@da.ks.gov](mailto:Barb.Schilling@da.ks.gov). Both the PDF and bound proposal submittals shall be delivered to the attention of Barbara Schilling before noon July 6.

Mark J. McGivern, Director  
Office of Facilities and  
Property Management

Doc. No. 040624

## State of Kansas

## Department of Transportation

## Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the Bureau of Construction and Maintenance, KDOT, Topeka, or at the Eisenhower State Office Building, fourth floor west wing, 700 S.W. Harrison, Topeka, until 1 p.m. July 18, and then publicly opened:

**District One – Northeast**

**District**—106 KA-2848-01 – Mudjacking in 11 District One counties. (State Funds)

**Leavenworth**—73-52 KA-2842-01 – U.S. 73 from 320 feet south of the north junction of K-92 northwest to 0.4 mile north of the north city limits of Leavenworth, 2.8 miles, asphalt surfacing. (State Funds)

**Lyon**—50-56 KA-2768-01 – U.S. 50-I-35 roundabouts and connector road in Emporia, intersection improvement, 0.3 mile. (State Funds)

**Lyon**—35-56 KA-2847-01 – I-35 from the east end of the bridge over U.S. 50 north and east to the Lyon-Coffey county line, overlay, 10.3 miles. (State Funds)

**Pottawatomie**—24-75 KA-2226-01 – U.S. 24, 1.4 miles east of Riley County line (Big Blue River), bridge repair. (State Funds)

**Wyandotte**—69-105 KA-1180-05 – 18th Street Expressway over the Kansas River and Burlington Northern Santa Fe Railroad, 2 miles north of I-35, bridge repair. (State Funds)

**Wyandotte**—435-105 – KA-2136-01 – Upgrade high mast poles at I-435 and K-32, lighting. (Federal Funds)

**Wyandotte**—69-105 KA-2809-01 – U.S. 169 bridges 0.17 and 0.18 mile northwest of Southwest Boulevard, bridge repair. (State Funds)

**District Two – North Central**

**District**—106 KA-2855-01 – Milling in eight District Two counties, 30.8 miles. (State Funds)

**Geary**—31 KA-2734-02 – Henry Drive from the north I-70 ramp terminal north to Fort Riley, concrete pavement. (State Funds)

**Marion**—15-57 KA-2792-01 – K-15, 1.6 miles north of the east junction of U.S. 56, overlay. (State Funds)

**Morris**—4-64 KA-2794-01 – K-4, 10.3 miles northeast of K-149, bridge overlay. (State Funds)

**Saline**—70-85 KA-2801 – I-70, 0.4 mile east of K-143, bridge overlay. (State Funds)

**District Three – Northwest**

**Decatur**—20 C-4515-01 – County road 1 mile north and 7.1 miles west of Dresden, grading and bridge, 0.2 mile. (Federal Funds)

**District**—12 KA-2849-01 – Milling in 11 District Three counties, 188 miles. (State Funds)

**Trego**—98 C-4542-01 – County road 3 miles north and 6.9 miles east of Trego Center, grading and bridge, 0.2 mile. (Federal Funds)

**District Four – Southeast**

**District**—106 KA-2850-01 – Milling in Neosho, Chataqua, Allen and Cherokee counties, 27.7 miles. (State Funds)

**Franklin**—68-30 KA-2854-01 – K-68 from 0.7 miles east of the junction of I-35 east to 0.1 mile east of Nevada Terrace near Ottawa, overlay, 1.3 miles. (State Funds)

**Greenwood**—99-37 KA-2778-01 – K-99, 1.6 miles south of the Lyon County line, bridge repair. (State Funds)

**Greenwood**—400-37 KA-2856-01 – U.S. 400 from the Greenwood-Butler county line east 9.3 miles, asphalt surfacing. (State Funds)

**Labette**—400-50 KA-2790-01 – U.S. 400, 3.8 miles east of the Montgomery County line, bridge overlay. (State Funds)

**Miami**—169-61 KA-2844-01 – U.S. 169, 1.2 miles south of the south junction of K-7 northeast to 4 miles south of the K-68 junction, asphalt surfacing, 10.8 miles. (State Funds)

**District Five – South Central**

**District**—106 KA-2851-01 – Milling in seven District Five counties, 143.9 miles. (State Funds)

**Reno-McPherson**—61-106 KA-1501-01 – K-61 from north of 17th Street in Hutchinson northeast to the junction of I-135 east of McPherson, Intelligent Transportation System, 24.9 miles. (Federal Funds)

**Sedgwick**—235-87 KA-2040-01 – I-235 and 13th Street connection on the west side of Wichita, grading, bridge and surfacing, 1 mile. (State Funds)

**Sedgwick**—135-87 KA-2802-01 – I-135 and Hydraulic Avenue in Wichita, bridge repair. (State Funds)

**Sedgwick**—135-87 KA-2803-01 – I-135 bridge 0.7 mile north of 37th Street, bridge repair. (State Funds)

**Sedgwick**—135-87 KA-2824-01 – Various locations on I-135, I-235, U.S. 54, K-96 and K-15, pavement marking, 34.2 miles. (Federal Funds)

**District Six – Southwest**

**District**—106 KA-2853-01 – Milling in eight District Six counties, 112.2 miles. (State Funds)

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying 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 sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

Mike King  
Secretary of Transportation

Doc. No. 040637

## State of Kansas

## Department of Transportation

## Request for Comments

The Kansas Department of Transportation requests comments on the amendment of the Statewide Transportation Improvement Program (STIP) FY 12-15. The comprehensive list of projects being amended to the STIP may be viewed online at [www.ksdot.org/publications.asp](http://www.ksdot.org/publications.asp). This list includes projects for counties and cities, and for projects on the State Highway System.

The amendment of the STIP requires a public comment period of 14 days. To make comments on this STIP amendment, contact the Kansas Department of Transportation, Bureau of Program and Project Management, 2nd Floor Tower, Eisenhower State Office Building, 700 S.W. Harrison, Topeka, 66603-3754, (785) 296-3526, fax (785) 368-6664.

This information is available in alternative accessible formats. To obtain an alternative format, contact the KDOT Bureau of Transportation Information, (785) 296-3585 (Voice/Hearing Impaired-711).

The comment period regarding the STIP amendment for these projects will conclude July 4.

Mike King  
Secretary of Transportation

Doc. No. 040622

## State of Kansas

## Department of Transportation

## Notice to Consulting Engineers

The Kansas Department of Transportation is seeking a qualified consulting engineering firm prequalified in Category 231 - Traffic Control Analysis and Design, for the project as listed below. A PDF (1 MB maximum size) of the interest response must be emailed to David J. Nagy, P.E., Assistant to the Bureau Chief of Design/Contracts Engineer, at [DavidN@ksdot.org](mailto:DavidN@ksdot.org). Interest responses are limited to four pages, the subject line of the email and the PDF file name must read "2012 TEAP - Firm Name," and must be received by noon July 5 for the consulting engineering firm to be considered.

## Traffic Engineering Assistance Program

The Bureau of Local Projects has a Traffic Engineering Assistance Program (TEAP). This program enables KDOT to utilize Federal 402 Safety funds in order to assist local political subdivisions in solving traffic engineering operational and safety improvements when they do not have the traffic engineering expertise available.

The consultants selected are to provide traffic engineering services during federal fiscal years 2013, 2014 and 2015 for one of two areas of the state. Area One comprises KDOT Districts One, Two and Three. Area Two comprises KDOT Districts Four, Five and Six. Each area will receive a maximum of \$75,000 per year. The development of detailed plans, designs, specifications or estimates will not be approved under this program.

The following is a list of possible areas where the consultant may be called upon to do work. Work will not be

limited to these categories and will depend upon the nature of a project and its impact on traffic safety.

Traffic Accident Analysis	Alignment Problems
Traffic Counts	Sight Distance difficulties
Speed Surveys	Railroad Crossings
Minor Traffic Generation Studies	CBD Circulation Studies
Limited Transit Analysis	Pavement Marking Analysis
Parking Problems	High Accident Analysis
Capacity Analysis	School Signing and Markings
Lighting and Visibility Analysis	Signal Needs Study
Traffic Signal Progression and	Major Street Operational Analysis
Delay Problems	CBD Operation, Parking, or
Intersection Related Safety Problems	Capacity Analysis

The Consultant Shortlist Committee will select three to five of the most highly qualified firms expressing interest and schedule an individual interview. The consulting firms can more thoroughly discuss their experience related to the project at the interview and will be expected to discuss their approach to this project in detail and the personnel to be assigned to this project. Firms not selected to be shortlisted will be notified. Categories may be viewed at [www.ksdot.org/divengdes/prequal](http://www.ksdot.org/divengdes/prequal).

The Consultant Selection Committee, appointed by the Secretary of Transportation, will conduct the discussions with the firms invited to the individual interview conferences. The committee will select one firm to perform the professional services required for completing the advertised project. After the selection, the firms not selected will be notified of the outcome.

It is KDOT's policy to use the following criteria as the basis for selection of the consulting engineering firms:

1. Size and professional qualifications.
2. Experience of staff.
3. Location of firm with respect to projects.
4. Work load of firm.
5. Firm's performance record.

The firm's accounting systems must have the following capabilities before the firm may be awarded a contract:

- Valid, reliable and current costs must be available within the system to support cost and pricing data.
- Capability to provide a means of measuring the reasonableness of incurred costs.
- Capability to identify and accumulate allowable costs by contract or project records that will reconcile with the general ledger.
- Ability to provide supporting documentation of actual expenditures for each billing, based on costs.

For more information, contact David Nagy at [DavidN@ksdot.org](mailto:DavidN@ksdot.org).

Mike King  
Secretary of Transportation

Doc. No. 040631

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality op-

(continued)

erating permit. Georgia-Pacific Gypsum, LLC 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.

Georgia-Pacific Gypsum, LLC, 133 Peachtree St. N.E., Atlanta, GA 30303, owns and operates Gypsum Product Manufacturing located at 2177 Highway 77, Blue Rapids, KS 66411.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process is available for a 30-day public review during normal business hours at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka. Also, a copy of the proposed permit can be reviewed at the KDHE Northeast District Office, 8000 W. 24th St., Lawrence. To obtain or review the proposed permit and supporting documentation, contact Larry Lowry, (785) 296-6281, at the KDHE central office, and to review the proposed permit only, contact Pat Simpson, (785) 842-4600, at the KDHE Northeast District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Larry Lowry, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business July 24.

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 Sharon Burrell, Bureau of Air, not later than the close of business July 24 in order for the Secretary of Health and Environment to consider the request.

The U.S. Environmental Protection Agency has a 45-day review period, which will start concurrently with the 30-day 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 Ward Burns, U.S. EPA, Region VII, Air Permitting and Compliance Branch, 901 N. 5th St., Kansas City, KS 66101, (913) 551-7312, to determine when the 45-day EPA review period ends and the 60-day petition period commences.

Robert Moser, M.D.  
Secretary of Health  
and Environment

Doc. No. 040630

## State of Kansas

### Department of Health and Environment

#### Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality construction permit. Waste Connections of Kansas, Inc. has applied for an air quality construction permit in accordance with the provisions of K.A.R. 28-19-300. Emissions of particulate matter (PM/PM<sub>10</sub>), volatile organic compounds (VOCs), nitrogen oxides (NO<sub>x</sub>), carbon monoxide (CO), sulfur oxides (SO<sub>x</sub>), greenhouse gases (GHGs) and hazardous air pollutants (HAPs) were evaluated during the permit review process.

Waste Connections of Kansas, Inc., 4300 W. 37th St. North, Wichita, 67205, owns and operates Plumb Thicket Landfill, located at 440 N.E. 150th Road, Harper, 67058, at which Timberline Energy, Inc. proposes to install a landfill gas collection and control system (GCCS) and utility flare. Timberline Energy, Inc. 46280 Dylan Drive, Suite 200, Novi, MI 48377, will be responsible for the operation and maintenance of the utility flare, and Plumb Thicket Landfill will be responsible for the operation and maintenance of the GCCS.

A copy of the proposed permit, permit application, all supporting documentation, and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka. Also, a copy of the proposed permit only can be reviewed at the KDHE South Central District Office, 130 S. Market, Suite 6050, Wichita. To obtain or review the proposed permit and supporting documentation, contact Ashley Eichman, (785) 296-1713, at the KDHE central office, and to review the proposed permit only, contact David Butler, (316) 337-6020, at the KDHE South Central District Office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Ashley Eichman, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366. In order to be considered in formulating a final permit decision, written comments must be received before the close of business July 20.

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 Sharon Burrell, Bureau of Air, not later than the close of business July 20 in order for the Secretary of Health and Environment to consider the request.

Robert Moser, M.D.  
Secretary of Health  
and Environment

Doc. No. 040634

## State of Kansas

Department of Health  
and Environment

## Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality permit. US Energy Partners, LLC has applied for a construction permit in accordance with the provisions of K.A.R. 28-19-300, and a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of sulfur dioxide (SO<sub>2</sub>), nitrogen oxides (NO<sub>x</sub>), carbon monoxide (CO), particulate matter (PM), particulate matter with an aerodynamic diameter less than or equal to 10 micrometers (PM<sub>10</sub>), volatile organic compounds (VOCs), hazardous air pollutants (HAPs) and green house gases (GHGs) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit to below major source thresholds.

US Energy Partners, LLC, 1030 E. 15th St., Russell, 67665, owns and operates the stationary source located at the same address, at which the wheat gluten manufacturing facility is to be operated.

A public comment period has been established to allow citizens the opportunity to express any concerns they may have about this proposed permitting action. The public comment period will end at noon July 24. All written comments must be received by this time and should be submitted to Rasha Allen, KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka, 66612-1366, or presented at the tentatively scheduled public hearing.

Any member of the public may request to hold a public hearing to receive comments on the proposed issuance of the draft air quality permit. Written requests to hold a public hearing should be submitted to Rasha Allen or Sharon Burrell at the address listed above, or by fax (785) 291-3953, and must be received by noon Tuesday, July 24. If a request is received, a public hearing is tentatively scheduled by the KDHE on August 3 at Ruppenthal Middle School's auditorium, 400 N. Elm, Russell, from 5 p.m. until all verbal and/or written comments have been submitted by participants. If no requests to hold a public hearing are received by noon July 24, the public hearing will be cancelled. A notice of cancellation will be posted at the KDHE website at [http://www.kdheks.gov/bar/public\\_notice.html](http://www.kdheks.gov/bar/public_notice.html).

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed materials in an accessible format. Requests for accommodation must be made no later than July 24.

A copy of the proposed permit, permit applications, all supporting documentation, and all information relied upon during the permit application review process is available for public review for a period of 30 days from the date of publication during normal business hours at the KDHE, Bureau of Air, 1000 S.W. Jackson, Suite 310, Topeka. Also, a copy of the proposed permit can be reviewed at the KDHE Northwest District Office, 2301 E. 13th St., Hays. To obtain or review the proposed permit and supporting documentation, contact Rasha Allen, (785) 296-1693, at the

KDHE central office, and to review the proposed permit only, contact Dan Wells, (785) 625-5663, at the KDHE Northwest District Office. The standard departmental cost will be assessed for any copies requested.

Robert Moser, M.D.  
Secretary of Health  
and Environment

Doc. No. 040629

## State of Kansas

Department of Health  
and Environment

## Request for Bids

Pursuant to the Kansas Childhood Lead Poisoning Prevention Program, sealed bids for lead hazard reduction at the following properties will be received by the Kansas Department of Health and Environment until 2 p.m. on the date indicated. For more information, call (316) 683-6629:

July 6, 2012

IFB 264-12-18

## Project Safe at Home Wichita

Property #1	865 S. Millwood Wichita, KS 67213
Property #2	2638 N. Garland Wichita, KS 67204
Property #3	1424 N. Fairview Wichita, KS 67204
Property #4	1807 Green Acres Wichita, KS 67218
Property #5	1326 N. Fairview Wichita, KS 67203
Property #6	3344 S. Edwards Wichita, KS 67217
Property #7	1632 N. Northeast Parkway Wichita, KS 67208
Property #8	2802 N. Holyoke Wichita, KS 67220
Property #9	2440 N. Green Wichita, KS 67219
Property #10	1443 N. Battin Wichita, KS 67208

Contractors will be required to attend a walk-through of each property in order to be eligible to respond to the Invitation for Bid. For times and actual locations, call (316) 683-6629 or go to the following website:

<http://www.kshealthyhomes.org>

The above-referenced bid documents can be downloaded at the website listed above.

Robert Moser, M.D.  
Secretary of Health  
and Environment

Doc. No. 040627

State of Kansas

Department of Health and Environment

Notice Concerning Kansas/Federal Water Pollution Control Permits and Applications

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 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.

Public Notice No. KS-AG-12-180/184

Pending Permits for Confined Feeding Facilities

Name and Address of Applicant	Legal Description	Receiving Water
Irsik and Doll Feed Yard Mark Sebranek 8220 E. Highway 50 Garden City, KS 67851	All of Section 20 T24S, R31W, Finney County	Upper Arkansas River Basin

Kansas Permit No.: A-UAFI-C004 Federal Permit No.: KS0055069

This permit is being reissued for an existing facility for 40,000 animal units (40,000 animal units) of cattle weighing greater than 700 pounds. There is no change in the permitted 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
CAJ Dairy 16733 K16 Highway Oskaloosa, KS 66066	NW/4 of Section 11, T10S, R19E, Jefferson County	Kansas River Basin

Kansas Permit No.: A-KSJF-M011

A permit is being reissued to an existing facility with a maximum capacity of 360 head (504 animal units) of mature dairy cows (lactating and dry), 160 head (80 animal units) of cattle weighing less than 700 pounds and 60 head (60 animal units) of cattle weighing more than 700 pounds for a total of 644 animal units. This represents a decrease in capacity from the previous permit, which was for 661 animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Nightengale Grain and Livestock 9961 W. Road 270 Scott City, KS 67871	NW/4 of Section 21, T16S, R34W, Scott County	Smoky Hill River Basin

Kansas Permit No.: A-SHSC-B006

This permit is being issued for an existing facility for 999 head (999 animal units) of cattle weighing more than 700 pounds. This represents a decrease in the permitted capacity from the previous per-

mitted capacity of 2,500 head (2,500 animal units) of cattle weighing more than 700 pounds.

Name and Address of Applicant	Legal Description	Receiving Water
Trentman Feedlot Lester Trentman P.O. Box 218 Fairview, KS 66425	SE/4 of Section 27, T02S, R15E, Brown County	Missouri River Basin

Kansas Permit No.: A-MOBR-B001

This permit is being reissued for an existing facility with a maximum capacity of 565 head (565 animal units) of cattle more than 700 pounds and 434 head (217 animal units) of cattle 700 pounds or less, for a total of 782 animal units of cattle. There is no change in the permitted animal units.

Name and Address of Applicant	Legal Description	Receiving Water
Barr Dairy James L. and Kathy Barr 9775 W. 333rd St. Lebo, KS 66856	NW/4 of Section 30, T18S, R14E, Osage County	Marais des Cygnes River Basin

Kansas Permit No.: A-MCOS-M004

This permit is being reissued for an existing facility with a maximum capacity of 80 head (112 animal units) of mature dairy cattle, 20 head (20 animal units) of dairy heifers, 16 head (8 animal units) of dairy calves, 4 head (1.6 animal units) of swine more than 55 pounds, and 4 head (8 animal units) of horses, for a total of 149.6 animal units. There is no change in the permitted animal units from the previous permit.

Public Notice No. KS-Q-12-041/042

The requirements of the draft permits 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
Morrison Ventures P.O. Box 1737 Salina, KS 67402	Smoky Hill River via West Try Creek via Unnamed Tributary	Groundwater Remediation Project

Kansas Permit No. I-SH36-PO01 Federal Permit No. KS0100404

Outfall Location: NE¼, S19, T15S, R3W, Saline County, KS

Facility Name: Smolan Pork Site Groundwater Remediation

Facility Address: 4337 W. Smolan Road, Smolan, KS 67479

Facility Description: The proposed action is to issue a new permit for the operation of a groundwater remediation project. Groundwater contaminated with grain fumigants is pumped out of up to three recovery wells, RW-1R, RW-2, and RW-3. Water from the recovery wells is treated in a vortex sand separator, low profile air stripper, bag filter, and two activated carbon filters operating in series, and discharged. The underflow from the vortex sand separator is treated via an aerated storage tank and either commingled with the wastewater flow prior to the air stripper or tested and discharged with the final carbon filter discharge. An anti-scale chemical is fed prior to the air stripper. The proposed permit contains limits for tetrachloromethane, ethylene dibromide, and pH as well as the monitoring of nitrate, phosphorus, chloroform, and effluent flow.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Pyramid Stone LLC 1420 C. of E. Drive Suite 100 Emporia, KS 66801	North Branch of the Verdigris River via Rock Creek via Unnamed pond	Pit-Dewatering and Stormwater Runoff

Kansas Permit No. I-VE45-PO01 Federal Permit No. KS0099180

Facility Description: N½, S33, T20S, R10E & NW¼, S34, T20S, R10E, Lyon County, KS

Facility Description: The proposed action consists of reissuing an existing permit for discharge of wastewater during quarry operations.



The permittee strip mines slab rock made of gray limestone that is used for various purposes. Outfall 001 consists of stormwater runoff. The proposed permit contains generic water quality language to protect waters of the state.

**Public Notice No. KS-PT-12-012**

Name and Address of Applicant	Receiving Facility	Type of Discharge
Landoll Corporation 1900 North St. Marysville, KS 66508	Marysville MWWTP	Process Wastewater

Facility name: Landoll Corporation, Plant #2, Alston Facility  
 Facility Location: 604 Alston, Marysville, KS 66508  
 Kansas Permit No. P-BB13-0002 Federal Tracking No. KSP000082  
 Facility Description: The proposed action is to reissue a pretreatment permit for this facility. This facility performs zinc electroplating on metal parts used to manufacture products at the other Landoll facilities, including forklifts, airplane deicers, lowboy trailers, and agricultural tillage implements. Process wastes are treated on-site using a sand filtration treatment system before the wastes are discharged to the city sanitary sewer. The proposed permit contains limits for cadmium, chromium, copper, lead, nickel, silver, zinc, total cyanide, total toxic organics, and pH, as well as monitoring of effluent flow. The permit limits are pursuant to state and federal pretreatment requirements.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural-related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 S.W. Jackson, Suite 420, Topeka, 66612-1367.

All comments regarding the draft documents or application notices received on or before July 21 will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-12-180/184, KS-Q-12-041/042, KS-PT-12-012) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue 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).

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water. 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 on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m. Monday through Friday, excluding holidays.

Robert Moser, M.D.  
 Secretary of Health  
 and Environment

Doc. No. 040628

**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: [www.emporia.edu/busaff/](http://www.emporia.edu/busaff/). Additional contact info: phone: 620-341-5145, fax: 620-341-5073, email: [thouse@emporia.edu](mailto:thouse@emporia.edu). Mailing address: Emporia State University, Controller's Office/Purchasing, Campus Box 4021, 1200 Commercial, Emporia, KS 66801.

**Fort Hays State University** – Bid postings: [www.fhsu.edu/bids](http://www.fhsu.edu/bids). Additional contact info: phone: 785-628-4251, fax: 785-628-4046, email: [purchasing@fhsu.edu](mailto:purchasing@fhsu.edu). Mailing address: Fort Hays State Purchasing Office, 601 Park St., 318 Sheridan Hall, Hays, KS 67601.

**Kansas State University** – Bid postings: [www.k-state.edu/purchasing/rfq](http://www.k-state.edu/purchasing/rfq). Additional contact info: phone: 785-532-6214, fax: 785-532-5577, email: [kspurch@k-state.edu](mailto:kspurch@k-state.edu). Mailing address: Division of Financial Services/Purchasing, 21 Anderson Hall, Kansas State University, Manhattan, KS 66506.

**Pittsburg State University** – Bid postings: [www.pittstate.edu/office/purchasing](http://www.pittstate.edu/office/purchasing). Additional contact info: phone: 620-235-4169, fax: 620-235-4166, email: [jensch@pittstate.edu](mailto:jensch@pittstate.edu). Mailing address: Pittsburg State University, Purchasing Office, 1701 S. Broadway, Pittsburg, KS 66762-7549.

**University of Kansas** – Electronic bid postings: <http://www.purchasing.ku.edu/>. Paper bid postings and mailing address: KU Purchasing Services, 1246 W. Campus Road, Room 30, Lawrence, KS 66045. Additional contact info: phone: 785-864-5800, fax: 785-864-3454, email: [purchasing@ku.edu](mailto:purchasing@ku.edu).

**University of Kansas Medical Center** – Bid postings: <http://www2.kumc.edu/finance/purchasing/bids.html>. Additional contact info: phone: 913-588-1100, fax: 913-588-1102. Mailing address: University of Kansas Medical Center, Purchasing Department, Mail Stop 2034, 3901 Rainbow Blvd., Kansas City, KS 66160.

**Wichita State University** – Bid postings: [www.wichita.edu/purchasing](http://www.wichita.edu/purchasing). Additional contact info: phone: 316-978-3080, fax: 316-978-3528. Mailing address: Wichita State University, Office of Purchasing, 1845 Fairmount Ave., Campus Box 12, Wichita, KS 67260-0012.

Carla K. Bishop  
 Chair of Regents Purchasing Group  
 Director of Purchasing  
 Kansas State University

Doc. No. 039551

State of Kansas

Kansas Guardianship Program

Notice of Meeting

The Kansas Guardianship Program will conduct its governing board meeting from 1:30 to 3:30 p.m. Wednesday, June 27, at the KGP office, 3248 Kimball Ave., Manhattan. For more information, call (785) 587-8555.

Jean Krahn
Executive Director

Doc. No. 040626

(Published in the Kansas Register June 21, 2012.)

Summary Notice of Bond Sale
Unified School District No. 419

McPherson County, Kansas (Canton-Galva)
\$8,550,000

General Obligation School Building Bonds
Series 2012

(General obligation bonds payable
from unlimited ad valorem taxes)

Bids

Subject to the Notice of Bond Sale dated June 14, 2012, written and electronic bids will be received on behalf of the clerk of Unified School District No. 419, McPherson County, Kansas (Canton-Galva) (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 3 p.m. July 9, 2012, for the purchase of the above-referenced bonds. No bid of less than 100 percent 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 July 1, 2012, and will become due on September 1 in the years as follows:

Table with 2 columns: Year, Principal Amount. Rows from 2016 to 2032 with increasing principal amounts.

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as here-

inafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 2013.

Book-Entry-Only System

The bonds shall be registered under a book-entry-only system administered through DTC.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$171,000.

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 July 31, 2012, 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 2011 is \$32,962,186. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$9,930,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, 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 when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the undersigned or from the financial advisor at the address set forth below.

Written Bid and Good Faith Deposit Delivery Address:

Cheryl Boesker, Clerk
Office of the Board of Education
109 S. Main, P.O. Box 317
Canton, KS 67428-0317
(620) 628-4901
Fax: (620) 628-4380
Email: cboesker@usd419.org

Financial Advisor - Facsimile Bid and Good Faith Deposit Delivery Address:

George K. Baum & Company
100 N. Main, Suite 810
Wichita, KS 67202
Attn: Stephen E. Shogren
(316) 264-9351
Fax: (316) 264-9370
Email: shogren@gkbaum.com

Dated June 14, 2012.

Unified School District No. 419
McPherson County, Kansas (Canton-Galva)

Doc. No. 040635

**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. 2011 Supp. 12-1675(b)(c)(d) and K.S.A. 2011 Supp. 12-1675a(g).

**Effective 6-18-12 through 6-24-12**

Term	Rate
1-89 days	0.17%
3 months	0.10%
6 months	0.15%
1 year	0.23%
18 months	0.27%
2 years	0.28%

Scott Miller  
Director of Investments

Doc. No. 040625

(Published in the Kansas Register June 21, 2012.)

**Summary Notice of Bond Sale  
Unified School District No. 323  
Pottawatomie County, Kansas (Rock Creek)  
\$4,420,000  
General Obligation School Building Bonds  
Series 2012**

**(General obligation bonds payable  
from unlimited ad valorem taxes)**

**Bids**

Subject to the Notice of Bond Sale dated June 13, 2012, written and electronic bids will be received on behalf of the clerk of Unified School District No. 323, Pottawatomie County, Kansas (Rock Creek) (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 3 p.m. July 11, 2012, for the purchase of the above-referenced bonds. No bid of less than 100 percent 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 July 1, 2012, and will become due on September 1 in the years as follows:

Year	Principal Amount
2028	\$ 765,000
2029	820,000
2030	880,000
2031	945,000
2032	1,010,000

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 March 1 and September 1 in each year, beginning March 1, 2013.

**Book-Entry-Only System**

The bonds shall be registered under a book-entry-only system administered through DTC.

**Paying Agent and Bond Registrar**

Kansas State Treasurer.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$88,400.

**Delivery**

The issuer will pay for preparation of the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about July 31, 2012, 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 2011 is \$46,044,538. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$15,370,000.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, 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 when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the undersigned or from the financial advisor at the addresses set forth below.

**Written Bid and Good Faith Deposit**

**Delivery Address:**

Office of the Board of Education  
201 S. 3rd St., P.O. Box 70  
Westmoreland, KS 66549  
(785) 457-3732  
Fax: (785) 457-3701  
Email: grutzmam@rockcreekschools.org

**Financial Advisor - Facsimile Bid and Good Faith**

**Deposit Delivery Address:**

George K. Baum & Company  
100 N. Main, Suite 810  
Wichita, KS 67202  
Attn: Stephen E. Shogren  
(316) 264-9351  
Fax: (316) 264-9370  
Email: shogren@gkbaum.com

Dated June 13, 2012.

Unified School District No. 323  
Pottawatomie County, Kansas (Rock Creek)

Doc. No. 040636

(Published in the Kansas Register June 21, 2012.)

**Summary Notice of Bond Sale  
City of Salina, Kansas**

**\$2,365,000\***

**General Obligation Internal Improvement Bonds  
Series 2012-A**

**(General obligation bonds payable  
from unlimited ad valorem taxes)**

**Bids**

Subject to the Notice of Bond Sale dated June 11, 2012, written and electronic bids will be received on behalf of the clerk of the city of Salina, Kansas (the issuer), in the case of written bids, at the address set forth below, and in the case of electronic bids, through PARITY, until 1 p.m. July 9, 2012, for the purchase of the above-referenced bonds. No bid of less than 100 percent 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 July 15, 2012, and will become due on October 1 in the years as follows:

Year	Principal Amount*
2013	\$130,000
2014	140,000
2015	145,000
2016	150,000
2017	150,000
2018	155,000
2019	155,000
2020	155,000
2021	160,000
2022	160,000
2023	165,000
2024	170,000
2025	175,000
2026	175,000
2027	180,000

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 April 1 and October 1 in each year, beginning April 1, 2013.

**Book-Entry-Only System**

The bonds shall be registered under a book-entry-only system administered through DTC.

**Paying Agent and Bond Registrar**

Kansas State Treasurer, Topeka, Kansas.

**Good Faith Deposit**

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States, a qualified financial surety bond or a wire transfer in Federal Reserve funds immediately available for use by the issuer in the amount of \$47,300.

**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 July 26, 2012, 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 2011 is \$449,760,638. The total general obligation indebtedness of the issuer as of the dated date, including the bonds being sold, is \$65,235,000.

**Approval of Bonds**

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, bond counsel, 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 when the bonds are delivered.

**Additional Information**

Additional information regarding the bonds may be obtained from the undersigned or from the financial advisor at the addresses set forth below.

**Written and Facsimile Bid and Good Faith Deposit**

**Delivery Address:**

Rod Franz, Finance Director  
300 W. Ash  
Salina, KS 67402  
(785) 309-5735  
Fax: (785) 309-5738  
Email: rod.franz@salina.org

**Financial Advisor:**

George K. Baum & Company  
4801 Main St., Suite 500  
Kansas City, MO 64112  
Attn: David Arteberry  
(816) 474-1100  
Fax: (816) 283-5326  
Email: arteberry@gkbaum.com

Dated June 11, 2012.

City of Salina, Kansas

**\*Preliminary; subject to change  
as provided in the Notice of Sale.**

Doc. No. 040639

**State of Kansas**

**Wildlife, Parks, and Tourism Commission**

**Notice of Hearing on Proposed  
Administrative Regulations**

A public hearing will be conducted by the Wildlife, Parks, and Tourism Commission at 7 p.m. Thursday, August 23, at the Kansas Wetlands Education Center, 592 N.E. K-157 Highway, Great Bend, to consider the approval and adoption of proposed regulations of the Kansas Department of Wildlife, Parks, and Tourism.

A regulatory hearing on business of the Wildlife, Parks, and Tourism Commission will begin at 7 p.m. August 23 at the location listed above. There will be public comment

periods at the beginning of the evening meeting for any issues not on the agenda, and additional comment periods will be available during the meeting on agenda items. Old and new business also may be discussed at this time. If necessary to complete business matters, the commission will reconvene at 9 a.m. August 24 at the same location.

Any individual with a disability may request accommodation in order to participate in the public meeting and may request the meeting materials in an accessible format. Requests for accommodation should be made at least five working days in advance of the meeting by contacting Sheila Kemmis, commission secretary, at (620) 672-5911. Persons with a hearing impairment may call the Kansas Commission for the Deaf and Hard of Hearing at 1-800-432-0698 to request special accommodations.

This 60-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on proposed administrative regulations. All interested parties may submit written comments prior to the hearing to the chairman of the commission, Kansas Department of Wildlife, Parks, and Tourism, 1020 S. Kansas Ave., Suite 200, Topeka, 66612, or to sheila.kemmis@ksoutdoors.com if electronically. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for approving, amending and approving, or rejecting the proposed regulations.

The regulations that will be heard during the regulatory hearing portion of the meeting are as follows:

**K.A.R. 115-14-1.** This permanent regulation establishes falconry federal regulation adoption by reference. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-2.** This permanent regulation establishes falconry permits. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-3.** This permanent regulation establishes falconry permit classes and requirements. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-4.** This permanent regulation establishes falconry examination requirements. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-5.** This permanent regulation establishes falconry facilities and inspection. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-6.** This permanent regulation establishes falconry equipment requirements. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-8.** This permanent regulation establishes falconry reporting requirements. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-9.** This permanent regulation establishes requirements for acquisition of raptors. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-10.** This permanent regulation establishes other provisions related to falconry. The regulation is proposed for revocation.

Economic Impact Summary: The proposed revocation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-11.** This new permanent regulation establishes general provisions for falconry. The regulation includes provisions from both federal regulation and state regulations that are proposed for revocation. The provisions include hunting license requirements, taking of certain species, abatement activities, feather disposal, carcass disposal, conservation education programs, rehabilitation and hunting seasons.

Economic Impact Summary: The proposed regulation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-12.** This new permanent regulation establishes permits, applications and examinations for falconry. The regulation includes provisions from both federal regulation and state regulations that are proposed for revocation. The provisions include application provisions, dates permits are valid, transfer of raptors into the state, lapsed permits, temporary permits, permit levels and permit denial, suspension or revocation.

Economic Impact Summary: The proposed regulation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

**K.A.R. 115-14-13.** This new permanent regulation establishes facilities, equipment, care requirements and in-

*(continued)*

spections for falconry. The regulation includes provisions from both federal regulation and state regulations that are proposed for revocation. The provisions include facility definitions, minimum facility requirements, transport requirements, minimum equipment requirements, temporary facilities, training and facility inspections.

Economic Impact Summary: The proposed regulation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

K.A.R. 115-14-14. This new permanent regulation establishes taking, banding, transporting and possessing raptors for falconry. The regulation includes provisions from both federal regulation and state regulations that are proposed for revocation. The provisions include hunting license requirements, capture devices, permission from the landowner, number of raptors that may be taken threatened or endangered species, reporting take of raptors, recapture of raptors, identification of raptors taken and release of raptors.

Economic Impact Summary: The proposed regulation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

K.A.R. 115-14-15. This new permanent regulation establishes transfers, trading and sale of raptors for fal-

conry. The regulation includes provisions from both federal regulation and state regulations that are proposed for revocation. The provisions include transfer of raptors, prohibiting sale of wild-caught raptors, marking of transferred raptors and reporting of transferred raptors.

Economic Impact Summary: The proposed regulation is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

K.A.R. 115-18-1. This permanent regulation establishes the application, reporting and general provisions for a wildlife rehabilitation permit. The proposed amendment is to extend the possession period for rehabilitation to coordinate with falconry regulations.

Economic Impact Summary: The proposed amendment is not anticipated to have any appreciable negative economic impact on the department, other agencies, small businesses or the public.

Copies of the complete text of the regulations and their respective economic impact statements may be obtained by writing the chairman of the commission at the address above, electronically on the department's website at www.kdwpt.state.ks.us, or by calling (785) 296-2281.

Gerald Lauber  
Chairman

Doc. No. 040640

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the Kansas Register issue in which more information can be found. Temporary regulations are designated with a (T) in the Action column. This cumulative index supplements the 2009 Volumes of the Kansas Administrative Regulations and the 2011 Supplement of the Kansas Administrative Regulations.

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68-20-26	New (T)	V. 30, p. 357
68-20-27	New (T)	V. 30, p. 357
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 109-2-8 Amended V. 31, p. 55  
 109-2-10a New V. 31, p. 56  
 109-2-11 Amended V. 31, p. 57  
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 109-2-13 Amended V. 31, p. 58  
 109-3-3 New V. 31, p. 246  
 109-3-4 New V. 31, p. 247  
 109-3-5 New V. 31, p. 247  
 109-5-1 Amended (T) V. 30, p. 138  
 109-5-1 Amended V. 30, p. 573  
 109-5-1a New (T) V. 30, p. 139  
 109-5-1a New V. 30, p. 574  
 109-5-1b New (T) V. 30, p. 139  
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 109-5-1d New (T) V. 30, p. 139  
 109-5-1d New V. 30, p. 574  
 109-5-1e New (T) V. 30, p. 139  
 109-5-1e New V. 30, p. 574  
 109-5-1f New (T) V. 30, p. 139  
 109-5-1f New V. 30, p. 574  
 109-5-5 Amended V. 30, p. 1154  
 109-5-7a New (T) V. 30, p. 139  
 109-5-7a New V. 30, p. 574  
 109-5-7b New (T) V. 30, p. 140  
 109-5-7b New V. 30, p. 575  
 109-5-7c New (T) V. 31, p. 245  
 109-5-7c New V. 31, p. 497  
 109-5-7d New (T) V. 30, p. 141  
 109-5-7d New V. 30, p. 576  
 109-7-1 Amended V. 31, p. 248  
 109-8-1 Amended (T) V. 30, p. 141  
 109-8-1 Amended V. 30, p. 576  
 109-8-2 New V. 31, p. 225  
 109-9-1 Amended V. 30, p. 1154  
 109-9-4 Amended V. 30, p. 1154  
 109-10-1a New (T) V. 30, p. 141  
 109-10-1a New V. 30, p. 577  
 109-10-1b New (T) V. 30, p. 142  
 109-10-1b New V. 30, p. 577  
 109-10-1c New V. 31, p. 225  
 109-10-1d New (T) V. 30, p. 142  
 109-10-1d New V. 30, p. 577  
 109-10-1e New (T) V. 30, p. 142  
 109-10-1e New V. 30, p. 577  
 109-10-1f New (T) V. 30, p. 142  
 109-10-1f New V. 30, p. 577  
 109-10-1g New (T) V. 30, p. 142  
 109-10-1g New V. 30, p. 578  
 109-10-3 Amended V. 30, p. 1155  
 109-10-5 Revoked V. 30, p. 1155



109-10-6	Amended (T)	V. 30, p. 143
109-10-6	Amended	V. 30, p. 578
109-11-1a	New (T)	V. 30, p. 143
109-11-1a	New	V. 30, p. 578
109-11-3a	New (T)	V. 30, p. 144
109-11-3a	New	V. 30, p. 579
109-11-4a	New	V. 31, p. 225
109-11-6a	New (T)	V. 30, p. 144
109-11-6a	New	V. 30, p. 579
109-13-1	Amended	V. 31, p. 248
109-15-1	Amended	V. 30, p. 1155
109-15-2	Amended	V. 30, p. 1156

**AGENCY 110: DEPARTMENT OF COMMERCE**

Reg. No.	Action	Register
110-4-1		
through		
110-4-5	Amended	V. 30, p. 25-27
110-21-1		
through		
110-21-5	New	V. 30, p. 411-413
110-22-1		
through		
110-22-5	New (T)	V. 30, p. 984, 985
110-22-1		
through		
110-22-6	New	V. 30, p. 1416, 1417

**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. The following regulations were filed after December 22, 2011:

Reg. No.	Action	Register
111-2-270		
through		
111-2-276	New	V. 31, p. 114-116
111-2-277		
through		
111-2-282	New	V. 31, p. 582, 583
111-2-283		
through		
111-2-286	New	V. 31, p. 648
111-4-3135	New	V. 31, p. 116
111-4-3136	New	V. 31, p. 121
111-4-3137		
through		
111-4-3142	New	V. 31, p. 274-278
111-4-3144		
through		
111-4-3158	New	V. 31, p. 345-354
111-4-3159		
through		
111-4-3162	New	V. 31, p. 583-587
111-4-3163		
through		
111-4-3171	New	V. 31, p. 613-617
111-4-3172		
through		
111-4-3181	New	V. 31, p. 649-656
111-5-23		
through		
111-5-28	Amended	V. 31, p. 355-358
111-5-31	Amended	V. 31, p. 359

111-5-33	Amended	V. 31, p. 279
111-5-82	Amended	V. 31, p. 657
111-5-83	Amended	V. 31, p. 657
111-5-194	Amended	V. 31, p. 359
111-5-200	New	V. 31, p. 360
111-5-201		
through		
111-5-206	New	V. 31, p. 618, 619
111-9-174	New	V. 31, p. 122
111-9-175	New	V. 31, p. 123
111-9-176	New	V. 31, p. 124
111-9-177	New	V. 31, p. 360
111-17-3	New	V. 31, p. 279
111-17-4	New	V. 31, p. 619
111-201-14	Amended	V. 31, p. 361
111-301-6	Amended	V. 31, p. 658
111-401-1		
through		
111-401-50	New	V. 31, p. 389-407
111-401-51		
through		
111-401-118	New	V. 31, p. 427-449
111-401-119		
through		
111-401-166	New	V. 31, p. 528-552
111-501-9	Amended	V. 31, p. 124
111-501-12	Amended	V. 31, p. 659
111-501-14		
through		
111-501-26	New	V. 31, p. 124-129
111-501-35		
through		
111-501-81	New	V. 31, p. 129-146
111-501-82		
through		
111-501-102	New	V. 31, p. 620-628

**AGENCY 112: RACING AND GAMING COMMISSION**

Reg. No.	Action	Register
112-100-2	Amended	V. 30, p. 1605
112-101-6	Amended	V. 30, p. 290
112-101-8	Amended	V. 30, p. 1605
112-102-2	Amended	V. 30, p. 1605
112-102-8	Amended	V. 30, p. 290
112-102-10	Amended	V. 30, p. 1605
112-103-2	Amended	V. 30, p. 291
112-103-4	Amended	V. 30, p. 292
112-103-5	Amended	V. 30, p. 292
112-103-8	Amended	V. 30, p. 292
112-103-11	Amended	V. 30, p. 1605
112-103-15	Amended	V. 30, p. 292
112-104-1	Amended	V. 30, p. 293
112-104-5	Amended	V. 30, p. 1606
112-104-6	Amended	V. 30, p. 1606
112-104-8	Amended	V. 30, p. 294
112-104-13	Amended	V. 30, p. 295
112-104-14	Amended	V. 30, p. 297
112-104-15	Amended	V. 30, p. 297
112-104-16	Amended	V. 30, p. 298
112-104-32	Amended	V. 30, p. 300
112-104-42	New	V. 30, p. 1608
112-105-1	Amended	V. 30, p. 301
112-105-2	Amended	V. 30, p. 301
112-105-3	Amended	V. 30, p. 301
112-106-1	Amended	V. 30, p. 301
112-106-2	Amended	V. 30, p. 303
112-106-5	Amended	V. 30, p. 303
112-106-6	Amended	V. 30, p. 304
112-107-3	Amended	V. 30, p. 304
112-107-5	Amended	V. 30, p. 307
112-107-10	Amended	V. 30, p. 308
112-107-21	Amended	V. 30, p. 309
112-107-22	Amended	V. 30, p. 310
112-108-18	Amended	V. 30, p. 311
112-108-23	Amended	V. 30, p. 1609
112-108-36	Amended	V. 30, p. 312
112-108-55	Amended	V. 30, p. 313
112-110-1	Amended	V. 30, p. 1611

112-110-3	Amended	V. 30, p. 313
112-110-14	Amended	V. 30, p. 1612
112-112-1	Amended	V. 30, p. 314
112-112-3	Amended	V. 30, p. 314
112-112-4	Amended	V. 30, p. 314
112-112-7	Amended	V. 30, p. 315
112-112-9	Amended	V. 30, p. 315

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

Reg. No.	Action	Register
115-1-1	Amended	V. 30, p. 943
115-2-2	Amended	V. 30, p. 1665
115-2-3	Amended	V. 30, p. 1466
115-2-3a	Revoked	V. 30, p. 1180
115-4-2	Amended	V. 31, p. 425
115-4-4	Amended	V. 31, p. 426
115-4-4a	Amended	V. 31, p. 427
115-4-6b	New	V. 30, p. 332
115-4-11	Amended	V. 30, p. 332
115-5-1	Amended	V. 30, p. 944
115-5-2	Amended	V. 30, p. 945
115-7-3	Amended	V. 30, p. 1665
115-7-6	Amended	V. 30, p. 1665
115-7-9	Amended	V. 30, p. 536
115-7-10	Amended	V. 30, p. 1665
115-8-1	Amended	V. 30, p. 1467
115-8-6	Amended	V. 30, p. 1665
115-8-9	Amended	V. 30, p. 1467
115-8-10	Amended	V. 30, p. 1468
115-8-12	Amended	V. 30, p. 1666
115-8-13	Amended	V. 30, p. 1180
115-16-3	Amended	V. 30, p. 1180
115-16-5	Amended	V. 30, p. 334
115-17-1	Amended	V. 30, p. 1468
115-17-2	Amended	V. 30, p. 1468
115-17-2a	New	V. 30, p. 1469
115-17-3	Amended	V. 30, p. 1469
115-17-4	Amended	V. 30, p. 1470
115-17-5	Amended	V. 30, p. 1470
115-17-10	Amended	V. 30, p. 1470
115-17-11	Amended	V. 30, p. 1470
115-17-12	Amended	V. 30, p. 1471
115-30-13	New	V. 30, p. 1666

**AGENCY 117: REAL ESTATE APPRAISAL BOARD**

Reg. No.	Action	Register
117-7-1	Amended	V. 31, p. 683

**AGENCY 120: KANSAS HEALTH POLICY AUTHORITY (FORMERLY HEALTH CARE DATA GOVERNING BOARD)**

Reg. No.	Action	Register
120-1-2	Revoked	V. 30, p. 1024

**AGENCY 129: DEPARTMENT OF HEALTH AND ENVIRONMENT—DIVISION OF HEALTH CARE FINANCE**

Reg. No.	Action	Register
129-5-1	Amended	V. 31, p. 171
129-10-31	New	V. 30, p. 92

**AGENCY 130: HOME INSPECTORS REGISTRATION BOARD**

Reg. No.	Action	Register
130-2-1	Amended (T)	V. 30, p. 1629
130-2-1	Amended	V. 31, p. 224

**AGENCY 131: COMMITTEE ON SURETY BONDS AND INSURANCE**

Reg. No.	Action	Register
131-1-1	New	V. 30, p. 195

**AGENCY 132: KANSAS 911 COORDINATING COUNCIL**

Reg. No.	Action	Register
132-2-1	New	V. 31, p. 223
132-4-1	New	V. 31, p. 224

**Kansas Register**  
**Secretary of State**  
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